

Calendar No. 268

110TH CONGRESS
1ST SESSION**H.R. 2829****[Report No. 110–129]**

IN THE SENATE OF THE UNITED STATES

JUNE 29, 2007

Received; read twice and referred to the Committee on Appropriations

JULY 13, 2007

Reported by MR. DURBIN, with an amendment

[Strike out all after the enacting clause and insert the part printed in italic]

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

1 TITLE I
2 DEPARTMENT OF THE TREASURY
3 DEPARTMENTAL OFFICES
4 SALARIES AND EXPENSES
5 (INCLUDING TRANSFER OF FUNDS)

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

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

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

13 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

14 INVESTMENTS PROGRAMS

15 (INCLUDING TRANSFER OF FUNDS)

16 For development and acquisition of automatic data
 17 processing equipment, software, and services for the De-
 18 partment of the Treasury, \$18,710,000, to remain avail-
 19 able until September 30, 2010: *Provided*, That these funds
 20 shall be transferred to accounts and in amounts as nec-
 21 essary to satisfy the requirements of the Department's of-
 22 fices, bureaus, and other organizations: *Provided further*,
 23 That this transfer authority shall be in addition to any
 24 other transfer authority provided in this Act: *Provided fur-*
 25 *ther*, That none of the funds appropriated under this head-

1 ing shall be used to support or supplement “Internal Rev-
 2 enue Service, Operations Support” or “Internal Revenue
 3 Service, Business Systems Modernization”.

4 OFFICE OF INSPECTOR GENERAL

5 SALARIES AND EXPENSES

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

16 TREASURY INSPECTOR GENERAL FOR TAX

17 ADMINISTRATION

18 SALARIES AND EXPENSES

19 For necessary expenses of the Treasury Inspector
 20 General for Tax Administration in carrying out the In-
 21 spector General Act of 1978, including purchase (not to
 22 exceed 150 for replacement only for police-type use) and
 23 hire of passenger motor vehicles (31 U.S.C. 1343(b));
 24 services authorized by 5 U.S.C. 3109, at such rates as
 25 may be determined by the Inspector General for Tax Ad-

1 ministration; not to exceed \$6,000,000 for official travel
 2 expenses; and not to exceed \$500,000 for unforeseen
 3 emergencies of a confidential nature, to be allocated and
 4 expended under the direction of the Inspector General for
 5 Tax Administration, \$140,533,000; and of which not to
 6 exceed \$1,500 shall be available for official reception and
 7 representation expenses.

8 AIR TRANSPORTATION STABILIZATION PROGRAM

9 ACCOUNT

10 (INCLUDING RESCISSION)

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

15 FINANCIAL CRIMES ENFORCEMENT NETWORK

16 SALARIES AND EXPENSES

17 For necessary expenses of the Financial Crimes En-
 18 forcement Network, including hire of passenger motor ve-
 19 hicles; travel and training expenses of non-Federal and
 20 foreign government personnel to attend meetings and
 21 training concerned with domestic and foreign financial in-
 22 telligence activities; law enforcement; and financial regula-
 23 tion; not to exceed \$14,000 for official reception and rep-
 24 resentation expenses; and for assistance to Federal law en-
 25 forcement agencies, with or without reimbursement,

1 \$83,344,000, of which not to exceed \$16,340,000 shall re-
 2 main available until September 30, 2010; and of which
 3 \$8,955,000 shall remain available until September 30,
 4 2009: *Provided*, That funds appropriated in this account
 5 may be used to procure personal services contracts.

6 FINANCIAL MANAGEMENT SERVICE

7 SALARIES AND EXPENSES

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

14 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

15 SALARIES AND EXPENSES

16 For necessary expenses of carrying out section 1111
 17 of the Homeland Security Act of 2002, including hire of
 18 passenger motor vehicles, \$93,515,000; of which not to ex-
 19 ceed \$6,000 for official reception and representation ex-
 20 penses; not to exceed \$50,000 for cooperative research and
 21 development programs for laboratory services; and provi-
 22 sion of laboratory assistance to State and local agencies
 23 with or without reimbursement.

1 UNITED STATES MINT

2 UNITED STATES MINT PUBLIC ENTERPRISE FUND

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

13 BUREAU OF THE PUBLIC DEBT

14 ADMINISTERING THE PUBLIC DEBT

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

1 the general fund estimated at \$172,871,000. In addition,
 2 \$70,000 to be derived from the Oil Spill Liability Trust
 3 Fund to reimburse the Bureau for administrative and per-
 4 sonnel expenses for financial management of the Fund,
 5 as authorized by section 1012 of Public Law 101-380.

6 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

7 FUND PROGRAM ACCOUNT

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

INTERNAL REVENUE SERVICE

TAXPAYER SERVICES

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

ENFORCEMENT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Internal Revenue Service to determine and collect owed taxes, to provide legal and litigation support, to conduct criminal investigations, to enforce criminal statutes related to violations of internal revenue laws and other financial crimes, to purchase (for police-type use, not to exceed \$50) and hire of passenger motor vehicles (31 U.S.C. 1343(b)), and to provide other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner, \$4,925,498,000, of which not less than \$57,252,000 shall

1 be for the Interagency Crime and Drug Enforcement pro-
 2 gram: *Provided*, That up to \$10,000,000 may be trans-
 3 ferred as necessary from this account to the Internal Rev-
 4 enue Service Operations Support appropriation solely for
 5 the purposes of the Interagency Crime and Drug Enforce-
 6 ment program: *Provided further*, That this transfer au-
 7 thority shall be in addition to any other transfer authority
 8 provided in this Act.

9 OPERATIONS SUPPORT

10 For necessary expenses of the Internal Revenue Serv-
 11 ice to operate and support taxpayer services and tax law
 12 enforcement programs, including rent payments; facilities
 13 services; printing; postage; physical security; headquarters
 14 and other IRS-wide administration activities; research and
 15 statistics of income; telecommunications; information tech-
 16 nology development, enhancement, operations, mainte-
 17 nance, and security; the hire of passenger motor vehicles
 18 (~~31 U.S.C. 1343(b)~~); and other services as authorized by
 19 ~~5 U.S.C. 3109~~, at such rates as may be determined by
 20 the Commissioner, ~~\$3,769,587,000~~, of which ~~\$75,000,000~~
 21 shall remain available until September 30, 2009, for infor-
 22 mation technology support; of which not to exceed
 23 \$1,000,000 shall remain available until September 30,
 24 2010, for research; of which not to exceed \$1,600,000
 25 shall be for the Internal Revenue Service Oversight Board;

1 and of which not to exceed \$25,000 shall be for official
2 reception and representation.

3 ~~BUSINESS SYSTEMS MODERNIZATION~~

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

1 acquisition rules, requirements, guidelines, and systems
 2 acquisition management practices of the Federal Govern-
 3 ment.

4 HEALTH INSURANCE TAX CREDIT ADMINISTRATION

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

8 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE 9 SERVICE

10 (INCLUDING TRANSFER OF FUNDS)

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

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

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

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

10 ~~SEC. 105.~~ Of the funds made available by this Act
11 to the Internal Revenue Service, not less than
12 \$6,822,000,000 shall be available only for tax enforcement
13 and related support activities funded in Internal Revenue
14 Service, “Enforcement” and “Operations Support”. In ad-
15 dition, of the funds made available by this Act to the In-
16 ternal Revenue Service, and subject to the same terms and
17 conditions, an additional \$406,000,000 shall be available
18 for tax enforcement and related support activities.

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

23 ~~SEC. 107.~~ Sections 9504 (a) and (b), and 9505(a)
24 of title 5, United States Code, are amended by striking
25 “For a period of 10 years after the date of enactment of

1 this section” each place it occurs and inserting “Before
2 July 23, 2013”.

3 SEC. 108. Section 9502(a) of title 5, United States
4 Code, is amended by striking “Office of Management and
5 Budget” and inserting “Office of Personnel Manage-
6 ment”.

7 ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE
8 TREASURY
9 (INCLUDING TRANSFERS OF FUNDS)

10 SEC. 109. Appropriations to the Department of the
11 Treasury in this Act shall be available for uniforms or al-
12 lowances therefor, as authorized by law (~~5~~ U.S.C. 5901),
13 including maintenance, repairs, and cleaning; purchase of
14 insurance for official motor vehicles operated in foreign
15 countries; purchase of motor vehicles without regard to the
16 general purchase price limitations for vehicles purchased
17 and used overseas for the current fiscal year; entering into
18 contracts with the Department of State for the furnishing
19 of health and medical services to employees and their de-
20 pendants serving in foreign countries; and services author-
21 ized by ~~5~~ U.S.C. 3109.

22 SEC. 110. Not to exceed 2 percent of any appropria-
23 tions in this Act made available to the Departmental Of-
24 fices—Salaries and Expenses, Office of Inspector General,
25 Financial Management Service, Alcohol and Tobacco Tax

1 and Trade Bureau, Financial Crimes Enforcement Net-
2 work, and Bureau of the Public Debt, may be transferred
3 between such appropriations upon the advance approval
4 of the Committees on Appropriations: *Provided*, That no
5 transfer may increase or decrease any such appropriation
6 by more than 2 percent.

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

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

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

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

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

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

17 SEC. 117. None of the funds appropriated or other-
18 wise made available by this or any other Act or source
19 to the Department of the Treasury, the Bureau of Engrav-
20 ing and Printing, and the United States Mint, individually
21 or collectively, may be used to consolidate any or all func-
22 tions of the Bureau of Engraving and Printing and the
23 United States Mint without the explicit approval of the
24 House Committee on Financial Services; the Senate Com-
25 mittee on Banking, Housing, and Urban Affairs; the

1 House Committee on Appropriations; and the Senate
 2 Committee on Appropriations.

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

5 TITLE II

6 EXECUTIVE OFFICE OF THE PRESIDENT AND 7 FUNDS APPROPRIATED TO THE PRESIDENT 8 COMPENSATION OF THE PRESIDENT

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

16 WHITE HOUSE OFFICE

17 SALARIES AND EXPENSES

18 For necessary expenses for the White House as au-
 19 thorized by law, including not to exceed \$3,850,000 for
 20 services as authorized by ~~5~~ U.S.C. 3109 and ~~3~~ U.S.C. 105;
 21 subsistence expenses as authorized by ~~3~~ U.S.C. 105, which
 22 shall be expended and accounted for as provided in that
 23 section; hire of passenger motor vehicles, newspapers,
 24 periodicals, teletype news service, and travel (not to exceed
 25 \$100,000 to be expended and accounted for as provided

1 by ~~3 U.S.C. 103~~); and not to exceed \$19,000 for official
 2 entertainment expenses; to be available for allocation with-
 3 in the Executive Office of the President; ~~\$53,156,000~~.
 4 *Provided*, That of the funds appropriated under this head-
 5 ing, up to \$1,500,000 shall be for the Privacy and Civil
 6 Liberties Oversight Board.

7 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

8 OPERATING EXPENSES

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

15 REIMBURSABLE EXPENSES

16 For the reimbursable expenses of the Executive Resi-
 17 dence at the White House, such sums as may be nec-
 18 essary: *Provided*, That all reimbursable operating expenses
 19 of the Executive Residence shall be made in accordance
 20 with the provisions of this paragraph: *Provided further*,
 21 That, notwithstanding any other provision of law, such
 22 amount for reimbursable operating expenses shall be the
 23 exclusive authority of the Executive Residence to incur ob-
 24 ligations and to receive offsetting collections, for such ex-
 25 penses: *Provided further*, That the Executive Residence

1 shall require each person sponsoring a reimbursable polit-
2 ical event to pay in advance an amount equal to the esti-
3 mated cost of the event, and all such advance payments
4 shall be credited to this account and remain available until
5 expended: *Provided further*, That the Executive Residence
6 shall require the national committee of the political party
7 of the President to maintain on deposit \$25,000, to be
8 separately accounted for and available for expenses relat-
9 ing to reimbursable political events sponsored by such
10 committee during such fiscal year: *Provided further*, That
11 the Executive Residence shall ensure that a written notice
12 of any amount owed for a reimbursable operating expense
13 under this paragraph is submitted to the person owing
14 such amount within 60 days after such expense is in-
15 curred, and that such amount is collected within 30 days
16 after the submission of such notice: *Provided further*, That
17 the Executive Residence shall charge interest and assess
18 penalties and other charges on any such amount that is
19 not reimbursed within such 30 days, in accordance with
20 the interest and penalty provisions applicable to an out-
21 standing debt on a United States Government claim under
22 section 3717 of title 31, United States Code: *Provided fur-*
23 *ther*, That each such amount that is reimbursed, and any
24 accompanying interest and charges, shall be deposited in
25 the Treasury as miscellaneous receipts: *Provided further*,

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

20 WHITE HOUSE REPAIR AND RESTORATION

21 For the repair, alteration, and improvement of the
22 Executive Residence at the White House, \$1,600,000, to
23 remain available until expended, for required maintenance,
24 safety and health issues, and continued preventative main-
25 tenance.

1 COUNCIL OF ECONOMIC ADVISERS

2 SALARIES AND EXPENSES

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

6 OFFICE OF POLICY DEVELOPMENT

7 SALARIES AND EXPENSES

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

11 NATIONAL SECURITY COUNCIL

12 SALARIES AND EXPENSES

13 For necessary expenses of the National Security
14 Council, including services as authorized by 5 U.S.C.
15 3109, \$8,640,000.

16 OFFICE OF ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of Administra-
19 tion, including services as authorized by 5 U.S.C. 3109
20 and 3 U.S.C. 107, and hire of passenger motor vehicles,
21 \$92,829,000, of which \$11,923,000 shall remain available
22 until expended for continued modernization of the infor-
23 mation technology infrastructure within the Executive Of-
24 fice of the President.

1 OFFICE OF MANAGEMENT AND BUDGET

2 SALARIES AND EXPENSES

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

1 That the preceding shall not apply to printed hearings re-
2 leased by the Committees on Appropriations: *Provided fur-*
3 *ther*, That the Office of Management and Budget shall
4 have not more than 60 days in which to perform budgetary
5 policy reviews of water resource matters on which the
6 Chief of Engineers has reported: *Provided further*, That
7 the Director of the Office of Management and Budget
8 shall notify the appropriate authorizing and appropriating
9 committees when the 60-day review is initiated: *Provided*
10 *further*, That if water resource reports have not been
11 transmitted to the appropriate authorizing and appro-
12 priating committees within 15 days after the end of the
13 Office of Management and Budget review period based on
14 the notification from the Director, Congress shall assume
15 Office of Management and Budget concurrence with the
16 report and act accordingly.

17 OFFICE OF NATIONAL DRUG CONTROL POLICY

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of National
20 Drug Control Policy; for research activities pursuant to
21 the Office of National Drug Control Policy Reauthoriza-
22 tion Act of 2006 (Public Law 109-469); not to exceed
23 \$10,000 for official reception and representation expenses;
24 and for participation in joint projects or in the provision
25 of services on matters of mutual interest with nonprofit,

1 research, or public organizations or agencies, with or with-
 2 out reimbursement, \$26,636,000; of which \$1,316,000
 3 shall remain available until expended for policy research
 4 and evaluation: *Provided*, That the Office is authorized to
 5 accept, hold, administer, and utilize gifts, both real and
 6 personal, public and private, without fiscal year limitation,
 7 for the purpose of aiding or facilitating the work of the
 8 Office.

9 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses for the Counterdrug Tech-
 12 nology Assessment Center for research activities pursuant
 13 to the Office of National Drug Control Policy Reauthor-
 14 ization Act of 2006 (Public Law 109-469), \$10,000,000,
 15 which shall remain available until expended, consisting of
 16 \$5,000,000 for counternarcotics research and development
 17 projects, and \$5,000,000 for the continued operation of
 18 the technology transfer program: *Provided*, That the
 19 \$5,000,000 for counternarcotics research and development
 20 projects shall be available for transfer to other Federal
 21 departments or agencies.

22 FEDERAL DRUG CONTROL PROGRAMS

23 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

24 (INCLUDING TRANSFERS OF FUNDS)

25 For necessary expenses of the Office of National
 26 Drug Control Policy's High Intensity Drug Trafficking

1 Areas Program authorized by the Office of National Drug
2 Control Policy Reauthorization Act of 2006 (Public Law
3 109-469), \$226,000,000 for drug control activities con-
4 sistent with the approved strategy for each of the des-
5 ignated High Intensity Drug Trafficking Areas, of which
6 no less than 51 percent shall be transferred to State and
7 local entities for drug control activities: *Provided*, That up
8 to 49 percent, to remain available until September 30,
9 2009, may be transferred to Federal agencies and depart-
10 ments at a rate to be determined by the Director, of which
11 not less than \$2,100,000 shall be used for auditing serv-
12 ices and associated activities: *Provided further*, That High
13 Intensity Drug Trafficking Areas Programs designated as
14 of September 30, 2007, shall be funded at no less than
15 the fiscal year 2007 initial allocation levels unless the Di-
16 rector submits to the Committees on Appropriations, and
17 the Committees approve, justification for changes in those
18 levels based on clearly articulated priorities for the High
19 Intensity Drug Trafficking Area Programs, as well as
20 published Office of National Drug Control Policy perform-
21 ance measures of effectiveness: *Provided further*, That a
22 request shall be submitted in compliance with the re-
23 programming guidelines to the Committees on Appropria-
24 tions for approval prior to the obligation of funds of an
25 amount in excess of the fiscal year 2007 budget request.

1 OTHER FEDERAL DRUG CONTROL PROGRAMS

2 (INCLUDING TRANSFER OF FUNDS)

3 For activities to support a national anti-drug cam-
4 paign for youth, and for other purposes, authorized by the
5 Office of National Drug Control Policy Reauthorization
6 Act of 2006 (Public Law 109–469), \$197,800,000, to re-
7 main available until expended, of which the amounts are
8 available as follows: \$93,000,000 to support a national
9 media campaign: *Provided*, That the Office of National
10 Drug Control Policy shall maintain funding for non-adver-
11 tising services for the media campaign at no less than the
12 fiscal year 2003 ratio of service funding to total funds and
13 shall continue the corporate outreach program as it oper-
14 ated prior to its cancellation; \$90,000,000 to continue a
15 program of matching grants to drug-free communities, of
16 which \$2,000,000 shall be made available as directed by
17 section 4 of Public Law 107–82, as amended by Public
18 Law 109–469 (21 U.S.C. 1521 note); \$1,000,000 for
19 training and technical assistance for drug court profes-
20 sionals; \$1,000,000 as directed by section 1105 of Public
21 Law 109–469; \$1,000,000 for demonstration programs as
22 authorized by section 1119 of Public Law 109–469;
23 \$9,600,000 for the United States Anti-Doping Agency for
24 anti-doping activities; \$1,700,000 for the United States
25 membership dues to the World Anti-Doping Agency; and

1 \$500,000 for evaluations and research related to National
 2 Drug Control Program performance measures: *Provided*
 3 *further*, That such funds may be transferred to other Fed-
 4 eral departments and agencies to carry out such activities:
 5 *Provided further*, That of the amounts appropriated for
 6 a national media campaign, not to exceed 10 percent shall
 7 be for administration, advertising production, research
 8 and testing, labor, and related costs of the national media
 9 campaign.

10 UNANTICIPATED NEEDS

11 UNANTICIPATED NEEDS

12 For expenses necessary to enable the President to
 13 meet unanticipated needs, in furtherance of the national
 14 interest, security, or defense which may arise at home or
 15 abroad during the current fiscal year, as authorized by
 16 ~~3 U.S.C. 108~~, \$1,000,000.

17 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE

18 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

19 SALARIES AND EXPENSES

20 For necessary expenses to enable the Vice President
 21 to provide assistance to the President in connection with
 22 specially assigned functions; services as authorized by ~~5~~
 23 U.S.C. 3109 and ~~3 U.S.C. 106~~, including subsistence ex-
 24 penses as authorized by ~~3 U.S.C. 106~~, which shall be ex-

1 pended and accounted for as provided in that section; and
 2 hire of passenger motor vehicles, \$4,432,000.

3 OPERATING EXPENSES

4 (INCLUDING TRANSFER OF FUNDS)

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

15 ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF

16 THE PRESIDENT

17 (INCLUDING TRANSFER OF FUNDS)

18 SEC. 201. From funds made available in this Act
 19 under the headings “White House Office”, “Executive
 20 Residence at the White House”, “White House Repair and
 21 Restoration”, “Council of Economic Advisors”, “National
 22 Security Council”, “Office of Administration”, “Office of
 23 Policy Development”, “Special Assistance to the Presi-
 24 dent”, and “Official Residence of the Vice President”, the
 25 Director of the Office of Management and Budget (or
 26 such other officer as the President may designate in writ-

ing), may, 15 days after giving notice to the House and Senate Committees on Appropriations, transfer not to exceed 10 percent of any such appropriation to any other such appropriation, to be merged with and available for the same time and for the same purposes as the appropriation to which transferred: *Provided*, That the amount of an appropriation shall not be increased by more than 50 percent by such transfers: *Provided further*, That no amount shall be transferred from “Special Assistance to the President” or “Official Residence of the Vice President” without the approval of the Vice President.

SEC. 202. The President shall submit to the Committees on Appropriations not later than 30 days after the date of the enactment of this Act, and prior to the initial obligation of funds appropriated under the heading “Office of National Drug Control Policy”, a financial plan on the proposed uses of all funds under the heading on a project-by-project basis, for which the obligation of funds is anticipated: *Provided*, That up to 20 percent of funds appropriated under this heading may be obligated before the submission of the report subject to prior approval of the Committees on Appropriations: *Provided further*, That the report shall be updated and submitted to the Committees on Appropriations every six months and shall include information detailing how the estimates and assumptions

1 contained in previous reports have changed: *Provided fur-*
 2 *ther*, That any new projects and changes in funding of
 3 ongoing projects shall be subject to the prior approval of
 4 the Committees on Appropriations.

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

7 TITLE III

8 THE JUDICIARY

9 SUPREME COURT OF THE UNITED STATES

10 SALARIES AND EXPENSES

11 For expenses necessary for the operation of the Su-
 12 preme Court, as required by law, excluding care of the
 13 building and grounds, including purchase or hire, driving,
 14 maintenance, and operation of an automobile for the Chief
 15 Justice, not to exceed \$10,000 for the purpose of trans-
 16 porting Associate Justices, and hire of passenger motor
 17 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
 18 to exceed \$10,000 for official reception and representation
 19 expenses; and for miscellaneous expenses, to be expended
 20 as the Chief Justice may approve, \$66,526,000, of which
 21 \$2,000,000 shall remain available until expended.

22 CARE OF THE BUILDING AND GROUNDS

23 For such expenditures as may be necessary to enable
 24 the Architect of the Capitol to carry out the duties im-
 25 posed upon the Architect by the Act approved May 7,

1 ~~1934 (40 U.S.C. 13a-13b), \$12,201,000, which shall re-~~
 2 ~~main available until expended.~~

3 ~~UNITED STATES COURT OF APPEALS FOR THE FEDERAL~~
 4 ~~CIRCUIT~~

5 ~~SALARIES AND EXPENSES~~

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

9 ~~UNITED STATES COURT OF INTERNATIONAL TRADE~~
 10 ~~SALARIES AND EXPENSES~~

11 ~~For salaries of the chief judge and eight judges, sala-~~
 12 ~~ries of the officers and employees of the court, services,~~
 13 ~~and necessary expenses of the court, as authorized by law,~~
 14 ~~\$16,544,000.~~

15 ~~COURTS OF APPEALS, DISTRICT COURTS, AND OTHER~~
 16 ~~JUDICIAL SERVICES~~

17 ~~SALARIES AND EXPENSES~~

18 ~~For the salaries of circuit and district judges (includ-~~
 19 ~~ing judges of the territorial courts of the United States),~~
 20 ~~justices and judges retired from office or from regular ac-~~
 21 ~~tive service, judges of the United States Court of Federal~~
 22 ~~Claims, bankruptcy judges, magistrate judges, and all~~
 23 ~~other officers and employees of the Federal Judiciary not~~
 24 ~~otherwise specifically provided for, and necessary expenses~~
 25 ~~of the courts, as authorized by law, \$4,660,590,000 (in-~~

1 eluding the purchase of firearms and ammunition); of
 2 which not to exceed \$27,817,000 shall remain available
 3 until expended for space alteration projects and for fur-
 4 niture and furnishings related to new space alteration and
 5 construction projects.

6 In addition, for expenses of the United States Court
 7 of Federal Claims associated with processing cases under
 8 the National Childhood Vaccine Injury Act of 1986 (Pub-
 9 lic Law 99-660), not to exceed \$4,099,000, to be appro-
 10 priated from the Vaccine Injury Compensation Trust
 11 Fund.

12 DEFENDER SERVICES

13 For the operation of Federal Defender organizations;
 14 the compensation and reimbursement of expenses of attor-
 15 neys appointed to represent persons under the Criminal
 16 Justice Act of 1964 (18 U.S.C. 3006A); the compensation
 17 and reimbursement of expenses of persons furnishing in-
 18 vestigative, expert and other services under the Criminal
 19 Justice Act of 1964 (18 U.S.C. 3006A(e)); the compensa-
 20 tion (in accordance with Criminal Justice Act maximums)
 21 and reimbursement of expenses of attorneys appointed to
 22 assist the court in criminal cases where the defendant has
 23 waived representation by counsel; the compensation and
 24 reimbursement of travel expenses of guardians ad litem
 25 acting on behalf of financially eligible minor or incom-

1 petent offenders in connection with transfers from the
 2 United States to foreign countries with which the United
 3 States has a treaty for the execution of penal sentences;
 4 the compensation of attorneys appointed to represent ju-
 5 rors in civil actions for the protection of their employment,
 6 as authorized by 28 U.S.C. 1875(d); and for necessary
 7 training and general administrative expenses;
 8 \$830,499,000, to remain available until expended.

9 FEES OF JURORS AND COMMISSIONERS

10 For fees and expenses of jurors as authorized by 28
 11 U.S.C. 1871 and 1876; compensation of jury commis-
 12 sioners as authorized by 28 U.S.C. 1863; and compensa-
 13 tion of commissioners appointed in condemnation cases
 14 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-
 15 cedure (28 U.S.C. Appendix Rule 71A(h)); \$62,350,000,
 16 to remain available until expended: *Provided*, That the
 17 compensation of land commissioners shall not exceed the
 18 daily equivalent of the highest rate payable under section
 19 5332 of title 5, United States Code.

20 COURT SECURITY

21 (INCLUDING TRANSFERS OF FUNDS)

22 For necessary expenses, not otherwise provided for,
 23 incident to the provision of protective guard services for
 24 United States courthouses and other facilities housing
 25 Federal court operations; and the procurement, installa-

1 tion, and maintenance of security systems and equipment
 2 for United States courthouses and other facilities housing
 3 Federal court operations, including building ingress-egress
 4 control, inspection of mail and packages, directed security
 5 patrols, perimeter security, basic security services provided
 6 by the Federal Protective Service, and other similar activi-
 7 ties as authorized by section 1010 of the Judicial Improve-
 8 ment and Access to Justice Act (Public Law 100-702),
 9 \$396,476,000, of which not to exceed \$15,000,000 shall
 10 remain available until expended, to be expended directly
 11 or transferred to the United States Marshals Service,
 12 which shall be responsible for administering the Judicial
 13 Facility Security Program consistent with standards or
 14 guidelines agreed to by the Director of the Administrative
 15 Office of the United States Courts and the Attorney Gen-
 16 eral.

17 ADMINISTRATIVE OFFICE OF THE UNITED STATES

18 COURTS

19 SALARIES AND EXPENSES

20 For necessary expenses of the Administrative Office
 21 of the United States Courts as authorized by law, includ-
 22 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
 23 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
 24 advertising and rent in the District of Columbia and else-

1 where, ~~\$75,667,000~~, of which not to exceed ~~\$8,500~~ is au-
 2 thorized for official reception and representation expenses.

3 FEDERAL JUDICIAL CENTER

4 SALARIES AND EXPENSES

5 For necessary expenses of the Federal Judicial Cen-
 6 ter, as authorized by Public Law 90-219, ~~\$23,994,000~~;
 7 of which ~~\$1,800,000~~ shall remain available through Sep-
 8 tember 30, 2009, to provide education and training to
 9 Federal court personnel; and of which not to exceed
 10 ~~\$1,500~~ is authorized for official reception and representa-
 11 tion expenses.

12 JUDICIAL RETIREMENT FUNDS

13 PAYMENT TO JUDICIARY TRUST FUNDS

14 For payment to the Judicial Officers' Retirement
 15 Fund, as authorized by 28 U.S.C. 377(o), ~~\$59,400,000~~;
 16 to the Judicial Survivors' Annuities Fund, as authorized
 17 by 28 U.S.C. 376(e), ~~\$2,300,000~~; and to the United
 18 States Court of Federal Claims Judges' Retirement Fund,
 19 as authorized by 28 U.S.C. 178(l), ~~\$3,700,000~~.

20 UNITED STATES SENTENCING COMMISSION

21 SALARIES AND EXPENSES

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

1 ADMINISTRATIVE PROVISIONS—THE JUDICIARY
2 (INCLUDING TRANSFER OF FUNDS)

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

6 SEC. 302. Not to exceed 5 percent of any appropria-
7 tion made available for the current fiscal year for the Judi-
8 ciary in this Act may be transferred between such appro-
9 priations, but no such appropriation, except “Courts of
10 Appeals, District Courts, and Other Judicial Services, De-
11 fender Services” and “Courts of Appeals, District Courts,
12 and Other Judicial Services, Fees of Jurors and Commis-
13 sioners”, shall be increased by more than 10 percent by
14 any such transfers: *Provided*, That any transfer pursuant
15 to this section shall be treated as a reprogramming of
16 funds under sections 605 and 610 of this Act and shall
17 not be available for obligation or expenditure except in
18 compliance with the procedures set forth in that section.

