

110TH CONGRESS
1ST SESSION

H. R. 2829

AN ACT

Making appropriations for Financial Services and General Government for the fiscal year ending September 30, 2008, 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,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 fiscal year ending September 30, 2008, and for other pur-
4 poses, namely:

5 TITLE I

6 DEPARTMENT OF THE TREASURY

7 DEPARTMENTAL OFFICES

8 SALARIES AND EXPENSES

9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses of the Departmental Offices
11 including operation and maintenance of the Treasury
12 Building and Annex; hire of passenger motor vehicles;
13 maintenance, repairs, and improvements of, and purchase
14 of commercial insurance policies for, real properties leased
15 or owned overseas, when necessary for the performance
16 of official business, \$250,591,000, of which not to exceed
17 \$10,115,000 is for executive direction program activities;
18 not to exceed \$9,700,000 is for general counsel program
19 activities; not to exceed \$45,450,000 is for economic poli-
20 cies and programs activities; not to exceed \$29,069,000
21 is for financial policies and programs activities; not to ex-
22 ceed \$56,475,000 is for terrorism and financial intel-
23 ligence activities; not to exceed \$19,010,000 is for Treas-
24 ury-wide management policies and programs activities;
25 and not to exceed \$80,772,000 is for administration pro-
26 grams activities: *Provided*, That the Secretary of the

1 Treasury is authorized to transfer funds appropriated for
2 any program activity of the Departmental Offices to any
3 other program activity of the Departmental Offices upon
4 notification to the House and Senate Committees on Ap-
5 propriations: *Provided further*, That no appropriation for
6 any program activity shall be increased or decreased by
7 more than 2 percent by all such transfers: *Provided fur-*
8 *ther*, That any change in funding greater than 2 percent
9 shall be submitted for approval to the House and Senate
10 Committees on Appropriations: *Provided further*, That of
11 the amount appropriated under this heading, not to exceed
12 \$3,000,000, to remain available until September 30, 2009,
13 for information technology modernization requirements;
14 not to exceed \$150,000 for official reception and represen-
15 tation expenses; and not to exceed \$258,000 for unfore-
16 seen emergencies of a confidential nature, to be allocated
17 and expended under the direction of the Secretary of the
18 Treasury and to be accounted for solely on his certificate:
19 *Provided further*, That of the amount appropriated under
20 this heading, \$5,114,000, to remain available until Sep-
21 tember 30, 2009, is for the Treasury-wide Financial State-
22 ment Audit and Internal Control Program, of which such
23 amounts as may be necessary may be transferred to ac-
24 counts of the Department's offices and bureaus to conduct
25 audits: *Provided further*, That this transfer authority shall

1 be in addition to any other provided in this Act: *Provided*
2 *further*, That of the amount appropriated under this head-
3 ing, \$3,000,000, to remain available until September 30,
4 2009, is for secure space requirements: *Provided further*,
5 That of the amount appropriated under this heading,
6 \$2,300,000, to remain available until September 30, 2009,
7 is for salary and benefits for hiring of personnel whose
8 work will require completion of a security clearance inves-
9 tigation in order to perform highly classified work to fur-
10 ther the activities of the Office of Terrorism and Financial
11 Intelligence: *Provided further*, That of the amount appro-
12 priated under this heading, \$2,100,000, to remain avail-
13 able until September 30, 2010, is to develop and imple-
14 ment programs within the Office of Critical Infrastructure
15 Protection and Compliance Policy, including entering into
16 cooperative agreements.

17 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

18 INVESTMENTS PROGRAMS

19 (INCLUDING TRANSFER OF FUNDS)

20 For development and acquisition of automatic data
21 processing equipment, software, and services for the De-
22 partment of the Treasury, \$18,710,000, to remain avail-
23 able until September 30, 2010: *Provided*, That these funds
24 shall be transferred to accounts and in amounts as nec-
25 essary to satisfy the requirements of the Department's of-

1 fices, bureaus, and other organizations: *Provided further,*
2 That this transfer authority shall be in addition to any
3 other transfer authority provided in this Act: *Provided fur-*
4 *ther,* That none of the funds appropriated under this head-
5 ing shall be used to support or supplement “Internal Rev-
6 enue Service, Operations Support” or “Internal Revenue
7 Service, Business Systems Modernization”.

8 OFFICE OF INSPECTOR GENERAL

9 SALARIES AND EXPENSES

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, not to exceed \$2,000,000 for official
13 travel expenses, including hire of passenger motor vehicles;
14 and not to exceed \$100,000 for unforeseen emergencies
15 of a confidential nature, to be allocated and expended
16 under the direction of the Inspector General of the Treas-
17 ury, \$18,450,000, of which not to exceed \$2,500 shall be
18 available for official reception and representation ex-
19 penses.

20 TREASURY INSPECTOR GENERAL FOR TAX

21 ADMINISTRATION

22 SALARIES AND EXPENSES

23 For necessary expenses of the Treasury Inspector
24 General for Tax Administration in carrying out the In-
25 spector General Act of 1978, including purchase (not to

1 exceed 150 for replacement only for police-type use) and
2 hire of passenger motor vehicles (31 U.S.C. 1343(b));
3 services authorized by 5 U.S.C. 3109, at such rates as
4 may be determined by the Inspector General for Tax Ad-
5 ministration; not to exceed \$6,000,000 for official travel
6 expenses; and not to exceed \$500,000 for unforeseen
7 emergencies of a confidential nature, to be allocated and
8 expended under the direction of the Inspector General for
9 Tax Administration, \$140,533,000; and of which not to
10 exceed \$1,500 shall be available for official reception and
11 representation expenses.

12 AIR TRANSPORTATION STABILIZATION PROGRAM

13 ACCOUNT

14 (INCLUDING RESCISSION)

15 Sections 101(a)(1), 102, 104, and 107(2) of the Air
16 Transportation Safety and System Stabilization Act (title
17 I, Public Law 107-42) are hereby repealed. All unobli-
18 gated balances under this heading are rescinded.

19 FINANCIAL CRIMES ENFORCEMENT NETWORK

20 SALARIES AND EXPENSES

21 For necessary expenses of the Financial Crimes En-
22 forcement Network, including hire of passenger motor ve-
23 hicles; travel and training expenses of non-Federal and
24 foreign government personnel to attend meetings and
25 training concerned with domestic and foreign financial in-

1 telligence activities, law enforcement, and financial regula-
2 tion; not to exceed \$14,000 for official reception and rep-
3 resentation expenses; and for assistance to Federal law en-
4 forcement agencies, with or without reimbursement,
5 \$83,344,000, of which not to exceed \$16,340,000 shall re-
6 main available until September 30, 2010; and of which
7 \$8,955,000 shall remain available until September 30,
8 2009: *Provided*, That funds appropriated in this account
9 may be used to procure personal services contracts.

10 FINANCIAL MANAGEMENT SERVICE

11 SALARIES AND EXPENSES

12 For necessary expenses of the Financial Management
13 Service, \$234,423,000, of which not to exceed \$9,220,000
14 shall remain available until September 30, 2010, for infor-
15 mation systems modernization initiatives; and of which not
16 to exceed \$2,500 shall be available for official reception
17 and representation expenses.

18 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

19 SALARIES AND EXPENSES

20 For necessary expenses of carrying out section 1111
21 of the Homeland Security Act of 2002, including hire of
22 passenger motor vehicles, \$93,515,000; of which not to ex-
23 ceed \$6,000 for official reception and representation ex-
24 penses; not to exceed \$50,000 for cooperative research and
25 development programs for laboratory services; and provi-

1 sion of laboratory assistance to State and local agencies
2 with or without reimbursement.

3 UNITED STATES MINT

4 UNITED STATES MINT PUBLIC ENTERPRISE FUND

5 Pursuant to section 5136 of title 31, United States
6 Code, the United States Mint is provided funding through
7 the United States Mint Public Enterprise Fund for costs
8 associated with the production of circulating coins, numis-
9 matic coins, and protective services, including both oper-
10 ating expenses and capital investments. The aggregate
11 amount of new liabilities and obligations incurred during
12 fiscal year 2008 under such section 5136 for circulating
13 coinage and protective service capital investments of the
14 United States Mint shall not exceed \$33,200,000.

15 BUREAU OF THE PUBLIC DEBT

16 ADMINISTERING THE PUBLIC DEBT

17 For necessary expenses connected with any public-
18 debt issues of the United States, \$182,871,000, of which
19 not to exceed \$2,500 shall be available for official recep-
20 tion and representation expenses, and of which not to ex-
21 ceed \$2,000,000 shall remain available until September
22 30, 2010, for systems modernization: *Provided*, That the
23 sum appropriated herein from the general fund for fiscal
24 year 2008 shall be reduced by not more than \$10,000,000
25 as definitive security issue fees and Legacy Treasury Di-

1 rect Investor Account Maintenance fees are collected, so
2 as to result in a final fiscal year 2008 appropriation from
3 the general fund estimated at \$172,871,000. In addition,
4 \$70,000 to be derived from the Oil Spill Liability Trust
5 Fund to reimburse the Bureau for administrative and per-
6 sonnel expenses for financial management of the Fund,
7 as authorized by section 1012 of Public Law 101-380.

8 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS
9 FUND PROGRAM ACCOUNT

10 To carry out the Community Development Banking
11 and Financial Institutions Act of 1994 (Public Law 103-
12 325), including services authorized by 5 U.S.C. 3109, but
13 at rates for individuals not to exceed the per diem rate
14 equivalent to the rate for ES-3, \$100,000,000, to remain
15 available until September 30, 2009, of which up to
16 \$13,500,000 may be used for administrative expenses, in-
17 cluding administration of the New Markets Tax Credit,
18 up to \$7,500,000 may be used for the cost of direct loans,
19 and up to \$250,000 may be used for administrative ex-
20 penses to carry out the direct loan program: *Provided,*
21 That the cost of direct loans, including the cost of modi-
22 fying such loans, shall be as defined in section 502 of the
23 Congressional Budget Act of 1974: *Provided further,* That
24 these funds are available to subsidize gross obligations for

1 the principal amount of direct loans not to exceed
2 \$15,000,000.

3 INTERNAL REVENUE SERVICE

4 TAXPAYER SERVICES

5 For necessary expenses of the Internal Revenue Serv-
6 ice to provide taxpayer services, including pre-filing assist-
7 ance and education, filing and account services, taxpayer
8 advocacy services, and other services as authorized by 5
9 U.S.C. 3109, at such rates as may be determined by the
10 Commissioner, \$2,155,000,000, of which up to
11 \$4,100,000 shall be for the Tax Counseling for the Elderly
12 Program, of which \$8,000,000 shall be available for low-
13 income taxpayer clinic grants, and of which not less than
14 \$179,600,000 shall be available for operating expenses of
15 the Taxpayer Advocate Service.

16 ENFORCEMENT

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses of the Internal Revenue Serv-
19 ice to determine and collect owed taxes, to provide legal
20 and litigation support, to conduct criminal investigations,
21 to enforce criminal statutes related to violations of inter-
22 nal revenue laws and other financial crimes, to purchase
23 (for police-type use, not to exceed 850) and hire of pas-
24 senger motor vehicles (31 U.S.C. 1343(b)), and to provide
25 other services as authorized by 5 U.S.C. 3109, at such

1 2010, for research; of which not to exceed \$1,600,000
2 shall be for the Internal Revenue Service Oversight Board;
3 and of which not to exceed \$25,000 shall be for official
4 reception and representation.

5 BUSINESS SYSTEMS MODERNIZATION

6 For necessary expenses of the Internal Revenue Serv-
7 ice's business systems modernization program,
8 \$282,090,000, to remain available until September 30,
9 2010, for the capital asset acquisition of information tech-
10 nology systems, including management and related con-
11 tractual costs of said acquisitions, including related Inter-
12 nal Revenue Service labor costs, and contractual costs as-
13 sociated with operations authorized by 5 U.S.C. 3109:
14 *Provided*, That, with the exception of labor costs, none of
15 these funds may be obligated until the Internal Revenue
16 Service submits to the Committees on Appropriations, and
17 such Committees approve, a plan for expenditure that: (1)
18 meets the capital planning and investment control review
19 requirements established by the Office of Management
20 and Budget, including Circular A-11; (2) complies with
21 the Internal Revenue Service's enterprise architecture, in-
22 cluding the modernization blueprint; (3) conforms with the
23 Internal Revenue Service's enterprise life cycle method-
24 ology; (4) is approved by the Internal Revenue Service,
25 the Department of the Treasury, and the Office of Man-

1 agement and Budget; (5) has been reviewed by the Gov-
2 ernment Accountability Office; and (6) complies with the
3 acquisition rules, requirements, guidelines, and systems
4 acquisition management practices of the Federal Govern-
5 ment.

6 HEALTH INSURANCE TAX CREDIT ADMINISTRATION

7 For expenses necessary to implement the health in-
8 surance tax credit included in the Trade Act of 2002
9 (Public Law 107–210), \$15,235,000.

10 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

11 SERVICE

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 101. Not to exceed 5 percent of any appropria-
14 tion made available in this Act to the Internal Revenue
15 Service or not to exceed 3 percent of appropriations under
16 the heading “Enforcement” may be transferred to any
17 other Internal Revenue Service appropriation upon the ad-
18 vance approval of the Committees on Appropriations.

19 SEC. 102. The Internal Revenue Service shall main-
20 tain a training program to ensure that Internal Revenue
21 Service employees are trained in taxpayers’ rights, in deal-
22 ing courteously with taxpayers, and in cross-cultural rela-
23 tions.

1 SEC. 103. The Internal Revenue Service shall insti-
2 tute and enforce policies and procedures that will safe-
3 guard the confidentiality of taxpayer information.

4 SEC. 104. Funds made available by this or any other
5 Act to the Internal Revenue Service shall be available for
6 improved facilities and increased manpower to provide suf-
7 ficient and effective 1–800 help line service for taxpayers.
8 The Commissioner shall continue to make the improve-
9 ment of the Internal Revenue Service 1–800 help line serv-
10 ice a priority and allocate resources necessary to increase
11 phone lines and staff to improve the Internal Revenue
12 Service 1–800 help line service.

13 SEC. 105. Of the funds made available by this Act
14 to the Internal Revenue Service, not less than
15 \$6,822,000,000 shall be available only for tax enforcement
16 and related support activities funded in Internal Revenue
17 Service, “Enforcement” and “Operations Support”. In ad-
18 dition, of the funds made available by this Act to the In-
19 ternal Revenue Service, and subject to the same terms and
20 conditions, an additional \$406,000,000 shall be available
21 for tax enforcement and related support activities.

22 SEC. 106. Section 9503(a) of title 5, United States
23 Code, is amended by striking “for a period of 10 years
24 after the date of enactment of this section” and inserting
25 “before July 23, 2013”.

1 SEC. 110. Not to exceed 2 percent of any appropria-
2 tions in this Act made available to the Departmental Of-
3 fices—Salaries and Expenses, Office of Inspector General,
4 Financial Management Service, Alcohol and Tobacco Tax
5 and Trade Bureau, Financial Crimes Enforcement Net-
6 work, and Bureau of the Public Debt, may be transferred
7 between such appropriations upon the advance approval
8 of the Committees on Appropriations: *Provided*, That no
9 transfer may increase or decrease any such appropriation
10 by more than 2 percent.

11 SEC. 111. Not to exceed 2 percent of any appropria-
12 tion made available in this Act to the Internal Revenue
13 Service may be transferred to the Treasury Inspector Gen-
14 eral for Tax Administration’s appropriation upon the ad-
15 vance approval of the Committees on Appropriations: *Pro-*
16 *vided*, That no transfer may increase or decrease any such
17 appropriation by more than 2 percent.

18 SEC. 112. Of the funds available for the purchase of
19 law enforcement vehicles, no funds may be obligated until
20 the Secretary of the Treasury certifies that the purchase
21 by the respective Treasury bureau is consistent with de-
22 partmental vehicle management principles: *Provided*, That
23 the Secretary may delegate this authority to the Assistant
24 Secretary for Management.

1 SEC. 113. None of the funds appropriated in this Act
2 or otherwise available to the Department of the Treasury
3 or the Bureau of Engraving and Printing may be used
4 to redesign the \$1 Federal Reserve note.

5 SEC. 114. The Secretary of the Treasury may trans-
6 fer funds from Financial Management Services, Salaries
7 and Expenses to Debt Collection Fund as necessary to
8 cover the costs of debt collection: *Provided*, That such
9 amounts shall be reimbursed to such salaries and expenses
10 account from debt collections received in the Debt Collec-
11 tion Fund.

12 SEC. 115. Section 122(g)(1) of Public Law 105–119,
13 as amended (5 U.S.C. 3104 note), is further amended by
14 striking “8 years” and inserting “10 years”.

15 SEC. 116. None of the funds appropriated or other-
16 wise made available by this or any other Act may be used
17 by the United States Mint to construct or operate any mu-
18 seum without the explicit approval of the House Com-
19 mittee on Financial Services and the Senate Committee
20 on Banking, Housing, and Urban Affairs.

21 SEC. 117. None of the funds appropriated or other-
22 wise made available by this or any other Act or source
23 to the Department of the Treasury, the Bureau of Engrav-
24 ing and Printing, and the United States Mint, individually
25 or collectively, may be used to consolidate any or all func-

1 tions of the Bureau of Engraving and Printing and the
2 United States Mint without the explicit approval of the
3 House Committee on Financial Services; the Senate Com-
4 mittee on Banking, Housing, and Urban Affairs; the
5 House Committee on Appropriations; and the Senate
6 Committee on Appropriations.

7 This title may be cited as the “Department of the
8 Treasury Appropriations Act, 2008”.

9 TITLE II

10 EXECUTIVE OFFICE OF THE PRESIDENT AND

11 FUNDS APPROPRIATED TO THE PRESIDENT

12 COMPENSATION OF THE PRESIDENT

13 For compensation of the President, including an ex-
14 pense allowance at the rate of \$50,000 per annum as au-
15 thorized by 3 U.S.C. 102, \$450,000: *Provided*, That none
16 of the funds made available for official expenses shall be
17 expended for any other purpose and any unused amount
18 shall revert to the Treasury pursuant to section 1552 of
19 title 31, United States Code.

20 WHITE HOUSE OFFICE

21 SALARIES AND EXPENSES

22 For necessary expenses for the White House as au-
23 thorized by law, including not to exceed \$3,850,000 for
24 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;
25 subsistence expenses as authorized by 3 U.S.C. 105, which

1 shall be expended and accounted for as provided in that
2 section; hire of passenger motor vehicles, newspapers,
3 periodicals, teletype news service, and travel (not to exceed
4 \$100,000 to be expended and accounted for as provided
5 by 3 U.S.C. 103); and not to exceed \$19,000 for official
6 entertainment expenses, to be available for allocation with-
7 in the Executive Office of the President; \$53,156,000:
8 *Provided*, That of the funds appropriated under this head-
9 ing, up to \$1,500,000 shall be for the Privacy and Civil
10 Liberties Oversight Board.

11 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

12 OPERATING EXPENSES

13 For the care, maintenance, repair and alteration, re-
14 furnishing, improvement, heating, and lighting, including
15 electric power and fixtures, of the Executive Residence at
16 the White House and official entertainment expenses of
17 the President, \$12,814,000, to be expended and accounted
18 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

19 REIMBURSABLE EXPENSES

20 For the reimbursable expenses of the Executive Resi-
21 dence at the White House, such sums as may be nec-
22 essary: *Provided*, That all reimbursable operating expenses
23 of the Executive Residence shall be made in accordance
24 with the provisions of this paragraph: *Provided further*,
25 That, notwithstanding any other provision of law, such

1 amount for reimbursable operating expenses shall be the
2 exclusive authority of the Executive Residence to incur ob-
3 ligations and to receive offsetting collections, for such ex-
4 penses: *Provided further*, That the Executive Residence
5 shall require each person sponsoring a reimbursable polit-
6 ical event to pay in advance an amount equal to the esti-
7 mated cost of the event, and all such advance payments
8 shall be credited to this account and remain available until
9 expended: *Provided further*, That the Executive Residence
10 shall require the national committee of the political party
11 of the President to maintain on deposit \$25,000, to be
12 separately accounted for and available for expenses relat-
13 ing to reimbursable political events sponsored by such
14 committee during such fiscal year: *Provided further*, That
15 the Executive Residence shall ensure that a written notice
16 of any amount owed for a reimbursable operating expense
17 under this paragraph is submitted to the person owing
18 such amount within 60 days after such expense is in-
19 curred, and that such amount is collected within 30 days
20 after the submission of such notice: *Provided further*, That
21 the Executive Residence shall charge interest and assess
22 penalties and other charges on any such amount that is
23 not reimbursed within such 30 days, in accordance with
24 the interest and penalty provisions applicable to an out-
25 standing debt on a United States Government claim under

1 section 3717 of title 31, United States Code: *Provided fur-*
2 *ther*, That each such amount that is reimbursed, and any
3 accompanying interest and charges, shall be deposited in
4 the Treasury as miscellaneous receipts: *Provided further*,
5 That the Executive Residence shall prepare and submit
6 to the Committees on Appropriations, by not later than
7 90 days after the end of the fiscal year covered by this
8 Act, a report setting forth the reimbursable operating ex-
9 penses of the Executive Residence during the preceding
10 fiscal year, including the total amount of such expenses,
11 the amount of such total that consists of reimbursable offi-
12 cial and ceremonial events, the amount of such total that
13 consists of reimbursable political events, and the portion
14 of each such amount that has been reimbursed as of the
15 date of the report: *Provided further*, That the Executive
16 Residence shall maintain a system for the tracking of ex-
17 penses related to reimbursable events within the Executive
18 Residence that includes a standard for the classification
19 of any such expense as political or nonpolitical: *Provided*
20 *further*, That no provision of this paragraph may be con-
21 strued to exempt the Executive Residence from any other
22 applicable requirement of subchapter I or II of chapter
23 37 of title 31, United States Code.

