

## Union Calendar No. 94

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2620

[Report No. 107-159]

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2002, and for other purposes.

---

### IN THE HOUSE OF REPRESENTATIVES

JULY 25, 2001

Mr. WALSH, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

---

## A BILL

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2002, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the

1 Departments of Veteran Affairs and Housing and Urban  
2 Development, and for sundry independent agencies,  
3 boards, commissions, corporations, and offices for the fis-  
4 cal year ending September 30, 2002, and for other pur-  
5 poses, namely:

6 TITLE I—DEPARTMENT OF VETERANS AFFAIRS

7 VETERANS BENEFITS ADMINISTRATION

8 COMPENSATION AND PENSIONS

9 (INCLUDING TRANSFERS OF FUNDS)

10 For the payment of compensation benefits to or on  
11 behalf of veterans and a pilot program for disability ex-  
12 aminations as authorized by law (38 U.S.C. 107, chapters  
13 11, 13, 18, 51, 53, 55, and 61); pension benefits to or  
14 on behalf of veterans as authorized by law (38 U.S.C.  
15 chapters 15, 51, 53, 55, and 61; 92 Stat. 2508); and bur-  
16 ial benefits, emergency and other officers' retirement pay,  
17 adjusted-service credits and certificates, payment of pre-  
18 miums due on commercial life insurance policies guaran-  
19 teed under the provisions of article IV of the Soldiers' and  
20 Sailors' Civil Relief Act of 1940 (50 U.S.C. App. 540 et  
21 seq.) and for other benefits as authorized by law (38  
22 U.S.C. 107, 1312, 1977, and 2106, chapters 23, 51, 53,  
23 55, and 61; 50 U.S.C. App. 540–548; 43 Stat. 122, 123;  
24 45 Stat. 735; 76 Stat. 1198), \$24,944,288,000, to remain  
25 available until expended: *Provided*, That not to exceed  
26 \$17,940,000 of the amount appropriated under this head-

1 ing shall be reimbursed to “General operating expenses”  
2 and “Medical care” for necessary expenses in imple-  
3 menting those provisions authorized in the Omnibus  
4 Budget Reconciliation Act of 1990, and in the Veterans’  
5 Benefits Act of 1992 (38 U.S.C. chapters 51, 53, and 55),  
6 the funding source for which is specifically provided as the  
7 “Compensation and pensions” appropriation: *Provided*  
8 *further*, That such sums as may be earned on an actual  
9 qualifying patient basis, shall be reimbursed to “Medical  
10 facilities revolving fund” to augment the funding of indi-  
11 vidual medical facilities for nursing home care provided  
12 to pensioners as authorized.

13 READJUSTMENT BENEFITS

14 For the payment of readjustment and rehabilitation  
15 benefits to or on behalf of veterans as authorized by law  
16 (38 U.S.C. chapters 21, 30, 31, 34, 35, 36, 39, 51, 53,  
17 55, and 61), \$2,135,000,000, to remain available until ex-  
18 pended: *Provided*, That expenses for rehabilitation pro-  
19 gram services and assistance which the Secretary is au-  
20 thorized to provide under section 3104(a) of title 38,  
21 United States Code, other than under subsection (a)(1),  
22 (2), (5) and (11) of that section, shall be charged to this  
23 account.

24 VETERANS INSURANCE AND INDEMNITIES

25 For military and naval insurance, national service life  
26 insurance, servicemen’s indemnities, service-disabled vet-

1 erans insurance, and veterans mortgage life insurance as  
2 authorized by 38 U.S.C. chapter 19; 70 Stat. 887; 72  
3 Stat. 487, \$26,200,000, to remain available until ex-  
4 pended.

5 VETERANS HOUSING BENEFIT PROGRAM FUND

6 PROGRAM ACCOUNT

7 (INCLUDING TRANSFER OF FUNDS)

8 For the cost of direct and guaranteed loans, such  
9 sums as may be necessary to carry out the program, as  
10 authorized by 38 U.S.C. chapter 37, as amended: *Pro-*  
11 *vided*, That such costs, including the cost of modifying  
12 such loans, shall be as defined in section 502 of the Con-  
13 gressional Budget Act of 1974, as amended: *Provided fur-*  
14 *ther*, That during fiscal year 2002, within the resources  
15 available, not to exceed \$300,000 in gross obligations for  
16 direct loans are authorized for specially adapted housing  
17 loans.

18 In addition, for administrative expenses to carry out  
19 the direct and guaranteed loan programs, \$164,497,000,  
20 which may be transferred to and merged with the appro-  
21 priation for "General operating expenses".

22 EDUCATION LOAN FUND PROGRAM ACCOUNT

23 (INCLUDING TRANSFER OF FUNDS)

24 For the cost of direct loans, \$1,000, as authorized  
25 by 38 U.S.C. 3698, as amended: *Provided*, That such  
26 costs, including the cost of modifying such loans, shall be

1 as defined in section 502 of the Congressional Budget Act  
2 of 1974, as amended: *Provided further*, That these funds  
3 are available to subsidize gross obligations for the prin-  
4 cipal amount of direct loans not to exceed \$3,400.

5 In addition, for administrative expenses necessary to  
6 carry out the direct loan program, \$64,000, which may  
7 be transferred to and merged with the appropriation for  
8 “General operating expenses”.

9 VOCATIONAL REHABILITATION LOANS PROGRAM ACCOUNT  
10 (INCLUDING TRANSFER OF FUNDS)

11 For the cost of direct loans, \$72,000, as authorized  
12 by 38 U.S.C. chapter 31, as amended: *Provided*, That such  
13 costs, including the cost of modifying such loans, shall be  
14 as defined in section 502 of the Congressional Budget Act  
15 of 1974, as amended: *Provided further*, That funds made  
16 available under this heading are available to subsidize  
17 gross obligations for the principal amount of direct loans  
18 not to exceed \$3,301,000.

19 In addition, for administrative expenses necessary to  
20 carry out the direct loan program, \$274,000, which may  
21 be transferred to and merged with the appropriation for  
22 “General operating expenses”.

1 NATIVE AMERICAN VETERAN HOUSING LOAN PROGRAM  
2 ACCOUNT  
3 (INCLUDING TRANSFER OF FUNDS)

4 For administrative expenses to carry out the direct  
5 loan program authorized by 38 U.S.C. chapter 37, sub-  
6 chapter V, as amended, \$544,000, which may be trans-  
7 ferred to and merged with the appropriation for “General  
8 operating expenses”.

9 GUARANTEED TRANSITIONAL HOUSING LOANS FOR  
10 HOMELESS VETERANS PROGRAM ACCOUNT

11 For the administrative expenses to carry out the  
12 guaranteed transitional housing loan program authorized  
13 by 38 U.S.C. chapter 37, subchapter VI, not to exceed  
14 \$750,000 of the amounts appropriated by this Act for  
15 “General operating expenses” and “Medical care” may be  
16 expended.

17 VETERANS HEALTH ADMINISTRATION  
18 MEDICAL CARE

19 For necessary expenses for the maintenance and op-  
20 eration of hospitals, nursing homes, and domiciliary facili-  
21 ties; for furnishing, as authorized by law, inpatient and  
22 outpatient care and treatment to beneficiaries of the De-  
23 partment of Veterans Affairs, including care and treat-  
24 ment in facilities not under the jurisdiction of the depart-  
25 ment; and furnishing recreational facilities, supplies, and

1 equipment; funeral, burial, and other expenses incidental  
2 thereto for beneficiaries receiving care in the department;  
3 administrative expenses in support of planning, design,  
4 project management, real property acquisition and disposi-  
5 tion, construction and renovation of any facility under the  
6 jurisdiction or for the use of the department; oversight,  
7 engineering and architectural activities not charged to  
8 project cost; repairing, altering, improving or providing fa-  
9 cilities in the several hospitals and homes under the juris-  
10 diction of the department, not otherwise provided for, ei-  
11 ther by contract or by the hire of temporary employees  
12 and purchase of materials; uniforms or allowances there-  
13 for, as authorized by 5 U.S.C. 5901–5902; aid to State  
14 homes as authorized by 38 U.S.C. 1741; administrative  
15 and legal expenses of the department for collecting and  
16 recovering amounts owed the department as authorized  
17 under 38 U.S.C. chapter 17, and the Federal Medical  
18 Care Recovery Act, 42 U.S.C. 2651 et seq.,  
19 \$21,281,587,000, plus reimbursements: *Provided*, That of  
20 the funds made available under this heading,  
21 \$900,000,000 is for the equipment and land and struc-  
22 tures object classifications only, which amount shall not  
23 become available for obligation until August 1, 2002, and  
24 shall remain available until September 30, 2003: *Provided*  
25 *further*, That of the funds made available under this head-

1 ing, not to exceed \$500,000,000 shall be available until  
2 September 30, 2003: *Provided further*, That of the funds  
3 made available under this heading, not to exceed  
4 \$3,000,000,000 shall be available for operations and  
5 maintenance expenses of medical facilities: *Provided fur-*  
6 *ther*, That the Secretary of Veterans Affairs shall conduct  
7 by contract a program of recovery audits for the fee basis  
8 and other medical services contracts with respect to pay-  
9 ments for hospital care; and, notwithstanding 31 U.S.C.  
10 3302(b), amounts collected, by setoff or otherwise, as the  
11 result of such audits shall be available, without fiscal year  
12 limitation, for the purposes for which funds are appro-  
13 priated under this heading and the purposes of paying a  
14 contractor a percent of the amount collected as a result  
15 of an audit carried out by the contractor: *Provided further*,  
16 That all amounts so collected under the preceding proviso  
17 with respect to a designated health care region (as that  
18 term is defined in 38 U.S.C. 1729A(d)(2)) shall be allo-  
19 cated, net of payments to the contractor, to that region.

20 MEDICAL CARE COLLECTIONS FUND

21 (INCLUDING TRANSFER OF FUNDS)

22 Amounts deposited during the current fiscal year in  
23 the Department of Veterans Affairs Medical Care Collec-  
24 tions Fund under section 1729A of title 38, United States  
25 Code, shall be transferred to “Medical care”, to remain  
26 available until expended.



## 1 MEDICAL AND PROSTHETIC RESEARCH

2 For necessary expenses in carrying out programs of  
3 medical and prosthetic research and development as au-  
4 thorized by 38 U.S.C. chapter 73, to remain available for  
5 obligation until September 30, 2003, \$371,000,000, plus  
6 reimbursements.

## 7 MEDICAL ADMINISTRATION AND MISCELLANEOUS

## 8 OPERATING EXPENSES

9 For necessary expenses in the administration of the  
10 medical, hospital, nursing home, domiciliary, construction,  
11 supply, and research activities, as authorized by law; ad-  
12 ministrative expenses in support of capital policy activi-  
13 ties, \$66,731,000, plus reimbursements: *Provided*, That  
14 technical and consulting services offered by the Facilities  
15 Management Field Service, including project management  
16 and real property administration (including leases, site ac-  
17 quisition and disposal activities directly supporting  
18 projects), shall be provided to Department of Veterans Af-  
19 fairs components only on a reimbursable basis.

## 20 DEPARTMENTAL ADMINISTRATION

## 21 GENERAL OPERATING EXPENSES

22 For necessary operating expenses of the Department  
23 of Veterans Affairs, not otherwise provided for, including  
24 administrative expenses in support of Department-wide  
25 capital planning, management and policy activities, uni-  
26 forms or allowances therefor; not to exceed \$25,000 for

1 official reception and representation expenses; hire of pas-  
2 senger motor vehicles; and reimbursement of the General  
3 Services Administration for security guard services, and  
4 the Department of Defense for the cost of overseas em-  
5 ployee mail, \$1,195,728,000: *Provided*, That expenses for  
6 services and assistance authorized under 38 U.S.C.  
7 3104(a)(1), (2), (5) and (11) that the Secretary deter-  
8 mines are necessary to enable entitled veterans (1) to the  
9 maximum extent feasible, to become employable and to ob-  
10 tain and maintain suitable employment; or (2) to achieve  
11 maximum independence in daily living, shall be charged  
12 to this account: *Provided further*, That of the funds made  
13 available under this heading, not to exceed \$60,000,000  
14 shall be available for obligation until September 30, 2003:  
15 *Provided further*, That from the funds made available  
16 under this heading, the Veterans Benefits Administration  
17 may purchase up to four passenger motor vehicles for use  
18 in operations of that Administration in Manila, Phil-  
19 ippines: *Provided further*, That travel expenses for this ac-  
20 count shall not exceed \$15,665,000.

21 NATIONAL CEMETERY ADMINISTRATION

22 For necessary expenses of the National Cemetery Ad-  
23 ministration for operations and maintenance, not other-  
24 wise provided for, including uniforms or allowances there-  
25 for; cemeterial expenses as authorized by law; purchase

1 of one passenger motor vehicle for use in cemeterial oper-  
2 ations; and hire of passenger motor vehicles,  
3 \$121,169,000.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
6 General in carrying out the Inspector General Act of 1978,  
7 as amended, \$52,308,000.

8 CONSTRUCTION, MAJOR PROJECTS

9 For constructing, altering, extending and improving  
10 any of the facilities under the jurisdiction or for the use  
11 of the Department of Veterans Affairs, or for any of the  
12 purposes set forth in sections 316, 2404, 2406, 8102,  
13 8103, 8106, 8108, 8109, 8110, and 8122 of title 38,  
14 United States Code, including planning, architectural and  
15 engineering services, maintenance or guarantee period  
16 services costs associated with equipment guarantees pro-  
17 vided under the project, services of claims analysts, offsite  
18 utility and storm drainage system construction costs, and  
19 site acquisition, where the estimated cost of a project is  
20 \$4,000,000 or more or where funds for a project were  
21 made available in a previous major project appropriation,  
22 \$183,180,000, to remain available until expended, of  
23 which not to exceed \$20,000,000 shall be for costs associ-  
24 ated with land acquisitions for national cemeteries in the  
25 vicinity of Sacramento, California; Pittsburgh, Pennsyl-  
26 vania; and Detroit, Michigan: *Provided*, That except for

1 advance planning activities, including needs assessments  
2 which may or may not lead to capital investments, and  
3 other capital asset management related activities, such as  
4 portfolio development and management activities, and in-  
5 vestment strategy studies funded through the advance  
6 planning fund and the planning and design activities fund-  
7 ed through the design fund and CARES funds, including  
8 needs assessments which may or may not lead to capital  
9 investments, none of the funds appropriated under this  
10 heading shall be used for any project which has not been  
11 approved by the Congress in the budgetary process: *Pro-*  
12 *vided further*, That funds provided in this appropriation  
13 for fiscal year 2002, for each approved project shall be  
14 obligated: (1) by the awarding of a construction docu-  
15 ments contract by September 30, 2002; and (2) by the  
16 awarding of a construction contract by September 30,  
17 2003: *Provided further*, That the Secretary of Veterans Af-  
18 fairs shall promptly report in writing to the Committees  
19 on Appropriations any approved major construction  
20 project for which obligations are not incurred within the  
21 time limitations established under the preceeding proviso:  
22 *Provided further*, That no funds from any other account  
23 except the “Parking revolving fund”, may be obligated for  
24 constructing, altering, extending, or improving a project  
25 which was approved in the budget process and funded in

1 this account until one year after substantial completion  
2 and beneficial occupancy by the Department of Veterans  
3 Affairs of the project or any part thereof with respect to  
4 that part only.