19 SEC. 303. Notwithstanding any other provision of
20 law, the salaries and expenses appropriation for “Courts
21 of Appeals, District Courts, and Other Judicial Services”
22 shall be available for official reception and representation
23 expenses of the Judicial Conference of the United States:
24 *Provided*, That such available funds shall not exceed
25 \$11,000 and shall be administered by the Director of the

1 Administrative Office of the United States Courts in the
2 capacity as Secretary of the Judicial Conference.

3 ~~SEC. 304.~~ Within 90 days after the date of the enact-
4 ment of this Act, the Administrative Office of the U.S.
5 Courts shall submit to the Committees on Appropriations
6 a comprehensive financial plan for the Judiciary allocating
7 all sources of available funds including appropriations, fee
8 collections, and carryover balances, to include a separate
9 and detailed plan for the Judiciary Information Tech-
10 nology fund.

11 ~~SEC. 305.~~ Section 203(e) of the Judicial Improve-
12 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133
13 note) is amended in the sixth sentence (relating to the
14 Northern District of Ohio), by striking “15 years” and
15 inserting “20 years”.

16 This title may be cited as “The Judiciary Appropria-
17 tions Act, 2008”.

18 TITLE IV

19 DISTRICT OF COLUMBIA

20 FEDERAL FUNDS

21 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

22 For a Federal payment to the District of Columbia,
23 to be deposited into a dedicated account, for a nationwide
24 program to be administered by the Mayor, for District of
25 Columbia resident tuition support, \$35,100,000, to remain

1 available until expended: *Provided*, That such funds, in-
2 cluding any interest accrued thereon, may be used on be-
3 half of eligible District of Columbia residents to pay an
4 amount based upon the difference between in-State and
5 out-of-State tuition at public institutions of higher edu-
6 cation, or to pay up to \$2,500 each year at eligible private
7 institutions of higher education: *Provided further*, That the
8 awarding of such funds may be prioritized on the basis
9 of a resident's academic merit, the income and need of
10 eligible students and such other factors as may be author-
11 ized: *Provided further*, That the District of Columbia gov-
12 ernment shall maintain a dedicated account for the Resi-
13 dent Tuition Support Program that shall consist of the
14 Federal funds appropriated to the Program in this Act
15 and any subsequent appropriations, any unobligated bal-
16 ances from prior fiscal years, and any interest earned in
17 this or any fiscal year: *Provided further*, That the account
18 shall be under the control of the District of Columbia
19 Chief Financial Officer, who shall use those funds solely
20 for the purposes of carrying out the Resident Tuition Sup-
21 port Program: *Provided further*, That the Office of the
22 Chief Financial Officer shall provide a quarterly financial
23 report to the Committees on Appropriations of the House
24 of Representatives and Senate for these funds showing,
25 by object class, the expenditures made and the purpose

1 therefor: *Provided further*, That not more than \$1,200,000
 2 of the total amount appropriated for this program may
 3 be used for administrative expenses.

4 FEDERAL PAYMENT FOR EMERGENCY PLANNING AND
 5 SECURITY COSTS IN THE DISTRICT OF COLUMBIA

6 For necessary expenses, as determined by the Mayor
 7 of the District of Columbia in written consultation with
 8 the elected county or city officials of surrounding jurisdic-
 9 tions, \$3,352,000, to remain available until expended, to
 10 reimburse the District of Columbia for the costs of pro-
 11 viding public safety at events related to the presence of
 12 the national capital in the District of Columbia and for
 13 the costs of providing support to respond to immediate
 14 and specific terrorist threats or attacks in the District of
 15 Columbia or surrounding jurisdictions of which not to ex-
 16 ceed \$352,000 is for the District of Columbia National
 17 Guard: *Provided*, That any amount provided under this
 18 heading shall be available only after such amount has been
 19 apportioned pursuant to chapter 15 of title 31, United
 20 States Code.

21 DISTRICT OF COLUMBIA COURTS

22 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
 23 COURTS

24 For salaries and expenses for the District of Colum-
 25 bia Courts, \$256,395,000, to be allocated as follows: for

1 the District of Columbia Court of Appeals, \$10,800,000;
2 of which not to exceed \$1,500 is for official reception and
3 representation expenses; for the District of Columbia Su-
4 perior Court, \$100,543,000, of which not to exceed \$1,500
5 is for official reception and representation expenses; for
6 the District of Columbia Court System, \$54,052,000, of
7 which not to exceed \$1,500 is for official reception and
8 representation expenses; and \$91,000,000, to remain
9 available until September 30, 2009, for capital improve-
10 ments for District of Columbia courthouse facilities: *Pro-*
11 *vided*, That notwithstanding any other provision of law,
12 a single contract or related contracts for development and
13 construction of facilities may be employed which collec-
14 tively include the full scope of the project: *Provided fur-*
15 *ther*, That the solicitation and contract shall contain the
16 clause “availability of Funds” found at 48 CFR 52.232-
17 18: *Provided further*, That funds made available for capital
18 improvements shall be expended consistent with the Gen-
19 eral Services Administration (GSA) master plan study and
20 building evaluation report: *Provided further*, That notwith-
21 standing any other provision of law, all amounts under
22 this heading shall be apportioned quarterly by the Office
23 of Management and Budget and obligated and expended
24 in the same manner as funds appropriated for salaries and
25 expenses of other Federal agencies, with payroll and finan-

For payments authorized under section 11-2604 and section 11-2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the District of Columbia under chapter 23 of title 16, D.C. Official Code, or pursuant to contractual agreements to

1 provide guardian ad litem representation, training, tech-
2 nical assistance and such other services as are necessary
3 to improve the quality of guardian ad litem representation,
4 payments for counsel appointed in adoption proceedings
5 under chapter 3 of title 16, D.C. Code, and payments for
6 counsel authorized under section 21-2060, D.C. Official
7 Code (relating to representation provided under the Dis-
8 trict of Columbia Guardianship, Protective Proceedings,
9 and Durable Power of Attorney Act of 1986),
10 \$52,475,000, to remain available until expended: *Pro-*
11 *vided*, That the funds provided in this Act under the head-
12 ing “Federal Payment to the District of Columbia Courts”
13 (other than the \$91,000,000 provided under such heading
14 for capital improvements for District of Columbia court-
15 house facilities) may also be used for payments under this
16 heading: *Provided further*, That in addition to the funds
17 provided under this heading, the Joint Committee on Ju-
18 dicial Administration in the District of Columbia may use
19 funds provided in this Act under the heading “Federal
20 Payment to the District of Columbia Courts” (other than
21 the \$91,000,000 provided under such heading for capital
22 improvements for District of Columbia courthouse facili-
23 ties), to make payments described under this heading for
24 obligations incurred during any fiscal year: *Provided fur-*
25 *ther*, That funds provided under this heading shall be ad-

1 ministered by the Joint Committee on Judicial Adminis-
2 tration in the District of Columbia: *Provided further*, That
3 notwithstanding any other provision of law, this appro-
4 priation shall be apportioned quarterly by the Office of
5 Management and Budget and obligated and expended in
6 the same manner as funds appropriated for expenses of
7 other Federal agencies, with payroll and financial services
8 to be provided on a contractual basis with the General
9 Services Administration (GSA), and such services shall in-
10 clude the preparation of monthly financial reports, copies
11 of which shall be submitted directly by GSA to the Presi-
12 dent and to the Committees on Appropriations of the
13 House of Representatives and Senate, the Committee on
14 Oversight and Government Reform of the House of Rep-
15 resentatives, and the Committee on Homeland Security
16 and Governmental Affairs of the Senate.

17 FEDERAL PAYMENT TO THE COURT SERVICES AND
18 OFFENDER SUPERVISION AGENCY FOR THE DISTRICT OF
19 COLUMBIA

20 For salaries and expenses, including the transfer and
21 hire of motor vehicles, of the Court Services and Offender
22 Supervision Agency for the District of Columbia, as au-
23 thorized by the National Capital Revitalization and Self-
24 Government Improvement Act of 1997, \$190,343,000, of
25 which not to exceed \$2,000 is for official receptions and

1 representation expenses related to Community Supervision
2 and Pretrial Services Agency programs; of which not to
3 exceed \$25,000 is for dues and assessments relating to
4 the implementation of the Court Services and Offender
5 Supervision Agency Interstate Supervision Act of 2002;
6 of which not to exceed \$400,000 for the Community Su-
7 pervision program and \$160,000 for the Pretrial Services
8 program, both to remain available until September 30,
9 2009, are for Information Technology infrastructure en-
10 hancement acquisitions; of which \$140,499,000 shall be
11 for necessary expenses of Community Supervision and Sex
12 Offender Registration, to include expenses relating to the
13 supervision of adults subject to protection orders or the
14 provision of services for or related to such persons; of
15 which \$49,849,000 shall be available to the Pretrial Serv-
16 ices Agency: *Provided*, That notwithstanding any other
17 provision of law, all amounts under this heading shall be
18 apportioned quarterly by the Office of Management and
19 Budget and obligated and expended in the same manner
20 as funds appropriated for salaries and expenses of other
21 Federal agencies: *Provided further*, That the Director is
22 authorized to accept and use gifts in the form of in-kind
23 contributions of space and hospitality to support offender
24 and defendant programs, and equipment and vocational
25 training services to educate and train offenders and de-

1 ~~defendants: *Provided further*, That the Director shall keep~~
 2 ~~accurate and detailed records of the acceptance and use~~
 3 ~~of any gift or donation under the previous proviso, and~~
 4 ~~shall make such records available for audit and public in-~~
 5 ~~spection: *Provided further*, That the Court Services and~~
 6 ~~Offender Supervision Agency Director is authorized to ac-~~
 7 ~~cept and use reimbursement from the District of Columbia~~
 8 ~~Government for space and services provided on a cost re-~~
 9 ~~imbursable basis.~~

10 ~~FEDERAL PAYMENT TO DISTRICT OF COLUMBIA PUBLIC~~
 11 ~~DEFENDER SERVICE~~

12 ~~For salaries and expenses, including the transfer and~~
 13 ~~hire of motor vehicles, of the District of Columbia Public~~
 14 ~~Defender Service, as authorized by the National Capital~~
 15 ~~Revitalization and Self-Government Improvement Act of~~
 16 ~~1997, \$32,710,000: *Provided*, That notwithstanding any~~
 17 ~~other provision of law, all amounts under this heading~~
 18 ~~shall be apportioned quarterly by the Office of Manage-~~
 19 ~~ment and Budget and obligated and expended in the same~~
 20 ~~manner as funds appropriated for salaries and expenses~~
 21 ~~of Federal agencies.~~

22 ~~FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA~~
 23 ~~WATER AND SEWER AUTHORITY~~

24 ~~For a Federal payment to the District of Columbia~~
 25 ~~Water and Sewer Authority, \$12,000,000, to remain avail-~~

1 able until expended, to continue implementation of the
 2 Combined Sewer Overflow Long-Term Plan: *Provided,*
 3 That the District of Columbia Water and Sewer Authority
 4 provide a match of \$7,000,000 and the District of Colum-
 5 bia provide a match of \$5,000,000 in local funds for this
 6 payment.

7 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE

8 COORDINATING COUNCIL

9 For a Federal payment to the Criminal Justice Co-
 10 ordinating Council, \$1,300,000, to remain available until
 11 expended, to support initiatives related to the coordination
 12 of Federal and local criminal justice resources in the Dis-
 13 trict of Columbia.

14 FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF

15 FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

16 For a Federal payment to the Office of the Chief Fi-
 17 nancial Officer of the District of Columbia, \$6,148,000:
 18 *Provided,* That each entity that receives funding under
 19 this heading shall submit to the Office of the Chief Finan-
 20 cial Officer of the District of Columbia (CFO) a report
 21 on the activities to be carried out with such funds no later
 22 than March 15, 2008, and the CFO shall submit a com-
 23 prehensive report to the Committees on Appropriations of
 24 the House of Representatives and the Senate no later than
 25 June 1, 2008.

FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY
FACILITY

HR 2829 RS

1 FEDERAL PAYMENT FOR CENTRAL LIBRARY AND
2 BRANCH LOCATIONS

3 For a Federal payment to the District of Columbia,
4 \$10,000,000, to remain available until expended, for the
5 Federal contribution toward costs associated with the ren-
6 ovation and rehabilitation of District libraries.

7 FEDERAL PAYMENT TO REIMBURSE THE FEDERAL
8 BUREAU OF INVESTIGATION

9 For a Federal payment to the District of Columbia,
10 \$4,000,000, to remain available until September 30, 2010,
11 for reimbursement to the Federal Bureau of Investigation
12 for additional laboratory services, including DNA analysis,
13 performed for cases currently waiting analysis.

14 DISTRICT OF COLUMBIA FUNDS

15 The following amounts are appropriated for the Dis-
16 trict of Columbia for the current fiscal year out of the
17 general fund of the District of Columbia, except as other-
18 wise specifically provided: *Provided*, That notwithstanding
19 any other provision of law, except as provided in section
20 450A of the District of Columbia Home Rule Act (114
21 Stat. 2440) (D.C. Official Code, section 1-204.50a) and
22 provisions of this Act, the total amount appropriated in
23 this Act for operating expenses for the District of Colum-
24 bia for fiscal year 2008 under this heading shall not ex-
25 ceed the lesser of the sum of the total revenues of the

1 District of Columbia for such fiscal year or
 2 \$9,777,362,000 (of which \$6,022,444,000 shall be from
 3 local funds, \$2,015,853,000 shall be from Federal grant
 4 funds, \$1,730,503,000 shall be from other funds, and
 5 \$8,562,000 shall be from private funds), in addition,
 6 \$116,552,000 from funds previously appropriated in this
 7 Act as Federal payments: *Provided further*, That of the
 8 local funds, \$153,900,000 shall be derived from the Dis-
 9 trict's general fund balance: *Provided further*, That of
 10 these funds the District's intradistrict authority shall be
 11 \$648,289,000: *Provided further*, That in addition, for
 12 capital construction projects, there is appropriated an in-
 13 crease of \$1,595,503,000, of which \$1,042,712,000 shall
 14 be from local funds, \$38,523,000 from the District of Co-
 15 lumbia Highway Trust Fund, \$73,260,000 from the
 16 Local Street Maintenance Fund, \$75,000,000 from rev-
 17 enue bonds, \$150,000,000 from financing for construc-
 18 tion of a consolidated laboratory facility, \$30,000,000 for
 19 construction of a baseball stadium, \$186,008,000 from
 20 Federal grant funds, and a rescission of \$212,696,000
 21 from local funds appropriated under this heading in prior
 22 fiscal years (of which \$187,450,000 are from local funds
 23 and \$51,444,000 are from the Local Street Maintenance
 24 Fund), for a net amount of \$1,382,807,000, to remain
 25 available until expended: *Provided further*, That the

1 amounts provided under this heading are to be subject to
2 the provisions of and allocated and expended as proposed
3 under “Title III—District of Columbia Funds” of the
4 Fiscal Year 2008 Proposed Budget and Financial Plan
5 submitted to the Congress of the United States by the
6 District of Columbia on June 7, 2007: *Provided further*,
7 That this amount may be increased by proceeds of one-
8 time transactions, which are expended for emergency or
9 unanticipated operating or capital needs: *Provided fur-*
10 *ther*, That such increases shall be approved by enactment
11 of local District law and shall comply with all reserve re-
12 quirements contained in the District of Columbia Home
13 Rule Act approved December 24, 1973 (87 Stat. 777;
14 D.C. Official Code, section 1–201.01 et seq.) as amended
15 by this Act: *Provided further*, That the Chief Financial
16 Officer of the District of Columbia shall take such steps
17 as are necessary to assure that the District of Columbia
18 meets these requirements, including the apportioning by
19 the Chief Financial Officer of the appropriations and
20 funds made available to the District during fiscal year
21 2008, except that the Chief Financial Officer may not re-
22 program for operating expenses any funds derived from
23 bonds, notes, or other obligations issued for capital
24 projects.

~~INDEPENDENT AGENCIES~~

~~SALARIES AND EXPENSES~~

7 For necessary expenses of the Consumer Product
8 Safety Commission, including hire of passenger motor ve-
9 hicles, services as authorized by 5 U.S.C. 3109, but at
10 rates for individuals not to exceed the per diem rate equiv-
11 alent to the maximum rate payable under 5 U.S.C. 5376;
12 purchase of nominal awards to recognize non-Federal offi-
13 cials' contributions to Commission activities, and not to
14 exceed \$500 for official reception and representation ex-
15 penses, \$66,838,000.

~~SALARIES AND EXPENSES~~

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

25 For necessary expenses to carry out programs under
26 the Help America Vote Act of 2002 (Public Law 107-

1 ~~252), \$300,950,000: *Provided*, That of the amount appro-~~
 2 ~~priated under this heading, \$300,000,000 shall be avail-~~
 3 ~~able for requirements payments under section 257 of such~~
 4 ~~Act, but only for States that file a new State plan under~~
 5 ~~section 253(b)(1) of such Act for fiscal year 2008: *Pro-*~~
 6 ~~*vided further*, That of the amount appropriated under this~~
 7 ~~heading, \$750,000 shall be available for the Help America~~
 8 ~~Vote College Program under title V of such Act: *Provided*~~
 9 ~~*further*, That of the amount appropriated under this head-~~
 10 ~~ing, \$200,000 shall be available for the National Student~~
 11 ~~and Parent Mock Election under part 6 of subtitle D of~~
 12 ~~title II of such Act.~~

13 FEDERAL COMMUNICATIONS COMMISSION

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses of the Federal Communica-
 17 tions Commission, as authorized by law, including uni-
 18 forms and allowances therefor, as authorized by 5 U.S.C.
 19 5901–5902; not to exceed \$4,000 for official reception and
 20 representation expenses; purchase and hire of motor vehi-
 21 cles; special counsel fees; and services as authorized by
 22 5 U.S.C. 3109, ~~\$313,000,000: *Provided*, That offsetting~~
 23 ~~collections shall be assessed and collected pursuant to sec-~~
 24 ~~tion 9 of title I of the Communications Act of 1934, of~~
 25 ~~which \$312,000,000 shall be retained and used for nec-~~
 26 ~~essary expenses in this appropriation, and shall remain~~

1 available until expended: *Provided further*, That the sum
 2 herein appropriated shall be reduced as such offsetting
 3 collections are received during fiscal year 2008 so as to
 4 result in a final fiscal year 2008 appropriation estimated
 5 at \$1,000,000: *Provided further*, That any offsetting col-
 6 lections received in excess of \$312,000,000 in fiscal year
 7 2008 shall not be available for obligation: *Provided further*,
 8 That remaining offsetting collections from prior years col-
 9 lected in excess of the amount specified for collection in
 10 each such year and otherwise becoming available on Octo-
 11 ber 1, 2007, shall not be available for obligation: *Provided*
 12 *further*, That notwithstanding 47 U.S.C. 309(j)(8)(B),
 13 proceeds from the use of a competitive bidding system that
 14 may be retained and made available for obligation shall
 15 not exceed \$85,000,000 for fiscal year 2008: *Provided fur-*
 16 *ther*, That in addition, not to exceed \$20,980,000 may be
 17 transferred from the Universal Service Fund in fiscal year
 18 2008, to remain available until expended, to monitor the
 19 Universal Service Fund program to prevent and remedy
 20 waste, fraud and abuse, and to conduct audits and inves-
 21 tigations by the Office of Inspector General.

22 FEDERAL DEPOSIT INSURANCE CORPORATION

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
 25 General in carrying out the provisions of the Inspector

1 General Act of 1978, \$26,848,000, to be derived from the
 2 Deposit Insurance Fund and the FSLIC Resolution Fund.

3 FEDERAL ELECTION COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out the provisions
 6 of the Federal Election Campaign Act of 1971,
 7 \$59,224,000, of which no less than \$8,100,000 shall be
 8 available for internal automated data processing systems,
 9 and of which not to exceed \$5,000 shall be available for
 10 reception and representation expenses.

11 FEDERAL LABOR RELATIONS AUTHORITY

12 SALARIES AND EXPENSES

13 For necessary expenses to carry out functions of the
 14 Federal Labor Relations Authority, pursuant to Reorga-
 15 nization Plan Numbered 2 of 1978, and the Civil Service
 16 Reform Act of 1978, including services authorized by 5
 17 U.S.C. 3109, and including hire of experts and consult-
 18 ants, hire of passenger motor vehicles, and rental of con-
 19 ference rooms in the District of Columbia and elsewhere,
 20 \$23,641,000: *Provided*, That public members of the Fed-
 21 eral Service Impasses Panel may be paid travel expenses
 22 and per diem in lieu of subsistence as authorized by law
 23 (5 U.S.C. 5703) for persons employed intermittently in
 24 the Government service, and compensation as authorized
 25 by 5 U.S.C. 3109: *Provided further*, That notwithstanding

1 ~~31 U.S.C. 3302~~, funds received from fees charged to non-
 2 Federal participants at labor-management relations con-
 3 ferences shall be credited to and merged with this account,
 4 to be available without further appropriation for the costs
 5 of carrying out these conferences.

6 ~~FEDERAL TRADE COMMISSION~~

7 ~~SALARIES AND EXPENSES~~

8 For necessary expenses of the Federal Trade Com-
 9 mission, including uniforms or allowances therefor, as au-
 10 thorized by ~~5 U.S.C. 5901–5902~~, services as authorized
 11 by ~~5 U.S.C. 3109~~, hire of passenger motor vehicles, and
 12 not to exceed \$2,000 for official reception and representa-
 13 tion expenses, ~~\$247,489,000~~, to remain available until ex-
 14 pended: *Provided*, That not to exceed \$300,000 shall be
 15 available for use to contract with a person or persons for
 16 collection services in accordance with the terms of ~~31~~
 17 ~~U.S.C. 3718~~: *Provided further*, That, notwithstanding any
 18 other provision of law, not to exceed ~~\$139,000,000~~ of off-
 19 setting collections derived from fees collected for
 20 premerger notification filings under the Hart-Scott-Ro-
 21 dino Antitrust Improvements Act of 1976 (~~15 U.S.C.~~
 22 ~~18a~~), regardless of the year of collection, shall be retained
 23 and used for necessary expenses in this appropriation:
 24 *Provided further*, That, notwithstanding any other provi-
 25 sion of law, not to exceed \$20,000,000 in offsetting collec-

1 tions derived from fees sufficient to implement and enforce
 2 the Telemarketing Sales Rule, promulgated under the
 3 Telemarketing and Consumer Fraud and Abuse Preven-
 4 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this
 5 account, and be retained and used for necessary expenses
 6 in this appropriation: *Provided further*, That the sum here-
 7 in appropriated from the general fund shall be reduced
 8 as such offsetting collections are received during fiscal
 9 year 2008, so as to result in a final fiscal year 2008 appro-
 10 priation from the general fund estimated at not more than
 11 \$88,489,000: *Provided further*, That none of the funds
 12 made available to the Federal Trade Commission may be
 13 used to implement subsection (c)(2)(B) of section 43 of
 14 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

15 GENERAL SERVICES ADMINISTRATION

16 REAL PROPERTY ACTIVITIES

17 FEDERAL BUILDINGS FUND

18 LIMITATION ON AVAILABILITY OF REVENUE

19 For an additional amount to be deposited in the Fed-
 20 eral Buildings Fund, \$88,144,000. Amounts in the fund,
 21 including the revenues and collections deposited into the
 22 Fund shall be available for necessary expenses of real
 23 property management and related activities not otherwise
 24 provided for, including operation, maintenance, and pro-
 25 tection of federally owned and leased buildings; rental of
 26 buildings in the District of Columbia; restoration of leased

1 premises; moving governmental agencies (including space
2 adjustments and telecommunications relocation expenses)
3 in connection with the assignment, allocation and transfer
4 of space; contractual services incident to cleaning or serv-
5 icing buildings; and moving; repair and alteration of feder-
6 ally owned buildings including grounds, approaches and
7 appurtenances; care and safeguarding of sites; mainte-
8 nance, preservation, demolition, and equipment; acquisi-
9 tion of buildings and sites by purchase, condemnation, or
10 as otherwise authorized by law; acquisition of options to
11 purchase buildings and sites; conversion and extension of
12 federally owned buildings; preliminary planning and de-
13 sign of projects by contract or otherwise; construction of
14 new buildings (including equipment for such buildings);
15 and payment of principal, interest, and any other obliga-
16 tions for public buildings acquired by installment purchase
17 and purchase contract; in the aggregate amount of
18 \$7,834,612,000, of which: (1) \$524,540,000 shall remain
19 available until expended for construction (including funds
20 for sites and expenses and associated design and construc-
21 tion services) of additional projects at the following loca-
22 tions:

23 New Construction:

24 Arizona:

1 San Luis, Land Port of Entry I,
2 \$7,053,000.

3 California:

4 San Ysidro, Land Port of Entry,
5 \$37,742,000.

6 District of Columbia:

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

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

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

13 Maine:

14 Madawaska, Land Port of Entry,
15 \$17,160,000.

16 Maryland:

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

19 Minnesota:

20 Warroad, Land Port of Entry,
21 \$43,628,000.

22 New York:

23 Alexandria Bay, Land Port of Entry,
24 \$11,676,000.

25 Texas:

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

3 Vermont:

4 Derby Line, Land Port of Entry,
5 \$33,139,000.

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

7 *Provided*, That each of the foregoing limits of costs on
8 new construction projects may be exceeded to the extent
9 that savings are effected in other such projects, but not
10 to exceed 10 percent of the amounts included in an ap-
11 proved prospectus, if required, unless advance approval is
12 obtained from the Committees on Appropriations of a
13 greater amount: *Provided further*, That all funds for direct
14 construction projects shall expire on September 30, 2009,
15 and remain in the Federal Buildings Fund except for
16 funds for projects as to which funds for design or other
17 funds have been obligated in whole or in part prior to such
18 date; (2) \$733,267,000 shall remain available until ex-
19 pended for repairs and alterations, which includes associ-
20 ated design and construction services:

21 Repairs and Alterations:

22 District of Columbia:

23 Eisenhower Executive Office Building,
24 Phase III, \$172,279,000.

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

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

2 Nevada:

3 Reno, C. Clifton Young Federal Building
4 and Courthouse, \$12,793,000.

5 New York:

6 New York, Thurgood Marshall United
7 States Courthouse, \$170,544,000.

8 West Virginia:

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

11 Special Emphasis Programs:

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

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

14 Basic Repairs and Alterations, \$278,984,000.

15 *Provided further,* That funds made available in this or any
16 previous Act in the Federal Buildings Fund for Repairs
17 and Alterations shall, for prospectus projects, be limited
18 to the amount identified for each project, except each
19 project in this or any previous Act may be increased by
20 an amount not to exceed 10 percent unless advance ap-
21 proval is obtained from the Committees on Appropriations
22 of a greater amount: *Provided further,* That additional
23 projects for which prospectuses have been fully approved
24 may be funded under this category only if advance ap-
25 proval is obtained from the Committees on Appropria-

1 tions: *Provided further*, That the amounts provided in this
2 or any prior Act for “Repairs and Alterations” may be
3 used to fund costs associated with implementing security
4 improvements to buildings necessary to meet the minimum
5 standards for security in accordance with current law and
6 in compliance with the reprogramming guidelines of the
7 appropriate Committees of the House and Senate: *Pro-*
8 *vided further*, That the difference between the funds ap-
9 propriated and expended on any projects in this or any
10 prior Act, under the heading “Repairs and Alterations”,
11 may be transferred to Basic Repairs and Alterations or
12 used to fund authorized increases in prospectus projects:
13 *Provided further*, That all funds for repairs and alterations
14 prospectus projects shall expire on September 30, 2009,
15 and remain in the Federal Buildings Fund except funds
16 for projects as to which funds for design or other funds
17 have been obligated in whole or in part prior to such date:
18 *Provided further*, That the amount provided in this or any
19 prior Act for Basic Repairs and Alterations may be used
20 to pay claims against the Government arising from any
21 projects under the heading “Repairs and Alterations” or
22 used to fund authorized increases in prospectus projects;
23 (3) \$155,781,000 for installment acquisition payments in-
24 cluding payments on purchase contracts which shall re-
25 main available until expended; (4) \$4,315,534,000 for

1 rental of space which shall remain available until ex-
2 pended; and (5) \$2,105,490,000 for building operations
3 which shall remain available until expended: *Provided fur-*
4 *ther*, That funds available to the General Services Admin-
5 istration shall not be available for expenses of any con-
6 struction, repair, alteration and acquisition project for
7 which a prospectus, if required by the Public Buildings
8 Act of 1959, as amended, has not been approved, except
9 that necessary funds may be expended for each project
10 for required expenses for the development of a proposed
11 prospectus: *Provided further*, That funds available in the
12 Federal Buildings Fund may be expended for emergency
13 repairs when advance approval is obtained from the Com-
14 mittees on Appropriations: *Provided further*, That
15 amounts necessary to provide reimbursable special services
16 to other agencies under section 210(f)(6) of the Federal
17 Property and Administrative Services Act of 1949, as
18 amended (40 U.S.C. 592(b)(2)) and amounts to provide
19 such reimbursable fencing, lighting, guard booths, and
20 other facilities on private or other property not in Govern-
21 ment ownership or control as may be appropriate to enable
22 the United States Secret Service to perform its protective
23 functions pursuant to 18 U.S.C. 3056, shall be available
24 from such revenues and collections: *Provided further*, That
25 revenues and collections and any other sums accruing to

1 this Fund during fiscal year 2008, excluding reimburse-
 2 ments under section 210(f)(6) of the Federal Property
 3 and Administrative Services Act of 1949 (40 U.S.C.
 4 592(b)(2)) in excess of the aggregate new obligational au-
 5 thority authorized for Real Property Activities of the Fed-
 6 eral Buildings Fund in this Act shall remain in the Fund
 7 and shall not be available for expenditure except as au-
 8 thorized in appropriations Acts.

