

110TH CONGRESS
2D SESSION

H. R. 5563

To reauthorize and reform the national service laws.

IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2008

Mrs. MCCARTHY of New York (for herself, Mr. GEORGE MILLER of California, Mr. PLATTS, Mr. SHAYS, Mr. HOLT, Ms. WOOLSEY, Ms. MATSUI, Mr. JEFFERSON, Mr. KLEIN of Florida, Mr. COURTNEY, Mr. SESTAK, and Ms. SHEA-PORTER) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To reauthorize and reform the national service laws.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) SHORT TITLE.—This Act may be cited as the
5 “Generations Invigorating Volunteerism and Education
6 Act” or the “GIVE Act”.

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

Sec. 1. Short title; table of contents.

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

Sec. 1001. References.

Subtitle A—Amendments to Subtitle A (General Provisions)

Sec. 1101. Purposes; sense of Congress.

Sec. 1102. Definitions.

Subtitle B—Amendments to Subtitle B (Service-Learning)

Sec. 1201. School-based allotments.

Sec. 1202. Higher education provisions.

Sec. 1203. Innovative programs and research.

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

Sec. 1301. Prohibition on grants to Federal agencies; limits on Corporation costs.

Sec. 1302. E-Corps and technical amendments to types of programs.

Sec. 1303. Types of positions.

Sec. 1304. Conforming repeal relating to training and technical assistance.

Sec. 1305. Assistance to State Commissions; challenge grants.

Sec. 1306. Allocation of assistance to States and other eligible entities.

Sec. 1307. Additional authority.

Sec. 1308. State selection of programs.

Sec. 1308A. National service program assistance requirements.

Sec. 1309. Consideration of applications.

Sec. 1310. Description of participants.

Sec. 1311. Selection of national service participants.

Sec. 1312. Terms of service.

Sec. 1313. Adjustments to living allowance.

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

Sec. 1401. Availability of funds in the National Service Trust.

Sec. 1402. Individuals eligible to receive a national service educational award from the Trust.

Sec. 1403. Determination of the amount of national service educational awards.

Sec. 1404. Disbursement of educational awards.

Sec. 1405. Process of approval of national service positions.

Sec. 1406. Report on veterans serving in approved national service positions.

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

Sec. 1501. Purpose.

Sec. 1502. Program components.

Sec. 1503. Eligible participants.

Sec. 1504. Summer national service program.

Sec. 1505. Team leaders.

Sec. 1506. Training.

Sec. 1507. Consultation with State Commissions.

Sec. 1508. Authorized benefits for Corps members.

Sec. 1509. Permanent cadre.

Sec. 1510. Contract and grant authority.

Sec. 1511. Other departments.

Sec. 1512. Advisory Board.

Sec. 1513. Annual evaluation.

- Sec. 1514. Repeal of funding limitation.
- Sec. 1515. Definitions.
- Sec. 1516. Terminology.

Subtitle F—Amendments to Subtitle F (Administrative Provisions)

- Sec. 1601. Family and medical leave.
- Sec. 1602. Additional prohibitions on use of funds.
- Sec. 1603. Notice, hearing, and grievance procedures.
- Sec. 1604. Resolution of displacement complaints.
- Sec. 1605. State Commissions on National and Community Service.
- Sec. 1606. Evaluation and accountability.
- Sec. 1607. Technical amendment.
- Sec. 1608. Partnerships with schools.
- Sec. 1609. Rights of access, examination, and copying.
- Sec. 1610. Additional administrative provisions.

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

- Sec. 1701. Terms of office.
- Sec. 1702. Board of Directors authorities and duties.
- Sec. 1703. Authorities and duties of the Chief Executive Officer.
- Sec. 1704. Nonvoting members; personal services contracts.
- Sec. 1705. Donated services.
- Sec. 1706. Office of Outreach and Recruitment.
- Sec. 1707. Study to examine and increase service programs for veterans and veterans participation in programs under the national service laws and to develop pilot program.
- Sec. 1708. Coordination with veterans organizations serving veterans with disabilities.
- Sec. 1709. Study to examine and increase service programs for displaced workers in services corps and community service and to develop pilot program planning study.

Subtitle H—Amendments to Subtitle H

- Sec. 1801. Technical amendments to subtitle H.
- Sec. 1802. Repeals.
- Sec. 1803. Innovative and model program support.
- Sec. 1804. Clearinghouses.

Subtitle I—Energy Conservation Corps

- Sec. 1811. General authority.
- Sec. 1812. Application.
- Sec. 1813. Focus of programs.
- Sec. 1814. Training and education services.
- Sec. 1815. Preference for certain projects.
- Sec. 1816. Participants.
- Sec. 1817. Use of volunteers.
- Sec. 1818. Cooperation among States for emergency response.
- Sec. 1819. Federal share.
- Sec. 1820. Best practices.
- Sec. 1820A. Authorization of appropriations.
- Sec. 1820B. Learn and Serve America.
- Sec. 1820C. National Senior Service Corps.

Subtitle J—Training and Technical Assistance

Sec. 1821. Training and technical assistance.

Subtitle K—Repeal of Title III (Points of Light Foundation)

Sec. 1831. Repeal.

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

Sec. 1841. Authorization of appropriations.

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

Sec. 2001. References.

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

Sec. 2101. Purpose.

Sec. 2102. Purpose of the VISTA program.

Sec. 2103. Applications.

Sec. 2104. VISTA programs of national significance.

Sec. 2105. Terms and periods of service.

Sec. 2106. Support Service.

Sec. 2107. Sections repealed.

Sec. 2108. Conforming amendment.

Sec. 2109. Financial assistance.

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

Sec. 2201. Change in name.

Sec. 2202. Purpose.

Sec. 2203. Grants and contracts for volunteer service projects.

Sec. 2204. Foster Grandparent Program grants.

Sec. 2205. Senior Companion Program grants.

Sec. 2206. Promotion of National Senior Service Corps.

Sec. 2207. Technical amendments.

Sec. 2208. Programs of national significance.

Sec. 2209. Additional provisions.

Sec. 2210. Authority of Director.

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

Sec. 2301. Nondisplacement.

Sec. 2302. Notice and hearing procedures.

Sec. 2303. Definitions.

Sec. 2304. Protection against improper use.

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

Sec. 2401. Authorization of appropriations for VISTA and other purposes.

Sec. 2402. Authorization of appropriations for National Senior Service Corps.

Sec. 2403. Administration and coordination.

TITLE III—AMENDMENTS TO OTHER LAWS

Sec. 3101. Inspector General Act of 1978.

TITLE IV—TECHNICAL AMENDMENTS TO TABLES OF CONTENTS

Sec. 4101. Table of contents for the National and Community Service Act of 1990.

Sec. 4102. Table of contents for the Domestic Volunteer Service Act of 1973.

TITLE V—EFFECTIVE DATE

Sec. 5101. Effective date.

Sec. 5102. Service assignments and agreements.

TITLE VI—CONGRESSIONAL COMMISSION ON CIVIC SERVICE

Sec. 6101. Short title.

Sec. 6102. Findings.

Sec. 6103. Establishment.

Sec. 6104. Duties.

Sec. 6105. Membership.

Sec. 6106. Director and Staff of Commission; Experts and Consultants.

Sec. 6107. Powers of Commission.

Sec. 6108. Reports.

Sec. 6109. Termination.

TITLE VII—SENSE OF CONGRESS

Sec. 7101. Sense of Congress.

TITLE VIII—SENSE OF CONGRESS

Sec. 8101. Sense of Congress.

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

4 **SEC. 1001. REFERENCES.**

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

**Subtitle A—Amendments to
Subtitle A (General Provisions)**

SEC. 1101. PURPOSES; SENSE OF CONGRESS.

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

(1) in paragraph (2), by striking “community
throughout” and inserting “community and service
throughout the varied and diverse communities of”;

(2) in paragraph (4), by inserting after “in-
come,” the following: “geographic location,”;

(3) in paragraph (6), by inserting after “exist-
ing” the following: “national”;

(4) in paragraph (7)—

(A) by striking “programs and agencies”
and inserting “programs, agencies, and commu-
nities”; and

(B) by striking “and” at the end;

(5) in paragraph (8), by striking the period and
inserting a semicolon; and

(6) by adding at the end the following:

“(9) expand and strengthen service-learning
programs through year-round opportunities, includ-
ing during the summer months, to improve the edu-
cation of children and youth and to maximize the
benefits of national and community service, in order

1 to renew the ethic of civic responsibility and the
2 spirit of community to children and youth through-
3 out the United States;

4 “(10) assist in coordinating and strengthening
5 Federal and other citizen service opportunities, in-
6 cluding opportunities for participation in emergency
7 and disaster preparedness, relief, and recovery;

8 “(11) increase service opportunities for our Na-
9 tion’s retiring professionals, including such opportu-
10 nities for those retiring from the science, technical,
11 engineering, and mathematics professions to improve
12 the education of our Nation’s youth and keep Amer-
13 ica competitive in the global knowledge economy,
14 and to further utilize the experience, knowledge, and
15 skills of older Americans;

16 “(12) encourage the continued service of the
17 alumni of the national service programs, including
18 service in times of national need; and

19 “(13) encourage members of the Baby Boom
20 generation to partake in service opportunities.”.

21 (b) SENSE OF CONGRESS.—The Act is amended by
22 inserting after section 2 the following:

23 **“SEC. 3. SENSE OF CONGRESS.**

24 “It is the sense of Congress that the number of par-
25 ticipants in the AmeriCorps programs, including the Vol-

1 volunteers in Service to America (VISTA) and the National
 2 Civilian Community Corps (NCCC), should grow to reach
 3 100,000 participants by 2012.”.

4 **SEC. 1102. DEFINITIONS.**

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

6 (1) by redesignating—

7 (A) paragraphs (21) through (29) as para-
 8 graphs (28) through (36), respectively;

9 (B) paragraphs (9) through (20) as para-
 10 graphs (15) through (26), respectively;

11 (C) paragraphs (7) and (8) as paragraphs
 12 (10) and (11), respectively; and

13 (D) paragraphs (3) through (6) as para-
 14 graphs (5) through (8), respectively;

15 (2) by inserting after paragraph (2) the fol-
 16 lowing:

17 “(3) APPROVED SUMMER OF SERVICE POSI-
 18 TION.—The term ‘approved summer of service posi-
 19 tion’ means a position in a program described under
 20 section 118(c)(8) for which the Corporation has ap-
 21 proved the provision of a summer of service edu-
 22 cational award as one of the benefits to be provided
 23 for successful service in the position.

24 “(4) BABY BOOM GENERATION.—The term
 25 ‘Baby Boom generation’ means the generation that

1 consists of individuals born during the period begin-
2 ning with 1946 and ending with 1964.”;

3 (3) in paragraph (5) (as so redesignated), by
4 striking “described in section 122”;

5 (4) in paragraph (7) (as so redesignated), by
6 striking “church or other”;

7 (5) by inserting after paragraph (8) (as so re-
8 designated) the following:

9 “(9) DISADVANTAGED YOUTH.—The term ‘dis-
10 advantaged youth’ includes those youth who are eco-
11 nomically disadvantaged and one or more of the fol-
12 lowing:

13 “(A) Who are out-of-school youth, includ-
14 ing out-of-school youth who are unemployed.

15 “(B) Who are in or aging out of foster
16 care.

17 “(C) Who have limited English proficiency.

18 “(D) Who are homeless or who have run
19 away from home.

20 “(E) Who are at-risk to leave school with-
21 out a diploma.

22 “(F) Who are former juvenile offenders or
23 at risk of delinquency.”;

24 (6) by inserting after paragraph (11) (as so re-
25 designated) the following:

1 “(12) GRANTMAKING ENTITY.—The term
2 ‘grantmaking entity’ means a public or private non-
3 profit organization that—

4 “(A) has experience with service-learning
5 or with meeting unmet human, educational, en-
6 vironmental, or public safety needs;

7 “(B) was in existence at least one year be-
8 fore the date on which the organization sub-
9 mitted an application under the national service
10 laws; and

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

13 “(13) HISPANIC-SERVING INSTITUTION.—The
14 term ‘Hispanic-serving institution’ has the meaning
15 given the term in section 502(a) of the Higher Edu-
16 cation Act of 1965 (20 U.S.C. 1101a(a)).

17 “(14) HISTORICALLY BLACK COLLEGE OR UNI-
18 VERSITY.—The term ‘historically black college or
19 university’ means a part B institution, as defined in
20 section 322 of the Higher Education Act of 1965
21 (20 U.S.C. 1101a(a)).”;

22 (7) in paragraph (19) (as so redesignated), by
23 striking “section 101(a) of the Higher Education
24 Act of 1965” and inserting “sections 101(a) and
25 102(a)(1) of the Higher Education Act of 1965”;

1 (8) in paragraph (23)(B) (as so redesignated),
2 by striking “program in which the participant is en-
3 rolled” and inserting “organization receiving assist-
4 ance under the national service laws through which
5 the participant is enrolled in an approved national
6 service position”;

7 (9) by inserting after paragraph (26) (as so re-
8 designated) the following:

9 “(27) QUALIFIED ORGANIZATION.—The term
10 ‘qualified organization’ means a public or private
11 nonprofit organization with experience working with
12 school-age youth that meets such criteria as the
13 Chief Executive Officer may establish.”;

14 (10) in paragraph (28)(B) (as so redesign-
15 ated)—

16 (A) by striking “602” and inserting
17 “602(3)”; and

18 (B) by striking “1401” and inserting
19 “1401(3)”; and

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

21 “(37) TRIBALLY CONTROLLED COLLEGE OR
22 UNIVERSITY.—The term ‘tribally controlled college
23 or university’ has the meaning given in section 2 of
24 the Tribally Controlled College or University Assist-
25 ance Act of 1978 (25 U.S.C. 1801).”.

**Subtitle B—Amendments to
Subtitle B (Service-Learning)**

SEC. 1201. SCHOOL-BASED ALLOTMENTS.

Part I of subtitle B of title I (42 U.S.C. 12521 et seq.) is amended to read as follows:

**“PART I—PROGRAMS FOR ELEMENTARY AND
SECONDARY STUDENTS**

**“SEC. 111. ASSISTANCE TO STATES, TERRITORIES, AND IN-
DIAN TRIBES.**

“(a) ALLOTMENTS TO STATES, TERRITORIES, AND INDIAN TRIBES.—The Corporation, in consultation with the Secretary of Education, may make allotments to State educational agencies, Territories, and Indian tribes to pay for the Federal share of—

“(1) planning and building the capacity within the State, Territory, or Indian tribe to implement service-learning programs that are based principally in elementary and secondary schools, including—

“(A) providing training for teachers, supervisors, personnel from community-based agencies (particularly with regard to the recruitment, utilization, and management of participants), and trainers, to be conducted by qualified individuals or organizations that have experience with service-learning;

1 “(B) developing service-learning curricula,
2 consistent with State or local academic content
3 standards, to be integrated into academic pro-
4 grams, including an age-appropriate learning
5 component that provides participants an oppor-
6 tunity to analyze and apply their service experi-
7 ences;

8 “(C) forming local partnerships described
9 in paragraph (2) or (4) to develop school-based
10 service-learning programs in accordance with
11 this part;

12 “(D) devising appropriate methods for re-
13 search and evaluation of the educational value
14 of service-learning and the effect of service-
15 learning activities on communities;

16 “(E) establishing effective outreach and
17 dissemination of information to ensure the
18 broadest possible involvement of community-
19 based agencies with demonstrated effectiveness
20 in working with school-age youth in their com-
21 munities; and

22 “(F) establishing effective outreach and
23 dissemination of information to ensure the
24 broadest possible participation of schools
25 throughout the State, with particular attention

1 to schools identified for school improvement
2 under title I of the Elementary and Secondary
3 Education Act of 1965 (20 U.S.C. 6301 et
4 seq.);

5 “(2) implementing, operating, or expanding
6 school-based service-learning programs, which may
7 include paying for the cost of the recruitment, train-
8 ing, supervision, placement, salaries, and benefits of
9 service-learning coordinators, through distribution of
10 Federal funds by State educational agencies, Terri-
11 tories, and Indian tribes made available under this
12 part to projects operated by local partnerships
13 among—

14 “(A) local educational agencies; and

15 “(B) 1 or more community partners that—

16 “(i) shall include a public or private
17 nonprofit organization that—

18 “(I) has a demonstrated expertise
19 in the provision of services to meet
20 unmet human, education, environ-
21 mental, or public safety needs;

22 “(II) will make projects available
23 for participants, who shall be stu-
24 dents; and

1 “(III) was in existence at least 1
2 year before the date on which the or-
3 ganization submitted an application
4 under section 113; and

5 “(ii) may include a private for-profit
6 business, private elementary or secondary
7 school, or Indian tribe (except that an In-
8 dian tribe distributing funds to a project
9 under this paragraph is not eligible to be
10 part of the partnership operating that
11 project);

12 “(3) planning of school-based service-learning
13 programs, through distribution by State educational
14 agencies, Territories, and Indian tribes of Federal
15 funds made available under this part to local edu-
16 cational agencies and Indian tribes, which planning
17 may include paying for the cost of—

18 “(A) the salaries and benefits of service-
19 learning coordinators; or

20 “(B) the recruitment, training, supervision,
21 and placement of service-learning coordinators
22 who may be participants in a program under
23 subtitle C or receive a national service edu-
24 cational award under subtitle D, who may be
25 participants in a project under section 201 of

1 the Domestic Volunteer Service Act of 1973 (42
2 U.S.C. 5001), or who may participate in a
3 Youthbuild program under section 173A of the
4 Workforce Investment Act of 1998 (29 U.S.C.
5 2918a),

6 who will identify the community partners described
7 in paragraph (2)(B) and assist in the design and im-
8 plementation of a program described in paragraph
9 (2); and

10 “(4) implementing, operating, or expanding
11 school-based service-learning programs to utilize
12 adult volunteers in service-learning to improve the
13 education of students, through distribution by State
14 educational agencies, Territories, and Indian tribes
15 of Federal funds made available under this part to—

16 “(A) local educational agencies;

17 “(B) Indian tribes (except that an Indian
18 tribe distributing funds under this paragraph is
19 not eligible to be a recipient of those funds);

20 “(C) public or private nonprofit organiza-
21 tions; or

22 “(D) partnerships or combinations of local
23 educational agencies and entities described in
24 subparagraph (B) or (C).

1 “(b) PROGRAMS TO ENCOURAGE CIVIC ENGAGE-
2 MENT IN SERVICE LEARNING.—

3 “(1) IN GENERAL.—From funds appropriated
4 under section 501(a)(1), and without regard to sec-
5 tion 112(b), the Corporation shall reserve up to 3
6 percent for competitive grants to partnerships de-
7 scribed in subsection (a)(2) for the development of
8 service-learning programs that promote greater civic
9 engagement among elementary and secondary school
10 students.

11 “(2) APPLICATION.—To be eligible to receive a
12 grant under this subsection, a partnership shall sub-
13 mit an application at such time, in such manner,
14 and containing such information as the Corporation
15 may require.

16 “(3) ACTIVITIES.—Partnerships receiving
17 grants under this subsection shall use funds to de-
18 velop service-learning curricula that—

19 “(A) promote a better understanding of
20 the principles of the Constitution of the United
21 States, the heroes of American history (includ-
22 ing military heroes), and the meaning of the
23 Oath of Allegiance;

24 “(B) promote a better understanding of
25 how the Nation’s government functions; and

1 “(C) promote a better understanding of
2 the importance of service in the Nation’s char-
3 acter.

4 “(c) DUTIES OF SERVICE-LEARNING COORDI-
5 NATOR.—A service-learning coordinator referred to in
6 paragraph (2), (3), or (5) of subsection (a) shall provide
7 services that may include—

8 “(1) providing technical assistance and informa-
9 tion to, and facilitating the training of, teachers and
10 assisting in the planning, development, execution,
11 and evaluation of service-learning in their class-
12 rooms;

13 “(2) assisting local partnerships described in
14 subsection (a) in the planning, development, and
15 execution of service-learning projects, including sum-
16 mer of service programs; and

17 “(3) carrying out such other duties as the re-
18 cipient of assistance under this part may determine
19 to be appropriate.

20 “(d) RELATED EXPENSES.—An entity that receives
21 financial assistance under this part may, in carrying out
22 the activities described in subsection (a), use such assist-
23 ance to pay for the Federal share of reasonable costs re-
24 lated to the supervision of participants, program adminis-

1 tration, transportation, insurance, and evaluations and for
2 other reasonable expenses related to the activities.

3 **“SEC. 112. ALLOTMENTS.**

4 “(a) INDIAN TRIBES AND TERRITORIES.—Of the
5 amounts appropriated to carry out this part for any fiscal
6 year, the Corporation shall reserve an amount of not less
7 than 2 percent and not more than 3 percent for payments
8 to Indian tribes, the United States Virgin Islands, Guam,
9 American Samoa, and the Commonwealth of the Northern
10 Mariana Islands, to be allotted in accordance with their
11 respective needs.

12 “(b) ALLOTMENTS THROUGH STATES.—After reserv-
13 ing the amount under subsection (a), the Corporation shall
14 use the remainder of the funds appropriated to carry out
15 this part for any fiscal year as follows:

16 “(1) ALLOTMENTS.—

17 “(A) SCHOOL-AGE YOUTH.—From 50 per-
18 cent of such remainder, the Corporation shall
19 allot to each State an amount that bears the
20 same ratio to 50 percent of such remainder as
21 the number of school-age youth in the State
22 bears to the total number of school-age youth of
23 all States.

24 “(B) ALLOCATION UNDER ELEMENTARY
25 AND SECONDARY EDUCATION ACT OF 1965.—

1 From 50 percent of such remainder, the Cor-
2 poration shall allot to each State an amount
3 that bears the same ratio to 50 percent of such
4 remainder as the allocation to the State for the
5 previous fiscal year under title I of the Elemen-
6 tary and Secondary Education Act of 1965 (20
7 U.S.C. 6311 et seq.) or its successor authority
8 bears to such allocations to all States.

9 “(2) DEFINITION.—Notwithstanding section
10 101, for purposes of this subsection, the term ‘State’
11 means each of the several States, the District of Co-
12 lumbia, and the Commonwealth of Puerto Rico.

13 “(c) REALLOTMENT.—If the Corporation determines
14 that the allotment of a State, Territory, or Indian tribe
15 under this section will not be required for a fiscal year
16 because the State, Territory, or Indian tribe did not sub-
17 mit and receive approval of an application for the allot-
18 ment under section 113, the Corporation shall make the
19 allotment for such State, Territory, or Indian tribe avail-
20 able for grants to grantmaking entities to carry out serv-
21 ice-learning programs as described in section 111(a) in
22 such State, Territory, or Indian tribe. After grantmaking
23 entities apply for the allotment with an application at such
24 time and in such manner as the Corporation requires and
25 receive approval, the remainder of such allotment shall be

1 available for reallocation to such other States, Territories,
2 or Indian tribes with approved applications submitted
3 under section 113 as the Corporation may determine to
4 be appropriate.

5 “(d) MINIMUM AMOUNT.—For any fiscal year for
6 which amounts appropriated for this part exceed
7 \$43,000,000, the minimum allotment to each State (as de-
8 fined in section 112(b)(2)) under this section shall be
9 \$65,000.

10 **“SEC. 113. APPLICATIONS.**

11 “(a) IN GENERAL.—To be eligible to receive an allot-
12 ment under section 112, a State, acting through the State
13 educational agency, Territory, or Indian tribe shall pre-
14 pare, submit to the Corporation, and obtain approval of,
15 an application at such time and in such manner as the
16 Chief Executive Officer may reasonably require.

17 “(b) CONTENTS.—An application for an allotment
18 under this part shall include—

19 “(1) a proposal for a 3-year plan promoting
20 service-learning, which shall contain such informa-
21 tion as the Chief Executive Officer may reasonably
22 require, including how the applicant will integrate
23 service opportunities into the academic program of
24 the participants;

1 “(2) information about the criteria the State
2 educational agency, Territory, or Indian tribe will
3 use to evaluate and grant approval to applications
4 submitted under subsection (c), including an assur-
5 ance that the State educational agency, Territory, or
6 Indian tribe will comply with the requirement in sec-
7 tion 114(a);

8 “(3) information about the applicant’s efforts
9 to—

10 “(A) ensure that students of different
11 ages, races, sexes, ethnic groups, disabilities,
12 and economic backgrounds have opportunities
13 to serve together;

14 “(B) include any opportunities for students
15 enrolled in schools or other programs of edu-
16 cation providing elementary or secondary edu-
17 cation to participate in service-learning pro-
18 grams and ensure that such service-learning
19 programs include opportunities for such stu-
20 dents to serve together;

21 “(C) involve participants in the design and
22 operation of the program;

23 “(D) promote service-learning in areas of
24 greatest need, including low-income or rural
25 areas; and

1 “(E) otherwise integrate service opportuni-
2 ties into the academic program of the partici-
3 pants; and

4 “(4) assurances that the applicant will comply
5 with the nonduplication and nondisplacement re-
6 quirements of section 177 and the grievance proce-
7 dures required by section 176.

8 “(c) APPLICATION TO STATE, TERRITORY, OR IN-
9 DIAN TRIBE TO RECEIVE ASSISTANCE TO CARRY OUT
10 SCHOOL-BASED SERVICE-LEARNING PROGRAMS.—

11 “(1) IN GENERAL.—Any—

12 “(A) qualified organization, Indian tribe,
13 Territory, local educational agency, for-profit
14 business, private elementary, middle, or sec-
15 ondary school, or institution of higher education
16 that desires to receive financial assistance
17 under this subpart from a State, Territory, or
18 Indian tribe for an activity described in section
19 111(a)(1);

20 “(B) partnership described in section
21 111(a)(2) that desires to receive such assistance
22 from a State, Territory, or Indian tribe or
23 grantmaking entity described in section
24 111(a)(2);

1 “(C) entity described in section 111(a)(3)
2 that desires to receive such assistance from a
3 State, Territory, or Indian tribe for an activity
4 described in such section;

5 “(D) partnership described in section
6 111(a)(4) that desires to receive such assistance
7 from a State, Territory, or Indian tribe for an
8 activity described in such section; and

9 “(E) agency or partnership described in
10 section 118(c)(8) that desires to receive such
11 assistance, or approved summer of service posi-
12 tions, from a State, Territory, or Indian tribe
13 for an activity described in such section to be
14 carried out through a service-learning program
15 described in section 111,

16 shall prepare, submit to the State educational agen-
17 cy, Territory, grantmaking entity, or Indian tribe,
18 and obtain approval of, an application for the pro-
19 gram.

20 “(2) SUBMISSION.—Such application shall be
21 submitted at such time and in such manner, and
22 shall contain such information, as the agency, Terri-
23 tory, Indian tribe, or entity may reasonably require.

1 **“SEC. 114. CONSIDERATION OF APPLICATIONS.**

2 “(a) PRIORITY.—In considering competitive applica-
3 tions under this part, the Corporation shall give priority
4 to innovation, sustainability, capacity building, involve-
5 ment of disadvantaged youth, and quality of programs, as
6 well as other criteria approved by the Chief Executive Offi-
7 cer.

8 “(b) REJECTION OF APPLICATIONS.—If the Corpora-
9 tion rejects an application submitted by a State, Territory,
10 or Indian tribe under section 113 for an allotment, the
11 Corporation shall promptly notify the State, Territory, or
12 Indian tribe of the reasons for the rejection of the applica-
13 tion. The Corporation shall provide the State, Territory,
14 or Indian tribe with a reasonable opportunity to revise and
15 resubmit the application and shall provide technical assist-
16 ance, if needed, to the State, Territory, or Indian tribe
17 as part of the resubmission process. The Corporation shall
18 promptly reconsider such resubmitted application.

19 **“SEC. 115. PARTICIPATION OF STUDENTS AND TEACHERS**
20 **FROM PRIVATE SCHOOLS.**

21 “(a) IN GENERAL.—To the extent consistent with the
22 number of students in the State, Territory, or Indian tribe
23 or in the school district of the local educational agency
24 involved who are enrolled in private nonprofit elementary
25 and secondary schools, such State, Territory, Indian tribe,

1 or agency shall (after consultation with appropriate pri-
2 vate school representatives) make provision—

3 “(1) for the inclusion of services and arrange-
4 ments for the benefit of such students so as to allow
5 for the equitable participation of such students in
6 the programs implemented to carry out the objec-
7 tives and provide the benefits described in this part;
8 and

9 “(2) for the training of the teachers of such
10 students so as to allow for the equitable participa-
11 tion of such teachers in the programs implemented
12 to carry out the objectives and provide the benefits
13 described in this part.

14 “(b) WAIVER.—If a State, Territory, Indian tribe, or
15 local educational agency is prohibited by law from pro-
16 viding for the participation of students or teachers from
17 private nonprofit schools as required by subsection (a), or
18 if the Corporation determines that a State, Territory, In-
19 dian tribe, or local educational agency substantially fails
20 or is unwilling to provide for such participation on an equi-
21 table basis, the Chief Executive Officer shall waive such
22 requirements and shall arrange for the provision of serv-
23 ices to such students and teachers. Such waivers shall be
24 subject to the requirements of sections 9503 and 9504 of

1 the Elementary and Secondary Education Act of 1965 (20
2 U.S.C. 7883 and 7884).

3 **“SEC. 116. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.**

4 “(a) FEDERAL SHARE.—

5 “(1) IN GENERAL.—The Federal share of the
6 cost of carrying out a program for which assistance
7 is provided under this part—

8 “(A) for new grants, may not exceed 80
9 percent of the total cost for the first year of the
10 grant, 65 percent for the second year, and 50
11 percent for each remaining year; and

12 “(B) for continuing grants, may not exceed
13 50 percent of the total cost of the program.

14 “(2) NON-FEDERAL CONTRIBUTION.—In pro-
15 viding for the remaining share of the cost of car-
16 rying out such a program, each recipient of assist-
17 ance under this part—

18 “(A) shall provide for such share through
19 a payment in cash or in kind, fairly evaluated,
20 including facilities, equipment, or services; and

21 “(B) may provide for such share through
22 State sources or local sources, including private
23 funds or donated services.

24 “(b) WAIVER.—The Chief Executive Officer may
25 waive the requirements of subsection (a) in whole or in

1 part with respect to any such program for any fiscal year
 2 if the Corporation determines that such a waiver would
 3 be equitable due to a lack of available financial resources
 4 at the local level.

5 **“SEC. 117. LIMITATIONS ON USES OF FUNDS.**

6 “Not more than 6 percent of the amount of assist-
 7 ance received by an applicant in a fiscal year may be used
 8 to pay, in accordance with such standards as the Corpora-
 9 tion may issue, for administrative costs, incurred by—

10 “(1) the original recipient; or

11 “(2) the entity carrying out the service-learning
 12 program supported with the assistance.”.

13 **SEC. 1202. HIGHER EDUCATION PROVISIONS.**

14 Section 119 (42 U.S.C. 12561) is redesignated as
 15 section 117 and amended—

16 (1) in subsection (a), by inserting after “com-
 17 munity service programs” the following: “through
 18 service-learning”;

19 (2) in subsection (b)—

20 (A) in the matter preceding paragraph (1),
 21 by striking “combination” and inserting “con-
 22 sortia”;

23 (B) in paragraph (1)—

24 (i) in subparagraph (A), by striking
 25 “and” at the end;

1 (ii) in subparagraph (B), by adding
2 “and” at the end; and

3 (iii) by adding at the end the fol-
4 lowing:

5 “(C) may coordinate with service-learning
6 curricula being offered in the academic cur-
7 ricula at the institution of higher education or
8 at one or more members of the consortia;”;

9 (3) in subsection (b)(3)—

10 (A) in the matter preceding subparagraph
11 (A), by striking “teachers at the elementary,
12 secondary, and postsecondary levels” and in-
13 serting “institutions of higher education and
14 their faculty”;

15 (B) in subparagraph (A), by striking “edu-
16 cation of the institution; and” and inserting
17 “curricula of the institution to strengthen the
18 instructional capacity of service-learning at the
19 elementary and secondary levels;”;

20 (C) by redesignating subparagraph (B) as
21 subparagraph (E); and

22 (D) by inserting after subparagraph (A)
23 the following:

24 “(B) including service-learning as a key
25 component of the health professionals curricula,

1 including nursing, pre-medicine, medicine, and
 2 dentistry curricula of the institution;

3 “(C) including service-learning as a key
 4 component of the criminal justice professionals
 5 curricula of the institution;

6 “(D) including service-learning as a key
 7 component of the public policy and public ad-
 8 ministration curricula of the institution; and”;

9 (4) by striking subsections (c), (d), (e), and (g);
 10 (5) by redesignating subsection (f) as (i); and
 11 (6) by inserting after subsection (b) the fol-
 12 lowing:

13 “(c) SPECIAL CONSIDERATION.—To the extent prac-
 14 ticable, the Corporation shall give special consideration to
 15 applications submitted by predominantly Black institu-
 16 tions, Historically Black Colleges and Universities, His-
 17 panic-serving institutions, Tribal Colleges and Univer-
 18 sities, and community colleges serving predominantly mi-
 19 nority populations.

