

107TH CONGRESS  
2D SESSION

# H. R. 4854

[As reported by the subcommittee]

To reauthorize and reform the national service laws.

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IN THE HOUSE OF REPRESENTATIVES

MAY 24, 2002

Mr. HOEKSTRA (for himself, Mr. ROEMER, Mr. BOEHNER, Mr. SHAYS, Mr. KIND, and Mr. ANDREWS) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To reauthorize and reform the national service laws.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Citizen Service Act of 2002”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for  
7 this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—AMENDMENTS TO THE NATIONAL AND COMMUNITY  
SERVICE ACT OF 1990

Sec. 1001. References.

Subtitle A—Amendments to Subtitle A (General Provisions)

- Sec. 1101. Purposes of Act.
- Sec. 1102. Definitions.

Subtitle B—Amendments to Subtitle B (Service-Learning)

- Sec. 1201. School-based allotments.
- Sec. 1202. Higher education provisions.
- Sec. 1203. Community-based programs, training, and other initiatives.
- Sec. 1204. Service-learning clearinghouse.

Subtitle C—Amendments to Subtitle C (National Service Trust Program)

- Sec. 1301. Prohibition on grants to Federal agencies; limits on Corporation costs.
- Sec. 1302. E-Corps and technical amendments to types of programs.
- Sec. 1303. Types of positions.
- Sec. 1304. Training and technical assistance.
- Sec. 1305. Assistance to State Commissions; Challenge grants.
- Sec. 1306. Allocation of assistance to States and other eligible entities.
- Sec. 1307. Additional authority.
- Sec. 1308. State selection of programs.
- Sec. 1309. Consideration of applications.
- Sec. 1310. Description of participants.
- Sec. 1311. Reference to Federal agency.
- Sec. 1312. Terms of service.
- Sec. 1313. Adjustments to living allowance.

Subtitle D—Amendments to Subtitle D (National Service Trust and Provision of National Service Educational Awards)

- Sec. 1401. Availability of funds in the National Service Trust.
- Sec. 1402. Individuals eligible to receive a National Service Educational Award from the Trust.
- Sec. 1403. Determination of the amount of National Service Educational Awards.
- Sec. 1404. Disbursement of National Service Educational Awards.
- Sec. 1405. Additional uses of National Service Trust amounts.

Subtitle E—Amendments to Subtitle E (National Civilian Community Corps)

- Sec. 1501. Purpose.
- Sec. 1502. Program components.
- Sec. 1503. Eligible participants.
- Sec. 1504. Summer national service program.
- Sec. 1505. Team leaders.
- Sec. 1506. Consultation with State Commissions.
- Sec. 1507. Permanent cadre.
- Sec. 1508. Contract and grant authority.
- Sec. 1509. Other departments.
- Sec. 1510. Repeal of authority for advisory board and funding limitation.
- Sec. 1511. Definitions.
- Sec. 1512. Emergency response corps.
- Sec. 1513. Terminology.

Subtitle F—Amendments to Subtitle F (Administrative Provisions)

- Sec. 1601. Family and medical leave.
- Sec. 1602. Additional prohibitions on use of funds.
- Sec. 1603. Notice, hearing, and grievance procedures.
- Sec. 1604. Resolution of displacement complaints.
- Sec. 1605. State commissions on national and community service.
- Sec. 1606. Evaluation and accountability.
- Sec. 1607. Technical amendment.
- Sec. 1608. Additional administrative provisions.

Subtitle G—Amendments to Subtitle G (Corporation for National and  
Community Service)

- Sec. 1701. Terms of office.
- Sec. 1702. Board of Directors authorities and duties.
- Sec. 1703. Peer reviewers.
- Sec. 1704. Non-voting members; Personal services contracts.
- Sec. 1705. Donated services.

Subtitle H—Amendments to Subtitle H

- Sec. 1801. Technical amendments to subtitle H.
- Sec. 1802. Repeal of special demonstration project.

Subtitle I—Additional Authorities

- Sec. 1901. Senior service scholarships.
- Sec. 1902. America's Promise: The Alliance for Youth.

Subtitle J—Title III (Points of Light Foundation)

- Sec. 1911. Purpose.
- Sec. 1912. Board of Directors.
- Sec. 1913. Grants to the Foundation.

Subtitle K—Amendments to Title V (Authorization of Appropriations)

- Sec. 1921. Authorization of appropriations.

TITLE II—AMENDMENTS TO THE DOMESTIC VOLUNTEER  
SERVICE ACT OF 1973

- Sec. 2001. References.

Subtitle A—Amendments to Title I (National Volunteer Antipoverty  
Programs)

- Sec. 2101. Purpose.
- Sec. 2102. Purpose of the VISTA program.
- Sec. 2103. Applications.
- Sec. 2104. Terms and periods of service.
- Sec. 2105. VISTA Literacy Corps.
- Sec. 2106. University Year for VISTA program.

Subtitle B—Amendments to Title II (National Senior Volunteer Corps)

- Sec. 2201. Change in name.
- Sec. 2202. Purpose.
- Sec. 2203. Grants and contracts for volunteer service projects.
- Sec. 2204. Foster Grandparent Program grants.

- Sec. 2205. Senior Companion Program grants.
- Sec. 2206. Technical amendments.
- Sec. 2207. Programs of national significance.
- Sec. 2208. Additional provisions.

Subtitle C—Amendments to Title IV (Administration and Coordination)

- Sec. 2301. Definitions.
- Sec. 2302. Protection against improper use.
- Sec. 2303. Income verification.
- Sec. 2304. Sections repealed.

Subtitle D—Amendments to Title V (Authorization of Appropriations)

- Sec. 2401. Authorization of appropriations for VISTA and other purposes..
- Sec. 2402. Authorization of appropriations for National Senior Service Corps.
- Sec. 2403. Administration and coordination.

TITLE III—AMENDMENTS TO OTHER LAWS

- Sec. 3101. Technical Amendment to Inspector General Act.

TITLE IV—TECHNICAL AMENDMENTS TO TABLES OF CONTENTS

- Sec. 4101. Amendments to the National and Community Service Act of 1990 table of contents.
- Sec. 4102. Amendments to the Domestic Volunteer Service Act of 1973 table of contents.

TITLE V—EFFECTIVE DATE

- Sec. 5101. Effective date.
- Sec. 5102. Service assignments and agreements.

1 **TITLE I—AMENDMENTS TO NA-**  
 2 **TIONAL AND COMMUNITY**  
 3 **SERVICE ACT OF 1990**

4 **SEC. 1001. REFERENCES.**

5 Except as otherwise specifically provided, whenever in  
 6 this title an amendment or repeal is expressed in terms  
 7 of an amendment to, or repeal of, a provision, the ref-  
 8 erence shall be considered to be made to a provision of  
 9 the National and Community Service Act of 1990 (42  
 10 U.S.C. 12501 et seq.).

1           **Subtitle A—Amendments to**  
2           **Subtitle A (General Provisions)**

3   **SEC. 1101. PURPOSES OF ACT.**

4           Section 2(b) (42 U.S.C. 12501(b)) is amended—

5                   (1) in paragraph (7), by striking “citizens;  
6                   and” and inserting “citizens;”;

7                   (2) in paragraph (8), by striking the period and  
8                   inserting a semicolon; and

9                   (3) by adding at the end the following:

10                   “(9) expand and strengthen service-learning  
11                   programs to improve the education of children and  
12                   youth and to maximize the benefits of national and  
13                   community service, in order to renew the ethic of  
14                   civic responsibility and the spirit of community  
15                   throughout the United States;

16                   “(10) support efforts to make the nonprofit sec-  
17                   tor more effective in meeting the unmet human, edu-  
18                   cational, environmental, and public safety needs of  
19                   the United States; and

20                   “(11) assist in coordinating and strengthening  
21                   Federal and other citizen service opportunities, in-  
22                   cluding opportunities for participation in homeland  
23                   security preparedness and response, other areas of  
24                   public and social service, and international service.”.

1 **SEC. 1102. DEFINITIONS.**

2 Section 101 (42 U.S.C. 12511) is amended—

3 (1) in paragraph (5), by striking “church or  
4 other”;

5 (2) in paragraph (13), by striking “section  
6 101(a) of the Higher Education Act of 1965” and  
7 inserting “sections 101(a) and 102(a)(1) of the  
8 Higher Education Act of 1965”;

9 (3) in paragraph (17)(B), by striking “program  
10 in which the participant is enrolled” and inserting  
11 “organization receiving assistance under the national  
12 service laws through which the participant is en-  
13 rolled in an approved national service position”; and

14 (4) in paragraph (21)—

15 (A) by striking “section 602(a)(1)” and in-  
16 serting “section 602(3)”; and

17 (B) by striking “20 U.S.C. 1401(a)(1)”  
18 and inserting “20 U.S.C. 1401(3)”.

19 **Subtitle B—Amendments to**  
20 **Subtitle B (Service-Learning)**

21 **SEC. 1201. SCHOOL-BASED ALLOTMENTS.**

22 Part I of subtitle B of title I (42 U.S.C. 12521 et  
23 seq.) is amended to read as follows:

1       **“PART I—PROGRAMS FOR ELEMENTARY AND**  
2                                   **SECONDARY STUDENTS**

3       **“SEC. 111. ASSISTANCE TO STATES AND INDIAN TRIBES.**

4           “(a) ALLOTMENTS TO STATES, TERRITORIES, AND  
5 INDIAN TRIBES.—The Corporation, in consultation with  
6 the Secretary of Education, may make allotments to State  
7 educational agencies, United States territories, and Indian  
8 tribes to pay for the Federal share of—

9                   “(1) planning and building the capacity within  
10 the State to implement service-learning programs  
11 that are based principally in elementary and sec-  
12 ondary schools, including—

13                           “(A) providing training for teachers, su-  
14 pervisors, personnel from community-based  
15 agencies (particularly with regard to the utiliza-  
16 tion of participants), and trainers, to be con-  
17 ducted by qualified individuals or organizations  
18 that have experience with service-learning;

19                           “(B) developing service-learning curricula,  
20 consistent with State or local student academic  
21 achievement standards, to be integrated into  
22 academic programs, including an age-appro-  
23 priate learning component that provides partici-  
24 pants an opportunity to analyze and apply their  
25 service experiences;

1           “(C) forming local partnerships described  
2           in paragraph (2) or (4) to develop school-based  
3           service-learning programs in accordance with  
4           this part;

5           “(D) devising appropriate methods for re-  
6           search and evaluation of the educational value  
7           of service-learning and the effect of service-  
8           learning activities on communities; and

9           “(E) establishing effective outreach and  
10          dissemination of information to ensure the  
11          broadest possible involvement of community-  
12          based agencies with demonstrated effectiveness  
13          in working with school-age youth in their com-  
14          munities;

15          “(2) implementing, operating, or expanding  
16          school-based service-learning programs, which may  
17          include paying for the cost of the recruitment, train-  
18          ing, supervision, placement, salaries, and benefits of  
19          service-learning coordinators, through distribution of  
20          Federal funds by State educational agencies made  
21          available under this part to projects operated by  
22          local partnerships among—

23                  “(A) local educational agencies or inde-  
24                  pendent schools; and

25                  “(B) 1 or more community partners that—

1                   “(i) shall include a public or private  
2                   nonprofit organization that—

3                   “(I) has a demonstrated expertise  
4                   in the provision of services to meet  
5                   unmet human, education, environ-  
6                   mental, or public safety needs; and

7                   “(II) will make projects available  
8                   for participants, who shall be stu-  
9                   dents; and

10                  “(ii) may include a private for-profit  
11                  business or private elementary or sec-  
12                  ondary school;

13                  “(3) planning of school-based service-learning  
14                  programs, through distribution by State educational  
15                  agencies of Federal funds made available under this  
16                  part to local educational agencies, which planning  
17                  may include paying for the cost of—

18                  “(A) the salaries and benefits of service-  
19                  learning coordinators; or

20                  “(B) the recruitment, training, supervision,  
21                  and placement of service-learning coordinators  
22                  who may be participants in a program under  
23                  subtitle C or receive a national service edu-  
24                  cational award under subtitle D,

1 who will identify the community partners described  
2 in paragraph (2)(B) and assist in the design and im-  
3 plementation of a program described in paragraph  
4 (2); or

5 “(4) implementing, operating, or expanding  
6 school-based service-learning programs to utilize  
7 service-learning to improve the education of stu-  
8 dents, through distribution by State educational  
9 agencies of Federal funds made available under this  
10 part to—

11 “(A) local educational agencies;

12 “(B) public or private nonprofit organiza-  
13 tions;

14 “(C) other educational agencies; or

15 “(D) partnerships or combinations of local  
16 educational agencies and entities described in  
17 subparagraphs (B) and (C).

18 “(b) DUTIES OF SERVICE-LEARNING COORDI-  
19 NATOR.—A service-learning coordinator referred to in  
20 paragraph (2) or (3) of subsection (a) shall provide serv-  
21 ices that may include—

22 “(1) providing technical assistance and informa-  
23 tion to, and facilitating the training of, teachers who  
24 want to use service-learning in their classrooms;

1           “(2) assisting local partnerships described in  
2           subsection (a) in the planning, development, and  
3           execution of service-learning projects; and

4           “(3) carrying out such other duties as the re-  
5           cipient of assistance under this part may determine  
6           to be appropriate.

7           “(c) **RELATED EXPENSES.**—An entity that receives  
8           financial assistance under this part may, in carrying out  
9           the activities described in subsection (a), use such assist-  
10          ance to pay for the Federal share of reasonable costs re-  
11          lated to the supervision of participants, program adminis-  
12          tration, transportation, insurance, and evaluations and for  
13          other reasonable expenses related to the activities.

14          **“SEC. 112. ALLOTMENTS.**

15          “(a) **INDIAN TRIBES AND TERRITORIES.**—Of the  
16          amounts appropriated to carry out this part for any fiscal  
17          year, the Corporation shall reserve an amount of not more  
18          than 3 percent for payments to Indian tribes, the United  
19          States Virgin Islands, Guam, American Samoa, and the  
20          Commonwealth of the Northern Mariana Islands, to be al-  
21          lotted in accordance with their respective needs.

22          “(b) **ALLOTMENTS THROUGH STATES.**—After reserv-  
23          ing amounts under subsection (a), the Corporation shall  
24          use the remainder of the funds appropriated to carry out  
25          this part for any fiscal year as follows:

1           “(1) ALLOTMENTS.—

2                   “(A) SCHOOL-AGE YOUTH.—From 50 per-  
3 cent of such remainder, the Corporation shall  
4 allot to each State an amount that bears the  
5 same ratio to 50 percent of such remainder as  
6 the number of school-age youth in the State  
7 bears to the total number of school-age youth of  
8 all States.

9                   “(B) ALLOCATION UNDER ELEMENTARY  
10 AND SECONDARY EDUCATION ACT OF 1965.—  
11 From 50 percent of such remainder, the Cor-  
12 poration shall allot to each State an amount  
13 that bears the same ratio to 50 percent of such  
14 remainder as the allocation to the State for the  
15 previous fiscal year under title I of the Elemen-  
16 tary and Secondary Education Act of 1965 (20  
17 U.S.C. 2711 et seq.) or its successor authority  
18 bears to such allocations to all States.

19                   “(2) DEFINITION.—Notwithstanding section  
20 101(26), for purposes of this subsection, the term  
21 ‘State’ means each of the several States, the District  
22 of Columbia, and the Commonwealth of Puerto Rico.

23                   “(c) REALLOTMENT.—If the Corporation determines  
24 that the allotment of a State or Indian tribe under this  
25 section will not be required for a fiscal year because the

1 State or Indian tribe does not submit an application for  
2 the allotment under section 113 that meets the require-  
3 ments of such section and such other requirements as the  
4 Chief Executive Officer may determine to be appropriate,  
5 the Corporation shall make any remainder of such allot-  
6 ment available for reallocation to such other States and  
7 Indian tribes, with approved applications submitted under  
8 section 113, as the Corporation may determine to be ap-  
9 propriate.”.

10 **“SEC. 113. APPLICATIONS.**

11 “An application for an allotment under this part shall  
12 include—

13 “(1) a proposal for a 3-year plan promoting  
14 service-learning, which shall contain such informa-  
15 tion as the Chief Executive Officer may reasonably  
16 require, including how the applicant will integrate  
17 service opportunities into the academic program of  
18 the participants;

19 “(2) information, when applicable, about the  
20 applicant’s efforts to—

21 “(A) include any opportunities for students  
22 enrolled in schools or other programs of edu-  
23 cation providing elementary or secondary edu-  
24 cation under State law to participate in service-  
25 learning programs and ensure that such service-

1 learning programs include opportunities for  
2 such students to serve together;

3 “(B) involve participants in the design and  
4 operation of the program;

5 “(C) promote service-learning in areas of  
6 greatest need, including low-income areas;

7 “(D) ensure that students of different  
8 ages, races, sexes, ethnic groups, disabilities,  
9 and economic backgrounds have opportunities  
10 to serve together; and

11 “(E) otherwise integrate service opportuni-  
12 ties into the academic program of the partici-  
13 pants; and

14 “(3) assurances that the applicant will comply  
15 with the nonduplication and nondisplacement re-  
16 quirements of section 177 and the grievance proce-  
17 dures required by section 176.

18 **“SEC. 114. CONSIDERATION OF APPLICATIONS.**

19 “In considering applications under this part, the Cor-  
20 poration shall use criteria that include those approved by  
21 the Board of Directors.

22 **“SEC. 115. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.**

23 “(a) FEDERAL SHARE.—

24 “(1) IN GENERAL.—The Federal share of the  
25 cost of carrying out a program for which a grant is

1 made under this part may not exceed 50 percent of  
2 the total cost of the program.

3 “(2) NON-FEDERAL CONTRIBUTION.—In pro-  
4 viding for the remaining share of the cost of car-  
5 rying out such a program, each recipient of a grant  
6 under this part—

7 “(A) shall provide for such share through  
8 a payment in cash or in kind, fairly evaluated,  
9 including facilities, equipment, or services; and

10 “(B) may provide for such share through  
11 State sources or local sources.