9 GENERAL ACTIVITIES

10 POLICY AND OPERATIONS

11 For expenses authorized by law, not otherwise pro-
 12 vided for, for Government-wide policy and evaluation ac-
 13 tivities associated with the management of real and per-
 14 sonal property assets and certain administrative services;
 15 Government-wide policy support responsibilities relating to
 16 acquisition, telecommunications, information technology
 17 management, and related technology activities; Govern-
 18 ment-wide activities associated with utilization and dona-
 19 tion of surplus personal property; disposal of real prop-
 20 erty; providing Internet access to Federal information and
 21 services; agency-wide policy direction and management;
 22 the Civilian Board of Contract Appeals; services as au-
 23 thorized by 5 U.S.C. 3109; and not to exceed \$7,500 for
 24 official reception and representation expenses;
 25 \$142,945,000 (reduced by \$8,000,000), of which
 26 \$44,984,000 is for the Office of Government-Wide Policy:

1 ~~Provided,~~ That any change in the amount specified herein
 2 for the Office of Government-Wide Policy may only be
 3 made ~~15~~ days following approval of the Committees on
 4 Appropriations.

5 OFFICE OF INSPECTOR GENERAL

6 For necessary expenses of the Office of Inspector
 7 General and service authorized by ~~5~~ U.S.C. 3109,
 8 \$47,382,000 (increased by \$6,000,000): ~~Provided,~~ That
 9 not to exceed \$15,000 shall be available for payment for
 10 information and detection of fraud against the Govern-
 11 ment, including payment for recovery of stolen Govern-
 12 ment property: ~~Provided further,~~ That not to exceed
 13 \$2,500 shall be available for awards to employees of other
 14 Federal agencies and private citizens in recognition of ef-
 15 forts and initiatives resulting in enhanced Office of Inspec-
 16 tor General effectiveness.

17 ELECTRONIC GOVERNMENT FUND

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses in support of interagency
 20 projects that enable the Federal Government to expand
 21 its ability to conduct activities electronically, through the
 22 development and implementation of innovative uses of the
 23 Internet and other electronic methods, \$2,970,000, to re-
 24 main available until expended: ~~Provided,~~ That these funds
 25 may be transferred to Federal agencies to carry out the
 26 purposes of the Fund: ~~Provided further,~~ That this transfer

10 For carrying out the provisions of the Act of August
11 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138,
12 \$2,500,000: *Provided*, That the Administrator of General
13 Services shall transfer to the Secretary of the Treasury
14 such sums as may be necessary to carry out the provisions
15 of such Acts.

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

1 shall remain in the Fund and shall not be available for
 2 expenditure except as authorized in appropriations Acts.

3 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

4 ADMINISTRATION

5 (INCLUDING TRANSFERS OF FUNDS)

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

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

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

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

1 cial Conference of the United States, and the Office of
2 Management and Budget; and (2) does not reflect the pri-
3 orities of the Judicial Conference of the United States as
4 set out in its approved 5-year construction plan: *Provided*,
5 That the fiscal year 2009 request must be accompanied
6 by a standardized courtroom utilization study of each fa-
7 cility to be constructed, replaced, or expanded.

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

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

1 MERIT SYSTEMS PROTECTION BOARD

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out functions of the
5 Merit Systems Protection Board pursuant to Reorganiza-
6 tion Plan Numbered 2 of 1978, the Civil Service Reform
7 Act of 1978, and the Whistleblower Protection Act of
8 1989 (5 U.S.C. 5509 note), including services as author-
9 ized by 5 U.S.C. 3109, rental of conference rooms in the
10 District of Columbia and elsewhere, hire of passenger
11 motor vehicles, direct procurement of survey printing, and
12 not to exceed \$2,000 for official reception and representa-
13 tion expenses, \$37,507,000, together with not to exceed
14 \$2,579,000 for administrative expenses to adjudicate re-
15 tirement appeals to be transferred from the Civil Service
16 Retirement and Disability Fund in amounts determined
17 by the Merit Systems Protection Board.

18 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN

19 NATIONAL ENVIRONMENTAL POLICY FOUNDATION

20 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN

21 NATIONAL ENVIRONMENTAL POLICY TRUST FUND

22 (INCLUDING TRANSFER OF FUNDS)

23 For payment to the Morris K. Udall Scholarship and
24 Excellence in National Environmental Policy Trust Fund,
25 pursuant to the Morris K. Udall Scholarship and Excel-
26 lence in National Environmental and Native American

1 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.);
 2 \$2,000,000, to remain available until expended, of which
 3 up to \$50,000 shall be used to conduct financial audits
 4 pursuant to the Accountability of Tax Dollars Act of 2002
 5 (Public Law 107–289) notwithstanding sections 8 and 9
 6 of Public Law 102–259: *Provided*, That up to 60 percent
 7 of such funds may be transferred by the Morris K. Udall
 8 Scholarship and Excellence in National Environmental
 9 Policy Foundation for the necessary expenses of the Na-
 10 tive Nations Institute.

11 ENVIRONMENTAL DISPUTE RESOLUTION FUND

12 For payment to the Environmental Dispute Resolu-
 13 tion Fund to carry out activities authorized in the Envi-
 14 ronmental Policy and Conflict Resolution Act of 1998,
 15 \$2,000,000, to remain available until expended.

16 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

17 OPERATING EXPENSES

18 For necessary expenses in connection with the admin-
 19 istration of the National Archives and Records Adminis-
 20 tration (including the Information Security Oversight Of-
 21 fice) and archived Federal records and related activities,
 22 as provided by law, and for expenses necessary for the re-
 23 view and declassification of documents and the activities
 24 of the Public Interest Declassification Board, and for the
 25 hire of passenger motor vehicles, \$315,000,000: *Provided*,
 26 That the Archivist of the United States is authorized to

1 use any excess funds available from the amount borrowed
2 for construction of the National Archives facility, for ex-
3 penses necessary to provide adequate storage for holdings.

4 ELECTRONIC RECORDS ARCHIVES

5 For necessary expenses in connection with the devel-
6 opment of the electronic records archives, to include all
7 direct project costs associated with research, analysis, de-
8 sign, development, and program management,
9 \$58,028,000, of which \$38,315,000 shall remain available
10 until September 30, 2009: *Provided*, That none of the
11 multiyear funds may be obligated until the National Ar-
12 chives and Records Administration submits to the Com-
13 mittees on Appropriations, and such Committees approve,
14 a plan for expenditure that: (1) meets the capital planning
15 and investment control review requirements established by
16 the Office of Management and Budget, including Circular
17 A-11; (2) complies with the National Archives and
18 Records Administration's enterprise architecture; (3) con-
19 forms with the National Archives and Records Adminis-
20 tration's enterprise life cycle methodology; (4) is approved
21 by the National Archives and Records Administration and
22 the Office of Management and Budget; (5) has been re-
23 viewed by the Government Accountability Office; and (6)
24 complies with the acquisition rules, requirements, guide-
25 lines, and systems acquisition management practices of
26 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, \$2,000,000, 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 ley 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–10e, 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–10e).

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 ~~41101~~ 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-
9 national broadcasters employed by the Broadcasting
10 Board of Governors, or to temporary employment of trans-
11 lators, 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-
14 ment or agency during the current fiscal year for nec-
15 essary expenses, including maintenance or operating ex-
16 penses, 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-
19 ings 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-
25 ceive 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 individual'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 (c) ~~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 crosseut 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 ear-~~
 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.

1 TITLE IX
2 ADDITIONAL GENERAL PROVISIONS

3 SEC. 901. None of the funds made available by this
4 Act may be used to implement Executive Order No.
5 13422.

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

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

15 SEC. 904. None of the funds appropriated or other-
16 wise made available by this Act may be used by the Selec-
17 tive Service System to prepare for, plan, or execute the
18 Area Office Mobilization Prototype Exercise.

19 SEC. 905. None of the funds made available under
20 this Act may be used by the Securities and Exchange
21 Commission to enforce the requirements of section 404 of
22 the Sarbanes-Oxley Act with respect to non-accelerated fil-
23 ers under section 210.2-02T of title 17, Code of Federal
24 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”.~~

20 *That the following sums are appropriated, out of any*
21 *money in the Treasury not otherwise appropriated, for the*
22 *fiscal year ending September 30, 2008, and for other pur-*
23 *poses, namely:*

1 *TITLE I*
2 *DEPARTMENT OF THE TREASURY*
3 *DEPARTMENTAL OFFICES*
4 *SALARIES AND EXPENSES*
5 *(INCLUDING TRANSFER OF FUNDS)*

6 *For necessary expenses of the Departmental Offices in-*
7 *cluding operation and maintenance of the Treasury Build-*
8 *ing and Annex; hire of passenger motor vehicles; mainte-*
9 *nance, repairs, and improvements of, and purchase of com-*
10 *mercial insurance policies for, real properties leased or*
11 *owned overseas, when necessary for the performance of offi-*
12 *cial business, \$251,641,000, of which not to exceed*
13 *\$11,136,000 is for executive direction program activities;*
14 *not to exceed \$10,179,000 is for general counsel program*
15 *activities; not to exceed \$45,450,000 is for economic policies*
16 *and programs activities; not to exceed \$28,869,000 is for*
17 *financial policies and programs activities; not to exceed*
18 *\$56,225,000 is for terrorism and financial intelligence ac-*
19 *tivities; not to exceed \$20,810,000 is for Treasury-wide*
20 *management policies and programs activities; and not to*
21 *exceed \$78,972,000 is for administration programs activi-*
22 *ties: Provided, That of the amount appropriated for ter-*
23 *rorism and financial intelligence activities, \$28,358,000 is*
24 *for the Office of Foreign Assets Control and shall support*
25 *no less than 156 full time equivalent positions: Provided*
26 *further, That the Secretary of the Treasury is authorized*

1 to transfer funds appropriated for any program activity of
2 the Departmental Offices to any other program activity of
3 the Departmental Offices upon notification to the House
4 and Senate Committees on Appropriations: Provided fur-
5 ther, That no appropriation for any program activity shall
6 be increased or decreased by more than 2 percent by all
7 such transfers: Provided further, That any change in fund-
8 ing greater than 2 percent shall be submitted for approval
9 to the House and Senate Committees on Appropriations:
10 Provided further, That of the amount appropriated under
11 this heading, not to exceed \$3,000,000, to remain available
12 until September 30, 2009, is for information technology
13 modernization requirements; not to exceed \$150,000 is for
14 official reception and representation expenses; and not to
15 exceed \$258,000 is for unforeseen emergencies of a confiden-
16 tial nature, to be allocated and expended under the direc-
17 tion of the Secretary of the Treasury and to be accounted
18 for solely on his certificate: Provided further, That of the
19 amount appropriated under this heading, \$5,114,000, to re-
20 main available until September 30, 2009, is for the Treas-
21 ury-wide Financial Statement Audit and Internal Control
22 Program, of which such amounts as may be necessary may
23 be transferred to accounts of the Department's offices and
24 bureaus to conduct audits: Provided further, That this
25 transfer authority shall be in addition to any other pro-

1 *vided in this Act: Provided further, That of the amount ap-*
 2 *propriated under this heading, \$3,000,000, to remain avail-*
 3 *able until September 30, 2009, is for secure space require-*
 4 *ments: Provided further, That of the amount appropriated*
 5 *under this heading, \$2,300,000, to remain available until*
 6 *September 30, 2009, is for salary and benefits for hiring*
 7 *of personnel whose work will require completion of a secu-*
 8 *rity clearance investigation in order to perform highly clas-*
 9 *sified work to further the activities of the Office of Ter-*
 10 *rorism and Financial Intelligence: Provided further, That*
 11 *of the amount appropriated under this heading, \$2,100,000,*
 12 *to remain available until September 30, 2010, is to develop*
 13 *and implement programs within the Office of Critical In-*
 14 *frastructure Protection and Compliance Policy, including*
 15 *entering into cooperative agreements.*

16 *DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS*
 17 *PROGRAMS*
 18 *(INCLUDING TRANSFER OF FUNDS)*

19 *For development and acquisition of automatic data*
 20 *processing equipment, software, and services for the Depart-*
 21 *ment of the Treasury, \$18,710,000, to remain available*
 22 *until September 30, 2010: Provided, That these funds shall*
 23 *be transferred to accounts and in amounts as necessary to*
 24 *satisfy the requirements of the Department's offices, bu-*
 25 *reaus, and other organizations: Provided further, That this*
 26 *transfer authority shall be in addition to any other transfer*

1 *authority provided in this Act: Provided further, That none*
 2 *of the funds appropriated shall be used to support or supple-*
 3 *ment “Internal Revenue Service, Operations Support” or*
 4 *“Internal Revenue Service, Business Systems Moderniza-*
 5 *tion”.*

6 *OFFICE OF INSPECTOR GENERAL*

7 *SALARIES AND EXPENSES*

8 *For necessary expenses of the Office of Inspector Gen-*
 9 *eral in carrying out the provisions of the Inspector General*
 10 *Act of 1978, not to exceed \$2,000,000 for official travel ex-*
 11 *penses, including hire of passenger motor vehicles; and not*
 12 *to exceed \$100,000 for unforeseen emergencies of a confiden-*
 13 *tial nature, to be allocated and expended under the direc-*
 14 *tion of the Inspector General of the Treasury, \$18,450,000,*
 15 *of which not to exceed \$2,500 shall be available for official*
 16 *reception and representation expenses.*

17 *TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION*

18 *SALARIES AND EXPENSES*

19 *For necessary expenses of the Treasury Inspector Gen-*
 20 *eral for Tax Administration in carrying out the Inspector*
 21 *General Act of 1978, including purchase (not to exceed 150*
 22 *for replacement only for police-type use) and hire of pas-*
 23 *senger motor vehicles (31 U.S.C. 1343(b)); services author-*
 24 *ized by 5 U.S.C. 3109, at such rates as may be determined*
 25 *by the Inspector General for Tax Administration;*
 26 *\$140,533,000, of which not to exceed \$6,000,000 shall be*

1 *available for official travel expenses; of which not to exceed*
 2 *\$500,000 shall be available for unforeseen emergencies of a*
 3 *confidential nature, to be allocated and expended under the*
 4 *direction of the Inspector General for Tax Administration;*
 5 *and of which not to exceed \$1,500 shall be available for offi-*
 6 *cial reception and representation expenses.*

7 *AIR TRANSPORTATION STABILIZATION PROGRAM ACCOUNT*
 8 *(INCLUDING RESCISSION)*

9 *Sections 101(a)(1), 102, 104, and 107(2) of the Air*
 10 *Transportation Safety and System Stabilization Act (title*
 11 *I, Public Law 107–42) are hereby repealed. All unobligated*
 12 *balances under this heading are rescinded.*

13 *FINANCIAL CRIMES ENFORCEMENT NETWORK*
 14 *SALARIES AND EXPENSES*

15 *For necessary expenses of the Financial Crimes En-*
 16 *forcement Network, including hire of passenger motor vehi-*
 17 *cles; travel and training expenses of non-Federal and for-*
 18 *ign government personnel to attend meetings and training*
 19 *concerned with domestic and foreign financial intelligence*
 20 *activities, law enforcement, and financial regulation; not*
 21 *to exceed \$14,000 for official reception and representation*
 22 *expenses; and for assistance to Federal law enforcement*
 23 *agencies, with or without reimbursement, \$85,844,000, of*
 24 *which not to exceed \$16,340,000 shall remain available*
 25 *until September 30, 2010; and of which \$8,955,000 shall*
 26 *remain available until September 30, 2009: Provided, That*

1 *funds appropriated in this account may be used to procure*
2 *personal services contracts.*

3 *FINANCIAL MANAGEMENT SERVICE*

4 *SALARIES AND EXPENSES*

5 *For necessary expenses of the Financial Management*
6 *Service, \$235,191,000, of which not to exceed \$9,220,000*
7 *shall remain available until September 30, 2010, for infor-*
8 *mation systems modernization initiatives; and of which not*
9 *to exceed \$2,500 shall be available for official reception and*
10 *representation expenses.*

11 *ALCOHOL AND TOBACCO TAX AND TRADE BUREAU*

12 *SALARIES AND EXPENSES*

13 *For necessary expenses of carrying out section 1111*
14 *of the Homeland Security Act of 2002, including hire of*
15 *passenger motor vehicles, \$97,015,000; of which not to ex-*
16 *ceed \$6,000 for official reception and representation ex-*
17 *penses; not to exceed \$50,000 for cooperative research and*
18 *development programs for laboratory services; and provi-*
19 *sion of laboratory assistance to State and local agencies*
20 *with or without reimbursement.*

21 *UNITED STATES MINT*

22 *UNITED STATES MINT PUBLIC ENTERPRISE FUND*

23 *Pursuant to section 5136 of title 31, United States*
24 *Code, the United States Mint is provided funding through*
25 *the United States Mint Public Enterprise Fund for costs*

1 associated with the production of circulating coins, numis-
 2 matic coins, and protective services, including both oper-
 3 ating expenses and capital investments. The aggregate
 4 amount of new liabilities and obligations incurred during
 5 fiscal year 2008 under such section 5136 for circulating
 6 coinage and protective service capital investments of the
 7 United States Mint shall not exceed \$33,200,000.

8 *BUREAU OF THE PUBLIC DEBT*

9 *ADMINISTERING THE PUBLIC DEBT*

10 *For necessary expenses connected with any public-debt*
 11 *issues of the United States, \$182,871,000, of which not to*
 12 *exceed \$2,500 shall be available for official reception and*
 13 *representation expenses, and of which not to exceed*
 14 *\$2,000,000 shall remain available until September 30, 2010*
 15 *for systems modernization: Provided, That the sum appro-*
 16 *priated herein from the general fund for fiscal year 2008*
 17 *shall be reduced by not more than \$10,000,000 as definitive*
 18 *security issue fees and Treasury Direct Investor Account*
 19 *Maintenance fees are collected, so as to result in a final*
 20 *fiscal year 2008 appropriation from the general fund esti-*
 21 *mated at \$172,871,000. In addition, \$70,000 to be derived*
 22 *from the Oil Spill Liability Trust Fund to reimburse the*
 23 *Bureau for administrative and personnel expenses for fi-*
 24 *nancial management of the Fund, as authorized by section*
 25 *1012 of Public Law 101–380.*

1 *COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS*
2 *FUND PROGRAM ACCOUNT*

3 *To carry out the Community Development Banking*
4 *and Financial Institutions Act of 1994 (Public Law 103–*
5 *325), including services authorized by 5 U.S.C. 3109, but*
6 *at rates for individuals not to exceed the per diem rate*
7 *equivalent to the rate for ES–3, \$90,000,000, to remain*
8 *available until September 30, 2009, of which \$8,000,000*
9 *shall be for financial assistance, technical assistance, train-*
10 *ing and outreach programs designed to benefit Native*
11 *American, Native Hawaiian, and Alaskan Native commu-*
12 *nities and provided primarily through qualified commu-*
13 *nity development lender organizations with experience and*
14 *expertise in community development banking and lending*
15 *in Indian country, Native American organizations, tribes*
16 *and tribal organizations and other suitable providers, and*
17 *up to \$13,500,000 may be used for administrative expenses,*
18 *including administration of the New Markets Tax Credit,*
19 *up to \$6,500,000 may be used for the cost of direct loans,*
20 *and up to \$250,000 may be used for administrative ex-*
21 *penses to carry out the direct loan program: Provided, That*
22 *the cost of direct loans, including the cost of modifying such*
23 *loans, shall be as defined in section 502 of the Congressional*
24 *Budget Act of 1974: Provided further, That these funds are*

1 *available to subsidize gross obligations for the principal*
 2 *amount of direct loans not to exceed \$16,000,000.*

3 *INTERNAL REVENUE SERVICE*

4 *TAXPAYER SERVICES*

5 *For necessary expenses of the Internal Revenue Service*
 6 *to provide taxpayer services, including pre-filing assistance*
 7 *and education, filing and account services, taxpayer advo-*
 8 *cacy services, and other services as authorized by 5 U.S.C.*
 9 *3109, at such rates as may be determined by the Commis-*
 10 *sioner, \$2,149,200,000, of which not less than \$3,000,000*
 11 *shall be for the Tax Counseling for the Elderly Program,*
 12 *of which not less than \$9,000,000 shall be available for low-*
 13 *income taxpayer clinic grants, and of which not less than*
 14 *\$10,000,000 shall be available to establish and administer*
 15 *a Community Volunteer Income Tax Assistance matching*
 16 *grants for tax return preparation assistance.*

17 *ENFORCEMENT*

18 *(INCLUDING TRANSFER OF FUNDS)*

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

1 *may be determined by the Commissioner, \$4,925,498,000,*
 2 *of which not less than \$57,252,000 shall be for the Inter-*
 3 *agency Crime and Drug Enforcement program: Provided,*
 4 *That up to \$10,000,000 may be transferred as necessary*
 5 *from this account to the Internal Revenue Service Oper-*
 6 *ations Support appropriations solely for the purposes of the*
 7 *Interagency Crime and Drug Enforcement program: Pro-*
 8 *vided further, That this transfer authority shall be in addi-*
 9 *tion to any other transfer authority provided in this Act.*

10 *OPERATIONS SUPPORT*

11 *For necessary expenses of the Internal Revenue Service*
 12 *to operate and support taxpayer services and enforcement*
 13 *programs, including rent payments; facilities services;*
 14 *printing; postage; physical security; headquarters and other*
 15 *IRS-wide administration activities; research and statistics*
 16 *of income; telecommunications; information technology de-*
 17 *velopment, enhancement, operations, maintenance, and se-*
 18 *curity; the hire of passenger motor vehicles (31 U.S.C.*
 19 *1343(b)); and other services as authorized by 5 U.S.C. 3109,*
 20 *at such rates as may be determined by the Commissioner;*
 21 *\$3,769,587,000, of which \$75,000,000 shall remain avail-*
 22 *able until September 30, 2009, for information technology*
 23 *support; of which not to exceed \$1,000,000 shall remain*
 24 *available until September 30, 2010, for research; of which*
 25 *not less than \$2,000,000 shall be for the Internal Revenue*

1 *Service Oversight Board; and of which not to exceed \$50,000*
2 *shall be for official reception and representation.*

3 *BUSINESS SYSTEMS MODERNIZATION*

4 *For necessary expenses of the Internal Revenue Service*
5 *to operate and support the business systems modernization*
6 *program, \$282,090,000, to remain available until Sep-*
7 *tember 30, 2010, for the capital asset acquisition of infor-*
8 *mation technology systems, including management and re-*
9 *lated contractual costs of said acquisitions, including con-*
10 *tractual costs associated with operations authorized by 5*
11 *U.S.C. 3109 and that none of these funds may be obligated*
12 *until the Internal Revenue Service submits to the Commit-*
13 *tees on Appropriations, and such Committees approve, a*
14 *plan for expenditure that: (1) meets the capital planning*
15 *and investment control review requirements established by*
16 *the Office of Management and Budget, including Circular*
17 *A-11; (2) complies with the Internal Revenue Service's en-*
18 *terprise architecture, including the modernization blue-*
19 *print; (3) conforms to the Internal Revenue Service's enter-*
20 *prise life cycle methodology; (4) is approved by the Internal*
21 *Revenue Service, the Department of the Treasury, and the*
22 *Office of Management and Budget; (5) has been reviewed*
23 *by the Government Accountability Office; and (6) complies*
24 *with the acquisition rules, requirements, guidelines, and*
25 *systems acquisition management practices of the Federal*
26 *Government.*

1 *HEALTH INSURANCE TAX CREDIT ADMINISTRATION*

2 *For expenses necessary to implement the health insur-*
3 *ance tax credit included in the Trade Act of 2002 (Public*
4 *Law 107–210), \$15,235,000.*

5 *ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE*

6 *SERVICE*

7 *(INCLUDING TRANSFER OF FUNDS)*

8 *SEC. 101. Not to exceed 5 percent of any appropriation*
9 *made available in this Act to the Internal Revenue Service*
10 *or not to exceed 3 percent of appropriations under the head-*
11 *ing “Enforcement” may be transferred to any other Inter-*
12 *nal Revenue Service appropriation upon the advance ap-*
13 *proval of the Committees on Appropriations.*

14 *SEC. 102. The Internal Revenue Service shall main-*
15 *tain a training program to ensure that Internal Revenue*
16 *Service employees are trained in taxpayers’ rights, in deal-*
17 *ing courteously with taxpayers, and in cross-cultural rela-*
18 *tions.*

19 *SEC. 103. The Internal Revenue Service shall institute*
20 *and enforce policies and procedures that will safeguard the*
21 *confidentiality of taxpayer information.*

22 *SEC. 104. Funds made available by this or any other*
23 *Act to the Internal Revenue Service shall be available for*
24 *improved facilities and increased staffing to provide suffi-*
25 *cient and effective 1–800 help line service for taxpayers. The*
26 *Commissioner shall continue to make the improvement of*

1 *the Internal Revenue Service 1–800 help line service a pri-*
2 *ority and allocate resources necessary to increase phone*
3 *lines and staff to improve the Internal Revenue Service 1–*
4 *800 help line service.*

5 *SEC. 105. Of the funds made available by this Act to*
6 *the Internal Revenue Service, not less than \$177,000,000*
7 *shall be available for operating expenses of the Taxpayer*
8 *Advocate Service, of which not less than \$115,000,000 shall*
9 *be made available from the “Enforcement” account.*

10 *SEC. 106. Of the funds made available by this Act to*
11 *the Internal Revenue Service, not less than \$6,822,000,000*
12 *shall be available only for tax enforcement. In addition, of*
13 *the funds made available by this Act to the Internal Rev-*
14 *enue Service, and subject to the same terms and conditions,*
15 *\$406,000,000 shall be available for enhanced tax law en-*
16 *forcement.*

17 *SEC. 107. Amounts made available for fiscal year 2008*
18 *under the “Taxpayer Services”, “Enforcement”, and “Oper-*
19 *ations Support” accounts may be transferred between the*
20 *accounts to the extent necessary to implement the restruc-*
21 *turing of the Internal Revenue Service accounts after notice*
22 *of the amount and purpose of the transfer is provided to*
23 *the Committees on Appropriations of the Senate and House*
24 *of Representatives and a period of 30 days has elapsed: Pro-*

1 vided, That the limitation on transfers is 10 percent in fis-
2 cal year 2008.

3 *SEC. 108. The Internal Revenue Service shall develop*
4 *a strategic plan that details approaches to increase the vol-*
5 *untary tax compliance rate to 85 percent in fiscal year*
6 *2009: Provided, That the Internal Revenue Service shall*
7 *submit such plan to the IRS Oversight Board for review*
8 *and approval prior to submitting such plan to the Commit-*
9 *tees on Appropriations of the House of Representatives and*
10 *the Senate by no later than April 13, 2008: Provided fur-*
11 *ther, That the Internal Revenue Service shall consult with*
12 *the National Taxpayer Advocate on such plan.*

13 *SEC. 109. Section 9503(a) of title 5, United States*
14 *Code, is amended by striking “for a period of 10 years after*
15 *the date of enactment of this section” and inserting “before*
16 *July 23, 2013”.*

17 *SEC. 110. Sections 9504(a) and (b), and 9505(a) of*
18 *title 5, United States Code, are amended by striking “For*
19 *a period of 10 years after the date of enactment of this sec-*
20 *tion” each place it occurs and inserting “Before July 23,*
21 *2013”.*

22 *SEC. 111. Section 9502(a) of title 5, United States*
23 *Code, is amended by striking “Office of Management and*
24 *Budget” and inserting “Office of Personnel Management”.*

1 *SEC. 112. Not more than \$1,000,000 of the funds made*
2 *available in this Act may be used to enter into, renew, ex-*
3 *tend, administer, implement, enforce, provide oversight of,*
4 *or make any payment related to any qualified tax collection*
5 *contract (as defined in section 6306 of the Internal Revenue*
6 *Code of 1986).*

7 *SEC. 113. Of the funds made available in this Act, an*
8 *amount equal to the amount the Internal Revenue Service*
9 *expends pursuant to 26 U.S.C. 6306 shall be used to retrain*
10 *and reassign to collection activities employees whose current*
11 *positions are being eliminated as a result of ramping down*
12 *of Internal Revenue Service processing facilities. The num-*
13 *ber of such employees reassigned and retrained shall be not*
14 *less than the number of private sector employees handling*
15 *cases under qualified tax collection contracts. None of the*
16 *funds available in this Act shall be used to expand the num-*
17 *ber of qualified tax collection contracts while the Internal*
18 *Revenue Service is eliminating positions in its processing*
19 *centers. The Internal Revenue Service, in conjunction with*
20 *the National Taxpayer Advocate, shall conduct a compara-*
21 *tive study in which a group of at least 25 employees of firms*
22 *under qualified tax collection contracts and a group of at*
23 *least 25 reassigned Internal Revenue Service processing cen-*
24 *ter employees are similarly trained and equipped and pro-*
25 *vided with similar cases, and shall report to the Committees*

1 on Appropriations of the House and Senate on the relative
2 costs, productivity, and customer satisfaction scores of the
3 two groups after they have worked the cases. The Secretary
4 shall establish and implement a disability preference pro-
5 gram as part of any additional qualified tax collection con-
6 tracts under 26 U.S.C. 6306.

