

Calendar No. 565106TH CONGRESS
2^D SESSION**S. 2603****[Report No. 106-304]**

Making appropriations for the Legislative Branch for the fiscal year ending September 30, 2001, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 23, 2000

Mr. BENNETT from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Legislative Branch for the fiscal year ending September 30, 2001, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Legislative Branch for the fiscal year ending September
6 30, 2001, and for other purposes, namely:

1 TITLE I—CONGRESSIONAL OPERATIONS

2 SENATE

3 EXPENSE ALLOWANCES

4 For expense allowances of the Vice President,
5 \$10,000; the President Pro Tempore of the Senate,
6 \$10,000; Majority Leader of the Senate, \$10,000; Minor-
7 ity Leader of the Senate, \$10,000; Majority Whip of the
8 Senate, \$5,000; Minority Whip of the Senate, \$5,000; and
9 Chairmen of the Majority and Minority Conference Com-
10 mittees, \$3,000 for each Chairman; and Chairmen of the
11 Majority and Minority Policy Committees, \$3,000 for each
12 Chairman; in all, \$62,000.

13 REPRESENTATION ALLOWANCES FOR THE MAJORITY AND

14 MINORITY LEADERS

15 For representation allowances of the Majority and
16 Minority Leaders of the Senate, \$15,000 for each such
17 Leader; in all, \$30,000.

18 SALARIES, OFFICERS AND EMPLOYEES

19 For compensation of officers, employees, and others
20 as authorized by law, including agency contributions,
21 \$92,321,000, which shall be paid from this appropriation
22 without regard to the below limitations, as follows:

23 OFFICE OF THE VICE PRESIDENT

24 For the Office of the Vice President, \$1,785,000.

1 OFFICE OF THE PRESIDENT PRO TEMPORE

2 For the Office of the President Pro Tempore,
3 \$453,000.

4 OFFICES OF THE MAJORITY AND MINORITY LEADERS

5 For Offices of the Majority and Minority Leaders,
6 \$2,742,000.

7 OFFICES OF THE MAJORITY AND MINORITY WHIPS

8 For Offices of the Majority and Minority Whips,
9 \$1,722,000.

10 COMMITTEE ON APPROPRIATIONS

11 For salaries of the Committee on Appropriations,
12 \$6,917,000.

13 CONFERENCE COMMITTEES

14 For the Conference of the Majority and the Con-
15 ference of the Minority, at rates of compensation to be
16 fixed by the Chairman of each such committee,
17 \$1,152,000 for each such committee; in all, \$2,304,000.

18 OFFICES OF THE SECRETARIES OF THE CONFERENCE OF
19 THE MAJORITY AND THE CONFERENCE OF THE MINORITY

20 For Offices of the Secretaries of the Conference of
21 the Majority and the Conference of the Minority,
22 \$590,000.

1 POLICY COMMITTEES

2 For salaries of the Majority Policy Committee and
3 the Minority Policy Committee, \$1,171,000 for each such
4 committee; in all, \$2,342,000.

5 OFFICE OF THE CHAPLAIN

6 For Office of the Chaplain, \$288,000.

7 OFFICE OF THE SECRETARY

8 For Office of the Secretary, \$14,738,000.

9 OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

10 For Office of the Sergeant at Arms and Doorkeeper,
11 \$34,811,000.

12 OFFICES OF THE SECRETARIES FOR THE MAJORITY AND

13 MINORITY

14 For Offices of the Secretary for the Majority and the
15 Secretary for the Minority, \$1,292,000.

16 AGENCY CONTRIBUTIONS AND RELATED EXPENSES

17 For agency contributions for employee benefits, as
18 authorized by law, and related expenses, \$22,337,000.

19 OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE

20 For salaries and expenses of the Office of the Legisla-
21 tive Counsel of the Senate, \$4,046,000.

22 OFFICE OF SENATE LEGAL COUNSEL

23 For salaries and expenses of the Office of Senate
24 Legal Counsel, \$1,069,000.

1 EXPENSE ALLOWANCES OF THE SECRETARY OF THE
2 SENATE, SERGEANT AT ARMS AND DOORKEEPER OF
3 THE SENATE, AND SECRETARIES FOR THE MAJOR-
4 ITY AND MINORITY OF THE SENATE

5 For expense allowances of the Secretary of the Sen-
6 ate, \$3,000; Sergeant at Arms and Doorkeeper of the Sen-
7 ate, \$3,000; Secretary for the Majority of the Senate,
8 \$3,000; Secretary for the Minority of the Senate, \$3,000;
9 in all, \$12,000.

10 CONTINGENT EXPENSES OF THE SENATE

11 INQUIRIES AND INVESTIGATIONS

12 For expenses of inquiries and investigations ordered
13 by the Senate, or conducted pursuant to section 134(a)
14 of Public Law 601, Seventy-ninth Congress, as amended,
15 section 112 of Public Law 96-304 and Senate Resolution
16 281, agreed to March 11, 1980, \$73,000,000.

17 EXPENSES OF THE UNITED STATES SENATE CAUCUS ON
18 INTERNATIONAL NARCOTICS CONTROL

19 For expenses of the United States Senate Caucus on
20 International Narcotics Control, \$370,000.

21 SECRETARY OF THE SENATE

22 For expenses of the Office of the Secretary of the
23 Senate, \$2,077,000.

24 SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE

25 For expenses of the Office of the Sergeant at Arms
26 and Doorkeeper of the Senate, \$71,261,000.

1 MISCELLANEOUS ITEMS

2 For miscellaneous items, \$8,655,000.

3 SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE

4 ACCOUNT

5 For Senators' Official Personnel and Office Expense
6 Account, \$253,203,000.

7 OFFICIAL MAIL COSTS

8 For expenses necessary for official mail costs of the
9 Senate, \$300,000.

10 ADMINISTRATIVE PROVISIONS

11 SECTION 1. SEMIANNUAL REPORT. (a) IN GEN-
12 ERAL.—Section 105(a) of the Legislative Branch Appro-
13 priations Act, 1965 (2 U.S.C. 104a) is amended by adding
14 at the end the following:15 “(5)(A) Notwithstanding the requirements of para-
16 graph (1) relating to the level of detail of statement and
17 itemization, each report by the Secretary of the Senate
18 required under such paragraph shall be compiled at a
19 summary level for each office of the Senate authorized to
20 obligate appropriated funds.21 “(B) Subparagraph (A) shall not apply to the report-
22 ing of expenditures relating to personnel compensation,
23 travel and transportation of persons, other contractual
24 services, and acquisition of assets.

1 “(C) In carrying out this paragraph the Secretary of
2 the Senate shall apply the Standard Federal Object Classi-
3 fication of Expenses as the Secretary determines appro-
4 priate.”.

5 (b) EFFECTIVE DATE AND APPLICATION.—

6 (1) IN GENERAL.—Subject to paragraph (2),
7 the amendment made by this section shall take ef-
8 fect on the date of enactment of this Act.

9 (2) FIRST REPORT AFTER ENACTMENT.—The
10 Secretary of the Senate may elect to compile and
11 submit the report for the semiannual period during
12 which the date of enactment of this section occurs,
13 as if the amendment made by this section had not
14 been enacted.

15 SEC. 2. SENATE EMPLOYEE PAY ADJUSTMENTS.

16 Section 4 of the Federal Pay Comparability Act of 1970
17 (2 U.S.C. 60a–1) is amended—

18 (1) in subsection (a)—

19 (A) by inserting “(or section 5304 or
20 5304a of such title, as applied to employees em-
21 ployed in the pay locality of the Washington,
22 D.C.-Baltimore, Maryland consolidated metro-
23 politan statistical area)” after “employees
24 under section 5303 of title 5, United States
25 Code,”; and

1 (B) by inserting “(and, as the case may
2 be, section 5304 or 5304a of such title, as ap-
3 plied to employees employed in the pay locality
4 of the Washington, D.C.-Baltimore, Maryland
5 consolidated metropolitan statistical area)”
6 after “the President under such section 5303”;

7 (2) by redesignating subsection (e) as sub-
8 section (f); and

9 (3) by inserting after subsection (d) the follow-
10 ing:

11 “(e) Any percentage used in any statute specifically
12 providing for an adjustment in rates of pay in lieu of an
13 adjustment made under section 5303 of title 5, United
14 States Code, and, as the case may be, section 5304 or
15 5304a of such title for any calendar year shall be treated
16 as the percentage used in an adjustment made under such
17 section 5303, 5304, or 5304a, as applicable, for purposes
18 of subsection (a).”.

19 SEC. 3. (a) Section 6(e) of the Legislative Branch Ap-
20 propriations Act, 1999 (2 U.S.C. 121b-1(e)) is
21 amended—

22 (1) by striking “and agency contributions” in
23 paragraph (2)(A), and

24 (2) by adding at the end the following:

1 “(3) Agency contributions for employees of Sen-
2 ate Hair Care Services shall be paid from the appro-
3 priations account for ‘SALARIES, OFFICERS AND
4 EMPLOYEES’.”

