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1 **TITLE II—ORGANIZATION**

2 **SEC. 201. STATE COMMISSIONS ON NATIONAL AND COMMU-**
3 **NITY SERVICE.**

4 (a) COMPOSITION AND DUTIES OF STATE COMMIS-
5 SIONS.—Subtitle F of title I of the National and Commu-
6 nity Service Act of 1990 is amended by striking section
7 178 (42 U.S.C. 12638) and inserting the following new
8 section:

9 **“SEC. 178. STATE COMMISSIONS ON NATIONAL AND COM-**
10 **MUNITY SERVICE.**

11 “(a) EXISTENCE REQUIRED.—

12 “(1) STATE COMMISSION.—Except as provided
13 in paragraph (2), to be eligible to receive a grant or
14 allotment under subtitle B or C or to receive a dis-
15 tribution of approved national service positions
16 under subtitle C, a State shall maintain a State
17 Commission on National and Community Service
18 that satisfies the requirements of this section.

19 “(2) ALTERNATIVE ADMINISTRATIVE ENTITY.—

20 The chief executive officer of a State may apply to
21 the Corporation for approval to use an alternative
22 administrative entity to carry out the duties other-
23 wise entrusted to a State Commission under this
24 Act. The chief executive officer shall ensure that any
25 alternative administrative entity used in lieu of a

1 State Commission still provides for the individuals
2 described in paragraphs (1) and (2) of subsection (c)
3 to play a significant policy-making role in carrying
4 out the duties otherwise entrusted to a State Com-
5 mission, including the submission of applications on
6 behalf of the State under sections 117B and 130.

7 “(b) APPOINTMENT AND SIZE.—Except as provided
8 in subsection (c)(3), the members of a State Commission
9 for a State shall be appointed by the chief executive officer
10 of the State. A State Commission shall consist of not less
11 than 7 voting members and not more than 25 voting
12 members.

13 “(c) COMPOSITION AND MEMBERSHIP.—

14 “(1) REQUIRED MEMBERS.—The State Com-
15 mission for a State shall include as voting members
16 at least one representative from each of the follow-
17 ing categories:

18 “(A) Individuals between the ages of 16
19 and 25 who are participants or supervisors in
20 programs.

21 “(B) National service programs, such as
22 youth corps programs.

23 “(C) School-based or community-based
24 programs for school-age youth.

1 “(D) Programs in which older adults are
2 participants.

3 “(E) Local and State governmental enti-
4 ties in the State, including the State edu-
5 cational agency (from which at least one such
6 member shall be appointed).

7 “(F) Local labor organizations.

8 “(2) SOURCES OF OTHER MEMBERS.—The
9 State Commission for a State may include as voting
10 members the following:

11 “(A) Representatives of community-based
12 organizations, including community action
13 agencies.

14 “(B) Members selected from among par-
15 ticipants in service programs who are youths.

16 “(C) Members selected from among edu-
17 cators.

18 “(D) Members selected from among ex-
19 perts in the delivery of human, educational, en-
20 vironmental, or public safety services to commu-
21 nities and persons.

22 “(E) Representatives of businesses and
23 business groups.

24 “(F) Representatives of Indian tribes.

1 “(G) Members selected from among local
2 educators.

3 “(H) Representatives of groups serving
4 economically disadvantaged individuals.

5 “(I) Members selected from among out-of-
6 school youth or other at-risk youth.

7 “(J) Members selected from among older
8 adults who are volunteers or participants in na-
9 tional service programs.

10 “(K) Representatives of community-based
11 agencies.

12 “(3) CORPORATION REPRESENTATIVE.—The
13 representative of the Corporation designated under
14 section 195(b) for a State shall be a voting member
15 of the State Commission for that State.

16 “(4) EX OFFICIO STATE REPRESENTATIVES.—
17 The chief executive officer of a State shall appoint,
18 as an ex officio nonvoting member of the State Com-
19 mission for the State, the Corporation employee re-
20 sponsible for volunteer service programs in the
21 State, if the employee is not the representative de-
22 scribed in paragraph (3). The chief executive officer
23 may appoint, as ex officio nonvoting members of the
24 State Commission for the State, representatives se-
25 lected from among officers and employees of State

1 agencies operating community service, youth service,
2 education, social service, senior service, and job
3 training programs.

4 “(5) LIMITATION ON NUMBER OF STATE EM-
5 PLOYEES AS MEMBERS.—The number of voting
6 members of a State Commission selected under
7 paragraph (1) or (2) who are officers or employees
8 of the State may not exceed 25 percent (reduced to
9 the nearest whole number) of the total membership
10 of the State Commission.

11 “(d) MISCELLANEOUS MATTERS.—

12 “(1) MEMBERSHIP BALANCE.—The chief execu-
13 tive officer of a State shall ensure that the member-
14 ship of the State Commission for the State is diverse
15 with respect to race, ethnicity, age, gender, and dis-
16 ability characteristics. Not more than 50 percent of
17 the voting members of a State Commission, plus one
18 additional member, may be from the same political
19 party.

20 “(2) TERMS.—Each member of the State Com-
21 mission for a State shall serve for a term of 3 years,
22 except that the chief executive officer of a State
23 shall initially appoint a portion of the members to
24 terms of 1 year and 2 years.

1 “(3) VACANCIES.—As vacancies occur on a
2 State Commission, new members shall be appointed
3 by the chief executive of the State and serve for the
4 remainder of the term for which the predecessor of
5 such member was appointed. The vacancy shall not
6 affect the power of the remaining members to exe-
7 cute the duties of the State Commission.

8 “(4) COMPENSATION.—A member of a State
9 Commission shall not receive any additional com-
10 pensation by reason of service on the State Commis-
11 sion, except that the State may authorize the reim-
12 bursement of travel expenses, including a per diem
13 in lieu of subsistence, in the same manner as other
14 employees serving intermittently in the service of the
15 State.

16 “(5) CHAIRPERSON.—The voting members of a
17 State Commission shall elect one of the voting mem-
18 bers to serve as chairperson of the State Commis-
19 sion.

20 “(e) DUTIES OF A STATE COMMISSION.—The State
21 Commission for a State shall be responsible for the follow-
22 ing duties:

23 “(1) Preparation of a national service plan for
24 the State that—

25 “(A) covers a 3-year period;

1 “(B) is updated annually;

2 “(C) contains such information as the
3 State Commission considers to be appropriate
4 or as the Corporation may require; and

5 “(D) ensures outreach to diverse commu-
6 nity-based agencies that serve underrepresented
7 populations, by—

8 “(i) using established networks, and
9 registries, at the State level; or

10 “(ii) establishing such networks and
11 registries.

12 “(2) Preparation of the applications of the
13 State under sections 117B and 130 for financial as-
14 sistance, in such a manner as to ensure that any de-
15 cision regarding whether to include a program in the
16 application shall be made on the basis of the criteria
17 described in section 133(c), applied in a fair and eq-
18 uitable manner by an impartial decisionmaker.

19 “(3) Assistance in the preparation of the appli-
20 cation of the State educational agency for assistance
21 under section 113.

22 “(4) Preparation of the application of the State
23 under section 130 for the approval of service posi-
24 tions that include the national service educational
25 award described in subtitle D.

1 “(5) Assistance in the provision of health care
2 and child care benefits under section 140 to partici-
3 pants in national service programs that receive as-
4 sistance under section 121.

5 “(6) Development of a State system for the re-
6 cruitment and placement of participants in national
7 service programs that receive assistance under sec-
8 tion 121 and dissemination of information concern-
9 ing national service programs that receive assistance
10 and approved national service positions.

11 “(7) Administration of the grant program in
12 support of national service programs that is con-
13 ducted by the State using assistance provided to the
14 State under section 121, including selection, over-
15 sight, and evaluation of grant recipients.

16 “(8) Development of projects, training methods,
17 curriculum materials, and other materials and activi-
18 ties related to national service programs that receive
19 assistance directly from the Corporation (to be made
20 available in a case in which such a program requests
21 such a project, method, material, or activity) or from
22 the State using assistance provided under section
23 121, for use by programs that request such projects,
24 methods, materials, and activities.

1 “(f) ACTIVITY INELIGIBLE FOR ASSISTANCE.—A
2 State Commission may not directly carry out any national
3 service program that receives assistance under section
4 121.

5 “(g) DELEGATION.—Subject to such requirements as
6 the Corporation may prescribe, a State Commission may
7 delegate nonpolicymaking duties to a State agency or pub-
8 lic or private not-for-profit organization.

9 “(h) APPROVAL OF STATE COMMISSION OR ALTER-
10 NATIVE.—

11 “(1) SUBMISSION TO CORPORATION.—The chief
12 executive officer for a State shall notify the Corpora-
13 tion of the establishment or designation of the State
14 Commission for the State. The notification shall in-
15 clude a description of—

16 “(A) the composition and membership of
17 the State Commission; and

18 “(B) the authority of the State Commis-
19 sion regarding national service activities carried
20 out by the State.

21 “(2) APPROVAL OF ALTERNATIVE ADMINISTRA-
22 TIVE ENTITY.—Any use of an alternative adminis-
23 trative entity to carry out the duties of a State Com-
24 mission shall be subject to the approval of the Cor-
25 poration.

1 “(3) REJECTION.—The Corporation may reject
2 a State Commission if the Corporation determines
3 that the composition, membership, or duties of the
4 State Commission do not comply with the require-
5 ments of this section. The Corporation shall reject a
6 request to use an alternative administrative entity in
7 lieu of a State Commission if the Corporation deter-
8 mines that use of the alternative administrative en-
9 tity does not allow the individuals described in para-
10 graphs (1) and (2) of subsection (c) to play a sig-
11 nificant policy-making role in carrying out the duties
12 otherwise entrusted to a State Commission. If the
13 Corporation rejects a State Commission or alter-
14 native administrative entity under this paragraph,
15 the Corporation shall promptly notify the State of
16 the reasons for the rejection.

17 “(4) RESUBMISSION AND RECONSIDERATION.—
18 The Corporation shall provide a State notified under
19 paragraph (3) with a reasonable opportunity to re-
20 vise the rejected State Commission or alternative ad-
21 ministrative entity. At the request of the State, the
22 Corporation shall provide technical assistance to the
23 State as part of the revision process. The Corpora-
24 tion shall promptly reconsider any resubmission of a
25 notification under paragraph (1) or application to

1 use an alternative administrative entity under para-
2 graph (2).

3 “(5) SUBSEQUENT CHANGES.—This subsection
4 shall also apply to any change in the composition or
5 duties of a State Commission or an alternative ad-
6 ministrative entity made after approval of the State
7 Commission or the alternative administrative entity.

8 “(i) COORDINATION.—

9 “(1) COORDINATION WITH OTHER STATE AGEN-
10 CIES.—The State Commission or alternative admin-
11 istrative entity for a State shall coordinate the ac-
12 tivities of the Commission or entity under this Act
13 with the activities of other State agencies that ad-
14 minister Federal financial assistance programs
15 under the Community Services Block Grant Act (42
16 U.S.C. 9901 et seq.) or other appropriate Federal fi-
17 nancial assistance programs.”.

18 “(2) COORDINATION WITH VOLUNTEER SERV-
19 ICE PROGRAMS.—

20 “(A) IN GENERAL.—The State Commis-
21 sion or alternative administrative entity for a
22 State shall coordinate functions of the Commis-
23 sion or entity (including recruitment, public
24 awareness, and training activities) with such
25 functions of any division of ACTION, or of the

1 Corporation, that carries out volunteer service
2 programs in the State.

3 “(B) AGREEMENT.—In coordinating func-
4 tions under this paragraph, such Commission or
5 entity, and such division, may enter into an
6 agreement to—

7 “(i) carry out such a function jointly;

8 “(ii) to assign responsibility for such
9 a function to the Commission or entity; or

10 “(iii) to assign responsibility for such
11 a function to the division.

12 “(C) INFORMATION.—The State Commis-
13 sion or alternative entity for a State, and the
14 head of any such division, shall exchange infor-
15 mation about—

16 “(i) the programs carried out in the
17 State by the Commission, entity, or divi-
18 sion, as appropriate; and

19 “(ii) opportunities to coordinate ac-
20 tivities.

21 “(j) LIABILITY.—

22 “(1) LIABILITY OF STATE.—Except as provided
23 in paragraph (2)(B), a State shall agree to assume
24 liability with respect to any claim arising out of or
25 resulting from any act or omission by a member of

1 the State Commission of the State, within the scope
2 of the service of the member on the State Commis-
3 sion.

4 “(2) OTHER CLAIMS.—

5 “(A) IN GENERAL.—A member of the
6 State Commission shall have no personal liabil-
7 ity with respect to any claim arising out of or
8 resulting from any act or omission by such per-
9 son, within the scope of the service of the mem-
10 ber on the State Commission.

11 “(B) LIMITATION.—This paragraph shall
12 not be construed to limit personal liability for
13 criminal acts or omissions, willful or malicious
14 misconduct, acts or omissions for private gain,
15 or any other act or omission outside the scope
16 of the service of such member on the State
17 Commission.

18 “(3) EFFECT ON OTHER LAW.—This subsection
19 shall not be construed—

20 “(A) to affect any other immunities and
21 protections that may be available to such mem-
22 ber under applicable law with respect to such
23 service;

24 “(B) to affect any other right or remedy
25 against the State under applicable law, or

1 against any person other than a member of the
2 State Commission; or

3 “(C) to limit or alter in any way the im-
4 munities that are available under applicable law
5 for State officials and employees not described
6 in this subsection.”.

7 (b) TABLE OF CONTENTS.—Section 1(b) of the Na-
8 tional and Community Service Act of 1990 (Public Law
9 101–610; 104 Stat. 3127) is amended by striking the item
10 relating to section 178 and inserting the following new
11 item:

 “Sec. 178. State Commissions on National and Community Service.”.

12 (c) EFFECTIVE DATE.—The amendments made by
13 this section shall take effect on the date of the enactment
14 of this Act.

15 (d) TRANSITIONAL PROVISIONS.—

16 (1) USE OF ALTERNATIVES TO STATE COMMIS-
17 SION.—If a State does not have a State Commission
18 on National and Community Service that satisfies
19 the requirements specified in section 178 of the Na-
20 tional and Community Service Act of 1990, as
21 amended by subsection (a), the Corporation for Na-
22 tional and Community Service may authorize the
23 chief executive of the State to use an existing agency
24 of the State to perform the duties otherwise reserved

1 to a State Commission under subsection (e) of such
2 section.

3 (2) APPLICATION OF SUBSECTION.—This sub-
4 section shall apply only during the 1-year period be-
5 ginning on the date of the enactment of this Act.

6 **SEC. 202. INTERIM AUTHORITIES OF THE CORPORATION**
7 **FOR NATIONAL SERVICE AND ACTION**
8 **AGENCY.**

9 (a) NATIONAL AND COMMUNITY SERVICE ACT OF
10 1990.—Subtitle G of title I of the National and Commu-
11 nity Service Act of 1990 (42 U.S.C. 12651) is amended
12 to read as follows:

13 **“Subtitle G—Corporation for**
14 **National and Community Service**

15 **“SEC. 191. CORPORATION FOR NATIONAL AND COMMUNITY**
16 **SERVICE.**

17 “There is established a Corporation for National and
18 Community Service that shall administer the programs es-
19 tablished under this Act. The Corporation shall be a Gov-
20 ernment corporation, as defined in section 103 of title 5,
21 United States Code.

22 **“SEC. 192. BOARD OF DIRECTORS.**

23 **“(a) COMPOSITION.—**

1 “(1) IN GENERAL.—There shall be in the Cor-
2 poration a Board of Directors (referred to in this
3 subtitle as the ‘Board’) that shall be composed of—

4 “(A) 15 members, including an individual
5 between the ages of 16 and 25 who—

6 “(i) has served in a school-based or
7 community-based service-learning program;
8 or

9 “(ii) is a participant or a supervisor
10 in a program,
11 to be appointed by the President of the United
12 States, by and with the advice and consent of
13 the Senate;

14 “(B) the President of the Corporation, who
15 shall serve as an ex officio nonvoting member;
16 and

17 “(C) the ex officio nonvoting members de-
18 scribed in paragraph (3).

19 “(2) QUALIFICATIONS.—To the maximum ex-
20 tent practicable, the President of the United States
21 shall appoint members—

22 “(A) who have extensive experience in vol-
23 unteer or service activities, such as—

24 “(i) activities funded under the na-
25 tional service laws; and

1 “(ii) Federal financial assistance ac-
2 tivities, such as—

3 “(I) activities under the Head
4 Start Act (42 U.S.C. 9831 et seq.);

5 “(II) activities under the Com-
6 munity Services Block Grant Act (42
7 U.S.C. 9901 et seq.); or

8 “(III) antipoverty activities under
9 other Federal law;

10 that have a volunteer or service focus;

11 “(B) who represent a broad range of view-
12 points;

13 “(C) who are experts in the delivery of
14 human, educational, environmental, or public
15 safety services;

16 “(D) that include at least one representa-
17 tive of local educators and at least one rep-
18 resentative of community-based agencies;

19 “(E) so that the Board shall be diverse
20 with respect to race, ethnicity, age, gender, and
21 disability characteristics; and

22 “(F) so that no more than 8 appointed
23 members of the Board are from a single politi-
24 cal party.

1 “(3) EX OFFICIO MEMBERS.—The Secretary of
2 Education, the Secretary of Health and Human
3 Services, the Secretary of Labor, the Secretary of
4 the Interior, the Secretary of Agriculture, the Sec-
5 retary of Housing and Urban Development, the Sec-
6 retary of Defense, the Attorney General, the Direc-
7 tor of the Peace Corps, and the Administrator of the
8 Environmental Protection Agency shall serve as ex
9 officio nonvoting members of the Board.

10 “(b) OFFICERS.—

11 “(1) CHAIRPERSON AND VICE CHAIRPERSON.—
12 The Board shall elect a Chairperson and a Vice
13 Chairperson from among its membership.

14 “(2) OTHER OFFICERS.—The Board may elect
15 from among its membership such additional officers
16 of the Board as the Board determines to be appro-
17 priate.

18 “(c) TERMS.—Each appointed member of the Board
19 shall serve for a term of 3 years, except that 4 of the mem-
20 bers first appointed to the Board after the date of enact-
21 ment of this section shall serve for a term of 1 year and
22 4 shall serve for a term of 2 years, as designated by the
23 President of the United States.

24 “(d) VACANCIES.—As vacancies occur on the Board,
25 new members shall be appointed by the President of the

1 United States, by and with the advice and consent of the
2 Senate, and serve for the remainder of the term for which
3 the predecessor of such member was appointed. The va-
4 cancy shall not affect the power of the remaining members
5 to execute the duties of the Board.