12 “(b) WAIVER.—The Chief Executive Officer may  
13 waive the requirements of subsection (a) in whole or in  
14 part with respect to any such program in any fiscal year  
15 if the Corporation determines that such a waiver would  
16 be equitable due to a lack of available financial resources  
17 at the local level.

18 **“SEC. 116. LIMITATIONS ON USES OF FUNDS.**

19 “Not more than 5 percent of the amount of assist-  
20 ance received by an applicant in a fiscal year may be used  
21 to pay for administrative costs, in accordance with such  
22 standards as the Corporation may issue.”.

23 **SEC. 1202. HIGHER EDUCATION PROVISIONS.**

24 Section 119 (42 U.S.C. 12561) is amended by strik-  
25 ing subsections (c) through (g) and inserting the following:

1           “(c) SPECIAL CONSIDERATION.—To the extent prac-  
2 ticable, the Corporation shall give special consideration to  
3 applications submitted by Historically Black Colleges and  
4 Universities, Hispanic-serving institutions, and Tribal Col-  
5 leges and Universities.

6           “(d) FEDERAL, STATE, AND LOCAL CONTRIBU-  
7 TIONS.—

8                   “(1) FEDERAL SHARE.—

9                           “(A) IN GENERAL.—The Federal share of  
10 the cost of carrying out a program for which a  
11 grant is made under this part may not exceed  
12 50 percent of the total cost of the program.

13                           “(B) NON-FEDERAL CONTRIBUTION.—In  
14 providing for the remaining share of the cost of  
15 carrying out such a program, each recipient of  
16 a grant under this part—

17                                   “(i) shall provide for such share  
18 through a payment in cash or in kind, fair-  
19 ly evaluated, including facilities, equip-  
20 ment, or services; and

21                                   “(ii) may provide for such share  
22 through State sources or local sources.

23                   “(2) WAIVER.—The Chief Executive Officer  
24 may waive the requirements of subsection (a) in  
25 whole or in part with respect to any such program

1 in any fiscal year if the Corporation determines that  
2 such a waiver would be equitable due to a lack of  
3 available financial resources at the local level.

4 “(e) APPLICATION FOR GRANT.—

5 “(1) SUBMISSION.—To receive a grant or enter  
6 into a contract under this part, an applicant shall  
7 prepare, submit to the Corporation, and obtain ap-  
8 proval of, an application at such time, in such man-  
9 ner, and containing such information and assurances  
10 as the Corporation may reasonably require. In re-  
11 questing applications for assistance under this part,  
12 the Corporation shall specify such required informa-  
13 tion and assurances.

14 “(2) CONTENTS.—An application submitted  
15 under paragraph (1) shall contain, at a minimum—

16 “(A) assurances that—

17 “(i) prior to the placement of a partic-  
18 ipant, the applicant will consult with the  
19 appropriate local labor organization, if any,  
20 representing employees in the area who are  
21 engaged in the same or similar work as  
22 that proposed to be carried out by such  
23 program, to prevent the displacement and  
24 protect the rights of such employees; and

1                   “(ii) the applicant will comply with  
2                   the nonduplication and nondisplacement  
3                   provisions of section 177 and the grievance  
4                   procedures required by section 176; and

5                   “(B) such other assurances as the Chief  
6                   Executive Officer may reasonably require.

7                   “(f) PRIORITY.—In making grants and entering into  
8                   contracts under subsection (b), the Corporation shall give  
9                   priority to applicants that submit applications containing  
10                  proposals that—

11                  “(1) demonstrate the commitment of the insti-  
12                  tution of higher education, other than by dem-  
13                  onstrating the commitment of the students, to sup-  
14                  porting the community service projects carried out  
15                  under the program;

16                  “(2) specify the manner in which the institution  
17                  will promote faculty, administration, and staff par-  
18                  ticipation in the community service projects;

19                  “(3) specify the manner in which the institution  
20                  will provide service to the community through orga-  
21                  nized programs, including, where appropriate, clin-  
22                  ical programs for students in professional schools;

23                  “(4) describe any partnership that will partici-  
24                  pate in the community service projects, such as a  
25                  partnership comprised of—

1                   “(A) the institution;

2                   “(B)(i) a community-based agency;

3                   “(ii) a local government agency; or

4                   “(iii) a non-profit entity that serves or in-

5                   volves school-age youth or older adults; and

6                   “(C) a student organization;

7                   “(5) demonstrate community involvement in the

8                   development of the proposal;

9                   “(6) describe research designed to identify best

10                  practices and other methods to improve service-

11                  learning;

12                  “(7) specify that the institution will use such

13                  assistance to strengthen the service infrastructure in

14                  institutions of higher education; or

15                  “(8) with respect to projects involving delivery

16                  of services, specify projects that involve leadership

17                  development of school aged youth.

18                  “(g)        DEFINITION.—Notwithstanding        section

19                  101(29), as used in this part, the term “student” means

20                  an individual who is enrolled in an institution of higher

21                  education on a full- or part-time basis.

22                  “(h) FEDERAL WORK-STUDY.—To be eligible for as-

23                  sistance under this part, an institution of higher education

24                  must demonstrate that it meets the minimum require-

25                  ments under section 443(b)(2)(B) of the Higher Edu-

1 cation Act of 1965 (42 U.S.C. 2753(b)(2)(B)) relating to  
2 the participation of Federal Work-Study students in com-  
3 munity service activities, or has received a waiver of those  
4 requirements from the Secretary of Education.”.

5 **SEC. 1203. COMMUNITY-BASED PROGRAMS, TRAINING, AND**  
6 **OTHER INITIATIVES.**

7 Subtitle B of title I (42 U.S.C. 12521 et seq.) is  
8 amended by adding after part II the following new part:

9 **“PART III—COMMUNITY-BASED PROGRAMS,**  
10 **TRAINING, AND OTHER INITIATIVES**

11 **“SEC. 120. COMMUNITY-BASED PROGRAMS, TRAINING, AND**  
12 **OTHER INITIATIVES.**

13 “(a) **METHODS OF SUPPORTING ACTIVITIES.**—From  
14 the funds appropriated to carry out this part for a fiscal  
15 year, the Corporation may make grants to, or enter into  
16 contracts or cooperative agreements with, eligible entities.

17 “(b) **ELIGIBLE ENTITIES.**—Eligible entities under  
18 this part are public or private nonprofit organizations,  
19 State education agencies, State commissions on national  
20 and community service, institutions of higher education,  
21 and consortia of such entities.

22 “(c) **AUTHORIZED ACTIVITIES.**—Funds appropriated  
23 to carry out this part may be used to—

24 “(1) conduct community-based programs that  
25 provide for meaningful human, educational, environ-

1 mental, or public safety service by school-age partici-  
2 pants;

3 “(2) provide training or technical assistance to  
4 support service-learning;

5 “(3) involve students in emergency prepared-  
6 ness and homeland security activities;

7 “(4) promote the recognition of students who  
8 perform outstanding community service and schools  
9 that have implemented outstanding service-learning  
10 programs; and

11 “(5) carry out demonstration programs, re-  
12 search, and evaluation related to service-learning.

13 “(d) LIMITATION ON FEDERAL SHARE OF COMMU-  
14 NITY-BASED PROGRAM COSTS.—

15 “(1) IN GENERAL.—Except as provided in para-  
16 graph (4), the Federal share of the cost of carrying  
17 out a program for which a grant is made under this  
18 part may not exceed 50 percent of the total cost of  
19 the program.

20 “(2) NON-FEDERAL CONTRIBUTION.—In pro-  
21 viding for the remaining share of the cost of car-  
22 rying out such a program, each recipient of assist-  
23 ance under this part—

1           “(A) shall provide for such share through  
2           a payment in cash or in kind, fairly evaluated,  
3           including facilities, equipment, or services; and

4           “(B) may provide for such share through  
5           State sources or local sources.

6           “(3) WAIVER.—The Chief Executive Officer  
7           may waive the requirements of paragraph (1) in  
8           whole or in part with respect to any such program  
9           in any fiscal year if the Corporation determines that  
10          such a waiver would be equitable due to a lack of  
11          available financial resources at the local level.

12          “(4) EXEMPTION.—The requirements in para-  
13          graph (1) shall not apply to entities that receive a  
14          grant or enter into a cooperative agreement or con-  
15          tract to provide training or technical assistance, rec-  
16          ognition, demonstration, research, or evaluation  
17          under this part.”.

18 **SEC. 1204. SERVICE-LEARNING CLEARINGHOUSE.**

19          Subtitle B of title I (42 U.S.C. 12521 et seq.) is  
20          amended—

21                 (1) in part I, by striking subpart C; and

22                 (2) by adding after part III (as added by sec-  
23          tion 1203) the following new part:

1                                   **“PART IV—CLEARINGHOUSE**

2   **“SEC. 120A. SERVICE-LEARNING CLEARINGHOUSE.**

3           “(a) IN GENERAL.—The Corporation shall provide fi-  
4 nancial assistance, from funds appropriated to carry out  
5 subtitle H, to organizations described in subsection (b) to  
6 establish a clearinghouse, which shall carry out activities,  
7 either directly or by arrangement with another such orga-  
8 nization, with respect to information about service-learn-  
9 ing.

10          “(b) PUBLIC OR PRIVATE NONPROFIT ORGANIZA-  
11 TIONS.—Public or private nonprofit organizations that  
12 have extensive experience with service-learning, including  
13 use of adult volunteers to foster service-learning, shall be  
14 eligible to receive assistance under subsection (a).

15          “(c) FUNCTION OF CLEARINGHOUSE.—An organiza-  
16 tion that receives assistance under subsection (a) may—

17               “(1) assist entities carrying out State or local  
18 service-learning programs with needs assessments  
19 and planning;

20               “(2) conduct research and evaluations con-  
21 cerning service-learning;

22               “(3)(A) provide leadership development and  
23 training to State and local service-learning program  
24 administrators, supervisors, service sponsors, and  
25 participants; and

1           “(B) provide training to persons who can pro-  
2           vide the leadership development and training de-  
3           scribed in subparagraph (A);

4           “(4) facilitate communication among entities  
5           carrying out service-learning programs and partici-  
6           pants in such programs;

7           “(5) provide information, curriculum materials,  
8           and technical assistance relating to planning and op-  
9           eration of service-learning programs, to States and  
10          local entities eligible to receive financial assistance  
11          under this title;

12          “(6) provide information regarding methods to  
13          make service-learning programs accessible to individ-  
14          uals with disabilities;

15          “(7)(A) gather and disseminate information on  
16          successful service-learning programs, components of  
17          such successful programs, innovative youth skills  
18          curricula related to service-learning, and service-  
19          learning projects; and

20          “(B) coordinate the activities of the Clearing-  
21          house with appropriate entities to avoid duplication  
22          of effort;

23          “(8) make recommendations to State and local  
24          entities on quality controls to improve the quality of  
25          service-learning programs;

1           “(9) assist organizations in recruiting, screen-  
2           ing, and placing service-learning coordinators; and

3           “(10) carry out such other activities as the  
4           Chief Executive Officer determines to be appro-  
5           priate.”.

6           **Subtitle C—Amendments to Sub-**  
7           **title C (National Service Trust**  
8           **Program)**

9           **SEC. 1301. PROHIBITION ON GRANTS TO FEDERAL AGEN-**  
10           **CIES; LIMITS ON CORPORATION COSTS.**

11           Section 121 (42 U.S.C. 12571) is amended—

12           (1) in subsection (b)—

13                   (A) in the heading, by inserting “RESTRIC-  
14                   TIONS ON” before “AGREEMENTS WITH FED-  
15                   ERAL AGENCIES”;

16                   (B) in paragraph (1)—

17                           (i) in the first sentence by striking  
18                           “by the agency.” and inserting “by the  
19                           agency, including programs under the Pub-  
20                           lic Lands Corps and Urban Youth Corps  
21                           as described in section 122(a)(2).”; and

22                           (ii) by striking the second sentence;

23                   (C) by striking paragraph (2) and insert-  
24           ing the following:

1           “(2) PROHIBITION ON GRANTS.—The Corpora-  
2           tion may not provide a grant under this section to  
3           a Federal agency.”; and

4                   (D) in paragraph (3)—

5                           (i) by striking “receiving assistance  
6                           under this subsection” and inserting “op-  
7                           erating a national service program”; and

8                           (ii) by striking “using such assist-  
9                           ance”;

10           (2) in subsection (c)—

11                   (A) in the matter preceding paragraph (1),  
12                   by striking “assistance under subsections (a)  
13                   and (b)” and inserting “assistance under sub-  
14                   section (a), or in conjunction with approving  
15                   member-based national service positions under  
16                   section 129A”;

17                   (B) in paragraph (1), by striking “carried  
18                   out using such assistance” and inserting “car-  
19                   ried out using such assistance or in national  
20                   service positions approved under section 129A”;  
21                   and

22                   (C) in paragraph (2)(B), by striking “to be  
23                   provided” and inserting “to be provided or oth-  
24                   erwise approved”; and

25           (3) in subsection (d)—

1 (A) in paragraph (1), by striking “or (b)”;  
2 and  
3 (B) in paragraph (2)(A), by striking “or  
4 (b)”.

5 **SEC. 1302. E-CORPS AND TECHNICAL AMENDMENTS TO**  
6 **TYPES OF PROGRAMS.**

7 Section 122 (42 U.S.C. 12572) is amended—

8 (1) in subsection (a)—

9 (A) in the material preceding paragraph  
10 (1), by striking “and each Federal agency re-  
11 ceiving assistance under section 121(b)”;

12 (B) in paragraph (9), by striking “between  
13 the ages of 16 and 24” and inserting “between  
14 the ages of 16 and 25”;

15 (C) by redesignating paragraph (15) as  
16 paragraph (17); and

17 (D) by inserting after paragraph (14) the  
18 following:

19 “(15) An E-Corps program that involves par-  
20 ticipants who provide service in a community by de-  
21 veloping and assisting in carrying out technology  
22 programs.

23 “(16) A program that engages citizens in public  
24 safety, public health, and disaster relief and pre-  
25 paredness.”;

1           (2) in subsection (c)(1)(A), by striking “sub-  
2           section (b) or (d) of”; and

3           (3) by adding at the end the following:

4           “(d) HIGH SCHOOL DEGREE REQUIRED FOR TU-  
5 TORS.—The Corporation shall require that recipients of  
6 assistance under the national service laws to operate tutor-  
7 ing programs involving elementary or secondary school  
8 students shall certify that individuals serving in approved  
9 national service positions as tutors in such programs have  
10 obtained their high school diploma or its equivalent, or are  
11 enrolled in a program leading to their obtaining a high  
12 school diploma or its equivalent.

13          “(e) LITERACY PROGRAMS.—

14           “(1) PROGRAMS.—Literacy programs that re-  
15 ceive assistance under the national service laws shall  
16 be based on scientifically based reading research and  
17 provide instruction based on the essential compo-  
18 nents of reading instruction as defined in section  
19 1208 of the “No Child Left behind Act of 2001”  
20 (Public Law 107–110).

21           “(2) TRAINING REQUIRED FOR READING TU-  
22 TORS.—The Corporation shall require that recipients  
23 of assistance under the national service laws to oper-  
24 ate tutoring in reading programs shall, in providing  
25 training to participants serving in approved national

1 service positions as tutors, incorporate the rec-  
2 ommendations of the National Reading Panel and  
3 research from the National Institute of Child Health  
4 and Human Development under the auspices of the  
5 National Institutes of Health.

6 “(f) CITIZENSHIP TRAINING.—The Corporation shall  
7 establish requirements for recipients of assistance under  
8 the national service laws relating to the promotion of citi-  
9 zenship and civic engagement, that are consistent with the  
10 principles on which citizenship programs administered by  
11 the Immigration and Naturalization Service are based,  
12 among individuals enrolled in approved national service  
13 positions.”.

14 “(g) OATH.—Any oath given under the national serv-  
15 ice laws shall be consistent with the principles in the Fed-  
16 eral oath of office as provided in 5 U.S.C. 3331.

17 **SEC. 1303. TYPES OF POSITIONS.**

18 Section 123 (42 U.S.C. 12573) is amended—

19 (1) in paragraph (1), by striking “subsection  
20 (a) or (b) of section 121” and inserting “section  
21 121(a)”;

22 (2) in paragraph (2)(A), by striking “, or a  
23 Federal agency”; and

24 (3) in paragraph (5), by inserting “National”  
25 before “Civilian Community Corps”.

1 **SEC. 1304. TRAINING AND TECHNICAL ASSISTANCE.**

2 Section 125 (42 U.S.C. 12575) is amended—

3 (1) in subsection (a)(1), by striking “national  
4 service programs assisted under section 121” and in-  
5 serting “programs assisted under the national serv-  
6 ice laws”;

7 (2) in subsection (b), in the matter preceding  
8 paragraph (1), by striking “described in section  
9 121” and inserting “assisted under the national  
10 service laws”; and

11 (3) in subsection (b)(2), by striking “provided  
12 under such section” and inserting “provided under  
13 the national service laws”.

14 **SEC. 1305. ASSISTANCE TO STATE COMMISSIONS; CHAL-**  
15 **LENCE GRANTS.**

16 Section 126 (42 U.S.C. 12576) is amended—

17 (1) in subsection (a)—

18 (A) in paragraph (1), by striking  
19 “\$125,000 and \$750,000” and inserting  
20 “\$200,000 and \$1,000,000”; and

21 (B) by striking paragraph (2) and insert-  
22 ing the following:

23 “(2) **MATCHING REQUIREMENT.**—In making  
24 grants to a State under this subsection, the Cor-  
25 poration shall require the State to provide matching  
26 funds in the following amounts:

1           “(A) FIRST \$100,000.—For the first  
2 \$100,000 of grant amounts provided by the  
3 Corporation, a State shall not be required to  
4 provide matching funds.

5           “(B) AMOUNTS GREATER THAN \$100,000.—  
6 For grant amounts of more than \$100,000 and  
7 not exceeding \$200,000 provided by the Cor-  
8 poration, a State shall provide \$1 from non-  
9 Federal sources for every \$2 provided by the  
10 Corporation.

