



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 108th CONGRESS, FIRST SESSION

Vol. 149

WASHINGTON, FRIDAY, JULY 11, 2003

No. 102

House of Representatives

The House was not in session today. Its next meeting will be held on Monday, July 14, 2003, at 10:30 a.m.

Senate

FRIDAY, JULY 11, 2003

The Senate met at 9:15 a.m. and was called to order by the President pro tempore (Mr. STEVENS).

PRAYER

The Chaplain, ADM Barry C. Black, offered the following prayer:

Eternal God, before the mountains were brought forth and the Earth was formed, even from everlasting to everlasting, You are God.

Thank You, Lord, for all that crowns life with beauty and blessedness, for books and music that inspire us, for family and friends who sustain us.

May we remember how fragile and temporary are our lives.

Teach us to number our days and to find our peace and stability in You.

Help us never to surrender to our worst, making it difficult for others to live at their best.

Use us, Lord, to build a more decent and humane world.

In Your strong name we pray. Amen.

PLEDGE OF ALLEGIANCE

The PRESIDENT pro tempore led the Pledge of Allegiance, as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

RESERVATION OF LEADER TIME

The PRESIDING OFFICER (Mr. CHAMBLISS). Under the previous order, the leadership time is reserved.

LEGISLATIVE BRANCH APPROPRIATIONS, FISCAL YEAR 2004

The PRESIDING OFFICER. Under the previous order, the Senate will resume consideration of H.R. 2657, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 2657) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2004, and for other purposes.

Pending:

Sessions amendment No. 1202, to eliminate the additional amount for programs under the National and Community Service Act of 1990.

The PRESIDING OFFICER. Under the previous order, there are now 15 minutes equally divided in the usual form on the Sessions amendment.

SCHEDULE

Mr. SESSIONS. Mr. President, on behalf of the leader, I note that in a few minutes the Senate will begin a series of three rollcall votes. With the completion of these three votes, the Senate will have passed two appropriations bills. The first of these votes will be on the Sessions AmeriCorps amendment. Following that vote, the Senate will vote on passage of H.R. 2657, the legislative branch appropriations bill, which will immediately be followed by a vote on passage of H.R. 2559, the military construction appropriations bill. The second and third votes in this series will be 10-minute votes. Therefore, Senators are encouraged to remain in the Chamber until all three votes have been completed. The majority leader will have more to say on the schedule following these votes.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. Mr. President, there are 15 minutes on the motion of the Senator from Alabama to strike. He will have 7½ minutes, and the other 7½ minutes will be under my control.

First, I would like to see if the distinguished Democratic whip would like to make some comments. I do have a motion to make.

Mr. REID. I am here for the motion by the Senator.

FURTHER MODIFICATION TO AMENDMENT NO. 1201
AMENDMENT NO. 1206, AS MODIFIED

Mr. STEVENS. I ask unanimous consent that the modification I send to the desk to amendment No. 1201, offered by Senator REID and myself and Senator FEINSTEIN, previously agreed to, be modified pursuant to this amendment, and I ask unanimous consent that the following technical modification to amendment No. 1206, offered by myself and Senator LANDRIEU, be further modified by the language at the desk.

These amendments were modified on the floor, and last evening we discovered they had to be perfected, so I ask unanimous consent.

The PRESIDING OFFICER. Without objection, it is so ordered.

The further modification to amendment No. 1201 is as follows:

On page 53, line 19, strike "\$36,000,000" and insert "\$61,000,000".

On page 53, line 20, insert before the colon the following:

"of which \$25,000,000 shall be available for emergency actions to reduce the threat to human safety in areas declared under a State of Emergency by the Governor of any State due to the danger of catastrophic fire from

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



Printed on recycled paper.

S9269

dead and dying trees, including—(1) clearing of evacuation routes, (2) clearing around emergency shelter locations, (3) clearing around emergency communication sites, and (4) clearing buffer zones around highly populous communities in order to prevent fire sweeping through such communities”

Amendment No. 1206, as modified, is as follows:

(Purpose: Making emergency appropriations to the Corps of Engineers for emergency assistance)

At the appropriate place, insert the following: *Provided further*, That for an additional amount for “Corps of Engineer—Civil, Flood Control and Coastal Emergencies,” for emergency expenses due to flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act of August 16, 1941, as amended (33 U.S.C. 701n), \$10,000,000, to remain available until expended.”

Mr. STEVENS. The Senator has 7½ minutes.

Mr. SESSIONS. Mr. President, I ask unanimous consent that Senator CORNYN of Texas be added as a cosponsor of this amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SESSIONS. Mr. President, this amendment would strike the \$100 million for AmeriCorps that is contained in the emergency supplemental portion of this bill. The President did not request these funds. The administration does not support this appropriation as part of an emergency supplemental. These funds are not offset. In fact, every single penny that will be spent of this \$100 million will go directly to the debt of the American people. It will increase the debt entirely, because we are in a deficit situation and emergency spending by definition is above our budget, and even our budget takes us into debt.

This is not an emergency. It is just one more typical bureaucratic failure in a governmental program that caused them to run short, and now they want the taxpayers to run up the debt to pay for the shortfall. I think it is just not the right thing to do.

It is suggested that we have to have this money now. But if you read the language in the legislation, it says the funds are to remain available until September 30, 2004. That means this could come up in the regular appropriations bill for VA-HUD, and they could put it within the budget and fund it through next year, fiscal year 2004. That is really what should occur, if they want to spend extra money to bail out the mismanagement of the AmeriCorps program which all Senators—even those who support this bill—are critical of and are trying to do something about.

In addition, it says the educational awards will remain available until expended. That means they could be spent over a period of years.

Why are we bringing it forward on this emergency supplemental bill? It is because it does not count against the budget allocation the appropriations subcommittee has for all of the programs within their venue.

If they have to come up with extra money for appropriations under the current law and under the budget, that means they may have to be tight across the board and find the money somewhere else, or maybe they will have to reduce what AmeriCorps would like to have.

Those are tough decisions. But that is what we get paid to do every day around here. By allowing them to tack this on top of the bill and add directly to the debt of the American people relieves the pressure that was caused by the mismanagement under these circumstances.

I note the chairman of the House VA-HUD Committee—a Peace Corps volunteer himself, and a strong supporter of the AmeriCorps program, Congressman JIM WALSH of New York—is very strongly opposed to this even though he supported AmeriCorps from the beginning. He issued a news release and full statement dealing with this issue. He makes a number of very important points—from a man who really cares about this program and doing the right thing.

For example, he said:

My opposition to the Senate’s supplemental AmeriCorps appropriations proposal comes down to an issue of accountability. We shouldn’t reward an agency that violates Federal law and mismanages taxpayer dollars by providing additional funding until clear and consistent reforms have been enacted. Should these requested funds be appropriated, I have little faith that the existing operation could get the funding out of Washington to local community grantees effectively or equitably by the end of fiscal year on September 30.

He goes on to make other points.

I urge my colleagues to read this news release before they commit on how they intend to vote. The emergency bill has disaster relief, space shuttle, wildfires, and AmeriCorps. I would add that Citizens Against Government Waste has written in opposition to this legislation. They urge it to be defeated. I note they intend to score this legislation, as do other groups that care about mismanagement, including Citizens Against Government Waste, the National Taxpayers Union, Americans for Tax Reform, and others.

It is an important vote. We ought not to go around the budget we passed—and I served as a member of the committee—and tack on \$100 million for a bureaucratic snafu and running that \$100 million directly against the debt of the American people in violation of the Budget Act.

I yield the floor and reserve my remaining time.

The PRESIDING OFFICER. The Senator from Alaska controls 7½ minutes.

Mr. STEVENS. Mr. President, I yield 3 minutes to the Senator from Maryland, and 4 minutes to the Senator from Missouri.

The PRESIDING OFFICER. The Senator from Maryland is recognized for 3 minutes.

Ms. MIKULSKI. I thank the Senator. I rise in vigorous opposition to the Sessions amendment and urge my colleagues to vote against it.

I offered the amendment in the Appropriations Committee to add \$100 million for AmeriCorps in this urgent supplemental. It has strong bipartisan support. Senators STEVENS, BYRD, BOND, and many others support my amendment. But it is not about supporting my amendment. It is about supporting AmeriCorps at this very troubled time.

If we do not do this \$100 million, there will be a cut of over 15,000 AmeriCorps volunteers right this minute. These cuts are being announced today.

How did this happen? There was a bureaucratic boondoggle. There was a bureaucratic snafu. They overenrolled 20,000 volunteers. Every year, the VA-HUD subcommittee funds 50,000 volunteers. But they overenrolled with 70,000. How did we know about it? Senator BOND chaired the subcommittee leading the fight for reform in fiscal responsibility, and uncovered it at the April 15 hearing. The House put out a press release. We put out performance. We found the mistake.

We worked on a bipartisan basis to correct the accounting. I called for new leadership. But that is not a substitute for the need for new funds.

This is an emergency today. Who are we going to punish, if we don’t do the money? Not the bureaucracy, not the boondogglers, but the volunteers in our communities.

There is a question about why now. The law says funding for volunteers and the awards that help them pay off their student debt must be in the Federal checkbook when the volunteers begin their service. For many of them, they are going to begin their service now because they are going to be in school-based programs. Teach America, for example—which we all love—if this is not in there, 1,000 Teach America kids will not be in classrooms; and Jump Start, which works with Head Start and organizes and leverages other volunteers. When we look at what we are doing here, we need to know that if AmeriCorps does not get this funding now they will not be able to sign up volunteers right this minute for these programs.

This is to get AmeriCorps over the troubled waters. The President has announced a new CEO. Senator BOND has led the effort for a new chief financial officer. He has been the leader of the reform effort, and has had my utmost support.

