

Armed Forces Retirement Home in Gulfport, Mississippi: *Provided further*, That the amounts provided or otherwise made available under this section are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

## CHAPTER 8

### DEPARTMENT OF JUSTICE

#### LEGAL ACTIVITIES

##### SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for “Salaries and Expenses, General Legal Activities” for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$2,000,000, to remain available until September 30, 2007: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

##### SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for “Salaries and Expenses, United States Attorneys” for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$6,500,000, to remain available until September 30, 2007: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

### DEPARTMENT OF COMMERCE

#### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

##### OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities” for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$118,000,000, to remain available until September 30, 2007: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

##### PROCUREMENT, ACQUISITION AND CONSTRUCTION

For an additional amount for “Procurement, Acquisition and Construction” for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$32,000,000, to remain available until expended: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

offices located in Mississippi and Louisiana: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

#### RURAL COMMUNITY ADVANCEMENT PROGRAM

For an additional amount for the cost of community facilities direct loans, loan guarantees, and grants described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, \$25,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: *Provided*, That not to exceed \$5,000,000 shall be available for direct and guaranteed loans: *Provided further*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

#### GENERAL PROVISIONS—THIS CHAPTER

##### (INCLUDING TRANSFER OF FUNDS)

SEC. 2101. Notwithstanding subsection (b) of section 102 of title I of division B of Public Law 109-148 (119 Stat. 2748), the Secretary of Agriculture may provide financial and technical assistance in carrying out such section in an amount up to 100 percent Federal share, as provided in regulations implementing the emergency watershed protection program: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2102. Notwithstanding any other provision of law, the Chief of the Natural Resources Conservation Service may enter into agreements to donate up to 20 used vehicles currently on loan to organizations or State or local units of government affected by Hurricane Katrina and other hurricanes of the 2005 season.

SEC. 2103. The Secretary of Agriculture may continue to use any of the authorities provided in section 105 of chapter 1 of title I of division B of Public Law 109-148 (119 Stat. 2749-2750), for a period not to exceed 18 additional months: *Provided*, That the authority provided in subsection (a)(7) of such section may allow funds made available under the Community Facility Grant program to be approved without regard to income limits for purposes related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season for structures designated by a State or local governmental entity as an emergency shelter: *Provided further*, That the amount provided under this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2104. Of the funds appropriated in section 101(a) of chapter 1 of title I of division B of Public Law 109-148 (119 Stat. 2747), to provide assistance under the emergency conservation program established under title IV of the Agricultural Credit Act of 1978 (16 U.S.C. 2201 et seq.), \$38,000,000 are transferred to the National Oceanic and Atmospheric Administration in the

Department of Commerce for activities involving oysters: *Provided*, That the amount transferred under this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2105. Section 101(b) of chapter 1 of title I of division B of Public Law 109-148 (119 Stat. 2747) is amended—

- (1) in the heading, by striking “, Oyster,”;
- (2) in the matter preceding paragraph (1)—
  - (A) by striking “, oyster,”; and
  - (B) by striking “public and private oyster reefs or”;
- (3) in paragraph (3), by adding “and” at the end;
- (4) by striking paragraph (4); and
- (5) by redesignating paragraph (5) as paragraph (4).

SEC. 2106. Funds made available for the wildlife habitat incentive program established under section 1240N of the Food Security Act of 1985 (16 U.S.C. 3839bb-1) under section 211(b) of the Agricultural Risk Protection Act of 2000 (Public Law 106-224; 7 U.S.C. 1421 note) and section 820 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-59) shall remain available until expended to carry out obligations made for fiscal year 2001 and are not available for new obligations.

## CHAPTER 2

### DEPARTMENT OF DEFENSE—MILITARY

#### MILITARY PERSONNEL

##### MILITARY PERSONNEL, ARMY

For an additional amount for “Military Personnel, Army”, \$2,125,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

##### MILITARY PERSONNEL, NAVY

For an additional amount for “Military Personnel, Navy”, \$22,002,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

##### MILITARY PERSONNEL, MARINE CORPS

For an additional amount for “Military Personnel, Marine Corps”, \$3,992,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: *Provided*, That the amount provided under this heading is designated as an emergency requirement pursuant to section

regard to planning, design, construction, and contract administration. The House bill contained no similar provision.