11           “(C) AMOUNTS GREATER THAN \$200,000.—  
12 For grant amounts of more than \$200,000 pro-  
13 vided by the Corporation, a State shall provide  
14 \$1 from non-Federal sources for every \$1 pro-  
15 vided by the Corporation.”; and

16 (2) in subsection (c)—

17           (A) in paragraph (1), by striking “to na-  
18 tional service programs that receive assistance  
19 under section 121” and inserting “to programs  
20 supported under the national service laws that  
21 expand service and volunteering by increasing  
22 and strengthening the capacity of community-  
23 based organizations, including through the use  
24 of regional organizations that facilitate the in-  
25 volvement of small community groups, or by

1 promoting high-quality teaching programs serv-  
2 ing low-income students”; and

3 (B) by striking paragraph (3) and insert-  
4 ing the following:

5 “(3) AMOUNT OF ASSISTANCE.—A challenge  
6 grant under this subsection may provide, for an ini-  
7 tial 3-year grant period, not more than \$1 of assist-  
8 ance under this subsection for each \$1 in cash raised  
9 from private sources by the program supported  
10 under the national service laws in excess of amounts  
11 required to be provided by the program to satisfy  
12 matching funds requirements. After an initial 3-year  
13 grant period, grants under this subsection may pro-  
14 vide not more than \$1 of assistance for each \$2 in  
15 cash raised from private sources by the program in  
16 excess of amounts required to be provided by the  
17 program to satisfy matching funds requirements.  
18 The Corporation may permit the use of local or  
19 State funds as matching funds if the Corporation  
20 determines that such use would be equitable due to  
21 a lack of available private funds at the local level.  
22 The Corporation shall establish a ceiling on the  
23 amount of assistance that may be provided to a na-  
24 tional service program under this subsection.”.

1 **SEC. 1306. ALLOCATION OF ASSISTANCE TO STATES AND**  
2 **OTHER ELIGIBLE ENTITIES.**

3 Section 129 (42 U.S.C. 12581) is amended to read  
4 as follows:

5 **“SEC. 129. PROVISION OF ASSISTANCE AND APPROVED NA-**  
6 **TIONAL SERVICE POSITIONS.**

7 “(a) 1-PERCENT ALLOTMENT FOR CERTAIN TERRI-  
8 TORIES.—Of the funds allocated by the Corporation for  
9 provision of assistance under section 121(a) for a fiscal  
10 year, the Corporation shall reserve 1 percent for grants  
11 to the United States Virgin Islands, Guam, American  
12 Samoa, and the Commonwealth of the Northern Mariana  
13 Islands upon approval by the Corporation of an applica-  
14 tion submitted under section 130. The amount allotted as  
15 a grant to each such territory under this subsection for  
16 a fiscal year shall be equal to the amount that bears the  
17 same ratio to 1 percent of the allocated funds for that  
18 fiscal year as the population of the territory bears to the  
19 total population of such territories.

20 “(b) 1-PERCENT ALLOTMENT FOR INDIAN  
21 TRIBES.—Of the funds allocated by the Corporation for  
22 provision of assistance under section 121(a) for a fiscal  
23 year, the Corporation shall reserve at least 1 percent for  
24 grants to Indian tribes, to be allotted by the Corporation  
25 on a competitive basis in accordance with their respective  
26 needs.

1       “(c) UP TO 20 PERCENT ALLOTMENT FOR NA-  
2 TIONAL GRANTS.—Of the funds allocated by the Corpora-  
3 tion for provision of assistance under section 121(a) for  
4 a fiscal year, the Corporation shall reserve up to 20 per-  
5 cent for grants to nonprofit organizations to operate a pro-  
6 gram in 2 or more States.

7       “(d) AT LEAST 35 PERCENT ALLOTMENT FOR  
8 STATE COMPETITIVE GRANTS.—Of the funds allocated by  
9 the Corporation for provision of assistance under sub-  
10 section (a) of section 121 for a fiscal year, the Corporation  
11 shall reserve at least 35 percent for innovative grants to  
12 States on a competitive basis.

13       “(e) 45 PERCENT TO CERTAIN STATES ON FORMULA  
14 BASIS.—

15               “(1) GRANTS.—Of the funds allocated by the  
16 Corporation for provision of assistance under sub-  
17 section (a) of section 121 for a fiscal year, the Cor-  
18 poration shall make a grant to each of the several  
19 States, the District of Columbia, and the Common-  
20 wealth of Puerto Rico that submits an application  
21 under section 130 that is approved by the Corpora-  
22 tion.

23               “(2) ALLOTMENTS.—The amount allotted as a  
24 grant to each such State under this subsection for  
25 a fiscal year shall be equal to the amount that bears

1 the same ratio to 45 percent of the allocated funds  
2 for that fiscal year as the population of the State  
3 bears to the total population of the several States,  
4 the District of Columbia, and the Commonwealth of  
5 Puerto Rico, in compliance with paragraph (3).

6 “(3) MINIMUM AMOUNT.—Notwithstanding  
7 paragraph (2), the minimum grant made available to  
8 each State approved by the Corporation under para-  
9 graph (1) for each fiscal year must be at least  
10 \$500,000.

11 “(4) ADJUSTMENTS.—The Chief Executive Of-  
12 ficer shall adjust the amounts otherwise determined  
13 by the formula described in subsection (e) to ensure  
14 that each State has an opportunity to receive an  
15 amount necessary to maintain the State’s fiscal year  
16 2002 level of AmeriCorps program activities funded  
17 under section 129 and under subtitle H.

18 “(f) EFFECT OF FAILURE TO APPLY.—If a State or  
19 territory fails to apply for, or fails to give notice to the  
20 Corporation of its intent to apply for an allotment under  
21 this section, the Corporation may use the amount that  
22 would have been allotted under this section to the State  
23 or territory to—

24 “(1) make grants (and provide approved na-  
25 tional service positions in connection with such

1 grants) to other eligible entities under section 121  
2 that propose to carry out national service programs  
3 in the State or territory; and

4 “(2) make a reallocation to other States and  
5 territories with approved applications submitted  
6 under section 130.

7 “(g) APPLICATION REQUIRED.—The allotment of as-  
8 sistance and approved national service positions to a re-  
9 cipient under this section shall be made by the Corpora-  
10 tion only pursuant to an application submitted by a State  
11 or other applicant under section 130.

12 “(h) APPROVAL OF POSITIONS SUBJECT TO AVAIL-  
13 ABLE FUNDS.—The Corporation may not approve posi-  
14 tions as approved national service positions under this  
15 subtitle for a fiscal year in excess of the number of such  
16 positions for which the Corporation has sufficient available  
17 funds in the National Service Trust for that fiscal year,  
18 taking into consideration funding needs for national serv-  
19 ice educational awards under subtitle D based on com-  
20 pleted service. If appropriations are insufficient to provide  
21 the maximum allowable national service educational  
22 awards under subtitle D for all eligible participants, the  
23 Corporation is authorized to make necessary and reason-  
24 able adjustments to program rules.

1           “(i) SPONSORSHIP OF APPROVED NATIONAL SERV-  
2 ICE POSITIONS.—

3                   “(1) SPONSORSHIP AUTHORIZED.—The Cor-  
4 poration may enter into agreements with persons or  
5 entities who offer to sponsor national service posi-  
6 tions for which the person or entity will be respon-  
7 sible for supplying the funds necessary to provide a  
8 national service educational award. The distribution  
9 of these approved national service positions shall be  
10 made pursuant to the agreement, and the creation  
11 of these positions shall not be taken into consider-  
12 ation in determining the number of approved na-  
13 tional service positions to be available for distribu-  
14 tion under this section.

15                   “(2) DEPOSIT OF CONTRIBUTION.—Funds pro-  
16 vided pursuant to an agreement under paragraph  
17 (1) shall be deposited in the National Service Trust  
18 established in section 145 until such time as the  
19 funds are needed.

20                   “(j) RESERVATION OF FUNDS FOR SPECIAL ASSIST-  
21 ANCE.—From amounts appropriated for a fiscal year pur-  
22 suant to the authorization of appropriations in section  
23 501(a)(2) and subject to the limitation in such section,  
24 the Corporation may reserve such amount as the Corpora-

1 tion considers to be appropriate for the purpose of making  
2 assistance available under sections 125 and 126.

3 “(k) RESERVATION OF FUNDS TO INCREASE THE  
4 PARTICIPATION OF INDIVIDUALS WITH DISABILITIES.—  
5 From amounts appropriated for a fiscal year pursuant to  
6 the authorization of appropriations in section 501(a)(2)  
7 and subject to the limitation in such section, the Chief  
8 Executive Officer shall reserve an amount that is not less  
9 than 1 percent of such amount (except that the amount  
10 reserved may not exceed \$10,000,000), in order to make  
11 grants to public or private nonprofit organizations to in-  
12 crease the participation of individuals with disabilities in  
13 national service and for demonstration activities in fur-  
14 therance of this purpose.”.

15 **SEC. 1307. ADDITIONAL AUTHORITY.**

16 Subtitle C of title I (42 U.S.C. 12571 et seq.) is  
17 amended by inserting after section 129 the following new  
18 sections:

19 **“SEC. 129A. PILOT AUTHORITY FOR MEMBER-BASED NA-  
20 TIONAL SERVICE POSITIONS.**

21 “(a) AUTHORITY.—The Corporation may, on a pilot  
22 basis, reserve up to 5 percent of the funds allocated by  
23 the Corporation for provision of assistance under sub-  
24 section (a) of section 121 for a fiscal year to test new  
25 approaches to increasing and diversifying opportunities to

1 serve in approved national service positions in commu-  
2 nities throughout the United States, including allowing in-  
3 dividuals to serve in such positions other than through  
4 program operational grants under this subtitle.

5       “(b) COMPETITIVE SELECTION OF ELIGIBLE ENTI-  
6 TIES.—The Corporation may, each fiscal year, after mak-  
7 ing selections on a competitive basis, provide funds au-  
8 thorized under subsection (a) to not more than 15 State  
9 commissions on national and community service and other  
10 entities eligible for assistance under subsection (a) of sec-  
11 tion 121.

12       “(c) REQUIREMENTS.—To receive a grant under this  
13 section, an eligible entity must demonstrate that it—

14               “(1) satisfies qualification criteria established  
15 by the Corporation, including standards relating to  
16 organizational capacity, financial management, and  
17 programmatic oversight, that are designed to ensure  
18 that Federal funds are managed in accordance with  
19 all applicable requirements, and that service activi-  
20 ties subject to its oversight comply with all applica-  
21 ble restrictions;

22               “(2) is meeting accountability requirements  
23 under section 186;

24               “(3) has mechanisms to ensure compliance with  
25 sections 132, 174, and 175;

1           “(4) will approve sites for placement of partici-  
2 pants in a manner that achieves the purposes of this  
3 section;

4           “(5) will oversee no more than 5 participants at  
5 each site; and

6           “(6) will comply with matching funds require-  
7 ments set by the Corporation, unless the Corpora-  
8 tion determines that the reasonable and necessary  
9 costs of carrying out the approved activity signifi-  
10 cantly exceed the amount of assistance provided by  
11 the Corporation.

12          “(d) DURATION.—An agreement to support activities  
13 under this section shall be for a period not to exceed 3  
14 years.

15          “(e) ACCOUNTABILITY.—

16           “(1) The Corporation shall consult with its In-  
17 spector General, State commissions on national and  
18 community service, and national and State accred-  
19 iting agencies in developing methods of ensuring and  
20 improving accountability in the pilot initiatives  
21 under this section, including the areas of financial  
22 management and participant management.

23           “(2) If an eligible entity fails to comply with ac-  
24 countability measures applicable to this section, it

1 shall be ineligible to receive a grant under this sec-  
2 tion for at least 5 years.

3 “(f) REPORTS TO CONGRESS.—The Corporation shall  
4 report to Congress, on an annual basis, on activities un-  
5 dertaken, and outcomes achieved, under this pilot author-  
6 ity.”.

7 **“SEC. 129B. EDUCATION AWARDS PROGRAM.**

8 “(a) GENERAL.—From amounts appropriated for a  
9 fiscal year to provide financial assistance under this sub-  
10 title and consistent with the restriction in subsection (b),  
11 the Corporation may provide operational assistance to pro-  
12 grams that receive approved national service positions but  
13 do not receive funds under section 121(a).

14 “(b) LIMIT ON CORPORATION GRANT FUNDS.—  
15 Operational support under this section may not exceed  
16 \$600 per individual enrolled in an approved national serv-  
17 ice position.

18 “(c) INAPPLICABLE PROVISIONS.—The following pro-  
19 visions shall not apply to programs funded under this sec-  
20 tion:

21 “(1) The limitation on administrative costs  
22 under section 121(d).

23 “(2) The matching funds requirements under  
24 sections 121(e) and 140.

1           “(3) The living allowance and other benefits  
2           under sections 131(e) and section 140 (other than  
3           individualized support services for disabled members  
4           under section 140(f)).

5   **“SEC. 129C. FIXED AMOUNT GRANTS.**

6           “(a) GENERAL.—Subject to the limitations in this  
7           section, the Corporation may, upon making a determina-  
8           tion described in subsection (b), approve a fixed amount  
9           grant that is not subject to the Office of Management and  
10          Budget cost principles and related financial recordkeeping  
11          requirements.

12          “(b) DETERMINATION.—Before approving a fixed  
13          amount grant, the Corporation must determine that—

14                  “(1) the reasonable and necessary costs of car-  
15                  rying out the terms of the grant significantly exceed  
16                  the amount of assistance provided by the Corpora-  
17                  tion; or

18                  “(2) based on the nature or design of the grant,  
19                  any assistance provided by the Corporation can be  
20                  reasonably presumed to be expended on reasonable  
21                  and necessary costs.

22          “(c) FIXED AMOUNT GRANT ELECTION BY FORMULA  
23          RECIPIENTS.—A recipient of a grant under subsection (a)  
24          or (e) of section 129 may, after making the determination

1 described in subsection (b), elect to make subgrants as  
2 fixed amount grants.

3 “(d) FIXED AMOUNT GRANT DESIGNATION FOR  
4 COMPETITIVE RECIPIENTS.—The Chief Executive Officer  
5 may, after making the determination described in sub-  
6 section (b), make competitive grants under section 129 as  
7 fixed amount grants.”.

8 **SEC. 1308. STATE SELECTION OF PROGRAMS.**

9 Section 130 (42 U.S.C. 12582) is amended—

10 (1) in subsection (a), by striking “to be carried  
11 out using the assistance” and all that follows  
12 through “or Federal agency” and inserting “, an ap-  
13 plicant”;

14 (2) in subsection (c)(1), by striking “jobs or”;

15 (3) in subsection (e)—

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

17 (B) by redesignating paragraph (3) as  
18 paragraph (2);

19 (4) in subsection (f)—

20 (A) in paragraph (1), by striking “a pro-  
21 gram applicant” and inserting “an applicant”;

22 (B) in paragraph (2)—

23 (i) in the heading, by striking “PRO-  
24 GRAM APPLICANT” and inserting “APPLI-  
25 CANT”; and

1 (ii) by striking “program applicant”  
2 and inserting “applicant”; and

3 (C) by striking “institution of higher edu-  
4 cation, or Federal agency” and inserting “or in-  
5 stitution of higher education” each place it ap-  
6 pears; and

7 (5) in subsection (g), by striking the period and  
8 inserting “or is already receiving financial assistance  
9 from the Corporation.”.

10 **SEC. 1309. CONSIDERATION OF APPLICATIONS.**

11 Section 133 (42 U.S.C. 12585) is amended—

12 (1) in subsection (b)(2)(B), by striking “jobs  
13 or”;

14 (2) in subsection (c), by redesignating para-  
15 graph (8) as paragraph (9) and inserting after para-  
16 graph (7) the following:

17 “(8) If applicable, as determined by the Cor-  
18 poration, the extent to which the program generates  
19 the involvement of volunteers.”; and

20 (3) in subsection (d)—

21 (A) in paragraph (2)—

22 (i) by striking subparagraphs (A) and  
23 (G), and redesignating subparagraphs (B)  
24 through (F) as subparagraphs (A) through  
25 (E), respectively;

- 1 (ii) in subparagraph (D) (as so redesi-
- 2 gnated), by adding “and” at the end; and
- 3 (iii) in subparagraph (E) (as so redesi-
- 4 gnated), by striking “; and” and inserting
- 5 a period; and
- 6 (B) by striking paragraph (4).

7 **SEC. 1310. DESCRIPTION OF PARTICIPANTS.**

8 Section 137 (42 U.S.C. 12591) is amended—

9 (1) in subsection (a)—

10 (A) by striking paragraphs (3);

11 (B) by redesignating paragraphs (4), (5),  
12 and (6) as paragraphs (3), (4), and (5) respec-  
13 tively; and

14 (2) in subsection (b)—

15 (A) in paragraph (1), by striking “para-  
16 graph (4)” and inserting “paragraph (3)”; and

17 (B) in paragraph (2), by striking “between  
18 the ages of 16 and 25” and inserting “a 16-  
19 year-old out of school youth or an individual be-  
20 tween the ages of 17 and 25”; and

21 (3) by striking subsection (c) and inserting the  
22 following:

23 “(c) SELF-CERTIFICATION AND WAIVER.—The Cor-  
24 poration may—

1           “(1) consider an individual as having satisfied  
2           the requirement of subsection (a)(4) if the individual  
3           informs the Corporation that such requirement has  
4           been satisfied; or

5           “(2) waive the requirements of subsection  
6           (a)(4) with respect to an individual if the program  
7           in which the individual seeks to become a participant  
8           conducts an independent evaluation demonstrating  
9           that the individual is incapable of obtaining a high  
10          school diploma or its equivalent.”.

