Case Number: 2013-0661-F-3

FOIA MARKER

This is not a textual record. This is used as an administrative marker by the Clinton Presidential Library Staff.

Folder Title: National Service Trust Act [2]
Staff Office-Individual: COUNSEL'S OFFICE - NEWMITH, STEPHEN
Original OA/ID Number: CF 391

Row:	Section:	Shelf:	Position:	Stack:
20	4	2	2	V

mit applications under section 114 with respect to service-learning programs described in section 111 that—

"(A) involve participants in the design and operation of the program;

"(B) are in the greatest need of assistance, such as programs targeting low-income areas;

"(C) involve—

"(i) students from public elementary or secondary schools, and students from private elementary or secondary schools, serving together; or

"(ii) students of different ages, races, sexes, ethnic groups, disabilities, or economic backgrounds, serving together; or

"(D) are integrated into the academic program of the participants.

"(c) REJECTION OF APPLICATIONS.—

"(1) NOTIFICATION OF APPLICANTS.—If the Corporation rejects an application submitted by a State or Indian tribe under section 113, the Corporation shall promptly notify the State or Indian tribe of the reasons for the rejection of the application. The Corporation shall provide the State or Indian tribe with a reasonable opportunity to revise

and resubmit the application and shall provide technical assistance, if needed, to the State or Indian tribe as part of the resubmission process. The Corporation shall promptly reconsider such resubmitted application.

"(2) OTHER APPLICANTS.—The Corporation is not required to provide notice to applicants other than States and Indian tribes of the failure of the Corporation to approve an application under section 114 for assistance.

"SEC. 115A. PARTICIPATION OF STUDENTS AND TEACHERS FROM PRIVATE SCHOOLS.

"(a) IN GENERAL.—To the extent consistent with the number of students in the State or Indian tribe or in the school district of the local educational agency involved who are enrolled in private nonprofit elementary and secondary schools, such State, Indian tribe, or agency shall (after consultation with appropriate private school representatives) make provision—

"(1) for the inclusion of services and arrangements for the benefit of such students so as to allow for the equitable participation of such students in the programs implemented to carry out the objectives and provide the benefits described in this subpart; and

"(2) for the training of the teachers of such students so as to allow for the equitable participation of such teachers in the programs implemented to carry out the objectives and provide the benefits described in this subpart.

"(b) WAIVER.—If a State, Indian tribe, or local educational agency is prohibited by law from providing for the participation of students or teachers from private nonprofit schools as required by subsection (a), or if the Corporation determines that a State, Indian tribe, or local educational agency substantially fails or is unwilling to provide for such participation on an equitable basis, the Chairperson shall waive such requirements and shall arrange for the provision of services to such students and teachers. Such waivers shall be subject to consultation, withholding, notice, and judicial review requirements in accordance with paragraphs (3) and (4) of section 1017(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2727(b)).

"SEC. 116. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.

"(a) SHARE.—

"(1) IN GENERAL.—The Federal share attributable to this subpart of the cost of carrying out a program for which a grant or allotment is made under this subpart may not exceed—

"(A) 90 percent of the total cost of the program for the first year for which the program receives assistance under this subpart;

"(B) 80 percent of the total cost of the program for the second year for which the program receives assistance under this subpart;

"(C) 70 percent of the total cost of the program for the third year for which the program receives assistance under this subpart; and

"(D) 50 percent of the total cost of the program for the fourth year, and for any subsequent year, for which the program receives assistance under this subpart.

"(2) CALCULATION.—In providing for the remaining share of the cost of carrying out such a program, each recipient of assistance under this subpart—

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

"(B) may provide for such share through State sources, local sources, or Federal sources (other than funds made available under this Act).

"(b) WAIVER.—The Chairperson may waive the requirements of subsection (a) with respect to any such program in any fiscal year if the Corporation determines that such a waiver would be equitable due to a lack of available financial resources at the local level.

"SEC. 116A. LIMITATIONS ON USES OF FUNDS.

"(a) ADMINISTRATIVE COSTS.—

"(1) STATE EDUCATIONAL AGENCY, INDIAN TRIBE, OR GRANTMAKING ENTITY.—A State educational agency, Indian tribe, or grantmaking entity that receives a grant or allotment under this subpart for a fiscal year may reserve not more than 5 percent of the funds made available through the grant or allotment for the fiscal year, for administrative costs of programs carried out under this subpart.

"(2) GRANT RECIPIENT.—If a grantmaking entity makes a reservation under paragraph (1) of funds made available for a fiscal year, a partnership that receives a grant from the grantmaking entity under this subpart for such fiscal year may not use funds made available through the grant for administrative costs. If the grantmaking entity does not make such a reservation, the partnership that receives the grant may use not more than 5 percent of the funds made available through the grant for

administrative costs of programs carried out under this subpart.

"(b) CAPACITY-BUILDING ACTIVITIES.—A State educational agency or Indian tribe that receives a grant or allotment under this subpart for a fiscal year may reserve not less than 10 percent and not more than 15 percent of such funds, to build capacity through training, technical assistance, curriculum development, and coordination activities, described in section 111(a)(1).

"(c) LOCAL USES OF FUNDS.—Funds made available under this subpart may not be used to pay any stipend, allowance, or other financial support to any elementary or secondary school student who is a participant under this subtitle, except reimbursement for transportation, meals, and other reasonable out-of-pocket expenses directly related to participation in a program assisted under this subpart.

"SEC. 116B. DEFINITIONS.

"As used in this subpart:

"(1) GRANTMAKING ENTITY.—The term 'grantmaking entity' means an organization described in section 111B(a).

"(2) SCHOOL-BASED.—The term 'school-based' means based in an elementary school or a secondary school.

"(3) STUDENT.—Notwithstanding section 101(28), the term 'student' means an individual who is enrolled in an elementary or secondary school on a full- or part-time basis.

"Subpart B—Community-Based Service Programs for School-Age Youth

"SEC. 117. DEFINITIONS.

"As used in this subpart:

"(1) COMMUNITY-BASED SERVICE PROGRAM.—The term 'community-based service program' means a program described in section 117A(b)(1)(A).

"(2) GRANTMAKING ENTITY.—The term 'grantmaking entity' means a qualified organization that—

"(A) submits an application under section 117C(a) to make grants to qualified organizations;

"(B) has experience with service-learning; and

"(C) was in existence 1 year before the date on which the organization submitted the application.

"(3) QUALIFIED ORGANIZATION.—The term 'qualified organization' means a public or private

nonprofit organization with experience working with school-age youth.

"SEC. 117A. GENERAL AUTHORITY.

"(a) GRANTS.—From the funds appropriated to carry out this subpart for a fiscal year, the Corporation may make grants to State Commissions, grantmaking entities, and qualified organizations to pay for the Federal share of the implementation, operation, expansion, or replication of community-based service programs.

"(b) USE OF FUNDS.—

"(1) STATE COMMISSIONS AND GRANTMAKING ENTITIES.—A State Commission or grantmaking entity may use a grant made under subsection (a)—

"(A) to make a grant to a qualified organization to implement, operate, expand, or replicate such a program that provides projects involving meaningful human, educational, environmental, or public safety service by participants, who shall be school-age youth; or

"(B) to provide training and technical assistance to a such an organization.

"(2) QUALIFIED ORGANIZATIONS.—A qualified organization, other than a grantmaking entity, may use a grant made under subsection (a) to implement,

operate, expand, or replicate a program described in paragraph (1)(A).

"SEC. 117B. STATE APPLICATIONS.

"(a) IN GENERAL.—To be eligible to receive a grant under section 117A(a), a State Commission shall prepare, submit to the Corporation, and obtain approval of, an application.

"(b) SUBMISSION.—Such application shall be submitted to the Corporation at such time and in such manner, and shall contain such information, as the Chairperson may reasonably require.

"(c) CONTENTS.—Such an application shall include, at a minimum, a State plan that contains the descriptions, proposals, and assurance described in section 117C(d) with respect to each community-based service program proposed to be carried out through funding distributed by the State Commission under this subpart.

"SEC. 117C. LOCAL APPLICATIONS.

"(a) APPLICATION TO CORPORATION TO MAKE GRANTS FOR COMMUNITY-BASED SERVICE PROGRAMS.—To be eligible to receive a grant from the Corporation under section 117A(a) to make grants under section 117A(b)(1), a qualified organization shall prepare, submit to the Corporation, and obtain approval of, an application that proposes a community-based service program to be

carried out through grants made to qualified organizations. Such application shall be submitted at such time and in such manner, and shall contain such information, as the Chairperson may reasonably require.

"(b) DIRECT APPLICATION TO CORPORATION TO CARRY OUT COMMUNITY-BASED SERVICE PROGRAMS.—To be eligible to receive a grant from the Corporation under section 117A(a) to implement, operate, expand, or replicate a community service program, a qualified organization shall prepare, submit to the Corporation, and obtain approval of, an application that proposes a community-based service program to be carried out at multiple sites, or that proposes an innovative community-based service program. Such application shall be submitted at such time and in such manner, and shall contain such information, as the Chairperson may reasonably require.

"(c) APPLICATION TO STATE COMMISSION OR GRANTMAKING ENTITY TO RECEIVE GRANTS TO CARRY OUT COMMUNITY-BASED SERVICE PROGRAMS.—To be eligible to receive a grant from a State Commission or grantmaking entity under section 117A(b)(1), a qualified organization shall prepare, submit to the Commission or entity, and obtain approval of, an application. Such application shall be submitted at such time and in such man-

ner, and shall contain such information, as the Commission or entity may reasonably require.

"(d) REQUIREMENTS OF APPLICATION.—An application submitted under subsection (a), (b), or (c) shall, at a minimum, contain—

"(1) a description of any community-based service program proposed to be implemented, operated, expanded, or replicated directly by the applicant using assistance provided under this subpart;

"(2) a description of any grant program proposed to be conducted by the applicant with assistance provided under this subpart to support a community-based service program;

"(3) a proposal for carrying out the community-based service program that describes the manner in which the entity carrying out the program will—

"(A) provide preservice and inservice training, for supervisors and participants, that will be conducted by qualified individuals, or qualified organizations, that have experience in community-based service programs;

"(B) include economically disadvantaged individuals as participants in the program proposed by the applicant;

"(C) provide an age-appropriate service-learning component described in section 114(d)(5)(B);

"(D) conduct an appropriate evaluation of the program;

"(E) provide for appropriate community involvement in the program;

"(F) provide service experiences that promote leadership abilities among participants in the program, including experiences that involve such participants in program design;

"(G) involve participants in projects approved by community-based agencies;

"(H) establish and measure progress toward the goals of the program; and

"(I) organize participants in the program into teams, with team leaders who may be participants in a program under subtitle C or individuals who receive a national service educational award under subtitle D; and

"(4) an assurance that the entity carrying out the program proposed by the applicant will comply with the nonduplication and nondisplacement provisions of section 177.

"SEC. 117D. CONSIDERATION OF APPLICATIONS.

"(a) APPLICATION OF CRITERIA.—The Corporation shall apply the criteria described in subsection (b) in determining whether to approve an application submitted under section 117B or under subsection (a) or (b) of section 117C and to provide assistance under section 117A to the applicant on the basis of the application.

"(b) ASSISTANCE CRITERIA.—The Corporation shall consider, in evaluating such an application—

"(1) in the case of an application submitted by a State Commission, the quality of the State plan required under section 117B;

"(2) the quality of the community-based service program to be conducted directly or supported by the applicant;

"(3) the innovative aspects of the program, and the extent to which the program can be replicated;

"(4) the sustainability of the program, based on—

"(A) evidence of strong and broad-based community support for the program; and

"(B) the existence of multiple funding sources and private funding that will permit continuation of the program after the assistance received under this subpart for the program has ended;

"(5)(A) the extent to which the program builds on programs, authorized under this Act or under other authority, that are in existence on the date of submission of the application; and

"(B) the past performance of such programs;

"(6) the extent to which the community-based service program involves participants in the design, operation, and leadership of the program;

"(7) the extent to which the program provides services where the services are needed most, such as in communities that are designated as enterprise zones or redevelopment areas or are otherwise targeted for special economic incentives, areas that are environmentally distressed, and communities adversely affected by reductions in defense spending; and

"(8) such other factors as the Chairperson considers to be appropriate.

"(c) APPLICATION TO SUBGRANTS.—A State Commission or grantmaking entity shall apply the criteria described in subsection (b) in determining whether to approve an application under section 117C(c) and to make a grant under section 117A(b)(1) to the applicant on the basis of the application.

"SEC. 117E. FEDERAL, STATE, AND LOCAL CONTRIBUTIONS.

"(a) FEDERAL SHARE.—

"(1) IN GENERAL.—The Federal share attributable to this subpart of the cost of carrying out a program for which a grant is made under this subpart may not exceed the percentage specified in subparagraph (A), (B), (C), or (D) of section 116(a)(1), as appropriate.

"(2) CALCULATION.—Each recipient of assistance under this subpart shall comply with section 116(a)(2).

"(b) WAIVER.—The Chairperson may waive the requirements of subsection (a) as provided in section 116(b).

"SEC. 117F. LIMITATIONS ON USES OF FUNDS.

"(a) STATE COMMISSION OR GRANTMAKING ENTITY.—A State Commission or grantmaking entity that receives a grant under this subpart for a fiscal year may reserve not more than 5 percent of the funds made available through such grant for the fiscal year, for administrative costs of programs carried out under this subpart.

"(b) QUALIFIED ORGANIZATION.—If a grantmaking entity makes a reservation under subsection (a) of funds made available for a fiscal year, a qualified organization that receives a grant from the entity under this subpart for such fiscal year may not use funds made available through the grant for administrative costs. If the entity

does not make such a reservation, the qualified organization that receives the grant may use not more than 5 percent of the funds made available through the grant for administrative costs of programs carried out under this subpart.

"Subpart C—Clearinghouse

"SEC. 118. SERVICE-LEARNING CLEARINGHOUSE.

"(a) IN GENERAL.—The Corporation shall provide financial assistance, from funds appropriated to carry out subtitle G, to agencies described in subsection (b) to establish a clearinghouse, which shall carry out activities, either directly or by contract with another such entity, with respect to information about service-learning.

"(b) PUBLIC AND PRIVATE NONPROFIT AGENCIES.—Public and private nonprofit agencies that have extensive experience with service-learning, including use of adult volunteers to foster service-learning, shall be eligible to receive assistance under subsection (a).

"(c) FUNCTION OF CLEARINGHOUSE.—An entity that receives assistance under subsection (a) may—

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

"(2) conduct research and evaluations concerning service-learning;

"(3)(A) provide leadership development and training to State and local service-learning program administrators, supervisors, service sponsors, and participants; and

"(B) provide training to persons who can provide the leadership development and training described in subparagraph (A);

"(4) facilitate communication among entities carrying out service-learning programs and participants in such programs;

"(5) provide information, curriculum materials, and technical assistance relating to planning and operation of service-learning programs, to States and local entities eligible to receive financial assistance under this title;

"(6)(A) gather and disseminate information on successful service-learning programs, components of such successful programs, innovative youth skills curricula related to service-learning, and service-learning projects; and

"(B) coordinate the activities of the Clearinghouse with appropriate entities to avoid duplication of effort;

"(7) make recommendations to State and local entities on quality controls to improve the quality of service-learning programs;

"(8) assist organizations in recruiting, screening, and placing service-learning coordinators; and

"(9) carry out such other activities as the Corporation determines to be appropriate.