6 **“SEC. 192A. AUTHORITIES AND DUTIES OF THE BOARD OF**
7 **DIRECTORS.**

8 “(a) MEETINGS.—The Board shall meet not less than
9 3 times each year. The Board shall hold additional meet-
10 ings at the call of the Chairperson of the Board, or if 6
11 members of the Board request such meetings in writing.

12 “(b) QUORUM.—A majority of the appointed mem-
13 bers of the Board shall constitute a quorum.

14 “(c) AUTHORITIES OF OFFICERS.—

15 “(1) CHAIRPERSON.—The Chairperson of the
16 Board may call and conduct meetings of the Board.

17 “(2) VICE CHAIRPERSON.—The Vice Chair-
18 person of the Board may conduct meetings of the
19 Board in the absence of the Chairperson.

20 “(d) INSPECTOR GENERAL OVERSIGHT COMMIT-
21 TEE.—The Board shall establish an Inspector General
22 oversight committee (referred to in this subtitle as the
23 ‘oversight committee’). Such committee shall be comprised
24 of the Vice Chairperson and two members selected by the

1 Vice Chairperson. The President shall not serve on the
2 oversight committee.

3 “(e) EXPENSES.—While away from their homes or
4 regular places of business on the business of the Board,
5 members of such Board shall be allowed travel expenses,
6 including per diem in lieu of subsistence, at rates author-
7 ized for employees of agencies under subchapter I of chap-
8 ter 57 of title 5, United States Code, for persons employed
9 intermittently in the Government service.

10 “(f) SPECIAL GOVERNMENT EMPLOYEES.—For pur-
11 poses of the provisions of chapter 11 of part I of title 18,
12 United States Code, and any other provision of Federal
13 law, a member of the Board (to whom such provisions
14 would not otherwise apply except for this subsection) shall
15 be a special Government employee.

16 “(g) STATUS OF MEMBERS.—

17 “(1) TORT CLAIMS.—For the purposes of the
18 tort claims provisions of chapter 171 of title 28,
19 United States Code, a member of the Board shall be
20 considered to be a Federal employee.

21 “(2) OTHER CLAIMS.—A member of the Board
22 shall have no personal liability under Federal law
23 with respect to any claim arising out of or resulting
24 from any act or omission by such person, within the
25 scope of the service of the member on the Board, in

1 connection with any transaction involving the provi-
2 sion of financial assistance by the Corporation. This
3 paragraph shall not be construed to limit personal li-
4 ability for criminal acts or omissions, willful or mali-
5 cious misconduct, acts or omissions for private gain,
6 or any other act or omission outside the scope of the
7 service of such member on the Board.

8 “(3) EFFECT ON OTHER LAW.—This subsection
9 shall not be construed—

10 “(A) to affect any other immunities and
11 protections that may be available to such mem-
12 ber under applicable law with respect to such
13 transactions;

14 “(B) to affect any other right or remedy
15 against the Corporation, against the United
16 States under applicable law, or against any per-
17 son other than a member of the Board partici-
18 pating in such transactions; or

19 “(C) to limit or alter in any way the im-
20 munities that are available under applicable law
21 for Federal officials and employees not de-
22 scribed in this subsection.

23 “(h) DUTIES.—The Board shall—

1 “(1) review and approve the strategic plan de-
2 scribed in section 193A(b)(1), and annual updates of
3 the plan;

4 “(2) review and approve the proposal described
5 in section 193A(b)(2)(A), with respect to the grants,
6 allotments, contracts, financial assistance, payment,
7 and positions referred to in such section;

8 “(3) review and approve the proposal described
9 in section 193A(b)(3)(A), regarding the regulations,
10 standards, policies, procedures, programs, and initia-
11 tives referred to in such section;

12 “(4) review and approve the evaluation plan de-
13 scribed in section 193A(b)(4)(A);

14 “(5)(A) review, and advise the President re-
15 garding, the actions of the President with respect to
16 the personnel of the Corporation, and with respect
17 to such standards, policies, procedures, programs,
18 and initiatives as are necessary or appropriate to
19 carry out this Act; and

20 “(B) inform the President of any aspects of the
21 actions of the President that are not in compliance
22 with the annual strategic plan referred to in para-
23 graph (1), the proposals referred to in paragraphs
24 (2) and (3), or the plan referred to in paragraph

1 (4), or are not consistent with the objectives of this
2 Act;

3 “(6) receive, and act on, the reports issued by
4 the Inspector General of the Corporation;

5 “(7) make recommendations relating to a pro-
6 gram of research for the Corporation with respect to
7 national and community service programs, including
8 service-learning programs;

9 “(8) advise the President of the United States
10 and the Congress concerning developments in na-
11 tional and community service that merit the atten-
12 tion of the President of the United States and the
13 Congress;

14 “(9) ensure effective dissemination of informa-
15 tion regarding the programs and initiatives of the
16 Corporation; and

17 “(10) carry out any other activities determined
18 to be appropriate by the President of the Corpora-
19 tion.

20 “(i) ADMINISTRATION.—The Federal Advisory Com-
21 mittee Act (5 U.S.C. App.) shall not apply with respect
22 to the Board.

23 **“SEC. 193. PRESIDENT.**

24 “(a) APPOINTMENT.—The Corporation shall be head-
25 ed by an individual who shall serve as President of the

1 Corporation, and who shall be appointed by the President
2 of the United States, by and with the advice and consent
3 of the Senate.

4 “(b) COMPENSATION.—The President shall be com-
5 pensated at the rate provided for level III of the Executive
6 Schedule under section 5314 of title 5, United States
7 Code.

8 “(c) REGULATIONS.—The President shall prescribe
9 such rules and regulations as are necessary or appropriate
10 to carry out this Act.

11 **“SEC. 193A. AUTHORITIES AND DUTIES OF THE PRESIDENT.**

12 “(a) GENERAL POWERS AND DUTIES.—The Presi-
13 dent shall be responsible for the exercise of the powers
14 and the discharge of the duties of the Corporation that
15 are not reserved to the Board, and shall have authority
16 and control over all personnel of the Corporation.

17 “(b) DUTIES.—In addition to the duties conferred on
18 the President under any other provision of this Act, the
19 President shall—

20 “(1) prepare and submit to the Board a strate-
21 gic plan every 3 years, and annual updates of the
22 plan, for the Corporation with respect to the major
23 functions and operations of the Corporation;

24 “(2)(A) prepare and submit to the Board a pro-
25 posal with respect to such grants and allotments,

1 contracts, other financial assistance, and designation
2 of positions as approved national service positions,
3 as are necessary or appropriate to carry out this
4 Act; and

5 “(B) after receiving and reviewing an approved
6 proposal under section 192A(h)(2), make such
7 grants and allotments, enter into such contracts,
8 award such other financial assistance, make such
9 payments (in lump sum or installments, and in ad-
10 vance or by way of reimbursement, and in the case
11 of financial assistance otherwise authorized under
12 this Act, with necessary adjustments on account of
13 overpayments and underpayments), and designate
14 such positions as approved national service positions
15 as are necessary or appropriate to carry out this
16 Act;

17 “(3)(A) prepare and submit to the Board a pro-
18 posal regarding, the regulations established under
19 section 195(a)(4)(B)(i), and such other standards,
20 policies, procedures, programs, and initiatives as are
21 necessary or appropriate to carry out this Act; and

22 “(B) after receiving and reviewing an approved
23 proposal under section 192A(h)(3)—

1 “(i) establish such standards, policies, and
2 procedures as are necessary or appropriate to
3 carry out this Act; and

4 “(ii) establish and administer such pro-
5 grams and initiatives as are necessary or appro-
6 priate to carry out this Act;

7 “(4)(A) prepare and submit to the Board a
8 plan for the evaluation of programs established
9 under this Act, in accordance with section 179; and

10 “(B) after receiving an approved proposal
11 under section 192A(h)(4)—

12 “(i) establish measurable performance
13 goals and objectives for such programs, in ac-
14 cordance with section 179; and

15 “(ii) provide for periodic evaluation of such
16 programs to assess the manner and extent to
17 which the programs achieve the goals and objec-
18 tives, in accordance with such section;

19 “(5) consult with appropriate Federal agencies
20 in administering the programs and initiatives;

21 “(6) suspend or terminate payments and posi-
22 tions described in paragraph (2)(B), in accordance
23 with section 176;

24 “(7) prepare and submit to the Board an an-
25 nual report, and such interim reports as may be nec-

1 essary, describing the major actions of the President
2 with respect to the personnel of the Corporation,
3 and with respect to such standards, policies, proce-
4 dures, programs, and initiatives;

5 “(8) inform the Board of, and provide an expla-
6 nation to the Board regarding, any substantial dif-
7 ferences between—

8 “(A) the actions of the President; and

9 “(B)(i) the strategic plan approved by the
10 Board under section 192A(h)(1);

11 “(ii) the proposals approved by the Board
12 under paragraph (2) or (3) of section 192A(h);
13 or

14 “(iii) the plan approved by the Board
15 under section 192A(h)(4); and

16 “(9) prepare and submit to the appropriate
17 committees of Congress an annual report, and such
18 interim reports as may be necessary, describing—

19 “(A) the services referred to in paragraph
20 (1), and the money and property referred to in
21 paragraph (2), of section 196(a) that have been
22 accepted by the Corporation;

23 “(B) the manner in which the Corporation
24 used or disposed of such services, money, and
25 property; and

1 “(C) information on the results achieved
2 by the programs funded under this Act during
3 the year preceding the year in which the report
4 is prepared.

5 “(c) POWERS.—In addition to the authority conferred
6 on the President under any other provision of this Act,
7 the President may—

8 “(1) establish, alter, consolidate, or discontinue
9 such organizational units or components within the
10 Corporation as the President considers necessary or
11 appropriate, consistent with Federal law, and shall,
12 to the maximum extent practicable, consolidate such
13 units or components of the division of the Corpora-
14 tion that carries out volunteer service programs and
15 the division of the Corporation that carries out fi-
16 nancial assistance programs as may be appropriate
17 to enable the two divisions to share resources;

18 “(2) with the approval of the President of the
19 United States—

20 “(A) arrange with and reimburse the heads
21 of other Federal agencies for the performance
22 of any of the provisions of this Act; and

23 “(B) as necessary or appropriate—

24 “(i) delegate any of the functions of
25 the President under this Act, or, with the

1 permission of the Board, any of the func-
2 tions of the Board under this Act, to such
3 heads of Federal agencies; and

4 “(ii) authorize the redelegation of
5 such functions,

6 subject to provisions to assure the maximum
7 possible liaison between the Corporation and
8 such other agencies at all operating levels;

9 “(3) with their consent, utilize the services and
10 facilities of Federal agencies with or without reim-
11 bursement, and, with the consent of any State, or
12 political subdivision of a State, accept and utilize the
13 services and facilities of the agencies of such State
14 or subdivisions without reimbursement;

15 “(4) allocate and expend, or transfer to other
16 Federal agencies for expenditure, funds made avail-
17 able under this Act, including expenditure for con-
18 struction, repairs, and capital improvements;

19 “(5) disseminate, without regard to the provi-
20 sions of section 3204 of title 39, United States
21 Code, data and information, in such form as the
22 President shall determine to be appropriate to public
23 agencies, private organizations, and the general pub-
24 lic;

1 “(6) collect or compromise all obligations to or
2 held by the President and all legal or equitable
3 rights accruing to the President in connection with
4 the payment of obligations in accordance with chap-
5 ter 37 of title 31, United States Code (commonly
6 known as the ‘Federal Claims Collection Act of
7 1966’);

8 “(7) expend funds made available for purposes
9 of this Act, without regard to any other law or regu-
10 lation, for rent of buildings and space in buildings
11 and for repair, alteration, and improvement of build-
12 ings and space in buildings rented by the President;

13 “(8) file a civil action in any court of record of
14 a State having general jurisdiction or in any district
15 court of the United States, with respect to a claim
16 arising under this Act;

17 “(9) exercise the authorities of the Corporation
18 under section 196; and

19 “(10) generally perform such functions and
20 take such steps consistent with the objectives and
21 provisions of this Act, as the President determines
22 to be necessary or appropriate to carry out such pro-
23 visions.

24 “(d) DELEGATION.—

1 “(1) DEFINITION.—As used in this subsection,
2 the term ‘function’ means any duty, obligation,
3 power, authority, responsibility, right, privilege, ac-
4 tivity, or program.

5 “(2) IN GENERAL.—Except as otherwise pro-
6 hibited by law or provided in this Act, the President
7 may delegate any function under this Act, and au-
8 thorize such successive redelegations of such func-
9 tion as may be necessary or appropriate. No delega-
10 tion of a function by the President under this sub-
11 section or under any other provision of this Act shall
12 relieve such President of responsibility for the ad-
13 ministration of such function.

14 “(3) FUNCTION OF BOARD.—The President
15 may not delegate a function of the Board without
16 the permission of the Board.

17 “(e) ACTIONS.—In an action described in subsection
18 (e)(8)—

19 “(1) a district court referred to in such sub-
20 section shall have jurisdiction of such a civil action
21 without regard to the amount in controversy;

22 “(2) such an action brought by the President
23 shall survive notwithstanding any change in the per-
24 son occupying the office of President or any vacancy
25 in that office;

1 “(3) no attachment, injunction, garnishment, or
2 other similar process, mesne or final, shall be issued
3 against the President or the Board or property
4 under the control of the President or the Board; and

5 “(4) nothing in this section shall be construed
6 to except litigation arising out of activities under
7 this Act from the application of sections 509, 517,
8 547, and 2679 of title 28, United States Code.

9 **“SEC. 194. OFFICERS.**

10 “(a) MANAGING DIRECTORS.—

11 “(1) IN GENERAL.—There shall be in the Cor-
12 poration 2 Managing Directors, who shall be ap-
13 pointed by the President of the United States, by
14 and with the advice and consent of the Senate, and
15 who shall report to the President.

16 “(2) COMPENSATION.—The Managing Direc-
17 tors shall be compensated at the rate provided for
18 level IV of the Executive Schedule under section
19 5315 of title 5, United States Code.

20 “(3) DUTIES.—

21 “(A) VOLUNTEER SERVICE PROGRAMS.—

22 One of the Managing Directors shall be pri-
23 marily responsible for the volunteer service pro-
24 grams carried out by the Corporation.

Names
7

1 “(B) INVESTMENT PROGRAMS.—The other
2 Managing Director shall be primarily respon-
3 sible for the financial assistance programs car-
4 ried out by the Corporation.

5 “(b) INSPECTOR GENERAL.—

6 “(1) OFFICE.—There shall be in the Corpora-
7 tion an Office of the Inspector General.

8 “(2) APPOINTMENT.—

9 “(A) IN GENERAL.—The Office shall be
10 headed by an Inspector General, appointed by
11 the President of the United States, by and with
12 the consent of the Senate.

13 “(B) REPORTING.—The Inspector General
14 shall report directly to the Board.

15 “(3) COMPENSATION.—The Inspector General
16 shall be compensated at the rate provided for level
17 IV of the Executive Schedule under section 5315 of
18 title 5, United States Code.

19 “(4) DUTIES.—

20 “(A) IN GENERAL.—Except as provided in
21 subparagraph (B), for purposes of the Inspector
22 General Act of 1978 (5 U.S.C. App.)—

23 “(i) the Corporation shall be consid-
24 ered to be a designated Federal entity, as
25 defined in section 8E(2) of such Act; and

1 “(ii) except as provided in paragraph
2 (2)(A), the Board shall be considered to be
3 the head of the designated Federal entity,
4 as defined in section 8E(4) of such Act.

5 “(B) PROGRAM FRAUD.—For purposes of
6 chapter 38 of title 31, United States Code
7 (commonly known as the ‘Program Fraud Civil
8 Remedies Act of 1986’)—

9 “(i) the Corporation shall be consid-
10 ered to be an authority, as defined in sec-
11 tion 3801(a)(1) of such Act;

12 “(ii) the Board shall be considered to
13 be an authority head, as defined in section
14 3801(a)(2) of such Act; and

15 “(iii) the Inspector General shall be
16 considered to be an investigating official,
17 as defined in section 3801(a)(4) of such
18 Act.

19 “(c) CHIEF FINANCIAL OFFICER.—

20 “(1) OFFICE.—There shall be in the Corpora-
21 tion a Chief Financial Officer, who shall be ap-
22 pointed by the President of the United States, by
23 and with the advice and consent of the Senate.

24 “(2) COMPENSATION.—The Chief Financial Of-
25 ficer shall be compensated at the rate provided for

1 level IV of the Executive Schedule under section
2 5315 of title 5, United States Code.

3 “(3) DUTIES.—The Chief Financial Officer
4 shall—

5 “(A) report directly to the President re-
6 garding financial management matters;

7 “(B) oversee all financial management ac-
8 tivities relating to the programs and operations
9 of the Corporation;

10 “(C) develop and maintain an integrated
11 accounting and financial management system
12 for the Corporation, including financial report-
13 ing and internal controls;

14 “(D) develop and maintain any joint finan-
15 cial management systems with the Department
16 of Education necessary to carry out the pro-
17 grams of the Corporation; and

18 “(E) direct, manage, and provide policy
19 guidance and oversight of the financial manage-
20 ment personnel, activities, and operations of the
21 Corporation.

22 **“SEC. 195. EMPLOYEES, CONSULTANTS, AND OTHER PER-**
23 **SONNEL.**

24 “(a) EMPLOYEES.—

1 “(1) IN GENERAL.—The President may appoint
2 and determine the compensation of such employees
3 as the President determines to be necessary to carry
4 out the duties of the Corporation.

5 “(2) CIVIL SERVICE PROTECTIONS.—The provi-
6 sions of title 5, United States Code, shall apply with
7 respect to the Corporation and the employees of the
8 Corporation, except that the President may appoint
9 and determine the compensation of employees under
10 this subsection without regard to the provisions of
11 title 5, United States Code, governing appointments
12 in the competitive service, and without regard to the
13 provisions of chapter 51 and subchapter III of chap-
14 ter 53 of such title relating to classification and
15 General Schedule pay rates (other than the provi-
16 sions described in clauses (iii) and (iv) of paragraph
17 (4)(B)).

18 “(3) TERMS.—

19 “(A) INITIAL TERM.—Employees shall be
20 appointed for initial terms pursuant to the ap-
21 pointment system established under paragraph
22 (4)(B)(iii).

23 “(B) APPOINTMENT EXTENSIONS.—The
24 appointment of an employee may be extended in
25 a case in which the Chairperson determines

1 that such an extension is necessary or desirable
2 to ensure the continuity of functions under this
3 Act.