5 (b) This section shall apply to pay periods beginning
6 on or after October 1, 2000.

7 SEC. 4. (a) There is established in the Treasury of
8 the United States a revolving fund to be known as the
9 Senate Health and Fitness Facility Revolving Fund (“the
10 revolving fund”).

11 (b) The Architect of the Capitol shall deposit in the
12 revolving fund—

13 (1) any amounts received as dues or other as-
14 sessments for use of the Senate Health and Fitness
15 Facility, and

16 (2) any amounts received from the operation of
17 the Senate waste recycling program.

18 (c) Subject to the approval of the Committee on Ap-
19 propriations of the Senate, amounts in the revolving fund
20 shall be available to the Architect of the Capitol, without
21 fiscal year limitation, for payment of costs of the Senate
22 Health and Fitness Facility.

23 (d) The Architect of the Capitol shall withdraw from
24 the revolving fund and deposit in the Treasury of the
25 United States as miscellaneous receipts all moneys in the

1 revolving fund that the Architect determines are in excess
2 of the current and reasonably foreseeable needs of the
3 Senate Health and Fitness Facility.

4 (e) Subject to the approval of the Committee on
5 Rules and Administration of the Senate, the Architect of
6 the Capitol may issue such regulations as may be nec-
7 essary to carry out the provisions of this section.

8 SEC. 5. For each fiscal year (commencing with the
9 fiscal year ending September 30, 2001), there is author-
10 ized an expense allowance for the Chairmen of the Major-
11 ity and Minority Policy Committees which shall not exceed
12 \$3,000 each fiscal year for each such Chairman; and
13 amounts from such allowance shall be paid to either of
14 such Chairmen only as reimbursement for actual expenses
15 incurred by him and upon certification and documentation
16 of such expenses, and amounts so paid shall not be re-
17 ported as income and shall not be allowed as a deduction
18 under the Internal Revenue Code of 1986.

19 SEC. 6. (a) The head of the employing office of an
20 employee of the Senate may, upon termination of employ-
21 ment of the employee, authorize payment of a lump sum
22 for the accrued annual leave of that employee if—

23 (1) the head of the employing office—

24 (A) has approved a written leave policy au-
25 thorizing employees to accrue leave and estab-

1 lishing the conditions upon which accrued leave
2 may be paid; and

3 (B) submits written certification to the Fi-
4 nancial Clerk of the Senate of the number of
5 days of annual leave accrued by the employee
6 for which payment is to be made under the
7 written leave policy of the employing office; and

8 (2) there are sufficient funds to cover the lump
9 sum payment.

10 (b)(1) A lump sum payment under this section shall
11 not exceed the lesser of—

12 (A) twice the monthly rate of pay of the em-
13 ployee; or

14 (B) the product of the daily rate of pay of the
15 employee and the number of days of accrued annual
16 leave of the employee.

17 (2) The Secretary of the Senate shall determine the
18 rates of pay of an employee under paragraph (1) (A) and
19 (B) on the basis of the annual rate of pay of the employee
20 in effect on the date of termination of employment.

21 (c) Any payment under this section shall be paid from
22 the appropriation account or fund used to pay the em-
23 ployee.

24 (d) If an individual who received a lump sum pay-
25 ment under this section is reemployed as an employee of

1 the Senate before the end of the period covered by the
2 lump sum payment, the individual shall refund an amount
3 equal to the applicable pay covering the period between
4 the date of reemployment and the expiration of the lump
5 sum period. Such amount shall be deposited to the appro-
6 priation account or fund used to pay the lump sum pay-
7 ment.

8 (e) The Committee on Rules and Administration of
9 the Senate may prescribe regulations to carry out this sec-
10 tion.

11 (f) In this section, the term—

12 (1) “employee of the Senate” means any em-
13 ployee whose pay is disbursed by the Secretary of
14 the Senate, except that the term does not include a
15 member of the Capitol Police or a civilian employee
16 of the Capitol Police; and

17 (2) “head of the employing office” means any
18 person with the final authority to appoint, hire, dis-
19 charge, and set the terms, conditions, or privileges
20 of the employment of an individual whose pay is dis-
21 bursed by the Secretary of the Senate.

22 SEC. 7. (a) Agency contributions for employees whose
23 salaries are disbursed by the Secretary of the Senate from
24 the appropriations account “JOINT ECONOMIC COMMIT-
25 TEE” under the heading “JOINT ITEMS” shall be paid

1 from the Senate appropriations account for “SALARIES,
2 OFFICERS AND EMPLOYEES”.

3 (b) This section shall apply to pay periods beginning
4 on or after October 1, 2000.

5 SEC. 8. Section 316(b) of Public Law 101–302 (40
6 U.S.C. 188b–6(b)) is amended by striking “shall” and in-
7 serting “may”.

8 JOINT ITEMS

9 For Joint Committees, as follows:

10 JOINT CONGRESSIONAL COMMITTEE ON INAUGURAL 11 CEREMONIES OF 2001

12 For all construction expenses, salaries, and other ex-
13 penses associated with conducting the inaugural cere-
14 monies of the President and Vice President of the United
15 States, January 20, 2001, in accordance with such pro-
16 gram as may be adopted by the joint committee authorized
17 by Senate Concurrent Resolution 89, agreed to March 2,
18 2000 (One Hundred Sixth Congress), and Senate Concur-
19 rent Resolution 90, agreed to March 2, 2000 (One Hun-
20 dred Sixth Congress), \$1,000,000 to be disbursed by the
21 Secretary of the Senate and to remain available until Sep-
22 tember 30, 2001. Funds made available under this head-
23 ing shall be available for payment, on a direct or reimburs-
24 able basis, whether incurred on, before, or after, October
25 1, 2000: *Provided*, That the compensation of any employee

1 of the Committee on Rules and Administration of the Sen-
2 ate who has been designated to perform service for the
3 Joint Congressional Committee on Inaugural Ceremonies
4 shall continue to be paid by the Committee on Rules and
5 Administration, but the account from which such staff
6 member is paid may be reimbursed for the services of the
7 staff member (including agency contributions when appro-
8 priate) out of funds made available under this heading.

9 JOINT ECONOMIC COMMITTEE

10 For salaries and expenses of the Joint Economic
11 Committee, \$3,315,000, to be disbursed by the Secretary
12 of the Senate.

13 JOINT COMMITTEE ON TAXATION

14 For salaries and expenses of the Joint Committee on
15 Taxation, \$6,686,000, to be disbursed by the Chief Ad-
16 ministrative Officer of the House.

17 For other joint items, as follows:

18 OFFICE OF THE ATTENDING PHYSICIAN

19 For medical supplies, equipment, and contingent ex-
20 penses of the emergency rooms, and for the Attending
21 Physician and his assistants, including: (1) an allowance
22 of \$1,500 per month to the Attending Physician; (2) an
23 allowance of \$500 per month each to three medical officers
24 while on duty in the Office of the Attending Physician;
25 (3) an allowance of \$500 per month to one assistant and

1 \$400 per month each not to exceed 11 assistants on the
 2 basis heretofore provided for such assistants; and (4)
 3 \$1,159,904 for reimbursement to the Department of the
 4 Navy for expenses incurred for staff and equipment as-
 5 signed to the Office of the Attending Physician, which
 6 shall be advanced and credited to the applicable appropria-
 7 tion or appropriations from which such salaries, allow-
 8 ances, and other expenses are payable and shall be avail-
 9 able for all the purposes thereof, \$1,835,000, to be dis-
 10 bursed by the Chief Administrative Officer of the House.

11 CAPITOL POLICE BOARD

12 CAPITOL POLICE

13 SALARIES

14 For the Capitol Police Board for salaries of officers,
 15 members, and employees of the Capitol Police, including
 16 overtime, hazardous duty pay differential, clothing allow-
 17 ance of not more than \$600 each for members required
 18 to wear civilian attire, and Government contributions for
 19 health, retirement, Social Security, and other applicable
 20 employee benefits, \$102,700,000, of which \$51,350,000 is
 21 provided to the Sergeant at Arms of the House of Rep-
 22 resentatives, to be disbursed by the Chief Administrative
 23 Officer of the House, and \$51,350,000 is provided to the
 24 Sergeant at Arms and Doorkeeper of the Senate, to be
 25 disbursed by the Secretary of the Senate: *Provided*, That,

1 enforcement Training Center for fiscal year 2001 shall be
2 paid by the Secretary of the Treasury from funds available
3 to the Department of the Treasury.

4 ADMINISTRATIVE PROVISIONS

5 SEC. 101. Amounts appropriated for fiscal year 2001
6 for the Capitol Police Board for the Capitol Police may
7 be transferred between the headings “SALARIES” and
8 “GENERAL EXPENSES” upon the approval of—

9 (1) the Committee on Appropriations of the
10 House of Representatives, in the case of amounts
11 transferred from the appropriation provided to the
12 Sergeant at Arms of the House of Representatives
13 under the heading “SALARIES”;

14 (2) the Committee on Appropriations of the
15 Senate, in the case of amounts transferred from the
16 appropriation provided to the Sergeant at Arms and
17 Doorkeeper of the Senate under the heading “SALA-
18 RIES”; and

19 (3) the Committees on Appropriations of the
20 Senate and the House of Representatives, in the
21 case of other transfers.

