

concert with foreign governments to neutralize the threat represented by terrorist groups who perpetrate such crimes.

The concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

□ 2300

#### APPALACHIAN REGIONAL DEVELOPMENT ACT REAUTHORIZATION

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 2501) to reauthorize the Appalachian Regional Development Act of 1965, and ask for its immediate consideration in the House.

The SPEAKER pro tempore (Mr. REUTER). Is there objection to the request of the gentleman from Ohio?

Mr. COSTELLO. Mr. Speaker, reserving the right to object, I yield to the gentleman from Ohio, the chairman of the subcommittee, for an explanation of the bill.

Mr. LATOURETTE. Mr. Speaker, I thank the gentleman from Illinois for yielding to me.

H.R. 2501 authorizes the Appalachian Regional Commission for fiscal years 2002 through 2006. The bill also requires the ARC to target at least half of ARC project funds to distressed areas and counties, creates a council to coordinate Federal economic development assistance in the region, provides affordable access to technology and telecommunications through a new program initiative, and lowers the administrative cost share for Local Development Districts that include a distressed county.

Mr. Speaker, I want to thank the ranking member of the Subcommittee on Economic Development, Public Buildings and Emergency Management of the Committee on Transportation and Infrastructure, the gentleman from Illinois (Mr. COSTELLO); the ranking member of our full committee, the gentleman from Minnesota (Mr. OBERSTAR); the chairman of the full committee, the gentleman from Alaska (Mr. YOUNG), for their diligent attention to this very important program, and two Members of our subcommittee to whom this program is critical, the gentleman from Ohio (Mr. NEY) and the gentlewoman from West Virginia (Mrs. CAPITO), a valuable new member of the subcommittee, who worked tirelessly to assist us in this reauthorization.

I support the bill and thank the gentleman from Illinois.

Mr. COSTELLO. Further reserving the right to object, Mr. Speaker, I thank the chairman of the subcommittee, the gentleman from Ohio (Mr. LATOURETTE), for his leadership regarding the reauthorization of the Appalachian Regional Commission. The subcommittee hearing was very enlightening and provided essential information for the public record. I commend Jesse White and his excellent

staff for working with us to shape a fair bipartisan bill. This is a good bill and it deserves our support.

Continuing my reservation of objection, Mr. Speaker, I yield to the ranking member of the full committee, the gentleman from Minnesota (Mr. OBERSTAR).

(Mr. OBERSTAR asked and was given permission to revise and extend his remarks.)

Mr. OBERSTAR. Mr. Speaker, the Transportation and Infrastructure Committee has devoted a significant amount of time to reviewing and evaluating the Appalachian Regional Commission (ARC) and its programs. In 1997, the Economic Development Subcommittee held a series of hearings regarding not only the ARC but also the Economic Development Administration, and in 1998, both agencies were reauthorized with broad bipartisan support.

The ARC received overwhelming bipartisan support for one self-evident reason—ARC programs WORK. These essential programs have significantly boosted employment, population growth, and income throughout the region. Despite more than 35 years of effort, we are only halfway home—the region has not yet pulled itself up to the national average. Of ARC's 406 counties, 118 counties remain severely economically distressed. One hundred years of decline cannot be overcome in only 35 years. Much work remains to be done, and new initiatives need to be considered, not only to maintain the existing economic foothold in the region, but also to help it prepare for the new economy.

H.R. 2501 is certainly another step in the right direction for the people of Appalachia. The bill authorizes the ARC for five years, it establishes a coordinating council to address Federal agency program delivery for the region, and it increases funding consistent with inflation. The bill also establishes a telecommunications program and authorizes \$10 million for this new initiative in fiscal year 2002 and such sums as may be necessary in succeeding years. The new information highway is just as important in opening up opportunities for people of the Appalachian region as is the Appalachian Development Highway System; the telecommunications program will help put the people of Appalachia on the highway of the future.