4 “(C) APPOINTMENT IN THE COMPETITIVE
5 SERVICE AFTER EMPLOYMENT IN THE COR-
6 PORATION.—

7 “(i) EMPLOYEES WITH NOT LESS
8 THAN 3 YEARS OF EMPLOYMENT.—If an
9 employee, other than a representative de-
10 scribed in subsection (b), is separated from
11 the Corporation (other than by removal for
12 cause), and has been continuously em-
13 ployed by the Corporation for a period of
14 not less than 3 years, such period shall be
15 treated as a period of service in the com-
16 petitive service for purposes of chapter 33
17 of title 5, United States Code.

18 “(ii) EMPLOYEES WITH NOT LESS
19 THAN 1 BUT LESS THAN 3 YEARS OF EM-
20 PLOYMENT.—If an employee, other than a
21 representative described in subsection (b),
22 is separated from the Corporation (other
23 than by removal for cause), and has been
24 continuously employed by the Corporation
25 for a period of not less than 1 year, but

1 less than 3 years, such period shall be
2 treated as a period of service in the com-
3 petitive service for purposes of chapter 33
4 of title 5, United States Code, until the
5 date that is 3 years after the date of sepa-
6 ration.

7 “(iii) DEFINITION.—As used in this
8 paragraph, the term ‘competitive service’
9 has the meaning given the term in section
10 2102 of title 5, United States Code.

11 “(4) APPOINTMENT AND COMPENSATION.—

12 “(A) IN GENERAL.—The Chairperson shall
13 appoint and determine the compensation of em-
14 ployees referred to in paragraph (1), in accord-
15 ance with the appointment and compensation
16 systems referred to in subparagraph (B).

17 “(B) CORPORATION SELECTION AND COM-
18 PENSATION SYSTEMS.—

19 “(i) ESTABLISHMENT OF SYSTEM.—
20 The President, after reviewing the ap-
21 proved proposal of the Board under section
22 192A(h)(3) and after obtaining the ap-
23 proval of the Director of the Office of Per-
24 sonnel Management, shall issue regulations

1 establishing appointment and compensa-
2 tion systems for the Corporation.

3 “(ii) CONTENT AND CONSIDER-
4 ATIONS.—In issuing such regulations, the
5 President shall—

6 “(I) establish appropriate ap-
7 pointment and compensation mecha-
8 nisms for the representatives de-
9 scribed in subsection (b); and

10 “(II) take into consideration the
11 need for flexibility in such a system.

12 “(iii) APPOINTMENT SYSTEM.—The
13 appointment system shall require that the
14 appointment of such an employee be—

15 “(I) on the basis of the qualifica-
16 tions of applicants and the require-
17 ments of the position, in accordance
18 with the merit system principles set
19 forth in section 2301(b) of title 5,
20 United States Code; and

21 “(II) through a competitive proc-
22 ess.

23 “(iv) COMPENSATION SYSTEM.—

24 “(I) IN GENERAL.—The com-
25 pensation system shall include a

1 scheme for the classification of posi-
2 tions in the Corporation. The system
3 shall require that the compensation of
4 such an employee be determined based
5 in part on the job performance of the
6 employee, and in a manner consistent
7 with the principles described in sec-
8 tion 5301 of title 5, United States
9 Code.

10 “(II) LIMITATION ON EMPLOYEE
11 COMPENSATION.—The rate of com-
12 pensation for each employee com-
13 pensated through the system shall not
14 exceed the annual rate of basic pay
15 payable for level IV of the Executive
16 Schedule under section 5315 of title
17 5, United States Code.

18 “(III) LIMITATION ON COM-
19 PENSATION OF REPRESENTATIVE.—
20 The rate of pay for a representative
21 described in subsection (b) shall not
22 exceed the maximum rate of basic pay
23 payable for grade GS-13 of the Gen-
24 eral Schedule under section 5332 of
25 title 5, United States Code.

1 “(b) CORPORATION REPRESENTATIVE IN EACH
2 STATE.—

3 “(1) DESIGNATION OF REPRESENTATIVE.—The
4 Corporation shall designate 1 employee of the Cor-
5 poration for each State or group of States to serve
6 as the representative of the Corporation in the State
7 or States and to assist the Corporation in carrying
8 out the activities described in this Act in the State
9 or States.

10 “(2) DUTIES.—The representative designated
11 under this subsection for a State or group of States
12 shall serve as the liaison between—

13 “(A) the Corporation and the State Com-
14 mission that is established in the State or
15 States;

16 “(B) the Corporation and any subdivision
17 of a State, Indian tribe, public or private non-
18 profit organization, or institution of higher edu-
19 cation, in the State or States, that is awarded
20 a grant under section 121 directly from the
21 Corporation; and

22 “(C) the State Commission and the Cor-
23 poration employee responsible for volunteer
24 service programs in the State.

1 “(3) MEMBER OF STATE COMMISSION.—The
2 representative designated under this subsection for a
3 State or group of States shall also serve as a voting
4 member of the State Commission established in the
5 State or States.

6 “(c) CONSULTANTS.—The President may procure the
7 temporary and intermittent services of experts and con-
8 sultants and compensate the experts and consultants in
9 accordance with section 3109(b) of title 5, United States
10 Code.

11 “(d) DETAILS OF PERSONNEL.—The head of any
12 Federal department or agency may detail on a reimburs-
13 able basis, or on a nonreimbursable basis for not to exceed
14 180 calendar days during any fiscal year, as agreed upon
15 by the President and the head of the Federal agency, any
16 of the personnel of that department or agency to the Cor-
17 poration to assist the Corporation in carrying out the du-
18 ties of the Corporation under this Act. Any detail shall
19 not interrupt or otherwise affect the civil service status
20 or privileges of the Federal employee.

21 “(e) ADVISORY COMMITTEES.—

22 “(1) ESTABLISHMENT.—The President, acting
23 upon the recommendation of the Board, may estab-
24 lish advisory committees in the Corporation to advise
25 the Board with respect to national service issues,

1 such as the type of programs to be established or as-
2 sisted under the national service laws, priorities and
3 criteria for such programs, and methods of conduct-
4 ing outreach for, and evaluation of, such programs.

5 “(2) COMPOSITION.—Such an advisory commit-
6 tee shall be composed of members appointed by the
7 President, with such qualifications as the President
8 may specify.

9 “(3) EXPENSES.—Members of such an advisory
10 committee may be allowed travel expenses as de-
11 scribed in section 192A(e).

12 “(4) STAFF.—The President is authorized to
13 appoint and fix the compensation of such staff as
14 the President determines to be necessary to carry
15 out the functions of the advisory committee, in ac-
16 cordance with subsection (a)(2), and without regard
17 to the selection and compensation systems described
18 in subsection (a)(4)(B). Such compensation shall not
19 exceed the rate described in subsection
20 (a)(4)(B)(iv)(III).

21 **“SEC. 196. ADMINISTRATION.**

22 “(a) DONATIONS.—

23 “(1) SERVICES.—

24 “(A) VOLUNTEERS.—Notwithstanding sec-
25 tion 1342 of title 31, United States Code, the

1 Corporation may solicit and accept the vol-
2 untary services of individuals to assist the Cor-
3 poration in carrying out the duties of the Cor-
4 poration under this Act, and may provide to
5 such individuals the travel expenses described in
6 section 192A(e).

7 “(B) LIMITATION.—Such a volunteer shall
8 not be considered to be a Federal employee and
9 shall not be subject to the provisions of law re-
10 lating to Federal employment, including those
11 relating to hours of work, rates of compensa-
12 tion, leave, unemployment compensation, and
13 Federal employee benefits, except that—

14 “(i) for the purposes of the tort
15 claims provisions of chapter 171 of title
16 28, United States Code, a volunteer under
17 this subtitle shall be considered to be a
18 Federal employee; and

19 “(ii) for the purposes of subchapter I
20 of chapter 81 of title 5, United States
21 Code, relating to compensation to Federal
22 employees for work injuries, volunteers
23 under this subtitle shall be considered to
24 be employees, as defined in section
25 8101(1)(B) of title 5, United States Code,

1 carry out the responsibilities or official du-
2 ties of the Corporation in a fair and objec-
3 tive manner; and

4 “(ii) will not compromise the integrity
5 of the programs of the Corporation or any
6 official or employee of the Corporation in-
7 volved in such programs.

8 “(D) DISPOSITION.—Upon completion of
9 the use by the Corporation of any property ac-
10 cepted pursuant to subparagraph (A) (other
11 than money or monetary proceeds from sales of
12 property so accepted), such completion shall be
13 reported to the General Services Administration
14 and such property shall be disposed of in ac-
15 cordance with title II of the Federal Property
16 and Administrative Services Act of 1949 (40
17 U.S.C. 481 et seq.).

18 “(3) VOLUNTEER.—As used in this subsection,
19 the term ‘volunteer’ does not include a participant.

20 “(b) CONTRACTS.—Subject to the Federal Property
21 and Administrative Services Act of 1949, the Corporation
22 may enter into contracts, and cooperative and interagency
23 agreements, with Federal and State agencies, private
24 firms, institutions, and individuals to conduct activities

1 necessary to assist the Corporation in carrying out the du-
2 ties of the Corporation under this Act.”.

3 (b) DOMESTIC VOLUNTEER SERVICE ACT OF
4 1973.—Section 401 of the Domestic Volunteer Service Act
5 of 1973 (42 U.S.C. 5041) is amended by inserting after
6 the second sentence the following: “The Director shall re-
7 port directly to the President of the Corporation for Na-
8 tional and Community Service.”.

9 (c) TRANSFER OF FUNCTIONS OF COMMISSION ON
10 NATIONAL AND COMMUNITY SERVICE.—

11 (1) DEFINITIONS.—For purposes of this sub-
12 section, unless otherwise provided or indicated by
13 the context, each term specified in section 203(c)(1)
14 shall have the meaning given the term in such sec-
15 tion.

16 (2) TRANSFER OF FUNCTIONS.—There are
17 transferred to the Corporation the functions that the
18 Board of Directors or Executive Director of the
19 Commission on National and Community Service ex-
20 exercised before the effective date of this subsection
21 (including all related functions of any officer or em-
22 ployee of the Commission).

23 (3) APPLICATION.—The provisions of para-
24 graphs (3) through (10) of section 203(c) shall

1 apply with respect to the transfer described in para-
2 graph (2), except that—

3 (A) for purposes of such application, ref-
4 erences to the term “ACTION Agency” shall be
5 deemed to be references to the Corporation; and

6 (B) paragraph (10) of such section shall
7 not preclude the transfer of the members of the
8 Board of Directors of the Commission to the
9 Corporation if, on the effective date of this sub-
10 section, the Board of Directors of the Corpora-
11 tion has not been confirmed.

12 (d) CONTINUING PERFORMANCE OF CERTAIN FUNC-
13 TIONS.—The individuals who, on the day before the date
14 of enactment of this Act, are performing any of the func-
15 tions required by section 190 of the National and Commu-
16 nity Service Act of 1990 (42 U.S.C. 12651), as in effect
17 on such date, to be performed by the members of the
18 Board of Directors of the Commission on National and
19 Community Service may, subject to section 193A of the
20 National and Community Service Act of 1990, as added
21 by subsection (a) of this section, continue to perform such
22 functions until the date on the Board of Directors of the
23 Corporation for National and Community Service con-
24 ducts the first meeting of the Board. The service of such
25 individuals as members of the Board of Directors of such

1 Commission, and the employment of such individuals as
2 special government employees, shall terminate on such
3 date.

4 (e) JOB SEARCH ASSISTANCE.—The President of the
5 Corporation shall establish a program to provide, or shall
6 seek to enter into a memorandum of understanding with
7 the Director of the Office of Personnel Management to
8 provide, job search and related assistance to employees of
9 the ACTION agency who are not transferred to the Cor-
10 poration for National and Community Service under sec-
11 tion 203(c). The President of the Corporation shall make
12 available funds appropriated under section 501(a)(3) of
13 the National and Community Service Act of 1990 in order
14 to provide such assistance.

15 (f) GOVERNMENT CORPORATION CONTROL.—

16 (1) WHOLLY OWNED GOVERNMENT CORPORA-
17 TION.—Section 9101(3) of title 31, United States
18 Code, is amended by inserting after subparagraph
19 (D) the following:

20 “(E) the Corporation for National and
21 Community Service.”.

22 (2) AUDITS.—Section 9105(a)(1) of title 31,
23 United States Code, is amended by inserting “, or
24 under other Federal law,” before “or by an inde-
25 pendent”.

Comm

1 (g) DISPOSAL OF PROPERTY.—Section 203(k) of the
2 Federal Property and Administrative Services Act of 1949
3 (40 U.S.C. 484(k)) is amended by adding at the end the
4 following:

5 “(5)(A) Under such regulations as the Administrator
6 may prescribe, the Administrator is authorized, in the dis-
7 cretion of the Administrator, to assign to the President
8 of the Corporation for National and Community Service
9 for disposal such surplus property as is recommended by
10 the President as being needed for national service activi-
11 ties.

12 “(B) Subject to the disapproval of the Administrator,
13 within 30 days after notice to the Administrator by the
14 President of the Corporation for National and Community
15 Service of a proposed transfer of property for such activi-
16 ties, the President, through such officers or employees of
17 the Corporation as the President may designate, may sell,
18 lease, or donate such property to any entity that receives
19 financial assistance under the National and Community
20 Service Act of 1990 for such activities.

21 “(C) In fixing the sale or lease value of such property,
22 the President of the Corporation for National and Com-
23 munity Service shall comply with the requirements of
24 paragraph (1)(C).”.

1 (h) TABLE OF CONTENTS.—Section 1(b) of the Na-
2 tional and Community Service Act of 1990 (Public Law
3 101–610; 104 Stat. 3127) is amended by striking the
4 items relating to subtitle G of title I of such Act and in-
5 serting the following:

“Subtitle G—Corporation for National and Community Service

“Sec. 191. Corporation for National and Community Service.

“Sec. 192. Board of Directors.

“Sec. 192A. Authorities and duties of the Board of Directors.

“Sec. 193. President.

“Sec. 193A. Authorities and duties of the President.

“Sec. 194. Officers.

“Sec. 195. Employees, consultants, and other personnel.

“Sec. 196. Administration.”.

6 (i) EFFECTIVE DATES.—

7 (1) IN GENERAL.—Except as provided in para-
8 graph (2), the amendments made by this section
9 shall take effect on October 1, 1993.

10 (2) ESTABLISHMENT AND APPOINTMENT AU-
11 THORITIES.—Sections 191, 192, and 193 of the Na-
12 tional and Community Service Act of 1990, as added
13 by subsection (a), shall take effect on the date of en-
14 actment of this Act.

15 **SEC. 203. FINAL AUTHORITIES OF THE CORPORATION FOR**
16 **NATIONAL AND COMMUNITY SERVICE.**

17 (a) NATIONAL AND COMMUNITY SERVICE ACT OF
18 1990.—

19 (1) APPLICATION.—Subtitle I of the National
20 and Community Service Act of 1990 (as amended by
21 section 202 of this Act) is amended in section 191,

1 section 192A(h)(5), section 193(c), subsections (b),
2 (c) (other than paragraph (8)), and (d) of section
3 193A, subsections (a), (b), and (d) of section 195,
4 and subsections (a) and (b) of section 196, by strik-
5 ing “this Act” each place the term appears and in-
6 serting “the national service laws”.

7 (2) GRANTS.—Section 192A(h) of the National
8 and Community Service Act of 1990 (as added by
9 section 202 of this Act) is amended—

10 (A) by striking “and” at the end of para-
11 graph (9);

12 (B) by redesignating paragraph (10) as
13 paragraph (11); and

14 (C) by inserting after paragraph (9) the
15 following:

16 “(10) notwithstanding any other provision of
17 law, make grants to or contracts with Federal or
18 other public departments or agencies and private
19 nonprofit organizations for the assignment or refer-
20 ral of volunteers under the provisions of the Domes-
21 tic Volunteer Service Act of 1973 (except as pro-
22 vided in section 108 of the Domestic Volunteer Serv-
23 ice Act of 1973), which may provide that the agency
24 or organization shall pay all or a part of the costs
25 of the program; and”.

1 (3) ASSISTANT DIRECTORS.—Section 194 of
2 the National and Community Service Act of 1990
3 (as added by section 202 of this Act) is amended by
4 adding at the end the following:

5 “(d) ASSISTANT DIRECTORS.—

6 “(1) IN GENERAL.—There shall be in the Cor-
7 poration four Assistant Directors, each of whom
8 shall be appointed by the President, and who shall
9 report directly to the Managing Director described
10 in subsection (a)(3)(A).

11 “(2) COMPENSATION.—The Assistant Directors
12 shall be compensated at the rate provided for level
13 ____ of the Executive Schedule under section ____
14 of title 5, United States Code.

15 “(3) DUTIES.—

16 “(A) VISTA AND OTHER ANTIPOVERTY
17 PROGRAMS.—One of the Assistant Directors
18 shall be primarily responsible for the VISTA
19 and other antipoverty programs under title I of
20 the Domestic Volunteer Service Act of 1973.

21 “(B) RETIRED AND SENIOR VOLUNTEER
22 PROGRAMS.—One of the Assistant Directors
23 shall be primarily responsible for the Retired
24 and Senior Volunteer Program established
25 under part A of title II of such Act.

1 “(C) FOSTER GRANDPARENT PROGRAM.—

2 One of the Assistant Directors shall be pri-
3 marily responsible for the Foster Grandparent
4 Program established under part B of title II of
5 such Act.

6 “(D) SENIOR COMPANION PROGRAM.—The
7 other Assistant Director shall be primarily re-
8 sponsible for the Senior Companion Program
9 established under part C of title II of such
10 Act.”.

11 (b) AUTHORITIES OF ACTION AGENCY.—Sections
12 401 and 402 of the Domestic Volunteer Service Act of
13 1973 (42 U.S.C. 5041 and 5042) are repealed.

14 (c) TRANSFER OF FUNCTIONS FROM ACTION
15 AGENCY.—

16 (1) DEFINITIONS.—For purposes of this sub-
17 section, unless otherwise provided or indicated by
18 the context—

19 (A) the term “Corporation” means the
20 Corporation for National and Community Serv-
21 ice, established under section 191 of the Na-
22 tional and Community Service Act of 1990;

23 (B) the term “Federal agency” has the
24 meaning given to the term “agency” by section
25 551(1) of title 5, United States Code;

1 (C) the term “function” means any duty,
2 obligation, power, authority, responsibility,
3 right, privilege, activity, or program;

4 (D) the term “office” includes any office,
5 administration, agency, institute, unit, organi-
6 zational entity, or component thereof; and

7 (E) the term “President”, except as used
8 as part of the term “President of the United
9 States”, means the President of the Corpora-
10 tion.

11 (2) TRANSFER OF FUNCTIONS.—There are
12 transferred to the Corporation such functions as the
13 President of the United States determines to be ap-
14 propriate that the Director of the ACTION Agency
15 exercised before the effective date of this subsection
16 (including all related functions of any officer or em-
17 ployee of the ACTION Agency).