7 SEC. 114. None of the funds made available in this
8 Act may be used for any purpose related to ramping down
9 or elimination of submission processing activities, includ-
10 ing reductions in force, at the Internal Revenue Service
11 Philadelphia or Andover Service Centers until the Internal
12 Revenue Service has submitted to the House and Senate Ap-
13 propriations Committees a detailed report that reviews the
14 potential for transferring submission processing employees
15 currently employed at the Philadelphia and Andover Serv-
16 ice Centers to Automated Collection System (ACS) positions
17 within their commuting area. The report shall include an
18 estimate of additional ACS positions that could be funded,
19 including training costs, with an amount equal to the
20 \$7,350,000 in the fiscal year 2008 budget request for quali-
21 fied tax collection contracts; an estimate of the increased
22 collections in fiscal year 2008 and from fiscal year 2008
23 through fiscal year 2012 resulting from these increased ACS
24 positions; and an assessment of placing these additional po-
25 sitions in the Philadelphia and Andover Service Centers.

1 *ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE*
2 *TREASURY*

3 *(INCLUDING TRANSFERS OF FUNDS)*

4 *SEC. 115. Appropriations to the Department of the*
5 *Treasury in this Act shall be available for uniforms or al-*
6 *lowances therefor, as authorized by law (5 U.S.C. 5901),*
7 *including maintenance, repairs, and cleaning; purchase of*
8 *insurance for official motor vehicles operated in foreign*
9 *countries; purchase of motor vehicles without regard to the*
10 *general purchase price limitations for vehicles purchased*
11 *and used overseas for the current fiscal year; entering into*
12 *contracts with the Department of State for the furnishing*
13 *of health and medical services to employees and their de-*
14 *pendents serving in foreign countries; and services author-*
15 *ized by 5 U.S.C. 3109.*

16 *SEC. 116. Not to exceed 2 percent of any appropria-*
17 *tions in this Act made available to the Departmental Of-*
18 *fices—Salaries and Expenses, Office of Inspector General,*
19 *Financial Management Service, Alcohol and Tobacco Tax*
20 *and Trade Bureau, Financial Crimes Enforcement Net-*
21 *work, and Bureau of the Public Debt, may be transferred*
22 *between such appropriations upon the advance approval of*
23 *the Committees on Appropriations: Provided, That no*
24 *transfer may increase or decrease any such appropriation*
25 *by more than 2 percent.*

1 *SEC. 117. Not to exceed 2 percent of any appropriation*
2 *made available in this Act to the Internal Revenue Service*
3 *may be transferred to the Treasury Inspector General for*
4 *Tax Administration's appropriation upon the advance ap-*
5 *proval of the Committees on Appropriations: Provided,*
6 *That no transfer may increase or decrease any such appro-*
7 *priation by more than 2 percent.*

8 *SEC. 118. Of the funds available for the purchase of*
9 *law enforcement vehicles, no funds may be obligated until*
10 *the Secretary of the Treasury certifies that the purchase by*
11 *the respective Treasury bureau is consistent with depart-*
12 *mental vehicle management principles: Provided, That the*
13 *Secretary may delegate this authority to the Assistant Sec-*
14 *retary for Management.*

15 *SEC. 119. None of the funds appropriated in this Act*
16 *or otherwise available to the Department of the Treasury*
17 *or the Bureau of Engraving and Printing may be used to*
18 *redesign the \$1 Federal Reserve note.*

19 *SEC. 120. The Secretary of the Treasury may transfer*
20 *funds from Financial Management Services, Salaries and*
21 *Expenses to Debt Collection Fund as necessary to cover the*
22 *costs of debt collection: Provided, That such amounts shall*
23 *be reimbursed to such salaries and expenses account from*
24 *debt collections received in the Debt Collection Fund.*

1 *SEC. 121. Section 122(g)(1) of Public Law 105–119*
2 *(5 U.S.C. 3104 note), is further amended by striking “8*
3 *years” and inserting “10 years”.*

4 *SEC. 122. None of the funds appropriated or otherwise*
5 *made available by this or any other Act may be used by*
6 *the United States Mint to construct or operate any museum*
7 *without the explicit approval of the House Committee on*
8 *Financial Services and the Senate Committee on Banking,*
9 *Housing, and Urban Affairs.*

10 *SEC. 123. None of the funds appropriated or otherwise*
11 *made available by this or any other Act or source to the*
12 *Department of the Treasury, the Bureau of Engraving and*
13 *Printing, and the United States Mint, individually or col-*
14 *lectively, may be used to consolidate any or all functions*
15 *of the Bureau of Engraving and Printing and the United*
16 *States Mint without the explicit approval of the House*
17 *Committee on Financial Services; the Senate Committee on*
18 *Banking, Housing, and Urban Affairs; the House Com-*
19 *mittee on Appropriations; and the Senate Committee on*
20 *Appropriations.*

21 *SEC. 124. Funds appropriated by this Act, or made*
22 *available by the transfer of funds in this Act, for the De-*
23 *partment of the Treasury’s intelligence or intelligence re-*
24 *lated activities are deemed to be specifically authorized by*
25 *the Congress for purposes of section 504 of the National Se-*

1 *curity Act of 1947 (50 U.S.C. 414) during fiscal year 2008*
 2 *until the enactment of the Intelligence Authorization Act*
 3 *for Fiscal Year 2008.*

4 *SEC. 125. Section 3333(a) of title 31, United States*
 5 *Code, is amended by deleting paragraph (3) and inserting*
 6 *in lieu thereof the following:*

7 *“(3) The amount of the relief and the amount of any*
 8 *relief granted to an official or agent of the Department of*
 9 *the Treasury under 31 U.S.C. 3527, shall be charged to the*
 10 *Check Forgery Insurance Fund (31 U.S.C. 3343). A recov-*
 11 *ery or repayment of a loss for which replacement is made*
 12 *out of the fund shall be credited to the fund and is available*
 13 *for the purposes for which the fund was established.”.*

14 *This title may be cited as the “Department of the*
 15 *Treasury Appropriations Act, 2008”.*

16 *TITLE II*

17 *EXECUTIVE OFFICE OF THE PRESIDENT AND*

18 *FUNDS APPROPRIATED TO THE PRESIDENT*

19 *COMPENSATION OF THE PRESIDENT*

20 *For compensation of the President, including an ex-*
 21 *pense allowance at the rate of \$50,000 per annum as au-*
 22 *thorized by 3 U.S.C. 102, \$450,000: Provided, That none*
 23 *of the funds made available for official expenses shall be*
 24 *expended for any other purpose and any unused amount*

1 *shall revert to the Treasury pursuant to section 1552 of title*
 2 *31, United States Code.*

3 *WHITE HOUSE OFFICE*

4 *SALARIES AND EXPENSES*

5 *For necessary expenses for the White House as author-*
 6 *ized by law, including not to exceed \$3,850,000 for services*
 7 *as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105; subsist-*
 8 *ence expenses as authorized by 3 U.S.C. 105, which shall*
 9 *be expended and accounted for as provided in that section;*
 10 *hire of passenger motor vehicles, newspapers, periodicals,*
 11 *teletype news service, and travel (not to exceed \$100,000*
 12 *to be expended and accounted for as provided by 3 U.S.C.*
 13 *103); and not to exceed \$19,000 for official entertainment*
 14 *expenses, to be available for allocation within the Executive*
 15 *Office of the President; \$51,656,000.*

16 *EXECUTIVE RESIDENCE AT THE WHITE HOUSE*

17 *OPERATING EXPENSES*

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

24 *REIMBURSABLE EXPENSES*

25 *For the reimbursable expenses of the Executive Resi-*
 26 *dence at the White House, such sums as may be necessary:*

1 *Provided, That all reimbursable operating expenses of the*
2 *Executive Residence shall be made in accordance with the*
3 *provisions of this paragraph: Provided further, That, not-*
4 *withstanding any other provision of law, such amount for*
5 *reimbursable operating expenses shall be the exclusive au-*
6 *thority of the Executive Residence to incur obligations and*
7 *to receive offsetting collections, for such expenses: Provided*
8 *further, That the Executive Residence shall require each*
9 *person sponsoring a reimbursable political event to pay in*
10 *advance an amount equal to the estimated cost of the event,*
11 *and all such advance payments shall be credited to this ac-*
12 *count and remain available until expended: Provided fur-*
13 *ther, That the Executive Residence shall require the na-*
14 *tional committee of the political party of the President to*
15 *maintain on deposit \$25,000, to be separately accounted for*
16 *and available for expenses relating to reimbursable political*
17 *events sponsored by such committee during such fiscal year:*
18 *Provided further, That the Executive Residence shall ensure*
19 *that a written notice of any amount owed for a reimburs-*
20 *able operating expense under this paragraph is submitted*
21 *to the person owing such amount within 60 days after such*
22 *expense is incurred, and that such amount is collected with-*
23 *in 30 days after the submission of such notice: Provided*
24 *further, That the Executive Residence shall charge interest*
25 *and assess penalties and other charges on any such amount*

1 *that is not reimbursed within such 30 days, in accordance*
2 *with the interest and penalty provisions applicable to an*
3 *outstanding debt on a United States Government claim*
4 *under section 3717 of title 31, United States Code: Provided*
5 *further, That each such amount that is reimbursed, and any*
6 *accompanying interest and charges, shall be deposited in*
7 *the Treasury as miscellaneous receipts: Provided further,*
8 *That the Executive Residence shall prepare and submit to*
9 *the Committees on Appropriations, by not later than 90*
10 *days after the end of the fiscal year covered by this Act,*
11 *a report setting forth the reimbursable operating expenses*
12 *of the Executive Residence during the preceding fiscal year,*
13 *including the total amount of such expenses, the amount*
14 *of such total that consists of reimbursable official and cere-*
15 *monial events, the amount of such total that consists of re-*
16 *imbursable political events, and the portion of each such*
17 *amount that has been reimbursed as of the date of the re-*
18 *port: Provided further, That the Executive Residence shall*
19 *maintain a system for the tracking of expenses related to*
20 *reimbursable events within the Executive Residence that in-*
21 *cludes a standard for the classification of any such expense*
22 *as political or nonpolitical: Provided further, That no pro-*
23 *vision of this paragraph may be construed to exempt the*
24 *Executive Residence from any other applicable requirement*

1 *of subchapter I or II of chapter 37 of title 31, United States*
2 *Code.*

3 *WHITE HOUSE REPAIR AND RESTORATION*

4 *For the repair, alteration, and improvement of the Ex-*
5 *ecutive Residence at the White House, \$1,600,000, to re-*
6 *main available until expended, for required maintenance,*
7 *safety and health issues, and continued preventative main-*
8 *tenance.*

9 *COUNCIL OF ECONOMIC ADVISERS*

10 *SALARIES AND EXPENSES*

11 *For necessary expenses of the Council of Economic Ad-*
12 *visers in carrying out its functions under the Employment*
13 *Act of 1946 (15 U.S.C. 1021 et seq.), \$4,118,000.*

14 *OFFICE OF POLICY DEVELOPMENT*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses of the Office of Policy Develop-*
17 *ment, including services as authorized by 5 U.S.C. 3109*
18 *and 3 U.S.C. 107, \$3,482,000.*

19 *NATIONAL SECURITY COUNCIL*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses of the National Security Coun-*
22 *cil, including services as authorized by 5 U.S.C. 3109,*
23 *\$8,640,000.*

1 *PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD*

2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Privacy and Civil Lib-*
4 *erties Oversight Board, as authorized by section 1061 of*
5 *Public Law 108–458, \$2,000,000.*

6 *OFFICE OF ADMINISTRATION*

7 *SALARIES AND EXPENSES*

8 *For necessary expenses of the Office of Administration,*
9 *including services as authorized by 5 U.S.C. 3109 and 3*
10 *U.S.C. 107, and hire of passenger motor vehicles,*
11 *\$92,829,000, of which \$11,923,000 shall remain available*
12 *until expended for continued modernization of the informa-*
13 *tion technology infrastructure within the Executive Office*
14 *of the President.*

15 *OFFICE OF MANAGEMENT AND BUDGET*

16 *SALARIES AND EXPENSES*

17 *For necessary expenses of the Office of Management*
18 *and Budget, including hire of passenger motor vehicles and*
19 *services as authorized by 5 U.S.C. 3109 and to carry out*
20 *the provisions of chapter 35 of title 44, United States Code,*
21 *\$78,394,000, of which not to exceed \$3,000 shall be available*
22 *for official representation expenses: Provided, That none of*
23 *the funds appropriated in this Act for the Office of Manage-*
24 *ment and Budget may be used for the purpose of reviewing*
25 *any agricultural marketing orders or any activities or regu-*

1 *lations under the provisions of the Agricultural Marketing*
2 *Agreement Act of 1937 (7 U.S.C. 601 et seq.): Provided fur-*
3 *ther, That none of the funds made available for the Office*
4 *of Management and Budget by this Act may be expended*
5 *for the altering of the transcript of actual testimony of wit-*
6 *nesses, except for testimony of officials of the Office of Man-*
7 *agement and Budget, before the Committees on Appropria-*
8 *tions or their subcommittees: Provided further, That the*
9 *preceding shall not apply to printed hearings released by*
10 *the Committees on Appropriations: Provided further, That*
11 *none of the funds provided in this or prior Acts shall be*
12 *used, directly or indirectly, by the Office of Management*
13 *and Budget, for evaluating or determining if water resource*
14 *project or study reports submitted by the Chief of Engineers*
15 *acting through the Secretary of the Army are in compliance*
16 *with all applicable laws, regulations, and requirements rel-*
17 *evant to the Civil Works water resource planning process:*
18 *Provided further, That the Office of Management and Budg-*
19 *et shall have not more than 60 days in which to perform*
20 *budgetary policy reviews of water resource matters on which*
21 *the Chief of Engineers has reported: Provided further, That*
22 *the Director of the Office of Management and Budget shall*
23 *notify the appropriate authorizing and appropriating com-*
24 *mittees when the 60-day review is initiated: Provided fur-*
25 *ther, That if water resource reports have not been trans-*

1 *mitted to the appropriate authorizing and appropriating*
 2 *committees within 15 days after the end of the Office of*
 3 *Management and Budget review period based on the notifi-*
 4 *cation from the Director, Congress shall assume Office of*
 5 *Management and Budget concurrence with the report and*
 6 *act accordingly.*

7 *OFFICE OF NATIONAL DRUG CONTROL POLICY*

8 *SALARIES AND EXPENSES*

9 *For necessary expenses of the Office of National Drug*
 10 *Control Policy; for research activities pursuant to the Office*
 11 *of National Drug Control Policy Reauthorization Act of*
 12 *2006 (Public Law 109–469); not to exceed \$10,000 for offi-*
 13 *cial reception and representation expenses; and for partici-*
 14 *pation in joint projects or in the provision of services on*
 15 *matters of mutual interest with nonprofit, research, or pub-*
 16 *lic organizations or agencies, with or without reimburse-*
 17 *ment, \$25,152,000; of which \$250,000 shall remain avail-*
 18 *able until expended for policy research and evaluation: Pro-*
 19 *vided, That of the funds provided under this heading,*
 20 *\$1,500,000 shall be allocated for the National Academy of*
 21 *Public Administration to conduct an independent study*
 22 *and analysis of ONDCP’s organization and management:*
 23 *Provided further, That within two months after the date*
 24 *of enactment of this Act, the Office of National Drug Con-*
 25 *trol Policy shall contract with the National Academy of*

1 *Public Administration for purposes as described in the pre-*
2 *vious proviso: Provided further, That the Office is author-*
3 *ized to accept, hold, administer, and utilize gifts, both real*
4 *and personal, public and private, without fiscal year limi-*
5 *tation, for the purpose of aiding or facilitating the work*
6 *of the Office.*

7 *FEDERAL DRUG CONTROL PROGRAMS*

8 *HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM*

9 *(INCLUDING TRANSFERS OF FUNDS)*

10 *For necessary expenses of the Office of National Drug*
11 *Control Policy's High Intensity Drug Trafficking Areas*
12 *Program, \$235,000,000, to remain available until Sep-*
13 *tember 30, 2009, for drug control activities consistent with*
14 *the approved strategy for each of the designated High Inten-*
15 *sity Drug Trafficking Areas, of which no less than 51 per-*
16 *cent shall be transferred to State and local entities for drug*
17 *control activities, which shall be obligated within 120 days*
18 *of the date of enactment of this Act: Provided, That up to*
19 *49 percent may be transferred to Federal agencies and de-*
20 *partments at a rate to be determined by the Director, of*
21 *which not less than \$2,100,000 shall be used for auditing*
22 *services and associated activities, and up to \$300,000 which*
23 *shall be for the final year of development and implementa-*
24 *tion of a data collection system to measure the performance*
25 *of the High Intensity Drug Trafficking Areas Program:*
26 *Provided further, That High Intensity Drug Trafficking*

1 *Areas Programs designated as of September 30, 2007, shall*
2 *be funded at no less than the fiscal year 2007 initial alloca-*
3 *tion levels unless the Director submits to the Committees*
4 *on Appropriations, and the Committees approve, justifica-*
5 *tion for changes in those levels based on clearly articulated*
6 *priorities for the High Intensity Drug Trafficking Areas*
7 *Programs, as well as published Office of National Drug*
8 *Control Policy performance measures of effectiveness: Pro-*
9 *vided further, That a request shall be submitted in compli-*
10 *ance with the reprogramming guidelines to the Committees*
11 *on Appropriations for approval prior to the obligation of*
12 *funds of an amount in excess of the fiscal year 2007 budget*
13 *request: Provided further, That ONDCP shall submit rec-*
14 *ommendations for approval to the Committee for both the*
15 *initial HIDTA allocation funding within 90 days after the*
16 *enactment of this Act and the discretionary HIDTA fund-*
17 *ing within 120 days after the enactment of this Act: Pro-*
18 *vided further, That within the discretionary funding*
19 *amount, plans for use of such funds shall be subject to com-*
20 *mittee approval: Provided further, That at least \$2,000,000*
21 *shall be available for new counties, not including previously*
22 *funded counties, with priority given to meritorious appli-*
23 *cants who have submitted previously and have not been*
24 *funded.*

1 OTHER FEDERAL DRUG CONTROL PROGRAMS

2 (INCLUDING TRANSFER OF FUNDS)

3 *For activities to support a national anti-drug cam-*
4 *paign for youth, and for other purposes, authorized by the*
5 *Office of National Drug Control Policy Reauthorization Act*
6 *of 2006 (Public Law 109–469), \$204,735,000, to remain*
7 *available until expended, of which the amounts are avail-*
8 *able as follows: \$100,000,000 to support a national media*
9 *campaign, of which at least \$10,000,000 shall be designated*
10 *for methamphetamine prevention messages: Provided, That*
11 *the Office of National Drug Control Policy shall maintain*
12 *funding for non-advertising services for the media cam-*
13 *paign at no less than the fiscal year 2003 ratio of service*
14 *funding to total funds and shall continue the corporate out-*
15 *reach program as it operated prior to its cancellation;*
16 *\$90,000,000 to continue a program of matching grants to*
17 *drug-free communities, of which \$2,000,000 shall be made*
18 *available as directed by section 4 of Public Law 107–82,*
19 *as amended by Public Law 109–469 (21 U.S.C. 1521 note);*
20 *\$1,000,000 for the National Drug Court Institute;*
21 *\$10,285,000 for the United States Anti-Doping Agency for*
22 *anti-doping activities; \$1,700,000 for the United States*
23 *membership dues to the World Anti-Doping Agency;*
24 *\$1,500,000 for the National Alliance for Model State Drug*
25 *Laws; and \$250,000 for evaluations and research related*
26 *to National Drug Control Program performance measures:*

1 *Provided further, That such funds may be transferred to*
 2 *other Federal departments and agencies to carry out such*
 3 *activities: Provided further, That of the amounts appro-*
 4 *priated for a national media campaign, not to exceed 10*
 5 *percent shall be for administration, advertising production,*
 6 *research and testing, labor and related costs of the national*
 7 *media campaign.*

8 *UNANTICIPATED NEEDS*

9 *For expenses necessary to enable the President to meet*
 10 *unanticipated needs, in furtherance of the national interest,*
 11 *security, or defense which may arise at home or abroad dur-*
 12 *ing the current fiscal year, as authorized by 3 U.S.C. 108,*
 13 *\$1,000,000.*

14 *SPECIAL ASSISTANCE TO THE PRESIDENT*

15 *SALARIES AND EXPENSES*

16 *For necessary expenses to enable the Vice President to*
 17 *provide assistance to the President in connection with spe-*
 18 *cially assigned functions; services as authorized by 5 U.S.C.*
 19 *3109 and 3 U.S.C. 106, including subsistence expenses as*
 20 *authorized by 3 U.S.C. 106, which shall be expended and*
 21 *accounted for as provided in that section; and hire of pas-*
 22 *senger motor vehicles, \$4,432,000. It is the Sense of the Sen-*
 23 *ate that the President should amend Executive Order 12958*
 24 *to be consistent with the letter from his Counsel dated July*
 25 *12, 2007.*

1 *OFFICIAL RESIDENCE OF THE VICE PRESIDENT*

2 *OPERATING EXPENSES*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For the care, operation, refurnishing, improvement,*
 5 *and to the extent not otherwise provided for, heating and*
 6 *lighting, including electric power and fixtures, of the offi-*
 7 *cial residence of the Vice President; the hire of passenger*
 8 *motor vehicles; and not to exceed \$90,000 for official enter-*
 9 *tainment expenses of the Vice President, to be accounted for*
 10 *solely on his certificate, \$320,000: Provided, That advances*
 11 *or repayments or transfers from this appropriation may*
 12 *be made to any department or agency for expenses of car-*
 13 *rying out such activities.*

14 *ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF*
 15 *THE PRESIDENT AND FUNDS APPROPRIATED TO THE*
 16 *PRESIDENT*

17 *(INCLUDING TRANSFER OF FUNDS)*

18 *SEC. 201. From funds made available in this Act*
 19 *under the headings “White House Office”, “Executive Resi-*
 20 *dence at the White House,” “White House Repair and Res-*
 21 *toration”, “Office of Management and Budget”, “Special*
 22 *Assistance to the President”, and “Official Residence of the*
 23 *Vice President”, the Director of the Office of Management*
 24 *and Budget (or such other officer as the President may des-*
 25 *ignate in writing), may, fifteen days after giving notice to*
 26 *the House and Senate Committees on Appropriations,*

1 *transfer not to exceed 10 percent of any such appropriation*
2 *to any other such appropriation, to be merged with and*
3 *available for the same time and for the same purposes as*
4 *the appropriation to which transferred: Provided, That the*
5 *amount of an appropriation shall not be increased by more*
6 *than 50 percent by such transfers: Provided further, That*
7 *no amount shall be transferred from “Special Assistance to*
8 *the President” or “Official Residence of the Vice President”*
9 *without the approval of the Vice President.*

10 *SEC. 202. The President shall submit to the Commit-*
11 *tees on Appropriations not later than 30 days after the date*
12 *of the enactment of this Act, and prior to the initial obliga-*
13 *tion of funds appropriated under the heading “Office of Na-*
14 *tional Drug Control Policy”, a financial plan on the pro-*
15 *posed uses of all funds under the heading by program,*
16 *project, and activity, for which the obligation of funds is*
17 *anticipated: Provided, That up to 20 percent of funds ap-*
18 *propriated under this heading may be obligated before the*
19 *submission of the report subject to prior approval of the*
20 *Committees on Appropriations: Provided further, That the*
21 *report shall be updated and submitted to the Committees*
22 *on Appropriations every six months and shall include infor-*
23 *mation detailing how the estimates and assumptions con-*
24 *tained in previous reports have changed: Provided further,*
25 *That any new projects and changes in funding of ongoing*

1 *projects shall be subject to the prior approval of the Com-*
2 *mittees on Appropriations.*

3 *SEC. 203. Not to exceed 3 percent of any appropria-*
4 *tions in this Act made available to the Office of National*
5 *Drug Control Policy may be transferred between appro-*
6 *priated programs upon the advance approval of the Com-*
7 *mittees on Appropriations: Provided, That no transfer may*
8 *increase or decrease any such appropriation by more than*
9 *3 percent.*

10 *SEC. 204. Not to exceed \$1,000,000 of any appropria-*
11 *tions in this Act made available to the Office of National*
12 *Drug Control Policy may be reprogrammed within a pro-*
13 *gram, project or activity upon the advance approval of the*
14 *Committees on Appropriations.*

15 *SEC. 205. Unless otherwise provided for in this Act*
16 *or through a reprogramming of funds, no part of any ap-*
17 *propriation for the Office of National Drug Control Policy*
18 *shall be available for any program, project or activity in*
19 *excess of amounts set forth in the budget estimates submitted*
20 *to Congress, without the prior approval of the Committees*
21 *on Appropriations.*

22 *This title may be cited as the “Executive Office of the*
23 *President Appropriations Act, 2008”.*

1 *TITLE III*
2 *THE JUDICIARY*
3 *SUPREME COURT OF THE UNITED STATES*
4 *SALARIES AND EXPENSES*

5 *For expenses necessary for the operation of the Su-*
6 *preme Court, as required by law, excluding care of the*
7 *building and grounds, including purchase or hire, driving,*
8 *maintenance, and operation of an automobile for the Chief*
9 *Justice, not to exceed \$10,000 for the purpose of trans-*
10 *porting Associate Justices, and hire of passenger motor ve-*
11 *hicles as authorized by 31 U.S.C. 1343 and 1344; not to*
12 *exceed \$10,000 for official reception and representation ex-*
13 *penses; and for miscellaneous expenses, to be expended as*
14 *the Chief Justice may approve, \$66,522,000, of which*
15 *\$2,000,000 shall remain available until expended.*

16 *CARE OF THE BUILDING AND GROUNDS*
17 *For such expenditures as may be necessary to enable*
18 *the Architect of the Capitol to carry out the duties imposed*
19 *upon the Architect by the Act approved May 7, 1934 (40*
20 *U.S.C. 13a–13b), \$12,201,000, which shall remain available*
21 *until expended.*

1 *UNITED STATES COURT OF APPEALS FOR THE FEDERAL*
2 *CIRCUIT*

3 *SALARIES AND EXPENSES*

4 *For salaries of the chief judge, judges, and other officers*
5 *and employees, and for necessary expenses of the court, as*
6 *authorized by law, \$27,438,000.*

7 *UNITED STATES COURT OF INTERNATIONAL TRADE*

8 *SALARIES AND EXPENSES*

9 *For salaries of the chief judge and eight judges, salaries*
10 *of the officers and employees of the court, services, and nec-*
11 *essary expenses of the court, as authorized by law,*
12 *\$16,632,000.*

13 *COURTS OF APPEALS, DISTRICT COURTS, AND OTHER*

14 *JUDICIAL SERVICES*

15 *SALARIES AND EXPENSES*

16 *For the salaries of circuit and district judges (includ-*
17 *ing judges of the territorial courts of the United States),*
18 *justices and judges retired from office or from regular active*
19 *service, judges of the United States Court of Federal Claims,*
20 *bankruptcy judges, magistrate judges, and all other officers*
21 *and employees of the Federal Judiciary not otherwise spe-*
22 *cifically provided for, and necessary expenses of the courts,*
23 *as authorized by law, \$4,709,991,000 (including the pur-*
24 *chase of firearms and ammunition); of which not to exceed*
25 *\$27,817,000 shall remain available until expended for space*

1 *alteration projects and for furniture and furnishings related*
 2 *to new space alteration and construction projects.*

3 *In addition, for expenses of the United States Court*
 4 *of Federal Claims associated with processing cases under*
 5 *the National Childhood Vaccine Injury Act of 1986 (Public*
 6 *Law 99–660), not to exceed \$4,099,000, to be appropriated*
 7 *from the Vaccine Injury Compensation Trust Fund.*

8 *DEFENDER SERVICES*

9 *For the operation of Federal Defender organizations;*
 10 *the compensation and reimbursement of expenses of attor-*
 11 *neys appointed to represent persons under the Criminal*
 12 *Justice Act of 1964 (18 U.S.C. 3006A); the compensation*
 13 *and reimbursement of expenses of persons furnishing inves-*
 14 *tigative, expert and other services under the Criminal Jus-*
 15 *tice Act of 1964 (18 U.S.C. 3006A(e)); the compensation*
 16 *(in accordance with Criminal Justice Act maximums) and*
 17 *reimbursement of expenses of attorneys appointed to assist*
 18 *the court in criminal cases where the defendant has waived*
 19 *representation by counsel; the compensation and reimburse-*
 20 *ment of travel expenses of guardians ad litem acting on*
 21 *behalf of financially eligible minor or incompetent offenders*
 22 *in connection with transfers from the United States to for-*
 23 *oreign countries with which the United States has a treaty*
 24 *for the execution of penal sentences; the compensation of at-*
 25 *torneys appointed to represent jurors in civil actions for*
 26 *the protection of their employment, as authorized by 28*

1 *U.S.C. 1875(d); and for necessary training and general ad-*
 2 *ministrative expenses, \$840,601,000, to remain available*
 3 *until expended.*

4 *FEES OF JURORS AND COMMISSIONERS*

5 *For fees and expenses of jurors as authorized by 28*
 6 *U.S.C. 1871 and 1876; compensation of jury commissioners*
 7 *as authorized by 28 U.S.C. 1863; and compensation of com-*
 8 *missioners appointed in condemnation cases pursuant to*
 9 *rule 71A(h) of the Federal Rules of Civil Procedure (28*
 10 *U.S.C. Appendix Rule 71A(h)), \$63,081,000, to remain*
 11 *available until expended: Provided, That the compensation*
 12 *of land commissioners shall not exceed the daily equivalent*
 13 *of the highest rate payable under section 5332 of title 5,*
 14 *United States Code.*