We can’t wait until next year. If we do, we are going to squander volunteer opportunities. The President has called for a new spirit of voluntarism. Young people have responded. We need to respond to the call to meet our responsibility and not punish these communities.

I yield the floor.

The PRESIDING OFFICER. Does the Senator from Alabama yield time?

Mr. SESSIONS. I yield such time as is remaining to the Senator from Oklahoma.

The PRESIDING OFFICER. The Senator from Oklahoma is recognized.

Mr. NICKLES. Mr. President, I compliment my colleague from Alabama for raising an important issue. I hope our colleagues will vote in favor of his amendment for a lot of different reasons.

First, this shouldn't be in the urgent supplemental. There is nothing emergency about it. Frankly, we gave AmeriCorps \$64 million just last April.

Second, it wasn't requested by the administration. You would think if it was urgent it would have been requested. It was not.

Third, when you look at this, it is really funding for 2004. We only have 2½ months left in 2003. The Congressional Budget Office says zero money will be spent in 2003. Not one dime of it will be spent in 2003.

As a matter of fact, if you look at language in the bill, it says \$100 million in funds and grants will remain available until September 30, 2004, and funds for educational awards will remain available until expended. So the net essence of this is we are helping out 2004 appropriations bills. This should be done in 2004.

If we want to have a wrestling match over mismanagement of AmeriCorps—and I don't doubt they have had mismanagement—this is a program that purports to be all volunteer, but we find out it costs \$20,000 per year per volunteer. Actually, I think it has come down to \$18,000 per year per volunteer. Congratulations.

It has been fraught with mismanagement from the get-go, and now we find out we are going to be basically funding a 2004 appropriations bill under the guise of an emergency so it will not be counted for 2003. I am willing to go along with some emergency spending, but I think this is an abuse of the process.

I compliment my colleague from Alabama. I do not think it should be included in the supplemental. I urge my colleagues to support his amendment.

The PRESIDING OFFICER. The Senator from Missouri.

Mr. BOND. Mr. President, I rise in strong support of the provision sponsored by my colleague, Senator MIKULSKI, the chairman, Senator STEVENS, and others in the Appropriations Committee, and I urge that we table the amendment.

This \$100 million is something that is needed now to continue the President's strong commitment to assuring that we have a robust volunteer program in the United States. The President has spoken very eloquently about the need for volunteers, and I think all of us know how important volunteers are in our communities.

AmeriCorps is a means of providing assistance, and we need those funds now. There are some 20,000 slots ready for volunteers. In previous years they have committed to them. They over-committed, no question about it. AmeriCorps has been fraught with mis-

takes and mismanagement, but there have been young people in America who have answered the call to volunteer. There are programs in America waiting for these volunteers. By making these funds available now, we can allow AmeriCorps to commit for the programs that begin with the new school year starting in September and to make sure there is not a hiatus in the programs.

There is no question about the mistakes of AmeriCorps, but we should not punish the young people of this country who want to give something back through community service. The volunteers are ready now, and we should not disappoint them or the communities they serve. This \$100 million is necessary to keep the program moving.

As the Senator from Maryland has so eloquently described, we have spent 8 years on the VA-HUD Appropriations Subcommittee trying to straighten this program out. My colleague from Maryland rightly called the Corporation for National and Community Service to task for the continuing problems. We have demanded the administration take corrective action. They are taking that action. Thanks in large part to Senator MIKULSKI, I think we are getting a response from the Corporation that will fix the problems and restore the accountability. We, I assure you, will continue appropriate oversight. The commitment of my colleague from Maryland to this program is enduring and strong, and we will see that it gets the leadership it needs.

The concerns of the House chairman that were mentioned by my colleague from Alabama are being addressed by requiring the inspector general to audit the AmeriCorps program and defund those programs that have not performed. Further, I have led the congressional efforts of oversight through the GAO and IG audits. That is how we found out about the problems. And we authored the Strengthen AmeriCorps Program Act, which passed Congress in 2 days and was signed by the President last week, to correct the financial accounting problems.

I would not support these funds if I thought there were management problems that were not being corrected. They are. I urge my colleagues to table the amendment.

(At the request for Mr. REID, the following statement was ordered to be printed in the RECORD.)

• Mrs. BOXER. Mr. President, I rise to voice my support for AmeriCorps. The \$100 million added in the Appropriations Committee for AmeriCorps is vital to continuing the hard work that so many young people around the country are doing today. Stripping this funding out of the bill would leave thousands of AmeriCorps members in my State, and throughout the country, out in the cold. And it will leave communities without the contributions and hard work of thousands.

There are nearly 8,000 AmeriCorps volunteers in my State, working in 366

program sites. They are in communities from Anaheim to Westminster, helping children read, restoring our environment, and building homes for the needy. Their contributions to the quality of life in our cities and towns are immeasurable. The additional funding in this bill is desperately needed.

Some of my colleagues have argued that bureaucratic blunders by the Corporation for National and Community Service, the agency that runs AmeriCorps, should not be rewarded by giving the program additional funding. We all know, however, that the work of Senators MIKULSKI and BOND has gone far to correct many of the problems at the corporation. As the accounting reforms continue, AmeriCorps will flourish once again. This \$100 million in this bill is a step in that direction.

I hope my colleagues will follow the lead of the distinguished chair and ranking member of the VA-HUD subcommittee, and vote to table this amendment. •

Mr. KENNEDY. Mr. President, it is a privilege to join my colleagues in this effort to keep this promise of AmeriCorps and to support the amendment to add \$100 million to the supplemental.

It is inspiring to see the good work that volunteers do every day, tutoring, mentoring, providing access to health care, and building stronger communities in so many different ways. Over 200,000 young men and women have dedicated a year of their lives to AmeriCorps and these activities. Their service has helped others in urgent need, expanded community-based organizations, and strengthened whole communities. They have transformed the lives of others, and transformed their own lives, too.

Yet, this successful program faces devastating cuts—not because of problems in the services they provide, but because of financial management problems at the Corporation for National Service. That is unacceptable. When mistakes are made inside the Beltway, people across America should not have to pay for those mistakes.

I hope our proposal will have strong bipartisan support and pass as it did in the Appropriations Committee, so that we can correct this situation before even more young volunteers who are ready, willing, and able to serve are denied the opportunity to serve.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. Mr. President, how much time remains?

The PRESIDING OFFICER. The Senator from Alaska has 1 minute 15 seconds.

Mr. STEVENS. Mr. President, I regret deeply the necessity to move to table the motion of the Senator from Alabama. There has been a serious mistake in this program, and these young people were notified they would be enrolled in August and September.

The statements made on both sides are absolutely correct. Both sides have

a point; that is, this should not have happened. But it did happen, and we felt compelled to keep the commitment to those people who were told they would be enrolled and to put up the money so they will be enrolled for the school year that starts in September.

I do hope the Senate understands we will do everything possible to prevent this from happening again. I commend the Senator from Maryland and the Senator from Missouri for their diligence in finding out what happened and for bringing this to our attention, but there is no other way than to keep the commitment we have made and to see to it that AmeriCorps does continue to enroll these people. The enrollment for next year, as I understand it, will be at the authorized level of 50,000. I think that is the problem, to make certain that does not happen again.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. STEVENS. Mr. President, I move to table the amendment. I believe the yeas and nays have been ordered; is that correct?

The PRESIDING OFFICER. The yeas and nays have been ordered.

Mr. STEVENS. Mr. President, I ask unanimous consent that it be in order to ask for the yeas and nays at this time on the bill itself.

The PRESIDING OFFICER. That is in order.

Mr. STEVENS. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

Mr. STEVENS. Mr. President, I ask unanimous consent that it be in order to ask for the yeas and nays on the military construction bill which will later be before the Senate.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. STEVENS. Mr. President, I do ask for the yeas and nays on the military construction bill.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

Mr. STEVENS. I thank the Chair.

The PRESIDING OFFICER. The question is on agreeing to the motion to table amendment No. 1202. The yeas and nays have been ordered. The clerk will call the roll.

The legislative clerk called the roll.

Mr. REID. I announce that the Senator from California (Mrs. BOXER), the Senator from North Carolina (Mr. EDWARDS), the Senator from Florida (Mr. GRAHAM), the Senator from South Carolina (Mr. HOLLINGS), the Senator from Massachusetts (Mr. KERRY), the Senator from Connecticut (Mr. LIEBERMAN), the Senator from Georgia (Mr. MILLER), and the Senator from Washington (Mrs. MURRAY) are necessarily absent.

I further announce that, if present and voting, the Senator from Cali-

fornia (Mrs. BOXER), the Senator from Florida (Mr. GRAHAM), and the Senator from Massachusetts (Mr. KERRY) would each vote "yea."

The PRESIDING OFFICER (Mr. CHAFEE). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 71, nays 21, as follows:

[Rollcall Vote No. 272 Leg.]

YEAS—71

Akaka	Dodd	McCain
Alexander	Dole	Mikulski
Baucus	Domenici	Murkowski
Bayh	Dorgan	Nelson (FL)
Bennett	Durbin	Nelson (NE)
Biden	Feingold	Pryor
Bingaman	Feinstein	Reed
Bond	Frist	Reid
Breaux	Grassley	Roberts
Burns	Gregg	Rockefeller
Byrd	Hagel	Santorum
Campbell	Harkin	Sarbanes
Cantwell	Hutchison	Schumer
Carper	Inouye	Shelby
Chafee	Jeffords	Smith
Chambliss	Johnson	Snowe
Clinton	Kennedy	Specter
Coleman	Kohl	Stabenow
Collins	Landrieu	Stevens
Conrad	Lautenberg	Sununu
Corzine	Leahy	Talent
Daschle	Levin	Warner
Dayton	Lincoln	Wyden
DeWine	Lugar	

NAYS—21

Allard	Crapo	Kyl
Allen	Ensign	Lott
Brownback	Enzi	McConnell
Bunning	Fitzgerald	Nickles
Cochran	Graham (SC)	Sessions
Cornyn	Hatch	Thomas
Craig	Inhofe	Voinovich

NOT VOTING—8

Boxer	Hollings	Miller
Edwards	Kerry	Murray
Graham (FL)	Lieberman	

The motion was agreed to.