"Subpart D—General Provisions

"SEC. 119. AVAILABILITY OF APPROPRIATIONS.

"Of the aggregate amount appropriated to carry out this part for each fiscal year—

"(1) a sum equal to 85 percent of such amount shall be available to carry out subpart A; and

"(2) a sum equal to 15 percent of such amount shall be available to carry out subpart B.".

(b) HIGHER EDUCATION INNOVATIVE PROJECTS.—Part II of subtitle B of title I of the National and Community Service Act of 1990 (42 U.S.C. 12531 et seq.) is amended to read as follows:

"PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY SERVICE

"SEC. 120. HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY SERVICE.

"(a) PURPOSE.—It is the purpose of this part to expand participation in community service by supporting in-

novative community service programs carried out through institutions of higher education, acting as civic institutions to improve the health and well-being of neighboring communities.

"(b) GENERAL AUTHORITY.—The Corporation, in consultation with the Secretary of Education, is authorized to make grants to, and enter into contracts with, institutions of higher education (including a combination of such institutions), and partnerships comprised of such institutions and of other public agencies or nonprofit private organizations, to pay for the Federal share of the cost of—

"(1) enabling such an institution or partnership to create or expand an organized community service program that engenders a sense of social responsibility and commitment to the community in which the institution is located, and provides projects for participants, who shall be students, faculty, administration, or staff of the institution, or residents of the community;

"(2) supporting student-initiated and student-designed community service projects through the program;

"(3) facilitating the integration of community service carried out under the program into academic curricula, including integration of clinical programs

into the curriculum for students in professional schools, so that students can obtain credit for their community service projects;

"(4) supplementing the funds available to carry out work-study programs under part C of title IV of the Higher Education Act of 1965 (42 U.S.C. 2751 et seq.) to support service-learning and community service through the community service program;

"(5) strengthening the service infrastructure within institutions of higher education in the United States through the program; and

"(6) providing for the training of teachers, prospective teachers, related education personnel, and community leaders in the skills necessary to develop, supervise, and organize service-learning.

"(c) FEDERAL SHARE.—

"(1) SHARE.—

"(A) IN GENERAL.—The Federal share of the cost of carrying out a community service project for which a grant or contract is awarded under this part may not exceed 50 percent.

"(B) CALCULATION.—Each recipient of assistance under this part shall comply with section 116(a)(2).

"(2) WAIVER.—The Chairperson may waive the requirements of paragraph (1) as provided in section 116(b).

"(d) APPLICATION FOR GRANT.—

"(1) SUBMISSION.—To receive a grant or enter into a contract under this part, an institution or partnership described in subsection (b) shall prepare, submit to the Corporation, and obtain approval of, an application at such time and in such manner as the Chairperson may reasonably require.

"(2) CONTENTS.—An application submitted under paragraph (1) shall contain—

"(A) such information as the Chairperson may reasonably require, such as a description of—

"(i) the proposed program to be established with assistance provided under the grant or contract;

"(ii) the human, educational, environmental, or public safety service that participants will perform and the community need that will be addressed under such program;

"(iii) whether or not students will receive academic credit for community service projects under the program;

"(iv) the procedure for training supervisors and participants and for supervising and organizing participants in such program;

"(v) the procedures to ensure that the program includes the age-appropriate learning component described in section 114(d)(5)(B);

"(vi) the roles played by community members, including service recipients, in the design and implementation of the program; and

"(vii) the budget for the program;

"(B) assurances that—

"(i) prior to the placement of a participant, the applicant will consult with any local labor organization representing employees in the area who are engaged in the same or similar work as that proposed to be carried out by such program, to prevent the displacement and protect the rights of such employees; and

"(ii) the applicant will comply with the nonduplication and nondisplacement provisions of section 177; and

"(C) such other assurances as the Chairperson may reasonably require.

"(e) PRIORITY.—

"(1) IN GENERAL.—In making grants and entering into contracts under subsection (b), the Corporation shall give priority to applicants that submit applications containing proposals that—

"(A) demonstrate the commitment of the institution of higher education, other than by demonstrating the commitment of the students, to supporting the community service projects carried out under the program;

"(B) specify the manner in which the institution will promote faculty, administration, and staff participation in the community service projects;

"(C) specify the manner in which the institution will provide service to the community through organized programs, including, where appropriate, clinical programs for students in professional schools;

"(D) describe any partnership that will participate in the community service projects, such as a partnership comprised of—

"(i) the institution;

"(ii)(I) a community-based agency;

"(II) a local government agency; or

"(III) a nonprofit entity that serves or involves school-age youth or older adults; or

"(iii) a student organization;

"(E) demonstrate community involvement in the development of the proposal;

"(F) specify that the institution will use such assistance to strengthen the service infrastructure in institutions of higher education; or

"(G) with respect to projects involving delivery of service, specify projects that involve leadership development of school-age youth.

"(2) DETERMINATION.—In giving priority to applicants under paragraph (1), the Corporation shall give increased priority to such an applicant for each characteristic described in subparagraphs (A) through (G) of paragraph (1) that is reflected in the application submitted by the applicant.

"(f) NATIONAL SERVICE EDUCATIONAL AWARD.—A participant in a program funded under this part shall be eligible for the national service educational award described in subtitle D, if the participant served in an approved national service position.

"(g) DEFINITION.—Notwithstanding section 101(28), as used in this part, the term 'student' means an individual who is enrolled in an institution of higher education on a full- or part-time basis.".

(c) TABLE OF CONTENTS.—Section 1(b) of the National and Community Service Act of 1990 (Public Law 101–610; 104 Stat. 3127) is amended by striking the items relating to subtitle B of title I of such Act and inserting the following:

"Subtitle B—School-Based and Community-Based Service-Learning Programs

"PART I—SERVE-AMERICA PROGRAMS

"SUBPART A—SCHOOL-BASED PROGRAMS FOR STUDENTS

"Sec. 111. Authority to assist States and Indian tribes.
"Sec. 111A. Authority to assist local applicants in nonparticipating States.
"Sec. 111B. Authority to assist public or private nonprofit organizations.
"Sec. 112. Grants and allotments.
"Sec. 113. State or tribal applications.
"Sec. 114. Local applications.
"Sec. 115. Consideration of applications.
"Sec. 115A. Participation of students and teachers from private schools.
"Sec. 116. Federal, State, and local contributions.
"Sec. 116A. Limitations on uses of funds.
"Sec. 116B. Definitions.

"SUBPART B—COMMUNITY-BASED SERVICE PROGRAMS FOR SCHOOL-AGE YOUTH

"Sec. 117. Definitions.
"Sec. 117A. General authority.
"Sec. 117B. State applications.
"Sec. 117C. Local applications.
"Sec. 117D. Consideration of applications.

"Sec. 117E. Federal, State, and local contributions.
"Sec. 117F. Limitations on uses of funds.

"SUBPART C—CLEARINGHOUSE

"Sec. 118. Service-learning clearinghouse.

"SUBPART D—GENERAL PROVISIONS

"Sec. 119. Availability of appropriations.

"PART II—HIGHER EDUCATION INNOVATIVE PROGRAMS FOR COMMUNITY SERVICE

"Sec. 120. Higher education innovative programs for community service.".

(d) TECHNICAL AND CONFORMING AMENDMENTS.—Section 172(a)(3)(A) of the National and Community Service Act of 1990 (42 U.S.C. 12632(a)(3)(A)) is amended by striking "113(9)" and inserting "113(b)(1)(C)(v)".

SEC. 104. QUALITY AND INNOVATION ACTIVITIES.

(a) REPEAL.—Subtitle E of title I of the National and Community Service Act of 1990 (42 U.S.C. 12591 et seq.) is repealed.

(b) TRANSFER.—Title I of the National and Community Service Act of 1990 is amended—

(1) by redesignating subtitle H (42 U.S.C. 12653 et seq.) as, and transferring such subtitle to, subtitle E;

(2) by inserting subtitle E (as so redesignated by paragraph (1) of this subsection) after subtitle D; and

(3) by redesignating sections 195 through 195O as sections 151 through 166, respectively.

(c) INVESTMENT FUND FOR QUALITY AND INNOVATION.—Title I of the National and Community Service Act of 1990 (as amended by subsection (b) of this section) is amended by adding at the end the following new subtitle:

"Subtitle H—Quality and Innovation Activities

"SEC. 198. ADDITIONAL CORPORATION ACTIVITIES TO SUPPORT NATIONAL SERVICE.

"(a) METHODS OF CONDUCTING ACTIVITIES.—The Corporation may carry out this section directly or through grants, contracts, and cooperative agreements with other entities.

"(b) INNOVATION AND QUALITY IMPROVEMENT.—The Corporation may undertake activities to improve the quality of national service programs and to support innovative and model programs, including programs for rural youth, employer-based retiree programs, intergenerational programs, and programs sponsored by State Governors. An intergenerational program referred to in this subsection may include a program in which older adults provide services to children who participate in Head Start programs.

"(c) SUMMER PROGRAMS.—The Corporation may support service programs intended to be carried out be-

tween May 1 and October 1, except that such a program may also include a year-round component.

"(d) COMMUNITY-BASED AGENCIES.—The Corporation may provide training and technical assistance and other assistance to service sponsors and other community-based agencies that provide volunteer placements in order to improve the ability of such agencies to use participants and other volunteers in a manner that results in high-quality service and a positive service experience for the participants and volunteers.

"(e) IMPROVE ABILITY TO APPLY FOR ASSISTANCE.—The Corporation may provide training and technical assistance to individuals, programs, State educational agencies, State commissions, local educational agencies, local governments, community-based agencies, and other entities to enable them to apply for funding under a national service law, to conduct high-quality programs, to evaluate such programs, and for other purposes.

"(f) NATIONAL SERVICE FELLOWSHIPS.—The Corporation may award national service fellowships.

"(g) CONFERENCES AND MATERIALS.—The Corporation may organize and hold conferences, and prepare and publish materials, to disseminate information and promote the sharing of information among programs for the purpose improving the quality of programs and projects.

"(h) PEACE CORPS AND FEDERAL PROGRAMS.—The Corporation may provide training assistance to selected individuals who volunteer to serve in the Peace Corps or a program authorized under title I of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 4951 et seq.). The training shall be provided as part of the course of study of the individual at an institution of higher education and shall cover appropriate skills that the individual will use in the Peace Corps or VISTA.

"(i) PROMOTION AND RECRUITMENT.—The Corporation may conduct a campaign to raise funds for the National Service Trust and to promote and recruit participants for programs that receive assistance under the national service laws.

"(j) TRAINING.—The Corporation may support national and regional participant and supervisor training, including training in specific types of service and in building a national service ethic.

"(k) RESEARCH.—The Corporation may support research on national service, including service-learning.

"(*l*) INTERGENERATIONAL SUPPORT.—The Corporation may assist programs in developing a service component that combines students, out-of-school youths, and older adults as participants to provide needed community services.

"(m) PLANNING COORDINATION.—The Corporation may coordinate community-wide planning among programs and projects.

"(n) POINTS OF LIGHT FOUNDATION.—The Corporation may support the activities of the Points of Light Foundation under title III.

"(o) ESPRIT DE CORPS.—The Corporation may support the development and dissemination of materials, including training materials and uniforms, designed to promote unity and shared features among programs that receive assistance under the national service laws.

"SEC. 198A. CLEARINGHOUSES.

"(a) ASSISTANCE.—The Corporation shall provide assistance to appropriate entities to establish one or more clearinghouses, including the clearinghouse described in section 118.

"(b) APPLICATION.—To be eligible to receive assistance under subsection (a), an entity shall submit an application to the Corporation at such time, in such manner, and containing such information as the Corporation may require.

"SEC. 198B. PRESIDENTIAL AWARDS FOR SERVICE.

"(a) PRESIDENTIAL AWARDS.—

"(1) IN GENERAL.—The President, acting through the Corporation, may make Presidential

awards for service to individuals providing significant service, and to outstanding service programs.

"(2) INDIVIDUALS AND PROGRAMS.—Notwithstanding section 101(17)—

"(A) an individual receiving an award under this subsection need not be a participant in a program authorized under this Act; and

"(B) a program receiving an award under this subsection need not be a program authorized under this Act.

"(3) NATURE OF AWARD.—In making an award under this section to an individual or program, the President, acting through the Corporation—

"(A) is authorized to incur necessary expenses for the honorary recognition of the individual or program; and

"(B) is not authorized to make a cash award to such individual or program.

"(b) INFORMATION.—The President, acting through the Corporation, shall ensure that information concerning individuals and programs receiving awards under this section is widely disseminated.".

(d) TABLE OF CONTENTS.—

(1) CIVILIAN COMMUNITY CORPS.—Section 1(b) of the National and Community Service Act of 1990

(Public Law 101–610; 104 Stat. 3127) is amended by striking the items relating to subtitle E of title I of such Act and inserting the following:

"Subtitle E—Civilian Community Corps

"Sec. 151. Purpose.
"Sec. 152. Establishment of Civilian Community Corps Demonstration Program.
"Sec. 153. National service program.
"Sec. 154. Summer national service program.
"Sec. 155. Civilian Community Corps.
"Sec. 156. Training.
"Sec. 157. Service projects.
"Sec. 158. Authorized benefits for Corps personnel under Federal law.
"Sec. 159. Administrative provisions.
"Sec. 160. Status of Corps members and Corps personnel under Federal law.
"Sec. 161. Contract and grant authority.
"Sec. 162. Responsibilities of other departments.
"Sec. 163. Advisory board.
"Sec. 164. Annual evaluation.
"Sec. 165. Funding limitation.
"Sec. 166. Definitions.".

(2) QUALITY AND INNOVATION.—Section 1(b) of the National and Community Service Act of 1990 (Public Law 101–610; 104 Stat. 3127) is amended by striking the items relating to subtitle H of title I of such Act and inserting the following:

"Subtitle H—Quality and Innovation Activities

"Sec. 198. Additional corporation activities to support national service.
"Sec. 198A. Clearinghouses.
"Sec. 198B. Presidential awards for service.".

(e) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1993.—

(A) Section 1091(f)(2) of the National Defense Authorization Act for Fiscal Year 1993

(Public Law 102–484) is amended by striking "195G" and inserting "158".

(B) Paragraphs (1) and (2) of section 1092(b), and sections 1092(c), 1093(a), and 1094(a) of such Act are amended by striking "195A" and inserting "152".

(C) Sections 1091(f)(2), 1092(b)(1), and 1094(a), and subsections (a) and (c) of section 1095 of such Act are amended by striking "subtitle H" and inserting "subtitle E".

