

**EXPLANATORY STATEMENT SUBMITTED BY MR. OBEY,  
CHAIRMAN OF THE HOUSE COMMITTEE ON APPROPRIATIONS,  
REGARDING THE AMENDMENTS OF THE HOUSE OF  
REPRESENTATIVES TO THE SENATE AMENDMENT TO H.R. 2638  
-- (House of Representatives - September 24, 2008)**

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Following is an explanation of the amendment of the House of Representatives to the amendment of the Senate to H.R. 2638, the Department of Homeland Security Appropriations Act, 2008, including disclosure of congressional earmarks and congressionally directed spending items as defined in clause 9 of rule XXI of the Rules of the House of Representatives and rule XLIV of the Standing Rules of the Senate.

Section 4 of the House amendment specifies that this explanatory statement shall have the same effect with respect to the allocation of funds and implementation of this Continuing Appropriations Act as if it were a joint explanatory statement of a committee of conference.

The House amendment strikes the text of the Senate amendment and inserts language continuing appropriations for fiscal year 2009, making emergency supplemental appropriations for fiscal year 2008, and covering 3 regular fiscal year 2009 appropriations bills, each in a separate division, as follows:

Division A--Continuing Appropriations Resolution, 2009;

Division B--Disaster Relief and Recovery Supplemental Appropriations Act, 2008;

Division C--Department of Defense Appropriations Act, 2009

Division D--Department of Homeland Security Appropriations Act, 2009;

Division E--Military Construction and Veterans Affairs Appropriations Act, 2009;

Section 1 of the bill provides that the bill as a whole may be referred to as the Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, 2009. Section 3 states that, unless expressly

provided otherwise, any reference to "this Act" or "this joint resolution" contained in any division of the bill shall be treated as referring only to the provisions of that division.

In the following explanations, the legislation resulting from the House amendment is generally referred to simply as the "bill".

#### DIVISION A--CONTINUING APPROPRIATIONS RESOLUTION, 2009

Division A provides continuing appropriations for all agencies and activities that would be covered by the regular fiscal year 2009 appropriations bills, until enactment of the applicable regular appropriations bill or until March 6, 2009, whichever occurs first.

#### DISCLOSURE OF EARMARKS AND CONGRESSIONALLY DIRECTED SPENDING ITEMS

Neither the legislative text of division A nor the accompanying explanatory statement contains any congressional earmarks, congressionally directed spending items, limited tax benefits or limited tariff benefits (as defined in clause 9 of rule XXI of the Rules of the House of Representatives and rule XLIV of the Standing Rules of the Senate, respectively).

#### DIVISION B--DISASTER RELIEF AND RECOVERY SUPPLEMENTAL APPROPRIATIONS ACT, 2008

Division B makes emergency supplemental appropriations for relief and recovery from hurricanes, floods, and other disasters. The following table summarizes the appropriations made by this division:

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DISCLOSURE OF EARMARKS AND CONGRESSIONALLY DIRECTED SPENDING ITEMS

Following is a list of congressional earmarks and congressionally directed spending items (as defined in clause 9 of rule XXI of the Rules of the House of Representatives and rule XLIV of the Standing Rules of the Senate, respectively) included in the bill or this explanatory statement, along with the name of each Senator, House Member, Delegate, or Resident Commissioner who submitted a request to the Committee of jurisdiction for each item so identified. Neither the bill nor the explanatory statement contains any limited tax benefits or limited tariff benefits as defined in the applicable House and Senate rules.

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DIVISION B--DISASTER RELIEF AND RECOVERY					
Agency	Account	Project	Amount	Requester(s)	
Corps of Engineers	Construction	Lake Pontchartrain and Vicinity, LA	\$700,000,000	The President; Landrieu, Mary L.; Vitter, David	
	Corps of Engineers	Construction	West Bank and Vicinity, LA	\$350,000,000	The President; Landrieu, Mary L.; Vitter, David
	Corps of Engineers	Construction	Southeast Louisiana Urban Drainage, LA	\$450,000,000	The President; Landrieu, Mary L.; Vitter, David
	FEMA	General Provision	Concerning flood insurance rate maps in certain areas in MO and IL		Durbin, Richard; Costello, Jerry; Shimkus, John

	FEMA	General Provision	Communications System, MS		Cochran, Thad
	GSA	Federal Buildings Fund	Cedar Rapids Courthouse, IA	\$182,000,000	Harkin, Tom; Grassley, Chuck; Loebsack, Dave