20 “(d) FEDERAL, STATE, AND LOCAL CONTRIBU-
 21 TIONS.—

22 “(1) FEDERAL SHARE.—

23 “(A) IN GENERAL.—The Federal share of
 24 the cost of carrying out a program for which
 25 assistance is provided under this part may not

1 exceed 50 percent of the total cost of the pro-
2 gram.

3 “(B) NON-FEDERAL CONTRIBUTION.—In
4 providing for the remaining share of the cost of
5 carrying out such a program, each recipient of
6 a grant under this part—

7 “(i) shall provide for such share
8 through a payment in cash or in kind, fair-
9 ly evaluated, including facilities, equip-
10 ment, or services; and

11 “(ii) may provide for such share
12 through State sources or local sources, in-
13 cluding private funds or donated services.

14 “(2) WAIVER.—The Chief Executive Officer
15 may waive the requirements of paragraph (1) in
16 whole or in part with respect to any such program
17 for any fiscal year if the Corporation determines
18 that such a waiver would be equitable due to a lack
19 of available financial resources at the local level.

20 “(e) APPLICATION FOR GRANT.—

21 “(1) SUBMISSION.—To receive a grant or enter
22 into a contract under this part, an applicant shall
23 prepare, submit to the Corporation, and obtain ap-
24 proval of, an application at such time, in such man-
25 ner, and containing such information and assurances

1 as the Corporation may reasonably require. In re-
2 requesting applications for assistance under this part,
3 the Corporation shall specify such required informa-
4 tion and assurances.

5 “(2) CONTENTS.—An application submitted
6 under paragraph (1) shall contain, at a minimum—

7 “(A) assurances that—

8 “(i) prior to the placement of a partic-
9 ipant, the applicant will consult with the
10 appropriate local labor organization, if any,
11 representing employees in the area who are
12 engaged in the same or similar work as
13 that proposed to be carried out by such
14 program, to prevent the displacement and
15 protect the rights of such employees; and

16 “(ii) the applicant will comply with
17 the nonduplication and nondisplacement
18 provisions of section 177 and the grievance
19 procedures required by section 176; and

20 “(B) such other assurances as the Chief
21 Executive Officer may reasonably require.

22 “(f) PRIORITY.—In making grants and entering into
23 contracts under subsection (b), the Corporation shall give
24 priority to applicants or institutions that submit applica-
25 tions containing proposals that—

1 “(1) demonstrate the commitment of the insti-
2 tution of higher education, other than by dem-
3 onstrating the commitment of the students, to sup-
4 porting the community service projects carried out
5 under the program;

6 “(2) specify the manner in which the institution
7 will promote faculty, administration, and staff par-
8 ticipation in the community service projects;

9 “(3) specify the manner in which the institution
10 will provide service to the community through orga-
11 nized programs, including, where appropriate, clin-
12 ical programs for students in professional schools
13 and colleges;

14 “(4) describe any partnership that will partici-
15 pate in the community service projects, such as a
16 partnership comprised of—

17 “(A) the institution;

18 “(B)(i) a community-based agency;

19 “(ii) a local government agency; or

20 “(iii) a non-profit entity that serves or in-
21 volves school-age youth, older adults, or low-in-
22 come communities; and

23 “(C)(i) a student organization;

24 “(ii) a department of the institution; or

1 “(iii) a group of faculty comprised of dif-
2 ferent departments, schools, or colleges at the
3 institution;

4 “(5) demonstrate community involvement in the
5 development of the proposal;

6 “(6) describe research on effective strategies
7 and methods to improve service utilized in the design
8 of the project;

9 “(7) specify that the institution will use such
10 assistance to strengthen the service infrastructure in
11 institutions of higher education; or

12 “(8) with respect to projects involving delivery
13 of services, specify projects that involve leadership
14 development of school aged youth.

15 “(g) DEFINITION.—Notwithstanding section 101, as
16 used in this part, the term ‘student’ means an individual
17 who is enrolled in an institution of higher education on
18 a full- or part-time basis.

19 “(h) FEDERAL WORK-STUDY.—To be eligible for as-
20 sistance under this part, an institution of higher education
21 must demonstrate that it meets the minimum require-
22 ments under section 443(b)(2)(B) of the Higher Edu-
23 cation Act of 1965 (42 U.S.C. 2753(b)(2)(B)) relating to
24 the participation of Federal Work-Study students in com-

1 munity service activities, or has received a waiver of those
 2 requirements from the Secretary of Education.”.

3 **SEC. 1203. INNOVATIVE PROGRAMS AND RESEARCH.**

4 Subtitle B of title I (42 U.S.C. 12521 et seq.) is fur-
 5 ther amended by adding after part II the following new
 6 part:

7 **“PART III—INNOVATIVE SERVICE—LEARNING**
 8 **PROGRAMS AND RESEARCH**

9 **“SEC. 118. INNOVATIVE DEMONSTRATION SERVICE-LEARN-**
 10 **ING PROGRAMS AND RESEARCH.**

11 “(a) IN GENERAL.—From the amounts appropriated
 12 to carry out this part for a fiscal year, the Corporation
 13 may make grants and fixed amount grants under sub-
 14 section (f) with eligible entities for activities described in
 15 subsection (c).

16 “(b) ELIGIBLE ENTITIES DEFINED.—For purposes
 17 of this part, the term ‘eligible entity’ means a State edu-
 18 cation agency, a State commission, a Territory, an Indian
 19 tribe, an institution of higher education, or a public or
 20 private nonprofit organization (including grant-making
 21 entities), a public or private elementary or secondary
 22 school, a local educational agency, or a consortia of such
 23 entities, where a consortia of two or more such entities
 24 may also include a for-profit organization.

1 “(c) AUTHORIZED ACTIVITIES.—Funds under this
2 part may be used to—

3 “(1) integrate service-learning programs into
4 the science, technology, engineering, and mathe-
5 matics (STEM) curricula at the elementary, sec-
6 ondary, or post-secondary, and post-baccalaureate
7 levels in coordination with practicing or retired
8 STEM professionals;

9 “(2) involve students in service-learning pro-
10 grams focusing on energy conservation in their com-
11 munity, including conducting educational outreach
12 on energy conservation and working to improve en-
13 ergy efficiency in low income housing and in public
14 spaces;

15 “(3) involve students in service-learning
16 projects in emergency and disaster preparedness;

17 “(4) involve students in service-learning
18 projects aimed at improving access to and obtaining
19 the benefits from computers and other emerging
20 technologies, including in low income or rural com-
21 munities, in senior centers and communities, in
22 schools, in libraries, and in other public spaces;

23 “(5) involve high school age youth in the men-
24 toring of middle school youth while involving all par-
25 ticipants in service-learning to seek to meet unmet

1 human, educational, environmental, public safety, or
2 emergency disaster preparedness needs in their com-
3 munity;

4 “(6) conduct research and evaluations on serv-
5 ice-learning, including service-learning in middle
6 schools, and disseminate such research and evalua-
7 tions widely;

8 “(7) conduct innovative and creative activities
9 as described in section 111(a);

10 “(8) establish or implement summer of service
11 programs during the summer months, including the
12 cost of recruitment, training, and placement of serv-
13 ice-learning coordinators—

14 “(A) for youth who will be enrolled in any
15 grade from grade 6 through grade 12 at the
16 end of the summer concerned;

17 “(B) for community-based service-learning
18 projects that—

19 “(i) shall—

20 “(I) meet unmet human, edu-
21 cational, environmental (including en-
22 ergy conservation and stewardship),
23 emergency and disaster preparedness,
24 and public service needs; and

1 “(II) be intensive, structured, su-
2 pervised, and designed to produce
3 identifiable improvements to the com-
4 munity; and

5 “(ii) may include the extension of aca-
6 demic year service-learning programs into
7 the summer months;

8 “(C) under which any student who com-
9 pletes 100 hours of service in an approved sum-
10 mer of service position, as certified through a
11 process determined by the Corporation through
12 regulations consistent with section 138(f), shall
13 be eligible for a summer of service educational
14 award of not more than \$500 (or, at the discre-
15 tion of the Chief Executive Officer, not more
16 than \$1,000 in the case of a participant who is
17 economically disadvantaged) from funds depos-
18 ited in the National Service Trust and distrib-
19 uted by the Corporation as described in section
20 148; and

21 “(D) subject to the limitation that a stu-
22 dent may not receive more than 2 summer of
23 service educational awards from funds deposited
24 in the National Service Trust; and

1 “(9) carry out any other innovative service-
2 learning programs or research that the Corporation
3 considers appropriate.

4 “(d) PRIORITY.—Priority shall be given to programs
5 that—

6 “(1) involve students and community stake-
7 holders in the design and implementation of the
8 service-learning program;

9 “(2) implement service-learning programs in
10 low-income or rural communities; and

11 “(3) utilize adult volunteers, including tapping
12 the resource of retired and retiring adults, in the
13 planning and implementation of the service-learning
14 programs.

15 “(e) REQUIREMENTS.—

16 “(1) THREE-YEAR TERM.—Each program fund-
17 ed under this part shall be carried out over a period
18 of three years, including one planning year and two
19 additional grant years, with a 1-year extension pos-
20 sible, if the program meets performance measures
21 developed in accordance with section 179(a) and any
22 other criteria determined by the Corporation.

23 “(2) COLLABORATION ENCOURAGED.—Each
24 program funded under this part is encouraged to
25 collaborate with other Learn and Serve programs,

1 AmeriCorps, VISTA, and the National Senior Serv-
2 ice Corps.

3 “(3) EVALUATION.—Upon completion of the
4 program, the Corporation shall conduct an inde-
5 pendent evaluation of the program and widely dis-
6 seminate the results to the service community
7 through multiple channels, including the Corpora-
8 tion’s Resource Center or a clearinghouse of effec-
9 tive strategies and recommendations for improve-
10 ment.

11 “(f) FIXED AMOUNT GRANTS.—

12 “(1) GENERAL.—For purposes of subsection
13 (a), and subject to the limitations in this subsection,
14 the Corporation may, upon making a determination
15 described in paragraph (2), approve a fixed amount
16 grant that is not subject to the Office of Manage-
17 ment and Budget cost principles and related finan-
18 cial recordkeeping requirements.

19 “(2) DETERMINATION.—Before approving a
20 fixed amount grant, the Corporation must determine
21 that—

22 “(A) the reasonable and necessary costs of
23 carrying out the terms of the grant significantly
24 exceed the amount of assistance provided by the
25 Corporation; or

1 “(B) based on the nature or design of the
2 grant, any assistance provided by the Corpora-
3 tion can be reasonably presumed to be expended
4 on reasonable and necessary costs.

5 “(3) MATCHING FUNDS.—

6 “(A) IN GENERAL.—The Federal share of
7 the cost of carrying out a program for which a
8 grant is made under this part may not exceed
9 75 percent of the total cost of the program in
10 the first year of the grant and 50 percent of the
11 total cost of the program in the remaining
12 years of the grant, including if the grant is ex-
13 tended for a fourth year.

14 “(B) NON-FEDERAL CONTRIBUTION.—In
15 providing for the remaining share of the cost of
16 carrying out such a program, each recipient of
17 a grant under this part—

18 “(i) shall provide for such share
19 through a payment in cash or in kind, fair-
20 ly evaluated, including facilities, equip-
21 ment, or services; and

22 “(ii) may provide for such share
23 through State sources or local sources, in-
24 cluding private funds or donated services.

1 “(g) APPLICATIONS.—To be eligible to carry out a
 2 program under this part, an entity shall prepare, submit
 3 to the Corporation, and obtain approval of, an application
 4 at such time and in such manner as the Chief Executive
 5 Officer may reasonably require.”.

6 **Subtitle C—Amendments to Sub-**
 7 **title C (National Service Trust**
 8 **Program)**

9 **SEC. 1301. PROHIBITION ON GRANTS TO FEDERAL AGEN-**
 10 **CIES; LIMITS ON CORPORATION COSTS.**

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

12 (1) in subsection (a), in the matter preceding
 13 paragraph (1), by inserting after “subdivisions of
 14 States,” the following: “Territories,”;

15 (2) in subsection (b)—

16 (A) in the heading, by striking “AGREE-
 17 MENTS WITH FEDERAL AGENCIES” and insert-
 18 ing “RESTRICTIONS ON AGREEMENTS WITH
 19 FEDERAL AGENCIES”;

20 (B) in paragraph (1)—

21 (i) in the first sentence by striking
 22 “by the agency.” and inserting “by the
 23 agency, including programs under the Pub-
 24 lic Lands Corps and Urban Youth Corps
 25 as described in section 122(a)(2).”; and

1 (ii) by striking the second sentence;

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

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

7 (D) in paragraph (3)—

8 (i) by striking “receiving assistance
9 under this subsection” and inserting “op-
10 erating a national service program”; and

11 (ii) by striking “using such assist-
12 ance”;

13 (3) in subsection (c)(2)(B), by striking “to be
14 provided” and inserting “to be provided or otherwise
15 approved”;

16 (4) in subsection (d)—

17 (A) in the subsection heading, by striking
18 “FIVE” and inserting “SIX”; and

19 (B) in paragraph (1), by striking “5 per-
20 cent” and inserting “6 percent”; and

21 (5) in subsection (e)—

22 (A) in paragraph (1)—

23 (i) by striking “section 140” and in-
24 serting “paragraph (2)”;

1 (ii) by striking “Federal share of the
2 cost” and inserting “Corporation share of
3 the cost, including member living allow-
4 ances, employment-related taxes, health
5 care coverage, and worker’s compensation
6 and other necessary operation costs,”;

7 (iii) by striking “may not exceed 75
8 percent of such cost.” and inserting “may
9 not exceed—”; and

10 (iv) by adding at the end the fol-
11 lowing:

12 “(A) for the first three years in which the
13 recipient receives such assistance, 76 percent of
14 such cost;

15 “(B) for the fourth through ninth years in
16 which the recipient receives such assistance, a
17 decreasing share of such cost between 76 per-
18 cent and 50 percent, as established by the Cor-
19 poration in regulation; and

20 “(C) for the tenth year (and each year
21 thereafter) in which the recipient receives such
22 assistance, 50 percent of such cost.”;

23 (B) by striking paragraph (3);

24 (C) by redesignating paragraph (2) as
25 paragraph (3); and

1 (D) by inserting after paragraph (1) the
2 following:

3 “(2) ALTERNATIVE CORPORATION SHARE FOR
4 PROGRAMS IN RURAL OR SEVERELY ECONOMICALLY
5 DISTRESSED COMMUNITIES.—Upon approval by the
6 Corporation, the Corporation share of the cost, in-
7 cluding member living allowances, employment-re-
8 lated taxes, health care coverage, and worker’s com-
9 pensation, of carrying out a national service pro-
10 gram that receives assistance under subsection (a)
11 and that is located in a rural or severely economi-
12 cally distressed community may not exceed—

13 “(A) for the first six years in which the re-
14 cipient receives such assistance, 76 percent of
15 such cost;

16 “(B) for the seventh through ninth years
17 in which the recipient receives such assistance,
18 a decreasing share of such cost between 76 and
19 65 percent as established by the Corporation in
20 regulation; and

21 “(C) for the tenth year (and each year
22 thereafter) in which the recipient receives such
23 assistance, 65 percent of such cost.”;

24 (E) in paragraph (3) (as so redesignated),
25 in subparagraph (B), by inserting after “other

Federal sources” the following: “including funds authorized under Youthbuild (section 173A of the Workforce Investment Act of 1998 (29 U.S.C. 2918a))”; and

(F) by adding at the end the following:

“(5) OTHER FEDERAL FUNDS.—

“(A) RECIPIENT REPORT.—A recipient of assistance under section 121 shall report to the Corporation the amount and source of any Federal funds used to carry out the program other than those provided by the Corporation.

“(B) CORPORATION REPORT.—The Corporation shall report to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate on an annual basis information regarding each recipient that uses Federal funds other than those provided by the Corporation to carry out the program, including amounts and sources of other Federal funds.”.

**SEC. 1302. E-CORPS AND TECHNICAL AMENDMENTS TO
TYPES OF PROGRAMS.**

Section 122 (42 U.S.C. 12572) is amended—

(1) in subsection (a)—

1 (A) in the matter preceding paragraph (1),
2 by striking “subsection (b)(1)” and inserting
3 “subsection (c)(1)”;

4 (B) in paragraph (2)—

5 (i) in subparagraph (A), by striking
6 “including” and all that follows through
7 the semicolon at the end and inserting “in-
8 cluding projects involving urban renewal,
9 sustaining natural resources, or improving
10 human services;”;

11 (ii) in subparagraph (B), by striking
12 “including” and inserting “and at least 50
13 percent of whom are”; and

14 (iii) in subparagraph (C)(i), by insert-
15 ing “, including mentoring” before the
16 semicolon;

17 (C) in paragraph (6)—

18 (i) in subparagraph (B), by striking “;
19 or” and inserting a semicolon;

20 (ii) in subparagraph (C), by striking
21 the period and inserting “; or”; and

22 (iii) by adding at the end the fol-
23 lowing:

1 “(D) students participating in service-
2 learning programs at an institution of higher
3 education.”;

4 (D) in paragraph (7)(A), by inserting “,
5 including elementary and secondary education,
6 and other professions such as those in health
7 care, criminal justice, environmental steward-
8 ship and conservation, or public safety” before
9 the semicolon;

10 (E) in paragraph (8)(C), by striking “non-
11 profit”;

12 (F) in paragraph (9), by striking “between
13 the ages of 16 and 24” and inserting “between
14 the ages of 16 and 25”;

15 (G) in paragraph (10), by striking “gifted
16 young adults” and all that follows through the
17 period at the end and inserting “school-age
18 youth and young adults of all backgrounds, in-
19 cluding gifted youth, along with established suc-
20 cessful entrepreneurs of all backgrounds and
21 professions from the community in which the
22 program exists to—

23 “(A) train the participants in utilizing
24 problem-solving, entrepreneurship, and commu-

1 nication skills to design solutions to community
2 problems; and

3 “(B) collaborate with stakeholders in the
4 communities to implement the solutions devised
5 by the participants in subparagraph (A).”;

6 (H) in paragraph (12)(A), by striking
7 “learning and recreation” and inserting “learn-
8 ing, recreation, and mentoring”;

9 (I) in paragraph (13), by striking “and to
10 combat rural poverty, including” and inserting
11 “, including the issues of rural poverty,”;

12 (J) by redesignating paragraph (15) as
13 paragraph (19); and

14 (K) by inserting after paragraph (14) the
15 following:

16 “(15) An E–Corps program that involves par-
17 ticipants who provide services in a community by de-
18 veloping and assisting in carrying out technology
19 programs which seek to increase access to tech-
20 nology and the benefits thereof in such community.

21 “(16) A program that engages citizens in public
22 safety, public health, and emergency and disaster
23 preparedness, and may include the recruitment and
24 placing of qualified participants in positions to be
25 trainees as law enforcement officers, firefighters,

1 search and rescue personnel, and emergency medical
2 service workers, and may engage Federal, State, and
3 local stakeholders in collaboration to organize more
4 effective responses to issues of public safety and
5 public health, emergencies, and disasters.

6 “(17) A program, initiative, or partnership that
7 seeks to expand the number of mentors for youths
8 (including by recruiting high-school and college-aged
9 individuals to enter into mentoring relationships), in-
10 cluding mentors for disadvantaged youths, either
11 through provision of direct mentoring services, provi-
12 sion of supportive services to direct mentoring serv-
13 ice organizations (in the case of a partnership), or
14 through the creative utilization of current and
15 emerging technologies to connect youth with men-
16 tors.

17 “(18) A program that has the primary purpose
18 of re-engaging court-involved youth and adults with
19 the goal of reducing recidivism.”;

20 (2) by redesignating subsections (b) and (c) as
21 (c) and (d), respectively;

22 (3) by inserting after subsection (a) the fol-
23 lowing:

24 “(b) INNOVATIVE PROGRAMS TO MEET THE NEEDS
25 OF VETERANS.—

1 “(1) IN GENERAL.—From funds appropriated
2 under section 501(a)(2), the Corporation shall re-
3 serve up to 3 percent for competitive grants to eligi-
4 ble recipients under subsection (a) for the develop-
5 ment, either directly or through subgrants to other
6 entities, of innovative initiatives to address the
7 unique needs of veterans.

8 “(2) APPLICATION.—To be eligible to receive a
9 grant under this subsection, an entity described in
10 paragraph (1) shall submit an application at such
11 time, in such manner, and containing such informa-
12 tion as the Corporation may require.

13 “(3) ACTIVITIES.—Entities receiving grants
14 under this subsection shall use funds to develop ini-
15 tiatives that—

16 “(A) recruit veterans, particularly return-
17 ing veterans, into service opportunities;

18 “(B) promote community-based efforts to
19 meet the unique needs of military families while
20 a member of the family is deployed; and

21 “(C) promote community-based efforts to
22 meet the unique needs of military families when
23 a member of the family returns from a deploy-
24 ment.”;

(4) in subsection (c) (as so redesignated), in paragraph (4), by inserting after “out-of-school youths,” the following: “disadvantaged youths,”;

(5) in subsection (d) (as so redesignated), in paragraph (1)—

(A) in subparagraph (A), by striking “subsection (b) or (d) of”; and

(B) by adding at the end the following new subparagraph:

“(C) PRIORITY FOR VETERANS.—Priorities established under subparagraphs (A) and (B) shall include priorities for programs that—

“(i) recruit veterans, particularly re-turning veterans, into service opportunities;

“(ii) promote community-based efforts to meet the unique needs of military families while a member of the family is deployed; and

“(iii) promote community-based efforts to meet the unique needs of military families when a member of the family returns from a deployment.”; and

(6) by adding at the end the following:

“(e) REQUIREMENTS FOR TUTORS.—

1 “(1) IN GENERAL.—Except as provided in para-
2 graph (2), the Corporation shall require that each
3 recipient of assistance under the national service
4 laws that operates a tutoring program involving ele-
5 mentary or secondary school students certifies that
6 individuals serving in approved national service posi-
7 tions as tutors in such program have—

8 “(A) either—

9 “(i) obtained their high school di-
10 ploma; or

11 “(ii) passed a proficiency test dem-
12 onstrating that such individuals have the
13 skills necessary to achieve program goals;
14 and

15 “(B) have successfully completed pre- and
16 in-service training for tutors.

17 “(2) EXCEPTION.—The requirements in para-
18 graph (1) do not apply to an individual serving in
19 an approved national service position who is enrolled
20 in an elementary or secondary school and is pro-
21 viding tutoring services through a structured, school-
22 managed cross-grade tutoring program.

23 “(f) REQUIREMENTS FOR TUTORING PROGRAMS.—
24 Each tutoring program that receives assistance under the
25 national service laws shall—

1 “(1) offer a curriculum that is high quality, re-
 2 search-based, and consistent with the State aca-
 3 demic content standards required by section 1111 of
 4 the Elementary and Secondary Education Act of
 5 1965 (20 U.S.C. 6311) and the instructional pro-
 6 gram of the local educational agency; and

7 “(2) offer high quality, research-based pre- and
 8 in-service training for tutors.

9 “(g) CITIZENSHIP TRAINING.—The Corporation shall
 10 establish requirements for recipients of assistance under
 11 the national service laws relating to the promotion of citi-
 12 zenship and civic engagement, that are consistent with the
 13 principles on which citizenship programs administered by
 14 U.S. Citizenship and Immigration Services are based,
 15 among individuals enrolled in approved national service
 16 positions and approved summer of service positions.”.

17 **SEC. 1303. TYPES OF POSITIONS.**

18 Section 123 (42 U.S.C. 12573) is amended—

19 (1) in paragraph (2)(A) by inserting after “sub-
 20 division of a State,” the following: “a Territory,”;
 21 and

22 (2) in paragraph (5) by inserting “National”
 23 before “Civilian Community Corps”.

1 **SEC. 1304. CONFORMING REPEAL RELATING TO TRAINING**
2 **AND TECHNICAL ASSISTANCE.**

3 Section 125 (42 U.S.C. 1257) is repealed.

4 **SEC. 1305. ASSISTANCE TO STATE COMMISSIONS; CHAL-**
5 **LENCE GRANTS.**

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

7 (1) in subsection (a)—

8 (A) in paragraph (1), by striking
9 “\$125,000 and \$750,000” and inserting
10 “\$200,000 and \$825,000”; and

11 (B) by striking paragraph (2) and insert-
12 ing the following:

13 “(2) **MATCHING REQUIREMENT.**—In making
14 grants to a State under this subsection, the Cor-
15 poration shall require the State to provide matching
16 funds of \$1 from non-Federal sources for every \$1
17 provided by the Corporation.

18 “(3) **ALTERNATIVE.**—Notwithstanding para-
19 graph (2), the Chief Executive Officer may permit a
20 State that demonstrates hardship or a new State
21 Commission to use an alternative match as follows:

22 “(A) **FIRST \$100,000.**—For the first
23 \$100,000 of grant amounts provided by the
24 Corporation, a State shall not be required to
25 provide matching funds.

1 “(B) AMOUNTS GREATER THAN \$100,000.—

2 For grant amounts of more than \$100,000 and
 3 not exceeding \$200,000 provided by the Cor-
 4 poration, a State shall provide \$1 from non-
 5 Federal sources for every \$2 provided by the
 6 Corporation.

7 “(C) AMOUNTS GREATER THAN \$200,000.—

8 For grant amounts of more than \$200,000 pro-
 9 vided by the Corporation, a State shall provide
 10 \$1 from non-Federal sources for every \$1 pro-
 11 vided by the Corporation.”; and

12 (2) in subsection (c)—

13 (A) in paragraph (1), by striking “to na-
 14 tional service programs that receive assistance
 15 under section 121” and inserting “to programs
 16 supported under the national service laws”; and

17 (B) by striking paragraph (3) and insert-
 18 ing the following:

19 “(3) AMOUNT OF ASSISTANCE.—A challenge
 20 grant under this subsection may provide, for an ini-
 21 tial 3-year grant period, not more than \$1 of assist-
 22 ance under this subsection for each \$1 in cash raised
 23 from private sources by the program supported
 24 under the national service laws in excess of amounts
 25 required to be provided by the program to satisfy

1 matching funds requirements. After an initial 3-year
 2 grant period, grants under this subsection may pro-
 3 vide not more than \$1 of assistance for each \$2 in
 4 cash raised from private sources by the program in
 5 excess of amounts required to be provided by the
 6 program to satisfy matching funds requirements.
 7 The Corporation may permit the use of local or
 8 State funds as matching funds if the Corporation
 9 determines that such use would be equitable due to
 10 a lack of available private funds at the local level.
 11 The Corporation shall establish a ceiling on the
 12 amount of assistance that may be provided to a na-
 13 tional service program under this subsection.”.

14 **SEC. 1306. ALLOCATION OF ASSISTANCE TO STATES AND**
 15 **OTHER ELIGIBLE ENTITIES.**

16 Section 129 (42 U.S.C. 12581) is amended to read
 17 as follows:

18 **“SEC. 129. PROVISION OF ASSISTANCE AND APPROVED NA-**
 19 **TIONAL SERVICE POSITIONS.**

20 “(a) 1–PERCENT ALLOTMENT FOR CERTAIN TERRI-
 21 TORIES.—Of the funds allocated by the Corporation for
 22 provision of assistance under section 121(a) for a fiscal
 23 year, the Corporation shall reserve 1 percent for grants
 24 to the United States Virgin Islands, Guam, American
 25 Samoa, and the Commonwealth of the Northern Mariana

1 Islands upon approval by the Corporation of an applica-
2 tion submitted under section 130. The amount allotted as
3 a grant to each such Territory under this subsection for
4 a fiscal year shall be equal to the amount that bears the
5 same ratio to 1 percent of the allocated funds for that
6 fiscal year as the population of the Territory bears to the
7 total population of such Territories.

8 “(b) ALLOTMENT FOR INDIAN TRIBES.—Of the
9 funds allocated by the Corporation for provision of assist-
10 ance under section 121(a) for a fiscal year, the Corpora-
11 tion shall reserve at least 1 percent for grants to Indian
12 tribes, to be allotted by the Corporation on a competitive
13 basis.

14 “(c) ALLOTMENT FOR COMPETITIVE GRANTS.—Of
15 the funds allocated by the Corporation for provision of as-
16 sistance under section 121(a) for a fiscal year and subject
17 to section 133(d)(3), the Corporation shall reserve up to
18 62.7 percent for grants awarded on a competitive basis
19 to States for national service programs and to nonprofit
20 organizations seeking to operate a national service pro-
21 gram in 2 or more States.

22 “(d) ALLOTMENT TO CERTAIN STATES ON FORMULA
23 BASIS.—

24 “(1) GRANTS.—Of the funds allocated by the
25 Corporation for provision of assistance under sub-

1 section (a) of section 121 for a fiscal year, the Cor-
2 poration shall make a grant to each of the several
3 States, the District of Columbia, and the Common-
4 wealth of Puerto Rico that submits an application
5 under section 130 that is approved by the Corpora-
6 tion.

7 “(2) ALLOTMENTS.—The amount allotted as a
8 grant to each such State under this subsection for
9 a fiscal year shall be equal to the amount that bears
10 the same ratio to 35.3 percent of the allocated funds
11 for that fiscal year as the population of the State
12 bears to the total population of the several States,
13 the District of Columbia, and the Commonwealth of
14 Puerto Rico, in compliance with paragraph (3).

15 “(3) MINIMUM AMOUNT.—Notwithstanding
16 paragraph (2), the minimum grant made available to
17 each State approved by the Corporation under para-
18 graph (1) for each fiscal year must be at least
19 \$600,000, or 0.5 percent of the amount allocated for
20 the State formula under this section, whichever is
21 greater.

22 “(e) EFFECT OF FAILURE TO APPLY.—If a State or
23 Territory fails to apply for, or fails to give notice to the
24 Corporation of its intent to apply for an allotment under
25 this section, or the Corporation does not approve the appli-

1 cation consistent with section 133, the Corporation may
2 use the amount that would have been allotted under this
3 section to the State or Territory to—

4 “(1) make grants (and provide approved na-
5 tional service positions in connection with such
6 grants) to other grantmaking entities under section
7 121 that propose to carry out national service pro-
8 grams in such State or Territory; and

9 “(2) make a reallotment to other States or Ter-
10 ritories with approved applications submitted under
11 section 130, to the extent grant-making entities do
12 not apply as described in paragraph (1).

13 “(f) APPLICATION REQUIRED.—The allotment of as-
14 sistance and approved national service positions to a re-
15 cipient under this section shall be made by the Corpora-
16 tion only pursuant to an application submitted by a State
17 or other applicant under section 130.