18 (3) DETERMINATIONS OF CERTAIN FUNCTIONS
19 BY THE OFFICE OF MANAGEMENT AND BUDGET.—
20 If necessary, the Office of Management and Budget
21 shall make any determination of the functions that
22 are transferred under paragraph (2).

23 (4) REORGANIZATION.—The President is au-
24 thorized to allocate or reallocate any function trans-

1 ferred under paragraph (2) among the officers of the
2 Corporation.

3 (5) TRANSFER AND ALLOCATIONS OF APPRO-
4 PRIATIONS AND PERSONNEL.—Except as otherwise
5 provided in this subsection, the personnel employed
6 in connection with, and the assets, liabilities, con-
7 tracts, property, records, and unexpended balances
8 of appropriations, authorizations, allocations, and
9 other funds employed, used, held, arising from,
10 available to, or to be made available in connection
11 with the functions transferred by this subsection,
12 subject to section 1531 of title 31, United States
13 Code, shall be transferred to the Corporation. Unex-
14 pended funds transferred pursuant to this paragraph
15 shall be used only for the purposes for which the
16 funds were originally authorized and appropriated.

17 (6) INCIDENTAL TRANSFER.—The Director of
18 the Office of Management and Budget, at such time
19 or times as the Director shall provide, is authorized
20 to make such determinations as may be necessary
21 with regard to the functions transferred by this sub-
22 section, and to make such additional incidental dis-
23 positions of personnel, assets, liabilities, grants, con-
24 tracts, property, records, and unexpended balances
25 of appropriations, authorizations, allocations, and

1 other funds held, used, arising from, available to, or
2 to be made available in connection with such func-
3 tions, as may be necessary to carry out the provi-
4 sions of this subsection. The Director of the Office
5 of Management and Budget shall provide for the ter-
6 mination of the affairs of all entities terminated by
7 this subsection and for such further measures and
8 dispositions as may be necessary to effectuate the
9 purposes of this subsection.

10 (7) EFFECT ON PERSONNEL.—

11 (A) IN GENERAL.—Except as otherwise
12 provided by this subsection, the transfer pursu-
13 ant to this subsection of full-time personnel (ex-
14 cept special Government employees) and part-
15 time personnel holding permanent positions
16 shall not cause any such employee to be sepa-
17 rated or reduced in grade or compensation, or
18 to have the benefits of the employee reduced,
19 for 1 year after the date of transfer of such em-
20 ployee under this subsection.

21 (B) EXECUTIVE SCHEDULE POSITIONS.—

22 Except as otherwise provided in this subsection,
23 any person who, on the day preceding the effec-
24 tive date of this subsection, held a position com-
25 pensated in accordance with the Executive

1 Schedule prescribed in chapter 53 of title 5,
2 United States Code, and who, without a break
3 in service, is appointed in the Corporation to a
4 position having duties comparable to the duties
5 performed immediately preceding such appoint-
6 ment shall continue to be compensated in such
7 new position at not less than the rate provided
8 for such previous position, for the duration of
9 the service of such person in such new position.

10 (C) TERMINATION OF CERTAIN POSI-
11 TIONS.—Positions whose incumbents are ap-
12 pointed by the President of the United States,
13 by and with the advice and consent of the Sen-
14 ate, the functions of which are transferred by
15 this subsection, shall terminate on the effective
16 date of this subsection.

17 (8) SAVINGS PROVISIONS.—

18 (A) CONTINUING EFFECT OF LEGAL DOCU-
19 MENTS.—All orders, determinations, rules, reg-
20 ulations, permits, agreements, grants, contracts,
21 certificates, licenses, registrations, privileges,
22 and other administrative actions—

23 (i) that have been issued, made,
24 granted, or allowed to become effective by
25 the President of the United States, any

1 Federal agency or official thereof, or by a
2 court of competent jurisdiction, in the per-
3 formance of functions that are transferred
4 under this subsection; and

5 (ii) that are in effect at the time this
6 subsection takes effect, or were final before
7 the effective date of this subsection and
8 are to become effective on or after the ef-
9 fective date of this subsection,

10 shall continue in effect according to their terms
11 until modified, terminated, superseded, set
12 aside, or revoked in accordance with law by the
13 President of the United States, the President of
14 the Corporation, or other authorized official, a
15 court of competent jurisdiction, or by operation
16 of law.

17 (B) PROCEEDINGS NOT AFFECTED.—The
18 provisions of this subsection shall not affect any
19 proceedings, including notices of proposed rule-
20 making, or any application for any license, per-
21 mit, certificate, or financial assistance pending
22 before the ACTION Agency at the time this
23 subsection takes effect, with respect to func-
24 tions transferred by this subsection but such
25 proceedings and applications shall be continued.

1 Orders shall be issued in such proceedings, ap-
2 peals shall be taken therefrom, and payments
3 shall be made pursuant to such orders, as if
4 this subsection had not been enacted, and or-
5 ders issued in any such proceedings shall con-
6 tinue in effect until modified, terminated, su-
7 perseded, or revoked by a duly authorized offi-
8 cial, by a court of competent jurisdiction, or by
9 operation of law. Nothing in this subparagraph
10 shall be deemed to prohibit the discontinuance
11 or modification of any such proceeding under
12 the same terms and conditions and to the same
13 extent that such proceeding could have been
14 discontinued or modified if this subsection had
15 not been enacted.

16 (C) SUITS NOT AFFECTED.—The provi-
17 sions of this subsection shall not affect suits
18 commenced before the effective date of this sub-
19 section, and in all such suits, proceedings shall
20 be had, appeals taken, and judgments rendered
21 in the same manner and with the same effect
22 as if this subsection had not been enacted.

23 (D) NONABATEMENT OF ACTIONS.—No
24 suit, action, or other proceeding commenced by
25 or against the ACTION Agency, or by or

1 against any individual in the official capacity of
2 such individual as an officer of the ACTION
3 Agency, shall abate by reason of the enactment
4 of this subsection.

5 (E) ADMINISTRATIVE ACTIONS RELATING
6 TO PROMULGATION OF REGULATIONS.—Any ad-
7 ministrative action relating to the preparation
8 or promulgation of a regulation by the AC-
9 TION Agency relating to a function transferred
10 under this subsection may be continued by the
11 Corporation with the same effect as if this sub-
12 section had not been enacted.

13 (9) SEVERABILITY.—If a provision of this sub-
14 section or its application to any person or cir-
15 cumstance is held invalid, neither the remainder of
16 this subsection nor the application of the provision
17 to other persons or circumstances shall be affected.

18 (10) TRANSITION.—Prior to, or after, any
19 transfer of a function under this subsection, the
20 President is authorized to utilize—

21 (A) the services of such officers, employ-
22 ees, and other personnel of the ACTION Agen-
23 cy with respect to functions that will be or have
24 been transferred to the Corporation by this sub-
25 section; and

1 (B) funds appropriated to such functions
2 for such period of time as may reasonably be
3 needed to facilitate the orderly implementation
4 of this subsection.

5 (d) DEVELOPMENT OF TRANSFER SCHEDULE.—The
6 President of the Corporation, in consultation with the Di-
7 rector of ACTION, shall, not later than 9 months after
8 the date of enactment of this Act, prepare a schedule that
9 specifies the date on which the employees of ACTION will
10 be notified about—

11 (1) whether their functions will be transferred
12 to the Corporation; and

13 (2) if such functions will be transferred, the
14 date on which the transfer will occur.

15 (e) EFFECTIVE DATE.—

16 (1) IN GENERAL.—Except as provided in para-
17 graph (2), this section, and the amendments made
18 by this section, shall take effect—

19 (A) 18 months after the date of enactment
20 of this Act; or

21 (B) on such earlier date as the President
22 of the United States shall determine to be ap-
23 propriate and announce by proclamation pub-
24 lished in the Federal Register.

1 (2) TRANSITION.—Subsections (c)(10) and (d)
2 shall take effect on the date of enactment of this
3 Act.

1 **TITLE III—REAUTHORIZATION**
2 **Subtitle A—National and**
3 **Community Service Act of 1990**

4 **SEC. 301. AUTHORIZATION OF APPROPRIATIONS.**

5 Section 501 of the National and Community Service
6 Act of 1990 (42 U.S.C. 12681) is amended to read as
7 follows:

8 **“SEC. 501. AUTHORIZATION OF APPROPRIATIONS.**

9 “(a) TITLE I.—

10 “(1) SUBTITLE B.—There are authorized to be
11 appropriated to provide financial assistance under
12 subtitle B of title I, \$45,000,000 for fiscal year
13 1994, and such sums as may be necessary for each
14 of the fiscal years 1995 through 1998.

15 “(2) SUBTITLES C, D, AND H.—There are au-
16 thorized to be appropriated to provide financial as-
17 sistance under subtitles C and H of title I, and to
18 provide national service educational awards under
19 subtitle D of title I, \$389,000,000 for fiscal year
20 1994, and such sums as may be necessary for each
21 of the fiscal years 1995 through 1998. Of the funds
22 appropriated under this paragraph for a fiscal year,
23 not more than 15 percent of such funds may be
24 made available to provide financial assistance for ac-
25 tivities in subtitle H, section 125, or section 126.

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1 “(3) ADMINISTRATION.—There are authorized
2 to be appropriated for the administration of this Act
3 such sums as may be necessary for each of the fiscal
4 years 1994 through 1998.

5 “(b) TITLE III.—There are authorized to be appro-
6 priated to carry out title III \$5,000,000 for each of the
7 fiscal years 1994 through 1998.

8 “(c) AVAILABILITY OF APPROPRIATIONS.—Funds ap-
9 propriated under this section shall remain available until
10 expended.”.

11 **Subtitle B—Domestic Volunteer** 12 **Service Act of 1973**

13 **SEC. 311. SHORT TITLE; REFERENCES.**

14 (a) SHORT TITLE.—This subtitle may be cited as the
15 “Domestic Volunteer Service Act Amendments of 1993”.

16 (b) REFERENCES.—Except as otherwise specifically
17 provided, whenever in this subtitle an amendment or re-
18 peal is expressed in terms of an amendment to, or repeal
19 of, a section or other provision, the reference shall be con-
20 sidered to be made to a section or other provision of the
21 Domestic Volunteer Service Act of 1973 (42 U.S.C. 4950
22 et seq.).

1 **CHAPTER 1—VISTA AND OTHER ANTI-**
2 **POVERTY PROGRAMS**

3 **SEC. 321. PURPOSE OF THE VISTA PROGRAM.**

4 The last sentence of section 101 (42 U.S.C. 4951)
5 is amended to read as follows: “In addition, the objectives
6 of this part are to generate the commitment of private
7 sector resources, to encourage volunteer service at the
8 local level, and to strengthen local agencies and organiza-
9 tions to carry out the purpose of this part.”.

10 **SEC. 322. SELECTION AND ASSIGNMENT OF VISTA VOLUN-**
11 **TEERS.**

12 (a) VOLUNTEER ASSIGNMENTS.—Section 103(a) (42
13 U.S.C. 4953(a)) is amended—

14 (1) in the matter preceding paragraph (1), by
15 striking “a public” and inserting “public”;

16 (2) in paragraph (2), by striking “and” at the
17 end;

18 (3) in paragraph (3), by striking “illiterate or
19 functionally illiterate youth and other individuals,”;

20 (4) in paragraph (5), by striking “and” at the
21 end;

22 (5) in paragraph (6)—

23 (A) by striking “or the Community Eco-
24 nomic” and inserting “the Community Eco-
25 nomic”;

1 (B) by inserting “or other similar Acts,”
2 after “1981,”; and

3 (C) by striking the period and inserting “;
4 and”; and

5 (6) by adding at the end the following new
6 paragraph:

7 “(7) in strengthening, supplementing, and ex-
8 panding efforts to address the problem of illiteracy
9 throughout the United States.”.

10 (b) RECRUITMENT PROCEDURES.—Section 103(b)
11 (42 U.S.C. 4953(b)) is amended—

12 (1) by striking paragraphs (2), (4), (5) and (6);

13 (2) by redesignating paragraphs (3) and (7) as
14 paragraphs (2) and (3), respectively;

15 (3) in paragraph (2) (as redesignated in para-
16 graph (2) of this subsection), by striking “paragraph
17 (7)” and inserting “paragraph (3)”; and

18 (4) in paragraph (3) (as redesignated in para-
19 graph (2) of this subsection)—

20 (A) in subparagraph (A), by striking
21 “paragraph (4)” and inserting “paragraph
22 (2)”; and

23 (B) by striking subparagraphs (B), (C),
24 and (E);

1 (C) by redesignating subparagraphs (D)
2 and (F) as subparagraphs (C) and (D), respec-
3 tively; and

4 (D) by inserting after subparagraph (A)
5 the following new subparagraph:

6 “(B) A sponsoring organization may recruit volun-
7 teers for service under this part, subject to final approval
8 by the Director.”.

9 (c) PUBLIC AWARENESS AND RECRUITMENT.—Sub-
10 section (c) of section 103 (42 U.S.C. 4953(c)) is
11 amended—

12 (1) in paragraph (1), to read as follows:

13 “(1)(A) The Director shall conduct national and local
14 public awareness and recruitment activities in order to
15 meet the volunteer goals of the program. In conducting
16 such activities, the Director shall place special emphasis
17 on recruiting volunteers for local, community-based pro-
18 grams that serve underrepresented populations, in situa-
19 tions in which volunteers might not otherwise learn about
20 the programs. Such activities shall be coordinated with re-
21 cruitment authorized under subtitle C or E of the National
22 and Community Service Act of 1990 and may include pub-
23 lic service announcements, advertisements, publicity on
24 loan deferments and cancellations available to VISTA vol-
25 unteers, maintenance of a toll-free telephone system, and

1 provision of technical assistance for the recruitment of vol-
2 unteers to programs and projects receiving assistance
3 under this part.

4 “(B) The Director shall take steps to recruit individ-
5 uals 18 through 27 years of age, 55 years of age and older,
6 recent graduates of institutions of higher education, and
7 special skilled volunteers and to promote diverse participa-
8 tion in the program.”;

9 (2) in paragraph (3), by adding at the end the
10 following new sentence: “In addition, the Director
11 shall take steps to provide opportunities for returned
12 Peace Corps volunteers to serve in the VISTA pro-
13 gram.”;

14 (3) by striking paragraphs (4), (5), and (6);
15 and

16 (4) by adding at the end the following new
17 paragraph:

18 “(4) From the amounts appropriated under section
19 501(a) for fiscal year 1994 and each subsequent fiscal
20 year, the Director shall obligate such sums as may be nec-
21 essary for the purpose of carrying out this subsection in
22 such fiscal year.”.

23 (d) COORDINATION WITH OTHER FEDERAL AGEN-
24 CIES.—Section 103 (42 U.S.C. 4953) is amended by add-
25 ing at the end the following new subsection:

1 “(h) The Director is encouraged to enter into agree-
2 ments with other Federal agencies to use VISTA volun-
3 teers in furtherance of program objectives that are consist-
4 ent with the purposes described in section 101.”.

5 **SEC. 323. TERMS AND PERIODS OF SERVICE.**

6 (a) CLARIFICATION AND PERIODS OF SERVICE.—
7 Subsection (b) of section 104 (42 U.S.C. 4954(b)) is
8 amended to read as follows:

9 “(b)(1) Volunteers serving under this part may be en-
10 rolled initially for periods of service of not less than 1 year,
11 nor more than 2 years, except as provided in paragraph
12 (2) or subsection (e).

13 “(2) Volunteers serving under this part may be en-
14 rolled for periods of service of less than 1 year if the Direc-
15 tor determines, on an individual basis, that a period of
16 service of less than 1 year is necessary to meet a critical
17 scarce skill need.

18 “(3) Volunteers serving under this part may be
19 reenrolled for periods of service in a manner to be deter-
20 mined by the Director. No volunteer shall serve for more
21 than a total of 5 years under this part.”.

22 (b) SUMMER PROGRAM.—Section 104 (42 U.S.C.
23 4954) is amended by adding at the end the following new
24 subsection:

1 “(e)(1) Notwithstanding any other provision of this
2 part, the Director may enroll full-time VISTA summer as-
3 sociates in a program for the summer months only, under
4 such terms and conditions as the Director shall determine
5 to be appropriate. Such individuals shall be assigned to
6 projects that meet the criteria set forth in section 103(a).

7 “(2) In preparing reports relating to programs under
8 this Act, the Director shall report on participants, costs,
9 and accomplishments under the summer program sepa-
10 rately.

11 “(3) The limitation on funds appropriated for grants
12 and contracts, as contained in section 108, shall not apply
13 to the summer program.”.

14 **SEC. 324. SUPPORT FOR VISTA VOLUNTEERS.**

15 (a) POSTSERVICE STIPEND.—Section 105(a)(1) (42
16 U.S.C. 4955(a)(1)) is amended—

17 (1) by inserting “(A)” after “(a)(1)”; and

18 (2) by striking the second sentence and insert-
19 ing the following:

20 “(B) Such stipend shall not exceed \$95 per month
21 in fiscal year 1994, but shall be set at a minimum of \$125
22 per month during the service of the volunteer after Octo-
23 ber 1, 1994, assuming the availability of funds to accom-
24 plish this increase. The Director may provide a stipend
25 of a minimum of \$200 per month in the case of persons

1 who have served as volunteers under this part for at least
2 1 year and who, in accordance with standards established
3 in such regulations as the Director shall prescribe, have
4 been designated volunteer leaders on the basis of experi-
5 ence and special skills and a demonstrated leadership
6 among volunteers.

7 “(C) The Director shall not provide a stipend under
8 this subsection to an individual who elects to receive a na-
9 tional service education award under subtitle D of title I
10 of the National and Community Service Act of 1990.”.

11 (b) SUBSISTENCE ALLOWANCE.—Section 105(b) (42
12 U.S.C. 4955(b)) is amended—

13 (1) in paragraph (3)—

14 (A) by striking subparagraph (A);

15 (B) in subparagraph (B), by striking the
16 subparagraph designation; and

17 (C) by adding at the end the following new
18 sentence: “The Director shall review such ad-
19 justments on an annual basis to ensure that the
20 adjustments are current.”; and

21 (2) by striking paragraph (4).

22 (c) CHILD CARE.—Section 105 (42 U.S.C. 4955) is
23 amended by adding at the end the following:

24 “(c)(1) The Director shall—

1 “(A) make child care available for children of
2 each volunteer enrolled under this part, including
3 volunteers who need such child care in order to par-
4 ticipate as volunteers; or

5 “(B) provide a child care allowance to each
6 such volunteer who needs such assistance in order to
7 participate as volunteers.