22 SEC. 102. APPOINTMENT OF CERTIFYING OFFICERS
23 OF THE CAPITOL POLICE. The Capitol Police Board shall
24 appoint certifying officers to certify all vouchers for pay-
25 ment from Capitol Police appropriations and funds.

1 SEC. 103. CERTIFYING OFFICERS OF THE CAPITOL
2 POLICE; ACCOUNTABILITY; RELIEF BY COMPTROLLER
3 GENERAL. Each officer or employee of the Capitol Police,
4 who has been duly authorized in writing by the Capitol
5 Police Board to certify vouchers for payment from appro-
6 priations and funds, shall (1) be held responsible for the
7 existence and correctness of the facts recited in the certifi-
8 cate or otherwise stated on the voucher or its supporting
9 papers and for the legality of the proposed payment under
10 the appropriation or fund involved; (2) be held responsible
11 and accountable for the correctness of the computations
12 of certified vouchers; and (3) be held accountable for and
13 required to make good to the United States the amount
14 of any illegal, improper, or incorrect payment resulting
15 from any false, inaccurate, or misleading certificate made
16 by him, as well as for any payment prohibited by law or
17 which did not represent a legal obligation under the appro-
18 priation or fund involved: *Provided*, That the Comptroller
19 General of the United States may, at his discretion, relieve
20 such certifying officer or employee of liability for any pay-
21 ment otherwise proper whenever he finds (1) that the cer-
22 tification was based on official records and that such cer-
23 tifying officer or employee did not know, and by reason-
24 able diligence and inquiry could not have ascertained, the
25 actual facts, or (2) that the obligation was incurred in

1 uals for not more than 6 months each, for the Capitol
2 Guide Service.

3 STATEMENTS OF APPROPRIATIONS

4 For the preparation, under the direction of the Com-
5 mittees on Appropriations of the Senate and the House
6 of Representatives, of the statements for the second ses-
7 sion of the One Hundred Sixth Congress, showing appro-
8 priations made, indefinite appropriations, and contracts
9 authorized, together with a chronological history of the
10 regular appropriations bills as required by law, \$30,000,
11 to be paid to the persons designated by the chairmen of
12 such committees to supervise the work.

13 OFFICE OF COMPLIANCE

14 SALARIES AND EXPENSES

15 For salaries and expenses of the Office of Compli-
16 ance, as authorized by section 305 of the Congressional
17 Accountability Act of 1995 (2 U.S.C. 1385), \$2,066,000.

18 CONGRESSIONAL BUDGET OFFICE

19 SALARIES AND EXPENSES

20 For salaries and expenses necessary to carry out the
21 provisions of the Congressional Budget Act of 1974 (Pub-
22 lic Law 93-344), including not more than \$2,500 to be
23 expended on the certification of the Director of the Con-
24 gressional Budget Office in connection with official rep-
25 resentation and reception expenses, \$27,113,000: *Pro-*

1 *vided*, That no part of such amount may be used for the
 2 purchase or hire of a passenger motor vehicle.

3 ADMINISTRATIVE PROVISION

4 SEC. 105. Beginning on the date of enactment of this
 5 Act and hereafter, the Congressional Budget Office may
 6 use available funds to enter into contracts for the procure-
 7 ment of severable services for a period that begins in one
 8 fiscal year and ends in the next fiscal year and may enter
 9 into multi-year contracts for the acquisition of property
 10 and services, to the same extent as executive agencies
 11 under the authority of section 303L and 304B, respec-
 12 tively, of the Federal Property and Administrative Serv-
 13 ices Act (41 U.S.C. 253l and 254c).

14 ARCHITECT OF THE CAPITOL

15 CAPITOL BUILDINGS AND GROUNDS

16 CAPITOL BUILDINGS

17 SALARIES AND EXPENSES

18 For salaries for the Architect of the Capitol, the As-
 19 sistant Architect of the Capitol, and other personal serv-
 20 ices, at rates of pay provided by law; for surveys and stud-
 21 ies in connection with activities under the care of the Ar-
 22 chitect of the Capitol; for all necessary expenses for the
 23 maintenance, care and operation of the Capitol and elec-
 24 trical substations of the Senate and House office buildings
 25 under the jurisdiction of the Architect of the Capitol, in-

1 and water and sewer services for the Capitol, Senate and
2 House office buildings, Library of Congress buildings, and
3 the grounds about the same, Botanic Garden, Senate ga-
4 rage, and air conditioning refrigeration not supplied from
5 plants in any of such buildings; heating the Government
6 Printing Office and Washington City Post Office, and
7 heating and chilled water for air conditioning for the Su-
8 preme Court Building, the Union Station complex, the
9 Thurgood Marshall Federal Judiciary Building and the
10 Folger Shakespeare Library, expenses for which shall be
11 advanced or reimbursed upon request of the Architect of
12 the Capitol and amounts so received shall be deposited
13 into the Treasury to the credit of this appropriation,
14 \$39,569,000, of which \$523,000 shall remain available
15 until expended: *Provided*, That not more than \$4,400,000
16 of the funds credited or to be reimbursed to this appro-
17 priation as herein provided shall be available for obligation
18 during fiscal year 2001.

19 LIBRARY OF CONGRESS

20 CONGRESSIONAL RESEARCH SERVICE

21 SALARIES AND EXPENSES

22 For necessary expenses to carry out the provisions
23 of section 203 of the Legislative Reorganization Act of
24 1946 (2 U.S.C. 166) and to revise and extend the Anno-
25 tated Constitution of the United States of America,

1 \$73,374,000: *Provided*, That no part of such amount may
2 be used to pay any salary or expense in connection with
3 any publication, or preparation of material therefor (ex-
4 cept the Digest of Public General Bills), to be issued by
5 the Library of Congress unless such publication has ob-
6 tained prior approval of either the Committee on House
7 Administration of the House of Representatives or the
8 Committee on Rules and Administration of the Senate.

9 GOVERNMENT PRINTING OFFICE

10 CONGRESSIONAL PRINTING AND BINDING

11 For authorized printing and binding for the Congress
12 and the distribution of Congressional information in any
13 format; printing and binding for the Architect of the Cap-
14 itol; expenses necessary for preparing the semimonthly
15 and session index to the Congressional Record, as author-
16 ized by law (44 U.S.C. 902); printing and binding of Gov-
17 ernment publications authorized by law to be distributed
18 to Members of Congress; and printing, binding, and dis-
19 tribution of Government publications authorized by law to
20 be distributed without charge to the recipient,
21 \$73,297,000: *Provided*, That this appropriation shall not
22 be available for paper copies of the permanent edition of
23 the Congressional Record for individual Representatives,
24 Resident Commissioners or Delegates authorized under 44
25 U.S.C. 906: *Provided further*, That this appropriation

1 shall be available for the payment of obligations incurred
2 under the appropriations for similar purposes for preced-
3 ing fiscal years: *Provided further*, That notwithstanding
4 the 2-year limitation under section 718 of title 44, United
5 States Code, none of the funds appropriated or made
6 available under this Act or any other Act for printing and
7 binding and related services provided to Congress under
8 chapter 7 of title 44, United States Code, may be ex-
9 pended to print a document, report, or publication after
10 the 27-month period beginning on the date that such docu-
11 ment, report, or publication is authorized by Congress to
12 be printed, unless Congress reauthorizes such printing in
13 accordance with section 718 of title 44, United States
14 Code.

15 This title may be cited as the “Congressional Oper-
16 ations Appropriations Act, 2001”.

17 TITLE II—OTHER AGENCIES

18 BOTANIC GARDEN

19 SALARIES AND EXPENSES

20 For all necessary expenses for the maintenance, care
21 and operation of the Botanic Garden and the nurseries,
22 buildings, grounds, and collections; and purchase and ex-
23 change, maintenance, repair, and operation of a passenger
24 motor vehicle; all under the direction of the Joint Commit-

1 tee on the Library, \$3,653,000, of which \$150,000 shall
2 remain available until expended.