15 *COURT SECURITY*

16 *(INCLUDING TRANSFERS OF FUNDS)*

17 *For necessary expenses, not otherwise provided for, in-*
 18 *cident to the provision of protective guard services for*
 19 *United States courthouses and other facilities housing Fed-*
 20 *eral court operations, and the procurement, installation,*
 21 *and maintenance of security systems and equipment for*
 22 *United States courthouses and other facilities housing Fed-*
 23 *eral court operations, including building ingress-egress con-*
 24 *trol, inspection of mail and packages, directed security pa-*
 25 *trols, perimeter security, basic security services provided by*
 26 *the Federal Protective Service, and other similar activities*

1 *as authorized by section 1010 of the Judicial Improvement*
2 *and Access to Justice Act (Public Law 100–702),*
3 *\$412,720,000, of which not to exceed \$15,000,000 shall re-*
4 *main available until expended, to be expended directly or*
5 *transferred to the United States Marshals Service, which*
6 *shall be responsible for administering the Judicial Facility*
7 *Security Program consistent with standards or guidelines*
8 *agreed to by the Director of the Administrative Office of*
9 *the United States Courts and the Attorney General.*

10 *ADMINISTRATIVE OFFICE OF THE UNITED STATES*

11 *COURTS*

12 *SALARIES AND EXPENSES*

13 *For necessary expenses of the Administrative Office of*
14 *the United States Courts as authorized by law, including*
15 *travel as authorized by 31 U.S.C. 1345, hire of a passenger*
16 *motor vehicle as authorized by 31 U.S.C. 1343(b), adver-*
17 *tising and rent in the District of Columbia and elsewhere,*
18 *\$78,536,000, of which not to exceed \$8,500,000 is authorized*
19 *for official reception and representation expenses: Provided,*
20 *That for fiscal year 2009 and thereafter, the Judicial*
21 *Branch’s annual budget submission shall include a detailed*
22 *five-year plan for courthouse construction projects with a*
23 *yearly update of total projected future funding needs for*
24 *rent payments and construction costs.*

1 *FEDERAL JUDICIAL CENTER*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Federal Judicial Center,*
4 *as authorized by Public Law 90–219, \$24,475,000; of which*
5 *\$1,800,000 shall remain available through September 30,*
6 *2008, to provide education and training to Federal court*
7 *personnel; and of which not to exceed \$1,500 is authorized*
8 *for official reception and representation expenses.*

9 *JUDICIAL RETIREMENT FUNDS*10 *PAYMENT TO JUDICIARY TRUST FUNDS*

11 *For payment to the Judicial Officers' Retirement*
12 *Fund, as authorized by 28 U.S.C. 377(o), \$59,400,000; to*
13 *the Judicial Survivors' Annuities Fund, as authorized by*
14 *28 U.S.C. 376(c), \$2,300,000; and to the United States*
15 *Court of Federal Claims Judges' Retirement Fund, as au-*
16 *thorized by 28 U.S.C. 178(l), \$3,700,000.*

17 *UNITED STATES SENTENCING COMMISSION*18 *SALARIES AND EXPENSES*

19 *For the salaries and expenses necessary to carry out*
20 *the provisions of chapter 58 of title 28, United States Code,*
21 *\$15,477,000, of which not to exceed \$1,000 is authorized*
22 *for official reception and representation expenses.*

1 *ADMINISTRATIVE PROVISIONS—THE JUDICIARY*

2 *SEC. 301. Appropriations and authorizations made in*
3 *this title which are available for salaries and expenses shall*
4 *be available for services as authorized by 5 U.S.C. 3109.*

5 *SEC. 302. Not to exceed 5 percent of any appropriation*
6 *made available for the current fiscal year for the Judiciary*
7 *in this Act may be transferred between such appropriations,*
8 *but no such appropriation, except “Courts of Appeals, Dis-*
9 *trict Courts, and Other Judicial Services, Defender Serv-*
10 *ices” and “Courts of Appeals, District Courts, and Other*
11 *Judicial Services, Fees of Jurors and Commissioners”, shall*
12 *be increased by more than 10 percent by any such transfers:*
13 *Provided, That any transfer pursuant to this section shall*
14 *be treated as a reprogramming of funds under sections 705*
15 *and 710 of this Act and shall not be available for obligation*
16 *or expenditure except in compliance with the procedures set*
17 *forth in that section.*

18 *SEC. 303. Notwithstanding any other provision of law,*
19 *the salaries and expenses appropriation for “Courts of Ap-*
20 *peals, District Courts, and Other Judicial Services” shall*
21 *be available for official reception and representation ex-*
22 *penses of the Judicial Conference of the United States: Pro-*
23 *vided, That such available funds shall not exceed \$11,000*
24 *and shall be administered by the Director of the Adminis-*

1 *trative Office of the United States Courts in the capacity*
2 *as Secretary of the Judicial Conference.*

3 *SEC. 304. Within 90 days after the date of the enact-*
4 *ment of this Act, the Administrative Office of the U.S.*
5 *Courts shall submit to the Committees on Appropriations*
6 *a comprehensive financial plan for the Judiciary allocating*
7 *all sources of available funds including appropriations, fee*
8 *collections, and carryover balances, to include a separate*
9 *and detailed plan for the Judiciary Information Technology*
10 *fund.*

11 *SEC. 305. Pursuant to section 140 of Public Law 97–*
12 *92, and from funds appropriated in this Act, Justices and*
13 *judges of the United States are authorized during fiscal*
14 *year 2007, to receive a salary adjustment in accordance*
15 *with 28 U.S.C. 461.*

16 *SEC. 306. Section 3313(a)(1) and section 3313(a)(2)*
17 *of title 40, United States Code, are amended by striking*
18 *the word “executive” and inserting in lieu thereof the word*
19 *“federal”.*

20 *(INCLUDING TRANSFERS OF FUNDS)*

21 *SEC. 307. In accordance with 28 U.S.C. §§ 560–569,*
22 *and notwithstanding any other provision of law, the United*
23 *States Marshals Service shall provide, for such courthouses*
24 *as its Director may designate in consultation with the Di-*
25 *rector of the Administrative Office of the United States*
26 *Courts, for purposes of a pilot program, the security services*

1 *that 40 U.S.C. § 1315 authorizes the Department of Home-*
 2 *land Security to provide, except for the services specified*
 3 *in 40 U.S.C. § 1315(b)(2)(E). For building-specific security*
 4 *services at these courthouses, the Director of the Administra-*
 5 *tive Office of the United States Courts shall reimburse the*
 6 *United States Marshals Service rather than the Department*
 7 *of Homeland Security.*

8 *SEC. 308. Section 128(b) of title 28, United States*
 9 *Code, is amended by striking “Bellingham, Seattle, and Ta-*
 10 *coma” and inserting “Bellingham, Seattle, Tacoma, and*
 11 *Vancouver”.*

12 *This title may be cited as the “Judiciary Appropria-*
 13 *tions Act, 2008”.*

14 *TITLE IV*

15 *DISTRICT OF COLUMBIA*

16 *FEDERAL FUNDS*

17 *FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT*

18 *For a Federal payment to the District of Columbia,*
 19 *to be deposited into a dedicated account, for a nationwide*
 20 *program to be administered by the Mayor, for District of*
 21 *Columbia resident tuition support, \$33,000,000, to remain*
 22 *available until expended: Provided, That such funds, in-*
 23 *cluding any interest accrued thereon, may be used on behalf*
 24 *of eligible District of Columbia residents to pay an amount*
 25 *based upon the difference between in-State and out-of-State*

1 *tuition at public institutions of higher education, or to pay*
2 *up to \$2,500 each year at eligible private institutions of*
3 *higher education: Provided further, That the awarding of*
4 *such funds may be prioritized on the basis of a resident's*
5 *academic merit, the income and need of eligible students*
6 *and such other factors as may be authorized: Provided fur-*
7 *ther, That the District of Columbia government shall main-*
8 *tain a dedicated account for the Resident Tuition Support*
9 *Program that shall consist of the Federal funds appro-*
10 *priated to the Program in this Act and any subsequent ap-*
11 *propriations, any unobligated balances from prior fiscal*
12 *years, and any interest earned in this or any fiscal year:*
13 *Provided further, That the account shall be under the con-*
14 *trol of the District of Columbia Chief Financial Officer, who*
15 *shall use those funds solely for the purposes of carrying out*
16 *the Resident Tuition Support Program: Provided further,*
17 *That the Office of the Chief Financial Officer shall provide*
18 *a quarterly financial report to the Committees on Appro-*
19 *priations of the House of Representatives and Senate for*
20 *these funds showing, by object class, the expenditures made*
21 *and the purpose therefor: Provided further, That not more*
22 *than seven percent of the total amount appropriated for this*
23 *program may be used for administrative expenses.*

19 *FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA*
20 *COURTS*

HR 2829 RS

1 ception and representation expenses; for the District of Co-
2 lumbia Court System, \$52,170,000 of which not to exceed
3 \$1,500 is for official reception and representation expenses;
4 and \$55,989,000, to remain available until September 30,
5 2009, for capital improvements for District of Columbia
6 courthouse facilities, including structural improvements to
7 the District of Columbia cell block at the Moultrie Court-
8 house: Provided, That notwithstanding any other provision
9 of law, a single contract or related contracts for development
10 and construction of facilities may be employed which collec-
11 tively include the full scope of the project: Provided further,
12 That the solicitation and contract shall contain the clause
13 “availability of Funds” found at 48 CFR 52.232–18: Pro-
14 vided further, That funds made available for capital im-
15 provements shall be expended consistent with the General
16 Services Administration master plan study and building
17 evaluation report: Provided further, That notwithstanding
18 any other provision of law, all amounts under this heading
19 shall be apportioned quarterly by the Office of Management
20 and Budget and obligated and expended in the same man-
21 ner as funds appropriated for salaries and expenses of other
22 Federal agencies, with payroll and financial services to be
23 provided on a contractual basis with the General Services
24 Administration (GSA), and such services shall include the
25 preparation of monthly financial reports, copies of which

1 *shall be submitted directly by GSA to the President and*
 2 *to the Committees on Appropriations of the House of Rep-*
 3 *resentatives and Senate, the Committee on Government Re-*
 4 *form of the House of Representatives, and the Committee*
 5 *on Governmental Affairs of the Senate: Provided further,*
 6 *That 30 days after providing written notice to the Commit-*
 7 *tees on Appropriations of the House of Representatives and*
 8 *Senate, the District of Columbia Courts may reallocate not*
 9 *more than \$1,000,000 of the funds provided under this*
 10 *heading among the items and entities funded under this*
 11 *heading for operations, and not more than 4 percent of the*
 12 *funds provided under this heading for facilities.*

13 *DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS*

14 *For payments authorized under section 11–2604 and*
 15 *section 11–2605, D.C. Official Code (relating to representa-*
 16 *tion provided under the District of Columbia Criminal Jus-*
 17 *tice Act), payments for counsel appointed in proceedings*
 18 *in the Family Court of the Superior Court of the District*
 19 *of Columbia under chapter 23 of title 16, D.C. Official*
 20 *Code, or pursuant to contractual agreements to provide*
 21 *guardian ad litem representation, training, technical as-*
 22 *sistance and such other services as are necessary to improve*
 23 *the quality of guardian ad litem representation, payments*
 24 *for counsel appointed in adoption proceedings under chap-*
 25 *ter 3 of title 16, D.C. Code, and payments for counsel au-*
 26 *thorized under section 21–2060, D.C. Official Code (relating*

1 to representation provided under the District of Columbia
2 Guardianship, Protective Proceedings, and Durable Power
3 of Attorney Act of 1986), \$43,475,000, to remain available
4 until expended: Provided, That the funds provided in this
5 Act under the heading “Federal Payment to the District
6 of Columbia Courts” (other than the \$56,671,000 provided
7 under such heading for capital improvements for District
8 of Columbia courthouse facilities) may also be used for pay-
9 ments under this heading: Provided further, That in addi-
10 tion to the funds provided under this heading, the Joint
11 Committee on Judicial Administration in the District of
12 Columbia may use funds provided in this Act under the
13 heading “Federal Payment to the District of Columbia
14 Courts” (other than the \$56,671,000 provided under such
15 heading for capital improvements for District of Columbia
16 courthouse facilities), to make payments described under
17 this heading for obligations incurred during any fiscal
18 year: Provided further, That funds provided under this
19 heading shall be administered by the Joint Committee on
20 Judicial Administration in the District of Columbia: Pro-
21 vided further, That notwithstanding any other provision of
22 law, this appropriation shall be apportioned quarterly by
23 the Office of Management and Budget and obligated and
24 expended in the same manner as funds appropriated for
25 expenses of other Federal agencies, with payroll and finan-

1 cial services to be provided on a contractual basis with the
 2 General Services Administration (GSA), and such services
 3 shall include the preparation of monthly financial reports,
 4 copies of which shall be submitted directly by GSA to the
 5 President and to the Committees on Appropriations of the
 6 House of Representatives and Senate, the Committee on
 7 Government Reform of the House of Representatives, and
 8 the Committee on Governmental Affairs of the Senate.

9 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
 10 FENDER SUPERVISION AGENCY FOR THE DISTRICT OF
 11 COLUMBIA

12 (INCLUDING TRANSFER OF FUNDS)

13 For salaries and expenses, including the transfer and
 14 hire of motor vehicles, of the Court Services and Offender
 15 Supervision Agency for the District of Columbia and the
 16 Public Defender Service for the District of Columbia, as au-
 17 thorized by the National Capital Revitalization and Self-
 18 Government Improvement Act of 1997, \$190,791,000 of
 19 which not to exceed \$2,000 is for official receptions and rep-
 20 resentation expenses related to Community Supervision and
 21 Pretrial Services Agency programs; of which not to exceed
 22 \$25,000,000 is for dues and assessments relating to the im-
 23 plementation of the Court Services and Offender Super-
 24 vision Agency Interstate Supervision Act of 2002, of which
 25 not to exceed \$400,000 for the Community Supervision Pro-
 26 gram and \$160,000 for the Pretrial Services Program, both

1 *to remain available until September 30, 2009, are for infor-*
2 *mation technology infrastructure enhancement acquisitions;*
3 *of which \$140,971,000 shall be for necessary expenses of*
4 *Community Supervision and Sex Offender Registration, to*
5 *include expenses relating to the supervision of adults subject*
6 *to protection orders or the provision of services for or related*
7 *to such persons; of which \$49,820,000 shall be available to*
8 *the Pretrial Services Agency: Provided, That notwith-*
9 *standing any other provision of law, all amounts under this*
10 *heading shall be apportioned quarterly by the Office of*
11 *Management and Budget and obligated and expended in*
12 *the same manner as funds appropriated for salaries and*
13 *expenses of other Federal agencies: Provided further, That*
14 *not less than \$1,000,000 shall be available for re-entrant*
15 *housing in Wards 1, 4, 6, 7, and 8 in the District of Colum-*
16 *bia: Provided further, That the Director is authorized to*
17 *accept and use gifts in the form of in-kind contributions*
18 *of space and hospitality to support offender and defendant*
19 *programs, and equipment and vocational training services*
20 *to educate and train offenders and defendants: Provided*
21 *further, That the Director shall keep accurate and detailed*
22 *records of the acceptance and use of any gift or donation*
23 *under the previous proviso, and shall make such records*
24 *available for audit and public inspection: Provided further,*
25 *That the Court Services and Offender Supervision Agency*

1 *Director is authorized to accept and use reimbursement*
2 *from the District of Columbia Government for space and*
3 *services provided on a cost reimbursable basis.*

4 *FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA*

5 *PUBLIC DEFENDER SERVICE*

6 *For salaries and expenses of the District of Columbia*
7 *Public Defender Service, \$32,710,000: Provided, That not-*
8 *withstanding any other provision of law, all amounts under*
9 *this heading shall be apportioned quarterly by the Office*
10 *of Management and Budget and obligated and expended in*
11 *the same manner as funds appropriated for salaries and*
12 *expenses of other Federal agencies.*

13 *FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER*
14 *AND SEWER AUTHORITY*

15 *For a Federal payment to the District of Columbia*
16 *Water and Sewer Authority, \$12,000,000, to remain avail-*
17 *able until expended, to continue implementation of the*
18 *Combined Sewer Overflow Long-Term Plan: Provided, That*
19 *the District of Columbia Water and Sewer Authority pro-*
20 *vides a match of \$7,000,000 and the District of Columbia*
21 *provides a match of \$5,000,000 in local funds for this pay-*
22 *ment.*

23 *FEDERAL PAYMENT TO THE CRIMINAL JUSTICE*

24 *COORDINATING COUNCIL*

25 *For a Federal payment to the Criminal Justice Co-*
26 *ordinating Council, \$1,300,000, to remain available until*

1 *expended, to support initiatives related to the coordination*
2 *of Federal and local criminal justice resources in the Dis-*
3 *trict of Columbia.*

4 *FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT*

5 *For a Federal payment for a school improvement pro-*
6 *gram in the District of Columbia, \$40,800,000 to be allo-*
7 *cated as follows: \$13,000,000 for the State Education Office*
8 *to improve traditional public schools in the District of Co-*
9 *lumbia; \$13,000,000 for the State Education Office to ex-*
10 *pand quality public charter schools in the District of Co-*
11 *lumbia, to remain available until expended; \$14,000,000 for*
12 *the Secretary of the Department of Education to provide*
13 *opportunity scholarships for students in the District of Co-*
14 *lumbia in accordance with division C, title III of the Dis-*
15 *trict of Columbia Appropriations Act, 2004 (Public Law*
16 *108–199; 118 Stat. 126), of which up to \$1,000,000 may*
17 *be used to administer and fund assessments.*

18 *FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY*

19 *FACILITY*

20 *For a Federal payment to the District of Columbia,*
21 *\$10,000,000, to remain available until September 30, 2009,*
22 *for costs associated with the construction of a bioterrorism*
23 *and forensics laboratory: Provided, That the District of Co-*
24 *lumbia provides a 100 percent match for this payment.*

1 *FEDERAL PAYMENT FOR CENTRAL LIBRARY AND BRANCH*
2 *LOCATIONS*

3 *For a Federal payment to the District of Columbia,*
4 *\$10,000,000, to remain available until expended, for the*
5 *Federal contribution for costs associated with the renova-*
6 *tion and rehabilitation of District libraries.*

7 *FEDERAL PAYMENT TO REIMBURSE THE FEDERAL BUREAU*
8 *OF INVESTIGATION*

9 *For a Federal payment to the District of Columbia,*
10 *\$5,000,000, to remain available until September 30, 2010,*
11 *for:*

12 *(1) Reimbursement to the Federal Bureau of In-*
13 *vestigation for laboratory services for District of Co-*
14 *lumbia cases, for the sole purposes of:*

15 *(A) Evidence examination and subsequent*
16 *DNA analysis for the District of Columbia cold*
17 *case DNA backlog; and*

18 *(B) Expansion of resources dedicated to the*
19 *processing of District of Columbia cases, includ-*
20 *ing an increase in personnel, after October 1,*
21 *2007; and*

22 *(2) Data entry and analysis for District of Co-*
23 *lumbia cold cases.*

1 *FEDERAL PAYMENT TO THE EXECUTIVE OFFICE OF THE*
2 *MAYOR OF THE DISTRICT OF COLUMBIA*

3 *For a Federal payment to the Executive Office of the*
4 *Mayor of the District of Columbia, \$14,000,000: Provided,*
5 *That these funds shall be available to support the District's*
6 *efforts to enhance the public education system, to improve*
7 *environmental quality, to promote and sustain financially*
8 *stable marriages, to expand pediatric healthcare services*
9 *and for historic preservation: Provided further, That no*
10 *funds shall be expended until the Mayor of the District of*
11 *Columbia submits a detailed expenditure plan, including*
12 *performance measures, to the Committee on Appropriations*
13 *of the House of Representatives and the Senate: Provided*
14 *further, That the District submit a preliminary progress*
15 *report on activities no later than June 1, 2008, and a final*
16 *report including a detailed description of outcomes achieved*
17 *no later than November 1, 2009.*

18 *DISTRICT OF COLUMBIA FUNDS*

19 *The following amounts are appropriated for the Dis-*
20 *trict of Columbia for the current fiscal year out of the gen-*
21 *eral fund of the District of Columbia, except as otherwise*
22 *specifically provided: Provided, That notwithstanding any*
23 *other provision of law, except as provided in section 450A*
24 *of the District of Columbia Home Rule Act, approved No-*
25 *vember 2, 2000 (114 Stat. 2440; D.C. Official Code, section*

1 1–204.50a) and provisions of this Act: The total amount
2 appropriated in this Act for operating expenses for the Dis-
3 trict of Columbia for fiscal year 2008 under this heading
4 shall not exceed the lesser of the sum of the total revenues
5 of the District of Columbia for such fiscal year or
6 \$9,773,775,000 (of which \$6,111,623,000 (including
7 \$348,929,000 from dedicated taxes) shall be from local
8 funds, \$2,015,854,000 shall be from Federal grant funds,
9 \$1,637,736,000 shall be from other funds, and \$8,562,000
10 shall be from private funds), in addition, \$124,652,000
11 from funds previously appropriated in this Act as Federal
12 payments: Provided further, That of the local funds,
13 \$339,989,000 shall be derived from the District’s general
14 fund balance: Provided further, That of these funds the Dis-
15 trict’s intradistrict authority shall be \$648,290,000: in ad-
16 dition for capital construction projects there is appro-
17 priated an increase of \$1,607,703,000, of which
18 \$1,042,712,000 shall be from local funds, \$38,523,000 from
19 the District of Columbia Highway Trust Fund, \$73,260,000
20 from the Local Street Maintenance fund, \$75,000,000 from
21 revenue bonds, \$150,000,000 from financing for construc-
22 tion of a consolidated laboratory facility, \$42,200,000 for
23 construction of a baseball stadium, \$186,008,000 from Fed-
24 eral grant funds, and a rescission of \$212,696,000 from
25 local funds appropriated under this heading in prior fiscal

1 years, for a net amount of \$1,395,007,000, to remain avail-
2 able until expended: Provided further, That the amounts
3 provided under this heading are to be subject to the provi-
4 sions of and allocated and expended as proposed under
5 “Title III—District of Columbia Funds Summary of Ex-
6 penses” of the Fiscal Year 2008 Proposed Budget and Fi-
7 nancial Plan submitted to the Congress of the United States
8 by the District of Columbia on June 7, 2007 as amended
9 on June 29, 2007 and such title is hereby incorporated by
10 reference as though set forth fully herein: Provided further,
11 That this amount may be increased by proceeds of one-time
12 transactions, which are expended for emergency or unan-
13 ticipated operating or capital needs: Provided further, That
14 such increases shall be approved by enactment of local Dis-
15 trict law and shall comply with all reserve requirements
16 contained in the District of Columbia Home Rule Act ap-
17 proved December 24, 1973 (87 Stat. 777; D.C. Official Code
18 § 1–201.01 et seq.), as amended by this Act: Provided fur-
19 ther, That the Chief Financial Officer of the District of Co-
20 lumbia shall take such steps as are necessary to assure that
21 the District of Columbia meets these requirements, includ-
22 ing the apportioning by the Chief Financial Officer of the
23 appropriations and funds made available to the District
24 during fiscal year 2008, except that the Chief Financial Of-
25 ficer may not reprogram for operating expenses any funds

1 *derived from bonds, notes, or other obligations issued for*
2 *capital projects.*

3 *This title may be cited as the “District of Columbia*
4 *Appropriations Act, 2008”.*

5 *TITLE V*

6 *INDEPENDENT AGENCIES*

7 *COMMODITY FUTURES TRADING COMMISSION*

8 *For necessary expenses to carry out the provisions of*
9 *the Commodity Exchange Act (7 U.S.C. 1 et seq.), including*
10 *the purchase and hire of passenger motor vehicles, and the*
11 *rental of space (to include multiple year leases) in the Dis-*
12 *trict of Columbia and elsewhere, \$116,000,000, including*
13 *not to exceed \$3,000 for official reception and representa-*
14 *tion expenses.*

15 *CONSUMER PRODUCT SAFETY COMMISSION*

16 *SALARIES AND EXPENSES*

17 *For necessary expenses of the Consumer Product Safety*
18 *Commission (CPSC), including hire of passenger motor ve-*
19 *hicles, services as authorized by 5 U.S.C. 3109, but at rates*
20 *for individuals not to exceed the per diem rate equivalent*
21 *to the maximum rate payable under 5 U.S.C. 5376, pur-*
22 *chase of nominal awards to recognize non-Federal officials’*
23 *contributions to Commission activities, and not to exceed*
24 *\$1,000 for official reception and representation expenses,*
25 *\$70,000,000.*

ELECTION ASSISTANCE COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the Help America Vote Act of 2002, \$16,517,000, of which \$3,250,000 shall be transferred to the National Institute of Standards and Technology for election reform activities authorized under the Help America Vote Act of 2002.

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Communications Commission, as authorized by law, including uniforms and allowances, as authorized by 5 U.S.C. 5901–5902; not to exceed \$4,000 for official reception and representation expenses; purchase and hire of motor vehicles; special counsel fees; and services as authorized by 5 U.S.C. 3109, \$313,000,000: Provided, That \$312,000,000 of offsetting collections shall be assessed and collected pursuant to section 9 of title I of the Communications Act of 1934, shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: Provided further, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2008 so as to result in a final fiscal year 2008 appropriation estimated at \$1,000,000: Provided further, That any offsetting collections received in excess of \$312,000,000 in

1 *fiscal year 2008 shall not be available for obligation: Pro-*
 2 *vided further, That remaining offsetting collections from*
 3 *prior years collected in excess of the amount specified for*
 4 *collection in each such year and otherwise becoming avail-*
 5 *able on October 1, 2007, shall not be available for obliga-*
 6 *tion: Provided further, That notwithstanding 47 U.S.C.*
 7 *309(j)(8)(B), proceeds from the use of a competitive bidding*
 8 *system that may be retained and made available for obliga-*
 9 *tion shall not exceed \$85,000,000 for fiscal year 2008: Pro-*
 10 *vided further, That, in addition, not to exceed \$20,480,000*
 11 *may be transferred from the Universal Service Fund in fis-*
 12 *cal year 2008 to remain available until expended, to mon-*
 13 *itor the Universal Service Fund program to prevent and*
 14 *remedy waste, fraud and abuse, and to conduct audits and*
 15 *investigations by the Office of Inspector General.*

16 *ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS*
 17 *COMMISSION*

18 *SEC. 501. Section 302 of the Universal Service*
 19 *Antideficiency Temporary Suspension Act is amended by*
 20 *striking “December 31, 2007”, each place it appears and*
 21 *inserting “December 31, 2008”.*

22 *SEC. 502. None of the funds appropriated by this Act*
 23 *may be used by the Federal Communications Commission*
 24 *to modify, amend, or change its rules or regulations for uni-*
 25 *versal service support payments to implement the February*
 26 *27, 2004 recommendations of the Federal-State Joint Board*

1 *on Universal Service regarding single connection or pri-*
2 *mary line restrictions on universal service support pay-*
3 *ments.*

4 *FEDERAL DEPOSIT INSURANCE CORPORATION*

5 *OFFICE OF INSPECTOR GENERAL*

6 *For necessary expenses of the Office of Inspector Gen-*
7 *eral in carrying out the provisions of the Inspector General*
8 *Act of 1978, \$26,848,000, to be derived from the Deposit*
9 *Insurance Fund and the FSLIC Resolution Fund.*

10 *FEDERAL ELECTION COMMISSION*

11 *SALARIES AND EXPENSES*

12 *For necessary expenses to carry out the provisions of*
13 *the Federal Election Campaign Act of 1971, \$59,224,000,*
14 *of which no less than \$8,100,000 shall be available for inter-*
15 *nal automated data processing systems, and of which not*
16 *to exceed \$5,000 shall be available for reception and rep-*
17 *resentation expenses.*

18 *FEDERAL LABOR RELATIONS AUTHORITY*

19 *SALARIES AND EXPENSES*

20 *For necessary expenses to carry out functions of the*
21 *Federal Labor Relations Authority, pursuant to Reorga-*
22 *nization Plan Numbered 2 of 1978, and the Civil Service*
23 *Reform Act of 1978, including services authorized by 5*
24 *U.S.C. 3109, and including hire of experts and consultants,*
25 *hire of passenger motor vehicles, and rental of conference*

1 rooms in the District of Columbia and elsewhere,
 2 \$23,718,000: *Provided, That public members of the Federal*
 3 *Service Impasses Panel may be paid travel expenses and*
 4 *per diem in lieu of subsistence as authorized by law (5*
 5 *U.S.C. 5703) for persons employed intermittently in the*
 6 *Government service, and compensation as authorized by 5*
 7 *U.S.C. 3109: Provided further, That notwithstanding 31*
 8 *U.S.C. 3302, funds received from fees charged to non-Fed-*
 9 *eral participants at labor-management relations con-*
 10 *ferences shall be credited to and merged with this account,*
 11 *to be available without further appropriation for the costs*
 12 *of carrying out these conferences.*

13 *FEDERAL TRADE COMMISSION*

14 *SALARIES AND EXPENSES*

15 *For necessary expenses of the Federal Trade Commis-*
 16 *sion, including uniforms or allowances therefor, as author-*
 17 *ized by 5 U.S.C. 5901–5902; services as authorized by 5*
 18 *U.S.C. 3109; hire of passenger motor vehicles; and not to*
 19 *exceed \$2,000 for official reception and representation ex-*
 20 *penses, \$240,239,000, to remain available until expended:*
 21 *Provided, That not to exceed \$300,000 shall be available*
 22 *for use to contract with a person or persons for collection*
 23 *services in accordance with the terms of 31 U.S.C. 3718:*
 24 *Provided further, That, notwithstanding any other provi-*
 25 *sion of law, not to exceed \$144,600,000 of offsetting collec-*

1 tions derived from fees collected for premerger notification
2 filings under the Hart-Scott-Rodino Antitrust Improve-
3 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
4 of collection, shall be retained and used for necessary ex-
5 penses in this appropriation: Provided further, That, not-
6 withstanding any other provision of law, \$19,000,000 in
7 offsetting collections derived from fees sufficient to imple-
8 ment and enforce the Telemarketing Sales Rule, promul-
9 gated under the Telemarketing and Consumer Fraud and
10 Abuse Prevention Act (15 U.S.C. 6101 et seq.), shall be cred-
11 ited to this account, and be retained and used for necessary
12 expenses in this appropriation: Provided further, That the
13 sum herein appropriated from the general fund shall be re-
14 duced as such offsetting collections are received during fiscal
15 year 2008, so as to result in a final fiscal year 2008 appro-
16 priation from the general fund estimated at not more than
17 \$76,639,000: Provided further, That none of the funds made
18 available to the Federal Trade Commission may be used
19 to implement subsection (e)(2)(B) of section 43 of the Fed-
20 eral Deposit Insurance Act (12 U.S.C. 1831t): Provided fur-
21 ther, That no funds appropriated in this or any other Act
22 shall be expended to remove the Federal Trade Commission
23 from its headquarters building, the Federal Trade Commis-
24 sion Building, located at 600 Pennsylvania Avenue, North-
25 west, Washington, DC; to render such building appropriate

1 *for occupation by another Federal agency or other organiza-*
2 *tion or division thereof; or to locate any such agency, orga-*
3 *nization, or division in said building.*

4 *GENERAL SERVICES ADMINISTRATION*

5 *REAL PROPERTY ACTIVITIES*

6 *FEDERAL BUILDINGS FUND*

7 *LIMITATIONS ON AVAILABILITY OF REVENUE*

8 *(INCLUDING TRANSFER OF FUNDS)*

9 *For an additional amount to be deposited in the Fed-*
10 *eral Buildings Fund, \$624,901,000. To carry out the pur-*
11 *poses of the Fund established pursuant to section 210(f) of*
12 *the Federal Property and Administrative Services Act of*
13 *1949, as amended (40 U.S.C. 592), the revenues and collec-*
14 *tions deposited into the Fund shall be available for nec-*
15 *essary expenses of real property management and related*
16 *activities not otherwise provided for, including operation,*
17 *maintenance, and protection of federally owned and leased*
18 *buildings; rental of buildings in the District of Columbia;*
19 *restoration of leased premises; moving governmental agen-*
20 *cies (including space adjustments and telecommunications*
21 *relocation expenses) in connection with the assignment, al-*
22 *location and transfer of space; contractual services incident*
23 *to cleaning or servicing buildings, and moving; repair and*
24 *alteration of federally owned buildings including grounds,*
25 *approaches and appurtenances; care and safeguarding of*
26 *sites; maintenance, preservation, demolition, and equip-*

1 *ment; acquisition of buildings and sites by purchase, con-*
 2 *demnation, or as otherwise authorized by law; acquisition*
 3 *of options to purchase buildings and sites; conversion and*
 4 *extension of federally owned buildings; preliminary plan-*
 5 *ning and design of projects by contract or otherwise; con-*
 6 *struction of new buildings (including equipment for such*
 7 *buildings); and payment of principal, interest, and any*
 8 *other obligations for public buildings acquired by install-*
 9 *ment purchase and purchase contract; in the aggregate*
 10 *amount of \$8,370,706,000, of which: (1) \$894,992,000 shall*
 11 *remain available until expended for construction (including*
 12 *funds for sites and expenses and associated design and con-*
 13 *struction services), of which \$848,925,000 of additional*
 14 *projects at the following locations:*

15 *New Construction:*

16 *Alabama:*

17 *Mobile, United States Courthouse,*
 18 *\$2,600,000.*

19 *Tuscaloosa, Federal Building,*
 20 *\$21,000,000.*

21 *Arizona:*

22 *San Luis, Land Port of Entry I,*
 23 *\$7,053,000.*

24 *California:*

1 *San Ysidro, Land Port of Entry,*
2 \$37,742,000.