11 **SEC. 1311. REFERENCE TO FEDERAL AGENCY.**

12          Section 138(a) is amended by striking “Federal agen-  
13          cy,”.

14 **SEC. 1312. TERMS OF SERVICE.**

15          Section 139 (42 U.S.C. 12593) is amended—

16                 (1) in subsection (b)(1), by striking “not less  
17                 than 9 months and”;

18                 (2) in subsection (b)(2), by striking “during a  
19                 period of—” and all that follows and inserting “dur-  
20                 ing a period of not more than 2 years.”; and

21                 (3) in subsection (c)—

22                         (A) in paragraph (1)(A), by striking “as  
23                         demonstrated by the participant” and inserting  
24                         “as determined by the organization responsible  
25                         for granting a release, if the participant has

1 otherwise performed satisfactorily and has com-  
2 pleted at least 15 percent of the original term  
3 of service”;

4 (B) in paragraph (2)(A), by striking “pro-  
5 vide to the participant that portion of the na-  
6 tional service educational award” and inserting  
7 “certify the participant’s eligibility for that por-  
8 tion of the national service educational award”;  
9 and

10 (C) in paragraph (2)(B), by striking “to  
11 allow return to the program with which the in-  
12 dividual was serving in order”.

13 **SEC. 1313. ADJUSTMENTS TO LIVING ALLOWANCE.**

14 Section 140 (42 U.S.C. 12594) is amended—

15 (1) in subsection (a)—

16 (A) in paragraph (1), by striking “para-  
17 graph (3)” and inserting “paragraphs (3) and  
18 (4)”;

19 (B) by redesignating paragraphs (4), (5),  
20 and (6) as paragraphs (5), (6), and (7), respec-  
21 tively; and

22 (C) by inserting after paragraph (3) the  
23 following:

24 “(4) **ADJUSTMENT FOR FEDERAL WORK-STUDY**  
25 **STUDENTS.**—The living allowance that may be pro-

1 vided to an individual whose term of service includes  
2 hours for which the individual receives Federal work  
3 study wages shall be reduced by the amount of the  
4 individual's Federal work study award.”; and

5 (D) in paragraph (5) (as redesignated by  
6 this section) by striking “a reduced term of  
7 service under section 139(b)(3)” and inserting  
8 “a term of service that is less than 12 months”;  
9 and

10 (2) by striking subsection (h).

11 **Subtitle D—Amendments to Sub-**  
12 **title D (National Service Trust**  
13 **and Provision of National Serv-**  
14 **ice Educational Awards)**

15 **SEC. 1401. AVAILABILITY OF FUNDS IN THE NATIONAL**  
16 **SERVICE TRUST.**

17 Section 145 (42 U.S.C. 12601) is amended—

18 (1) in subsection (a)(1)—

19 (A) in subparagraph (A), by striking  
20 “and”; and

21 (B) by adding at the end the following:

22 “(C) service-based scholarships for high  
23 school students; and

24 “(D) senior service scholarships under sub-  
25 title J.”.

1           (2) in subsection (a)(2), by striking “pursuant  
2           to section 196(a)(2)” and inserting “pursuant to  
3           section 196(a)(2), if the terms of such donations di-  
4           rect that they be deposited in the National Service  
5           Trust”;

6           (3) in subsection (c), by striking “for payments  
7           of national service educational awards in accordance  
8           with section 148.” and inserting “for—

9           “(1) payments of national service educational  
10          awards in accordance with section 148;

11          “(2) payments of interest in accordance with  
12          section 148(e);

13          “(3) the Federal share of service-based scholar-  
14          ships to high school students in accordance with sec-  
15          tion 149; and

16          “(4) senior service scholarships in accordance  
17          with subtitle J.”;

18          (4) in subsection (d)—

19                (A) in paragraph (3)(B), by striking  
20                “and”;

21                (B) in paragraph (4), by striking the pe-  
22                riod and inserting “; and”; and

23                (C) by adding at the end the following:

24                “(5) identify the number of students who have  
25                received service-based scholarships and specify the

1 amount of Federal and matching funds expended on  
2 an annual basis on service-based scholarships to  
3 high school students; and

4 “(6) identify the number of individuals who are  
5 currently performing service, or have performed  
6 service, under the senior service scholarship program  
7 pursuant to subtitle J.”.

8 **SEC. 1402. INDIVIDUALS ELIGIBLE TO RECEIVE A NA-**  
9 **TIONAL SERVICE EDUCATIONAL AWARD**  
10 **FROM THE TRUST.**

11 Section 146 (42 U.S.C. 12602) is amended—

12 (1) in subsection (a)—

13 (A) in the matter preceding paragraph (1),  
14 by striking “if the individual” and inserting “if  
15 the organization responsible for an individual’s  
16 supervision certifies that the individual”;

17 (B) by striking paragraphs (1), (2), and  
18 (3) and inserting the following:

19 “(1) met the applicable eligibility requirements  
20 for the position; and

21 “(2)(A) successfully completed the required  
22 term of service described in subsection (b) in an ap-  
23 proved national service position; or



1 (A) in paragraph (2), by striking “cost of  
2 attendance” and inserting “cost of attendance  
3 or other educational expenses”;

4 (B) in paragraph (3), by striking “and”;

5 (C) by redesignating paragraph (4) as  
6 paragraph (5); and

7 (D) by inserting after paragraph (3) the  
8 following:

9 “(4) to pay expenses incurred in enrolling in an  
10 educational institution or training establishment that  
11 meets the requirements of chapter 36 of title 38,  
12 United States Code (38 U.S.C. 3451 et seq.); and”;

13 (2) in subsection (b)(7)—

14 (A) in subparagraph (A), by striking “,  
15 other than a loan to a parent of a student pur-  
16 suant to section 428B of such Act (20 U.S.C.  
17 1078–2)”;

18 (B) in subparagraph (B), by striking the  
19 period and inserting “; and”; and

20 (C) by adding at the end the following:

21 “(C) any loan (other than a loan described  
22 in subparagraph (A) or (B)) determined by an  
23 institution of higher education to be necessary  
24 to cover a student’s educational expenses and  
25 made, insured, or guaranteed by—

1                   “(i) an eligible lender, as defined in  
2                   section 435 of the Higher Education Act  
3                   of 1965 (20 U.S.C. 1085);

4                   “(ii) the direct student loan program  
5                   under part D of title IV of such Act;

6                   “(iii) a State agency; or

7                   “(iv) a lender otherwise determined by  
8                   the Corporation to be eligible to receive  
9                   disbursements from the National Service  
10                  Trust.”;

11                  (3) in subsection (e), by striking “subsection  
12                  (b)(6)” and inserting “subsection (b)(7)”; and

13                  (4) in subsection (f), by striking “Director” and  
14                  inserting “Chief Executive Officer”.

15 **SEC. 1405. ADDITIONAL USES OF NATIONAL SERVICE**  
16 **TRUST AMOUNTS.**

17                  Subtitle D of title I (42 U.S.C. 12601 et seq.) is  
18 amended by adding at the end the following new sections:

19 **“SEC. 149. USE BY PARTICIPANTS WITH DISABILITIES.**

20                  “Notwithstanding any other provision of this subtitle,  
21 the National Service Trust may disburse some or all of  
22 a national service educational award directly to an indi-  
23 vidual who provides a certification that—

24                  “(1) the individual is—

1           “(A) entitled to disability insurance bene-  
2           fits under section 223 of the Social Security  
3           Act (42 U.S.C. 423);

4           “(B) entitled to monthly insurance benefits  
5           under section 202 of the Social Security Act  
6           (42 U.S.C. 202) based on such individual’s dis-  
7           ability (as defined in section 223(d) of such  
8           Act); or

9           “(C) eligible for supplemental security in-  
10          come benefits under subchapter XVI of the So-  
11          cial Security Act (42 U.S.C. 1381 et seq.) on  
12          the basis of blindness (within the meaning of  
13          section 1614(a)(2) of such Act) or disability  
14          (within the meaning of section 1614(a)(3) of  
15          such Act); and

16          “(2) the individual will use the disbursed funds  
17          to pay for education, training, or work-related activi-  
18          ties designed to make the individual self-supporting.

19       **“SEC. 149A. SERVICE-BASED SCHOLARSHIPS TO HIGH**  
20                               **SCHOOL STUDENTS.**

21          “(a) PROGRAM AUTHORIZED.—The Corporation may  
22          use amounts in the National Service Trust to support a  
23          service-based scholarship program to recognize high school  
24          juniors and seniors who are engaged in outstanding com-  
25          munity service and scholarship.

1           “(b) APPROVED USE OF SCHOLARSHIPS.—The Cor-  
2 poration may use amounts in the Trust to supplement lo-  
3 cally funded scholarships to help cover an individual’s  
4 postsecondary education or job training costs.

5           “(c) CORPORATION SHARE.—The Corporation’s  
6 share of an individual’s scholarship under the program  
7 may not exceed \$500.

8           “(d) LOCAL SHARE.—The local share of an individ-  
9 ual’s scholarship under the program must be equal to or  
10 greater than the Corporation’s share.

11 **Subtitle E—Amendments to Sub-**  
12 **title E (National Civilian Com-**  
13 **munity Corps)**

14 **SEC. 1501. PURPOSE.**

15           Section 151 (42 U.S.C. 12611) is amended to read  
16 as follows:

17 **“SEC. 151. PURPOSE.**

18           “It is the purpose of this subtitle to authorize the  
19 operation of, and support for, residential and other service  
20 programs that combine the best practices of civilian serv-  
21 ice with the best aspects of military service, including lead-  
22 ership and team building, to meet national and community  
23 needs. Such needs to be met under such programs include  
24 those related to natural and other disasters, which shall  
25 be addressed in coordination with the Federal Emergency

1 Management Agency and other public and private organi-  
2 zations.”.

3 **SEC. 1502. PROGRAM COMPONENTS.**

4 Section 152 (42 U.S.C. 12612) is amended—

5 (1) in the heading, by striking “**DEMONSTRA-**  
6 **TION**”;

7 (2) in subsections (a) and (b), by striking  
8 “Demonstration”;

9 (3) in the heading of subsection (c), by striking  
10 “PROGRAMS” and inserting “COMPONENTS”; and

11 (4) in subsection (c), by striking “program  
12 components are residential programs” and all that  
13 follows and inserting “programs referred to in sub-  
14 section (b) may include a residential component.”.

15 **SEC. 1503. ELIGIBLE PARTICIPANTS.**

16 Section 153 (42 U.S.C. 12613) is amended—

17 (1) in subsection (a), by striking “Demonstra-  
18 tion”;

19 (2) in subsection (b), by striking “if the per-  
20 son” and all that follows and inserting “if the per-  
21 son will be at least 18 years of age by December 31  
22 in the calendar year in which the individual enrolls  
23 in the program.”;

1           (3) in the heading of subsection (c), by striking  
2           “BACKGROUNDS” and inserting “BACKGROUNDS”;  
3           and  
4           (4) by striking subsection (e).

5 **SEC. 1504. SUMMER NATIONAL SERVICE PROGRAM.**

6           Section 154 (42 U.S.C. 12614) is amended—

7           (1) in subsection (a), by striking “Demonstra-  
8           tion”; and  
9           (2) by adding at the end the following:

10          “(d) ALTERNATIVE BENEFIT.—The Director may  
11 provide a scholarship for post-secondary education not to  
12 exceed \$1,000 and consistent with section 148(c) to par-  
13 ticipants under this section who do not meet the minimum  
14 age requirements for a national service educational award  
15 under section 146.”.

16 **SEC. 1505. TEAM LEADERS.**

17          Section 155 (42 U.S.C. 12615) is amended—

18          (1) in subsection (a), by striking “Demonstra-  
19          tion”; and  
20          (2) in subsection (b)(3), by adding at the end  
21          the following:

22          “(4) TEAM LEADERS.—The Director may select  
23 individuals with prior supervisory or service experi-  
24 ence to be team leaders in the National Civilian  
25 Community Corps to perform service that includes

1 leading and supervising teams of Corps members.

2 Team leaders shall—

3 “(A) be selected without regard to the age  
4 limitation under section 153(b);

5 “(B) be members of the National Civilian  
6 Community Corps; and

7 “(C) be provided the rights and benefits  
8 applicable to Corps members, except that the  
9 limitation on the amount of living allowance  
10 shall not exceed 10 percent more than the  
11 amount established under section 158(b).”.

12 **SEC. 1506. CONSULTATION WITH STATE COMMISSIONS.**

13 Section 157 (42 U.S.C. 12617) is amended—

14 (1) in subsection (b)(1)(B), by inserting “com-  
15 munity-based organizations and” before “representa-  
16 tives of local communities”;

17 (2) in subsection (b)(2), by inserting “State  
18 commissions,” before “and persons involved in other  
19 youth service programs.”; and

20 (3) in subsection (c), by adding at the end the  
21 following:

22 “(3) DISASTER ASSISTANCE.—The Director  
23 shall place appropriate emphasis on projects in sup-  
24 port of disaster relief efforts.”.

1 **SEC. 1507. PERMANENT CADRE.**

2 Section 159 (42 U.S.C. 12619) is amended—

3 (1) in subsection (a), by striking “Demonstra-  
4 tion”;

5 (2) in subsection (c)(2)—

6 (A) in subparagraph (A), by striking “The  
7 Director shall establish a permanent cadre of”  
8 and inserting “The Chief Executive Officer  
9 shall establish a permanent cadre that includes  
10 the Director and other appointed”;

11 (B) in subparagraph (B), by striking “The  
12 Director shall appoint the members” and in-  
13 serting “The Chief Executive Officer shall con-  
14 sider the recommendations of the Director in  
15 appointing the other members”; and

16 (C) in subparagraph (C), by striking “the  
17 Director” and inserting “the Chief Executive  
18 Officer”; and

19 (3) in the first sentence of subsection (c)(3), by  
20 striking “the members” and inserting “other mem-  
21 bers”.

22 **SEC. 1508. CONTRACT AND GRANT AUTHORITY.**

23 Section 161(a) (42 U.S.C. 12621(a)) is amended by  
24 striking “perform any program function under this sub-  
25 title” and inserting “carry out the National Civilian Com-  
26 munity Corps program”.

1 **SEC. 1509. OTHER DEPARTMENTS.**

2 Section 162(a)(2)(A) (42 U.S.C. 12622(a)(2)(A)) is  
3 amended by striking “to be recommended for appoint-  
4 ment” and inserting “from which individuals may be se-  
5 lected for appointment by the Director”.

6 **SEC. 1510. REPEAL OF AUTHORITY FOR ADVISORY BOARD**  
7 **AND FUNDING LIMITATION.**

8 Sections 163 and 165 (42 U.S.C. 12623 and 12625)  
9 and the items relating to such sections in the table of con-  
10 tents contained in section 1(b) (42 U.S.C. 12501 note)  
11 are repealed.

12 **SEC. 1511. DEFINITIONS.**

13 Section 166 (42 U.S.C. 12626) is amended—

14 (1) by striking paragraph (9);

15 (2) by redesignating paragraphs (2) through  
16 (8) as paragraphs (3) through (9) respectively;

17 (3) by inserting after paragraph (1) the fol-  
18 lowing:

19 “(2) **CAMPUS DIRECTOR.**—The term ‘campus  
20 director’, with respect to a Corps campus, means the  
21 head of the campus under section 155(d).”; and

22 (4) in paragraphs (3), (5), and (8) (as redesign-  
23 nated by this section), by striking “Demonstration”.

24 **SEC. 1512. EMERGENCY RESPONSE CORPS.**

25 Subtitle E (42 U.S.C. 12611 et seq.) is amended by  
26 adding at the end the following new section:

1 **“SEC. 167. EMERGENCY RESPONSE CORPS.**

2       “(a) **AUTHORITY TO PROVIDE ASSISTANCE.**—Sub-  
3 ject to the availability of appropriations under this subtitle  
4 for this purpose, the Corporation may make grants, and  
5 provide an allotment of educational awards, to State and  
6 local public agencies and private nonprofit organizations,  
7 including institutions of higher education, for the purpose  
8 of supporting the development and operation of emergency  
9 response corps as part of the National Civilian Community  
10 Corps.

11       “(b) **ELIGIBLE PROGRAMS.**—A recipient of a grant  
12 under this section shall conduct an emergency response  
13 corps program, which may include a residential program,  
14 in which individuals at least 18 years of age receive train-  
15 ing and are deployed to respond to natural and other dis-  
16 asters and otherwise support local communities in public  
17 safety, public health, and emergency preparedness.

18       “(c) **USE OF FUNDS.**—

19               “(1) **ALLOWABLE COSTS.**—A recipient of a  
20 grant under this section may use the amounts of the  
21 grant to pay costs attributable to the development or  
22 operation of an emergency response corps  
23 including—

24                       “(A) for residential programs, a living al-  
25 lowance that does not exceed the amount that

1 is provided to National Civilian Community  
2 Corps members under section 158(b);

3 “(B) other member benefits and services  
4 consistent with those authorized under sub-  
5 sections (c) and (d) of section 158;

6 “(C) recruitment;

7 “(D) training;

8 “(E) insurance; and

9 “(F) management.

10 “(2) ADMINISTRATIVE COSTS.—A recipient of a  
11 grant under this section may use up to 5 percent of  
12 the amount of the grant provided by the Corporation  
13 to pay for the recipient’s cost of administering the  
14 approved program.

15 “(d) NATIONAL SERVICE EDUCATIONAL AWARDS.—  
16 An individual who successfully completes a term of service  
17 in an emergency response corps may receive the national  
18 service educational award described in subtitle D if the  
19 individual—

20 “(1) serves in an approved national service po-  
21 sition; and

22 “(2) satisfies the eligibility requirements speci-  
23 fied in section 146 with respect to service in that ap-  
24 proved national service position.”.

1 **SEC. 1513. TERMINOLOGY.**

2 Subtitle E (42 U.S.C. 12611 et seq.) is amended—

3 (1) by striking “Civilian Community Corps”  
4 each place it appears and inserting “National Civil-  
5 ian Community Corps”;

6 (2) by striking “**CIVILIAN COMMUNITY**  
7 **CORPS**” each place it appears and inserting “**NA-**  
8 **TIONAL CIVILIAN COMMUNITY**  
9 **CORPS**”;

10 (3) by striking “superintendent” each place it  
11 appears and inserting “director”;

12 (4) by striking “SUPERINTENDENT” each place  
13 it appears and inserting “DIRECTOR”;

14 (5) by striking “camp” each place it appears  
15 and inserting “campus”;

16 (6) by striking “CAMP” each place it appears  
17 and inserting “CAMPUS”;

18 (7) by striking “camps” each place it appears  
19 and inserting “campuses”; and

20 (8) by striking “CAMPS” each place it appears  
21 and inserting “CAMPUSES”.