8 “(2) The Corporation shall establish guidelines re-
9 garding the circumstances under which child care shall be
10 made available under this subsection and the value of any
11 allowance to be provided.”.

12 **SEC. 325. PARTICIPATION OF YOUNGER AND OLDER PER-**
13 **SONS.**

14 Section 107 (42 U.S.C. 4957) is amended to read as
15 follows:

16 **“SEC. 107. PARTICIPATION OF YOUNGER AND OLDER PER-**
17 **SONS.**

18 “In carrying out this part and part C, the Director
19 shall take necessary steps, including the development of
20 special projects, where appropriate, to encourage the full-
21 est participation of individuals 18 through 27 years of age,
22 and individuals 55 years of age and older, in the various
23 programs and activities authorized under such parts.”.

24 **SEC. 326. LITERACY ACTIVITIES.**

25 Section 109 (42 U.S.C. 4959) is amended—

1 (1) in subsection (g)—

2 (A) by striking paragraph (1); and

3 (B) by striking the paragraph designation
4 of paragraph (2); and

5 (2) in subsection (h), by striking paragraph (3).

6 **SEC. 327. APPLICATIONS FOR ASSISTANCE.**

7 Section 110 (42 U.S.C. 4960) is amended to read as
8 follows:

9 **“SEC. 110. APPLICATIONS FOR ASSISTANCE.**

10 “In reviewing an application for assistance under this
11 part, the Director shall not deny such assistance to any
12 project or program, or any public or private nonprofit or-
13 ganization, solely on the basis of the duration of the assist-
14 ance such project, program, or organization has received
15 under this part prior to the date of submission of the ap-
16 plication. The Director shall grant assistance under this
17 part on the basis of merit and to accomplish the goals
18 of the VISTA program, and shall consider the needs and
19 requirements of projects in existence on such date as well
20 as potential new projects.”.

21 **SEC. 328. REPEAL OF AUTHORITY FOR STUDENT COMMU-**
22 **NITY SERVICE PROGRAMS.**

23 Part B of title I (42 U.S.C. 4971 et seq.) is amended
24 by repealing section 114 (42 U.S.C. 4974).

1 **SEC. 329. UNIVERSITY YEAR FOR VISTA.**

2 (a) PROGRAM TITLE.—Part B of title I (42 U.S.C.
3 4971 et seq.) is amended—

4 (1) in the part heading to read as follows:

5 “PART B—UNIVERSITY YEAR FOR VISTA”;

6 (2) by striking “University Year for ACTION”
7 each place that such term appears in such part and
8 inserting “University Year for VISTA”;

9 (3) by striking “UYA” each place that such
10 term appears in such part and inserting “UYV”;
11 and

12 (4) in section 112 (42 U.S.C. 4972) by striking
13 the section heading and inserting the following new
14 section heading:

15 “AUTHORITY TO OPERATE UNIVERSITY YEAR FOR VISTA
16 PROGRAM”.

17 (b) SPECIAL CONDITIONS.—Section 113(a) (42
18 U.S.C. 4973(a)) is amended—

19 (1) by striking “of not less than the duration
20 of an academic year” and inserting “of not less than
21 the duration of an academic semester or its equiva-
22 lent”; and

23 (2) by adding at the end the following new sen-
24 tence: “Volunteers may receive a living allowance
25 and such other support or allowances as the Director
26 determines to be appropriate.”.

1 **SEC. 330. AUTHORITY TO ESTABLISH AND OPERATE SPE-**
2 **CIAL VOLUNTEER AND DEMONSTRATION**
3 **PROGRAMS.**

4 Section 122 (42 U.S.C. 4992) is amended to read as
5 follows:

6 **"SEC. 122. AUTHORITY TO ESTABLISH AND OPERATE SPE-**
7 **CIAL VOLUNTEER AND DEMONSTRATION**
8 **PROGRAMS.**

9 “(a) IN GENERAL.—The Director is authorized to
10 conduct special volunteer programs for demonstration pro-
11 grams, or award grants to or enter into contracts with
12 public or nonprofit organizations to carry out such pro-
13 grams. Such programs shall encourage wider volunteer
14 participation on a full-time, part-time, or short-term basis
15 to further the purpose of this part, and identify particular
16 segments of the poverty community that could benefit
17 from volunteer and other antipoverty efforts.

18 “(b) ASSIGNMENT AND SUPPORT OF VOLUNTEERS.—
19 The assignment of volunteers under this section, and the
20 provision of support for such volunteers, including any
21 subsistence allowances and stipends, shall be on such
22 terms and conditions as the Director shall determine to
23 be appropriate, but shall not exceed the level of support
24 provided under section 105. Projects using volunteers who
25 do not receive stipends may also be supported under this
26 section.

1 “(c) CRITERIA AND PRIORITIES.—In carrying out
2 this section and section 123, the Director shall establish
3 criteria and priorities for awarding grants and entering
4 into contracts under this part in each fiscal year. No grant
5 or contract exceeding \$100,000 shall be made under this
6 part unless the recipient of the grant or contractor has
7 been selected by a competitive process that includes public
8 announcement of the availability of funds for such grant
9 or contract, general criteria for the selection of recipients
10 or contractors, and a description of the application process
11 and application review process.”.

12 **SEC. 331. TECHNICAL AND FINANCIAL ASSISTANCE.**

13 Section 123 (42 U.S.C. 4993) is amended to read as
14 follows:

15 **“SEC. 123. TECHNICAL AND FINANCIAL ASSISTANCE.**

16 “The Director may provide technical and financial as-
17 sistance to Federal agencies, State and local governments
18 and agencies, private nonprofit organizations, employers,
19 and other private organizations that utilize or desire to
20 utilize volunteers in carrying out the purpose of this
21 part.”.

22 **SEC. 332. ELIMINATION OF SEPARATE AUTHORITY FOR**
23 **DRUG ABUSE PROGRAMS.**

24 Section 124 (42 U.S.C. 4994) is repealed.

**CHAPTER 2—NATIONAL SENIOR
VOLUNTEER CORPS**

SEC. 341. NATIONAL SENIOR VOLUNTEER CORPS.

(a) TITLE HEADING.—The heading for title II is amended to read as follows:

**“TITLE II—NATIONAL SENIOR
VOLUNTEER CORPS”**

(b) REFERENCES.—

(1) Section 200(1) (42 U.S.C. 5000(1)) is amended by striking “Older America Volunteer Programs” and inserting “National Senior Volunteer Corps”.

(2) The heading for section 221 (42 U.S.C. 5021) is amended by striking “OLDER AMERICAN VOLUNTEER PROGRAMS” and inserting “NATIONAL SENIOR VOLUNTEER CORPS”.

(3) Section 224 (42 U.S.C. 5024) is amended—

(A) in the section heading by striking “OLDER AMERICAN VOLUNTEER PROGRAMS” and inserting “NATIONAL SENIOR VOLUNTEER CORPS”; and

(B) by striking “volunteer projects for Older Americans” and inserting “National Senior Volunteer Corps projects”.

1 (4) Section 205(c) of the Older Americans
2 Amendments of 1975 (Public Law 94–135; 89 Stat.
3 727; 42 U.S.C. 5001 note) is amended by striking
4 “national older American volunteer programs” each
5 place the term appears and inserting “National Sen-
6 ior Volunteer Corps programs”.

7 **SEC. 342. THE RETIRED AND SENIOR VOLUNTEER PRO-**
8 **GRAM.**

9 (a) PART HEADING.—The heading for part A of title
10 II is amended by striking “RETIRED SENIOR VOLUNTEER
11 PROGRAM” and inserting “RETIRED AND SENIOR VOLUN-
12 TEER PROGRAM”.

13 (b) REFERENCES.—Section 200 (42 U.S.C. 5000) is
14 amended by striking “retired senior volunteer program”
15 each place that such term appears in such section and the
16 Act and inserting “Retired and Senior Volunteer Pro-
17 gram”.

18 **SEC. 343. OPERATION OF THE RETIRED AND SENIOR VOL-**
19 **UNTEER PROGRAM.**

20 (a) ELIGIBILITY FOR PARTICIPANTS IN THE PRO-
21 GRAM.—Section 201(a) (42 U.S.C. 5001(a)) is
22 amended—

23 (1) in the matter preceding paragraph (1), by
24 inserting “and older working persons” after “retired
25 persons”; and

1 (2) in paragraph (2), by striking “aged sixty”
2 and inserting “age 55”.

3 (b) DELETION OF REQUIREMENT FOR STATE AGEN-
4 CY REVIEW.—Section 201 (42 U.S.C. 5001) is amended—

5 (1) by striking subsection (c); and

6 (2) by redesignating subsection (d) as sub-
7 section (c).

8 **SEC. 344. SERVICES UNDER THE FOSTER GRANDPARENT**
9 **PROGRAM.**

10 Section 211(a) (42 U.S.C. 5011(a)) is amended by
11 striking “, including services” and all that follows through
12 “with special needs.” and inserting a period and the fol-
13 lowing: “Such services may include services by individuals
14 serving as foster grandparents to children who are individ-
15 uals with disabilities, who have chronic health conditions,
16 who are receiving care in hospitals, who are residing in
17 homes for dependent and neglected children, or who are
18 receiving services provided by day care centers, schools,
19 early intervention programs under part H of the Individ-
20 uals with Disabilities Education Act (20 U.S.C. 1471 et
21 seq.), Head Start agencies under the Head Start Act, or
22 any of a variety of other programs, establishments, and
23 institutions providing services for children with special or
24 exceptional needs. Individual foster grandparents may

1 provide person-to-person services to one or more children,
2 depending on the needs of the project and local site.”.

3 **SEC. 345. STIPENDS FOR LOW-INCOME VOLUNTEERS.**

4 Section 211(d) (42 U.S.C. 5011(d)) is amended in
5 the second sentence by striking “Any stipend or allowance
6 provided under this subsection shall not be less than \$2.20
7 per hour until October 1, 1990, \$2.35 per hour during
8 fiscal year 1991, and \$2.50 per hour on and after October
9 1, 1992,” and inserting “Any stipend or allowance pro-
10 vided under this section shall not be less than \$2.45 per
11 hour on and after October 1, 1993, and shall be adjusted
12 once prior to December 31, 1997, to account for inflation,
13 as determined by the Director and rounded to the nearest
14 five cents,”.

15 **SEC. 346. PARTICIPATION OF NON-LOW-INCOME PERSONS**
16 **UNDER PARTS B AND C.**

17 Subsection (f) of section 211(f) (42 U.S.C. 5011(f))
18 is amended to read as follows:

19 “(f) Individuals who are not low-income persons may
20 serve as volunteers under parts B and C, in accordance
21 with such regulations as the Director shall issue, at the
22 discretion of the local project. Such individuals shall not
23 receive any allowance, stipend, or other financial support
24 for such service except reimbursement for transportation,

1 meals, and out-of-pocket expenses related to such serv-
2 ice.”.

3 **SEC. 347. CONDITIONS OF GRANTS AND CONTRACTS.**

4 Section 212 (42 U.S.C. 5012) is repealed.

5 **SEC. 348. EVALUATION OF THE SENIOR COMPANION PRO-**
6 **GRAM.**

7 Section 213(c) (42 U.S.C. 5013(c)) is amended by
8 striking paragraph (3).

9 **SEC. 349. AGREEMENTS WITH OTHER FEDERAL AGENCIES.**

10 Section 221(a) (42 U.S.C. 5021(a)) is amended—

11 (1) by striking “(1)” and inserting “(1)(A)”;
12 and

13 (2) by adding at the end the following:

14 “(2) The Director is encouraged to enter into
15 agreements with—

16 “(A) the Department of Health and
17 Human Services to—

18 “(i) involve retired or senior volun-
19 teers and foster grandparents in Head
20 Start projects; and

21 “(ii) promote in-home care in coopera-
22 tion with the Administration on Aging;

23 “(B) the Department of Education to pro-
24 mote intergenerational tutoring and mentoring
25 for at-risk children; and

1 “(C) the Environmental Protection Agency
2 to support conservation efforts.”.

3 **SEC. 350. PROGRAMS OF NATIONAL SIGNIFICANCE.**

4 Section 225 (42 U.S.C. 5025) is amended—

5 (1) in subsection (a)—

6 (A) by striking paragraph (1) and insert-
7 ing the following new paragraph:

8 “(1) The Director is authorized to make grants under
9 parts A, B, and C to support programs that address na-
10 tional problems that are also of local concern. The Direc-
11 tor may, in any fiscal year, determine which programs of
12 national significance will receive priority in that year. In
13 determining the priority of programs to address problems
14 of local concern in a particular area, the Director shall
15 solicit and consider the views of representatives of local
16 groups serving the area.”;

17 (B) in paragraph (2)(B), by striking
18 “paragraph (10)” and inserting “paragraphs
19 (10) and (12)”; and

20 (C) in paragraph (2)(C), by striking “and
21 (10)” and inserting “(10), (12), (15), and
22 (16)”;

23 (2) in subsection (b), by adding at the end the
24 following new paragraphs:

1 “(12) Programs that address environmental
2 needs.

3 “(13) Programs that reach out to organizations
4 not previously involved in addressing local needs,
5 such as labor unions and profit-making organiza-
6 tions.

7 “(14) Programs that provide for ethnic out-
8 reach.

9 “(15) Programs that support criminal justice
10 activities.

11 “(16) Programs that involve older volunteers
12 working with young people in apprenticeship pro-
13 grams.

14 “(17) Programs that support the integration of
15 individuals with disabilities into the community.”;
16 and

17 (3) in subsection (d), by striking paragraph (1)
18 and inserting the following new paragraph:

19 “(1) Except as provided in paragraph (2), from the
20 amounts appropriated under subsection (a), (b), (c), or (d)
21 of section 502, for each fiscal year there shall be available
22 to the Director such sums as may be necessary to make
23 grants under subsection (a).”.

1 **SEC. 351. ADJUSTMENTS TO FEDERAL FINANCIAL ASSIST-**
2 **ANCE.**

3 Section 226 (42 U.S.C. 5026) is amended—

4 (1) in subsection (a)(1)—

5 (A) in subparagraph (A), by striking
6 “(A)”; and

7 (B) by striking subparagraph (B); and

8 (2) in subsection (b)—

9 (A) in paragraph (1)—

10 (i) by striking “(1)”; and

11 (ii) by striking “annually” and insert-
12 ing “, once every 2 years”; and

13 (B) by striking paragraph (2).

14 **SEC. 352. DEMONSTRATION PROGRAMS.**

15 Title II is amended by adding at the end the following
16 new part:

17 “PART E—DEMONSTRATION PROGRAMS

18 **“SEC. 231. AUTHORITY OF DIRECTOR.**

19 “(a) IN GENERAL.—The Director is authorized to
20 make grants to or enter into contracts with public or non-
21 profit organizations, including organizations funded under
22 part A, B, or C, for the purposes of demonstrating innova-
23 tive activities involving older Americans as volunteers. The
24 Director may support under this part both volunteers re-
25 ceiving stipends and volunteers not receiving stipends.

1 “(b) ACTIVITIES.—An organization that receives a
2 grant or enters into a contract under subsection (a) may
3 use funds made available through the grant or contract
4 for activities such as—

5 “(1) linking youth groups and older American
6 organizations in volunteer activities;

7 “(2) involving older volunteers in programs and
8 activities different from those currently supported in
9 the community; and

10 “(3) testing whether older American volunteer
11 programs may contribute to new objectives or cer-
12 tain national priorities.

13 **“SEC. 232. PROHIBITION.**

14 “The Director may not reduce the activities, projects,
15 or volunteers funded under the other parts of this title
16 in order to support projects under this part.”.

17 **CHAPTER 3—ADMINISTRATION**

18 **SEC. 361. PURPOSE OF AGENCY.**

19 Section 401 (42 U.S.C. 5041) is amended—

20 (1) by inserting after the first sentence the fol-
21 lowing: “This Agency shall also promote the coordi-
22 nation of volunteer efforts among Federal, State,
23 and local agencies and organizations, exchange tech-
24 nical assistance information among them, and pro-
25 vide technical assistance to other nations concerning

1 domestic volunteer programs within their coun-
2 tries.”; and

3 (2) by striking “Older American Volunteer Pro-
4 grams” each place the term appears and inserting
5 “National Senior Volunteer Corps”.

6 **SEC. 362. AUTHORITY OF THE DIRECTOR.**

7 Section 402 (42 U.S.C. 5042) is amended in para-
8 graphs (5) and (6) by inserting “solicit and” before “ac-
9 cept” in each such paragraph.

10 **SEC. 363. COMPENSATION FOR VOLUNTEERS.**

11 Section 404 (42 U.S.C. 5044) is amended—

12 (1) in subsection (c), by inserting “from such
13 volunteers or from beneficiaries” after “compensa-
14 tion”;

15 (2) by striking subsection (f); and

16 (3) by redesignating subsection (g) as sub-
17 section (f).

18 **SEC. 364. REPEAL OF REPORT.**

19 Section 407 (42 U.S.C. 5047) is repealed.

20 **SEC. 365. APPLICATION OF FEDERAL LAW.**

21 Section 415(b)(4)(A) (42 U.S.C. 5055(b)(4)(A)) is
22 amended by striking “a grade GS–7 employee” and insert-
23 ing “an employee at grade GS–5 of the General Schedule
24 under section 5332 of title 5, United States Code”.

1 **SEC. 366. EVALUATION OF PROGRAMS.**

2 Section 416 (42 U.S.C. 5056) is amended—

3 (1) in subsection (a)—

4 (A) in the first sentence, by striking “(in-
5 cluding the VISTA Literacy Corps which shall
6 be evaluated as a separate program at least
7 once every 3 years)”; and

8 (B) in the second sentence, by striking “at
9 least once every 3 years” and inserting “peri-
10 odically”;

11 (2) in subsection (b) to read as follows:

12 “(b) In carrying out evaluations of programs under
13 this Act, the Director shall create appropriate manage-
14 ment information systems that will summarize informa-
15 tion on volunteer activities and accomplishments across
16 the programs supported under this Act. The Director shall
17 periodically prepare and submit to the appropriate com-
18 mittees of Congress a report containing such informa-
19 tion.”; and

20 (3) by striking subsections (d), (e), (f), and (g).

21 **SEC. 367. NONDISCRIMINATION PROVISIONS.**

22 Section 417 (42 U.S.C. 5057) is amended to read as
23 follows:

24 **“SEC. 417. NONDISCRIMINATION PROVISIONS.**

25 “(a) IN GENERAL.—

1 “(1) BASIS.—An individual with responsibility
2 for the operation of a program that receives assist-
3 ance under this Act shall not discriminate against a
4 participant in, or member of the staff of, such pro-
5 gram on the basis of race, color, national origin, sex,
6 age, or political affiliation of such participant or
7 member, or on the basis of disability, if the partici-
8 pant or member is a qualified individual with a dis-
9 ability.