I thank Subcommittee Chairman LATOURETTE, Ranking member COSTELLO, and Chairman YOUNG for their diligent work on this bill. For Chairman YOUNG and Ranking Member COSTELLO the problems of Appalachia are very similar to the problems confronting regions in Alaska and the Mississippi Delta. The Denali Commission and the Delta Regional Authority have worked closely with the ARC to the benefit of each of the regions and the Nation as a whole.

I strongly support the bill and urge its passage.

Mr. COSTELLO. Continuing my reservation of objection, Mr. Speaker, I yield to the gentlewoman from West Virginia (Mrs. CAPITO).

Mrs. CAPITO. Mr. Speaker, I would like to thank also the gentleman from Ohio (Mr. LATOURETTE); the gentleman from Alaska (Mr. YOUNG), the chairman of our committee; and the ranking members, the gentleman from Min-

nesota (Mr. OBERSTAR) and the gentleman from Illinois (Mr. COSTELLO), for all their hard work on reauthorizing the Appalachian Regional Commission.

As a West Virginian native, I am especially grateful to the ARC for its commitment to improving the lives of my fellow Mountaineers. As my colleagues may know, West Virginia is the only State that is entirely within the boundaries of the ARC.

The Appalachian Regional Commission is critical to the continued economic development not only of my State but the whole of Appalachia. The area served by the ARC is very diverse, both economically and geographically. And while we have made progress in recent years, we continue to face numerous challenges.

ARC's assistance helps level the playing field and gives my constituents a chance to share in the economic prosperity that has for so long left many of us behind. The flexibility and diversity of its programs enable local communities to tailor the ARC grants to their individual needs.

In the district I represent, 11 counties are classified by the ARC as economically distressed. And I have seen firsthand the positive impact that these grants can have on a community. In my district alone, the ARC has assisted with equipping industrial parks, helped improve the skills of the workforce, and preserved precious jobs by strengthening industries ranging from wood products to Internet technology.

The ARC is also instrumental at meeting energy funding requests to assist rural communities with their most desperate situations. Recently, the town of Wardensville contacted me regarding the need for immediate assistance for a damaged sewer. I contacted the ARC and was able to secure the necessary funding which allowed the town to repair the damage rather quickly.

Mr. Speaker, it is imperative for the Congress to reauthorize the ARC. A 5-year reauthorization will ensure that ARC continues to address my home State of West Virginia's needs. It would also enable the commission and our local communities to develop and implement long-term strategies for economic growth with a new emphasis on technology.

I fully support this request, and I thank the gentleman for yielding to me.

Mr. COSTELLO. Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

The Clerk read the bill, as follows:

H.R. 2501

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE; AMENDMENTS TO APPALACHIAN REGIONAL DEVELOPMENT ACT OF 1965.**

(a) **SHORT TITLE.**—This Act may be cited as the “Appalachian Regional Development Re-authorization Act of 2001”.

(b) **AMENDMENTS TO APPALACHIAN REGIONAL DEVELOPMENT ACT OF 1965.**—Except as otherwise specifically provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision of law, the reference shall be considered to be made to a section or other provision of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.).

**SEC. 2. COORDINATION OF APPALACHIAN REGIONAL DEVELOPMENT PROGRAMS.**

Section 104 (40 U.S.C. App.) is amended—

(1) by striking the section heading and all that follows through “The President” and inserting the following:

**“SEC. 104. COORDINATION OF APPALACHIAN REGIONAL DEVELOPMENT PROGRAMS.**

“(a) **LIAISON BETWEEN FEDERAL GOVERNMENT AND COMMISSION.**—The President”; and (2) by adding at the end the following:

“(b) **INTERAGENCY COORDINATING COUNCIL.**—

“(1) **IN GENERAL.**—In carrying out subsection (a), the President shall establish an interagency council to be known as the ‘Interagency Coordinating Council on Appalachia’.

“(2) **MEMBERSHIP.**—The Council shall be composed of—

“(A) the Federal Cochairman, who shall serve as Chairperson of the Council; and

“(B) representatives of Federal agencies that carry out economic development programs in the Appalachian region.”.