5 FACILITY REHABILITATION FUND

6 For altering, improving, or rehabilitating facilities  
7 under the jurisdiction of the Department of Veterans Af-  
8 fairs, \$300,000,000 to remain available until expended:  
9 *Provided*, That of the funds made available under this  
10 heading \$30,000,000 shall be only for projects authorized  
11 pursuant to section 2(b)(5) of H.R. 811 as passed by the  
12 House of Representatives on March 27, 2001; and  
13 \$270,000,000 shall be only for projects achieving the pur-  
14 poses authorized in sections 2(c)(1), (2), and (3) of H.R.  
15 811 as passed by the House of Representatives on March  
16 27, 2001: *Provided further*, That none of the funds under  
17 this heading may be used for the construction of a new  
18 building unless a credible assessment, approved by the  
19 Secretary, demonstrates new construction would be more  
20 cost-effective than rehabilitating the existing building.

21 CONSTRUCTION, MINOR PROJECTS

22 For constructing, altering, extending, and improving  
23 any of the facilities under the jurisdiction or for the use  
24 of the Department of Veterans Affairs, including planning  
25 and assessments of needs which may lead to capital invest-  
26 ments, architectural and engineering services, mainte-

1 nance or guarantee period services costs associated with  
2 equipment guarantees provided under the project, services  
3 of claims analysts, offsite utility and storm drainage sys-  
4 tem construction costs, and site acquisition, or for any of  
5 the purposes set forth in sections 316, 2404, 2406, 8102,  
6 8103, 8106, 8108, 8109, 8110, 8122, and 8162 of title  
7 38, United States Code, where the estimated cost of a  
8 project is less than \$4,000,000, \$178,900,000, to remain  
9 available until expended, along with unobligated balances  
10 of previous “Construction, minor projects” appropriations  
11 which are hereby made available for any project where the  
12 estimated cost is less than \$4,000,000, of which  
13 \$25,000,000 shall be for Capital Asset Realignment for  
14 Enhanced Services (CARES) activities: *Provided*, That  
15 from amounts appropriated under this heading, additional  
16 amounts may be used for CARES activities upon notifica-  
17 tion of and approval by the Committees on Appropria-  
18 tions: *Provided further*, That funds in this account shall  
19 be available for: (1) repairs to any of the nonmedical facili-  
20 ties under the jurisdiction or for the use of the department  
21 which are necessary because of loss or damage caused by  
22 any natural disaster or catastrophe; and (2) temporary  
23 measures necessary to prevent or to minimize further loss  
24 by such causes.



1 and “Veterans insurance and indemnities” may be trans-  
2 ferred to any other of the mentioned appropriations.

3 SEC. 102. Appropriations available to the Depart-  
4 ment of Veterans Affairs for fiscal year 2002 for salaries  
5 and expenses shall be available for services authorized by  
6 5 U.S.C. 3109.

7 SEC. 103. No appropriations in this Act for the De-  
8 partment of Veterans Affairs (except the appropriations  
9 for “Construction, major projects”, “Construction, minor  
10 projects”, and the “Parking revolving fund”) shall be  
11 available for the purchase of any site for or toward the  
12 construction of any new hospital or home.

13 SEC. 104. No appropriations in this Act for the De-  
14 partment of Veterans Affairs shall be available for hos-  
15 pitalization or examination of any persons (except bene-  
16 ficiaries entitled under the laws bestowing such benefits  
17 to veterans, and persons receiving such treatment under  
18 5 U.S.C. 7901–7904 or 42 U.S.C. 5141–5204), unless re-  
19 imbursement of cost is made to the “Medical care” ac-  
20 count at such rates as may be fixed by the Secretary of  
21 Veterans Affairs.

22 SEC. 105. Appropriations available to the Depart-  
23 ment of Veterans Affairs for fiscal year 2002 for “Com-  
24 pensation and pensions”, “Readjustment benefits”, and  
25 “Veterans insurance and indemnities” shall be available



1 for payment of prior year accrued obligations required to  
2 be recorded by law against the corresponding prior year  
3 accounts within the last quarter of fiscal year 2001.

4       SEC. 106. Appropriations accounts available to the  
5 Department of Veterans Affairs for fiscal year 2002 shall  
6 be available to pay prior year obligations of corresponding  
7 prior year appropriations accounts resulting from title X  
8 of the Competitive Equality Banking Act, Public Law  
9 100–86, except that if such obligations are from trust  
10 fund accounts they shall be payable from “Compensation  
11 and pensions”.

12       SEC. 107. Notwithstanding any other provision of  
13 law, during fiscal year 2002, the Secretary of Veterans  
14 Affairs shall, from the National Service Life Insurance  
15 Fund (38 U.S.C. 1920), the Veterans’ Special Life Insur-  
16 ance Fund (38 U.S.C. 1923), and the United States Gov-  
17 ernment Life Insurance Fund (38 U.S.C. 1955), reim-  
18 burse the “General operating expenses” account for the  
19 cost of administration of the insurance programs financed  
20 through those accounts: *Provided*, That reimbursement  
21 shall be made only from the surplus earnings accumulated  
22 in an insurance program in fiscal year 2002, that are  
23 available for dividends in that program after claims have  
24 been paid and actuarially determined reserves have been  
25 set aside: *Provided further*, That if the cost of administra-

1 tion of an insurance program exceeds the amount of sur-  
2 plus earnings accumulated in that program, reimburse-  
3 ment shall be made only to the extent of such surplus  
4 earnings: *Provided further*, That the Secretary shall deter-  
5 mine the cost of administration for fiscal year 2002, which  
6 is properly allocable to the provision of each insurance pro-  
7 gram and to the provision of any total disability income  
8 insurance included in such insurance program.

9       SEC. 108. (a)(1) Section 1729B of title 38, United  
10 States Code, is repealed. Any balance as of the date of  
11 the enactment of this Act in the Department of Veterans  
12 Affairs Health Services Improvement Fund established  
13 under such section shall be transferred to the Department  
14 of Veterans Affairs Medical Care Collections Fund estab-  
15 lished under section 1729A of title 38, United States  
16 Code.

17       (2) The table of sections at the beginning of chapter  
18 17 of such title is amended by striking the item relating  
19 to section 1729B.

20       (b) Section 1729A(b) of such title is amended—

21               (1) by redesignating paragraph (7) as para-  
22 graph (9); and

23               (2) by inserting after paragraph (6) the fol-  
24 lowing new paragraphs:

25               “(7) Section 8165(a) of this title.

1           “(8) Section 113 of the Veterans Millennium  
2           Health Care and Benefits Act (Public Law 106–117;  
3           38 U.S.C. 8111 note).”.

4           (c)(1) Section 1722A(c) of such title is amended—

5           (A) in the first sentence, by striking “under  
6           subsection (a)” and inserting “under this section”;

7           and

8           (B) by striking the second sentence.

9           (2) Section 8165(a)(1) of such title is amended by  
10          striking “Department of Veterans Affairs Health Services  
11          Improvement Fund established under section 1729B of  
12          this title” and inserting “Department of Veterans Affairs  
13          Medical Care Collections Fund established under section  
14          1729A of this title”.

15          (3) Section 113(b) of the Veterans Millennium  
16          Health Care and Benefits Act (Public Law 106–117; 38  
17          U.S.C. 8111 note) is amended by striking “Department  
18          of Veterans Affairs Health Services Improvement Fund  
19          established under section 1729B of title 38, United States  
20          Code, as added by section 202” and inserting “Depart-  
21          ment of Veterans Affairs Medical Care Collections Fund  
22          established under section 1729A of title 38, United States  
23          Code”.

24          SEC. 109. Notwithstanding any other provision of  
25          law, the Department of Veterans Affairs shall continue the

1 Franchise Fund pilot program authorized to be estab-  
2 lished by section 403 of Public Law 103–356 until Octo-  
3 ber 1, 2002: *Provided*, That the Franchise Fund, estab-  
4 lished by title I of Public Law 104–204 to finance the  
5 operations of the Franchise Fund pilot program, shall con-  
6 tinue until October 1, 2002.

7       SEC. 110. Amounts deducted from enhanced-use  
8 lease proceeds to reimburse an account for expenses in-  
9 curred by that account during a prior fiscal year for pro-  
10 viding enhanced-use lease services, may be obligated dur-  
11 ing the fiscal year in which the proceeds are received.

12       SEC. 111. Funds available in any Department of Vet-  
13 erans Affairs appropriation for fiscal year 2002 or funds  
14 for salaries and other administrative expenses shall also  
15 be available to reimburse the Office of Resolution Manage-  
16 ment and the Office of Employment Discrimination Com-  
17 plaint Adjudication for all services provided at rates which  
18 will recover actual costs but not exceed \$28,555,000 for  
19 the Office of Resolution Management and \$2,383,000 for  
20 the Office of Employment and Discrimination Complaint  
21 Adjudication: *Provided*, That payments may be made in  
22 advance for services to be furnished based on estimated  
23 costs: *Provided further*, that amounts received shall be  
24 credited to “General operating expenses” for use by the  
25 office that provided the service.

1       TITLE II—DEPARTMENT OF HOUSING AND  
2                    URBAN DEVELOPMENT  
3                    PUBLIC AND INDIAN HOUSING  
4                    HOUSING CERTIFICATE FUND  
5       (INCLUDING TRANSFER AND RESCISSION OF FUNDS)

6       For activities and assistance to prevent the involun-  
7 tary displacement of low-income families, the elderly and  
8 the disabled because of the loss of affordable housing  
9 stock, expiration of subsidy contracts (other than con-  
10 tracts for which amounts are provided under another  
11 heading in this Act) or expiration of use restrictions, or  
12 other changes in housing assistance arrangements, and for  
13 other purposes, \$16,334,242,000, of which \$640,000,000  
14 shall be from unobligated balances from amounts recap-  
15 tured from fiscal year 2000 and prior years pursuant to  
16 a reduction in the amounts provided for Annual Contribu-  
17 tions Contract Reserve Accounts, and amounts that are  
18 recaptured in this account to remain available until ex-  
19 pended: *Provided*, That not later than October 1, 2001,  
20 the Department of Housing and Urban Development shall  
21 reduce from sixty days to thirty days the amount of re-  
22 serve funds made available to public housing authorities:  
23 *Provided further*, That of the total amount provided under  
24 this heading, \$16,125,241,000, of which \$11,285,241,000  
25 and the aforementioned recaptures shall be available on  
26 October 1, 2001 and \$4,200,000,000 shall be available on

1 October 1, 2002, shall be for assistance under the United  
2 States Housing Act of 1937, as amended (“the Act” here-  
3 in) (42 U.S.C. 1437): *Provided further*, That the foregoing  
4 amounts shall be for use in connection with expiring or  
5 terminating section 8 subsidy contracts, for amendments  
6 to section 8 subsidy contracts, for enhanced vouchers (in-  
7 cluding amendments and renewals) under any provision  
8 of law authorizing such assistance under section 8(t) of  
9 the Act (47 U.S.C. 1437f(t)), contract administrators, and  
10 contracts entered into pursuant to section 441 of the  
11 McKinney-Vento Homeless Assistance Act: *Provided fur-*  
12 *ther*, That amounts available under the first proviso under  
13 this heading shall be available for section 8 rental assist-  
14 ance under the Act: (1) for the relocation and replacement  
15 of housing units that are demolished or disposed of pursu-  
16 ant to the Omnibus Consolidated Rescissions and Appro-  
17 priations Act of 1996 (Public Law 104–134; Stat. 1321–  
18 269); (2) for the conversion of section 23 projects to as-  
19 sistance under section 8; (3) for funds to carry out the  
20 family unification program; (4) for the relocation of wit-  
21 nesses in connection with efforts to combat crime in public  
22 and assisted housing pursuant to a request from a law  
23 enforcement or prosecution agency; (5) for tenant protec-  
24 tion assistance, including replacement and relocation as-  
25 sistance; and (6) for the 1-year renewal of section 8 con-

1 tracts for units in a project that is subject to an approved  
2 plan of action under the Emergency Low Income Housing  
3 Preservation Act of 1987 or the Low-Income Housing  
4 Preservation and Resident Homeownership Act of 1990:  
5 *Provided further*, That of the total amount provided under  
6 this heading, no less than \$11,000,000 shall be trans-  
7 ferred to the Working Capital Fund for the development  
8 and maintenance of information technology systems: *Pro-*  
9 *vided further*, That of the total amount provided under  
10 this heading, up to \$197,246,000 shall be made available  
11 for incremental vouchers under section 8 of the Act, of  
12 which \$157,334,000 shall be made available on a fair  
13 share basis to those public housing agencies that have a  
14 97 percent occupancy rate; and of which \$39,912,000  
15 shall be made available to nonelderly disabled families af-  
16 fected by the designation of a public housing development  
17 under section 7 of the Act, the establishment of pref-  
18 erences in accordance with section 651 of the Housing and  
19 Community Development Act of 1992 (42 U.S.C. 13611),  
20 or the restriction of occupancy to elderly families in ac-  
21 cordance with section 658 of such Act (42 U.S.C. 13618),  
22 and to the extent the Secretary determines that such  
23 amount is not needed to fund applications for such af-  
24 fected families, to other nonelderly disabled families: *Pro-*  
25 *vided further*, That up to \$195,600,730 from amounts

1 available under this heading may be made available for  
2 administrative fees and other expenses to cover the cost  
3 of administering rental assistance programs under section  
4 8 of the Act: *Provided further*, That the fee otherwise au-  
5 thorized under section 8(q) of such Act shall be deter-  
6 mined in accordance with section 8(q), as in effect imme-  
7 diately before the enactment of the Quality Housing and  
8 Work Responsibility Act of 1998: *Provided further*, That  
9 \$886,000,000 is rescinded from unobligated balances re-  
10 maining from funds appropriated to the Department of  
11 Housing and Urban Development under this heading or  
12 the heading “Annual contributions for assisted housing”  
13 or any other heading for fiscal year 2001 and prior years:  
14 *Provided further*, That any such balances governed by re-  
15 allocation provisions under the statute authorizing the  
16 program for which the funds were originally appropriated  
17 shall not be available for this rescission: *Provided further*,  
18 That the Secretary shall have until September 30, 2002,  
19 to meet the rescission in the proviso preceding the imme-  
20 diately preceding proviso: *Provided further*, That any obli-  
21 gated balances of contract authority that have been termi-  
22 nated shall be canceled.