18 “(g) APPROVAL OF POSITIONS SUBJECT TO AVAIL-
19 ABLE FUNDS.—The Corporation may not approve posi-
20 tions as approved national service positions under this
21 subtitle for a fiscal year in excess of the number of such
22 positions for which the Corporation has sufficient available
23 funds in the National Service Trust for that fiscal year,
24 taking into consideration funding needs for national serv-
25 ice educational awards under subtitle D based on com-

1 pleted service. If appropriations are insufficient to provide
2 the maximum allowable national service educational
3 awards under subtitle D for all eligible participants, the
4 Corporation is authorized to make necessary and reason-
5 able adjustments to program rules.

6 “(h) SPONSORSHIP OF APPROVED NATIONAL SERV-
7 ICE POSITIONS.—

8 “(1) SPONSORSHIP AUTHORIZED.—The Cor-
9 poration may enter into agreements with persons or
10 entities who offer to sponsor national service posi-
11 tions for which the person or entity will be respon-
12 sible for supplying the funds necessary to provide a
13 national service educational award. The distribution
14 of these approved national service positions shall be
15 made pursuant to the agreement, and the creation
16 of these positions shall not be taken into consider-
17 ation in determining the number of approved na-
18 tional service positions to be available for distribu-
19 tion under this section.

20 “(2) DEPOSIT OF CONTRIBUTION.—Funds pro-
21 vided pursuant to an agreement under paragraph
22 (1) shall be deposited in the National Service Trust
23 established in section 145 until such time as the
24 funds are needed.

1 “(i) RESERVATION OF FUNDS FOR SPECIAL ASSIST-
 2 ANCE.—From amounts appropriated for a fiscal year pur-
 3 suant to the authorization of appropriations in section
 4 501(a)(2) and subject to the limitation in such section,
 5 the Corporation may reserve such amount as the Corpora-
 6 tion considers to be appropriate for the purpose of making
 7 assistance available under section 126.

8 “(j) RESERVATION OF FUNDS TO INCREASE THE
 9 PARTICIPATION OF INDIVIDUALS WITH DISABILITIES.—
 10 From amounts appropriated for a fiscal year pursuant to
 11 the authorization of appropriations in section 501(a)(2)
 12 and subject to the limitation in such section, the Chief
 13 Executive Officer shall reserve an amount that is not less
 14 than 1 percent of such amount (except that the amount
 15 reserved may not exceed \$10,000,000), in order to make
 16 grants to public or private nonprofit organizations to in-
 17 crease the participation of individuals with disabilities in
 18 national service and for demonstration activities in fur-
 19 therance of this purpose.”.

20 **SEC. 1307. ADDITIONAL AUTHORITY.**

21 Part II of subtitle C of title I is amended by inserting
 22 after section 129 (42 U.S.C. 12581) the following:

23 **“SEC. 129A. EDUCATION AWARDS ONLY PROGRAM.**

24 “(a) IN GENERAL.—From amounts appropriated for
 25 a fiscal year to provide financial assistance under this sub-

1 title and consistent with the restriction in subsection (b),
2 the Corporation may, through fixed amount grants under
3 subsection (d), provide operational assistance to programs
4 that receive approved national service positions but do not
5 receive funds under section 121(a).

6 “(b) LIMIT ON CORPORATION GRANT FUNDS.—
7 Operational support under this section may not exceed
8 \$600 per individual enrolled in an approved national serv-
9 ice position and may reach \$800 per individual if the pro-
10 gram supports at least 50 percent disadvantaged youth.

11 “(c) INAPPLICABLE PROVISIONS.—The following pro-
12 visions shall not apply to programs funded under this sec-
13 tion:

14 “(1) The limitation on administrative costs
15 under section 121(d).

16 “(2) The matching funds requirements under
17 section 121(e).

18 “(3) The living allowance and other benefits
19 under sections 131(e) and section 140 (other than
20 individualized support services for disabled members
21 under section 140(f)).

22 “(d) FIXED AMOUNT GRANTS.—

23 “(1) GENERAL.—For purposes of subsection
24 (a), and subject to the limitations in this subsection,
25 the Corporation may, upon making a determination

1 described in paragraph (2), approve a fixed amount
 2 grant that is not subject to the Office of Manage-
 3 ment and Budget cost principles and related finan-
 4 cial recordkeeping requirements.

5 “(2) DETERMINATION.—Before approving a
 6 fixed amount grant, the Corporation must determine
 7 that—

8 “(A) the reasonable and necessary costs of
 9 carrying out the terms of the grant significantly
 10 exceed the amount of assistance provided by the
 11 Corporation; or

12 “(B) based on the nature or design of the
 13 grant, any assistance provided by the Corpora-
 14 tion can be reasonably presumed to be expended
 15 on reasonable and necessary costs.

16 **“SEC. 129B. PILOT AUTHORITY FOR MEMBER-SELECTED**
 17 **NATIONAL SERVICE POSITIONS.**

18 “(a) AUTHORITY.—

19 “(1) IN GENERAL.—From the amounts appro-
 20 priated for a fiscal year under this subtitle and con-
 21 sistent with the restriction in subsection (b), the
 22 Corporation may provide fixed amount grants on a
 23 competitive basis to up to 10 State Commissions to
 24 support member-selected approved national service
 25 positions.

1 “(2) LIMITATION.—The Corporation shall
2 award grants under paragraph (1) to support not
3 more than 500 approved national service positions
4 among the participating States.

5 “(b) LIMITS ON CORPORATION GRANT FUNDS.—

6 “(1) IN GENERAL.—Grants awarded under sub-
7 section (a)(1) shall not exceed \$600 per individual
8 enrolled in an approved national service position
9 under this section.

10 “(2) USE OF GRANT FUNDS.—Grants received
11 by State Commissions under subsection (a)(1)—

12 “(A) shall not be distributed to organiza-
13 tions receiving participants with approved na-
14 tional service positions under this section; and

15 “(B) may—

16 “(i) be used for oversight activities
17 and mechanisms for the service sites as de-
18 termined by the State Commission or the
19 Corporation, which may include site visits;

20 “(ii) be used for activities to augment
21 the experience of AmeriCorps participants
22 in approved national service positions
23 under this section, including activities to
24 engage such participants in networking op-

portunities with other AmeriCorps participants; and

“(iii) be used for recruitment or training activities for participants in approved national service positions under this section.

“(c) STATE COMMISSION APPLICATION.—

“(1) IN GENERAL.—A State Commission desiring to receive a grant under subsection (a)(1) shall submit an application to the Corporation at such time, in such manner, and containing such information as the Corporation shall determine appropriate.

“(2) APPROVAL.—The Corporation shall approve each application under paragraph (1) in accordance with section 130(d).

“(d) SELECTION OF PARTICIPANTS.—

“(1) APPLICANTS.—Participants desiring to receive an approved national service position under this section shall submit an application to the State Commission at such time and in such manner as the State Commission determines appropriate. The application shall contain—

“(A) a position description that includes—

“(i) the unmet human, educational, public safety, or environmental need or

1 needs that will be met by the participant;
2 and

3 “(ii) a description of the activities and
4 responsibilities that will be carried out by
5 the participant;

6 “(B) a description of the organization op-
7 erating the service site where the applicant in-
8 tends to complete the service described in sub-
9 paragraph (A);

10 “(C) a description of the support that will
11 be provided by the organization to the partici-
12 pant to complete the activities described in sub-
13 paragraph (A);

14 “(D) the evidence of community support
15 for the activities described in subparagraph (A);

16 “(E) a certification from the organization
17 operating the service site that the organization
18 is accepting the participant to perform the serv-
19 ice outlined in subparagraph (A);

20 “(F) a certification from the organization
21 operating the service site that the organization
22 satisfies qualification criteria established by the
23 Corporation or the State Commission, including
24 standards relating to organizational capacity, fi-

1 nancial management, and programmatic over-
2 sight; and

3 “(G) any other information that the Cor-
4 poration and the State Commission deems nec-
5 essary.

6 “(2) RESIDENCY.—A participant may apply for
7 approved national service positions under this sec-
8 tion in States other than the State in which the par-
9 ticipant resides.

10 “(e) ORGANIZATION REQUIREMENTS.—The Corpora-
11 tion and the State Commissions shall ensure that the or-
12 ganizations receiving participants with approved national
13 service positions under this section—

14 “(1) maintain not more than 5 full-time staff
15 and not more than 5 part-time staff;

16 “(2) are not duplicating service provided by an
17 existing AmeriCorps grantee in the same commu-
18 nity;

19 “(3) are located in a community where no
20 Intermediary AmeriCorps grants recipient is oper-
21 ating; and

22 “(4) have not applied to receive assistance
23 under this subtitle.

24 “(f) FAILURE TO COMPLY.—If an organization re-
25 ceiving a participant with an approved national service po-

1 sition under this section fails to comply with terms and
2 conditions established by the State Commission and the
3 Corporation—

4 “(1) the organization shall not be eligible to re-
5 ceive such a participant, or receive an AmeriCorps
6 grant under section 121, for not less than 5 years;
7 and

8 “(2) the State Commission shall have the right
9 to remove such a participant from the organization
10 and relocate that individual to another site.

11 “(g) RECEIPT OF FINANCIAL ASSISTANCE.—An or-
12 ganization that receives participants with approved na-
13 tional service positions under this section shall not be con-
14 sidered a recipient of Federal financial assistance based
15 on receiving such participants.

16 “(h) DEFINITION.—For the purpose of this section,
17 the term ‘Intermediary AmeriCorps grants recipient’
18 means any organization that serves as a conduit between
19 the Corporation and other unaffiliated organizations oper-
20 ating service sites.”.

21 **SEC. 1308. STATE SELECTION OF PROGRAMS.**

22 Section 130 (42 U.S.C. 12582) is amended—

23 (1) in subsection (a)—

24 (A) by inserting after “State,” the fol-
25 lowing: “Territory,”; and

1 (B) by striking “institution of higher edu-
2 cation, or Federal agency” and inserting “or in-
3 stitution of higher education”;

4 (2) in subsection (b)(9) by striking “section
5 122(c)” and inserting “section 122(d)”;

6 (3) in subsection (c)—

7 (A) in paragraph (1)—

8 (i) by striking “jobs or positions” and
9 inserting “proposed positions”; and

10 (ii) by striking “, including” and all
11 that follows through the period at the end
12 and inserting a period;

13 (B) in paragraph (2) by inserting “pro-
14 posed” before “minimum”; and

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

16 “(3) In the case of a nonprofit organization op-
17 erating programs in 2 or more States, a description
18 of the manner and extent to which the State Com-
19 missions of each State in which the nonprofit organi-
20 zation intends to operate were consulted and the na-
21 ture of the consultation.”;

22 (4) in subsection (e)(2) by striking “were se-
23 lected” and inserting “were or will be selected”;

24 (5) in subsection (f)—

1 (A) in paragraph (1), by striking “a pro-
2 gram applicant” and inserting “an applicant”;
3 and

4 (B) in paragraph (2)—

5 (i) in the heading, by striking “PRO-
6 GRAM APPLICANT” and inserting “APPLI-
7 CANT”;

8 (ii) in the matter preceding subpara-
9 graph (A), by striking “program appli-
10 cant” and inserting “applicant”;

11 (iii) in subparagraph (A)—

12 (I) by inserting after “subdivision
13 of a State,” the following: “Terri-
14 tory,”; and

15 (II) by striking “institution of
16 higher education, or Federal agency”
17 and inserting “or institution of higher
18 education”; and

19 (iv) in subparagraph (B)—

20 (I) by inserting after “subdivision
21 of a State,” the following: “Terri-
22 tory,”; and

23 (II) by striking “institution of
24 higher education, or Federal agency”

1 and inserting “or institution of higher
2 education”; and

3 (6) in subsection (g), by striking the period and
4 inserting “or is already receiving financial assistance
5 from the Corporation.”.

6 **SEC. 1308A. NATIONAL SERVICE PROGRAM ASSISTANCE RE-**
7 **QUIREMENTS.**

8 Section 131(c)(3) (42 U.S.C. 12583(c)(3)) is amend-
9 ed to read as follows:

10 “(3) in the case of a program that is not fund-
11 ed through a State, including programs operated by
12 nonprofit organizations seeking to operate a national
13 service program in 2 or more States—

14 “(A) consult with and coordinate with the
15 State Commission for the State in which the
16 program operates; and

17 “(B) obtain written confirmation from the
18 State Commission that the applicant seeking
19 assistance under this Act has consulted with
20 and coordinated with the State Commission
21 when seeking to operate a program in that
22 State.”.

23 **SEC. 1309. CONSIDERATION OF APPLICATIONS.**

24 Section 133 (42 U.S.C. 12585) is amended—

1 (1) in subsection (c)(6), insert after subpara-
2 graph (E) the following:

3 “(F) Areas that have a mortgage fore-
4 closure rate greater than the national average
5 mortgage foreclosure rate for the most recent
6 12 months for which satisfactory data are avail-
7 able.”;

8 (2) in subsection (b)(2)(B), by striking “jobs
9 or”;

10 (3) in subsection (c), by redesignating para-
11 graph (8) as paragraph (9) and inserting after para-
12 graph (7) the following:

13 “(8) The extent to which the program generates
14 the involvement of volunteers.”;

15 (4) in subsection (d), in paragraph (2)—

16 (A) in the matter preceding subparagraph
17 (A), strike “the Corporation may include—”
18 and insert “the Corporation—”; and

19 (B) by striking subparagraphs (A) through
20 (G) and inserting the following:

21 “(A) shall include national service pro-
22 grams that—

23 “(i) recruit veterans, particularly re-
24 turning veterans, into service opportuni-
25 ties;

1 “(ii) promote community-based efforts
2 to meet the unique needs of military fami-
3 lies while a member of the family is de-
4 ployed; and

5 “(iii) promote community-based ef-
6 forts to meet the unique needs of military
7 families when a member of the family re-
8 turns from a deployment; and

9 “(B) may include—

10 “(i) national service programs that
11 conform to the national service priorities in
12 effect under section 122(d);

13 “(ii) innovative national service pro-
14 grams;

15 “(iii) national service programs that
16 are well established in one or more States
17 at the time of the application and are pro-
18 posed to be expanded to additional States
19 using assistance provided under section
20 121;

21 “(iv) grant programs in support of
22 other national service programs if the
23 grant programs are to be conducted by
24 nonprofit organizations with a dem-
25 onstrated and extensive expertise in the

1 provision of services to meet human, edu-
2 cational, environmental, or public safety
3 needs; and

4 “(v) professional corps programs de-
5 scribed in section 122(a)(8).”; and

6 (5) by amending subsection (d)(3) to read as
7 follows:

8 “(3) ADDITIONAL PRIORITY.—In making a
9 competitive distribution under section 129(c), the
10 Corporation—

11 “(A) shall solicit and consider the view of
12 a State Commission regarding any application
13 for assistance to operate a national service pro-
14 gram within the State; and

15 “(B) may give priority to a national service
16 program that is—

17 “(i) proposed in an application sub-
18 mitted by a State Commission; and

19 “(ii) not one of the types proposed in
20 paragraph (2),

21 if the State Commission provides an adequate
22 explanation of the reasons why it should not be
23 a priority of such State to carry out any of such
24 types of programs in the State.”.

1 **SEC. 1310. DESCRIPTION OF PARTICIPANTS.**

2 Section 137 (42 U.S.C. 12591) is amended—

3 (1) in subsection (a)—

4 (A) by striking paragraph (3); and

5 (B) by redesignating paragraphs (4), (5),
6 and (6) as paragraphs (3), (4), and (5), respec-
7 tively;

8 (2) in subsection (b)—

9 (A) in paragraph (1), by striking “para-
10 graph (4)” and inserting “paragraph (3)”; and

11 (B) in paragraph (2), by striking “between
12 the ages of 16 and 25” and inserting “a 16-
13 year-old out of school youth or an individual be-
14 tween the ages of 17 and 25”; and

15 (3) in subsection (c), by striking “(a)(5)” and
16 inserting “(a)(4)”.

17 **SEC. 1311. SELECTION OF NATIONAL SERVICE PARTICI-**
18 **PANTS.**

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

20 (1) in subsection (a) by striking “conducted by
21 the State” and all that follows through “or other en-
22 tity” and inserting “conducted by the entity”; and

23 (2) in subsection (e)(2)(C) by inserting before
24 the semicolon at the end the following: “, particu-
25 larly those who were considered at the time of their
26 service disadvantaged youth”.

1 **SEC. 1312. TERMS OF SERVICE.**

2 Section 139 (42 U.S.C. 12593) is amended—

3 (1) in subsection (b)(1), by striking “not less
4 than 9 months and”;

5 (2) in subsection (b)(2), by striking “during a
6 period of—” and all that follows through the period
7 at the end and inserting “during a period of not
8 more than 2 years.”; and

9 (3) in subsection (c)—

10 (A) in paragraph (1)(A), by striking “as
11 demonstrated by the participant” and inserting
12 “as determined by the organization responsible
13 for granting a release, if the participant has
14 otherwise performed satisfactorily and has com-
15 pleted at least 15 percent of the original term
16 of service”;

17 (B) in paragraph (2)(A), by striking “pro-
18 vide to the participant that portion of the na-
19 tional service educational award” and inserting
20 “certify the participant’s eligibility for that por-
21 tion of the national service educational award”;
22 and

23 (C) in paragraph (2)(B), by striking “to
24 allow return to the program with which the in-
25 dividual was serving in order”.

1 **SEC. 1313. ADJUSTMENTS TO LIVING ALLOWANCE.**

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

3 (1) in subsection (a)—

4 (A) in paragraph (1), by striking “para-
5 graph (3)” and inserting “paragraphs (2) and
6 (3)”;

7 (B) by striking paragraph (2);

8 (C) by redesignating paragraph (3) as (2);

9 (D) by inserting after paragraph (2) (as so
10 redesignated) the following:

11 “(3) FEDERAL WORK-STUDY STUDENTS.—The
12 living allowance that may be provided to an indi-
13 vidual whose term of service includes hours for
14 which the individual receives Federal work study
15 wages shall be reduced by the amount of the individ-
16 ual’s Federal work study award.”; and

17 (E) in paragraph (4), by striking “a re-
18 duced term of service under section 139(b)(3)”
19 and inserting “a term of service that is less
20 than 12 months”;

21 (2) in subsection (b), by striking “shall include
22 an amount sufficient to cover 85 percent of such
23 taxes” and all that follows through the period at the
24 end and inserting “may be used to pay such taxes.”;

25 (3) in subsection (c)—

1 (A) in paragraph (1) by adding “and” at
 2 the end;

3 (B) by striking paragraph (2); and

4 (C) by redesignating paragraph (3) as (2);

5 (4) in subsection (d)(1), by striking the second
 6 sentence; and

7 (5) by striking subsections (g) and (h).

8 **Subtitle D—Amendments to Sub-**
 9 **title D (National Service Trust**
 10 **and Provision of National Serv-**
 11 **ice Educational Awards)**

12 **SEC. 1401. AVAILABILITY OF FUNDS IN THE NATIONAL**
 13 **SERVICE TRUST.**

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

15 (1) in subsection (a)—

16 (A) in paragraph (1)(B), by striking “sec-
 17 tion 148(e)” and inserting “section 148(f”;
 18 and

19 (B) in paragraph (2), by striking “pursu-
 20 ant to section 196(a)(2)” and inserting “pursu-
 21 ant to section 196(a)(2), if the terms of such
 22 donations direct that they be deposited in the
 23 National Service Trust”; and

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

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

“(2) payments of interest in accordance with section 148(f).”.

SEC. 1402. INDIVIDUALS ELIGIBLE TO RECEIVE A NATIONAL SERVICE EDUCATIONAL AWARD FROM THE TRUST.

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

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “if the individual” and inserting “if the organization responsible for an individual’s supervision certifies that the individual”;

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

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

“(2)(A) successfully completed the required term of service described in subsection (b) in an approved national service position; or

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

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

7 (C) by redesignating paragraph (4) as
8 paragraph (3);

9 (2) by striking subsection (c) and inserting the
10 following:

11 “(c) LIMITATION ON RECEIPT OF NATIONAL SERV-
12 ICE EDUCATIONAL AWARDS.—An individual may not re-
13 ceive, in national service educational awards, more than
14 an amount equal to the aggregate value of 2 such awards
15 for full-time service. The aggregate value of summer of
16 service educational awards that an individual receives shall
17 have no effect on the aggregate value of national service
18 educational awards the individual may receive.”;

19 (3) in subsection (d)—

20 (A) in paragraph (1) by inserting after
21 “national service educational award” the fol-
22 lowing: “or a summer of service educational
23 award”; and

24 (B) in paragraph (2)—

1 (i) in the matter preceding subpara-
2 graph (A), and in subparagraph (A), by in-
3 serting after “national service educational
4 award” the following: “or a summer of
5 service educational award”;

6 (ii) in subparagraph (A) by striking
7 “or” at the end;

8 (iii) in subparagraph (B) by striking
9 the period at the end and inserting “; or”;
10 and

11 (iv) by adding at the end the fol-
12 lowing:

13 “(C) in the case of a summer of service
14 educational award, is enrolled at an eligible in-
15 stitution of higher education under section
16 148(c) or an educational institution described
17 under section 148(a)(4) and failed to expend
18 the full amount of that award during the origi-
19 nal 7-year period.”; and

20 (4) in subsection (e)(1)—

21 (A) by inserting after “qualifying under
22 this section” the following: “or under section
23 118(c)(8)”;

1 (B) by inserting after “to receive a na-
 2 tional service educational award” the following:
 3 “or a summer of service educational award”.

4 **SEC. 1403. DETERMINATION OF THE AMOUNT OF NATIONAL**
 5 **SERVICE EDUCATIONAL AWARDS.**

6 Section 147 (42 U.S.C. 12603) is amended—

7 (1) in subsection (a)—

8 (A) by striking “a value, for each of not
 9 more than 2 of such terms of service, equal to
 10 90 percent of—” and inserting “a value of—”
 11 ; and

12 (B) by striking paragraphs (1) and (2) and
 13 inserting the following:

14 “(1) \$4,825, for fiscal year 2008;

15 “(2) \$4,925, for fiscal year 2009;

16 “(3) \$5,025, for fiscal year 2010;

17 “(4) \$5,125, for fiscal year 2011; and

18 “(5) \$5,225, for fiscal year 2012 and each fis-
 19 cal year thereafter.”; and

20 (2) in subsection (b), by inserting after “for
 21 each of not more than 2 of such terms of service”
 22 the following: “in the period of one year”.

23 **SEC. 1404. DISBURSEMENT OF EDUCATIONAL AWARDS.**

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

25 (1) in subsection (a)—

1 (A) in paragraph (2), by striking “cost of
2 attendance” and inserting “cost of attendance
3 or other educational expenses”;

4 (B) in paragraph (3), by striking “and”;

5 (C) by redesignating paragraph (4) as
6 paragraph (6);

7 (D) by inserting after paragraph (3) the
8 following:

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

13 “(5) for a recipient of a summer of service edu-
14 cational award under section 118(c)(8)(C), to pay
15 expenses incurred in enrolling in a college pre-
16 paratory program in accordance with subsection (e);
17 and”;

18 (E) in paragraph (6) (as so redesignated)
19 by striking “subsection (e)” and inserting “sub-
20 section (f)”;

21 (2) in subsection (b)(1) by inserting after “the
22 national service educational award of the individual”
23 the following: “, or an eligible individual under sec-
24 tion 118(c)(8) who received a summer of service
25 educational award for a project that began after the

1 individual completed grade 10 and desires to apply
2 that summer of service educational award,”;

3 (3) in subsection (b)(2) by inserting after “the
4 national service educational award” the following:
5 “or the summer of service educational award, as ap-
6 plicable,”;

7 (4) in subsection (b)(5) by inserting after “the
8 national service educational award” the following:
9 “or the summer of service educational award, as ap-
10 plicable”;

11 (5) in subsection (b)(7)—

12 (A) in subparagraph (A), by striking “,
13 other than a loan to a parent of a student pur-
14 suant to section 428B of such Act (20 U.S.C.
15 1078–2); and” and inserting a semicolon;

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

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

19 “(C) any loan (other than a loan described
20 in subparagraph (A) or (B)) determined by an
21 institution of higher education to be necessary
22 to cover a student’s educational expenses and
23 made, insured, or guaranteed by—

1 “(i) an eligible lender, as defined in
2 section 435 of the Higher Education Act
3 of 1965 (20 U.S.C. 1085);

4 “(ii) the direct student loan program
5 under part D of title IV of such Act;

6 “(iii) a State agency; or

7 “(iv) a lender otherwise determined by
8 the Corporation to be eligible to receive
9 disbursements from the National Service
10 Trust.”;

11 (6) in subsection (c)(1), by inserting after “na-
12 tional service educational award” the following: “, or
13 an eligible individual under section 118(c)(8) who
14 desires to apply the individual’s summer of service
15 educational award,”;

16 (7) in subsection (c)(2)(A), by inserting after
17 “national service educational award” the following:
18 “or summer of service educational award, as applica-
19 ble,”;

20 (8) in subsection (c)(2)(C)(iii), by inserting
21 after “national service educational awards received
22 under this subtitle” the following: “or summer of
23 service educational awards received under section
24 118(c)(8)”;

1 (9) in subsection (c)(3), by inserting after “na-
 2 tional service educational awards” the following:
 3 “and summer of service educational awards”;

4 (10) in subsection (c)(5)—

5 (A) by inserting after “national service
 6 educational award” the following: “, or summer
 7 of service educational award, as applicable,”;
 8 and

9 (B) by inserting after “additional” the fol-
 10 lowing: “summer of service educational awards
 11 and additional”;

12 (11) in subsection (c)(6), by inserting after
 13 “national service educational award” the following:
 14 “and summer of service educational award”;

15 (12) in subsection (d), by inserting after “na-
 16 tional service educational awards” the following:
 17 “and summer of service educational awards”;

18 (13) by redesignating subsections (e), (f), and
 19 (g) as (f), (g), and (h), respectively;

20 (14) by inserting after subsection (d) the fol-
 21 lowing:

22 “(e) USE OF SUMMER OF SERVICE EDUCATIONAL
 23 AWARD TO PAY COLLEGE PREPARATORY EXPENSES.—

24 “(1) APPLICATION OF ELIGIBLE INDIVID-
 25 UALS.—An eligible individual under section

1 118(c)(8), or the parents or legal guardian of such
2 an individual, who desires to apply the summer of
3 service educational award of the individual to the
4 payment of expenses incurred in enrolling in a col-
5 lege preparatory program shall, on a form prescribed
6 by the Corporation, submit an application to the col-
7 lege preparatory program in which the individual
8 will be enrolled that contains such information as
9 the Corporation may require to verify the individ-
10 ual's eligibility.

11 “(2) SUBMISSION OF REQUESTS FOR PAYMENT
12 BY PROGRAM.—A college preparatory program that
13 receives one or more applications under paragraph
14 (1) shall submit to the Corporation a statement, in
15 a manner prescribed by the Corporation, that—

16 “(A) identifies each eligible individual fil-
17 ing an application under paragraph (1) for a
18 disbursement of the individual's summer of
19 service educational award under this subsection;

20 “(B) specifies the amounts for which such
21 eligible individuals are qualified for disburse-
22 ment; and

23 “(C) certifies that—

24 “(i) the college preparatory program
25 is operated by a for-profit or non-profit or-

ganization with a track record of success in implementing college preparatory programs that collaborate with local educational agencies and adequately prepare secondary school students for admission to an institution of higher education without need for remediation;

“(ii) the college preparatory program has been in existence for at least one year prior to an eligible individual’s submission of the application under paragraph (1); and

“(iii) individuals using summer of service educational awards received under section 118(c)(8) to pay the cost of enrolling in the college preparatory program do not comprise more than 15 percent of the total number of individuals enrolled in the program; and

“(D) contains such provisions concerning financial compliance and program quality as the Corporation may require.

“(3) DISBURSEMENT OF PAYMENTS.—Upon receipt of a statement from a college preparatory program that complies with paragraph (2), the Cor-

1 poration shall, subject to paragraph (4), disburse the
2 total amount of the summer of service educational
3 awards for which eligible individuals who have sub-
4 mitted applications to that program under para-
5 graph (1) are scheduled to receive. Such disburse-
6 ment shall be made by check or other means that is
7 payable to the program and requires the endorse-
8 ment or other certification by the eligible individual.

9 “(4) MULTIPLE DISBURSEMENTS.—The total
10 amount required to be disbursed to a college pre-
11 paratory program under paragraph (3) for any pe-
12 riod of enrollment may be disbursed by the Corpora-
13 tion in two or more installments consistent with ap-
14 propriate divisions of such period of enrollment.

15 “(5) REFUND RULES.—The Corporation shall,
16 by regulation, provide for the refund to the Corpora-
17 tion (and the crediting to the summer of service edu-
18 cational award of an eligible individual) of amounts
19 disbursed to programs for the benefit of eligible indi-
20 viduals who withdraw or otherwise fail to complete
21 the period of enrollment for which the assistance
22 was provided. Amounts refunded to the Trust pursu-
23 ant to this paragraph may be used by the Corpora-
24 tion to fund additional approved summer of service
25 positions under section 118(c)(8).

1 “(6) MAXIMUM AWARD.—The portion of an eli-
 2 gible individual’s total available summer of service
 3 educational award that may be disbursed under this
 4 subsection for any period of enrollment shall not ex-
 5 ceed the cost of attendance.”;

6 (15) in subsection (f) (as so redesignated), by
 7 striking “subsection (b)(6)” and inserting “sub-
 8 section (b)(7)”; and

9 (16) in subsection (g) (as so redesignated), by
 10 striking “Director” and inserting “Chief Executive
 11 Officer”.

12 **SEC. 1405. PROCESS OF APPROVAL OF NATIONAL SERVICE**
 13 **POSITIONS.**

14 (a) IN GENERAL.—Subtitle D of title I (42 U.S.C.
 15 12601 et seq.) is further amended by adding at the end
 16 the following new section:

17 **“SEC. 149. PROCESS OF APPROVAL OF NATIONAL SERVICE**
 18 **POSITIONS.**

19 “(a) TIMING AND RECORDING REQUIREMENTS.—

20 “(1) IN GENERAL.—Notwithstanding subtitles
 21 C and D, and any other provision of law, in approv-
 22 ing a position as an approved national service posi-
 23 tion, the Corporation—

24 “(A) shall approve the position at the time
 25 the Corporation—

1 “(i) enters into an enforceable agree-
2 ment with an individual participant to
3 serve in a program carried out under sub-
4 title E of title I of this Act or under title
5 I of the Domestic Volunteer Service Act of
6 1973 (42 U.S.C. 4951 et seq.), or a sum-
7 mer of service educational award; or

8 “(ii) except as provided in clause (i),
9 awards a grant to (or enters into a con-
10 tract or cooperative agreement with) an
11 entity to carry out a program for which
12 such a position is approved under section
13 123; and

14 “(B) shall record as an obligation an esti-
15 mate of the net present value of the national
16 service educational award associated with the
17 position, based on a formula that takes into
18 consideration historical rates of enrollment in
19 such a program, and of earning and using na-
20 tional service educational awards for such a
21 program and remain available.

22 “(2) FORMULA.—In determining the formula
23 described in paragraph (1)(B), the Corporation shall
24 consult with the Director of the Congressional Budg-
25 et Office.

1 “(3) CERTIFICATION REPORT.—The Chief Ex-
 2 ecutive Officer of the Corporation shall annually pre-
 3 pare and submit to the Committee on Education and
 4 Labor of the House of Representatives and the Com-
 5 mittee on Health, Education, Labor, and Pensions
 6 of the Senate a report that contains a certification
 7 that the Corporation is in compliance with the re-
 8 quirements of paragraph (1).

9 “(4) APPROVAL.—The requirements of this
 10 subsection shall apply to each approved national
 11 service position that the Corporation approves—

12 “(A) during fiscal year 2008; and

13 “(B) during any subsequent fiscal year.

14 “(b) RESERVE ACCOUNT.—

15 “(1) ESTABLISHMENT AND CONTENTS.—

16 “(A) ESTABLISHMENT.—Notwithstanding
 17 subtitles C and D, and any other provision of
 18 law, within the National Service Trust estab-
 19 lished under section 145, the Corporation shall
 20 establish a reserve account.