(D) Section 1094(b)(1) and subsections (b) and (c)(1) of section 1095 of such Act are amended by striking "subtitles B, C, D, E, F, and G" and inserting "subtitles B, C, D, F, G, and H".

(2) NATIONAL AND COMMUNITY SERVICE ACT OF 1990.—

(A) Section 102 of the National and Community Service Act of 1990 (42 U.S.C. 12512) is amended by striking "B, C, D, or E" and inserting "B, C, D, or H".

(B) Subsections (b) and (c) of section 171 of such Act (42 U.S.C. 12631) are amended by striking "B through E" and inserting "B, C, D, and H".

(C) Section 195B(a) of such Act (42 U.S.C. 12635b(a)) is amended by striking "195A(a)" and inserting "152(a)".

(D) Section 195C(a) of such Act (42 U.S.C. 12635c(a)) is amended by striking "195A(a)" and inserting "152(a)".

(E) Section 195D of such Act (42 U.S.C. 12635d) is amended—

(i) in subsection (a), by striking "195H(c)(1)" and inserting "159(c)(1)";

(ii) in subsection (c)(2), by striking "195H(c)(2)" and inserting "159(c)(2)"; and

(iii) in subsection (d)(3), by striking "195K(a)(3)" and inserting "162(a)(3)".

(F) Section 195E of such Act (42 U.S.C. 12635e) is amended—

(i) in subsection (c)(1), by striking "195H(c)(2)" and inserting "159(c)(2)"; and

(ii) in subsection (d), by striking "195K(a)(3)" and inserting "162(a)(3)'.

(G) Section 195H of such Act (42 U.S.C. 12635h) is amended—

(i) in subsection (a)—

(I) by striking "195A" and inserting "152"; and

(II) by striking "195" and inserting "151"; and

(ii) in subsection (c)(2)(C)(i), by striking "195K(a)(2)" and inserting "section 162(a)(2)".

(H) Section 195J(b)(1)(B) of such Act (42 U.S.C. 12635j(b)(1)(B)) is amended by striking "195K(a)(3)" and inserting "162(a)(3)".

(I) Section 195K(a)(2)(A) of such Act (42 U.S.C. 12635k(a)(2)(A)) is amended by striking "195(3)" and inserting "151(3)".

(J) Section 195O of such Act (42 U.S.C. 12635o) is amended—

(i) in paragraph (2), by striking "195D" and inserting "155";

(ii) in paragraph (8), by striking "195A" and inserting "152";

(iii) in paragraph (10), by striking "195D(d)" and inserting "155(d)"; and

(iv) in paragraph (11), by striking "195D(c)" and inserting "155(c)".

SEC. 105. DEFINITIONS.

(a) IN GENERAL.—Section 101 of the National and Community Service Act of 1990 (42 U.S.C. 12511) is amended to read as follows:

"SEC. 101. DEFINITIONS.

"For purposes of this title:

"(1) ADULT VOLUNTEER.—The term 'adult volunteer' means an individual, such as an older adult, an individual with a disability, a parent, or an employee of a business or public or private nonprofit agency, who—

"(A) works without financial remuneration in an educational institution to assist students or out-of-school youth; and

"(B) is beyond the age of compulsory school attendance in the State in which the educational institution is located.

"(2) APPROVED NATIONAL SERVICE POSITION.—The term 'approved national service position' means a national service position designated by the Corporation as a position that includes a national service educational award described in section 147 as one of the benefits to be provided for successful service in the position.

"(3) CARRY OUT.—The term 'carry out', when used in connection with a national service program

described in section 122, means the planning, establishment, operation, expansion, or replication of the program.

"(4) CHAIRPERSON.—The term 'Chairperson' means the Chairperson and Director of the Corporation appointed under section 193.

"(5) COMMUNITY-BASED AGENCY.—The term 'community-based agency' means a private nonprofit organization that is representative of a community and that is engaged in meeting human, educational, environmental, or public safety community needs.

"(6) CORPORATION.—The term 'Corporation' means the Corporation for National Service established under section 191.

"(7) ECONOMICALLY DISADVANTAGED.—The term 'economically disadvantaged' has the same meaning given such term in section 4(8) of the Job Training Partnership Act (29 U.S.C. 1503(8)).

"(8) ELEMENTARY SCHOOL.—The term 'elementary school' has the same meaning given such term in section 1471(8) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2891(8)).

"(9) INDIAN.—The term 'Indian' means a person who is a member of an Indian tribe.

"(10) INDIAN LANDS.—The term 'Indian lands' means any real property owned by an Indian tribe, any real property held in trust by the United States for an Indian or Indian tribe, and any real property held by an Indian or Indian tribe that is subject to restrictions on alienation imposed by the United States.

"(11) INDIAN TRIBE.—The term 'Indian tribe' means an Indian tribe, band, nation, or other organized group or community, including any Native village, Regional Corporation, or Village Corporation, as defined in subsection (c), (g), or (j), respectively, of section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602 (c), (g), or (j)), that is recognized as eligible for the special programs and services provided by the United States under Federal law to Indians because of their status as Indians.

"(12) INSTITUTION OF HIGHER EDUCATION.—The term 'institution of higher education' has the same meaning given such term in section 1201(a) of the Higher Education Act of 1965 (20 U.S.C. 1141(a)).

"(13) LOCAL EDUCATIONAL AGENCY.—The term 'local educational agency' has the same meaning given such term in section 1471(12) of the Ele-

mentary and Secondary Education Act of 1965 (20 U.S.C. 2891(12)).

"(14) NATIONAL SERVICE LAWS.—The term 'national service laws' means this Act and the Domestic Volunteer Service Act of 1973 (42 U.S.C. 4950 et seq.).

"(15) OUT-OF-SCHOOL YOUTH.—The term 'out-of-school youth' means an individual who—

"(A) has not attained the age of 27;

"(B) has not completed college or the equivalent thereof; and

"(C) is not enrolled in an elementary or secondary school or institution of higher education.

"(16) PARTICIPANT.—

"(A) IN GENERAL.—The term 'participant' means—

"(i) for purposes of subtitle C, an individual in an approved national service position; and

"(ii) for purposes of any other provision of this Act, an individual enrolled in a program that receives assistance under this title.

"(B) RULE.—A participant shall not be considered to be an employee of the program in which the participant is enrolled.

"(17) PARTNERSHIP PROGRAM.—The term 'partnership program' means a program through which an adult volunteer, a public or private nonprofit agency, an institution of higher education, or a business assists a local educational agency.

"(18) PROGRAM.—The term 'program', except when used as part of the term 'academic program', means a program described in section 111(a) (other than a program referred to in paragraph (3)(B) of such section), 117A(a), 120(b)(1), or 122(a) (other than a program referred to in paragraph (2)(B) of such section), in paragraph (1) or (2) of section 152(b), or in section 198.

"(19) PROJECT.—The term 'project' means an activity, carried out through a program that receives assistance under this title, that results in a specific identifiable service or improvement.

"(20) SCHOOL-AGE YOUTH.—The term 'school-age youth' means an individual between the ages of 5 and 18, inclusive.

"(21) SECONDARY SCHOOL.—The term 'secondary school' has the same meaning given such term

in section 1471(21) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2891(21)).

"(22) SERVICE-LEARNING.—The term 'service-learning' means a method—

"(A) under which students or participants learn and develop through active participation in thoughtfully organized service that—

"(i) is conducted in and meets the needs of a community;

"(ii) is coordinated with an elementary school, secondary school, institution of higher education, or community service program, and with the community; and

"(iii) helps foster civic responsibility; and

"(B) that—

"(i) is integrated into and enhances the academic curriculum of the students, or the educational components of the community service program in which the participants are enrolled; and

"(ii) provides structured time for the students or participants to reflect on the service experience.

"(23) SERVICE-LEARNING COORDINATOR.—The term 'service-learning coordinator' means an individual who provides services as described in section subsection (a)(3) or (b) of section 111.

"(24) SERVICE SPONSOR.—The term 'service sponsor' means an organization, or other entity, that has been selected to provide a placement for a participant.

"(25) STATE.—The term 'State' means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands. The term also includes Palau, until such time as the Compact of Free Association is ratified.

"(26) STATE COMMISSION.—The term 'State Commission' means a State Commission on National Service established pursuant to section 178.

"(27) STATE EDUCATIONAL AGENCY.—The term 'State educational agency' has the same meaning given such term in section 1471(23) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2891(23)).

"(28) STUDENT.—The term 'student' means an individual who is enrolled in an elementary or sec-

ondary school or institution of higher education on a full- or part-time basis.".

(b) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) Section 182(a)(2) of the National and Community Service Act of 1990 (42 U.S.C 12642(a)(2)) is amended by striking "adult volunteer and partnership" each place the term appears and inserting "partnership".

(2) Section 182(a)(3) of the National and Community Service Act of 1990 (42 U.S.C 12642(a)(3)) is amended by striking "adult volunteer and partnership" and inserting "partnership".

(3) Section 441(c)(2) of the Higher Education Act of 1965 (42 U.S.C. 2751(c)(2)) is amended by striking "service opportunities or youth corps as defined in section 101 of the National and Community Service Act of 1990, and service in the agencies, institutions and activities designated in section 124(a) of the National and Community Service Act of 1990" and inserting "a project, as defined in section 101(19) of the National and Community Service Act of 1990 (42 U.S.C. 12511(18))".

(4) Section 1122(a)(2)(C) of the Higher Education Act of 1965 (20 U.S.C. 1137a(a)(2)(C)) is amended by striking "youth corps as defined in sec-

tion 101(30) of the National and Community Service Act of 1990" and inserting "youth corps programs, as described in section 122(a)(1) of the National and Community Service Act of 1990".

(5) Section 1201(p) of the Higher Education Act of 1965 (20 U.S.C. 1141(p)) is amended by striking "section 101(22) of the National and Community Service Act of 1990" and inserting "section 101(22) of the National and Community Service Act of 1990 (42 U.S.C. 12511(21))".

TITLE II—ORGANIZATIONS

SEC. 201. STATE COMMISSIONS ON NATIONAL SERVICE.

(a) ESTABLISHMENT REQUIRED.—Subtitle F of title I of the National and Community Service Act of 1990 is amended by striking section 178 (42 U.S.C. 12638) and inserting the following new section:

"SEC. 178. ESTABLISHMENT OF STATE COMMISSIONS ON NATIONAL SERVICE.

"(a) ESTABLISHMENT REQUIRED.—To be eligible to receive a grant or allotment under subtitle B or C, or to receive a distribution of approved national service positions under subtitle C, a State shall establish a State Commission on National Service that satisfies the requirements of this section.

"(b) APPOINTMENT AND SIZE.—Except as provided in subsection (c)(2), the members of a State Commission for a State shall be appointed by the chief executive officer of the State. A State Commission shall consist of not less than 7 members and not more than 11 members.

"(c) COMPOSITION AND MEMBERSHIP.—

"(1) IN GENERAL.—Except as provided in paragraph (2), the members of a State Commission shall be appointed from among the following:

"(A) Representatives, including participants, of national service programs, such as youth corps programs, service programs for school-age youth, programs in which older Americans are participants, and other national service programs.

"(B) Representatives of labor and business groups and community-based organizations.

"(C) Educators and experts regarding national service or regarding the delivery of human, educational, environmental, and public safety services to communities and persons.

"(2) CORPORATION REPRESENTATIVE.—The representative of the Corporation designated under section 195(b) for a State shall be a full voting member of the State Commission for that State.

"(3) EX OFFICIO STATE REPRESENTATIVES.—The chief executive officer of a State may appoint as nonvoting ex officio members of the State Commission for the State not more than _____**[number]** representatives selected from among officers and employees of State agencies operating community service, youth service, education, social service, senior service, and job training programs.

"(d) MISCELLANEOUS MATTERS.—

"(1) MEMBERSHIP BALANCE.—The chief executive officer of a State shall ensure that the membership of the State Commission for the State is balanced according to political affiliation, race, ethnic background, age, and gender.

"(2) TERMS.—Each member of the State Commission for a State shall serve for a term of 3 years, except that the chief executive officer of a State shall initially appoint a portion of the members to terms of 1 year and 2 years.

"(3) VACANCIES.—As vacancies occur on a State Commission, new members shall be appointed by the chief executive of the State and serve for the remainder of the term for which the predecessor of such member was appointed. The vacancy shall not

affect the power of the remaining members to execute the duties of the State Commission.

"(4) COMPENSATION.—A member of a State Commission shall not receive any additional compensation by reason of service on the State Commission, except that the State may authorize the reimbursement of travel expenses, including a per diem in lieu of subsistence, in the same manner as other employees serving intermittently in the service of the State.

"(5) CHAIRPERSON.—The members of a State Commission shall elect one of the voting members to serve as chairperson of the State Commission.

"(e) DUTIES OF A STATE COMMISSION.—The State Commission for a State shall be responsible for the following duties:

"(1) Preparation of the applications of the State under sections 117B and 130 for financial assistance.

"(2) Assist in the preparation of the application of the State educational agency for assistance under section 113.

"(3) Preparation of the application of the State under section 130 for the approval of national serv-

ice positions that include the national service educational award described in subtitle D.

"(5) Assist in the provision of health care and child care benefits under section 140 to participants in national service programs that receive assistance under section 121.

"(6) Development of a State system for the recruitment and placement of participants in national service programs that receive assistance under section 121 and dissemination of information concerning national service programs that receive assistance and approved national service positions..

"(7) Administration of any grant program in support of national service programs that is conducted by the State using assistance provided to the State under section 121, including oversight and evaluation of grant recipients.

"(8) Development of projects, training methods, curriculum materials, and other materials and activities related to national service programs that receive assistance directly from the Corporation or from the State using assistance provided under section 121..

"(f) PROHIBITED ACTIVITY.—A State Commission may not directly carry out any national service program that receives assistance under section 121.

"(g) APPROVAL OF STATE COMMISSION.—

"(1) SUBMISSION TO CORPORATION.—The chief executive officer for a State shall notify the Corporation of the establishment of the State Commission for the State. The notification shall include a description of—

"(A) the composition and membership of the State Commission; and

"(B) the authority of the State Commission regarding national service activities carried out by the State.

"(2) REJECTION.—The Corporation may reject a State Commission if the Corporation determines that the composition, membership, or duties of the State Commission do not comply with the requirements of this section. If the Corporation rejects a State Commission under this paragraph, the Corporation shall promptly notify the State of the reasons for the rejection.

"(3) RESUBMISSION AND RECONSIDERATION.—The Corporation shall provide a State notified under paragraph (2) with a reasonable opportunity to revise the State Commission. At the request of the State, the Corporation shall provide technical assistance to the State as part of the revision process.

The Corporation shall promptly reconsider any resubmission of a notification under paragraph (1).

"(4) SUBSEQUENT CHANGES.—This subsection shall also apply to any change in the composition or duties of a State Commission made after approval of the Commission.".

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

"Sec. 178. Establishment of State Commissions on National Service.".