## CHAPTER 8

### DEPARTMENT OF JUSTICE

#### LEGAL ACTIVITIES

##### SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

The conference agreement provides \$2,000,000 for General Legal Activities, as proposed by the House instead of \$3,200,000 as proposed by the Senate. Funding is provided for the Criminal Division and Civil Division for expenses to investigate and prosecute fraud cases related to hurricanes in the Gulf Coast region.

##### SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

The conference agreement provides \$6,500,000 for United States Attorneys as proposed by the Senate instead of \$5,000,000 as proposed by the House. Funding is provided for expenses to investigate and prosecute fraud cases related to hurricanes in the Gulf Coast region.

### DEPARTMENT OF COMMERCE

#### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

##### OPERATIONS, RESEARCH, AND FACILITIES

The conference agreement provides \$118,000,000 under this heading, instead of no funding as proposed by the House and \$1,135,000,000 as proposed by the Senate. In addition to the amount provided under this heading, language is included in chapter one of this title to transfer \$38,000,000 from the United States Department of Agriculture to NOAA for reseeding, rehabilitation and restoration of oyster reefs.

The conferees remain concerned about the ongoing recovery efforts in the Gulf of Mexico and the previous lack of attention given to the critical need for mapping the Gulf waters for debris removal. In the wake of the numerous hurricanes of 2005, which greatly disrupted the water in the Gulf of Mexico, all previous mappings of those waters are now inaccurate. To date the only areas within the Gulf of Mexico that have been remapped are the vessel channels to allow for safe passage of ships traveling through the many ports along the Gulf. The remainder of the Gulf of Mexico must also be mapped beginning with traditional fishing grounds in order to remove debris and begin the process of surveying stocks and reestablishing this element of the economy. Mapping and debris removal is a critical safety and security precaution necessary to prevent catastrophic accidents from occurring during the upcoming fishing and boating season.

The conference agreement provides \$20,000,000 for the Office of Coast Survey to conduct scanning and mapping and coordinate with the Office of Response and Restoration for marine debris removal; \$2,000,000 for the Center for Operational Oceanographic

Products and Services to establish Physical Oceanographic Real-Time Systems along the Gulf of Mexico; \$1,000,000 for the Center for Operational Oceanographic Products and Services to repair and replace tide gauge stations in the northern Gulf of Mexico; \$90,000,000 for the National Marine Fisheries Service to provide technical assistance to States and industry for oyster bed and shrimp ground rehabilitation and to undertake cooperative research to monitor the recovery of Gulf fisheries; and not to exceed \$5,000,000 to assist fishermen to recover from severe economic impacts due to fisheries disasters declared in 2005.

#### PROCUREMENT, ACQUISITION AND CONSTRUCTION

The conference agreement provides \$32,000,000 under this heading as proposed by the Senate, instead of \$11,800,000 as proposed by the House.

The conference agreement provides \$20,000,000 for the National Marine Fisheries Service to complete the repair and reconstruction of the NOAA science center.

The conference agreement also provides \$12,000,000 for the Office of Marine and Aviation Operations to procure a replacement emergency response mapping aircraft and sensor package to continue NOAA's capability to provide information about hurricane damage.

### SCIENCE

#### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

##### EXPLORATION CAPABILITIES

The conference agreement provides \$35,000,000 for repair and rehabilitation requirements at the Stennis Space Center and the Michoud Assembly Facility related to the consequences of hurricanes of the 2005 season.

### RELATED AGENCIES

#### SMALL BUSINESS ADMINISTRATION

##### DISASTER LOANS PROGRAM ACCOUNT

##### (INCLUDING TRANSFER OF FUNDS)

The conference agreement provides \$542,000,000 for additional lending authority for the Small Business Administration's (SBA) disaster loan program, as proposed by the House and the Senate (excluding a transfer provision contained in both bills).

The conferees remain concerned about fluctuations in SBA's disaster lending subsidy estimates and will continue to monitor lending activity and expenditures. The conferees expect the SBA to provide weekly reports to the House and Senate Committees on Appropriations, the Senate Committee on Small Business and Entrepreneurship, and the House Committee on Small Business containing the following information on all open disaster declarations: number of loan applications received; number and amount of loans approved, denied, and disbursed; loan subsidy obligations; and the