3 LIBRARY OF CONGRESS

4 SALARIES AND EXPENSES

5 For necessary expenses of the Library of Congress
6 not otherwise provided for, including development and
7 maintenance of the Union Catalogs; custody and custodial
8 care of the Library buildings; special clothing; cleaning,
9 laundering and repair of uniforms; preservation of motion
10 pictures in the custody of the Library; operation and
11 maintenance of the American Folklife Center in the Li-
12 brary; preparation and distribution of catalog records and
13 other publications of the Library; hire or purchase of one
14 passenger motor vehicle; and expenses of the Library of
15 Congress Trust Fund Board not properly chargeable to
16 the income of any trust fund held by the Board,
17 \$267,330,000, of which not more than \$6,500,000 shall
18 be derived from collections credited to this appropriation
19 during fiscal year 2001, and shall remain available until
20 expended, under the Act of June 28, 1902 (chapter 1301;
21 32 Stat. 480; 2 U.S.C. 150) and not more than \$350,000
22 shall be derived from collections during fiscal year 2001
23 and shall remain available until expended for the develop-
24 ment and maintenance of an international legal informa-
25 tion database and activities related thereto: *Provided,*

1 That the Library of Congress may not obligate or expend
2 any funds derived from collections under the Act of June
3 28, 1902, in excess of the amount authorized for obliga-
4 tion or expenditure in appropriations Acts: *Provided fur-*
5 *ther*, That the total amount available for obligation shall
6 be reduced by the amount by which collections are less
7 than the \$6,850,000: *Provided further*, That of the total
8 amount appropriated, \$10,398,600 is to remain available
9 until expended for acquisition of books, periodicals, news-
10 papers, and all other materials including subscriptions for
11 bibliographic services for the Library, including \$40,000
12 to be available solely for the purchase, when specifically
13 approved by the Librarian, of special and unique materials
14 for additions to the collections: *Provided further*, That of
15 the total amount appropriated, \$2,506,000 is to remain
16 available until expended for the acquisition and partial
17 support for implementation of an Integrated Library Sys-
18 tem (ILS): *Provided further*, That of the total amount ap-
19 propriated, \$10,000,000 is to remain available until ex-
20 pended for salaries and expenses to carry out the Russian
21 Leadership Program enacted on May 21, 1999 (113
22 STAT. 93 et seq.).

1 right Institute and for copyright delegations, visitors, and
2 seminars.

3 BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED
4 SALARIES AND EXPENSES

5 For salaries and expenses to carry out the Act of
6 March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C.
7 135a), \$48,711,000, of which \$14,154,000 shall remain
8 available until expended.

9 FURNITURE AND FURNISHINGS

10 For necessary expenses for the purchase, installation,
11 maintenance, and repair of furniture, furnishings, office
12 and library equipment, \$4,892,000.

13 ADMINISTRATIVE PROVISIONS

14 SEC. 201. Appropriations in this Act available to the
15 Library of Congress shall be available, in an amount of
16 not more than \$202,300, of which \$60,500 is for the Con-
17 gressional Research Service, when specifically authorized
18 by the Librarian of Congress, for attendance at meetings
19 concerned with the function or activity for which the ap-
20 propriation is made.

21 SEC. 202. Appropriated funds received by the Library
22 of Congress from other Federal agencies to cover general
23 and administrative overhead costs generated by perform-
24 ing reimbursable work for other agencies under the au-
25 thority of sections 1535 and 1536 of title 31, United

1 States Code, shall not be used to employ more than 65
2 employees and may be expended or obligated—

3 (1) in the case of a reimbursement, only to such
4 extent or in such amounts as are provided in appro-
5 priations Acts; or

6 (2) in the case of an advance payment, only—

7 (A) to pay for such general or administra-
8 tive overhead costs as are attributable to the
9 work performed for such agency; or

10 (B) to such extent or in such amounts as
11 are provided in appropriations Acts, with re-
12 spect to any purpose not allowable under sub-
13 paragraph (A).

14 SEC. 203. Of the amounts appropriated to the Li-
15 brary of Congress in this Act, not more than \$5,000 may
16 be expended, on the certification of the Librarian of Con-
17 gress, in connection with official representation and recep-
18 tion expenses for the incentive awards program.

19 SEC. 204. Of the amount appropriated to the Library
20 of Congress in this Act, not more than \$12,000 may be
21 expended, on the certification of the Librarian of Con-
22 gress, in connection with official representation and recep-
23 tion expenses for the Overseas Field Offices.

1 SEC. 205. (a) For fiscal year 2001, the obligational
2 authority of the Library of Congress for the activities de-
3 scribed in subsection (b) may not exceed \$92,845,000.

4 (b) The activities referred to in subsection (a) are re-
5 imburseable and revolving fund activities that are funded
6 from sources other than appropriations to the Library in
7 appropriations Acts for the legislative branch.

8 SEC. 206. Section 1 of the Act entitled “An Act to
9 authorize acquisition of certain real property for the Li-
10 brary of Congress, and for other purposes”, approved De-
11 cember 15, 1997 (2 U.S.C. 141 note) is amended by add-
12 ing at the end the following new subsection:

13 “(c) TRANSFER PAYMENT BY ARCHITECT.—Notwith-
14 standing the limitation on reimbursement or transfer of
15 funds under subsection (a) of this section, the Architect
16 of the Capitol may, not later than 90 days after acqui-
17 sition of the property under this section, transfer funds to
18 the entity from which the property was acquired by the
19 Architect of the Capitol. Such transfers may not exceed
20 a total of \$16,500,000.”.

21 SEC. 207. The Librarian of Congress may convert to
22 permanent positions 84 indefinite, time-limited positions
23 in the National Digital Library Program authorized in the
24 Legislative Branch Appropriations Act, 1996 for the Li-
25 brary of Congress under the heading, “Salaries and Ex-

1 penses” (Public Law 104–53). Notwithstanding any other
 2 provision of law regarding qualifications and methods of
 3 appointment of employees of the Library of Congress, the
 4 Librarian may fill these permanent positions through the
 5 non-competitive conversion of the incumbents in the “in-
 6 definite-not-to-exceed” positions to “permanent” posi-
 7 tions.

8 ARCHITECT OF THE CAPITOL

9 LIBRARY BUILDINGS AND GROUNDS

10 STRUCTURAL AND MECHANICAL CARE

11 For all necessary expenses for the mechanical and
 12 structural maintenance, care and operation of the Library
 13 buildings and grounds, \$16,347,000, of which \$5,000,000
 14 shall remain available until expended.

15 GOVERNMENT PRINTING OFFICE

16 OFFICE OF SUPERINTENDENT OF DOCUMENTS

17 SALARIES AND EXPENSES

18 For expenses of the Office of Superintendent of Doc-
 19 uments necessary to provide for the cataloging and index-
 20 ing of Government publications and their distribution to
 21 the public, Members of Congress, other Government agen-
 22 cies, and designated depository and international exchange
 23 libraries as authorized by law, \$30,255,000: *Provided*,
 24 That travel expenses, including travel expenses of the De-
 25 pository Library Council to the Public Printer, shall not

1 exceed \$175,000: *Provided further*, That amounts of not
2 more than \$2,000,000 from current year appropriations
3 are authorized for producing and disseminating Congres-
4 sional serial sets and other related publications for 1999
5 and 2000 to depository and other designated libraries.

6 GOVERNMENT PRINTING OFFICE REVOLVING FUND

7 The Government Printing Office is hereby authorized
8 to make such expenditures, within the limits of funds
9 available and in accord with the law, and to make such
10 contracts and commitments without regard to fiscal year
11 limitations as provided by section 9104 of title 31, United
12 States Code, as may be necessary in carrying out the pro-
13 grams and purposes set forth in the budget for the current
14 fiscal year for the Government Printing Office revolving
15 fund: *Provided*, That not more than \$2,500 may be ex-
16 pended on the certification of the Public Printer in connec-
17 tion with official representation and reception expenses:
18 *Provided further*, That the revolving fund shall be available
19 for the hire or purchase of not more than 12 passenger
20 motor vehicles: *Provided further*, That expenditures in con-
21 nection with travel expenses of the advisory councils to
22 the Public Printer shall be deemed necessary to carry out
23 the provisions of title 44, United States Code: *Provided*
24 *further*, That the revolving fund shall be available for tem-
25 porary or intermittent services under section 3109(b) of

1 title 5, United States Code, but at rates for individuals
2 not more than the daily equivalent of the annual rate of
3 basic pay for level V of the Executive Schedule under sec-
4 tion 5316 of such title: *Provided further*, That the revolv-
5 ing fund and the funds provided under the headings “OF-
6 FICE OF SUPERINTENDENT OF DOCUMENTS” and “SALA-
7 RIES AND EXPENSES” together may not be available for
8 the full-time equivalent employment of more than 3,285
9 workyears (or such other number of workyears as the Pub-
10 lic Printer may request, subject to the approval of the
11 Committees on Appropriations of the Senate and the
12 House of Representatives): *Provided further*, That activi-
13 ties financed through the revolving fund may provide in-
14 formation in any format: *Provided further*, That the re-
15 volving fund shall not be used to administer any flexible
16 or compressed work schedule which applies to any man-
17 ager or supervisor in a position the grade or level of which
18 is equal to or higher than GS-15: *Provided further*, That
19 expenses for attendance at meetings shall not exceed
20 \$75,000.

21 ADMINISTRATIVE PROVISION

22 SEC. 208. (a) Section 1708 of title 44, United States
23 Code, is amended to read as follows:

1 **“§ 1708. Prices for sales copies of Government infor-**
 2 **mation products; resale by dealers; sales**
 3 **agents**

4 “(a) Sales prices for Government information prod-
 5 ucts will be established by the Public Printer to cover the
 6 costs of production, dissemination, and other appropriate
 7 costs associated with this service, including the offering
 8 of sales discounts and any other costs associated with the
 9 Sales Program.