21 “(B) CONTENTS.—To ensure the avail-
 22 ability of adequate funds to support the awards
 23 of approved national service positions for each
 24 fiscal year, the Corporation shall place in the
 25 account—

1 “(i) during fiscal year 2008, a portion
2 of the funds that were appropriated for fis-
3 cal year 2008 or a previous fiscal year
4 under section 501(a)(2), were made avail-
5 able to carry out subtitle C, D, or E of this
6 title, subtitle A of title I of the Domestic
7 Volunteer Service Act of 1973, or summer
8 of service under section 118(c)(8), and re-
9 main available; and

10 “(ii) during fiscal year 2009 or a sub-
11 sequent fiscal year, a portion of the funds
12 that were appropriated for that fiscal year
13 under section 501(a)(2) and were made
14 available to carry out subtitle C, D, or E
15 of this title, subtitle A of title I of the Do-
16 mestic Volunteer Service Act of 1973, or
17 summer of service under section 111(a)(5),
18 and remain available.

19 “(2) OBLIGATION.—The Corporation shall not
20 obligate the funds in the reserve account until the
21 Corporation—

22 “(A) determines that the funds will not be
23 needed for the payment of national service edu-
24 cational awards associated with previously ap-

1 proved national service positions and summer of
2 service educational awards; or

3 “(B) obligates the funds for the payment
4 of national service educational awards for such
5 previously approved national service positions or
6 summer of service educational awards, as appli-
7 cable.

8 “(c) AUDITS.—The accounts of the Corporation re-
9 lating to the appropriated funds for approved national
10 service positions, and the records demonstrating the man-
11 ner in which the Corporation has recorded estimates de-
12 scribed in subsection (a)(1)(B) as obligations, shall be au-
13 dited annually by independent certified public accountants
14 or independent licensed public accountants certified or li-
15 censed by a regulatory authority of a State or other polit-
16 ical subdivision of the United States in accordance with
17 generally accepted auditing standards. A report containing
18 the results of each such independent audit shall be in-
19 cluded in the annual report required by subsection (a)(3).

20 “(d) AVAILABILITY OF AMOUNTS.—Except as pro-
21 vided in subsection (b), all amounts included in the Na-
22 tional Service Trust under paragraphs (1), (2), and (3)
23 of section 145(a) shall be available for payments of na-
24 tional service educational awards or summer of service
25 educational awards under section 148.”.

1 (b) CONFORMING REPEAL.—Section 2 of the
2 Strengthen AmeriCorps Program Act (Public Law 108–
3 145; 117 Stat. 844; 42 U.S.C. 12605) is repealed.

4 **SEC. 1406. REPORT ON VETERANS SERVING IN APPROVED**
5 **NATIONAL SERVICE POSITIONS.**

6 Subtitle D of title I (42 U.S.C. 12601 et seq.) is fur-
7 ther amended by adding at the end the following new sec-
8 tion:

9 **“SEC. 150. REPORT ON VETERANS SERVING IN APPROVED**
10 **NATIONAL SERVICE POSITIONS.**

11 “(a) IN GENERAL.—The Corporation shall report an-
12 nually to the Committee on Education and Labor of the
13 House of Representatives and the Committee on Health,
14 Education, Labor, and Pensions of the Senate the number
15 and percentage of veterans serving in approved national
16 service positions.

17 “(b) ANNUAL GOALS.—In the report described in
18 subsection (a), the Corporation shall outline strategies and
19 goals for increasing the number and percentage of vet-
20 erans serving in approved national service positions each
21 year, including strategies being undertaken to recruit vet-
22 erans to serve in such positions, and include an evaluation
23 of progress in meeting such goals.”.

1 **Subtitle E—Amendments to Sub-**
2 **title E (National Civilian Com-**
3 **munity Corps)**

4 **SEC. 1501. PURPOSE.**

5 Section 151 (42 U.S.C. 12611) is amended to read
6 as follows:

7 **“SEC. 151. PURPOSE.**

8 “It is the purpose of this subtitle to authorize the
9 operation of, and support for, residential and other service
10 programs that combine the best practices of civilian serv-
11 ice with the best aspects of military service, including lead-
12 ership and team building, to meet national and community
13 needs. Such needs to be met under such programs include
14 those related to—

15 “(1) natural and other disasters;

16 “(2) infrastructure improvement;

17 “(3) environmental stewardship and conserva-
18 tion;

19 “(4) energy conservation; and

20 “(5) urban and rural development.”.

21 **SEC. 1502. PROGRAM COMPONENTS.**

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

23 (1) by amending the section heading to read as
24 follows:

1 **“SEC. 152. ESTABLISHMENT OF NATIONAL CIVILIAN COM-**
 2 **MUNITY CORPS PROGRAM.”.**

3 (2) in subsection (a), by striking “Civilian Com-
 4 munity Corps Demonstration Program” and insert-
 5 ing “National Civilian Community Corps Program”;

6 (3) in subsection (b)—

7 (A) by striking “Civilian Community Corps
 8 Demonstration Program” and inserting “Na-
 9 tional Civilian Community Corps Program”;
 10 and

11 (B) by striking “a Civilian Community
 12 Corps” and inserting “a National Civilian Com-
 13 munity Corps”;

14 (4) in the heading of subsection (c), by striking
 15 “PROGRAMS” and inserting “COMPONENTS”; and

16 (5) in subsection (c), by striking “program
 17 components are residential programs” and all that
 18 follows and inserting “programs referred to in sub-
 19 section (b) may include a residential component.”.

20 **SEC. 1503. ELIGIBLE PARTICIPANTS.**

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

22 (1) in subsection (a)—

23 (A) by striking “Civilian Community Corps
 24 Demonstration Program” and inserting “Na-
 25 tional Civilian Community Corps Program”;
 26 and

1 (B) by striking “on Civilian Community
2 Corps” and inserting “on National Civilian
3 Community Corps”;

4 (2) in subsection (b), by striking “if the per-
5 son” and all that follows through the period at the
6 end and inserting “if the person will be at least 18
7 years of age on or before December 31 in the cal-
8 endar year in which the individual enrolls in the pro-
9 gram.”;

10 (3) in subsection (c)—

11 (A) by striking “BACKGROUNDS” and in-
12 serting “BACKGROUNDS”; and

13 (B) by adding at the end the following:
14 “The Director shall take appropriate steps, in-
15 cluding through collaboration with the Office of
16 Outreach and Recruitment, to increase the per-
17 centage of participants in the program who are
18 disadvantaged youth toward 50 percent of all
19 participants by year 2010. The Director shall
20 report to the Committee on Education and
21 Labor of the House of Representatives and the
22 Committee on Health, Education, Labor, and
23 Pensions of the Senate annually on such ef-
24 forts, any challenges faced, and the annual par-

1 ticipation rates of disadvantaged youth in the
2 program.”; and

3 (4) by striking subsection (e).

4 **SEC. 1504. SUMMER NATIONAL SERVICE PROGRAM.**

5 Section 154 (42 U.S.C. 12614) is amended—

6 (1) in subsection (a)—

7 (A) by striking “Civilian Community Corps
8 Demonstration Program” and inserting “Na-
9 tional Civilian Community Corps Program”;
10 and

11 (B) by striking “on Civilian Community
12 Corps” and inserting “on National Civilian
13 Community Corps”; and

14 (2) in subsection (b), by striking “shall be” and
15 all that follows through the period at the end and
16 inserting “shall be from economically and ethnically
17 diverse backgrounds, including youth who are in fos-
18 ter care.”.

19 **SEC. 1505. TEAM LEADERS.**

20 Section 155 (42 U.S.C. 12615) is amended—

21 (1) by amending the section heading to read as
22 follows:

23 **“SEC. 155. NATIONAL CIVILIAN COMMUNITY CORPS.”;**

24 (2) in subsection (a)—

1 (A) by striking “Civilian Community Corps
2 Demonstration Program” and inserting “Na-
3 tional Civilian Community Corps Program”;
4 and

5 (B) by striking “the Civilian Community
6 Corps shall” and inserting “the National Civil-
7 ian Community Corps shall”;

8 (3) in subsection (b)—

9 (A) by amending the subsection heading to
10 read as follows:

11 “(b) MEMBERSHIP IN NATIONAL CIVILIAN COMMU-
12 NITY CORPS.—”;

13 (B) in paragraph (1), by inserting “Na-
14 tional” before “Civilian Community Corps”;

15 (C) in paragraph (3)—

16 (i) by striking “superintendent” and
17 inserting “campus director”; and

18 (ii) by striking “camp” and inserting
19 “campus”; and

20 (D) by adding at the end the following:

21 “(4) TEAM LEADERS.—The Director may select
22 from Corps members individuals with prior super-
23 visory or service experience to be team leaders within
24 units in the National Civilian Community Corps to
25 perform service that includes leading and super-

1 vising teams of Corps members. Team leaders
2 shall—

3 “(A) be selected without regard to the age
4 limitation under section 153(b);

5 “(B) be members of the National Civilian
6 Community Corps; and

7 “(C) be provided the rights and benefits
8 applicable to Corps members, except that the
9 limitation on the amount of living allowance
10 shall not exceed 10 percent more than the
11 amount established under section 158(b).”;

12 (4) in subsection (d)—

13 (A) by amending the subsection heading to
14 read as follows:

15 “(d) CAMPUSES.—”;

16 (B) in paragraph (1)—

17 (i) by amending the paragraph head-
18 ing to read as follows:

19 “(1) UNITS TO BE ASSIGNED TO
20 CAMPUSES.—”;

21 (ii) by striking “in camps” and insert-
22 ing “in campuses”;

23 (iii) by striking “camp” and inserting
24 “campus”; and

1 (iv) by striking “in the camps” and
2 inserting “in the campuses”;

3 (C) by amending paragraph (2) to read as
4 follows:

5 “(2) CAMPUS DIRECTOR.—There shall be a
6 campus director for each campus. The campus direc-
7 tor is the head of the campus.”;

8 (D) in paragraph (3)—

9 (i) by amending the paragraph head-
10 ing to read as follows:

11 “(3) ELIGIBLE SITE FOR CAMPUS.—”;

12 (ii) by striking “A camp may be lo-
13 cated” and inserting “A campus must be
14 cost-effective and may, upon the comple-
15 tion of a feasibility study, be located”;

16 (5) in subsection (e)—

17 (A) by amending the paragraph heading to
18 read as follows:

19 “(e) DISTRIBUTION OF UNITS AND CAMPUSES.—”;

20 (B) by striking “camps are distributed”
21 and inserting “campuses are cost-effective and
22 are distributed”; and

23 (C) by striking “rural areas” and all that
24 follows through the period at the end and in-
25 serting “rural areas such that each Corps unit

1 in a region can be easily deployed for disaster
2 and emergency response to such region.”; and
3 (6) in subsection (f)—

4 (A) in paragraph (1)—

5 (i) by striking “superintendent” and
6 inserting “campus director”; and

7 (ii) by striking “camp” both places
8 such term appears and inserting “cam-
9 pus”;

10 (B) in paragraph (2)—

11 (i) in the matter preceding subpara-
12 graph (A), by striking “superintendent of
13 a camp” and inserting “campus director of
14 a campus”;

15 (ii) in subparagraph (A)—

16 (I) by striking “superintendent”
17 and inserting “campus director”;

18 (II) by striking “superintend-
19 ent’s” and inserting “campus direc-
20 tor’s”; and

21 (III) by striking “camp” each
22 place such term appears and inserting
23 “campus”; and

1 (iii) in subparagraph (B), by striking
2 “superintendent” and inserting “campus
3 director”; and
4 (C) in paragraph (3), by striking “camp
5 superintendent” and inserting “campus direc-
6 tor”.

7 **SEC. 1506. TRAINING.**

8 Section 156 (42 U.S.C. 12616) is amended—

9 (1) in subsection (a)—

10 (A) by inserting “National” before “Civil-
11 ian Community Corps”; and

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

13 “The Director shall ensure that to the extent
14 practicable, each member of the Corps is
15 trained in CPR, first aid, and other skills re-
16 lated to disaster preparedness and response.”;

17 (2) in subsection (b)(1), by inserting before the
18 period at the end the following: “, including a focus
19 on energy conservation, environmental stewardship
20 or conservation, infrastructure improvement, urban
21 and rural development, or disaster preparedness
22 needs”; and

23 (3) by amending subsection (c)(2) to read as
24 follows:

1 “(2) COORDINATION WITH OTHER ENTITIES.—
2 Members of the cadre may provide, either directly or
3 through grants, contracts, or cooperative agree-
4 ments, the advanced service training referred to in
5 subsection (b)(1) in coordination with vocational or
6 technical schools, other employment and training
7 providers, existing youth service programs, other
8 qualified individuals, or organizations with expertise
9 in training youth, including disadvantaged youth, in
10 the skill areas described in such subsection.”.

11 **SEC. 1507. CONSULTATION WITH STATE COMMISSIONS.**

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

13 (1) in subsection (a)—

14 (A) in the matter preceding paragraph (1),
15 by inserting “National” before “Civilian Com-
16 munity Corps”;

17 (B) in paragraph (1), by inserting before
18 the semicolon the following: “with specific em-
19 phasis on projects in support of infrastructure
20 improvement, disaster relief and recovery, the
21 environment, energy conservation, and urban
22 and rural development”; and

23 (C) in paragraph (2) by striking “service
24 learning” and inserting “service-learning”;

25 (2) in subsection (b)—

1 (A) in paragraph (1)(A), by striking “and
2 the Secretary of Housing and Urban Develop-
3 ment” and inserting “the Secretary of Housing
4 and Urban Development, the Administrator of
5 the Environmental Protection Agency, the Ad-
6 ministrator of the Federal Emergency Manage-
7 ment Agency, the Secretary of Energy, the Sec-
8 retary of Transportation, and the Chief of the
9 United States Forest Service”;

10 (B) in paragraph (1)(B)—

11 (i) by inserting “community-based or-
12 ganizations and” before “representatives of
13 local communities”; and

14 (ii) by striking “camp” both places
15 such term appears and inserting “cam-
16 pus”; and

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

20 (3) in subsection (c)—

21 (A) in paragraph (1)—

22 (i) by striking “superintendent” both
23 places such term appears and inserting
24 “campus director”; and

1 (ii) by striking “camp” both places
2 such term appears and inserting “cam-
3 pus”; and

4 (B) in paragraph (2), by striking “camp
5 superintendents” and inserting “campus direc-
6 tors”.

7 **SEC. 1508. AUTHORIZED BENEFITS FOR CORPS MEMBERS.**

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

9 (1) in subsection (a) by inserting “National”
10 before “Civilian Community Corps”; and

11 (2) in subsection (c)—

12 (A) in the matter preceding paragraph
13 (1)—

14 (i) by inserting “National” before
15 “Civilian Community Corps”; and

16 (ii) by inserting before the colon the
17 following: “, as the Director determines
18 appropriate”;

19 (B) in paragraph (6), by striking “Cloth-
20 ing” and inserting “Uniforms”; and

21 (C) in paragraph (7), by striking “Rec-
22 reational services and supplies” and inserting
23 “Supplies”.

24 **SEC. 1509. PERMANENT CADRE.**

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

1 (1) in subsection (a)—

2 (A) in the matter preceding paragraph (1),
3 by striking “Civilian Community Corps Dem-
4 onstration Program” and inserting “National
5 Civilian Community Corps Program”; and

6 (B) in paragraph (1)—

7 (i) by inserting “including those” be-
8 fore “recommended”; and

9 (ii) by inserting “National” before
10 “Civilian Community Corps”;

11 (2) in subsection (b)(1), by inserting “Na-
12 tional” before “Civilian Community Corps”;

13 (3) in subsection (c)—

14 (A) in paragraph (1)(B)(i), by inserting
15 “National” before “Civilian Community Corps”;
16 and

17 (B) in paragraph (2)—

18 (i) in subparagraph (A)—

19 (I) by striking “The Director
20 shall establish a permanent cadre of”
21 and inserting “The Chief Executive
22 Officer shall establish a permanent
23 cadre that includes the Director and
24 other appointed”; and

- 1 (II) by inserting “National” be-
2 fore “Civilian Community Corps”;
3 (ii) in subparagraph (B), by striking
4 “The Director shall appoint the members”
5 and inserting “The Chief Executive Officer
6 shall consider the recommendations of the
7 Director in appointing the other mem-
8 bers”;
9 (iii) in subparagraph (C)—
10 (I) in the matter preceding clause
11 (i), by striking “the Director” and in-
12 serting “the Chief Executive Officer”;
13 (II) in clause (iii) by striking
14 “and” at the end;
15 (III) by redesignating clause (iv)
16 as (v); and
17 (IV) by inserting after clause (iii)
18 the following:
19 “(iv) give consideration to retired and
20 other former law enforcement, fire, rescue,
21 and emergency personnel, and other indi-
22 viduals with backgrounds in disaster pre-
23 paredness, relief, and recovery; and”;
24 (iv) in subparagraph (E)—

1 (I) by inserting after “tech-
 2 niques” the following: “, including
 3 techniques for working with and en-
 4 hancing the development of disadvan-
 5 taged youth,”; and

6 (II) by striking “service learn-
 7 ing” and inserting “service-learning”;
 8 and

9 (C) in the first sentence of paragraph (3),
 10 by striking “the members” and inserting “other
 11 members”.

12 **SEC. 1510. CONTRACT AND GRANT AUTHORITY.**

13 Section 161 (42 U.S.C. 12621) is amended—

14 (1) in subsection (a), by striking “perform any
 15 program function under this subtitle” and inserting
 16 “carry out the National Civilian Community Corps
 17 program”; and

18 (2) in subsection (b)(2), by inserting “Na-
 19 tional” before “Civilian Community Corps”.

20 **SEC. 1511. OTHER DEPARTMENTS.**

21 Section 162 (42 U.S.C. 12622) is amended—

22 (1) in subsection (a)—

23 (A) in paragraph (1)—

1 (i) in subparagraph (A), by inserting
 2 “National” before “Civilian Community
 3 Corps”; and

4 (ii) in subparagraph (B)(i), by strik-
 5 ing “the registry established by” and all
 6 that follows through the semicolon and in-
 7 serting “the registry established by section
 8 1143a of title 10, United States Code;”;

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

13 (C) in paragraph (3), by inserting “Na-
 14 tional” before “Civilian Community Corps”;
 15 and

16 (2) by striking subsection (b).

17 **SEC. 1512. ADVISORY BOARD.**

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

19 (1) in subsection (a)—

20 (A) by striking “Upon the establishment of
 21 the Program, there shall also be” and inserting
 22 “There shall be”;

23 (B) by inserting “National” before “Civ-
 24 ilian Community Corps Advisory Board”; and

1 (C) by striking “to assist” and all that fol-
2 lows through the period at the end and insert-
3 ing “to assist the Corps in responding rapidly
4 and efficiently in times of natural and other
5 disasters. Consistent with the needs outlined in
6 section 151, the Advisory Board members shall
7 help coordinate activities with the Corps as ap-
8 propriate, including the mobilization of volun-
9 teers and coordination of volunteer centers to
10 help local communities recover from the effects
11 of natural and other disasters.”;

12 (2) in subsection (b)—

13 (A) by redesignating paragraphs (8) and
14 (9) as paragraphs (13) and (14), respectively;

15 (B) by inserting after paragraph (7) the
16 following:

17 “(8) The Administrator of the Federal Emer-
18 gency Management Agency.

19 “(9) The Secretary of Transportation.

20 “(10) The Chief of the United States Forest
21 Service.

22 “(11) The Administrator of the Environmental
23 Protection Agency.

24 “(12) The Secretary of Energy.”; and

1 (C) in paragraph (13), as so redesignated,
2 by striking “industry,” and inserting “public
3 and private organizations,”.

4 **SEC. 1513. ANNUAL EVALUATION.**

5 Section 164 (42 U.S.C. 12624) is amended—

6 (1) by inserting “National” before “Civilian
7 Community Corps”; and

8 (2) by adding at the end the following: “Upon
9 completing each such evaluation, the Corporation
10 shall submit to the Committee on Health, Edu-
11 cation, Labor, and Pensions of the Senate and the
12 Committee on Education and Labor of the House of
13 Representatives a report on the evaluation.”.

14 **SEC. 1514. REPEAL OF FUNDING LIMITATION.**

15 Section 165 (42 U.S.C. 12625) is repealed.

16 **SEC. 1515. DEFINITIONS.**

17 Section 166 (42 U.S.C. 12626) is amended—

18 (1) by striking paragraphs (2), (3), and (9);

19 (2) by redesignating paragraphs (4) through
20 (8) as paragraphs (5) through (9), respectively;

21 (3) by inserting after paragraph (1) the fol-
22 lowing:

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

1 “(3) CORPS.—The term ‘Corps’ means the Na-
2 tional Civilian Community Corps required under sec-
3 tion 155 as part of the Civilian Community Corps
4 Program.

5 “(4) CORPS CAMPUS.—The term ‘Corps cam-
6 pus’ means the facility or central location estab-
7 lished as the operational headquarters and boarding
8 place for particular Corps units.”;

9 (4) in paragraph (5) (as so redesignated), by
10 striking “Civilian Community Corps Demonstration
11 Program” and inserting “National Civilian Commu-
12 nity Corps Program”;

13 (5) in paragraph (6) (as so redesignated), by
14 inserting “National” before “Civilian Community
15 Corps”;

16 (6) in paragraph (8) (as so redesignated), by
17 striking “The terms” and all that follows through
18 “Demonstration Program” and inserting “The term
19 ‘Program’ means the National Civilian Community
20 Corps Program”; and

21 (7) in paragraph (9) (as so redesignated)—

22 (A) in the heading by striking “SERVICE
23 LEARNING” and inserting “SERVICE-LEARN-
24 ING”; and

1 (B) in the matter preceding subparagraph
2 (A) by striking “service learning” and inserting
3 “service-learning”.

4 **SEC. 1516. TERMINOLOGY.**

5 Subtitle E of title I (42 U.S.C. 12611 et seq.) is
6 amended—

7 (1) by striking the subtitle heading and insert-
8 ing the following:

9 **“Subtitle E—National Civilian**
10 **Community Corps”;**

11 and

12 (2) in section 160(a) (42 U.S.C. 12620(a)) by
13 inserting “National” before “Civilian Community
14 Corps”.

15 **Subtitle F—Amendments to Sub-**
16 **title F (Administrative Provi-**
17 **sions)**

18 **SEC. 1601. FAMILY AND MEDICAL LEAVE.**

19 Section 171(a)(1) (42 U.S.C. 12631(a)(1)) is amend-
20 ed by striking “with respect to a project” and inserting
21 “with respect to a project authorized under the national
22 service laws”.

23 **SEC. 1602. ADDITIONAL PROHIBITIONS ON USE OF FUNDS.**

24 Section 174 (42 U.S.C. 12634) is amended by adding
25 at the end the following:

1 “(d) REFERRALS FOR FEDERAL ASSISTANCE.—A
2 program may not receive assistance under the national
3 service laws for the sole purpose of referring individuals
4 to Federal assistance programs or State assistance pro-
5 grams funded in part by the Federal government.”.

6 **SEC. 1603. NOTICE, HEARING, AND GRIEVANCE PROCE-**
7 **DURES.**

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

9 (1) in subsection (a)(2)(A), by striking “30
10 days” and inserting “1 or more periods of 30 days
11 not to exceed 90 days in total”; and

12 (2) in subsection (f)—

13 (A) in paragraph (1), by striking “A State
14 or local applicant” and inserting “An entity”;
15 and

16 (B) in paragraph (6)—

17 (i) in subparagraph (C), by striking
18 “and”;

19 (ii) by redesignating subparagraph
20 (D) as subparagraph (E); and

21 (iii) by inserting after subparagraph
22 (C) the following:

23 “(D) in a grievance filed by an individual
24 applicant or participant—

1 “(i) the applicant’s selection or the
2 participant’s reinstatement, as the case
3 may be; and

4 “(ii) other changes in the terms and
5 conditions of service; and”.

6 **SEC. 1604. RESOLUTION OF DISPLACEMENT COMPLAINTS.**

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

8 (1) in subsections (a) and (b), by striking
9 “under this title” each place it appears and inserting
10 “under the national service laws”;

11 (2) in subsection (b)(1), by striking “employee
12 or position” and inserting “employee, position, or
13 volunteer (other than a participant under the na-
14 tional service laws)”; and

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

16 “(f) PARENTAL INVOLVEMENT.—

17 “(1) IN GENERAL.—Programs that receive as-
18 sistance under the national service laws shall consult
19 with the parents or legal guardians of children in de-
20 veloping and operating programs that include and
21 serve children.

22 “(2) PARENTAL PERMISSION.—Programs that
23 receive assistance under the national service laws
24 shall, consistent with State law, before transporting

1 minor children, provide the reason for and obtain
2 written permission of the children’s parents.”.

3 **SEC. 1605. STATE COMMISSIONS ON NATIONAL AND COM-**
4 **MUNITY SERVICE.**

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

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

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

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

14 (3) by striking subsection (e)(1) and inserting
15 the following:

16 “(1) Preparation of a national service plan for
17 the State that—

18 “(A) is developed through an open and
19 public process (such as through regional fo-
20 rums, hearings, and other means) that provides
21 for maximum participation and input from com-
22 panies, organizations, and public agencies using
23 service and volunteerism as a strategy to meet
24 critical community needs, including programs
25 funded under the national service laws;

1 “(B) covers a 3-year period, the beginning
2 of which may be set by the State;

3 “(C) is subject to approval by the chief ex-
4 ecutive officer of the State;

5 “(D) includes measurable goals and out-
6 comes for the State consistent with those for
7 national service programs as described in sec-
8 tion 179(a)(1)(A);

9 “(E) ensures outreach to diverse commu-
10 nity-based agencies that serve underrepresented
11 populations, by—

12 “(i) using established networks and
13 registries at the State level, or establishing
14 such networks and registries; and

15 “(ii) coordinating with the Corpora-
16 tion’s Office of Outreach and Recruitment;

17 “(F) provides for effective coordination of
18 funding applications submitted by the State and
19 others within the State under the national serv-
20 ice laws;

21 “(G) is updated annually, reflecting
22 changes in practices and policies that will im-
23 prove the coordination and effectiveness of Fed-
24 eral, State, and local resources for service and
25 volunteerism within the State; and

1 “(H) contains such information as the
2 State Commission considers to be appropriate
3 or as the Corporation may require.”;

4 (4) by redesignating subsections (f) through (j)
5 as subsections (h) through (l), respectively;

6 (5) by inserting after subsection (e) the fol-
7 lowing:

8 “(f) RELIEF FROM ADMINISTRATIVE REQUIRE-
9 MENTS.—Upon approval of a State plan submitted under
10 subsection (e)(1), the Chief Executive Officer may waive,
11 or specify alternatives to, administrative requirements
12 (other than statutory provisions) otherwise applicable to
13 grants made to States under the national service laws, in-
14 cluding those requirements identified by a State as imped-
15 ing the coordination and effectiveness of Federal, State,
16 and local resources for service and volunteerism within a
17 State.

18 “(g) STATE PLAN FOR BABY BOOMER AND OLDER
19 ADULT VOLUNTEER AND PAID SERVICE.—

20 “(1) IN GENERAL.—Notwithstanding any other
21 provision of this section, to be eligible to receive a
22 grant or allotment under subtitle B or C or to re-
23 ceive a distribution of approved national service posi-
24 tions under subtitle C, a State must work with ap-
25 propriate State agencies and private entities to de-

1 velop a comprehensive State plan for volunteer and
2 paid service by members of the Baby Boom genera-
3 tion and older adults.

4 “(2) MATTERS INCLUDED.—The State plan
5 shall include—

6 “(A) recommendations for public policy ini-
7 tiatives, including how to best tap the popu-
8 lation of members of the Baby Boom generation
9 and older adults as sources of social capital and
10 as ways to address community needs;

11 “(B) recommendations to the State unit on
12 aging on—

13 “(i) a marketing outreach plan to
14 businesses;

15 “(ii) outreach to non-profit organiza-
16 tions;

17 “(iii) the State’s Department of Edu-
18 cation; and

19 “(iv) other State agencies; and

20 “(C) recommendations for civic engage-
21 ment and multigenerational activities, such
22 as—

23 “(i) early childhood education, family
24 literacy, and after school programs;

1 “(ii) respite services for older adults
2 and caregivers; and

3 “(iii) transitions for members of the
4 Baby Boom generation and older adults to
5 purposeful work in their post career lives.

6 “(3) KNOWLEDGE INCORPORATED.—The State
7 plan shall incorporate the current knowledge base
8 regarding—

9 “(A) the economic impact of older workers’
10 roles in the economy;

11 “(B) the social impact of older workers’
12 roles in the community; and

13 “(C) the health and social benefits of ac-
14 tive engagement for members of the Baby
15 Boom generation and older adults.

16 “(4) PUBLICATION.—The State plan must be
17 made public and be transmitted to the Chief Execu-
18 tive Officer.”; and

19 (6) in subsection (k)(1) (as redesignated by this
20 section), by striking the period at the end and in-
21 serting “, consistent with section 174(d).”.

22 **SEC. 1606. EVALUATION AND ACCOUNTABILITY.**

23 Section 179 (42 U.S.C. 12639) is amended—

24 (1) by amending subsection (a) to read as fol-
25 lows:

1 “(a) IN GENERAL.—The Corporation shall provide,
2 directly or through grants or contracts, for the continuing
3 evaluation of programs that receive assistance under the
4 national service laws, including evaluations that measure
5 the impact of such programs, to determine—

6 “(1) the effectiveness of programs receiving as-
7 sistance under the national service laws in achieving
8 stated goals and the costs associated with such, in-
9 cluding—

10 “(A) an evaluation of performance meas-
11 ures, as established by the Corporation in con-
12 sultation with each grantee receiving assistance
13 under the national service laws, which may in-
14 clude—

15 “(i) number of participants enrolled
16 and completing terms of service compared
17 to the stated goals of the program;

18 “(ii) number of volunteers recruited
19 from the community in which the program
20 was implemented;

21 “(iii) if applicable based on the pro-
22 gram design, the number of individuals re-
23 ceiving or benefitting from the service con-
24 ducted;

1 “(iv) number of disadvantaged and
2 underrepresented youth participants;

3 “(v) sustainability of project or pro-
4 gram, including measures to ascertain the
5 level of community support for the project
6 or program;

7 “(vi) measures to ascertain the
8 change in attitude toward civic engagement
9 among the participants and the bene-
10 ficiaries of the service; and

11 “(vii) other quantitative and quali-
12 tative measures as determined to be appro-
13 priate by the recipient of assistance; and

14 “(B) review of the implementation plan for
15 reaching such measures described in subpara-
16 graph (A); and

17 “(2) the effectiveness of the structure and
18 mechanisms for delivery of services, such as the ef-
19 fective utilization of the participants’ time, the man-
20 agement of the participants, and the ease with which
21 recipients were able to receive services, to maximize
22 the cost-effectiveness and the impact of such pro-
23 grams.”;

24 (2) in subsection (g)—

1 (A) in paragraph (3), by striking “Na-
2 tional Senior Volunteer Corps” and inserting
3 “National Senior Service Corps”; and

4 (B) in paragraph (9), by striking “to pub-
5 lic service” and all that follows through the pe-
6 riod at the end and inserting “to engage in
7 service that benefits the community.”; and

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

9 “(j) RESERVED PROGRAM FUNDS FOR ACCOUNT-
10 ABILITY.—In addition to amounts appropriated to carry
11 out this section, the Corporation may reserve up to 1 per-
12 cent of total program funds appropriated for a fiscal year
13 under the national service laws to support program ac-
14 countability activities under this section.

15 “(k) CORRECTIVE PLANS.—

16 “(1) IN GENERAL.—A grantee that fails to
17 reach the performance measures in subsection
18 (a)(1)(A) as determined by the Corporation, shall
19 reach an agreement with the Corporation on a cor-
20 rective action plan to achieve the agreed upon per-
21 formance measures.