23 PUBLIC HOUSING CAPITAL FUND

24 (INCLUDING TRANSFER OF FUNDS)

25 For the Public Housing Capital Fund Program to  
26 carry out capital and management activities for public



1 housing agencies, as authorized under section 9 of the  
2 United States Housing Act of 1937, as amended (42  
3 U.S.C. 1437g), \$2,555,000,000, to remain available until  
4 September 30, 2003: *Provided*, That, hereafter, notwith-  
5 standing any other provision of law or any failure of the  
6 Secretary of Housing and Urban Development to issue  
7 regulations to carry out section 9(j) of the United States  
8 Housing Act of 1937 (42 U.S.C. 1437g(j)), such section  
9 is deemed to have taken effect on October 1, 1998, and,  
10 except as otherwise provided in this heading, shall apply  
11 to all assistance made available under this same heading  
12 on or after such date: *Provided further*, That of the total  
13 amount provided under this heading, in addition to  
14 amounts otherwise allocated under this heading,  
15 \$262,000,000 shall be allocated for such capital and man-  
16 agement activities only among public housing agencies  
17 that have obligated all assistance for the agency for fiscal  
18 years 1998 and 1999 made available under this same  
19 heading in accordance with the requirements under para-  
20 graphs (1) and (2) of section 9(j) of such Act (except that  
21 the provisions of section 9(j)(4) shall not apply to such  
22 amounts): *Provided further*, That notwithstanding any  
23 other provision of law or regulation, the Secretary may  
24 not delegate to any Department official other than the  
25 Deputy Secretary any authority under paragraph (2) of

1 such section 9(j) regarding the extension of the time peri-  
2 ods under such section for obligation of amounts made  
3 available for fiscal year 1998, 1999, 2000, 2001, or 2002:  
4 *Provided further*, That notwithstanding the first proviso  
5 and paragraphs (3) and (5)(B) of such section 9(j), if at  
6 any time before the effectiveness of final regulations  
7 issued by the Secretary under section 6(j) of the United  
8 States Housing Act of 1937 (42 U.S.C. 1437d(j)) pro-  
9 viding for assessment of public housing agencies and des-  
10 ignation of high-performing agencies, any amounts made  
11 available under the public housing Capital Fund for fiscal  
12 year 1999, 2000, 2001, or 2002 remain unobligated in  
13 violation of paragraph (1) of such section 9(j) or unex-  
14 pended in violation of paragraph (5)(A) of such section  
15 9(j), the Secretary shall immediately recapture any such  
16 amounts and reallocate such amounts among public hous-  
17 ing agencies that, at the time of such reallocation, are not  
18 in violation of any requirement under paragraph (1) or  
19 (5)(A) of such section: *Provided further*, That for purposes  
20 of this heading, the term “obligate” means, with respect  
21 to amounts, that the amounts are subject to a binding  
22 agreement that will result in outlays immediately or in the  
23 future: *Provided further*, That of the total amount pro-  
24 vided under this heading, up to \$51,000,000 shall be for  
25 carrying out activities under section 9(h) of such Act, of

1 which up to \$10,000,000 shall be for the provision of re-  
2 mediation services to public housing agencies identified as  
3 “troubled” under the Section 8 Management Assessment  
4 Program: *Provided further*, That of the total amount pro-  
5 vided under this heading, up to \$500,000 shall be for lease  
6 adjustments to section 23 projects, and no less than  
7 \$43,000,000 shall be transferred to the Working Capital  
8 Fund for the development and maintenance of information  
9 technology systems: *Provided further*, That no funds may  
10 be used under this heading for the purposes specified in  
11 section 9(k) of the United States Housing Act of 1937,  
12 as amended: *Provided further*, That of the total amount  
13 provided under this heading, up to \$75,000,000 shall be  
14 available for the Secretary of Housing and Urban Devel-  
15 opment to make grants to public housing agencies for  
16 emergency capital needs resulting from emergencies and  
17 natural disasters in fiscal year 2002.

18 PUBLIC HOUSING OPERATING FUND

19 (INCLUDING TRANSFER OF FUNDS)

20 For payments to public housing agencies for the oper-  
21 ation and management of public housing, as authorized  
22 by section 9(e) of the United States Housing Act of 1937,  
23 as amended (42 U.S.C. 1437g(e)), \$3,494,868,000, to re-  
24 main available until September 30, 2003: *Provided*, That  
25 of the total amount provided under this heading,  
26 \$10,000,000 shall be provided to the Office of Inspector

1 General for Operation Safe Home: *Provided further*, That  
2 of the total amount provided under this heading,  
3 \$10,000,000 shall be for programs, as determined appro-  
4 priate by the Attorney General, which assist in the inves-  
5 tigation, prosecution, and prevention of violent crimes and  
6 drug offenses in public and federally-assisted low-income  
7 housing: *Provided further*, That funds made available in  
8 the previous proviso shall be administered by the Depart-  
9 ment of Justice through a reimbursable agreement with  
10 the Department of Housing and Urban Development: *Pro-*  
11 *vided further*, That no funds may be used under this head-  
12 ing for the purposes specified in section 9(k) of the United  
13 States Housing Act of 1937, as amended.

14 REVITALIZATION OF SEVERELY DISTRESSED PUBLIC  
15 HOUSING (HOPE VI)

16 For grants to public housing agencies for demolition,  
17 site revitalization, replacement housing, and tenant-based  
18 assistance grants to projects as authorized by section 24  
19 of the United States Housing Act of 1937, as amended,  
20 \$573,735,000 to remain available until September 30,  
21 2003, of which the Secretary may use up to \$5,000,000  
22 for technical assistance and contract expertise, to be pro-  
23 vided directly or indirectly by grants, contracts or coopera-  
24 tive agreements, including training and cost of necessary  
25 travel for participants in such training, by or to officials  
26 and employees of the department and of public housing

1 agencies and to residents: *Provided*, That none of such  
2 funds shall be used directly or indirectly by granting com-  
3 petitive advantage in awards to settle litigation or pay  
4 judgments, unless expressly permitted herein.

5 NATIVE AMERICAN HOUSING BLOCK GRANTS

6 (INCLUDING TRANSFERS OF FUNDS)

7 For the Native American Housing Block Grants pro-  
8 gram, as authorized under title I of the Native American  
9 Housing Assistance and Self-Determination Act of 1996  
10 (NAHASDA) (25 U.S.C. 411 et seq.), \$648,570,000, to  
11 remain available until expended, of which \$2,200,000 shall  
12 be contracted through the Secretary as technical assist-  
13 ance and capacity building to be used by the National  
14 American Indian Housing Council in support of the imple-  
15 mentation of NAHASDA; of which \$5,000,000 shall be  
16 to support the inspection of Indian housing units, contract  
17 expertise, and technical assistance in the training, over-  
18 sight, and management of Indian housing and tenant-  
19 based assistance, including up to \$300,000 for related  
20 travel; and of which no less than \$2,000,000 shall be  
21 transferred to the Working Capital Fund for the develop-  
22 ment and maintenance of information technology systems:  
23 *Provided*, That of the amount provided under this head-  
24 ing, \$5,987,000 shall be made available for the cost of  
25 guaranteed notes and other obligations, as authorized by

1 title VI of NAHASDA: *Provided further*, That such costs,  
2 including the costs of modifying such notes and other obli-  
3 gations, shall be as defined in section 502 of the Congres-  
4 sional Budget Act of 1974, as amended: *Provided further*,  
5 That these funds are available to subsidize the total prin-  
6 cipal amount of any notes and other obligations, any part  
7 of which is to be guaranteed, not to exceed \$52,726,000:  
8 *Provided further*, That for administrative expenses to  
9 carry out the guaranteed loan program, up to \$150,000  
10 from amounts in the first proviso, which shall be trans-  
11 ferred to and merged with the appropriation for “Salaries  
12 and expenses”, to be used only for the administrative costs  
13 of these guarantees.

14 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

15 ACCOUNT

16 (INCLUDING TRANSFER OF FUNDS)

17 For the cost of guaranteed loans, as authorized by  
18 section 184 of the Housing and Community Development  
19 Act of 1992 (12 U.S.C. 1715z–13a), \$5,987,000, to re-  
20 main available until expended: *Provided*, That such costs,  
21 including the costs of modifying such loans, shall be as  
22 defined in section 502 of the Congressional Budget Act  
23 of 1974, as amended: *Provided further*, That these funds  
24 are available to subsidize total loan principal, any part of  
25 which is to be guaranteed, not to exceed \$234,283,000.

1 In addition, for administrative expenses to carry out  
2 the guaranteed loan program, up to \$200,000 from  
3 amounts in the first paragraph, which shall be transferred  
4 to and merged with the appropriation for “Salaries and  
5 expenses”, to be used only for the administrative costs of  
6 these guarantees.

7 COMMUNITY PLANNING AND DEVELOPMENT

8 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

9 For carrying out the Housing Opportunities for Per-  
10 sons with AIDS program, as authorized by the AIDS  
11 Housing Opportunity Act (42 U.S.C. 12901),  
12 \$277,432,000, to remain available until September 30,  
13 2003: *Provided*, That the Secretary may use up to  
14 \$2,000,000 of the funds under this heading for training,  
15 oversight, and technical assistance activities.

16 COMMUNITY DEVELOPMENT FUND

17 (INCLUDING TRANSFERS OF FUNDS)

18 For assistance to units of State and local govern-  
19 ment, and to other entities, for economic and community  
20 development activities, and for other purposes,  
21 \$4,801,993,000, to remain available until September 30,  
22 2003: *Provided*, That of the amount provided,  
23 \$4,399,300,000 is for carrying out the community devel-  
24 opment block grant program under title I of the Housing  
25 and Community Development Act of 1974, as amended

1 (the “Act” herein) (42 U.S.C. 5301): *Provided further*,  
2 That \$69,000,000 shall be for grants to Indian tribes not-  
3 withstanding section 106(a)(1) of such Act; \$3,300,000  
4 shall be available as a grant to the Housing Assistance  
5 Council; \$2,794,000 shall be available as a grant to the  
6 National American Indian Housing Council; \$5,000,000  
7 shall be available as a grant to the National Housing De-  
8 velopment Corporation, for operating expenses not to ex-  
9 ceed \$2,000,000 and for a program of affordable housing  
10 acquisition and rehabilitation; \$5,000,000 shall be avail-  
11 able as a grant to the National Council of La Raza for  
12 the HOPE Fund, of which \$500,000 is for technical as-  
13 sistance and fund management, and \$4,500,000 is for in-  
14 vestments in the HOPE Fund and financing to affiliated  
15 organizations; and \$34,424,000 shall be for grants pursu-  
16 ant to section 107 of the Act: *Provided further*, That no  
17 less than \$15,000,000 shall be transferred to the Working  
18 Capital Fund for the development and maintenance of in-  
19 formation technology systems: *Provided further*, That  
20 \$21,956,000 shall be for grants pursuant to the Self Help  
21 Housing Opportunity Program: *Provided further*, That not  
22 to exceed 20 percent of any grant made with funds appro-  
23 priated under this heading (other than a grant made avail-  
24 able in this paragraph to the Housing Assistance Council  
25 or the National American Indian Housing Council, or a



1 grant using funds under section 107(b)(3) of the Act)  
2 shall be expended for “Planning and Management Devel-  
3 opment” and “Administration” as defined in regulations  
4 promulgated by the Department.

5       Of the amount made available under this heading,  
6 \$29,387,000 shall be made available for capacity building,  
7 of which \$24,945,000 shall be made available for “Capac-  
8 ity Building for Community Development and Affordable  
9 Housing” for LISC and the Enterprise Foundation for ac-  
10 tivities as authorized by section 4 of the HUD Demonstra-  
11 tion Act of 1993 (42 U.S.C. 9816 note), as in effect imme-  
12 diately before June 12, 1997, with not less than  
13 \$4,989,000 of the funding to be used in rural areas, in-  
14 cluding tribal areas, and of which \$4,442,000 shall be for  
15 capacity building activities administered by Habitat for  
16 Humanity International.

17       Of the amount made available under this heading, the  
18 Secretary of Housing and Urban Development may use  
19 up to \$54,879,000 for supportive services for public hous-  
20 ing residents, as authorized by section 34 of the United  
21 States Housing Act of 1937, as amended, and for resi-  
22 dents of housing assisted under the Native American  
23 Housing Assistance and Self-Determination Act of 1996  
24 (NAHASDA) and for grants for service coordinators and  
25 congregate services for the elderly and disabled residents

1 of public and assisted housing and housing assisted under  
2 NAHASDA.

3       Of the amount made available under this heading,  
4 \$25,000,000 shall be available for neighborhood initiatives  
5 that are utilized to improve the conditions of distressed  
6 and blighted areas and neighborhoods, to stimulate invest-  
7 ment, economic diversification, and community revitaliza-  
8 tion in areas with population outmigration or a stagnating  
9 or declining economic base, or to determine whether hous-  
10 ing benefits can be integrated more effectively with welfare  
11 reform initiatives: *Provided*, that any unobligated balances  
12 of amounts set aside for neighborhood initiatives in fiscal  
13 years 1998, 1999, 2000, and 2001 may be utilized for any  
14 of the foregoing purposes.

15       Of the amount made available under this heading,  
16 notwithstanding any other provision of law, \$59,868,000  
17 shall be available for YouthBuild program activities au-  
18 thorized by subtitle D of title IV of the Cranston-Gonzalez  
19 National Affordable Housing Act, as amended, and such  
20 activities shall be an eligible activity with respect to any  
21 funds made available under this heading: *Provided*, That  
22 local YouthBuild programs that demonstrate an ability to  
23 leverage private and nonprofit funding shall be given a pri-  
24 ority for YouthBuild funding: *Provided further*, That no  
25 more than ten percent of any grant award may be used

1 for administrative costs: *Provided further*, That of the  
2 amount provided under this paragraph, \$2,000,000 shall  
3 be set aside and made available for a grant to YouthBuild  
4 USA for capacity building for community development and  
5 affordable housing activities as specified in section 4 of  
6 the HUD Demonstration Act of 1993, as amended.

7 Of the amount made available under this heading,  
8 \$77,000,000 shall be available for grants for the Economic  
9 Development Initiative (EDI) to finance a variety of eco-  
10 nomic development efforts.

11 COMMUNITY DEVELOPMENT LOAN GUARANTEES

12 PROGRAM ACCOUNT

13 (INCLUDING TRANSFER OF FUNDS)

14 For the cost of guaranteed loans, \$14,000,000, to re-  
15 main available until September 30, 2003, as authorized  
16 by section 108 of the Housing and Community Develop-  
17 ment Act of 1974, as amended: *Provided*, That such costs,  
18 including the cost of modifying such loans, shall be as de-  
19 fined in section 502 of the Congressional Budget Act of  
20 1974, as amended: *Provided further*, That these funds are  
21 available to subsidize total loan principal, any part of  
22 which is to be guaranteed, not to exceed \$608,696,000,  
23 notwithstanding any aggregate limitation on outstanding  
24 obligations guaranteed in section 108(k) of the Housing  
25 and Community Development Act of 1974, as amended:  
26 *Provided further*, That in addition, for administrative ex-

1 penses to carry out the guaranteed loan program,  
2 \$1,000,000, which shall be transferred to and merged with  
3 the appropriation for “Salaries and expenses”.

4 BROWNFIELDS REDEVELOPMENT

5 For Economic Development Grants, as authorized by  
6 section 108(q) of the Housing and Community Develop-  
7 ment Act of 1974, as amended, for Brownfields redevelop-  
8 ment projects, \$25,000,000, to remain available until Sep-  
9 tember 30, 2003: *Provided*, That the Secretary of Housing  
10 and Urban Development shall make these grants available  
11 on a competitive basis as specified in section 102 of the  
12 Department of Housing and Urban Development Reform  
13 Act of 1989.