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

(d) TRANSITIONAL PROVISIONS.—

(1) USE OF ALTERNATIVES TO STATE COMMISSION.—If a State does not have a State Commission on National Service that satisfies the requirements specified in section 178 of the National and Community Services Act of 1990, as amended by subsection (a), the Corporation for National Service may authorize another agency of the State to perform the duties otherwise reserved to a State Commission under subsection (e) of such section.

(2) APPLICATION OF SUBSECTION.—This subsection shall apply only during the 1-year period beginning on the date of the enactment of this Act.

SEC. 202. INTERIM AUTHORITIES OF THE CORPORATION FOR NATIONAL SERVICE AND ACTION AGENCY.

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

"Subtitle G—Corporation for National Service

"SEC. 191. CORPORATION FOR NATIONAL SERVICE.

"There is established a Corporation for National Service that shall administer the programs established under this Act. The Corporation shall be a Government corporation, as defined in section 103 of title 5, United States Code.

"SEC. 192. BOARD OF DIRECTORS.

"(a) COMPOSITION.—

"(1) IN GENERAL.—There shall be in the Corporation a Board of Directors (referred to in this subtitle as the 'Board') that shall be composed of—

"(A) 11 members, including the Chairperson appointed under section 193, to be ap-

pointed by the President, by and with the advice and consent of the Senate; and

"(B) the ex officio members described in paragraph (4).

"(2) QUALIFICATIONS.—

"(A) IN GENERAL.—To the maximum extent practicable, the President shall appoint members—

"(i) who have extensive experience in volunteer and service programs, including programs not authorized under this title;

"(ii) who represent a broad range of viewpoints;

"(iii) who have expertise in the area of human, educational, environmental, or public safety service; and

"(iv) so that the Board shall be diverse according to race, ethnicity, age, and gender, and shall have bipartisan representation.

"(B) GRANT APPLICANTS AND RECIPIENTS.—An individual who receives financial assistance to carry out activities under this Act during a period shall not be eligible to be appointed to the Board during such period. An in-

dividual who is an applicant for such financial assistance may be appointed to the Board, but shall not participate in any decision involving such assistance.

"(3) INITIAL MEMBERS.—The members first appointed to the Board after the date of enactment of this section shall be appointed from among individuals who served on the Board of Directors of the Commission on National and Community Service.

"(4) EX OFFICIO MEMBERS.—The Secretary of Education, the Secretary of Health and Human Services, the Secretary of Labor, the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Housing and Urban Development, the Secretary of Defense, the Attorney General, and the Administrator of the Environmental Protection Agency shall serve as ex officio nonvoting members of the Board.

"(b) TERMS.—Each appointed member of the Board shall serve for a term of 3 years, except that 4 of the members first appointed to the Board after the date of enactment of this section shall serve for a term of 1 year and 4 shall serve for a term of 2 years, as designated by the President.

"(c) VACANCIES.—As vacancies occur on the Board, new members shall be appointed by the President, by and with the advice and consent of the Senate, and serve for the remainder of the term for which the predecessor of such member was appointed. The vacancy shall not affect the power of the remaining members to execute the duties of the Board.

"SEC. 192A. AUTHORITIES AND DUTIES OF THE BOARD OF DIRECTORS.

"(a) MEETINGS.—The Board shall meet not less than 3 times each year. The Board shall hold additional meetings if 6 members of the Board request such meetings in writing.

"(b) QUORUM.—A majority of the appointed members of the Board shall constitute a quorum.

"(c) OFFICERS.—

"(1) VICE CHAIRPERSON.—The Board shall elect a Vice Chairperson from among its membership. The Vice Chairperson may conduct meetings of the Board in the absence of the Chairperson.

"(2) OTHER OFFICERS.—The Board may elect from among its membership such additional officers of the Board as the Board determines to be appropriate.

"(d) EXPENSES.—While away from their homes or regular places of business on the business of the Board, members of such Board may be allowed travel expenses, including per diem in lieu of subsistence, as is authorized under section 5703 of title 5, United States Code, for persons employed intermittently in the Government service.

"(e) SPECIAL GOVERNMENT EMPLOYEES.—For purposes of the provisions of chapter 11 of part I of title 18, United States Code, and any other provision of Federal law, a member of the Board (to whom such provisions would not otherwise apply except for this subsection) shall be a special Government employee.

"(f) TORT CLAIMS.—For the purposes of the tort claims provisions of chapter 171 of title 28, United States Code, a member of the Board shall be considered to be a Federal employee.

"(g) DUTIES.—The Board shall—

"(1) prepare an annual strategic plan for the Corporation with respect to the grants, allotments, contracts, assistance, and payments described in section 193A(b)(4)(A), and with respect to such standards, policies, procedures, programs, and initiatives as are necessary or appropriate to carry out this Act;

"(2) make recommendations with respect to the regulations established under section 195(a)(3)(B)(i);

"(3)(A) review the actions of the Chairperson with respect to the personnel of the Corporation, and with respect to the standards, policies, procedures, programs, and initiatives; and

"(B) inform the Chairperson of any aspects of the actions that are not in compliance with the annual strategic plan described in paragraph (1) or the recommendations described in paragraph (2), or are not consistent with the objectives of this Act;

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

"(5) advise the Chairperson and the Congress concerning developments in national and community service that merit the attention of the Chairperson and the Congress;

"(6) provide for research with respect to national and community service programs, including service-learning programs;

"(7) arrange for the evaluation of programs established under this Act, in accordance with section 179;

"(8) disseminate information regarding the programs and initiatives of the Corporation; and

"(9) carry out any other activities determined to be appropriate by the Chairperson.

"(h) ADMINISTRATION.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply with respect to the Board.

"SEC. 193. CHAIRPERSON AND DIRECTOR.

"(a) APPOINTMENT.—The Corporation shall be headed by an individual who shall serve as Chairperson of the Board and as Director of the Corporation, and who shall be appointed by the President, by and with the advice and consent of the Senate.

"(b) COMPENSATION.—The Chairperson shall be compensated at the rate provided for level III of the Executive Schedule under section 5314 of title 5, United States Code.

"(c) REGULATIONS.—The Chairperson shall prescribe such rules and regulations as are necessary or appropriate to carry out this Act.

"SEC. 193A. AUTHORITIES AND DUTIES OF THE CHAIRPERSON.

"(a) GENERAL POWERS AND DUTIES.—The Chairperson shall be responsible for the exercise of the powers and the discharge of the duties of the Corporation that

are not reserved to the Board, and shall have authority and control over all personnel of the Corporation.

"(b) DUTIES.—In addition to the duties conferred on the Chairperson under any other provision of this Act, the Chairperson shall—

"(1) submit a proposal to the Board regarding, and establish, such standards, policies, and procedures, as are necessary or appropriate to carry out this Act;

"(2) establish and administer such programs and initiatives as the Chairperson, acting on the recommendation of the Board, may determine to be necessary or appropriate to carry out this Act;

"(3) consult with appropriate Federal agencies in administering such programs and initiatives;

"(4) on the recommendation of the Board—

"(A) make such grants and allotments, enter into such contracts, award such other financial assistance, and make such payments (in lump sum or installments, and in advance or by way of reimbursement, and in the case of financial assistance otherwise authorized under this Act, with necessary adjustments on account of overpayments and underpayments), as are necessary or appropriate to carry out this Act; and

"(B) suspend or terminate such payments in accordance with section 176;

"(5) prepare and submit to the Board an annual report, and such interim reports as may be necessary, describing the major actions of the Chairperson with respect to the personnel of the Corporation, and with respect to such standards, policies, procedures, programs, and initiatives;

"(6) notify, and provide an explanation to, the Board regarding any substantial differences between the actions of the Chairperson and the strategic plan described in section 192A(g)(1); and

"(7) prepare and submit to the appropriate committees of Congress an annual report, and such interim reports as may be necessary, describing—

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

"(B) the manner in which the Corporation used or disposed of such services, money, and property.

"(c) POWERS.—In addition to the authority conferred on the Chairperson under any other provision of this Act, the Chairperson may—

"(1) establish, alter, consolidate, or discontinue such organizational units or components within the Corporation as the Chairperson considers necessary or appropriate;

"(2) with the approval of the President—

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

"(B) as necessary or appropriate—

"(i) delegate any of the functions of the Chairperson under this Act, or, with the permission of the Board, any of the functions of the Board under this Act, to such heads of Federal agencies; and

"(ii) authorize the redelegation of such functions,

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

"(3) with their consent, utilize the services and facilities of Federal agencies without reimbursement, and, with the consent of any State or a political subdivision of a State, accept and utilize the services and facilities of the agencies of such State or subdivisions without reimbursement;

"(4) allocate and expend, or transfer to other Federal agencies for expenditure, such funds made available under this Act as the Chairperson determines to be necessary to carry out the provisions of this Act, including expenditure for construction, repairs, and capital improvements;

"(5) disseminate, without regard to the provisions of section 3204 of title 39, United States Code, data and information, in such form as the Chairperson shall determine to be appropriate to public agencies, private organizations, and the general public;

"(6) collect or compromise all obligations to or held by the Chairperson and all legal or equitable rights accruing to the Chairperson in connection with the payment of obligations in accordance with chapter 37 of title 31, United States Code (commonly known as the 'Federal Claims Collection Act of 1966');

"(7) expend funds made available for purposes of this Act, without regard to any other law or regulation, for rent of buildings and space in buildings and for repair, alteration, and improvement of buildings and space in buildings rented by the Chairperson;

"(8) sue [and be sued] in any court of record of a State having general jurisdiction or in any district court of the United States, [with respect to a civil action arising under this Act];

"(9) exercise the authorities of the Corporation under section 196; and

"(10) generally perform such functions and take such steps consistent with the objectives and provisions of this Act, as the Chairperson determines to be necessary or appropriate to carry out such provisions.

"(d) DELEGATION.—

"(1) DEFINITION.—As used in this subsection, the term 'function' means any duty, obligation, power, authority, responsibility, right, privilege, activity, or program.

"(2) IN GENERAL.—Except as otherwise prohibited by law or provided in this Act, the Chairperson may delegate any function under this Act, and authorize such successive redelegations of such function as may be necessary or appropriate. No delegation of a function by the Chairperson under this subsection or under any other provision of this Act shall relieve such Chairperson of responsibility for the administration of such function.

"(3) FUNCTION OF BOARD.—The Chairperson may not delegate a function of the Board without the permission of the Board.

"(4) FULL-TIME FEDERAL EMPLOYEE.—The Chairperson may delegate a function under this Act only to a full-time Federal employee.

"(e) ACTION.—In an action described in subsection (c)(8)—

"(1) a district court referred to in such subsection shall have jurisdiction of such a civil action without regard to the amount in controversy;

"(2) such an action brought by [or against] the Chairperson shall survive notwithstanding any change in the person occupying the office of Chairperson or any vacancy in that office;

"(3) no attachment, injunction, garnishment, or other similar process, mesne or final, shall be issued against the Chairperson or property under the control of the Chairperson; and

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

"SEC. 194. OFFICERS.

"(a) MANAGING DIRECTORS.—

"(1) IN GENERAL.—There shall be in the Corporation 2 Managing Directors, who shall be appointed by the President, by and with the advice and consent of the Senate.

"(2) COMPENSATION.—The Managing Directors shall be compensated at the rate provided for level IV of the Executive Schedule under section 5315 of title 5, United States Code.

"(3) DUTIES.—

"(A) FEDERAL PROGRAMS.—One of the Managing Directors shall be primarily responsible for the Federal programs carried out by the Corporation.

"(B) INVESTMENT PROGRAMS.—The other Managing Director shall be primarily responsible for the financial assistance programs carried out by the Corporation.

"(b) INSPECTOR GENERAL.—

"(1) OFFICE.—There shall be in the Corporation an Office of the Inspector General.

"(2) APPOINTMENT.—Such Office shall be headed by an Inspector General appointed in accordance with the Inspector General Act of 1978, who shall report directly to the Board.

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

"(4) DUTIES.—[To be supplied.]

"SEC. 195. EMPLOYEES, CONSULTANTS, AND OTHER PERSONNEL.

"(a) EMPLOYEES.—

"(1) IN GENERAL.—The Chairperson may appoint and determine the compensation of such employees as the Chairperson determines to be necessary to carry out the duties of the Corporation.

"(2) TERMS.—

"(A) INITIAL TERM.—

"(i) LENGTH OF TERM.—Such an employee shall be appointed for an initial term that shall not exceed 5 years.

"(ii) PROBATION PERIOD.—The Chairperson shall take such action, including the issuance of rules, regulations, and directives, as shall provide, as nearly as conditions of good administration warrant, for a 1-year period of probation before such an appointment becomes final.

"(B) ADDITIONAL TERMS.—Such an employee may be appointed for one or more additional terms, if the Chairperson determines that such an appointment is necessary to ensure the continuity of functions under this Act.

"(C) LIMITATIONS.—

"(i) IN GENERAL.—No such employee shall be appointed for a total period of more than 7 years, unless the Chairperson determines that special circumstances require the appointment of an employee for a longer period.

"(ii) DETERMINATION.—The Chairperson may not delegate the authority to make the determination described in clause (i).

"(D) APPOINTMENT IN THE COMPETITIVE SERVICE AFTER EMPLOYMENT IN THE CORPORATION.—

"(i) EMPLOYEES WITH NOT LESS THAN 3 YEARS OF EMPLOYMENT.—If an employee, other than a representative described in section 195(b), is separated from the Corporation on the basis of any requirement of this paragraph, and has

been continuosly employed by the Corporation for a period of not less than 3 years, such period shall be treated as period of service in the competitive service for purposes of chapter 33 of title 5, United States Code.

"(ii) EMPLOYEES WITH NOT LESS THAN 1 BUT LESS THAN 3 YEARS OF EMPLOYMENT.—If an employee, other than a representative described in section 195(b), is separated from the Corporation on the basis of any requirement of this paragraph, and has been continuosly employed by the Corporation for a period of not less than 1 year, but less than 3 years, such period shall be treated as period of service in the competitive service for purposes of chapter 33 of title 5, United States Code, until the date that is 3 years after the date of separation.

"(iii) DEFINITION.—As used in this subparagraph, the term 'competitive service' has the meaning given the term in section 2102 of title 5, United States Code.

"(3) APPOINTMENT AND COMPENSATION.—

"(A) IN GENERAL.—Except as provided in subparagraphs (B)(iv) and (C)(ii), the Chairperson may appoint and determine the compensation of employees under this subsection without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates.

"(B) CORPORATION SELECTION AND COMPENSATION SYSTEMS.—

"(i) ESTABLISHMENT OF SYSTEM.—The Chairperson, after consultation with the Director of the Office of Personnel Management and after reviewing the recommendations of the Board under section 192A(g)(2), shall issue regulations establishing selection and compensation systems for the Corporation.

"(ii) APPLICATION.—The Chairperson shall appoint and determine the compensation of employees referred to in paragraph (1), other than representatives described in section 195(b), in accordance with the se-

lection and compensation systems referred to in clause (i).

"(iii) SELECTION SYSTEM.—The selection system shall include a scheme for the classification of positions in the Corporation, and shall provide for the selection of such an employee for such a position—

"(I) through a competitive process; and

"(II) on the basis of the qualifications of applicants and the requirements of the position.