22 “(2) ASSISTANCE.—

23 “(A) NEW PROGRAM.—For a program that
24 has received assistance for less than 3 years
25 and is failing to achieve the performance meas-

1 ures agreed upon under subsection (a)(1)(A),
2 the Corporation shall—

3 “(i) provide technical assistance to the
4 grantee to address targeted performance
5 problems relating to the performance
6 measures in subsection (a)(1)(A); and

7 “(ii) require quarterly reports from
8 the grantee on the program’s progress to-
9 ward achieving the performance measures
10 in subsection (a)(1)(A) to the appropriate
11 State, Territory, or Indian tribe and the
12 Corporation.

13 “(B) ESTABLISHED PROGRAMS.—For a
14 program that has received assistance for 3
15 years or more and is failing to achieve the per-
16 formance measures agreed upon under sub-
17 section (a)(1)(A), the Corporation shall require
18 quarterly reports from the grantee on the pro-
19 gram’s progress towards achieving performance
20 measures in subsection (a)(1)(A) to the appro-
21 priate State, Territory, or Indian tribe and the
22 Corporation.

23 “(1) FAILURE TO MEET PERFORMANCE LEVELS.—
24 If, after a period for correction as approved by the Cor-

1 poration, a grantee or subgrantee fails to achieve the es-
2 tablished levels of performance, the Corporation shall—

3 “(1) reduce the annual amount of the grant
4 award attributable to the underperforming grantee
5 or subgrantee by at least 25 percent; or

6 “(2) terminate assistance to the underper-
7 forming grantee or subgrantee, consistent with sec-
8 tion 176(a).

9 “(m) REPORTS.—The Corporation shall submit to
10 the Committee on Education and Labor of the House of
11 Representatives and the Committee on Health, Education,
12 Labor, and Pensions of the Senate not later than two
13 years after the date of the enactment of this subsection,
14 and annually thereafter, a report containing information
15 on the number of—

16 “(1) grantees implementing corrective action
17 plans;

18 “(2) grantees for which the Corporation offers
19 technical assistance under subsection (k);

20 “(3) grantees for which the Corporation termi-
21 nates assistance for a program under subsection (l);
22 and

23 “(4) grantees meeting or exceeding their per-
24 formance measures in subsection (a).”.

1 **SEC. 1607. TECHNICAL AMENDMENT.**

2 Section 181 (42 U.S.C. 12641) is amended by strik-
3 ing “Section 414” and inserting “Section 422”.

4 **SEC. 1608. PARTNERSHIPS WITH SCHOOLS.**

5 Section 182(b) (42 U.S.C. 12642(b)) is amended to
6 read as follows:

7 “(b) ANNUAL REPORT.—On an annual basis, the
8 head of each Federal agency and department shall prepare
9 and submit, to the Committee on Education and Labor
10 of the House of Representatives and the Committee on
11 Health, Education, Labor, and Pensions of the Senate, a
12 report concerning the implementation of this section, in-
13 cluding an evaluation of the performance goals and bench-
14 marks of the partnership programs.”.

15 **SEC. 1609. RIGHTS OF ACCESS, EXAMINATION, AND COPY-**
16 **ING.**

17 Section 183 (42 U.S.C. 12643) is amended—

18 (1) in each of subsections (a)(1) and (b)(1) by
19 inserting after “local government,” the following:
20 “Territory,”; and

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

22 “(c) INSPECTOR GENERAL.—The Inspector General
23 of the Corporation shall have access to, and the right to
24 examine and copy, any books, documents, papers, records,
25 and other recorded information in any form—

1 “(1) within the possession or control of the Cor-
 2 poration or any State or local government, Territory,
 3 Indian tribe, or public or private nonprofit organiza-
 4 tion receiving assistance directly or indirectly under
 5 this Act; and

6 “(2) that relates to the duties of the Inspector
 7 General under the Inspector General Act of 1978.”.

8 **SEC. 1610. ADDITIONAL ADMINISTRATIVE PROVISIONS.**

9 Subtitle F of title I (42 U.S.C. 12631 et seq.) is
 10 amended by adding at the end the following:

11 **“SEC. 185. CONSOLIDATED APPLICATION AND REPORTING**
 12 **REQUIREMENTS.**

13 “(a) IN GENERAL.—To promote efficiency and elimi-
 14 nate duplicative requirements, the Corporation shall con-
 15 solidate or modify application procedures and reporting re-
 16 quirements for programs and activities funded under the
 17 national service laws.

18 “(b) REPORTS TO CONGRESS.—Not later than 1 year
 19 after the date of the enactment of this section, and annu-
 20 ally thereafter, the Corporation shall submit to the Com-
 21 mittee on Education and Labor of the House of Rep-
 22 resentatives and the Committee on Health, Education,
 23 Labor, and Pensions of the Senate a report containing in-
 24 formation on the actions taken to modify the application
 25 procedures and reporting requirements for programs and

1 activities funded under the national service laws, including
2 a description of the consultation procedures with grantees,
3 entities that expressed interest in applying for assistance
4 under a national service law but did not apply, those enti-
5 ties whose application was rejected, and applications
6 whose assistance was terminated due to failure to meet
7 performance measures for the year covered by the report.

8 **“SEC. 186. SUSTAINABILITY.**

9 “(a) GOALS.—To ensure that recipients of assistance
10 under the national service laws are carrying out sustain-
11 able projects or programs, the Corporation, after collabo-
12 ration with State Commissions and consultation with re-
13 cipients of assistance under the national service laws, may
14 set sustainability goals supported by policies and proce-
15 dures to—

16 “(1) build the capacity of the projects that re-
17 ceive assistance under the national service laws to
18 meet community needs and lessen the dependence on
19 Federal dollars to do so, taking into consideration
20 challenges that programs in underserved rural or
21 urban areas may face;

22 “(2) provide technical assistance to aid the re-
23 cipients of assistance under the national service laws
24 in acquiring and leveraging non-Federal funds for
25 the projects; and

1 “(3) implement measures to ascertain whether
2 the projects are generating sufficient community
3 support.

4 “(b) ENFORCEMENT.—If a recipient does not meet
5 the sustainability goals in subsection (a) for a project, the
6 Corporation may take action as described in sections 176
7 and 179.

8 **“SEC. 187. USE OF RECOVERED FUNDS.**

9 “(a) FACTORS CONSIDERED IN APPROVING REPAY-
10 MENT.—After the date of enactment of this section, when-
11 ever the Corporation recovers funds paid to a recipient
12 under a grant or cooperative agreement made under the
13 national service laws because the recipient made an ex-
14 penditure of funds that was not allowable, or otherwise
15 failed to discharge its responsibility to account properly
16 for funds, the Corporation may consider those funds to
17 be additional funds available and may arrange to repay
18 to the recipient affected by that action an amount not to
19 exceed 75 percent of the recovered funds if the Corpora-
20 tion determines that—

21 “(1) the practices or procedures of the recipient
22 that resulted in the recovery of funds have been cor-
23 rected, and that the recipient is in all other respects
24 in compliance with the requirements of the grant or
25 cooperative agreement, if the recipient was notified

1 of any noncompliance with such requirements and
2 given a reasonable period of time to remedy such
3 noncompliance;

4 “(2) the recipient has submitted to the Cor-
5 poration a plan for the use of those funds consistent
6 with the national service laws and, to the extent pos-
7 sible, for the benefit of the community affected by
8 the recovery of funds; and

9 “(3) the use of those funds in accordance with
10 that plan would serve to achieve the objectives of the
11 grant or cooperative agreement under which the
12 funds were originally paid.

13 “(b) TERMS AND CONDITIONS OF REPAYMENT.—
14 Any payments by the Corporation under this section shall
15 be subject to other terms and conditions as the Corpora-
16 tion considers necessary to accomplish the purposes of the
17 grant or cooperative agreement, including—

18 “(1) the submission of periodic reports on the
19 use of funds provided under this section; and

20 “(2) consultation by the recipient with members
21 of the community that will benefit from the pay-
22 ments.

23 “(c) AVAILABILITY OF FUNDS.—Notwithstanding
24 any other provision of law, the funds made available under
25 this section shall remain available for expenditure for a

1 period of time considered reasonable by the Corporation,
2 but in no case to exceed more than 3 fiscal years following
3 the later of—

4 “(1) the fiscal year in which final agency action
5 regarding the disallowance of funds is taken; or

6 “(2) if such recipient files a petition for judicial
7 review regarding the disallowance of funds, the fiscal
8 year in which final judicial action is taken on such
9 a petition.

10 “(d) PUBLICATION IN FEDERAL REGISTER.—At
11 least 60 days prior to entering into an arrangement under
12 this section, the Corporation shall publish in the Federal
13 Register a notice of intent to enter into such an arrange-
14 ment and the terms and conditions under which payments
15 will be made. Interested persons shall have an opportunity
16 for at least 30 days to submit comments to the Corpora-
17 tion regarding the proposed arrangement.

18 **“SEC. 188. EXPENSES OF ATTENDING MEETINGS.**

19 “Notwithstanding section 1345 of title 31, United
20 States Code, funds authorized under the national service
21 laws shall be available for expenses of attendance of meet-
22 ings that are concerned with the functions or activities for
23 which the funds are appropriated or which will contribute
24 to improved conduct, supervision, or management of those
25 functions or activities.

1 **“SEC. 189. GRANT PERIODS.**

2 “Unless otherwise specifically provided, the Corpora-
3 tion has authority to make a grant under the national
4 service laws for a period of 3 years.

5 **“SEC. 189A. GENERATION OF VOLUNTEERS.**

6 “In making decisions on applications for assistance
7 or approved national service positions under the national
8 service laws, the Corporation shall take into consideration
9 the extent to which the applicant’s proposal will increase
10 the involvement of volunteers in meeting community
11 needs.

12 **“SEC. 189B. LIMITATION ON PROGRAM GRANT COSTS.**

13 “(a) LIMITATION ON GRANT AMOUNTS.—Except as
14 otherwise provided by this section, the amount of funds
15 approved by the Corporation in a grant to operate a pro-
16 gram authorized under the national service laws sup-
17 porting individuals serving in approved national service
18 positions may not exceed \$16,000 per full-time equivalent
19 position.

20 “(b) COSTS SUBJECT TO LIMITATION.—The limita-
21 tion in subsection (a) applies to the Corporation’s share
22 of member support costs, staff costs, and other costs borne
23 by the grantee or subgrantee to operate a program.

24 “(c) COSTS NOT SUBJECT TO LIMITATION.—The
25 limitation in subsection (a) and (e)(1) shall not apply to

1 expenses that are not included in the program operating
2 grant award.

3 “(d) ADJUSTMENTS FOR INFLATION.—The amount
4 specified in subsections (a) and (e)(1) shall be adjusted
5 each year after 2008 for inflation as measured by the Con-
6 sumer Price Index for All Urban Consumers published by
7 the Secretary of Labor.

8 “(e) WAIVER AUTHORITY AND REPORTING REQUIRE-
9 MENT.—

10 “(1) WAIVER.—The Chief Executive Officer
11 may waive the requirements of this section, up to a
12 maximum of \$18,000, if necessary to meet the com-
13 pelling needs of a particular program, such as excep-
14 tional training needs for a program serving dis-
15 advantaged youth, increased costs relating to the
16 participation of individuals with disabilities, and
17 start-up costs associated with a first-time grantee.

18 “(2) REPORTS.—The Chief Executive Officer
19 shall report to the Committee on Education and
20 Labor of the House of Representatives and the Com-
21 mittee on Health, Education, Labor, and Pensions
22 of the Senate annually on all waivers granted under
23 this section, with an explanation of the compelling
24 needs justifying such waivers.

1 **“SEC. 189C. AUDITS AND REPORTS.**

2 “The Corporation shall comply with applicable audit
3 and reporting requirements as provided in the Chief Fi-
4 nancial Officers Act of 1990 (31 U.S.C. 501 et seq.) and
5 the Government Corporation Control Act of 1945 (31
6 U.S.C. 9101 et seq.). The Corporation shall report to the
7 Congress any failure to comply with the requirements of
8 such audits.

9 **“SEC. 189D. CRIMINAL HISTORY CHECKS.**

10 “(a) IN GENERAL.—Entities selecting individuals to
11 serve in a position in which the individual receives a Cor-
12 poration grant-funded living allowance, stipend, education
13 award, salary, or other remuneration in a program receiv-
14 ing assistance under the national service laws, shall, sub-
15 ject to regulations and requirements established by the
16 Corporation, conduct criminal history checks for such indi-
17 viduals.

18 “(b) REQUIREMENTS.—A criminal history check
19 shall, except in cases approved for good cause by the Cor-
20 poration, include a name-based search of the National Sex
21 Offender Registry established under the Adam Walsh
22 Child Protection and Safety Act of 2006 (42 U.S.C.
23 16901 et seq.) and—

24 “(1) a search of the State criminal registry or
25 repository in the State in which the program is oper-

1 ating and the State in which the individual resides
2 at the time of application; or

3 “(2) a Federal Bureau of Investigation finger-
4 print check.

5 “(c) ELIGIBILITY PROHIBITION.—An individual shall
6 be ineligible to serve in a position described under sub-
7 section (a) if such individual—

8 “(1) refuses to consent to the criminal history
9 check described in subsection (b);

10 “(2) makes a false statement in connection with
11 such criminal history check;

12 “(3) is registered, or is required to be reg-
13 istered, on a State sex offender registry or the Na-
14 tional Sex Offender Registry established under the
15 Adam Walsh Child Protection and Safety Act of
16 2006 (42 U.S.C. 16901 et seq.); or

17 “(4) has been convicted of murder, as described
18 in section 1111 of title 18, United States Code.”.

19 **Subtitle G—Amendments to Sub-**
20 **title G (Corporation for Na-**
21 **tional and Community Service)**

22 **SEC. 1701. TERMS OF OFFICE.**

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

24 (1) by striking subsection (c) and inserting the
25 following:

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

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

4 “(e) SERVICE UNTIL APPOINTMENT OF SUC-
5 CESSOR.—A voting member of the Board whose term has
6 expired may continue to serve for one year beyond expira-
7 tion of the term if no successor is appointed or until the
8 date on which a successor has taken office.”.

9 **SEC. 1702. BOARD OF DIRECTORS AUTHORITIES AND DU-**
10 **TIES.**

11 Section 192A(g) (42 U.S.C. 12651b(g)) is amend-
12 ed—

13 (1) in the matter preceding paragraph (1) by
14 striking “shall—” and inserting “shall have respon-
15 sibility for setting overall policy for the Corporation
16 and shall—”;

17 (2) in paragraph (1), by inserting before the
18 semicolon at the end the following: “, and review the
19 budget proposal in advance of submission to the Of-
20 fice of Management and Budget and to Congress”;

21 (3) in paragraph (5)—

22 (A) in subparagraph (A) by striking “and”
23 at the end;

24 (B) in subparagraph (B) by inserting
25 “and” at the end; and

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

2 “(C) review the performance of the Chief
3 Executive Officer annually and forward a report
4 on that review to the President;”;

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

7 (5) in paragraph (10), by striking “program;
8 and” and inserting “program under a cost share
9 agreement, as determined by the Corporation, in
10 which the funds advanced or received as reimburse-
11 ment shall be credited directly to a current appro-
12 priation; and”; and

13 (6) in paragraph (11), by striking “September
14 30, 1995” and inserting “January 1, 2011”.

15 **SEC. 1703. AUTHORITIES AND DUTIES OF THE CHIEF EXEC-**
16 **UTIVE OFFICER.**

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

18 (1) in subsection (b)—

19 (A) in paragraph (1), by inserting after “a
20 strategic plan” the following: “, including a
21 plan for achieving 50 percent full-time approved
22 national service positions by 2010,”;

23 (B) by redesignating paragraphs (7)
24 through (11) as paragraphs (8) through (12),
25 respectively;

1 (C) by inserting after paragraph (6) the
2 following:

3 “(7) prepare and submit to the Committee on
4 Education and Labor in the United States House of
5 Representatives and the Committee on Health, Edu-
6 cation, Labor, and Pensions in the United States
7 Senate, and the Board an annual report on actions
8 taken to achieve the goal of 50 percent full-time ap-
9 proved national service positions as described in
10 paragraph (1), including an assessment of the
11 progress made toward achieving that goal and the
12 actions to be taken in the coming year toward
13 achieving that goal;” and

14 (D) in paragraph (11) (as so redesign-
15 nated)—

16 (i) in the matter preceding subpara-
17 graph (A), by striking “June 30, 1995,”
18 and inserting “June 30 of each even-num-
19 bered year,”; and

20 (ii) in subparagraph (A)(i), by strik-
21 ing “section 122(c)(1)” and inserting “sec-
22 tion 122(d)(1)”;

23 (2) in subsection (c)—

24 (A) in paragraph (9), by striking “and” at
25 the end;

1 (B) by redesignating paragraph (10) as
2 paragraph (11); and

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

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

8 (3) by amending subsection (g) to read as fol-
9 lows:

10 “(g) RECRUITMENT AND PUBLIC AWARENESS FUNC-
11 TIONS.—The Chief Executive Officer shall assign or hire,
12 as necessary, such additional national, regional, and State
13 personnel to carry out such recruiting and public aware-
14 ness functions of the Office of Outreach and Recruitment
15 to ensure that such functions are carried out in a timely
16 and effective manner. The Chief Executive Officer shall
17 give priority in the hiring of such additional personnel to
18 individuals who have formerly served as volunteers in the
19 programs carried out under the national service laws or
20 similar programs, and to individuals who have specialized
21 experience in the recruitment of volunteers.”.

22 **SEC. 1704. NONVOTING MEMBERS; PERSONAL SERVICES**
23 **CONTRACTS.**

24 Section 195 (42 U.S.C. 12651f) is amended—

25 (1) in subsection (c)—

1 (A) in paragraph (2)(B), by inserting after
 2 “subdivision of a State,” the following: “Terri-
 3 tory,”; and

4 (B) in paragraph (3)—

5 (i) in the heading, by striking “MEM-
 6 BER” and inserting “NON-VOTING MEM-
 7 BER”; and

8 (ii) by inserting “non-voting” before
 9 “member”; and

10 (2) by adding at the end the following new sub-
 11 section:

12 “(g) PERSONAL SERVICES CONTRACTS.—The Cor-
 13 poration may enter into personal services contracts to
 14 carry out research, evaluation, and public awareness re-
 15 lated to the national service laws.”.

16 **SEC. 1705. DONATED SERVICES.**

17 Section 196(a) (42 U.S.C. 12651g(a)) is amended—

18 (1) in paragraph (1)—

19 (A) by striking subparagraph (A) and in-
 20 serting the following:

21 “(A) ORGANIZATIONS AND INDIVIDUALS.—

22 Notwithstanding section 1342 of title 31,
 23 United States Code, the Corporation may solicit
 24 and accept the services of organizations and in-
 25 dividuals (other than participants) to assist the

1 Corporation in carrying out the duties of the
2 Corporation under the national service laws,
3 and may provide to such individuals the travel
4 expenses described in section 192A(d).”;

5 (B) in subparagraph (B)—

6 (i) in the matter preceding clause (i),
7 by striking “Such a volunteer” and insert-
8 ing “A person who is a member of an or-
9 ganization or is an individual covered by
10 subparagraph (A)”;

11 (ii) in clause (i), by striking “a volun-
12 teer” and inserting “such a person”;

13 (iii) in clause (ii), by striking “volun-
14 teers” and inserting “such a person”; and

15 (iv) in clause (iii), by striking “such a
16 volunteer” and inserting “such a person”;
17 and

18 (C) in subparagraph (C)(i), by striking
19 “Such a volunteer” and inserting “Such a per-
20 son”; and

21 (2) by striking paragraph (3).

22 **SEC. 1706. OFFICE OF OUTREACH AND RECRUITMENT.**

23 Subtitle G of title I is further amended by adding
24 at the end the following:

1 **“SEC. 196B. OFFICE OF OUTREACH AND RECRUITMENT.**

2 “(a) ESTABLISHMENT.—There is established in the
3 Corporation an office to be known as the Office of Out-
4 reach and Recruitment (in this section referred to as the
5 ‘Office’), headed by a Director.

6 “(b) DUTIES.—The duties of the Office, carried out
7 directly or through grants, contracts, or cooperative agree-
8 ments, shall be—

9 “(1) to increase the public awareness of the
10 wide range of service opportunities for citizens of all
11 ages, regardless of socioeconomic status or geo-
12 graphic location, through a variety of methods, in-
13 cluding—

14 “(A) print media;

15 “(B) the Internet and related emerging
16 technologies;

17 “(C) television;

18 “(D) radio;

19 “(E) presentations at public or private fo-
20 rums;

21 “(F) other innovative methods of commu-
22 nication; and

23 “(G) outreach to offices of economic devel-
24 opment, State employment security agencies,
25 labor unions and trade associations, local edu-
26 cation agencies, institutions of higher education,

1 agencies and organizations serving veterans and
2 people with disabilities, and other institutions
3 or organizations from which participants for
4 programs receiving assistance from the national
5 service laws can be recruited;

6 “(2) to identify and implement methods of re-
7 cruitment to increase the diversity of participants in
8 the programs receiving assistance under the national
9 service laws;

10 “(3) to collaborate with organizations with dem-
11 onstrated expertise in supporting and accommo-
12 dating individuals with disabilities, including institu-
13 tions of higher education, to identify and implement
14 methods of recruitment to increase the number of
15 participants with disabilities in the programs receiv-
16 ing assistance under the national service laws;

17 “(4) to identify and implement recruitment
18 strategies and training programs for bilingual volun-
19 teers in the National Senior Service Corps under
20 title II of the Domestic Volunteer Service Act of
21 1973;

22 “(5) to identify and implement methods of re-
23 cruitment to increase the diversity of service spon-
24 sors of programs desiring to receive assistance under
25 the national service laws;

1 “(6) to collaborate with organizations which
2 have established volunteer recruitment programs, in-
3 cluding those on the Internet, to increase the re-
4 cruitment capacity of the Corporation;

5 “(7) where practicable, to provide application
6 materials in languages other than English for those
7 with limited English proficiency who wish to partici-
8 pate in a national service program;

9 “(8) to coordinate with organizations of former
10 participants of national service programs for service
11 opportunities that may include capacity building,
12 outreach, and recruitment for programs receiving as-
13 sistance under the national service laws;

14 “(9) to collaborate with the training and tech-
15 nical assistance programs described in subtitle J and
16 in appropriate paragraphs of section 198E(b);

17 “(10) to coordinate the clearinghouses described
18 in section 198E; and

19 “(11) to coordinate with entities receiving funds
20 under section 198E(b)(11) in establishing the Re-
21 serve Corps for alumni of the national service pro-
22 grams to serve in emergencies, disasters, and other
23 times of national need.

1 “(c) COLLABORATION.—The duties described in sub-
2 section (b) shall be carried out in collaboration with the
3 State Commissions.

4 “(d) AUTHORITY TO CONTRACT WITH A BUSI-
5 NESS.—The Corporation may, through contracts or coop-
6 erative agreements, carry out the marketing duties de-
7 scribed in subsection (b)(1), with priority given to those
8 entities who have established expertise in the recruitment
9 of disadvantaged youth, members of Indian tribes, and
10 members of the Baby Boom generation.

11 “(e) CAMPAIGN TO SOLICIT FUNDS.—The Corpora-
12 tion, through the Director of the Office, may conduct a
13 campaign to solicit funds for itself to conduct outreach
14 and recruitment campaigns to recruit a diverse population
15 of service sponsors of and participants in programs and
16 projects receiving assistance under the national service
17 laws.

18 “(f) REPORTING.—The Director of the Office shall
19 complete a report annually to the Chief Executive Officer
20 and the Board of Directors on its activities and results.”.

1 **SEC. 1707. STUDY TO EXAMINE AND INCREASE SERVICE**
2 **PROGRAMS FOR VETERANS AND VETERANS**
3 **PARTICIPATION IN PROGRAMS UNDER THE**
4 **NATIONAL SERVICE LAWS AND TO DEVELOP**
5 **PILOT PROGRAM.**

6 Subtitle G of title I is further amended by adding
7 at the end the following:

8 **“SEC. 196C. STUDY TO EXAMINE AND INCREASE SERVICE**
9 **PROGRAMS FOR VETERANS AND VETERANS**
10 **PARTICIPATION IN PROGRAMS UNDER THE**
11 **NATIONAL SERVICE LAWS AND TO DEVELOP**
12 **PILOT PROGRAM.**

13 “(a) PLANNING STUDY.—The Corporation for Na-
14 tional and Community Service shall conduct a study to
15 identify—

16 “(1) specific areas of need for veterans;

17 “(2) how existing programs and activities car-
18 ried out under the national service laws could better
19 serve veterans and veterans service organizations;

20 “(3) gaps in service to veterans;

21 “(4) prospects for better coordination of serv-
22 ices;

23 “(5) prospects for better utilization of veterans
24 as resources and volunteers; and

25 “(6) methods for ensuring the efficient financial
26 organization of services directed towards veterans.

1 “(b) CONSULTATION.—The study shall be carried out
2 in consultation with veterans’ service organizations, the
3 Department of Veterans Affairs, State veterans agencies,
4 the Department of Defense, and other individuals and en-
5 tities the Corporation considers appropriate.

6 “(c) REPORT.—Not later than 1 year after the date
7 of the enactment of this section, the Corporation shall sub-
8 mit to the Committee on Education and Labor of the
9 House of Representatives and the Committee on Health,
10 Education, Labor, and Pensions of the Senate a report
11 on the results of the planning study required by subsection
12 (a), together with a plan for implementation of a pilot pro-
13 gram using promising strategies and approaches for better
14 targeting and serving veterans.

15 “(d) PILOT PROGRAM.—From amounts made avail-
16 able to carry out this section, the Corporation shall de-
17 velop and carry out a pilot program based on the findings
18 in the report submitted under subsection (c).

19 “(e) AUTHORIZATION OF APPROPRIATIONS.—There
20 are authorized to be appropriated to carry out this section
21 such sums as may be necessary for each of fiscal years
22 2008 through 2012.”.

1 **SEC. 1708. COORDINATION WITH VETERANS ORGANIZA-**
2 **TIONS SERVING VETERANS WITH DISABIL-**
3 **ITIES.**

4 The Board of Directors of the Corporation for Na-
5 tional and Community Service shall coordinate with vet-
6 erans organizations serving veterans with disabilities to
7 provide opportunities for young people enrolled in existing
8 NACS programs to provide transportation services on a
9 full-time, part-time, or as-needed basis.

10 **SEC. 1709. STUDY TO EXAMINE AND INCREASE SERVICE**
11 **PROGRAMS FOR DISPLACED WORKERS IN**
12 **SERVICES CORPS AND COMMUNITY SERVICE**
13 **AND TO DEVELOP PILOT PROGRAM PLAN-**
14 **NING STUDY.**

15 (a) **PLANNING STUDY.**—The Corporation for Na-
16 tional and Community Service shall conduct a study to
17 identify—

- 18 (1) specific areas of need for displaced workers;
19 (2) how existing programs and activities carried
20 out under the national service laws could better
21 serve displaced workers and communities that have
22 been adversely affected by plant closings and job
23 losses;
24 (3) prospects for better utilization of skilled
25 workers as resources and volunteers; and

1 (4) methods for ensuring the efficient financial
2 organization of services directed towards displaced
3 workers.

4 (b) CONSULTATION.—The study shall be carried out
5 in consultation with the Department of Labor, State labor
6 agencies, and other individuals and entities the Corpora-
7 tion considers appropriate.

8 (c) REPORT.—Not later than 1 year after the date
9 of the enactment of this Act, the Corporation shall submit
10 to the Committee on Education and Labor of the House
11 of Representatives and the Committee on Health, Edu-
12 cation, Labor, and Pensions of the Senate a report on the
13 results of the planning study required by subsection (a),
14 together with a plan for implementation of a pilot program
15 using promising strategies and approaches for better tar-
16 geting and serving displaced workers.

17 (d) PILOT PROGRAM.—From amounts made available
18 to carry out this section, the Corporation shall develop and
19 carry out a pilot program based on the findings in the
20 report submitted under subsection (c).

21 (e) AUTHORIZATION OF APPROPRIATIONS.—There
22 are authorized to be appropriated to carry out this section
23 such sums as may be necessary for each of fiscal years
24 2008 through 2012.

1 **Subtitle H—Amendments to**
2 **Subtitle H**

3 **SEC. 1801. TECHNICAL AMENDMENTS TO SUBTITLE H.**

4 (a) **ADDITIONAL CORPORATION ACTIVITIES TO SUP-**
5 **PORT NATIONAL SERVICE.**—Subtitle H is amended by in-
6 serting after the subtitle heading and before section 198
7 the following:

8 **“PART I—ADDITIONAL CORPORATION**
9 **ACTIVITIES TO SUPPORT NATIONAL SERVICE”.**

10 (b) **TECHNICAL AMENDMENTS.**—Section 198 (42
11 U.S.C. 12653) is amended—

12 (1) in subsection (a), by striking “subsection
13 (r)” and inserting “subsection (g)”;

14 (2) in subsection (b), by striking “national serv-
15 ice programs, including service-learning programs,
16 and to support innovative and model programs, in-
17 cluding” and inserting “service-learning programs
18 and national service programs, including”;

19 (3) by striking subsections (c), (d), (e), and (f);

20 (4) by redesignating subsection (g) as sub-
21 section (c);

22 (5) by striking subsections (h), (i), and (j);

23 (6) by redesignating subsection (k) as sub-
24 section (d);

25 (7) by striking subsections (l) and (m);

7 The following provisions are repealed:

(2) MILITARY INSTALLATION CONVERSION DEMONSTRATION PROGRAMS.—Section 198C (42 U.S.C. 12653c).

15 SEC. 1803. INNOVATIVE AND MODEL PROGRAM SUPPORT.

18 **“PART II—INNOVATIVE AND MODEL PROGRAM**

20 **“SEC. 198D. INNOVATIVE AND MODEL PROGRAM SUPPORT.**

24 “(1) PROGRAMS FOR DISADVANTAGED
25 YOUTH.—A program selected from among those list-

1 ed in 122(a) where no less than 75 percent of the
2 participants are disadvantaged youth.

3 “(A) COMPONENTS OF PROGRAMS.—Such
4 programs may include life skills training, em-
5 ployment training, educational counseling, pro-
6 gram to complete a high-school diploma or
7 GED, counseling, or a mentoring relationship
8 with an adult volunteer.

9 “(B) PRIORITY.—Priority shall be given to
10 programs that engage retirees to serve as men-
11 tors.

12 “(2) PROGRAMS FOCUSED ON LEARNING AND
13 THINKING SKILLS.—Service programs to solve com-
14 munity problems while engaging or developing 21st
15 century learning and thinking skills (critical-thinking
16 and problem solving, communication skills, creativity
17 and innovation skills, collaboration skills, contextual
18 learning skills, information and media literacy skills,
19 and information and communications literacy) and
20 life skills (leadership, ethics, accountability, adapt-
21 ability, personal productivity, personal responsibility,
22 people skills, self-direction, and social responsibility)
23 for school-age youth and low income adults. This
24 may be a summer of service program or a year-
25 round service program. Priority shall be given to

1 programs that collaborate with the RSVP program,
2 the AmeriCorps programs, or the Learn and Serve
3 programs.

4 “(3) PROGRAMS THAT ENGAGE YOUTH UNDER
5 THE AGE OF 17.—Programs that engage youth
6 under the age of 17 in service to the community to
7 meet unmet human, educational, environmental,
8 emergency and disaster preparedness, or public safe-
9 ty needs and may be a summer program or a year-
10 round program. Priority shall be given to programs
11 that collaborate with the RSVP Program and the
12 AmeriCorps programs.

