

107TH CONGRESS
2^D SESSION

H. CON. RES. 503

IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2002

Received

CONCURRENT RESOLUTION

Directing the Clerk of the House of Representatives to
correct the enrollment of the bill H.R. 2215.

1 *Resolved by the House of Representatives (the Senate*
2 *concurring)*, That in the enrollment of the bill (H.R.
3 2215), An Act to authorize appropriations for the Depart-
4 ment of Justice for fiscal year 2002, and for other

1 purposes, the Clerk of the House of Representatives shall
2 correct the bill by amending—

3 (1) section 206 of the bill by inserting “the 1st
4 place it appears” after “ ‘or complaint’ ”,

5 (2) section 2201(b) of the bill by striking “1
6 year” and inserting “2 years”,

7 (3) section 2501 of the bill to read as follows:

8 **“SEC. 2501. AMENDMENT TO CONTROLLED SUBSTANCES**

9 **ACT.**

10 “Section 303(g)(2) of the Controlled Substances Act
11 (21 U.S.C. 823(g)(2)) is amended—

12 “(1) in subparagraph (I), by striking ‘on Octo-
13 ber 17, 2000,’ and all that follows through ‘such
14 drugs,’ and inserting ‘on the date of approval by the
15 Food and Drug Administration of a drug in schedule
16 III, IV, or V, a State may not preclude a practi-
17 tioner from dispensing or prescribing such drug, or
18 combination of such drugs,’; and

19 “(2) in subparagraph (J)(i), by striking ‘Octo-
20 ber 17, 2000,’ and inserting ‘the date referred to in
21 subparagraph (I),’ ”,

22 (4) subsection (j) of section 1512 of title 18 of
23 the United States Code, as added by section

1 3001(a)(3) of the bill, by striking “(j)” and insert-
 2 ing “(k)”,

3 (5) section 3001 of the bill—

4 (A) in subsection (c)(1) by striking
 5 “(e)(2)” and inserting “(d)(2)”, and

6 (B) by striking subsection (d),

7 (6) section 4003(b)(3) of the bill by striking
 8 “and inserting ‘services contract made,’ ”,

9 (7) section 11006(3) of the bill by striking
 10 “20110(2)” and inserting “200110(2)”,

11 (8) section 11009 of the bill—

12 (A) in subsection (b)(5) by striking
 13 “7,200” and inserting “1,500”, and

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

15 “(3) PENALTIES.—Section 924(a) of title 18,
 16 United States Code, is amended by adding at the
 17 end the following:

18 “ ‘(7) Whoever knowingly violates section 931 shall
 19 be fined under this title, imprisoned not more than 3
 20 years, or both.’ .

21 “(f) DONATION OF FEDERAL SURPLUS BODY
 22 ARMOR.—

23 “(1) DEFINITIONS.—In this subsection, the
 24 terms ‘Federal agency’ and ‘surplus property’ have
 25 the meanings given such terms under section 3 of

1 the Federal Property and Administrative Services
2 Act of 1949 (40 U.S.C. 472).

3 “(2) DONATION OF BODY ARMOR.—Notwith-
4 standing section 203 of the Federal Property and
5 Administrative Services Act of 1949 (40 U.S.C.
6 484), the head of a Federal agency may donate body
7 armor directly to any State or local law enforcement
8 agency, if such body armor—

9 “(A) is in serviceable condition;

10 “(B) is surplus property; and

11 “(C) meets or exceeds the requirements of
12 National Institute of Justice Standard 0101.03
13 (as in effect on the date of enactment of this
14 Act).

15 “(3) NOTICE TO ADMINISTRATOR.—The head of
16 a Federal agency who donates body armor under
17 this subsection shall submit to the Administrator of
18 General Services a written notice identifying the
19 amount of body armor donated and each State or
20 local law enforcement agency that received the body
21 armor.

22 “(4) DONATION BY CERTAIN OFFICERS.—

23 “(A) DEPARTMENT OF JUSTICE.—In the
24 administration of this subsection with respect to
25 the Department of Justice, in addition to any

1 other officer of the Department of Justice des-
2 ignated by the Attorney General, the following
3 officers may act as the head of a Federal agen-
4 cy:

5 “(i) The Administrator of the Drug
6 Enforcement Administration.

7 “(ii) The Director of the Federal Bu-
8 reau of Investigation.

9 “(iii) The Commissioner of the Immi-
10 gration and Naturalization Service.

11 “(iv) The Director of the United
12 States Marshals Service.

13 “(B) DEPARTMENT OF THE TREASURY.—
14 In the administration of this subsection with re-
15 spect to the Department of the Treasury, in ad-
16 dition to any other officer of the Department of
17 the Treasury designated by the Secretary of the
18 Treasury, the following officers may act as the
19 head of a Federal agency:

20 “(A) The Director of the Bureau of
21 Alcohol, Tobacco, and Firearms.

22 “(B) The Commissioner of Customs.

23 “(C) The Director of the United
24 States Secret Service.

1 “(5) NO LIABILITY.—Notwithstanding any
2 other provision of law, the United States shall not
3 be liable for any harm occurring in connection with
4 the use or misuse of any body armor donated under
5 this subsection.”,

6 (9) section 11011(b) of the bill by striking “1
7 year” and inserting “2 years”,

8 (10) section 11016 of the bill by striking “of
9 1953”,

10 (11) section 11017(c) of the bill by striking
11 “section 1 of this legislation” and inserting “sub-
12 section (a)”,

13 (12) Rule 16 of the Federal Rules of Criminal
14 Procedure—

15 (A) in subdivision (a)(1)(G) of such Rule,
16 as amended by section 11019(b)(1) of the bill—

17 (i) by striking “Government” each
18 place it appears and inserting “govern-
19 ment”,

20 (ii) by striking “shall” each place it
21 appears and inserting “must”, and

22 (iii) by striking “medical” and insert-
23 ing “mental”, and

24 (B) in subdivision (b)(1)(C) of such Rule,
25 as amended by section 11019(b)(2) of the bill—

1 (i) by striking “Government” each
2 place it appears and inserting “govern-
3 ment”,

4 (ii) by striking “Government’s” and
5 inserting “government’s”, and

6 (iii) by striking “shall” each place it
7 appears and inserting “must”,

8 (13) part R of the Omnibus Crime Control and
9 Safe Streets Act of 1968, as added by section 12102
10 of the bill—

11 (A) in subsections (a)(2) and (b)(1)(B) of
12 section 1802 of such part by striking “sub-
13 section (c)” and inserting “subsection (d)”, and

14 (B) in section 1808(b) of such part by
15 striking “90” and inserting “120”, and

16 (14) section 5037(b) of title 18 of the United
17 States Code, as amended by section 12301(2)(B) of
18 the bill, by striking “imprisonment” and inserting
19 “official detention”.

Passed the House of Representatives October 8,
2002.

Attest:

JEFF TRANDAHL,

Clerk.