1 **Subtitle F—Amendments to Sub-**  
2 **title F (Administrative Provi-**  
3 **sions)**

4 **SEC. 1601. FAMILY AND MEDICAL LEAVE.**

5 Section 171(a)(1) (42 U.S.C. 12631(a)(1)) is  
6 amended—

7 (1) by striking “with respect to a project” and  
8 inserting “with respect to a project authorized under  
9 the national service laws”;

10 (2) by redesignating subsections (b) and (c) as  
11 subsections (c) and (d); and

12 (3) by inserting after subsection (a) the fol-  
13 lowing:

14 “(b) SERVICE SPONSORS.—Participants in a project  
15 authorized under the national service laws shall not be  
16 considered employees for purposes of determining whether  
17 a service sponsor is an employer under subsection (a)(2).”.

18 **SEC. 1602. ADDITIONAL PROHIBITIONS ON USE OF FUNDS.**

19 Section 174 (42 U.S.C. 12634) is amended by adding  
20 at the end the following:

21 “(d) REFERRALS FOR FEDERAL ASSISTANCE.—A  
22 program may not receive assistance under the national  
23 service laws for the sole purpose of referring individuals  
24 to Federal assistance programs or State assistance pro-  
25 grams funded in part by the Federal government.

1       “(e) SEX EDUCATION PROGRAMS.—No assistance  
2 made available under the national service laws shall be  
3 used—

4           “(1) to develop or distribute materials or oper-  
5 ate programs or courses of instruction directed at  
6 youth that are designed to promote or encourage  
7 sexual activity;

8           “(2) to distribute or aid in the distribution by  
9 any organization of obscene materials to minors on  
10 school grounds;

11          “(3) to provide in schools—

12           “(A) sex education, unless such education  
13 is age appropriate and includes discussion of  
14 the health benefits of abstinence;

15           “(B) HIV-prevention instruction, unless  
16 such instruction is age appropriate, includes  
17 discussion of the health benefits of abstinence,  
18 and includes discussion of the health risks of  
19 the human papillomavirus (HPV), consistent  
20 with the provisions of section 317P(c) of the  
21 Public Health Services Act (42 U.S.C. 247b-  
22 17(c)), or

23          “(4) to operate a program of contraceptive dis-  
24 tribution in schools.”.

1 **SEC. 1603. NOTICE, HEARING, AND GRIEVANCE PROCE-**  
2 **DURES.**

3 Section 176 (42 U.S.C. 12636) is amended—

4 (1) by striking “this title” each place it appears  
5 and inserting “the national service laws”;

6 (2) in subsection (a)(2)(A), by striking “30  
7 days” and inserting “1 or more periods of 30 days  
8 not to exceed 90 days in total”; and

9 (3) in subsection (f)—

10 (A) in paragraph (1), by striking “A State  
11 or local applicant” and inserting “An entity”;

12 (B) in paragraph (6)—

13 (i) in subparagraph (C), by striking  
14 “and”;

15 (ii) by redesignating subparagraph  
16 (D) as subparagraph (E); and

17 (iii) by inserting after subparagraph  
18 (C) the following:

19 “(D) in a grievance filed by an individual  
20 applicant or participant—

21 “(i) the applicant’s selection or the  
22 participant’s reinstatement, as the case  
23 may be; and

24 “(ii) other changes in the terms and  
25 conditions of service.”.

1 **SEC. 1604. RESOLUTION OF DISPLACEMENT COMPLAINTS.**

2 Section 177 (42 U.S.C. 12637) is amended—

3 (1) in subsections (a) and (b), by striking  
4 “under this title” each place it appears and inserting  
5 “under the national service laws”;

6 (2) in subsection (b)(1), by striking “employee  
7 or position” and inserting “employee, position, or  
8 volunteer”; and

9 (3) by striking subsection (e) and inserting the  
10 following:

11 “(e) STANDARDS OF CONDUCT.—

12 “(1) IN GENERAL.—Programs that receive as-  
13 sistance under the national service laws shall estab-  
14 lish and stringently enforce standards of conduct at  
15 the program site to promote proper moral and dis-  
16 ciplinary conditions, and shall consult with the par-  
17 ents or legal guardians of children in developing and  
18 operating programs that include and serve children.

19 “(2) PARENTAL PERMISSION.—Programs that  
20 receive assistance under the national service laws  
21 shall, consistent with State law, before transporting  
22 minor children, provide the reason for and obtain  
23 written permission of the children’s parents.”.

24 **SEC. 1605. STATE COMMISSIONS ON NATIONAL AND COM-**  
25 **MUNITY SERVICE.**

26 Section 178 (42 U.S.C. 12638) is amended—

1           (1) in subsection (c)(1), by adding at the end  
2           the following:

3                   “(J) A representative of the volunteer sec-  
4                   tor.”;

5           (2) in subsection (c)(3), by striking “, unless  
6           the State permits the representative to serve as a  
7           voting member of the State commission or alter-  
8           native administrative entity”;

9           (3) by striking subsection (e)(1) and inserting  
10          the following:

11                   “(1) Preparation of a national service plan  
12          that—

13                           “(A) is developed through an open and  
14                           public process (such as through regional fo-  
15                           rums, hearings, and other means) that provides  
16                           for maximum participation and input from non-  
17                           profit organizations and public agencies using  
18                           service and volunteerism as a strategy to meet  
19                           critical community needs, including programs  
20                           funded under the national service laws;

21                           “(B) covers a 3-year period, the beginning  
22                           of which may be set by the State;

23                           “(C) is subject to approval by the Chief  
24                           Executive Officer;

1           “(D) includes measurable goals and out-  
2 comes;

3           “(E) ensures outreach to community and  
4 religious organizations, including those that  
5 serve underrepresented populations;

6           “(F) provides for effective coordination of  
7 funding applications submitted by the State and  
8 others within the State under the national serv-  
9 ice laws; and

10           “(G) identifies potential changes in prac-  
11 tices and policies that will improve the coordi-  
12 nation and effectiveness of Federal, State, and  
13 local resources for service and volunteerism  
14 within the State.”;

15           (4) by redesignating subsections (f) through (j)  
16 as subsections (g) through (k), respectively; and

17           (5) by inserting after subsection (e) the fol-  
18 lowing:

19           “(f) RELIEF FROM ADMINISTRATIVE REQUIRE-  
20 MENTS.—Upon approval of a State plan submitted under  
21 subsection (e)(1), the Chief Executive Officer may waive,  
22 or specify alternatives to, administrative requirements  
23 (other than statutory provisions) otherwise applicable to  
24 grants made to States under the national service laws, in-  
25 cluding those requirements identified by a State as imped-

1 ing the coordination and effectiveness of Federal, State,  
2 and local resources for service and volunteerism within a  
3 State.”.

4 **SEC. 1606. EVALUATION AND ACCOUNTABILITY.**

5 Section 179 (42 U.S.C. 12639) is amended—

6 (1) in subsection (a), by striking “to deter-  
7 mine—” and all that follows and inserting “to deter-  
8 mine the effectiveness of programs supported under  
9 the national service laws in achieving stated goals  
10 and the costs associated with each of such programs,  
11 while conducting research on the role of service and  
12 civic engagement as a means of fostering healthy  
13 civic organizations.”;

14 (2) in subsection (g)—

15 (A) in paragraph (3), by striking “Na-  
16 tional Senior Volunteer Corps” and inserting  
17 “National Senior Service Corps”; and

18 (B) in paragraph (9), by striking “to pub-  
19 lic service” and all that follows and inserting  
20 “to engage in service that benefits the commu-  
21 nity.”; and

22 (3) by adding at the end the following:

23 “(j) RESERVED PROGRAM FUNDS FOR ACCOUNT-  
24 ABILITY.—In addition to amounts appropriated to carry  
25 out this section, the Corporation may reserve up to 1 per-

1 cent of total program funds appropriated in a fiscal year  
2 under the national service laws to support program ac-  
3 countability activities.”.

4 **SEC. 1607. TECHNICAL AMENDMENT.**

5 Section 181 (42 U.S.C. 12641) is amended by strik-  
6 ing “Section 414” and inserting “Section 422”.

7 **SEC. 1608. ADDITIONAL ADMINISTRATIVE PROVISIONS.**

8 Subtitle F (42 U.S.C. 12631 et seq.) is amended by  
9 adding at the end the following new sections:

10 **“SEC. 185. CONSOLIDATED APPLICATION AND REPORTING**  
11 **REQUIREMENTS.**

12 “To promote efficiency and eliminate duplicative re-  
13 quirements, the Corporation may consolidate or modify  
14 application procedures and reporting requirements for  
15 programs and activities funded under the national service  
16 laws.

17 **“SEC. 186. ACCOUNTABILITY FOR RESULTS.**

18 “(a) MEASURES.—

19 “(1) ESTABLISHMENT OF MEASURES.—The  
20 Corporation shall establish, in consultation with  
21 grantees receiving assistance under the national  
22 service laws, performance measures for each grantee.

23 “(2) CONTENT.—The measures described in  
24 paragraph (1) shall include—

1           “(A) the number of participants enrolled  
2 as compared to the number stated in the orga-  
3 nization’s approved application for assistance;

4           “(B) evidence of community support, such  
5 as private financial contributions and volunteers  
6 recruited from the community;

7           “(C) progress toward program outcome  
8 measures; and

9           “(D) performance on other measures as  
10 determined by the Corporation.

11           “(3) SOURCE.—The measures described in  
12 paragraph (1) may include self-reported data from  
13 grantees or independent data collected by the Cor-  
14 poration.

15           “(b) CORRECTIVE PLANS.—A grantee that does not  
16 achieve the established levels of performance on the meas-  
17 ures, as determined by the Corporation, shall submit to  
18 the Corporation for approval a plan of correction to  
19 achieve the established levels of performance.

20           “(c) FAILURE TO MEET PERFORMANCE LEVELS.—  
21 If, after a period for correction as approved by the Cor-  
22 poration, a grantee or subgrantee fails to achieve the es-  
23 tablished levels of performance, the Corporation shall—

1           “(1) reduce the annual amount of the grant  
2           award attributable to the underperforming grantee  
3           or subgrantee by at least 25 percent; or

4           “(2) terminate assistance to the underper-  
5           forming grantee or subgrantee, consistent with sec-  
6           tion 176(a).

7           “(d) **REPORTS TO CONGRESS.**—The Corporation  
8           shall submit a report to Congress within 2 years after the  
9           date of enactment of this section, and annually thereafter,  
10          containing information on the number of programs imple-  
11          menting corrective plans and the number of programs for  
12          which assistance is terminated, and the number of pro-  
13          grams meeting or exceeding their performance measures  
14          under this section for the year covered by the report.

15          **“SEC. 187. SUSTAINABILITY.**

16          “(a) **GOALS.**—To ensure that recipients of assistance  
17          under the national service laws are meeting sustainability  
18          goals, the Corporation may, in consultation with recipients  
19          of assistance under the national service laws, establish  
20          policies and procedures to—

21                  “(1) establish limits on the number of years re-  
22                  cipients may receive assistance to carry out a  
23                  project;

24                  “(2) increase match requirements; and

1           “(3) implement measures to ascertain whether  
2           projects are generating sufficient community sup-  
3           port.

4           “(b) ENFORCEMENT.—Any action by the Corporation  
5           to suspend or terminate assistance to recipients that do  
6           not meet sustainability goals set by the Corporation shall  
7           be consistent with section 176(a) and section 186.

8           **“SEC. 188. USE OF RECOVERED FUNDS.**

9           “(a) FACTORS CONSIDERED IN APPROVING REPAY-  
10          MENT.—After the date of enactment of this section, when-  
11          ever the Corporation recovers funds paid to a recipient  
12          under a grant or cooperative agreement made under the  
13          national service laws because the recipient made an ex-  
14          penditure of funds that was not allowable, or otherwise  
15          failed to discharge its responsibility to account properly  
16          for funds, the Corporation may consider those funds to  
17          be additional funds available and may arrange to repay  
18          to the recipient affected by that action an amount not to  
19          exceed 75 percent of the recovered funds if the Corpora-  
20          tion determines that—

21                 “(1) the practices or procedures of the recipient  
22                 that resulted in the recovery of funds have been cor-  
23                 rected, and that the recipient is in all other respects  
24                 in compliance with the requirements of the grant or  
25                 cooperative agreement, if the recipient was notified

1 of any noncompliance with such requirements and  
2 given a reasonable period of time to remedy such  
3 noncompliance;

4 “(2) the recipient has submitted to the Cor-  
5 poration a plan for the use of those funds consistent  
6 with the national service laws and, to the extent pos-  
7 sible, for the benefit of the community affected by  
8 the recovery of funds; and

9 “(3) the use of those funds in accordance with  
10 that plan would serve to achieve the objectives of the  
11 grant or cooperative agreement under which the  
12 funds were originally paid.

13 “(b) TERMS AND CONDITIONS OF REPAYMENT.—  
14 Any payments by the Corporation under this section shall  
15 be subject to other terms and conditions as the Corpora-  
16 tion considers necessary to accomplish the purposes of the  
17 grant or cooperative agreement, including—

18 “(1) the submission of periodic reports on the  
19 use of funds provided under this section; and

20 “(2) consultation by the recipient with members  
21 of the community that will benefit from the pay-  
22 ments.

23 “(c) AVAILABILITY OF FUNDS.—Notwithstanding  
24 any other provision of law, the funds made available under  
25 this section shall remain available for expenditure for a

1 period of time considered reasonable by the Corporation,  
2 but in no case to exceed more than 3 fiscal years following  
3 the later of—

4 “(1) the fiscal year in which final agency action  
5 regarding the disallowance of funds is taken; or

6 “(2) if such recipient files a petition for judicial  
7 review regarding the disallowance of funds, the fiscal  
8 year in which final judicial action is taken on such  
9 a petition.

10 “(d) PUBLICATION IN FEDERAL REGISTER.—At  
11 least 60 days prior to entering into an arrangement under  
12 this section, the Corporation shall publish in the Federal  
13 Register a notice of intent to enter into such an arrange-  
14 ment and the terms and conditions under which payments  
15 will be made. Interested persons shall have an opportunity  
16 for at least 30 days to submit comments to the Corpora-  
17 tion regarding the proposed arrangement.

18 **“SEC. 189. CAPACITY BUILDING.**

19 “Participants in programs supported under the na-  
20 tional service laws, including individuals serving in ap-  
21 proved national service positions, may engage in activities,  
22 including recruiting and managing volunteers, that in-  
23 crease the capacity of organizations that receive assistance  
24 under the national service laws to address unmet human,  
25 educational, environmental, or public safety needs.

1 **“SEC. 189A. EXPENSES OF ATTENDING MEETINGS.**

2 “Notwithstanding section 1345 of title 31, United  
3 States Code, funds authorized under the national service  
4 laws shall be available for expenses of attendance of meet-  
5 ings that are concerned with the functions or activities for  
6 which the funds are appropriated or which will contribute  
7 to improved conduct, supervision, or management of those  
8 functions or activities.

9 **“SEC. 189B. FEES.**

10 “(a) COLLECTION OF FEES.—The Corporation may  
11 charge and retain fair and reasonable fees for training,  
12 technical assistance, and publications. The amount of the  
13 fees shall be based on the cost of the activities or publica-  
14 tions to the Corporation.

15 “(b) NOT FEDERAL FUNDS.—Fees collected under  
16 subsection (a) shall not be considered to be Federal funds  
17 and shall not be required to be deposited in the Treasury  
18 of the United States.

19 “(c) ANNUAL REPORTS.—The Corporation shall sub-  
20 mit to the appropriate committees of Congress an annual  
21 report that includes the services or publications provided  
22 on a fee basis and the amount of fees received.

23 **“SEC. 189C. GRANT PERIODS.**

24 “Unless otherwise specifically provided, the Corpora-  
25 tion has authority to make a grant under the national  
26 service laws for a period of 3 years.

1 **“SEC. 189D. GENERATION OF VOLUNTEERS.**

2 “In making decisions on applications for assistance  
3 or approved national service positions under the national  
4 service laws, the Corporation shall take into consideration  
5 the extent to which the applicant’s proposal will increase  
6 the involvement of volunteers in meeting community  
7 needs.

8 **“SEC. 189E. LIMITATION ON PROGRAM GRANT COSTS.**

9 “(a) **LIMITATION ON GRANT AMOUNTS.**—Except as  
10 otherwise provided by this section, the amount of funds  
11 approved by the Corporation in a grant to operate a pro-  
12 gram authorized under the national service laws sup-  
13 porting individuals serving in approved national service  
14 positions may not exceed \$16,000 per full-time equivalent  
15 position.

16 “(b) **COSTS SUBJECT TO LIMITATION.**—The limita-  
17 tion in subsection (a) applies to the Corporation’s share  
18 of member support costs, staff costs, and other costs borne  
19 by the grantee or subgrantee to operate a program.

20 “(c) **COSTS NOT SUBJECT TO LIMITATION.**—The  
21 limitation in subsection (a) and (e)(1) shall not apply to  
22 expenses that are not included in the program operating  
23 grant award.

24 “(d) **ADJUSTMENTS FOR INFLATION.**—The amount  
25 specified in subsections (a) and (e)(1) shall be adjusted  
26 each year after 2003 for inflation as measured by the Con-

1 sumer Price Index for All Urban Consumers published by  
2 the Secretary of Labor.

3 “(e) WAIVER AUTHORITY AND REPORTING REQUIRE-  
4 MENT.—

5 “(1) WAIVER.—The Chief Executive Officer  
6 may waive the requirements of this section, up to a  
7 maximum of \$18,000, if necessary to meet the com-  
8 pelling needs of a particular program, such as excep-  
9 tional training needs for a program serving dis-  
10 advantaged youth, increased costs relating to the  
11 participation of individuals with disabilities, and  
12 start-up costs associated with a first-time grantee,  
13 and up to a maximum of \$20,000 for residential  
14 programs.