14 HOME INVESTMENT PARTNERSHIPS PROGRAM

15 (INCLUDING TRANSFER OF FUNDS)

16 For the HOME investment partnerships program, as  
17 authorized under title II of the Cranston-Gonzalez Na-  
18 tional Affordable Housing Act, as amended,  
19 \$1,996,040,000 to remain available until September 30,  
20 2003: *Provided*, That of the total amount provided under  
21 this heading, \$200,000,000 shall be available for the  
22 Downpayment Assistance Initiative, subject to the enact-  
23 ment of subsequent legislation authorizing such initiative:  
24 *Provided further*, That should legislation authorizing such  
25 initiative not be enacted by June 30, 2002, amounts des-  
26 ignated in the previous proviso shall become available for

1 any such purpose authorized under title II of the Cran-  
2 ston-Gonzalez National Affordable Housing Act, as  
3 amended: *Provided further*, That of the total amount pro-  
4 vided under this heading, up to \$20,000,000 shall be avail-  
5 able for Housing Counseling under section 106 of the  
6 Housing and Urban Development Act of 1968; and no less  
7 than \$17,000,000 shall be transferred to the Working  
8 Capital Fund for the development and maintenance of in-  
9 formation technology systems.

10 HOMELESS ASSISTANCE GRANTS

11 (INCLUDING TRANSFER OF FUNDS)

12 For the emergency shelter grants program as author-  
13 ized under subtitle B of title IV of the McKinney-Vento  
14 Homeless Assistance Act, as amended; the supportive  
15 housing program as authorized under subtitle C of title  
16 IV of such Act; the section 8 moderate rehabilitation sin-  
17 gle room occupancy program as authorized under the  
18 United States Housing Act of 1937, as amended, to assist  
19 homeless individuals pursuant to section 441 of the  
20 McKinney-Vento Homeless Assistance Act; and the shelter  
21 plus care program as authorized under subtitle F of title  
22 IV of such Act, \$1,027,745,000, to remain available until  
23 September 30, 2003: *Provided*, That not less than 35 per-  
24 cent of these funds shall be used for permanent housing,  
25 and all funding for services must be matched by 25 per-  
26 cent in funding by each grantee: *Provided further*, That

1 all awards of assistance under this heading shall be re-  
2 quired to coordinate and integrate homeless programs  
3 with other mainstream health, social services, and employ-  
4 ment programs for which homeless populations may be eli-  
5 gible, including Medicaid, State Children's Health Insur-  
6 ance Program, Temporary Assistance for Needy Families,  
7 Food Stamps, and services funding through the Mental  
8 Health and Substance Abuse Block Grant, Workforce In-  
9 vestment Act, and the Welfare-to-Work grant program:  
10 *Provided further*, That no less than \$14,200,000 of the  
11 funds appropriated under this heading is transferred to  
12 the Working Capital Fund to be used for technical assist-  
13 ance for management information systems and to develop  
14 an automated, client-level Annual Performance Report  
15 System: *Provided further*, That \$500,000 shall be made  
16 available to the Interagency Council on the Homeless for  
17 administrative needs.

## 18 HOUSING PROGRAMS

### 19 HOUSING FOR SPECIAL POPULATIONS

#### 20 (INCLUDING TRANSFER OF FUNDS)

21 For assistance for the purchase, construction, acqui-  
22 sition, or development of additional public and subsidized  
23 housing units for low income families not otherwise pro-  
24 vided for, \$1,024,151,000, to remain available until Sep-  
25 tember 30, 2003: *Provided*, That \$783,286,000 shall be  
26 for capital advances, including amendments to capital ad-

1 vance contracts, for housing for the elderly, as authorized  
2 by section 202 of the Housing Act of 1959, as amended,  
3 and for project rental assistance for the elderly under such  
4 section 202(c)(2), including amendments to contracts for  
5 such assistance and renewal of expiring contracts for such  
6 assistance for up to a one-year term, and for supportive  
7 services associated with the housing, of which amount  
8 \$49,890,000 shall be for service coordinators and the con-  
9 tinuation of existing congregate service grants for resi-  
10 dents of assisted housing projects, and of which amount  
11 \$49,890,000 shall be for grants under section 202b of the  
12 Housing Act of 1959 (12 U.S.C. 1701q-2) for conversion  
13 of eligible projects under such section to assisted living  
14 or related use: *Provided further*, That of the amount under  
15 this heading, \$240,865,000 shall be for capital advances,  
16 including amendments to capital advance contracts, for  
17 supportive housing for persons with disabilities, as author-  
18 ized by section 811 of the Cranston-Gonzalez National Af-  
19 fordable Housing Act, for project rental assistance for  
20 supportive housing for persons with disabilities under such  
21 section 811(d)(2), including amendments to contracts for  
22 such assistance and renewal of expiring contracts for such  
23 assistance for up to a one-year term, and for supportive  
24 services associated with the housing for persons with dis-  
25 abilities as authorized by section 811 of such Act, and for

1 tenant-based rental assistance contracts entered into pur-  
2 suant to section 811 of such Act: *Provided further*, That  
3 no less than \$1,000,000, to be divided evenly between the  
4 appropriations for the section 202 and section 811 pro-  
5 grams, shall be transferred to the Working Capital Fund  
6 for the development and maintenance of information tech-  
7 nology systems: *Provided further*, That, in addition to  
8 amounts made available for renewal of tenant-based rental  
9 assistance contracts pursuant to the second proviso of this  
10 paragraph, the Secretary may designate up to 25 percent  
11 of the amounts earmarked under this paragraph for sec-  
12 tion 811 of such Act for tenant-based assistance, as au-  
13 thorized under that section, including such authority as  
14 may be waived under the next proviso, which assistance  
15 is five years in duration: *Provided further*, That the Sec-  
16 retary may waive any provision of such section 202 and  
17 such section 811 (including the provisions governing the  
18 terms and conditions of project rental assistance and ten-  
19 ant-based assistance) that the Secretary determines is not  
20 necessary to achieve the objectives of these programs, or  
21 that otherwise impedes the ability to develop, operate, or  
22 administer projects assisted under these programs, and  
23 may make provision for alternative conditions or terms  
24 where appropriate.



## 1 FLEXIBLE SUBSIDY FUND

## 2 (TRANSFER OF FUNDS)

3 From the Rental Housing Assistance Fund, all un-  
4 committed balances of excess rental charges as of Sep-  
5 tember 30, 2001, and any collections made during fiscal  
6 year 2002, shall be transferred to the Flexible Subsidy  
7 Fund, as authorized by section 236(g) of the National  
8 Housing Act, as amended.

## 9 MANUFACTURED HOUSING FEES TRUST FUND

10 For necessary expenses as authorized by the National  
11 Manufactured Housing Construction and Safety Stand-  
12 ards Act of 1974, as amended (42 U.S.C. 5401 et seq.),  
13 \$13,566,000, to remain available until expended, to be de-  
14 rived from the Manufactured Housing Fees Trust Fund:  
15 *Provided*, That the total amount appropriated under this  
16 heading shall be available from the general fund of the  
17 Treasury to the extent necessary to incur obligations and  
18 make expenditures pending the receipt of collections to the  
19 Fund pursuant to section 620 of such Act: *Provided fur-*  
20 *ther*, That the amount made available under this heading  
21 from the general fund shall be reduced as such collections  
22 are received during fiscal year 2002 so as to result in a  
23 final fiscal year 2002 appropriation from the general fund  
24 estimated at not more than \$0 and fees pursuant to such  
25 section 620 shall be modified as necessary to ensure such  
26 a final fiscal year 2002 appropriation.

1                   FEDERAL HOUSING ADMINISTRATION  
2           MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT  
3                   (INCLUDING TRANSFERS OF FUNDS)

4           During fiscal year 2002, commitments to guarantee  
5 loans to carry out the purposes of section 203(b) of the  
6 National Housing Act, as amended, shall not exceed a loan  
7 principal of \$160,000,000,000.

8           During fiscal year 2002, obligations to make direct  
9 loans to carry out the purposes of section 204(g) of the  
10 National Housing Act, as amended, shall not exceed  
11 \$250,000,000: *Provided*, That the foregoing amount shall  
12 be for loans to nonprofit and governmental entities in con-  
13 nection with sales of single family real properties owned  
14 by the Secretary and formerly insured under the Mutual  
15 Mortgage Insurance Fund.

16           For administrative expenses necessary to carry out  
17 the guaranteed and direct loan program, \$330,888,000,  
18 of which not to exceed \$326,866,000 shall be transferred  
19 to the appropriation for “Salaries and expenses”; and not  
20 to exceed \$4,022,000 shall be transferred to the appro-  
21 priation for “Office of Inspector General”. In addition, for  
22 administrative contract expenses, \$145,000,000, of which  
23 not less than \$96,500,000 shall be transferred to the  
24 Working Capital Fund for the development and mainte-  
25 nance of information technology systems.

1           GENERAL AND SPECIAL RISK PROGRAM ACCOUNT  
2                           (INCLUDING TRANSFERS OF FUNDS)

3           For the cost of guaranteed loans, as authorized by  
4 sections 238 and 519 of the National Housing Act (12  
5 U.S.C. 1715z-3 and 1735c), including the cost of loan  
6 guarantee modifications as that term is defined in section  
7 502 of the Congressional Budget Act of 1974, as amend-  
8 ed, \$15,000,000, to remain available until expended: *Pro-*  
9 *vided*, That these funds are available to subsidize total  
10 loan principal, any part of which is to be guaranteed, of  
11 up to \$21,000,000,000: *Provided further*, That any  
12 amounts made available in any prior appropriations Act  
13 for the cost (as such term is defined in section 502 of  
14 the Congressional Budget Act of 1974) of guaranteed  
15 loans that are obligations of the funds established under  
16 section 238 or 519 of the National Housing Act that have  
17 not been obligated or that are deobligated shall be avail-  
18 able to the Secretary of Housing and Urban Development  
19 in connection with the making of such guarantees and  
20 shall remain available until expended, notwithstanding the  
21 expiration of any period of availability otherwise applicable  
22 to such amounts.

23           Gross obligations for the principal amount of direct  
24 loans, as authorized by sections 204(g), 207(l), 238, and  
25 519(a) of the National Housing Act, shall not exceed  
26 \$50,000,000, of which not to exceed \$30,000,000 shall be

1 for bridge financing in connection with the sale of multi-  
2 family real properties owned by the Secretary and for-  
3 merly insured under such Act; and of which not to exceed  
4 \$20,000,000 shall be for loans to nonprofit and govern-  
5 mental entities in connection with the sale of single-family  
6 real properties owned by the Secretary and formerly in-  
7 sured under such Act.

8 In addition, for administrative expenses necessary to  
9 carry out the guaranteed and direct loan programs,  
10 \$211,455,000, of which \$193,134,000, shall be trans-  
11 ferred to the appropriation for “Salaries and expenses”;  
12 and of which \$18,321,000 shall be transferred to the ap-  
13 propriation for “Office of Inspector General”. In addition,  
14 for administrative contract expenses necessary to carry  
15 out the guaranteed and direct loan programs,  
16 \$139,000,000, of which no less than \$33,500,000 shall be  
17 transferred to the Working Capital Fund for the develop-  
18 ment and maintenance of information technology systems.

19 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION

20 (GNMA)

21 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN

22 GUARANTEE PROGRAM ACCOUNT

23 (INCLUDING TRANSFER OF FUNDS)

24 New commitments to issue guarantees to carry out  
25 the purposes of section 306 of the National Housing Act,  
26 as amended (12 U.S.C. 1721(g)), shall not exceed

1 \$200,000,000,000, to remain available until September  
2 30, 2003.

3 For administrative expenses necessary to carry out  
4 the guaranteed mortgage-backed securities program,  
5 \$9,383,000 to be derived from the GNMA guarantees of  
6 mortgage-backed securities guaranteed loan receipt ac-  
7 count, of which not to exceed \$9,383,000 shall be trans-  
8 ferred to the appropriation for “Salaries and expenses”.

9 POLICY DEVELOPMENT AND RESEARCH

10 RESEARCH AND TECHNOLOGY

11 For contracts, grants, and necessary expenses of pro-  
12 grams of research and studies relating to housing and  
13 urban problems, not otherwise provided for, as authorized  
14 by title V of the Housing and Urban Development Act  
15 of 1970, as amended (12 U.S.C. 1701z–1 et seq.), includ-  
16 ing carrying out the functions of the Secretary under sec-  
17 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,  
18 \$46,900,000, to remain available until September 30,  
19 2003: *Provided*, That \$1,500,000 shall be for necessary  
20 expenses of the Millennial Housing Commission, as au-  
21 thorized by section 206 of Public Law 106–74: *Provided*  
22 *further*, That of the total amount provided under this  
23 heading, \$7,500,000 shall be for the Partnership for Ad-  
24 vancing Technology in Housing (PATH) Initiative.

## 1           FAIR HOUSING AND EQUAL OPPORTUNITY

## 2                           FAIR HOUSING ACTIVITIES

3           For contracts, grants, and other assistance, not oth-  
4 erwise provided for, as authorized by title VIII of the Civil  
5 Rights Act of 1968, as amended by the Fair Housing  
6 Amendments Act of 1988, and section 561 of the Housing  
7 and Community Development Act of 1987, as amended,  
8 \$45,899,000, to remain available until September 30,  
9 2003, of which \$19,449,000 shall be to carry out activities  
10 pursuant to such section 561: *Provided*, That no funds  
11 made available under this heading shall be used to lobby  
12 the executive or legislative branches of the Federal Gov-  
13 ernment in connection with a specific contract, grant or  
14 loan.

## 15                           OFFICE OF LEAD HAZARD CONTROL

## 16   LEAD HAZARD REDUCTION

17           For the Lead Hazard Reduction Program, as author-  
18 ized by sections 1011 and 1053 of the Residential Lead-  
19 Based Hazard Reduction Act of 1992, \$109,758,000 to  
20 remain available until September 30, 2003, of which  
21 \$10,000,000 shall be for the Healthy Homes Initiative,  
22 pursuant to sections 501 and 502 of the Housing and  
23 Urban Development Act of 1970 that shall include re-  
24 search, studies, testing, and demonstration efforts, includ-  
25 ing education and outreach concerning lead-based paint

1 poisoning and other housing-related environmental child-  
2 hood diseases and hazards.