**SEC. 3. TELECOMMUNICATIONS AND TECHNOLOGY.**

The Act (40 U.S.C. App.) is amended by inserting after section 202 the following:

**“SEC. 203. TELECOMMUNICATIONS AND TECHNOLOGY.**

“(a) **IN GENERAL.**—In order to ensure that the people and businesses of the Appalachian region have the knowledge, skills, and access to telecommunications services to compete in the technology-based economy, the Commission may provide technical assistance and make grants, enter into contracts, and otherwise provide funds for the following purposes:

“(1) To increase affordable access to advanced telecommunications in the region.

“(2) To provide education and training for people, businesses, and governments in the region in the use of telecommunications technology.

“(3) To develop relevant technology readiness programs for industry groups and businesses in the region.

“(4) To support entrepreneurial opportunities in information technology in the region.

“(b) **SOURCES OF FUNDING.**—Assistance provided under this section may be provided entirely from appropriations made available to carry out this section or in combination with funds available under a Federal grant-in-aid program (as defined in section 214(c)), under another Federal program, or from any other source.

“(c) **FEDERAL SHARE LIMITATIONS SPECIFIED IN OTHER LAWS.**—Notwithstanding any provision of law limiting the Federal share in a Federal grant-in-aid program or other Federal program, funds appropriated to carry out this section may be used to increase such Federal share, as the Commission determines appropriate.

“(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Commission to carry out this section \$10,000,000 for fiscal year 2002 and such sums as may be necessary for fiscal years 2003

through 2006. Such sums shall remain available until expended.”.

**SEC. 4. PROGRAM DEVELOPMENT CRITERIA.**

(a) **ELIMINATION OF GROWTH CENTER CRITERIA.**—Section 224(a)(1) (40 U.S.C. App.) is amended by striking “in an area determined by the State have a significant potential for growth or”.

(b) **DISTRESSED COUNTIES AND AREAS.**—Section 224 (40 U.S.C. App.) is amended by adding at the end the following:

“(d) **ASSISTANCE TO DISTRESSED COUNTIES AND AREAS.**—For each fiscal year, at least one-half of the amount of grant expenditures approved by the Commission under this Act shall support activities or projects that benefit counties for which distressed county designations are in effect under section 226.”.

**SEC. 5. GRANTS FOR ADMINISTRATIVE EXPENSES OF LOCAL DEVELOPMENT DISTRICTS.**

Section 302(a)(1)(A) (40 U.S.C. App.) is amended by inserting “(or 75 percent for a development district that includes 1 or more counties for which a distressed county designation is in effect under section 226)” after “50 percent”.

**SEC. 6. ADDITION OF COUNTIES TO APPALACHIAN REGION.**

Section 403 is amended—

(1) in the third undesignated paragraph, relating to Kentucky—

(A) by inserting “Edmonson,” after “Cumberland,”;

(B) by inserting “Hart,” after “Harlan,”; and

(C) by inserting “Metcalfe,” after “Menifee,”; and

(2) in the fifth undesignated paragraph, relating to Mississippi—

(A) by inserting “Grenada,” after “Clay,”;

(B) by inserting “Montgomery,” after “Monroe,”; and

(C) by inserting “Panola,” after “Oktibbeha Pontotoc.”.

**SEC. 7. TECHNICAL AMENDMENTS.**

(a) **STRATEGIES.**—The Act (40 U.S.C. App.) is amended—

(1) in the third sentence of section 101(b) by striking “implementing investment program” and inserting “strategy statement”;

(2) in section 225—

(A) in subsection (a) by striking “(3) describe the development program” and inserting “(3) describe the development strategies”; and

(3) in section 303—

(A) in the section heading by striking “INVESTMENT PROGRAMS” and inserting “STRATEGY STATEMENTS”;

(B) by striking “implementing investment program” each place it appears and inserting “strategy statement”; and

(C) by striking “implementing investments programs” and inserting “strategy statements”.