Mr. STEVENS. Mr. President, I move to reconsider the vote.

Mr. CRAIG. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

Mr. STEVENS. Mr. President, what is the pending business?

The PRESIDING OFFICER. The question is on the engrossment of the amendments and third reading of the bill.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time.

The PRESIDING OFFICER. The bill having been read the third time, the question is, Shall the bill pass? The yeas and nays have been ordered.

Mr. STEVENS. Mr. President, this will be a 10-minute vote; is that correct?

The PRESIDING OFFICER. The Senator is correct.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. REID. I announce that the Senator from California (Mrs. BOXER), the Senator from North Carolina (Mr. EDWARDS), the Senator from Florida (Mr. GRAHAM), the Senator from South Carolina (Mr. HOLLINGS), the Senator from Massachusetts (Mr. KERRY), the

Senator from Connecticut (Mr. LIEBERMAN), the Senator from Georgia (Mr. MILLER), and the Senator from Washington, (Mrs. MURRAY) are necessarily absent.

I further announce that if present and voting, the Senator from Massachusetts (Mr. KERRY) would vote "yea".

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 85, nays 7, as follows:

[Rollcall Vote No. 273 Leg.]

YEAS—85

Akaka	DeWine	Lugar
Alexander	Dodd	McCain
Allen	Dole	McConnell
Baucus	Domenici	Mikulski
Bayh	Dorgan	Murkowski
Bennett	Durbin	Nelson (FL)
Biden	Feingold	Nelson (NE)
Bingaman	Feinstein	Pryor
Bond	Fitzgerald	Reed
Breaux	Frist	Reid
Brownback	Graham (SC)	Roberts
Burns	Grassley	Rockefeller
Byrd	Gregg	Santorum
Campbell	Hagel	Sarbanes
Cantwell	Harkin	Schumer
Carper	Hatch	Sessions
Chafee	Hutchison	Shelby
Chambliss	Inouye	Smith
Clinton	Jeffords	Snowe
Cochran	Johnson	Specter
Coleman	Kennedy	Stabenow
Collins	Kohl	Stevens
Conrad	Kyl	Sununu
Cornyn	Landrieu	Talent
Corzine	Lautenberg	Voinovich
Craig	Leahy	Warner
Crapo	Levin	Wyden
Daschle	Lincoln	
Dayton	Lott	

NAYS—7

Allard	Enzi	Thomas
Bunning	Inhofe	
Ensign	Nickles	

NOT VOTING—8

Boxer	Hollings	Miller
Edwards	Kerry	Murray
Graham (FL)	Lieberman	

The bill (H.R. 2657), as amended, was passed, as follows.

H.R. 2657

Resolved, That the bill from the House of Representatives (H.R. 2657) entitled "An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 2004, and for other purposes.", do pass with the following amendments:

(1) Page 2, after line 6, insert:

SENATE

EXPENSE ALLOWANCES

For expense allowances of the Vice President, \$20,000; the President Pro Tempore of the Senate, \$20,000; Majority Leader of the Senate, \$20,000; Minority Leader of the Senate, \$20,000; Majority Whip of the Senate, \$10,000; Minority Whip of the Senate, \$10,000; President Pro Tempore emeritus, \$7,500; Chairmen of the Majority and Minority Conference Committees, \$5,000 for each Chairman; and Chairmen of the Majority and Minority Policy Committees, \$5,000 for each Chairman; in all, \$127,500.

REPRESENTATION ALLOWANCES FOR THE MAJORITY AND MINORITY LEADERS

For representation allowances of the Majority and Minority Leaders of the Senate, \$15,000 for each such Leader; in all, \$30,000.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, and others as authorized by law, including agency contributions, \$125,307,000, which shall be paid

from this appropriation without regard to the following limitations:

OFFICE OF THE VICE PRESIDENT

For the Office of the Vice President, \$2,028,000.

OFFICE OF THE PRESIDENT PRO TEMPORE

For the Office of the President Pro Tempore, \$539,000.

OFFICE OF THE PRESIDENT PRO TEMPORE EMERITUS

For the Office of the President Pro Tempore emeritus, \$156,000.

OFFICES OF THE MAJORITY AND MINORITY LEADERS

For Offices of the Majority and Minority Leaders, \$3,220,000.

OFFICES OF THE MAJORITY AND MINORITY WHIPS

For Offices of the Majority and Minority Whips, \$2,324,000.

COMMITTEE ON APPROPRIATIONS

For salaries of the Committee on Appropriations, \$12,799,000.

CONFERENCE COMMITTEES

For the Conference of the Majority and the Conference of the Minority, at rates of compensation to be fixed by the Chairman of each such committee, \$1,358,000 for each such committee; in all, \$2,716,000.

OFFICES OF THE SECRETARIES OF THE CONFERENCE OF THE MAJORITY AND THE CONFERENCE OF THE MINORITY

For Offices of the Secretaries of the Conference of the Majority and the Conference of the Minority, \$674,000.

POLICY COMMITTEES

For salaries of the Majority Policy Committee and the Minority Policy Committee, \$1,417,000 for each such committee; in all, \$2,834,000.

OFFICE OF THE CHAPLAIN

For Office of the Chaplain, \$327,000.

OFFICE OF THE SECRETARY

For Office of the Secretary, \$18,299,000.

OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

For Office of the Sergeant at Arms and Doorkeeper, \$45,789,000.

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND MINORITY

For Offices of the Secretary for the Majority and the Secretary for the Minority, \$1,468,000.

AGENCY CONTRIBUTIONS AND RELATED EXPENSES

For agency contributions for employee benefits, as authorized by law, and related expenses, \$32,134,000.

OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

For salaries and expenses of the Office of the Legislative Counsel of the Senate, \$4,843,000.

OFFICE OF SENATE LEGAL COUNSEL

For salaries and expenses of the Office of Senate Legal Counsel, \$1,222,000.

EXPENSE ALLOWANCES OF THE SECRETARY OF THE SENATE, SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE, AND SECRETARIES FOR THE MAJORITY AND MINORITY OF THE SENATE

For expense allowances of the Secretary of the Senate, \$6,000; Sergeant at Arms and Doorkeeper of the Senate, \$6,000; Secretary for the Majority of the Senate, \$6,000; Secretary for the Minority of the Senate, \$6,000; in all, \$24,000.

CONTINGENT EXPENSES OF THE SENATE INQUIRIES AND INVESTIGATIONS

For expenses of inquiries and investigations ordered by the Senate, or conducted under section 134(a) of the Legislative Reorganization Act of 1946 (Public Law 97-601), section 112 of the Supplemental Appropriations and Rescission Act, 1980 (Public Law 96-304), and Senate Resolution 281, 96th Congress, agreed to March 11, 1980, \$118,462,000.

EXPENSES OF THE UNITED STATES SENATE CAUCUS ON INTERNATIONAL NARCOTICS CONTROL

For expenses of the United States Senate Caucus on International Narcotics Control, \$520,000.

SECRETARY OF THE SENATE

For expenses of the Office of the Secretary of the Senate, \$2,265,000, of which \$500,000 shall be transferred to the Senate Preservation Fund and shall be available without fiscal year limitation.

SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

For expenses of the Office of the Sergeant at Arms and Doorkeeper of the Senate, \$136,843,000, of which \$30,835,000 shall remain available until September 30, 2006, and of which \$4,255,000 shall remain available until September 30, 2008.

MISCELLANEOUS ITEMS

For miscellaneous items, \$18,425,000, of which up to \$500,000 shall be made available for a pilot program for mailings of postal patron postcards by Senators for the purpose of providing notice of a town meeting by a Senator in a county (or equivalent unit of local government) at which the Senator will personally attend: Provided, That any amount allocated to a Senator for such mailing shall not exceed 50 percent of the cost of the mailing and the remaining cost shall be paid by the Senator from other funds available to the Senator.

SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE ACCOUNT

For Senators' Official Personnel and Office Expense Account, \$310,000,000.

OFFICIAL MAIL COSTS

For expenses necessary for official mail costs of the Senate, \$300,000.

ADMINISTRATIVE PROVISIONS

SECTION 1. GROSS RATE OF COMPENSATION IN OFFICES OF SENATORS. Effective on and after October 1, 2003, each of the dollar amounts contained in the table under section 105(d)(1)(A) of the Legislative Branch Appropriations Act, 1968 (2 U.S.C. 61-1(d)(1)(A)) shall be deemed to be the dollar amounts in that table, as adjusted by law and in effect on September 30, 2003, increased by an additional \$50,000 each.

SEC. 2. PAYMENT OF EXPENSES OF CONFERENCE OF MAJORITY AND MINORITY. (a) IN GENERAL.—Section 120 of Public Law 97-51 (2 U.S.C. 61g-6) is amended in the first sentence by striking "an amount, not in excess of \$100,000," and inserting "such amount as necessary".

(b) EFFECTIVE DATE.—This section shall apply with respect to fiscal year 2004, and each fiscal year thereafter.

SEC. 3. PROVISIONS RELATING TO SENATE COMMISSION ON ART. (a) AUTHORITY TO ACQUIRE AND DISPOSE.—

(1) IN GENERAL.—The Senate Commission on Art (referred to in this section as the "Commission") may—

(A) accept gifts of money; and

(B) acquire (by gift, purchase, or otherwise) any work of art, historical object, document, or material relating to historical matters, or exhibit, for placement or exhibition in the Senate Wing of the Capitol, the Senate Office Buildings, or in rooms, spaces, or corridors thereof.

(2) ACCESSION OR DISPOSAL.—All works of art, historical objects, documents, or material related to historical matters, or exhibits, acquired by the Commission may, as determined by the Commission and after consultation with the Curatorial Advisory Board, be—

(A) retained for accession to the United States Senate Collection or other use; or

(B) disposed of by sale or other transaction.

(3) REPEAL.—Senate Resolution 95, 92d Congress, agreed to April 1, 1971, and enacted into law by section 901(a) of Public Law 100-696 (2 U.S.C. 2106) is repealed.

(b) ADVISORY BOARDS.—

(1) CURATORIAL ADVISORY BOARD.—There is established a Board which shall be chaired by the Senate Curator. The Curatorial Advisory Board shall provide advice and assistance to the Commission on the acquisition, care, and disposition of items for or within the United States

Senate Collection, and on such other matters as the Commission determines appropriate.

(2) ADDITIONAL ADVISORY BOARDS.—

(A) IN GENERAL.—The Commission, or the chairman and vice chairman acting jointly on behalf of the Commission and after giving notice to the Commission, may establish 1 or more additional advisory boards.

(B) TERM.—The term of existence for an additional advisory board—

(i) shall be specified by the Commission but no longer than 4 years; and

(ii) shall be renewable.

(C) PURPOSE.—The purpose of an additional advisory board shall be to provide advice and assistance to the Commission and to further the purposes of the Commission.

(3) APPOINTMENTS.—

(A) IN GENERAL.—Subject to subparagraph (B), the Curatorial Advisory Board and other advisory boards established by the Commission under paragraph (2) shall be composed of members appointed by the Commission, or the chairman and vice chairman acting jointly on behalf of the Commission and after giving notice to the Commission.

(B) APPLICABLE RULES.—Members appointed under subparagraph (A)—

(i) shall be appointed from public and private life and shall serve at the pleasure of the Commission; and

(ii) in the case of individuals appointed to the Curatorial Advisory Board, shall be experts or have significant experience in the field of arts, historical preservation, or other appropriate fields.

Each member of the Commission may have appointed to an advisory board created by the Commission at least 1 individual requested by that member.

(4) MEMBERS.—A member of a board under this subsection—

(A) may, at the discretion of the Commission, be reimbursed for actual and necessary expenses incurred in the performance of the official duties of the board from any funds available to the Commission in accordance with applicable Senate regulations for such expenses; and

(B) shall not, by virtue of such member's service on the board, be deemed to be an officer, employee, or agent of the Senate and may not bind the Senate in any contract or obligation.

(5) TERMS FOR ADDITIONAL ADVISORY BOARD MEMBERS.—Members appointed to the other advisory boards created under paragraph (2) shall serve for terms as stated in their appointment, but no longer than a term of 4 years, except that any member may be reappointed upon the expiration of their term.

(6) REGULATIONS.—The Commission, or the chairman and vice chairman acting jointly on behalf of the Commission and after giving notice to the Commission, in consultation with the Committee on Rules and Administration, may promulgate such regulations governing advisory boards established under this subsection as are necessary to carry out the purposes of this subsection.

(7) ASSISTANCE.—The Executive Secretary of the Commission shall provide assistance to an advisory board as authorized by the Commission.

(c) ESTABLISHMENT OF SENATE PRESERVATION FUND.—

(1) ESTABLISHMENT.—There is established in the Treasury a fund, to be known as the "Senate Preservation Fund" (in this section referred to as the "fund"), which shall consist of amounts deposited and credited under paragraph (3).

(2) PAYMENT OF COSTS.—The fund shall be available to the Commission for the payment of acquisition and transaction costs incurred for acquisitions under subsection (a), for official activities of any advisory board established under subsection (b), and for any purposes for which funds from the contingent fund of the Senate

may be used under section 316(a) of Public Law 101-302 (2 U.S.C. 2107).

(3) DEPOSITS, CREDITS, AND DISBURSEMENTS.—
(A) DEPOSITS.—The Commission shall deposit in the fund amounts appropriated for use of the fund, gifts of money, and proceeds of transactions under subsection (a).

(B) CREDITS.—The Secretary of the Treasury shall credit to the fund the interest on, and the proceeds from sale or redemption of, obligations held in the fund.

(C) DISBURSEMENTS.—Disbursements from the fund shall be made on vouchers approved by the Commission and signed by the Executive Secretary of the Commission.

(4) INVESTMENTS.—

(A) IN GENERAL.—The Secretary of the Treasury shall invest any portion of the fund that, as determined by the Commission, is not required to meet current withdrawals.

(B) TYPE OF OBLIGATION.—Each investment required by this paragraph shall be made in an interest bearing obligation of the United States or an obligation guaranteed as to the principal and interest by the United States that, as determined by the Commission, has a maturity suitable for the fund.

(C) COMMISSION APPROVAL.—In carrying out this subsection, the Secretary of the Treasury may make such purchases, sales, and redemption of obligations as may be approved by the Commission.

(5) SERVICES AND SUPPORT.—The Library of Congress shall provide financial management and disbursing services and support to the Commission as may be required and mutually agreed to by the Librarian of Congress and the Executive Secretary of the Commission.

(6) AUDITS.—The Comptroller General of the United States shall conduct annual audits of the Senate Preservation Fund and shall report the results of each audit to the Commission.

(d) ADMINISTRATIVE CHANGES.—

(1) SENATE COMMISSION ON ART.—Section 1 of Senate Resolution 382, 90th Congress, agreed to October 1, 1968, and enacted into law by section 901(a) of Public Law 100-696 (2 U.S.C. 2101) is amended—

(A) in subsection (b), by striking the first sentence and inserting “The Majority Leader and Minority Leader of the Senate shall be the chairman and vice chairman, respectively, of the Commission.”; and

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

“(c) The Secretary of the Senate shall appoint a Senate Curator approved by the Senate Commission on Art. The Senate Curator shall be an employee of the Secretary of the Senate assigned to assist the Commission. The Secretary of the Senate shall assign additional employees to assist the Commission, and provide such other assistance, as the Commission determines necessary.”

(2) PURCHASE OF ART.—The first sentence of section 316(a) of Public Law 101-302 (2 U.S.C. 2107(a)) is amended by inserting after “in which incurred,” the following: “for the purchase of art and historical objects for the United States Senate Collection, for exhibits and public education relating to the United States Senate Collection, for administrative and transitional expenses of the Senate Commission on Art, and”.

SEC. 4. ORIENTATION SEMINARS. The first sentence of section 107(a) of the Supplemental Appropriations Act, 1979 (Public Law 96-38; 2 U.S.C. 69a) is amended by striking “\$10,000” and inserting “\$25,000”.

SEC. 5. EXPENSE ALLOWANCES FOR CERTAIN OFFICERS OF THE SENATE. (a) IN GENERAL.—Section 119(a) of the joint resolution entitled “Joint resolution making continuing appropriations for the fiscal year 1982, and for other purposes”, approved October 1, 1981 (2 U.S.C. 65c) is amended by striking “\$3,000” and inserting “\$6,000”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply with respect to fiscal year 2004, and each fiscal year thereafter.

SEC. 6. CONSULTANTS. With respect to fiscal year 2004, the first sentence of section 101(a) of the Supplemental Appropriations Act, 1977 (2 U.S.C. 61h-6(a)) shall be applied by substituting “nine individual consultants” for “eight individual consultants”.

(2) Page 7, strike out all after line 5 over to and including line 17 on page 12 and insert:

For Joint Committees, as follows:

JOINT CONGRESSIONAL COMMITTEE ON
INAUGURAL CEREMONIES OF 2005

For all construction expenses, salaries, and other expenses associated with conducting the inaugural ceremonies of the President and Vice President of the United States, January 20, 2005, in accordance with such program as may be adopted by the joint congressional committee authorized to conduct the inaugural ceremonies of 2005, \$1,250,000 to be disbursed by the Secretary of the Senate and to remain available until September 30, 2005. Funds made available under this heading shall be available for payment, on a direct or reimbursable basis, whether incurred on, before, or after, October 1, 2004: Provided, That the compensation of any employee of the Committee on Rules and Administration of the Senate who has been designated to perform service with respect to the inaugural ceremonies of 2005 shall continue to be paid by the Committee on Rules and Administration, but the account from which such staff member is paid may be reimbursed for the services of the staff member (including agency contributions when appropriate) out of funds made available under this heading.

JOINT ECONOMIC COMMITTEE

For salaries and expenses of the Joint Economic Committee, \$3,988,000, to be disbursed by the Secretary of the Senate.

JOINT COMMITTEE ON TAXATION

For salaries and expenses of the Joint Committee on Taxation, \$8,112,000, to be disbursed by the Chief Administrative Officer of the House.

For other joint items, as follows:

OFFICE OF THE ATTENDING PHYSICIAN

For medical supplies, equipment, and contingent expenses of the emergency rooms, and for the Attending Physician and his assistants, including: (1) an allowance of \$2,175 per month to the Attending Physician; (2) an allowance of \$725 per month each to 4 medical officers while on duty in the Office of the Attending Physician; (3) an allowance of \$725 per month to 2 assistants and \$580 per month each not to exceed 11 assistants on the basis heretofore provided for such assistants; and (4) \$1,566,000 for reimbursement to the Department of the Navy for expenses incurred for staff and equipment assigned to the Office of the Attending Physician, which shall be advanced and credited to the applicable appropriation or appropriations from which such salaries, allowances, and other expenses are payable and shall be available for all the purposes thereof, \$2,236,000, to be disbursed by the Chief Administrative Officer of the House of Representatives.

CAPITOL GUIDE SERVICE AND SPECIAL SERVICES
OFFICE

For salaries and expenses of the Capitol Guide Service and Special Services Office, \$3,511,000, to be disbursed by the Secretary of the Senate: Provided, That no part of such amount may be used to employ more than 70 individuals: Provided further, That the Capitol Guide Board is authorized, during emergencies, to employ not more than 2 additional individuals for not more than 120 days each, and not more than 10 additional individuals for not more than 6 months each, for the Capitol Guide Service.

STATEMENTS OF APPROPRIATIONS

For the preparation, under the direction of the Committees on Appropriations of the Senate and the House of Representatives, of the state-

ments for the 1st session of the 108th Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriations bills as required by law, \$30,000, to be paid to the persons designated by the chairmen of such committees to supervise the work.

CAPITOL POLICE

SALARIES

For salaries of employees of the Capitol Police, including overtime, hazardous duty pay differential, and Government contributions for health, retirement, social security, and other applicable employee benefits, \$207,000,000, to be disbursed by the Chief of the Capitol Police or his designee.

GENERAL EXPENSES

For necessary expenses of the Capitol Police, including motor vehicles, communications and other equipment, security equipment and installation, uniforms, weapons, supplies, materials, training, medical services, forensic services, stenographic services, personal and professional services, the employee assistance program, the awards program, postage, communication services, travel advances, relocation of instructor and liaison personnel for the Federal Law Enforcement Training Center, and not more than \$5,000 to be expended on the certification of the Chief of the Capitol Police in connection with official representation and reception expenses, \$33,000,000, of which \$1,700,000 shall remain available until expended, to be disbursed by the Chief of the Capitol Police or his designee: Provided, That, notwithstanding any other provision of law, the cost of basic training for the Capitol Police at the Federal Law Enforcement Training Center for fiscal year 2004 shall be paid by the Secretary of Homeland Security from funds available to the Department of Homeland Security.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

SEC. 1001. TRANSFER AUTHORITY. Amounts appropriated for fiscal year 2004 for the Capitol Police may be transferred between the headings “SALARIES” and “GENERAL EXPENSES” upon the approval of the Committees on Appropriations of the Senate and the House of Representatives.

SEC. 1002. AUTHORIZATION OF WEAPONS. Section 1824 of the Revised Statutes (2 U.S.C. 1941) is amended—

(1) in the first sentence—

(A) by striking “The Sergeant at Arms of the Senate and the Sergeant at Arms of the House of Representatives” and inserting “The Capitol Police Board”; and

(B) by striking all beginning with “payable out” through the period and inserting “payable from appropriations to the Capitol Police upon certification of payment by the Chief of the Capitol Police.”; and

(2) in the second sentence—

(A) by inserting “or other arms as authorized by the Capitol Police Board” after “furnished”; and

(B) by striking “the Sergeant at Arms of the Senate and the Sergeant at Arms of the House of Representatives” and inserting “the Capitol Police Board”.

SEC. 1003. LEGAL REPRESENTATION AUTHORITY. (a) IN GENERAL.—

(1) AUTHORIZATION OF REPRESENTATION.—Any counsel described under paragraph (2) may for the purposes of providing legal assistance and representation to the United States Capitol Police Board or the United States Capitol Police enter an appearance in any proceeding before any court of the United States or of any State or political subdivision thereof, without compliance with any requirement for admission to practice before such court.

(2) COUNSEL.—Paragraph (1) refers to—

(A) the General Counsel for the United States Capitol Police Board and the Chief of the Capitol Police;

(B) the Employment Counsel for the United States Capitol Police Board and the United States Capitol Police;

(C) any attorney employed in the Office of the General Counsel for the United States Capitol Police or the Office of Employment Counsel for the United States Capitol Police;

(D) the counsel for, or any attorney employed by, any successor office of either office described under subparagraph (C); and

(E) any attorney retained by contract with either office described under subparagraph (C).

(b) LIMITATIONS.—

(1) DIRECTION FOR APPEARANCE.—Entrance of appearance authorized under subsection (a) shall be subject to the direction of the Capitol Police Board or the Chief of the Capitol Police.

(2) UNITED STATES SUPREME COURT.—The authority under subsection (a) shall not apply with respect to the admission of any person to practice before the United States Supreme Court.

(c) EFFECTIVE DATE.—This section shall apply to fiscal year 2004, and each fiscal year thereafter.

SEC. 1004. EXTENDED CAPITOL POLICE JURISDICTION ZONE. (a) Section 9B of the Act entitled "An Act to define the area of the United States Capitol Grounds, to regulate the use thereof, and for other purposes", approved July 31, 1946 (2 U.S.C. 1967) is amended by striking subsection (b) and inserting the following:

"(b) The area referred to in subsection (a)(4) of this section is that area bounded by the north curb of New York Avenue, NW and H Street, NW extending northeast along the north curb of H Street, NW extending east along the north curb of H Street, NE, to the intersection of H Street, NE and 13th Street, NE, extending south along the east curb to the intersection of 13th Street, SE and I Street, SE, running west along the south curb of I Street, SE to the intersection of I Street, SW and 7th Street, SW extending northwest along the Potomac river front to 14th Street, NW, extending north along the west curb of 14th Street, NW to the intersection of the north curb of New York Avenue, NW and the north curb of H Street, NW."

(b) EFFECTIVE DATE.—This section will become effective upon the approval by the Capitol Police Board of written policy and procedures for implementing the truck interdiction program.

SEC. 1005. RETIREMENT TREATMENT FOR CAPITOL POLICE HAZARDOUS MATERIALS RESPONSE TEAM MEMBERS. (a) RETIREMENT TREATMENT.—

(1) IN GENERAL.—For purposes of chapters 83 and 84 of title 5, United States Code, a hazardous materials response team member of the Capitol Police shall be treated as a member of the Capitol Police.

(2) APPLICATION.—This subsection shall apply to periods of service performed as a hazardous materials response team member of the Capitol Police on and after December 1, 2002.

(b) TREATMENT OF INCUMBENTS.—

(1) DEFINITIONS.—In this subsection, the term—

(A) "incumbent" means an individual who—

(i) is first appointed as a hazardous materials response team member of the Capitol Police before the effective date of this section; and

(ii) is employed as a hazardous materials response team member of the Capitol Police on that date; and

(B) "prior service" means any period of service performed by an incumbent as a hazardous materials response team member of the Capitol Police before the effective date of this section.

(2) INDIVIDUAL CONTRIBUTIONS.—

(A) IN GENERAL.—An incumbent shall pay with respect to prior service an amount into the Civil Service Retirement and Disability Fund equal to—

(i) the difference between the individual contributions that were actually made for such prior service and the individual contributions that would have been made for such service if subsection (a) had then been in effect; and

(ii) interest computed on the amount under clause (i) based on section 8334(e) of title 5, United States Code.

(B) EFFECT OF NOT CONTRIBUTING.—If no part of or less than the full amount required under subparagraph (A) is paid, all prior service of the incumbent shall remain fully creditable as treated under subsection (a), but the resulting annuity shall be reduced in a manner similar to that described under section 8334(d)(2) of title 5, United States Code, to the extent necessary to make up the amount unpaid.

(3) GOVERNMENT CONTRIBUTIONS FOR PRIOR SERVICE.—The Capitol Police shall pay with respect to prior service of each incumbent an amount into the Civil Service Retirement and Disability Fund equal to—

(A) the difference between the Government contributions that were actually made for such prior service and the Government contributions that would have been made for such service if subsection (a) had then been in effect; and

(B) interest computed on the amount under subparagraph (A) based on section 8334(e) of title 5, United States Code.

(c) EFFECTIVE DATE.—This section shall take effect on the first day of the first applicable pay period beginning on or after the date of enactment of this Act.

OFFICE OF COMPLIANCE

SALARIES AND EXPENSES

For salaries and expenses of the Office of Compliance, as authorized by section 305 of the Congressional Accountability Act of 1995 (2 U.S.C. 1385), \$2,255,000, of which \$304,700 shall remain available until September 30, 2005: Provided, That the Executive Director of the Office of Compliance may, within the limits of available appropriations, dispose of surplus or obsolete personal property by interagency transfer, donation, or discarding.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES

For salaries and expenses necessary for operation of the Congressional Budget Office, including not more than \$3,000 to be expended on the certification of the Director of the Congressional Budget Office in connection with official representation and reception expenses, \$33,612,000: Provided, That this appropriation shall be available to finance an appropriate share of Federal Accounting Standards Advisory Board (FASAB) costs as determined by FASAB.

ARCHITECT OF THE CAPITOL

GENERAL ADMINISTRATION

For salaries for the Architect of the Capitol, and other personal services, at rates of pay provided by law; for surveys and studies in connection with activities under the care of the Architect of the Capitol; for all necessary expenses for the general and administrative support of the operations under the Architect of the Capitol including the Botanic Garden; including furnishings and office equipment; including not more than \$5,000 for official reception and representation expenses, to be expended as the Architect of the Capitol may approve; for purchase or exchange, maintenance, and operation of a passenger motor vehicle, \$71,697,000, of which \$4,200,000 shall remain available until September 30, 2008.

CAPITOL BUILDING

For all necessary expenses for the maintenance, care and operation of the Capitol, \$27,777,000, of which \$12,302,000 shall remain available until September 30, 2008.

CAPITOL GROUNDS

For all necessary expenses for care and improvement of grounds surrounding the Capitol, the Senate and House office buildings, and the Capitol Power Plant, \$6,986,000, of which \$685,000 shall remain available until September 30, 2008.

SENATE OFFICE BUILDINGS

For all necessary expenses for the maintenance, care and operation of Senate office buildings; and furniture and furnishings to be expended under the control and supervision of the Architect of the Capitol, \$63,388,000, of which \$17,433,000 shall remain available until September 30, 2008.

(3) Page 12, strike out all after line 22 over to and including line 18 on page 30 and insert:

CAPITOL POWER PLANT

For all necessary expenses for the maintenance, care and operation of the Capitol Power Plant; lighting, heating, power (including the purchase of electrical energy) and water and sewer services for the Capitol, Senate and House office buildings, Library of Congress buildings, and the grounds about the same, Botanic Garden, Senate garage, and air conditioning refrigeration not supplied from plants in any of such buildings; heating the Government Printing Office and Washington City Post Office, and heating and chilled water for air conditioning for the Supreme Court Building, the Union Station complex, the Thurgood Marshall Federal Judiciary Building and the Folger Shakespeare Library, expenses for which shall be advanced or reimbursed upon request of the Architect of the Capitol and amounts so received shall be deposited into the Treasury to the credit of this appropriation, \$88,979,000, of which \$38,402,000 shall remain available until September 30, 2008: Provided, That not more than \$4,400,000 of the funds credited or to be reimbursed to this appropriation as herein provided shall be available for obligation during fiscal year 2004.

LIBRARY BUILDINGS AND GROUNDS

For all necessary expenses for the mechanical and structural maintenance, care and operation of the Library buildings and grounds, \$41,620,000, of which \$23,747,000 shall remain available until September 30, 2008.

CAPITOL POLICE BUILDINGS AND GROUNDS

For all necessary expenses for the maintenance, care, and operation of buildings and grounds of the United States Capitol Police, \$3,308,000, of which \$2,075,000 shall remain available until September 30, 2008.

BOTANIC GARDEN

For all necessary expenses for the maintenance, care and operation of the Botanic Garden and the nurseries, buildings, grounds, and collections; and purchase and exchange, maintenance, repair, and operation of a passenger motor vehicle; all under the direction of the Joint Committee on the Library, \$6,239,000, of which \$202,000 shall remain available until September 30, 2008.

CAPITOL VISITOR CENTER

For an additional amount for the Capitol Visitor Center project, \$47,800,000, to remain available until expended: Provided, That the Architect of the Capitol may not obligate any of the funds which are made available for the Capitol Visitor Center without an obligation plan approved by the Committees on Appropriations of the Senate and of the House of Representatives.

ADMINISTRATIVE PROVISIONS

SEC. 1101. ACQUISITION OF SPACE. (a) IN GENERAL.—Funds appropriated to the Architect of the Capitol shall be available—

(1) for the leasing of space in areas within the District of Columbia and its environs beyond the boundaries of the United States Capitol Grounds to meet space requirements of the United States Senate, United States House of Representatives, United States Capitol Police, and the Architect of the Capitol under such terms and conditions as the Committee or Commission referred to under subsection (b) may authorize; and

(2) to incur any necessary expense in connection with any leasing of space under paragraph (1).

(b) **CONDITIONS TO LEASE SPACE.**—The Architect of the Capitol may lease space under subsection (a) upon submission of written notice of intent to lease such space to—

(1) the Committee on Rules and Administration of the Senate for space to be leased that is situated north of the United States Capitol Building;

(2) the House Office Building Commission for space to be leased that is situated south of the United States Capitol Building; and

(3) the Committees on Appropriations of the Senate and House of Representatives.

(c) **EFFECTIVE DATE.**—This section shall apply with respect to fiscal year 2004, and each fiscal year thereafter.

SEC. 1102. ALTERNATE COMPUTING FACILITY. (a) **IN GENERAL.**—There are transferred into the account under the subheading “GENERAL ADMINISTRATION” under the heading “ARCHITECT OF THE CAPITOL” \$54,000,000 for the purchase of an alternate computing facility, of which—

(1) \$44,000,000 shall be transferred from unobligated funds transferred to “Architect of the Capitol”, “Capitol Buildings and Grounds”, “Capitol Buildings” (under the subheading “LEGISLATIVE BRANCH EMERGENCY RESPONSE FUND (INCLUDING TRANSFER OF FUNDS)” under the heading “JOINT ITEMS” under the heading “LEGISLATIVE BRANCH” under chapter 9 of division B of the Department of Defense and Emergency Supplemental Appropriations for Recovery from and Response to Terrorist Attacks on the United States Act, 2002 (Public Law 107-117)) from amounts made available in Public Law 107-38; and

(2) \$10,000,000 shall be transferred from unobligated funds transferred to “Capitol Police Board”, “Capitol Police”, “General Expenses” under that subheading (relating to the Legislative Branch Emergency Response Fund) from amounts made available in Public Law 107-38.

(b) **EFFECTIVE DATE.**—This section shall take effect on September 30, 2004.

LIBRARY OF CONGRESS SALARIES AND EXPENSES

For necessary expenses of the Library of Congress not otherwise provided for, including development and maintenance of the Library’s catalogs; custody and custodial care of the Library buildings; special clothing; cleaning, laundering and repair of uniforms; preservation of motion pictures in the custody of the Library; operation and maintenance of the American Folklife Center in the Library; preparation and distribution of catalog records and other publications of the Library; hire or purchase of 1 passenger motor vehicle; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board, \$367,539,000, of which not more than \$6,500,000 shall be derived from collections credited to this appropriation during fiscal year 2004, and shall remain available until expended, under the Act of June 28, 1902 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150) and not more than \$350,000 shall be derived from collections during fiscal year 2004 and shall remain available until expended for the development and maintenance of an international legal information database and activities related thereto: Provided, That the Library of Congress may not obligate or expend any funds derived from collections under the Act of June 28, 1902, in excess of the amount authorized for obligation or expenditure in appropriations Acts: Provided further, That the total amount available for obligation shall be reduced by the amount by which collections are less than the \$6,850,000: Provided further, That of the total amount appropriated, \$11,596,000 shall remain available until expended for acquisition of books, periodicals, newspapers, and all other materials including subscriptions for bibliographic services for the Library, including \$40,000 to be available solely for the purchase, when specifically approved by

the Librarian, of special and unique materials for additions to the collections: Provided further, That of the total amount appropriated, not more than \$12,000 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for the Overseas Field Offices: Provided further, That of the total amount appropriated, \$905,000 shall remain available until expended for the acquisition and partial support for implementation of an Integrated Library System (ILS): Provided further, That of the total amount appropriated, \$4,000,000 shall remain available until expended for the purpose of teaching educators and librarians how to incorporate the Library’s digital collections into school curricula and shall be transferred to the educational consortium formed to conduct the “Adventure of the American Mind” project as approved by the Library: Provided further, That of the amount appropriated, \$250,000 shall remain available until expended, and shall be transferred to the Abraham Lincoln Bicentennial Commission for carrying out the purposes of Public Law 106-173, of which amount \$10,000 may be used for official representation and reception expenses of the Abraham Lincoln Bicentennial Commission: Provided further, That of the total amount appropriated, \$1,380,000 shall remain available until September 30, 2008 for the acquisition and partial support for implementation of a Central Financial Management System: Provided further, That of the total amount appropriated, \$11,060,000 shall remain available until expended for support of the National Audio-Visual Conservation Center: Provided further, That of the total amount appropriated, \$2,762,000 shall remain available until expended for the development and maintenance of the Alternate Computer Facility: Provided further, That, of the total amount appropriated, \$500,000 shall remain available until expended and shall be transferred to the Knox College Abraham Lincoln Studies Center for exhibits relating to the Lincoln-Douglas Debates and the Underground Railroad and for other educational activities of the Center: Provided further, That, of the total amount appropriated, \$500,000 shall remain available until expended and shall be transferred to the Louisiana Department of Culture, Recreation and Tourism for activities relating to the Louisiana Purchase Bicentennial Celebration.

COPYRIGHT OFFICE

SALARIES AND EXPENSES

For necessary expenses of the Copyright Office, \$48,290,000, of which not more than \$23,321,000, to remain available until expended, shall be derived from collections credited to this appropriation during fiscal year 2003 under section 708(d) of title 17, United States Code: Provided, That the Copyright Office may not obligate or expend any funds derived from collections under such section, in excess of the amount authorized for obligation or expenditure in appropriations Acts: Provided further, That not more than \$6,343,000 shall be derived from collections during fiscal year 2004 under sections 111(d)(2), 119(b)(2), 802(h), and 1005 of such title: Provided further, That the total amount available for obligation shall be reduced by the amount by which collections are less than \$29,664,000: Provided further, That not more than \$100,000 of the amount appropriated is available for the maintenance of an “International Copyright Institute” in the Copyright Office of the Library of Congress for the purpose of training nationals of developing countries in intellectual property laws and policies: Provided further, That not more than \$4,250 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for activities of the International Copyright Institute and for copyright delegations, visitors, and seminars.

CONGRESSIONAL RESEARCH SERVICE

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946 (2 U.S.C. 166) and to revise and extend the Annotated Constitution of the United States of America, \$91,726,000: Provided, That no part of such amount may be used to pay any salary or expense in connection with any publication, or preparation of material therefor (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration of the House of Representatives or the Committee on Rules and Administration of the Senate.

BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED

SALARIES AND EXPENSES

For salaries and expenses to carry out the Act of March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a), \$51,706,000, of which \$14,812,000 shall remain available until expended.

ADMINISTRATIVE PROVISIONS

SEC. 1201. INCENTIVE AWARDS PROGRAM. Of the amounts appropriated to the Library of Congress in this Act, not more than \$5,000 may be expended, on the certification of the Librarian of Congress, in connection with official representation and reception expenses for the incentive awards program.

SEC. 1202. REIMBURSABLE AND REVOLVING FUND ACTIVITIES. (a) **IN GENERAL.**—For fiscal year 2004, the obligational authority of the Library of Congress for the activities described in subsection (b) may not exceed \$105,589,000.

(b) **ACTIVITIES.**—The activities referred to in subsection (a) are reimbursable and revolving fund activities that are funded from sources other than appropriations to the Library in appropriations Acts for the legislative branch.

(c) **TRANSFER OF FUNDS.**—During fiscal year 2004, the Librarian of Congress may temporarily transfer funds appropriated in this Act, under the heading “LIBRARY OF CONGRESS” under the subheading “—SALARIES AND EXPENSES” to the revolving fund for the FEDLINK Program and the Federal Research Program established under section 103 of the Library of Congress Fiscal Operations Improvement Act of 2000 (Public Law 106-481; 2 U.S.C. 182c): Provided, That the total amount of such transfers may not exceed \$1,900,000: Provided further, That the appropriate revolving fund account shall reimburse the Library for any amounts transferred to it before the period of availability of the Library appropriation expires.

SEC. 1203. NATIONAL AUDIOVISUAL CONSERVATION CENTER. (a) **ACQUISITION.**—Section (1)(a) of the Act entitled “An Act to authorize acquisition of certain real property for the Library of Congress, and for other purposes” (2 U.S.C. 141 note; Public Law 105-144) is amended by striking paragraph (1) and inserting the following:

“(1) Three parcels totaling approximately 45 acres, more or less, located in Culpeper County, Virginia, and identified as Culpeper County Tax Parcel Numbers 51-80B, 51-80C, and 51-80D, further described as real estate (consisting of 40.949 acres) conveyed to David and Lucille Packard Foundation by deed from Federal Reserve Bank of Richmond, dated May 15, 1998, and recorded May 19, 1998, in the Clerk’s Office, Circuit Court of Culpeper County, Virginia, in Deed Book 644, page 372; and real estate (consisting of 4.181 acres) conveyed to Packard Humanities Institute by deed from Russell H. Inskip, dated February 13, 2002, and recorded February 13, 2002, in the Clerk’s Office, Circuit Court of Culpeper County, Virginia, as instrument number 020001299.”.

(b) **LIBRARY BUILDINGS AND GROUNDS.**—Section 11(d) of the Act entitled “An Act relating to the policing of the buildings of the Library of Congress”, approved August 4, 1950 (2 U.S.C.

167(j)), is amended by striking paragraph (1) and inserting the following:

“(1) Three parcels totaling approximately 45 acres, more or less, located in Culpeper County, Virginia, and identified as Culpeper County Tax Parcel Numbers 51-80B, 51-80C, and 51-80D, further described as real estate (consisting of 40.949 acres) conveyed to David and Lucille Packard Foundation by deed from Federal Reserve Bank of Richmond, dated May 15, 1998, and recorded May 19, 1998, in the Clerk’s Office, Circuit Court of Culpeper County, Virginia, in Deed Book 644, page 372; and real estate (consisting of 4.181 acres) conveyed to Packard Humanities Institute by deed from Russell H. Inskeep, dated February 13, 2002, and recorded February 13, 2002, in the Clerk’s Office, Circuit Court of Culpeper County, Virginia, as instrument number 020001299.”

SEC. 1204. VOLUNTARY SEPARATION PAYMENTS. (a) *IN GENERAL.*—The Congressional Research Service may for such employees as it determines appropriate authorize a payment to employees who voluntarily separate before March 31, 2004, whether by retirement or resignation, which payment shall be paid in accordance with the provisions of section 5597(d) of title 5, United States Code.

(b) *LIMITATION.*—No more than 40 employees may receive a voluntary separation payment under this section.

SEC. 1205. TRANSFER OF LIBRARY OF CONGRESS POLICE.—Section 1015(a)(3) of the Legislative Branch Appropriations Act, 2003, is amended by inserting “, or, if earlier, on February 20, 2005” before the period.

**GOVERNMENT PRINTING OFFICE
CONGRESSIONAL PRINTING AND BINDING
(INCLUDING TRANSFER OF FUNDS)**

For authorized printing and binding for the Congress and the distribution of Congressional information in any format; printing and binding for the Architect of the Capitol; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by law (section 902 of title 44, United States Code); printing and binding of Government publications authorized by law to be distributed to Members of Congress; and printing, binding, and distribution of Government publications authorized by law to be distributed without charge to the recipient, \$91,111,000: Provided, That this appropriation shall not be available for paper copies of the permanent edition of the Congressional Record for individual Representatives, Resident Commissioners or Delegates authorized under section 906 of title 44, United States Code: Provided further, That this appropriation shall be available for the payment of obligations incurred under the appropriations for similar purposes for preceding fiscal years: Provided further, That notwithstanding the 2-year limitation under section 718 of title 44, United States Code, none of the funds appropriated or made available under this Act or any other Act for printing and binding and related services provided to Congress under chapter 7 of title 44, United States Code, may be expended to print a document, report, or publication after the 27-month period beginning on the date that such document, report, or publication is authorized by Congress to be printed, unless Congress reauthorizes such printing in accordance with section 718 of title 44, United States Code: Provided further, That any unobligated or unexpended balances in this account or accounts for similar purposes for preceding fiscal years may be transferred to the Government Printing Office revolving fund for carrying out the purposes of this heading, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate.

**OFFICE OF SUPERINTENDENT OF DOCUMENTS
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF FUNDS)**

For expenses of the Office of Superintendent of Documents necessary to provide for the cata-

logging and indexing of Government publications and their distribution to the public, Members of Congress, other Government agencies, and designated depository and international exchange libraries as authorized by law, \$34,456,000: Provided, That amounts of not more than \$2,000,000 from current year appropriations are authorized for producing and disseminating Congressional serial sets and other related publications for calendar years 2002 and 2003 to depository and other designated libraries: Provided further, That any unobligated or unexpended balances in this account or accounts for similar purposes for preceding fiscal years may be transferred to the Government Printing Office revolving fund for carrying out the purposes of this heading, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate.

**GOVERNMENT PRINTING OFFICE REVOLVING
FUND**

For payment to the Government Printing Office Revolving Fund, \$10,000,000 for working capital. The Government Printing Office may make such expenditures, within the limits of funds available and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 9104 of title 31, United States Code, as may be necessary in carrying out the programs and purposes set forth in the budget for the current fiscal year for the Government Printing Office revolving fund: Provided, That not more than \$5,000 may be expended on the certification of the Public Printer in connection with official representation and reception expenses: Provided further, That the revolving fund shall be available for the hire or purchase of not more than 12 passenger motor vehicles: Provided further, That expenditures in connection with travel expenses of the advisory councils to the Public Printer shall be deemed necessary to carry out the provisions of title 44, United States Code: Provided further, That the revolving fund shall be available for temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level V of the Executive Schedule under section 5316 of such title: Provided further, That the revolving fund and the funds provided under the headings “OFFICE OF SUPERINTENDENT OF DOCUMENTS” and “SALARIES AND EXPENSES” together may not be available for the full-time equivalent employment of more than 3,189 workyears (or such other number of workyears as the Public Printer may request, subject to the approval of the Committees on Appropriations of the House of Representatives and Senate): Provided further, That activities financed through the revolving fund may provide information in any format.

ADMINISTRATIVE PROVISIONS

SEC. 1301. PAY OF PUBLIC PRINTER AND DEPUTY PUBLIC PRINTER. (a) *IN GENERAL.*—Section 303 of title 44, United States Code, is amended to read as follows:

“SEC. 303. PUBLIC PRINTER AND DEPUTY PUBLIC PRINTER: PAY

“The annual rate of pay for the Public Printer shall be a rate which is equal to the rate for level II of the Executive Schedule under subchapter II of chapter 53 of title 5. The annual rate of pay for the Deputy Public Printer shall be a rate which is equal to the rate for level III of such Executive Schedule.”

(b) *EFFECTIVE DATE.*—The amendment made by this section shall take effect on the first day of the first applicable pay period beginning on or after the date of enactment of this Act.

SEC. 1302. SURPLUS PROPERTY, ACCEPTANCE OF GIFTS, AND VOLUNTARY SERVICES. (a) *IN GENERAL.*—Chapter 3 of title 44, United States Code, is amended by adding after section 317 the following:

“SEC. 318. TRANSFER OF SURPLUS PROPERTY, ACCEPTANCE OF GIFTS, AND ACCEPTANCE OF VOLUNTARY SERVICES

“(a) The Public Printer may—
“(1) transfer or donate surplus Government publications and condemned Government Printing Office machinery, material, equipment, and supplies, to—

“(A) other Federal entities;

“(B) any organization described under section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under 501(a) of such Code; or

“(C) State or local governments;

“(2) accept, hold, administer, and utilize gifts and bequests of property, both real and personal, for the purpose of aiding or facilitating the work of the Government Printing Office; and

“(3) accept voluntary and uncompensated services, notwithstanding section 1342 of title 31.

“(b) Gifts and bequests of money and the proceeds from sales of other property received as gifts or bequests to the Government Printing Office shall be deposited in the revolving fund and shall be disbursed upon order of the Public Printer. Property accepted under this section, and the proceeds from that property, shall be used as nearly as possible in accordance with the terms of the gift or bequest. For purposes of Federal income, estate, or gift taxes, property accepted under this section shall be considered as a gift, devise, or bequest to the United States.

“(c) Individuals providing voluntary and uncompensated services under subsection (a)(3) shall not be considered Federal employees, except for purposes of chapter 81 of title 5, with respect to job-incurred disability and title 28, with respect to tort claims.”

(b) *TECHNICAL AND CONFORMING AMENDMENT.*—The table of sections for chapter 3 of title 44, United States Code, is amended by inserting after the item relating to section 317 the following:

“318. Transfer of surplus property, acceptance of gifts, and acceptance of voluntary services.”