3 MANAGEMENT AND ADMINISTRATION

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary administrative and non-administrative  
7 expenses of the Department of Housing and Urban Devel-  
8 opment, not otherwise provided for, including not to ex-  
9 ceed \$7,000 for official reception and representation ex-  
10 penses, \$1,086,800,000, of which \$520,000,000 shall be  
11 provided from the various funds of the Federal Housing  
12 Administration, \$9,383,000 shall be provided from funds  
13 of the Government National Mortgage Association,  
14 \$1,000,000 shall be provided from the “Community devel-  
15 opment fund” account, \$150,000 shall be provided by  
16 transfer from the “Title VI Indian federal guarantees pro-  
17 gram” account, and \$200,000 shall be provided by trans-  
18 fer from the “Indian housing loan guarantee fund pro-  
19 gram” account: *Provided*, That no less than \$85,000,000  
20 shall be transferred to the Working Capital Fund for the  
21 development and maintenance of Information Technology  
22 Systems: *Provided further*, That the Secretary shall fill 7  
23 out of 10 vacancies at the GS–14 and GS–15 levels until  
24 the total number of GS–14 and GS–15 positions in the  
25 Department has been reduced from the number of GS–  
26 14 and GS–15 positions on the date of enactment of Pub-

1 lie Law 106–377 by two and one-half percent: *Provided*  
2 *further*, That the Secretary shall submit a staffing plan  
3 for the Department by November 1, 2001.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
6 General in carrying out the Inspector General Act of 1978,  
7 as amended, \$93,898,000, of which \$22,343,000 shall be  
8 provided from the various funds of the Federal Housing  
9 Administration and \$10,000,000 shall be provided from  
10 the amount earmarked for Operation Safe Home in the  
11 appropriation for the “Public housing operating fund”:  
12 *Provided*, That the Inspector General shall have inde-  
13 pendent authority over all personnel issues within the Of-  
14 fice of Inspector General.

15 CONSOLIDATED FEE FUND

16 (RESCISSION)

17 Of the balances remaining available from fees and  
18 charges under section 7(j) of the Department of Housing  
19 and Urban Development Act, \$6,700,000 is rescinded.

20 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFER OF FUNDS)

23 For carrying out the Federal Housing Enterprise Fi-  
24 nancial Safety and Soundness Act of 1992, including not  
25 to exceed \$500 for official reception and representation  
26 expenses, \$23,000,000, to remain available until ex-



1 pending, to be derived from the Federal Housing Enter-  
2 prise Oversight Fund: *Provided*, That not to exceed such  
3 amount shall be available from the general fund of the  
4 Treasury to the extent necessary to incur obligations and  
5 make expenditures pending the receipt of collections to the  
6 Fund: *Provided further*, That the general fund amount  
7 shall be reduced as collections are received during the fis-  
8 cal year so as to result in a final appropriation from the  
9 general fund estimated at not more than \$0.

10 ADMINISTRATIVE PROVISIONS

11 SEC. 201. Fifty percent of the amounts of budget au-  
12 thority, or in lieu thereof 50 percent of the cash amounts  
13 associated with such budget authority, that are recaptured  
14 from projects described in section 1012(a) of the Stuart  
15 B. McKinney Homeless Assistance Amendments Act of  
16 1988 (42 U.S.C. 1437 note) shall be rescinded, or in the  
17 case of cash, shall be remitted to the Treasury, and such  
18 amounts of budget authority or cash recaptured and not  
19 rescinded or remitted to the Treasury shall be used by  
20 State housing finance agencies or local governments or  
21 local housing agencies with projects approved by the Sec-  
22 retary of Housing and Urban Development for which set-  
23 tlement occurred after January 1, 1992, in accordance  
24 with such section. Notwithstanding the previous sentence,  
25 the Secretary may award up to 15 percent of the budget

1 authority or cash recaptured and not rescinded or remitted  
2 to the Treasury to provide project owners with incentives  
3 to refinance their project at a lower interest rate.

4       SEC. 202. None of the amounts made available under  
5 this Act may be used during fiscal year 2002 to investigate  
6 or prosecute under the Fair Housing Act any otherwise  
7 lawful activity engaged in by one or more persons, includ-  
8 ing the filing or maintaining of a non-frivolous legal ac-  
9 tion, that is engaged in solely for the purpose of achieving  
10 or preventing action by a Government official or entity,  
11 or a court of competent jurisdiction.

12       SEC. 203. (a) Notwithstanding section 854(c)(1)(A)  
13 of the AIDS Housing Opportunity Act (42 U.S.C.  
14 12903(c)(1)(A)), from any amounts made available under  
15 this title for fiscal year 2002 that are allocated under such  
16 section, the Secretary of Housing and Urban Development  
17 shall allocate and make a grant, in the amount determined  
18 under subsection (b), for any State that—

19               (1) received an allocation in a prior fiscal year  
20               under clause (ii) of such section; and

21               (2) is not otherwise eligible for an allocation for  
22               fiscal year 2002 under such clause (ii) because the  
23               areas in the State outside of the metropolitan statis-  
24               tical areas that qualify under clause (i) in fiscal year  
25               2002 do not have the number of cases of acquired

1 immunodeficiency syndrome (AIDS) required under  
2 such clause.

3 (b) The amount of the allocation and grant for any  
4 State described in subsection (a) shall be an amount based  
5 on the cumulative number of AIDS cases in the areas of  
6 that State that are outside of metropolitan statistical  
7 areas that qualify under clause (i) of such section  
8 854(c)(1)(A) in fiscal year 2002, in proportion to AIDS  
9 cases among cities and States that qualify under clauses  
10 (i) and (ii) of such section and States deemed eligible  
11 under subsection (a).

12 SEC. 204. Section 225(a) of the Department of Vet-  
13 erans Affairs and Housing and Urban Development, and  
14 Independent Agencies Appropriations Act, 2000, Public  
15 Law 106-74 (113 Stat. 1076), is amended by inserting  
16 “and fiscal year 2002” after “fiscal year 2001”.

17 SEC. 205. Section 251 of the National Housing Act  
18 (12 U.S.C. 1715z-16) is amended—

19 (1) in subsection (b), by striking “issue regula-  
20 tions” and all that follows and inserting the fol-  
21 lowing: “require that the mortgagee make available  
22 to the mortgagor, at the time of loan application, a  
23 written explanation of the features of an adjustable  
24 rate mortgage consistent with the disclosure require-  
25 ments applicable to variable rate mortgages secured

1 by a principal dwelling under the Truth in Lending  
2 Act.”; and

3 (2) by adding the following new subsection at  
4 the end:

5 “(d)(1) The Secretary may insure under this sub-  
6 section a mortgage that meets the requirements of sub-  
7 section (a), except that the effective rate of interest—

8 “(A) shall be fixed for a period of not less than  
9 the first 3 years of the mortgage term;

10 “(B) shall be adjusted by the mortgagee ini-  
11 tially upon the expiration of such period and annu-  
12 ally thereafter; and

13 “(C) in the case of the initial interest rate ad-  
14 justment, is subject to the one percent limitation  
15 only if the interest rate remained fixed for five or  
16 fewer years.

17 “(2) The disclosure required under subsection (b)  
18 shall be required for a mortgage insured under this sub-  
19 section.”.

20 SEC. 206. (a) Section 203(e) of the National Housing  
21 Act (12 U.S.C. 1709(e)) is amended—

22 (1) in paragraph (1), by striking “and (k)” and  
23 “or (k)”; and

24 (2) in paragraph (2)—

1 (A) by inserting immediately after “sub-  
2 section (v),” the following: “and each mortgage  
3 that is insured under subsection (k) or section  
4 234(c),”; and

5 (B) by striking “and executed on or after  
6 October 1, 1994,”.

7 (b) The amendments made by subsection (a) shall—  
8 (1) apply only to mortgages that are executed  
9 on or after the date of enactment of this Act; and  
10 (2) be implemented in advance of any necessary  
11 conforming changes to regulations.

12 SEC. 207. (a) During fiscal year 2002, in the provi-  
13 sion of rental assistance under section 8(o) of the United  
14 States Housing Act of 1937 (42 U.S.C. 1437f(o)) in con-  
15 nection with a program to demonstrate the economy and  
16 effectiveness of providing such assistance for use in as-  
17 sisted living facilities that is carried out in the counties  
18 of the State of Michigan specified in subsection (b) of this  
19 section, notwithstanding paragraphs (3) and (18)(B)(iii)  
20 of such section 8(o), a family residing in an assisted living  
21 facility in any such county, on behalf of which a public  
22 housing agency provides assistance pursuant to section  
23 8(o)(18) of such Act, may be required, at the time the  
24 family initially receives such assistance, to pay rent in an  
25 amount exceeding 40 percent of the monthly adjusted in-

1 come of the family by such a percentage or amount as  
2 the Secretary of Housing and Urban Development deter-  
3 mines to be appropriate.

4 (b) The counties specified in this subsection are Oak-  
5 land County, Macomb County, Wayne County, and  
6 Washtenaw County, in the State of Michigan.

### 7 TITLE III—INDEPENDENT AGENCIES

#### 8 AMERICAN BATTLE MONUMENTS COMMISSION

##### 9 SALARIES AND EXPENSES

10 For necessary expenses, not otherwise provided for,  
11 of the American Battle Monuments Commission, including  
12 the acquisition of land or interest in land in foreign coun-  
13 tries; purchases and repair of uniforms for caretakers of  
14 national cemeteries and monuments outside of the United  
15 States and its territories and possessions; rent of office  
16 and garage space in foreign countries; purchase (one for  
17 replacement only) and hire of passenger motor vehicles;  
18 and insurance of official motor vehicles in foreign coun-  
19 tries, when required by law of such countries,  
20 \$30,466,000, to remain available until expended.

21 For the partial cost of construction of a new interpre-  
22 tive and visitor center at the American Cemetery in Nor-  
23 mandy, France, \$5,000,000, to remain available until ex-  
24 pended: *Provided*, That the Commission shall ensure that  
25 the placement, scope and character of this new center pro-

1 tect the solemnity of the site and the sensitivity of inter-  
2 ested parties including families of servicemen interred at  
3 the cemetery, the host country and Allied forces who par-  
4 ticipated in the invasion and ensuing battle: *Provided fur-*  
5 *ther*, That not more than \$1,000,000 shall be for non-con-  
6 struction related costs including initial consultations with  
7 interested parties and the conceptual study and design of  
8 the new center.

9 CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD  
10 SALARIES AND EXPENSES

11 For necessary expenses in carrying out activities pur-  
12 suant to section 112(r)(6) of the Clean Air Act, as amend-  
13 ed, including hire of passenger vehicles, uniforms or allow-  
14 ances therefor, as authorized by 5 U.S.C. 5901–5902, and  
15 for services authorized by 5 U.S.C. 3109, but at rates for  
16 individuals not to exceed the per diem equivalent to the  
17 maximum rate payable for senior level positions under 5  
18 U.S.C. 5376, \$8,000,000, \$5,500,000 of which to remain  
19 available until September 30, 2002 and \$2,500,000 of  
20 which to remain available until September 30, 2003: *Pro-*  
21 *vided*, That the Chemical Safety and Hazard Investigation  
22 Board shall have not more than three career Senior Exec-  
23 utive Service positions: *Provided further*, That, hereafter,  
24 there shall be an Inspector General at the Board who shall  
25 have the duties, responsibilities, and authorities specified

1 in the Inspector General Act of 1978, as amended: *Pro-*  
2 *vided further*, That an individual appointed to the position  
3 of Inspector General of the Federal Emergency Manage-  
4 ment Agency (FEMA) shall, by virtue of such appoint-  
5 ment, also hold the position of Inspector General of the  
6 Board: *Provided further*, That the Inspector General of the  
7 Board shall utilize personnel of the Office of Inspector  
8 General of FEMA in performing the duties of the Inspec-  
9 tor General of the Board, and shall not appoint any indi-  
10 viduals to positions within the Board.

11                                   DEPARTMENT OF THE TREASURY  
12   COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS  
13   COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS  
14                                   FUND PROGRAM ACCOUNT

15       To carry out the Community Development Banking  
16 and Financial Institutions Act of 1994, including services  
17 authorized by 5 U.S.C. 3109, but at rates for individuals  
18 not to exceed the per diem rate equivalent to the rate for  
19 ES-3, \$80,000,000, to remain available until September  
20 30, 2003, of which \$500,000 shall be for technical assist-  
21 ance and training programs designed to benefit Native  
22 American communities, and up to \$8,948,000 may be used  
23 for administrative expenses, including administration of  
24 the New Markets Tax Credit, up to \$6,000,000 may be  
25 used for the cost of direct loans, and up to \$1,000,000  
26 may be used for administrative expenses to carry out the



1 direct loan program: *Provided*, That the cost of direct  
2 loans, including the cost of modifying such loans, shall be  
3 as defined in section 502 of the Congressional Budget Act  
4 of 1974, as amended: *Provided further*, That these funds  
5 are available to subsidize gross obligations for the prin-  
6 cipal amount of direct loans not to exceed \$15,000,000.

7 CONSUMER PRODUCT SAFETY COMMISSION

8 SALARIES AND EXPENSES

9 For necessary expenses of the Consumer Product  
10 Safety Commission, including hire of passenger motor ve-  
11 hicles, services as authorized by 5 U.S.C. 3109, but at  
12 rates for individuals not to exceed the per diem rate equiv-  
13 alent to the maximum rate payable under 5 U.S.C. 5376,  
14 purchase of nominal awards to recognize non-Federal offi-  
15 cials' contributions to Commission activities, and not to  
16 exceed \$500 for official reception and representation ex-  
17 penses, \$54,200,000.

18 CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

19 NATIONAL AND COMMUNITY SERVICE PROGRAMS

20 OPERATING EXPENSES

21 Of the funds appropriated under this heading in Pub-  
22 lic Law 106-377, the Corporation for National and Com-  
23 munity Service shall use such amounts of such funds as  
24 may be necessary to carry out the orderly termination of  
25 the programs, activities, and initiatives under the National  
26 Community Service Act of 1990 (Public Law 103-82) and

1 the Corporation: *Provided*, that such sums shall be utilized  
2 to resolve all responsibilities and obligations in connection  
3 with said Corporation.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
6 General in carrying out the Inspector General Act of 1978,  
7 as amended, \$5,000,000, which shall be available for obli-  
8 gation through September 30, 2003.

9 U.S. COURT OF APPEALS FOR VETERANS CLAIMS

10 SALARIES AND EXPENSES

11 For necessary expenses for the operation of the  
12 United States Court of Appeals for Veterans Claims as  
13 authorized by 38 U.S.C. 7251–7298, \$13,221,000, of  
14 which \$895,000 shall be available for the purpose of pro-  
15 viding financial assistance as described, and in accordance  
16 with the process and reporting procedures set forth, under  
17 this heading in Public Law 102–229.

18 DEPARTMENT OF DEFENSE—CIVIL

19 CEMETERIAL EXPENSES, ARMY

20 SALARIES AND EXPENSES

21 For necessary expenses, as authorized by law, for  
22 maintenance, operation, and improvement of Arlington  
23 National Cemetery and Soldiers' and Airmen's Home Na-  
24 tional Cemetery, including the purchase of two passenger  
25 motor vehicles for replacement only, and not to exceed

1 \$1,000 for official reception and representation expenses,  
2 \$22,537,000, to remain available until expended.

3 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
4 NATIONAL INSTITUTES OF HEALTH  
5 NATIONAL INSTITUTE OF ENVIRONMENTAL HEALTH  
6 SCIENCES

7 For necessary expenses for the National Institute of  
8 Environmental Health Sciences in carrying out activities  
9 set forth in section 311(a) of the Comprehensive Environ-  
10 mental Response, Compensation, and Liability Act of  
11 1980, as amended, \$70,228,000.

