

1 States, and who is otherwise eligible to the Office of Presi-
2 dent, is not ineligible to that Office by reason of not being
3 a native born citizen of the United States.

4 “SECTION 2. This article shall not take effect unless
5 it has been ratified as an amendment to the Constitution
6 by the legislatures of three-fourths of the several States
7 not later than 7 years from the date of its submission to
8 the States by the Congress.”.

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Education and the Workforce of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes the actions of the Secretary under subparagraph (B).

S. 1393

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. FRUIT AND VEGETABLE PILOT PROGRAM.

Section 18 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769) is amended by striking subsection (g) and inserting the following:

“(g) FRUIT AND VEGETABLE PILOT PROGRAM.—

“(1) IN GENERAL.—For each of the school years beginning July 2003, July 2004, July 2005, July 2006, and July 2007 the Secretary shall carry out a pilot program to make free fresh and dried fruits and free fresh vegetables available, throughout the school day in 1 or more areas designated by the school, to—

“(A) students in the 25 elementary or secondary schools in each of the 4 States, and in the elementary or secondary schools on the reservation, authorized to participate in the program under this subsection (as in effect on the day before the date of enactment of this subparagraph);

“(B) to the maximum extent practicable, an additional 10,000 students in each State authorized to participate in the program under this subsection (as in effect on the day before the enactment of this subparagraph);

“(C) to the maximum extent practicable, 20,000 students enrolled in schools in each of the States not participating in the program under this subsection on the day before the date of enactment of this subparagraph, as selected by the Secretary; and

“(D) to the maximum extent practicable, 20,000 students enrolled in schools operated by tribal organizations.

“(2) SELECTION OF SCHOOLS.—

“(A) IN GENERAL.—In selecting schools to participate in the pilot program, the Secretary shall—

“(i) to the maximum extent practicable, ensure that not less than 75 percent of students selected are from schools in which not less than 50 percent of students are eligible for free or reduced price meals under this Act;

“(ii) solicit applications from interested schools that include—

“(I) information pertaining to the percentage of students enrolled in the school submitting the application who are eligible for free or reduced price school lunches under this Act;

“(II) a certification of support for participation in the pilot program signed by the school food manager, the school principal, and the district superintendent (or their equivalent positions, as determined by the school); and

“(III) such other information as may be requested by the Secretary; and

“(iii) for each application received, determine whether the application is from a school in which not less than 50 percent of students are eligible for free or reduced price meals under this Act.

“(B) LOTTERY.—

“(i) SCHOOLS WITH SUBSTANTIAL FREE OR REDUCED PRICE MEAL ELIGIBILITY.—Subject to clauses (iii) and (iv), the Secretary shall randomly select, from among the schools in a participating State determined under subparagraph (A)(iii) to have at least 50 percent of students eligible for free or reduced price meals under this Act, schools to participate in the program under this subsection so as to

ensure, to the maximum extent practicable, that the aggregate number of students represented by those schools in the State meets the requirements of this subsection.

“(ii) OTHER SCHOOLS.—Subject to clauses (iii) and (iv), the Secretary shall randomly select, from among the schools in a participating State determined under subparagraph (A)(iii) to have less than 50 percent of students eligible for free or reduced price meals under this Act, schools to participate in the program under this subsection so as to ensure that the aggregate number of students represented by those schools, plus the aggregate number of students from schools selected under clause (i), in the State meets the requirements of this subsection.

“(iii) INSUFFICIENT APPLICATIONS.—If, for any State, the Secretary determines that the number of schools described in subparagraph (A)(i) is insufficient to meet the requirements of this subsection, the Secretary may randomly select such additional applications from schools submitting applications under this subsection as are necessary to meet the requirements.

“(iv) APPLICABILITY TO EXISTING PARTICIPANTS.—

“(I) IN GENERAL.—Except as provided in subclause (II), the schools, States, and reservation authorized to participate in the pilot program under this subsection (as in effect on the date before the date of enactment of this subparagraph) shall not be subject to this subparagraph.

“(II) NEW STUDENTS.—Subclause (I) shall not apply to students authorized to participate in the program under paragraph (1)(B).

“(3) NOTICE OF AVAILABILITY.—To participate in the program under this subsection, a school shall widely publicize within the school the availability of free fresh and dried fruits and free fresh vegetables under the pilot program.