10 “(2) DEFINITION.—As used in paragraph (1),
11 the term ‘qualified individual with a disability’ has
12 the meaning given the term in section 101(8) of the
13 Americans with Disabilities Act of 1990 (42 U.S.C.
14 12111(8)).

15 “(b) FEDERAL FINANCIAL ASSISTANCE.—Any assist-
16 ance provided under this Act shall constitute Federal fi-
17 nancial assistance for purposes of title VI of the Civil
18 Rights Act of 1964 (42 U.S.C. 2000d et seq.), title IX
19 of the Education Amendments of 1972 (20 U.S.C. 1681
20 et seq.), section 504 of the Rehabilitation Act of 1973 (29
21 U.S.C. 794), and the Age Discrimination Act of 1975 (42
22 U.S.C. 6101 et seq.).

23 “(c) RELIGIOUS DISCRIMINATION.—

24 “(1) IN GENERAL.—Except as provided in para-
25 graph (2), an individual with responsibility for the

1 operation of a program that receives assistance
2 under this Act shall not discriminate on the basis of
3 religion against a participant in such program or a
4 member of the staff of such program who is paid
5 with funds received under this Act.

6 “(2) EXCEPTION.—Paragraph (1) shall not
7 apply to the employment, with assistance provided
8 under this Act, of any member of the staff, of a pro-
9 gram that receives assistance under this Act, who
10 was employed with the organization operating the
11 program on the date the grant under this Act was
12 awarded.

13 “(d) RULES AND REGULATIONS.—The Director shall
14 promulgate rules and regulations to provide for the en-
15 forcement of this section that shall include provisions for
16 summary suspension of assistance for not more than 30
17 days, on an emergency basis, until notice and an oppor-
18 tunity to be heard can be provided.”.

19 **SEC. 368. ELIMINATION OF SEPARATE REQUIREMENTS FOR**
20 **SETTING REGULATIONS.**

21 Section 420 (42 U.S.C. 5060) is repealed.

22 **SEC. 369. CLARIFICATION OF ROLE OF INSPECTOR GEN-**
23 **ERAL.**

24 Section 422 (42 U.S.C. 5062) is amended—

1 (1) in subsection (a), by inserting “or the In-
2 spector General” after “Director”; and

3 (2) in subsection (b), by inserting “, the Inspec-
4 tor General,” after “Director” each place that such
5 term appears.

6 **SEC. 370. COPYRIGHT PROTECTION.**

7 Title IV is amended by adding at the end, the follow-
8 ing new section:

9 **“SEC. 425. PROTECTION AGAINST IMPROPER USE.**

10 “Whoever falsely—

11 “(1) advertises or represents; or

12 “(2) publishes or displays any sign, symbol, or
13 advertisement, reasonably calculated to convey the
14 impression,

15 that an entity is affiliated with, funded by, or operating
16 under the authority of ACTION, VISTA, or any of the
17 programs of the National Senior Volunteer Corps may be
18 enjoined under an action filed by the Attorney General,
19 on a complaint by the Director.”.

20 **SEC. 371. CENTER FOR RESEARCH AND TRAINING.**

21 Title IV (as amended by section 370 of this Act) is
22 further amended by adding at the end the following new
23 section:

1 **“SEC. 426. CENTER FOR RESEARCH AND TRAINING.**

2 “The Director may establish, directly or by grant or
3 contract, a Center for Research and Training on Vol-
4 unteerism to carry out research concerning the impact of
5 volunteerism on individuals, organizations, and commu-
6 nities, provide training at a State, regional, or local level
7 to help improve programs across the United States, and
8 carry out such other functions as the Director determines
9 to be appropriate.”.

10 **SEC. 372. DEPOSIT REQUIREMENT CREDIT FOR SERVICE AS**
11 **A VOLUNTEER.**

12 (a) **CIVIL SERVICE RETIREMENT SYSTEM.—**

13 (1) **CREDITABLE SERVICE.**—Section 8332(j) of
14 title 5, United States Code, is amended—

15 (A) in paragraph (1)—

16 (i) in the first sentence, by inserting
17 “the period of an individual’s services as a
18 full-time volunteer enrolled in a program of
19 at least 1 year in duration under part A,
20 B, or C of title I of the Domestic Volun-
21 teer Service Act of 1973,” after “Economic
22 Opportunity Act of 1964,”;

23 (ii) in the second sentence, by insert-
24 ing “, as a full-time volunteer enrolled in
25 a program of at least 1 year in duration
26 under part A, B, or C of title I of the Do-

1 mestic Volunteer Service Act of 1973,”
2 after “Economic Opportunity Act of
3 1964,”; and

4 (iii) in the last sentence—

5 (I) by inserting “or under the
6 Domestic Volunteer Service Act of
7 1973” after “Economic Opportunity
8 Act of 1964”; and

9 (II) by inserting “or the Director
10 of ACTION, as appropriate,” after
11 “Director of the Office of Economic
12 Opportunity”; and

13 (B) by adding at the end the following new
14 paragraph:

15 “(3) The provisions of paragraph (1) relating to
16 credit for service as a volunteer or volunteer leader
17 under the Economic Opportunity Act of 1964 or the
18 Domestic Volunteer Service Act of 1973 shall not
19 apply to any period of service as a volunteer or vol-
20 unteer leader of an employee or Member with re-
21 spect to which the employee or Member has made
22 the deposit with interest, if any, required by section
23 8334(1).”.

24 (2) DEDUCTIONS, CONTRIBUTIONS, AND DEPOS-
25 ITS.—

1 (A) IN GENERAL.—Section 8334 of title 5,
2 United States Code, is amended by adding at
3 the end the following new subsection:

4 “(1)(1) Each employee or Member who has performed
5 service as a volunteer or volunteer leader under part A
6 of title VIII of the Economic Opportunity Act of 1964,
7 or as a full-time volunteer enrolled in a program of at least
8 1 year in duration under part A, B, or C of title I of the
9 Domestic Volunteer Service Act of 1973, before the date
10 of the separation from service on which the entitlement
11 to any annuity under this subchapter is based may pay,
12 in accordance with such regulations as the Office of Per-
13 sonnel Management shall issue, to the agency by which
14 the employee is employed or, in the case of a Member or
15 a congressional employee, to the Secretary of the Senate
16 or the Clerk of the House of Representatives, as appro-
17 priate, an amount equal to 7 percent of the readjustment
18 allowance paid to the employee or Member under title VIII
19 of the Economic Opportunity Act of 1964 or title I of the
20 Domestic Volunteer Service Act of 1973 for each period
21 of service as such a volunteer or volunteer leader.

22 “(2) Any deposit made under paragraph (1) more
23 than 2 years after the later of—

24 “(A) the date of enactment of this subsection;
25 or

1 “(B) the date on which the employee or Mem-
2 ber making the deposit first becomes an employee or
3 Member,
4 shall include interest on such amount, computed and
5 compounded annually beginning on the date of the expira-
6 tion of the 2-year period. The interest rate that is applica-
7 ble in computing interest in any year under this paragraph
8 shall be equal to the interest rate that is applicable for
9 such year under subsection (e).

10 “(3) Any payment received by an agency, the Sec-
11 retary of the Senate, or the Clerk of the House of Rep-
12 resentatives under this subsection shall be immediately re-
13 mitted to the Office of Personnel Management for deposit
14 in the Treasury of the United States to the credit of the
15 Fund.

16 “(4) The Director shall furnish such information to
17 the Office of Personnel Management as the Office may
18 determine to be necessary for the administration of this
19 subsection.”.

20 (B) CONFORMING AMENDMENT.—Section
21 8334(e) of title 5, United States Code, is
22 amended in paragraphs (1) and (2) by striking
23 “or (k)” each place that such term appears and
24 inserting “(k), or (l)”.

25 (b) FEDERAL EMPLOYEES RETIREMENT SYSTEM.—

1 (1) CREDITABLE SERVICE.—Section 8411 of
2 title 5, United States Code, is amended—

3 (A) in subsection (b)(3), by striking “sub-
4 section (f)” and inserting “subsection (f) or
5 (h)”; and

6 (B) by adding at the end the following new
7 subsection:

8 “(h) An employee or Member shall be allowed credit
9 for service as a volunteer or volunteer leader under part
10 A of title VIII of the Economic Opportunity Act of 1964,
11 or as a full-time volunteer enrolled in a program of at least
12 1 year in duration under part A, B, or C of title I of the
13 Domestic Volunteer Service Act of 1973, performed at any
14 time prior to the separation from service on which the en-
15 titlement to any annuity under this subchapter is based
16 if the employee or Member has made a deposit with inter-
17 est, if any, with respect to such service under section
18 8422(f).”.

19 (2) DEDUCTIONS, CONTRIBUTIONS.—Section
20 8422 of title 5, United States Code, is amended by
21 adding at the end the following new subsection:

22 “(f)(1) Each employee or Member who has performed
23 service as a volunteer or volunteer leader under part A
24 of title VIII of the Economic Opportunity Act of 1964,
25 or as a full-time volunteer enrolled in a program of at least

1 1 year in duration under part A, B, or C of title I of the
2 Domestic Volunteer Service Act of 1973, before the date
3 of the separation from service on which the entitlement
4 to any annuity under this subchapter, or subchapter V of
5 this chapter, is based may pay, in accordance with such
6 regulations as the Office of Personnel Management shall
7 issue, to the agency by which the employee is employed
8 or, in the case of a Member or a congressional employee,
9 to the Secretary of the Senate or the Clerk of the House
10 of Representatives, as appropriate, an amount equal to 3
11 percent of the readjustment allowance paid to the em-
12 ployee or Member under title VIII of the Economic Oppor-
13 tunity Service Act of 1964 or title I of the Domestic Vol-
14 unteer Service Act of 1973 for each period of service as
15 such a volunteer or volunteer leader.

16 “(2) Any deposit made under paragraph (1) more
17 than 2 years after the later of—

18 “(A) the date of enactment of this subsection,
19 or

20 “(B) the date on which the employee or Mem-
21 ber making the deposit first becomes an employee or
22 Member,

23 shall include interest on such amount computed and
24 compounded annually beginning on the date of the expira-
25 tion of the 2-year period. The interest rate that is applica-

1 ble in computing interest in any year under this paragraph
2 shall be equal to the interest rate that is applicable for
3 such year under section 8334(e).

4 “(3) Any payment received by an agency, the Sec-
5 retary of the Senate, or the Clerk of the House of Rep-
6 resentatives under this subsection shall be immediately re-
7 mitted to the Office of Personnel Management for deposit
8 in the Treasury of the United States to the credit of the
9 Fund.

10 “(4) The Director shall furnish such information to
11 the Office of Personnel Management as the Office may
12 determine to be necessary for the administration of this
13 subsection.”.

14 (c) APPLICABILITY AND OTHER PROVISIONS.—

15 (1) APPLICABILITY.—

16 (A) TIMING.—The amendments made by
17 subsections (a) and (b) shall apply with respect
18 to credit for service as a volunteer or volunteer
19 leader under the Economic Opportunity Act of
20 1964 or the Domestic Volunteer Service Act of
21 1973 to individuals who are entitled to an an-
22 nuity on the basis of a separation from service
23 occurring before, on, or after the effective date
24 of this Act.

1 (B) SEPARATION.—In the case of any indi-
2 vidual whose entitlement to an annuity is based
3 on a separation from service occurring before
4 the date of enactment of this Act, any increase
5 in such individual's annuity on the basis of a
6 deposit made pursuant to section 8334(l) or
7 section 8442(f) of title 5, United States Code,
8 as amended by this Act, shall be effective only
9 with respect to annuity payments payable for
10 calendar months beginning after the date of en-
11 actment of this Act.

12 (2) ACTION TO INFORM INDIVIDUALS.—The Di-
13 rector of the Office of Personnel Management shall
14 take such action as may be necessary and appro-
15 priate to inform individuals entitled to credit under
16 this section for service as a volunteer or volunteer
17 leader, or to have any annuity recomputed, or to
18 make a deposit under this section, of such entitle-
19 ment.

20 **CHAPTER 4—AUTHORIZATION OF APPRO-**
21 **PRIATIONS AND OTHER AMENDMENTS**

22 **SEC. 381. AUTHORIZATION OF APPROPRIATIONS FOR**
23 **TITLE I.**

24 Section 501 (42 U.S.C. 5081) is amended to read as
25 follows:

1 **“SEC. 501. NATIONAL VOLUNTEER ANTIPOVERTY PRO-**
2 **GRAMS.**

3 “(a) AUTHORIZATIONS.—

4 “(1) VOLUNTEERS IN SERVICE TO AMERICA.—
5 There are authorized to be appropriated to carry out
6 part A of title I, excluding sections 104(e) and 109,
7 \$45,800,000 for fiscal year 1994, and such sums as
8 may be necessary for each of the fiscal years 1995
9 through 1998.

10 “(2) SUMMER PROGRAM.—There are authorized
11 to be appropriated to carry out section 104(e), such
12 sums as may be necessary for each of the fiscal
13 years 1994 through 1998.

14 “(3) LITERACY ACTIVITIES.—There are author-
15 ized to be appropriated to carry out section 109,
16 \$5,600,000 as may be necessary for each of the fis-
17 cal years 1994 through 1998.

18 “(4) UNIVERSITY YEAR FOR VISTA.—There are
19 authorized to be appropriated to carry out part B of
20 title I, such sums as may be necessary for each of
21 the fiscal years 1994 through 1998.

22 “(5) SPECIAL VOLUNTEER PROGRAMS.—There
23 are authorized to be appropriated to carry out part
24 C of title I, excluding section 125, such sums as may
25 be necessary for each of the fiscal years 1994
26 through 1998.

1 “(6) LITERACY CHALLENGE GRANTS.—There
2 are authorized to be appropriated to carry out sec-
3 tion 125, such sums as may be necessary for each
4 of the fiscal years 1994 through 1998.

5 “(b) SUBSISTENCE.—The minimum level of an
6 allowance for subsistence required under section
7 105(b)(2), to be provided to each volunteer under title I,
8 may not be reduced or limited in order to provide for an
9 increase in the number of volunteer service years under
10 part A of title I.

11 “(c) LIMITATION.—No part of the funds appro-
12 priated to carry out part A of title I may be used to pro-
13 vide volunteers or assistance to any program or project
14 authorized under part B or C of title I, or under title II,
15 unless the program or project meets the antipoverty cri-
16 teria of part A of title I.

17 “(d) AVAILABILITY.—Amounts appropriated for part
18 A of title I shall remain available for obligation until the
19 end of the fiscal year following the fiscal year for which
20 the amounts were appropriated.

21 “(e) VOLUNTEER SERVICE REQUIREMENT.—

22 “(1) VOLUNTEER SERVICE YEARS.—Of the
23 amounts appropriated under this section for parts A,
24 B, and C of title I, including section 125, there shall
25 first be available for part A of title I, including sec-

1 tions 104(e) and 109, an amount not less than the
2 amount necessary to provide 3,700 volunteer service
3 years in fiscal year 1994, 4,000 volunteer service
4 years in fiscal year 1995, 4,500 volunteer service
5 years in fiscal year 1996, 5,500 volunteer service
6 years in fiscal year 1997, and 7,500 volunteer serv-
7 ice years in fiscal year 1998.

8 “(2) PLAN.—If the Director determines that
9 funds appropriated to carry out part A, B, or C of
10 title I are insufficient to provide for the years of vol-
11 unteer service required by paragraph (1), the Direc-
12 tor shall submit a plan to the relevant authorizing
13 and appropriations committees of Congress that will
14 detail what is necessary to fully meet this require-
15 ment.”.

16 **SEC. 382. AUTHORIZATION OF APPROPRIATIONS FOR**
17 **TITLE II.**

18 Section 502 (42 U.S.C. 5082) is amended to read as
19 follows:

20 **“SEC. 502. NATIONAL SENIOR VOLUNTEER CORPS.**

21 “(a) RETIRED AND SENIOR VOLUNTEER PRO-
22 GRAM.—There are authorized to be appropriated to carry
23 out part A of title II, \$37,054,000 for fiscal year 1994,
24 and such sums as may be necessary for each of the fiscal
25 years 1995 through 1998.

1 “(b) FOSTER GRANDPARENT PROGRAM.—There are
2 authorized to be appropriated to carry out part B of title
3 II, \$71,284,000 for fiscal year 1994, and such sums as
4 may be necessary for each of the fiscal years 1995 through
5 1998.

6 “(c) SENIOR COMPANION PROGRAM.—There are au-
7 thorized to be appropriated to carry out part C of title
8 II, \$32,509,000 for fiscal year 1994, and such sums as
9 may be necessary for each of the fiscal years 1995 through
10 1998.

11 “(d) DEMONSTRATION PROGRAMS.—There are au-
12 thorized to be appropriated to carry out part E of title
13 II, such sums as may be necessary for each of the fiscal
14 years 1994 through 1998.”.

15 **SEC. 383. AUTHORIZATION OF APPROPRIATIONS FOR**
16 **TITLE IV.**

17 Section 504 (42 U.S.C. 5084) is amended to read as
18 follows:

19 **“SEC. 504. ADMINISTRATION AND COORDINATION.**

20 “(a) IN GENERAL.—For each of the fiscal years 1994
21 through 1998, there are authorized to be appropriated for
22 the administration of this Act as provided for in title IV,
23 20 percent of the total amount appropriated under sec-
24 tions 501 and 502 with respect to such year.

1 “(b) EVALUATION AND CENTER FOR RESEARCH AND
2 TRAINING.—For each of the fiscal years 1994 through
3 1998, the Director is authorized to expend not less than
4 one-half of 1 percent, and not more than 1 percent, from
5 the amounts appropriated under sections 501 and 502, for
6 the purposes prescribed in sections 416 and 426.”.

7 **SEC. 384. CONFORMING AMENDMENTS; COMPENSATION**
8 **FOR VISTA FECA CLAIMANTS.**

9 Section 8143(b) of title 5, United States Code, is
10 amended by striking “GS–7” and inserting “GS–5 of the
11 General Schedule under section 5332 of title 5, United
12 States Code”.

13 **SEC. 385. REPEAL OF AUTHORITY.**

14 Title VII (42 U.S.C. 5091 et seq.) is repealed.

15 **CHAPTER 5—GENERAL PROVISIONS**

16 **SEC. 391. TECHNICAL AND CONFORMING AMENDMENTS.**

17 The Domestic Volunteer Service Act of 1973 (42
18 U.S.C. 4950 et seq.) is amended by striking “That this
19 Act” and all that follows through the end of the table of
20 contents and inserting the following:

21 **“SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

22 “(a) SHORT TITLE.—This Act may be cited as the
23 ‘Domestic Volunteer Service Act of 1973’.