15 “(2) REPORTS.—The Chief Executive Officer  
16 shall report to Congress annually on all waivers  
17 granted under this section, with an explanation of  
18 the compelling needs justifying such waivers.

19 **“SEC. 189F. NOTICE REQUIREMENT.**

20 “(a) The Corporation shall ensure that the following  
21 notice is included in all application materials, grant an-  
22 nouncements, and other material containing information  
23 regarding the application for assistance provided under  
24 the national service laws: “The Civil Rights Act of 1964  
25 prohibits employers with 15 or more employees from en-

1 gaging in employment practices that discriminate against  
2 an individual based on religion. Under section 702(a) of  
3 the Civil Rights Act, this prohibition generally does not  
4 apply to a religious corporation, association, educational  
5 institution, or society. However, as a requirement of re-  
6 ceiving funding under the national service laws, any such  
7 religious entity shall not discriminate based on religion  
8 when employing new staff paid with funds received under  
9 the national service laws pursuant to section 175(c) of the  
10 National and Community Service Act of 1990 (42 U.S.C.  
11 12635(c)) and section 417(c) of the Domestic Volunteer  
12 Service Act of 1973 (42 U.S.C. 5057(c)).

13 “(b) Before providing assistance to a private entity  
14 referenced in paragraph (1), the Corporation shall ensure  
15 that written confirmation, separate from any other docu-  
16 ments required by law or regulation, is obtained from such  
17 private entity acknowledging the recipient of assistance or  
18 funds has read and understands the following: “The Civil  
19 Rights Act of 1964 prohibits employers with 15 or more  
20 employees from engaging in employment practices that  
21 discriminate against an individual based on religion.  
22 Under section 702(a) of the Civil Rights Act, this prohibi-  
23 tion generally does not apply to a religious corporation,  
24 association, educational institution, or society. Hoover, as  
25 a requirement of receiving funding under the national

1 service laws, any such religious entity shall not discrimi-  
2 nate based on religion when employing new staff paid with  
3 funds received under the national service laws pursuant  
4 to section 175(c) of the National and Community Service  
5 Act of 1990 (42 U.S.C. 12635(c)) and section 417(c) of  
6 the Domestic Volunteer Service Act of 1973 (42 U.S.C.  
7 5057(c)).

8 “(c) Subsections (a) and (b) of this section shall not  
9 amend, supersede, or otherwise affect rights, protections,  
10 or duties under the Civil Rights laws of the United States,  
11 the national service laws, or any other law.”

12 **Subtitle G—Amendments to Sub-**  
13 **title G (Corporation for Na-**  
14 **tional and Community Service)**

15 **SEC. 1701. TERMS OF OFFICE.**

16 Section 192 (42 U.S.C. 12651a) is amended—

17 (1) by striking subsection (c) and inserting the  
18 following:

19 “(c) TERMS.—Subject to subsection (e), each ap-  
20 pointed member shall serve for a term of 5 years.”; and

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

22 “(e) SERVICE UNTIL APPOINTMENT OF SUC-  
23 CESSOR.—A voting member of the Board whose term has  
24 expired may continue to serve until the earlier of—

1           “(1) the date on which a successor has taken  
2 office; or

3           “(2) the date on which the Congress adjourns  
4 sine die to end the session of Congress that com-  
5 mences after the date on which the member’s term  
6 expired.”.

7 **SEC. 1702. BOARD OF DIRECTORS AUTHORITIES AND DU-**  
8 **TIES.**

9           Section 192A(g) (42 U.S.C. 12651b(g)) is  
10 amended—

11           (1) in the matter preceding paragraph (1) by  
12 striking “shall—” and inserting “shall have respon-  
13 sibility for setting overall policy for the Corporation  
14 and shall—”;

15           (2) by striking paragraphs (2) and (11);

16           (3) by redesignating paragraphs (3) through  
17 (10) as paragraphs (2) through (9), respectively;

18           (4) in paragraph (8) (as redesignated by this  
19 section), by inserting “and” after “Corporation;”;  
20 and

21           (5) in paragraph (9) (as redesignated by this  
22 section), by striking “program; and” and inserting  
23 “program under a cost share agreement, as deter-  
24 mined by the Corporation, in which the funds ad-

1 vanced or received as reimbursement shall be cred-  
2 ited directly to a current appropriation.”.

3 **SEC. 1703. PEER REVIEWERS.**

4 Section 193A (42 U.S.C. 12651d) is amended—

5 (1) in subsection (b)—

6 (A) in paragraph (9)(C), by striking the  
7 semicolon and inserting “; and”;

8 (B) by striking paragraph (10); and

9 (C) by redesignating paragraph (11) as  
10 paragraph (10);

11 (2) in subsection (c)—

12 (A) in paragraph (9), by striking “and” at  
13 the end;

14 (B) by redesignating paragraph (10) as  
15 paragraph (11); and

16 (C) by inserting after paragraph (9) the  
17 following:

18 “(10) obtain the opinions of peer reviewers in  
19 evaluating applications to the Corporation for assist-  
20 ance under this title; and”;

21 (3) by striking subsection (f); and

22 (4) by redesignating subsection (g) as sub-  
23 section (f).

1 **SEC. 1704. NONVOTING MEMBERS; PERSONAL SERVICES**

2 **CONTRACTS.**

3 Section 195 (42 U.S.C. 12651f) is amended—

4 (1) in subsection (c)(3)—

5 (A) in the heading, by striking “MEMBER”

6 and inserting “NON-VOTING MEMBER”; and

7 (B) by inserting “nonvoting” before “mem-

8 ber”; and

9 (2) by adding at the end the following new sub-

10 section:

11 “(g) **PERSONAL SERVICES CONTRACTS.**—The Cor-

12 poration may enter into personal services contracts to

13 carry out research, evaluation, and public awareness re-

14 lated to the national service laws.”.

15 **SEC. 1705. DONATED SERVICES.**

16 Section 196(a) (42 U.S.C. 12651g(a)) is amended—

17 (1) in paragraph (1)—

18 (A) by striking subparagraph (A) and in-

19 serting the following:

20 “(A) **ORGANIZATIONS AND INDIVIDUALS.**—

21 Notwithstanding section 1342 of title 31,

22 United States Code, the Corporation may solicit

23 and accept the services of organizations and in-

24 dividuals (other than participants) to assist the

25 Corporation in carrying out the duties of the

26 Corporation under the national service laws,

1 and may provide to such individuals the travel  
2 expenses described in section 192A(d) of this  
3 Act (42 U.S.C. 12651b(d)).”

4 (B) in subparagraph (B)—

5 (i) in the matter preceding clause (i),  
6 by striking “Such a volunteer” and insert-  
7 ing “An individual who provides services  
8 under this subtitle”;

9 (ii) in clause (i), by striking “a volun-  
10 teer” and inserting “an individual who  
11 provides services”;

12 (iii) in clause (ii), by striking “volun-  
13 teers” and inserting “individuals who pro-  
14 vide services”; and

15 (iv) in clause (iii), by striking “such a  
16 volunteer” and inserting “an individual  
17 who provides such services”; and

18 (C) in subparagraph (C)(i), by striking  
19 “Such a volunteer” and inserting “An indi-  
20 vidual who provides services to the Corpora-  
21 tion”; and

22 (2) by striking paragraph (3).

1                   **Subtitle H—Amendments to**  
2                   **Subtitle H**

3 **SEC. 1801. TECHNICAL AMENDMENTS TO SUBTITLE H.**

4           Section 198 (42 U.S.C. 12653) is amended—

5                   (1) in subsection (e)—

6                           (A) in the heading, by striking “IMPROVE  
7                           ABILITY TO APPLY FOR ASSISTANCE” and in-  
8                           serting “TRAINING AND TECHNICAL ASSIST-  
9                           ANCE”; and

10                           (B) by striking “to evaluate such pro-  
11                           grams,” and inserting “to evaluate such pro-  
12                           grams, to support efforts to improve the man-  
13                           agement of nonprofit organizations and commu-  
14                           nity groups,”; and

15                   (2) in subsection (i)—

16                           (A) by striking “conduct a campaign to”;  
17                           and

18                           (B) by striking “to promote” and inserting  
19                           “may promote”;

20                   (3) by striking subsection (q) and redesignating  
21                   subsections (r) and (s) as subsections (q) and (r),  
22                   respectively; and

23                   (4) by adding at the end the following new sub-  
24                   section:

1       “(s) CHIEF EXECUTIVE OFFICER DISCRETIONARY  
2 GRANTS.—

3           “(1) AUTHORITY.—The Chief Executive Officer  
4 is authorized to make grants, consistent with policies  
5 and procedures established by the Board of Direc-  
6 tors, including grants made on the basis of an unsol-  
7 licited application, to any entity eligible for assist-  
8 ance under the national service laws to support  
9 greater engagement of citizens in service and vol-  
10 unteerism.

11           “(2) MATCHING FUNDS.—The Chief Executive  
12 Officer shall require recipients of grants under this  
13 subsection to provide matching funds from non-Fed-  
14 eral sources.

15           “(3) REPORT.—The Chief Executive Officer  
16 shall report to Congress on an annual basis on any  
17 grants made under this subsection.”.

18 **SEC. 1802. REPEAL OF SPECIAL DEMONSTRATION**  
19 **PROJECT.**

20       Section 198D (42 U.S.C. 12653d) and the item relat-  
21 ing to such section in the table of contents contained in  
22 section 1(b) (42 U.S.C. 12501 note) are repealed.

1     **Subtitle I—Additional Authorities**

2     **SEC. 1901. SENIOR SERVICE SCHOLARSHIPS.**

3             Title I (42 U.S.C. 12511 et seq.) is further amended  
4 by adding at the end the following new subtitle:

5                     **“Subtitle J—Senior Service**  
6                             **Scholarships**

7     **“SEC. 199N. AUTHORITY TO PROVIDE ASSISTANCE AND**  
8                     **SENIOR SERVICE SCHOLARSHIPS.**

9             “(a) PROVISION OF ASSISTANCE.—Subject to the  
10 availability of appropriations for this purpose, the Cor-  
11 poration may make grants to eligible entities under sub-  
12 section (b) for the purpose of assisting the recipients of  
13 the grants in carrying out or sponsoring mentoring, tutor-  
14 ing, and other programs described in section 199P.

15             “(b) ELIGIBLE APPLICANTS.—States, Indian tribes,  
16 other public agencies, and nonprofit organizations are eli-  
17 gible to apply for grants under this subtitle.

18             “(c) PROVISION OF SENIOR SERVICE SCHOLAR-  
19 SHIPS.—The Corporation may approve the provision of  
20 senior service scholarships described in section 199T for  
21 volunteers who meet the requirements in section 199S by  
22 serving—

23                     “(1) in programs supported by assistance under  
24             subsection (a); or

1           “(2) in other programs consistent with the pro-  
2           visions of section 199P, as determined by the Cor-  
3           poration in consultation with a State or other recipi-  
4           ent.

5   **“SEC. 1990. PROGRAMS ELIGIBLE FOR ASSISTANCE.**

6           “(a) TUTORING AND MENTORING ACTIVITIES.—  
7           Grants provided under this subtitle may support the serv-  
8           ice of seniors in mentoring and tutoring, either directly  
9           or indirectly (through activities such as family literacy  
10          programs), individuals up to 17 years of age. Tutoring  
11          programs in reading for children pre-K through grade 6  
12          supported under this subtitle must be research-based.

13          “(b) OTHER ACTIVITIES.—Grants provided under  
14          this subtitle may also support the service of seniors to  
15          meet a wide variety of community needs, as set forth in  
16          the purposes of this Act.

17   **“SEC. 199P. GRANTS.**

18          “(a) AMOUNT.—After approving an application under  
19          this subtitle, the Corporation may provide up to \$600 per  
20          senior volunteer supported under this subtitle.

21          “(b) GRANT PERIOD.—Grants provided under this  
22          subtitle may cover a period of not more than 3 years, but  
23          may be renewed by the Corporation for successive periods.

24          “(c) USE OF FUNDS.—Grants provided under this  
25          subtitle may be used to pay reasonable costs attributable

1 to the development or operation of volunteer programs,  
2 consistent with the application approved by the Corpora-  
3 tion, including—

4           “(1) reimbursing direct volunteer costs, such as  
5           transportation, meals, and other items incidental to  
6           performing service;

7           “(2) recruitment and training of volunteers;

8           “(3) insurance; and

9           “(4) management of volunteers.

10          “(d) RESTRICTION.—A senior volunteer supported  
11 under this subtitle may not receive an amount greater  
12 than the amounts for allowances, stipends, and other sup-  
13 port to senior volunteers as determined by the Corporation  
14 under title II of the Domestic Volunteer Service Act of  
15 1973 (42 U.S.C. 5000 et seq.).

16 **“SEC. 199Q. FUNDS FOR SENIOR SERVICE SCHOLARSHIPS.**

17          “(a) GENERAL.—Funds for senior service scholar-  
18 ships may include—

19           “(1) appropriations authorized under section  
20           501(a);

21           “(2) gifts specifically intended for senior service  
22           scholarships received by the Corporation under sec-  
23           tion 196(a)(2); and

24           “(3) interest that accrues on the funds received  
25           by the Corporation under paragraphs (1) and (2).

1           “(b) NATIONAL SERVICE TRUST.—Funds received by  
2 the Corporation under subsection (a) shall be deposited  
3 into the National Service Trust established under section  
4 145(a).

5           “(c) INVESTMENT OF FUNDS.—The Corporation  
6 shall ensure that funds for senior service scholarships are  
7 invested in accordance with section 145(b).

8           “(d) TREATMENT OF FUNDS.—The Corporation  
9 shall—

10                   “(1) use funds received under subsection (a)  
11                   only for senior service scholarships; and

12                   “(2) account for funds received under sub-  
13                   section (a) separately from other funds in the Na-  
14                   tional Service Trust.

15           “(e) EXPENDITURES FROM NATIONAL SERVICE  
16 TRUST.—Funds received under subsection (a) shall be  
17 available to provide a senior service scholarship to a senior  
18 volunteer eligible under section 199S in an amount as pro-  
19 vided in section 199T.

20           “(f) DISBURSEMENT.—Within 30 days of receiving a  
21 request from the recipient that meets requirements to be  
22 set by the Corporation, the Corporation shall disburse the  
23 senior service scholarship to the recipient as authorized  
24 under subtitle D.

1 **“SEC. 199R. ELIGIBILITY TO RECEIVE A SENIOR SERVICE**  
2 **SCHOLARSHIP.**

3 “To be eligible to receive a senior service scholarship,  
4 an individual must—

5 “(1) successfully complete 500 hours of service  
6 in not more than 1 year in a mentoring or tutoring  
7 program approved by the Corporation; and

8 “(2) be 55 years of age or older at the time the  
9 individual begins the period of 500 hours of service.

10 **“SEC. 199S. AMOUNT OF SENIOR SERVICE SCHOLARSHIP.**

11 “(a) IN GENERAL.—The amount of a senior service  
12 scholarship for 500 hours of service is \$1,000.

13 “(b) PRORATED AMOUNT.—If an individual serves at  
14 least 250 hours but is unable to complete 500 hours in  
15 a 1-year period for compelling personal circumstances as  
16 determined by the recipient organization, the amount of  
17 the senior service scholarship shall be proportional to the  
18 number of hours actually served.”.

19 **SEC. 1902. AMERICA’S PROMISE: THE ALLIANCE FOR**  
20 **YOUTH.**

21 Title I (42 U.S.C. 12511) is amended by adding at  
22 the end the following new subtitle:

1       **“Subtitle K—America’s Promise:**  
2                   **The Alliance for Youth**

3       **“SEC. 199AA. AUTHORITY TO PROVIDE ASSISTANCE.**

4           “Subject to the availability of appropriations for this  
5 purpose, the Corporation may make grants to America’s  
6 Promise: The Alliance for Youth to support its activities  
7 relating to mobilizing communities to ensure that young  
8 people become productive, responsible adults.

9       **“SEC. 199BB. ALLOWABLE COSTS.**

10          “Grant funds may be used to pay costs attributable  
11 to the development or operation of programs consistent  
12 with a grant award approved by the Corporation under  
13 section 199AA.

14       **“SEC. 199CC. CORPORATION’S CHIEF EXECUTIVE OFFICER**  
15                   **AS EX OFFICIO MEMBER OF BOARD OF DI-**  
16                   **RECTORS.**

17          “The Corporation’s Chief Executive Officer may  
18 serve as an ex officio nonvoting member of the Board of  
19 Directors of America’s Promise: The Alliance for Youth.”.

20       **Subtitle J—Amendments to Title**  
21       **III (Points of Light Foundation)**

22       **SEC. 1911. PURPOSE.**

23          Section 302 (42 U.S.C. 12661) is amended to read  
24 as follows:

1 **“SEC. 302. PURPOSE.**

2 “It is the purpose of this title—

3 “(1) to encourage every individual and every in-  
4 stitution in the Nation to help solve critical social  
5 problems by volunteering time, energies, and services  
6 through community and volunteer service projects  
7 and initiatives;

8 “(2) to identify successful and promising com-  
9 munity and volunteer service projects and initiatives,  
10 and to disseminate information, training, and tech-  
11 nical assistance concerning such projects and initia-  
12 tives to other communities in order to promote and  
13 sustain their adoption nationwide;

14 “(3) to discover and encourage new leaders and  
15 develop individuals and institutions that serve as  
16 strong examples of a commitment to serving others  
17 and to convince all people in the United States that  
18 a successful life includes serving others;

19 “(4) to encourage and facilitate the develop-  
20 ment of new volunteer centers in designated local-  
21 ities; and

22 “(5) to strengthen the aggregate infrastructure  
23 of our Nation’s volunteer centers in order to maxi-  
24 mize recruitment, management, and retention.”.