13 “(4) PROGRAMS THAT FOCUS ON HEALTH AND
14 WELLNESS.—Service programs that focus on the
15 health and wellness of the members of a low-income
16 or rural community. Priority shall be given to service
17 programs that work to—

18 “(A) involve the community in service to
19 those who are at-risk to not receive or pursue
20 health care through such activities as health
21 and wellness education, prevention, and care;

22 “(B) include in the service program em-
23 ployment training, where applicable, for partici-
24 pants in the program and may extend this op-
25 portunity to members of the community; and

1 “(C) collaborate with local institutions of
2 higher education to include, as a portion of the
3 pre-professional training of health care profes-
4 sionals including nurses, doctors, physician as-
5 sistants, dentists, and emergency medical tech-
6 nicians, a service component to meet unmet
7 healthcare and wellness needs in the community
8 in which the service program is being carried
9 out.

10 “(5) SILVER SCHOLARSHIP PROGRAMS.—A Sil-
11 ver Scholarship program for citizens age 55 and
12 older to complete no less than 600 hours of service
13 in a year meeting unmet human, educational, public
14 safety, or environmental needs and receive a \$1000
15 education award, provided that—

16 “(A) the Corporation establishes criteria
17 for the types of the service required to be per-
18 formed to receive such award; and

19 “(B) the citizen uses such award in ac-
20 cordance with sections 146(c), 146(d), and
21 148(c).

22 “(6) PROGRAMS THAT REDUCE RECIDIVISM.—
23 Programs that re-engage court-involved youth and
24 adults with the goal of reducing recidivism. Priority
25 shall be given to such programs that create support

1 systems beginning in corrections facilities, and pro-
2 grams that have life skills training, employment
3 training, an education program, including a program
4 to complete a high-school diploma or GED, edu-
5 cational and career counseling, post program place-
6 ment, and support services, which could begin in
7 corrections facilities. The program may include
8 health and wellness programs, including but not lim-
9 ited to drug and alcohol treatment, mental health
10 counseling, and smoking cessation.

11 “(7) PROGRAMS THAT RECRUIT CERTAIN INDIVIDUALS.—Demonstration projects for programs
12 that have as one of their primary purposes the re-
13 cruitment and acceptance of court-involved youth
14 and adults as participants, volunteers, or members.
15 Such a program may serve any purpose otherwise
16 permitted under this Act.

18 “(8) OTHER INNOVATIVE AND MODEL PROGRAMS.—Any other innovative and model programs
19 that the Corporation considers appropriate.

21 “(b) REQUIREMENTS.—

22 “(1) THREE-YEAR TERM.—Each program fund-
23 ed under this part shall be carried out over a period
24 of three years, including one planning year and two
25 additional grant years, with a 1-year extension pos-

1 sible, if the program meets performance measures
2 developed in accordance with section 179(a) and any
3 other criteria determined by the Corporation.

4 “(2) MATCHING FUNDS.—

5 “(A) IN GENERAL.—The Federal share of
6 the cost of carrying out a program for which a
7 grant is made under this part may not exceed
8 76 percent of the total cost of the program in
9 the first year and may not exceed 50 percent of
10 the total cost of the program for the remaining
11 years of the grant, including if the grant is ex-
12 tended for 1 year.

13 “(B) NON-FEDERAL CONTRIBUTION.—In
14 providing for the remaining share of the cost of
15 carrying out such a program, each recipient of
16 a grant under this part—

17 “(i) shall provide for such share
18 through a payment in cash or in kind, fair-
19 ly evaluated, including facilities, equip-
20 ment, or services; and

21 “(ii) may provide for such share
22 through State sources or local sources, in-
23 cluding private funds or donated services.

24 “(3) COLLABORATION ENCOURAGED.—Each
25 program funded under this part is encouraged to

1 collaborate with Learn and Serve, AmeriCorps,
2 VISTA, and the National Senior Service Corps.

3 “(4) EVALUATION.—Upon completion of the
4 program, the Corporation shall conduct an inde-
5 pendent evaluation of the program and widely dis-
6 seminate the results to the service community
7 through multiple channels, including the Corpora-
8 tion’s Resource Center or a clearinghouse of effec-
9 tive strategies, and recommendations for improve-
10 ment.

11 “(c) FIXED AMOUNT GRANTS.—

12 “(1) GENERAL.—For purposes of subsection
13 (a), and subject to the limitations in this subsection,
14 the Corporation may, upon making a determination
15 described in paragraph (2), approve a fixed amount
16 grant that is not subject to the Office of Manage-
17 ment and Budget cost principles and related finan-
18 cial recordkeeping requirements.

19 “(2) DETERMINATION.—Before approving a
20 fixed amount grant, the Corporation must determine
21 that—

22 “(A) the reasonable and necessary costs of
23 carrying out the terms of the grant significantly
24 exceed the amount of assistance provided by the
25 Corporation; or

1 “(B) based on the nature or design of the
 2 grant, any assistance provided by the Corpora-
 3 tion can be reasonably presumed to be expended
 4 on reasonable and necessary costs.

5 “(d) APPLICATIONS.—To be eligible to carry out a
 6 program under this part, an entity shall prepare, submit
 7 to the Corporation, and obtain approval of, an application
 8 at such time and in such manner as the Chief Executive
 9 Officer may reasonably require.”.

10 **SEC. 1804. CLEARINGHOUSES.**

11 Subtitle H is further amended by adding at the end
 12 the following:

13 **“PART III—NATIONAL SERVICE PROGRAMS**
 14 **CLEARINGHOUSE**

15 **“SEC. 198E. NATIONAL SERVICE PROGRAMS CLEARING-**
 16 **HOUSE.**

17 “(a) IN GENERAL.—The Corporation shall provide
 18 assistance, either by grant, contract, or cooperative agree-
 19 ment, to entities with expertise in the dissemination of in-
 20 formation through clearinghouses to establish one or more
 21 clearinghouses for the national service laws.

22 “(b) FUNCTION OF CLEARINGHOUSE.—Such a clear-
 23 inghouse may—

1 “(1) assist entities carrying out State or local
2 service-learning and national service programs with
3 needs assessments and planning;

4 “(2) conduct research and evaluations con-
5 cerning service-learning or programs receiving assist-
6 ance under the national service laws unless the re-
7 cipient is receiving funds for such purpose under
8 part III of subtitle B and under subtitle H;

9 “(3)(A) provide leadership development and
10 training to State and local service-learning program
11 administrators, supervisors, service sponsors, and
12 participants; and

13 “(B) provide training to persons who can pro-
14 vide the leadership development and training de-
15 scribed in subparagraph (A);

16 “(4) facilitate communication among entities
17 carrying out service-learning programs and pro-
18 grams offered under the national service laws and
19 participants in such programs;

20 “(5) provide and disseminate information and
21 curriculum materials relating to planning and oper-
22 ating service-learning programs and programs of-
23 fered under the national service laws, to States, Ter-
24 ritories, Indian tribes, and local entities eligible to

1 receive financial assistance under the national serv-
2 ice laws;

3 “(6) provide and disseminate information re-
4 garding methods to make service-learning programs
5 and programs offered under the national service
6 laws accessible to individuals with disabilities;

7 “(7) disseminate applications in languages
8 other than English;

9 “(8)(A) gather and disseminate information on
10 successful service-learning programs and programs
11 offered under the national service laws, components
12 of such successful programs, innovative curricula re-
13 lated to service-learning, and service-learning
14 projects; and

15 “(B) coordinate the activities of the Clearing-
16 house with appropriate entities to avoid duplication
17 of effort;

18 “(9) make recommendations to State and local
19 entities on quality controls to improve the quality of
20 service-learning programs and programs offered
21 under the national service laws;

22 “(10) assist organizations in recruiting, screen-
23 ing, and placing a diverse population of service-
24 learning coordinators and program sponsors;

1 “(11) collaborate with the Office of Outreach
 2 and Recruitment on an alumni network for those
 3 former participants in an approved national service
 4 position, to facilitate communication and collabora-
 5 tion between alumni and to leverage their skills,
 6 knowledge, and experiences to improve service across
 7 our Nation and also serve in a Reserve Corps, who
 8 are ready to serve in times of national need;

9 “(12) disseminate effective strategies for work-
 10 ing with disadvantaged youth in national service pro-
 11 grams as determined by organizations with an estab-
 12 lished expertise working with such youth; and

13 “(13) carry out such other activities as the
 14 Chief Executive Officer determines to be appro-
 15 priate.”.

16 **Subtitle I—Energy Conservation** 17 **Corps**

18 **SEC. 1811. GENERAL AUTHORITY.**

19 The Corporation for National and Community Serv-
 20 ice (in this subtitle referred to as the “Corporation”) shall
 21 make grants to States for the creation or expansion of
 22 full-time or part-time Energy Conservation Corps pro-
 23 grams. Notwithstanding provisions identified in this sub-
 24 title, the Corporation shall apply the provisions of subtitle

1 C of this subchapter in making grants under this section
2 as necessary.

3 **SEC. 1812. APPLICATION.**

4 (a) IN GENERAL.—To be eligible to receive a grant
5 under this subtitle, a State shall invite applications from
6 within the State to receive an Energy Conservation Corps
7 grant.

8 (b) PROCESS.—The State shall then prepare and sub-
9 mit a State application to the Corporation at such time,
10 in such manner, and containing such information as the
11 Corporation may reasonably require. The Corporation
12 shall consult with state and local Conservation Corps in
13 the development of the application guidelines.

14 (c) DISADVANTAGED YOUTH.—To acknowledge the
15 focused enrollment of disadvantaged youth and young
16 adults in the Energy Conservation Corps, the Corporation
17 shall—

18 (1) allow a higher cost-per-member to enable
19 Energy Conservation Corps programs to provide the
20 necessary supportive services to ensure the success
21 of the participants; and

22 (2) allow for greater flexibility in retention
23 rates.

24 (d) CONSIDERATION OF RESIDENTIAL CORPS.—The
25 Corporation shall allow for equal consideration of residen-

1 tial Corps program opportunities since residential Corps
2 thrive in rural areas that commonly lack opportunities for
3 young adults, enable the participation for emancipated
4 foster youth, gang involved youth, and others lacking a
5 safe and stable home environment, allow for more struc-
6 tured time for work, training, education and counseling,
7 and provide disaster response-ready crews immediately
8 upon request.

9 (e) **EQUITABLE TREATMENT.**—In the consideration
10 of applications, the Corporation shall ensure the equitable
11 treatment of both urban and rural areas.

12 **SEC. 1813. FOCUS OF PROGRAMS.**

13 (a) **IN GENERAL.**—Programs that receive assistance
14 under this subtitle may carry out activities that—

15 (1) meet an identifiable public need with spe-
16 cific emphasis on projects in support of energy con-
17 servation, infrastructure and transportation improve-
18 ment, and emergency operations, including—

19 (A) improving the energy efficiency of
20 housing for elderly and low-income people;

21 (B) building energy-efficient “green” hous-
22 ing for elderly and low-income people;

23 (C) environmental education and energy
24 conservation education for elementary and sec-
25 ondary school students and the public;

1 (D) reusing and recycling including
2 deconstruction;

3 (E) the repair, renovation, or rehabilitation
4 of an existing infrastructure facility including,
5 but not limited to, rail, mass transportation,
6 ports, inland navigation, schools and hospitals;

7 (F) transportation enhancements;

8 (G) recreational trails improvements, in-
9 cluding those that enable alternative means of
10 transportation and ensure safe use;

11 (H) transformation of military bases af-
12 fected by the Base Realignment and Closing
13 process (BRAC) to green the space;

14 (I) tree planting and reforestation;

15 (J) renewable resource enhancement; and

16 (K) assisting in emergency operations,
17 such as disaster prevention and relief; and

18 (2) provide opportunities for youth and young
19 adults, especially disadvantaged youth, to be trained
20 for careers related to the activities listed in para-
21 graph (1), including those that will be part of the
22 emerging field of “green collar” jobs.

23 (b) GOALS OF THE ENERGY CONSERVATION
24 CORPS.—The goals of the Energy Conservation Corps are
25 to—

1 (1) promote clean energy use and preserve, pro-
2 tect, and sustain the environment;

3 (2) provide young adults with opportunities to
4 become better citizens, students and workers
5 through meaningful service to their communities and
6 the nation;

7 (3) mobilize youth and young adults, especially
8 disadvantaged youth, to promote energy conservation
9 and mitigate threats to the environment; and

10 (4) provide a pathway to responsible adulthood
11 and productive, unsubsidized employment in the pri-
12 vate sector.

13 **SEC. 1814. TRAINING AND EDUCATION SERVICES.**

14 All applicants must describe how they intend to—

15 (1) assess the skills of Corpsmembers;

16 (2) provide life skills and work skills training;

17 (3) provide training and education;

18 (4) develop agreements for academic study

19 with—

20 (A) local education agencies;

21 (B) community colleges;

22 (C) 4-year colleges;

23 (D) area charter high schools and voca-
24 tional-technical schools; and

25 (E) community-based organizations;

- 1 (5) provide career and educational guidance;
2 and
3 (6) Recruit participants without high school di-
4 plomas.

5 **SEC. 1815. PREFERENCE FOR CERTAIN PROJECTS.**

6 In the consideration of applications the Corporation
7 shall give preference to programs that are discrete and—

- 8 (1) meet an identifiable public need;
9 (2) instill a work ethic and a sense of public
10 service in the participants;
11 (3) involve youth operating in crews or a team-
12 based structure; and
13 (4) enhance skills development and educational
14 level and opportunities for the participants.

15 **SEC. 1816. PARTICIPANTS.**

16 (a) IN GENERAL.—Age enrollment in programs that
17 receive assistance under this subtitle shall be limited to
18 individuals who, at the time of enrollment, are not less
19 than 18 years nor more than 25 years of age, except that
20 summer programs may include individuals not less than
21 14 years or more than 21 years of age at the time of the
22 enrollment of such individuals.

23 (b) PARTICIPATION OF DISADVANTAGED YOUTH.—
24 Programs that receive assistance under this subtitle shall

1 ensure that at least 50 percent of the participants are eco-
2 nomically disadvantaged youth.

3 (c) SPECIAL CORPSMEMBERS.—Notwithstanding
4 subsection (a) of this section, program agencies may enroll
5 a limited number of special Corpsmembers over age 25
6 so that the Energy Conservation Corps may draw on their
7 special skills to fulfill the purposes of this subtitle.

8 **SEC. 1817. USE OF VOLUNTEERS.**

9 The use of volunteer services under this section shall
10 be subject to the condition that such use does not result
11 in the displacement of any participant.

12 **SEC. 1818. COOPERATION AMONG STATES FOR EMERGENCY**
13 **RESPONSE.**

14 (a) AGREEMENTS BETWEEN STATES.—States oper-
15 ating an Energy Conservation Corps may enter into a
16 compact with participating states to provide for mutual
17 cooperation to manage any emergency or disaster that is
18 duly declared by the affected state.

19 (b) PARTICIPATING STATE RESPONSIBILITIES.—

20 (1) The authorized representative of a partici-
21 pating state may request assistance of another party
22 by contracting the authorized representative of that
23 state. The provisions of this agreement shall only
24 apply to requests for assistance made by and to au-
25 thorized representatives.

1 (2) There shall be frequent consultation be-
2 tween state officials who have assigned emergency
3 management responsibilities and other appropriate
4 representatives of the party states with affected ju-
5 risdictions and the United States Government, with
6 free exchange of information, plans, and resource
7 records relating to emergency capabilities.

8 **SEC. 1819. FEDERAL SHARE.**

9 The federal share of the cost of carrying out an En-
10 ergy Conservation Corps program for which a grant is
11 made under this subtitle is 76 percent of the total cost
12 of the program.

13 **SEC. 1820. BEST PRACTICES.**

14 (a) TRAINING AND TECHNICAL ASSISTANCE.—The
15 Corporation shall provide technical assistance to grantees
16 that request assistance and shall disseminate best prac-
17 tices that emerge from the Energy Conservation Corps.

18 (b) CONTRACT.—In providing training and technical
19 assistance, the Corporation shall contract with a national
20 organization with a proven track record of developing and
21 sustaining Corps, working with the Conservation Corps
22 model, and engaging young people from disadvantaged
23 backgrounds.

1 **SEC. 1820A. AUTHORIZATION OF APPROPRIATIONS.**

2 (a) IN GENERAL.—There are authorized to be appro-
3 priated such sums as may be necessary for fiscal years
4 2008 through 2010 to achieve the purposes of this sub-
5 title.

6 (b) ALLOCATION.—Of the amounts appropriated to
7 carry out this subtitle for each fiscal year—

8 (1) 90 percent shall be for grants to eligible en-
9 tities;

10 (2) 5 percent shall be technical assistance, and
11 dissemination of best practices; and

12 (3) 5 percent shall be for evaluation.

13 **SEC. 1820B. LEARN AND SERVE AMERICA.**

14 (a) IN GENERAL.—To promote Learn and Serve pro-
15 grams that have the potential to reach every student in
16 our public education network and private schools through
17 school-based green service-learning, the Corporation shall
18 establish a competitive grant program for the creation or
19 expansion of such service learning programs.

20 (b) APPLICATION.—To be eligible to receive a grant
21 under this section, a State Education Agency, Local edu-
22 cation Agency, or nonprofit organization shall submit an
23 application with such information and in such time as the
24 Corporation may require.

25 (c) AUTHORIZATION OF APPROPRIATIONS.—For this
26 purpose, there are authorized to be appropriated

1 \$10,000,000 for fiscal year 2009 and such sums as may
2 be necessary thereafter.

3 **SEC. 1820C. NATIONAL SENIOR SERVICE CORPS.**

4 (a) IN GENERAL.—To promote National Senior Serv-
5 ice Corps programs that have the potential to both involve
6 seniors in providing meaningful volunteer opportunities
7 the Corporation shall establish a competitive grant pro-
8 gram for the creation or expansion of National Senior
9 Service Corps programs that—

10 (1) make effective use of the talents and experi-
11 ence of seniors, particularly baby boomers, in pro-
12 grams and projects involving seniors in the improve-
13 ment of the energy efficiency of housing for elderly
14 and low-income people;

15 (2) building or helping to supervise energy-effi-
16 cient “green” housing for elderly and low-income
17 people; the repair, renovation, or rehabilitation of an
18 existing infrastructure facility including, but not lim-
19 ited to, rail, mass transportation, ports, inland navi-
20 gation, schools and hospitals; transportation en-
21 hancements; recreational trails improvements, in-
22 cluding those that enable alternative means of trans-
23 portation and ensure safe use;

24 (3) volunteering in schools to teach or other
25 support environmental education and energy con-

1 servation education for elementary and secondary
2 school students and the public; and

3 (4) assisting in such other activities as the Na-
4 tional Senior Service Corps may identify.

5 (b) ELIGIBILITY.—To be eligible to receive a grant
6 under this section, a program in the National Senior Serv-
7 ice Corps shall submit an application with such informa-
8 tion and in such time as the Corporation may require.

9 (c) AUTHORIZATION.—For this purpose, there is au-
10 thorized to be appropriated \$10,000,000 for fiscal year
11 2009 and such sums as may be necessary thereafter.

12 **Subtitle II—Training and** 13 **Technical Assistance**

14 **SEC. 1821. TRAINING AND TECHNICAL ASSISTANCE.**

15 Title I is further amended by adding at the end the
16 following new subtitle:

17 **“Subtitle J—Training and** 18 **Technical Assistance**

19 **“SEC. 199N. TRAINING AND TECHNICAL ASSISTANCE.**

20 “(a) IN GENERAL.—The Corporation shall conduct,
21 either directly or through grants, contracts, or cooperative
22 agreements, including through State Commissions on Na-
23 tional and Community Service, appropriate training and
24 technical assistance to—

1 “(1) programs receiving assistance under the
2 national service laws; and

3 “(2) entities (particularly those in rural areas
4 and underserved communities)—

5 “(A) that desire to carry out or establish
6 national service programs;

7 “(B) that desire to apply for assistance
8 under the national service laws; or

9 “(C) that desire to apply for a subgrant
10 under the national service laws.

11 “(b) ACTIVITIES INCLUDED.—Such training and
12 technical assistance activities may include—

13 “(1) providing technical assistance to those ap-
14 plying to carry out national service programs or
15 those carrying out national service programs;

16 “(2) promoting leadership development in na-
17 tional service programs;

18 “(3) improving the instructional and pro-
19 grammatic quality of national service programs;

20 “(4) developing the management and budgetary
21 skills of those operating or overseeing national serv-
22 ice programs, including to increase the cost effective-
23 ness of the programs under the national service
24 laws;

1 “(5) providing for or improving the training
2 provided to the participants in programs under the
3 national service laws;

4 “(6) facilitating the education of national serv-
5 ice programs in risk management procedures, includ-
6 ing the training of participants in appropriate risk
7 management practices;

8 “(7) training of those operating or overseeing
9 national service programs in volunteer recruitment,
10 management, and retention to improve the abilities
11 of such individuals to use participants and other vol-
12 unteers in an effective manner which results in high
13 quality service and the desire of participants or vol-
14 unteers to continue to serve in other capacities after
15 the program is completed;

16 “(8) training of those operating or overseeing
17 national service programs in program evaluation and
18 performance measures to inform practices to aug-
19 ment the capacity and sustainability of the program;

20 “(9) training of those operating or overseeing
21 national service programs to effectively accommodate
22 people with disabilities to increase the participation
23 of people with disabilities in national service pro-
24 grams. Such activities may utilize funding from the
25 reservation of funds to increase the participation of

1 individuals with disabilities as described in section
2 129(k);

3 “(10) establishing networks and collaboration
4 among employers, educators, and other key stake-
5 holders in the community to further leverage re-
6 sources to increase local participation and to coordi-
7 nate community-wide planning and service;

8 “(11) providing training and technical assist-
9 ance for the National Senior Service Corps, includ-
10 ing providing such training and technical assistance
11 to programs receiving assistance under section 201
12 of the Domestic Volunteer Service Act of 1973; and

13 “(12) carrying out such other activities as the
14 Chief Executive Officer determines to be appro-
15 priate.

16 “(c) PRIORITY.—The Corporation shall give priority
17 to programs under the national service laws and those en-
18 tities wishing to establish programs under the national
19 service laws seeking training or technical assistance that—

20 “(1) seek to carry out (as defined in section
21 101) high quality programs where the services are
22 needed most;

23 “(2) seek to carry out (as defined in section
24 101) high quality programs where national service

1 programs do not currently exist or where the pro-
 2 grams are too limited to meet community needs;

3 “(3) seek to carry out (as defined in section
 4 101) high quality programs that focus on and pro-
 5 vide service opportunities for underserved rural and
 6 urban areas and populations; and

7 “(4) assist programs in developing a service
 8 component that combines students, out-of-school
 9 youths, and older adults as participants to provide
 10 needed community services.”.

11 **Subtitle III—Repeal of Title III** 12 **(Points of Light Foundation)**

13 **SEC. 1831. REPEAL.**

14 Title III (42 U.S.C. 12661 et seq.) is repealed.

15 **Subtitle IV—Amendments to Title** 16 **V (Authorization of Appropria-** 17 **tions)**

18 **SEC. 1841. AUTHORIZATION OF APPROPRIATIONS.**

19 Section 501 (42 U.S.C. 12681) is amended to read
 20 as follows:

21 **“SEC. 501. AUTHORIZATION OF APPROPRIATIONS.**

22 “(a) TITLE I.—

23 “(1) SUBTITLE B.—

1 “(A) IN GENERAL.—There are authorized
2 to be appropriated to provide financial assist-
3 ance under subtitle B of title I—

4 “(i) \$65,000,000 for fiscal year 2008;
5 and

6 “(ii) such sums as may be necessary
7 for each of fiscal years 2009 through
8 2012.

9 “(B) PROGRAMS.—Of the amount appro-
10 priated under subparagraph (A) for a fiscal
11 year—

12 “(i) not more than 60 percent shall be
13 available to provide financial assistance
14 under part I of subtitle B of title I;

15 “(ii) not more than 25 percent shall
16 be available to provide financial assistance
17 under part II of such subtitle; and

18 “(iii) not less than 15 percent shall be
19 available to provide financial assistance
20 under part III of such subtitle.

21 “(C) SUMMER OF SERVICE.—Of the
22 amount appropriated under subparagraph (A)
23 for a fiscal year, up to \$10,000,000 shall be for
24 summer of service grants and up to
25 \$10,000,000 shall be deposited in the National

1 Service Trust to support summer of service
2 educational awards, consistent with section
3 118(c)(8).

4 “(2) SUBTITLES C, D, AND H.—

5 “(A) IN GENERAL.—There are authorized
6 to be appropriated to provide financial assist-
7 ance under subtitles C and H of title I, to ad-
8 minister the National Service Trust and dis-
9 burse national service educational awards and
10 scholarships under subtitle D of title I, and to
11 carry out such audits and evaluations as the
12 Chief Executive Officer or the Inspector Gen-
13 eral of the Corporation may determine to be
14 necessary, \$485,000,000 for fiscal year 2008,
15 and such sums as may be necessary for each of
16 fiscal years 2009 through 2012.

17 “(B) PROGRAMS.—Of the amount appro-
18 priated under subparagraph (A) for a fiscal
19 year, up to 15 percent shall be made available
20 to provide financial assistance under sub-
21 sections (b) and (c) of section 126, and under
22 subtitle H of title I.

23 “(C) SUBTITLE C.—Of the amount appro-
24 priated under subparagraph (A), the following
25 amounts shall be made available to provide fi-

1 nancial assistance under section 121 of subtitle
2 C of title I:

3 “(i) For fiscal year 2008, not more
4 than \$324,000,000.

5 “(ii) For fiscal year 2009, not more
6 than \$357,000,000.

7 “(iii) For fiscal year 2010, not more
8 than \$397,000,000.

9 “(iv) For each of fiscal years 2011
10 through 2012, such sums as may be nec-
11 essary.

12 “(D) PRIORITY.—Notwithstanding any
13 other provision of this Act, in obligating the
14 amounts made available pursuant to the author-
15 ization of appropriations in subparagraph (C),
16 priority shall be given to programs carried out
17 in areas for which the President has declared
18 the existence of a major disaster, in accordance
19 with section 401 of the Robert T. Stafford Dis-
20 aster Relief and Emergency Assistance Act (42
21 U.S.C. 5170), as a consequence of Hurricanes
22 Katrina and Rita.

23 “(3) SUBTITLE E.—There are authorized to be
24 appropriated to operate the National Civilian Com-
25 munity Corps and provide financial assistance under

1 subtitle E of title I, \$25,000,000 for fiscal year
2 2008 and such sums as may be necessary for each
3 of fiscal years 2009 through 2012.

4 “(4) ADMINISTRATION.—

5 “(A) IN GENERAL.—There are authorized
6 to be appropriated for the administration of
7 this Act, including financial assistance under
8 sections 126(a) and 196B, \$51,000,000 for fis-
9 cal year 2008 and such sums as may be nec-
10 essary for each of fiscal years 2009 through
11 2012.

12 “(B) CORPORATION.—Of the amounts ap-
13 propriated under subparagraph (A) for a fiscal
14 year—

15 “(i) up to 69 percent shall be made
16 available to the Corporation for the admin-
17 istration of this Act, including to provide
18 financial assistance under section 196B;
19 and

20 “(ii) the remainder shall be available
21 to provide financial assistance under sec-
22 tion 126(a).

23 “(5) TRAINING AND TECHNICAL ASSISTANCE.—

24 Of the amounts appropriated for a fiscal year under
25 subtitles B, C, and H of title I of this Act and under

1 titles I and II of the Domestic Volunteer Service Act
 2 of 1973, the Corporation shall reserve up to 2.5 per-
 3 cent to carry out subtitle J of this Act. Notwith-
 4 standing subsection (b), amounts so reserved shall
 5 be available only for the fiscal year for which they
 6 are reserved.

7 “(b) AVAILABILITY OF APPROPRIATIONS.—Funds
 8 appropriated under this section shall remain available
 9 until expended.”.

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

13 **SEC. 2001. REFERENCES.**

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

20 **Subtitle A—Amendments to Title I** 21 **(National Volunteer Antipoverty** 22 **Programs)**

23 **SEC. 2101. PURPOSE.**

24 Section 2 (42 U.S.C. 4950) is amended—

1 (1) in subsection (a), by striking “both young
2 and older citizens” and inserting “citizens of all ages
3 and backgrounds”; and

4 (2) in subsection (b), by striking “local agen-
5 cies” and all that follows through the period at the
6 end and inserting “local agencies, expand relation-
7 ships with, and support for, the efforts of civic, com-
8 munity, and educational organizations, and utilize
9 the energy, innovative spirit, experience, and skills of
10 all Americans.”.

11 **SEC. 2102. PURPOSE OF THE VISTA PROGRAM.**

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

13 (1) in the second sentence, by striking “af-
14 flicted with” and inserting “affected by”; and

15 (2) in the third sentence, by striking “local
16 level” and all that follows through the period at the
17 end and inserting “local level, to support efforts by
18 local agencies and organizations to achieve long-term
19 sustainability of projects, consistent with section 186
20 of the National and Community Service Act of 1990,
21 initiated or expanded under the VISTA program ac-
22 tivities, and to strengthen local agencies and commu-
23 nity organizations to carry out the purpose of this
24 part.”.