24 “(b) TABLE OF CONTENTS.—The table of contents
25 is as follows:

“Sec. 1. Short title; table of contents.

“Sec. 2. Volunteerism policy.

“TITLE I—NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

“PART A—VOLUNTEERS IN SERVICE TO AMERICA

- “Sec. 101. Statement of purpose.
- “Sec. 102. Authority to operate VISTA program.
- “Sec. 103. Selection and assignment of volunteers.
- “Sec. 104. Terms and periods of service.
- “Sec. 105. Support service.
- “Sec. 106. Participation of beneficiaries.
- “Sec. 107. Participation of younger and older persons.
- “Sec. 108. Limitation.
- “Sec. 109. VISTA Literacy Corps.
- “Sec. 110. Applications for assistance.

“PART B—UNIVERSITY YEAR FOR VISTA

- “Sec. 111. Statement of purpose.
- “Sec. 112. Authority to operate University Year for VISTA program.
- “Sec. 113. Special conditions.

“PART C—SPECIAL VOLUNTEER PROGRAMS

- “Sec. 121. Statement of purpose.
- “Sec. 122. Authority to establish and operate special volunteer and demonstration programs.
- “Sec. 123. Technical and financial assistance for improvement of volunteer programs.
- “Sec. 125. Literacy challenge grants.

“TITLE II—NATIONAL SENIOR VOLUNTEER CORPS

- “Sec. 200. Statement of purposes.

“PART A—RETIRED AND SENIOR VOLUNTEER PROGRAM

- “Sec. 201. Grants and contracts for volunteer service projects.

“PART B—FOSTER GRANDPARENT PROGRAM

- “Sec. 211. Grants and contracts for volunteer service projects.

“PART C—SENIOR COMPANION PROGRAM

- “Sec. 213. Grants and contracts for volunteer service projects.

“PART D—GENERAL PROVISIONS

- “Sec. 221. Promotion of National Senior Volunteer Corps.
- “Sec. 222. Payments.
- “Sec. 223. Minority group participation.
- “Sec. 224. Use of locally generated contributions in National Senior Volunteer Corps.
- “Sec. 225. Programs of national significance.
- “Sec. 226. Adjustments to Federal financial assistance.
- “Sec. 227. Multiyear grants or contracts.

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“PART E—DEMONSTRATION PROGRAMS

“Sec. 231. Authority of Director.

“Sec. 232. Prohibition.

“TITLE IV—ADMINISTRATION AND COORDINATION

“Sec. 403. Political activities.

“Sec. 404. Special limitations.

“Sec. 406. Labor standards.

“Sec. 408. Joint funding.

“Sec. 409. Prohibition of Federal control.

“Sec. 410. Coordination with other programs.

“Sec. 411. Prohibition.

“Sec. 412. Notice and hearing procedures for suspension and termination of financial assistance.

“Sec. 414. Distribution of benefits between rural and urban areas.

“Sec. 415. Application of Federal law.

“Sec. 416. Evaluation.

“Sec. 417. Nondiscrimination provisions.

“Sec. 418. Eligibility for other benefits.

“Sec. 419. Legal expenses.

“Sec. 421. Definitions.

“Sec. 422. Audit.

“Sec. 423. Reduction of paperwork.

“Sec. 424. Review of project renewals.

“Sec. 425. Protection against improper use.

“Sec. 426. Center for Research and Training.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

“Sec. 501. National volunteer antipoverty programs.

“Sec. 502. National Senior Volunteer Corps.

“Sec. 504. Administration and coordination.

“Sec. 505. Availability of appropriations.

“TITLE VI—AMENDMENTS TO OTHER LAWS AND REPEALERS

“Sec. 601. Supersedence of Reorganization Plan No. 1 of July 1, 1971.

“Sec. 602. Creditable service for civil service retirement.

“Sec. 603. Repeal of title VIII of the Economic Opportunity Act.

“Sec. 604. Repeal of title VI of the Older Americans Act.”.

1 SEC. 392. EFFECTIVE DATE.

2 This subtitle shall become effective on October 1,

3 1993.

1 **Subtitle C—Youth Conservation**
2 **Corps Act of 1970**

3 **SEC. 399. PUBLIC LANDS CORPS.**

4 Public Law 91–378 (16 U.S.C. 1701–1706; com-
5 monly known as the “Youth Conservation Corps Act of
6 1970”) is amended—

7 (1) by inserting before section 1 the following:

8 **“TITLE I—YOUTH**
9 **CONSERVATION CORPS”;**

10 (2) by striking “Act” each place it appears and
11 inserting “title”;

12 (3) by redesignating sections 1 through 6 as
13 sections 101 through 106, respectively;

14 (4) in subsection (a) of section 102 (as so re-
15 designated), by inserting “in this title” after “here-
16 inafter”;

17 (5) in subsection (d) of section 104 (as so re-
18 designated), by striking “section 6” and inserting
19 “section 106”; and

20 (6) by adding at the end the following new title:

21 **“TITLE II—PUBLIC LANDS**
22 **CORPS**

23 **“SEC. 201. SHORT TITLE.**

24 “This title may be cited as the “Public Lands Corps
25 Act of 1993”.

1 **“SEC. 202. CONGRESSIONAL FINDINGS AND PURPOSE.**

2 “(a) FINDINGS.—The Congress finds the following:

3 “(1) Conserving or developing natural and cul-
4 tural resources and enhancing and maintaining envi-
5 ronmentally important lands and waters through the
6 use of the Nation’s young men and women in a Pub-
7 lic Lands Corps can benefit those men and women
8 by providing them with education and work opportu-
9 nities, furthering their understanding and apprecia-
10 tion of the natural and cultural resources, and pro-
11 viding a means to pay for higher education or to
12 repay indebtedness they have incurred to obtain
13 higher education while at the same time benefiting
14 the Nation’s economy and its environment.

15 “(2) Many facilities and natural resources lo-
16 cated on public lands and on Indian lands are in dis-
17 repair or degraded and in need of labor intensive re-
18 habilitation, restoration, and enhancement work that
19 cannot be carried out by Federal agencies at existing
20 personnel levels.

21 “(3) Youth conservation corps have established
22 a good record of restoring and maintaining these
23 kinds of facilities and resources in a cost effective
24 and efficient manner, especially when the corps have
25 worked in partnership arrangements with govern-
26 ment land management agencies.

1 “(b) PURPOSE.—It is the purpose of this title to—

2 “(1) perform, in a cost-effective manner, appro-
3 priate conservation projects on public lands and In-
4 dian lands where such projects will not be performed
5 by existing employees;

6 “(2) assist governments and Indian tribes in
7 performing research and public education tasks asso-
8 ciated with natural and cultural resources on public
9 lands and Indian lands;

10 “(3) expose young men and women to public
11 service while furthering their understanding and ap-
12 preciation of the Nation’s natural and cultural re-
13 sources;

14 “(4) expand educational opportunities by re-
15 warding individuals who participate in national serv-
16 ice with an increased ability to pursue higher edu-
17 cation or job training; and

18 “(5) stimulate interest among the Nation’s
19 young men and women in conservation careers by
20 exposing them to conservation professionals in land
21 managing agencies.

22 **“SEC. 203. DEFINITIONS.**

23 “For purposes of this title:

24 “(1) APPROPRIATE CONSERVATION PROJECT.—

25 The term ‘appropriate conservation project’ means

1 any project for the conservation, restoration, con-
2 struction, or rehabilitation of natural, cultural, his-
3 toric, archaeological, recreational, or scenic re-
4 sources.

5 “(2) CORPS AND PUBLIC LANDS CORPS.—The
6 terms ‘Corps’ and ‘Public Lands Corps’ mean the
7 Public Lands Corps established under section 204.

8 “(3) INDIAN TRIBE.—The term ‘Indian tribe’
9 means an Indian tribe, band, nation, or other orga-
10 nized group or community, including any Native vil-
11 lage, Regional Corporation, or Village Corporation,
12 as defined in subsection (c), (g), or (j), respectively,
13 of section 3 of the Alaska Native Claims Settlement
14 Act (43 U.S.C. 1602 (c), (g), or (j)), that is recog-
15 nized as eligible for the special programs and serv-
16 ices provided by the United States under Federal
17 law to Indians because of their status as Indians.

18 “(4) INDIAN.—The term ‘Indian’ means a per-
19 son who is a member of an Indian tribe.

20 “(5) INDIAN LANDS.—The term ‘Indian lands’
21 means—

22 “(A) any Indian reservation;

23 “(B) any public domain Indian allotments;

24 “(C) any former Indian reservation in the
25 State of Oklahoma;

1 “(D) any land held by incorporated Native
2 groups, regional corporations, and village cor-
3 porations under the Alaska Native Claims Set-
4 tlement Act (43 U.S.C. 1601 et seq.); and

5 “(E) any land held by dependent Indian
6 communities within the borders of the United
7 States whether within the original or subse-
8 quently acquired territory thereof, and whether
9 within or without the limits of a State.

10 “(6) PUBLIC LANDS.—The term ‘public lands’
11 means any lands or waters (or interest therein)
12 owned or administered by the United States, except
13 that such term does not include any Indian lands.

14 “(7) QUALIFIED YOUTH OR CONSERVATION
15 CORPS.—The term ‘qualified youth or conservation
16 corps’ means any program established by a State or
17 local government, by the governing body of any In-
18 dian tribe, or by a nonprofit organization, that—

19 “(A) is capable of offering meaningful,
20 full-time, productive work for individuals be-
21 tween the ages of 16 and 25, inclusive, in a
22 natural or cultural resource setting;

23 “(B) gives participants a mix of work ex-
24 perience, basic and life skills, education, train-
25 ing, and support services; and

1 “(C) provides participants with the oppor-
2 tunity to develop citizenship values and skills
3 through service to their community and the
4 United States.

5 “(8) RESOURCE ASSISTANT.—The term ‘re-
6 source assistant’ means a resource assistant selected
7 under section 206.

8 “(9) STATE.—The term ‘State’ means any
9 State of the United States, the District of Columbia,
10 the Commonwealth of Puerto Rico, Guam, the Vir-
11 gin Islands, American Samoa, and the Common-
12 wealth of the Northern Mariana Islands.

13 **“SEC. 204. PUBLIC LANDS CORPS PROGRAM.**

14 “(a) ESTABLISHMENT OF PUBLIC LANDS CORPS.—
15 There is hereby established in the Department of the Inte-
16 rior and the Department of Agriculture a Public Lands
17 Corps.

18 “(b) PARTICIPANTS.—The Corps shall consist of indi-
19 viduals between the ages of 16 and 25, inclusive, who are
20 enrolled as participants in the Corps by the Secretary of
21 the Interior or the Secretary of Agriculture. To be eligible
22 for enrollment in the Corps, an individual shall satisfy the
23 criteria specified in section 137(b) of the National and
24 Community Service Act of 1990. The Secretaries may en-
25 roll such individuals in the Corps without regard to the

1 provisions of title 5, United States Code, governing ap-
2 pointments in the competitive service, and without regard
3 to the provisions of chapter 51 and subchapter III of chap-
4 ter 53 of such title relating to classification and General
5 Schedule pay rates. The Secretaries may establish a pref-
6 erence for the enrollment in the Corps of individuals who
7 are economically, physically, or educationally disadvan-
8 taged.

9 “(c) QUALIFIED YOUTH OR CONSERVATION
10 CORPS.—The Secretary of the Interior and the Secretary
11 of Agriculture are authorized to enter into contracts and
12 cooperative agreements with any qualified youth or con-
13 servation corps to perform appropriate conservation
14 projects referred to in subsection (d).

15 “(d) PROJECTS TO BE CARRIED OUT.—The Sec-
16 retary of the Interior and the Secretary of Agriculture
17 may each utilize the Corps or any qualified youth or con-
18 servation corps to carry out appropriate conservation
19 projects that such Secretary is authorized to carry out
20 under other authority of law on public lands. Appropriate
21 conservation projects may also be carried out under this
22 title on Indian lands with the approval of the Indian tribe
23 involved.

24 “(e) PREFERENCE FOR CERTAIN PROJECTS.—In se-
25 lecting appropriate conservation projects to be carried out

1 under this title, the Secretary of the Interior and the Sec-
2 retary of Agriculture shall give preference to those
3 projects that—

4 “(1) will provide long-term benefits to the pub-
5 lic;

6 “(2) will instill in the enrollee involved a work
7 ethic and a sense of public service;

8 “(3) will be labor intensive;

9 “(4) can be planned and initiated promptly; and

10 “(5) will provide academic, experiential, or envi-
11 ronmental education opportunities.

12 “(f) CONSISTENCY.—Each appropriate conservation
13 project carried out under this title on any public lands
14 or Indian lands shall be consistent with the provisions of
15 law and policies relating to the management and adminis-
16 tration of such lands, with all other applicable provisions
17 of law, and with all management, operational, and other
18 plans and documents that govern the administration of the
19 area.

20 **“SEC. 205. CONSERVATION CENTERS.**

21 “(a) ESTABLISHMENT AND USE.—The Secretary of
22 the Interior and the Secretary of Agriculture are each au-
23 thorized to provide such quarters, board, medical care,
24 transportation, and other services, facilities, supplies, and
25 equipment as such Secretary determines to be necessary

1 in connection with the Public Lands Corps and appro-
2 priate conservation projects carried out under this title
3 and to establish and use conservation centers owned and
4 operated by such Secretary for purposes of the Corps and
5 such projects. The Secretaries shall establish basic stand-
6 ards of health, nutrition, sanitation, and safety for all con-
7 servation centers established under this section and shall
8 assure that such standards are enforced. Where necessary
9 or appropriate, the Secretaries may enter into contracts
10 and other appropriate arrangements with State and local
11 government agencies and private organizations for the
12 management of such conservation centers.

13 “(b) LOGISTICAL SUPPORT.—The Secretary of the
14 Interior and the Secretary of Agriculture may make ar-
15 rangements with the Secretary of Defense to have
16 logistical support provided by the Armed Forces to the
17 Corps and any conservation center established under this
18 section, where feasible. Logistical support may include the
19 provision of temporary tent shelters where needed, trans-
20 portation, and residential supervision.

21 “(c) USE OF MILITARY INSTALLATIONS.—The Sec-
22 retary of the Interior and the Secretary of Agriculture
23 may make arrangements with the Secretary of Defense to
24 identify military installations and other facilities of the
25 Department of Defense and, in consultation with the adju-

1 tant generals of the State National Guards, National
2 Guard facilities that may be used, in whole or in part,
3 by the Corps for training or housing Corps participants.

4 **“SEC. 206. RESOURCE ASSISTANTS.**

5 “(a) AUTHORIZATION.—The Secretary of the Interior
6 and the Secretary of Agriculture are each authorized to
7 provide individual placements of resource assistants with
8 any Federal land managing agency under the jurisdiction
9 of such Secretary to carry out research or resource protec-
10 tion activities on behalf of the agency. To be eligible for
11 selection as a resource assistant, an individual must be
12 at least 17 years of age. The Secretaries may select re-
13 source assistants without regard to the provisions of title
14 5, United States Code, governing appointments in the
15 competitive service, and without regard to the provisions
16 of chapter 51 and subchapter III of chapter 53 of such
17 title relating to classification and General Schedule pay
18 rates. The Secretaries shall give a preference to the selec-
19 tion of individuals who are enrolled in an institution of
20 higher education or are recent graduates from an institu-
21 tion of higher education, as defined in section 1201(a) of
22 the Higher Education Act of 1965 (20 U.S.C. 1141(a))
23 with particular attention given to ensure full representa-
24 tion of women and participants from historically black,
25 Hispanic, and Native American schools.

1 “(b) USE OF EXISTING NONPROFIT ORGANIZA-
2 TIONS.—Whenever one or more existing nonprofit organi-
3 zations can provide, in the judgment of the Secretary of
4 the Interior or the Secretary of Agriculture, appropriate
5 recruitment and placement services to fulfill the require-
6 ments of this section, the Secretary may implement this
7 section through such existing organizations. Participating
8 nonprofit organizations shall contribute to the expenses of
9 providing and supporting the resource assistants, through
10 private sources of funding, at a level equal to 25 percent
11 of the total costs of each participant in the Resource As-
12 sistant program who has been recruited and placed
13 through that organization. Any such participating non-
14 profit conservation service organization shall be required,
15 by the respective land managing agency, to submit an an-
16 nual report evaluating the scope, size, and quality of the
17 program, including the value of work contributed by the
18 Resource Assistants, to the mission of the agency.

19 **“SEC. 207. LIVING ALLOWANCES AND TERMS OF SERVICE.**

20 “(a) LIVING ALLOWANCES.—The Secretary of the In-
21 terior and the Secretary of Agriculture shall provide each
22 participant in the Public Lands Corps and each resource
23 assistant with a living allowance in an amount not to ex-
24 ceed the maximum living allowance authorized by section
25 140(a)(3) of the National and Community Service Act of

1 1990 for participants in a national service program as-
2 sisted under subtitle C of title I of such Act.

3 “(b) TERMS OF SERVICE.—Each participant in the
4 Corps and each resource assistant shall agree to partici-
5 pate in the Corps or serve as a resource assistant, as the
6 case may be, for such term of service as may be estab-
7 lished by the Secretary enrolling or selecting the individ-
8 ual.

9 **“SEC. 208. NATIONAL SERVICE EDUCATIONAL AWARDS.**

10 “(a) EDUCATIONAL BENEFITS AND AWARDS.—If a
11 participant in the Public Lands Corps or a resource assist-
12 ant also serves in an approved national service position
13 designated under subtitle C of title I of the National and
14 Community Service Act of 1990, the participant or re-
15 source assistant shall be eligible for a national service edu-
16 cational award in the manner prescribed in subtitle D of
17 such title upon successfully complying with the require-
18 ments for the award. The period during which the national
19 service educational award may be used, the purposes for
20 which the award may be used, and the amount of the
21 award shall be determined as provided under such subtitle.

22 “(b) FORBEARANCE IN THE COLLECTION OF STAF-
23 FORD LOANS.—For purposes of section 428 of the Higher
24 Education Act of 1965, in the case of borrowers who are
25 either participants in the Corps or resource assistants,

1 upon written request, a lender shall grant a borrower for-
2 bearance on such terms as are otherwise consistent with
3 the regulations of the Secretary of Education, during peri-
4 ods in which the borrower is serving as such a participant
5 or a resource assistant.

6 **“SEC. 209. NONDISPLACEMENT.**

7 “The nondisplacement requirements of section 177 of
8 the National and Community Service Act of 1990 shall
9 be applicable to all activities carried out by the Public
10 Lands Corps, to all activities carried out under this title
11 by a qualified youth or conservation corps, and to the se-
12 lection and service of resource assistants.

