

1 DIVISION B—EMERGENCY SUPPLEMENTAL AP-
2 PROPRIATIONS FOR HURRICANE DISAS-
3 TERS ASSISTANCE ACT, 2005

4 That the following sums are appropriated, out of any
5 money in the Treasury not otherwise appropriated, for the
6 fiscal year ending September 30, 2005, to provide emer-
7 gency supplemental appropriations for additional disaster
8 assistance relating to natural disasters, and for other pur-
9 poses, namely:

10 CHAPTER 1
11 DEPARTMENT OF AGRICULTURE
12 FARM SERVICE AGENCY
13 EMERGENCY CONSERVATION PROGRAM

14 For an additional amount for "Emergency Conserva-
15 tion Program", for expenses resulting from natural disas-
16 ters, \$100,000,000, to remain available until expended:

17 *Provided*, That the amounts provided under this heading
18 are designated as an emergency requirement pursuant to
19 section 402 of S. Con. Res. 95 (108th Congress), as made
20 applicable to the House of Representatives by H. Res. 649
21 (108th Congress) and applicable to the Senate by section
22 14007 of Public Law 108-287.

AN ACT

Making emergency supplemental appropriations for the
fiscal year ending September 30, 2005, for additional
disaster assistance relating to natural disasters,
and for other purposes.

1 NATURAL RESOURCES CONSERVATION SERVICE

2 EMERGENCY WATERSHED PROTECTION PROGRAM

3 For an additional amount for "Emergency Watershed
4 Protection Program" to repair damages to the waterways

5 and watersheds resulting from natural disasters,

6 ²⁵⁰ \$~~75~~,000,000, to remain available until expended: *Pro-*

7 *vided*, That the amounts provided under this heading are

8 designated as an emergency requirement pursuant to sec-

9 tion 402 of S. Con. Res. 95 (108th Congress), as made

10 applicable to the House of Representatives by H. Res. 649

11 (108th Congress) and applicable to the Senate by section

12 14007 of Public Law 108-287.

13 RURAL DEVELOPMENT

14 RURAL COMMUNITY ADVANCEMENT PROGRAM

INSERT
2A

15 ~~For an additional amount for the "Rural Community~~

16 ~~Advancement Program", \$68,000,000, to remain available~~

17 ~~until expended: *Provided*, That \$50,000,000 shall be avail-~~

18 ~~able for water and waste disposal grants described in sec-~~

19 ~~tion 381E(d)(2) of the Consolidated Farm and Rural De-~~

20 ~~velopment Act (7 U.S.C. 2009d): *Provided further*, That~~

21 ~~\$18,000,000 shall be available for community facility~~

22 ~~grants described in 381E(d)(1) of the Consolidated Farm~~

23 ~~and Rural Development Act (7 U.S.C. 2009d): *Provided*~~

24 ~~*further*, That the amounts provided under this heading are~~

25 ~~designated as an emergency requirement pursuant to sec-~~

Insert 24

~~Rural Development~~

~~Rural Community Advancement Program~~

For an additional amount for the "Rural Community Advancement Program", \$68,000,000, to remain available until expended: *Provided*, That \$50,000,000 shall be available for water and waste disposal grants as authorized by 7 U.S.C. 1926(a): *Provided further*, That \$18,000,000 shall be for the cost of

community facility direct loans and grants as authorized by 7 U.S.C. 1926(a):

Provided further: That such loans and grants shall only be available for projects in communities affected by hurricanes and tropical storms in calendar year 2003 or

under this heading

2004: *Provided further*, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H. Res. 649 (108th Congress) and applicable to the Senate by section 14007 of Public Law 108-287.

~~Handwritten mark~~

1 ~~tion 402 of S. Con. Res. 95 (108th Congress), as made~~
 2 ~~applicable to the House of Representatives by H. Res. 649~~
 3 ~~(108th Congress) and applicable to the Senate by section~~
 4 ~~14007 of Public Law 108-287.~~

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM ACCOUNT

INSERT
3A

7 ~~For additional gross obligations for the principal~~
 8 ~~amount of direct loans as authorized by title V of the~~
 9 ~~Housing Act of 1949, to be available from funds in the~~
 10 ~~rural housing insurance fund, \$17,000,000 for section 504~~
 11 ~~housing repair loans: *Provided*, That this loan level shall~~
 12 ~~be considered an estimate and not a limitation.~~

13 ~~For the additional cost of direct loans, including the~~
 14 ~~cost of modifying loans, as defined in section 502 of the~~
 15 ~~Congressional Budget Act of 1974: section 504 housing~~
 16 ~~repair loans, \$5,000,000, to remain available until ex-~~
 17 ~~pendent: *Provided*, That the amounts provided under this~~
 18 ~~heading are designated as an emergency requirement pur-~~
 19 ~~suant to section 402 of S. Con. Res. 95 (108th Congress),~~
 20 ~~as made applicable to the House of Representatives by H.~~
 21 ~~Res. 649 (108th Congress) and applicable to the Senate~~
 22 ~~by section 14007 of Public Law 108-287.~~

RURAL HOUSING ASSISTANCE GRANTS

INSERT
3B

24 ~~For an additional amount for "Rural Housing Assis-~~
 25 ~~tance Grants", \$13,000,000, to remain available until ex-~~
 26 ~~pendent, of which \$8,000,000 shall be for grants and con-~~

3A

3A

Rural Housing Service

Rural Housing Insurance Fund Program Account

For additional gross obligations for the principal amount of direct loans as authorized by title V of the Housing Act of 1949, to be available from funds in the rural housing insurance fund, \$17,000,000 for section 504 housing repair loans:

Provided, That this loan level shall be considered an estimate and not a limitation.

For the additional cost of direct loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974: section 504 housing repair loans, \$5,000,000, to remain available until expended:

Provided, That such loans shall only be available for projects in communities affected by hurricanes and tropical storms in calendar year 2003 or 2004: *Provided*

further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H. Res. 649 (108th Congress) and applicable to the Senate by section 14007 of Public Law 108-287.

3B

For an additional amount for "Rural Housing Assistance Grants",

\$13,000,000, to remain available until expended, of which \$8,000,000 shall be for grants and contracts for very low-income housing repair, made by the Rural

Housing Service, as authorized by 42 U.S.C. 1474, and of which \$5,000,000 shall

be for domestic farm labor housing grants and contracts, as authorized by 42

U.S.C. 1486: *Provided*, That of the funds made available for domestic farm labor

housing grants, the Secretary may use up to \$3,000,000 to provide grants

authorized under 42 U.S.C. 5177a(a): *Provided further*, That such grants and

contracts shall only be available for projects in communities affected by hurricanes

and tropical storms in calendar year 2003 or 2004: *Provided further*, That the

amounts provided under this heading are designated as an emergency requirement

pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to

the House of Representatives by H. Res. 649 (108th Congress) and applicable to

the Senate by section 14007 of Public Law 108-287.

under
his
leading

el

1 ~~tracts for very low-income housing repair made by the~~
 2 ~~Rural Housing Service, as authorized by 42 U.S.C. 1474,~~
 3 ~~and of which \$5,000,000 shall be for domestic farm labor~~
 4 ~~housing grants and contracts, as authorized by 42 U.S.C.~~
 5 ~~1486: *Provided*, That the amounts provided under this~~
 6 ~~heading are designated as an emergency requirement pur-~~
 7 ~~suant to section 402 of S. Con. Res. 95 (108th Congress),~~
 8 ~~as made applicable to the House of Representatives by H.~~
 9 ~~Res. 649 (108th Congress) and applicable to the Senate~~
 10 ~~by section 14007 of Public Law 108-287.~~

11 GENERAL PROVISIONS—THIS CHAPTER

12 ~~SEC. 101. AGRICULTURAL HURRICANE ASSISTANCE.~~

13 (a) ~~CROP DISASTER ASSISTANCE.—~~

14 (1)(A) ~~The Secretary of Agriculture shall use~~
 15 ~~such sums as are necessary to make emergency fi-~~
 16 ~~nancial assistance available to producers on a farm~~
 17 ~~in the United States, including Puerto Rico, that~~
 18 ~~have incurred qualifying losses for the 2004 or 2005~~
 19 ~~crop of an agricultural commodity (other than~~
 20 ~~sugar) due to damaging weather related to any hur-~~
 21 ~~ricane or tropical storm of the 2004 hurricane sea-~~
 22 ~~son or related condition, in counties declared dis-~~
 23 ~~aster areas by the President of the United States.~~

24 (B) ~~The Secretary shall make assistance avail-~~
 25 ~~able under this section in the same manner as pro-~~

INSERT PAGES 5-9C

5

1 SECTION 101. AGRICULTURAL DISASTER ASSISTANCE.

2 (a) CROP DISASTER ASSISTANCE.—

3 (1) DEFINITIONS.—In this subsection:

4 (A) ADDITIONAL COVERAGE.—The term
5 “additional coverage” has the meaning given
6 the term in section 502(b) of the Federal Crop
7 Insurance Act (7 U.S.C. 1502(b)).

8 (B) INSURABLE COMMODITY.—The term
9 “insurable commodity” means an agricultural
10 commodity (excluding livestock) for which the
11 producers on a farm are eligible to obtain a pol-
12 icy or plan of insurance under the Federal Crop
13 Insurance Act (7 U.S.C. 1501 et seq.).