“(4) REPORTS.—

“(A) INTERIM REPORTS.—Not later than September 30 of each of fiscal years 2004, 2005, 2006, and 2007, the Secretary, acting through the Administrator of the Food and Nutrition Service, shall submit to the Committee on Education and the Workforce of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate an interim report that describes the activities carried out under this subsection during the fiscal year covered by the report.

“(B) FINAL REPORT.—Not later than December 31, 2007, the Secretary, acting through the Administrator of the Food and Nutrition Service, shall submit to the Committee on Education and the Workforce of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes the results of the pilot program under this subsection.

“(5) PER STUDENT GRANT.—

“(A) IN GENERAL.—For each school year during which a school participates in the program under this subsection, the Secretary shall provide to the school \$75 for each student, as adjusted under subparagraph (B).

“(B) ADJUSTMENT.—The amount of the grant for each student under subparagraph (A) shall be adjusted on July 1, 2004, and each July 1 thereafter, to reflect changes in the Consumer Price Index of the Bureau of Labor Statistics for fresh fruits and vegetables, with the adjustment—

“(i) rounded down to the nearest dollar increment; and

“(ii) based on the unrounded amounts for the preceding 12-month period.

“(6) FUNDING.—

“(A) EXISTING FUNDS.—The Secretary shall use to carry out this subsection any funds

that remain under this subsection (in effect on the day before the date of enactment of this subparagraph).

“(B) NEW FUNDS.—The Secretary shall use such funds made available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c) as are necessary to carry out this subsection (other than paragraph 4).

“(C) RECEIPT AND ACCEPTANCE.—The Secretary shall be entitled to receive, shall accept, and shall use to carry out this subsection the funds made available under this paragraph, without further appropriation.

“(D) AVAILABILITY OF FUNDS.—Funds made available under this paragraph shall remain available until expended.

“(E) REALLOCATION.—The Secretary may reallocate any amounts made available to carry out this subsection that are not obligated or expended, as determined by the Secretary.”

By Mr. HATCH:

S.J. Res. 15. A joint resolution proposing an amendment to the Constitution of the United States to make eligible for the Office of President a person who has been a United States citizen for 20 years; to the Committee on the Judiciary.

Mr. HATCH. Mr. President, I rise today to introduce the “Equal Opportunity to Govern” Amendment, which would amend the Constitution to permit any person who has been a United States citizen for at least 20 years to be eligible for the Office of President. The Constitution, in its current form, prohibits a person who is not a native born citizen of the United States from becoming President.

The purpose of the native born citizen requirement has long passed, and it is time for us—the elected representatives of this Nation or immigrants—to remove this impediment. While there was scant debate on this provision during the Constitutional Convention, it is apparent that the decision to include the natural born citizen requirement in our Constitution was driven largely by the concern that a European monarch, such as King George III’s second son, the Duke of York, might be imported to rule the United States.

This restriction has become an anachronism that is decidedly un-American. Consistent with our democratic form of government, our citizens should have every opportunity to choose their leaders free of unreasonable limitations. Indeed, no similar restriction bars other critical members of government, including the Senate, the House of Representatives, the Supreme Court, or the President’s most trusted cabinet officials.

Ours is a Nation of immigrants. The history of the United States is replete with scores of great and patriotic Americans whose dedication to this country is beyond reproach, but who happen to have been born outside of Her borders. These include former secretaries of state Henry Kissinger and Madeleine Albright; current Cabinet members Secretary of Labor Elaine L. Chao and Secretary of Housing and Urban Development Mel Martinez; as well as Jennifer Granholm, the Governor of Michigan and bring young star

of the Democratic party. As our Constitution reads today, none of these well-qualified, patriotic United States citizens could be a lawful candidate for President.

Perhaps most disturbing is that the scores of foreign-born men and women who have risked their lives defending the freedoms and liberties of this great nation who remain ineligible for the Office of President. More than 700 recipients of the Congressional Medal of Honor—our Nation's highest decoration for valor—have been immigrants. But no matter how great their sacrifice, leadership, or love for this country, they remain ineligible to be a candidate for President. This amendment would remove this unfounded inequity.

Today I ask the members of this body if we desire to continue to invite these brave men and women to defend this Nation's liberty, to protect Her flag, to be willing to pay the ultimate sacrifice, and yet deny them the opportunity to strive for the ultimate American dream—to become our President? I respectfully submit that we should not.