12 AGENCY FOR TOXIC SUBSTANCES AND DISEASE  
13 REGISTRY  
14 SALARIES AND EXPENSES

15 For necessary expenses for the Agency for Toxic Sub-  
16 stances and Disease Registry (ATSDR) in carrying out  
17 activities set forth in sections 104(i), 111(c)(4), and  
18 111(c)(14) of the Comprehensive Environmental Re-  
19 sponse, Compensation, and Liability Act of 1980  
20 (CERCLA), as amended; section 118(f) of the Superfund  
21 Amendments and Reauthorization Act of 1986 (SARA),  
22 as amended; and section 3019 of the Solid Waste Disposal  
23 Act, as amended, \$78,235,000, to be derived from the  
24 Hazardous Substance Superfund Trust Fund pursuant to  
25 section 517(a) of SARA (26 U.S.C. 9507): *Provided*, That

1 notwithstanding any other provision of law, in lieu of per-  
2 forming a health assessment under section 104(i)(6) of  
3 CERCLA, the Administrator of ATSDR may conduct  
4 other appropriate health studies, evaluations, or activities,  
5 including, without limitation, biomedical testing, clinical  
6 evaluations, medical monitoring, and referral to accredited  
7 health care providers: *Provided further*, That in per-  
8 forming any such health assessment or health study, eval-  
9 uation, or activity, the Administrator of ATSDR shall not  
10 be bound by the deadlines in section 104(i)(6)(A) of  
11 CERCLA: *Provided further*, That none of the funds appro-  
12 priated under this heading shall be available for ATSDR  
13 to issue in excess of 40 toxicological profiles pursuant to  
14 section 104(i) of CERCLA during fiscal year 2002, and  
15 existing profiles may be updated as necessary.

16 ENVIRONMENTAL PROTECTION AGENCY

17 SCIENCE AND TECHNOLOGY

18 For science and technology, including research and  
19 development activities, which shall include research and  
20 development activities under the Comprehensive Environ-  
21 mental Response, Compensation, and Liability Act of  
22 1980, as amended; necessary expenses for personnel and  
23 related costs and travel expenses, including uniforms, or  
24 allowances therefor, as authorized by 5 U.S.C. 5901–  
25 5902; services as authorized by 5 U.S.C. 3109, but at

1 rates for individuals not to exceed the per diem rate equiv-  
2 alent to the maximum rate payable for senior level posi-  
3 tions under 5 U.S.C. 5376; procurement of laboratory  
4 equipment and supplies; other operating expenses in sup-  
5 port of research and development; construction, alteration,  
6 repair, rehabilitation, and renovation of facilities, not to  
7 exceed \$75,000 per project, \$680,410,000, which shall re-  
8 main available until September 30, 2003.

9 ENVIRONMENTAL PROGRAMS AND MANAGEMENT

10 For environmental programs and management, in-  
11 cluding necessary expenses, not otherwise provided for, for  
12 personnel and related costs and travel expenses, including  
13 uniforms, or allowances therefor, as authorized by 5  
14 U.S.C. 5901–5902; services as authorized by 5 U.S.C.  
15 3109, but at rates for individuals not to exceed the per  
16 diem rate equivalent to the maximum rate payable for sen-  
17 ior level positions under 5 U.S.C. 5376; hire of passenger  
18 motor vehicles; hire, maintenance, and operation of air-  
19 craft; purchase of reprints; library memberships in soci-  
20 eties or associations which issue publications to members  
21 only or at a price to members lower than to subscribers  
22 who are not members; construction, alteration, repair, re-  
23 habilitation, and renovation of facilities, not to exceed  
24 \$75,000 per project; and not to exceed \$6,000 for official  
25 reception and representation expenses, \$2,014,799,000,  
26 which shall remain available until September 30, 2003.

## 1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector  
3 General in carrying out the provisions of the Inspector  
4 General Act of 1978, as amended, and for construction,  
5 alteration, repair, rehabilitation, and renovation of facili-  
6 ties, not to exceed \$75,000 per project, \$34,019,000, to  
7 remain available until September 30, 2003.

## 8 BUILDINGS AND FACILITIES

9 For construction, repair, improvement, extension, al-  
10 teration, and purchase of fixed equipment or facilities of,  
11 or for use by, the Environmental Protection Agency,  
12 \$25,318,000, to remain available until expended.

13 HAZARDOUS SUBSTANCE SUPERFUND  
14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses to carry out the Comprehen-  
16 sive Environmental Response, Compensation, and Liabil-  
17 ity Act of 1980 (CERCLA), as amended, including sec-  
18 tions 111(c)(3), (c)(5), (c)(6), and (e)(4) (42 U.S.C.  
19 9611), and for construction, alteration, repair, rehabilita-  
20 tion, and renovation of facilities, not to exceed \$75,000  
21 per project; \$1,270,000,000 (of which \$100,000,000 shall  
22 not become available until September 1, 2002) to remain  
23 available until expended, consisting of \$635,000,000, as  
24 authorized by section 517(a) of the Superfund Amend-  
25 ments and Reauthorization Act of 1986 (SARA), as  
26 amended by Public Law 101-508, and \$635,000,000 as

1 a payment from general revenues to the Hazardous Sub-  
2 stance Superfund for purposes as authorized by section  
3 517(b) of SARA, as amended: *Provided*, That funds ap-  
4 propriated under this heading may be allocated to other  
5 Federal agencies in accordance with section 111(a) of  
6 CERCLA: *Provided further*, That of the funds appro-  
7 priated under this heading, \$11,867,000 shall be trans-  
8 ferred to the “Office of Inspector General” appropriation  
9 to remain available until September 30, 2003, and  
10 \$36,891,000 shall be transferred to the “Science and tech-  
11 nology” appropriation to remain available until September  
12 30, 2003.

13 LEAKING UNDERGROUND STORAGE TANK TRUST FUND

14 For necessary expenses to carry out leaking under-  
15 ground storage tank cleanup activities authorized by sec-  
16 tion 205 of the Superfund Amendments and Reauthoriza-  
17 tion Act of 1986, and for construction, alteration, repair,  
18 rehabilitation, and renovation of facilities, not to exceed  
19 \$75,000 per project, \$72,000,000, to remain available  
20 until expended.

21 OIL SPILL RESPONSE

22 For expenses necessary to carry out the Environ-  
23 mental Protection Agency’s responsibilities under the Oil  
24 Pollution Act of 1990, \$15,000,000, to be derived from  
25 the Oil Spill Liability trust fund, to remain available until  
26 expended.

## 1 STATE AND TRIBAL ASSISTANCE GRANTS

2 For environmental programs and infrastructure as-  
3 sistance, including capitalization grants for State revol-  
4 ving funds and performance partnership grants,  
5 \$3,433,899,000, to remain available until expended, of  
6 which \$1,200,000,000 shall be for making capitalization  
7 grants for the Clean Water State Revolving Funds under  
8 title VI of the Federal Water Pollution Control Act, as  
9 amended (the “Act”); \$850,000,000 shall be for capital-  
10 ization grants for the Drinking Water State Revolving  
11 Funds under section 1452 of the Safe Drinking Water  
12 Act, as amended, except that, notwithstanding section  
13 1452(n) of the Safe Drinking Water Act, as amended,  
14 none of the funds made available under this heading in  
15 this Act, or in previous appropriations Acts, shall be re-  
16 served by the Administrator for health effects studies on  
17 drinking water contaminants; \$75,000,000 shall be for ar-  
18 chitectural, engineering, planning, design, construction  
19 and related activities in connection with the construction  
20 of high priority water and wastewater facilities in the area  
21 of the United States-Mexico Border, after consultation  
22 with the appropriate border commission; \$30,000,000  
23 shall be for grants to the State of Alaska to address drink-  
24 ing water and wastewater infrastructure needs of rural  
25 and Alaska Native Villages; \$200,000,000 shall be for



1 making grants for the construction of wastewater and  
2 water treatment facilities and groundwater protection in-  
3 frastructure in accordance with the terms and conditions  
4 specified for such grants in the report accompanying this  
5 Act; and \$1,078,899,000 shall be for grants, including as-  
6 sociated program support costs, to States, federally recog-  
7 nized tribes, interstate agencies, tribal consortia, and air  
8 pollution control agencies for multi-media or single media  
9 pollution prevention, control and abatement and related  
10 activities, including activities pursuant to the provisions  
11 set forth under this heading in Public Law 104–134, and  
12 for making grants under section 103 of the Clean Air Act  
13 for particulate matter monitoring and data collection ac-  
14 tivities of which and subject to terms and conditions speci-  
15 fied by the Administrator, \$25,000,000 shall be for mak-  
16 ing grants for enforcement and related activities (in addi-  
17 tion to other grants funded under this heading), and  
18 \$25,000,000 shall be for Environmental Information Ex-  
19 change Network grants, including associated program  
20 support costs: *Provided*, That for fiscal year 2002 and  
21 hereafter, State authority under section 302(a) of Public  
22 Law 104–182 shall remain in effect: *Provided further*,  
23 That notwithstanding section 603(d)(7) of the Act, the  
24 limitation on the amounts in a State water pollution con-  
25 trol revolving fund that may be used by a State to admin-

1 ister the fund shall not apply to amounts included as prin-  
2 cipal in loans made by such fund in fiscal year 2002 and  
3 prior years where such amounts represent costs of admin-  
4 istering the fund to the extent that such amounts are or  
5 were deemed reasonable by the Administrator, accounted  
6 for separately from other assets in the fund, and used for  
7 eligible purposes of the fund, including administration:  
8 *Provided further*, That for fiscal year 2002, and notwith-  
9 standing section 518(f) of the Act, the Administrator is  
10 authorized to use the amounts appropriated for any fiscal  
11 year under section 319 of that Act to make grants to In-  
12 dian tribes pursuant to section 319(h) and 518(e) of that  
13 Act: *Provided further*, That for fiscal year 2002, notwith-  
14 standing the limitation on amounts in section 518(e) of  
15 the Act, up to a total of 1½ percent of the funds appro-  
16 priated for State Revolving Funds under Title VI of the  
17 Act may be reserved by the Administrator for grants  
18 under section 518(e) of such Act: *Provided further*, That  
19 no funds provided by this legislation to address the water,  
20 wastewater and other critical infrastructure needs of the  
21 colonias in the United States along the United States-  
22 Mexico border shall be made available to a county or mu-  
23 nicipal government unless that government has established  
24 an enforceable local ordinance, or other zoning rule, which  
25 prevents in that jurisdiction the development or construc-

1 tion of any additional colonia areas, or the development  
2 within an existing colonia the construction of any new  
3 home, business, or other structure which lacks water,  
4 wastewater, or other necessary infrastructure.

5 ADMINISTRATIVE PROVISIONS

6 For fiscal year 2002, notwithstanding 31 U.S.C.  
7 6303(1) and 6305(1), the Administrator of the Environ-  
8 mental Protection Agency, in carrying out the Agency's  
9 function to implement directly Federal environmental pro-  
10 grams required or authorized by law in the absence of an  
11 acceptable tribal program, may award cooperative agree-  
12 ments to federally-recognized Indian Tribes or Intertribal  
13 consortia, if authorized by their member Tribes, to assist  
14 the Administrator in implementing Federal environmental  
15 programs for Indian Tribes required or authorized by law,  
16 except that no such cooperative agreements may be award-  
17 ed from funds designated for State financial assistance  
18 agreements.

19 Section 136a-1 of title 7, United States Code is  
20 amended—

21 (1) in subsection (i)(5)(C)(i) by striking  
22 “\$14,000,000” and inserting “\$17,000,000”; and,  
23 by striking “each” and inserting “2002” after “fis-  
24 cal year”;

25 (2) in subsection (i)(5)(H) by striking “2001”  
26 and inserting “2002”;

1 (3) in subsection (i)(6) by striking “2001” and  
2 inserting “2002”; and

3 (4) in subsection (k)(3)(A) by striking “2001”  
4 and inserting “2002”; and, by striking “ $\frac{1}{7}$ ” and in-  
5 serting “ $\frac{1}{10}$ ”.

6 EXECUTIVE OFFICE OF THE PRESIDENT

7 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

8 For necessary expenses of the Office of Science and  
9 Technology Policy, in carrying out the purposes of the Na-  
10 tional Science and Technology Policy, Organization, and  
11 Priorities Act of 1976 (42 U.S.C. 6601 and 6671), hire  
12 of passenger motor vehicles, and services as authorized by  
13 5 U.S.C. 3109, not to exceed \$2,500 for official reception  
14 and representation expenses, and rental of conference  
15 rooms in the District of Columbia, \$5,267,000.

16 COUNCIL ON ENVIRONMENTAL QUALITY AND OFFICE OF  
17 ENVIRONMENTAL QUALITY

18 For necessary expenses to continue functions as-  
19 signed to the Council on Environmental Quality and Office  
20 of Environmental Quality pursuant to the National Envi-  
21 ronmental Policy Act of 1969, the Environmental Quality  
22 Improvement Act of 1970, and Reorganization Plan No.  
23 1 of 1977, \$2,974,000: *Provided*, That notwithstanding  
24 section 202 of the National Environmental Policy Act of  
25 1970, the Council shall consist of one member, appointed  
26 by the President, by and with the advice and consent of

1 the Senate, serving as chairman and exercising all powers,  
2 functions, and duties of the Council.

3 FEDERAL DEPOSIT INSURANCE CORPORATION

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector  
6 General in carrying out the provisions of the Inspector  
7 General Act of 1978, as amended, \$33,660,000, to be de-  
8 rived from the Bank Insurance Fund, the Savings Asso-  
9 ciation Insurance Fund, and the FSLIC Resolution Fund.

10 FEDERAL EMERGENCY MANAGEMENT AGENCY

11 DISASTER RELIEF

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses in carrying out the Robert  
14 T. Stafford Disaster Relief and Emergency Assistance Act  
15 (42 U.S.C. 5121 et seq.), \$1,369,399,000, and, notwith-  
16 standing 42 U.S.C. 5203, to remain available until ex-  
17 pended, of which not to exceed \$2,900,000 may be trans-  
18 ferred to “Emergency management planning and assist-  
19 ance” for the consolidated emergency management per-  
20 formance grant program; up to \$15,000,000 may be obli-  
21 gated for flood map modernization activities following dis-  
22 aster declarations; and \$21,577,000 may be used by the  
23 Office of Inspector General for audits and investigations.

24 In addition, for the purposes under this heading,  
25 \$1,300,000,000: *Provided*, That such amount is des-  
26 ignated by the Congress as an emergency requirement

1 pursuant to section 251(b)(2)(A) of the Balanced Budget  
2 and Emergency Deficit Control Act of 1985: *Provided fur-*  
3 *ther*, That such amount shall be available only to the ex-  
4 tent that an official budget request, that includes designa-  
5 tion of the entire amount of the request as an emergency  
6 requirement as defined in the Balanced Budget and Emer-  
7 gency Deficit Control Act of 1985, is transmitted by the  
8 President to the Congress.