3 *San Diego, United States Courthouse,*
4 \$80,000,000.

5 *San Jose, United States Courthouse,*
6 \$32,000,000.

7 *District of Columbia:*

8 *DHS consolidation and development of*
9 *St. Elizabeths campus, \$318,887,000.*

10 *St. Elizabeths West Campus Infra-*
11 *structure, \$20,752,000.*

12 *St. Elizabeths West Campus Site Ac-*
13 *quisition, \$7,000,000.*

14 *Georgia:*

15 *Savannah, United States Courthouse*
16 *Annex, \$2,059,000.*

17 *Illinois:*

18 *Rockford, United States Courthouse,*
19 \$58,792,000.

20 *Maine:*

21 *Madawaska, Land Port of Entry,*
22 \$17,160,000.

23 *Maryland:*

24 *Montgomery County, Food and Drug*
25 *Administration Consolidation, \$57,749,000.*

1 *Minnesota:*

2 *Warroad, Land Port of Entry,*
3 *\$43,628,000.*

4 *Missouri:*

5 *Jefferson City, United States Court-*
6 *house, \$66,000,000.*

7 *New York:*

8 *Alexandria Bay, Land Port of Entry,*
9 *\$11,676,000.*

10 *Texas:*

11 *El Paso, Tronillo-Guadalupe Land*
12 *Port of Entry, \$4,290,000.*

13 *San Antonio, United States Court-*
14 *house, \$18,000,000.*

15 *Vermont:*

16 *Derby Line, Land Port of Entry,*
17 *\$33,139,000.*

18 *Nonprospectus Construction, \$9,398,000:*

19 *Provided, That, notwithstanding any other provision of*
20 *law, the Administrator of General Services is authorized to*
21 *proceed with necessary site acquisition, design, and con-*
22 *struction for the new courthouse project in Rockford, Illi-*
23 *nois, listed in Public Law 109–115 and for which funds*
24 *have been appropriated under this or any other Acts, with*
25 *the understanding that the total estimated cost of the*

1 *project, exclusive of any permitted escalations, shall be*
2 *\$100,225,000: Provided further, That each of the foregoing*
3 *limits of costs on new construction projects may be exceeded*
4 *to the extent that savings are effected in other such projects,*
5 *but not to exceed 10 percent of the amounts included in*
6 *an approved prospectus, if required, unless advance ap-*
7 *proval is obtained from the Committees on Appropriations*
8 *of a greater amount: Provided further, That all funds for*
9 *direct construction projects shall expire on September 30,*
10 *2008 and remain in the Federal Buildings Fund except for*
11 *funds for projects as to which funds for design or other*
12 *funds have been obligated in whole or in part prior to such*
13 *date; (2) \$804,483,000 shall remain available until ex-*
14 *pended for repairs and alterations, which includes associ-*
15 *ated design and construction services:*

16 *Repairs and Alterations:*

17 *District of Columbia:*

18 *Eisenhower Executive Office Building,*

19 *Phase III, \$172,279,000.*

20 *Joint Operations Center, \$12,800,000.*

21 *Nebraska Avenue Complex,*

22 *\$27,673,000.*

23 *Nevada:*

24 *Reno, C. Clifton Young Federal Build-*

25 *ing and Courthouse, \$12,793,000.*

1 *New York:*

2 *New York, Thurgood Marshall United*
3 *States Courthouse, \$170,544,000.*

4 *West Virginia:*

5 *Martinsburg Internal Revenue Service*
6 *Enterprise Computing Center, \$35,822,000.*

7 *Special Emphasis Programs:*

8 *Energy Program, \$15,000,000.*

9 *Design Program, \$7,372,000.*

10 *Basic Repairs and Alterations,*
11 *\$350,200,000:*

12 *Provided further, That funds made available in this or any*
13 *previous Act in the Federal Buildings Fund for Repairs*
14 *and Alterations shall, for prospectus projects, be limited to*
15 *the amount identified for each project, except each project*
16 *in this or any previous Act may be increased by an amount*
17 *not to exceed 10 percent unless advance approval is ob-*
18 *tained from the Committees on Appropriations of a greater*
19 *amount: Provided further, That additional projects for*
20 *which prospectuses have been fully approved may be funded*
21 *under this category only if advance approval is obtained*
22 *from the Committees on Appropriations: Provided further,*
23 *That the amounts provided in this or any prior Act for*
24 *“Repairs and Alterations” may be used to fund costs associ-*
25 *ated with implementing security improvements to buildings*

1 *necessary to meet the minimum standards for security in*
2 *accordance with current law and in compliance with the*
3 *reprogramming guidelines of the appropriate Committees*
4 *of the House and Senate: Provided further, That the dif-*
5 *ference between the funds appropriated and expended on*
6 *any projects in this or any prior Act, under the heading*
7 *“Repairs and Alterations”, may be transferred to Basic Re-*
8 *pairs and Alterations or used to fund authorized increases*
9 *in prospectus projects: Provided further, That all funds for*
10 *repairs and alterations prospectus projects shall expire on*
11 *September 30, 2008 and remain in the Federal Buildings*
12 *Fund except funds for projects as to which funds for design*
13 *or other funds have been obligated in whole or in part prior*
14 *to such date: Provided further, That the amount provided*
15 *in this or any prior Act for Basic Repairs and Alterations*
16 *may be used to pay claims against the Government arising*
17 *from any projects under the heading “Repairs and Alter-*
18 *ations” or used to fund authorized increases in prospectus*
19 *projects; (3) \$155,781,000 for installment acquisition pay-*
20 *ments, including payments on purchase contracts which*
21 *shall remain available until expended; (4) \$4,383,000,000*
22 *for rental of space which shall remain available until ex-*
23 *pended; and (5) \$2,132,450,000 for building operations*
24 *which shall remain available until expended: Provided fur-*
25 *ther, That funds available to the General Services Adminis-*

1 *tration shall not be available for expenses of any construc-*
2 *tion, repair, alteration and acquisition project for which*
3 *a prospectus, if required by the Public Buildings Act of*
4 *1959, has not been approved, except that necessary funds*
5 *may be expended for each project for required expenses for*
6 *the development of a proposed prospectus: Provided further,*
7 *That funds available in the Federal Buildings Fund may*
8 *be expended for emergency repairs when advance approval*
9 *is obtained from the Committees on Appropriations: Pro-*
10 *vided further, That amounts necessary to provide reimburs-*
11 *able special services to other agencies under section*
12 *210(f)(6) of the Federal Property and Administrative Serv-*
13 *ices Act of 1949 (40 U.S.C. 592(b)(2)) and amounts to pro-*
14 *vide such reimbursable fencing, lighting, guard booths, and*
15 *other facilities on private or other property not in Govern-*
16 *ment ownership or control as may be appropriate to enable*
17 *the United States Secret Service to perform its protective*
18 *functions pursuant to 18 U.S.C. 3056, shall be available*
19 *from such revenues and collections: Provided further, That*
20 *revenues and collections and any other sums accruing to*
21 *this Fund during fiscal year 2007, excluding reimburse-*
22 *ments under section 210(f)(6) of the Federal Property and*
23 *Administrative Services Act of 1949 (40 U.S.C. 592(b)(2))*
24 *in excess of the aggregate new obligational authority au-*
25 *thorized for Real Property Activities of the Federal Build-*

1 *ings Fund in this Act shall remain in the Fund and shall*
2 *not be available for expenditure except as authorized in ap-*
3 *propriations Acts.*

4 *GENERAL ACTIVITIES*

5 *GOVERNMENT-WIDE POLICY*

6 *For expenses authorized by law, not otherwise provided*
7 *for, for Government-wide policy and evaluation activities*
8 *associated with the management of real and personal prop-*
9 *erty assets and certain administrative services; Govern-*
10 *ment-wide policy support responsibilities relating to acqui-*
11 *sition, telecommunications, information technology man-*
12 *agement, and related technology activities; and services as*
13 *authorized by 5 U.S.C. 3109; \$64,791,000: Provided, That*
14 *\$10,000,000 is provided for the use of photovoltaic energy*
15 *in public buildings pursuant to section 3177 of Public Law*
16 *109–58.*

17 *OPERATING EXPENSES*

18 *For expenses authorized by law, not otherwise provided*
19 *for, for Government-wide activities associated with utiliza-*
20 *tion and donation of surplus personal property; disposal*
21 *of real property; providing Internet access to Federal infor-*
22 *mation and services; agency-wide policy direction and*
23 *management, and Board of Contract Appeals; accounting,*
24 *records management, and other support services incident to*
25 *adjudication of Indian Tribal Claims by the United States*
26 *Court of Federal Claims; services as authorized by 5 U.S.C.*

1 3109; and not to exceed \$7,500 for official reception and
2 representation expenses, \$89,547,000.

3 *OFFICE OF INSPECTOR GENERAL*

4 *For necessary expenses of the Office of Inspector Gen-*
5 *eral and service authorized by 5 U.S.C. 3109, \$52,682,000:*
6 *Provided, That not to exceed \$15,000,000 shall be available*
7 *for payment for information and detection of fraud against*
8 *the Government, including payment for recovery of stolen*
9 *Government property: Provided further, That not to exceed*
10 *\$2,500 shall be available for awards to employees of other*
11 *Federal agencies and private citizens in recognition of ef-*
12 *forts and initiatives resulting in enhanced Office of Inspec-*
13 *tor General effectiveness.*

14 *ELECTRONIC GOVERNMENT FUND*

15 *(INCLUDING TRANSFER OF FUNDS)*

16 *For necessary expenses in support of interagency*
17 *projects that enable the Federal Government to expand its*
18 *ability to conduct activities electronically, through the de-*
19 *velopment and implementation of innovative uses of the*
20 *Internet and other electronic methods, \$5,000,000, to re-*
21 *main available until expended: Provided, That these funds*
22 *may be transferred to Federal agencies to carry out the pur-*
23 *poses of the Fund: Provided further, That this transfer au-*
24 *thority shall be in addition to any other transfer authority*
25 *provided in this Act: Provided further, That such transfers*
26 *may not be made until 10 days after a proposed spending*

1 *plan and explanation for each project to be undertaken has*
2 *been submitted to the Committees on Appropriations.*

3 *ALLOWANCES AND OFFICE STAFF FOR FORMER*

4 *PRESIDENTS*

5 *(INCLUDING TRANSFER OF FUNDS)*

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

12 *FEDERAL CITIZEN INFORMATION CENTER FUND*

13 *For necessary expenses of the Federal Citizen Informa-*
14 *tion Center, including services authorized by 5 U.S.C. 3109,*
15 *\$17,790,000, to be deposited into the Federal Citizen Infor-*
16 *mation Center Fund: Provided, That the appropriations,*
17 *revenues, and collections deposited into the Fund shall be*
18 *available for necessary expenses of Federal Citizen Informa-*
19 *tion Center activities in the aggregate amount not to exceed*
20 *\$36,000,000. Appropriations, revenues, and collections ac-*
21 *cruing to this Fund during fiscal year 2007 in excess of*
22 *such amount shall remain in the Fund and shall not be*
23 *available for expenditure except as authorized in appro-*
24 *priations Acts.*

1 *ADMINISTRATIVE PROVISIONS—GENERAL SERVICES*2 *ADMINISTRATION*3 *(INCLUDING TRANSFERS OF FUNDS)*

4 *SEC. 510. The appropriate appropriation or fund*
5 *available to the General Services Administration shall be*
6 *credited with the cost of operation, protection, maintenance,*
7 *upkeep, repair, and improvement, included as part of rent-*
8 *als received from Government corporations pursuant to law*
9 *(40 U.S.C. 129).*

10 *SEC. 511. Funds available to the General Services Ad-*
11 *ministration shall be available for the hire of passenger*
12 *motor vehicles.*

13 *SEC. 512. Funds in the Federal Buildings Fund made*
14 *available for fiscal year 2008 for Federal Buildings Fund*
15 *activities may be transferred between such activities only*
16 *to the extent necessary to meet program requirements: Pro-*
17 *vided, That any proposed transfers shall be approved in ad-*
18 *vance by the Committees on Appropriations.*

19 *SEC. 513. 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 Courthouse*
22 *construction that: (1) does not meet the design guide stand-*
23 *ards for construction as established and approved by the*
24 *General Services Administration, the Judicial Conference*
25 *of the United States, and the Office of Management and*
26 *Budget; and (2) does not reflect the priorities of the Judicial*

1 *Conference of the United States as set out in its approved*
2 *5-year construction plan: Provided, That the fiscal year*
3 *2009 request must be accompanied by a standardized court-*
4 *room utilization study of each facility to be constructed, re-*
5 *placed, or expanded.*

6 *SEC. 514. 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 determined*
12 *by the General Services Administration in compliance with*
13 *the Public Buildings Amendments Act of 1972 (Public Law*
14 *92–313).*

15 *SEC. 515. From funds made available under the head-*
16 *ing “Federal Buildings Fund, Limitations on Availability*
17 *of Revenue”, claims against the Government of less than*
18 *\$250,000 arising from direct construction projects and ac-*
19 *quisition of buildings may be liquidated from savings ef-*
20 *fects in other construction projects with prior notification*
21 *to the Committees on Appropriations.*

22 *SEC. 516. No funds shall be used by the General Serv-*
23 *ices Administration to reorganize its organizational struc-*
24 *ture without approval by the House and Senate Committees*
25 *on Appropriations through an operating plan change.*

1 *MERIT SYSTEMS PROTECTION BOARD*

2 *SALARIES AND EXPENSES*

3 *(INCLUDING TRANSFER OF FUNDS)*

4 *For necessary expenses to carry out functions of the*
5 *Merit Systems Protection Board pursuant to Reorganiza-*
6 *tion Plan Numbered 2 of 1978, the Civil Service Reform*
7 *Act of 1978, and the Whistleblower Protection Act of 1989*
8 *(5 U.S.C. 5509 note), including services as authorized by*
9 *5 U.S.C. 3109, rental of conference rooms in the District*
10 *of Columbia and elsewhere, hire of passenger motor vehicles,*
11 *direct procurement of survey printing, and not to exceed*
12 *\$2,000 for official reception and representation expenses,*
13 *\$37,507,000 together with not to exceed \$2,579,000 for ad-*
14 *ministrative expenses to adjudicate retirement appeals to*
15 *be transferred from the Civil Service Retirement and Dis-*
16 *ability Fund in amounts determined by the Merit Systems*
17 *Protection Board.*

18 *MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN*

19 *NATIONAL ENVIRONMENTAL POLICY FOUNDATION*

20 *MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN*

21 *NATIONAL ENVIRONMENTAL POLICY TRUST FUND*

22 *(INCLUDING TRANSFER OF FUNDS)*

23 *For payment to the Morris K. Udall Scholarship and*
24 *Excellence in National Environmental Policy Trust Fund,*
25 *pursuant to the Morris K. Udall Scholarship and Excellence*
26 *in National Environmental and Native American Public*

1 *Policy Act of 1992 (20 U.S.C. 5601 et seq.), \$3,750,000,*
 2 *to remain available until expended, of which up to \$50,000*
 3 *shall be used to conduct financial audits pursuant to the*
 4 *Accountability of Tax Dollars Act of 2002 (Public Law*
 5 *107–289) notwithstanding sections 8 and 9 of Public Law*
 6 *102–259: Provided, That up to 60 percent of such funds*
 7 *may be transferred by the Morris K. Udall Scholarship and*
 8 *Excellence in National Environmental Policy Foundation*
 9 *for the necessary expenses of the Native Nations Institute.*

10 ENVIRONMENTAL DISPUTE RESOLUTION FUND

11 *For payment to the Environmental Dispute Resolution*
 12 *Fund to carry out activities authorized in the Environ-*
 13 *mental Policy and Conflict Resolution Act of 1998,*
 14 *\$2,000,000, to remain available until expended.*

15 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

16 OPERATING EXPENSES

17 *For necessary expenses in connection with the admin-*
 18 *istration of the National Archives and Records Administra-*
 19 *tion (including the Information Security Oversight Office)*
 20 *and archived Federal records and related activities, as pro-*
 21 *vided by law, and for expenses necessary for the review and*
 22 *declassification of documents and the activities of the Public*
 23 *Interest Declassification Board, and for the hire of pas-*
 24 *senger motor vehicles, \$313,911,000.*

ELECTRONIC RECORDS ARCHIVES

For necessary expenses in connection with the development of the electronic records archives, to include all direct project costs associated with research, analysis, design, development, and program management, \$58,028,000 of which \$38,315,000 shall remain available until September 30, 2009: Provided, That none of the multi-year funds may be obligated until the National Archives and Records Administration submits to the Committees on Appropriations, and such Committees approve, a plan for expenditure that:

(1) meets the capital planning and investment control review requirements established by the Office of Management and Budget, including Circular A–11; (2) complies with the National Archives and Records Administration’s enterprise architecture; (3) conforms with the National Archives and Records Administration’s enterprise life cycle methodology; (4) is approved by the National Archives and Records Administration and the Office of Management and Budget; (5) has been reviewed by the Government Accountability Office; and (6) complies with the acquisition rules, requirements, guidelines, and systems acquisition management practices of the Federal Government.

REPAIRS AND RESTORATION

For the repair, alteration, and improvement of archives facilities, and to provide adequate storage for holdings, \$25,173,000, to remain available until expended: Pro-

1 vided, That of the funds provided under this heading,
2 \$8,000,000 is for property acquisition and site acquisition
3 to expand and renovate the John F. Kennedy Presidential
4 Library archival facilities, \$750,000 to complete design of
5 the Franklin Delano Roosevelt Presidential Library,
6 \$1,000,000 for expansion of the Richard Nixon Presidential
7 Library, \$2,000,000 for the Anchorage Regional Archives
8 Records Center, and \$3,760,000 is for the repair and res-
9 toration of the plaza that surrounds the Lyndon Baines
10 Johnson Presidential Library that is under the joint control
11 and custody of the University of Texas: Provided further,
12 That such funds may be transferred directly to the Univer-
13 sity and used, together with University funds, for repair
14 and restoration of the plaza and remain available until ex-
15 pended for this purpose: Provided further, That such funds
16 shall be spent in accordance with the construction plan sub-
17 mitted to the Committees on Appropriations on March 14,
18 2005: Provided further, That the Archivist shall be prohib-
19 ited from entering into any agreement with the University
20 or any other party that requires additional funding com-
21 mitments on behalf of the Federal Government.

1 *NATIONAL HISTORICAL PUBLICATIONS AND RECORDS*2 *COMMISSION*3 *GRANTS PROGRAM*4 *(INCLUDING TRANSFER OF FUNDS)*

5 *For necessary expenses for allocations and grants for*
6 *historical publications and records as authorized by 44*
7 *U.S.C. 2504, \$10,000,000, to remain available until ex-*
8 *pendent.*

9 *ADMINISTRATIVE PROVISION*

10 *The National Archives and Records Administration*
11 *shall include in its fiscal year 2009 budget justifications*
12 *a comprehensive capital needs assessment for funding pro-*
13 *vided under the “Repairs and Restoration” appropriations*
14 *account: Provided, That funds proposed under the “Repairs*
15 *and Restoration” appropriations account for fiscal year*
16 *2009 shall be allocated to projects on a priority basis estab-*
17 *lished under a comprehensive capital needs assessment: Pro-*
18 *vided further, That the National Archives and Records Ad-*
19 *ministration shall prioritize funding under the comprehen-*
20 *sive capital needs assessment to projects that have received*
21 *prior funding for construction.*

22 *NATIONAL CREDIT UNION ADMINISTRATION*23 *CENTRAL LIQUIDITY FACILITY*

24 *During fiscal year 2008, gross obligations of the Cen-*
25 *tral Liquidity Facility for the principal amount of new di-*
26 *rect loans to member credit unions, as authorized by 12*

1 *U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: Pro-*
2 *vided, That administrative expenses of the Central Liquid-*
3 *ity Facility in fiscal year 2008 shall not exceed \$329,000.*

4 *COMMUNITY DEVELOPMENT REVOLVING LOAN FUND*

5 *For the Community Development Revolving Loan*
6 *Fund program as authorized by 42 U.S.C. 9812, 9822 and*
7 *9910, \$950,000 shall be available until September 30, 2009*
8 *for technical assistance to low-income designated credit*
9 *unions.*

10 *OFFICE OF GOVERNMENT ETHICS*

11 *SALARIES AND EXPENSES*

12 *For necessary expenses to carry out functions of the*
13 *Office of Government Ethics pursuant to the Ethics in Gov-*
14 *ernment Act of 1978, and the Ethics Reform Act of 1989,*
15 *including services as authorized by 5 U.S.C. 3109, rental*
16 *of conference rooms in the District of Columbia and else-*
17 *where, hire of passenger motor vehicles, and not to exceed*
18 *\$1,500 for official reception and representation expenses,*
19 *\$11,750,000.*

20 *OFFICE OF PERSONNEL MANAGEMENT*

21 *SALARIES AND EXPENSES*

22 *(INCLUDING TRANSFER OF TRUST FUNDS)*

23 *For necessary expenses to carry out functions of the*
24 *Office of Personnel Management pursuant to Reorganiza-*
25 *tion Plan Numbered 2 of 1978 and the Civil Service Reform*
26 *Act of 1978, including services as authorized by 5 U.S.C.*

1 3109; medical examinations performed for veterans by pri-
2 vate physicians on a fee basis; rental of conference rooms
3 in the District of Columbia and elsewhere; hire of passenger
4 motor vehicles; not to exceed \$2,500 for official reception
5 and representation expenses; advances for reimbursements
6 to applicable funds of the Office of Personnel Management
7 and the Federal Bureau of Investigation for expenses in-
8 curred under Executive Order No. 10422 of January 9,
9 1953, as amended; and payment of per diem and/or subsist-
10 ence allowances to employees where Voting Rights Act ac-
11 tivities require an employee to remain overnight at his or
12 her post of duty, \$101,765,000, of which \$5,991,000 shall
13 remain available until expended for the Enterprise Human
14 Resources Integration project; \$1,351,000 shall remain
15 available until expended for the Human Resources Line of
16 Business project; \$340,000 shall remain available until ex-
17 pended for the E-Payroll project; \$170,000 shall remain
18 available until expended for the E-Training program; and
19 in addition \$124,401,000 for administrative expenses, to be
20 transferred from the appropriate trust funds of the Office
21 of Personnel Management without regard to other statutes,
22 including direct procurement of printed materials, for the
23 retirement and insurance programs, of which \$27,465,000
24 shall remain available until expended for the cost of auto-
25 mating the retirement recordkeeping systems: Provided,

1 *That the provisions of this appropriation shall not affect*
2 *the authority to use applicable trust funds as provided by*
3 *sections 8348(a)(1)(B), and 9004(f)(2)(A) of title 5, United*
4 *States Code: Provided further, That no part of this appro-*
5 *priation shall be available for salaries and expenses of the*
6 *Legal Examining Unit of the Office of Personnel Manage-*
7 *ment established pursuant to Executive Order No. 9358 of*
8 *July 1, 1943, or any successor unit of like purpose: Pro-*
9 *vided further, That the President's Commission on White*
10 *House Fellows, established by Executive Order No. 11183*
11 *of October 3, 1964, may, during fiscal year 2007, accept*
12 *donations of money, property, and personal services: Pro-*
13 *vided further, That such donations, including those from*
14 *prior years, may be used for the development of publicity*
15 *materials to provide information about the White House*
16 *Fellows, except that no such donations shall be accepted for*
17 *travel or reimbursement of travel expenses, or for the sala-*
18 *ries of employees of such Commission.*

19 *OFFICE OF INSPECTOR GENERAL*

20 *SALARIES AND EXPENSES*

21 *(INCLUDING TRANSFER OF TRUST FUNDS)*

22 *For necessary expenses of the Office of Inspector Gen-*
23 *eral in carrying out the provisions of the Inspector General*
24 *Act of 1978, including services as authorized by 5 U.S.C.*
25 *3109, hire of passenger motor vehicles, \$1,519,000, and in*
26 *addition, not to exceed \$17,081,000 for administrative ex-*

1 *penses to audit, investigate, and provide other oversight of*
 2 *the Office of Personnel Management's retirement and insur-*
 3 *ance programs, to be transferred from the appropriate trust*
 4 *funds of the Office of Personnel Management, as determined*
 5 *by the Inspector General: Provided, That the Inspector Gen-*
 6 *eral is authorized to rent conference rooms in the District*
 7 *of Columbia and elsewhere.*

8 *GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES*

9 *HEALTH BENEFITS*

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

15 *GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE LIFE*

16 *INSURANCE*

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

21 *PAYMENT TO CIVIL SERVICE RETIREMENT AND DISABILITY*

22 *FUND*

23 *For financing the unfunded liability of new and in-*
 24 *creased annuity benefits becoming effective on or after Octo-*
 25 *ber 20, 1969, as authorized by 5 U.S.C. 8348, and annuities*
 26 *under special Acts to be credited to the Civil Service Retire-*

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

6 *OFFICE OF SPECIAL COUNSEL*

7 *SALARIES AND EXPENSES*

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

19 *SECURITIES AND EXCHANGE COMMISSION*

20 *SALARIES AND EXPENSES*

21 *For necessary expenses for the Securities and Exchange*
 22 *Commission, including services as authorized by 5 U.S.C.*
 23 *3109, the rental of space (to include multiple year leases)*
 24 *in the District of Columbia and elsewhere, and not to exceed*
 25 *\$3,000 for official reception and representation expenses,*