**GENERAL ACCOUNTING OFFICE
SALARIES AND EXPENSES**

For necessary expenses of the General Accounting Office, including not more than \$12,500 to be expended on the certification of the Comptroller General of the United States in connection with official representation and reception expenses; temporary or intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not more than the daily equivalent of the annual rate of basic pay for level IV of the Executive Schedule under section 5315 of such title; hire of 1 passenger motor vehicle; advance payments in foreign countries in accordance with section 3324 of title 31, United States Code; benefits comparable to those payable under section 901(5), (6), and (8) of the Foreign Service Act of 1980 (22 U.S.C. 4081(5), (6), and (8)); and under regulations prescribed by the Comptroller General of the United States, rental of living quarters in foreign countries, \$462,112,000: Provided, That not more than \$4,806,200 of payments received under section 782 of title 31, United States Code, shall be available for use in fiscal year 2004: Provided further, That not more than \$1,200,000 of reimbursements received under section 9105 of title 31, United States Code, shall be available for use in fiscal year 2004: Provided further, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the National Intergovernmental Audit Forum or a Regional Intergovernmental Audit Forum shall be available to finance an appropriate share of either Forum’s costs as determined by the respective Forum, including necessary travel expenses of non-Federal participants: Provided further, That payments hereunder to the Forum may be credited

as reimbursements to any appropriation from which costs involved are initially financed: Provided further, That this appropriation and appropriations for administrative expenses of any other department or agency which is a member of the American Consortium on International Public Administration (ACIPA) shall be available to finance an appropriate share of ACIPA costs as determined by the ACIPA, including any expenses attributable to membership of ACIPA in the International Institute of Administrative Sciences: Provided further, That this appropriation shall hereafter be available to finance an appropriate share of the Federal Accounting Standards Advisory Board costs.

ADMINISTRATIVE PROVISION

SEC. 1401. PAYMENT FOR AUDITS. (a) IN GENERAL.—At any time during fiscal year 2004 or thereafter, the Comptroller General may accept payment from the Securities and Exchange Commission for the performance of any audit of the financial statements of the Commission which is conducted by the Comptroller General.

(b) CREDIT TO ACCOUNT.—Any payment accepted under the authority of subsection (a) shall be credited to the account established for salaries and expenses of the General Accounting Office, and shall be available for obligation and expenditure upon receipt.

PAYMENT TO THE OPEN WORLD LEADERSHIP CENTER TRUST FUND

For a payment to the Open World Leadership Center Trust Fund for financing activities of the Open World Leadership Center, \$14,000,000.

TITLE II—GENERAL PROVISIONS

SEC. 201. MAINTENANCE AND CARE OF PRIVATE VEHICLES. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles, except for emergency assistance and cleaning as may be provided under regulations relating to parking facilities for the House of Representatives issued by the Committee on House Administration and for the Senate issued by the Committee on Rules and Administration.

SEC. 202. FISCAL YEAR LIMITATION. No part of the funds appropriated in this Act shall remain available for obligation beyond fiscal year 2004 unless expressly so provided in this Act.

SEC. 203. RATES OF COMPENSATION AND DESIGNATION. Whenever in this Act any office or position not specifically established by the Legislative Pay Act of 1929 (46 Stat. 32 et seq.) is appropriated for or the rate of compensation or designation of any office or position appropriated for is different from that specifically established by such Act, the rate of compensation and the designation in this Act shall be the permanent law with respect thereto: Provided, That the provisions in this Act for the various items of official expenses of Members, officers, and committees of the Senate and House of Representatives, and clerk hire for Senators and Members of the House of Representatives shall be the permanent law with respect thereto.

SEC. 204. CONSULTING SERVICES. The expenditure of any appropriation under this Act for any consulting service through procurement contract, under section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued under existing law.

SEC. 205. AWARDS AND SETTLEMENTS. Such sums as may be necessary are appropriated to the account described in subsection (a) of section 415 of the Congressional Accountability Act (2 U.S.C. 1415(a)) to pay awards and settlements as authorized under such subsection.

SEC. 206. COSTS OF LBFMC. Amounts available for administrative expenses of any legislative branch entity which participates in the Legislative Branch Financial Managers Council (LBFMC) established by charter on March 26,

1996, shall be available to finance an appropriate share of LBFMC costs as determined by the LBFMC, except that the total LBFMC costs to be shared among all participating legislative branch entities (in such allocations among the entities as the entities may determine) may not exceed \$2,000.

TITLE III—FISCAL YEAR 2003 EMERGENCY SUPPLEMENTAL

For an additional amount for "Department of Homeland Security, Emergency Preparedness and Response, Disaster Relief Fund", to cover necessary expenses under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$1,550,000,000, and notwithstanding 42 U.S.C. 5203, to remain available until expended: Provided, That for an additional amount for "National Aeronautics and Space Administration, Human Space Flight", to cover necessary expenses for responding to the Space Shuttle Columbia accident, \$50,000,000, to remain available until expended: Provided further, That for an additional amount for "Department of Agriculture, Forest Service, Wildland Fire Management", to cover necessary expenses for wildfire suppression and emergency rehabilitation activities of the Forest Service, \$253,000,000, to remain available until expended: Provided further, That for an additional amount for "Department of the Interior, Bureau of Land Management, Wildland Fire Management", to cover necessary expenses for wildfire suppression and emergency rehabilitation activities of the Bureau of Land Management, \$61,000,000, to remain available until expended, of which \$25,000,000 shall be available for emergency actions to reduce the threat to human safety in areas declared under a State of Emergency by the Governor of any State due to the danger of catastrophic fire from dead and dying trees, including—(1) clearing of evacuation routes, (2) clearing around emergency shelter locations, (3) clearing around emergency communication sites, and (4) clearing buffer zones around highly populous communities in order to prevent fire sweeping through such communities: Provided further, That for an additional amount for "Corporation for National and Community Service, National and Community Service Programs Operating Expenses", for grants under the National Service Trust program authorized under subtitle C of title I of the National and Community Service Act of 1990 (the "Act") (42 U.S.C. 12571 et seq.) (relating to activities including the AmeriCorps program) and for educational awards authorized under subtitle D of title I of the Act (42 U.S.C. 12601), \$100,000,000, with funds for grants to remain available until September 30, 2004, and funds for educational awards to remain available until expended: Provided further, That the first proviso under the heading "Corporation for National and Community Service, National and Community Service Programs Operating Expenses" in Public Law 108-7 shall apply only to positions originally approved subsequent to March 10, 2003: Provided further, That the Inspector General of the Corporation for National and Community Service shall conduct random audits of the Corporation and the grantees that administer activities under the AmeriCorps programs and shall de-fund any grantee that has been determined to have committed any substantial violations of the requirements of the AmeriCorps programs: Provided further, That the Corps of Engineers shall immediately reprogram such funds as are necessary to cover \$11,000,000 in contractual obligations and other expenses relating to the Grand Forks Flood Control Project, Grand Forks, North Dakota, authorized by section 137 of title I of division C of Public Law 105-277 (112 Stat. 2681-597): Provided further, That Notwithstanding any other provision of law, during the period from September 1 through September 30, 2003, the Secretary of Education shall transfer to the Education for the Disadvantaged account an

amount not to exceed \$4,353,368 from amounts that would otherwise lapse at the end of fiscal year 2003 and that were originally made available under the Department of Education Appropriations Act, 2003 or any Department of Education Appropriations Act for a previous fiscal year: Provided further, That the funds transferred to the Education for the Disadvantaged account shall be obligated by September 30, 2003: Provided further, That the Secretary shall notify the Committees on Appropriations of both Houses of Congress of any such transfer: Provided further, That any amounts transferred to the Education for the Disadvantaged account pursuant to this paragraph shall be for carrying out subpart 2 of part A of title I of the Elementary and Secondary Education Act of 1965, and shall be allocated, notwithstanding any other provision of law, only to those States that received funds under that subpart for fiscal year 2003 that were less than those States received under that subpart for fiscal year 2002: Provided further, That the Secretary of Education shall use these additional funds to increase those States' allocations under that subpart up to the amount they received under that subpart for fiscal year 2002: Provided further, That each such State shall use the funds appropriated under this paragraph to ratably increase the amount of funds for each eligible local educational agency in the State that received less under that subpart in fiscal year 2003 than it received under that subpart in fiscal year 2002: Provided further, That the Secretary shall not take into account the funds made available under this paragraph in determining State allocations under any other program administered by the Secretary in any fiscal year: Provided further, That for an additional amount for "Corps of Engineers—Civil, Flood Control and Coastal Emergencies", for emergency expenses due to flood control, hurricane, and shore protection activities, as authorized by section 5 of the Flood Control Act of August 16, 1941, as amended (33 U.S.C. 701n), \$10,000,000, to remain available until expended: Provided further, That the Secretary of Agriculture shall use \$20,000,000 of the funds of the Commodity Credit Corporation, to remain available until expended, for the suppression and control of the Mormon cricket infestation on public and private land in Nevada, Utah, and Idaho, that amount to be expended in equal amounts among the 3 States: Provided further, That these amounts for these specific purposes are designated by the Congress as an emergency requirement pursuant to section 502 of H. Con. Res. 95, the concurrent resolution on the budget for fiscal year 2004: Provided further, That this paragraph shall be effective immediately upon the enactment of this Act.

Mr. STEVENS. Mr. President, I move to reconsider the vote.

Mr. INOUE. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. Under the previous order, the Senate insists on its amendments and requests a conference with the House on the disagreeing votes on the measure.

The Presiding Officer appointed Mr. CAMPBELL, Mr. BENNETT, Mr. STEVENS, Mr. COCHRAN, Mr. BOND, Mr. DURBIN, Mr. JOHNSON, Mr. BYRD, and Ms. MIKULSKI conferees on the part of the Senate.

ORDER OF BUSINESS

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. Mr. President, for the information of the Senate, it is my intention to ask the majority leader to