(b) **SUPPORT OF LOCAL DEVELOPMENT DISTRICTS.**—Section 102(a)(5) (40 U.S.C. App.) is amended by inserting “and support” after “formation”.

(c) **OFFICE SPACE LEASING.**—Section 106(7) (40 U.S.C. App.) is amended by striking “for any term expiring no later than September 30, 2001”.

(d) **SUPPLEMENTS TO FEDERAL GRANT-IN-AID PROGRAMS.**—Section 214 (40 U.S.C. App.) is amended—

(1) in subsection (a) by striking the third sentence;

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

“(c) **FEDERAL GRANT-IN-AID PROGRAMS DEFINED.**—

“(1) **INCLUDED PROGRAMS.**—In this section, the term ‘Federal grant-in-aid programs’ means those Federal grant-in-aid programs authorized by this Act or another Act for the acquisition or development of land, the construction or equipment of facilities, or other community or economic development or economic adjustment activities, including but not limited to grant-in-aid programs authorized by the following Acts:

“(A) The Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.).

“(B) The Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.).

“(C) Title VI of the Public Health Services Act (42 U.S.C. 291 et seq.).

“(D) The Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2301 et seq.).

“(E) Part IV of title III of the Communications Act of 1934 (47 U.S.C. 390 et seq.).

“(F) The Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-4 et seq.).

“(G) The Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.).

“(H) Sections 201 and 209 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3141 and 3149).

“(I) Title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.).

“(2) **EXCLUDED PROGRAMS.**—In this section, the term ‘Federal grant-in-aid programs’ does not include—

“(A) the program for the construction of the development highway system authorized by section 201 or any program relating to highway or road construction authorized by title 23, United States Code; or

“(B) any other program for which loans or other Federal financial assistance, except a grant-in-aid program, is authorized by this or any other Act.”; and

(3) by striking subsection (d).

(e) **PROGRAM DEVELOPMENT CRITERIA.**—Section 224(a)(2) (40 U.S.C. App.) is amended by striking “per capita income” and inserting “per capita market income”.

**SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

Section 401(a) (40 U.S.C. App.) is amended to read as follows:

“(a) **IN GENERAL.**—In addition to amounts authorized by section 201 (and other amounts made available for the Appalachian development highway system program) and section 203, there are authorized to be appropriated to the Commission to carry out this Act—

“(1) \$78,000,000 for fiscal year 2002;

“(2) \$80,000,000 for fiscal year 2003;

“(3) \$83,000,000 for fiscal year 2004;

“(4) \$85,000,000 for fiscal year 2005; and

“(5) \$87,000,000 for fiscal year 2006.”.

**SEC. 9. TERMINATION.**

Section 405 (40 U.S.C. App.) is amended by striking “2001” and inserting “2006”.

**AMENDMENT IN THE NATURE OF A SUBSTITUTE OFFERED BY MR. LATOURETTE**

**Mr. LATOURETTE.** Mr. Speaker, I offer an amendment in the nature of a substitute.

The Clerk read as follows:

Amendment in the nature of a substitute offered by Mr. LATOURETTE:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; AMENDMENTS TO APPALACHIAN REGIONAL DEVELOPMENT ACT OF 1965.**

(a) **SHORT TITLE.**—This Act may be cited as the “Appalachian Regional Development Re-authorization Act of 2001”.

(b) **AMENDMENTS TO APPALACHIAN REGIONAL DEVELOPMENT ACT OF 1965.**—Except as otherwise specifically provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a

section or other provision of law, the reference shall be considered to be made to a section or other provision of the Appalachian Regional Development Act of 1965 (40 U.S.C. App.).

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“(1) IN GENERAL.—In carrying out subsection (a), the President shall establish an interagency council to be known as the ‘Interagency Coordinating Council on Appalachia’.

“(2) MEMBERSHIP.—The Council shall be composed of—

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“(1) To increase affordable access to advanced telecommunications in the region.