1 \$905,330,000, to remain available until expended; of which
2 not to exceed \$13,000 may be used toward funding a perma-
3 nent secretariat for the International Organization of Secu-
4 rities Commissions; and of which not to exceed \$100,000
5 shall be available for expenses for consultations and meet-
6 ings hosted by the Commission with foreign governmental
7 and other regulatory officials, members of their delegations,
8 appropriate representatives and staff to exchange views con-
9 cerning developments relating to securities matters, develop-
10 ment and implementation of cooperation agreements con-
11 cerning securities matters and provision of technical assist-
12 ance for the development of foreign securities markets, such
13 expenses to include necessary logistic and administrative
14 expenses and the expenses of Commission staff and foreign
15 invitees in attendance at such consultations and meetings
16 including: (1) such incidental expenses as meals taken in
17 the course of such attendance; (2) any travel and transpor-
18 tation to or from such meetings; and (3) any other related
19 lodging or subsistence: Provided, That fees and charges au-
20 thorized by sections 6(b) of the Securities Exchange Act of
21 1933 (15 U.S.C. 77f(b)), and 13(e), 14(g) and 31 of the
22 Securities Exchange Act of 1934 (15 U.S.C. 78m(e), 78n(g),
23 and 78ee), shall be credited to this account as offsetting col-
24 lections: Provided further, That not to exceed \$863,933,000
25 of such offsetting collections shall be available until ex-

1 *pending for necessary expenses of this account: Provided fur-*
2 *ther, That \$41,397,000 shall be derived from prior year un-*
3 *obligated balances from funds previously appropriated to*
4 *the Securities and Exchange Commission: Provided further,*
5 *That the total amount appropriated under this heading*
6 *from the general fund for fiscal year 2008 shall be reduced*
7 *as such offsetting fees are received so as to result in a final*
8 *total fiscal year 2008 appropriation from the general fund*
9 *estimated at not more than \$0.*

10 *SELECTIVE SERVICE SYSTEM*

11 *SALARIES AND EXPENSES*

12 *For necessary expenses of the Selective Service System,*
13 *including expenses of attendance at meetings and of train-*
14 *ing for uniformed personnel assigned to the Selective Serv-*
15 *ice System, as authorized by 5 U.S.C. 4101–4118 for civil-*
16 *ian employees; purchase of uniforms, or allowances therefor,*
17 *as authorized by 5 U.S.C. 5901–5902; hire of passenger*
18 *motor vehicles; services as authorized by 5 U.S.C. 3109; and*
19 *not to exceed \$750 for official reception and representation*
20 *expenses; \$22,000,000: Provided, That during the current*
21 *fiscal year, the President may exempt this appropriation*
22 *from the provisions of 31 U.S.C. 1341, whenever the Presi-*
23 *dent deems such action to be necessary in the interest of*
24 *national defense: Provided further, That none of the funds*
25 *appropriated by this Act may be expended for or in connec-*

1 *tion with the induction of any person into the Armed Forces*
2 *of the United States.*

3 *SMALL BUSINESS ADMINISTRATION*

4 *SALARIES AND EXPENSES*

5 *For necessary expenses, not otherwise provided for, of*
6 *the Small Business Administration as authorized by Public*
7 *Law 108-447, including hire of passenger motor vehicles*
8 *as authorized by 31 U.S.C. 1343 and 1344, and not to ex-*
9 *ceed \$3,500 for official reception and representation ex-*
10 *penses, \$412,103,000: Provided, That the Administrator is*
11 *authorized to charge fees to cover the cost of publications*
12 *developed by the Small Business Administration, and cer-*
13 *tain loan program activities, including fees authorized by*
14 *section 5(b) of the Small Business Act: Provided further,*
15 *That, notwithstanding 31 U.S.C. 3302, revenues received*
16 *from all such activities shall be credited to this account,*
17 *to remain available until expended, for carrying out these*
18 *purposes without further appropriations: Provided further,*
19 *That \$36,000,000 shall be available for the projects and in*
20 *the amounts specified in the committee report of the Senate*
21 *accompanying this Act: Provided further, That \$97,120,000*
22 *shall be available to fund grants for performance in fiscal*
23 *year 2008 or fiscal year 2009 as authorized: Provided fur-*
24 *ther, That, of the amounts provided for Women's Business*

1 *Centers, not less than 41 percent shall be available to con-*
 2 *tinue Women's Business Centers in sustainability status.*

3 *OFFICE OF INSPECTOR GENERAL*

4 *For necessary expenses of the Office of Inspector Gen-*
 5 *eral in carrying out the provisions of the Inspector General*
 6 *Act of 1978, \$15,000,000.*

7 *SURETY BOND GUARANTEES REVOLVING FUND*

8 *For additional capital for the Surety Bond Guarantees*
 9 *Revolving Fund, authorized by the Small Business Invest-*
 10 *ment Act of 1958, \$3,000,000, to remain available until ex-*
 11 *pended.*

12 *BUSINESS LOANS PROGRAM ACCOUNT*

13 *(INCLUDING TRANSFERS OF FUNDS)*

14 *For the cost of direct loans, \$2,000,000, to remain*
 15 *available until expended: Provided, That such costs, includ-*
 16 *ing the cost of modifying such loans, shall be as defined*
 17 *in section 502 of the Congressional Budget Act of 1974; sub-*
 18 *ject to section 502 of the Congressional Budget Act of 1974,*
 19 *during fiscal year 2008 commitments to guarantee loans*
 20 *under section 503 of the Small Business Investment Act of*
 21 *1958 shall not exceed \$7,500,000,000: Provided further,*
 22 *That during fiscal year 2008 commitments for general busi-*
 23 *ness loans authorized under section 7(a) of the Small Busi-*
 24 *ness Act, shall not exceed \$17,500,000,000: Provided further,*
 25 *That during fiscal year 2008 commitments for direct loans*
 26 *authorized under section 7(m) of the Small Business Act*

1 *shall not exceed \$25,000,000: Provided further, That during*
 2 *fiscal year 2008 commitments to guarantee loans for deben-*
 3 *tures under section 303(b) of the Small Business Investment*
 4 *Act of 1958, shall not exceed \$3,000,000,000: Provided fur-*
 5 *ther, That during fiscal year 2008 guarantees of trust cer-*
 6 *tificates authorized by section 5(g) of the Small Business*
 7 *Act shall not exceed a principal amount of \$12,000,000,000.*
 8 *In addition, for administrative expenses to carry out the*
 9 *direct and guaranteed loan programs, \$135,414,000, which*
 10 *may be paid to the appropriations for Salaries and Ex-*
 11 *penses.*

12 *ADMINISTRATIVE PROVISIONS—SMALL BUSINESS*

13 *ADMINISTRATION*

14 *(INCLUDING TRANSFER OF FUNDS)*

15 *SEC. 520. Not to exceed 5 percent of any appropriation*
 16 *made available for the current fiscal year for the Small*
 17 *Business Administration in this Act may be transferred be-*
 18 *tween such appropriations, but no such appropriation shall*
 19 *be increased by more than 10 percent by any such transfers:*
 20 *Provided, That any transfer pursuant to this paragraph*
 21 *shall be treated as a reprogramming of funds under section*
 22 *610 of this Act and shall not be available for obligation*
 23 *or expenditure except in compliance with the procedures set*
 24 *forth in that section.*

1 *SEC. 521. All disaster loans issued in Alaska or North*
2 *Dakota shall be administered by the Small Business Ad-*
3 *ministration and shall not be sold during fiscal year 2008.*

4 *SEC. 522. Funds made available under section 613 of*
5 *Public Law 109–108 (119 Stat. 2338) for Nevada’s Com-*
6 *mission on Economic Development shall be made available*
7 *to the Nevada Center for Entrepreneurship and Technology*
8 *(CET).*

9 *UNITED STATES POSTAL SERVICE*

10 *PAYMENT TO THE POSTAL SERVICE FUND*

11 *For payment to the Postal Service Fund for revenue*
12 *forgone on free and reduced rate mail, pursuant to sub-*
13 *sections (c) and (d) of section 2401 of title 39, United States*
14 *Code, \$117,864,000, of which \$88,864,000 shall not be*
15 *available for obligation until October 1, 2008: Provided,*
16 *That mail for overseas voting and mail for the blind shall*
17 *continue to be free: Provided further, That 6-day delivery*
18 *and rural delivery of mail shall continue at not less than*
19 *the 1983 level: Provided further, That none of the funds*
20 *made available to the Postal Service by this Act shall be*
21 *used to implement any rule, regulation, or policy of charg-*
22 *ing any officer or employee of any State or local child sup-*
23 *port enforcement agency, or any individual participating*
24 *in a State or local program of child support enforcement,*
25 *a fee for information requested or provided concerning an*

1 *address of a postal customer: Provided further, That none*
2 *of the funds provided in this Act shall be used to consolidate*
3 *or close small rural and other small post offices in fiscal*
4 *year 2008.*

5 *UNITED STATES TAX COURT*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses, including contract reporting*
8 *and other services as authorized by 5 U.S.C. 3109,*
9 *\$45,326,000: Provided, That travel expenses of the judges*
10 *shall be paid upon the written certificate of the judge.*

11 *TITLE VI*

12 *GENERAL PROVISIONS THIS ACT*

13 *(INCLUDING TRANSFERS OF FUNDS)*

14 *SEC. 601. Such sums as may be necessary for fiscal*
15 *year 2008 pay raises for programs funded in this Act shall*
16 *be absorbed within the levels appropriated in this Act or*
17 *previous appropriations Acts.*

18 *SEC. 602. None of the funds in this Act shall be used*
19 *for the planning or execution of any program to pay the*
20 *expenses of, or otherwise compensate, non-Federal parties*
21 *intervening in regulatory or adjudicatory proceedings fund-*
22 *ed in this Act.*

23 *SEC. 603. None of the funds appropriated in this Act*
24 *shall remain available for obligation beyond the current fis-*

1 cal year, nor may any be transferred to other appropria-
2 tions, unless expressly so provided herein.

3 *SEC. 604. The expenditure of any appropriation under*
4 *this Act for any consulting service through procurement*
5 *contract pursuant to section 3109 of title 5, United States*
6 *Code, shall be limited to those contracts where such expendi-*
7 *tures are a matter of public record and available for public*
8 *inspection, except where otherwise provided under existing*
9 *law, or under existing Executive order issued pursuant to*
10 *existing law.*

11 *SEC. 605. None of the funds made available in this*
12 *Act may be transferred to any department, agency, or in-*
13 *strumentality of the United States Government, except pur-*
14 *suant to a transfer made by, or transfer authority provided*
15 *in, this Act or any other appropriations Act.*

16 *SEC. 606. None of the funds made available by this*
17 *Act shall be available for any activity or for paying the*
18 *salary of any Government employee where funding an ac-*
19 *tivity or paying a salary to a Government employee would*
20 *result in a decision, determination, rule, regulation, or pol-*
21 *icy that would prohibit the enforcement of section 307 of*
22 *the Tariff Act of 1930 (19 U.S.C. 1307).*

23 *SEC. 607. No part of any appropriation contained in*
24 *this Act shall be available to pay the salary for any person*
25 *filling a position, other than a temporary position, formerly*

1 *held by an employee who has left to enter the Armed Forces*
2 *of the United States and has satisfactorily completed his*
3 *period of active military or naval service, and has within*
4 *90 days after his release from such service or from hos-*
5 *pitalization continuing after discharge for a period of not*
6 *more than 1 year, made application for restoration to his*
7 *former position and has been certified by the Office of Per-*
8 *sonnel Management as still qualified to perform the duties*
9 *of his former position and has not been restored thereto.*

10 *SEC. 608. No funds appropriated pursuant to this Act*
11 *may be expended by an entity unless the entity agrees that*
12 *in expending the assistance the entity will comply with sec-*
13 *tions 2 through 4 of the Act of March 3, 1933 (41 U.S.C.*
14 *10a–10c, popularly known as the “Buy American Act”).*

15 *SEC. 609. No funds appropriated or otherwise made*
16 *available under this Act shall be made available to any per-*
17 *son or entity that has been convicted of violating the Buy*
18 *American Act (41 U.S.C. 10a–10c).*

19 *SEC. 610. Except as otherwise provided in this Act,*
20 *none of the funds provided in this Act, provided by previous*
21 *appropriations Acts to the agencies or entities funded in*
22 *this Act that remain available for obligation or expenditure*
23 *in fiscal year 2008, or provided from any accounts in the*
24 *Treasury derived by the collection of fees and available to*
25 *the agencies funded by this Act, shall be available for obliga-*

tion or expenditure through a reprogramming of funds that:

(1) creates a new program; (2) eliminates a program, project, or activity; (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by the Congress; (4) proposes to use funds directed for a specific activity by either the House or Senate Committees on Appropriations for a different purpose; (5) augments existing programs, projects, or activities in excess of \$5,000,000 or 10 percent, whichever is less; (6) reduces existing programs, projects, or activities by \$5,000,000 or 10 percent, whichever is less; or (7) creates, reorganizes, or restructures a branch, division, office, bureau, board, commission, agency, administration, or department different from the budget justifications submitted to the Committees on Appropriations or the table accompanying the statement of the managers accompanying this Act, whichever is more detailed, unless prior approval is received from the House and Senate Committees on Appropriations: Provided, That not later than 60 days after the date of enactment of this Act, each agency funded by this Act shall submit a report to the Committees on Appropriations of the Senate and of the House of Representatives to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year: Provided further, That the report shall include: (1) a table for each appropriation with a sep-

1 arate column to display the President's budget request, ad-
2 justments made by Congress, adjustments due to enacted re-
3 scissions, if appropriate, and the fiscal year enacted level;
4 (2) a delineation in the table for each appropriation both
5 by object class and program, project, and activity as de-
6 tailed in the budget appendix for the respective appropria-
7 tion; and (3) an identification of items of special congres-
8 sional interest: Provided further, That the amount appro-
9 priated or limited for salaries and expenses for an agency
10 shall be reduced by \$100,000 per day for each day after
11 the required date that the report has not been submitted
12 to the Congress.

13 SEC. 611. Except as otherwise specifically provided by
14 law, not to exceed 50 percent of unobligated balances re-
15 maining available at the end of fiscal year 2008 from ap-
16 propriations made available for salaries and expenses for
17 fiscal year 2008 in this Act, shall remain available through
18 September 30, 2009, for each such account for the purposes
19 authorized: Provided, That a request shall be submitted to
20 the Committees on Appropriations for approval prior to the
21 expenditure of such funds: Provided further, That these re-
22 quests shall be made in compliance with reprogramming
23 guidelines.

24 SEC. 612. None of the funds made available in this
25 Act may be used by the Executive Office of the President

1 to request from the Federal Bureau of Investigation any of-
2 ficial background investigation report on any individual,
3 except when—

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

8 (2) such request is required due to extraordinary
9 circumstances involving national security.

10 SEC. 613. The cost accounting standards promulgated
11 under section 26 of the Office of Federal Procurement Policy
12 Act (Public Law 93–400; 41 U.S.C. 422) shall not apply
13 with respect to a contract under the Federal Employees
14 Health Benefits Program established under chapter 89 of
15 title 5, United States Code.

16 SEC. 614. For the purpose of resolving litigation and
17 implementing any settlement agreements regarding the non-
18 foreign area cost-of-living allowance program, the Office of
19 Personnel Management may accept and utilize (without re-
20 gard to any restriction on unanticipated travel expenses
21 imposed in an Appropriations Act) funds made available
22 to the Office of Personnel Management pursuant to court
23 approval.

24 SEC. 615. In order to promote Government access to
25 commercial information technology, the restriction on pur-

1 *chasing nondomestic articles, materials, and supplies set*
2 *forth in the Buy American Act (41 U.S.C. 10a et seq.), shall*
3 *not apply to the acquisition by the Federal Government of*
4 *information technology (as defined in section 11101 of title*
5 *40, United States Code), that is a commercial item (as de-*
6 *fined in section 4(12) of the Office of Federal Procurement*
7 *Policy Act (41 U.S.C. 403(12)).*

8 *SEC. 616. Notwithstanding any other provision of law,*
9 *for fiscal year 2008 and each fiscal year thereafter, neither*
10 *the Board of Governors of the Federal Reserve System nor*
11 *the Secretary of the Treasury may determine, by rule, regu-*
12 *lation, order, or otherwise, for the purposes of section 4(K)*
13 *of the Bank Holding Company Act of 1956, or section*
14 *5136A of the Revised Statutes of the United States, that*
15 *real estate brokerage activity or real estate management ac-*
16 *tivity (which for purposes of this paragraph shall be defined*
17 *to mean “real estate brokerage” and “property manage-*
18 *ment” respectively, as those terms were understood by the*
19 *Federal Reserve Board prior to March 11, 2000) is an ac-*
20 *tivity. For purposes of this paragraph, “real estate broker-*
21 *age activity” shall mean “real estate brokerage”, and “real*
22 *estate management activity” shall mean “property manage-*
23 *ment” as those terms were understood by the Federal Re-*
24 *serve Board prior to March 11, 2000.*

1 *SEC. 617. (a) IN GENERAL.—Section 206 of the Inter-*
 2 *national Emergency Economic Powers Act (50 U.S.C.*
 3 *1705) is amended to read as follows:*

4 **“SEC. 206. PENALTIES.**

5 *“(a) UNLAWFUL ACTS.—It shall be unlawful for a per-*
 6 *son to violate, attempt to violate, conspire to violate, or*
 7 *cause a violation of any license, order, regulation, or prohi-*
 8 *bition issued under this title.*

9 *“(b) CIVIL PENALTY.—A civil penalty may be imposed*
 10 *on any person who commits an unlawful act described in*
 11 *subsection (a) in an amount not to exceed the greater of—*

12 *“(1) \$250,000; or*

13 *“(2) an amount that is twice the amount of the*
 14 *transaction that is the basis of the violation with re-*
 15 *spect to which the penalty is imposed.*

16 *“(c) CRIMINAL PENALTY.—A person who willfully*
 17 *commits, willfully attempts to commit, or willfully con-*
 18 *spires to commit, or aids or abets in the commission of,*
 19 *an unlawful act described in subsection (a) shall, upon con-*
 20 *viction, be fined not more than \$1,000,000, or if a natural*
 21 *person, may be imprisoned for not more than 20 years, or*
 22 *both.”.*

23 *(b) EFFECTIVE DATE.—*

24 *(1) CIVIL PENALTIES.—Section 206(b) of the*
 25 *International Emergency Economic Powers Act, as*

1 amended by subsection (a), shall apply to violations
2 described in section 206(a) of such Act with respect
3 to which enforcement action is pending or commenced
4 on or after the date of the enactment of this Act.

5 (2) *CRIMINAL PENALTIES.*—Section 206(c) of the
6 *International Emergency Economic Powers Act*, as
7 amended by subsection (a), shall apply to violations
8 described in section 206(a) of such Act that occur on
9 or after the date of the enactment of this Act.

10 *SEC. 618. REPORT ON AND PUBLIC DISCLOSURE OF*
11 *ACTIVITIES IN THE PETROLEUM INDUSTRY OF SUDAN. (a)*
12 *REPORT ON ACTIVITIES RELATING TO THE PETROLEUM IN-*
13 *DUSTRY OF SUDAN.—*

14 (1) *IN GENERAL.*—Not later than 90 days after
15 the date of the enactment of this Act, the Secretary of
16 the Treasury, in consultation with the Secretary of
17 State, the Secretary of Energy, and the Director of
18 National Intelligence, shall prepare and submit to the
19 appropriate congressional committees a written report
20 on the overall impact of economic sanctions on the
21 Government of Sudan and the crisis in Darfur.

22 (2) *CONTENTS OF REPORT.*—The report required
23 by paragraph (1) shall include—

1 (A) the name of persons identified by the
2 Office of Foreign Assets Control as specially des-
3 ignated nationals; and

4 (B) the economic and political impact of
5 sanctions on the Government of Sudan.

6 (3) *FORM OF REPORT.*—The report shall be sub-
7 mitted in unclassified form, but may contain a classi-
8 fied annex relating to the assessment under para-
9 graph (2)(B).

10 (b) *BRIEFING ON REPORT.*—Not later than 14 days
11 after submitting the report required by subsection (a), the
12 Secretary of the Treasury, the Secretary of State, the Sec-
13 retary of Energy, the Director of National Intelligence, and
14 representatives of the Securities and Exchange Commission
15 shall brief the appropriate congressional committees on the
16 contents of the report.

17 (c) *DISCLOSURE ON SEC WEBSITE.*—

18 (1) *IN GENERAL.*—Not later than 14 days after
19 promulgating the rules required by section 13(m) of
20 the Securities Exchange Act of 1934, as added by sec-
21 tion 5, the Securities and Exchange Commission shall
22 make available on its website, in an easily accessible
23 and searchable format, the information collected pur-
24 suant to the disclosure requirements of such section
25 13(m), including—

1 (A) the names of persons that made disclo-
2 sures under such section 13(m);

3 (B) the specific activities related to the pe-
4 troleum industry of Sudan in which such per-
5 sons engaged; and

6 (C) the geographic area within Sudan
7 where such activities occurred, and specifically if
8 such activities took place solely within Southern
9 Sudan and designated areas.

10 (2) *MAINTENANCE.*—The Securities and Ex-
11 change Commission shall maintain and update regu-
12 larly the information on the website of the Commis-
13 sion under paragraph (1).

14 (d) *GOVERNMENT PROCUREMENT CONTRACTS.*—

15 (1) *IN GENERAL.*—Not later than 45 days after
16 the submission of the report required by subsection
17 (a), the Administrator of General Services shall deter-
18 mine whether the United States Government has in
19 effect a contract for the procurement of goods or serv-
20 ices with any person identified in the report required
21 by subsection (a).

22 (2) *REPORT.*—If the Administrator determines
23 that the United States Government has in effect a
24 contract for the procurement of goods or services with
25 a person identified in the report required by sub-

1 *section (a), the Administrator shall submit to the ap-*
2 *propriate congressional committees a report—*

3 *(A) naming each person identified in the re-*
4 *port required by subsection (a);*

5 *(B) the nature of the contract; and*

6 *(C) the dollar amount of the contract.*

7 *SEC. 619. None of the funds made available in this*
8 *Act may be used to administer, implement, or enforce the*
9 *amendment made to section 515.533 of title 31, Code of Fed-*
10 *eral Regulations, that was published in the Federal Register*
11 *on February 25, 2005.*

12 *SEC. 620. Section 910(a) of the Trade Sanctions Re-*
13 *form and Export Enhancement Act of 2000 (22 U.S.C.*
14 *7209(a)) is amended to read as follows:*

15 *“(a) AUTHORIZATION OF TRAVEL RELATING TO COM-*
16 *MERCIAL SALES OF AGRICULTURAL AND MEDICAL*
17 *GOODS.—The Secretary of the Treasury shall promulgate*
18 *regulations under which the travel-related transactions list-*
19 *ed in paragraph (c) of section 515.560 of title 31, Code of*
20 *Federal Regulations, are authorized by general license for*
21 *travel to, from, or within Cuba for the marketing and sale*
22 *of agricultural and medical goods pursuant to the provi-*
23 *sions of this title.”.*

1

TITLE VII

2

GENERAL PROVISIONS GOVERNMENT-WIDE

3

DEPARTMENTS, AGENCIES, AND CORPORATIONS

4

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

8

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 or*
12 *expend any such funds, unless such department, agency, or*
13 *instrumentality has in place, and will continue to admin-*
14 *ister in good faith, a written policy designed to ensure that*
15 *all of its workplaces are free from the illegal use, possession,*
16 *or distribution of controlled substances (as defined in the*
17 *Controlled Substances Act (21 U.S.C. 802)) by the officers*
18 *and employees of such department, agency, or instrumen-*
19 *tality.*

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 ve-*
24 *hicle (exclusive of buses, ambulances, law enforcement, and*
25 *undercover surveillance vehicles), is hereby fixed at \$12,888*
except station wagons for which the maximum shall be

1 \$13,312: *Provided, That these limits may be exceeded by*
2 *not to exceed \$3,700 for police-type vehicles, and by not to*
3 *exceed \$4,000 for special heavy-duty vehicles: Provided fur-*
4 *ther, That the limits set forth in this section may not be*
5 *exceeded by more than 5 percent for electric or hybrid vehi-*
6 *cles purchased for demonstration under the provisions of the*
7 *Electric and Hybrid Vehicle Research, Development, and*
8 *Demonstration Act of 1976: Provided further, That the lim-*
9 *its set forth in this section may be exceeded by the incre-*
10 *mental cost of clean alternative fuels vehicles acquired pur-*
11 *suant to Public Law 101–549 over the cost of comparable*
12 *conventionally fueled vehicles.*

13 *SEC. 704. Appropriations of the executive departments*
14 *and independent establishments for the current fiscal year*
15 *available for expenses of travel, or for the expenses of the*
16 *activity concerned, are hereby made available for quarters*
17 *allowances and cost-of-living allowances, in accordance*
18 *with 5 U.S.C. 5922–5924.*

19 *SEC. 705. Unless otherwise specified during the current*
20 *fiscal year, no part of any appropriation contained in this*
21 *or any other Act shall be used to pay the compensation of*
22 *any officer or employee of the Government of the United*
23 *States (including any agency the majority of the stock of*
24 *which is owned by the Government of the United States)*
25 *whose post of duty is in the continental United States un-*

1 less such person: (1) is a citizen of the United States; (2)
2 is a person in the service of the United States on the date
3 of the enactment of this Act who, being eligible for citizen-
4 ship, has filed a declaration of intention to become a citizen
5 of the United States prior to such date and is actually re-
6 siding in the United States; (3) is a person who owes alle-
7 giance to the United States; (4) is an alien from Cuba, Po-
8 land, South Vietnam, the countries of the former Soviet
9 Union, or the Baltic countries lawfully admitted to the
10 United States for permanent residence; (5) is a South Viet-
11 namese, Cambodian, or Laotian refugee paroled in the
12 United States after January 1, 1975; or (6) is a national
13 of the People's Republic of China who qualifies for adjust-
14 ment of status pursuant to the Chinese Student Protection
15 Act of 1992 (Public Law 102-404): Provided, That for the
16 purpose of this section, an affidavit signed by any such per-
17 son shall be considered prima facie evidence that the re-
18 quirements of this section with respect to his or her status
19 have been complied with: Provided further, That any person
20 making a false affidavit shall be guilty of a felony, and,
21 upon conviction, shall be fined no more than \$4,000 or im-
22 prisoned for not more than 1 year, or both: Provided fur-
23 ther, That the above penal clause shall be in addition to,
24 and not in substitution for, any other provisions of existing
25 law: Provided further, That any payment made to any offi-

1 cer or employee contrary to the provisions of this section
2 shall be recoverable in action by the Federal Government.
3 This section shall not apply to citizens of Ireland, Israel,
4 or the Republic of the Philippines, or to nationals of those
5 countries allied with the United States in a current defense
6 effort, or to international broadcasters employed by the
7 Broadcasting Board of Governors, or to temporary employ-
8 ment of translators, or to temporary employment in the
9 field service (not to exceed 60 days) as a result of emer-
10 gencies.

11 *SEC. 706. Appropriations available to any department*
12 *or agency during the current fiscal year for necessary ex-*
13 *penses, including maintenance or operating expenses, shall*
14 *also be available for payment to the General Services Ad-*
15 *ministration for charges for space and services and those*
16 *expenses of renovation and alteration of buildings and fa-*
17 *cilities which constitute public improvements performed in*
18 *accordance with the Public Buildings Act of 1959 (73 Stat.*
19 *479), the Public Buildings Amendments of 1972 (86 Stat.*
20 *216), or other applicable law.*

21 *SEC. 707. In addition to funds provided in this or any*
22 *other Act, all Federal agencies are authorized to receive and*
23 *use funds resulting from the sale of materials, including*
24 *Federal records disposed of pursuant to a records schedule*
25 *recovered through recycling or waste prevention programs.*

1 *Such funds shall be available until expended for the fol-*
2 *lowing purposes:*

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

8 *(2) Other Federal agency environmental manage-*
9 *ment programs, including, but not limited to, the de-*
10 *velopment and implementation of hazardous waste*
11 *management and pollution prevention programs.*

12 *(3) Other employee programs as authorized by*
13 *law or as deemed appropriate by the head of the Fed-*
14 *eral agency.*

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

1 *are subsequently transferred to or paid from other funds,*
2 *the limitations on administrative expenses shall be cor-*
3 *respondingly reduced.*

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

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

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

21 *SEC. 712. (a) Notwithstanding any other provision of*
22 *law, and except as otherwise provided in this section, no*
23 *part of any of the funds appropriated for fiscal year 2008,*
24 *by this or any other Act, may be used to pay any prevailing*

1 rate employee described in section 5342(a)(2)(A) of title 5,
2 United States Code—

3 (1) during the period from the date of expiration
4 of the limitation imposed by the comparable section
5 for previous fiscal years until the normal effective
6 date of the applicable wage survey adjustment that is
7 to take effect in fiscal year 2008, in an amount that
8 exceeds the rate payable for the applicable grade and
9 step of the applicable wage schedule in accordance
10 with such section; and

11 (2) during the period consisting of the remainder
12 of fiscal year 2008, in an amount that exceeds, as a
13 result of a wage survey adjustment, the rate payable
14 under paragraph (1) by more than the sum of—

15 (A) the percentage adjustment taking effect
16 in fiscal year 2008 under section 5303 of title 5,
17 United States Code, in the rates of pay under the
18 General Schedule; and

19 (B) the difference between the overall aver-
20 age percentage of the locality-based com-
21 parability payments taking effect in fiscal year
22 2008 under section 5304 of such title (whether by
23 adjustment or otherwise), and the overall average
24 percentage of such payments which was effective
25 in the previous fiscal year under such section.