14 (C) NONINSURABLE COMMODITY.—The
15 term “noninsurable commodity” means an ~~agri-~~ eligible
16 ~~cultural commodity~~ crop for which the producers on
17 a farm are eligible to obtain assistance under



1 section 196 of the Federal Agriculture Improve-
2 ment and Reform Act of 1996 (7 U.S.C. 7333).

3 (2) EMERGENCY FINANCIAL ASSISTANCE.—Not-
4 withstanding section 508(b)(7) of the Federal Crop
5 Insurance Act (7 U.S.C. 1508(b)(7)), the Secretary
6 of Agriculture shall use such sums as are necessary
7 of funds of the Commodity Credit Corporation to
8 make emergency financial assistance authorized
9 under this subsection available to producers on a
10 farm that have incurred qualifying crop or quality
11 losses for the 2003, or 2004 crop (as elected by a
12 producer), but ~~not both crops~~, due to damaging
13 weather or related condition, as determined by the
14 Secretary.

(Other than
producers of
Cottonseed or
sugar cane)

2005

limited to
only one of
the crop years
listed

15 (3) ADMINISTRATION.—The Secretary shall
16 make assistance available under this subsection in
17 the same manner as provided under section 815 of
18 the Agriculture, Rural Development, Food and Drug
19 Administration, and Related Agencies Appropria-
20 tions Act, 2001 (Public Law 106-387; 114 Stat.
21 1549A-55), including using the same loss thresholds
22 for the quantity and quality losses as were used in
23 administering that section.

24 (4) INELIGIBILITY FOR ASSISTANCE.—Except
25 as provided in paragraph (5), the producers on a

: Provided, That qualifying crop losses for the 2005
Crop are limited to only those losses caused by a
hurricane or tropical storm of the 2004 hurricane
season in counties declared disaster areas by the
President of the United States.

(insert 6A)

91



6A.

6A

91

: *Provided further*, That notwithstanding the crop year election limitation in ^{this} paragraph ~~(Z)~~, \$53,000,000 shall be provided to the Secretary of Agriculture, of which \$50,000,000 shall be for crop losses in the Commonwealth of Virginia, and of which \$3,000,000 shall be for fruit and vegetable losses in the State of North Carolina: *Provided* ~~That~~ ^{further} these losses resulted from hurricanes, tropical storms, and other weather related disasters that occurred during calendar year 2003, to remain available until expended

8 (7)

1 farm shall not be eligible for assistance under this
2 subsection with respect to losses to an insurable
3 commodity or noninsurable commodity if the pro-
4 ducers on the farm—

5 (A) in the case of an insurable commodity,
6 did not obtain a policy or plan of insurance for
7 the insurable commodity under the Federal
8 Crop Insurance Act (7 U.S.C. 1501 et seq.) for
9 the crop incurring the losses; and

10 (B) in the case of a noninsurable com-
11 modity, did not file the required paperwork, and
12 pay the administrative fee by the applicable
13 State filing deadline, for the noninsurable com-
14 modity under section 196 of the Federal Agri-
15 culture Improvement and Reform Act of 1996
16 (7 U.S.C. 7333) for the crop incurring the
17 losses.

INSERT
7A

18 (5) CONTRACT WAIVER.—The Secretary may
19 waive paragraph (4) with respect to the producers
20 on a farm if the producers enter into a contract with
21 the Secretary under which the producers agree—

22 (A) in the case of an insurable commodity,
23 to obtain a policy or plan of insurance under
24 the Federal Crop Insurance Act (7 U.S.C. 1501
25 et seq.) providing additional coverage for the in-



(7a)

(C) had adjusted gross incomes, as defined by section 1001D of the Food Security Act of 1985, of greater than \$2,500,000 in 2003; or
(D) were not in compliance with highly erodible land conservation and wetland conservation provisions.

* 8

1 surable commodity for each of the next 2 crops;
2 and

3 (B) in the case of a noninsurable com-
4 modity, to file the required paperwork and pay
5 the administrative fee by the applicable State
6 filing deadline, for the noninsurable commodity
7 for each of the next 2 crops under section 196
8 of the Federal Agriculture Improvement and
9 Reform Act of 1996 (7 U.S.C. 7333).

10 (6) EFFECT OF VIOLATION.—In the event of
11 the violation of a contract under paragraph (5) by
12 a producer, the producer shall reimburse the Sec-
13 retary for the full amount of the assistance provided
14 to the producer under this subsection.

15 (7) PAYMENT LIMITATIONS.—

16 (A) LIMIT ON AMOUNT OF ASSISTANCE.—
17 Assistance provided under this subsection to a
18 producer for losses to a crop, together with the
19 amounts specified in subparagraph (B) applica-
20 ble to the same crop, may not exceed 95 per-
21 cent of what the value of the crop would have
22 been in the absence of the losses, as estimated
23 by the Secretary.



8 (9)

1 (B) OTHER PAYMENTS.—In applying the
2 limitation in subparagraph (A), the Secretary
3 shall include the following:

4 (i) Any crop insurance payment made
5 under the Federal Crop Insurance Act (7
6 U.S.C. 1501 et seq.) or payment under
7 section 196 of the Federal Agricultural Im-
8 provement and Reform Act of 1996 (7
9 U.S.C. 7333) that the producer receives
10 for losses to the same crop.

11 (ii) The value of the crop that was not
12 lost (if any), as estimated by the Secretary.

13 (C) EFFECT OF FLORIDA DISASTER PRO-

14 GRAMS.—~~The amount of assistance that a pro-
15 ducer would otherwise receive under this sub-
16 section shall be reduced by the amount of as-
17 sistance that the producer receives under the
18 Florida Disaster Programs carried out pursu-
19 ant to the Farm Service Agency notice (DAP-
20 203) released October 4, 2004.~~

INSERT
9A2

21 (b) LIVESTOCK ASSISTANCE PROGRAM.—

22 (1) EMERGENCY FINANCIAL ASSISTANCE.—The
23 Secretary of Agriculture shall use such sums as are
24 necessary of funds of the Commodity Credit Cor-
25 poration to make and administer payments for live-



INSERT
9A1.

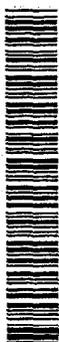
~~224~~) Persons that received payments from section 32 of the Act
of August 24, 1935 with respect to 2004 hurricane crop losses
are not eligible for payments under this section. sub

[Handwritten mark]

1 stock losses to producers for 2003 or 2004 losses (as
2 elected by a producer), but not both, in a county
3 that has received an emergency designation by the
4 President or the Secretary after January 1, 2003, of
5 which an amount determined by the Secretary shall
6 be made available for the American Indian livestock
7 program under section 806 of the Agriculture, Rural
8 Development, Food and Drug Administration, and
9 Related Agencies Appropriations Act, 2001 (Public
10 Law 106-387; 114 Stat. 1549A-51).

11 (2) ADMINISTRATION.—The Secretary shall
12 make assistance available under this subsection in
13 the same manner as provided under section 806 of
14 the Agriculture, Rural Development, Food and Drug
15 Administration, and Related Agencies Appropria-
16 tions Act, 2001 (Public Law 106-387; 114 Stat.
17 1549A-51).

18 (3) MITIGATION.—In determining the eligibility
19 for or amount of payments for which a producer is
20 eligible under the livestock assistance program, the
21 Secretary shall not penalize a producer that takes
22 actions (recognizing disaster conditions) that reduce
23 the average number of livestock the producer owned
24 for grazing during the production year for which as-
25 sistance is being provided.



7 (9B)

1 (c) TREE ASSISTANCE PROGRAM.—

2 (1) EMERGENCY ASSISTANCE.—The Secretary
3 of Agriculture shall use such sums as are necessary
4 of the funds of the Commodity Credit Corporation to
5 provide assistance under the tree assistance program
6 established under sections 10201 through 10204 of
7 the Farm Security and Rural Investment Act of
8 2002 (7 U.S.C. 8201 et seq.) to producers who suf-
9 fered tree losses during the period beginning on De-
10 cember 1, 2003, and ending on December 31, 2004.

11 (2) ADDITIONAL ASSISTANCE.—In addition to
12 providing assistance to eligible orchardists under the
13 tree assistance program, the Secretary shall use an
14 additional \$15,000,000 of the funds of the Com-
15 modity Credit Corporation to provide reimbursement
16 under sections 10203 and 10204 of the Farm Secu-
17 rity and Rural Investment Act of 2002 (7 U.S.C.
18 8203, 8204) to eligible forest land owners who
19 produce periodic crops of timber from trees for com-
20 mercial purposes and who have suffered tree losses
21 during the period specified in paragraph (1).

22 (3) EFFECT OF FLORIDA DISASTER PRO-
23 GRAMS.—~~The amount of assistance that a producer~~
24 ~~would otherwise receive under this subsection shall~~
25 ~~be reduced by the amount of assistance that the pro-~~

INSERT
9B1



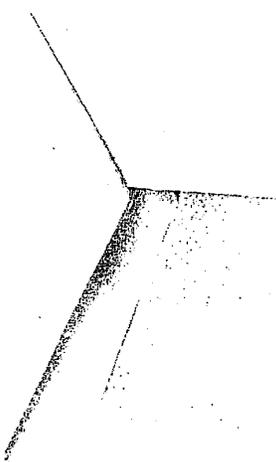
9B1.

9B1

ing

Persons that received payments from section 32 of the Act of August 24, 1935 with respect to 2004 hurricane crop losses are not eligible for payments under this section.