1 **SEC. 2103. APPLICATIONS.**

2 Section 103 (42 U.S.C. 4953) is amended—

3 (1) in subsection (a)—

4 (A) in paragraph (1), by inserting “the
5 Commonwealth of the Northern Mariana Is-
6 lands,” after “American Samoa,”; and

7 (B) in paragraph (2)—

8 (i) by striking “handicapped” and in-
9 serting “disabled”; and

10 (ii) by striking “handicaps” and in-
11 serting “disabilities”;

12 (C) in paragraph (3), by striking “jobless,
13 the hungry, and low-income” and inserting “un-
14 employed, the hungry, and low-income”;

15 (D) in paragraph (4), by striking “preven-
16 tion, education,” and inserting “through pre-
17 vention, education, rehabilitation, and treat-
18 ment,”;

19 (E) in paragraph (5), by inserting “, men-
20 tal illness,” after “including”;

21 (F) in paragraph (6), by striking “; and”
22 and inserting a semicolon;

23 (G) in paragraph (7), by striking the pe-
24 riod and inserting a semicolon; and

25 (H) by adding at the end the following new
26 paragraphs:

1 “(8) in the re-entry and re-integration of for-
2 merly incarcerated youth and adults into society, in-
3 cluding life skills training, employment training,
4 counseling, educational training, and educational
5 counseling;

6 “(9) in developing and carrying out financial
7 literacy, financial planning, budgeting, savings, and
8 reputable credit accessibility programs in low-income
9 communities, including those programs which edu-
10 cate on financing home ownership and higher edu-
11 cation;

12 “(10) in initiating and supporting before-school
13 and after-school programs servicing children in low-
14 income communities that may engage participants in
15 mentoring relationships, tutoring, life skills, or study
16 skills programs, service-learning, physical, nutrition,
17 and health education programs, including programs
18 aimed at fighting childhood obesity, and other activi-
19 ties addressing the needs of the community’s chil-
20 dren;

21 “(11) in establishing and supporting community
22 economic development initiatives, including micro-en-
23 terprises, with a priority on such programs in rural
24 areas and other areas where such programs are
25 needed most;

1 “(12) in assisting veterans and their families
2 through establishing or augmenting programs which
3 assist such persons with access to legal assistance,
4 health care (including mental health), employment
5 counseling or training, education counseling or train-
6 ing, affordable housing, and other support services;
7 and

8 “(13) in addressing the health and wellness of
9 low-income and underserved communities, including
10 programs to increase access to preventive services,
11 insurance, and health care.”;

12 (2) in subsection (b)—

13 (A) in paragraph (1), by striking “recruit-
14 ment and placement procedures” and inserting
15 “placement procedures that involve sponsoring
16 organizations and”;

17 (B) in paragraph (2)—

18 (i) in subparagraph (A)—

19 (I) strike “related to the recruit-
20 ment and” and insert “related to
21 the”;

22 (II) strike “in conjunction with
23 the recruitment and” and insert “in
24 conjunction with the”; and

1 (III) strike “1993. Upon” and all
2 that follows through the period at the
3 end and insert “1993.”;

4 (ii) in subparagraph (B), by striking
5 “central information system that shall, on
6 request, promptly provide” and inserting
7 “database that provides”; and

8 (iii) in subparagraph (C)—

9 (I) by striking “timely and effec-
10 tive” and inserting “timely and cost-
11 effective”; and

12 (II) by striking “the recruitment
13 of volunteers” and inserting “recruit-
14 ment and management of volunteers”;
15 and

16 (C) in paragraph (3), by adding at the end
17 the following: “The Director shall give priority
18 to—

19 “(A) disadvantaged youth (as defined in
20 section 101 of the National and Community
21 Service Act of 1990) and low-income adults;
22 and

23 “(B) retired adults of any profession, but
24 with an emphasis on those professions whose
25 services and training are most needed in a com-

1 munity, such as the health care professions,
2 teaching, counseling, and engineering and other
3 professions requiring a high level of technical
4 and project management skills, to utilize their
5 experience, including professional skills, in the
6 VISTA program.”;

7 (D) in paragraph (5)(B), by striking “in-
8 formation system” and inserting “database”;
9 (3) in subsection (c)—

10 (A) in paragraph (1)—

11 (i) in the matter preceding subpara-
12 graph (A), by striking “personnel de-
13 scribed in subsection (b)(2)(C)” and in-
14 serting “personnel described in subsection
15 (b)(2)(C), sponsoring organizations, and
16 the Office of Outreach and Recruitment”;

17 (ii) in subparagraph (A), by inserting
18 “the Internet and related technologies,”
19 after “television,”;

20 (iii) in subparagraph (B), by inserting
21 “Internet and related technologies,” after
22 “through the”;

23 (iv) in subparagraph (C), by inserting
24 after “senior citizens organizations,” the
25 following: “offices of economic develop-

1 ment, State employment security agencies,
2 employment offices,”;

3 (v) in subparagraph (F), by striking
4 “National and Community Service Trust
5 Act of 1993” and inserting “National and
6 Community Service Act of 1990”; and

7 (vi) in subparagraph (G), by striking
8 “, on request,”;

9 (B) in paragraph (3), by striking “this
10 subsection” and inserting “this subsection and
11 related public awareness and recruitment activi-
12 ties under the national service laws and through
13 the Office of Outreach and Recruitment”; and

14 (C) in paragraph (4)—

15 (i) by striking “Beginning” and all
16 that follows through “for the purpose” and
17 inserting “For the purpose”; and

18 (ii) by striking “1.5 percent” and in-
19 serting “2 percent”;

20 (4) by amending the second sentence of sub-
21 section (d) to read as follows: “Whenever feasible,
22 such efforts shall be coordinated with an appropriate
23 local workforce investment board established under
24 section 117 of the Workforce Investment Act of
25 1998.”;

1 (5) in subsection (g) by striking “and has been
 2 submitted to the Governor” and all that follows and
 3 inserting a period; and

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

5 “(i) The Director may enter into agreements under
 6 which public and private nonprofit organizations, with suf-
 7 ficient financial capacity and size, pay for all or a portion
 8 of the costs of supporting the service of volunteers under
 9 this title, consistent with the provisions of section 186 of
 10 the National and Community Service Act of 1990.”.

11 **SEC. 2104. VISTA PROGRAMS OF NATIONAL SIGNIFICANCE.**

12 Part A of title I is amended by inserting after section
 13 103 (42 U.S.C. 4953) the following:

14 **“SEC. 103A. VISTA PROGRAMS OF NATIONAL SIGNIFICANCE.**

15 “(a) IN GENERAL.—With not less than one-third of
 16 the funds made available under subsection (d) in each fis-
 17 cal year, the Director shall make grants for VISTA posi-
 18 tions to support programs of national significance. Each
 19 program for which a grant is received under this sub-
 20 section shall be carried out in accordance with the require-
 21 ments applicable to that program.

22 “(b) ACTIVITIES SUPPORTED.—The Director shall
 23 make grants under subsection (a) to support one or more
 24 of the following programs to address problems that con-
 25 cern low-income and rural communities in the Nation:

1 “(1) In the re-entry and re-integration of for-
2 merly incarcerated youth and adults into society, in-
3 cluding life skills training, employment training,
4 counseling, educational training, and educational
5 counseling.

6 “(2) In developing and carrying-out financial
7 literacy, financial planning, budgeting, savings, and
8 reputable credit accessibility programs in low-income
9 communities, including those programs which edu-
10 cate on financing home ownership and higher edu-
11 cation.

12 “(3) In initiating and supporting before-school
13 and after-school programs in low-income commu-
14 nities that may include such activities as establishing
15 mentoring relationships, physical education, tutor-
16 ing, instruction in 21st century thinking skills, life
17 skills, and study skills, community service, service-
18 learning, nutrition and health education, and other
19 activities aimed at keeping children, safe, educated,
20 and healthy, which serve the children in such com-
21 munity.

22 “(4) In establishing and supporting community
23 economic development initiatives, including micro-en-
24 terprises, with a priority on such programs in rural

1 areas and areas where such programs are needed
2 most.

3 “(5) In assisting veterans and their families
4 through establishing or augmenting programs which
5 assist such persons with access to legal assistance,
6 health care (including mental health), employment
7 counseling or training, education counseling or train-
8 ing, affordable housing, and other support services.

9 “(6) In addressing the health and wellness of
10 low-income and underserved communities across our
11 Nation, including programs to fight childhood obe-
12 sity through nutrition, physical fitness, and other as-
13 sociated life skills education programs and programs
14 to increase access to preventive services, insurance,
15 and health care.

16 “(c) REQUIREMENTS.—

17 “(1) ELIGIBILITY.—In order to receive a grant
18 under subsection (a), an applicant shall submit an
19 application to the Director at such time and in such
20 manner as the Director requires and receive ap-
21 proval of the application. Such application shall, at
22 a minimum, demonstrate to the Director a level of
23 expertise in carrying out such a program.

24 “(2) SUPPLEMENT NOT SUPPLANT.—Funds
25 made available under subsection (d) shall be used to

1 supplement and not supplant the number of VISTA
2 volunteers engaged in programs addressing the prob-
3 lem for which such funds are awarded unless such
4 sums are an extension of funds previously provided
5 under this title.

6 “(d) FUNDING.—

7 “(1) IN GENERAL.—From the amounts appro-
8 priate under section 501 for each fiscal year there
9 shall be available to the Director such sums as may
10 be necessary to make grants under subsection (a).

11 “(2) LIMITATION.—No funds shall be made
12 available to the Director to make grants under sub-
13 section (a) unless the amounts appropriated under
14 section 501 available for such fiscal year to carry
15 out part A are sufficient to maintain the number of
16 projects and volunteers funded under part A in the
17 preceding fiscal year.

18 “(e) INFORMATION.—The Director shall widely dis-
19 seminate information on grants that may be made under
20 this section, including through the Office of Outreach and
21 Recruitment and other volunteer recruitment programs
22 being carried out by public or private non-profit organiza-
23 tions.”.

24 **SEC. 2105. TERMS AND PERIODS OF SERVICE.**

25 Section 104(d) (42 U.S.C. 4954(d)) is amended—

1 (1) in the first sentence, by striking “with the
2 terms and conditions of their service.” and inserting
3 “with the terms and conditions of their service or
4 any adverse action, such as termination, proposed by
5 the sponsoring organization. The procedure shall
6 provide for an appeal to the Director of any pro-
7 posed termination.”; and

8 (2) in the third sentence (as amended by this
9 section), by striking “and the terms and conditions
10 of their service”.

11 **SEC. 2106. SUPPORT SERVICE.**

12 Section 105(a)(1)(B) (42 U.S.C. 4955(a)(1)(B)) is
13 amended by striking “Such stipend” and all that follows
14 through “in the case of persons” and inserting “Such sti-
15 pend shall be set at a minimum of \$125 per month and
16 a maximum of \$150 per month, subject to the availability
17 of funds to accomplish such a maximum. The Director
18 may provide a stipend of \$250 per month in the case of
19 persons”.

20 **SEC. 2107. SECTIONS REPEALED.**

21 The following provisions are repealed:

22 (1) VISTA LITERACY CORPS.—Section 109 (42
23 U.S.C. 4959).

24 (2) UNIVERSITY YEAR FOR VISTA.—Part B of
25 title I (42 U.S.C. 4971 et seq.).

1 (3) LITERACY CHALLENGE GRANTS.—Section
2 124 (42 U.S.C. 4995).

3 **SEC. 2108. CONFORMING AMENDMENT.**

4 Section 121 (42 U.S.C. 4991) is amended in the sec-
5 ond sentence by striking “situations” and inserting “orga-
6 nizations”.

7 **SEC. 2109. FINANCIAL ASSISTANCE.**

8 Section 123 (42 U.S.C. 4993) is amended—

9 (1) in the section heading by striking “**TECH-**
10 **NICAL AND**”; and

11 (2) by striking “technical and”.

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

14 **SEC. 2201. CHANGE IN NAME.**

15 Title II (42 U.S.C. 5000 et seq.) is amended in the
16 title heading by striking “**NATIONAL SENIOR**
17 **VOLUNTEER CORPS**” and inserting “**NA-**
18 **TIONAL SENIOR SERVICE CORPS**”.

19 **SEC. 2202. PURPOSE.**

20 Section 200 (42 U.S.C. 5000) is amended to read as
21 follows:

22 **“SEC. 200. STATEMENT OF PURPOSE.**

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

24 “(1) opportunities for senior service to meet
25 unmet local, State, and national needs in the areas

1 of education, public safety, emergency and disaster
2 preparedness, relief, and recovery, health and human
3 needs, and the environment;

4 “(2) for the National Senior Service Corps,
5 comprised of the Retired and Senior Volunteer Pro-
6 gram, the Foster Grandparent Program, and the
7 Senior Companion Program, and demonstration and
8 other programs to empower people 55 years of age
9 or older to contribute to their communities through
10 service, enhance the lives of those who serve and
11 those whom they serve, and provide communities
12 with valuable services;

13 “(3) opportunities for people 55 years of age or
14 older, through the Retired and Senior Volunteer
15 Program, to share their knowledge, experiences,
16 abilities, and skills for the betterment of their com-
17 munities and themselves;

18 “(4) opportunities for low-income people 55
19 years of age or older, through the Foster Grand-
20 parents Program, to have a positive impact on the
21 lives of children in need;

22 “(5) opportunities for low-income people 55
23 years of age or older, through the Senior Companion
24 Program, to provide critical support services and
25 companionship to adults at risk of institutionaliza-

tion and who are struggling to maintain a dignified independent life; and

“(6) for research, training, demonstration, and other program activities to increase and improve opportunities for people 55 years of age or older to meet unmet needs, including those related to public safety, public health, and emergency and disaster preparedness, relief, and recovery, in their communities.”.

SEC. 2203. GRANTS AND CONTRACTS FOR VOLUNTEER SERVICE PROJECTS.

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

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “avail themselves of opportunities for volunteer service in their community” and inserting “share their experiences, abilities, and skills for the betterment of their communities and themselves through service”;

(B) in paragraph (2), by striking “, and individuals 60 years of age or older will be given priority for enrollment,”;

(C) in paragraph (3) by inserting “either prior to or during the volunteer service” after “may be necessary”; and—

1 (D) by striking paragraph (4) and insert-
2 ing the following:

3 “(4) the project is being designed and imple-
4 mented with the advice of experts in the field of
5 service to be delivered as well as with those who
6 have expertise in the recruitment and management
7 of volunteers, particularly those of the Baby Boom
8 generation.”;

9 (2) by amending subsection (c) to read as fol-
10 lows:

11 “(c) The Director shall give priority to projects—

12 “(1) utilizing retired scientists, technicians, en-
13 gineers, and mathematicians (the STEM profes-
14 sionals) to improve Science, Technology, Engineer-
15 ing, and Mathematics (STEM) education through
16 activities such as assisting teachers in classroom
17 demonstrations or laboratory experiences, running
18 after-school, weekend, or summer programs designed
19 to engage disadvantaged youth (as defined in section
20 101 of the National and Community Service Act of
21 1990) or low-income, minority youth in the STEM
22 fields and to improve mastery of the STEM content,
23 providing field trips to businesses, institutions of
24 higher education, museums, and other locations

1 where the STEM professions are practiced or illumi-
2 nated;

3 “(2) utilizing retired health care professionals
4 to improve the health and wellness of low income or
5 rural communities;

6 “(3) utilizing retired criminal justice profes-
7 sionals for programs designed to prevent disadvan-
8 taged youth (as defined in section 101 of the Na-
9 tional and Community Service Act of 1990) from
10 joining gangs or committing crimes;

11 “(4) utilizing retired military and emergency
12 professionals for programs to improve public safety,
13 emergency and disaster preparedness, relief, and re-
14 covery, search and rescue, and homeland security ef-
15 forts; and

16 “(5) utilizing retired computer science profes-
17 sionals, technicians of related technologies, business
18 professionals, and others with relevant knowledge to
19 increase, for low income individuals and families, ac-
20 cess to and obtaining the benefits from computers
21 and other existing and emerging technologies.”; and

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

23 “(e) COMPETITIVE GRANT AWARDS REQUIRED.—

24 “(1) IN GENERAL.—Effective for fiscal year
25 2013 and each fiscal year thereafter, each grant or

1 contract awarded under this section in such a year
2 shall be—

3 “(A) awarded for a period of 3 years; and

4 “(B) awarded through a competitive proc-
5 ess.

6 “(2) ELEMENTS OF COMPETITIVE PROCESS.—

7 The competitive process required by paragraph
8 (1)(B)—

9 “(A) shall include the use of a peer review
10 panel, including members with expertise in sen-
11 ior service and aging;

12 “(B) shall ensure that—

13 “(i) the resulting grants (or contracts)
14 support no less than the volunteer service
15 years of the previous grant (or contract)
16 cycle in a given geographic service area;

17 “(ii) the resulting grants (or con-
18 tracts) maintain a similar program dis-
19 tribution; and

20 “(iii) every effort is made to minimize
21 the disruption to volunteers; and

22 “(C) shall include the performance meas-
23 ures, outcomes, and other criteria established
24 under subsection (f).

1 “(3) ESTABLISHMENT OF COMPETITIVE PROC-
2 ESS.—The Corporation shall establish and make
3 available the competitive process required by para-
4 graph (1)(B) no later than 18 months after the date
5 of the enactment of this subsection. The Corporation
6 shall consult with the program directors of the Re-
7 tired Senior Volunteer Program during development
8 and implementation of the competitive process.

9 “(f) EVALUATION PROCESS REQUIRED.—

10 “(1) IN GENERAL.—Notwithstanding section
11 412, and effective beginning 180 days after the date
12 of the enactment of this subsection, each grant or
13 contract under this section that expires in fiscal year
14 2010, 2011, and 2012 shall be subject to an evalua-
15 tion process. The evaluation process shall be carried
16 out, to the maximum extent practicable, in fiscal
17 year 2009, 2010, and 2011, respectively.

18 “(2) ELEMENTS OF EVALUATION PROCESS.—

19 The evaluation process required by paragraph (1)—

20 “(A) shall include performance measures,
21 outcomes, and other criteria; and

22 “(B) shall evaluate the extent to which the
23 recipient of the grant or contract meets or ex-
24 ceeds such performance measures, outcomes,
25 and other criteria.

1 “(3) ESTABLISHMENT OF EVALUATION PROC-
2 ESS.—The Corporation shall, in collaboration and
3 consultation with program directors of the Retired
4 Senior Volunteer Program, establish and make avail-
5 able the evaluation process required by paragraph
6 (1), including the performance measures, outcomes,
7 and other criteria required by paragraph (2)(A),
8 with particular attention to the different needs of
9 rural and urban programs. The processes shall be
10 established and made available, including notifica-
11 tion of the available training and technical assist-
12 ance, no later than 180 days after the date of the
13 enactment of this subsection.

14 “(4) EFFECT OF FAILING TO MEET PERFORM-
15 ANCE MEASURES.—If the evaluation process deter-
16 mines that the recipient has failed to meet or exceed
17 the performance measures, outcomes, and other cri-
18 teria established under this subsection, the grant or
19 contract shall not be renewed. Any successor grant
20 or contract shall be awarded through the competitive
21 process described in subsection (e)(1).

22 “(5) SPECIAL RULE.—The Corporation may
23 continue to fund a program which has failed to meet
24 or exceed the performance measures, outcomes, and
25 other criteria established under this subsection for

1 up to 12 months if competition does not result in a
2 successor grant or contract for such program, in
3 order to minimize the disruption to volunteers and
4 disruption of services. In such a case, outreach shall
5 be conducted and a new competition shall be estab-
6 lished. The previous recipient shall remain eligible
7 for the new competition.

8 “(6) PERFORMANCE MEASURES.—

9 “(A) IN GENERAL.—The performance
10 measures, outcomes, and other criteria estab-
11 lished under this subsection may be updated or
12 modified as necessary, in consultation with pro-
13 gram directors for the Retired Senior Volunteer
14 Program, but no earlier than fiscal year 2013.

15 “(B) OPERATIONAL PROBLEMS.—Effective
16 for fiscal years before fiscal year 2013, the Cor-
17 poration may, after consulting with program di-
18 rectors of the Retired Senior Volunteer Pro-
19 gram, determine that a performance measure,
20 outcome, or criterion established under this
21 subsection is operationally problematic, and
22 may, in consultation with program directors of
23 the Retired Senior Volunteer Program and
24 after notifying the Committee on Education and
25 Labor of the House of Representatives and the

1 Committee on Health, Education, Labor, and
2 Pensions of the Senate—

3 “(i) eliminate the use of that perform-
4 ance measure, outcome, or criterion; or

5 “(ii) modify that performance meas-
6 ure, outcome, or criterion as necessary to
7 render it no longer operationally problem-
8 atic.

9 “(g) ONLINE RESOURCE GUIDE.—The Corporation
10 shall develop and disseminate an online resource guide for
11 the Retired Senior Volunteer Program within 180 days
12 after the date of the enactment of this subsection, which
13 shall include, but not be limited to—

14 “(1) examples of high performing programs;

15 “(2) corrective actions for underperforming pro-
16 grams; and

17 “(3) examples of meaningful outcome-based
18 performance measures that capture a program’s mis-
19 sion and priorities.

20 “(h) REPORT TO CONGRESS.—The Corporation shall
21 submit, by 2012, to the Committee on Education and
22 Labor of the House of Representatives and the Committee
23 on Health, Education, Labor, and Pensions of the Senate
24 a report on—

1 “(1) the number of programs that did not meet
2 or exceed the established performance measures,
3 outcomes, and other criteria established under sub-
4 section (f);

5 “(2) the number of new grants awarded;

6 “(3) the challenges to the implementation of
7 evaluation and competition, including but not limited
8 to geographic distribution and the minimization of
9 disruption to volunteers; and

10 “(4) how the current program geographic dis-
11 tribution affects recruitment for the Retired Senior
12 Volunteer Program.”.

13 **SEC. 2204. FOSTER GRANDPARENT PROGRAM GRANTS.**

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

15 (1) in subsection (a), by striking “low-income
16 persons aged sixty or over” and inserting “low-in-
17 come and other persons aged 55 or over”;

18 (2) in subsection (b)—

19 (A) in paragraph (1)—

20 (i) in the matter preceding subpara-
21 graph (A), by striking “shall have the ex-
22 clusive authority to determine, pursuant to
23 the provisions of paragraph (2) of this sub-
24 section—” and inserting “may deter-
25 mine—”;

1 (ii) in subparagraph (A), by striking
2 “and”;

3 (iii) in subparagraph (B), by striking
4 the period and inserting “; and”; and

5 (iv) by adding after subparagraph (B)
6 the following:

7 “(C) whether it is in the best interests of a
8 child receiving, and of a particular foster grand-
9 parent providing, services in such a project, to con-
10 tinue such relationship after the child reaches the
11 age of 21, if such child was receiving such services
12 prior to attaining the age of 21.”;

13 (B) by striking paragraph (2); and

14 (C) by redesignating paragraph (3) as
15 paragraph (2);

16 (3) in paragraph (2) (as redesignated by this
17 section), by striking “paragraphs (1) and (2)” and
18 inserting “paragraph (1)”;

19 (4) by adding after paragraph (2) (as redesign-
20 nated by this section) the following:

21 “(3) If an assignment of a foster grandparent is sus-
22 pended or discontinued, the replacement of that foster
23 grandparent shall be determined through the mutual
24 agreement of all parties involved in the provision of serv-
25 ices to the child.”;

1 (5) in subsection (d), in the second sentence, by
2 striking “Any stipend” and all that follows through
3 “inflation,” and inserting “Any stipend or allowance
4 provided under this part shall not exceed 75 percent
5 of the minimum wage under section 6 the Fair
6 Labor Standards Act of 1938 (29 U.S.C. 206), and
7 the Federal share shall not be less than \$2.65 per
8 hour, provided that the Director shall adjust the
9 Federal share once prior to December 31, 2012, to
10 account for inflation,”;

11 (6) in subsection (e)—

12 (A) in paragraph (1), by striking “125”
13 and inserting “200”; and

14 (B) in paragraph (2), by striking “, as so
15 adjusted” and all that follows through “local
16 situations”;

17 (7) by striking subsection (f) and inserting:

18 “(f)(1) Subject to the restrictions in paragraph (3),
19 individuals who are not low-income persons may serve as
20 volunteers under this part. The regulations issued by the
21 Director to carry out this part (other than regulations re-
22 lating to stipends or allowances to individuals authorized
23 by subsection (d)) shall apply to all volunteers under this
24 part, without regard to whether such volunteers are eligi-
25 ble to receive a stipend or allowance under subsection (d).

1 “(2) Except as provided under paragraph (1), each
2 recipient of a grant or contract to carry out a project
3 under this part shall give equal treatment to all volunteers
4 who participate in such project, without regard to whether
5 such volunteers are eligible to receive a stipend or allow-
6 ance under subsection (d).

7 “(3) An individual who is not a low-income person
8 may not become a volunteer under this part if allowing
9 that individual to become a volunteer under this part
10 would prevent a low-income person from becoming a vol-
11 unteer under this part or would displace a low-income per-
12 son from being a volunteer under this part.

13 “(4) The Office of Outreach and Recruitment shall
14 conduct outreach to ensure the inclusion of low-income
15 persons in programs and activities authorized under this
16 title.”; and

17 (8) by adding at the end the following new sub-
18 sections:

19 “(g) The Director may also provide a stipend or al-
20 lowance in an amount not to exceed 10 percent more than
21 the amount established under subsection (d) to leaders
22 who, on the basis of past experience as volunteers, special
23 skills, and demonstrated leadership abilities, may coordi-
24 nate activities, including training, and otherwise support
25 the service of volunteers under this part.

1 “(h) The program may accept up to 15 percent of
2 volunteers serving in a project under this part for a fiscal
3 year who do not meet the definition of ‘low-income’ under
4 subsection (e), upon certification by the recipient of a
5 grant or contract that it is unable to effectively recruit
6 and place low-income volunteers in the number of place-
7 ments approved for the project.”.

8 **SEC. 2205. SENIOR COMPANION PROGRAM GRANTS.**

9 Section 213 (42 U.S.C. 5013) is amended—

10 (1) in subsection (a), by striking “low-income
11 persons aged 60 or over” and inserting “low-income
12 and other persons aged 55 or over”;

13 (2) in subsection (b), by striking “Subsections
14 (d), (e), and (f)” and inserting “Subsections (d)
15 through (h)”; and

16 (3) by striking subsection (c)(2)(B) and insert-
17 ing the following:

18 “(B) Senior companion volunteer trainers and leaders
19 may receive a stipend or allowance consistent with sub-
20 section (g) authorized under subsection (d) of section 211,
21 as approved by the Director.”.

22 **SEC. 2206. PROMOTION OF NATIONAL SENIOR SERVICE**
23 **CORPS.**

24 Section 221 (42 U.S.C. 5021) is amended—

1 (1) in the section heading, by striking “VOLUN-
2 TEER” and inserting “SERVICE”; and

3 (2) in subsection (b)(2), by inserting “of all
4 ages and backgrounds living in rural, suburban, and
5 urban localities” after “greater participation of vol-
6 unteers”.

7 **SEC. 2207. TECHNICAL AMENDMENTS.**

8 (a) CHANGE IN AGE ELIGIBILITY.—Section 223 (42
9 U.S.C. 5023) is amended by striking “sixty years and
10 older from minority groups” and inserting “55 years and
11 older from minority and underserved populations”.

12 (b) NAME CHANGE.—Section 224 (42 U.S.C. 5024)
13 is amended in the heading by striking “VOLUNTEER” and
14 inserting “SERVICE”.

15 **SEC. 2208. PROGRAMS OF NATIONAL SIGNIFICANCE.**

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

17 (1) in subsection (a)—

18 (A) by amending paragraph (2) to read as
19 follows:

20 “(2) Applicants for grants under paragraph (1) shall
21 determine which program under part A, B, or C the pro-
22 gram shall be carried out and submit an application as
23 required for programs under part A, B, or C.”; and

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

1 “(4) The Director shall ensure that at least 50 per-
2 cent of the grants made under this section are from appli-
3 cants currently not receiving assistance from the Corpora-
4 tion and when possible in locations where there are no cur-
5 rent programs under part A, B, C in existence.”;

6 (2) in subsection (b)—

7 (A) in paragraph (1), by inserting before
8 the period at the end the following: “or Alz-
9 heimer’s disease, with an intent of allowing
10 those served to age in place”;

11 (B) in paragraph (2), by inserting before
12 the period at the end the following: “through
13 education, prevention, treatment, and rehabili-
14 tation”;

15 (C) in paragraph (3), by inserting before
16 the period at the end the following: “, including
17 programs that teach parenting skills, life skills,
18 and family management skills”;

19 (D) by amending paragraph (4) to read as
20 follows:

21 “(4) Programs that establish and support men-
22 toring programs for disadvantaged youth (as defined
23 in section 101 of the National and Community Serv-
24 ice Act of 1990), including those mentoring pro-
25 grams that match youth with volunteer mentors

1 leading to apprenticeship programs and employment
2 training.”;

3 (E) in paragraph (5), by inserting before
4 the period at the end the following: “, including
5 those programs that serve youth and adults
6 with limited English proficiency”;

7 (F) in paragraph (6), by striking “and”
8 and all that follows through the period and in-
9 sert “and for individuals and children with dis-
10 abilities or chronic illnesses living at home.”;

11 (G) in paragraph (7), by striking “after-
12 school activities” and all that follows through
13 the period at the end and inserting “after-
14 school programs serving children in low-income
15 communities that may engage participants in
16 mentoring relationships, tutoring, life skills or
17 study skills programs, service-learning, physical,
18 nutrition, and health education programs, in-
19 cluding programs aimed at fighting childhood
20 obesity, and other activities addressing the
21 needs of the community’s children, including
22 those of working parents.”;

23 (H) by striking paragraphs (8), (9), (12),
24 (13), (14), (15), (16), and (18);

1 (I) by redesignating paragraphs (10) and
2 (11) as paragraphs (8) and (9), respectively;

3 (J) by inserting after paragraph (9) (as so
4 redesignated) the following:

5 “(10) Programs that engage older adults with
6 children and youth to complete service in energy
7 conservation, environmental stewardship, or other
8 environmental needs of a community.

9 “(11) Programs that collaborate with criminal
10 justice professionals and organizations in prevention
11 programs aimed at disadvantaged youth (as defined
12 in section 101 of the National and Community Serv-
13 ice Act of 1990) or youth re-entering society after
14 incarceration and their families, which may include
15 mentoring and counseling, which many include em-
16 ployment counseling.”;

17 (K) by redesignating paragraph (17) as
18 paragraph (12); and

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

20 “(13) Programs that strengthen community ef-
21 forts in support of homeland security.”;

22 (3) in subsection (c)(1), by striking “shall dem-
23 onstrate to the Director” and all that follows
24 through the period at the end and inserting “shall

1 demonstrate to the Director a level of expertise in
2 carrying out such a program.”; and

3 (4) in subsection (e)—

4 (A) by inserting “widely” before “dissemi-
5 nate”; and

6 (B) by striking “to field personnel” and all
7 that follows through the period at the end and
8 inserting “, including through the Office of
9 Outreach and Recruitment and other volunteer
10 recruitment programs being carried out by pub-
11 lic or private non-profit organizations.”.

12 **SEC. 2209. ADDITIONAL PROVISIONS.**

13 Part D of title II (42 U.S.C. 5000 et seq.) is amended
14 by adding after section 227 the following:

15 **“SEC. 228. CONTINUITY OF SERVICE.**

16 “To ensure the continued service of individuals in
17 communities served by the Retired and Senior Volunteer
18 Program prior to enactment of this section, in making
19 grants under this title the Corporation shall take actions
20 it considers necessary to maintain service assignments for
21 such seniors and to ensure continuity of service for com-
22 munities.

1 **“SEC. 229. ACCEPTANCE OF DONATIONS.**

2 “(a) IN GENERAL.—Except as provided in subsection
3 (b), a program receiving assistance under this title may
4 accept donations, including donations in cash or in kind.

5 “(b) EXCEPTION.—Notwithstanding subsection (a), a
6 program receiving assistance under this title shall not ac-
7 cept donations from the beneficiaries of the program.”.

8 **SEC. 2210. AUTHORITY OF DIRECTOR.**

9 Section 231 (42 U.S.C. 5028) is amended—

10 (1) by amending subsection (a) to read as fol-
11 lows:

12 “(a) IN GENERAL.—

13 “(1) ACTIVITIES AUTHORIZED.—The Director
14 is authorized to—

15 “(A) make grants to or enter into con-
16 tracts with public or nonprofit organizations,
17 including organizations funded under part A, B,
18 or C, for the purposes of demonstrating innova-
19 tive activities involving older Americans as vol-
20 unteers; and

21 “(B) make incentive grants under sub-
22 section (d).

23 “(2) SUPPORT OF VOLUNTEERS.—The Director
24 may support under this part both volunteers receiv-
25 ing stipends and volunteers not receiving stipends.”;

26 (2) in subsection (b)—

1 (A) in the matter preceding paragraph (1),
2 by striking “subsection (a)” and inserting “sub-
3 section (a)(1)(A)”;

4 (B) in paragraph (1), by striking “activi-
5 ties;” and inserting “activities described in sec-
6 tion 225(b) and carried out through programs
7 described in parts A, B, and C;”; and

8 (C) by striking paragraphs (2) and (3) and
9 inserting the following:

10 “(2) programs that support older Americans in
11 aging in place while augmenting the capacity of
12 members of a community to serve each other
13 through reciprocal service centers, service credit
14 banking, community economic scripts, barter serv-
15 ices, timebanking, and other similar programs where
16 services are exchanged and not paid for; or

17 “(3) grants to non-profit organizations to estab-
18 lish sites or programs to—

19 “(A) assist retiring or retired individuals
20 in locating opportunities for—

21 “(i) public service roles, including
22 through paid or volunteer service;

23 “(ii) participating in life-planning pro-
24 grams, including financial planning and

1 issues revolving around health and
2 wellness; and

3 “(iii) continuing education, including
4 leadership development, health and
5 wellness, and technological literacy; and

6 “(B) connect retiring or retired individuals
7 with members of the community to serve as
8 leaders and mentors in life planning, relation-
9 ships, employment counseling, education coun-
10 seling, and other areas of expertise as developed
11 by the retiring or retired adults.”; and

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

13 “(c) PRIORITY.—For purposes of subsection (b)(2),
14 priority shall be given to—

15 “(1) programs with established experience in
16 carrying out such a program and engaging the en-
17 tire community in service exchange;

18 “(2) programs with the capacity to connect to
19 similar programs throughout a city or region to aug-
20 ment the available services to older Americans and
21 for members of the community to serve each other;

22 “(3) programs seeking to establish in an area
23 where needs of older Americans are left unmet and
24 older Americans are unable to consider aging in
25 place without such service exchange in place; and

1 “(4) programs that integrate participants in or
2 collaborate with service-learning programs,
3 AmeriCorps State and National programs, the
4 VISTA program, the Retired and Senior Volunteer
5 Program, Foster Grandparents program, and the
6 Senior Companion programs, and programs de-
7 scribed in section 411 of the Older Americans Act
8 of 1965 (42 U.S.C. 3032).