13 **“SEC. 210. FUNDING.**

14 “(a) COST SHARING.—

15 “(1) PROJECTS BY QUALIFIED YOUTH OR CON-
16 SERVATION CORPS.—The Secretary of the Interior
17 and the Secretary of Agriculture are each authorized
18 to pay not more than 75 percent, and shall collec-
19 tively pay 75 percent, of the costs of any appropriate
20 conservation project carried out pursuant to this
21 title on public lands by a qualified youth or con-
22 servation corps. The remaining 25 percent of the
23 costs of such a project may be provided from non-
24 Federal sources in the form of funds, services, facili-
25 ties, materials, equipment, or any combination of the

1 foregoing. No cost sharing shall be required in the
2 case of any appropriate conservation project carried
3 out on Indian lands under this title.

4 “(2) PUBLIC LANDS CORPS PROJECTS.—The
5 Secretary of the Interior and the Secretary of Agri-
6 culture are each authorized to accept donations of
7 funds, services, facilities, materials, or equipment for
8 the purposes of operating the Public Lands Corps
9 and carrying out appropriate conservation projects
10 by the Corps. The Department of Agriculture and
11 the Department of the Interior shall comply with the
12 Federal share requirements of section 129(d)(2)(B).

13 “(b) FUNDS AVAILABLE UNDER NATIONAL AND
14 COMMUNITY SERVICE ACT.—In order to carry out the
15 Public Lands Corps or to support resource assistants and
16 qualified youth or conservation corps under this title, the
17 Secretary of the Interior and the Secretary of Agriculture
18 shall be eligible to apply for and receive assistance de-
19 scribed in section 121(b) of the National and Community
20 Service Act of 1990, from funds available under section
21 129(d)(2).”.

1 **TITLE IV—TECHNICAL AND**
2 **CONFORMING AMENDMENTS**

3 **SEC. 401. DEFINITION OF DIRECTOR.**

4 Section 421 of the Domestic Volunteer Service Act
5 of 1973 (42 U.S.C. 5061) is amended by striking para-
6 graph (1) and inserting the following new paragraph:

7 “(1) the term ‘Director’ means the President of
8 the Corporation for National Service appointed
9 under section 193 of the National and Community
10 Services Act of 1990;”.

11 **SEC. 402. REFERENCES TO ACTION AND THE ACTION**
12 **AGENCY.**

13 (a) DOMESTIC VOLUNTEER SERVICE ACT OF
14 1973.—

15 (1) Section 2(b) of the Domestic Volunteer
16 Service Act of 1973 (42 U.S.C. 4950(b)) is
17 amended—

18 (A) by striking “ACTION, the Federal do-
19 mestic volunteer agency,” and inserting “this
20 Act”; and

21 (B) by striking “ACTION” and inserting
22 “the Corporation for National and Community
23 Service”.

1 (2) Section 125(b) of such Act (42 U.S.C.
2 4995(b)) is amended by striking “the ACTION
3 Agency” and inserting “the Corporation”.

4 (3) Section 225(e) of such Act (42 U.S.C.
5 5025(e)) is amended by striking “the ACTION
6 Agency” and inserting “the Corporation”.

7 (4) Section 403(a) of such Act (42 U.S.C.
8 5043(a) is amended—

9 (A) by striking “the ACTION Agency” the
10 first place it appears and inserting “the Cor-
11 poration under this Act”; and

12 (B) by striking “the ACTION Agency” the
13 second place it appears and inserting “the Cor-
14 poration”.

15 (5) Section 408 of such Act (42 U.S.C. 5048)
16 is amended by striking “the ACTION Agency” and
17 inserting “the Corporation”.

18 (6) Section 421(12) of such Act (as added by
19 section 403 of this Act) is further amended by strik-
20 ing “ACTION” and inserting “the Corporation”.

21 (7) Section 425 of such Act (as added by sec-
22 tion 370 of this Act) is further amended by striking
23 “ACTION” and inserting “the Corporation”.

24 (b) CIVIL SERVICE RETIREMENT SYSTEM.—Section
25 8332(j)(1) of title 5, United States Code (as amended by

1 section 372(a)(1)(A)(iii)(II) of this Act) is amended by
2 striking “the Director of ACTION” and inserting “the
3 President of the Corporation for National and Community
4 Service”.

5 (c) INSPECTOR GENERAL.—Section 8E(a)(2) of the
6 Inspector General Act of 1978 (5 U.S.C. App.) is
7 amended—

8 (1) by striking “ACTION,”; and

9 (2) by inserting “the Corporation for National
10 and Community Service (except as provided in sec-
11 tion 194(b) of the National and Community Service
12 Act of 1990),” after “the Consumer Product Safety
13 Commission,”.

14 (d) PUBLIC HOUSING SECURITY.—Section 207(c) of
15 the Public Housing Security Demonstration Act of 1978
16 (Public Law 95–557; 92 Stat. 2093; 12 U.S.C. 1701z–
17 6 note) is amended—

18 (1) in paragraph (3)(ii), by striking “ACTION”
19 and inserting “the Corporation for National and
20 Community Service”; and

21 (2) in paragraph (4), by striking “ACTION”
22 and inserting “the Corporation for National and
23 Community Service”.

24 (e) NATIONAL FOREST VOLUNTEERS.—Section 1 of
25 the Volunteers in the National Forests Act of 1972 (16

1 U.S.C. 558a) is amended by striking “ACTION” and in-
2 serting “the Corporation for National and Community
3 Service”.

4 (f) PEACE CORPS.—Section 2A of the Peace Corps
5 Act (22 U.S.C. 2501–1) is amended by inserting after
6 “the ACTION Agency” the following: “, the successor to
7 the ACTION Agency,”.

8 (g) INDIAN ECONOMIC DEVELOPMENT.—Section 502
9 of the Indian Financing Act of 1974 (25 U.S.C. 1542)
10 is amended by striking “ACTION Agency” and inserting
11 “the Corporation for National and Community Service”.

12 (h) OLDER AMERICANS.—The Older Americans Act
13 of 1965 is amended—

14 (1) in section 202(c)(1) (42 U.S.C. 3012(c)(1)),
15 by striking “the Director of the ACTION Agency”
16 and inserting “the Corporation for National and
17 Community Service”;

18 (2) in section 203(a)(1) (42 U.S.C.
19 3013(a)(1)), by striking “the ACTION Agency” and
20 inserting “the Corporation for National and Com-
21 munity Service”; and

22 (3) in section 422(b)(12)(C) (42 U.S.C.
23 3035a(b)(12)(C)), by striking “the ACTION Agen-
24 cy” and inserting “the Corporation for National and
25 Community Service”.

1 (i) VISTA SERVICE EXTENSION.—Section 101(c)(1)
2 of the Domestic Volunteer Service Act Amendments of
3 1989 (Public Law 101–204; 103 Stat. 1810; 42 U.S.C.
4 4954 note) is amended by striking “Director of the AC-
5 TION Agency” and inserting “President of the Corpora-
6 tion for National and Community Service”.

7 (j) AGING RESOURCE SPECIALISTS.—Section 205(c)
8 of the Older Americans Amendments of 1975 (Public Law
9 94–135; 89 Stat. 727; 42 U.S.C. 5001 note) is amended—
10 (1) in paragraph (1)—

11 (A) by striking “the ACTION Agency,”
12 and inserting “the Corporation for National
13 and Community Service,”; and

14 (B) by striking “the Director of the AC-
15 TION Agency” and inserting “the President of
16 the Corporation”;

17 (2) in paragraph (2)(A), by striking “ACTION
18 Agency” and inserting “Corporation”; and

19 (3) in paragraph (3), by striking subparagraph
20 (A) and inserting the following new subparagraph:

21 “(A) the term ‘Corporation’ means the Cor-
22 poration for National and Community Service estab-
23 lished by section 191 of the National and Commu-
24 nity Service Act of 1990.”.

1 (k) PROMOTION OF PHOTOVOLTAIC ENERGY.—Sec-
2 tion 11(a) of the Solar Photovoltaic Energy Research, De-
3 velopment, and Demonstration Act of 1978 (42 U.S.C.
4 5590) is amended by striking “the Director of ACTION,”.

5 (l) COORDINATING COUNCIL ON JUVENILE JUS-
6 TICE.—Section 206(a)(1) of the Juvenile Justice and De-
7 linquency Prevention Act of 1974 (42 U.S.C. 5616(a)(1))
8 is amended by striking “the Director of the ACTION
9 Agency” and inserting “the President of the Corporation
10 for National and Community Service”.

11 (m) ENERGY CONSERVATION.—Section 413(b)(1) of
12 the Energy Conservation and Production Act (42 U.S.C.
13 6863(b)(1)) is amended by striking “the Director of the
14 ACTION Agency,”.

15 (n) INTERAGENCY COUNCIL ON THE HOMELESS.—
16 Section 202(a) of the Stewart B. McKinney Homeless As-
17 sistance Act (42 U.S.C. 11312(a)) is amended by striking
18 paragraph (12) and inserting the following new para-
19 graph:

20 “(12) The President of the Corporation for Na-
21 tional and Community Service, or the designee of
22 the President.”.

23 (o) ANTI-DRUG ABUSE.—Section 3601 of the Anti-
24 Drug Abuse Act of 1988 (42 U.S.C. 11851) is amended

1 by striking paragraph (5) and inserting the following new
2 paragraph:

3 “(5) the term ‘Director’ means the President of
4 the Corporation for National and Community Serv-
5 ice,”.

6 (p) ADMINISTRATION ON CHILDREN, YOUTH, AND
7 FAMILIES.—Section 916(b) of the Claude Pepper Young
8 Americans Act of 1990 (42 U.S.C. 12312(b)) is amended
9 by striking “the Director of the ACTION Agency” and
10 inserting “the President of the Corporation for National
11 and Community Service”.

12 **SEC. 403. DEFINITIONS.**

13 Section 421 of the Domestic Volunteer Service Act
14 of 1973 (42 U.S.C. 5061) is amended—

15 (1) by striking “and” at the end of paragraph
16 (6);

17 (2) by striking the period at the end of para-
18 graph (7) and inserting a semicolon; and

19 (3) by adding at the end the following new
20 paragraphs:

21 “(8) the term ‘Corporation’ means the Corpora-
22 tion for National and Community Service established
23 under section 191 of the National and Community
24 Service Act of 1990;

1 “(9) the term ‘foster grandparent’ means a vol-
2 unteer in the Foster Grandparent Program;

3 “(10) the term ‘Foster Grandparent Program’
4 means the program established under part B of title
5 II;

6 “(11) except as provided in section 417, the
7 term ‘individual with a disability’ has the meaning
8 given the term in section 7(8) of the Rehabilitation
9 Act of 1973 (29 U.S.C. 706(8));

10 “(12) the term ‘Inspector General’ means the
11 Inspector General of ACTION;

12 “(13) the term ‘national senior volunteer’
13 means a volunteer in the National Senior Volunteer
14 Corps;

15 “(14) the term ‘National Senior Volunteer
16 Corps’ means the programs established under parts
17 A, B, C, and E of title II;

18 “(15) the term ‘Retired and Senior Volunteer
19 Program’ means the program established under part
20 A of title II;

21 “(16) the term ‘retired or senior volunteer’
22 means a volunteer in the Retired and Senior Volun-
23 teer Program;

24 “(17) the term ‘senior companion’ means a vol-
25 unteer in the Senior Companion Program;

1 “(18) the term ‘Senior Companion Program’
2 means the program established under part C of title
3 II;

4 “(19) the terms ‘VISTA’ and ‘Volunteers in
5 Service to America’ mean the program established
6 under part A of title I; and

7 “(20) the term ‘VISTA volunteer’ means a vol-
8 unteer in VISTA.”.

9 **SEC. 404. REFERENCES TO THE COMMISSION ON NATIONAL**
10 **AND COMMUNITY SERVICE.**

11 (a) NATIONAL DEFENSE AUTHORIZATION ACT FOR
12 FISCAL YEAR 1993.—

13 (1) Section 1092(b) of the National Defense
14 Authorization Act for Fiscal Year 1993 (42 U.S.C.
15 12653a note) is amended—

16 (A) in paragraph (1)—

17 (i) by striking “Commission on Na-
18 tional Community Service” and inserting
19 “Corporation for National and Community
20 Service”; and

21 (ii) by striking “Commission shall pre-
22 pare” and inserting “Board of Directors of
23 the Corporation shall prepare”; and

24 (B) in paragraph (2), by striking “Board
25 of Directors of the Commission on National and

Community Service” and inserting “Board of
Directors of the Corporation for National and
Community Service”.

(2) Section 1093(a) of such Act (42 U.S.C. 12653a note) is amended by striking “the Board of Directors and Executive Director of the Commission on National and Community Service” and inserting “the Board of Directors and President of the Corporation for National and Community Service”.

10 (3) Section 1094 of such Act (Public Law 102–
11 484; 106 Stat. 2535) is amended—

12 (A) in the title, by striking “**COMMISSION**
13 **ON NATIONAL AND COMMUNITY SERVICE**”
14 and inserting “**CORPORATION FOR NA-**
15 **TIONAL AND COMMUNITY SERVICE**”;

16 (B) in subsection (a)—

17 (i) in the heading, by striking “COM-
18 MISSION” and inserting “CORPORATION”;

(ii) in the first sentence, by striking
“Commission on National and Community
Service” and inserting “Corporation for
National and Community Service”; and

23 (iii) in the second sentence, by strik-
24 ing “The Commission” and inserting “The
25 President of the Corporation”; and

1 (C) in subsection (b)—

2 (i) in paragraph (1), by striking
3 “Board of Directors of the Commission on
4 National and Community Service” and in-
5 serting “President of the Corporation for
6 National and Community Service”; and

7 (ii) in paragraph (2), by striking “the
8 Commission” and inserting “the President
9 of the Corporation for National and Com-
10 munity Service”.

11 (4) Section 1095 of such Act (Public Law 102–
12 484; 106 Stat. 2535) is amended in the heading for
13 subsection (b) by striking “COMMISSION ON NA-
14 TIONAL AND COMMUNITY SERVICE” and inserting
15 “CORPORATION FOR NATIONAL AND COMMUNITY
16 SERVICE”.

17 (5) Section 2(b) of such Act (Public Law 102–
18 484; 106 Stat. 2315) is amended by striking the
19 item relating to section 1094 of such Act and insert-
20 ing the following:

“Sec. 1094. Other programs of the Corporation for National and Community
Service.”.

21 (b) NATIONAL AND COMMUNITY SERVICE ACT OF
22 1990.—

23 (1) Sections 159(b)(2) (as redesignated in sec-
24 tion 104(b)(3) of this Act) and 165 (as redesignated

1 in section 104(b)(3) of this Act), subsections (a) and
2 (b) of section 172, sections 176(a) and 177(c), and
3 subsections (a), (b), and (d) through (h) of section
4 179, of the National and Community Service Act of
5 1990 (42 U.S.C. 12653h(b)(2), 12653n, 12632 (a)
6 and (b), 12636(a), 12637(c), and 12639 (a), (b),
7 and (d) through (h)) are each amended by striking
8 the term “Commission” each place the term appears
9 and inserting “Corporation”.

10 (2) Sections 152, 157(b)(2), 159(b),
11 162(a)(2)(C), 164, and 166(1) of such Act (in each
12 case, as redesignated in section 104(b)(3) of this
13 Act) (42 U.S.C. 12653a, 12653f(b)(2), 12653h(b),
14 12653k(a)(2)(C), 12653m, and 12653o(1)) are each
15 amended by striking “Commission on National and
16 Community Service” and inserting “Corporation”.

17 (3) Section 163(b)(9) of such Act (as redesign-
18 nated in section 104(b)(3) of this Act) (42 U.S.C.
19 12635l(b)(9)) is amended by striking “Chair of the
20 Commission on National and Community Service”
21 and inserting “President”.

22 (4) Section 303(a) of such Act (42 U.S.C.
23 12662(a)) is amended—

1 (A) by striking “The President” and in-
2 serting “The President of the United States,
3 acting through the Corporation,”;

4 (B) by inserting “in furtherance of activi-
5 ties under section 302” after “section 501(b)”;
6 and

7 (C) by striking “the President” both places
8 it appears and inserting “the Corporation”.

9 **SEC. 405. REFERENCES TO DIRECTORS OF THE COMMIS-**
10 **SION ON NATIONAL AND COMMUNITY SERV-**
11 **ICE.**

12 (a) PRESIDENT.—

13 (1) Section 159(a) of such Act (as redesignated
14 in section 104(b)(3) of this Act) (42 U.S.C.
15 12653h(b)) is amended—

16 (A) by striking “BOARD.—The Board”
17 and inserting “SUPERVISION.—The President”;

18 (B) by striking “the Board” in the matter
19 preceding the paragraphs and in paragraph (1)
20 and inserting “the President”; and

21 (C) by striking “the Director” in para-
22 graph (1) and inserting “the Board”.

23 (2) Section 159(b) of such Act (as redesignated
24 in section 104(b)(3) of this Act) (42 U.S.C.
25 12653h(b)) is amended by striking “(b)” and all

1 that follows through “Commission on National and
2 Community Service” and inserting “(b) MONITOR-
3 ING AND COORDINATION.—The President”.

4 (3) Section 159(c)(1) (as redesignated in sec-
5 tion 104(b)(3) of this Act) (12653h(c)(1)) is
6 amended—

7 (A) in subparagraph (A), by striking “the
8 Board, in consultation with the Executive Di-
9 rector,” and inserting “President”; and

10 (B) in subparagraph (B)(iii), by striking
11 “the Board through the Executive Director”.

12 (4) Section 166(6) (as redesignated in section
13 104(b)(3) of this Act) (42 U.S.C. 12653o(6)) is
14 amended—

15 (A) by striking paragraph (6); and

16 (B) by redesignating paragraphs (7)
17 through (11) as paragraphs (6) through (10),
18 respectively.

19 (b) DIRECTOR OF CIVILIAN COMMUNITY CORPS.—
20 Sections 155(a), 157(b)(1)(A), 158(a), 159(c)(1)(A), and
21 163(a) (in each case, as redesignated in section 104(b)(3)
22 of this Act) of the National and Community Service Act
23 of 1990 (42 U.S.C. 12653d(a), 12653f(b)(1)(A),
24 12653g(a), 12653h(c)(1)(A), and 12653l(a)) are amended

1 by striking “Director of Civilian Community Corps” each
2 place the term appears and inserting “Director”.

3 **SEC. 406. EFFECTIVE DATE.**

4 (a) ACTION.—The amendments made by sections
5 401 and 402 (except subsection (c)(2)) shall take effect
6 on the effective date of section 203.

7 (b) COMMISSION.—The amendments made by section
8 402(c)(2), and sections 403 through 405, will take effect
9 on October 1, 1993.