✓



9C

1 ~~ducer receives under the Florida Disaster Programs~~
2 ~~carried out pursuant to the Farm Service Agency~~
3 ~~notice (DAF 203) released October 4, 2004.~~

4 (d) EMERGENCY CONSERVATION PROGRAM.—The
5 Secretary of Agriculture shall use an additional
6 \$50,000,000 of the funds of the Commodity Credit Cor-
7 poration to provide assistance under the Emergency Con-
8 servation Program under title IV of the Agriculture Credit
9 Act of 1978 (16 U.S.C. 2201 et seq.). ~~Participants in the~~
10 ~~Emergency Conservation Program shall receive the max-~~
11 ~~imum cost share percentage allowed under section 701.26~~
12 ~~of title 7, Code of Federal Regulations.~~

13 (e) OFFSET.—Section 1241(a)(3) of the Food Secu-
14 rity Act of 1985 (16 U.S.C. 3841(a)(3)) is amended by
15 inserting before the period at the end the following: “,
16 using not more than \$6,037,000,000 for the period of fis-
17 cal years 2005 through 2014”.

INSERT 9C1

INSERT 9C2



9c1.

9c1

(f) That for purposes of the budget scoring guidance in effect for the Congress and the Executive branch respectively, and notwithstanding the Budget Scorekeeping Guidelines set forth in the joint explanatory statement of the committee of conference accompanying Conference Report 105-217, any savings from subsection (e) shall not be scored until fiscal year 2007.

8

Insert 9C2

- 9) The issuance of regulations shall be made without regard to: (1) the notice and comment provisions of section 553 of title 5, United States Code; (2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and (3) chapter 35 of title 44, United States Code (commonly known as the "Paperwork Reduction Act"):
- Provided*, That in carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

1 ~~ministrative expenses associated with the implementation~~
2 ~~of sections 101 and 102 of this chapter.~~

3 SEC. 102. The Secretary of Agriculture shall use
4 \$40,000,000 to make payments to processors in Florida
5 that are eligible to obtain a loan under section 156(a) of
6 the Federal Agriculture Improvement and Reform Act of
7 1996 (7 U.S.C. 7272(a)) to compensate first processors
8 and producers for crop and other losses that are related
9 to hurricanes, tropical storms, excessive rains, and floods
10 in Florida during calendar year 2004, to be calculated and
11 paid on the basis of losses on 40 acre harvesting units,
12 in counties declared a disaster by the President of the
13 United States in 2004 due to hurricanes, on the same
14 terms and conditions, to the extent practicable, as the pay-
15 ments made under section 207 of the Agricultural Assist-
16 ance Act of 2003 (Public Law 108-7).

17 SEC. 103. The Secretary of Agriculture shall use
18 \$10,000,000 to make payments to dairy producers for
19 dairy production losses, and dairy spoilage losses in coun-
20 ties declared a disaster by the President of the United
21 States in 2004 due to hurricanes.

22 ~~Sec. 104. (a) The Secretary of Agriculture shall use~~
23 ~~\$23,000,000 to provide assistance under the Tree Assist-~~
24 ~~ance Program, subtitle C of title X of the Farm Security~~
25 ~~and Rural Investment Act of 2002 (7 U.S.C. 8201 et.~~

INSERT
10A

Insert 10a

of which

, of which, \$7,200,000 shall be provided to the State of Hawaii for assistance

to an agricultural transportation cooperative in Hawaii, the members of

which are eligible to participate in the Farm Service Agency administered

Commodity Loan Program, and of which \$32,800,000

shall be to the

1 ~~seq.), to tree fruit growers in counties declared a disaster~~
 2 by the President of the United States in 2004 in the
 3 States of New York and North Carolina who suffered tree
 4 losses.

5 (b) The Secretary of Agriculture shall use \$8,500,000
 6 to provide assistance under the tree assistance program
 7 established under subtitle C of title X of the Farm Secu-
 8 rity and Rural Investment Act of 2002 to pecan producers
 9 in counties declared a disaster by the President of the
 10 United States who suffered tree loss or damage due to
 11 damaging weather related to any hurricane or tropical
 12 storm of the 2004 hurricane season: *Provided*, That the
 13 funds made available under this section shall also be made
 14 available to cover costs associated with pruning, rehabili-
 15 tating, and other appropriate activities as determined by
 16 the Secretary.

17 ~~SEC. 105~~. The Secretary of Agriculture shall use
 18 \$10,000,000 to provide assistance to producers and first
 19 handlers of the 2004 crop of cottonseed located in counties
 20 declared a disaster by the President of the United States
 21 in 2004 due to hurricanes.

22 ~~SEC. 105~~. (a) The Secretary shall use the funds, fa-
 23 cilities, and authorities of the Commodity Credit Corpora-
 24 tion to carry out section 101, 102, 103, 104, and ~~105~~ of
 25 this chapter, to remain available until expended.

108, 109, 110,
and 111

1 (b) The amounts provided under sections 101, 102,
2 103, 104, ~~and 105~~ in this chapter are designated as an
3 emergency requirement pursuant to section 402 of S. Con.
4 Res. 95 (108th Congress), as made applicable to the
5 House of Representatives by H. Res. 649 (108th Con-
6 gress) and applicable to the Senate by section 14007 of
7 Public Law 108-287.

108, and
109, 110,
and 111

8 SEC. 107. (a) RURAL COMMUNITY ADVANCEMENT
9 PROGRAM.—The communities in Burlington and Camden
10 Counties in New Jersey, affected by the flood which oc-
11 curred on July 12, 2004, are deemed to be rural areas
12 during fiscal year 2005 for purposes of subtitle E of the
13 Consolidated Farm and Rural Development Act. Any limi-
14 tations under subtitle E of the Consolidated Farm and
15 Rural Development Act that are based on the income of
16 families shall not apply during fiscal year 2005 with re-
17 spect to such communities, or to businesses or families re-
18 siding in such communities.

19 (b) RURAL HOUSING INSURANCE FUND AND RURAL
20 HOUSING ASSISTANCE GRANTS.—The communities re-
21 ferred to in subsection (a) are deemed to be rural areas
22 during fiscal year 2005 for purposes of the direct and
23 guaranteed loan programs under title V of the Housing
24 Act of 1949 and the grant programs under sections 504,
25 509(c), 525, and 533 of such title V. Any limitations

1 under title V of the Housing Act of 1949 that are based
2 on the income of families shall not apply during fiscal year
3 2005 with respect to such communities or to families re-
4 siding in such communities.

7)

5 SEC. 108. The Secretary of Agriculture shall provide
6 financial and technical assistance to repair, and if nec-
7 essary, replace Hope Mills Dam, Cumberland County,
8 North Carolina, in accordance with the dam safety stand-
9 ards of the state of North Carolina: *Provided*, That from
10 within the funds provided in this chapter for the Emer-
11 gency Watershed Protection program of the Natural Re-
12 sources Conservation Service \$1,600,000 is provided for
13 this purpose.

INSERT
13A

~~14 Sec. 109. Section 1241(a)(3) of the Food Security
15 Act of 1985 (16 U.S.C. 3841(a)(3)) is amended by insert-
16 ing before the period at the end the following: “, using
17 not more than \$8,386,000,000 for the period of fiscal
18 years 2005 through 2014”.~~

INSERT
13B

19 CHAPTER 2
20 DEPARTMENT OF JUSTICE
21 FEDERAL PRISON SYSTEM
22 SALARIES AND EXPENSES
23 For an additional amount for “Salaries and Ex-
24 penses”, \$5,500,000, to remain available until September
25 30, 2005, for emergency hurricane-related expenses: *Pro-*

5

13A

SEC. 108. The Secretary shall provide \$90,000,000 to the fund established by section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), to make payments with respect to 2004 hurricane losses.

SEC. 109. The Secretary, acting through the Farm Service Agency, may use not more than \$4,000,000 to cover administrative expenses associated with the implementation of sections 101 and 102 of this chapter.

Insert 13B

13B

~~110~~
110)

SEC. . In addition to amounts provided in this Act for the tree assistance program, \$10,000,000 shall be made available to the Secretary of Agriculture, to remain available until expended, to provide assistance to eligible private forest landowners owning not more than 5,000 acres of forest crop in counties declared Presidential disaster areas as a result of hurricane, tropical storm, or related events for the purposes of debris removal, replanting of timber, and other such purposes.

~~111~~
111)

SEC. . In addition to amounts provided in this Act for the tree assistance program, \$8,500,000 shall be made available to the Secretary of Agriculture, to remain available until expended, to provide assistance under the tree assistance program established under subtitle C of title X of the Farm Security and Rural Investment Act of 2002 to pecan producers in counties declared a disaster by the President of the United States who suffered tree loss or damage due to damaging weather related to any hurricane or tropical storm of the 2004 hurricane season: Provided, That the funds made available under this section shall also be made available to cover costs associated with pruning, rehabilitating, and other appropriate activities as determined by the Secretary.

1 *vided*, That such amount is designated as an emergency
 2 requirement pursuant to section 402 of S. Con. Res. 95
 3 (108th Congress), as made applicable to the House of
 4 Representatives by H. Res. 649 (108th Congress) and ap-
 5 plicable to the Senate by section 14007 of Public Law
 6 108-287.

7 BUILDINGS AND FACILITIES

8 For an additional amount for "Buildings and Facili-
 9 ties", \$18,600,000, to remain available until expended for
 10 emergency hurricane-related expenses: *Provided*, That
 11 such amount is designated as an emergency requirement
 12 pursuant to section 402 of S. Con. Res. 95 (108th Con-
 13 gress), as made applicable to the House of Representatives
 14 by H. Res. 649 (108th Congress) and applicable to the
 15 Senate by section 14007 of Public Law 108-287.