9 DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

10 For the cost of direct loans, \$405,000, as authorized  
11 by section 319 of the Robert T. Stafford Disaster Relief  
12 and Emergency Assistance Act: *Provided*, That such costs,  
13 including the cost of modifying such loans, shall be as de-  
14 fined in section 502 of the Congressional Budget Act of  
15 1974, as amended: *Provided further*, That these funds are  
16 available to subsidize gross obligations for the principal  
17 amount of direct loans not to exceed \$25,000,000. In addi-  
18 tion, for administrative expenses to carry out the direct  
19 loan program, \$543,000.

20 SALARIES AND EXPENSES

21 For necessary expenses, not otherwise provided for,  
22 including hire and purchase of motor vehicles as author-  
23 ized by 31 U.S.C. 1343; uniforms, or allowances therefor,  
24 as authorized by 5 U.S.C. 5901–5902; services as author-  
25 ized by 5 U.S.C. 3109, but at rates for individuals not  
26 to exceed the per diem rate equivalent to the maximum

1 rate payable for senior level positions under 5 U.S.C.  
2 5376; expenses of attendance of cooperating officials and  
3 individuals at meetings concerned with the work of emer-  
4 gency preparedness; transportation in connection with the  
5 continuity of Government programs to the same extent  
6 and in the same manner as permitted the Secretary of  
7 a Military Department under 10 U.S.C. 2632; and not to  
8 exceed \$2,500 for official reception and representation ex-  
9 penses, \$227,900,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector  
12 General in carrying out the Inspector General Act of 1978,  
13 as amended, \$10,303,000: *Provided*, That notwith-  
14 standing any other provision of law, the Inspector General  
15 of the Federal Emergency Management Agency shall also  
16 serve as the Inspector General of the Chemical Safety and  
17 Hazard Investigation Board.

18 EMERGENCY MANAGEMENT PLANNING AND ASSISTANCE

19 For necessary expenses, not otherwise provided for,  
20 to carry out activities under the National Flood Insurance  
21 Act of 1968, as amended, and the Flood Disaster Protec-  
22 tion Act of 1973, as amended (42 U.S.C. 4001 et seq.),  
23 the Robert T. Stafford Disaster Relief and Emergency As-  
24 sistance Act (42 U.S.C. 5121 et seq.), the Earthquake  
25 Hazards Reduction Act of 1977, as amended (42 U.S.C.  
26 7701 et seq.), the Federal Fire Prevention and Control

1 Act of 1974, as amended (15 U.S.C. 2201 et seq.), the  
2 Defense Production Act of 1950, as amended (50 U.S.C.  
3 App. 2061 et seq.), sections 107 and 303 of the National  
4 Security Act of 1947, as amended (50 U.S.C. 404–405),  
5 and Reorganization Plan No. 3 of 1978, \$404,623,000.

6 RADIOLOGICAL EMERGENCY PREPAREDNESS FUND

7 The aggregate charges assessed during fiscal year  
8 2002, as authorized by Public Law 106–377, shall not be  
9 less than 100 percent of the amounts anticipated by  
10 FEMA necessary for its radiological emergency prepared-  
11 ness program for the next fiscal year. The methodology  
12 for assessment and collection of fees shall be fair and equi-  
13 table; and shall reflect costs of providing such services,  
14 including administrative costs of collecting such fees. Fees  
15 received pursuant to this section shall be deposited in the  
16 Fund as offsetting collections and will become available  
17 for authorized purposes on October 1, 2002, and remain  
18 available until expended.

19 EMERGENCY FOOD AND SHELTER PROGRAM

20 To carry out an emergency food and shelter program  
21 pursuant to title III of Public Law 100–77, as amended,  
22 \$140,000,000, to remain available until expended: *Pro-*  
23 *vided*, That total administrative costs shall not exceed 3½  
24 percent of the total appropriation.



1 NATIONAL FLOOD INSURANCE FUND  
2 (INCLUDING TRANSFER OF FUNDS)

3 For activities under the National Flood Insurance  
4 Act of 1968 (“the Act”), the Flood Disaster Protection  
5 Act of 1973, as amended, not to exceed \$28,798,000 for  
6 salaries and expenses associated with flood mitigation and  
7 flood insurance operations, and not to exceed \$76,381,000  
8 for flood mitigation, including up to \$20,000,000 for ex-  
9 penses under section 1366 of the Act, which amount shall  
10 be available for transfer to the National Flood Mitigation  
11 Fund until September 30, 2003. In fiscal year 2002, no  
12 funds in excess of: (1) \$55,000,000 for operating ex-  
13 penses; (2) \$536,750,000 for agents’ commissions and  
14 taxes; and (3) \$30,000,000 for interest on Treasury bor-  
15 rowings shall be available from the National Flood Insur-  
16 ance Fund without prior notice to the Committees on Ap-  
17 propriations.

18 In addition, up to \$7,000,000 in fees collected but  
19 unexpended during fiscal years 2000 through 2001 shall  
20 be transferred to the Flood Map Modernization Fund and  
21 available for expenditure in fiscal year 2002.

22 Section 1309(a)(2) of the Act (42 U.S.C.  
23 4016(a)(2)), as amended, is further amended by striking  
24 “2001” and inserting “2002”.

1 Section 1319 of the Act, as amended (42 U.S.C.  
2 4026), is amended by striking “after” and all that follows  
3 and inserting “after September 30, 2001.”.

4 Section 1336(a) of the Act, as amended (42 U.S.C.  
5 4056(a)), is amended by striking “ending” and all that  
6 follows through the second comma thereafter and inserting  
7 “ending September 30, 2001,”.

8 Section 1376(e) of the Act, as amended (42 U.S.C.  
9 4127(e)), is amended by striking “December 31, 2001”  
10 and inserting “December 31, 2002”.

11 NATIONAL FLOOD MITIGATION FUND

12 Notwithstanding sections 1366(b)(3)(B)–(C) and  
13 1366(f) of the National Flood Insurance Act of 1968, as  
14 amended, \$20,000,000, to remain available until Sep-  
15 tember 30, 2003, for activities designed to reduce the risk  
16 of flood damage to structures pursuant to such Act, of  
17 which \$20,000,000 shall be derived from the National  
18 Flood Insurance Fund. Of the amount provided,  
19 \$2,500,000 is to be used for the purchase of flood-prone  
20 properties in the city of Austin, Minnesota, and any cost-  
21 share is waived.

22 GENERAL SERVICES ADMINISTRATION

23 FEDERAL CONSUMER INFORMATION CENTER FUND

24 For necessary expenses of the Federal Consumer In-  
25 formation Center, including services authorized by 5  
26 U.S.C. 3109, \$7,276,000, to be deposited into the Federal

1 Consumer Information Center Fund: *Provided*, That the  
2 appropriations, revenues, and collections deposited into  
3 the Fund shall be available for necessary expenses of Fed-  
4 eral Consumer Information Center activities in the aggre-  
5 gate amount of \$12,000,000. Appropriations, revenues,  
6 and collections accruing to this Fund during fiscal year  
7 2002 in excess of \$12,000,000 shall remain in the Fund  
8 and shall not be available for expenditure except as au-  
9 thorized in appropriations Acts: *Provided further*, That the  
10 Federal Consumer Information Center (FCIC) may not  
11 undertake any action that affects its organization, admin-  
12 istrative location, or in any way alters its current function  
13 or mission mandate without first submitting a proposal  
14 to the Committees on Appropriations for approval: *Pro-*  
15 *vided further*, That such proposal shall include the jus-  
16 tification for such action, a description of all planned orga-  
17 nizational realignments, the anticipated staffing or per-  
18 sonnel changes, an assessment of the effect on the current  
19 operations of FCIC, and estimates of the proposed  
20 changes on future funding needs

21 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

22 HUMAN SPACE FLIGHT

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses, not otherwise provided for,  
25 in the conduct and support of human space flight research  
26 and development activities, including research, develop-

1 ment, operations, support and services; maintenance; con-  
2 struction of facilities including repair, rehabilitation, revi-  
3 talization and modification of facilities, construction of  
4 new facilities and additions to existing facilities, facility  
5 planning and design, environmental compliance and res-  
6 toration, and acquisition or condemnation of real property,  
7 as authorized by law; space flight, spacecraft control and  
8 communications activities including operations, produc-  
9 tion, and services; program management; personnel and  
10 related costs, including uniforms or allowances therefor,  
11 as authorized by 5 U.S.C. 5901–5902; travel expenses;  
12 purchase and hire of passenger motor vehicles; not to ex-  
13 ceed \$20,000 for official reception and representation ex-  
14 penses; and purchase, lease, charter, maintenance and op-  
15 eration of mission and administrative aircraft,  
16 \$7,047,400,000, to remain available until September 30,  
17 2003, of which amounts as determined by the Adminis-  
18 trator for salaries and benefits; training, travel and  
19 awards; facility and related costs; information technology  
20 services; science, engineering, fabricating and testing serv-  
21 ices; and other administrative services may be transferred  
22 to the Science, Aeronautics and Technology account in ac-  
23 cordance with section 312(b) of the National Aeronautics  
24 and Space Act of 1958, as amended by Public Law 106–  
25 377.

1 For an additional amount for “Human space flight”,  
2 for the development of a crew return vehicle with capacity  
3 for no less than six persons, for use with the international  
4 space station, \$275,000,000, to remain available until  
5 September 30, 2005: *Provided*, That none of the funds  
6 provided under this paragraph may be obligated prior to  
7 August 1, 2002: *Provided further*, That the funds made  
8 available under this paragraph shall be rescinded on July  
9 15, 2002, unless the President requests at least  
10 \$200,000,000 in the fiscal year 2003 budget request for  
11 the National Aeronautics and Space Administration for  
12 continuation of the crew return vehicle program.

13 SCIENCE, AERONAUTICS AND TECHNOLOGY

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses, not otherwise provided for,  
16 in the conduct and support of science, aeronautics and  
17 technology research and development activities, including  
18 research, development, operations, support and services;  
19 maintenance; construction of facilities including repair, re-  
20 habilitation, revitalization, and modification of facilities,  
21 construction of new facilities and additions to existing fa-  
22 cilities, facility planning and design, environmental com-  
23 pliance and restoration, and acquisition or condemnation  
24 of real property, as authorized by law; space flight, space-  
25 craft control and communications activities including oper-  
26 ations, production, and services; program management;

1 personnel and related costs, including uniforms or allow-  
2 ances therefor, as authorized by 5 U.S.C. 5901–5902;  
3 travel expenses; purchase and hire of passenger motor ve-  
4 hicles; not to exceed \$20,000 for official reception and rep-  
5 resentation expenses; and purchase, lease, charter, mainte-  
6 nance and operation of mission and administrative air-  
7 craft, \$7,605,300,000, to remain available until Sep-  
8 tember 30, 2003, of which amounts as determined by the  
9 Administrator for salaries and benefits; training, travel  
10 and awards; facility and related costs; information tech-  
11 nology services; science, engineering, fabricating and test-  
12 ing services; and other administrative services may be  
13 transferred to the Human Space Flight account in accord-  
14 ance with section 312(b) of the National Aeronautics and  
15 Space Act of 1958, as amended by Public Law 106–377.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector  
18 General in carrying out the Inspector General Act of 1978,  
19 as amended, \$23,700,000.

20 ADMINISTRATIVE PROVISIONS

21 Notwithstanding the limitation on the availability of  
22 funds appropriated for “Human space flight”, or  
23 “Science, aeronautics and technology” by this appropria-  
24 tions Act, when any activity has been initiated by the in-  
25 currence of obligations for construction of facilities as au-  
26 thorized by law, such amount available for such activity

1 shall remain available until expended. This provision does  
2 not apply to the amounts appropriated for institutional  
3 minor revitalization and construction of facilities, and in-  
4 stitutional facility planning and design.

5       Notwithstanding the limitation on the availability of  
6 funds appropriated for “Human space flight”, or  
7 “Science, aeronautics and technology” by this appropria-  
8 tions Act, the amounts appropriated for construction of  
9 facilities shall remain available until September 30, 2004.

10       Notwithstanding the limitation on the availability of  
11 funds appropriated for “Office of Inspector General”,  
12 amounts made available by this Act for personnel and re-  
13 lated costs and travel expenses of the National Aero-  
14 nautics and Space Administration shall remain available  
15 until September 30, 2002 and may be used to enter into  
16 contracts for training, investigations, costs associated with  
17 personnel relocation, and for other services, to be provided  
18 during the next fiscal year. Funds for announced prizes  
19 otherwise authorized shall remain available, without fiscal  
20 year limitation, until the prize is claimed or the offer is  
21 withdrawn.

22       No funds in this or any other Appropriations Act may  
23 be used to finalize an agreement prior to December 1,  
24 2002 between NASA and a nongovernment organization

1 to conduct research utilization and commercialization  
2 management activities of the International Space Station.

3 NATIONAL CREDIT UNION ADMINISTRATION

4 CENTRAL LIQUIDITY FACILITY

5 (INCLUDING TRANSFER OF FUNDS)

6 During fiscal year 2002, gross obligations of the Cen-  
7 tral Liquidity Facility for the principal amount of new di-  
8 rect loans to member credit unions, as authorized by 12  
9 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*  
10 *vided*, That administrative expenses of the Central Liquid-  
11 ity Facility shall not exceed \$309,000: *Provided further*,  
12 That \$1,000,000 shall be transferred to the Community  
13 Development Revolving Loan Fund.

14 NATIONAL SCIENCE FOUNDATION

15 RESEARCH AND RELATED ACTIVITIES

16 For necessary expenses in carrying out the National  
17 Science Foundation Act of 1950, as amended (42 U.S.C.  
18 1861–1875), and the Act to establish a National Medal  
19 of Science (42 U.S.C. 1880–1881); services as authorized  
20 by 5 U.S.C. 3109; authorized travel; maintenance and op-  
21 eration of aircraft and purchase of flight services for re-  
22 search support; acquisition of aircraft; \$3,642,340,000, of  
23 which not to exceed \$306,230,000 shall remain available  
24 until expended for Polar research and operations support,  
25 and for reimbursement to other Federal agencies for oper-  
26 ational and science support and logistical and other re-



1 lated activities for the United States Antarctic program;  
2 the balance to remain available until September 30, 2003:  
3 *Provided*, That receipts for scientific support services and  
4 materials furnished by the National Research Centers and  
5 other National Science Foundation supported research fa-  
6 cilities may be credited to this appropriation: *Provided fur-*  
7 *ther*, That to the extent that the amount appropriated is  
8 less than the total amount authorized to be appropriated  
9 for included program activities, all amounts, including  
10 floors and ceilings, specified in the authorizing Act for  
11 those program activities or their subactivities shall be re-  
12 duced proportionally.

13 MAJOR RESEARCH FACILITIES CONSTRUCTION AND  
14 EQUIPMENT

15 For necessary expenses of major construction  
16 projects pursuant to the National Science Foundation Act  
17 of 1950, as amended, including authorized travel,  
18 \$135,300,000, to remain available until expended.

19 EDUCATION AND HUMAN RESOURCES

20 For necessary expenses in carrying out science and  
21 engineering education and human resources programs and  
22 activities pursuant to the National Science Foundation  
23 Act of 1950, as amended (42 U.S.C. 1861–1875), includ-  
24 ing services as authorized by 5 U.S.C. 3109, authorized  
25 travel, and rental of conference rooms in the District of  
26 Columbia, \$885,720,000, to remain available until Sep-

1 tember 30, 2003: *Provided*, That to the extent that the  
2 amount of this appropriation is less than the total amount  
3 authorized to be appropriated for included program activi-  
4 ties, all amounts, including floors and ceilings, specified  
5 in the authorizing Act for those program activities or their  
6 subactivities shall be reduced proportionally.