25 **SEC. 1912. BOARD OF DIRECTORS.**

26 Section 303 (42 U.S.C. 12662) is amended—

1           (1) by redesignating subsection (b) as sub-  
2           section (c); and

3           (2) by inserting after subsection (a) the fol-  
4           lowing:

5           “(b) CORPORATION’S CHIEF EXECUTIVE OFFICER AS  
6           EX OFFICIO MEMBER OF BOARD OF DIRECTORS.—The  
7           Corporation’s Chief Executive Officer may serve as an ex  
8           officio nonvoting member of the Foundation’s Board of  
9           Directors.”.

10       **SEC. 1913. GRANTS TO THE FOUNDATION.**

11       Section 304 (42 U.S.C. 12663) is amended—

12           (1) in subsection (a), in the matter preceding  
13           paragraph (1), by striking “a department or agency  
14           in the executive branch” and all that follows through  
15           “the President—” and inserting “the Corporation—  
16           ”; and

17           (2) by adding after subsection (b) the following  
18           new subsections:

19           “(c) ENDOWMENT.—

20           “(1) IN GENERAL.—Notwithstanding any other  
21           law, of the funds made available each fiscal year  
22           under sections 303 and 501(b), up to 25 percent  
23           may be used to establish or support an endowment  
24           fund, the corpus of which shall remain intact and  
25           the interest income from which shall be used to sup-

1 port activities described in this title, provided that  
2 the Foundation may invest the corpus and income  
3 only in federally insured bank savings accounts or  
4 comparable interest-bearing accounts, certificates of  
5 deposit, money market funds, mutual funds, obliga-  
6 tions of the United States, or other market instru-  
7 ments and securities, but not in real estate invest-  
8 ments.

9 “(2) END OF OPERATIONS.—The Chief Execu-  
10 tive Officer shall obtain from the Foundation com-  
11 plete and accurate records of Federal funds depos-  
12 ited in an endowment established in accordance with  
13 paragraph (1). The corpus of such an endowment  
14 shall revert to the Treasury if the Chief Executive  
15 Officer determines that—

16 “(A) the Foundation has ceased oper-  
17 ations; or

18 “(B) the Foundation is no longer capable  
19 of carrying out the activities described in sec-  
20 tion 302.

21 “(d) GRANTS TO SUPPORT COMMUNITY-BASED VOL-  
22 UNTEER CENTERS.—From funds made available under  
23 section 303 and 501(b), the Foundation may make grants  
24 to—

1           “(1) community-based organizations for the  
2           purpose of facilitating the development of volunteer  
3           centers; and

4           “(2) community-based volunteer centers to sup-  
5           port their ability to recruit, manage, and retain vol-  
6           unteers.”.

7           **Subtitle K—Amendments to Title V**  
8           **(Authorization of Appropriations)**

9           **SEC. 1921. AUTHORIZATION OF APPROPRIATIONS.**

10          Section 501 (42 U.S.C. 12681) is amended to read  
11 as follows:

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

13           “(a) TITLE I.—

14           “(1) SUBTITLE B.—

15           “(A) IN GENERAL.—There are authorized  
16           to be appropriated to provide financial assist-  
17           ance under subtitle B of title I, \$55,000,000 for  
18           fiscal year 2003, \$58,000,000 for fiscal year  
19           2004, \$61,000,000 for fiscal year 2005,  
20           \$65,000,000 for fiscal year 2006, and such  
21           sums as may be necessary for fiscal year 2007.

22           “(B) PROGRAMS.—Of the amount appro-  
23           priated under subparagraph (A) for a fiscal  
24           year—

1                   “(i) not more than 50 percent shall be  
2                   available to provide financial assistance  
3                   under part I of subtitle B of title I;

4                   “(ii) not more than 25 percent shall  
5                   be available to provide financial assistance  
6                   under part II of such subtitle; and

7                   “(iii) not less than 25 percent shall be  
8                   available to provide financial assistance  
9                   under part III of such subtitle.

10                  “(2) SUBTITLES C, D, AND H.—There are au-  
11                  thorized to be appropriated to provide financial as-  
12                  sistance under subtitles C and H of title I, to admin-  
13                  ister the National Service Trust and disburse na-  
14                  tional service educational awards and scholarships  
15                  under subtitle D of title I, and to carry out such au-  
16                  dits and evaluations as the Chief Executive Officer  
17                  or the Inspector General of the Corporation may de-  
18                  termine to be necessary, such sums as may be nec-  
19                  essary for fiscal years 2003 through 2007.

20                  “(3) SUBTITLE E.—There are authorized to be  
21                  appropriated to operate the Civilian Community  
22                  Corps and provide financial assistance under subtitle  
23                  E of title I, such sums as may be necessary for each  
24                  of the fiscal years 2003 through 2007.

1           “(4) SUBTITLE J (SENIOR SERVICE SCHOLAR-  
2 SHIPS PROGRAM).—There are authorized to be ap-  
3 propriated to provide financial assistance under sub-  
4 title J of title I such sums as may be necessary for  
5 each of fiscal years 2003 through 2007.

6           “(5) SUBTITLE K (AMERICA’S PROMISE).—  
7 There are authorized to be appropriated to provide  
8 financial assistance under subtitle K of title I such  
9 sums as may be necessary for each of fiscal years  
10 2003 through 2007.”; and

11           “(6) ADMINISTRATION.—There are authorized  
12 to be appropriated for the administration of this  
13 Act, including financial assistance under section  
14 126(a), such sums as may be necessary for each of  
15 fiscal years 2003 through 2007.

16           “(b) TITLE III.—There are authorized to be appro-  
17 priated to carry out title III such sums as may be nec-  
18 essary for each of fiscal years 2003 through 2007.

19           “(c) AVAILABILITY OF APPROPRIATIONS.—Funds ap-  
20 propriated under this section shall remain available until  
21 expended.”.

1 **TITLE II—AMENDMENTS TO THE**  
2 **DOMESTIC VOLUNTEER SERV-**  
3 **ICE ACT OF 1973**

4 **SEC. 2001. REFERENCES.**

5 Except as otherwise specifically provided, whenever in  
6 this title an amendment or repeal is expressed in terms  
7 of an amendment to, or repeal of a provision, the reference  
8 shall be considered to be made to a provision of the Do-  
9 mestic Volunteer Service Act of 1973 (42 U.S.C. 4950 et  
10 seq.).

11 **Subtitle A—Amendments to Title I**  
12 **(National Volunteer Antipoverty**  
13 **Programs)**

14 **SEC. 2101. PURPOSE.**

15 Section 2(b) (42 U.S.C. 4950(b)) is amended by  
16 striking “local agencies” and inserting “local agencies, ex-  
17 pand relationships with, and support for, the efforts of  
18 civic, community, and educational organizations,”.

19 **SEC. 2102. PURPOSE OF THE VISTA PROGRAM.**

20 Section 101 (42 U.S.C. 4951) is amended—

21 (1) in the second sentence, by striking “afflicted  
22 with” and inserting “affected by”; and

23 (2) in the third sentence, by striking “local  
24 level” and all that follows and inserting “local level,  
25 to support efforts by local agencies and organiza-

1 tions to achieve long-term sustainability of projects  
2 initiated or expanded under the VISTA program ac-  
3 tivities, and to strengthen local agencies and commu-  
4 nity organizations to carry out the purpose of this  
5 part, consistent with the provisions of section 187 of  
6 the National and Community Service Act of 1990.”.

7 **SEC. 2103. APPLICATIONS.**

8 Section 103 (42 U.S.C. 4953) is amended—

9 (1) in subsection (a)(2)—

10 (A) by striking “handicapped” and insert-  
11 ing “disabled”; and

12 (B) by striking “handicaps” and inserting  
13 “disabilities”;

14 (2) in subsection (b), by striking “recruitment  
15 and placement procedures” and inserting “recruit-  
16 ment and placement procedures that involve spon-  
17 soring organizations and”;

18 (3) in subsection (c)—

19 (A) in paragraph (1)—

20 (i) in the material preceding subpara-  
21 graph (A), by striking “personnel de-  
22 scribed in subsection (b)(2)(C)” and in-  
23 sserting “personnel described in subsection  
24 (b)(2)(C) and sponsoring organizations”;

25 and

1 (ii) in subparagraph (F), by striking  
2 “National and Community Service Trust  
3 Act of 1993” and inserting “National and  
4 Community Service Act of 1990”; and

5 (B) in paragraph (3), by striking “this  
6 subsection” and inserting “this subsection and  
7 related public awareness and recruitment activi-  
8 ties under the national service laws”;

9 (4) in subsection (g) by striking “and has been  
10 submitted to the Governor” and all that follows and  
11 inserting a period; and

12 (5) by adding at the end the following:

13 “(i) The Director may enter into agreements under  
14 which public and private nonprofit organizations with suf-  
15 ficient financial capacity and size pay for all or a portion  
16 of the costs of supporting the service of volunteers under  
17 this title, consistent with the provisions of section 187 of  
18 the National and Community Service Act of 1990.”.

19 **SEC. 2104. TERMS AND PERIODS OF SERVICE.**

20 Section 104 (42 U.S.C. 4954) is amended—

21 (1) by striking subsection (a) and inserting the  
22 following:

23 “(a)(1) Except as provided in paragraphs (2) through  
24 (4), volunteers serving under this part shall be required  
25 to make a full-time personal commitment to combating

1 poverty and poverty-related problems. To the maximum  
2 extent practicable, the requirement for full-time commit-  
3 ment shall include a commitment to live among and at  
4 the economic level of the people served, and to remain  
5 available for service without regard to regular working  
6 hours, at all times during their periods of service, except  
7 for authorized periods of leave.

8       “(2) The requirements in paragraph (1) shall not  
9 apply to up to 25 percent of volunteers enrolled in fiscal  
10 year 2003 and up to 50 percent of volunteers enrolled in  
11 fiscal year 2004.

12       “(3) Not later than September 30, 2004, the General  
13 Accounting Office shall submit a report to Congress on  
14 whether the changes provided in paragraph (2) have had  
15 a material and adverse effect on the ability of the VISTA  
16 program to combat poverty and poverty-related problems,  
17 such as increased attrition rates among volunteers and dif-  
18 ficulties in recruiting volunteers.

19       “(4) Unless the report described in paragraph (3)  
20 concludes that the changes provided in paragraph (2) have  
21 caused a material and adverse effect on the ability of the  
22 VISTA program to combat poverty and poverty-related  
23 problems, the requirements in paragraph (1) shall not  
24 apply to up to 75 percent of volunteers enrolled in fiscal

1 year 2005 and up to 100 percent of volunteers enrolled  
2 in fiscal year 2006 and thereafter.”;

3 (2) in subsection (b)(2), by striking “if the Di-  
4 rector determines” and all that follows and inserting  
5 “if they are enrolled in a term of service of at least  
6 1,700 hours for which the requirements of sub-  
7 section (a)(1) do not apply.”; and

8 (3) in subsection (d)—

9 (A) in the first sentence, by striking “with  
10 the terms and conditions of their service.” and  
11 inserting “with the terms and conditions of  
12 their service or any adverse action, including  
13 termination, proposed by the sponsoring organi-  
14 zation. The procedure shall provide for an ap-  
15 peal to the Director of any proposed termi-  
16 nation.”; and

17 (B) in the third sentence (as amended by  
18 this section), by striking “and the terms and  
19 conditions of their service”.

20 **SEC. 2105. VISTA LITERACY CORPS.**

21 Section 109 (42 U.S.C. 4959) and the item relating  
22 to it in the table of contents are repealed.

23 **SEC. 2106. UNIVERSITY YEAR FOR VISTA PROGRAM.**

24 Section 111(b) (42 U.S.C. 4971(b)) is amended in  
25 the third sentence by striking “agencies, institutions, and

1 situations” and inserting “agencies and institutions, in-  
2 cluding civic, community, and educational organizations,”.

3 **Subtitle B—Amendments to Title II**  
4 **(National Senior Volunteer Corps)**

5 **SEC. 2201. CHANGE IN NAME.**

6 Title II (42 U.S.C. 5000 et seq.) is amended in the  
7 title heading by striking “**NATIONAL SENIOR**  
8 **VOLUNTEER CORPS**” and inserting “**NA-**  
9 **TIONAL SENIOR SERVICE CORPS**”.

10 **SEC. 2202. PURPOSE.**

11 Section 200 (42 U.S.C. 5000) is amended to read as  
12 follows:

13 **“SEC. 200. STATEMENT OF PURPOSE.**

14 “It is the purpose of this title to provide—

15 “(1) opportunities for senior service to meet  
16 unmet local, State, and national needs in the areas  
17 of education, public safety, health and human needs,  
18 and the environment;

19 “(2) for the National Senior Service Corps,  
20 comprised of the Retired and Senior Volunteer Pro-  
21 gram, the Foster Grandparent Program, and the  
22 Senior Companion Program, and demonstration and  
23 other programs to empower older individuals to con-  
24 tribute to their communities through service, en-  
25 hance the lives of those who serve and those whom

1       they serve, and provide communities with valuable  
2       services;

3           “(3) opportunities for people 55 years of age or  
4       older, through the Retired and Senior Volunteer  
5       Program, to share their experiences, abilities, and  
6       skills for the betterment of their communities and  
7       themselves;

8           “(4) opportunities for people 55 years of age or  
9       older, through the Foster Grandparents Program, to  
10      have a positive impact on the lives of children in  
11      need;

12          “(5) opportunities for people 55 years of age or  
13      older, through the Senior Companion Program, to  
14      provide critical support services and companionship  
15      to adults at risk of institutionalization and who are  
16      struggling to maintain a dignified independent life;  
17      and

18          “(6) for research, training, demonstration, and  
19      other program activities to increase and improve op-  
20      portunities for seniors to meet unmet needs, includ-  
21      ing those related to emergency preparedness, public  
22      safety, public health, and disaster relief, in their  
23      communities.”.

1 **SEC. 2203. GRANTS AND CONTRACTS FOR VOLUNTEER**  
2 **SERVICE PROJECTS.**

3 Section 201 (42 U.S.C. 5001) is amended—

4 (1) in subsection (a), in the matter preceding  
5 paragraph (1), by striking “avail themselves of op-  
6 portunities for volunteer service in their community”  
7 and inserting “share their experiences, abilities, and  
8 skills for the betterment of their communities and  
9 themselves”;

10 (2) in paragraph (2), by striking “, and individ-  
11 uals 60 years of age or older will be given priority  
12 for enrollment,”;

13 (3) by striking subsection (c); and

14 (4) by redesignating subsection (d) as sub-  
15 section (c).

16 **SEC. 2204. FOSTER GRANDPARENT PROGRAM GRANTS.**

17 Section 211 (42 U.S.C. 5011) is amended—

18 (1) in subsection (a), by striking “low-income  
19 persons aged sixty or over” and inserting “low-in-  
20 come and other persons aged 55 or over”;

21 (2) in subsection (b)—

22 (A) in paragraph (1)—

23 (i) in the matter preceding subpara-  
24 graph (A), by striking “shall have the ex-  
25 clusive authority to determine, pursuant to  
26 the provisions of paragraph (2) of this sub-

1 section—” and inserting “may deter-  
2 mine—”;

3 (ii) in subparagraph (A), by striking  
4 “and”;

5 (iii) in subparagraph (B), by striking  
6 the period and inserting “; and”; and

7 (iv) by adding after subparagraph (B)  
8 the following:

9 “(C) whether it is in the best interests of  
10 a child receiving, and of a particular foster  
11 grandparent providing, services in such a  
12 project, to continue such relationship after the  
13 child reaches the age of 21, if such child was  
14 receiving such services prior to attaining the  
15 age of 21.”;

16 (B) by striking paragraph (2); and

17 (C) by redesignating paragraph (3) as  
18 paragraph (2);

19 (3) in paragraph (2) (as redesignated by this  
20 section), by striking “paragraphs (1) and (2)” and  
21 inserting “paragraph (1)”; and

22 (4) by adding after paragraph (2) (as redesi-  
23 gated by this section) the following:

24 “(3) If an assignment of a foster grandparent  
25 is suspended or discontinued, the replacement of

1 that foster grandparent shall be determined through  
2 the mutual agreement of all parties involved in the  
3 provision of services to the child.”;

4 (5) in subsection (d)—

5 (A) in the first sentence, by striking “low-  
6 income persons serving as volunteers under this  
7 part, such allowances, stipends, and other sup-  
8 port” and inserting “low-income persons and  
9 persons eligible under subsection (h) serving as  
10 volunteers under this part, such allowances or  
11 stipends”; and

12 (B) by striking the second sentence and all  
13 that follows and inserting the following: “Any  
14 stipend or allowance provided under this part  
15 shall not exceed 75 percent of the minimum  
16 wage under the Fair Labor Standards Act of  
17 1938 (29 U.S.C. 201 et seq.), with the Federal  
18 share not to exceed \$2.65 per hour, provided  
19 that the Director shall adjust the Federal share  
20 once prior to December 31, 2007, to account  
21 for inflation.”;

22 (6) in subsection (e)(1), by striking “125” and  
23 inserting “200”;

24 (7) by striking subsection (f) and inserting:

1           “(f)(1) Subject to the restrictions in paragraph (3),  
2 individuals who are not low-income persons may serve as  
3 volunteers under this part. The regulations issued by the  
4 Director to carry out this part (other than regulations re-  
5 lating to stipends or allowances to individuals authorized  
6 by subsections (d) and (h)) shall apply to all volunteers  
7 under this part, without regard to whether such volunteers  
8 are eligible to receive a stipend or allowance under sub-  
9 section (d) or (h).

10           “(2) Except as provided under paragraph (1), each  
11 recipient of a grant or contract to carry out a project  
12 under this part shall give equal treatment to all volunteers  
13 who participate in such project, without regard to whether  
14 such volunteers are eligible to receive a stipend or allow-  
15 ance under subsection (d) or (h).

16           “(3) An individual who is not a low-income person  
17 may not become a volunteer under this part if allowing  
18 that individual to become a volunteer under this part  
19 would prevent a low-income person from becoming a vol-  
20 unteer under this part or would displace a low-income per-  
21 son from being a volunteer under this part.”; and

22           (8) by adding at the end the following new sub-  
23 sections:

24           “(g) The Director may also provide a stipend or al-  
25 lowance in an amount not to exceed 10 percent more than

1 the amount established under subsection (d) to leaders  
2 who, on the basis of past experience as volunteers, special  
3 skills, and demonstrated leadership abilities, may coordi-  
4 nate activities, including training, and otherwise support  
5 the service of volunteers under this part.