10 “(b) The Superintendent of Documents may pre-
 11 scribe terms and conditions under which he authorizes the
 12 resale of Government information products by book deal-
 13 ers, and he may designate any Government officer his
 14 agent for the sale of Government information products
 15 under regulations agreed upon by the Superintendent of
 16 Documents and the head of the respective department or
 17 establishment of the Government.”.

18 (b) The table of sections for chapter 17, of title 44,
 19 United States Code, is amended by striking the item relat-
 20 ing to section 1708 and inserting the following:

“1718. Prices for sales copies of Government information products; resale by
 dealers; sales agents.”.

21 **GENERAL ACCOUNTING OFFICE**

22 **SALARIES AND EXPENSES**

23 For necessary expenses of the General Accounting
 24 Office, including not more than \$7,000 to be expended on

1 the certification of the Comptroller General of the United
2 States in connection with official representation and recep-
3 tion expenses; temporary or intermittent services under
4 section 3109(b) of title 5, United States Code, but at rates
5 for individuals not more than the daily equivalent of the
6 annual rate of basic pay for level IV of the Executive
7 Schedule under section 5315 of such title; hire of one pas-
8 senger motor vehicle; advance payments in foreign coun-
9 tries in accordance with section 3324 of title 31, United
10 States Code; benefits comparable to those payable under
11 sections 901(5), 901(6), and 901(8) of the Foreign Serv-
12 ice Act of 1980 (22 U.S.C. 4081(5), 4081(6), and
13 4081(8)); and under regulations prescribed by the Comp-
14 troller General of the United States, rental of living quar-
15 ters in foreign countries, \$384,867,000: *Provided*, That
16 not more than \$1,900,000 of reimbursements received in-
17 cident to the operation of the General Accounting Office
18 building shall be available for use in fiscal year 2001: *Pro-*
19 *vided further*, That notwithstanding section 9105 of title
20 31, United States Code, hereafter amounts reimbursed to
21 the Comptroller General pursuant to that section shall be
22 deposited to the appropriation of the General Accounting
23 Office then available and remain available until expended,
24 and not more than \$1,100,000 of such funds shall be
25 available for use in fiscal year 2001: *Provided further*,

1 That this appropriation and appropriations for adminis-
2 trative expenses of any other department or agency which
3 is a member of the National Intergovernmental Audit
4 Forum or a Regional Intergovernmental Audit Forum
5 shall be available to finance an appropriate share of either
6 Forum's costs as determined by the respective Forum, in-
7 cluding necessary travel expenses of non-Federal partici-
8 pants. Payments hereunder to the Forum may be credited
9 as reimbursements to any appropriation from which costs
10 involved are initially financed: *Provided further*, That this
11 appropriation and appropriations for administrative ex-
12 penses of any other department or agency which is a mem-
13 ber of the American Consortium on International Public
14 Administration (ACIPA) shall be available to finance an
15 appropriate share of ACIPA costs as determined by the
16 ACIPA, including any expenses attributable to member-
17 ship of ACIPA in the International Institute of Adminis-
18 trative Sciences.

19 ADMINISTRATIVE PROVISIONS

20 SEC. 209. SENIOR LEVEL POSITIONS. (a) Subchapter
21 III of chapter 7 of subtitle I of title 31, United States
22 Code, is amended by inserting after section 732 the follow-
23 ing:

1 **“§ 732a. Critical positions**

2 “The Comptroller General may establish senior-level
3 positions to meet critical scientific, technical or profes-
4 sional needs of the Office from the positions authorized
5 under sections 731(d), (e)(1), (e)(2), and 732(c)(4) of this
6 title. An individual serving in such a position shall—

7 “(1) be subject to the laws and regulations ap-
8 plicable to the General Accounting Office Senior Ex-
9 ecutive Service established under section 733 of this
10 title, with respect to rates of basic pay, performance
11 awards, ranks, carry over of annual leave, benefits,
12 performance appraisals, removal or suspension, and
13 reduction in force;

14 “(2) have the same rights of appeal to the Gen-
15 eral Accounting Office Personnel Appeals Board
16 that are provided to the General Accounting Office
17 Senior Executive Service;

18 “(3) be exempt from the same provisions of law
19 made inapplicable to the General Accounting Office
20 Senior Executive Service under section 733(d) of
21 this title, except for section 732(e) of this title;

22 “(4) be entitled to receive a discontinued service
23 retirement under chapter 83 or 84 of title 5 as if a
24 member of the General Accounting Office Senior Ex-
25 ecutive Service; and

1 “(5) be subject to reassignment by the Comp-
2 troller General to any Senior Executive Service posi-
3 tion created under section 733 of this title as the
4 Comptroller General determines necessary and ap-
5 propriate.”.

6 (b) The table of sections for chapter 7 of title 31,
7 United States Code, is amended by inserting after the
8 item relating to section 732 the following:

 “732a. Critical positions.”.

9 SEC. 210. REASSIGNMENT TO SENIOR LEVEL POSI-
10 TIONS. Section 733(a) of title 31, United States Code, is
11 amended—

12 (1) by striking “and” at the end of paragraph
13 (6);

14 (2) by redesignating paragraph (7) as para-
15 graph (8); and

16 (3) by inserting after paragraph (6) the follow-
17 ing:

18 “(7) the Comptroller General may reassign a
19 member of the Senior Executive Service to any sen-
20 ior-level position created under section 732a of this
21 title as the Comptroller determines necessary and
22 appropriate; and”.

23 SEC. 211. EXPERTS AND CONSULTANTS. Section
24 731(e) of title 31, United States Code, is amended—

1 (1) by striking “not more than 3 years” in
2 paragraph (1) and inserting “3-year renewable
3 terms”; and

4 (2) by striking “level V” in paragraph (2) and
5 inserting “level IV”.

6 SEC. 212. VOLUNTARY EARLY RETIREMENT AU-
7 THORITY. Section 732 of title 31, United States Code, is
8 amended by adding at the end the following:

9 “(i)(1) An officer or employee of the General Ac-
10 counting Office who is separated from the service under
11 conditions described in paragraph (2) of this subsection
12 after completing 25 years of service or after becoming 50
13 years of age and completing 20 years of service is entitled
14 to an annuity in accordance with the provisions of chapter
15 83 or 84 of title 5, as applicable.

16 “(2) Paragraph (1) of this subsection applies to an
17 officer or employee who—

18 “(A) has been employed continuously by the
19 General Accounting Office for more than 30 days
20 before the date on which the Comptroller General
21 makes the determination required under subpara-
22 graph (D);

23 “(B) is serving under an appointment that is
24 not limited by time;

1 “(C) has not received a decision notice of invol-
2 untary separation for misconduct or unacceptable
3 performance that is pending decision; and

4 “(D) is separated from the service voluntarily
5 during a period in which the Comptroller General of-
6 fers the officer or employee an early retirement for
7 the purpose of realigning the agency workforce in
8 order to meet mission needs, correcting skill imbal-
9 ances, or reducing high-grade, managerial, or super-
10 visory positions.

11 “(3) For purposes of chapters 83 and 84 of title 5
12 (including for purposes of computation of an annuity
13 under such chapters), an officer or employee entitled to
14 an annuity under this subsection shall be treated as an
15 employee entitled to an annuity under section 8336(d) or
16 8414(b) of such title, as applicable.

17 “(4) The Comptroller General shall promulgate regu-
18 lations to implement paragraph (1) that provide for offers
19 of early retirement to any individual employee or groups
20 of employees based on skills, knowledge, performance, or
21 other similar factors or combination of such factors deter-
22 mined by the Comptroller General.

23 “(5) As used in this subsection, the terms ‘employee’
24 and ‘annuity’ shall have the same meaning as defined in

1 chapters 83 and 84 of title 5, as applicable. The term ‘offi-
2 cer’ shall have the same meaning as ‘employee.’

3 “(6) The Comptroller General may not utilize the au-
4 thority granted under this subsection to grant voluntary
5 early retirements to more than 10 percent of the workforce
6 of the General Accounting Office in any fiscal year.”.

