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106TH CONGRESS 2d Session	HOUSE OF REPRESENTATIVES	REPORT 106-1033
MAKING OMNIBUS CONSOLIDATED AND EMERGENCY SUPPLEMENTAL APPROPRIA- TIONS FOR FISCAL YEAR 2001		
CONFERENCE REPORT		
TO ACCOMPANY		
H.R. 4577		
		
DECEMBER 15, 2000.—Ordered to be printed		

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agency or instrumentality of the United States Government may—

“(A) establish criteria for making such determination;
 “(B) review the determination made by the certifying school, school board, local educational agency, library, or other authority; or

“(C) consider the criteria employed by the certifying school, school board, local educational agency, library, or other authority in the administration of subsection (h)(1)(B).

“(3) AVAILABILITY FOR REVIEW.—Each Internet safety policy adopted under this subsection shall be made available to the Commission, upon request of the Commission, by the school, school board, local educational agency, library, or other authority responsible for adopting such Internet safety policy for purposes of the review of such Internet safety policy by the Commission.

“(4) EFFECTIVE DATE.—This subsection shall apply with respect to schools and libraries on or after the date that is 120 days after the date of the enactment of the Children's Internet Protection Act.”

SEC. 1733. IMPLEMENTING REGULATIONS.

Not later than 120 days after the date of enactment of this Act, the Federal Communications Commission shall prescribe regulations for purposes of section 254(l) of the Communications Act of 1934, as added by section 1732 of this Act.

Subtitle D—Expedited Review

SEC. 1741. EXPEDITED REVIEW.

(a) **THREE-JUDGE DISTRICT COURT HEARING.**—Notwithstanding any other provision of law, any civil action challenging the constitutionality, on its face, of this title or any amendment made by this title, or any provision thereof, shall be heard by a district court of 3 judges convened pursuant to the provisions of section 2284 of title 28, United States Code.

(b) **APPELLATE REVIEW.**—Notwithstanding any other provision of law, an interlocutory or final judgment, decree, or order of the court of 3 judges in an action under subsection (a) holding this title or an amendment made by this title, or any provision thereof, unconstitutional shall be reviewable as a matter of right by direct appeal to the Supreme Court. Any such appeal shall be filed not more than 20 days after entry of such judgment, decree, or order.

This Act may be cited as the “Miscellaneous Appropriations Act, 2001”.

MISCELLANEOUS APPROPRIATIONS

Following is explanatory language on H.R. 5666, as introduced on December 15, 2000.

The conferees on H.R. 4577 agree with the matter included in H.R. 5666 and enacted in this conference report by reference and the following description of it.

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DIVISION A

CHAPTER 1

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement includes language which: provides that not more than \$100,000 shall be available for guarantees of private sector rural electrification and telecommunications loans; clarifies that a housing demonstration program is to be carried out in Mississippi and Alaska; clarifies that the Initiative for Future Agriculture and Food Systems shall be used to make grants only to colleges, universities, or research foundations maintained by a college or university; makes a technical correction to the Rural Community Advancement Program to specify that funds may be used in counties which have received an emergency designation after January 1, 2000; provides certain transfers under the livestock assistance program; clarifies eligibility for quality losses; clarifies that Emergency Conservation Program funds previously appropriated for the Cerro Grande fire can be made available for drought benefits; clarifies a provision regarding payments to producers that suffered losses because of the insolvency of an agriculture cooperative in the State of California; provides that Burley, Flue-cured, and Cigar Binder Type 54-55 tobacco will be treated identically for loan forfeiture purposes; and establishes an effective date for a provision of the Agricultural Risk Protection Act of 2000 regarding limitations on Burley tobacco quota adjustments. The effective date of these provisions is the date of enactment of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001.

The conference agreement includes a section maintaining the eligibility of certain rural areas for U.S. Department of Agriculture rural housing programs.

The conference agreement includes a section that authorizes a study on the feasibility of including ethanol, biodiesel, and other bio-based fuels as part of the Strategic Petroleum Reserve.

The conference agreement includes a section that makes the City of Wilson, NC, eligible for certain U.S. Department of Agriculture rural development programs.

The conference agreement includes a section that provides \$26,000,000 for the Environmental Quality Incentives Program.

The conference agreement includes a section regarding the operation of the ongoing bovine tuberculosis eradication program. The intent of the conferees is that funding for this program, which is financed through the Commodity Credit Corporation, shall provide a total of not less than \$60,259,000.

The conferees expect that, in developing any consumer guidance regarding mercury exposure from seafood consumption, the Department of Health and Human Services will rely upon the results of more than one relevant study. The Secretary is directed to submit a report to the Committees on Appropriations by February 28, 2001, on any actions regarding a consumer advisory on this subject.

The conferees urge USDA's Animal and Plant Health Inspection Service (APHIS) to uphold approved sanitary and

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phytosanitary measures in relation to shipping and cargo materials returning to the United States as a result of trade with Cuba. The conferees urge APHIS to exercise vigilance in the adoption of internal measures to insure that returning containers and shipping materials do not present sanitary or phytosanitary risks to American agriculture or the environment, and to explore the formation of a bilateral cooperative agreement with Cuba to provide for pre-departure inspections of containers leaving Cuba. The conferees also encourage APHIS to work in cooperation with the Departments of Agriculture of the states which will serve as the ports of reentry for these shipping materials and containers.

The conference agreement includes a section that makes funding provided in Section 211(b) of the Agriculture Risk Protection Act of 2000 (P.L. 106-224) available for the Farmland Protection Program.

The conference agreement provides an additional \$500,000 to hire additional attorneys for the Trade Practices Division of the Office of the General Counsel to enforce the Packers and Stockyards Act.

The conference agreement provides an additional \$200,000 for the Grain Inspection, Packers and Stockyards Administration to establish a hog contract library.

The conference agreement includes language making available funds of the Emergency Watershed Program to accelerate completion of the Hamakua Ditch project in Hawaii.

CHAPTER 2

DEPARTMENT OF JUSTICE

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

The conference agreement includes \$500,000 for the National Institute of Corrections (NIC) for a comprehensive assessment of medical care and incidents of inmate mortality in the Wisconsin State Prison System.

OFFICE OF JUSTICE PROGRAMS

JUSTICE ASSISTANCE

The conference agreement includes \$300,000 to expand the collection of data on prisoner deaths while in law enforcement custody.

COMMUNITY ORIENTED POLICING SERVICES

The conference agreement includes \$3,080,000 under this heading, of which \$1,880,000 is for a grant to the Pasadena, California, Police Department for equipment; \$200,000 is for a grant to the City of Signal Hill, California, for equipment and technology for an emergency operations center; and of which \$1,000,000 is for a grant to the State of Alabama Department of Forensic Sciences for equipment.