16 DEPARTMENT OF COMMERCE

17 NATIONAL OCEANIC AND ATMOSPHERIC

18 ADMINISTRATION

19 OPERATIONS, RESEARCH, AND FACILITIES

20 For an additional amount for "Operations, Research,
 21 and Facilities", \$1,900,000, to remain available until Sep-
 22 tember 30, 2006: *Provided*, That such amount is des-
 23 ignated as an emergency requirement pursuant to section
 24 402 of S. Con. Res. 95 (108th Congress), as made applica-
 25 ble to the House of Representatives by H. Res. 649 (108th

16)
 2 of which \$9,000,000 shall be for reseeded, rehabilitation and restoration of oyster
 reefs in Alabama, Florida, Louisiana and Mississippi

1 Congress) and applicable to the Senate by section 14007
2 of Public Law 108-287.

3 PROCUREMENT, ACQUISITION AND CONSTRUCTION

4 For an additional amount for "Procurement, Acquisi-
5 tion and Construction", \$3,800,000, to remain available
6 until September 30, 2007: *Provided*, That such amount
7 is designated as an emergency requirement pursuant to
8 section 402 of S. Con. Res. 95 (108th Congress), as made
9 applicable to the House of Representatives by H. Res. 649
10 (108th Congress) and applicable to the Senate by section
11 14007 of Public Law 108-287.

12 SMALL BUSINESS ADMINISTRATION

13 DISASTER LOANS PROGRAM ACCOUNT

14 For an additional amount for "Disaster Loans Pro-
15 gram Account" for the cost of direct loans, \$501,000,000,
16 to remain available until expended: *Provided*, That such
17 costs, including the cost of modifying such loans, shall be
18 as defined in Section 502 of the Congressional Budget Act
19 of 1974.

20 In addition, for an additional amount for "Disaster
21 Loans Program Account" for administrative expenses to
22 carry out the disaster loan program, \$428,000,000, to re-
23 main available until expended, which may be transferred
24 to the appropriations for "Salaries and Expenses": *Pro-*
25 *vided*, That no funds shall be transferred to the appropria-
26 tions for "Salaries and Expenses" for indirect administra-

1 tive expenses: *Provided further*, That the amounts pro-
2 vided under this heading are designated as an emergency
3 requirement pursuant to section 402 of S. Con. Res. 95
4 (108th Congress), as made applicable to the House of
5 Representatives by H. Res. 649 (108th Congress) and ap-
6 plicable to the Senate by section 14007 of Public Law
7 108-287.

8

CHAPTER 3

9

DEPARTMENT OF DEFENSE

10

DEPARTMENT OF DEFENSE—MILITARY

11

OPERATION AND MAINTENANCE

12

OPERATION AND MAINTENANCE, ARMY

13

(INCLUDING TRANSFER OF FUNDS)

14

15 For an additional amount for “Operation and Main-
16 tenance, Army”, \$8,600,000, for emergency hurricane and
17 other natural disaster-related expenses, which shall be
18 available for transfer to reimburse costs incurred in fiscal
19 year 2004: *Provided*, That such amount is designated as
20 an emergency requirement pursuant to section 402 of S.
21 Con. Res. 95 (108th Congress), as made applicable to the
22 House of Representatives by H. Res. 649 (108th Con-
23 gress) and applicable to the Senate by section 14007 of
Public Law 108-287.

1 OPERATION AND MAINTENANCE, NAVY

2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for "Operation and Main-
4 tenance, Navy", \$458,000,000, for emergency hurricane
5 and other natural disaster-related expenses, which shall be
6 available for transfer to reimburse costs incurred in fiscal
7 year 2004: *Provided*, That such amount is designated as
8 an emergency requirement pursuant to section 402 of S.
9 Con. Res. 95 (108th Congress), as made applicable to the
10 House of Representatives by H. Res. 649 (108th Con-
11 gress) and applicable to the Senate by section 14007 of
12 Public Law 108-287.

13 OPERATION AND MAINTENANCE, MARINE CORPS

14 (INCLUDING TRANSFER OF FUNDS)

15 For an additional amount for "Operation and Main-
16 tenance, Marine Corps", \$1,300,000, for emergency hurri-
17 cane and other natural disaster-related expenses, which
18 shall be available for transfer to reimburse costs incurred
19 in fiscal year 2004: *Provided*, That such amount is des-
20 ignated as an emergency requirement pursuant to section
21 402 of S. Con. Res. 95 (108th Congress), as made applica-
22 ble to the House of Representatives by H. Res. 649 (108th
23 Congress) and applicable to the Senate by section 14007
24 of Public Law 108-287.

1 OPERATION AND MAINTENANCE, AIR FORCE

2 (INCLUDING TRANSFER OF FUNDS)

3 For an additional amount for "Operation and Main-
4 tenance, Air Force", \$165,400,000, for emergency hurri-
5 cane and other natural disaster-related expenses, which
6 shall be available for transfer to reimburse costs incurred
7 in fiscal year 2004: *Provided*, That such amount is des-
8 ignated as an emergency requirement pursuant to section
9 402 of S. Con. Res. 95 (108th Congress), as made applica-
10 ble to the House of Representatives by H. Res. 649 (108th
11 Congress) and applicable to the Senate by section 14007
12 of Public Law 108-287.

13 OPERATION AND MAINTENANCE, DEFENSE-WIDE

14 (INCLUDING TRANSFER OF FUNDS)

15 For an additional amount for "Operation and Main-
16 tenance, Defense-Wide", \$100,000,000, for emergency
17 hurricane and other natural disaster-related expenses,
18 which shall be available for transfer to reimburse costs in-
19 curred in fiscal year 2004: *Provided*, That the Secretary
20 of Defense may transfer these funds to appropriations for
21 military personnel; operation and maintenance; the De-
22 fense Health Program; and working capital funds: *Pro-*
23 *vided further*, That funds transferred shall be merged with
24 and be available for the same purposes and for the same
25 time period as the appropriation or fund to which trans-

1 ferred: *Provided further*, That this transfer authority is in
2 addition to any other transfer authority available to the
3 Department of Defense: *Provided further*, That upon a de-
4 termination that all or part of the funds transferred from
5 this appropriation are not necessary for the purposes pro-
6 vided herein, such amounts may be transferred back to
7 this appropriation: *Provided further*, That the Secretary
8 of Defense shall, not fewer than 15 days prior to making
9 transfers from this appropriation, notify the congressional
10 defense committees in writing of the details of any such
11 transfer: *Provided further*, That the Secretary shall submit
12 a report no later than 30 days after the end of each fiscal
13 quarter to the congressional defense committees summa-
14 rizing the details of the transfer of funds from this appro-
15 priation: *Provided further*, That such amount is designated
16 as an emergency requirement pursuant to section 402 of
17 S. Con. Res. 95 (108th Congress), as made applicable to
18 the House of Representatives by H. Res. 649 (108th Con-
19 gress) and applicable to the Senate by section 14007 of
20 Public Law 108-287.

21 OPERATION AND MAINTENANCE, ARMY RESERVE

22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for "Operation and Main-
24 tenance, Army Reserve", \$1,400,000, for emergency hur-
25 ricane and other natural disaster-related expenses, which

1 shall be available for transfer to reimburse costs incurred
2 in fiscal year 2004: *Provided*, That such amount is des-
3 ignated as an emergency requirement pursuant to section
4 402 of S. Con. Res. 95 (108th Congress), as made applica-
5 ble to the House of Representatives by H. Res. 649 (108th
6 Congress) and applicable to the Senate by section 14007
7 of Public Law 108-287.

8 OPERATION AND MAINTENANCE, NAVY RESERVE
9 (INCLUDING TRANSFER OF FUNDS)

10 For an additional amount for "Operation and Main-
11 tenance, Navy Reserve", \$1,000,000, for emergency hurri-
12 cane and other natural disaster-related expenses, which
13 shall be available for transfer to reimburse costs incurred
14 in fiscal year 2004: *Provided*, That such amount is des-
15 ignated as an emergency requirement pursuant to section
16 402 of S. Con. Res. 95 (108th Congress), as made applica-
17 ble to the House of Representatives by H. Res. 649 (108th
18 Congress) and applicable to the Senate by section 14007
19 of Public Law 108-287.

20 OPERATION AND MAINTENANCE, AIR FORCE RESERVE
21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for "Operation and Main-
23 tenance, Air Force Reserve", \$2,400,000, for emergency
24 hurricane and other natural disaster-related expenses,
25 which shall be available for transfer to reimburse costs in-

1 curred in fiscal year 2004: *Provided*, That such amount
2 is designated as an emergency requirement pursuant to
3 section 402 of S. Con. Res. 95 (108th Congress), as made
4 applicable to the House of Representatives by H. Res. 649
5 (108th Congress) and applicable to the Senate by section
6 14007 of Public Law 108-287.

7 OPERATION AND MAINTENANCE, ARMY NATIONAL

8 GUARD

9 (INCLUDING TRANSFER OF FUNDS)

10 For an additional amount for "Operation and Main-
11 tenance, Army National Guard", \$10,500,000, for emer-
12 gency hurricane and other natural disaster-related ex-
13 penses, which shall be available for transfer to reimburse
14 costs incurred in fiscal year 2004: *Provided*, That such
15 amount is designated as an emergency requirement pursu-
16 ant to section 402 of S. Con. Res. 95 (108th Congress),
17 as made applicable to the House of Representatives by H.
18 Res. 649 (108th Congress) and applicable to the Senate
19 by section 14007 of Public Law 108-287.

20 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

21 (INCLUDING TRANSFER OF FUNDS)

22 For an additional amount for "Operation and Main-
23 tenance, Air National Guard", \$2,200,000, for emergency
24 hurricane and other natural disaster-related expenses,
25 which shall be available for transfer to reimburse costs in-

1 transfer to reimburse costs incurred in fiscal year 2004,
2 for the costs of repairs to structures and facilities, replace-
3 ment of destroyed or damaged equipment, and preparation
4 and recovery of naval vessels under construction: *Provided*,
5 That the Secretary of Defense may transfer these funds
6 to appropriations for operation and maintenance; procure-
7 ment; and research, development, test and evaluation: *Pro-*
8 *vided further*, That funds transferred shall be merged with
9 and be available for the same purposes and for the same
10 time period as the appropriation or fund to which trans-
11 ferred: *Provided further*, That this transfer authority is in
12 addition to any other transfer authority available to the
13 Department of Defense: *Provided further*, That upon a de-
14 termination that all or part of the funds transferred from
15 this appropriation are not necessary for the purposes pro-
16 vided herein, such amounts may be transferred back to
17 this appropriation: *Provided further*, That the Secretary
18 of Defense shall, not fewer than 15 days prior to making
19 transfers from this appropriation, notify the congressional
20 defense committees in writing of the details of any such
21 transfer: *Provided further*, That the Secretary shall submit
22 a report no later than 30 days after the end of each fiscal
23 quarter to the congressional defense committees summa-
24 rizing the details of the transfer of funds from this appro-
25 priation: *Provided further*, That not less than \$10,500,000

1 shall be transferred to "Aircraft Procurement, Air Force"
2 for the procurement of WC-130 Hurricane Tracking
3 Equipment: *Provided further*, That not less than
4 \$10,000,000 shall be transferred to "Missile Procurement,
5 Air Force", and not less than \$10,000,000 shall be trans-
6 ferred to "Other Procurement, Air Force" for costs associ-
7 ated with delayed satellite launches: *Provided further*,
8 That not less than \$18,700,000 shall be transferred to
9 "Other Procurement, Air Force" for Continuity of Oper-
10 ations equipment procurement at Headquarters United
11 States Central Command: *Provided further*, That not less
12 than \$20,000,000 shall be available only for replacement
13 of laboratory and test range equipment at Eglin Air Force
14 Base: *Provided further*, That such amount is designated
15 as an emergency requirement pursuant to section 402 of
16 S. Con. Res. 95 (108th Congress), as made applicable to
17 the House of Representatives by H. Res. 649 (108th Con-
18 gress) and applicable to the Senate by section 14007 of
19 Public Law 108-287.

20 REVOLVING AND MANAGEMENT FUNDS

21 DEFENSE WORKING CAPITAL FUNDS

22 (INCLUDING TRANSFER OF FUNDS)

23 For an additional amount for "Defense Working
24 Capital Funds", \$4,100,000, for emergency hurricane and
25 other natural disaster-related expenses, and which shall be

1 available for transfer to reimburse costs incurred in fiscal
2 year 2004: *Provided*, That such amount is designated as
3 an emergency requirement pursuant to section 402 of S.
4 Con. Res. 95 (108th Congress), as made applicable to the
5 House of Representatives by H. Res. 649 (108th Con-
6 gress) and applicable to the Senate by section 14007 of
7 Public Law 108-287.

8 OTHER DEPARTMENT OF DEFENSE PROGRAMS

9 DEFENSE HEALTH PROGRAM

10 (INCLUDING TRANSFER OF FUNDS)

11 For an additional amount for "Defense Health Pro-
12 gram", \$12,000,000, for emergency hurricane and other
13 natural disaster-related expenses, which shall be available
14 for transfer to reimburse costs incurred in fiscal year
15 2004: *Provided*, That such amount is designated as an
16 emergency requirement pursuant to section 402 of S. Con.
17 Res. 95 (108th Congress), as made applicable to the
18 House of Representatives by H. Res. 649 (108th Con-
19 gress) and applicable to the Senate by section 14007 of
20 Public Law 108-287.

21 GENERAL PROVISIONS—THIS CHAPTER

22 SEC. 301. Appropriations provided in this chapter are
23 available for obligation until September 30, 2005, unless
24 otherwise so provided in this chapter.

1 SEC. 302. Funds appropriated in this Act, or made
 2 available by the transfer of funds in or pursuant to this
 3 Act, for intelligence activities are deemed to be specifically
 4 authorized by the Congress for purposes of section 504
 5 of the National Security Act of 1947 (50 U.S.C. 414).

6 SEC. 303. Unless specifically enumerated elsewhere
 7 in this chapter, none of the funds provided in this chapter
 8 may be used to finance programs or activities denied by
 9 Congress in fiscal years 2004 and 2005 defense appropria-
 10 tions, or to initiate a procurement or research, develop-
 11 ment, test and evaluation new start program without prior
 12 notification to the congressional defense committees.

13 SEC. 304. Section 8007 of the Department of De-
 14 fense Appropriations Act, 2005 (Public Law 108-287);
 15 118 Stat. 970), is amended by striking the words "in ses-
 16 sion".

17 ~~SEC. 305. Section 8007 of the Department of De-~~
 18 ~~fense Appropriations Act, 2005 (Public Law 108-287;~~
 19 ~~118 Stat. 970), is amended by striking "(1) \$200,000,~~
 20 ~~and inserting "(1) \$20,000."~~

21 5 (TRANSFER OF FUNDS)

22 SEC. 306. Upon his determination that such action
 23 is necessary in the national interest to address emergency
 24 hurricane and other natural disaster-related expenses, the
 25 Secretary of Defense may transfer between appropriations
 26 up to \$200,000,000 of the funds made available to the

1 Department of Defense in this chapter: *Provided*, That the
2 Secretary shall notify the Congress promptly of each
3 transfer made pursuant to the authority in this section:
4 *Provided further*, That the authority provided in this sec-
5 tion is in addition to any other transfer authority available
6 to the Department of Defense and is subject to the same
7 terms and conditions as the authority provided in section
8 8005 of the Department of Defense Appropriations Act,
9 2005 (Public Law 108-287): *Provided further*, That such
10 amount is designated as an emergency requirement pursu-
11 ant to section 402 of S. Con. Res. 95 (108th Congress),
12 as made applicable to the House of Representatives by H.
13 Res. 649 (108th Congress) and applicable to the Senate
14 by section 14007 of Public Law 108-287.

6) 15 SEC. 307. Section 9010(b) of the Department of De-
16 fense Appropriations Act, 2005 (Public Law 108-287;
17 118 Stat. 1008; 10 U.S.C. 113 note), is amended by strik-
18 ing "section 12304" in paragraphs (7) and (8) and insert-
19 ing "section 12302".

20 (INCLUDING TRANSFER OF FUNDS)

7) 21 SEC. 308. TECHNICAL ADJUSTMENTS TO PUBLIC
22 LAW 108-287. Notwithstanding any other provision in
23 law, the following adjustments and transfers shall apply
24 to funds previously made available and to restrictions in
25 the Department of Defense Appropriations Act, 2005
26 (Public Law 108-287):

1 (1) ARMORED PASSENGER VEHICLES.—Under
2 the heading, “Other Procurement, Army”, strike
3 “purchase of 1 vehicle” and insert “purchase of 21
4 vehicles”, and under the heading, “Other Procure-
5 ment, Army”, strike “not to exceed \$200,000” and
6 insert “not to exceed \$275,000”: *Provided*, That any
7 purchases under the authority of this section in ex-
8 cess of one vehicle may only be in direct support of
9 force protection requirements.

10 (2) TRANSFER OF FUNDS.—Upon enactment of
11 this Act, the Secretary of Defense shall make the
12 following transfer of funds: *Provided*, That the
13 amounts transferred shall be made available for the
14 same purpose and the same time period as the ap-
15 propriation to which transferred: *Provided further*,
16 That the authority provided in this section is in ad-
17 dition to any other transfer authority available to
18 the Department of Defense: *Provided further*, That
19 all such amounts in this section are designated as an
20 emergency requirement pursuant to section 402 of
21 S. Con. Res. 95 (108th Congress), as made applica-
22 ble to the House of Representatives by H. Res. 649
23 (108th Congress) and applicable to the Senate by
24 section 14007 of Public Law 108–287: *Provided fur-*
25 *ther*, That the amounts shall be transferred between

1 the following appropriations, in the amounts speci-
2 fied:

3 To:

4 Under the heading, "Research, Devel-
5 opment, Test and Evaluation, Defense-
6 Wide, 2005/2006", \$5,950,000;

7 From:

8 Under the heading, "Operation and
9 Maintenance, Army", \$5,950,000.

10 To:

11 Under the heading, "Procurement,
12 Marine Corps, 2005/2007", as provided in
13 title IX of Public Law 108-287,
14 \$7,000,000;

15 From:

16 Under the heading, "Operation and
17 Maintenance, Marine Corps", as provided
18 in title IX of Public Law 108-287,
19 \$7,000,000.

20 To:

21 The Department of Veterans Affairs,
22 under the heading, "Medical Services",
23 \$500,000;

24 From:

1 Under the heading, "Defense Health
2 Program", Operation and Maintenance,
3 \$500,000.

4 To:

5 Under the heading, "Operation and
6 Maintenance, Army National Guard",
7 \$1,400,000;

8 From:

9 Under the heading, "Operation and
10 Maintenance, Army", \$1,400,000.

11 (3) SECTION 9014 AUTHORITIES.—The author-
12 ity provided in section 9014 of the Department of
13 Defense Appropriations Act, 2005 (Public Law 108-
14 287; 118 Stat. 1009), shall apply with respect to the
15 period beginning on June 29, 2003, and ending on
16 August 4, 2004, in addition to the period of applica-
17 bility provided pursuant to section 9001 of that Act.

8) 18 ~~SEC. 309~~. Section 9007 of the Department of De-
19 fense Appropriations Act, 2005 (Public Law 108-287), is
20 amended by striking "\$300,000,000", and inserting
21 "\$500,000,000".

309) 22 ~~SEC. 310~~. Section 9006 of the Department of De-
23 fense Appropriations Act, 2005 (Public Law 108-287), is
24 amended by striking "New Iraqi Army", and inserting

1 "Iraqi Armed Forces, to include the Iraqi National
2 Guard".

3 CHAPTER 4

4 DEPARTMENT OF DEFENSE—CIVIL

5 DEPARTMENT OF THE ARMY

6 CORPS OF ENGINEERS—CIVIL

7 GENERAL INVESTIGATIONS

8 For an additional amount for "General Investiga-
9 tions" for emergency expenses for the update of studies
10 necessitated by storm damage to shore protection projects,
11 \$400,000, to remain available until expended: *Provided*,
12 That such amount is designated as an emergency require-
13 ment pursuant to section 402 of S. Con. Res. 95 (108th
14 Congress), as made applicable to the House of Representa-
15 tives by H. Res. 649 (108th Congress) and applicable to
16 the Senate by section 14007 of Public Law 108-287.

17 CONSTRUCTION, GENERAL

18 For an additional amount for "Construction, Gen-
19 eral" for emergency expenses for repair of storm damage
20 for authorized shore protection projects and assessment
21 of project performance of such projects, \$62,600,000, to
22 remain available until expended: *Provided*, That such
23 amount is designated as an emergency requirement pursu-
24 ant to section 402 of S. Con. Res. 95 (108th Congress),
25 as made applicable to the House of Representatives by H.

1 Res. 649 (108th Congress) and applicable to the Senate
2 by section 14007 of Public Law 108-287.

3 FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES,
4 ARKANSAS, ILLINOIS, KENTUCKY, LOUISIANA, MIS-
5 SSISSIPPI, MISSOURI AND TENNESSEE

6 For an additional amount for "Flood Control, Mis-
7 sissippi River and Tributaries, Arkansas, Illinois, Ken-
8 tucky, Louisiana, Mississippi, Missouri and Tennessee"
9 for emergency expenses for levee and revetment repair and
10 for emergency dredging, \$6,000,000, to remain available
11 until expended: *Provided*, That such amount is designated
12 as an emergency requirement pursuant to section 402 of
13 S. Con. Res. 95 (108th Congress), as made applicable to
14 the House of Representatives by H. Res. 649 (108th Con-
15 gress) and applicable to the Senate by section 14007 of
16 Public Law 108-287.

17 OPERATION AND MAINTENANCE, GENERAL

18 For an additional amount for "Operation and Main-
19 tenance, General" for emergency expenses for repair of
20 storm damage to authorized projects, \$ ~~145,400,000~~, to re-
21 main available until expended: *Provided*, That such
22 amount is designated as an emergency requirement pursu-
23 ant to section 402 of S. Con. Res. 95 (108th Congress),
24 as made applicable to the House of Representatives by H.
25 Res. 649 (108th Congress) and applicable to the Senate
26 by section 14007 of Public Law 108-287.

1 FLOOD CONTROL AND COASTAL EMERGENCIES
2 For an additional amount for "Flood Control and
3 Coastal Emergencies" for emergency expenses for repair
4 of damage to flood control and hurricane shore protection
5 projects by storms and other natural disasters,
6 \$148,000,000, to remain available until expended: *Pro-*
7 *vided*, That such amount is designated as an emergency
8 requirement pursuant to section 402 of S. Con. Res. 95
9 (108th Congress), as made applicable to the House of
10 Representatives by H. Res. 649 (108th Congress) and ap-
11 plicable to the Senate by section 14007 of Public Law
12 108-287.

INSERT
33A

13 CHAPTER 5

14 BILATERAL ECONOMIC ASSISTANCE
15 FUNDS APPROPRIATED TO THE PRESIDENT
16 UNITED STATES AGENCY FOR INTERNATIONAL
17 DEVELOPMENT
18 INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

19 For an additional amount for "International Disaster
20 and Famine Assistance", \$100,000,000, to remain avail-
21 able until September 30, 2005: *Provided*, That funds ap-
22 propriated by this paragraph shall be available to respond
23 to the disasters caused by hurricanes and tropical storms
24 in the Caribbean region: *Provided further*, That such
25 amount is designated as an emergency requirement pursu-

33A

SEC. 401. For an additional amount to address drought conditions in the State of Nevada, \$5,000,000 is provided to the Secretary of Interior, acting through the Commissioner of the Bureau of Reclamation, for the Southern Nevada Water Authority for modification of the water intake at Lake Mead, to remain available until expended: *Provided*, That such amount is designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H. Res. 649 (108th Congress) and applicable to the Senate by Section 14007 of Public Law 108-287.

SEC. 402. For an additional amount to address storm damage, \$10,000,000 is provided for the Secretary of the Army, acting through the Chief of Engineers, to repair, restore, and clean-up Corps projects and facilities; dredge navigation channels; restore and clean out area streams; provide emergency streambank protection; restore other crucial public infrastructure (including sewer and water facilities); document flood impacts; and undertake other flood recovery efforts deemed necessary and advisable by the Chief of Engineers for Federally declared disaster areas in West Virginia, to remain available until expended: *Provided*, That such amount is designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H. Res. 649 (108th Congress) and applicable to the Senate by Section 14007 of Public Law 108-287.

1 ant to section 402 of S. Con. Res. 95 (108th Congress),
2 as made applicable to the House of Representatives by H.
3 Res. 649 (108th Congress) and applicable to the Senate
4 by section 14007 of Public Law 108-287: *Provided fur-*
5 *ther*, That funds appropriated by this paragraph shall be
6 available notwithstanding section 10 of Public Law 91-
7 672 and section 15 of the State Department Basic Au-
8 thorities Act of 1956.

9

CHAPTER 6

10

DEPARTMENT OF HOMELAND SECURITY

11

UNITED STATES COAST GUARD

12

OPERATING EXPENSES

13

14 For an additional amount for "Operating Expenses"
15 for expenses resulting from the recent natural disasters
16 in the southeastern United States, \$33,367,310, to remain
17 available until expended: *Provided*, That the amounts pro-
18 vided herein are designated as an emergency requirement
19 pursuant to section 402 of S. Con. Res. 95 (108th Con-
20 gress), as made applicable to the House of Representatives
21 by H. Res. 649 (108th Congress) and applicable to the
22 Senate by section 14007 of Public Law 108-287.

22

EMERGENCY PREPAREDNESS AND RESPONSE

23

DISASTER RELIEF

24

25 For an additional amount for "Disaster Relief",
\$6,500,000,000, to remain available until expended: *Pro-*

1 *vided*, That such amount is designated as an emergency
2 requirement pursuant to section 402 of S. Con. Res. 95
3 (108th Congress), as made applicable to the House of
4 Representatives by H. Res. 649 (108th Congress) and ap-
5 plicable to the Senate by section 14007 of Public Law
6 108-287.

7 CHAPTER 7

8 DEPARTMENT OF THE INTERIOR

9 UNITED STATES FISH AND WILDLIFE SERVICE

10 CONSTRUCTION

11 For an additional amount for "Construction",

12 ~~\$~~ ~~██████████~~, to remain available until expended, to ad-
13 dress damages from natural disasters: *Provided*, That
14 such amount is designated as an emergency requirement
15 pursuant to section 402 of S. Con. Res. 95 (108th Con-
16 gress), as made applicable to the House of Representatives
17 by H. Res. 649 (108th Congress) and applicable to the
18 Senate by section 14007 of Public Law 108-287.

19 NATIONAL PARK SERVICE

20 CONSTRUCTION

21 For an additional amount for "Construction",
22 \$50,802,000, to remain available until expended, to ad-
23 dress damages from natural disasters: *Provided*, That
24 such amount is designated as an emergency requirement
25 pursuant to section 402 of S. Con. Res. 95 (108th Con-

1 gress), as made applicable to the House of Representatives
2 by H. Res. 649 (108th Congress) and applicable to the
3 Senate by section 14007 of Public Law 108-287.

4 UNITED STATES GEOLOGICAL SURVEY
5 SURVEYS, INVESTIGATIONS, AND RESEARCH

6 For an additional amount for "Surveys, Investiga-
7 tions, and Research", \$3,000,000, to remain available
8 until expended: *Provided*, That such amount is designated
9 as an emergency requirement pursuant to section 402 of
10 S. Con. Res. 95 (108th Congress), as made applicable to
11 the House of Representatives by H. Res. 649 (108th Con-
12 gress) and applicable to the Senate by section 14007 of
13 Public Law 108-287.

14 RELATED AGENCY
15 DEPARTMENT OF AGRICULTURE
16 FOREST SERVICE
17 STATE AND PRIVATE FORESTRY

18 For an additional amount for "State and Private
19 Forestry", \$49,100,000, to remain available until ex-
20 pended, to address damages from natural disasters: *Pro-*
21 *vided*, That such amount is designated as an emergency
22 requirement pursuant to section 402 of S. Con. Res. 95
23 (108th Congress), as made applicable to the House of
24 Representatives by H. Res. 649 (108th Congress) and ap-

1 plicable to the Senate by section 14007 of Public Law
2 108-287.

3 NATIONAL FOREST SYSTEM

4 For an additional amount for "National Forest Sys-
5 tem", \$12,153,000, to remain available until expended, to
6 address damages from natural disasters: *Provided*, That
7 such amount is designated as an emergency requirement
8 pursuant to section 402 of S. Con. Res. 95 (108th Con-
9 gress), as made applicable to the House of Representatives
10 by H. Res. 649 (108th Congress) and applicable to the
11 Senate by section 14007 of Public Law 108-287.

12 WILDLAND FIRE MANAGEMENT

13 For an additional amount for "Wildland Fire Man-
14 agement", \$1,028,000, to remain available until expended,
15 to address damages from natural disasters: *Provided*, That
16 such amount is designated as an emergency requirement
17 pursuant to section 402 of S. Con. Res. 95 (108th Con-
18 gress), as made applicable to the House of Representatives
19 by H. Res. 649 (108th Congress) and applicable to the
20 Senate by section 14007 of Public Law 108-287.

21 CAPITAL IMPROVEMENT AND MAINTENANCE

22 For an additional amount for "Capital Improvement
23 and Maintenance", \$50,815,000, to remain available until
24 expended, to address damages from natural disasters: *Pro-
25 vided*, That such amount is designated as an emergency
26 requirement pursuant to section 402 of S. Con. Res. 95

1 (108th Congress), as made applicable to the House of
2 Representatives by H. Res. 649 (108th Congress) and ap-
3 plicable to the Senate by section 14007 of Public Law
4 108-287.

5 CHAPTER 8

6 DEPARTMENT OF HEALTH AND HUMAN

7 SERVICES

8 DEPARTMENTAL MANAGEMENT

9 PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY

10 FUND

11 For an additional amount for "Public Health and So-
12 cial Services Emergency Fund" to support aging services,
13 social services and health services associated with natural
14 disaster recovery and response efforts, \$50,000,000, to re-
15 main available until expended: *Provided*, That such
16 amount is designated as an emergency requirement pursu-
17 ant to section 402 of S. Con. Res. 95 (108th Congress),
18 as made applicable to the House of Representatives by H.
19 Res. 649 (108th Congress) and applicable to the Senate
20 by section 14007 of Public Law 108-287.

1 FAMILY HOUSING OPERATION AND MAINTENANCE,
2 NAVY AND MARINE CORPS

3 For an additional amount for "Family Housing Oper-
4 ation and Maintenance, Navy and Marine Corps",
5 \$9,100,000, to remain available until September 30, 2005,
6 for emergency expenses resulting from natural disasters:
7 *Provided*, That such amount is designated as an emer-
8 gency requirement pursuant to section 402 of S. Con. Res.
9 95 (108th Congress), as made applicable to the House of
10 Representatives by H. Res. 649 (108th Congress) and ap-
11 plicable to the Senate by section 14007 of Public Law
12 108-287.

13 FAMILY HOUSING OPERATION AND MAINTENANCE, AIR
14 FORCE

15 For an additional amount for "Family Housing Oper-
16 ation and Maintenance, Air Force", \$11,400,000, to re-
17 main available until September 30, 2005, for emergency
18 expenses resulting from natural disasters: *Provided*, That
19 such amount is designated as an emergency requirement
20 pursuant to section 402 of S. Con. Res. 95 (108th Con-
21 gress), as made applicable to the House of Representatives
22 by H. Res. 649 (108th Congress) and applicable to the
23 Senate by section 14007 of Public Law 108-287.

1 BASE REALIGNMENT AND CLOSURE ACCOUNT

2 For an additional amount to be deposited into the
3 Department of Defense Base Closure Account 1990,
4 \$50,000, to remain available until September 30, 2005, for
5 emergency expenses resulting from natural disasters: *Pro-*
6 *vided*, That such amount is designated as an emergency
7 requirement pursuant to section 402 of S. Con. Res. 95
8 (108th Congress), as made applicable to the House of
9 Representatives by H. Res. 649 (108th Congress) and ap-
10 plicable to the Senate by section 14007 of Public Law
11 108-287.

12 CHAPTER 10

13 DEPARTMENT OF TRANSPORTATION

14 FEDERAL AVIATION ADMINISTRATION

15 FACILITIES AND EQUIPMENT

16 (AIRPORT AND AIRWAY TRUST FUND)

17 For an additional amount for "Facilities and Equip-
18 ment", for expenses resulting from the recent natural dis-
19 asters in the southeastern United States, \$5,100,000, to
20 be derived from the airport and airway trust fund and to
21 remain available until expended: *Provided*, That such
22 amount is designated as an emergency requirement pursu-
23 ant to section 402 of S. Con. Res. 95 (108th Congress),
24 as made applicable to the House of Representatives by H.
25 Res. 649 (108th Congress) and applicable to the Senate
26 by section 14007 of Public Law 108-287.

43 EMERGENCY ASSISTANCE TO

1 ~~GRANTS IN AID FOR~~ AIRPORTS

2 (AIRPORT AND AIRWAY TRUST FUND)

3 For emergency capital costs to repair or replace pub-
 4 lic use facilities at public use airports listed in the Federal
 5 Aviation Administration's National Plan of Integrated
 6 Airport Systems resulting from damage from hurricanes
 7 Charley, Frances, Ivan, and Jeanne, to enable the Federal
 8 Aviation Administrator to compensate airports for such
 9 costs, \$25,000,000, to be derived from the airport and air-
 10 way trust fund and to remain available until expended:
 11 *Provided*, That such amount is designated as an emer-
 12 gency requirement pursuant to section 402 of S. Con. Res.
 13 95 (108th Congress), as made applicable to the House of
 14 Representatives by H. Res. 649 (108th Congress) and ap-
 15 plicable to the Senate by section 14007 of Public Law
 16 108-287.

17 FEDERAL HIGHWAY ADMINISTRATION

18 FEDERAL-AID HIGHWAYS

19 EMERGENCY RELIEF PROGRAM

20 (HIGHWAY TRUST FUND)

21 ~~(INCLUDING RESCISSION OF CONTRACT AUTHORIZATION)~~

22 For an additional amount for the Emergency Relief
 23 Program, as authorized by 23 U.S.C. 125,
 24 \$1,550,000,000, for emergency expenses to respond to
 25 natural disasters or catastrophic failures from external
 26 causes, to be derived from the Highway Trust Fund (other

INSERT 43A

43A

For an additional amount for the Emergency Relief Program for emergency expenses resulting from 2004 Hurricanes Charley, Frances, Gaston, Ivan, and Jeanne, as authorized by 23 U.S.C. 125, \$1,202,000,000, to be derived from the Highway Trust Fund (other than the Mass Transit Account) and to remain available until expended: *Provided*, That notwithstanding 23 U.S.C. 125(d)(1), the Secretary of Transportation may obligate more than \$100,000,000 for projects arising from hurricanes Charley, Frances, Ivan, and Jeanne: *Provided further*, That any amounts in excess of those necessary for emergency expenses relating to the above hurricanes may be used for other projects authorized under 23 U. S. C. 125: *Provided further*, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of S. Con. Res. 95 (108th Congress), as made applicable to the House of Representatives by H.Res. 649 (108th Congress) and applicable to the Senate by section 14007 of Public Law 108-287.

1 ~~than the Mass Transit Account) and to remain available~~
2 ~~until expended: *Provided*, That notwithstanding 23 U.S.C.~~
3 ~~125(d)(1), the Secretary of Transportation may obligate~~
4 ~~more than \$100,000,000 for projects arising from hurri-~~
5 ~~cans Charley, Frances, Ivan, and Jeanne: *Provided fur-*~~
6 ~~*ther*, That the amounts provided under this heading are~~
7 ~~designated as an emergency requirement pursuant to sec-~~
8 ~~tion 402 of S. Con. Res. 95 (108th Congress), as made~~
9 ~~applicable to the House of Representatives by H. Res. 649~~
10 ~~(108th Congress) and applicable to the Senate by section~~
11 ~~14007 of Public Law 108-287. *Provided further*, That, of~~
12 ~~the unobligated balances of funds apportioned to each~~
13 ~~State under the programs authorized under sections~~
14 ~~1101(a)(1), 1101(a)(2), 1101(a)(3), 1101(a)(4), and~~
15 ~~1101(a)(5) of Public Law 105-178, as amended,~~
16 ~~\$1,062,000,000 are hereby rescinded.~~

17 EXECUTIVE OFFICE OF THE PRESIDENT

18 UNANTICIPATED NEEDS

19 For an additional amount for "Unanticipated
20 Needs", not to exceed \$70,000,000, to remain available
21 until September 30, 2005, for the American Red Cross
22 for reimbursement of disaster relief and recovery expendi-
23 tures and emergency services associated with Hurricanes
24 Charley, Frances, Ivan, and Jeanne, and only to the ex-
25 tent funds are not made available for those activities by

1 other federal sources: *Provided*, That these funds may be
2 administered by any authorized federal government agen-
3 cy to meet the purposes of this provision and that total
4 administrative costs shall not exceed three percent of the
5 total appropriation: *Provided further*, That the Comp-
6 troller General shall audit the use of these funds by the
7 American Red Cross: *Provided further*, That such amount
8 is designated as an emergency requirement pursuant to
9 section 402 of S. Con. Res. 95 (108th Congress), as made
10 applicable to the House of Representatives by H. Res. 649
11 (108th Congress) and applicable to the Senate by section
12 14007 of Public Law 108-287

13 CHAPTER 11

14 DEPARTMENT OF VETERANS AFFAIRS

15 VETERANS HEALTH ADMINISTRATION

16 MEDICAL SERVICES

17 For an additional amount for "Medical services" for
18 expenses related to recent natural disasters in the South-
19 east, \$38,283,000, to remain available until September
20 30, 2005: *Provided*, That the amounts provided herein are
21 designated as an emergency requirement pursuant to sec-
22 tion 402 of S. Con. Res. 95 (108th Congress), as made
23 applicable to the House of Representatives by H. Res. 649
24 (108th Congress) and applicable to the Senate by section
25 14007 of Public Law 108-287.