“(2) To provide education and training for people, businesses, and governments in the region in the use of telecommunications technology.

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“(b) SOURCES OF FUNDING.—Assistance provided under this section may be provided entirely from appropriations made available to carry out this section or in combination with funds available under a Federal grant-in-aid program (as defined in section 214(c)), under another Federal program, or from any other source.

“(c) FEDERAL SHARE LIMITATIONS SPECIFIED IN OTHER LAWS.—Notwithstanding any provision of law limiting the Federal share in a Federal grant-in-aid program or other Federal program, funds appropriated to carry out this section may be used to increase such Federal share, as the Commission determines appropriate.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Commission to carry out this section \$10,000,000 for fiscal year 2002 and such sums as may be necessary for fiscal years 2003 through 2006. Such sums shall remain available until expended.”.

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(b) DISTRESSED COUNTIES AND AREAS.—Section 224 (40 U.S.C. App.) is amended by adding at the end the following:

“(d) ASSISTANCE TO DISTRESSED COUNTIES AND AREAS.—For each fiscal year, at least one-half of the amount of grant expenditures approved by the Commission under this Act shall support activities or projects that benefit severely and persistently distressed counties or areas.”.

**SEC. 5. GRANTS FOR ADMINISTRATIVE EXPENSES OF LOCAL DEVELOPMENT DISTRICTS.**

Section 302(a)(1)(A) (40 U.S.C. App.) is amended by inserting “(or 75 percent for a development district that includes 1 or more counties for which a distressed county designation is in effect under section 226)” after “50 percent”.

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(A) by inserting “Edmonson,” after “Cumberland,”;

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(c) OFFICE SPACE LEASING.—Section 106(7) (40 U.S.C. App.) is amended by striking “for any term expiring no later than September 30, 2001”.

(d) SUPPLEMENTS TO FEDERAL GRANT-IN-AID PROGRAMS.—Section 214 (40 U.S.C. App.) is amended—

(1) in subsection (a) by striking the third sentence;

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

“(c) FEDERAL GRANT-IN-AID PROGRAMS DEFINED.—

“(1) INCLUDED PROGRAMS.—In this section, the term ‘Federal grant-in-aid programs’ means those Federal grant-in-aid programs authorized by this Act or another Act for the acquisition or development of land, the construction or equipment of facilities, or other community or economic development or economic adjustment activities, including but not limited to grant-in-aid programs authorized by the following Acts:

“(A) The Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.).

“(B) The Watershed Protection and Flood Prevention Act (16 U.S.C. 1001 et seq.).

“(C) Title VI of the Public Health Services Act (42 U.S.C. 291 et seq.).

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“(F) The Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601-4 et seq.).

“(G) The Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.).

“(H) Sections 201 and 209 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3141 and 3149).

“(I) Title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.).

“(2) EXCLUDED PROGRAMS.—In this section, the term ‘Federal grant-in-aid programs’ does not include—

“(A) the program for the construction of the development highway system authorized by section 201 or any program relating to highway or road construction authorized by title 23, United States Code; or

“(B) any other program for which loans or other Federal financial assistance, except a grant-in-aid program, is authorized by this or any other Act.”;

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“(3) \$83,000,000 for fiscal year 2004;

“(4) \$85,000,000 for fiscal year 2005; and

“(5) \$87,000,000 for fiscal year 2006.”.

**SEC. 9. TERMINATION.**

Section 405 (40 U.S.C. App.) is amended by striking “2001” and inserting “2006”.

Mr. LATOURETTE (during the reading). Mr. Speaker, I ask unanimous consent that the amendment be considered as read and printed in the RECORD.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

The amendment in the nature of a substitute was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

**THURGOOD MASHALL UNITED STATES COURTHOUSE**

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent to take from the Speaker’s table the bill (H.R. 988) to designate the United States courthouse located at 40 Centre Street in New York, New York, as the “Thurgood Marshall United States Courthouse,” and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?