7 SALARIES AND EXPENSES

8 For salaries and expenses necessary in carrying out  
9 the National Science Foundation Act of 1950, as amended  
10 (42 U.S.C. 1861–1875); services authorized by 5 U.S.C.  
11 3109; hire of passenger motor vehicles; not to exceed  
12 \$9,000 for official reception and representation expenses;  
13 uniforms or allowances therefor, as authorized by 5 U.S.C.  
14 5901–5902; rental of conference rooms in the District of  
15 Columbia; reimbursement of the General Services Admin-  
16 istration for security guard services; \$170,040,000: *Pro-*  
17 *vided*, That contracts may be entered into under “Salaries  
18 and expenses” in fiscal year 2002 for maintenance and  
19 operation of facilities, and for other services, to be pro-  
20 vided during the next fiscal year.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses of the Office of Inspector  
23 General as authorized by the Inspector General Act of  
24 1978, as amended, \$6,760,000, to remain available until  
25 September 30, 2003.

1 NEIGHBORHOOD REINVESTMENT CORPORATION  
2 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT  
3 CORPORATION

4 For payment to the Neighborhood Reinvestment Cor-  
5 poration for use in neighborhood reinvestment activities,  
6 as authorized by the Neighborhood Reinvestment Corpora-  
7 tion Act (42 U.S.C. 8101–8107), \$105,000,000, of which  
8 \$10,000,000 shall be for a homeownership program that  
9 is used in conjunction with section 8 assistance under the  
10 United States Housing Act of 1937, as amended.

11 SELECTIVE SERVICE SYSTEM  
12 SALARIES AND EXPENSES

13 For necessary expenses of the Selective Service Sys-  
14 tem, including expenses of attendance at meetings and of  
15 training for uniformed personnel assigned to the Selective  
16 Service System, as authorized by 5 U.S.C. 4101–4118 for  
17 civilian employees; and not to exceed \$500 for official re-  
18 ception and representation expenses; \$25,003,000: *Pro-*  
19 *vided*, That during the current fiscal year, the President  
20 may exempt this appropriation from the provisions of 31  
21 U.S.C. 1341, whenever the President deems such action  
22 to be necessary in the interest of national defense: *Pro-*  
23 *vided further*, That none of the funds appropriated by this  
24 Act may be expended for or in connection with the induc-

1 tion of any person into the Armed Forces of the United  
2 States.

3 TITLE IV—GENERAL PROVISIONS

4 SEC. 401. Where appropriations in titles I, II, and  
5 III of this Act are expendable for travel expenses and no  
6 specific limitation has been placed thereon, the expendi-  
7 tures for such travel expenses may not exceed the amounts  
8 set forth therefor in the budget estimates submitted for  
9 the appropriations: *Provided*, That this provision does not  
10 apply to accounts that do not contain an object classifica-  
11 tion for travel: *Provided further*, That this section shall  
12 not apply to travel performed by uncompensated officials  
13 of local boards and appeal boards of the Selective Service  
14 System; to travel performed directly in connection with  
15 care and treatment of medical beneficiaries of the Depart-  
16 ment of Veterans Affairs; to travel performed in connec-  
17 tion with major disasters or emergencies declared or deter-  
18 mined by the President under the provisions of the Robert  
19 T. Stafford Disaster Relief and Emergency Assistance  
20 Act; to travel performed by the Offices of Inspector Gen-  
21 eral in connection with audits and investigations; or to  
22 payments to interagency motor pools where separately set  
23 forth in the budget schedules: *Provided further*, That if  
24 appropriations in titles I, II, and III exceed the amounts  
25 set forth in budget estimates initially submitted for such

1 appropriations, the expenditures for travel may cor-  
2 respondingly exceed the amounts therefor set forth in the  
3 estimates only to the extent such an increase is approved  
4 by the Committees on Appropriations.

5       SEC. 402. Appropriations and funds available for the  
6 administrative expenses of the Department of Housing  
7 and Urban Development and the Selective Service System  
8 shall be available in the current fiscal year for purchase  
9 of uniforms, or allowances therefor, as authorized by 5  
10 U.S.C. 5901–5902; hire of passenger motor vehicles; and  
11 services as authorized by 5 U.S.C. 3109.

12       SEC. 403. Funds of the Department of Housing and  
13 Urban Development subject to the Government Corpora-  
14 tion Control Act or section 402 of the Housing Act of  
15 1950 shall be available, without regard to the limitations  
16 on administrative expenses, for legal services on a contract  
17 or fee basis, and for utilizing and making payment for  
18 services and facilities of the Federal National Mortgage  
19 Association, Government National Mortgage Association,  
20 Federal Home Loan Mortgage Corporation, Federal Fi-  
21 nancing Bank, Federal Reserve banks or any member  
22 thereof, Federal Home Loan banks, and any insured bank  
23 within the meaning of the Federal Deposit Insurance Cor-  
24 poration Act, as amended (12 U.S.C. 1811–1831).

1       SEC. 404. No part of any appropriation contained in  
2 this Act shall remain available for obligation beyond the  
3 current fiscal year unless expressly so provided herein.

4       SEC. 405. No funds appropriated by this Act may be  
5 expended—

6           (1) pursuant to a certification of an officer or  
7 employee of the United States unless—

8                   (A) such certification is accompanied by,  
9                   or is part of, a voucher or abstract which de-  
10                   scribes the payee or payees and the items or  
11                   services for which such expenditure is being  
12                   made; or

13                   (B) the expenditure of funds pursuant to  
14                   such certification, and without such a voucher  
15                   or abstract, is specifically authorized by law;  
16                   and

17           (2) unless such expenditure is subject to audit  
18 by the General Accounting Office or is specifically  
19 exempt by law from such audit.

20       SEC. 406. None of the funds provided in this Act to  
21 any department or agency may be expended for the trans-  
22 portation of any officer or employee of such department  
23 or agency between the domicile and the place of employ-  
24 ment of the officer or employee, with the exception of an

1 officer or employee authorized such transportation under  
2 31 U.S.C. 1344 or 5 U.S.C. 7905.

3 SEC. 407. None of the funds provided in this Act may  
4 be used for payment, through grants or contracts, to re-  
5 cipients that do not share in the cost of conducting re-  
6 search resulting from proposals not specifically solicited  
7 by the Government: *Provided*, That the extent of cost  
8 sharing by the recipient shall reflect the mutuality of in-  
9 terest of the grantee or contractor and the Government  
10 in the research.

11 SEC. 408. None of the funds provided in this Act may  
12 be used, directly or through grants, to pay or to provide  
13 reimbursement for payment of the salary of a consultant  
14 (whether retained by the Federal Government or a grant-  
15 ee) at more than the daily equivalent of the rate paid for  
16 level IV of the Executive Schedule, unless specifically au-  
17 thorized by law.

18 SEC. 409. None of the funds provided in this Act may  
19 be used to pay the expenses of, or otherwise compensate,  
20 non-Federal parties intervening in regulatory or adjudica-  
21 tory proceedings. Nothing herein affects the authority of  
22 the Consumer Product Safety Commission pursuant to  
23 section 7 of the Consumer Product Safety Act (15 U.S.C.  
24 2056 et seq.).

1        SEC. 410. Except as otherwise provided under exist-  
2 ing law, or under an existing Executive Order issued pur-  
3 suant to an existing law, the obligation or expenditure of  
4 any appropriation under this Act for contracts for any  
5 consulting service shall be limited to contracts which are:  
6 (1) a matter of public record and available for public in-  
7 spection; and (2) thereafter included in a publicly available  
8 list of all contracts entered into within 24 months prior  
9 to the date on which the list is made available to the public  
10 and of all contracts on which performance has not been  
11 completed by such date. The list required by the preceding  
12 sentence shall be updated quarterly and shall include a  
13 narrative description of the work to be performed under  
14 each such contract.

15        SEC. 411. Except as otherwise provided by law, no  
16 part of any appropriation contained in this Act shall be  
17 obligated or expended by any executive agency, as referred  
18 to in the Office of Federal Procurement Policy Act (41  
19 U.S.C. 401 et seq.), for a contract for services unless such  
20 executive agency: (1) has awarded and entered into such  
21 contract in full compliance with such Act and the regula-  
22 tions promulgated thereunder; and (2) requires any report  
23 prepared pursuant to such contract, including plans, eval-  
24 uations, studies, analyses and manuals, and any report  
25 prepared by the agency which is substantially derived from



1 or substantially includes any report prepared pursuant to  
2 such contract, to contain information concerning: (A) the  
3 contract pursuant to which the report was prepared; and  
4 (B) the contractor who prepared the report pursuant to  
5 such contract.

6 SEC. 412. Except as otherwise provided in section  
7 406, none of the funds provided in this Act to any depart-  
8 ment or agency shall be obligated or expended to provide  
9 a personal cook, chauffeur, or other personal servants to  
10 any officer or employee of such department or agency.

11 SEC. 413. None of the funds provided in this Act to  
12 any department or agency shall be obligated or expended  
13 to procure passenger automobiles as defined in 15 U.S.C.  
14 2001 with an EPA estimated miles per gallon average of  
15 less than 22 miles per gallon.

16 SEC. 414. None of the funds appropriated in title I  
17 of this Act shall be used to enter into any new lease of  
18 real property if the estimated annual rental is more than  
19 \$300,000 unless the Secretary of Veterans Affairs submits  
20 a report which the Committees on Appropriations of the  
21 Congress and a period of 30 days has expired following  
22 the date on which the report is received by the Committees  
23 on Appropriations.

24 SEC. 415. (a) It is the sense of the Congress that,  
25 to the greatest extent practicable, all equipment and prod-

1 ucts purchased with funds made available in this Act  
2 should be American-made.

3 (b) In providing financial assistance to, or entering  
4 into any contract with, any entity using funds made avail-  
5 able in this Act, the head of each Federal agency, to the  
6 greatest extent practicable, shall provide to such entity a  
7 notice describing the statement made in subsection (a) by  
8 the Congress.

9 SEC. 416. None of the funds appropriated in this Act  
10 may be used to implement any cap on reimbursements to  
11 grantees for indirect costs, except as published in Office  
12 of Management and Budget Circular A-21.

13 SEC. 417. Such sums as may be necessary for fiscal  
14 year 2002 pay raises for programs funded by this Act shall  
15 be absorbed within the levels appropriated in this Act.

16 SEC. 418. None of the funds made available in this  
17 Act may be used for any program, project, or activity,  
18 when it is made known to the Federal entity or official  
19 to which the funds are made available that the program,  
20 project, or activity is not in compliance with any Federal  
21 law relating to risk assessment, the protection of private  
22 property rights, or unfunded mandates.

23 SEC. 419. Corporations and agencies of the Depart-  
24 ment of Housing and Urban Development which are sub-  
25 ject to the Government Corporation Control Act, as

1 amended, are hereby authorized to make such expendi-  
2 tures, within the limits of funds and borrowing authority  
3 available to each such corporation or agency and in accord  
4 with law, and to make such contracts and commitments  
5 without regard to fiscal year limitations as provided by  
6 section 104 of such Act as may be necessary in carrying  
7 out the programs set forth in the budget for 2002 for such  
8 corporation or agency except as hereinafter provided: *Pro-*  
9 *vided*, That collections of these corporations and agencies  
10 may be used for new loan or mortgage purchase commit-  
11 ments only to the extent expressly provided for in this Act  
12 (unless such loans are in support of other forms of assist-  
13 ance provided for in this or prior appropriations Acts), ex-  
14 cept that this proviso shall not apply to the mortgage in-  
15 surance or guaranty operations of these corporations, or  
16 where loans or mortgage purchases are necessary to pro-  
17 tect the financial interest of the United States Govern-  
18 ment.

19       SEC. 420. Notwithstanding any other provision of  
20 law, the term “qualified student loan” with respect to na-  
21 tional service education awards shall mean any loan deter-  
22 mined by an institution of higher education to be nec-  
23 essary to cover a student’s cost of attendance at such in-  
24 stitution and made directly to a student by a state agency,

1 in addition to other meanings under section 148(b)(7) of  
2 the National and Community Service Act.

3       SEC. 421. None of the funds appropriated or other-  
4 wise made available by this Act shall be used to promul-  
5 gate a final regulation to implement changes in the pay-  
6 ment of pesticide tolerance processing fees as proposed at  
7 64 Fed. Reg. 31040, or any similar proposals. The Envi-  
8 ronmental Protection Agency may proceed with the devel-  
9 opment of such a rule.

10       SEC. 422. The Environmental Protection Agency may  
11 not use any of the funds appropriated or otherwise made  
12 available by this Act to implement the Registration Fee  
13 system codified at 40 Code of Federal Regulations Sub-  
14 part U (sections 152.400 et seq.) if its authority to collect  
15 maintenance fees pursuant to FIFRA section 4(i)(5) is ex-  
16 tended for at least one year beyond September 30, 2001.

17       SEC. 423. Except in the case of entities that are  
18 funded solely with Federal funds or any natural persons  
19 that are funded under this Act, none of the funds in this  
20 Act shall be used for the planning or execution of any pro-  
21 gram to pay the expenses of, or otherwise compensate,  
22 non-Federal parties to lobby or litigate in respect to adju-  
23 dicatory proceedings funded in this Act. A chief executive  
24 officer of any entity receiving funds under this Act shall  
25 certify that none of these funds have been used to engage

1 in the lobbying of the Federal Government or in litigation  
2 against the United States unless authorized under existing  
3 law.

4       SEC. 424. No part of any funds appropriated in this  
5 Act shall be used by an agency of the executive branch,  
6 other than for normal and recognized executive-legislative  
7 relationships, for publicity or propaganda purposes, and  
8 for the preparation, distribution or use of any kit, pam-  
9 phlet, booklet, publication, radio, television or film presen-  
10 tation designed to support or defeat legislation pending  
11 before the Congress, except in presentation to the Con-  
12 gress itself.

13       SEC. 425. All Departments and agencies funded  
14 under this Act are encouraged, within the limits of the  
15 existing statutory authorities and funding, to expand their  
16 use of “E-Commerce” technologies and procedures in the  
17 conduct of their business practices and public service ac-  
18 tivities.

19       SEC. 426. Section 104(n)(4) of the Cerro Grande  
20 Fire Assistance Act (Public Law 106–246) is amended by  
21 striking “beginning not later than the expiration of the  
22 1-year period beginning on the date of the enactment of  
23 this Act.” and inserting in lieu thereof, “within 120 days  
24 after the Director issues the report required by subsection  
25 (n) in 2002 and 2003.”.

1        This Act may be cited as the “Departments of Vet-  
2        erans Affairs and Housing and Urban Development, and  
3        Independent Agencies Appropriations Act, 2002”.



**Union Calendar No. 94**

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 2620**

**[Report No. 107-159]**

---

---

**A BILL**

Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2002, and for other purposes.

---

---

JULY 25, 2001

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed