
EMERGENCY SUPPLEMENTAL ACT, 2003

PUBLIC LAW 108-83
LEGISLATIVE BRANCH
APPROPRIATIONS, 2004
TITLE III

EMERGENCY SUPPLEMENTAL ACT, 2003

117 STAT.

PUBLIC LAW 108–83—SEPT. 30, 2003

**Public Law 108–83
108th Congress****An Act**Sept. 30, 2003
[H.R. 2657]

Making appropriations for the Legislative Branch for the fiscal year ending September 30, 2004, and for other purposes.

Emergency
Supplemental
Appropriations
Act, 2003.**TITLE III—FISCAL YEAR 2003 EMERGENCY SUPPLEMENTAL****CHAPTER 1****THE JUDICIARY****COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL
SERVICES****SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$12,187,000, to remain available until expended, for costs associated with judgeships authorized by section 312 of Public Law 107–273.

DEFENDER SERVICES

For an additional amount for “Defender Services”, \$17,228,000, to remain available until expended.

FEEES OF JURORS AND COMMISSIONERS

For an additional amount for “Fees of Jurors and Commissioners”, \$2,778,000, to remain available until expended.

CHAPTER 2**DEPARTMENT OF DEFENSE—CIVIL****DEPARTMENT OF THE ARMY****CORPS OF ENGINEERS—CIVIL****FLOOD CONTROL AND COASTAL EMERGENCIES**

For an additional amount for “Flood Control and Coastal Emergencies”, for emergency expenses due to flood control, hurricane, and shore protection activities, as authorized by section 5 of the

PUBLIC LAW 108–83—SEPT. 30, 2003

117 STAT.

Flood Control Act of August 16, 1941, as amended (33 U.S.C. 701n), \$60,000,000, to remain available until expended.

CHAPTER 3

DEPARTMENT OF HOMELAND SECURITY
EMERGENCY PREPAREDNESS AND RESPONSE

DISASTER RELIEF

For an additional amount for “Disaster Relief” for necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$441,700,000, to remain available until expended.

CHAPTER 4

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount to repay advances from other appropriations transferred for wildfire suppression and emergency rehabilitation activities of the Department of the Interior, \$36,000,000, to remain available until expended.

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

For an additional amount for “Resource Management” for Midway Atoll National Wildlife Refuge, \$5,000,000, to remain available until expended, of which \$4,500,000 is for oil spill cleanup activities, and of which \$500,000 is for airfield operations.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount to repay advances from other appropriations from which funds were transferred for wildfire suppression, and for mitigation and emergency rehabilitation activities of the Forest Service, \$283,000,000, to remain available until expended: *Provided*, That of the funds provided, \$10,000,000 is for hazardous fuels reduction and hazard mitigation in southern California and \$20,000,000 is for State and volunteer fire assistance in southern California: *Provided further*, That \$20,000,000 of funds made available in the previous proviso shall be transferred to the “State and Private Forestry” account to fund hazard mitigation, fuels reduction and forest health protection and mitigation activities on State and private lands in southern California.

CHAPTER 5

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

HUMAN SPACE FLIGHT

For an additional amount for “Human Space Flight” to cover necessary expenses for responding to the Space Shuttle Columbia accident, \$50,000,000, to remain available until expended.

CHAPTER 6

GENERAL PROVISIONS

SEC. 3601. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 3602. The Secretary of Agriculture shall use \$9,700,000 of the funds of the Commodity Credit Corporation, to remain available until expended, to provide assistance under the tree assistance program, subtitle C of title X of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8201 et seq.), to compensate eligible orchardists (as defined in section 10201 of such Act) for tree losses incurred since January 1, 2000, due to fire blight in the State of Michigan.

SEC. 3603. The Secretary of Agriculture shall use \$20,000,000 of the funds of the Commodity Credit Corporation, to remain available until expended, for the suppression and control of the Mormon cricket infestation on public and private land in Nevada, Utah, and Idaho, that amount to be expended in equal amounts among the 3 States.

SEC. 3604. The statement of the managers of the committee of conference accompanying H.R. 4577 (Public Law 106-554; House Report 106-1033), in chapter 13 of division A of the explanatory language on H.R. 5666 (Miscellaneous Appropriations Act, 2001), in the matter under the heading “Community Development Fund”, is deemed to be amended with respect to the amount made available to the City of Paso Robles, California by striking “for the Oak Parks Housing Project for modernization and rehabilitation projects” and inserting “for construction of a senior citizen project”.

SEC. 3605. The referenced statement of the managers under the heading “Community development fund” in title II of Division K of the Consolidated Appropriations Resolution, 2003 (Public Law 108-7; House Report 108-10) is deemed to be amended with respect to item number 526 by striking “for an economic development study for the revitalization of Westchester” and inserting “for the reconstruction of renaissance plaza at Maine and Mamaroneck in downtown White Plains”.

SEC. 3606. Notwithstanding the first paragraph of the item in title II of Division K of the Consolidated Appropriations Resolution, 2003 (Public Law 108-7) relating to “Federal Housing Administration, General and special risk program account”, during fiscal year 2003, commitments to guarantee loans to carry out the purposes of sections 238 and 519 of the National Housing Act shall not exceed a loan principal of \$25,000,000,000.

SEC. 3607. Notwithstanding any other provision of law, funds awarded under a grant to the San Diego Workforce Partnership

PUBLIC LAW 108-83—SEPT. 30, 2003

117 STAT.

on June 30, 2001, pursuant to section 173 of the Workforce Investment Act (29 U.S.C. 2918), may be used to provide services to spouses of members of the Armed Forces.

SEC. 3608. The matter under the heading “Department of Health and Human Services, Health Resources and Services Administration, Health Resources and Services” in division G of Public Law 108-7, as amended by chapter 5 of title II of Public Law 108-11, is further amended—

Ante, p. 594.

(1) by striking “\$296,638,000” and inserting “\$296,238,000” preceding the first proviso; and

(2) by inserting after “\$1,000,000 is available for the Geisinger Health System, Harrisburg, PA, to establish centers of excellence for the treatment of autism” the following: “, \$400,000 is available for the Muskegon Community Health Project, Muskegon, Michigan for the Access Health insurance program.”

SEC. 3609. The matter under the heading “Department of Health and Human Services, Health Resources and Services Administration, Health Resources and Services”, in Division G of Public Law 108-7, as amended by chapter 5 of title II of Public Law 108-11, is further amended—

(1) by striking “Venago County Area Vo-tech, Oil City, PA” and inserting “Victim Resource Center, Inc., of Pennsylvania” in lieu thereof;

(2) by striking “\$115,900,000 is available” and inserting “\$116,650,000 is available”; and

(3) by inserting after “health services to at-risk children in day care” the following: “, \$350,000 is available for the Phoenix Children’s Health Project in Arizona to address the health needs of extremely vulnerable homeless and runaway youth in underserved rural and urban areas, \$200,000 is available for the Pittsburgh Mercy Health System, Pittsburgh, PA, for health outreach and education, \$200,000 is available for the University of Pennsylvania School of Dental Medicine, Philadelphia, PA, for its minority outreach oral health initiative.”

SEC. 3610. (a) The matter under the heading “Department of Education, Special Education”, in Public Law 108-7 is amended—

Ante, p. 328.

(1) by striking “\$10,095,639,000” and inserting “\$10,095,139,000”; and

(2) by striking “\$7,715,000” and inserting “\$7,215,000”.

(b) In the statement of the managers of the committee of conference accompanying H.J. Res. 2 (Public Law 108-7; House Report 108-10), in the matter in title III of Division G, relating to research and innovation under the heading “Special Education”, the provision specifying \$500,000 for the Ohio Alliance of Community Center for the Deaf, Worthington, Ohio, for Ohio Deaf Assistive Services Model project shall be deleted.

SEC. 3611. (a) The matter under the heading “Department of Education, Rehabilitation Services and Disability Research”, in Public Law 108-7 is amended—

Ante, p. 329.

(1) by striking “\$2,956,382,000” and inserting “\$2,956,882,000”; and

(2) by striking “\$3,540,000” and inserting “\$4,040,000”.

(b) In the statement of the managers of the committee of conference accompanying H.J. Res. 2 (Public Law 108-7; House Report 108-10), in the matter in title III of Division G, relating

to vocational rehabilitation demonstration and training under the heading “Rehabilitation Services and Disability Research”, a provision shall be added that reads: “Ohio Alliance of Community Center for the Deaf, Worthington, Ohio, for Ohio Deaf Assistive Services Model project, \$500,000”.

SEC. 3612. In the statement of the managers of the committee of conference accompanying H.J. Res. 2 (Public Law 108-7; House Report 108-10), in the matter in title III of Division G, relating to the Fund for the Improvement of Postsecondary Education under the heading “Higher Education”, the provision specifying \$1,000,000 for the Southern Illinois University, Carbondale, IL, for the Paul Simon Public Policy Institute shall be deemed to read: “Southern Illinois University, Carbondale, IL, for the Paul Simon Public Policy Institute, including an endowment, \$1,000,000”.

SEC. 3613. In the statement of the managers of the committee of conference accompanying H.J. Res. 2 (Public Law 108-7; House Report 108-10), in the matter in title III of Division G, relating to the Fund for the Improvement of Postsecondary Education under the heading “Higher Education”, the provision specifying \$275,000 for the Spoon River College, Canton, IL, for equipment for community technology centers in Canton and Macomb, Illinois shall be deemed to read: “Spoon River College, Canton, IL, for community technology centers in Canton and Macomb, Illinois, \$275,000”.

SEC. 3614. Notwithstanding any other provision of law, during the period from September 1 through September 30, 2003, the Secretary of Education shall transfer to the Education for the Disadvantaged account an amount not to exceed \$4,353,368 from amounts that would otherwise lapse at the end of fiscal year 2003 and that were originally made available under the Department of Education Appropriations Act, 2003 or any Department of Education Appropriations Act for a previous fiscal year: *Provided*, That the funds transferred to the Education for the Disadvantaged account shall be obligated by September 30, 2003: *Provided further*, That the Secretary shall notify the Committees on Appropriations of both Houses of Congress of any such transfer: *Provided further*, That any amounts transferred to the Education for the Disadvantaged account pursuant to this paragraph shall be for carrying out subpart 2 of part A of title I of the Elementary and Secondary Education Act of 1965, and shall be allocated, notwithstanding any other provision of law, only to those States that received funds under that subpart for fiscal year 2003 that were less than those States received under that subpart for fiscal year 2002: *Provided further*, That the Secretary of Education shall use these additional funds to increase those States’ allocations under that subpart up to the amount they received under that subpart for fiscal year 2002: *Provided further*, That each such State shall use the funds appropriated under this paragraph to ratably increase the amount of funds for each eligible local educational agency in the State that received less under that subpart in fiscal year 2003 than it received under that subpart in fiscal year 2002: *Provided further*, That the Secretary shall not take into account the funds made available under this paragraph in determining State allocations under any other program administered by the Secretary in any fiscal year.

Notification.

PUBLIC LAW 108–83—SEPT. 30, 2003

117 STAT.

SEC. 3615. Funds made available under the heading, “Special Benefits for Disabled Coal Miners” in Division G of Public Law 108–7, shall be subject to the provisions of Public Law 107–275, notwithstanding section 514 of such Division G.

SEC. 3616. The amounts provided or made available by this title are designated by the Congress as an emergency requirement pursuant to section 502 of H. Con. Res. 95 (108th Congress), the concurrent resolution on the budget for fiscal year 2004.

SEC. 3617. This title shall be effective immediately upon the enactment of this Act. Effective date.

This title may be cited as the “Emergency Supplemental Appropriations Act, 2003”.

Approved September 30, 2003.

LEGISLATIVE HISTORY—H.R. 2657 (S. 1383):

HOUSE REPORTS: Nos. 108–186 (Comm. on Appropriations) and 108–279 (Comm. of Conference).

SENATE REPORTS: No. 108–88 accompanying S. 1383 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 149 (2003):

July 9, considered and passed House.

July 10, 11, considered and passed Senate, amended.

Sept. 24, House and Senate agreed to conference report.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 39 (2003):

Sept. 30, Presidential statement.

[In thousands of dollars]

Grand total, Emergency Supplemental Appropriations Act, 2003	\$932,593
Consisting of:	
Department of Agriculture	312,700
Department of Defense-Civil	60,000
Department of Education	000
Department of Homeland Security	441,700
Department of Housing and Urban Development	–5,000
Department of the Interior	41,000
The Judiciary	32,193
National Aeronautics and Space Administration	50,000