7 SEC. 213. SEPARATION PAY. Section 732 of title 31,
8 United States Code, as amended by section 212 of this
9 Act, is amended by adding at the end the following:

10 “(j) The Comptroller General may offer separation
11 pay to an officer or employee under this subsection subject
12 to such limitations or conditions as the Comptroller Gen-
13 eral may require for purposes of realigning the workforce
14 in order to meet mission needs, correcting skill imbal-
15 ances, or reducing high-grade, managerial, or supervisory
16 positions. Such separation pay—

17 “(1) shall be paid, at the option of the officer
18 or employee, in a lump sum or equal installment
19 payments;

20 “(2) shall be equal to the lesser of—

21 “(A) an amount equal to the amount the
22 officer or employee would be entitled to receive
23 under section 5595(c) of title 5 if the officer or
24 employee were entitled to payment under such
25 section; or

1 “(B) \$25,000;

2 “(3) shall not be a basis for payment, and shall
3 not be included in the computation, of any other
4 type of Government benefit;

5 “(4) shall not be taken into account for pur-
6 poses of determining the amount of any severance
7 pay to which an individual may be entitled under
8 section 5595 of title 5 based on any other separa-
9 tion;

10 “(5) shall only be paid to an officer or employee
11 serving under an appointment without time limita-
12 tion, who has been currently employed for a continu-
13 ous period of at least 12 months, but does not
14 include—

15 “(A) a reemployed annuitant under sub-
16 chapter III of chapter 83 of title 5, chapter 84
17 of title 5, or another retirement system for em-
18 ployees of the Government; or

19 “(B) an officer or employee having a dis-
20 ability on the basis of which such officer or em-
21 ployee is or would be eligible for disability re-
22 tirement under any of the retirement systems
23 referred to in subparagraph (A);

1 “(6) shall terminate, upon reemployment in the
2 Federal Government, during receipt of installment
3 payments;

4 “(7) shall be repaid in its entirety upon reem-
5 ployment in the Federal Government or working for
6 any agency of the Government through personal
7 services contract within 5 years after the date of the
8 separation on which payment of the separation pay
9 is based, except that—

10 “(A) if the employment is with an Execu-
11 tive agency, the Director of the Office of Per-
12 sonnel Management may, at the request of the
13 head of the agency, waive the repayment if the
14 individual involved possesses unique abilities
15 and is the only qualified applicant available for
16 the position;

17 “(B) if the employment is with an entity in
18 the legislative branch, the head of the entity or
19 the appointing official may waive the repayment
20 if the individual involved possesses unique abili-
21 ties and is the only qualified applicant available
22 for the position;

23 “(C) if the employment is with the judicial
24 branch, the Director of the Administrative Of-
25 fice of the United States Courts may waive the

1 repayment if the individual involved possesses
2 unique abilities and is the only qualified appli-
3 cant available for the position; or

4 “(D) if the employment is without com-
5 pensation, the appointing official may waive the
6 repayment;

7 “(8) shall be paid under regulations providing
8 that offers of separation pay shall be based on skills,
9 knowledge, performance, or other similar factors or
10 combination of such factors determined by the
11 Comptroller General;

12 “(9) shall be paid upon the condition that the
13 General Accounting Office remit to the Office of
14 Personnel Management for deposit in the Treasury
15 to the credit of the Civil Service Retirement and
16 Disability Fund an amount equal to 45 percent of
17 the final annual basic pay for each employee covered
18 under subchapter III of chapter 83 or chapter 84 of
19 title 5 to whom separation pay has been paid under
20 this section and—

21 “(A) such remittance shall be in addition
22 to any other payments which the General Ac-
23 counting Office is required to make under sub-
24 chapter III of chapter 83 or chapter 84 of title
25 5; and

1 “(B) for purposes of this paragraph the
2 term ‘final basic pay’ with respect to an em-
3 ployee means the total amount of basic pay
4 which would be payable for a year of service by
5 such employee, computed using the employee’s
6 final rate of basic pay, and, if last serving on
7 other than a full-time basis, with appropriate
8 adjustment therefore;

9 “(10) shall not be paid to more than 5 percent
10 of the workforce of the General Accounting Office in
11 any fiscal year; and

12 “(11) shall be paid to employees under this sec-
13 tion for a period of 5 years following the enactment
14 of this section unless Congress renews the authority
15 for an additional period of time.”.

16 SEC. 214. REDUCTION IN FORCE. Section 732(h) of
17 title 31, United States Code, is amended to read as fol-
18 lows:

19 “(h)(1) Notwithstanding the provisions of subchapter
20 I of chapter 35 of title 5, the Comptroller General shall
21 prescribe regulations for the release of officers and em-
22 ployees of the General Accounting Office in a reduction
23 in force which is carried out for downsizing, realigning,
24 or correcting skill imbalances. The regulations shall give
25 effect to military preference and may take into account

1 such other factors as skills, knowledge, and performance
2 in such a manner and to such an extent as the Comptroller
3 General determines necessary and appropriate.

4 “(2) Except as provided under paragraph (3), an em-
5 ployee may not be released, due to a reduction in force,
6 unless such employee is given written notice at least 60
7 days before such employee is so released. Such notice shall
8 include—

9 “(A) the personnel action to be taken with re-
10 spect to the employee involved;

11 “(B) the effective date of the action;

12 “(C) a description of the procedures applicable
13 in identifying employees for release;

14 “(D) the employee’s ranking relative to other
15 competing employees, and how that ranking was de-
16 termined; and

17 “(E) a description of any appeal or other rights
18 which may be available.

19 “(3) The Comptroller General may, in writing, short-
20 en the period of advance notice required under paragraph
21 (2) with respect to a particular reduction in force, if nec-
22 essary because of circumstances not reasonably foresee-
23 able, except that such period may not be less than 30
24 days.”.

1 SEC. 215. ANNUAL REPORT. Section 719 of title 31,
2 United States Code, is amended—

3 (1) in subsection (a)—

4 (A) in paragraph (1) by striking “and”
5 after the semicolon;

6 (B) in paragraph (2) by striking the period
7 and inserting “; and”; and

8 (C) by adding at the end the following:

9 “(3) appropriate legislative changes to sections
10 732(h), (i), and (j) of this title.”; and

11 (2) in subsection (b)(1)—

12 (A) in subparagraph (B) by striking “and”
13 after the semicolon;

14 (B) in subparagraph (C) by striking the
15 period and inserting “; and”; and

16 (C) by adding at the end the following:

17 “(D) a description of the actions taken
18 under sections 732 (h), (i), and (j) of this title,
19 including information on the number of employ-
20 ees who received voluntary early retirements
21 and separation pay under sections 732(i) and
22 (j) and who were released under a reduction in
23 force action under section 732(h), and an as-
24 sessment of the effectiveness and usefulness of
25 these human capital initiatives in achieving the

1 agency’s mission, meeting its performance
2 goals, and fulfilling its strategic plan.”.

3 SEC. 216. FIVE-YEAR ASSESSMENT. (a) Not later
4 than 5 years after the date of the enactment of this Act,
5 the Comptroller General shall submit to Congress a report
6 concerning the implementation and effectiveness of sec-
7 tions 209 through 214 of this Act.

8 (b) The report under this section shall include—

9 (1) a summary of the portions of the annual re-
10 ports required under sections 719(a)(3) and
11 (b)(1)(D) of title 31, United States Code;

12 (2) recommendations for continuation of or leg-
13 islative changes to sections 732(h), (i), and (j) of
14 title 31, United States Code; and

15 (3) any assessments or recommendations of the
16 General Accounting Office Personnel Appeals Board
17 and interested employee groups or associations with-
18 in the General Accounting Office.

19 TITLE III—GENERAL PROVISIONS

20 SEC. 301. No part of the funds appropriated in this
21 Act shall be used for the maintenance or care of private
22 vehicles, except for emergency assistance and cleaning as
23 may be provided under regulations relating to parking fa-
24 cilities for the House of Representatives issued by the

1 Committee on House Administration and for the Senate
2 issued by the Committee on Rules and Administration.

3 SEC. 302. No part of the funds appropriated in this
4 Act shall remain available for obligation beyond fiscal year
5 2001 unless expressly so provided in this Act.

6 SEC. 303. Whenever in this Act any office or position
7 not specifically established by the Legislative Pay Act of
8 1929 is appropriated for or the rate of compensation or
9 designation of any office or position appropriated for is
10 different from that specifically established by such Act,
11 the rate of compensation and the designation in this Act
12 shall be the permanent law with respect thereto: *Provided*,
13 That the provisions in this Act for the various items of
14 official expenses of Members, officers, and committees of
15 the Senate and House of Representatives, and clerk hire
16 for Senators and Members of the House of Representa-
17 tives shall be the permanent law with respect thereto.

18 SEC. 304. The expenditure of any appropriation
19 under this Act for any consulting service through procure-
20 ment contract, pursuant to section 3109 of title 5, United
21 States Code, shall be limited to those contracts where such
22 expenditures are a matter of public record and available
23 for public inspection, except where otherwise provided
24 under existing law, or under existing Executive order
25 issued pursuant to existing law.

1 SEC. 305. (a) It is the sense of the Congress that,
2 to the greatest extent practicable, all equipment and prod-
3 ucts purchased with funds made available in this Act
4 should be American-made.

5 (b) In providing financial assistance to, or entering
6 into any contract with, any entity using funds made avail-
7 able in this Act, the head of each Federal agency, to the
8 greatest extent practicable, shall provide to such entity a
9 notice describing the statement made in subsection (a) by
10 the Congress.