1 WHITE HOUSE REPAIR AND RESTORATION

2 For the repair, alteration, and improvement of the
3 Executive Residence at the White House, \$1,600,000, to
4 remain available until expended, for required maintenance,
5 safety and health issues, and continued preventative main-
6 tenance.

7 COUNCIL OF ECONOMIC ADVISERS

8 SALARIES AND EXPENSES

9 For necessary expenses of the Council of Economic
10 Advisers in carrying out its functions under the Employ-
11 ment Act of 1946 (15 U.S.C. 1021 et seq.), \$4,118,000.

12 OFFICE OF POLICY DEVELOPMENT

13 SALARIES AND EXPENSES

14 For necessary expenses of the Office of Policy Devel-
15 opment, including services as authorized by 5 U.S.C. 3109
16 and 3 U.S.C. 107, \$3,482,000.

17 NATIONAL SECURITY COUNCIL

18 SALARIES AND EXPENSES

19 For necessary expenses of the National Security
20 Council, including services as authorized by 5 U.S.C.
21 3109, \$8,640,000.

22 OFFICE OF ADMINISTRATION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of Administra-
25 tion, including services as authorized by 5 U.S.C. 3109

1 and 3 U.S.C. 107, and hire of passenger motor vehicles,
2 \$92,829,000, of which \$11,923,000 shall remain available
3 until expended for continued modernization of the infor-
4 mation technology infrastructure within the Executive Of-
5 fice of the President.

6 OFFICE OF MANAGEMENT AND BUDGET

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Management
9 and Budget, including hire of passenger motor vehicles
10 and services as authorized by 5 U.S.C. 3109 and to carry
11 out the provisions of chapter 35 of title 44, United States
12 Code, \$78,394,000, of which not to exceed \$3,000 shall
13 be available for official representation expenses: *Provided*,
14 That, as provided in 31 U.S.C. 1301(a), appropriations
15 shall be applied only to the objects for which appropria-
16 tions were made and shall be allocated in accordance with
17 the terms and conditions set forth in the accompanying
18 statement of the managers except as otherwise provided
19 by law: *Provided further*, That none of the funds appro-
20 priated in this Act for the Office of Management and
21 Budget may be used for the purpose of reviewing any agri-
22 cultural marketing orders or any activities or regulations
23 under the provisions of the Agricultural Marketing Agree-
24 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,
25 That none of the funds made available for the Office of

1 Management and Budget by this Act may be expended for
2 the altering of the transcript of actual testimony of wit-
3 nesses, except for testimony of officials of the Office of
4 Management and Budget, before the Committees on Ap-
5 propriations or their subcommittees: *Provided further,*
6 That the preceding shall not apply to printed hearings re-
7 leased by the Committees on Appropriations: *Provided fur-*
8 *ther,* That the Office of Management and Budget shall
9 have not more than 60 days in which to perform budgetary
10 policy reviews of water resource matters on which the
11 Chief of Engineers has reported: *Provided further,* That
12 the Director of the Office of Management and Budget
13 shall notify the appropriate authorizing and appropriating
14 committees when the 60-day review is initiated: *Provided*
15 *further,* That if water resource reports have not been
16 transmitted to the appropriate authorizing and appro-
17 priating committees within 15 days after the end of the
18 Office of Management and Budget review period based on
19 the notification from the Director, Congress shall assume
20 Office of Management and Budget concurrence with the
21 report and act accordingly.

22 OFFICE OF NATIONAL DRUG CONTROL POLICY

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of National
25 Drug Control Policy; for research activities pursuant to

1 the Office of National Drug Control Policy Reauthoriza-
2 tion Act of 2006 (Public Law 109–469); not to exceed
3 \$10,000 for official reception and representation expenses;
4 and for participation in joint projects or in the provision
5 of services on matters of mutual interest with nonprofit,
6 research, or public organizations or agencies, with or with-
7 out reimbursement, \$26,636,000; of which \$1,316,000
8 shall remain available until expended for policy research
9 and evaluation: *Provided*, That the Office is authorized to
10 accept, hold, administer, and utilize gifts, both real and
11 personal, public and private, without fiscal year limitation,
12 for the purpose of aiding or facilitating the work of the
13 Office.

14 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses for the Counterdrug Tech-
17 nology Assessment Center for research activities pursuant
18 to the Office of National Drug Control Policy Reauthor-
19 ization Act of 2006 (Public Law 109–469), \$10,000,000,
20 which shall remain available until expended, consisting of
21 \$5,000,000 for counternarcotics research and development
22 projects, and \$5,000,000 for the continued operation of
23 the technology transfer program: *Provided*, That the
24 \$5,000,000 for counternarcotics research and development

1 projects shall be available for transfer to other Federal
2 departments or agencies.

3 FEDERAL DRUG CONTROL PROGRAMS

4 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

5 (INCLUDING TRANSFERS OF FUNDS)

6 For necessary expenses of the Office of National
7 Drug Control Policy's High Intensity Drug Trafficking
8 Areas Program authorized by the Office of National Drug
9 Control Policy Reauthorization Act of 2006 (Public Law
10 109-469), \$226,000,000 for drug control activities con-
11 sistent with the approved strategy for each of the des-
12 ignated High Intensity Drug Trafficking Areas, of which
13 no less than 51 percent shall be transferred to State and
14 local entities for drug control activities: *Provided*, That up
15 to 49 percent, to remain available until September 30,
16 2009, may be transferred to Federal agencies and depart-
17 ments at a rate to be determined by the Director, of which
18 not less than \$2,100,000 shall be used for auditing serv-
19 ices and associated activities: *Provided further*, That High
20 Intensity Drug Trafficking Areas Programs designated as
21 of September 30, 2007, shall be funded at no less than
22 the fiscal year 2007 initial allocation levels unless the Di-
23 rector submits to the Committees on Appropriations, and
24 the Committees approve, justification for changes in those
25 levels based on clearly articulated priorities for the High
26 Intensity Drug Trafficking Area Programs, as well as

1 published Office of National Drug Control Policy perform-
2 ance measures of effectiveness: *Provided further*, That a
3 request shall be submitted in compliance with the re-
4 programming guidelines to the Committees on Appropria-
5 tions for approval prior to the obligation of funds of an
6 amount in excess of the fiscal year 2007 budget request.

7 OTHER FEDERAL DRUG CONTROL PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For activities to support a national anti-drug cam-
10 paign for youth, and for other purposes, authorized by the
11 Office of National Drug Control Policy Reauthorization
12 Act of 2006 (Public Law 109–469), \$197,800,000, to re-
13 main available until expended, of which the amounts are
14 available as follows: \$93,000,000 to support a national
15 media campaign: *Provided*, That the Office of National
16 Drug Control Policy shall maintain funding for non-adver-
17 tising services for the media campaign at no less than the
18 fiscal year 2003 ratio of service funding to total funds and
19 shall continue the corporate outreach program as it oper-
20 ated prior to its cancellation; \$90,000,000 to continue a
21 program of matching grants to drug-free communities, of
22 which \$2,000,000 shall be made available as directed by
23 section 4 of Public Law 107–82, as amended by Public
24 Law 109–469 (21 U.S.C. 1521 note); \$1,000,000 for
25 training and technical assistance for drug court profes-

1 sionals; \$1,000,000 as directed by section 1105 of Public
2 Law 109–469; \$1,000,000 for demonstration programs as
3 authorized by section 1119 of Public Law 109–469;
4 \$9,600,000 for the United States Anti-Doping Agency for
5 anti-doping activities; \$1,700,000 for the United States
6 membership dues to the World Anti-Doping Agency; and
7 \$500,000 for evaluations and research related to National
8 Drug Control Program performance measures: *Provided*
9 *further*, That such funds may be transferred to other Fed-
10 eral departments and agencies to carry out such activities:
11 *Provided further*, That of the amounts appropriated for
12 a national media campaign, not to exceed 10 percent shall
13 be for administration, advertising production, research
14 and testing, labor, and related costs of the national media
15 campaign.

16 UNANTICIPATED NEEDS

17 UNANTICIPATED NEEDS

18 For expenses necessary to enable the President to
19 meet unanticipated needs, in furtherance of the national
20 interest, security, or defense which may arise at home or
21 abroad during the current fiscal year, as authorized by
22 3 U.S.C. 108, \$1,000,000.

1 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE
2 OFFICIAL RESIDENCE OF THE VICE PRESIDENT
3 SALARIES AND EXPENSES

4 For necessary expenses to enable the Vice President
5 to provide assistance to the President in connection with
6 specially assigned functions; services as authorized by 5
7 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
8 penses as authorized by 3 U.S.C. 106, which shall be ex-
9 pended and accounted for as provided in that section; and
10 hire of passenger motor vehicles, \$4,432,000.

11 OPERATING EXPENSES
12 (INCLUDING TRANSFER OF FUNDS)

13 For the care, operation, refurnishing, improvement,
14 and to the extent not otherwise provided for, heating and
15 lighting, including electric power and fixtures, of the offi-
16 cial residence of the Vice President; the hire of passenger
17 motor vehicles; and not to exceed \$90,000 for official en-
18 tertainment expenses of the Vice President, to be ac-
19 counted for solely on his certificate, \$320,000: *Provided,*
20 That advances or repayments or transfers from this ap-
21 propriation may be made to any department or agency for
22 expenses of carrying out such activities.

1 ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF
2 THE PRESIDENT
3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 201. From funds made available in this Act
5 under the headings “White House Office”, “Executive
6 Residence at the White House”, “White House Repair and
7 Restoration”, “Council of Economic Advisors”, “National
8 Security Council”, “Office of Administration”, “Office of
9 Policy Development”, “Special Assistance to the Presi-
10 dent”, and “Official Residence of the Vice President”, the
11 Director of the Office of Management and Budget (or
12 such other officer as the President may designate in writ-
13 ing), may, 15 days after giving notice to the House and
14 Senate Committees on Appropriations, transfer not to ex-
15 ceed 10 percent of any such appropriation to any other
16 such appropriation, to be merged with and available for
17 the same time and for the same purposes as the appropria-
18 tion to which transferred: *Provided*, That the amount of
19 an appropriation shall not be increased by more than 50
20 percent by such transfers: *Provided further*, That no
21 amount shall be transferred from “Special Assistance to
22 the President” or “Official Residence of the Vice Presi-
23 dent” without the approval of the Vice President.

24 SEC. 202. The President shall submit to the Commit-
25 tees on Appropriations not later than 30 days after the
26 date of the enactment of this Act, and prior to the initial

1 obligation of funds appropriated under the heading “Of-
2 fice of National Drug Control Policy”, a financial plan on
3 the proposed uses of all funds under the heading on a
4 project-by-project basis, for which the obligation of funds
5 is anticipated: *Provided*, That up to 20 percent of funds
6 appropriated under this heading may be obligated before
7 the submission of the report subject to prior approval of
8 the Committees on Appropriations: *Provided further*, That
9 the report shall be updated and submitted to the Commit-
10 tees on Appropriations every six months and shall include
11 information detailing how the estimates and assumptions
12 contained in previous reports have changed: *Provided fur-*
13 *ther*, That any new projects and changes in funding of
14 ongoing projects shall be subject to the prior approval of
15 the Committees on Appropriations.

16 This title may be cited as the “Executive Office of
17 the President Appropriations Act, 2008”.

18 TITLE III

19 THE JUDICIARY

20 SUPREME COURT OF THE UNITED STATES

21 SALARIES AND EXPENSES

22 For expenses necessary for the operation of the Su-
23 preme Court, as required by law, excluding care of the
24 building and grounds, including purchase or hire, driving,
25 maintenance, and operation of an automobile for the Chief

1 Justice, not to exceed \$10,000 for the purpose of trans-
2 porting Associate Justices, and hire of passenger motor
3 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
4 to exceed \$10,000 for official reception and representation
5 expenses; and for miscellaneous expenses, to be expended
6 as the Chief Justice may approve, \$66,526,000, of which
7 \$2,000,000 shall remain available until expended.

8 CARE OF THE BUILDING AND GROUNDS

9 For such expenditures as may be necessary to enable
10 the Architect of the Capitol to carry out the duties im-
11 posed upon the Architect by the Act approved May 7,
12 1934 (40 U.S.C. 13a–13b), \$12,201,000, which shall re-
13 main available until expended.

14 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
15 CIRCUIT

16 SALARIES AND EXPENSES

17 For salaries of the chief judge, judges, and other offi-
18 cers and employees, and for necessary expenses of the
19 court, as authorized by law, \$27,976,000.

20 UNITED STATES COURT OF INTERNATIONAL TRADE

21 SALARIES AND EXPENSES

22 For salaries of the chief judge and eight judges, sala-
23 ries of the officers and employees of the court, services,
24 and necessary expenses of the court, as authorized by law,
25 \$16,544,000.

1 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER
2 JUDICIAL SERVICES
3 SALARIES AND EXPENSES

4 For the salaries of circuit and district judges (includ-
5 ing judges of the territorial courts of the United States),
6 justices and judges retired from office or from regular ac-
7 tive service, judges of the United States Court of Federal
8 Claims, bankruptcy judges, magistrate judges, and all
9 other officers and employees of the Federal Judiciary not
10 otherwise specifically provided for, and necessary expenses
11 of the courts, as authorized by law, \$4,660,590,000 (in-
12 cluding the purchase of firearms and ammunition); of
13 which not to exceed \$27,817,000 shall remain available
14 until expended for space alteration projects and for fur-
15 niture and furnishings related to new space alteration and
16 construction projects.

17 In addition, for expenses of the United States Court
18 of Federal Claims associated with processing cases under
19 the National Childhood Vaccine Injury Act of 1986 (Pub-
20 lic Law 99–660), not to exceed \$4,099,000, to be appro-
21 priated from the Vaccine Injury Compensation Trust
22 Fund.

23 DEFENDER SERVICES

24 For the operation of Federal Defender organizations;
25 the compensation and reimbursement of expenses of attor-

1 neys appointed to represent persons under the Criminal
2 Justice Act of 1964 (18 U.S.C. 3006A); the compensation
3 and reimbursement of expenses of persons furnishing in-
4 vestigative, expert and other services under the Criminal
5 Justice Act of 1964 (18 U.S.C. 3006A(e)); the compensa-
6 tion (in accordance with Criminal Justice Act maximums)
7 and reimbursement of expenses of attorneys appointed to
8 assist the court in criminal cases where the defendant has
9 waived representation by counsel; the compensation and
10 reimbursement of travel expenses of guardians ad litem
11 acting on behalf of financially eligible minor or incom-
12 petent offenders in connection with transfers from the
13 United States to foreign countries with which the United
14 States has a treaty for the execution of penal sentences;
15 the compensation of attorneys appointed to represent ju-
16 rors in civil actions for the protection of their employment,
17 as authorized by 28 U.S.C. 1875(d); and for necessary
18 training and general administrative expenses,
19 \$830,499,000, to remain available until expended.

20 FEES OF JURORS AND COMMISSIONERS

21 For fees and expenses of jurors as authorized by 28
22 U.S.C. 1871 and 1876; compensation of jury commis-
23 sioners as authorized by 28 U.S.C. 1863; and compensa-
24 tion of commissioners appointed in condemnation cases
25 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-

1 cedure (28 U.S.C. Appendix Rule 71A(h)), \$62,350,000,
2 to remain available until expended: *Provided*, That the
3 compensation of land commissioners shall not exceed the
4 daily equivalent of the highest rate payable under section
5 5332 of title 5, United States Code.

6 COURT SECURITY

7 (INCLUDING TRANSFERS OF FUNDS)

8 For necessary expenses, not otherwise provided for,
9 incident to the provision of protective guard services for
10 United States courthouses and other facilities housing
11 Federal court operations, and the procurement, installa-
12 tion, and maintenance of security systems and equipment
13 for United States courthouses and other facilities housing
14 Federal court operations, including building ingress-egress
15 control, inspection of mail and packages, directed security
16 patrols, perimeter security, basic security services provided
17 by the Federal Protective Service, and other similar activi-
18 ties as authorized by section 1010 of the Judicial Improve-
19 ment and Access to Justice Act (Public Law 100-702),
20 \$396,476,000, of which not to exceed \$15,000,000 shall
21 remain available until expended, to be expended directly
22 or transferred to the United States Marshals Service,
23 which shall be responsible for administering the Judicial
24 Facility Security Program consistent with standards or
25 guidelines agreed to by the Director of the Administrative

1 Office of the United States Courts and the Attorney Gen-
2 eral.

3 ADMINISTRATIVE OFFICE OF THE UNITED STATES
4 COURTS
5 SALARIES AND EXPENSES

6 For necessary expenses of the Administrative Office
7 of the United States Courts as authorized by law, includ-
8 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
9 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
10 advertising and rent in the District of Columbia and else-
11 where, \$75,667,000, of which not to exceed \$8,500 is au-
12 thorized for official reception and representation expenses.

13 FEDERAL JUDICIAL CENTER
14 SALARIES AND EXPENSES

15 For necessary expenses of the Federal Judicial Cen-
16 ter, as authorized by Public Law 90–219, \$23,994,000;
17 of which \$1,800,000 shall remain available through Sep-
18 tember 30, 2009, to provide education and training to
19 Federal court personnel; and of which not to exceed
20 \$1,500 is authorized for official reception and representa-
21 tion expenses.

22 JUDICIAL RETIREMENT FUNDS
23 PAYMENT TO JUDICIARY TRUST FUNDS

24 For payment to the Judicial Officers' Retirement
25 Fund, as authorized by 28 U.S.C. 377(o), \$59,400,000;

1 to the Judicial Survivors' Annuities Fund, as authorized
2 by 28 U.S.C. 376(c), \$2,300,000; and to the United
3 States Court of Federal Claims Judges' Retirement Fund,
4 as authorized by 28 U.S.C. 178(1), \$3,700,000.

5 UNITED STATES SENTENCING COMMISSION

6 SALARIES AND EXPENSES

7 For the salaries and expenses necessary to carry out
8 the provisions of chapter 58 of title 28, United States
9 Code, \$15,477,000, of which not to exceed \$1,000 is au-
10 thorized for official reception and representation expenses.

11 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 301. Appropriations and authorizations made in
14 this title which are available for salaries and expenses shall
15 be available for services as authorized by 5 U.S.C. 3109.

16 SEC. 302. Not to exceed 5 percent of any appropria-
17 tion made available for the current fiscal year for the Judi-
18 ciary in this Act may be transferred between such appro-
19 priations, but no such appropriation, except “Courts of
20 Appeals, District Courts, and Other Judicial Services, De-
21 fender Services” and “Courts of Appeals, District Courts,
22 and Other Judicial Services, Fees of Jurors and Commis-
23 sioners”, shall be increased by more than 10 percent by
24 any such transfers: *Provided*, That any transfer pursuant
25 to this section shall be treated as a reprogramming of

1 funds under sections 605 and 610 of this Act and shall
2 not be available for obligation or expenditure except in
3 compliance with the procedures set forth in that section.

4 SEC. 303. Notwithstanding any other provision of
5 law, the salaries and expenses appropriation for “Courts
6 of Appeals, District Courts, and Other Judicial Services”
7 shall be available for official reception and representation
8 expenses of the Judicial Conference of the United States:
9 *Provided*, That such available funds shall not exceed
10 \$11,000 and shall be administered by the Director of the
11 Administrative Office of the United States Courts in the
12 capacity as Secretary of the Judicial Conference.

13 SEC. 304. Within 90 days after the date of the enact-
14 ment of this Act, the Administrative Office of the U.S.
15 Courts shall submit to the Committees on Appropriations
16 a comprehensive financial plan for the Judiciary allocating
17 all sources of available funds including appropriations, fee
18 collections, and carryover balances, to include a separate
19 and detailed plan for the Judiciary Information Tech-
20 nology fund.

21 SEC. 305. Section 203(c) of the Judicial Improve-
22 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133
23 note) is amended in the sixth sentence (relating to the
24 Northern District of Ohio), by striking “15 years” and
25 inserting “20 years”.

1 ances from prior fiscal years, and any interest earned in
2 this or any fiscal year: *Provided further*, That the account
3 shall be under the control of the District of Columbia
4 Chief Financial Officer, who shall use those funds solely
5 for the purposes of carrying out the Resident Tuition Sup-
6 port Program: *Provided further*, That the Office of the
7 Chief Financial Officer shall provide a quarterly financial
8 report to the Committees on Appropriations of the House
9 of Representatives and Senate for these funds showing,
10 by object class, the expenditures made and the purpose
11 therefor: *Provided further*, That not more than \$1,200,000
12 of the total amount appropriated for this program may
13 be used for administrative expenses.

14 FEDERAL PAYMENT FOR EMERGENCY PLANNING AND
15 SECURITY COSTS IN THE DISTRICT OF COLUMBIA

16 For necessary expenses, as determined by the Mayor
17 of the District of Columbia in written consultation with
18 the elected county or city officials of surrounding jurisdic-
19 tions, \$3,352,000, to remain available until expended, to
20 reimburse the District of Columbia for the costs of pro-
21 viding public safety at events related to the presence of
22 the national capital in the District of Columbia and for
23 the costs of providing support to respond to immediate
24 and specific terrorist threats or attacks in the District of
25 Columbia or surrounding jurisdictions of which not to ex-

1 ceed \$352,000 is for the District of Columbia National
2 Guard: *Provided*, That any amount provided under this
3 heading shall be available only after such amount has been
4 apportioned pursuant to chapter 15 of title 31, United
5 States Code.

6 DISTRICT OF COLUMBIA COURTS
7 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
8 COURTS

9 For salaries and expenses for the District of Colum-
10 bia Courts, \$256,395,000, to be allocated as follows: for
11 the District of Columbia Court of Appeals, \$10,800,000,
12 of which not to exceed \$1,500 is for official reception and
13 representation expenses; for the District of Columbia Su-
14 perior Court, \$100,543,000, of which not to exceed \$1,500
15 is for official reception and representation expenses; for
16 the District of Columbia Court System, \$54,052,000, of
17 which not to exceed \$1,500 is for official reception and
18 representation expenses; and \$91,000,000, to remain
19 available until September 30, 2009, for capital improve-
20 ments for District of Columbia courthouse facilities: *Pro-*
21 *vided*, That notwithstanding any other provision of law,
22 a single contract or related contracts for development and
23 construction of facilities may be employed which collec-
24 tively include the full scope of the project: *Provided fur-*
25 *ther*, That the solicitation and contract shall contain the

1 clause “availability of Funds” found at 48 CFR 52.232–
2 18: *Provided further*, That funds made available for capital
3 improvements shall be expended consistent with the Gen-
4 eral Services Administration (GSA) master plan study and
5 building evaluation report: *Provided further*, That notwith-
6 standing any other provision of law, all amounts under
7 this heading shall be apportioned quarterly by the Office
8 of Management and Budget and obligated and expended
9 in the same manner as funds appropriated for salaries and
10 expenses of other Federal agencies, with payroll and finan-
11 cial services to be provided on a contractual basis with
12 the GSA, and such services shall include the preparation
13 of monthly financial reports, copies of which shall be sub-
14 mitted directly by GSA to the President and to the Com-
15 mittees on Appropriations of the House of Representatives
16 and Senate, the Committee on Oversight and Government
17 Reform of the House of Representatives, and the Com-
18 mittee on Homeland Security and Governmental Affairs
19 of the Senate: *Provided further*, That 30 days after pro-
20 viding written notice to the Committees on Appropriations
21 of the House of Representatives and Senate, the District
22 of Columbia Courts may reallocate not more than
23 \$1,000,000 of the funds provided under this heading
24 among the items and entities funded under this heading

1 for operations, and not more than 4 percent of the funds
2 provided under this heading for facilities.

3 DEFENDER SERVICES IN DISTRICT OF COLUMBIA

4 COURTS

5 For payments authorized under section 11–2604 and
6 section 11–2605, D.C. Official Code (relating to represen-
7 tation provided under the District of Columbia Criminal
8 Justice Act), payments for counsel appointed in pro-
9 ceedings in the Family Court of the Superior Court of the
10 District of Columbia under chapter 23 of title 16, D.C.
11 Official Code, or pursuant to contractual agreements to
12 provide guardian ad litem representation, training, tech-
13 nical assistance and such other services as are necessary
14 to improve the quality of guardian ad litem representation,
15 payments for counsel appointed in adoption proceedings
16 under chapter 3 of title 16, D.C. Code, and payments for
17 counsel authorized under section 21–2060, D.C. Official
18 Code (relating to representation provided under the Dis-
19 trict of Columbia Guardianship, Protective Proceedings,
20 and Durable Power of Attorney Act of 1986),
21 \$52,475,000, to remain available until expended: *Pro-*
22 *vided*, That the funds provided in this Act under the head-
23 ing “Federal Payment to the District of Columbia Courts”
24 (other than the \$91,000,000 provided under such heading
25 for capital improvements for District of Columbia court-

1 house facilities) may also be used for payments under this
2 heading: *Provided further*, That in addition to the funds
3 provided under this heading, the Joint Committee on Ju-
4 dicial Administration in the District of Columbia may use
5 funds provided in this Act under the heading “Federal
6 Payment to the District of Columbia Courts” (other than
7 the \$91,000,000 provided under such heading for capital
8 improvements for District of Columbia courthouse facili-
9 ties), to make payments described under this heading for
10 obligations incurred during any fiscal year: *Provided fur-*
11 *ther*, That funds provided under this heading shall be ad-
12 ministered by the Joint Committee on Judicial Adminis-
13 tration in the District of Columbia: *Provided further*, That
14 notwithstanding any other provision of law, this appro-
15 priation shall be apportioned quarterly by the Office of
16 Management and Budget and obligated and expended in
17 the same manner as funds appropriated for expenses of
18 other Federal agencies, with payroll and financial services
19 to be provided on a contractual basis with the General
20 Services Administration (GSA), and such services shall in-
21 clude the preparation of monthly financial reports, copies
22 of which shall be submitted directly by GSA to the Presi-
23 dent and to the Committees on Appropriations of the
24 House of Representatives and Senate, the Committee on
25 Oversight and Government Reform of the House of Rep-

1 representatives, and the Committee on Homeland Security
2 and Governmental Affairs of the Senate.

3 FEDERAL PAYMENT TO THE COURT SERVICES AND
4 OFFENDER SUPERVISION AGENCY FOR THE DISTRICT OF
5 COLUMBIA

6 For salaries and expenses, including the transfer and
7 hire of motor vehicles, of the Court Services and Offender
8 Supervision Agency for the District of Columbia, as au-
9 thorized by the National Capital Revitalization and Self-
10 Government Improvement Act of 1997, \$190,343,000, of
11 which not to exceed \$2,000 is for official receptions and
12 representation expenses related to Community Supervision
13 and Pretrial Services Agency programs; of which not to
14 exceed \$25,000 is for dues and assessments relating to
15 the implementation of the Court Services and Offender
16 Supervision Agency Interstate Supervision Act of 2002;
17 of which not to exceed \$400,000 for the Community Su-
18 pervision program and \$160,000 for the Pretrial Services
19 program, both to remain available until September 30,
20 2009, are for Information Technology infrastructure en-
21 hancement acquisitions; of which \$140,499,000 shall be
22 for necessary expenses of Community Supervision and Sex
23 Offender Registration, to include expenses relating to the
24 supervision of adults subject to protection orders or the
25 provision of services for or related to such persons; of

1 which \$49,849,000 shall be available to the Pretrial Serv-
2 ices Agency: *Provided*, That notwithstanding any other
3 provision of law, all amounts under this heading shall be
4 apportioned quarterly by the Office of Management and
5 Budget and obligated and expended in the same manner
6 as funds appropriated for salaries and expenses of other
7 Federal agencies: *Provided further*, That the Director is
8 authorized to accept and use gifts in the form of in-kind
9 contributions of space and hospitality to support offender
10 and defendant programs, and equipment and vocational
11 training services to educate and train offenders and de-
12 fendants: *Provided further*, That the Director shall keep
13 accurate and detailed records of the acceptance and use
14 of any gift or donation under the previous proviso, and
15 shall make such records available for audit and public in-
16 spection: *Provided further*, That the Court Services and
17 Offender Supervision Agency Director is authorized to ac-
18 cept and use reimbursement from the District of Columbia
19 Government for space and services provided on a cost re-
20 imburseable basis.

21 FEDERAL PAYMENT TO DISTRICT OF COLUMBIA PUBLIC
22 DEFENDER SERVICE

23 For salaries and expenses, including the transfer and
24 hire of motor vehicles, of the District of Columbia Public
25 Defender Service, as authorized by the National Capital

1 Revitalization and Self-Government Improvement Act of
2 1997, \$32,710,000: *Provided*, That notwithstanding any
3 other provision of law, all amounts under this heading
4 shall be apportioned quarterly by the Office of Manage-
5 ment and Budget and obligated and expended in the same
6 manner as funds appropriated for salaries and expenses
7 of Federal agencies.

8 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
9 WATER AND SEWER AUTHORITY

10 For a Federal payment to the District of Columbia
11 Water and Sewer Authority, \$12,000,000, to remain avail-
12 able until expended, to continue implementation of the
13 Combined Sewer Overflow Long-Term Plan: *Provided*,
14 That the District of Columbia Water and Sewer Authority
15 provide a match of \$7,000,000 and the District of Colum-
16 bia provide a match of \$5,000,000 in local funds for this
17 payment.

18 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE
19 COORDINATING COUNCIL

20 For a Federal payment to the Criminal Justice Co-
21 ordinating Council, \$1,300,000, to remain available until
22 expended, to support initiatives related to the coordination
23 of Federal and local criminal justice resources in the Dis-
24 trict of Columbia.

1 FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF
2 FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

3 For a Federal payment to the Office of the Chief Fi-
4 nancial Officer of the District of Columbia, \$6,148,000:
5 *Provided*, That each entity that receives funding under
6 this heading shall submit to the Office of the Chief Finan-
7 cial Officer of the District of Columbia (CFO) a report
8 on the activities to be carried out with such funds no later
9 than March 15, 2008, and the CFO shall submit a com-
10 prehensive report to the Committees on Appropriations of
11 the House of Representatives and the Senate no later than
12 June 1, 2008.

13 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

14 For a Federal payment for a school improvement pro-
15 gram in the District of Columbia, \$40,800,000, to be allo-
16 cated as follows: for the District of Columbia Public
17 Schools, \$13,000,000 to improve public school education
18 in the District of Columbia; for the State Education Of-
19 fice, \$13,000,000 to expand quality public charter schools
20 in the District of Columbia, to remain available until Sep-
21 tember 30, 2009; for the Secretary of the Department of
22 Education, \$14,800,000 to provide opportunity scholar-
23 ships for students in the District of Columbia in accord-
24 ance with division C, title III of the District of Columbia
25 Appropriations Act, 2004 (Public Law 108–199; 118 Stat.

1 126), of which up to \$1,800,000 may be used to admin-
2 ister and fund assessments.

3 FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY
4 FACILITY

5 For a Federal payment to the District of Columbia,
6 \$10,000,000, to remain available until September 30,
7 2009, for costs associated with the construction of a con-
8 solidated laboratory facility: *Provided*, That the District
9 of Columbia provides a 100 percent match for this pay-
10 ment.

11 FEDERAL PAYMENT FOR CENTRAL LIBRARY AND
12 BRANCH LOCATIONS

13 For a Federal payment to the District of Columbia,
14 \$10,000,000, to remain available until expended, for the
15 Federal contribution toward costs associated with the ren-
16 ovation and rehabilitation of District libraries.

17 FEDERAL PAYMENT TO REIMBURSE THE FEDERAL
18 BUREAU OF INVESTIGATION

19 For a Federal payment to the District of Columbia,
20 \$4,000,000, to remain available until September 30, 2010,
21 for reimbursement to the Federal Bureau of Investigation
22 for additional laboratory services, including DNA analysis,
23 performed for cases currently waiting analysis.

1 DISTRICT OF COLUMBIA FUNDS

2 The following amounts are appropriated for the Dis-
3 trict of Columbia for the current fiscal year out of the
4 general fund of the District of Columbia, except as other-
5 wise specifically provided: *Provided*, That notwithstanding
6 any other provision of law, except as provided in section
7 450A of the District of Columbia Home Rule Act (114
8 Stat. 2440) (D.C. Official Code, section 1–204.50a) and
9 provisions of this Act, the total amount appropriated in
10 this Act for operating expenses for the District of Colum-
11 bia for fiscal year 2008 under this heading shall not ex-
12 ceed the lesser of the sum of the total revenues of the
13 District of Columbia for such fiscal year or
14 \$9,777,362,000 (of which \$6,022,444,000 shall be from
15 local funds, \$2,015,853,000 shall be from Federal grant
16 funds, \$1,730,503,000 shall be from other funds, and
17 \$8,562,000 shall be from private funds), in addition,
18 \$116,552,000 from funds previously appropriated in this
19 Act as Federal payments: *Provided further*, That of the
20 local funds, \$153,900,000 shall be derived from the Dis-
21 trict’s general fund balance: *Provided further*, That of
22 these funds the District’s intradistrict authority shall be
23 \$648,289,000: *Provided further*, That in addition, for
24 capital construction projects, there is appropriated an in-
25 crease of \$1,595,503,000, of which \$1,042,712,000 shall

1 be from local funds, \$38,523,000 from the District of Co-
2 lumbia Highway Trust Fund, \$73,260,000 from the
3 Local Street Maintenance Fund, \$75,000,000 from rev-
4 enue bonds, \$150,000,000 from financing for construc-
5 tion of a consolidated laboratory facility, \$30,000,000 for
6 construction of a baseball stadium, \$186,008,000 from
7 Federal grant funds, and a rescission of \$212,696,000
8 from local funds appropriated under this heading in prior
9 fiscal years (of which \$187,450,000 are from local funds
10 and \$51,444,000 are from the Local Street Maintenance
11 Fund), for a net amount of \$1,382,807,000, to remain
12 available until expended: *Provided further*, That the
13 amounts provided under this heading are to be subject to
14 the provisions of and allocated and expended as proposed
15 under “Title III—District of Columbia Funds” of the
16 Fiscal Year 2008 Proposed Budget and Financial Plan
17 submitted to the Congress of the United States by the
18 District of Columbia on June 7, 2007: *Provided further*,
19 That this amount may be increased by proceeds of one-
20 time transactions, which are expended for emergency or
21 unanticipated operating or capital needs: *Provided fur-*
22 *ther*, That such increases shall be approved by enactment
23 of local District law and shall comply with all reserve re-
24 quirements contained in the District of Columbia Home
25 Rule Act approved December 24, 1973 (87 Stat. 777;

1 D.C. Official Code, section 1–201.01 et seq.) as amended
2 by this Act: *Provided further*, That the Chief Financial
3 Officer of the District of Columbia shall take such steps
4 as are necessary to assure that the District of Columbia
5 meets these requirements, including the apportioning by
6 the Chief Financial Officer of the appropriations and
7 funds made available to the District during fiscal year
8 2008, except that the Chief Financial Officer may not re-
9 program for operating expenses any funds derived from
10 bonds, notes, or other obligations issued for capital
11 projects.

12 This title may be cited as the “District of Columbia
13 Appropriations Act, 2008”.

14 TITLE V

15 INDEPENDENT AGENCIES

16 CONSUMER PRODUCT SAFETY COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Consumer Product
19 Safety Commission, including hire of passenger motor ve-
20 hicles, services as authorized by 5 U.S.C. 3109, but at
21 rates for individuals not to exceed the per diem rate equiv-
22 alent to the maximum rate payable under 5 U.S.C. 5376,
23 purchase of nominal awards to recognize non-Federal offi-
24 cials’ contributions to Commission activities, and not to

1 exceed \$500 for official reception and representation ex-
2 penses, \$66,838,000.

3 ELECTION ASSISTANCE COMMISSION

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses to carry out the Help Amer-
7 ica Vote Act of 2002, \$15,467,000, of which \$3,250,000
8 shall be transferred to the National Institute of Standards
9 and Technology for election reform activities authorized
10 under the Help America Vote Act of 2002.

11 ELECTION REFORM PROGRAMS

12 For necessary expenses to carry out programs under
13 the Help America Vote Act of 2002 (Public Law 107–
14 252), \$300,950,000: *Provided*, That of the amount appro-
15 priated under this heading, \$300,000,000 shall be avail-
16 able for requirements payments under section 257 of such
17 Act, but only for States that file a new State plan under
18 section 253(b)(1) of such Act for fiscal year 2008: *Pro-*
19 *vided further*, That of the amount appropriated under this
20 heading, \$750,000 shall be available for the Help America
21 Vote College Program under title V of such Act: *Provided*
22 *further*, That of the amount appropriated under this head-
23 ing, \$200,000 shall be available for the National Student
24 and Parent Mock Election under part 6 of subtitle D of
25 title II of such Act.

1 FEDERAL COMMUNICATIONS COMMISSION
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)
4 For necessary expenses of the Federal Communica-
5 tions Commission, as authorized by law, including uni-
6 forms and allowances therefor, as authorized by 5 U.S.C.
7 5901–5902; not to exceed \$4,000 for official reception and
8 representation expenses; purchase and hire of motor vehi-
9 cles; special counsel fees; and services as authorized by
10 5 U.S.C. 3109, \$313,000,000: *Provided*, That offsetting
11 collections shall be assessed and collected pursuant to sec-
12 tion 9 of title I of the Communications Act of 1934, of
13 which \$312,000,000 shall be retained and used for nec-
14 essary expenses in this appropriation, and shall remain
15 available until expended: *Provided further*, That the sum
16 herein appropriated shall be reduced as such offsetting
17 collections are received during fiscal year 2008 so as to
18 result in a final fiscal year 2008 appropriation estimated
19 at \$1,000,000: *Provided further*, That any offsetting col-
20 lections received in excess of \$312,000,000 in fiscal year
21 2008 shall not be available for obligation: *Provided further*,
22 That remaining offsetting collections from prior years col-
23 lected in excess of the amount specified for collection in
24 each such year and otherwise becoming available on Octo-
25 ber 1, 2007, shall not be available for obligation: *Provided*
26 *further*, That notwithstanding 47 U.S.C. 309(j)(8)(B),

1 proceeds from the use of a competitive bidding system that
2 may be retained and made available for obligation shall
3 not exceed \$85,000,000 for fiscal year 2008: *Provided fur-*
4 *ther*, That in addition, not to exceed \$20,980,000 may be
5 transferred from the Universal Service Fund in fiscal year
6 2008, to remain available until expended, to monitor the
7 Universal Service Fund program to prevent and remedy
8 waste, fraud and abuse, and to conduct audits and inves-
9 tigations by the Office of Inspector General.

10 FEDERAL DEPOSIT INSURANCE CORPORATION

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
13 General in carrying out the provisions of the Inspector
14 General Act of 1978, \$26,848,000, to be derived from the
15 Deposit Insurance Fund and the FSLIC Resolution Fund.

16 FEDERAL ELECTION COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses to carry out the provisions
19 of the Federal Election Campaign Act of 1971,
20 \$59,224,000, of which no less than \$8,100,000 shall be
21 available for internal automated data processing systems,
22 and of which not to exceed \$5,000 shall be available for
23 reception and representation expenses.

1 FEDERAL LABOR RELATIONS AUTHORITY
2 SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Federal Labor Relations Authority, pursuant to Reorga-
5 nization Plan Numbered 2 of 1978, and the Civil Service
6 Reform Act of 1978, including services authorized by 5
7 U.S.C. 3109, and including hire of experts and consult-
8 ants, hire of passenger motor vehicles, and rental of con-
9 ference rooms in the District of Columbia and elsewhere,
10 \$23,641,000: *Provided*, That public members of the Fed-
11 eral Service Impasses Panel may be paid travel expenses
12 and per diem in lieu of subsistence as authorized by law
13 (5 U.S.C. 5703) for persons employed intermittently in
14 the Government service, and compensation as authorized
15 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
16 31 U.S.C. 3302, funds received from fees charged to non-
17 Federal participants at labor-management relations con-
18 ferences shall be credited to and merged with this account,
19 to be available without further appropriation for the costs
20 of carrying out these conferences.

21 FEDERAL TRADE COMMISSION
22 SALARIES AND EXPENSES

23 For necessary expenses of the Federal Trade Com-
24 mission, including uniforms or allowances therefor, as au-
25 thorized by 5 U.S.C. 5901–5902; services as authorized

1 by 5 U.S.C. 3109; hire of passenger motor vehicles; and
2 not to exceed \$2,000 for official reception and representa-
3 tion expenses, \$247,489,000, to remain available until ex-
4 pended: *Provided*, That not to exceed \$300,000 shall be
5 available for use to contract with a person or persons for
6 collection services in accordance with the terms of 31
7 U.S.C. 3718: *Provided further*, That, notwithstanding any
8 other provision of law, not to exceed \$139,000,000 of off-
9 setting collections derived from fees collected for
10 premerger notification filings under the Hart-Scott-Ro-
11 dino Antitrust Improvements Act of 1976 (15 U.S.C.
12 18a), regardless of the year of collection, shall be retained
13 and used for necessary expenses in this appropriation:
14 *Provided further*, That, notwithstanding any other provi-
15 sion of law, not to exceed \$20,000,000 in offsetting collec-
16 tions derived from fees sufficient to implement and enforce
17 the Telemarketing Sales Rule, promulgated under the
18 Telemarketing and Consumer Fraud and Abuse Preven-
19 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this
20 account, and be retained and used for necessary expenses
21 in this appropriation: *Provided further*, That the sum here-
22 in appropriated from the general fund shall be reduced
23 as such offsetting collections are received during fiscal
24 year 2008, so as to result in a final fiscal year 2008 appro-
25 priation from the general fund estimated at not more than

1 \$88,489,000: *Provided further*, That none of the funds
2 made available to the Federal Trade Commission may be
3 used to implement subsection (e)(2)(B) of section 43 of
4 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

5 GENERAL SERVICES ADMINISTRATION

6 REAL PROPERTY ACTIVITIES

7 FEDERAL BUILDINGS FUND

8 LIMITATION ON AVAILABILITY OF REVENUE

9 For an additional amount to be deposited in the Fed-
10 eral Buildings Fund, \$88,144,000. Amounts in the fund,
11 including the revenues and collections deposited into the
12 Fund shall be available for necessary expenses of real
13 property management and related activities not otherwise
14 provided for, including operation, maintenance, and pro-
15 tection of federally owned and leased buildings; rental of
16 buildings in the District of Columbia; restoration of leased
17 premises; moving governmental agencies (including space
18 adjustments and telecommunications relocation expenses)
19 in connection with the assignment, allocation and transfer
20 of space; contractual services incident to cleaning or serv-
21 icing buildings, and moving; repair and alteration of feder-
22 ally owned buildings including grounds, approaches and
23 appurtenances; care and safeguarding of sites; mainte-
24 nance, preservation, demolition, and equipment; acquisi-
25 tion of buildings and sites by purchase, condemnation, or
26 as otherwise authorized by law; acquisition of options to

1 purchase buildings and sites; conversion and extension of
2 federally owned buildings; preliminary planning and de-
3 sign of projects by contract or otherwise; construction of
4 new buildings (including equipment for such buildings);
5 and payment of principal, interest, and any other obliga-
6 tions for public buildings acquired by installment purchase
7 and purchase contract; in the aggregate amount of
8 \$7,834,612,000, of which: (1) \$524,540,000 shall remain
9 available until expended for construction (including funds
10 for sites and expenses and associated design and construc-
11 tion services) of additional projects at the following loca-
12 tions:

13 New Construction:

14 Arizona:

15 San Luis, Land Port of Entry I,
16 \$7,053,000.

17 California:

18 San Ysidro, Land Port of Entry,
19 \$37,742,000.

20 District of Columbia:

21 DHS Consolidation and development of St.
22 Elizabeth's campus, \$275,133,000.

23 St. Elizabeth's West Campus Infrastruc-
24 ture, \$20,572,000.

1 St. Elizabeth's West Campus Site Acquisi-
2 tion, \$7,000,000.

3 Maine:

4 Madawaska, Land Port of Entry,
5 \$17,160,000.

6 Maryland:

7 Montgomery County, Food and Drug Ad-
8 ministration Consolidation, \$57,749,000.

9 Minnesota:

10 Warroad, Land Port of Entry,
11 \$43,628,000.

12 New York:

13 Alexandria Bay, Land Port of Entry,
14 \$11,676,000.

15 Texas:

16 El Paso, Tronillo-Guadalupe Land Port of
17 Entry, \$4,290,000.

18 Vermont:

19 Derby Line, Land Port of Entry,
20 \$33,139,000.

21 Nonprospectus Construction, \$9,398,000:

22 *Provided*, That each of the foregoing limits of costs on
23 new construction projects may be exceeded to the extent
24 that savings are effected in other such projects, but not
25 to exceed 10 percent of the amounts included in an ap-

1 proved prospectus, if required, unless advance approval is
2 obtained from the Committees on Appropriations of a
3 greater amount: *Provided further*, That all funds for direct
4 construction projects shall expire on September 30, 2009,
5 and remain in the Federal Buildings Fund except for
6 funds for projects as to which funds for design or other
7 funds have been obligated in whole or in part prior to such
8 date; (2) \$733,267,000 shall remain available until ex-
9 pended for repairs and alterations, which includes associ-
10 ated design and construction services:

11 Repairs and Alterations:

12 District of Columbia:

13 Eisenhower Executive Office Building,
14 Phase III, \$172,279,000.

15 Joint Operations Center, \$12,800,000.

16 Nebraska Avenue Complex, \$27,673,000.

17 Nevada:

18 Reno, C. Clifton Young Federal Building
19 and Courthouse, \$12,793,000.

20 New York:

21 New York, Thurgood Marshall United
22 States Courthouse, \$170,544,000.

23 West Virginia:

24 Martinsburg, Internal Revenue Service En-
25 terprise Computing Center, \$35,822,000.

1 Special Emphasis Programs:

2 Energy Program, \$15,000,000.

3 Design Program, \$7,372,000.

4 Basic Repairs and Alterations, \$278,984,000:

5 *Provided further*, That funds made available in this or any
6 previous Act in the Federal Buildings Fund for Repairs
7 and Alterations shall, for prospectus projects, be limited
8 to the amount identified for each project, except each
9 project in this or any previous Act may be increased by
10 an amount not to exceed 10 percent unless advance ap-
11 proval is obtained from the Committees on Appropriations
12 of a greater amount: *Provided further*, That additional
13 projects for which prospectuses have been fully approved
14 may be funded under this category only if advance ap-
15 proval is obtained from the Committees on Appropria-
16 tions: *Provided further*, That the amounts provided in this
17 or any prior Act for “Repairs and Alterations” may be
18 used to fund costs associated with implementing security
19 improvements to buildings necessary to meet the minimum
20 standards for security in accordance with current law and
21 in compliance with the reprogramming guidelines of the
22 appropriate Committees of the House and Senate: *Pro-*
23 *vided further*, That the difference between the funds ap-
24 propriated and expended on any projects in this or any
25 prior Act, under the heading “Repairs and Alterations”,

1 may be transferred to Basic Repairs and Alterations or
2 used to fund authorized increases in prospectus projects:
3 *Provided further,* That all funds for repairs and alterations
4 prospectus projects shall expire on September 30, 2009,
5 and remain in the Federal Buildings Fund except funds
6 for projects as to which funds for design or other funds
7 have been obligated in whole or in part prior to such date:
8 *Provided further,* That the amount provided in this or any
9 prior Act for Basic Repairs and Alterations may be used
10 to pay claims against the Government arising from any
11 projects under the heading “Repairs and Alterations” or
12 used to fund authorized increases in prospectus projects;
13 (3) \$155,781,000 for installment acquisition payments in-
14 cluding payments on purchase contracts which shall re-
15 main available until expended; (4) \$4,315,534,000 for
16 rental of space which shall remain available until ex-
17 pended; and (5) \$2,105,490,000 for building operations
18 which shall remain available until expended: *Provided fur-*
19 *ther,* That funds available to the General Services Admin-
20 istration shall not be available for expenses of any con-
21 struction, repair, alteration and acquisition project for
22 which a prospectus, if required by the Public Buildings
23 Act of 1959, as amended, has not been approved, except
24 that necessary funds may be expended for each project
25 for required expenses for the development of a proposed

1 prospectus: *Provided further*, That funds available in the
2 Federal Buildings Fund may be expended for emergency
3 repairs when advance approval is obtained from the Com-
4 mittees on Appropriations: *Provided further*, That
5 amounts necessary to provide reimbursable special services
6 to other agencies under section 210(f)(6) of the Federal
7 Property and Administrative Services Act of 1949, as
8 amended (40 U.S.C. 592(b)(2)) and amounts to provide
9 such reimbursable fencing, lighting, guard booths, and
10 other facilities on private or other property not in Govern-
11 ment ownership or control as may be appropriate to enable
12 the United States Secret Service to perform its protective
13 functions pursuant to 18 U.S.C. 3056, shall be available
14 from such revenues and collections: *Provided further*, That
15 revenues and collections and any other sums accruing to
16 this Fund during fiscal year 2008, excluding reimburse-
17 ments under section 210(f)(6) of the Federal Property
18 and Administrative Services Act of 1949 (40 U.S.C.
19 592(b)(2)) in excess of the aggregate new obligational au-
20 thority authorized for Real Property Activities of the Fed-
21 eral Buildings Fund in this Act shall remain in the Fund
22 and shall not be available for expenditure except as au-
23 thorized in appropriations Acts.

1 GENERAL ACTIVITIES

2 POLICY AND OPERATIONS

3 For expenses authorized by law, not otherwise pro-
4 vided for, for Government-wide policy and evaluation ac-
5 tivities associated with the management of real and per-
6 sonal property assets and certain administrative services;
7 Government-wide policy support responsibilities relating to
8 acquisition, telecommunications, information technology
9 management, and related technology activities; Govern-
10 ment-wide activities associated with utilization and dona-
11 tion of surplus personal property; disposal of real prop-
12 erty; providing Internet access to Federal information and
13 services; agency-wide policy direction and management;
14 the Civilian Board of Contract Appeals; services as au-
15 thorized by 5 U.S.C. 3109; and not to exceed \$7,500 for
16 official reception and representation expenses;
17 \$142,945,000 (reduced by \$8,000,000), of which
18 \$44,984,000 is for the Office of Government-Wide Policy:
19 *Provided*, That any change in the amount specified herein
20 for the Office of Government-Wide Policy may only be
21 made 15 days following approval of the Committees on
22 Appropriations.

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General and service authorized by 5 U.S.C. 3109,
26 \$47,382,000 (increased by \$6,000,000): *Provided*, That

1 not to exceed \$15,000 shall be available for payment for
2 information and detection of fraud against the Govern-
3 ment, including payment for recovery of stolen Govern-
4 ment property: *Provided further*, That not to exceed
5 \$2,500 shall be available for awards to employees of other
6 Federal agencies and private citizens in recognition of ef-
7 forts and initiatives resulting in enhanced Office of Inspec-
8 tor General effectiveness.

9 ELECTRONIC GOVERNMENT FUND

10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses in support of interagency
12 projects that enable the Federal Government to expand
13 its ability to conduct activities electronically, through the
14 development and implementation of innovative uses of the
15 Internet and other electronic methods, \$2,970,000, to re-
16 main available until expended: *Provided*, That these funds
17 may be transferred to Federal agencies to carry out the
18 purposes of the Fund: *Provided further*, That this transfer
19 authority shall be in addition to any other transfer author-
20 ity provided in this Act: *Provided further*, That such trans-
21 fers may not be made until 10 days after a proposed
22 spending plan and justification for each project to be un-
23 dertaken has been submitted to the Committees on Appro-
24 priations.

1 ALLOWANCES AND OFFICE STAFF FOR FORMER
2 PRESIDENTS
3 (INCLUDING TRANSFER OF FUNDS)

4 For carrying out the provisions of the Act of August
5 25, 1958 (3 U.S.C. 102 note), and Public Law 95–138,
6 \$2,500,000: *Provided*, That the Administrator of General
7 Services shall transfer to the Secretary of the Treasury
8 such sums as may be necessary to carry out the provisions
9 of such Acts.

10 FEDERAL CITIZEN INFORMATION CENTER FUND

11 For necessary expenses of the Federal Citizen Infor-
12 mation Center, including services authorized by 5 U.S.C.
13 3109, \$15,798,000, to be deposited into the Federal Cit-
14 izen Information Center Fund: *Provided*, That the appro-
15 priations, revenues, and collections deposited into the
16 Fund shall be available for necessary expenses of Federal
17 Citizen Information Center activities in the aggregate
18 amount not to exceed \$35,000,000: *Provided further*, That
19 appropriations, revenues, and collections accruing to this
20 Fund during fiscal year 2008 in excess of such amount
21 shall remain in the Fund and shall not be available for
22 expenditure except as authorized in appropriations Acts.

1 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

2 ADMINISTRATION

3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 501. The appropriate appropriation or fund
5 available to the General Services Administration shall be
6 credited with the cost of operation, protection, mainte-
7 nance, upkeep, repair, and improvement, included as part
8 of rentals received from Government corporations pursu-
9 ant to law (40 U.S.C. 129).

10 SEC. 502. Funds available to the General Services
11 Administration shall be available for the hire of passenger
12 motor vehicles.

13 SEC. 503. Funds in the Federal Buildings Fund
14 made available for fiscal year 2008 for Federal Buildings
15 Fund activities may be transferred between such activities
16 only to the extent necessary to meet program require-
17 ments: *Provided*, That any proposed transfers shall be ap-
18 proved in advance by the Committees on Appropriations.

19 SEC. 504. Except as otherwise provided in this title,
20 no funds made available by this Act shall be used to trans-
21 mit a fiscal year 2009 request for United States Court-
22 house construction that: (1) does not meet the design
23 guide standards for construction as established and ap-
24 proved by the General Services Administration, the Judi-
25 cial Conference of the United States, and the Office of
26 Management and Budget; and (2) does not reflect the pri-

1 orities of the Judicial Conference of the United States as
2 set out in its approved 5-year construction plan: *Provided*,
3 That the fiscal year 2009 request must be accompanied
4 by a standardized courtroom utilization study of each fa-
5 cility to be constructed, replaced, or expanded.

6 SEC. 505. None of the funds provided in this Act may
7 be used to increase the amount of occupiable square feet,
8 provide cleaning services, security enhancements, or any
9 other service usually provided through the Federal Build-
10 ings Fund, to any agency that does not pay the rate per
11 square foot assessment for space and services as deter-
12 mined by the General Services Administration in compli-
13 ance with the Public Buildings Amendments Act of 1972
14 (Public Law 92–313).

15 SEC. 506. From funds made available under the
16 heading “Federal Buildings Fund, Limitations on Avail-
17 ability of Revenue”, claims against the Government of less
18 than \$250,000 arising from direct construction projects
19 and acquisition of buildings may be liquidated from sav-
20 ings effected in other construction projects with prior noti-
21 fication to the Committees on Appropriations.

22 MERIT SYSTEMS PROTECTION BOARD

23 SALARIES AND EXPENSES

24 (INCLUDING TRANSFER OF FUNDS)

25 For necessary expenses to carry out functions of the
26 Merit Systems Protection Board pursuant to Reorganiza-

1 tion Plan Numbered 2 of 1978, the Civil Service Reform
2 Act of 1978, and the Whistleblower Protection Act of
3 1989 (5 U.S.C. 5509 note), including services as author-
4 ized by 5 U.S.C. 3109, rental of conference rooms in the
5 District of Columbia and elsewhere, hire of passenger
6 motor vehicles, direct procurement of survey printing, and
7 not to exceed \$2,000 for official reception and representa-
8 tion expenses, \$37,507,000, together with not to exceed
9 \$2,579,000 for administrative expenses to adjudicate re-
10 tirement appeals to be transferred from the Civil Service
11 Retirement and Disability Fund in amounts determined
12 by the Merit Systems Protection Board.

13 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
14 NATIONAL ENVIRONMENTAL POLICY FOUNDATION
15 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
16 NATIONAL ENVIRONMENTAL POLICY TRUST FUND
17 (INCLUDING TRANSFER OF FUNDS)

18 For payment to the Morris K. Udall Scholarship and
19 Excellence in National Environmental Policy Trust Fund,
20 pursuant to the Morris K. Udall Scholarship and Excel-
21 lence in National Environmental and Native American
22 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.),
23 \$2,000,000, to remain available until expended, of which
24 up to \$50,000 shall be used to conduct financial audits
25 pursuant to the Accountability of Tax Dollars Act of 2002
26 (Public Law 107–289) notwithstanding sections 8 and 9

1 of Public Law 102–259: *Provided*, That up to 60 percent
2 of such funds may be transferred by the Morris K. Udall
3 Scholarship and Excellence in National Environmental
4 Policy Foundation for the necessary expenses of the Na-
5 tive Nations Institute.

6 ENVIRONMENTAL DISPUTE RESOLUTION FUND

7 For payment to the Environmental Dispute Resolu-
8 tion Fund to carry out activities authorized in the Envi-
9 ronmental Policy and Conflict Resolution Act of 1998,
10 \$2,000,000, to remain available until expended.

11 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

12 OPERATING EXPENSES

13 For necessary expenses in connection with the admin-
14 istration of the National Archives and Records Adminis-
15 tration (including the Information Security Oversight Of-
16 fice) and archived Federal records and related activities,
17 as provided by law, and for expenses necessary for the re-
18 view and declassification of documents and the activities
19 of the Public Interest Declassification Board, and for the
20 hire of passenger motor vehicles, \$315,000,000: *Provided*,
21 That the Archivist of the United States is authorized to
22 use any excess funds available from the amount borrowed
23 for construction of the National Archives facility, for ex-
24 penses necessary to provide adequate storage for holdings.

1 ELECTRONIC RECORDS ARCHIVES

2 For necessary expenses in connection with the devel-
3 opment of the electronic records archives, to include all
4 direct project costs associated with research, analysis, de-
5 sign, development, and program management,
6 \$58,028,000, of which \$38,315,000 shall remain available
7 until September 30, 2009: *Provided*, That none of the
8 multiyear funds may be obligated until the National Ar-
9 chives and Records Administration submits to the Com-
10 mittees on Appropriations, and such Committees approve,
11 a plan for expenditure that: (1) meets the capital planning
12 and investment control review requirements established by
13 the Office of Management and Budget, including Circular
14 A-11; (2) complies with the National Archives and
15 Records Administration's enterprise architecture; (3) con-
16 forms with the National Archives and Records Adminis-
17 tration's enterprise life cycle methodology; (4) is approved
18 by the National Archives and Records Administration and
19 the Office of Management and Budget; (5) has been re-
20 viewed by the Government Accountability Office; and (6)
21 complies with the acquisition rules, requirements, guide-
22 lines, and systems acquisition management practices of
23 the Federal Government.

1 REPAIRS AND RESTORATION

2 For the repair, alteration, and improvement of ar-
3 chives facilities, and to provide adequate storage for hold-
4 ings, \$16,095,000, to remain available until expended.

5 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

6 COMMISSION

7 GRANTS PROGRAM

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses for allocations and grants for
10 historical publications and records as authorized by 44
11 U.S.C. 2504, \$10,000,000, to remain available until ex-
12 pended: *Provided*, That of the funds provided in this para-
13 graph, \$2,000,000 shall be transferred to the operating
14 expenses account for operating expenses of the National
15 Historical Publications and Records Administration.

16 NATIONAL CREDIT UNION ADMINISTRATION

17 CENTRAL LIQUIDITY FACILITY

18 During fiscal year 2008, gross obligations of the Cen-
19 tral Liquidity Facility for the principal amount of new di-
20 rect loans to member credit unions, as authorized by 12
21 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*
22 *vided*, That administrative expenses of the Central Liquid-
23 ity Facility in fiscal year 2008 shall not exceed \$329,000.

1 COMMUNITY DEVELOPMENT CREDIT UNION REVOLVING
2 LOAN FUND

3 For the Community Development Revolving Loan
4 Fund program as authorized by 42 U.S.C. 9812, 9822
5 and 9910, \$1,000,000 shall be available until September
6 30, 2009 for technical assistance to low-income designated
7 credit unions.

8 OFFICE OF GOVERNMENT ETHICS
9 SALARIES AND EXPENSES

10 For necessary expenses to carry out functions of the
11 Office of Government Ethics pursuant to the Ethics in
12 Government Act of 1978 and the Ethics Reform Act of
13 1989, including services as authorized by 5 U.S.C. 3109,
14 rental of conference rooms in the District of Columbia and
15 elsewhere, hire of passenger motor vehicles, and not to ex-
16 ceed \$1,500 for official reception and representation ex-
17 penses, \$11,750,000.

18 OFFICE OF PERSONNEL MANAGEMENT
19 SALARIES AND EXPENSES
20 (INCLUDING TRANSFER OF TRUST FUNDS)

21 For necessary expenses to carry out functions of the
22 Office of Personnel Management pursuant to Reorganiza-
23 tion Plan Numbered 2 of 1978 and the Civil Service Re-
24 form Act of 1978, including services as authorized by 5
25 U.S.C. 3109; medical examinations performed for veterans
26 by private physicians on a fee basis; rental of conference

1 rooms in the District of Columbia and elsewhere; hire of
2 passenger motor vehicles; not to exceed \$2,500 for official
3 reception and representation expenses; advances for reim-
4 bursements to applicable funds of the Office of Personnel
5 Management and the Federal Bureau of Investigation for
6 expenses incurred under Executive Order No. 10422 of
7 January 9, 1953, as amended; and payment of per diem
8 and/or subsistence allowances to employees where Voting
9 Rights Act activities require an employee to remain over-
10 night at his or her post of duty, \$101,765,000, of which
11 \$5,991,000 shall remain available until expended for the
12 Enterprise Human Resources Integration project;
13 \$1,351,000 shall remain available until expended for the
14 Human Resources Line of Business project; \$340,000
15 shall remain available until expended for the E-Payroll
16 project; and \$170,000 shall remain available until ex-
17 pended for the E-Training program; and in addition,
18 \$123,401,000 for administrative expenses, to be trans-
19 ferred from the appropriate trust funds of the Office of
20 Personnel Management without regard to other statutes,
21 including direct procurement of printed materials, for the
22 retirement and insurance programs, of which \$26,465,000
23 shall remain available until expended for the cost of auto-
24 mating the retirement recordkeeping systems: *Provided*,
25 That the provisions of this appropriation shall not affect

1 the authority to use applicable trust funds as provided by
2 sections 8348(a)(1)(B), and 9004(f)(2)(A) of title 5,
3 United States Code: *Provided further*, That no part of this
4 appropriation shall be available for salaries and expenses
5 of the Legal Examining Unit of the Office of Personnel
6 Management established pursuant to Executive Order No.
7 9358 of July 1, 1943, or any successor unit of like pur-
8 pose: *Provided further*, That the President's Commission
9 on White House Fellows, established by Executive Order
10 No. 11183 of October 3, 1964, may, during fiscal year
11 2008, accept donations of money, property, and personal
12 services: *Provided further*, That such donations, including
13 those from prior years, may be used for the development
14 of publicity materials to provide information about the
15 White House Fellows, except that no such donations shall
16 be accepted for travel or reimbursement of travel expenses,
17 or for the salaries of employees of such Commission.

18 OFFICE OF INSPECTOR GENERAL

19 SALARIES AND EXPENSES

20 (INCLUDING TRANSFER OF TRUST FUNDS)

21 For necessary expenses of the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, including services as authorized by
24 5 U.S.C. 3109, hire of passenger motor vehicles,
25 \$1,519,000, and in addition, not to exceed \$16,981,000
26 for administrative expenses to audit, investigate, and pro-

1 vide other oversight of the Office of Personnel Manage-
2 ment's retirement and insurance programs, to be trans-
3 ferred from the appropriate trust funds of the Office of
4 Personnel Management, as determined by the Inspector
5 General: *Provided*, That the Inspector General is author-
6 ized to rent conference rooms in the District of Columbia
7 and elsewhere.

8 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES
9 HEALTH BENEFITS

10 For payment of Government contributions with re-
11 spect to retired employees, as authorized by chapter 89
12 of title 5, United States Code, and the Retired Federal
13 Employees Health Benefits Act (74 Stat. 849), such sums
14 as may be necessary.

15 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
16 LIFE INSURANCE

17 For payment of Government contributions with re-
18 spect to employees retiring after December 31, 1989, as
19 required by chapter 87 of title 5, United States Code, such
20 sums as may be necessary.

21 PAYMENT TO CIVIL SERVICE RETIREMENT AND
22 DISABILITY FUND

23 For financing the unfunded liability of new and in-
24 creased annuity benefits becoming effective on or after Oc-
25 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-

1 nnuities under special Acts to be credited to the Civil Serv-
2 ice Retirement and Disability Fund, such sums as may
3 be necessary: *Provided*, That annuities authorized by the
4 Act of May 29, 1944, and the Act of August 19, 1950
5 (33 U.S.C. 771–775), may hereafter be paid out of the
6 Civil Service Retirement and Disability Fund.

7 OFFICE OF SPECIAL COUNSEL

8 SALARIES AND EXPENSES

9 For necessary expenses to carry out functions of the
10 Office of Special Counsel pursuant to Reorganization Plan
11 Numbered 2 of 1978, the Civil Service Reform Act of
12 1978 (Public Law 95–454), the Whistleblower Protection
13 Act of 1989 (Public Law 101–12), Public Law 107–304,
14 and the Uniformed Services Employment and Reemploy-
15 ment Act of 1994 (Public Law 103–353), including serv-
16 ices as authorized by 5 U.S.C. 3109, payment of fees and
17 expenses for witnesses, rental of conference rooms in the
18 District of Columbia and elsewhere, and hire of passenger
19 motor vehicles; \$16,368,000.

20 SECURITIES AND EXCHANGE COMMISSION

21 SALARIES AND EXPENSES

22 For necessary expenses for the Securities and Ex-
23 change Commission, including services as authorized by
24 5 U.S.C. 3109, the rental of space (to include multiple
25 year leases) in the District of Columbia and elsewhere, and

1 not to exceed \$3,500 for official reception and representa-
2 tion expenses, \$908,442,000, to remain available until ex-
3 pended; of which not to exceed \$20,000 may be used to-
4 ward funding a permanent secretariat for the Inter-
5 national Organization of Securities Commissions; and of
6 which not to exceed \$100,000 shall be available for ex-
7 penses for consultations and meetings hosted by the Com-
8 mission with foreign governmental and other regulatory
9 officials, members of their delegations, appropriate rep-
10 resentatives and staff to exchange views concerning devel-
11 opments relating to securities matters, development and
12 implementation of cooperation agreements concerning se-
13 curities matters and provision of technical assistance for
14 the development of foreign securities markets, such ex-
15 penses to include necessary logistic and administrative ex-
16 penses and the expenses of Commission staff and foreign
17 invitees in attendance at such consultations and meetings
18 including: (1) such incidental expenses as meals taken in
19 the course of such attendance; (2) any travel and trans-
20 portation to or from such meetings; and (3) any other re-
21 lated lodging or subsistence: *Provided*, That fees and
22 charges authorized by sections 6(b) of the Securities Ex-
23 change Act of 1933 (15 U.S.C. 77f(b)), and 13(e), 14(g)
24 and 31 of the Securities Exchange Act of 1934 (15 U.S.C.
25 78m(e), 78n(g), and 78ee), shall be credited to this ac-

1 count as offsetting collections: *Provided further*, That not
2 to exceed \$867,045,000 of such offsetting collections shall
3 be available until expended for necessary expenses of this
4 account: *Provided further*, That \$41,397,000 shall be de-
5 rived from prior year unobligated balances from funds pre-
6 viously appropriated to the Securities and Exchange Com-
7 mission: *Provided further*, That the total amount appro-
8 priated under this heading from the general fund for fiscal
9 year 2008 shall be reduced as such offsetting fees are re-
10 ceived so as to result in a final total fiscal year 2008 ap-
11 propriation from the general fund estimated at not more
12 than \$0.

13 SELECTIVE SERVICE SYSTEM

14 SALARIES AND EXPENSES

15 For necessary expenses of the Selective Service Sys-
16 tem, including expenses of attendance at meetings and of
17 training for uniformed personnel assigned to the Selective
18 Service System, as authorized by 5 U.S.C. 4101–4118 for
19 civilian employees; purchase of uniforms, or allowances
20 therefor, as authorized by 5 U.S.C. 5901–5902; hire of
21 passenger motor vehicles; services as authorized by 5
22 U.S.C. 3109; and not to exceed \$750 for official reception
23 and representation expenses; \$22,000,000: *Provided*, That
24 none of the funds appropriated by this Act may be ex-

1 pended for or in connection with the induction of any per-
2 son into the Armed Forces of the United States.

3 SMALL BUSINESS ADMINISTRATION

4 SALARIES AND EXPENSES

5 For necessary expenses, not otherwise provided for,
6 of the Small Business Administration as authorized by
7 Public Law 108–447, including hire of passenger motor
8 vehicles as authorized by 31 U.S.C. 1343 and 1344, and
9 not to exceed \$3,500 for official reception and representa-
10 tion expenses, \$346,553,000: *Provided*, That the Adminis-
11 trator is authorized to charge fees to cover the cost of pub-
12 lications developed by the Small Business Administration,
13 and certain loan program activities, including fees author-
14 ized by section 5(b) of the Small Business Act: *Provided*
15 *further*, That, notwithstanding 31 U.S.C. 3302, revenues
16 received from all such activities shall be credited to this
17 account, to remain available until expended, to be available
18 for carrying out these purposes without further appropria-
19 tions.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector
22 General in carrying out the provisions of the Inspector
23 General Act of 1978, \$15,000,000.

24 SURETY BOND GUARANTEES REVOLVING FUND

25 For additional capital for the Surety Bond Guarant-
26 tees Revolving Fund, authorized by the Small Business

1 Investment Act of 1958, \$3,000,000, to remain available
2 until expended.

3 BUSINESS LOANS PROGRAM ACCOUNT
4 (INCLUDING TRANSFERS OF FUNDS)

5 For the cost of direct loans, \$2,530,000, to remain
6 available until expended; and for the cost of guaranteed
7 loans, \$80,000,000: *Provided*, That such costs, including
8 the cost of modifying such loans, shall be as defined in
9 section 502 of the Congressional Budget Act of 1974: *Pro-*
10 *vided further*, That subject to section 502 of the Congres-
11 sional Budget Act of 1974, during fiscal year 2008 com-
12 mitments to guarantee loans under section 503 of the
13 Small Business Investment Act of 1958, shall not exceed
14 \$7,500,000,000: *Provided further*, That during fiscal year
15 2008 commitments for general business loans authorized
16 under section 7(a) of the Small Business Act, shall not
17 exceed \$17,500,000,000: *Provided further*, That during
18 fiscal year 2008 commitments to guarantee loans for de-
19 ventures under section 303(b) of the Small Business In-
20 vestment Act of 1958, shall not exceed \$3,000,000,000:
21 *Provided further*, That during fiscal year 2008, guarantees
22 of trust certificates authorized by section 5(g) of the Small
23 Business Act shall not exceed a principal amount of
24 \$12,000,000,000.

25 In addition, for administrative expenses to carry out
26 the direct and guaranteed loan programs, \$135,414,000,

1 which may be transferred to and merged with the appro-
2 priations for Salaries and Expenses.

3 ADMINISTRATIVE PROVISION—SMALL BUSINESS

4 ADMINISTRATION

5 (INCLUDING TRANSFER OF FUNDS)

6 Not to exceed 5 percent of any appropriation made
7 available for the current fiscal year for the Small Business
8 Administration in this Act may be transferred between
9 such appropriations, but no such appropriation shall be
10 increased by more than 10 percent by any such transfers:
11 *Provided*, That any transfer pursuant to this paragraph
12 shall be treated as a reprogramming of funds under sec-
13 tion 610 of this Act and shall not be available for obliga-
14 tion or expenditure except in compliance with the proce-
15 dures set forth in that section.

16 UNITED STATES POSTAL SERVICE

17 PAYMENT TO THE POSTAL SERVICE FUND

18 For payment to the Postal Service Fund for revenue
19 forgone on free and reduced rate mail, pursuant to sub-
20 sections (c) and (d) of section 2401 of title 39, United
21 States Code, \$88,864,000, which shall not be available for
22 obligation until October 1, 2008: *Provided*, That mail for
23 overseas voting and mail for the blind shall continue to
24 be free: *Provided further*, That 6-day delivery and rural
25 delivery of mail shall continue at not less than the 1983
26 level: *Provided further*, That none of the funds made avail-

1 able to the Postal Service by this Act shall be used to im-
2 plement any rule, regulation, or policy of charging any of-
3 ficer or employee of any State or local child support en-
4 forcement agency, or any individual participating in a
5 State or local program of child support enforcement, a fee
6 for information requested or provided concerning an ad-
7 dress of a postal customer: *Provided further*, That none
8 of the funds provided in this Act shall be used to consoli-
9 date or close small rural and other small post offices in
10 fiscal year 2008.

11 UNITED STATES TAX COURT

12 SALARIES AND EXPENSES

13 For necessary expenses, including contract reporting
14 and other services as authorized by 5 U.S.C. 3109,
15 \$45,069,000: *Provided*, That travel expenses of the judges
16 shall be paid upon the written certificate of the judge.

17 TITLE VI

18 GENERAL PROVISIONS—THIS ACT

19 SEC. 601. Such sums as may be necessary for fiscal
20 year 2008 pay raises for programs funded in this Act shall
21 be absorbed within the levels appropriated in this Act or
22 previous appropriations Acts.

23 SEC. 602. None of the funds in this Act shall be used
24 for the planning or execution of any program to pay the
25 expenses of, or otherwise compensate, non-Federal parties

1 intervening in regulatory or adjudicatory proceedings
2 funded in this Act.

3 SEC. 603. None of the funds appropriated in this Act
4 shall remain available for obligation beyond the current
5 fiscal year, nor may any be transferred to other appropria-
6 tions, unless expressly so provided herein.

7 SEC. 604. The expenditure of any appropriation
8 under this Act for any consulting service through procure-
9 ment contract pursuant to section 3109 of title 5, United
10 States Code, shall be limited to those contracts where such
11 expenditures are a matter of public record and available
12 for public inspection, except where otherwise provided
13 under existing law, or under existing Executive order
14 issued pursuant to existing law.

15 SEC. 605. None of the funds made available in this
16 Act may be transferred to any department, agency, or in-
17 strumentality of the United States Government, except
18 pursuant to a transfer made by, or transfer authority pro-
19 vided in, this Act or any other appropriations Act.

20 SEC. 606. None of the funds made available by this
21 Act shall be available for any activity or for paying the
22 salary of any Government employee where funding an ac-
23 tivity or paying a salary to a Government employee would
24 result in a decision, determination, rule, regulation, or pol-

1 icy that would prohibit the enforcement of section 307 of
2 the Tariff Act of 1930 (19 U.S.C. 1307).

3 SEC. 607. No part of any appropriation contained in
4 this Act shall be available to pay the salary for any person
5 filling a position, other than a temporary position, for-
6 merly held by an employee who has left to enter the Armed
7 Forces of the United States and has satisfactorily com-
8 pleted his period of active military or naval service, and
9 has within 90 days after his release from such service or
10 from hospitalization continuing after discharge for a pe-
11 riod of not more than 1 year, made application for restora-
12 tion to his former position and has been certified by the
13 Office of Personnel Management as still qualified to per-
14 form the duties of his former position and has not been
15 restored thereto.

16 SEC. 608. No funds appropriated pursuant to this
17 Act may be expended by an entity unless the entity agrees
18 that in expending the assistance the entity will comply
19 with sections 2 through 4 of the Act of March 3, 1933
20 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
21 ican Act”).

22 SEC. 609. No funds appropriated or otherwise made
23 available under this Act shall be made available to any
24 person or entity that has been convicted of violating the
25 Buy American Act (41 U.S.C. 10a–10c).

1 SEC. 610. Except as otherwise provided in this Act,
2 none of the funds provided in this Act, provided by pre-
3 vious appropriations Acts to the agencies or entities fund-
4 ed in this Act that remain available for obligation or ex-
5 penditure in fiscal year 2008, or provided from any ac-
6 counts in the Treasury derived by the collection of fees
7 and available to the agencies funded by this Act, shall be
8 available for obligation or expenditure through a re-
9 programming of funds that: (1) creates a new program;
10 (2) eliminates a program, project, or activity; (3) increases
11 funds or personnel for any program, project, or activity
12 for which funds have been denied or restricted by the Con-
13 gress; (4) proposes to use funds directed for a specific ac-
14 tivity by either the House or Senate Committees on Ap-
15 propriations for a different purpose; (5) augments existing
16 programs, projects, or activities in excess of \$1,000,000
17 or 10 percent, whichever is less; (6) reduces existing pro-
18 grams, projects, or activities by \$1,000,000 or 10 percent,
19 whichever is less; or (7) reorganizes offices, programs, or
20 activities unless prior approval is received from the House
21 and Senate Committees on Appropriations: *Provided*, That
22 not later than 60 days after the date of enactment of this
23 Act, each agency funded by this Act shall submit an oper-
24 ating plan to the Committees on Appropriations of the
25 Senate and of the House of Representatives to establish

1 the baseline for application of reprogramming and trans-
2 fer authorities for the current fiscal year: *Provided further*,
3 That the report shall include: (1) a table for each appro-
4 priation with a separate column to display the President's
5 budget request, adjustments made by Congress, adjust-
6 ments due to enacted rescissions, if appropriate, and the
7 fiscal year enacted level; (2) a delineation in the table for
8 each appropriation both by object class and program,
9 project, and activity as detailed in the budget appendix
10 for the respective appropriation; and (3) an identification
11 of items of special congressional interest: *Provided further*,
12 That the amount appropriated or limited for salaries and
13 expenses for an agency shall be reduced by \$100,000 per
14 day for each day after the required date that the report
15 has not been submitted to the Congress.

16 SEC. 611. Except as otherwise specifically provided
17 by law, not to exceed 50 percent of unobligated balances
18 remaining available at the end of fiscal year 2008 from
19 appropriations made available for salaries and expenses
20 for fiscal year 2008 in this Act, shall remain available
21 through September 30, 2009, for each such account for
22 the purposes authorized: *Provided*, That a request shall
23 be submitted to the Committees on Appropriations for ap-
24 proval prior to the expenditure of such funds: *Provided*

1 *further*, That these requests shall be made in compliance
2 with reprogramming guidelines.

3 SEC. 612. None of the funds made available in this
4 Act may be used by the Executive Office of the President
5 to request from the Federal Bureau of Investigation any
6 official background investigation report on any individual,
7 except when—

8 (1) such individual has given his or her express
9 written consent for such request not more than 6
10 months prior to the date of such request and during
11 the same presidential administration; or

12 (2) such request is required due to extraor-
13 dinary circumstances involving national security.

14 SEC. 613. The cost accounting standards promul-
15 gated under section 26 of the Office of Federal Procure-
16 ment Policy Act (Public Law 93–400; 41 U.S.C. 422)
17 shall not apply with respect to a contract under the Fed-
18 eral Employees Health Benefits Program established
19 under chapter 89 of title 5, United States Code.

20 SEC. 614. For the purpose of resolving litigation and
21 implementing any settlement agreements regarding the
22 nonforeign area cost-of-living allowance program, the Of-
23 fice of Personnel Management may accept and utilize
24 (without regard to any restriction on unanticipated travel
25 expenses imposed in an Appropriations Act) funds made

1 available to the Office of Personnel Management pursuant
2 to court approval.

3 SEC. 615. No funds appropriated by this Act shall
4 be available to pay for an abortion, or the administrative
5 expenses in connection with any health plan under the
6 Federal employees health benefits program which provides
7 any benefits or coverage for abortions.

8 SEC. 616. The provision of section 615 shall not
9 apply where the life of the mother would be endangered
10 if the fetus were carried to term, or the pregnancy is the
11 result of an act of rape or incest.

12 SEC. 617. In order to promote Government access to
13 commercial information technology, the restriction on pur-
14 chasing nondomestic articles, materials, and supplies set
15 forth in the Buy American Act (41 U.S.C. 10a et seq.),
16 shall not apply to the acquisition by the Federal Govern-
17 ment of information technology (as defined in section
18 11101 of title 40, United States Code), that is a commer-
19 cial item (as defined in section 4(12) of the Office of Fed-
20 eral Procurement Policy Act (41 U.S.C. 403(12)).

21 SEC. 618. None of the funds made available in the
22 Act may be used to finalize, implement, administer, or en-
23 force—

24 (1) the proposed rule relating to the determina-
25 tion that real estate brokerage is an activity that is

1 financial in nature or incidental to a financial activ-
2 ity published in the Federal Register on January 3,
3 2001 (66 Fed. Reg. 307 et seq.); or

4 (2) the revision proposed in such rule to section
5 1501.2 of title 12 of the Code of Federal Regula-
6 tions.

7 SEC. 619. Notwithstanding section 10(b) of the
8 Harry S Truman Memorial Scholarship Act (20 U.S.C.
9 2009(b)), hereafter, at the request of the Board of Trust-
10 ees of the Harry S Truman Scholarship Foundation, it
11 shall be the duty of the Secretary of the Treasury to invest
12 in full the amounts appropriated and contributed to the
13 Harry S Truman Memorial Scholarship Trust Fund, as
14 provided in such section. All requests of the Board of
15 Trustees to the Secretary provided for in this section shall
16 be binding on the Secretary.

17 SEC. 620. (a) IN GENERAL.—None of the funds ap-
18 propriated or otherwise made available by this Act may
19 be used for any Federal Government contract with any
20 foreign incorporated entity which is treated as an inverted
21 domestic corporation under section 835(b) of the Home-
22 land Security Act of 2002 (6 U.S.C. 395(b)) or any sub-
23 sidiary of such an entity.

24 (b) WAIVERS.—

1 (1) IN GENERAL.—Any Secretary shall waive
2 subsection (a) with respect to any Federal Govern-
3 ment contract under the authority of such Secretary
4 if the Secretary determines that the waiver is re-
5 quired in the interest of national security.

6 (2) REPORT TO CONGRESS.—Any Secretary
7 issuing a waiver under paragraph (1) shall report
8 such issuance to Congress.

9 (c) EXCEPTION.— This section shall not apply to any
10 Federal Government contract entered into before the date
11 of the enactment of this Act, or to any task order issued
12 pursuant to such contract.

13 SEC. 621. For an additional amount under the head-
14 ing “Small Business Administration, Salaries and Ex-
15 penses”, \$61,318,000, to remain available until September
16 30, 2009, shall be for initiatives related to small business
17 development and entrepreneurship, including pro-
18 grammatic and construction activities: *Provided*, That
19 amounts made available under this section shall be pro-
20 vided in accordance with the terms and conditions speci-
21 fied in the statement of managers accompanying this Act.

1 TITLE VII—GENERAL PROVISIONS

2 GOVERNMENT-WIDE

3 DEPARTMENTS, AGENCIES, AND CORPORATIONS

4 SEC. 701. Hereafter, funds appropriated in this or
5 any other Act may be used to pay travel to the United
6 States for the immediate family of employees serving
7 abroad in cases of death or life threatening illness of said
8 employee.

9 SEC. 702. No department, agency, or instrumentality
10 of the United States receiving appropriated funds under
11 this or any other Act for fiscal year 2008 shall obligate
12 or expend any such funds, unless such department, agen-
13 cy, or instrumentality has in place, and will continue to
14 administer in good faith, a written policy designed to en-
15 sure that all of its workplaces are free from the illegal
16 use, possession, or distribution of controlled substances
17 (as defined in the Controlled Substances Act (21 U.S.C.
18 802)) by the officers and employees of such department,
19 agency, or instrumentality.

20 SEC. 703. Unless otherwise specifically provided, the
21 maximum amount allowable during the current fiscal year
22 in accordance with section 16 of the Act of August 2, 1946
23 (60 Stat. 810), for the purchase of any passenger motor
24 vehicle (exclusive of buses, ambulances, law enforcement,
25 and undercover surveillance vehicles), is hereby fixed at

1 \$12,888 except station wagons for which the maximum
2 shall be \$13,312: *Provided*, That these limits may be ex-
3 ceeded by not to exceed \$3,700 for police-type vehicles,
4 and by not to exceed \$4,000 for special heavy-duty vehi-
5 cles: *Provided further*, That the limits set forth in this sec-
6 tion may not be exceeded by more than 5 percent for elec-
7 tric or hybrid vehicles purchased for demonstration under
8 the provisions of the Electric and Hybrid Vehicle Re-
9 search, Development, and Demonstration Act of 1976:
10 *Provided further*, That the limits set forth in this section
11 may be exceeded by the incremental cost of clean alter-
12 native fuels vehicles acquired pursuant to Public Law
13 101–549 over the cost of comparable conventionally fueled
14 vehicles.

15 SEC. 704. Appropriations of the executive depart-
16 ments and independent establishments for the current fis-
17 cal year available for expenses of travel, or for the ex-
18 penses of the activity concerned, are hereby made available
19 for quarters allowances and cost-of-living allowances, in
20 accordance with 5 U.S.C. 5922–5924.

21 SEC. 705. Unless otherwise specified during the cur-
22 rent fiscal year, no part of any appropriation contained
23 in this or any other Act shall be used to pay the compensa-
24 tion of any officer or employee of the Government of the
25 United States (including any agency the majority of the

1 stock of which is owned by the Government of the United
2 States) whose post of duty is in the continental United
3 States unless such person: (1) is a citizen of the United
4 States; (2) is a person in the service of the United States
5 on the date of the enactment of this Act who, being eligible
6 for citizenship, has filed a declaration of intention to be-
7 come a citizen of the United States prior to such date and
8 is actually residing in the United States; (3) is a person
9 who owes allegiance to the United States; (4) is an alien
10 from Cuba, Poland, South Vietnam, the countries of the
11 former Soviet Union, or the Baltic countries lawfully ad-
12 mitted to the United States for permanent residence; (5)
13 is a South Vietnamese, Cambodian, or Laotian refugee pa-
14 roled in the United States after January 1, 1975; or (6)
15 is a national of the People's Republic of China who quali-
16 fies for adjustment of status pursuant to the Chinese Stu-
17 dent Protection Act of 1992 (Public Law 102-404): *Pro-*
18 *vided*, That for the purpose of this section, an affidavit
19 signed by any such person shall be considered prima facie
20 evidence that the requirements of this section with respect
21 to his or her status have been complied with: *Provided fur-*
22 *ther*, That any person making a false affidavit shall be
23 guilty of a felony, and, upon conviction, shall be fined no
24 more than \$4,000 or imprisoned for not more than 1 year,
25 or both: *Provided further*, That the above penal clause

1 shall be in addition to, and not in substitution for, any
2 other provisions of existing law: *Provided further*, That
3 any payment made to any officer or employee contrary to
4 the provisions of this section shall be recoverable in action
5 by the Federal Government. This section shall not apply
6 to citizens of Ireland, Israel, or the Republic of the Phil-
7ippines, or to nationals of those countries allied with the
8 United States in a current defense effort, or to inter-
9national broadcasters employed by the Broadcasting
10 Board of Governors, or to temporary employment of trans-
11lators, or to temporary employment in the field service
12 (not to exceed 60 days) as a result of emergencies.

13 SEC. 706. Appropriations available to any depart-
14ment or agency during the current fiscal year for nec-
15essary expenses, including maintenance or operating ex-
16penses, shall also be available for payment to the General
17 Services Administration for charges for space and services
18 and those expenses of renovation and alteration of build-
19ings and facilities which constitute public improvements
20 performed in accordance with the Public Buildings Act of
21 1959 (73 Stat. 479), the Public Buildings Amendments
22 of 1972 (86 Stat. 216), or other applicable law.

23 SEC. 707. In addition to funds provided in this or
24 any other Act, all Federal agencies are authorized to re-
25ceive and use funds resulting from the sale of materials,

1 including Federal records disposed of pursuant to a
2 records schedule recovered through recycling or waste pre-
3 vention programs. Such funds shall be available until ex-
4 pended for the following purposes:

5 (1) Acquisition, waste reduction and prevention,
6 and recycling programs as described in Executive
7 Order No. 13101 (September 14, 1998), including
8 any such programs adopted prior to the effective
9 date of the Executive order.

10 (2) Other Federal agency environmental man-
11 agement programs, including, but not limited to, the
12 development and implementation of hazardous waste
13 management and pollution prevention programs.

14 (3) Other employee programs as authorized by
15 law or as deemed appropriate by the head of the
16 Federal agency.

17 SEC. 708. Funds made available by this or any other
18 Act for administrative expenses in the current fiscal year
19 of the corporations and agencies subject to chapter 91 of
20 title 31, United States Code, shall be available, in addition
21 to objects for which such funds are otherwise available,
22 for rent in the District of Columbia; services in accordance
23 with 5 U.S.C. 3109; and the objects specified under this
24 head, all the provisions of which shall be applicable to the
25 expenditure of such funds unless otherwise specified in the

1 Act by which they are made available: *Provided*, That in
2 the event any functions budgeted as administrative ex-
3 penses are subsequently transferred to or paid from other
4 funds, the limitations on administrative expenses shall be
5 correspondingly reduced.

6 SEC. 709. Hereafter, no part of any appropriation
7 contained in this or any other Act shall be paid to any
8 person for the filling of any position for which he or she
9 has been nominated after the Senate has voted not to ap-
10 prove the nomination of said person.

11 SEC. 710. No part of any appropriation contained in
12 this or any other Act shall be available for interagency
13 financing of boards (except Federal Executive Boards),
14 commissions, councils, committees, or similar groups
15 (whether or not they are interagency entities) which do
16 not have a prior and specific statutory approval to receive
17 financial support from more than one agency or instru-
18 mentality.

19 SEC. 711. None of the funds made available pursuant
20 to the provisions of this Act shall be used to implement,
21 administer, or enforce any regulation which has been dis-
22 approved pursuant to a joint resolution duly adopted in
23 accordance with the applicable law of the United States.

24 SEC. 712. (a) Notwithstanding any other provision
25 of law, and except as otherwise provided in this section,

1 no part of any of the funds appropriated for fiscal year
2 2008, by this or any other Act, may be used to pay any
3 prevailing rate employee described in section
4 5342(a)(2)(A) of title 5, United States Code—

5 (1) during the period from the date of expira-
6 tion of the limitation imposed by the comparable sec-
7 tion for previous fiscal years until the normal effec-
8 tive date of the applicable wage survey adjustment
9 that is to take effect in fiscal year 2008, in an
10 amount that exceeds the rate payable for the appli-
11 cable grade and step of the applicable wage schedule
12 in accordance with such section; and

13 (2) during the period consisting of the remain-
14 der of fiscal year 2008, in an amount that exceeds,
15 as a result of a wage survey adjustment, the rate
16 payable under paragraph (1) by more than the sum
17 of—

18 (A) the percentage adjustment taking ef-
19 fect in fiscal year 2008 under section 5303 of
20 title 5, United States Code, in the rates of pay
21 under the General Schedule; and

22 (B) the difference between the overall aver-
23 age percentage of the locality-based com-
24 parability payments taking effect in fiscal year
25 2008 under section 5304 of such title (whether

1 by adjustment or otherwise), and the overall av-
2 erage percentage of such payments which was
3 effective in the previous fiscal year under such
4 section.

5 (b) Notwithstanding any other provision of law, no
6 prevailing rate employee described in subparagraph (B) or
7 (C) of section 5342(a)(2) of title 5, United States Code,
8 and no employee covered by section 5348 of such title,
9 may be paid during the periods for which subsection (a)
10 is in effect at a rate that exceeds the rates that would
11 be payable under subsection (a) were subsection (a) appli-
12 cable to such employee.

13 (c) For the purposes of this section, the rates payable
14 to an employee who is covered by this section and who
15 is paid from a schedule not in existence on September 30,
16 2007, shall be determined under regulations prescribed by
17 the Office of Personnel Management.

18 (d) Notwithstanding any other provision of law, rates
19 of premium pay for employees subject to this section may
20 not be changed from the rates in effect on September 30,
21 2007, except to the extent determined by the Office of
22 Personnel Management to be consistent with the purpose
23 of this section.

24 (e) This section shall apply with respect to pay for
25 service performed after September 30, 2007.

1 (f) For the purpose of administering any provision
2 of law (including any rule or regulation that provides pre-
3 mium pay, retirement, life insurance, or any other em-
4 ployee benefit) that requires any deduction or contribu-
5 tion, or that imposes any requirement or limitation on the
6 basis of a rate of salary or basic pay, the rate of salary
7 or basic pay payable after the application of this section
8 shall be treated as the rate of salary or basic pay.

9 (g) Nothing in this section shall be considered to per-
10 mit or require the payment to any employee covered by
11 this section at a rate in excess of the rate that would be
12 payable were this section not in effect.

13 (h) The Office of Personnel Management may provide
14 for exceptions to the limitations imposed by this section
15 if the Office determines that such exceptions are necessary
16 to ensure the recruitment or retention of qualified employ-
17 ees.

18 SEC. 713. During the period in which the head of
19 any department or agency, or any other officer or civilian
20 employee of the Federal Government appointed by the
21 President of the United States, holds office, no funds may
22 be obligated or expended in excess of \$5,000 to furnish
23 or redecorate the office of such department head, agency
24 head, officer, or employee, or to purchase furniture or
25 make improvements for any such office, unless advance

1 notice of such furnishing or redecoration is expressly ap-
2 proved by the Committees on Appropriations. For the pur-
3 poses of this section, the term “office” shall include the
4 entire suite of offices assigned to the individual, as well
5 as any other space used primarily by the individual or the
6 use of which is directly controlled by the individual.

7 SEC. 714. Notwithstanding section 1346 of title 31,
8 United States Code, or section 710 of this Act, funds
9 made available for the current fiscal year by this or any
10 other Act shall be available for the interagency funding
11 of national security and emergency preparedness tele-
12 communications initiatives which benefit multiple Federal
13 departments, agencies, or entities, as provided by Execu-
14 tive Order No. 12472 (April 3, 1984).

15 SEC. 715. (a) None of the funds appropriated by this
16 or any other Act may be obligated or expended by any
17 Federal department, agency, or other instrumentality for
18 the salaries or expenses of any employee appointed to a
19 position of a confidential or policy-determining character
20 excepted from the competitive service pursuant to section
21 3302 of title 5, United States Code, without a certification
22 to the Office of Personnel Management from the head of
23 the Federal department, agency, or other instrumentality
24 employing the Schedule C appointee that the Schedule C

1 position was not created solely or primarily in order to
2 detail the employee to the White House.

3 (b) The provisions of this section shall not apply to
4 Federal employees or members of the armed services de-
5 tailed to or from—

6 (1) the Central Intelligence Agency;

7 (2) the National Security Agency;

8 (3) the Defense Intelligence Agency;

9 (4) the offices within the Department of De-
10 fense for the collection of specialized national foreign
11 intelligence through reconnaissance programs;

12 (5) the Bureau of Intelligence and Research of
13 the Department of State;

14 (6) any agency, office, or unit of the Army,
15 Navy, Air Force, and Marine Corps, the Department
16 of Homeland Security, the Federal Bureau of Inves-
17 tigation and the Drug Enforcement Administration
18 of the Department of Justice, the Department of
19 Transportation, the Department of the Treasury,
20 and the Department of Energy performing intel-
21 ligence functions; and

22 (7) the Director of National Intelligence or the
23 Office of the Director of National Intelligence.

24 SEC. 716. Hereafter, no department, agency, or in-
25 strumentality of the United States receiving appropriated

1 funds under this or any other Act shall obligate or expend
2 any such funds, unless such department, agency, or in-
3 strumentality has in place, and will continue to administer
4 in good faith, a written policy designed to ensure that all
5 of its workplaces are free from discrimination and sexual
6 harassment and that all of its workplaces are not in viola-
7 tion of title VII of the Civil Rights Act of 1964 (Public
8 Law 88–352, 78 Stat. 241), the Age Discrimination in
9 Employment Act of 1967 (Public Law 90–202, 81 Stat.
10 602), and the Rehabilitation Act of 1973 (Public Law 93–
11 112, 87 Stat. 355).

12 SEC. 717. No part of any appropriation contained in
13 this or any other Act shall be available for the payment
14 of the salary of any officer or employee of the Federal
15 Government, who—

16 (1) prohibits or prevents, or attempts or threat-
17 ens to prohibit or prevent, any other officer or em-
18 ployee of the Federal Government from having any
19 direct oral or written communication or contact with
20 any Member, committee, or subcommittee of the
21 Congress in connection with any matter pertaining
22 to the employment of such other officer or employee
23 or pertaining to the department or agency of such
24 other officer or employee in any way, irrespective of
25 whether such communication or contact is at the ini-

1 tiative of such other officer or employee or in re-
2 sponse to the request or inquiry of such Member,
3 committee, or subcommittee; or

4 (2) removes, suspends from duty without pay,
5 demotes, reduces in rank, seniority, status, pay, or
6 performance or efficiency rating, denies promotion
7 to, relocates, reassigns, transfers, disciplines, or dis-
8 criminates in regard to any employment right, enti-
9 tlement, or benefit, or any term or condition of em-
10 ployment of, any other officer or employee of the
11 Federal Government, or attempts or threatens to
12 commit any of the foregoing actions with respect to
13 such other officer or employee, by reason of any
14 communication or contact of such other officer or
15 employee with any Member, committee, or sub-
16 committee of the Congress as described in paragraph
17 (1).

18 SEC. 718. (a) None of the funds made available in
19 this or any other Act may be obligated or expended for
20 any employee training that—

21 (1) does not meet identified needs for knowl-
22 edge, skills, and abilities bearing directly upon the
23 performance of official duties;

1 (2) contains elements likely to induce high lev-
2 els of emotional response or psychological stress in
3 some participants;

4 (3) does not require prior employee notification
5 of the content and methods to be used in the train-
6 ing and written end of course evaluation;

7 (4) contains any methods or content associated
8 with religious or quasi-religious belief systems or
9 “new age” belief systems as defined in Equal Em-
10 ployment Opportunity Commission Notice N-
11 915.022, dated September 2, 1988; or

12 (5) is offensive to, or designed to change, par-
13 ticipants’ personal values or lifestyle outside the
14 workplace.

15 (b) Nothing in this section shall prohibit, restrict, or
16 otherwise preclude an agency from conducting training
17 bearing directly upon the performance of official duties.

18 SEC. 719. No funds appropriated in this or any other
19 Act may be used to implement or enforce the agreements
20 in Standard Forms 312 and 4414 of the Government or
21 any other nondisclosure policy, form, or agreement if such
22 policy, form, or agreement does not contain the following
23 provisions: “These restrictions are consistent with and do
24 not supersede, conflict with, or otherwise alter the em-
25 ployee obligations, rights, or liabilities created by Execu-

1 tive Order No. 12958; section 7211 of title 5, United
2 States Code (governing disclosures to Congress); section
3 1034 of title 10, United States Code, as amended by the
4 Military Whistleblower Protection Act (governing disclo-
5 sure to Congress by members of the military); section
6 2302(b)(8) of title 5, United States Code, as amended by
7 the Whistleblower Protection Act (governing disclosures of
8 illegality, waste, fraud, abuse or public health or safety
9 threats); the Intelligence Identities Protection Act of 1982
10 (50 U.S.C. 421 et seq.) (governing disclosures that could
11 expose confidential Government agents); and the statutes
12 which protect against disclosure that may compromise the
13 national security, including sections 641, 793, 794, 798,
14 and 952 of title 18, United States Code, and section 4(b)
15 of the Subversive Activities Act of 1950 (50 U.S.C.
16 783(b)). The definitions, requirements, obligations, rights,
17 sanctions, and liabilities created by said Executive order
18 and listed statutes are incorporated into this agreement
19 and are controlling.”: *Provided*, That notwithstanding the
20 preceding paragraph, a nondisclosure policy form or agree-
21 ment that is to be executed by a person connected with
22 the conduct of an intelligence or intelligence-related activ-
23 ity, other than an employee or officer of the United States
24 Government, may contain provisions appropriate to the
25 particular activity for which such document is to be used.

1 Such form or agreement shall, at a minimum, require that
2 the person will not disclose any classified information re-
3 ceived in the course of such activity unless specifically au-
4 thorized to do so by the United States Government. Such
5 nondisclosure forms shall also make it clear that they do
6 not bar disclosures to Congress, or to an authorized offi-
7 cial of an executive agency or the Department of Justice,
8 that are essential to reporting a substantial violation of
9 law.

10 SEC. 720. No part of any funds appropriated in this
11 or any other Act shall be used by an agency of the execu-
12 tive branch, other than for normal and recognized execu-
13 tive-legislative relationships, for publicity or propaganda
14 purposes, and for the preparation, distribution or use of
15 any kit, pamphlet, booklet, publication, radio, television,
16 or film presentation designed to support or defeat legisla-
17 tion pending before the Congress, except in presentation
18 to the Congress itself.

19 SEC. 721. None of the funds appropriated by this or
20 any other Act may be used by an agency to provide a Fed-
21 eral employee's home address to any labor organization
22 except when the employee has authorized such disclosure
23 or when such disclosure has been ordered by a court of
24 competent jurisdiction.

1 SEC. 722. None of the funds made available in this
2 Act or any other Act may be used to provide any non-
3 public information such as mailing or telephone lists to
4 any person or any organization outside of the Federal
5 Government without the approval of the Committees on
6 Appropriations.

7 SEC. 723. No part of any appropriation contained in
8 this or any other Act shall be used directly or indirectly,
9 including by private contractor, for publicity or propa-
10 ganda purposes within the United States not heretofor au-
11 thorized by the Congress.

12 SEC. 724. (a) In this section, the term “agency”—

13 (1) means an Executive agency, as defined
14 under section 105 of title 5, United States Code;

15 (2) includes a military department, as defined
16 under section 102 of such title, the Postal Service,
17 and the Postal Rate Commission; and

18 (3) shall not include the Government Account-
19 ability Office.

20 (b) Unless authorized in accordance with law or regu-
21 lations to use such time for other purposes, an employee
22 of an agency shall use official time in an honest effort
23 to perform official duties. An employee not under a leave
24 system, including a Presidential appointee exempted under
25 section 6301(2) of title 5, United States Code, has an obli-

1 gation to expend an honest effort and a reasonable propor-
2 tion of such employee's time in the performance of official
3 duties.

4 SEC. 725. Notwithstanding 31 U.S.C. 1346 and sec-
5 tion 710 of this Act, funds made available for the current
6 fiscal year by this or any other Act to any department
7 or agency, which is a member of the Federal Accounting
8 Standards Advisory Board (FASAB), shall be available to
9 finance an appropriate share of FASAB administrative
10 costs.

11 SEC. 726. Notwithstanding 31 U.S.C. 1346 and sec-
12 tion 710 of this Act, the head of each Executive depart-
13 ment and agency is hereby authorized to transfer to or
14 reimburse "General Services Administration, Policy and
15 Operations" with the approval of the Director of the Office
16 of Management and Budget, funds made available for the
17 current fiscal year by this or any other Act, including re-
18 bates from charge card and other contracts: *Provided*,
19 That these funds shall be administered by the Adminis-
20 trator of General Services to support Government-wide fi-
21 nancial, information technology, procurement, and other
22 management innovations, initiatives, and activities, as ap-
23 proved by the Director of the Office of Management and
24 Budget, in consultation with the appropriate interagency
25 groups designated by the Director (including the Presi-

1 dent's Management Council for overall management im-
2 provement initiatives, the Chief Financial Officers Council
3 for financial management initiatives, the Chief Informa-
4 tion Officers Council for information technology initia-
5 tives, the Chief Human Capital Officers Council for
6 human capital initiatives, and the Chief Acquisition Offi-
7 cers Council for procurement initiatives): *Provided further*,
8 the total funds transferred or reimbursed shall not exceed
9 \$10,000,000: *Provided further*, such transfers or reim-
10 bursements may only be made after 15 days following no-
11 tification of the Committees on Appropriations by the Di-
12 rector of the Office of Management and Budget.

13 SEC. 727. Notwithstanding any other provision of
14 law, a woman may breastfeed her child at any location
15 in a Federal building or on Federal property, if the woman
16 and her child are otherwise authorized to be present at
17 the location.

18 SEC. 728. Notwithstanding section 1346 of title 31,
19 United States Code, or section 710 of this Act, funds
20 made available for the current fiscal year by this or any
21 other Act shall be available for the interagency funding
22 of specific projects, workshops, studies, and similar efforts
23 to carry out the purposes of the National Science and
24 Technology Council (authorized by Executive Order No.
25 12881), which benefit multiple Federal departments,

1 agencies, or entities: *Provided*, That the Office of Manage-
2 ment and Budget shall provide a report describing the
3 budget of and resources connected with the National
4 Science and Technology Council to the Committees on Ap-
5 propriations, the House Committee on Science, and the
6 Senate Committee on Commerce, Science, and Transpor-
7 tation 90 days after enactment of this Act.

8 SEC. 729. Any request for proposals, solicitation,
9 grant application, form, notification, press release, or
10 other publications involving the distribution of Federal
11 funds shall indicate the agency providing the funds, the
12 Catalog of Federal Domestic Assistance Number, as appli-
13 cable, and the amount provided: *Provided*, That this provi-
14 sion shall apply to direct payments, formula funds, and
15 grants received by a State receiving Federal funds.

16 SEC. 730. Subsection (f) of section 403 of Public Law
17 103–356 (31 U.S.C. 501 note) is repealed.

18 SEC. 731. (a) PROHIBITION OF FEDERAL AGENCY
19 MONITORING OF INDIVIDUALS' INTERNET USE.—None of
20 the funds made available in this or any other Act may
21 be used by any Federal agency—

22 (1) to collect, review, or create any aggregation
23 of data, derived from any means, that includes any
24 personally identifiable information relating to an in-

1 dividual's access to or use of any Federal Govern-
2 ment Internet site of the agency; or

3 (2) to enter into any agreement with a third
4 party (including another government agency) to col-
5 lect, review, or obtain any aggregation of data, de-
6 rived from any means, that includes any personally
7 identifiable information relating to an individual's
8 access to or use of any nongovernmental Internet
9 site.

10 (b) EXCEPTIONS.—The limitations established in
11 subsection (a) shall not apply to—

12 (1) any record of aggregate data that does not
13 identify particular persons;

14 (2) any voluntary submission of personally iden-
15 tifiable information;

16 (3) any action taken for law enforcement, regu-
17 latory, or supervisory purposes, in accordance with
18 applicable law; or

19 (4) any action described in subsection (a)(1)
20 that is a system security action taken by the oper-
21 ator of an Internet site and is necessarily incident
22 to providing the Internet site services or to pro-
23 tecting the rights or property of the provider of the
24 Internet site.

25 (c) DEFINITIONS.—For the purposes of this section:

1 (1) The term “regulatory” means agency ac-
2 tions to implement, interpret or enforce authorities
3 provided in law.

4 (2) The term “supervisory” means examina-
5 tions of the agency’s supervised institutions, includ-
6 ing assessing safety and soundness, overall financial
7 condition, management practices and policies and
8 compliance with applicable standards as provided in
9 law.

10 SEC. 732. (a) None of the funds appropriated by this
11 Act may be used to enter into or renew a contract which
12 includes a provision providing prescription drug coverage,
13 except where the contract also includes a provision for con-
14 traceptive coverage.

15 (b) Nothing in this section shall apply to a contract
16 with—

17 (1) any of the following religious plans:

18 (A) Personal Care’s HMO; and

19 (B) OSF HealthPlans, Inc.; and

20 (2) any existing or future plan, if the carrier
21 for the plan objects to such coverage on the basis of
22 religious beliefs.

23 (c) In implementing this section, any plan that enters
24 into or renews a contract under this section may not sub-
25 ject any individual to discrimination on the basis that the

1 individual refuses to prescribe or otherwise provide for
2 contraceptives because such activities would be contrary
3 to the individual's religious beliefs or moral convictions.

4 (d) Nothing in this section shall be construed to re-
5 quire coverage of abortion or abortion-related services.

6 SEC. 733. The Congress of the United States recog-
7 nizes the United States Anti-Doping Agency (USADA) as
8 the official anti-doping agency for Olympic, Pan Amer-
9 ican, and Paralympic sport in the United States.

10 SEC. 734. Notwithstanding any other provision of
11 law, funds appropriated for official travel by Federal de-
12 partments and agencies may be used by such departments
13 and agencies, if consistent with Office of Management and
14 Budget Circular A-126 regarding official travel for Gov-
15 ernment personnel, to participate in the fractional aircraft
16 ownership pilot program.

17 SEC. 735. Notwithstanding any other provision of
18 law, none of the funds appropriated or made available
19 under this Act or any other appropriations Act may be
20 used to implement or enforce restrictions or limitations on
21 the Coast Guard Congressional Fellowship Program, or to
22 implement the proposed regulations of the Office of Per-
23 sonnel Management to add sections 300.311 through
24 300.316 to part 300 of title 5 of the Code of Federal Reg-
25 ulations, published in the Federal Register, volume 68,

1 number 174, on September 9, 2003 (relating to the detail
2 of executive branch employees to the legislative branch).

3 SEC. 736. Notwithstanding any other provision of
4 law, no executive branch agency shall purchase, construct,
5 and/or lease any additional facilities, except within or con-
6 tiguous to existing locations, to be used for the purpose
7 of conducting Federal law enforcement training without
8 the advance approval of the Committees on Appropria-
9 tions, except that the Federal Law Enforcement Training
10 Center is authorized to obtain the temporary use of addi-
11 tional facilities by lease, contract, or other agreement for
12 training which cannot be accommodated in existing Center
13 facilities.

14 SEC. 737. (a) No funds shall be available for trans-
15 fers or reimbursements to the E-Government Initiatives
16 sponsored by the Office of Management and Budget prior
17 to 15 days following submission of a report to the Commit-
18 tees on Appropriations by the Director of the Office of
19 Management and Budget and receipt of approval to trans-
20 fer funds by the House and Senate Committees on Appro-
21 priations.

22 (b) The report in (a) shall detail—

23 (1) the amount proposed for transfer for any
24 department and agency by program office, bureau,
25 or activity, as appropriate;

1 (2) the specific use of funds;

2 (3) the relevance of that use to that department
3 or agency, and each bureau or office within, which
4 is contributing funds; and

5 (4) a description of any such activities for
6 which funds were appropriated that will not be im-
7 plemented or partially implemented by the depart-
8 ment or agency as a result of the transfer.

9 SEC. 738. (a) REQUIREMENT FOR PUBLIC-PRIVATE
10 COMPETITION.—

11 (1) Notwithstanding any other provision of law,
12 none of the funds appropriated by this or any other
13 Act shall be available to convert to contractor per-
14 formance an activity or function of an executive
15 agency that, on or after the date of enactment of
16 this Act, is performed by more than 10 Federal em-
17 ployees unless—

18 (A) the conversion is based on the result of
19 a public-private competition that includes a
20 most efficient and cost effective organization
21 plan developed by such activity or function;

22 (B) the Competitive Sourcing Official de-
23 termines that, over all performance periods
24 stated in the solicitation of offers for perform-
25 ance of the activity or function, the cost of per-

1 performance of the activity or function by a con-
2 tractor would be less costly to the executive
3 agency by an amount that equals or exceeds the
4 lesser of—

5 (i) 10 percent of the most efficient or-
6 ganization's personnel-related costs for
7 performance of that activity or function by
8 Federal employees; or

9 (ii) \$10,000,000; and

10 (C) the contractor does not receive an ad-
11 vantage for a proposal that would reduce costs
12 for the Federal Government by—

13 (i) not making an employer-sponsored
14 health insurance plan available to the
15 workers who are to be employed in the per-
16 formance of that activity or function under
17 the contract;

18 (ii) offering to such workers an em-
19 ployer-sponsored health benefits plan that
20 requires the employer to contribute less to-
21 wards the premium or subscription share
22 than the amount that is paid by the Fed-
23 eral Government for health benefits for ci-
24 vilian employees under chapter 89 of title
25 5, United States Code; or

1 (iii) offering to such workers a retire-
2 ment benefit that in any year costs less
3 than the annual retirement cost factor ap-
4 plicable to Federal employees under chap-
5 ter 84 of title 5, United States Code.

6 (2) This paragraph shall not apply to—

7 (A) the Department of Defense;

8 (B) section 44920 of title 49, United
9 States Code;

10 (C) a commercial or industrial type func-
11 tion that—

12 (i) is included on the procurement list
13 established pursuant to section 2 of the
14 Javits-Wagner-O'Day Act (41 U.S.C. 47);
15 or

16 (ii) is planned to be converted to per-
17 formance by a qualified nonprofit agency
18 for the blind or by a qualified nonprofit
19 agency for other severely handicapped indi-
20 viduals in accordance with that Act;

21 (D) depot contracts or contracts for depot
22 maintenance as provided in sections 2469 and
23 2474 of title 10, United States Code; or

1 (E) activities that are the subject of an on-
2 going competition that was publicly announced
3 prior to the date of enactment of this Act.

4 (b) USE OF PUBLIC-PRIVATE COMPETITION.—Noth-
5 ing in Office of Management and Budget Circular A–76
6 shall prevent the head of an executive agency from con-
7 ducting a public-private competition to evaluate the bene-
8 fits of converting work from contract performance to per-
9 formance by Federal employees in appropriate instances.
10 The Circular shall provide procedures and policies for
11 these competitions that are similar to those applied to
12 competitions that may result in the conversion of work
13 from performance by Federal employees to performance
14 by a contractor.

15 (c) BID PROTESTS BY FEDERAL EMPLOYEES IN AC-
16 TIONS UNDER OFFICE OF MANAGEMENT AND BUDGET
17 CIRCULAR A–76.—

18 (1) ELIGIBILITY TO PROTEST.—

19 (A) Section 3551(2) of title 31, United
20 States Code, is amended to read as follows:

21 “(2) The term ‘interested party’—

22 “(A) with respect to a contract or a solici-
23 tation or other request for offers described in
24 paragraph (1), means an actual or prospective
25 bidder or offeror whose direct economic interest

1 would be affected by the award of the contract
2 or by failure to award the contract; and

3 “(B) with respect to a public-private com-
4 petition conducted under Office of Management
5 and Budget Circular A–76 regarding perform-
6 ance of an activity or function of a Federal
7 agency, or a decision to convert a function per-
8 formed by Federal employees to private sector
9 performance without a competition under OMB
10 Circular A–76, includes—

11 “(i) any official who submitted the
12 agency tender in such competition; and

13 “(ii) any one person who, for the pur-
14 pose of representing them in a protest
15 under this subchapter that relates to such
16 competition, has been designated as their
17 agent by a majority of the employees of
18 such Federal agency who are engaged in
19 the performance of such activity or func-
20 tion.”.

21 (B)(i) Subchapter V of chapter 35 of such
22 title is amended by adding at the end the fol-
23 lowing new section:

1 **“§ 3557. Expedited action in protests for public-pri-**
 2 **vate competitions**

3 “For protests in cases of public-private competitions
 4 conducted under Office of Management and Budget Cir-
 5 cular A–76 regarding performance of an activity or func-
 6 tion of Federal agencies, the Comptroller General shall ad-
 7 minister the provisions of this subchapter in a manner
 8 best suited for expediting final resolution of such protests
 9 and final action in such competitions.”.

10 (ii) The chapter analysis at the beginning
 11 of such chapter is amended by inserting after
 12 the item relating to section 3556 the following
 13 new item:

“3557. Expedited action in protests for public-private competitions”.

14 (2) RIGHT TO INTERVENE IN CIVIL ACTION.—
 15 Section 1491(b) of title 28, United States Code, is
 16 amended by adding at the end the following new
 17 paragraph:

18 “(5) If a private sector interested party commences
 19 an action described in paragraph (1) in the case of a pub-
 20 lic-private competition conducted under Office of Manage-
 21 ment and Budget Circular A–76 regarding performance
 22 of an activity or function of a Federal agency, or a deci-
 23 sion to convert a function performed by Federal employees
 24 to private sector performance without a competition under
 25 Office of Management and Budget Circular A–76, then

1 an official or person described in section 3551(2)(B) of
2 title 31 shall be entitled to intervene in that action.”.

3 (3) APPLICABILITY.—Subparagraph (B) of sec-
4 tion 3551(2) of title 31, United States Code (as
5 added by paragraph (1)), and paragraph (5) of sec-
6 tion 1491(b) of title 28, United States Code (as
7 added by paragraph (2)), shall apply to—

8 (A) protests and civil actions that chal-
9 lenge final selections of sources of performance
10 of an activity or function of a Federal agency
11 that are made pursuant to studies initiated
12 under Office of Management and Budget Cir-
13 cular A–76 on or after January 1, 2004; and

14 (B) any other protests and civil actions
15 that relate to public-private competitions initi-
16 ated under Office of Management and Budget
17 Circular A–76, or a decision to convert a func-
18 tion performed by Federal employees to private
19 sector performance without a competition under
20 Office of Management and Budget Circular A–
21 76, on or after the date of the enactment of
22 this Act.

23 (d) LIMITATION.—(1) None of the funds available in
24 this Act may be used—

1 (A) by the Office of Management and Budget
2 to direct or require another agency to take an action
3 specified in paragraph (2); or

4 (B) by an agency to take an action specified in
5 paragraph (2) as a result of direction or requirement
6 from the Office of Management and Budget.

7 (2) An action specified in this paragraph is the prepa-
8 ration for, undertaking, continuation of, or completion of
9 a public-private competition or direct conversion under Of-
10 fice of Management and Budget Circular A-76 or any
11 other administrative regulation, directive, or policy.

12 (e) APPLICABILITY.—This section shall apply with re-
13 spect to fiscal year 2008 and each succeeding fiscal year.

14 SEC. 739. (a) The adjustment in rates of basic pay
15 for employees under the statutory pay systems that takes
16 effect in fiscal year 2008 under sections 5303 and 5304
17 of title 5, United States Code, shall be an increase of 3.5
18 percent, and this adjustment shall apply to civilian em-
19 ployees in the Department of Homeland Security and shall
20 apply to civilian employees in the Department of Defense
21 who are represented by a labor organization as defined
22 in 5 U.S.C. 7103(a)(4), and such adjustments shall be ef-
23 fective as of the first day of the first applicable pay period
24 beginning on or after January 1, 2008. Civilian employees
25 in the Department of Defense who are eligible to be rep-

1 resented by a labor organization as defined in 5 U.S.C.
2 7103(a)(4), but are not so represented, will receive the
3 adjustment provided for in this section unless the positions
4 are entitled to a pay adjustment under 5 U.S.C. 9902.

5 (b) Notwithstanding section 712 of this Act, the ad-
6 justment in rates of basic pay for the statutory pay sys-
7 tems that take place in fiscal year 2008 under sections
8 5344 and 5348 of title 5, United States Code, shall be
9 no less than the percentage in paragraph (a) as employees
10 in the same location whose rates of basic pay are adjusted
11 pursuant to the statutory pay systems under section 5303
12 and 5304 of title 5, United States Code. Prevailing rate
13 employees at locations where there are no employees whose
14 pay is increased pursuant to sections 5303 and 5304 of
15 title 5 and prevailing rate employees described in section
16 5343(a)(5) of title 5 shall be considered to be located in
17 the pay locality designated as “Rest of US” pursuant to
18 section 5304 of title 5 for purposes of this paragraph.

19 (c) Funds used to carry out this section shall be paid
20 from appropriations, which are made to each applicable
21 department or agency for salaries and expenses for fiscal
22 year 2008.

23 SEC. 740. Unless otherwise authorized by existing
24 law, none of the funds provided in this Act or any other
25 Act may be used by an executive branch agency to produce

1 any prepackaged news story intended for broadcast or dis-
2 tribution in the United States, unless the story includes
3 a clear notification within the text or audio of the pre-
4 packaged news story that the prepackaged news story was
5 prepared or funded by that executive branch agency.

6 SEC. 741. None of the funds made available in this
7 Act may be used in contravention of section 552a of title
8 5, United States Code (popularly known as the Privacy
9 Act) or of section 552.224 of title 48 of the Code of Fed-
10 eral Regulations.

11 SEC. 742. Each executive department and agency
12 shall evaluate the creditworthiness of an individual before
13 issuing the individual a government travel charge card.
14 Such evaluations for individually-billed travel charge cards
15 shall include an assessment of the individual's consumer
16 report from a consumer reporting agency as those terms
17 are defined in section 603 of the Fair Credit Reporting
18 Act (Public Law 91-508): *Provided*, That section
19 604(a)(3) of such Act shall be amended by adding to the
20 end the following:

21 “(G) executive departments and agencies
22 in connection with the issuance of government-
23 sponsored individually-billed travel charge
24 cards.”:

1 *Provided further*, That the department or agency may not
2 issue a government travel charge card to an individual
3 that either lacks a credit history or is found to have an
4 unsatisfactory credit history as a result of this evaluation:
5 *Provided further*, That this restriction shall not preclude
6 issuance of a restricted-use charge, debit, or stored value
7 card made in accordance with agency procedures to: (1)
8 an individual with an unsatisfactory credit history where
9 such card is used to pay travel expenses and the agency
10 determines there is no suitable alternative payment mech-
11 anism available before issuing the card; or (2) an indi-
12 vidual who lacks a credit history. Each executive depart-
13 ment and agency shall establish guidelines and procedures
14 for disciplinary actions to be taken against agency per-
15 sonnel for improper, fraudulent, or abusive use of govern-
16 ment charge cards, which shall include appropriate dis-
17 ciplinary actions for use of charge cards for purposes, and
18 at establishments, that are inconsistent with the official
19 business of the Department or agency or with applicable
20 standards of conduct.

21 SEC. 743. CROSSCUT BUDGET.—

22 (a) DEFINITIONS.—For purposes of this section the
23 following definitions apply:

24 (1) GREAT LAKES.—The terms “Great Lakes”
25 and “Great Lakes State” have the same meanings

1 as such terms have in section 506 of the Water Re-
2 sources Development Act of 2000 (42 U.S.C.
3 1962d-22).

4 (2) GREAT LAKES RESTORATION ACTIVITIES.—
5 The term “Great Lakes restoration activities”
6 means any Federal or State activity primarily or en-
7 tirely within the Great Lakes watershed that seeks
8 to improve the overall health of the Great Lakes eco-
9 system.

10 (b) REPORT.—Not later than 30 days after submis-
11 sion of the budget of the President to Congress, the Direc-
12 tor of the Office of Management and Budget, in coordina-
13 tion with the Governor of each Great Lakes State and the
14 Great Lakes Interagency Task Force, shall submit to the
15 appropriate authorizing and appropriating committees of
16 the Senate and the House of Representatives a financial
17 report, certified by the Secretary of each agency that has
18 budget authority for Great Lakes restoration activities,
19 containing—

20 (1) an interagency budget crosscut report
21 that—

22 (A) displays the budget proposed, including
23 any planned interagency or intra-agency trans-
24 fer, for each of the Federal agencies that car-
25 ries out Great Lakes restoration activities in

1 the upcoming fiscal year, separately reporting
2 the amount of funding to be provided under ex-
3 isting laws pertaining to the Great Lakes eco-
4 system; and

5 (B) identifies all expenditures since fiscal
6 year 2004 by the Federal Government and
7 State governments for Great Lakes restoration
8 activities;

9 (2) a detailed accounting of all funds received
10 and obligated by all Federal agencies and, to the ex-
11 tent available, State agencies using Federal funds,
12 for Great Lakes restoration activities during the cur-
13 rent and previous fiscal years;

14 (3) a budget for the proposed projects (includ-
15 ing a description of the project, authorization level,
16 and project status) to be carried out in the upcom-
17 ing fiscal year with the Federal portion of funds for
18 activities; and

19 (4) a listing of all projects to be undertaken in
20 the upcoming fiscal year with the Federal portion of
21 funds for activities.

22 SEC. 744. Except as expressly provided otherwise,
23 any reference to “this Act” contained in any title other
24 than title IV or VIII shall not apply to such titles IV or
25 VIII.

1 TITLE VIII
2 GENERAL PROVISIONS—DISTRICT OF
3 COLUMBIA

4 (INCLUDING TRANSFER OF FUNDS)

5 SEC. 801. Whenever in this Act, an amount is speci-
6 fied within an appropriation for particular purposes or ob-
7 jects of expenditure, such amount, unless otherwise speci-
8 fied, shall be considered as the maximum amount that
9 may be expended for said purpose or object rather than
10 an amount set apart exclusively therefor.