"(iv) COMPENSATION SYSTEM.—The compensation system shall require that the compensation of such an employee be determined on the basis of the job performance of the employee, and shall be consistent with the principles described in section 5301 of title 5, United States Code. The rate of compensation for each employee compensated through the system shall not exceed the annual rate of basic pay payable for level IV of the Executive Schedule under section 5315 of title 5, United States Code.

"(C) SELECTION AND COMPENSATION OF CORPORATION REPRESENTATIVES.—

"(i) IN GENERAL.—The Chairperson may appoint and determine the compensation of representatives described in section 195(b) without regard to the selection and compensation systems described in subparagraph (B).

"(ii) LIMITATION ON COMPENSATION.—The rate of compensation for each representative described in section 195(b) shall not exceed the maximum rate of basic pay payable for GS–15 of the General Schedule under section 5332 of title 5, United States Code.

"(b) CORPORATION REPRESENTATIVE IN EACH STATE.—

"(1) DESIGNATION OF REPRESENTATIVE.—The Corporation shall designate 1 employee of the Corporation for each State or group of States to serve as the representative of the Corporation in the State or States and to assist the Corporation in carrying out the activities described in this Act in the State or States.

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

"(A) the Corporation and the State Commission that is established in the State or States; and

"(B) the Corporation and any subdivision of a State, Indian tribe, public or private nonprofit organization, or institution of higher education, in the State or States, that is awarded a grant under section 121 directly from the Corporation.

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

"(c) CONSULTANTS.—The Chairperson may procure the temporary and intermittent services of experts and consultants and compensate the experts and consultants in accordance with section 3109(b) of title 5, United States Code.

"(d) DETAILS OF PERSONNEL.—The head of any Federal department or agency may detail on a reimbursable basis, or on a nonreimbursable basis for not to exceed

180 calendar days during any fiscal year, as agreed upon by the Chairperson and the head of the Federal agency, any of the personnel of that department or agency to the Corporation to assist the Corporation in carrying out the duties of the Corporation under this Act. Any detail shall not interrupt or otherwise affect the civil service status or privileges of the Federal employee.

"(e) ADVISORY COMMITTEES.—

"(1) ESTABLISHMENT.—The Chairperson may establish advisory committees in the Corporation to advise the Board with respect to national service issues, such as the type of programs to be established or assisted under the national service laws, priorities and criteria for such programs, and methods of conducting outreach for, and evaluation of, such programs.

"(2) COMPOSITION.—Such an advisory committee shall be composed of members appointed by the Chairperson, with such qualifications as the Chairperson may specify.

"(3) EXPENSES.—Members of such an advisory committee may be allowed travel expenses as described in section 192A(d).

"(4) STAFF.—The Chairperson is authorized to appoint and fix the compensation of such staff as

the Chairperson determines to be necessary to carry out the functions of the advisory committee, in accordance with subsection (a)(3)(A), and without regard to the selection and compensation systems described in subsection (a)(3)(B). Such compensation shall not exceed the rate described in subsection (a)(3)(C)(ii).

"SEC. 196. ADMINISTRATION.

"(a) DONATIONS.—

"(1) SERVICES.—

"(A) VOLUNTEERS.—Notwithstanding section 1342 of title 31, United States Code, the Corporation may solicit and accept the voluntary services of individuals to assist the Corporation in carrying out the duties of the Corporation under this Act, and may provide to such individuals the travel expenses described in section 192A(d).

"(B) LIMITATION.—Such a volunteer shall not be considered to be a Federal employee and shall not be subject to the provisions of law relating to Federal employment, including those relating to hours of work, rates of compensation, leave, unemployment compensation, and Federal employee benefits, except that—

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

"(ii) for the purposes of subchapter I of chapter 81 of title 5, United States Code, relating to compensation to Federal employees for work injuries, volunteers under this subtitle shall be considered to be employees, as defined in section 8101(1)(B) of title 5, United States Code, and the provisions of such subchapter shall apply.

"(2) PROPERTY.—The Corporation may solicit, accept, use, and dispose of, in furtherance of the purposes of this Act, donations of any money or property, real, personal, or mixed, tangible or intangible, received by gift, devise, bequest, or otherwise.

"(3) RULES.—The Chairperson shall establish written rules setting forth the criteria to be used in determining whether the solicitation or acceptance of contributions of money or property, real, personal, or mixed, tangible or intangible, received by gift, device, bequest, or otherwise (pursuant to paragraph

(2)) would reflect unfavorably upon the ability of the Corporation or any employee of the Corporation to carry out the responsibilities or official duties of the Corporation in a fair and objective manner, or would compromise the integrity of the programs of the Corporation or any official involved in such programs.

"(4) DISPOSITION.—Upon completion of the use by the Corporation of any affected property, such completion shall be reported to the General Services Administration and such property shall be disposed in accordance with title II of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.).

"(5) VOLUNTEER.—As used in this subsection, the term 'volunteer' does not include a participant.

"(b) CONTRACTS.—Subject to the Federal Property and Administrative Services Act of 1949, the Corporation may enter into contracts, and cooperative and interagency agreements, with Federal and State agencies, private firms, institutions, and individuals to conduct activities necessary to carry out the duties of the Corporation under this Act.".

(b) DOMESTIC VOLUNTEER SERVICE ACT OF 1973.—Section 401 of the Domestic Volunteer Service Act

of 1973 (42 U.S.C. 5041) is amended by inserting after the second sentence the following: "The Director shall report directly to the Chairperson of the Corporation for National Service.".

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

(1) DEFINITIONS.—For purposes of this subsection, unless otherwise provided or indicated by the context, each term specified in section 203(c)(1) shall have the meaning given the term in such section.

(2) TRANSFER OF FUNCTIONS.—There are transferred to the Corporation the functions that the Board of Directors or Executive Director of the Commission on National and Community Service exercised before the effective date of this subsection (including all related functions of any officer or employee of the Commission).

(3) APPLICATION.—The provisions of paragraphs (3) through (10) of section 203(c) shall apply with respect to the transfer described in paragraph (2), except that—

(A) for purposes of such application, references to the term "ACTION Agency" shall be deemed to be references to the Corporation; and

(B) paragraph (10) of such section shall not preclude the transfer of the members of the Board of Directors of the Commission to the Corporation if, on the effective date of this subsection, the Board of Directors of the Corporation has not been appointed.

(d) CONTINUING PERFORMANCE OF CERTAIN FUNCTIONS.—The individuals who, on the day before the date of enactment of this Act, are performing any of the functions required by section 190 of the National and Community Service Act of 1990 (42 U.S.C. 12651), as in effect on such date, to be performed by the members of the Board of Directors of the Commission on National and Community Service may, subject to section 193A of the National and Community Service Act of 1990, as added by subsection (a) of this section, continue to perform such functions until the date on which such functions are assigned to the Board of Directors of the Corporation for National Service. The service of such individuals as members of the Board of Directors of such Commission, and the employment of such individuals as special government employees, shall terminate on such date.

(e) JOB SEARCH ASSISTANCE.—The Chairperson shall establish a program to provide, or shall seek to enter into a memorandum of understanding with the Secretary

of Labor to provide, job search and related assistance to employees of the ACTION agency who are not transferred to the Corporation for National Service under section 203(c).

(f) TABLE OF CONTENTS.—Section 1(b) of the National and Community Service Act of 1990 (Public Law 101–610; 104 Stat. 3127) is amended by striking the items relating to subtitle G of title I of such Act and inserting the following:

"Subtitle G—Corporation for National Service

"Sec. 191. Corporation for National Service.
"Sec. 192. Board of Directors.
"Sec. 192A. Authorities and duties of the Board of Directors.
"Sec. 193. Chairperson and Director.
"Sec. 193A. Authorities and duties of the Chairperson.
"Sec. 194. Officers.
"Sec. 195. Employees, consultants, and other personnel.
"Sec. 196. Administration.".

(g) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall take effect on October 1, 1993.

(2) ESTABLISHMENT AND APPOINTMENT AUTHORITIES.—Sections 191, 192, and 193 of the National and Community Service Act of 1990, as added by subsection (a), shall take effect on the date of enactment of this Act.

SEC. 203. FINAL AUTHORITIES OF THE CORPORATION FOR NATIONAL SERVICE.

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

(1) APPLICATION.—Subtitle I of the National and Community Service Act of 1990 (as amended by section 202 of this Act) is amended in section 191, paragraphs (1) and (3) of section 192A(g), section 193(c), subsections (b), (c) (other than paragraph (8)), and (d) of section 193A, subsections (a), (b), and (d) of section 195, and subsections (a) and (b) of section 196, by striking "this Act" each place the term appears and inserting "the national service laws".

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

(A) by striking "and" at the end of paragraph (8);

(B) by redesignating paragraph (9) as paragraph (10); and

(C) by inserting after paragraph (8) the following:

"(9) notwithstanding any other provision of law, make grants to or contracts with Federal or other public departments or agencies and private

nonprofit organizations for the assignment or referral of volunteers under the provisions of the Domestic Volunteer Service Act of 1973 (except as provided in section 108 of the Domestic Volunteer Service Act of 1973), which may provide that the agency or organization shall pay all or a part of the costs of the program; and".

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

(c) TRANSFER OF FUNCTIONS FROM ACTION AGENCY.—

(1) DEFINITIONS.—For purposes of this subsection, unless otherwise provided or indicated by the context—

(A) the term "Chairperson" means the Chairperson of the Corporation;

(B) the term "Corporation" means the Corporation for National Service, established under section 191 of the National and Community Service Act of 1990;

(C) the term "Federal agency" has the meaning given to the term "agency" by section 551(1) of title 5, United States Code;

(D) the term "function" means any duty, obligation, power, authority, responsibility, right, privilege, activity, or program; and

(E) the term "office" includes any office, administration, agency, institute, unit, organizational entity, or component thereof.

(2) TRANSFER OF FUNCTIONS.—There are transferred to the Corporation such functions as the President determines to be appropriate that the Director of the ACTION Agency exercised before the effective date of this subsection (including all related functions of any officer or employee of the ACTION Agency).

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

(4) REORGANIZATION.—The Chairperson is authorized to allocate or reallocate any function transferred under paragraph (2) among the officers of the Corporation.

(5) TRANSFER AND ALLOCATIONS OF APPROPRIATIONS AND PERSONNEL.—Except as otherwise provided in this subsection, the personnel employed

in connection with, and the assets, liabilities, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds employed, used, held, arising from, available to, or to be made available in connection with the functions transferred by this subsection, subject to section 1531 of title 31, United States Code, shall be transferred to the Corporation. Unexpended funds transferred pursuant to this paragraph shall be used only for the purposes for which the funds were originally authorized and appropriated.

(6) INCIDENTAL TRANSFER.—The Director of the Office of Management and Budget, at such time or times as the Director shall provide, is authorized to make such determinations as may be necessary with regard to the functions transferred by this subsection, and to make such additional incidental dispositions of personnel, assets, liabilities, grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of this subsection. The Director of the Office of Management and Budget shall provide for the ter-

mination of the affairs of all entities terminated by this subsection and for such further measures and dispositions as may be necessary to effectuate the purposes of this subsection.

(7) EFFECT ON PERSONNEL.—

(A) IN GENERAL.—Except as otherwise provided by this subsection, the transfer pursuant to this subsection of full-time personnel (except special Government employees) and part-time personnel holding permanent positions shall not cause any such employee to be separated or reduced in grade or compensation, or to have the benefits of the employee reduced, for 1 year after the date of transfer of such employee under this subsection.

(B) EXECUTIVE SCHEDULE POSITIONS.—Except as otherwise provided in this subsection, any person who, on the day preceding the effective date of this subsection, held a position compensated in accordance with the Executive Schedule prescribed in chapter 53 of title 5, United States Code, and who, without a break in service, is appointed in the Corporation to a position having duties comparable to the duties performed immediately preceding such appoint-

ment shall continue to be compensated in such new position at not less than the rate provided for such previous position, for the duration of the service of such person in such new position.

(C) TERMINATION OF CERTAIN POSITIONS.—Positions whose incumbents are appointed by the President, by and with the advice and consent of the Senate, the functions of which are transferred by this subsection, shall terminate on the effective date of this subsection.

(8) SAVINGS PROVISIONS.—

(A) CONTINUING EFFECT OF LEGAL DOCUMENTS.—All orders, determinations, rules, regulations, permits, agreements, grants, contracts, certificates, licenses, registrations, privileges, and other administrative actions—

(i) that have been issued, made, granted, or allowed to become effective by the President, any Federal agency or official thereof, or by a court of competent jurisdiction, in the performance of functions that are transferred under this subsection; and

(ii) that are in effect at the time this subsection takes effect, or were final before the effective date of this subsection and are to become effective on or after the effective date of this subsection,

shall continue in effect according to their terms until modified, terminated, superseded, set aside, or revoked in accordance with law by the President, the Chairperson, or other authorized official, a court of competent jurisdiction, or by operation of law.

(B) PROCEEDINGS NOT AFFECTED.—The provisions of this subsection shall not affect any proceedings, including notices of proposed rulemaking, or any application for any license, permit, certificate, or financial assistance pending before the ACTION Agency at the time this subsection takes effect, with respect to functions transferred by this subsection but such proceedings and applications shall be continued. Orders shall be issued in such proceedings, appeals shall be taken therefrom, and payments shall be made pursuant to such orders, as if this subsection had not been enacted, and orders issued in any such proceedings shall con-

tinue in effect until modified, terminated, superseded, or revoked by a duly authorized official, by a court of competent jurisdiction, or by operation of law. Nothing in this subparagraph shall be deemed to prohibit the discontinuance or modification of any such proceeding under the same terms and conditions and to the same extent that such proceeding could have been discontinued or modified if this subsection had not been enacted.

(C) SUITS NOT AFFECTED.—The provisions of this subsection shall not affect suits commenced before the effective date of this subsection, and in all such suits, proceedings shall be had, appeals taken, and judgments rendered in the same manner and with the same effect as if this subsection had not been enacted.

(D) NONABATEMENT OF ACTIONS.—No suit, action, or other proceeding commenced by or against the ACTION Agency, or by or against any individual in the official capacity of such individual as an officer of the ACTION Agency, shall abate by reason of the enactment of this subsection.

(E) ADMINISTRATIVE ACTIONS RELATING TO PROMULGATION OF REGULATIONS.—Any administrative action relating to the preparation or promulgation of a regulation by the ACTION Agency relating to a function transferred under this subsection may be continued by the Corporation with the same effect as if this subsection had not been enacted.

(9) SEVERABILITY.—If a provision of this subsection or its application to any person or circumstance is held invalid, neither the remainder of this subsection nor the application of the provision to other persons or circumstances shall be affected.

(10) TRANSITION.—The Chairperson is authorized to utilize—

(A) the services of such officers, employees, and other personnel of the ACTION Agency with respect to functions transferred to the Corporation by this subsection; and

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

(d) EFFECTIVE DATE.—This section, and the amendments made by this section, shall take effect—

(1) 18 months after the date of enactment of this Act; or

(2) on such earlier date as the President determines to be appropriate.

