

107<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. CON. RES. 503

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IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2002

Received

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## 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 igned 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.*