11 SEC. 802. Appropriations in this Act shall be avail-
12 able for expenses of travel and for the payment of dues
13 of organizations concerned with the work of the District
14 of Columbia government, when authorized by the Mayor,
15 or, in the case of the Council of the District of Columbia,
16 funds may be expended with the authorization of the
17 Chairman of the Council.

18 SEC. 803. There are appropriated from the applicable
19 funds of the District of Columbia such sums as may be
20 necessary for making refunds and for the payment of legal
21 settlements or judgments that have been entered against
22 the District of Columbia government.

23 SEC. 804. None of the Federal funds provided in this
24 Act shall be used for publicity or propaganda purposes or
25 implementation of any policy including boycott designed

1 to support or defeat legislation pending before Congress
2 or any State legislature.

3 SEC. 805. (a) None of the funds provided under this
4 Act to the agencies funded by this Act, both Federal and
5 District government agencies, that remain available for
6 obligation or expenditure in fiscal year 2008, or provided
7 from any accounts in the Treasury of the United States
8 derived by the collection of fees available to the agencies
9 funded by this title, shall be available for obligation or ex-
10 penditures for an agency through a reprogramming of
11 funds which—

12 (1) creates new programs;

13 (2) eliminates a program, project, or responsi-
14 bility center;

15 (3) establishes or changes allocations specifi-
16 cally denied, limited or increased under this Act;

17 (4) increases funds or personnel by any means
18 for any program, project, or responsibility center for
19 which funds have been denied or restricted;

20 (5) reestablishes any program or project pre-
21 viously deferred through reprogramming;

22 (6) augments any existing program, project, or
23 responsibility center through a reprogramming of
24 funds in excess of \$3,000,000 or 10 percent, which-
25 ever is less; or

1 (7) increases by 20 percent or more personnel
2 assigned to a specific program, project or responsi-
3 bility center, unless in the case of federal funds, the
4 Committees on Appropriations of the House of Rep-
5 resentatives and Senate are notified in writing 15
6 days in advance of the reprogramming and in the
7 case of local funds, the Committees on Appropria-
8 tions of the House of Representatives and Senate
9 are provided summary reports on April 1, 2008 and
10 October 1, 2008, setting forth detailed information
11 regarding each such local funds reprogramming con-
12 ducted subject to this subsection.

13 (b) None of the local funds contained in this Act may
14 be available for obligation or expenditure for an agency
15 through a transfer of any local funds in excess of
16 \$3,000,000 from one appropriation heading to another un-
17 less the Committees on Appropriations of the House of
18 Representatives and Senate are provided summary reports
19 on April 1, 2008 and October 1, 2008, setting forth de-
20 tailed information regarding each reprogramming con-
21 ducted subject to this subsection, except that in no event
22 may the amount of any funds transferred exceed 4 percent
23 of the local funds in the appropriations.

24 (c) The District of Columbia Government is author-
25 ized to approve and execute reprogramming and transfer

1 requests of local funds under this title through September
2 30, 2008.

3 SEC. 806. Consistent with the provisions of section
4 1301(a) of title 31, United States Code, appropriations
5 under this Act shall be applied only to the objects for
6 which the appropriations were made except as otherwise
7 provided by law.

8 SEC. 807. (a) Notwithstanding any other provisions
9 of law, the provisions of the District of Columbia Govern-
10 ment Comprehensive Merit Personnel Act of 1978 (D.C.
11 Law 2–139; sec. 1–601.01 et seq., D.C. Official Code),
12 enacted pursuant to section 422(3) of the District of Co-
13 lumbia Home Rule Act (sec. 1–204.22(3), D.C. Official
14 Code), shall apply with respect to the compensation of Dis-
15 trict of Columbia employees. For pay purposes, employees
16 of the District of Columbia government shall not be sub-
17 ject to the provisions of title 5, United States Code.

18 (b) Notwithstanding section 8344(a) of title 5,
19 United States Code, the amendment made by section 2
20 of the District Government Reemployed Annuitant Offset
21 Elimination Amendment Act of 2004 (D.C. Law 15–207)
22 shall apply with respect to any individual employed in an
23 appointive or elective position with the District of Colum-
24 bia government after December 7, 2004.

1 SEC. 808. No later than 30 days after the end of the
2 first quarter of fiscal year 2008, the Mayor of the District
3 of Columbia shall submit to the Council of the District
4 of Columbia and the Committees on Appropriations of the
5 House of Representatives and Senate the new fiscal year
6 2008 revenue estimates as of the end of such quarter.
7 These estimates shall be used in the budget request for
8 fiscal year 2009. The officially revised estimates at mid-
9 year shall be used for the midyear report.

10 SEC. 809. (a) Notwithstanding any other provision
11 of this Act, the Mayor, in consultation with the Chief Fi-
12 nancial Officer of the District of Columbia may accept,
13 obligate, and expend Federal, private, and other grants
14 received by the District government that are not reflected
15 in the amounts appropriated in this Act.

16 (b)(1) No such Federal, private, or other grant may
17 be obligated, or expended pursuant to subsection (a)
18 until—

19 (A) the Chief Financial Officer of the District
20 of Columbia submits to the Council a report setting
21 forth detailed information regarding such grant; and

22 (B) the Council has reviewed and approved the
23 obligation, and expenditure of such grant.

1 (2) For purposes of paragraph (1)(B), the Council
2 shall be deemed to have reviewed and approved the obliga-
3 tion, and expenditure of a grant if—

4 (A) no written notice of disapproval is filed with
5 the Secretary of the Council within 14 calendar days
6 of the receipt of the report from the Chief Financial
7 Officer under paragraph (1)(A); or

8 (B) if such a notice of disapproval is filed with-
9 in such deadline, the Council does not by resolution
10 disapprove the obligation, or expenditure of the
11 grant within 30 calendar days of the initial receipt
12 of the report from the Chief Financial Officer under
13 paragraph (1)(A).

14 (c) No amount may be obligated or expended from
15 the general fund or other funds of the District of Colum-
16 bia government in anticipation of the approval or receipt
17 of a grant under subsection (b)(2) or in anticipation of
18 the approval or receipt of a Federal, private, or other
19 grant not subject to such subsection.

20 (d) The Chief Financial Officer of the District of Co-
21 lumbia may adjust the budget for Federal, private, and
22 other grants received by the District government reflected
23 in the amounts appropriated in this title, or approved and
24 received under subsection (b)(2) to reflect a change in the
25 actual amount of the grant.

1 (e) The Chief Financial Officer of the District of Co-
2 lumbia shall prepare a quarterly report setting forth de-
3 tailed information regarding all Federal, private, and
4 other grants subject to this section. Each such report shall
5 be submitted to the Council of the District of Columbia,
6 to the Committees on Appropriations of the House of Rep-
7 resentatives and Senate, not later than 15 days after the
8 end of the quarter covered by the report.

9 SEC. 810. (a) Except as otherwise provided in this
10 section, none of the funds made available by this Act or
11 by any other Act may be used to provide any officer or
12 employee of the District of Columbia with an official vehi-
13 cle unless the officer or employee uses the vehicle only in
14 the performance of the officer's or employee's official du-
15 ties. For purposes of this paragraph, the term "official
16 duties" does not include travel between the officer's or em-
17 ployee's residence and workplace, except in the case of—

18 (1) an officer or employee of the Metropolitan
19 Police Department who resides in the District of Co-
20 lumbia or is otherwise designated by the Chief of the
21 Department;

22 (2) at the discretion of the Fire Chief, an offi-
23 cer or employee of the District of Columbia Fire and
24 Emergency Medical Services Department who re-
25 sides in the District of Columbia and is on call 24

1 hours a day or is otherwise designated by the Fire
2 Chief;

3 (3) the Mayor of the District of Columbia; and

4 (4) the Chairman of the Council of the District
5 of Columbia.

6 (b) The Chief Financial Officer of the District of Co-
7 lumbia shall submit by March 1, 2008, an inventory, as
8 of September 30, 2007, of all vehicles owned, leased or
9 operated by the District of Columbia government. The in-
10 ventory shall include, but not be limited to, the depart-
11 ment to which the vehicle is assigned; the year and make
12 of the vehicle; the acquisition date and cost; the general
13 condition of the vehicle; annual operating and mainte-
14 nance costs; current mileage; and whether the vehicle is
15 allowed to be taken home by a District officer or employee
16 and if so, the officer or employee's title and resident loca-
17 tion.

18 SEC. 811. (a) None of the Federal funds contained
19 in this Act may be used by the District of Columbia Cor-
20 poration Counsel or any other officer or entity of the Dis-
21 trict government to provide assistance for any petition
22 drive or civil action which seeks to require Congress to
23 provide for voting representation in Congress for the Dis-
24 trict of Columbia.

1 (b) Nothing in this section bars the District of Co-
2 lumbia Corporation Counsel from reviewing or com-
3 menting on briefs in private lawsuits, or from consulting
4 with officials of the District government regarding such
5 lawsuits.

6 SEC. 812. None of the Federal funds contained in
7 this Act may be used for any program of distributing ster-
8 ile needles or syringes for the hypodermic injection of any
9 illegal drug.

10 SEC. 813. None of the funds contained in this Act
11 may be used after the expiration of the 60-day period that
12 begins on the date of the enactment of this Act to pay
13 the salary of any chief financial officer of any office of
14 the District of Columbia government (including any inde-
15 pendent agency of the District of Columbia) who has not
16 filed a certification with the Mayor and the Chief Finan-
17 cial Officer of the District of Columbia that the officer
18 understands the duties and restrictions applicable to the
19 officer and the officer's agency as a result of this Act (and
20 the amendments made by this Act), including any duty
21 to prepare a report requested either in the Act or in any
22 of the reports accompanying the Act and the deadline by
23 which each report must be submitted: *Provided*, That the
24 Chief Financial Officer of the District of Columbia shall
25 provide to the Committees on Appropriations of the House

1 of Representatives and Senate by April 1, 2008 and Octo-
2 ber 1, 2008, a summary list showing each report, the due
3 date, and the date submitted to the Committees.

4 SEC. 814. Nothing in this Act may be construed to
5 prevent the Council or Mayor of the District of Columbia
6 from addressing the issue of the provision of contraceptive
7 coverage by health insurance plans, but it is the intent
8 of Congress that any legislation enacted on such issue
9 should include a “conscience clause” which provides excep-
10 tions for religious beliefs and moral convictions.

11 SEC. 815. The Mayor of the District of Columbia
12 shall submit to the Committees on Appropriations of the
13 House of Representatives and Senate, the Committee on
14 Government Reform of the House of Representatives, and
15 the Committee on Governmental Affairs of the Senate
16 quarterly reports addressing—

17 (1) crime, including the homicide rate, imple-
18 mentation of community policing, the number of po-
19 lice officers on local beats, and the closing down of
20 open-air drug markets;

21 (2) access to substance and alcohol abuse treat-
22 ment, including the number of treatment slots, the
23 number of people served, the number of people on
24 waiting lists, and the effectiveness of treatment pro-
25 grams;

1 (3) management of parolees and pre-trial vio-
2 lent offenders, including the number of halfway
3 houses escapes and steps taken to improve moni-
4 toring and supervision of halfway house residents to
5 reduce the number of escapes to be provided in con-
6 sultation with the Court Services and Offender Su-
7 pervision Agency for the District of Columbia; and

8 (4) education, including access to special edu-
9 cation services and student achievement to be pro-
10 vided in consultation with the District of Columbia
11 Public Schools and the District of Columbia public
12 charter schools.

13 SEC. 816. (a) No later than 30 calendar days after
14 the date of the enactment of this Act, the Chief Financial
15 Officer of the District of Columbia shall submit to the ap-
16 propriate committees of Congress, the Mayor, and the
17 Council of the District of Columbia a revised appropriated
18 funds operating budget in the format of the budget that
19 the District of Columbia government submitted pursuant
20 to section 442 of the District of Columbia Home Rule Act
21 (D.C. Official Code, section 1-204.42), for all agencies of
22 the District of Columbia government for fiscal year 2008
23 that is in the total amount of the approved appropriation
24 and that realigns all budgeted data for personal services

1 and other-than-personal-services, respectively, with antici-
2 pated actual expenditures.

3 (b) This section shall apply only to an agency where
4 the Chief Financial Officer of the District of Columbia
5 certifies that a reallocation is required to address unantici-
6 pated changes in program requirements.

7 SEC. 817. (a) None of the funds contained in this
8 Act may be made available to pay—

9 (1) the fees of an attorney who represents a
10 party in an action or an attorney who defends an ac-
11 tion brought against the District of Columbia Public
12 Schools under the Individuals with Disabilities Edu-
13 cation Act (20 U.S.C. 1400 et seq.) in excess of
14 \$4,000 for that action; or

15 (2) the fees of an attorney or firm whom the
16 Chief Financial Officer of the District of Columbia
17 determines to have a pecuniary interest, either
18 through an attorney, officer, or employee of the
19 firm, in any special education diagnostic services,
20 schools, or other special education service providers.

21 (b) In this section, the term “action” includes an ad-
22 ministrative proceeding and any ensuing or related pro-
23 ceedings before a court of competent jurisdiction.

24 SEC. 818. The amount appropriated by this Act may
25 be increased by no more than \$42,000,000 from funds

1 identified in the comprehensive annual financial report as
2 the District's fiscal year 2007 unexpended general fund
3 surplus. The District may obligate and expend these
4 amounts only in accordance with the following conditions:

5 (1) The Chief Financial Officer of the District
6 of Columbia shall certify that the use of any such
7 amounts is not anticipated to have a negative impact
8 on the District's long-term financial, fiscal, and eco-
9 nomic vitality.

10 (2) The District of Columbia may only use
11 these funds for the following expenditures:

12 (A) One-time expenditures.

13 (B) Expenditures to avoid deficit spending.

14 (C) Debt reduction.

15 (D) Program needs.

16 (E) Expenditures to avoid revenue short-
17 falls.

18 (3) The amounts shall be obligated and ex-
19 pended in accordance with laws enacted by the
20 Council in support of each such obligation or ex-
21 penditure.

22 (4) The amounts may not be used to fund the
23 agencies of the District of Columbia government
24 under court ordered receivership.

1 (5) The amounts may not be obligated or ex-
2 pended unless the Mayor notifies the Committees on
3 Appropriations of the House of Representatives and
4 Senate not fewer than 30 days in advance of the ob-
5 ligation or expenditure.

6 SEC. 819. (a) To account for an unanticipated growth
7 of revenue collections, the amount appropriated as District
8 of Columbia Funds pursuant to this Act may be in-
9 creased—

10 (1) by an aggregate amount of not more than
11 25 percent, in the case of amounts proposed to be
12 allocated as “Other-Type Funds” in the Fiscal Year
13 2008 Proposed Budget and Financial Plan sub-
14 mitted to Congress by the District of Columbia; and

15 (2) by an aggregate amount of not more than
16 6 percent, in the case of any other amounts pro-
17 posed to be allocated in such Proposed Budget and
18 Financial Plan.

19 (b) The District of Columbia may obligate and ex-
20 pend any increase in the amount of funds authorized
21 under this section only in accordance with the following
22 conditions:

23 (1) The Chief Financial Officer of the District
24 of Columbia shall certify—

25 (A) the increase in revenue; and

1 (B) that the use of the amounts is not an-
2 ticipated to have a negative impact on the long-
3 term financial, fiscal, or economic health of the
4 District.

5 (2) The amounts shall be obligated and ex-
6 pended in accordance with laws enacted by the
7 Council of the District of Columbia in support of
8 each such obligation and expenditure, consistent
9 with the requirements of this Act.

10 (3) The amounts may not be used to fund any
11 agencies of the District government operating under
12 court-ordered receivership.

13 (4) The amounts may not be obligated or ex-
14 pended unless the Mayor has notified the Commit-
15 tees on Appropriations of the House of Representa-
16 tives and Senate not fewer than 30 days in advance
17 of the obligation or expenditure.

18 SEC. 820. The Chief Financial Officer for the District
19 of Columbia may, for the purpose of cash flow manage-
20 ment, conduct short-term borrowing from the emergency
21 reserve fund and from the contingency reserve fund estab-
22 lished under section 450A of the District of Columbia
23 Home Rule Act (Public Law 98–198): *Provided*, That the
24 amount borrowed shall not exceed 50 percent of the total
25 amount of funds contained in both the emergency and con-

1 tingency reserve funds at the time of borrowing: *Provided*
2 *further*, That the borrowing shall not deplete either fund
3 by more than 50 percent: *Provided further*, That 100 per-
4 cent of the funds borrowed shall be replenished within 9
5 months of the time of the borrowing or by the end of the
6 fiscal year, whichever occurs earlier: *Provided further*,
7 That in the event that short-term borrowing has been con-
8 ducted and the emergency or the contingency funds are
9 later depleted below 50 percent as a result of an emer-
10 gency or contingency, an amount equal to the amount nec-
11 essary to restore reserve levels to 50 percent of the total
12 amount of funds contained in both the emergency and con-
13 tingency reserve fund must be replenished from the
14 amount borrowed within 60 days.

15 SEC. 821. (a) None of the funds contained in this
16 Act may be used to enact or carry out any law, rule, or
17 regulation to legalize or otherwise reduce penalties associ-
18 ated with the possession, use, or distribution of any sched-
19 ule I substance under the Controlled Substances Act (21
20 U.S.C. 801 et seq.) or any tetrahydrocannabinols deriva-
21 tive.

22 (b) The Legalization of Marijuana for Medical Treat-
23 ment Initiative of 1998, also known as Initiative 59, ap-
24 proved by the electors of the District of Columbia on No-
25 vember 3, 1998, shall not take effect.

1 SEC. 822. None of the funds appropriated under this
2 Act shall be expended for any abortion except where the
3 life of the mother would be endangered if the fetus were
4 carried to term or where the pregnancy is the result of
5 an act of rape or incest.

6 SEC. 823. (a) DIRECT APPROPRIATION.—Section
7 307(a) of the District of Columbia Court Reform and
8 Criminal Procedure Act of 1970 (sec. 2–1607(a), D.C. Of-
9 ficial Code) is amended by striking the first 2 sentences
10 and inserting the following: “There are authorized to be
11 appropriated to the Service in each fiscal year such funds
12 as may be necessary to carry out this chapter.”.

13 (b) CONFORMING AMENDMENT.—Section 11233 of
14 the Balanced Budget Act of 1997 (sec. 24–133, D.C. Offi-
15 cial Code) is amended by striking subsection (f).

16 (c) EFFECTIVE DATE.—The amendments made by
17 this section shall apply with respect to fiscal year 2008
18 and each succeeding fiscal year.

19 SEC. 824. Except as expressly provided otherwise,
20 any reference to “this Act” contained in this title or in
21 title IV shall be treated as referring only to the provisions
22 of this title or of title IV.

TITLE IX

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ADDITIONAL GENERAL PROVISIONS

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SEC. 901. None of the funds made available by this Act may be used to implement Executive Order No. 13422.

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SEC. 902. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the “ENERGY STAR” or “Federal Energy Management Program” designation.

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SEC. 903. None of the funds made available in this Act may be used to administer, implement, or enforce the amendment made to section 515.533 of title 31, Code of Federal Regulations, that was published in the Federal Register on February 25, 2005.

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SEC. 904. None of the funds appropriated or otherwise made available by this Act may be used by the Selective Service System to prepare for, plan, or execute the Area Office Mobilization Prototype Exercise.

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SEC. 905. None of the funds made available under this Act may be used by the Securities and Exchange Commission to enforce the requirements of section 404 of the Sarbanes-Oxley Act with respect to non-accelerated filers under section 210.2–02T of title 17, Code of Federal Regulations.

1 SEC. 906. None of the funds made available in this
2 Act to the Small Business Administration may be used
3 for the Mitchell County Development Foundation, Inc., for
4 the Home of the Perfect Christmas Tree project.

5 SEC. 907. None of the funds made available in this
6 Act may be used to implement section 5112(n)(2)(C) of
7 title 31, United States Code.

8 SEC. 908. None of the funds made available by this
9 Act may be used by the Federal Communications Commis-
10 sion to implement the Fairness Doctrine, as repealed in
11 General Fairness Doctrine Obligations of Broadcast Li-
12 censees (50 Fed. Reg. 35418 (1985)), or any other regula-
13 tions having the same substance.

14 SEC. 909. None of the Federal funds made available
15 in title IV or VIII may be used to implement or enforce
16 the Health Care Benefits Expansion Act of 1992 (D.C.
17 Law 9–114; D.C. Official Code, section 32–701 et seq.).

18 This Act may be cited as the “Financial Services and
19 General Government Appropriations Act, 2008”.

Passed the House of Representatives June 28, 2007.

Attest:

Clerk.

110TH CONGRESS
1ST SESSION

H. R. 2829

AN ACT

Making appropriations for Financial Services and
General Government for the fiscal year ending
September 30, 2008, and for other purposes.