TITLE III—HIGHER EDUCATION

SEC. 301. HIGHER EDUCATION.

[To be supplied.]

TITLE IV—REAUTHORIZATION

Subtitle A—National and Community Service Act of 1990

SEC. 401. AUTHORIZATION OF APPROPRIATIONS.

[To be supplied. Language should include carryover provisions and an advance funding provision similar to the following:

"(____) ADVANCE FUNDING.—

"(1) IN GENERAL.—In order to afford the responsible State, local, and Federal officers concerned adequate notice of available Federal financial assistance for programs under the [national service Acts], appropriations for grants, contracts, or other payments under any applicable program under such Acts are authorized to be included in the appropriation Act for the fiscal year preceding the fiscal year for which the appropriations are available for obligation.

"(2) APPLICATION.—In order to effect a transition to the method of timing appropriation action described in paragraph (1), paragraph (1) shall apply notwithstanding that the initial application of the paragraph under such program will result in the enactment in the same year (whether in the same appropriation Act or otherwise) of two separate appropriations, one for the then current fiscal year and one for the succeeding fiscal year.".]

Subtitle B—Domestic Volunteer Service Act of 1973

SEC. 411. SHORT TITLE; REFERENCES.

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

(b) REFERENCES.—Except as otherwise specifically provided, whenever in this subtitle an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Domestic Volunteer Service Act of 1973 (42 U.S.C. 4950 et seq.).

CHAPTER 1—VISTA AND OTHER ANTI-POVERTY PROGRAMS

SEC. 421. PURPOSE OF THE VISTA PROGRAM.

The last sentence of section 101 (42 U.S.C. 4951) is amended to read as follows: "In addition, the objective of this part is to generate the commitment of private sector resources, to encourage volunteer service at the local level, and to strengthen local agencies and organizations to carry out the purpose set forth in this part.".

SEC. 422. SELECTION AND ASSIGNMENT OF VISTA VOLUNTEERS.

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

(1) in the matter preceding paragraph (1), by striking "a public" ;

(2) in paragraph (2), by striking "and" at the end thereof;

(3) in paragraph (3), by striking "illiterate or functionally illiterate youth and other individuals,";

(4) in paragraph (5), by striking "and" at the end thereof;

(5) in paragraph (6)—

(A) by striking "or the Community Economic" and inserting "the Community Economic";

(B) by inserting "or other similar Acts" after "1981,"; and

(C) by striking the period and inserting "; and"; and

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

"(7) in strengthening, supplementing, and expanding efforts to address the problem of illiteracy throughout the United States.".

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

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

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

(3) in paragraph (2) (as so redesignated), by striking "paragraph (7)" and inserting "paragraph (3)"; and

(4) in paragraph (3) (as so redesignated)—

(A) by striking "paragraph (4)" in subparagraph (A) and inserting "paragraph (2)";

(B) by striking subparagraphs (B) and (E);

(C) by redesignating subparagraphs (C), (D) and (F) as subparagraphs (B), (C) and (D), respectively;

(D) by striking subparagraph (B) (as so redesignated) and inserting the following new subparagraph: and

"(B) A sponsoring organization may recruit volunteers for service under this part subject to final selection approval by the Director of ACTION.".

(c) PUBLIC AWARENESS AND RECRUITMENT.—Subsection (c) of section 103 (42 U.S.C. 4953(c)) is amended—

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

"(1) The Director shall conduct national and local public awareness and recruitment activities in order to meet the volunteer goals of the program. Such activities may include public service announcements, advertisements, publicity on loan deferments and cancellations available to VISTA Volunteers, maintenance of a toll-free telephone system, and provision of technical assistance for the recruitment of volunteers to programs and projects receiving assistance under this part. Further, the Director shall take steps to recruit individuals 18 through 27 years of age, 55 years of age and older, recent graduates of in-

stitutions of higher education, and special skilled volunteers.";

(2) in paragraph (3), by adding at the end thereof the following new sentence: "In addition, the Director shall take steps to provide opportunities for returned Peace Corps Volunteers to serve in Vista.";

(3) by striking paragraphs (4) and (5);

(4) by redesignating paragraphs (6) as paragraph (4); and

(5) by striking paragraph (4) (as so redesignated), and inserting the following new paragraph:

"(4) Beginning in fiscal year 1994 and for each fiscal year thereafter, for the purpose of carrying out this subsection, the Director shall obligate such sums as necessary of the amounts appropriated for each fiscal year under section 501(a).".

(d) COORDINATION WITH OTHER FEDERAL AGENCIES.—Section 103 (42 U.S.C. 4953) is amended by adding at the end thereof the following new subsection:

"(h) The Director of ACTION is encouraged to enter into agreements with other Federal agencies to use VISTA Volunteers in furtherance of program objectives that are consistent with the purposes described in section 101.".

SEC. 423. TERMS AND PERIODS OF SERVICE.

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

"(b) Volunteers serving under this part may be enrolled initially for not less than 1 year, nor more than 2 years, except as provided for under subsection (e), except that volunteers serving under this part may be enrolled for periods of service of less than 1 year when the Director determines, on an individual basis, that a period of service of less than 1 year is necessary to meet a critical scarce skill need. Volunteers serving under this part may be reenrolled for periods of service in a manner to be determined by the Director. No volunteer shall serve for more than a total of 5 years under this part.".

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

"(e) Notwithstanding any other provision under this part, the Director may enroll full-time VISTA Summer Associates for the summer months only, under the terms and conditions to be set by the Director. Such individuals must be assigned to projects that meet the criteria set forth in section 103(a). The Agency shall report on participants, costs, and accomplishments under the summer program separately. The limitation on funds appropriated

for grants and contracts, as contained in section 108, shall not apply to the summer program.".

SEC. 424. SUPPORT FOR VISTA VOLUNTEERS.

(a) POSTSERVICE STIPEND.—Section 105(a)(1) (42 U.S.C. 4955(a)(1)) is amended by striking the second sentence and inserting the following: "Such stipend shall not exceed $95 per month in fiscal year 1994, but shall be set at a minimum of $125 per month during the volunteer's service after October 1, 1994, assuming the availability of funds to accomplish this increase. The Director may provide a stipend of a minimum of $200 per month in the case of persons who have served for at least 1 year and who, in accordance with standards established in regulations which the Director shall prescribe, have been designated volunteer leaders on the basis of experience and special skills and a demonstrated leadership among volunteers.".

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

(1) in paragraph (3)—

(A) by striking subparagraph (A);

(B) by striking the subparagraph of subparagraph (B); and

(C) by adding at the end thereof the following new sentence: "The Director shall review

such adjustments on an annual basis to assure they are current."; and

(2) by striking paragraph (4).

SEC. 425. PARTICIPATION OF YOUNGER AND OLDER PERSONS.

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

"PARTICIPATION OF YOUNGER AND OLDER PERSONS

"SEC. 107. In carrying out this part and part C, the Director shall take necessary steps, including the development of special projects, where appropriate, to encourage the fullest participation of individuals 18 through 27 years of age and individuals 55 years of age and older in the various programs and activities authorized under such parts.".

SEC. 426. LITERACY ACTIVITIES.

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

(1) in subsection (g)—

(A) by striking paragraph (1); and

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

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

SEC. 427. APPLICATIONS FOR ASSISTANCE.

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

"APPLICATIONS FOR ASSISTANCE

"SEC. 110. The Director shall not deny assistance under this part to any project or program, or any public or private nonprofit organization, solely on the basis of the duration of the assistance such project, program, or organization has previously received under this part. The Director shall grant assistance under this part on the basis of merit and to accomplish the goals of the VISTA program, and shall consider the needs and requirements of existing projects as well as potential new projects.".

SEC. 428. REPEAL OF AUTHORITY FOR STUDENT COMMUNITY SERVICE PROGRAMS.

Part B of title I (42 U.S.C. 4971 et seq.) is amended—

(1) in section 111 (42 U.S.C. 4971(a))—

(A) by striking out subsection (a); and

(B) by striking out the subsection designation of subsection (b); and

(2) by repealing section 114 (42 U.S.C. 4974).

SEC. 429. UNIVERSITY YEAR FOR VISTA.

Part B of title I (42 U.S.C. 4971 et seq.) is amended—

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

"PART B—UNIVERSITY YEAR FOR VISTA";

(2) by striking "University Year for ACTION" each place that such appears in such part and in the Act and inserting "University Year for VISTA";

(3) by striking "UYA" each place that such appears in such part and in the Act and inserting "UYV";

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

"AUTHORITY TO OPERATE UNIVERSITY YEAR FOR VISTA PROGRAM"; AND

(5) in section 113(a) (42 U.S.C. 4973(a))—

(A) by striking "of not less than the duration of an academic year" and inserting "of not less than the duration of an academic semester or its equivalent"; and

(B) by adding at the end thereof the following new sentence: "Volunteers may receive a living allowance and such other support or allowances as the Director determines appropriate.".

SEC. 430. AUTHORITY TO ESTABLISH AND OPERATE SPECIAL VOLUNTEER AND DEMONSTRATION PROGRAMS.

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

"AUTHORITY TO ESTABLISH AND OPERATE SPECIAL VOLUNTEER AND DEMONSTRATION PROGRAMS

"SEC. 122. (a) IN GENERAL.—The Director is authorized to conduct or award grants or contracts to public and nonprofit organizations for special volunteer programs or demonstration programs to encourage wider volunteer participation on a full-time, part-time, or short-term basis to further the purpose of this part, and to identify particular segments of the poverty community which could benefit from volunteer and other antipoverty efforts. The assignment of volunteers under this section, and the provision of support for such volunteers, including any subsistence allowances and stipends, shall be on such terms and conditions as the Director shall determine but shall not exceed the level of support provided under section 105. Projects using nonstipend volunteers may also be supported under this section.

"(b) CRITERIA.—In carrying out the activities authorized under this section and section 123, the Director shall establish criteria and priorities to award grants and enter into contracts in each fiscal year. No grant or con-

tract exceeding $100,000 shall be made under this part unless the grantee or contractor has been selected by a competitive process which includes public announcement of the availability of funds for such grant or contract, general criteria for the selection of recipients or contractors, and a description of the application process and application review process.".

SEC. 431. TECHNICAL AND FINANCIAL ASSISTANCE.

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

"TECHNICAL AND FINANCIAL ASSISTANCE

"SEC. 123. The Director may provide technical and financial assistance to Federal agencies, State and local governments and agencies, private nonprofit organizations, employers, and other private organizations which utilize or desire to utilize volunteers in carrying out the purpose of this part.".

SEC. 432. ELIMINATION OF SEPARATE AUTHORITY FOR DRUG ABUSE PROGRAMS.

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

CHAPTER 2—NATIONAL SENIOR VOLUNTEER CORPS

SEC. 441. NATIONAL SENIOR VOLUNTEER CORPS.

(a) REFERENCES.—The Act is amended by striking "Older American Volunteer Programs" each place that such appears and inserting "National Senior Volunteer Corps.".

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

"TITLE II—NATIONAL SENIOR VOLUNTEER CORPS".

SEC. 442. THE RETIRED AND SENIOR VOLUNTEER PROGRAM.

Section 200 (42 U.S.C. 5000) is amended by striking "retired senior volunteer program" each place that such appears in such section and the Act and inserting "retired and senior volunteer program".

SEC. 443. OPERATION OF THE RETIRED AND SENIOR VOLUNTEER PROGRAM.

(a) ELIGIBILITY FOR PARTICIPANTS IN THE PROGRAM.—Section 201(a) (42 U.S.C. 5001(a)) is amended—

(1) in the matter preceding paragraph (1), by inserting "and older working" after "retired"; and

(2) in paragraph (2), by striking "aged sixty" and inserting "aged fifty-five".

(b) DELETION OF REQUIREMENT FOR STATE AGENCY REVIEW.—Section 201 (42 U.S.C. 5001) is amended—

(1) by striking subsection (c); and

(2) by redesignating subsection (d) as subsection (c).

SEC. 444. SERVICES UNDER THE FOSTER GRANDPARENT PROGRAM.

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

(1) by striking "receiving care in hospitals, homes for dependent and neglected children, or other establishments providing care for children with special needs" and inserting "receiving care in hospitals; residing in homes for dependent and neglected children; and participating in day care centers, schools, Head Start projects, and a variety of other establishments and institutions providing services for children with special or exceptional needs"; and

(2) by inserting after the first sentence the following new sentence: "Individual foster grandparents may provide person-to-person services to one or more children depending upon the needs of the project and local site.".

SEC. 445. STIPENDS FOR LOW-INCOME VOLUNTEERS.

Section 211(d) (42 U.S.C. 5011(d)) is amended in the second sentence by striking "Any stipend or allowance provided under this subsection shall not be less than $2.20 per hour until October 1, 1990, $2.35 per hour during fiscal year 1991, and $2.50 per hour and after October 1, 1992," and inserting "Any stipend or allowance provided under this section shall not be less than $2.45 per

hour on and after October 1, 1993, and shall be adjusted once during the period of 1993 through 1997 to account for inflation, as determined by the Director and rounded to the nearest five cents,".

SEC. 446. PARTICIPATION OF NON-LOW-INCOME PERSONS UNDER PARTS B AND C.

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

"(f) Individuals who are not low-income persons may serve as volunteers under parts B and C, in accordance with such regulations as the Director shall issue, at the discretion of the local project and without receiving any allowance, stipend, or other financial support except reimbursement for transportation, meals, and out-of-pocket expenses incident to serving."

SEC. 447. CONDITIONS OF GRANTS AND CONTRACTS.

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

SEC. 448. EVALUATION OF THE SENIOR COMPANION PROGRAM.

Paragraph (3) of section 213(c) (42 U.S.C. 5013(c)(3)) is repealed.

SEC. 449. AGREEMENTS WITH OTHER FEDERAL AGENCIES.

Section 221(a) (42 U.S.C. 5021) is amended by adding at the end thereof the following new sentence: "The Director is encouraged to enter into agreements with the

Department of Health and Human Services to provide foster grandparents in Head Start projects, to use Medicaid funds where cost-effective in involving Senior Companions in health care arrangements, and to promote in-home care in cooperation with the Administration on Aging, with the Department of Education to promote intergenerational tutoring and mentoring for at-risk children, and with the Environmental Protection Agency to support conservation efforts.".

SEC. 450. PROGRAMS OF NATIONAL SIGNIFICANCE.

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

(1) in subsection (a)—

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

"(1) The Director is authorized to make grants under the programs authorized in parts A, B, and C of this title to support programs that address national problems that are also of local concern. The Director may, in any fiscal year, determine which programs of national significance will receive priority in that year.";

(B) by striking "paragraph (10)" in paragraph (2)(B) and inserting "paragraphs (10) and (12)"; and

(C) by striking "and (10)" in paragraph (2)(C) and inserting "(10), (12), (15), and (16)";

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

"(12) Programs that address environmental needs.

"(13) Programs that reach out to organizations not previously involved in addressing local needs, such as labor unions and profit-making organizations.