6 “(h) The Director may provide payments under sub-  
7 section (d) for up to 15 percent of volunteers serving in  
8 a project under this part for a fiscal year who do not meet  
9 the definition of ‘low-income’ under subsection (e), upon  
10 certification by the recipient of a grant or contract that  
11 it is unable to effectively recruit and place low-income vol-  
12 unteers in the number of placements approved for the  
13 project.”.

14 **SEC. 2205. SENIOR COMPANION PROGRAM GRANTS.**

15 Section 213 (42 U.S.C. 5013) is amended—

16 (1) in subsection (a), by striking “low-income  
17 persons aged 60 or over” and inserting “low-income  
18 and other persons aged 55 or over”;

19 (2) in subsection (b), by striking “Subsections  
20 (d), (e), and (f)” and inserting “Subsections (d)  
21 through (h)”;

22 (3) by striking subsection (e)(2)(B) and insert-  
23 ing the following:

24 “(B) Senior companion volunteer trainers  
25 and leaders may receive a stipend or allowance

1 consistent with subsection (g) authorized under  
2 subsection (d) of section 211, as approved by  
3 the Director.”.

4 **SEC. 2206. TECHNICAL AMENDMENTS.**

5 (a) CHANGE IN AGE ELIGIBILITY.—Section 223 (42  
6 U.S.C. 5023) is amended by striking “sixty years and  
7 older” and inserting “55 years and older”.

8 (b) NAME CHANGE.—Section 224 (42 U.S.C. 5024)  
9 is amended in the heading by striking “**VOLUNTEER**”  
10 and inserting “**SERVICE**”.

11 **SEC. 2207. PROGRAMS OF NATIONAL SIGNIFICANCE.**

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

13 (1) in subsection (a)(1), by striking “With not  
14 less than one-third of the funds made available” and  
15 inserting “With funds made available”; and

16 (2) in subsection (b), by adding after paragraph  
17 (18) the following:

18 “(19) Programs that strengthen community ef-  
19 forts in support of homeland security.”.

20 **SEC. 2208. ADDITIONAL PROVISIONS.**

21 Title II (42 U.S.C. 5000 et seq.) is amended by add-  
22 ing after section 227 the following new sections:

1 **“SEC. 228. PARTICIPATION REGARDLESS OF INCOME**  
2 **LEVEL.**

3 “(a) GENERAL.—Participation in programs and ac-  
4 tivities under this title shall be open to seniors regardless  
5 of income level.

6 “(b) PARTICIPATION OF LOW-INCOME INDIVIDUALS  
7 ENCOURAGED.—Notwithstanding subsection (a), the Cor-  
8 poration shall take appropriate steps, including conducting  
9 outreach at the national level and requiring measures at  
10 the local level, to ensure the inclusion of low-income per-  
11 sons in programs and activities authorized under this title.

12 **“SEC. 229. CONTINUITY OF SERVICE.**

13 “To ensure the continued service of individuals in  
14 communities served by Retired and Senior Volunteer pro-  
15 grams, Foster Grandparent programs, and Senior Com-  
16 panion programs prior to enactment of this section, in  
17 making grants under this title the Corporation shall take  
18 actions it considers necessary to maintain service assign-  
19 ments for such seniors and to ensure continuity of service  
20 for communities.

21 **“SEC. 229A. TRAINING AND RESEARCH.**

22 “From funds appropriated each fiscal year to carry  
23 out subtitle II, the Corporation may reserve up to  
24 \$10,000,000 to support research and training designed to  
25 improve the effectiveness of programs supported under  
26 subtitle II.”.

1 **Subtitle C—Amendments to Title**  
2 **IV (Administration and Coordi-**  
3 **nation)**

4 **SEC. 2301. DEFINITIONS.**

5 Section 421 (42 U.S.C. 5061) is amended—

6 (1) in paragraph (13), by striking “National  
7 Senior Volunteer Corps” and inserting “National  
8 Senior Service Corps”; and

9 (2) in paragraph (14)—

10 (A) by striking “National Senior Volunteer  
11 Corps” and inserting “National Senior Service  
12 Corps”; and

13 (B) by striking “parts A, B, C, and E of”;

14 **SEC. 2302. PROTECTION AGAINST IMPROPER USE.**

15 Section 425 (42 U.S.C. 5065) is amended by striking  
16 “National Senior Volunteer Corps” and inserting “Na-  
17 tional Senior Service Corps”.

18 **SEC. 2303. INCOME VERIFICATION.**

19 Title IV is amended by adding after section 425 the  
20 following new section:

21 **“SEC. 426. INCOME VERIFICATION.**

22 “Each organization that receives assistance under  
23 this Act may verify the income eligibility of volunteers  
24 based on a confidential declaration of income and with no  
25 requirements for verification.”.

1 **SEC. 2304. SECTIONS REPEALED.**

2 Sections 412 and 416 (42 U.S.C. 5052 and 5056),  
3 and the items relating to such sections in the table of con-  
4 tents contained in section 1(b), are repealed.

5 **Subtitle D—Amendments to Title V**  
6 **(Authorization of Appropriations)**

7 **SEC. 2401. AUTHORIZATION OF APPROPRIATIONS FOR**  
8 **VISTA AND OTHER PURPOSES.**

9 Section 501 (42 U.S.C. 5081) is amended—

10 (1) in subsection (a)—

11 (A) in paragraph (1), by striking “, exclud-  
12 ing section 109” and all that follows and insert-  
13 ing “such sums as may be necessary for each  
14 of the fiscal years 2003 through 2007.”;

15 (B) by striking paragraphs (2) and (4) and  
16 redesignating paragraphs (3) and (5) as para-  
17 graphs (2) and (3); and

18 (C) in paragraph (2) (as redesignated by  
19 this section), by striking “, excluding section  
20 125” and all that follows and inserting “such  
21 sums as may be necessary for each of the fiscal  
22 years 2003 through 2007.”; and

23 (2) by striking subsection (e).

1 **SEC. 2402. AUTHORIZATION OF APPROPRIATIONS FOR NA-**  
2 **TIONAL SENIOR SERVICE CORPS.**

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

5 **“SEC. 502. NATIONAL SENIOR SERVICE CORPS.**

6 “(a) RETIRED AND SENIOR VOLUNTEER PRO-  
7 GRAM.—There are authorized to be appropriated to carry  
8 out part A of title II, such sums as may be necessary for  
9 each of the fiscal years 2003 and 2007.

10 “(b) FOSTER GRANDPARENT PROGRAM.—There are  
11 authorized to be appropriated to carry out part B of title  
12 II, such sums as may be necessary for each of the fiscal  
13 years 2003 and 2007.

14 “(c) SENIOR COMPANION PROGRAM.—There are au-  
15 thorized to be appropriated to carry out part C of title  
16 II, such sums as may be necessary for each of the fiscal  
17 years 2003 and 2007.

18 “(d) DEMONSTRATION PROGRAMS.—There are au-  
19 thorized to be appropriated to carry out part E of title  
20 II, such sums as may be necessary for each of the fiscal  
21 years 2003 through 2007.”.

22 **SEC. 2403. ADMINISTRATION AND COORDINATION.**

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

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

2 “There are authorized to be appropriated for the ad-  
3 ministration of this Act such sums as may be necessary  
4 for each of fiscal years 2003 through 2007.”.

5 **TITLE III—AMENDMENTS TO**  
6 **OTHER LAWS**

7 **SEC. 3101. INSPECTOR GENERAL ACT.**

8 Section 8E(a)(1) of the Inspector General Act (5  
9 U.S.C. App.) is amended by striking “National and Com-  
10 munity Service Trust Act of 1993” and inserting “Na-  
11 tional and Community Service Act of 1990”.

12 **TITLE IV—TECHNICAL AMEND-**  
13 **MENTS TO TABLES OF CON-**  
14 **TENTS**

15 **SEC. 4101. TABLE OF CONTENTS FOR THE NATIONAL AND**  
16 **COMMUNITY SERVICE ACT OF 1990.**

17 Section 1(b) of the National and Community Service  
18 Act of 1990 (42 U.S.C. 12501, note) is amended to read  
19 as follows:

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

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

“Sec. 2. Findings and purpose.

“TITLE I—NATIONAL AND COMMUNITY SERVICE GRANT  
PROGRAM

“Subtitle A—General Provisions

“Sec. 101. Definitions.

“Sec. 102. Authority to make State grants.

“Subtitle B—Service Learning Programs

“PART I—SERVE-AMERICA PROGRAMS

- “Sec. 111. Assistance to States and Indian tribes.
- “Sec. 112. Allotments.
- “Sec. 113. Applications.
- “Sec. 114. Consideration of applications.
- “Sec. 115. Federal, State, and local contributions.
- “Sec. 116. Limitations on uses of funds.

“PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY SERVICE

- “Sec. 119. Higher education innovation programs for community service.

“PART III—COMMUNITY-BASED PROGRAMS, TRAINING, AND INITIATIVES

- “Sec. 120. Community-based programs, training, and other initiatives.

“PART IV—CLEARINGHOUSE

- “Sec. 120A. Service-learning clearinghouse.

“Subtitle C—National Service Trust Programs

“PART I—INVESTMENT IN NATIONAL SERVICE

- “Sec. 121. Authority to provide assistance and approved national service positions.
- “Sec. 122. Types of national service programs eligible for program assistance.
- “Sec. 123. Types of national service positions eligible for approval for national service educational awards.
- “Sec. 124. Types of program assistance.
- “Sec. 125. Training and technical assistance.
- “Sec. 126. Other special assistance.

“PART II—APPLICATION AND APPROVAL PROCESS

- “Sec. 129. Provision of assistance and approved national service positions.
- “Sec. 129A. Pilot authority for member-based national service positions.
- “Sec. 129B. Education awards program.
- “Sec. 129C. Fixed amount grants.
- “Sec. 130. Application for assistance and approved national service positions.
- “Sec. 131. National service program assistance requirements.
- “Sec. 132. Ineligible service categories.
- “Sec. 133. Consideration of applications.

“PART III—NATIONAL SERVICE PARTICIPANTS

- “Sec. 137. Description of participants.
- “Sec. 138. Selection of national service participants.
- “Sec. 139. Terms of service.
- “Sec. 140. Living allowances for national service participants.
- “Sec. 141. National service educational awards.

“Subtitle D—National Service Trust and Provision of National Service Educational Awards

- “See. 145. Establishment of the National Service Trust.
- “See. 146. Individuals eligible to receive a national service educational award from the Trust.
- “See. 147. Determination of the amount of the national service educational award.
- “See. 148. Disbursement of national service educational awards.
- “See. 149. Use by participants with disabilities.
- “See. 149A. Service-based scholarships to high school students.

“Subtitle E—National Civilian Community Corps

- “See. 151. Purpose.
- “See. 152. Establishment of Civilian Community Corps program.
- “See. 153. National service program.
- “See. 154. Summer national service program.
- “See. 155. Civilian Community Corps.
- “See. 156. Training.
- “See. 157. Service projects.
- “See. 158. Authorized benefits for Corps members.
- “See. 159. Administrative provisions.
- “See. 160. Status of Corps members and Corps personnel under Federal law.
- “See. 161. Contract and grant authority.
- “See. 162. Responsibilities of other departments.
- “See. 164. Annual evaluation.
- “See. 166. Definitions.
- “See. 167. Emergency Response Corps.

“Subtitle F—Administrative Provisions

- “See. 171. Family and medical leave.
- “See. 172. Reports.
- “See. 173. Supplementation.
- “See. 174. Prohibition on use of funds.
- “See. 175. Nondiscrimination.
- “See. 176. Notice, hearing, and grievance procedures.
- “See. 177. Nonduplication and nondisplacement.
- “See. 178. State Commissions on National and Community Service.
- “See. 179. Evaluation.
- “See. 180. Engagement of participants.
- “See. 181. Contingent extension.
- “See. 182. Partnerships with schools.
- “See. 183. Rights of access, examination, and copying.
- “See. 184. Drug-free workplace requirements.
- “See. 185. Consolidated application and reporting requirements.
- “See. 186. Accountability for results.
- “See. 187. Sustainability.
- “See. 188. Use of recovered funds.
- “See. 189. Capacity building.
- “See. 189A. Expenses of attending meetings.
- “See. 189B. Fees.
- “See. 189C. Grant periods.
- “See. 189D. Generation of volunteers.
- “See. 189E. Limitation on program grant costs.

“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. Chief Executive Officer.
- “Sec. 193A. Authorities and duties of the Chief Executive Officer.
- “Sec. 194. Officers.
- “Sec. 195. Employees, consultants, and other personnel.
- “Sec. 196. Administration.
- “Sec. 196A. Corporation State offices.

“Subtitle H—Investment for Quality and Innovation

- “Sec. 198. Additional corporation activities to support national service.
- “Sec. 198A. Clearinghouses.
- “Sec. 198B. Presidential awards for service.
- “Sec. 198C. Military installation conversion demonstration programs.

“Subtitle I—American Conservation and Youth Corps

- “Sec. 199. Short title.
- “Sec. 199A. General authority.
- “Sec. 199B. Limitation on purchase of capital equipment.
- “Sec. 199C. State application.
- “Sec. 199D. Focus of programs.
- “Sec. 199E. Related programs.
- “Sec. 199F. Public lands or Indian lands.
- “Sec. 199G. Training and education services.
- “Sec. 199H. Preference for certain projects.
- “Sec. 199I. Age and citizenship criteria for enrollment.
- “Sec. 199J. Use of volunteers.
- “Sec. 199K. Living allowance.
- “Sec. 199L. Joint programs.
- “Sec. 199M. Federal and State employee status.

“Subtitle J—Senior Service Scholarships

- “Sec. 199N. Authority to provide assistance and Senior Service Scholarships.
- “Sec. 199O. Programs eligible for assistance.
- “Sec. 199P. Grants.
- “Sec. 199Q. Funds for Senior Service Scholarships.
- “Sec. 199R. Eligibility to receive a Senior Service Scholarship.
- “Sec. 199S. Amount of Senior Service Scholarship.

“Subtitle K—America’s Promise: The Alliance for Youth

- “Sec. 199AA. Authority to provide assistance.
- “Sec. 199BB. Allowable costs.
- “Sec. 199CC. Corporation’s Chief Executive Officer as ex officio member of board of directors.

“TITLE II—MODIFICATIONS OF EXISTING PROGRAMS

“Subtitle A—Publication

- “Sec. 201. Information for students.
- “Sec. 202. Exit counseling for borrowers.
- “Sec. 203. Department information on deferments and cancellations.
- “Sec. 204. Data on deferments and cancellations.

“Subtitle B—Youthbuild Projects

“Sec. 211. Youthbuild projects.

“Subtitle C—Amendments to Student Literacy Corps

“Sec. 221. Amendments to Student Literacy Corps.

“TITLE III—POINTS OF LIGHT FOUNDATION

“Sec. 301. Short title.

“Sec. 302. Findings and purposes.

“Sec. 303. Authority.

“Sec. 304. Grants to the Foundation.

“Sec. 305. Eligibility of the Foundation for grants.

“TITLE IV—PROJECTS HONORING VICTIMS OF TERRORIST  
ATTACKS

“Sec. 401. Projects.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

“Sec. 501. Authorization of appropriations.

“TITLE VI—MISCELLANEOUS PROVISIONS

“Sec. 601. Amtrak waste disposal.

“Sec. 602. Exchange program with countries in transition from totalitarianism to democracy.”.

**1 SEC. 4102. TABLE OF CONTENTS FOR THE DOMESTIC VOL-**  
**2 UNTEER SERVICE ACT OF 1973.**

**3** Section 1(b) of the Domestic Volunteer Service Act  
**4** of 1973 (42 U.S.C. 4950 note) is amended to read as fol-  
**5** lows:

**6** “(b) TABLE OF CONTENTS.—The table of contents  
**7** is as follows:

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

“Sec. 2. Volunteerism policy.

“TITLE I—NATIONAL VOLUNTEERS ANTIPOVERTY PROGRAM

“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. 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 VOLUNTEERS PROGRAM

- “Sec. 121. Statement of purpose.
- “Sec. 122. Authority to establish and operate special volunteer and demonstration programs.
- “Sec. 123. Technical and financial assistance.
- “Sec. 124. Literacy challenge grants.

“TITLE II—NATIONAL SENIOR SERVICE 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.
- “Sec. 228. Participation regardless of income level.
- “Sec. 229. Continuity of service.
- “Sec. 229A. Training and research.

“PART E—DEMONSTRATION PROGRAMS

- “Sec. 231. Authority of Director.

“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. 414. Distribution of benefits between rural and urban areas.
- “Sec. 415. Application of Federal law.
- “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. Income verification.

“TITLE V—AUTHORIZATION OF APPROPRIATIONS

- “Sec. 501. National volunteer antipoverty programs.
- “Sec. 502. National Senior Service 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           **TITLE V—EFFECTIVE DATE**

2   **SEC. 5101. EFFECTIVE DATE.**

3           Unless specifically provided otherwise, the amend-  
4 ments made by this Act shall take effect on the date of  
5 enactment.

6   **SEC. 5102. SERVICE ASSIGNMENTS AND AGREEMENTS.**

7           (a) SERVICE ASSIGNMENTS.—Changes pursuant to  
8 this Act in the terms and conditions of terms of service  
9 and other service assignments under the national service  
10 laws (including the amount of the education award) shall  
11 apply only to individuals who enroll or otherwise begin  
12 service assignments after 90 days after the date of enact-

1 ment of this Act, except when agreed upon by all inter-  
2 ested parties.

3 (b) AGREEMENTS.—Changes pursuant to this Act in  
4 the terms and conditions of grants, contracts, or other  
5 agreements under the national service laws shall apply  
6 only to such agreements entered into after 90 days after  
7 the date of enactment of this Act, except when agreed  
8 upon by the parties to such agreements.

○