My proposal to amend the Constitution is not one I take lightly. As our founding fathers envisioned, our Constitution has stood the test of time. It has remained largely intact for more than 200 years due to the careful, deliberative, and principled approach of the framers. This is truly an extraordinary achievement. On a few appropriate occasions, however, we have generated the will to surmount the cumbersome, but no doubt necessary, hurdles to amend the Constitution. I believe the time has now come to address the antiquated provision of the Constitution that requires our President to be a natural born citizen. It has long outlived its original purpose.

I ask my colleagues to join me in supporting the Equal Opportunity to Govern Amendment.

AMENDMENTS SUBMITTED & PROPOSED

SA 1150. Mr. LUGAR (for Mr. BIDEN (for himself and Ms. MIKULSKI)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, to authorize appropriations for the Department of State and international broadcasting activities for fiscal year 2004 and for the Peace Corps for fiscal years 2004 through 2007, and for other purposes.

SA 1151. Mr. LUGAR (for Mr. BREAUX) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1152. Mr. LUGAR (for Mr. COLEMAN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1153. Mr. LUGAR (for Mr. DASCHLE) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1154. Mr. LUGAR (for Mrs. FEINSTEIN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1155. Mr. LUGAR (for Mr. BIDEN (for himself, Mrs. FEINSTEIN, and Mr. AKAKA))

proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1156. Mr. LUGAR (for Mr. LEAHY) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1157. Mr. LUGAR (for himself and Mr. BIDEN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1158. Mr. LUGAR proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1159. Mr. LUGAR proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1160. Mr. LUGAR (for himself and Mr. BIDEN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1161. Mr. LUGAR (for himself and Mr. BIDEN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1162. Mr. LUGAR (for himself and Mr. BIDEN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1163. Mr. LUGAR proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1164. Mr. REID (for himself, Mr. DASCHLE, Mrs. BOXER, Mr. BINGAMAN, and Mr. LEAHY) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1165. Mr. ALLEN (for himself, Mr. HARKIN, and Mr. NICKLES) submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1166. Mr. LEAHY submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1167. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1168. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1169. Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1170. Mrs. MURRAY (for herself, Mr. KENNEDY, Mr. DURBIN, Mr. DASCHLE, Mr. SARBANES, Mrs. CLINTON, Mr. REED, Ms. CANTWELL, Mr. DAYTON, and Mr. HARKIN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1171. Mr. LUGAR (for Mr. LEAHY) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1172. Mr. LUGAR (for Mr. SANTORUM (for himself and Mr. BIDEN)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1173. Mr. LUGAR (for Mr. KYL) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1174. Mr. BINGAMAN (for himself, Mr. DASCHLE, Mr. LEAHY, Mr. DURBIN, Mr. LAUTENBERG, Mr. FEINGOLD, Mr. HARKIN, Mrs. CLINTON, Mr. CORZINE, Ms. STABENOW, Ms. MIKULSKI, Mr. LEVIN, Mr. SARBANES, and Mr. LIEBERMAN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1175. Ms. LANDRIEU submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1176. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1177. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1178. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1179. Mr. FRIST submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1180. Mr. VOINOVICH submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1181. Ms. LANDRIEU submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1182. Mr. LUGAR proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1183. Mr. LUGAR proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1184. Mr. LUGAR (for Mr. FRIST) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1185. Mr. LUGAR (for Mr. FRIST (for himself and Mr. STEVENS)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1186. Mr. LUGAR (for Mr. VOINOVICH) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1187. Mr. LUGAR (for Mr. AKAKA (for himself and Mr. INOUE)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1188. Mrs. CLINTON (for Mr. SCHUMER (for herself and Mrs. CLINTON)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1189. Mr. DODD proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1190. Mr. BIDEN (for himself, Mr. LEVIN, Mr. DASCHLE, and Mr. KENNEDY) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1191. Mr. SCHUMER (for himself, Mrs. CLINTON, Mr. LIEBERMAN, Mr. CORZINE, Mr. LAUTENBERG, Mr. DODD, and Mr. REID) submitted an amendment intended to be proposed to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra; which was ordered to lie on the table.

SA 1192. Mr. LUGAR (for Mr. ENSIGN) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1193. Mr. LUGAR (for Mr. WARNER (for himself and Mr. STEVENS)) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.

SA 1194. Mr. LUGAR (for Mr. FRIST) proposed an amendment to amendment SA 1136 proposed by Mr. LUGAR to the bill S. 925, supra.