9 “(d) INCENTIVE GRANTS.—The incentive grants re-
10 ferred to in subsection (a)(1)(B) are incentive grants to
11 programs receiving assistance under this title, subject to
12 the following:

13 “(1) Such grants (which may be fixed-amount
14 grants) shall be grants in an amount equal to \$300
15 per volunteer enrolled in the program, except that
16 such amount shall be reduced as necessary to meet
17 the goals of this section.

18 “(2) Such a grant shall be awarded to a pro-
19 gram only if the program—

20 “(A) exceeds performance measures estab-
21 lished under section 179 of the National and
22 Community Service Act of 1990;

23 “(B) provides non-Federal matching funds
24 in an amount that is not less than 50 percent

1 of the amount received by the program under
2 this title;

3 “(C) enrolls more than 50 percent of the
4 volunteers in outcome-based service programs
5 with measurable objectives meeting community
6 needs, as determined by the Corporation; and

7 “(D) enrolls more volunteers from among
8 members of the Baby Boom generation, as de-
9 fined in section 101 of the National and Com-
10 munity Service Act of 1990, than were enrolled
11 in the program during the previous fiscal year.

12 “(3) For each such grant, the Corporation shall
13 require the recipient to provide matching funds of
14 70 cents from non-Federal sources for every \$1 pro-
15 vided under the grant.

16 “(4) Such a grant shall be awarded to a pro-
17 gram only if the program submits, at such time and
18 in such manner as the Corporation may reasonably
19 require, an application that contains—

20 “(A) a demonstration that the program
21 has met the requirements of paragraph (2);

22 “(B) if applicable, a plan for innovative
23 programs as described in paragraph (6)(B)(ii);

24 “(C) a sustainability plan that describes
25 how the program will maintain the activities de-

1 scribed in paragraph (6) when the grant termi-
2 nates; and

3 “(D) other information that the Corpora-
4 tion may require.

5 “(5) Such grants shall be awarded for a period
6 of 3 years, except that the grant shall be reviewed
7 by the Corporation at the end of the first and second
8 fiscal years and revoked if the Corporation finds
9 that the program has failed to continue to meet the
10 requirements of paragraph (2) for those fiscal years.

11 “(6) Such grants—

12 “(A) shall be used to increase the number
13 of volunteers in outcome-based service with
14 measurable objectives meeting community needs
15 as determined by the Corporation; and

16 “(B) may be used—

17 “(i) for activities for which the pro-
18 gram is authorized to receive assistance
19 under this title; and

20 “(ii) for innovative programs focused
21 on the Baby Boom generation, as defined
22 in section 101 of the National and Com-
23 munity Service Act of 1990, that have
24 been accepted by the Corporation through
25 the application process in paragraph (4)

1 and are outcome-based programs with
2 measurable objectives meeting community
3 needs as determined by the Corporation.

4 “(7) The Director shall, in making such grants,
5 give high priority to programs receiving assistance
6 under section 201.”.

7 **Subtitle C—Amendments to Title**
8 **IV (Administration and Coordi-**
9 **nation)**

10 **SEC. 2301. NONDISPLACEMENT.**

11 Section 404(a) (42 U.S.C. 5044(a)) is amended by
12 striking “displacement of employed workers” and insert-
13 ing “displacement of employed workers or volunteers
14 (other than participants under the national service laws)”.

15 **SEC. 2302. NOTICE AND HEARING PROCEDURES.**

16 Section 412(a) (42 U.S.C. 5052(a)) is amended—

17 (1) in paragraph (2)—

18 (A) by striking “75” and inserting “60”;

19 and

20 (B) by adding “and” at the end;

21 (2) by striking paragraph (3); and

22 (3) by redesignating paragraph (4) as (3).

23 **SEC. 2303. DEFINITIONS.**

24 Section 421 (42 U.S.C. 5061) is amended—

1 (1) in paragraph (2), by inserting “, the Com-
 2 monwealth of the Northern Mariana Islands,” after
 3 “American Samoa,”;

4 (2) in paragraph (13), by striking “National
 5 Senior Volunteer Corps” and inserting “National
 6 Senior Service Corps”; and

7 (3) in paragraph (14)—

8 (A) by striking “National Senior Volunteer
 9 Corps” and inserting “National Senior Service
 10 Corps”; and

11 (B) by striking “parts A, B, C, and E of”;

12 **SEC. 2304. PROTECTION AGAINST IMPROPER USE.**

13 Section 425 (42 U.S.C. 5065) is amended by striking
 14 “National Senior Volunteer Corps” and inserting “Na-
 15 tional Senior Service Corps”.

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

18 **SEC. 2401. AUTHORIZATION OF APPROPRIATIONS FOR**
 19 **VISTA AND OTHER PURPOSES.**

20 Section 501 (42 U.S.C. 5081) is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (1), by striking “, exclud-
 23 ing section 109” and all that follows and insert-
 24 ing “\$100,000,000 for fiscal year 2008 and

1 such sums as may be necessary for each of fis-
2 cal years 2009 through 2012.”;

3 (B) by striking paragraphs (2) and (4) and
4 redesignating paragraphs (3) and (5) as para-
5 graphs (2) and (3); and

6 (C) in paragraph (2) (as redesignated by
7 this section), by striking “, excluding section
8 125” and all that follows and inserting “such
9 sums as may be necessary for each of fiscal
10 years 2008 through 2012.”; and
11 (2) by striking subsection (e).

12 **SEC. 2402. AUTHORIZATION OF APPROPRIATIONS FOR NA-**
13 **TIONAL SENIOR SERVICE CORPS.**

14 Section 502 (42 U.S.C. 5082) is amended to read as
15 follows:

16 **“SEC. 502. NATIONAL SENIOR SERVICE CORPS.**

17 “(a) RETIRED AND SENIOR VOLUNTEER PRO-
18 GRAM.—There are authorized to be appropriated to carry
19 out part A of title II, \$67,500,000 for fiscal year 2008
20 and such sums as may be necessary for each of fiscal years
21 2009 through 2012.

22 “(b) FOSTER GRANDPARENT PROGRAM.—There are
23 authorized to be appropriated to carry out part B of title
24 II, \$115,000,000 for fiscal year 2008 and such sums as

1 may be necessary for each of fiscal years 2009 through
2 2012.

3 “(c) SENIOR COMPANION PROGRAM.—There are au-
4 thorized to be appropriated to carry out part C of title
5 II, \$52,000,000 for fiscal year 2008 and such sums as
6 may be necessary for each of fiscal years 2009 through
7 2012.

8 “(d) DEMONSTRATION PROGRAMS.—There are au-
9 thorized to be appropriated to carry out part E of title
10 II, \$500,000 for fiscal year 2008 and such sums as may
11 be necessary for each of fiscal years 2009 through 2012.”.

12 **SEC. 2403. ADMINISTRATION AND COORDINATION.**

13 Section 504 (42 U.S.C. 5084) is amended to read as
14 follows:

15 **“SEC. 504. ADMINISTRATION AND COORDINATION.**

16 “There are authorized to be appropriated for the ad-
17 ministration of this Act \$35,000,000 for fiscal year 2008
18 and such sums as may be necessary for each of fiscal years
19 2009 through 2012.”.

20 **TITLE III—AMENDMENTS TO**
21 **OTHER LAWS**

22 **SEC. 3101. INSPECTOR GENERAL ACT OF 1978.**

23 Section 8F(a)(1) of the Inspector General Act of
24 1978 (5 U.S.C. App.) is amended by striking “National

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

3 **TITLE IV—TECHNICAL AMEND-**
 4 **MENTS TO TABLES OF CON-**
 5 **TENTS**

6 **SEC. 4101. TABLE OF CONTENTS FOR THE NATIONAL AND**
 7 **COMMUNITY SERVICE ACT OF 1990.**

8 Section 1(b) of the National and Community Service
 9 Act of 1990 (42 U.S.C. 12501 note) is amended to read
 10 as follows:

11 “(b) TABLE OF CONTENTS.—The table of contents
 12 for this Act is as follows:

“Sec. 1. Short title and table of contents.

“Sec. 2. Findings and purpose.

“Sec. 3. Sense of Congress.

“TITLE I—NATIONAL AND COMMUNITY SERVICE STATE GRANT
PROGRAM

“Subtitle A—General Provisions

“Sec. 101. Definitions.

“Subtitle B—School-Based and Community-Based Service-Learning Programs

“PART I—PROGRAMS FOR ELEMENTARY AND SECONDARY STUDENTS

“Sec. 111. Assistance to States, Territories, and Indian tribes.

“Sec. 112. Allotments.

“Sec. 113. Applications.

“Sec. 114. Consideration of applications.

“Sec. 115. Participation of students and teachers from private schools.

“Sec. 116. Federal, State, and local contributions.

“Sec. 116A. Limitations on uses of funds.

“PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY
SERVICE

“Sec. 117. Higher education innovative programs for community service.

“PART III—INNOVATIVE SERVICE-LEARNING PROGRAMS AND RESEARCH

“Sec. 118. Innovative demonstration service-learning programs and research.

“Subtitle C—National Service Trust Program

“PART I—INVESTMENT IN NATIONAL SERVICE

- “Sec. 121. Authority to provide assistance and approved national service positions.
- “Sec. 122. Types of national service programs eligible for program assistance.
- “Sec. 123. Types of national service positions eligible for approval for national service educational awards.
- “Sec. 124. Types of program assistance.
- “Sec. 126. Other special assistance.

“PART II—APPLICATION AND APPROVAL PROCESS

- “Sec. 129. Provision of assistance and approved national service positions.
- “Sec. 129A. Education awards only research.
- “Sec. 130. Application for assistance and approved national service positions.
- “Sec. 131. National service program assistance requirements.
- “Sec. 132. Ineligible service categories.
- “Sec. 133. Consideration of applications.

“PART III—NATIONAL SERVICE PARTICIPANTS

- “Sec. 137. Description of participants.
- “Sec. 138. Selection of national service participants.
- “Sec. 139. Terms of service.
- “Sec. 140. Living allowances for national service participants.
- “Sec. 141. National service educational awards.

“Subtitle D—National Service Trust and Provision of National Service Educational Awards

- “Sec. 145. Establishment of the National Service Trust.
- “Sec. 146. Individuals eligible to receive a national service educational award from the Trust.
- “Sec. 147. Determination of the amount of the national service educational award.
- “Sec. 148. Disbursement of national service educational awards.
- “Sec. 149. Process of approval of national service positions.

“Subtitle E—National Civilian Community Corps

- “Sec. 151. Purpose.
- “Sec. 152. Establishment of National Civilian Community Corps Program.
- “Sec. 153. National service program.
- “Sec. 154. Summer national service program.
- “Sec. 155. National Civilian Community Corps.
- “Sec. 156. Training.
- “Sec. 157. Service projects.
- “Sec. 158. Authorized benefits for Corps members.
- “Sec. 159. Administrative provisions.
- “Sec. 160. Status of Corps members and Corps personnel under Federal law.
- “Sec. 161. Contract and grant authority.
- “Sec. 162. Responsibilities of other departments.
- “Sec. 163. Advisory board.
- “Sec. 164. Annual evaluation.
- “Sec. 166. Definitions.

“Subtitle F—Administrative Provisions

- “Sec. 171. Family and medical leave.
- “Sec. 172. Reports.
- “Sec. 173. Supplementation.
- “Sec. 174. Prohibition on use of funds.
- “Sec. 175. Nondiscrimination.
- “Sec. 176. Notice, hearing, and grievance procedures.
- “Sec. 177. Nonduplication and nondisplacement.
- “Sec. 178. State Commissions on National and Community Service.
- “Sec. 179. Evaluation.
- “Sec. 180. Engagement of participants.
- “Sec. 181. Contingent extension.
- “Sec. 182. Partnerships with schools.
- “Sec. 183. Rights of access, examination, and copying.
- “Sec. 184. Drug-free workplace requirements.
- “Sec. 185. Consolidated application and reporting requirements.
- “Sec. 186. Sustainability.
- “Sec. 187. Use of recovered funds.
- “Sec. 188. Expenses of attending meetings.
- “Sec. 189. Grant periods.
- “Sec. 189A. Generation of volunteers.
- “Sec. 189B. Limitation on program grant costs.
- “Sec. 189C. Audits and reports.

“Subtitle G—Corporation for National and Community Service

- “Sec. 191. Corporation for National and Community Service.
- “Sec. 192. Board of Directors.
- “Sec. 192A. Authorities and duties of the Board of Directors.
- “Sec. 193. Chief Executive Officer.
- “Sec. 193A. Authorities and duties of the Chief Executive Officer.
- “Sec. 194. Officers.
- “Sec. 195. Employees, consultants, and other personnel.
- “Sec. 196. Administration.
- “Sec. 196A. Corporation State offices.
- “Sec. 196B. Office of Outreach and Recruitment.

“Subtitle H—Investment for Quality and Innovation

“PART I—ADDITIONAL CORPORATION ACTIVITIES TO SUPPORT NATIONAL SERVICE

- “Sec. 198. Additional corporation activities to support national service.
- “Sec. 198B. Presidential awards for service.

“PART II—INNOVATIVE AND MODEL PROGRAM SUPPORT

- “Sec. 198D. Innovative and model program support.

“PART III—NATIONAL SERVICE PROGRAMS CLEARINGHOUSE

- “Sec. 198E. National service programs clearinghouse.

“Subtitle I—American Conservation and Youth Corps

- “Sec. 199. Short title.
- “Sec. 199A. General authority.

- “Sec. 199B. Limitation on purchase of capital equipment.
- “Sec. 199C. State application.
- “Sec. 199D. Focus of programs.
- “Sec. 199E. Related programs.
- “Sec. 199F. Public lands or Indian lands.
- “Sec. 199G. Training and education services.
- “Sec. 199H. Preference for certain projects.
- “Sec. 199I. Age and citizenship criteria for enrollment.
- “Sec. 199J. Use of volunteers.
- “Sec. 199K. Living allowance.
- “Sec. 199L. Joint programs.
- “Sec. 199M. Federal and State employee status.

“Subtitle J—Training and Technical Assistance

- “Sec. 199N. Training and technical assistance.

“TITLE II—MODIFICATIONS OF EXISTING PROGRAMS

“Subtitle A—Publication

- “Sec. 201. Information for students.
- “Sec. 202. Exit counseling for borrowers.
- “Sec. 203. Department information on deferments and cancellations.
- “Sec. 204. Data on deferments and cancellations.

“Subtitle B—Youthbuild Projects

- “Sec. 211. Youthbuild projects.

“Subtitle C—Amendments to Student Literacy Corps

- “Sec. 221. Amendments to Student Literacy Corps.

“TITLE IV—PROJECTS HONORING VICTIMS OF TERRORIST
ATTACKS

- “Sec. 401. Projects.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

- “Sec. 501. Authorization of appropriations.

“TITLE VI—MISCELLANEOUS PROVISIONS

- “Sec. 601. Amtrak waste disposal.
- “Sec. 602. Exchange program with countries in transition from totalitarianism to Democracy.”.

1 SEC. 4102. TABLE OF CONTENTS FOR THE DOMESTIC VOL-
2 UNTEER SERVICE ACT OF 1973.

3 Section 1(b) of the Domestic Volunteer Service Act
4 of 1973 (42 U.S.C. 4950 note) is amended to read as fol-
5 lows:

- 1 “(b) TABLE OF CONTENTS.—The table of contents
2 for this Act is as follows:

“Sec. 1. Short title; table of contents.

“Sec. 2. Volunteerism policy.

“TITLE I—NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

“PART A—VOLUNTEERS IN SERVICE TO AMERICA

“Sec. 101. Statement of purpose.

“Sec. 102. Authority to operate VISTA program.

“Sec. 103. Selection and assignment of volunteers.

“Sec. 103A. VISTA programs of national significance.

“Sec. 104. Terms and periods of service.

“Sec. 105. Support service.

“Sec. 106. Participation of beneficiaries.

“Sec. 107. Participation of younger and older persons.

“Sec. 108. Limitation.

“Sec. 110. Applications for assistance.

“PART C—SPECIAL VOLUNTEER PROGRAMS

“Sec. 121. Statement of purpose.

“Sec. 122. Authority to establish and operate special volunteer and demonstra-
tion programs.

“Sec. 123. Financial assistance.

“TITLE II—NATIONAL SENIOR SERVICE CORPS

“Sec. 200. Statement of purpose.

“PART A—RETIRED AND SENIOR VOLUNTEER PROGRAM

“Sec. 201. Grants and contracts for volunteer service projects.

“PART B—FOSTER GRANDPARENT PROGRAM

“Sec. 211. Grants and contracts for volunteer service projects.

“PART C—SENIOR COMPANION PROGRAM

“Sec. 213. Grants and contracts for volunteer service projects.

“PART D—GENERAL PROVISIONS

“Sec. 221. Promotion of National Senior Service Corps.

“Sec. 222. Payments.

“Sec. 223. Minority group participation.

“Sec. 224. Use of locally generated contributions in National Senior Service
Corps.

“Sec. 225. Programs of national significance.

“Sec. 226. Adjustments to Federal financial assistance.

“Sec. 227. Multiyear grants or contracts.

“Sec. 228. Continuity of service.

“Sec. 229. Acceptance of donations.

“PART E—DEMONSTRATION PROGRAMS

“Sec. 231. Authority of Director.

“TITLE IV—ADMINISTRATION AND COORDINATION

“Sec. 403. Political activities.

“Sec. 404. Special limitations.

“Sec. 406. Labor standards.

“Sec. 408. Joint funding.

“Sec. 409. Prohibition of Federal control.

“Sec. 410. Coordination with other programs.

“Sec. 411. Prohibition.

“Sec. 414. Distribution of benefits between rural and urban areas.

“Sec. 415. Application of Federal law.

“Sec. 416. Evaluation.

“Sec. 417. Nondiscrimination provisions.

“Sec. 418. Eligibility for other benefits.

“Sec. 419. Legal expenses.

“Sec. 421. Definitions.

“Sec. 422. Audit.

“Sec. 423. Reduction of paperwork.

“Sec. 424. Review of project renewals.

“Sec. 425. Protection against improper use.

“Sec. 426. Center for Research and Training.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

“Sec. 501. National volunteer antipoverty programs.

“Sec. 502. National Senior Service Corps.

“Sec. 504. Administration and coordination.

“Sec. 505. Availability of appropriations.

“TITLE VI—AMENDMENTS TO OTHER LAWS AND REPEALERS

“Sec. 601. Supersedence of Reorganization Plan No. 1 of July 1, 1971.

“Sec. 602. Creditable service for civil service retirement.

“Sec. 603. Repeal of title VIII of the Economic Opportunity Act.

“Sec. 604. Repeal of title VI of the Older Americans Act.”.

1 **TITLE V—EFFECTIVE DATE**2 **SEC. 5101. EFFECTIVE DATE.**

3 Unless specifically provided otherwise, the amend-
4 ments made by this Act shall take effect on the date of
5 the enactment of this Act.

6 **SEC. 5102. SERVICE ASSIGNMENTS AND AGREEMENTS.**

7 (a) **SERVICE ASSIGNMENTS.**—Changes pursuant to
8 this Act in the terms and conditions of terms of service

1 and other service assignments under the national service
2 laws (including the amount of the education award) shall
3 apply only to individuals who enroll or otherwise begin
4 service assignments after 90 days after the date of enact-
5 ment of this Act, except when agreed upon by all inter-
6 ested parties.

7 (b) AGREEMENTS.—Changes pursuant to this Act in
8 the terms and conditions of grants, contracts, or other
9 agreements under the national service laws shall apply
10 only to such agreements entered into after 90 days after
11 the date of enactment of this Act, except when agreed
12 upon by the parties to such agreements.

13 (c) EXCEPTION.—Subsections (a) and (b) do not
14 apply to the amendments made by this Act to section 201
15 of the Domestic Volunteer Service Act of 1973 (42 U.S.C.
16 5001). Any changes pursuant to those amendments apply
17 as specified in those amendments.

18 **TITLE VI—CONGRESSIONAL** 19 **COMMISSION ON CIVIC SERVICE**

20 **SEC. 6101. SHORT TITLE.**

21 This title may be cited as the “Congressional Com-
22 mission on Civic Service Act”.

23 **SEC. 6102. FINDINGS.**

24 Congress finds the following:

1 (1) The social fabric of the United States is
2 stronger if individuals in the United States are com-
3 mitted to protecting and serving our Nation by uti-
4 lizing national service and volunteerism to overcome
5 our civic challenges.

6 (2) A more engaged civic society will strengthen
7 the Nation by bringing together people from diverse
8 backgrounds and experiences to work on solutions to
9 some of our Nation’s major challenges.

10 (3) Despite declines in civic health in the past
11 30 years, national service and volunteerism among
12 the Nation’s youth are increasing, and existing na-
13 tional service and volunteer programs greatly en-
14 hance opportunities for youth to engage in civic ac-
15 tivity.

16 (4) In addition to the benefits received by non-
17 profit organizations and society as a whole, volun-
18 teering and national service provide a variety of per-
19 sonal benefits and satisfaction and can lead to new
20 paths of civic engagement, responsibility, and up-
21 ward mobility.

22 **SEC. 6103. ESTABLISHMENT.**

23 There is established in the legislative branch a com-
24 mission to be known as the “Congressional Commission

1 on Civic Service” (in this title referred to as the “Commis-
2 sion”).

3 **SEC. 6104. DUTIES.**

4 (a) GENERAL PURPOSE.—The purpose of the Com-
5 mission is to gather and analyze information in order to
6 make recommendations to Congress to—

7 (1) improve the ability of individuals in the
8 United States to serve others and, by doing so, to
9 enhance our Nation and the global community;

10 (2) train leaders in public service organizations
11 to better utilize individuals committed to national
12 service and volunteerism as they manage human and
13 fiscal resources;

14 (3) identify and offer solutions to the barriers
15 that make it difficult for some individuals in the
16 United States to volunteer or perform national serv-
17 ice; and

18 (4) build on the foundation of service and vol-
19 unteer opportunities that are currently available.

20 (b) SPECIFIC TOPICS.—In carrying out its general
21 purpose under subsection (a), the Commission shall ad-
22 dress and analyze the following specific topics:

23 (1) The level of understanding about the cur-
24 rent Federal, State, and local volunteer programs

1 and opportunities for service among individuals in
2 the United States.

3 (2) The issues that deter volunteerism and na-
4 tional service, particularly among young people, and
5 how the identified issues can be overcome.

6 (3) Whether there is an appropriate role for
7 Federal, State, and local governments in overcoming
8 the issues that deter volunteerism and national serv-
9 ice and, if appropriate, how to expand the relation-
10 ships and partnerships between different levels of
11 government in promoting volunteerism and national
12 service.

13 (4) Whether existing databases are effective in
14 matching community needs to would-be volunteers
15 and service providers.

16 (5) The effect on the Nation, on those who
17 serve, and on the families of those who serve, if all
18 individuals in the United States were expected to
19 perform national service or were required to perform
20 a certain amount of national service.

21 (6) Whether a workable, fair, and reasonable
22 mandatory service requirement for all able young
23 people could be developed, and how such a require-
24 ment could be implemented in a manner that would
25 strengthen the social fabric of the Nation and over-

1 come civic challenges by bringing together people
2 from diverse economic, ethnic, and educational back-
3 grounds.

4 (7) The need for a public service academy, a 4-
5 year institution that offers a federally funded under-
6 graduate education with a focus on training future
7 public sector leaders.

8 (8) The means to develop awareness of national
9 service and volunteer opportunities at a young age
10 by creating, expanding, and promoting service op-
11 tions for primary and secondary school students and
12 by raising awareness of existing incentives.

13 (9) The effectiveness of establishing a training
14 program on college campuses to recruit and educate
15 college students for national service.

16 (10) The effect on United States diplomacy and
17 foreign policy interests of expanding service opportu-
18 nities abroad, such as the Peace Corps, and the de-
19 gree of need and capacity abroad for an expansion.

20 (11) The constraints that service providers,
21 nonprofit organizations, and State and local agencies
22 face in utilizing federally funded volunteer programs,
23 and how these constraints can be overcome.

24 (12) Whether current Federal volunteer pro-
25 grams are suited to address the special skills and

1 needs of senior volunteers, and if not, how these pro-
2 grams can be improved such that the Federal Gov-
3 ernment can effectively promote service among the
4 “baby boomer” generation.

5 (c) METHODOLOGY.—

6 (1) PUBLIC HEARINGS.—The Commission shall
7 conduct public hearings in various locations around
8 the United States.

9 (2) REGULAR AND FREQUENT CONSULTA-
10 TION.—The Commission shall regularly and fre-
11 quently consult with an advisory panel of Members
12 of Congress appointed for such purpose by the
13 Speaker of the House of Representatives and the
14 majority leader of the Senate.

15 **SEC. 6105. MEMBERSHIP.**

16 (a) NUMBER AND APPOINTMENT.—

17 (1) IN GENERAL.—The Commission shall be
18 composed of 8 members appointed as follows:

19 (A) 2 members appointed by the Speaker
20 of the House of Representatives.

21 (B) 2 members appointed by the minority
22 leader of the House of Representatives.

23 (C) 2 members appointed by the majority
24 leader of the Senate.

1 (D) 2 members appointed by the minority
2 leader of the Senate.

3 (2) QUALIFICATIONS.—The members of the
4 Commission shall consist of individuals who are of
5 recognized standing and distinction in the areas of
6 international public service, national public service,
7 service-learning, local service, business, or academia.

8 (3) DEADLINE FOR APPOINTMENT.—The mem-
9 bers of the Commission shall be appointed not later
10 than 90 days after the date of the enactment of this
11 title.

12 (4) CHAIRPERSON.—The Chairperson of the
13 Commission shall be designated by the Speaker of
14 the House of Representatives at the time of the ap-
15 pointment.

16 (b) TERMS.—

17 (1) IN GENERAL.—The members of the Com-
18 mission shall serve for the life of the Commission.

19 (2) VACANCIES.—A vacancy in the Commission
20 shall not affect the power of the remaining members
21 to execute the duties of the Commission but any
22 such vacancy shall be filled in the same manner in
23 which the original appointment was made.

24 (c) COMPENSATION.—

1 (1) RATES OF PAY; TRAVEL EXPENSES.—Each
2 member shall serve without pay, except that each
3 member shall receive travel expenses, including per
4 diem in lieu of subsistence, in accordance with appli-
5 cable provisions under subchapter I of chapter 57 of
6 title 5, United States Code.

7 (2) PROHIBITION OF COMPENSATION OF FED-
8 ERAL EMPLOYEES.—Notwithstanding paragraph (1),
9 any member of the Commission who is a full-time of-
10 ficer or employee of the United States may not re-
11 ceive additional pay, allowances, or benefits because
12 of service on the Commission.

13 (d) MEETING REQUIREMENTS.—

14 (1) FREQUENCY.—

15 (A) QUARTERLY MEETINGS.—The Com-
16 mission shall meet at least quarterly.

17 (B) ADDITIONAL MEETINGS.—In addition
18 to quarterly meetings, the Commission shall
19 meet at the call of the Chairperson or a major-
20 ity of its members.

21 (2) QUORUM.—5 members of the Commission
22 shall constitute a quorum but a lesser number may
23 hold hearings.

24 (3) MEETING BY TELEPHONE OR OTHER AP-
25 PROPRIATE TECHNOLOGY.—Members of the Com-

1 mission are permitted to meet using telephones or
2 other suitable telecommunications technologies pro-
3 vided that all members of the Commission can fully
4 communicate with all other members simultaneously.

5 **SEC. 6106. DIRECTOR AND STAFF OF COMMISSION; EX-**
6 **PERTS AND CONSULTANTS.**

7 (a) DIRECTOR.—

8 (1) APPOINTMENT.—The Commission shall
9 have a Director who shall be appointed by the Chair-
10 person with the approval of the Commission.

11 (2) CREDENTIALS.—The Director shall have
12 credentials related to international public service,
13 national public service, service-learning, or local
14 service.

15 (3) SALARY.—The Director shall be paid at a
16 rate determined by the Chairperson with the ap-
17 proval of the Commission, except that the rate may
18 not exceed the rate of basic pay for GS–15 of the
19 General Schedule.

20 (b) STAFF.—With the approval of the Chairperson,
21 the Director may appoint and fix the pay of additional
22 qualified personnel as the Director considers appropriate.

23 (c) EXPERTS AND CONSULTANTS.—With the ap-
24 proval of the Commission, the Director may procure tem-
25 porary and intermittent services under section 3109(b) of

1 title 5, United States Code, but at rates for individuals
2 not to exceed the daily equivalent of the maximum annual
3 rate of basic pay for GS-15 of the General Schedule.

4 (d) STAFF OF FEDERAL AGENCIES.—Upon request
5 of the Commission, Chairperson, or Director, the head of
6 any Federal department or agency may detail, on a reim-
7 bursable basis, any of the personnel of that department
8 or agency to the Commission to assist it in carrying out
9 its duties under this title.

10 **SEC. 6107. POWERS OF COMMISSION.**

11 (a) HEARINGS AND SESSIONS.—The Commission
12 may, for the purpose of carrying out this title, hold public
13 hearings, sit and act at times and places, take testimony,
14 and receive evidence as the Commission considers appro-
15 priate.

16 (b) POWERS OF MEMBERS AND AGENTS.—Any mem-
17 ber or agent of the Commission may, if authorized by the
18 Commission, take any action which the Commission is au-
19 thorized to take by this section.

20 (c) OBTAINING OFFICIAL DATA.—Upon request of
21 the Chairperson, the head of any department or agency
22 shall furnish information to the Commission that the Com-
23 mission deems necessary to enable it to carry out this title.

24 (d) PHYSICAL FACILITIES AND EQUIPMENT.—The
25 Architect of the Capitol, in consultation with the appro-

1 priate entities in the legislative branch, shall locate and
2 provide suitable facilities and equipment for the operation
3 of the Commission on a nonreimbursable basis.

4 (e) ADMINISTRATIVE SUPPORT SERVICES.—Upon
5 the request of the Commission, the Architect of the Cap-
6 itol and the Administrator of General Services shall pro-
7 vide to the Commission on a nonreimbursable basis such
8 administrative support services as the Commission may re-
9 quest in order for the Commission to carry out its respon-
10 sibilities under this title.

11 **SEC. 6108. REPORTS.**

12 (a) INTERIM REPORT.—The Commission shall sub-
13 mit an interim report on its activities to Congress not later
14 than 20 months after the date of the enactment of this
15 title.

16 (b) FINAL REPORT.—

17 (1) DEADLINE.—The Commission shall submit
18 a final report on its activities to Congress not later
19 than 120 days after the submission of the interim
20 report under subsection (a).

21 (2) CONTENTS.—The final report shall contain
22 a detailed statement of the findings and conclusions
23 of the Commission, together with its recommenda-
24 tions for proposed legislation.

1 **SEC. 6109. TERMINATION.**

2 The Commission shall terminate not later than 30
3 days after submitting its final report under section
4 6108(b)(1).

5 **TITLE VII—SENSE OF CONGRESS**

6 **SEC. 7101. SENSE OF CONGRESS.**

7 It is the Sense of Congress that the Corporation for
8 National and Community Service should make the max-
9 imum effort possible to coordinate the recruiting and as-
10 signment procedures of their various programs to allow
11 senior citizens and their grandchildren to share volunteer
12 opportunities and/or be assigned to the same geographic
13 areas during their period of service.

14 **TITLE VIII—SENSE OF**
15 **CONGRESS**

16 **SEC. 8101. SENSE OF CONGRESS.**

17 It is the Sense of Congress that the Corporation for
18 National and Community Service should make the max-
19 imum effort possible to coordinate with the National En-
20 dowment for the Humanities to provide opportunities for
21 young people enrolled in NACS programs to collect oral
22 histories from senior citizens in the communities where
23 they serve.