"(14) Programs that provide for ethnic outreach.

"(15) Programs that support criminal justice activities.

"(16) Programs that involve older volunteers working with young people in apprenticeship programs."; and

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

"(1) Except as provided in paragraph (2), in each fiscal year there shall be available to the Director to make grants under subsection (a) such sums as necessary.".

SEC. 451. ADJUSTMENTS TO FEDERAL FINANCIAL ASSISTANCE.

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

(1) by striking subparagraph (B) of subsection (a)(1) and all that follows through subsection (b); and

(B) by striking "(a)(1)(A)".

SEC. 452. ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING ORGANIZATIONS.

Part D of title II (42 U.S.C. 5021) is amended by adding at the end thereof the following new section:

"ARRANGEMENTS WITH PRIVATE, PROFIT-MAKING ORGANIZATIONS

"SEC. 228. The Director and grantees funded under this title may enter into arrangements with profit-making organizations so as to offer the services of Senior Companions, Foster Grandparents, and Retired Senior Volunteers to those profit-making organizations, including their employees and relatives, on the condition that all costs of the services, including administrative expenses, are paid for by the profit-making organization and that there is no impact on the ACTION funded project to provide services to the community under the grant.".

SEC. 453. DEMONSTRATION PROGRAMS.

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

"PART E—DEMONSTRATION PROGRAMS

"AUTHORITY OF DIRECTOR

"SEC. 231. The Director is authorized to make grants or contracts to public and nonprofit organizations, including the organizations funded under parts A, B, and C, for the purposes of demonstrating innovative activities involving older Americans as volunteers. The Director may support both nonstipend and stipended volunteers under this part. Funding may be provided for activities such as—

"(1) linking youth groups and older American organizations in volunteer activities;

"(2) involving older volunteers in programs and activities different from those currently supported in the community; and

"(3) testing whether older American volunteer programs may contribute to new objectives or certain national priorities.

"PROHIBITION

"SEC. 232. The Director may not reduce the activities, projects, or volunteers funded under the other parts of this title in order to support projects under this part.".

CHAPTER 3—ADMINISTRATION

SEC. 461. PURPOSE OF AGENCY.

Section 401 (42 U.S.C. 5041) is amended by inserting after the first sentence the following: "This Agency

shall also promote the coordination of volunteer efforts among Federal, State, and local agencies and organizations, exchange technical assistance information among them, and provide technical assistance to other nations concerning domestic volunteer programs within their countries.".

SEC. 462. AUTHORITY OF THE DIRECTOR.

Section 402 (42 U.S.C. 5042) is amended—

(1) in paragraphs (5) and (6), by inserting "solicit and" before "accept" in each such paragraph;

(2) in paragraph (13), by striking "and" at the end thereof;

(3) by redesignating paragraph (14) as paragraph (15); and

(4) by inserting after paragraph (13) the following new paragraph:

"(14) enter into arrangements with private, profit-making organizations under terms and conditions determined by the Director when such agreements will further the purposes of the Act; and".

SEC. 463. COMPENSATION FOR VOLUNTEERS.

Section 404(c) (42 U.S.C. 5044(c)) is amended by inserting "from such volunteers or beneficiaries" after "compensation".

SEC. 464. REPEAL OF REPORT ON ANNUAL RECRUITMENT PLAN.

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

SEC. 465. APPLICATION OF FEDERAL LAW.

Section 415(b)(4)(A) (42 U.S.C. 5055(b)(4)(A)) is amended by striking "grade GS–7" and inserting "grade GS–5".

SEC. 466. EVALUATION OF PROGRAMS.

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

(1) in subsection (a)—

(A) by striking "(including the VISTA Literacy Corps which shall be evaluated as a separate program at least once every 3 years)" in the first sentence; and

(B) by striking "at least once every 3 years" in the second sentence and inserting "periodically";

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

"(b) In carrying out evaluations of ACTION's programs, the Director shall create appropriate management information systems that will summarize volunteer activities and accomplishments across the programs supported under this Act. The Director shall report this information on a periodic basis."; and

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

SEC. 467. NONDISCRIMINATION PROVISIONS.

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

"NONDISCRIMINATION PROVISIONS

"SEC. 417. (a) IN GENERAL.—An individual with responsibility for the operation of a project that receives assistance under this Act shall not discriminate against a participant or member of the staff of such project on the basis of race, color, national origin, sex, age, disability, or political affiliation of such participant or member.

"(b) FEDERAL FINANCIAL ASSISTANCE.—Any assistance provided under this Act shall constitute Federal financial assistance for purposes of title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d et seq.), title IX of the Education Amendments of 1972 (20 U.S.C. 1681 et seq.), the Rehabilitation Act of 1973 (29 U.S.C. 701 et seq.), the Age Discrimination Act of 1975 (42 U.S.C. 6101 et seq.), and the regulations issued under such Acts.

(c) RELIGIOUS DISCRIMINATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), an individual with responsibility for the operation of a project that receives assistance under this Act shall not discriminate on the basis of religion against a participant or a member of the project staff who is paid with funds received under this Act.

(2) EXCEPTION.—Paragraph (1) shall not apply to the employment, with assistance provided under this Act, of any member of the staff of a project that receives assistance under this Act who was employed with the organization operating the project on the date the grant under this Act was awarded.

(d) RULES AND REGULATIONS.—The Director shall promulgate rules and regulations to provide for the enforcement of this section that shall include provisions for summary suspension of assistance for not more than 30 days, on an emergency basis, until notice and an opportunity to be heard can be provided.".

SEC. 468. ELIMINATION OF SEPARATE REQUIREMENTS FOR SETTING REGULATIONS.

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

SEC. 469. CLARIFICATION OF ROLE OF INSPECTOR GENERAL.

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

(1) in subsection (a), by inserting "and the Inspector General of ACTION" after "Director"; and

(2) in subsection (b), by inserting ", the Inspector General of ACTION," after "Director" each place that such appears.

SEC. 470. COPYRIGHT PROTECTION.

Title IV is amended by adding at the end thereof, the following new section:

"COPYRIGHT PROTECTION

"SEC. 426. (a) IN GENERAL.—The following are hereby declared the property of the United States:

"(1) The name 'Retired and Senior Volunteer Program' and the logo and acronym, 'RSVP', associated therewith;

"(2) The name 'Foster Grandparent Program' and the logo and acronym, 'FGP', associated therewith;

"(3) The name 'Senior Companion Program' and the logo and acronym, 'SCP', associated therewith;

"(4) The name 'Volunteers in Service to America' and the logo and acronym, 'VISTA', associated therewith; and

"(5) The name 'National Senior Volunteer Corps'.

"(b) SPECIAL ACCOUNT.—The Director shall deposit into a special account, to be available to foster and expand volunteerism consistent with this Act, all fees collected under regulations prescribed by the Director relating to use or reproduction of the property described in subsection (a) by entities other than ACTION.

"(c) IMPROPER USE.—

"(1) IN GENERAL.—Whoever, except as permitted by the laws of the United States and regulations issued by the Director—

"(A) uses the names 'ACTION', 'National Senior Volunteer Corps', 'Retired and Senior Volunteer Program' (or its acronym, 'RSVP'), 'Foster Grandparent Program' (or its acronym, 'FGP'), 'Senior Companion Program' (or its acronym, 'SCP'), or 'Volunteers in Service to America' (or its acronym, 'VISTA'), as part of the business or firm name of a person, corporation, partnership, association or other business entity; or

"(B) falsely advertises or represents, or publishes or displays any sign, symbol or advertisement reasonably calculated to convey the impression that the entity is affiliated with, funded by, or operating under the authority of ACTION or any of its locally funded programs;

may be enjoined under an action filed by the Attorney General, upon a complaint by the Director.

"(2) EXCEPTION.—This section shall not make unlawful the use of any name or title which was lawful on the date of enactment of this section.

"(d) DEFINITIONS.—For purposes of this section:

"(1) FOSTER GRANDPARENT PROGRAM.—The term 'Foster Grandparent Program' means the program established under part B of title II.

"(2) NATIONAL SENIOR VOLUNTEER CORPS.—The term 'National Senior Volunteer Corps' means the programs established under parts A, B, C, and E of title II.

"(3) RETIRED AND SENIOR VOLUNTEER PROGRAM.—The term 'Retired and Senior Volunteer Program' means the program established under part A of title II.

"(4) SENIOR COMPANION PROGRAM.—The term 'Senior Companion Program' means the program established under part C of title II.

"(5) VOLUNTEERS IN SERVICE TO AMERICA.—The terms 'Volunteers in Service to America' and 'VISTA' mean the program established under part A of title I.".

SEC. 471. CENTER FOR RESEARCH AND TRAINING.

Title IV (as amended by section 470) is further amended by at the end thereof the following new section:

"CENTER FOR RESEARCH AND TRAINING

SEC. 427. There is established within ACTION a Center for Research and Training on Volunteerism. The Center shall carry out research concerning the impact of

volunteerism on individuals, organizations, and communities. The Center shall provide training to help improve programs across the country. The Center may award grants to, or enter into contracts with, organizations in order to carry out its responsibilities.".

SEC. 472. DEPOSIT REQUIREMENT CREDIT FOR SERVICE AS A VOLUNTEER.

(a) CIVIL SERVICE RETIREMENT SYSTEM.—

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

(A) in paragraph (1), by inserting "as a full-time volunteer enrolled in a program of at least 1 year's duration under part A, B, or C of title I of the Domestic Volunteer Service Act of 1973," after "Economic Opportunity Act of 1964,"; and

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

"(3) The provisions of paragraph (1) relating to credit for service as a volunteer or volunteer leader under the Economic Opportunity Act of 1964 and the Domestic Volunteer Service Act of 1973 shall not apply to any period of service as a volunteer or volunteer leader of an employee or Member with respect to which the employee or Member has made

the deposit with interest, if any, required by section 8334(l).".

(2) DEDUCTIONS, CONTRIBUTIONS, AND DEPOSITS.—

(A) Section 8334 of title 5, United States Code, is amended by adding at the end thereof the following new subsection:

"(l)(1) Each employee or Member who has performed service as a volunteer or volunteer leader under part A of title VIII of the Economic Opportunity Act of 1964 or as a full-time volunteer enrolled in a program of at least 1 year's duration under part A, B, or C of title I of the Domestic Volunteer Service Act of 1973, before the date of separation from service on which the entitlement to any annuity under this subchapter is based may pay, in accordance with such regulations as the Office of Personnel Management shall issue, to the agency by which the employee is employed or, in the case of a Member or a Congressional employee, to the Secretary of the Senate or the Clerk of the House of Representatives, as appropriate, an amount equal to 7 percent of the readjustment allowance paid to the employee or Member under section 803 of the Economic Opportunity Act of 1964 or section 105(a) or the Domestic Volunteer Service Act of 1973 for each period of service as such a volunteer or volunteer leader.

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

"(A) the date of enactment of this subsection; or

"(B) the date on which the employee or Member making the deposit first becomes an employee or Member,

shall include interest on such amount, computed and computed annually beginning on the date of the expiration of the 2-year period. The interest rate that is applicable in computing interest in any year under this paragraph shall be equal to the interest rate that is applicable for such year under subsection (e).

"(3) Any payment received by an agency, the Secretary of the Senate, or Clerk of the House of Representatives under this subsection shall be immediately remitted to the Office of Personnel Management for deposit in the Treasury of the United States to the credit of the Fund.

"(4) The Director of ACTION shall furnish such information to the Office to the Personnel Management as the Office may determine to be necessary for the administration of this subsection.".

(B) Section 8334(e) of title 5, United States Code, is amended in paragraphs (1) and

(2) by striking "or (k)" each place that such appears and inserting "(k), or (l)".

(b) FEDERAL EMPLOYEES RETIREMENT SYSTEM.—

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

(A) in subsection (b)(3), by striking "subsection (f)" and inserting "subsection (f) or (h)"; and

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

"(h) An employee or Member shall be allowed credit for services as a volunteer or volunteer leader under part A of title VIII of the Economic Opportunity Act of 1964, or as a full-time volunteer enrolled in a program of at least 1 year's duration under part A, B, or C of title I of the Domestic Volunteer Service Act of 1973, performed at any time prior to the separation from service entitlement to any annuity is based if the employee or Member has made a deposit with interest, if any, with respect to such service under section 8422(f).".

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

"(f)(1) Each employee or Member who has performed service as a volunteer or volunteer leader under part A of title VIII of the Economic Opportunity Act of 1964, or as a full-time volunteer enrolled in a program or at least 1 year's duration under part A, B, or C of title I of the Domestic Volunteer Service Act of 1973, before the date of the separation from service on which the entitlement to any annuity under this subchapter, or subchapter V of this chapter, is based may pay, in accordance with such regulations as the Office of Personnel Management shall issue, to the agency by which the employee is employed or, in the case of Member or a congressional employee, to the Secretary of the Senate or Clerk of the House of Representatives, as appropriate, an amount equal to 3 percent of the readjustment allowance paid to the employee or Member under title VIII of the Economic Opportunity Service Act of 1964 or title I of the Domestic Volunteer Service Act of 1973 for each period of service as such a volunteer or volunteer leader.

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

"(A) the date of enactment of this subsection, or

"(B) the date on which the employee or Member making the deposit first becomes an employee or Member,

shall include interest on such amount computed and compounded annually beginning on the date of the expiration of the 2-year period. The interest rate that is applicable in computing interest in any year under this paragraph shall be equal to the interest rate that is applicable for such year under section 8334(e).

"(3) Any payment received by an agency, the Secretary of the Senate, or the Clerk of the House of Representatives under this subsection shall be immediately remitted to the Office of Personnel Management for deposit in the Treasury of the United States to the credit of the Fund.

"(4) The Director of ACTION shall furnish such information to the Office of Personnel Management as the Office may determine to be necessary for the administration of this subsection."

(c) APPLICABILITY AND OTHER PROVISIONS.—

(1) APPLICABILITY.—

(A) The amendments made by subsections (a) and (b) shall apply with respect to credit for service as a volunteer or volunteer leader under the Economic Opportunity Act of 1964 or the

Domestic Volunteer Service Act of 1973 to individuals who are entitled to an annuity on the basis of a separation from service occurring before, on, or after the effective date of this Act.

(B) In the case of any individual whose entitlement to an annuity is based on a separation from service occurring before the date of enactment of this Act, any increase in such individual's annuity on the basis of a deposit made pursuant to section 8334(l) or section 8442(f) of title 5, United States Code, as amended by this Act, shall be effective only with respect to annuity payments payable for calendar months beginning after the date of enactment of this Act.

(C) In the case of any individual who is entitled to an annuity under subchapter III of chapter 83 of title 5, United States Code, credit for service under such subchapter III shall be subject to paragraphs (2) through (6).