1 MEDICAL ADMINISTRATION

2 For an additional amount for "Medical administra-
3 tion" for expenses related to recent natural disasters in
4 the Southeast, \$1,940,000, to remain available until Sep-
5 tember 30, 2005: *Provided*, That the amounts provided
6 herein are designated as an emergency requirement pursu-
7 ant to section 402 of S. Con. Res. 95 (108th Congress),
8 as made applicable to the House of Representatives by H.
9 Res. 649 (108th Congress) and applicable to the Senate
10 by section 14007 of Public Law 108-287.

11 MEDICAL FACILITIES

12 For an additional amount for "Medical facilities" for
13 expenses related to recent natural disasters, \$46,909,000,
14 to remain available until September 30, 2005: *Provided*,
15 That the amounts provided herein are designated as an
16 emergency requirement pursuant to section 402 of S. Con.
17 Res. 95 (108th Congress), as made applicable to the
18 House of Representatives by H. Res. 649 (108th Con-
19 gress) and applicable to the Senate by section 14007 of
20 Public Law 108-287.

21 DEPARTMENTAL ADMINISTRATION

22 GENERAL OPERATING EXPENSES

23 For an additional amount for "General operating ex-
24 penses", for expenses related to recent natural disasters,
25 \$545,000, to remain available until September 30, 2005:
26 *Provided*, That the amounts provided herein are des-

1 igned as an emergency requirement pursuant to section
2 402 of S. Con. Res. 95 (108th Congress), as made applica-
3 ble to the House of Representatives by H. Res. 649 (108th
4 Congress) and applicable to the Senate by section 14007
5 of Public Law 108-287.

6 NATIONAL CEMETERY ADMINISTRATION

7 For an additional amount for "National Cemetery
8 Administration", for expenses related to recent natural
9 disasters in the Southeast, \$50,000, to remain available
10 until September 30, 2005: *Provided*, That the amounts
11 provided herein are designated as an emergency require-
12 ment pursuant to section 402 of S. Con. Res. 95 (108th
13 Congress), as made applicable to the House of Representa-
14 tives by H. Res. 649 (108th Congress) and applicable to
15 the Senate by section 14007 of Public Law 108-287.

16 CONSTRUCTION, MINOR PROJECTS

17 For an additional amount for "Construction, minor
18 projects", for expenses related to recent natural disasters,
19 \$36,343,000, to remain available until ~~September 30,~~
20 ~~2005~~: *Provided*, That the amounts provided herein are *expended*
21 designated as an emergency requirement pursuant to sec-
22 tion 402 of S. Con. Res. 95 (108th Congress), as made
23 applicable to the House of Representatives by H. Res. 649
24 (108th Congress) and applicable to the Senate by section
25 14007 of Public Law 108-287.

1 DEPARTMENT OF HOUSING AND URBAN
2 DEVELOPMENT
3 COMMUNITY PLANNING AND DEVELOPMENT
4 COMMUNITY DEVELOPMENT FUND

5 For an additional amount for "Community develop-
6 ment ~~block grants~~", ~~as~~ authorized under title I of the
7 Housing and Community Development Act of 1974 (Act),
8 for use only for disaster relief, long-term recovery, and
9 mitigation in communities affected by disasters designated
10 by the President between August 31, 2003 and October
11 1, 2004, except those activities reimbursable by the Fed-
12 eral Emergency Management Agency or available through
13 the Small Business Administration, and for reimburse-
14 ment for expenditures incurred from the regular Commu-
15 nity Development Block Grant formula allocation used to
16 achieve these same purposes, \$150,000,000, to remain
17 available until September 30, 2007: *Provided*, That the
18 amounts provided herein are designated as an emergency
19 requirement pursuant to section 402 of S. Con. Res. 95
20 (108th Congress), as made applicable to the House of
21 Representatives by H. Res. 649 (108th Congress) and ap-
22 plicable to the Senate by section 14007 of Public Law
23 108-287: *Provided further*, That all funds under this
24 heading shall be awarded by the Secretary to states (in-
25 cluding Indian tribes for all purposes under this heading)

fund)

for activities

1 to be administered by each state in conjunction with its
2 community development block grants program: *Provided*
3 *further*, That notwithstanding 42 U.S.C. 5306(d)(2),
4 states are authorized to provide such assistance to entitle-
5 ment communities: *Provided further*, That in admin-
6 istering these funds, the Secretary may waive, or specify
7 alternative requirements for, any provision of any statute
8 or regulation that the Secretary administers in connection
9 with the obligation by the Secretary or the use by the re-
10 cipient of these funds (except for requirements related to
11 fair housing, nondiscrimination, labor standards, and the
12 environment), upon a finding that such waiver is required
13 to facilitate the use of such funds, and would not be incon-
14 sistent with the overall purpose of the statute: *Provided*
15 *further*, That the Secretary may waive the requirements
16 that activities benefit persons of low and moderate income,
17 except that at least 50 percent of the funds under this
18 heading must benefit primarily persons of low and mod-
19 erate income unless the Secretary makes a finding of com-
20 pelling need: *Provided further*, That the Secretary shall
21 publish in the Federal Register any waiver of any statute
22 or regulation authorized under this heading no later than
23 5 days before the effective date of such waiver: *Provided*
24 *further*, That any project or activity underway prior to a
25 Presidential disaster declaration may not receive funds

1 under this heading unless the disaster directly impacted
2 the project: *Provided further*, That each state shall provide
3 not less than ~~25~~¹⁰ percent in non-Federal public matching
4 funds or its equivalent value (other than administrative
5 costs) for any funds allocated to the state under this head-
6 ing.

7 INDEPENDENT AGENCIES

8 ENVIRONMENTAL PROTECTION AGENCY

9 BUILDINGS AND FACILITIES

10 For an additional amount for "Buildings and facili-
11 ties" for expenses related to recent natural disasters,
12 \$3,000,000, to remain available until September 30, 2006:
13 *Provided*, That the amounts provided herein are des-
14 igned as an emergency requirement pursuant to section
15 402 of S. Con. Res. 95 (108th Congress), as made applica-
16 ble to the House of Representatives by H. Res. 649 (108th
17 Congress) and applicable to the Senate by section 14007
18 of Public Law 108-287.

19 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

20 SPACE FLIGHT CAPABILITIES

21 For an additional amount for "Space flight capabili-
22 ties", to repair assets damaged and take other emergency
23 measures due to the effects of hurricanes and other disas-
24 ters declared by the President, ~~\$100~~¹²⁶,000,000, to remain
25 available until expended: *Provided*, That the amounts pro-

1 vided herein are designated as an emergency requirement
 2 pursuant to section 402 of S. Con. Res. 95 (108th Con-
 3 gress), as made applicable to the House of Representatives
 4 by H. Res. 649 (108th Congress) and applicable to the
 5 Senate by section 14007 of Public Law 108-287.

6 GENERAL PROVISION—THIS CHAPTER

(transfer of funds)

7 SEC. 1101. From funds that are available in the un-
 8 obligated balances of any funds appropriated under "Med-
 9 ical services", for fiscal year 2004, the Secretary of Vet-
 10 erans Affairs may transfer up to \$125,000,000 to "Gen-
 11 eral operating expenses" for costs associated with proc-
 12 essing claims where the basis of the entitlement is claimed
 13 disability incurred as a result of a veteran's service, sub-
 14 ject to a determination by the Secretary of Veterans Af-
 15 fairs that such additional funds are necessary.

5

16 CHAPTER 12

17 GENERAL PROVISION—THIS ACT

18 SEC. 1201. No part of any appropriation contained
 19 in this Act shall remain available for obligation beyond
 20 the current fiscal year unless expressly so provided herein.

(division)

21 This ~~Act~~ may be cited as the "Emergency Supple-
 22 mental Appropriations for Hurricane Disasters Assistance
 23 Act, 2005".

AMENDMENT NO. _____ Calendar No. _____

Purpose: To authorize the construction and operation of an Alaska natural gas transportation project.

IN THE SENATE OF THE UNITED STATES—108th Cong., 1st Sess.

H.R. 4567

Making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2005, and for other purposes.

Referred to the Committee on _____ and ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. STEVENS

Viz:

1 At the appropriate place, insert the following:

DIVISION C

2 ~~TITLE~~ —ALASKA NATURAL
 3 GAS PIPELINE

4 SEC. 1 01. SHORT TITLE.

(1)

5 This title may be cited as the "Alaska Natural Gas
 6 Pipeline Act".

division

7 SEC. 1 02. DEFINITIONS.

(1)

8 In this title:

division