11 (c) If it has been finally determined by a court or
12 Federal agency that any person intentionally affixed a
13 label bearing a “Made in America” inscription, or any in-
14 scription with the same meaning, to any product sold in
15 or shipped to the United States that is not made in the
16 United States, such person shall be ineligible to receive
17 any contract or subcontract made with funds provided
18 pursuant to this Act, pursuant to the debarment, suspen-
19 sion, and ineligibility procedures described in section
20 9.400 through 9.409 of title 48, Code of Federal Regula-
21 tions.

22 SEC. 306. Such sums as may be necessary are appro-
23 priated to the account described in subsection (a) of sec-
24 tion 415 of Public Law 104–1 to pay awards and settle-
25 ments as authorized under such subsection.

1 SEC. 307. Amounts available for administrative ex-
2 penses of any legislative branch entity which participates
3 in the Legislative Branch Financial Managers Council
4 (LBFMC) established by charter on March 26, 1996, shall
5 be available to finance an appropriate share of LBFMC
6 costs as determined by the LBFMC, except that the total
7 LBFMC costs to be shared among all participating legisla-
8 tive branch entities (in such allocations among the entities
9 as the entities may determine) may not exceed \$252,000.

10 SEC. 308. Section 316 of Public Law 101–302 is
11 amended in the first sentence of subsection (a) by striking
12 “2000” and inserting “2001”.

13 SEC. 309. RUSSIAN LEADERSHIP PROGRAM. Section
14 3011 of the 1999 Emergency Supplemental Appropria-
15 tions Act (Public Law 106–31; 113 Stat. 93) is
16 amended—

17 (1) by striking “fiscal year 2000” in sub-
18 sections (a)(1), (b)(4)(B), (d)(3), and (h)(1)(A) and
19 inserting “fiscal years 2000 and 2001”; and

20 (2) by striking “2001” in subsection (a)(2),
21 (e)(1), and (h)(1)(B) and inserting “2002”.

22 SEC. 310. CAPITOL SECURITY CONSOLIDATION. (a)
23 SHORT TITLE.—This section may be cited as the “Capitol
24 Security Consolidation Act of 2000”.

25 (b) DEFINITIONS.—In this section—

1 (1) the term “Act of August 4, 1950” means
2 the Act entitled “An Act relating to the policing of
3 the buildings and grounds of the Library of Con-
4 gress”, approved August 4, 1950 (2 U.S.C. 167 et
5 seq.);

6 (2) the term “GPO police employee”—

7 (A) means an employee of the Government
8 Printing Office designated to serve as a special
9 policeman under section 317 of title 44, United
10 States Code (as in effect immediately before the
11 effective date of this section); and

12 (B) does not include any civilian employee
13 performing support functions;

14 (3) the term “function” means any duty, obli-
15 gation, power, authority, responsibility, right, privi-
16 lege, activity, or program; and

17 (4) the term “LOC police employee”—

18 (A) means an employee of the Library of
19 Congress designated as police under the first
20 section of the Act of August 4, 1950 (2 U.S.C.
21 167) (as in effect immediately before the effec-
22 tive date of this section); and

23 (B) does not include any civilian employee
24 performing support functions.

1 (c) TRANSFER OF PERSONNEL AND FUNCTIONS.—

2 There are transferred to the United States Capitol
3 Police—

4 (1) each LOC police employee and each GPO
5 police employee;

6 (2) any—

7 (A) functions performed under section 317
8 of title 44, United States Code, and the first
9 section and section 9 of the Act August 4, 1950
10 (2 U.S.C. 167) (as in effect immediately before
11 the effective date of this section); and

12 (B) related functions designated in the ap-
13 plicable memorandum of understanding under
14 subsection (h); and

15 (3) any civilian employee of the Library of Con-
16 gress or the Government Printing Office who—

17 (A) performs security support functions;
18 and

19 (B) is designated for transfer by the Chief
20 of the Capitol Police in the applicable memo-
21 randum of understanding under subsection (h).

22 (d) MEMBERS OF CAPITOL POLICE.—Subject to sub-
23 section (e), each LOC police employee and GPO police em-
24 ployee transferred under subsection (c) shall be a member
25 of the Capitol Police.

1 (e) QUALIFICATION DETERMINATIONS.—

2 (1) IN GENERAL.—Subsection (d) shall not
3 apply to any individual who the Chief of the Capitol
4 Police determines does not meet the qualifications
5 required to be a member of the Capitol Police.

6 (2) AGE LIMITATION.—For purposes of this
7 subsection, the Chief of the Capitol Police may waive
8 the application to any individual of the maximum
9 age limitation of 37 years for hiring a member of
10 the Capitol Police.

11 (3) TRAINING.—During the 1-year period be-
12 ginning on the date of enactment of this Act, the
13 Capitol Police Board may waive any regulation,
14 standard, guideline, or other limitation prescribed by
15 the Capitol Police Board relating to the training of
16 a member of the Capitol Police with respect to any
17 LOC police employee or GPO police employee trans-
18 ferred under this section.

19 (4) APPLICATION FOR QUALIFICATION DETER-
20 MINATION.—Not later than October 1, 2000, any
21 LOC police employee or GPO police employee who is
22 transferred under this section may file an applica-
23 tion for a qualification determination under this sub-
24 section with the Chief of the Capitol Police.

25 (f) TRANSITION PROVISIONS.—

1 (1) TRANSFER AND ALLOCATIONS OF APPRO-
2 PRIATIONS.—The unexpended balances of appropria-
3 tions, authorizations, allocations, and other funds
4 employed, used, held, arising from, available to, or
5 to be made available in connection with the func-
6 tions transferred by this section shall be transferred
7 to the appropriations accounts for the Capitol Police
8 under the subheadings “SALARIES” and “GENERAL
9 EXPENSES” under the heading “CAPITOL POLICE”
10 under the heading “CAPITOL POLICE BOARD”,
11 as applicable. Funds for salaries shall be provided in
12 equal amounts to the Sergeant at Arms and Door-
13 keeper of the Senate, to be disbursed by the Sec-
14 retary of the Senate, and the Sergeant at Arms of
15 the House of Representatives, to be disbursed by the
16 Chief Administrative Officer of the House of Rep-
17 resentatives. Unexpended funds transferred under
18 this section shall be used only for the purposes for
19 which the funds were originally authorized and ap-
20 propriated.

21 (2) REORGANIZATION.—The Capitol Police
22 Board is authorized to allocate or reallocate any
23 function transferred under this section among mem-
24 bers of the Capitol Police, and to establish, consoli-
25 date, alter, or discontinue such organizational enti-

1 ties in the Capitol Police as may be necessary or ap-
2 propriate.

3 (3) INTERIM ASSIGNMENTS.—During the period
4 beginning on October 1, 2000, through September
5 30, 2001, each LOC police employee or GPO police
6 employee may perform any function transferred
7 under subsection (c)(2), as applicable, under the di-
8 rection of the Chief of the Capitol Police. Any such
9 employee performing such functions who is not a
10 member of the Capitol Police at the close of Septem-
11 ber 30, 2001, shall be separated from service at that
12 time.

13 (4) HIGH RANKING LOC AND GPO POLICE OFFI-
14 CERS.—The Capitol Police Board may reduce the
15 rank of any LOC police employee or GPO police em-
16 ployee who holds the rank of lieutenant (or the
17 equivalent of such rank) or higher immediately be-
18 fore the effective date of this section.

19 (5) NONREDUCTION IN PAY.—Except as pro-
20 vided under paragraph (3), the transfer of any em-
21 ployee under this section shall not cause that em-
22 ployee to be separated or reduced in pay before Oc-
23 tober 1, 2002.

24 (6) REFERENCES.—Reference in any other
25 Federal law, Executive order, rule, regulation, or

1 delegation of authority, or any document of or relat-
2 ing to the Librarian of Congress, the Public Printer,
3 the Library of Congress, or the Government Print-
4 ing Office with regard to functions transferred under
5 this section, shall be deemed to refer to the Capitol
6 Police Board.

7 (g) LOC AND GPO POLICE JURISDICTION.—

8 (1) LIBRARY OF CONGRESS.—

9 (A) DESIGNATION OF LOC POLICE EM-
10 PLOYEES.—The first section of the Act of Au-
11 gust 4, 1950 (2 U.S.C. 167) is repealed.

12 (B) JURISDICTION OF LOC POLICE EM-
13 PLOYEES.—Section 9 of the Act of August 4,
14 1950 (2 U.S.C. 167h) is amended by striking
15 “The police provided” through “*Provided*, That
16 the” and inserting “The”.

17 (C) REGULATIONS.—Section 7(a) of the
18 Act of August 4, 1950 (2 U.S.C. 167f(a)) is
19 amended by striking “the Librarian of Con-
20 gress” and inserting “the Capitol Police Board,
21 in consultation with the Librarian of Con-
22 gress,”.

23 (2) GOVERNMENT PRINTING OFFICE.—

1 (A) IN GENERAL.—Section 317 of title 44,
2 United States Code, is amended to read as fol-
3 lows:

4 **“§ 317. Protection of persons and property**

5 “The Capitol Police shall protect persons and prop-
6 erty in premises and adjacent areas occupied by or under
7 the control of the Government Printing Office, in accord-
8 ance with the Capitol Security Consolidation Act of
9 2000.”.