(2) OLD AGE OR SURVIVOR'S ENTITLEMENT.—Subject to paragraph (3), in any case in which an individual described in paragraph (1)(C) is also entitled to old age or survivor's insurance benefits under section 202 of the Social Security Act (or would be

entitled to such benefits upon filing an application therefore), the amount of the annuity to which such individual is entitled under subchapter III of chapter 83 of title 5, United States Code (after taking in account service as a volunteer or volunteer leader under the Economic Opportunity Act of 1964 and the Domestic Volunteer Service Act of 1973) which is payable for any month shall be reduced by an amount determined by multiplying the amount of such old-age or survivor's insurance benefit for the determination month by a fraction—

(A) the numerator of which is the total of the wages (within the meaning of section 209 of the Social Security Act) for service as a volunteer or volunteer leader under the Economic Opportunity Act of 1964 and the Domestic Volunteer Service Act of 1973 of such individual credited for years before the calendar year in which the determination month occurs, up to the contribution and benefit base determined under section 230 of the Social Security Act (or other applicable maximum annual amount referred to in section 215(e)(1) of such Act for each year); and

(B) the denominator of which is the total of all wages described in subparagraph (A), plus all other wages (within the meaning of section 209 of such Act) and all self-employment income (within the meaning of section 211(b) of such Act) of such individual credited for years after 1936 and before the calendar year in which the determination month occurs, up to the contribution and benefit base (of such other amount referred to in section 215(e)(1) of such Act) for each such year.

(3) LIMITATION.—Paragraph (2) shall not reduce the annuity of an individual below the amount of the annuity which would be payable to the individual for the determination month if service of a volunteer or volunteer leader under the Economic Opportunity Act of 1964 or the Domestic Volunteer Service Act of 1973 were not creditable in the computation of the individual's annuity for such month.

(4) DETERMINATION MONTH.—For purposes of this subsection, the term "determination month" means—

(A) the first month the individual described in paragraph (1)(C) is entitled to old-age or survivor's benefits under section 202(a)

of the Social Security Act (or would be entitled to such benefits upon filing an application therefore); or

(B) the first calendar month beginning after the date of enactment of this Act, in the case of any individual entitled to such benefits for such month.

(5) EFFECTIVE DATE.—The provisions of paragraphs (2) through (4) shall take effect with respect to any annuity payment payable under subchapter III of chapter 83 of title 5, United States Code, for calendar months beginning after the date of enactment of this Act.

(6) FURNISHING OF INFORMATION.—The Secretary of Health and Human Services shall furnish such information to the Office of Personnel Management as may be necessary to carry out the provisions of this subsection.

(7) ACTION TO INFORM INDIVIDUALS.—The Director of the Office of Personnel Management shall take such action as may be necessary and appropriate to inform individuals entitled to credit under this section for service as a volunteer or volunteer leader, or to have any annuity recomputed, or to

make a deposit under this section, of such entitlement.

CHAPTER 4—AUTHORIZATION OF APPROPRIATIONS AND OTHER AMENDMENTS

SEC. 481. AUTHORIZATION OF APPROPRIATIONS FOR TITLE I.

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

"NATIONAL VOLUNTEER ANTIPOVERTY PROGRAMS

"SEC. 501. (a) AUTHORIZATIONS.—

"(1) VOLUNTEERS IN SERVICE TO AMERICA.—There are authorized to be appropriated to carry out part A of title I, excluding sections 104(e) and 109, such sums as may be necessary for each of the fiscal years 1994 through 1998.

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

"(3) LITERACY ACTIVITIES.—There are authorized to be appropriated to carry out section 109, such sums as may be necessary for each of the fiscal years 1994 through 1998.

"(4) STUDENT COMMUNITY SERVICE PROGRAMS.—There are authorized to be appropriated to carry out part B of title I, such sums as may be nec-

essary for each of the fiscal years 1994 through 1998.

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

"(6) LITERACY CHALLENGE GRANTS.—There are authorized to be appropriated to carry out section 125, such sums as may be necessary for each of the fiscal years 1994 through 1998.

"(b) SUBSISTENCE.—The minimum level of allowances for subsistence required under section 105(b)(2), to be provided to each volunteer under this Act may not be reduced or limited in order to provide for an increase in the number of volunteer service years under part A of title I.

"(c) LIMITATION.—No part of the funds appropriated to carry out part A of title I may be used to provide volunteers or assistance to any program or project authorized under part B or C of title I, or under title II, unless the program or project meets the antipoverty criteria of part A of title I.

"(d) AVAILABILITY.—Amounts appropriated for part A of title I shall remain available for obligation for a 2-year period.

"(e) VOLUNTEER SERVICE REQUIREMENT.—Of the amounts appropriated under this section for parts A, B, and C of title I, including section 125, there shall first be available for part A of title I an amount not less than the amount necessary to provide 5,500 volunteer service years in fiscal year 1994, and 7,500 volunteer service years in each of fiscal years 1995, 1996, 1997, and 1998. If funds are insufficient to meet this requirement, the Director shall submit a plan to the relevant authorizing and appropriations committees of Congress that will detail what is necessary to fully meet this requirement.".

SEC. 482. AUTHORIZATION OF APPROPRIATIONS FOR TITLE II.

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

"NATIONAL SENIOR VOLUNTEER CORPS

"SEC. 502. (a) RETIRED AND SENIOR VOLUNTEER PROGRAM.—There are authorized to be appropriated to carry out part A of title II, such sums as may be necessary for each of the fiscal years 1994 through 1998.

"(b) FOSTER GRANDPARENT PROGRAM.—There are authorized to be appropriated to carry out part B of title

II, such sums as may be necessary for each of the fiscal years 1994 through 1998.

"(c) SENIOR COMPANION PROGRAM.—There are authorized to be appropriated to carry out part C of title II, such sums as may be necessary for each of the fiscal years 1994 through 1998.

"(d) DEMONSTRATION PROGRAMS.—There are authorized to be appropriated to carry out part E of title II, such sums as may be necessary for each of the fiscal years 1994 through 1998.".

SEC. 483. AUTHORIZATION OF APPROPRIATIONS FOR TITLE IV.

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

"ADMINISTRATION AND COORDINATION

"SEC. 504 (a) IN GENERAL.—For each of the fiscal years 1994 through 1997, there are authorized to be appropriated for the administration of this Act as provided for in title IV, 20 percent of the total amount appropriated under sections 501, 502, and title VII with respect to such year.

"(b) EVALUATION AND CENTER FOR RESEARCH AND TRAINING.—For each of the fiscal years 1994 through 1998, the Director is authorized to expend not less than one-half of 1 percent, nor more than 1 percent, from the

amounts appropriated under sections 501, 502, and title VII for the purposes prescribed in sections 416 and 427.".

SEC. 484. CONFORMING AMENDMENTS; COMPENSATION FOR VISTA FECA CLAIMANTS.

Section 8143(b) of title 5, United States Code, is amended by striking "GS–7" and inserting "GS–5".

SEC. 485. REPEAL OF AUTHORITY FOR YOUTHBUILD PROGRAM.

Title VII (42 U.S.C. 5051 et seq.) is repealed.

SEC. 486. EFFECTIVE DATE.

This subtitle shall become effective on October 1, 1993, or on the date of enactment of this Act, whichever is later.

TITLE V—TECHNICAL AND CONFORMING AMENDMENTS

SEC. 501. DEFINITION OF DIRECTOR.

The Domestic Volunteer Service Act of 1973 is amended—

(1) in section 421 (42 U.S.C. 5061), by striking paragraph (1) and inserting the following new paragraph:

"(1) the term 'Director' means the Chairperson and Executive Director of the Corporation for National Service appointed under section 191C of the

National and Community Services Act of 1990;''; and

(2) in section 713 (42 U.S.C. 5091*l*) by striking paragraph (2) and inserting the following new paragraph:

''(2) DIRECTOR.—The term 'Director' means the Chairperson and Executive Director of the Corporation for National Service appointed under section 191C of the National and Community Services Act of 1990.''.

SEC. 502. REFERENCES TO ACTION AND THE ACTION AGENCY IN THE NATIONAL SERVICE LAWS.

(a) DOMESTIC VOLUNTEER SERVICE ACT OF 1973.—The Domestic Volunteer Service Act of 1973 is amended as follows:

(1) Section 2(b) (42 U.S.C. 4950(b)) is amended—

(A) by striking ''ACTION, the Federal domestic volunteer agency,'' and inserting ''this Act''; and

(B) by striking ''ACTION'' and inserting ''the Corporation for National Service''.

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

(A) in paragraph (2)(A), by striking "the national headquarters of the ACTION Agency" and inserting "the Corporation";

[reference to regional employee] (B) in paragraph (2)(C), by striking "the ACTION Agency" and inserting "the Corporation";

(C) in paragraph (5)—

(i) by striking "the ACTION Agency" both places it appears and inserting "the Corporation"; and

(ii) by striking "of the Agency"; and

[reference to regional office] (D) in paragraph (6)—

(i) by striking "the ACTION Agency" and inserting "the Corporation"; and

(ii) by striking "the regional ACTION office" and inserting "the office of the Corporation".

(3) Section 103(c)(1)(D) (42 U.S.C. 4953(c)(1)(D)) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(4) Section 105(b) (42 U.S.C. 4955(b)) is amended—

[reference to regional office] (A) in paragraph (3)(A), by striking "the ACTION Agency" and inserting "the Corporation"; and

[reference to regional office] (B) in paragraph (4), by striking "the ACTION Agency" and inserting "the Corporation".

(5) NOTE: Sections 111, 112, and 113 refer to the "University Year for ACTION (UYA)" program. What should be done about this reference?

(6) Section 125(b) (42 U.S.C. 4995(b)) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(7) Section 225(e) (42 U.S.C. 5025(e)) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(8) Section 403(a) (42 U.S.C. 5043(a) is amended—

(A) by striking "the ACTION Agency" the first place it appears and inserting "the Corporation under this Act"; and

(B) by striking "the ACTION Agency" the second place it appears and inserting "the Corporation".

(9) Section 407(5) (42 U.S.C. 5047(5)) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(10) Section 408 (42 U.S.C. 5048) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(11) Section 416(f)(1) (42 U.S.C. 5056(f)(1)) is amended by striking "ACTION Agency" and inserting "Corporation".

(12) Section 420(b) (42 U.S.C. 5060(b)) is amended by striking "the ACTION Agency" and inserting "the Corporation".

(13) Section 702(a) (42 U.S.C. 5091a(a)) is amended by striking "of the ACTION Agency".

(b) NATIONAL AND COMMUNITY SERVICE ACT OF 1990.—**[To be Added]**

SEC. 503. REFERENCES TO ACTION AND THE ACTION AGENCY IN OTHER LAWS.

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

(1) by striking "ACTION,"; and

(2) by inserting "the Corporation for National Service," after "the Consumer Product Safety Commission,".

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

(1) in paragraph (3)(ii), by striking "Action" and inserting "the Corporation for National Service"; and

(2) in paragraph (4), by striking "Action" and inserting "the Corporation for National Service".

(c) NATIONAL FOREST VOLUNTEERS.—Section 1 of the Volunteers in the National Forests Act of 1972 (16 U.S.C. 558a) is amended by striking "Action" and inserting "the Corporation for National Service".

(d) PEACE CORPS.—Section 2A of the Peace Corps Act (22 U.S.C. 2501–1) is amended by inserting after "the ACTION Agency" the following: ", the successor to the ACTION Agency,".

(e) INDIAN ECONOMIC DEVELOPMENT.—Section 502 of the Indian Financing Act of 1974 (25 U.S.C. 1542) is amended by striking "ACTION Agency" and inserting "the Corporation for National Service".

(f) OLDER AMERICANS.—The Older Americans Act of 1965 is amended—

(1) in section 202(c)(1) (42 U.S.C. 3012(c)(1)), by striking "the Director of the ACTION Agency"

and inserting "the Corporation for National Service";

(2) in section 203(a)(1) (42 U.S.C. 3013(a)(1)), by striking "the ACTION Agency" and inserting "the Corporation for National Service"; and

(3) in section 422(b)(12)(C) (42 U.S.C. 3035a(b)(12)(C)), by striking "the ACTION Agency" and inserting "the Corporation for National Service".

(g) VISTA SERVICE EXTENSION.—Section 101(c)(1) of the Domestic Volunteer Service Act Amendments of 1989 (Public Law 101–204; 103 Stat. 1810; 42 U.S.C. 4954 note) is amended by striking "Director of the ACTION Agency" and inserting "Executive Director of the Corporation for National Service".

(h) AGING RESOURCE SPECIALISTS.—Section 205(c) of the Older American Amendments of 1975 (Public Law 94–135; 89 Stat. 727; 42 U.S.C. 5001 note) is amended—

(1) in paragraph (1)—

(A) by striking "the ACTION Agency," and inserting "the Corporation for National Service,"; and

(B) by striking "the Director of the ACTION Agency" and inserting "the Executive Director of the Corporation;

(2) in paragraph (2)(A), by striking "ACTION Agency" and inserting "Corporation"; and

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

"(A) the term 'Corporation' means the Corporation for National Service established by section 191 of the National and Community Service Act of 1990.".

(i) PROMOTION OF PHOTOVOLTAIC ENERGY.—Section 11(a) of the Solar Photovoltaic Energy Research, Development, and Demonstration Act of 1978 (42 U.S.C. 5590) is amended by striking "the Director of ACTION,".

(j) COORDINATING COUNCIL ON JUVENILE JUSTICE.—Section 206(a)(1) of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5616(a)(1)) is amended by striking "the Director of the ACTION Agency" and inserting "the Executive Director of the Corporation for National Service".

(k) ENERGY CONSERVATION.—Section 413(b)(1) of the Energy Conservation and Production Act (42 U.S.C. 6863(b)(1)) is amended by striking "the Director of the ACTION Agency,".

(l) INTERAGENCY COUNCIL ON THE HOMELESS.—Section 202(a) of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11312(a)) is amended by striking paragraph (12) and inserting the following new paragraph:

"(12) The Executive Director of the Corporation for National Service, or the designee of the Executive Director.".

(m) ANTI-DRUG ABUSE.—Section 3601 of the Anti-Drug Abuse Act of 1988 (42 U.S.C. 11851) is amended by striking paragraph (6) and inserting the following new paragraph:

"(6) the term 'Director' means the Chairperson and Executive Director of the Corporation for National Service,".

(n) ADMINISTRATION CHILDREN, YOUTH, AND FAMILIES.—Section 916(b) of the Claude Pepper Young Americans Act of 1990 (42 U.S.C. 13212(b)) is amended by striking "the Director of the ACTION Agency" and inserting "the Executive Director of the Corporation for National Service".

SEC. 504. DEFINITION OF CORPORATION.

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

(1) by striking "and" at the end of paragraph (6);

(2) by striking the period at the end of paragraph (7) and inserting "; and"; and

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

"(8) the term 'Corporation' means the Corporation for National Service established under section 191 of the National and Community Service Act of 1990.".

SEC. 505. REFERENCES TO COMMISSION.

[To be supplied.]

SEC. 506. EFFECTIVE DATE.

(a) ACTION.—The amendments made by sections 501 through 503 shall take effect on the effective date of section 203.

(b) COMMISSION.—The amendments made by sections 504 and 505 will take effect on October 1, 1993.

[Other amendments to be supplied]