10 (B) TECHNICAL AND CONFORMING AMEND-
11 MENT.—The table of contents for chapter 3 of
12 title 44, United States Code, is amended by
13 striking the item relating to section 317 and in-
14 serting the following:

“317. Protection of persons and property.”.

15 (h) MEMORANDA OF UNDERSTANDING.—

16 (1) IN GENERAL.—Not later than October 1,
17 2000, the Chief of the Capitol Police shall enter
18 into—

19 (A) a memorandum of understanding with
20 the Librarian of Congress; and

21 (B) a memorandum of understanding with
22 the Public Printer of the Government Printing
23 Office

24 (2) CONTENT.—Each memorandum under
25 paragraph (1) shall—

1 (A) provide for the performance of law en-
2 forcement functions relating to the Library of
3 Congress or the Government Printing Office, as
4 the case may be, by members of the Capitol Po-
5 lice;

6 (B) ensure that such members are under
7 the direction of the Chief of the Capitol Police;

8 (C) designate the related functions trans-
9 ferred under subsection (e)(2);

10 (D)(i) provide for the interim assignment
11 under subsection (f)(3) of any LOC police em-
12 ployee or GPO police employee, as the case may
13 be;

14 (ii) coordinate the functions performed by
15 such employees on interim assignments with
16 members of the Capitol Police and civilian em-
17 ployees; and

18 (iii) ensure that such employees on interim
19 assignments are under the direction of the Cap-
20 itol Police;

21 (E) provide for—

22 (i) the designation of civilian employ-
23 ees of the Library of Congress or the Gov-
24 ernment Printing Office, as the case may

1 be, for transfer under subsection (c)(3);

2 and

3 (ii) the assignment of functions of
4 such employees as civilian employees of the
5 Capitol Police;

6 (F) provide for the coordination of any se-
7 curity-related functions performed by civilian
8 employees of the Library of Congress or the
9 Government Printing Office, as the case may
10 be, with—

11 (i) law enforcement functions per-
12 formed by members of the Capitol Police;
13 and

14 (ii) any support functions performed
15 by civilian employees of the Capitol Police;

16 (G) provide for procedures for determining
17 rank and pay and providing necessary training
18 for individuals transferred under this section;

19 (H) maintain or improve the public safety
20 of the Library of Congress or the Government
21 Printing Office, as the case may be; and

22 (I) provide for the efficient implementation
23 of the transfer of employees and functions
24 under this section.

1 (3) LIBRARY OF CONGRESS REGULATIONS.—

2 The memorandum of understanding between the
3 Chief of the Capitol Police and the Librarian of
4 Congress shall provide for the enforcement of, and
5 any modifications to, regulations prescribed under
6 section 7 of the Act of August 4, 1950 (2 U.S.C.
7 167f).

8 (i) CAPITOL POLICE BOARD.—

9 (1) IN GENERAL.—Section 9 of the Act entitled
10 “An Act to define the area of the United States
11 Capitol Grounds, to regulate the use thereof, and for
12 other purposes”, approved July 31, 1946 (40 U.S.C.
13 212a) is amended by adding at the end the follow-
14 ing:

15 “The Librarian of Congress and the Public Printer
16 of the Government Printing Office shall be nonvoting ex
17 officio members of the Capitol Police Board.”.

18 (2) EFFECTIVE DATE.—This subsection shall
19 take effect with respect to the Librarian of Congress
20 and the Public Printer of the Government Printing
21 Office on the date on which the applicable officer
22 signs the memorandum of understanding described
23 under subsection (h), respectively.

24 (j) RETIREMENT BENEFITS.—

1 (1) SERVICE DEEMED TO BE SERVICE AS CAP-
2 ITOL POLICE.—Any period of service performed by
3 an individual as a LOC police employee or a GPO
4 police employee (including any period of service per-
5 formed by that individual on interim assignment
6 under subsection (f)(3)) shall be deemed to be serv-
7 ice performed as a member of the Capitol Police for
8 purposes of chapters 83 and 84 of title 5, United
9 States Code, if—

10 (A) the individual becomes a member of
11 the Capitol Police under this section;

12 (B) not later than 90 days after the date
13 of the qualification determination under sub-
14 section (e), the individual makes an election to
15 be covered under this paragraph; and

16 (C) the individual makes the payment
17 under paragraph (2).

18 (2) EMPLOYEE CONTRIBUTIONS.—An individual
19 who makes an election under paragraph (1)(A) to be
20 covered under that paragraph shall pay an amount
21 determined by the Office of Personnel Management
22 equal to—

23 (A) the difference between—

24 (i) the amount deducted and withheld
25 from basic pay under chapters 83 and 84

1 of title 5, United States Code, for the pe-
2 riod of service described under paragraph
3 (1); and

4 (ii) the amount that would have been
5 deducted and withheld during that period,
6 if service during that period had been per-
7 formed as a member of the Capitol Police;
8 and

9 (B) interest as prescribed under section
10 8334(e) of title 5, United States Code, based on
11 the amount determined under subparagraph
12 (A).

13 (3) AGENCY CONTRIBUTIONS.—The Capitol Po-
14 lice shall pay an amount for applicable agency con-
15 tributions based on payments made under paragraph
16 (2).

17 (4) DEPOSIT OF PAYMENTS.—Payments under
18 paragraphs (2) and (3) shall be deposited in the
19 Civil Service Retirement and Disability Fund.

20 (5) AGE LIMITATION.—During the period be-
21 ginning on October 1, 2000, through September 30,
22 2002, sections 8335(d) and 8425(c) of title 5,
23 United States Code, shall not apply to any individual
24 who becomes a member of the Capitol Police under
25 this section (including an individual who makes an

1 election under paragraph (1)(A) of this subsection to
2 be covered under that paragraph).

3 (6) REGULATIONS.—After consultation with the
4 Capitol Police Board, the Office of Personnel Man-
5 agement shall prescribe regulations to carry out this
6 subsection, including regulations relating to em-
7 ployee contributions under paragraph (2) that are
8 similar to regulations under section 8334 of title 5,
9 United States Code.

10 (k) LEAVE.—Any annual or sick leave to the credit
11 of an individual transferred under this section may be
12 transferred to the credit of that individual as a member
13 of the Capitol Police as determined by the Capitol Police
14 Board.

15 (l) EFFECTIVE DATE.—

16 (1) IN GENERAL.—Except as otherwise pro-
17 vided in this section, this section and the amend-
18 ments made by this section shall take effect on Octo-
19 ber 1, 2000.

20 (2) DATE OF ENACTMENT.—Subsections (e)
21 and (h) shall take effect on the date of enactment
22 of this Act.

23 SEC. 311. (a)(1) Any State may request the Joint
24 Committee on the Library of Congress to approve the re-
25 placement of a statue the State has provided for display

1 in Statuary Hall in the Capitol of the United States under
2 section 1814 of the Revised Statutes (40 U.S.C. 187).

3 (2) A request shall be considered under paragraph
4 (1) only if—

5 (A) the request has been approved by a resolu-
6 tion adopted by the legislature of the State and the
7 request has been approved by the Governor of the
8 State, and

9 (B) the statue to be replaced has been displayed
10 in the Capitol of the United States for at least 25
11 years as of the time the request is made.

12 (b) If the Joint Committee on the Library of Con-
13 gress approves a request under subsection (a), the Archi-
14 tect of the Capitol shall enter into an agreement with the
15 State to carry out the replacement in accordance with the
16 request and any conditions the Joint Committee may re-
17 quire for its approval. Such agreement shall provide
18 that—

19 (1) the new statue shall be subject to the same
20 conditions and restrictions as apply to any statue
21 provided by a State under section 1814 of the Re-
22 vised Statutes (40 U.S.C. 187), and

23 (2) the State shall pay any costs related to the
24 replacement, including costs in connection with the
25 design, construction, transportation, and placement

1 of the new statue, the removal and transportation of
2 the statue being replaced, and any unveiling cere-
3 mony.

4 (c) Nothing in this section shall be interpreted to per-
5 mit a State to have more than 2 statues on display in
6 the Capitol of the United States.

7 (d)(1) The Joint Committee on the Library of Con-
8 gress may approve the transfer to a State of the ownership
9 of any statue being replaced under this section if the State
10 includes a request for the approval of such transfer at the
11 same time a request is made under subsection (a).

12 (2) If any statue is removed from the Capitol of the
13 United States as part of a transfer of ownership under
14 paragraph (1), then it may not be returned to the Capitol
15 for display unless such display is specifically authorized
16 by Federal law.

17 This Act may be cited as the “Legislative Branch Ap-
18 propriations Act, 2001”.

Calendar No. 565

106TH CONGRESS
2D SESSION

S. 2603

[Report No. 106-304]

A BILL

Making appropriations for the legislative branch for the fiscal year ending September 30, 2001, and for other purposes.

MAY 23, 2000

Read twice and placed on the calendar