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

9 (c) For the purposes of this section, the rates payable
10 to an employee who is covered by this section and who is
11 paid from a schedule not in existence on September 30,
12 2007, shall be determined under regulations prescribed by
13 the Office of Personnel Management.

14 (d) Notwithstanding any other provision of law, rates
15 of premium pay for employees subject to this section may
16 not be changed from the rates in effect on September 30,
17 2007, except to the extent determined by the Office of Per-
18 sonnel Management to be consistent with the purpose of this
19 section.

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

22 (f) For the purpose of administering any provision of
23 law (including any rule or regulation that provides pre-
24 mium pay, retirement, life insurance, or any other em-
25 ployee benefit) that requires any deduction or contribution,

1 *or that imposes any requirement or limitation on the basis*
2 *of a rate of salary or basic pay, the rate of salary or basic*
3 *pay payable after the application of this section shall be*
4 *treated as the rate of salary or basic pay.*

5 *(g) Nothing in this section shall be considered to per-*
6 *mit or require the payment to any employee covered by this*
7 *section at a rate in excess of the rate that would be payable*
8 *were this section not in effect.*

9 *(h) The Office of Personnel Management may provide*
10 *for exceptions to the limitations imposed by this section if*
11 *the Office determines that such exceptions are necessary to*
12 *ensure the recruitment or retention of qualified employees.*

13 *SEC. 713. During the period in which the head of any*
14 *department or agency, or any other officer or civilian em-*
15 *ployee of the Federal Government appointed by the Presi-*
16 *dent of the United States, holds office, no funds may be obli-*
17 *gated or expended in excess of \$5,000 to furnish or redeco-*
18 *rate the office of such department head, agency head, officer,*
19 *or employee, or to purchase furniture or make improve-*
20 *ments for any such office, unless advance notice of such fur-*
21 *nishing or redecoration is expressly approved by the Com-*
22 *mittees on Appropriations. For the purposes of this section,*
23 *the term "office" shall include the entire suite of offices as-*
24 *signed to the individual, as well as any other space used*

1 *primarily by the individual or the use of which is directly*
2 *controlled by the individual.*

3 *SEC. 714. Notwithstanding section 1346 of title 31,*
4 *United States Code, or section 710 of this Act, funds made*
5 *available for the current fiscal year by this or any other*
6 *Act shall be available for the interagency funding of na-*
7 *tional security and emergency preparedness telecommuni-*
8 *cations initiatives which benefit multiple Federal depart-*
9 *ments, agencies, or entities, as provided by Executive Order*
10 *No. 12472 (April 3, 1984).*

11 *SEC. 715. (a) None of the funds appropriated by this*
12 *or any other Act may be obligated or expended by any Fed-*
13 *eral department, agency, or other instrumentality for the*
14 *salaries or expenses of any employee appointed to a position*
15 *of a confidential or policy-determining character excepted*
16 *from the competitive service pursuant to section 3302 of*
17 *title 5, United States Code, without a certification to the*
18 *Office of Personnel Management from the head of the Fed-*
19 *eral department, agency, or other instrumentality employ-*
20 *ing the Schedule C appointee that the Schedule C position*
21 *was not created solely or primarily in order to detail the*
22 *employee to the White House.*

23 *(b) The provisions of this section shall not apply to*
24 *Federal employees or members of the armed services detailed*
25 *to or from—*

1 (1) *the Central Intelligence Agency;*

2 (2) *the National Security Agency;*

3 (3) *the Defense Intelligence Agency;*

4 (4) *the offices within the Department of Defense*
5 *for the collection of specialized national foreign intel-*
6 *ligence through reconnaissance programs;*

7 (5) *the Bureau of Intelligence and Research of*
8 *the Department of State;*

9 (6) *any agency, office, or unit of the Army,*
10 *Navy, Air Force, and Marine Corps, the Department*
11 *of Homeland Security, the Federal Bureau of Inves-*
12 *tigation and the Drug Enforcement Administration of*
13 *the Department of Justice, the Department of Trans-*
14 *portation, the Department of the Treasury, and the*
15 *Department of Energy performing intelligence func-*
16 *tions; and*

17 (7) *the Director of National Intelligence or the*
18 *Office of the Director of National Intelligence.*

19 *SEC. 716. Hereafter, no department, agency, or instru-*
20 *mentality of the United States receiving appropriated funds*
21 *under this or any other Act shall obligate or expend any*
22 *such funds, unless such department, agency, or instrumen-*
23 *tality has in place, and will continue to administer in good*
24 *faith, a written policy designed to ensure that all of its*
25 *workplaces are free from discrimination and sexual harass-*

1 *ment and that all of its workplaces are not in violation*
2 *of title VII of the Civil Rights Act of 1964 (Public Law*
3 *88–352, 78 Stat. 241), the Age Discrimination in Employ-*
4 *ment Act of 1967 (Public Law 90–202, 81 Stat. 602), and*
5 *the Rehabilitation Act of 1973 (Public Law 93–112, 87*
6 *Stat. 355).*

7 *SEC. 717. No part of any appropriation contained in*
8 *this or any other Act shall be available for the payment*
9 *of the salary of any officer or employee of the Federal Gov-*
10 *ernment, who—*

11 *(1) prohibits or prevents, or attempts or threat-*
12 *ens to prohibit or prevent, any other officer or em-*
13 *ployee of the Federal Government from having any*
14 *direct oral or written communication or contact with*
15 *any Member, committee, or subcommittee of the Con-*
16 *gress in connection with any matter pertaining to the*
17 *employment of such other officer or employee or per-*
18 *taining to the department or agency of such other of-*
19 *ficer or employee in any way, irrespective of whether*
20 *such communication or contact is at the initiative of*
21 *such other officer or employee or in response to the re-*
22 *quest or inquiry of such Member, committee, or sub-*
23 *committee; or*

24 *(2) removes, suspends from duty without pay,*
25 *demotes, reduces in rank, seniority, status, pay, or*

1 *performance or efficiency rating, denies promotion to,*
2 *relocates, reassigns, transfers, disciplines, or discrimi-*
3 *nates in regard to any employment right, entitlement,*
4 *or benefit, or any term or condition of employment of,*
5 *any other officer or employee of the Federal Govern-*
6 *ment, or attempts or threatens to commit any of the*
7 *foregoing actions with respect to such other officer or*
8 *employee, by reason of any communication or contact*
9 *of such other officer or employee with any Member,*
10 *committee, or subcommittee of the Congress as de-*
11 *scribed in paragraph (1).*

12 *SEC. 718. (a) None of the funds made available in this*
13 *or any other Act may be obligated or expended for any em-*
14 *ployee training that—*

15 *(1) does not meet identified needs for knowledge,*
16 *skills, and abilities bearing directly upon the perform-*
17 *ance of official duties;*

18 *(2) contains elements likely to induce high levels*
19 *of emotional response or psychological stress in some*
20 *participants;*

21 *(3) does not require prior employee notification*
22 *of the content and methods to be used in the training*
23 *and written end of course evaluation;*

24 *(4) contains any methods or content associated*
25 *with religious or quasi-religious belief systems or*

1 *“new age” belief systems as defined in Equal Employ-*
2 *ment Opportunity Commission Notice N-915.022,*
3 *dated September 2, 1988; or*

4 *(5) is offensive to, or designed to change, partici-*
5 *pants’ personal values or lifestyle outside the work-*
6 *place.*

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

10 *SEC. 719. No funds appropriated in this or any other*
11 *Act may be used to implement or enforce the agreements*
12 *in Standard Forms 312 and 4414 of the Government or*
13 *any other nondisclosure policy, form, or agreement if such*
14 *policy, form, or agreement does not contain the following*
15 *provisions: “These restrictions are consistent with and do*
16 *not supersede, conflict with, or otherwise alter the employee*
17 *obligations, rights, or liabilities created by Executive Order*
18 *No. 12958; section 7211 of title 5, United States Code (gov-*
19 *erning disclosures to Congress); section 1034 of title 10,*
20 *United States Code, as amended by the Military Whistle-*
21 *blower Protection Act (governing disclosure to Congress by*
22 *members of the military); section 2302(b)(8) of title 5,*
23 *United States Code, as amended by the Whistleblower Pro-*
24 *tection Act (governing disclosures of illegality, waste, fraud,*
25 *abuse or public health or safety threats); the Intelligence*

1 *Identities Protection Act of 1982 (50 U.S.C. 421 et seq.)*
2 *(governing disclosures that could expose confidential Gov-*
3 *ernment agents); and the statutes which protect against dis-*
4 *closure that may compromise the national security, includ-*
5 *ing sections 641, 793, 794, 798, and 952 of title 18, United*
6 *States Code, and section 4(b) of the Subversive Activities*
7 *Act of 1950 (50 U.S.C. 783(b)). The definitions, require-*
8 *ments, obligations, rights, sanctions, and liabilities created*
9 *by said Executive order and listed statutes are incorporated*
10 *into this agreement and are controlling.”: Provided, That*
11 *notwithstanding the preceding paragraph, a nondisclosure*
12 *policy form or agreement that is to be executed by a person*
13 *connected with the conduct of an intelligence or intelligence-*
14 *related activity, other than an employee or officer of the*
15 *United States Government, may contain provisions appro-*
16 *priate to the particular activity for which such document*
17 *is to be used. Such form or agreement shall, at a minimum,*
18 *require that the person will not disclose any classified infor-*
19 *mation received in the course of such activity unless specifi-*
20 *cally authorized to do so by the United States Government.*
21 *Such nondisclosure forms shall also make it clear that they*
22 *do not bar disclosures to Congress, or to an authorized offi-*
23 *cial of an executive agency or the Department of Justice,*
24 *that are essential to reporting a substantial violation of*
25 *law.*

1 *SEC. 720. No part of any funds appropriated in this*
2 *or any other Act shall be used by an agency of the executive*
3 *branch, other than for normal and recognized executive-leg-*
4 *islative relationships, for publicity or propaganda pur-*
5 *poses, and for the preparation, distribution or use of any*
6 *kit, pamphlet, booklet, publication, radio, television, or film*
7 *presentation designed to support or defeat legislation pend-*
8 *ing before the Congress, except in presentation to the Con-*
9 *gress itself.*

10 *SEC. 721. None of the funds appropriated by this or*
11 *any other Act may be used by an agency to provide a Fed-*
12 *eral employee's home address to any labor organization ex-*
13 *cept when the employee has authorized such disclosure or*
14 *when such disclosure has been ordered by a court of com-*
15 *petent jurisdiction.*

16 *SEC. 722. None of the funds made available in this*
17 *Act or any other Act may be used to provide any non-public*
18 *information such as mailing or telephone lists to any per-*
19 *son or any organization outside of the Federal Government*
20 *without the approval of the Committees on Appropriations.*

21 *SEC. 723. No part of any appropriation contained in*
22 *this or any other Act shall be used directly or indirectly,*
23 *including by private contractor, for publicity or propa-*
24 *ganda purposes within the United States not heretofor au-*
25 *thorized by the Congress.*

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

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

4 *(2) includes a military department, as defined*
5 *under section 102 of such title, the Postal Service, and*
6 *the Postal Regulatory Commission; and*

7 *(3) shall not include the Government Account-*
8 *ability Office.*

9 *(b) Unless authorized in accordance with law or regu-*
10 *lations to use such time for other purposes, an employee*
11 *of an agency shall use official time in an honest effort to*
12 *perform official duties. An employee not under a leave sys-*
13 *tem, including a Presidential appointee exempted under*
14 *section 6301(2) of title 5, United States Code, has an obliga-*
15 *tion to expend an honest effort and a reasonable proportion*
16 *of such employee’s time in the performance of official duties.*

17 *SEC. 725. Notwithstanding 31 U.S.C. 1346 and section*
18 *710 of this Act, funds made available for the current fiscal*
19 *year by this or any other Act to any department or agency,*
20 *which is a member of the Federal Accounting Standards*
21 *Advisory Board (FASAB), shall be available to finance an*
22 *appropriate share of FASAB administrative costs.*

23 *SEC. 726. Notwithstanding 31 U.S.C. 1346 and section*
24 *710 of this Act, the head of each Executive department and*
25 *agency is hereby authorized to transfer to or reimburse*

1 *“General Services Administration, Government-wide Pol-*
2 *icy” with the approval of the Director of the Office of Man-*
3 *agement and Budget, funds made available for the current*
4 *fiscal year by this or any other Act, including rebates from*
5 *charge card and other contracts: Provided, That these funds*
6 *shall be administered by the Administrator of General Serv-*
7 *ices to support Government-wide financial, information*
8 *technology, procurement, and other management innova-*
9 *tions, initiatives, and activities, as approved by the Direc-*
10 *tor of the Office of Management and Budget, in consultation*
11 *with the appropriate interagency groups designated by the*
12 *Director (including the President’s Management Council for*
13 *overall management improvement initiatives, the Chief Fi-*
14 *nancial Officers Council for financial management initia-*
15 *tives, the Chief Information Officers Council for informa-*
16 *tion technology initiatives, the Chief Human Capital Offi-*
17 *cers Council for human capital initiatives, and the Chief*
18 *Acquisition Officers Council for procurement initiatives):*
19 *Provided further, That the total funds transferred or reim-*
20 *bursed shall not exceed \$10,000,000: Provided further, That*
21 *such transfers or reimbursements may only be made after*
22 *15 days following notification of the Committees on Appro-*
23 *priations by the Director of the Office of Management and*
24 *Budget.*

1 *SEC. 727. Notwithstanding any other provision of law,*
2 *a woman may breastfeed her child at any location in a*
3 *Federal building or on Federal property, if the woman and*
4 *her child are otherwise authorized to be present at the loca-*
5 *tion.*

6 *SEC. 728. Notwithstanding section 1346 of title 31,*
7 *United States Code, or section 710 of this Act, funds made*
8 *available for the current fiscal year by this or any other*
9 *Act shall be available for the interagency funding of specific*
10 *projects, workshops, studies, and similar efforts to carry out*
11 *the purposes of the National Science and Technology Coun-*
12 *cil (authorized by Executive Order No. 12881), which ben-*
13 *efit multiple Federal departments, agencies, or entities:*
14 *Provided, That the Office of Management and Budget shall*
15 *provide a report describing the budget of and resources con-*
16 *nected with the National Science and Technology Council*
17 *to the Committees on Appropriations, the House Committee*
18 *on Science, and the Senate Committee on Commerce,*
19 *Science, and Transportation 90 days after enactment of this*
20 *Act.*

21 *SEC. 729. Any request for proposals, solicitation, grant*
22 *application, form, notification, press release, or other publi-*
23 *cations involving the distribution of Federal funds shall in-*
24 *dicate the agency providing the funds, the Catalog of Fed-*
25 *eral Domestic Assistance Number, as applicable, and the*

1 *amount provided: Provided, That this provision shall apply*
2 *to direct payments, formula funds, and grants received by*
3 *a State receiving Federal funds.*

4 *SEC. 730. Subsection (f) of section 403 of Public Law*
5 *103–356 (31 U.S.C. 501 note), as amended, is further*
6 *amended by striking “October 1, 2006” and inserting “Oc-*
7 *tober 1, 2008”: Provided, That this provision shall not*
8 *apply to the Department of Homeland Security.*

9 *SEC. 731. (a) PROHIBITION OF FEDERAL AGENCY*
10 *MONITORING OF INDIVIDUALS’ INTERNET USE.—None of*
11 *the funds made available in this or any other Act may be*
12 *used by any Federal agency—*

13 *(1) to collect, review, or create any aggregation*
14 *of data, derived from any means, that includes any*
15 *personally identifiable information relating to an in-*
16 *dividual’s access to or use of any Federal Government*
17 *Internet site of the agency; or*

18 *(2) to enter into any agreement with a third*
19 *party (including another government agency) to col-*
20 *lect, review, or obtain any aggregation of data, de-*
21 *derived from any means, that includes any personally*
22 *identifiable information relating to an individual’s*
23 *access to or use of any nongovernmental Internet site.*

24 *(b) EXCEPTIONS.—The limitations established in sub-*
25 *section (a) shall not apply to—*

1 (1) *any record of aggregate data that does not*
2 *identify particular persons;*

3 (2) *any voluntary submission of personally iden-*
4 *tifiable information;*

5 (3) *any action taken for law enforcement, regu-*
6 *latory, or supervisory purposes, in accordance with*
7 *applicable law; or*

8 (4) *any action described in subsection (a)(1) that*
9 *is a system security action taken by the operator of*
10 *an Internet site and is necessarily incident to pro-*
11 *viding the Internet site services or to protecting the*
12 *rights or property of the provider of the Internet site.*

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

14 (1) *The term “regulatory” means agency actions*
15 *to implement, interpret or enforce authorities pro-*
16 *vided in law.*

17 (2) *The term “supervisory” means examinations*
18 *of the agency’s supervised institutions, including as-*
19 *sessing safety and soundness, overall financial condi-*
20 *tion, management practices and policies and compli-*
21 *ance with applicable standards as provided in law.*

22 SEC. 732. (a) *None of the funds appropriated by this*
23 *Act may be used to enter into or renew a contract which*
24 *includes a provision providing prescription drug coverage,*

1 *except where the contract also includes a provision for con-*
 2 *traceptive coverage.*

3 *(b) Nothing in this section shall apply to a contract*
 4 *with—*

5 *(1) any of the following religious plans:*

6 *(A) Personal Care’s HMO; and*

7 *(B) OSF HealthPlans, Inc.; and*

8 *(2) any existing or future plan, if the carrier for*
 9 *the plan objects to such coverage on the basis of reli-*
 10 *gious beliefs.*

11 *(c) In implementing this section, any plan that enters*
 12 *into or renews a contract under this section may not subject*
 13 *any individual to discrimination on the basis that the indi-*
 14 *vidual refuses to prescribe or otherwise provide for contra-*
 15 *ceptives because such activities would be contrary to the in-*
 16 *dividual’s religious beliefs or moral convictions.*

17 *(d) Nothing in this section shall be construed to require*
 18 *coverage of abortion or abortion-related services.*

19 *SEC. 733. The Congress of the United States recognizes*
 20 *the United States Anti-Doping Agency (USADA) as the of-*
 21 *ficial anti-doping agency for Olympic, Pan American, and*
 22 *Paralympic sport in the United States.*

23 *SEC. 734. Notwithstanding any other provision of law,*
 24 *funds appropriated for official travel by Federal depart-*
 25 *ments and agencies may be used by such departments and*

1 agencies, if consistent with Office of Management and
2 Budget Circular A–126 regarding official travel for Govern-
3 ment personnel, to participate in the fractional aircraft
4 ownership pilot program.

5 *SEC. 735. Notwithstanding any other provision of law,*
6 *none of the funds appropriated or made available under*
7 *this Act or any other appropriations Act may be used to*
8 *implement or enforce restrictions or limitations on the*
9 *Coast Guard Congressional Fellowship Program, or to im-*
10 *plement the proposed regulations of the Office of Personnel*
11 *Management to add sections 300.311 through 300.316 to*
12 *part 300 of title 5 of the Code of Federal Regulations, pub-*
13 *lished in the Federal Register, volume 68, number 174, on*
14 *September 9, 2003 (relating to the detail of executive branch*
15 *employees to the legislative branch).*

16 *SEC. 736. Notwithstanding any other provision of law,*
17 *no executive branch agency shall purchase, construct, and/*
18 *or lease any additional facilities, except within or contig-*
19 *uous to existing locations, to be used for the purpose of con-*
20 *ducting Federal law enforcement training without the ad-*
21 *vance approval of the Committees on Appropriations, ex-*
22 *cept that the Federal Law Enforcement Training Center is*
23 *authorized to obtain the temporary use of additional facili-*
24 *ties by lease, contract, or other agreement for training*
25 *which cannot be accommodated in existing Center facilities.*

1 *SEC. 737. Notwithstanding section 1346 of title 31,*
2 *United States Code, and section 710 of this Act and any*
3 *other provision of law, the head of each appropriate execu-*
4 *tive department and agency shall transfer to or reimburse*
5 *the Federal Aviation Administration, upon the direction of*
6 *the Director of the Office of Management and Budget, funds*
7 *made available by this or any other Act for the purposes*
8 *described below, and shall submit budget requests for such*
9 *purposes. These funds shall be administered by the Federal*
10 *Aviation Administration, in consultation with the appro-*
11 *priate interagency groups designated by the Director and*
12 *shall be used to ensure the uninterrupted, continuous oper-*
13 *ation of the Midway Atoll Airfield by the Federal Aviation*
14 *Administration pursuant to an operational agreement with*
15 *the Department of the Interior for the entirety of fiscal year*
16 *2008 and any period thereafter that precedes the enactment*
17 *of the Financial Services and General Government Appro-*
18 *priations Act, 2009. The Director of the Office of Manage-*
19 *ment and Budget shall mandate the necessary transfers*
20 *after determining an equitable allocation between the ap-*
21 *propriate executive departments and agencies of the respon-*
22 *sibility for funding the continuous operation of the Midway*
23 *Atoll Airfield based on, but not limited to, potential use,*
24 *interest in maintaining aviation safety, and applicability*
25 *to governmental operations and agency mission. The total*

1 *funds transferred or reimbursed shall not exceed \$6,000,000*
2 *for any twelve-month period. Such sums shall be sufficient*
3 *to ensure continued operation of the airfield throughout the*
4 *period cited above. Funds shall be available for operation*
5 *of the airfield or airfield-related capital upgrades. The Di-*
6 *rector of the Office of Management and Budget shall notify*
7 *the Committees on Appropriations of such transfers or re-*
8 *imbursements within 15 days of this Act. Such transfers*
9 *or reimbursements shall begin within 30 days of enactment*
10 *of this Act.*

11 *SEC. 738. (a) No funds shall be available for transfers*
12 *or reimbursements to the E-Government Initiatives spon-*
13 *sored by the Office of Management and Budget (OMB) prior*
14 *to 15 days following submission of a report to the Commit-*
15 *tees on Appropriations by the Director of the Office of Man-*
16 *agement and Budget and receipt of approval to transfer*
17 *funds by the House and Senate Committees on Appropria-*
18 *tions.*

19 *(b) The report in (a) shall detail—*

20 *(1) the amount proposed for transfer for any de-*
21 *partment and agency by program office, bureau, or*
22 *activity, as appropriate;*

23 *(2) the specific use of funds;*

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

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

8 SEC. 739. (a) REQUIREMENT FOR PUBLIC-PRIVATE
9 COMPETITION.—

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

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

21 (B) the Competitive Sourcing Official deter-
22 mines that, overall performance periods stated in
23 the solicitation of offers for performance of the
24 activity or function, the cost of performance of
25 the activity or function by a contractor would be

1 *less costly to the executive agency by an amount*
2 *that equals or exceeds the lesser of—*

3 *(i) 10 percent of the most efficient or-*
4 *ganization's personnel-related costs for per-*
5 *formance of that activity or function by*
6 *Federal employees; or*

7 *(ii) \$10,000,000; and*

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

11 *(i) not making an employer-sponsored*
12 *health insurance plan available to the work-*
13 *ers who are to be employed in the perform-*
14 *ance of that activity or function under the*
15 *contract;*

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

24 *(iii) offering to such workers a retire-*
25 *ment benefit that in any year costs less*

1 *than the annual retirement cost factor ap-*
2 *plicable to Federal employees under chapter*
3 *84 of title 5, United States Code.*

4 (2) *This paragraph shall not apply to—*

5 *(A) the Department of Defense;*

6 *(B) section 44920 of title 49, United States*
7 *Code;*

8 *(C) a commercial or industrial type func-*
9 *tion that—*

10 *(i) is included on the procurement list*
11 *established pursuant to section 2 of the Jav-*
12 *its-Wagner-O'Day Act (41 U.S.C. 47); or*

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

18 *(D) depot contracts or contracts for depot*
19 *maintenance as provided in sections 2469 and*
20 *2474 of title 10, United States Code; or*

21 *(E) activities that are the subject of an on-*
22 *going competition that was publicly announced*
23 *prior to the date of enactment of this Act.*

24 (b) *USE OF PUBLIC-PRIVATE COMPETITION.—Nothing*
25 *in Office of Management and Budget Circular A-76 shall*

1 *prevent the head of an executive agency from conducting*
 2 *a public-private competition to evaluate the benefits of con-*
 3 *verting work from contract performance to performance by*
 4 *Federal employees in appropriate instances. The Circular*
 5 *shall provide procedures and policies for these competitions*
 6 *that are similar to those applied to competitions that may*
 7 *result in the conversion of work from performance by Fed-*
 8 *eral employees to performance by a contractor.*

9 (c) *BID PROTESTS BY FEDERAL EMPLOYEES IN AC-*
 10 *TIONS UNDER OFFICE OF MANAGEMENT AND BUDGET CIR-*
 11 *CULAR A-76.—*

12 (1) *ELIGIBILITY TO PROTEST.—*

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

15 “(2) *The term ‘interested party’—*

16 “(A) *with respect to a contract or a solicita-*
 17 *tion or other request for offers described in para-*
 18 *graph (1), means an actual or prospective bidder*
 19 *or offeror whose direct economic interest would*
 20 *be affected by the award of the contract or by*
 21 *failure to award the contract; and*

22 “(B) *with respect to a public-private com-*
 23 *petition conducted under Office of Management*
 24 *and Budget Circular A-76 regarding perform-*
 25 *ance of an activity or function of a Federal*

1 agency, or a decision to convert a function per-
 2 formed by Federal employees to private sector
 3 performance without a competition under OMB
 4 Circular A-76, includes—

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

7 “(ii) any one person who, for the pur-
 8 pose of representing them in a protest under
 9 this subchapter that relates to such competi-
 10 tion, has been designated as their agent by
 11 a majority of the employees of such Federal
 12 agency who are engaged in the performance
 13 of such activity or function.”.

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

17 **“§ 3557. Expedited action in protests for public-pri-**
 18 **vate competitions.**

19 “For protests in cases of public-private competitions
 20 conducted under Office of Management and Budget Cir-
 21 cular A-76 regarding performance of an activity or func-
 22 tion of Federal agencies, the Comptroller General shall ad-
 23 minister the provisions of this subchapter in a manner best
 24 suited for expediting final resolution of such protests and
 25 final action in such competitions.”.

1 (ii) *The chapter analysis at the beginning*
 2 *of such chapter is amended by inserting after the*
 3 *item relating to section 3556 the following new*
 4 *item:*

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

5 (2) *RIGHT TO INTERVENE IN CIVIL ACTION.—*
 6 *Section 1491(b) of title 28, United States Code, is*
 7 *amended by adding at the end the following new*
 8 *paragraph:*

9 *“(5) If a private sector interested party commences an*
 10 *action described in paragraph (1) in the case of a public-*
 11 *private competition conducted under Office of Management*
 12 *and Budget Circular A–76 regarding performance of an ac-*
 13 *tivity or function of a Federal agency, or a decision to con-*
 14 *vert a function performed by Federal employees to private*
 15 *sector performance without a competition under Office of*
 16 *Management and Budget Circular A–76, then an official*
 17 *or person described in section 3551(2)(B) of title 31 shall*
 18 *be entitled to intervene in that action.”.*

19 (3) *APPLICABILITY.—Subparagraph (B) of sec-*
 20 *tion 3551(2) of title 31, United States Code (as added*
 21 *by paragraph (1)), and paragraph (5) of section*
 22 *1491(b) of title 28, United States Code (as added by*
 23 *paragraph (2)), shall apply to—*

24 (A) *protests and civil actions that challenge*
 25 *final selections of sources of performance of an*

1 *activity or function of a Federal agency that are*
2 *made pursuant to studies initiated under Office*
3 *of Management and Budget Circular A-76 on or*
4 *after January 1, 2004; and*

5 *(B) any other protests and civil actions that*
6 *relate to public-private competitions initiated*
7 *under Office of Management and Budget Cir-*
8 *cular A-76, or a decision to convert a function*
9 *performed by Federal employees to private sector*
10 *performance without a competition under Office*
11 *of Management and Budget Circular A-76, on or*
12 *after the date of the enactment of this Act.*

13 *(d) LIMITATION.—(1) None of the funds available in*
14 *this Act may be used—*

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

18 *(B) by an agency to take an action specified in*
19 *paragraph (2) as a result of direction or requirement*
20 *from the Office of Management and Budget.*

21 *(2) An action specified in this paragraph is the prepa-*
22 *ration for, undertaking, continuation of, or completion of*
23 *a public-private competition or direct conversion under Of-*
24 *fice of Management and Budget Circular A-76 or any other*
25 *administrative regulation, directive, or policy.*

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

3 *SEC. 740. (a) The adjustment in rates of basic pay*
4 *for employees under the statutory pay systems that takes*
5 *effect in fiscal year 2008 under sections 5303 and 5304 of*
6 *title 5, United States Code, shall be an increase of 3.5 per-*
7 *cent, and this adjustment shall apply to civilian employees*
8 *in the Department of Homeland Security and shall apply*
9 *to civilian employees in the Department of Defense who are*
10 *represented by a labor organization as defined in 5 U.S.C.*
11 *7103(a)(4), and such adjustments shall be effective as of the*
12 *first day of the first applicable pay period beginning on*
13 *or after January 1, 2008. Civilian employees in the Depart-*
14 *ment of Defense who are eligible to be represented by a labor*
15 *organization as defined in 5 U.S.C. 7103(a)(4), but are not*
16 *so represented, will receive the adjustment provided for in*
17 *this section unless the positions are entitled to a pay adjust-*
18 *ment under 5 U.S.C. 9902.*

19 (b) *Notwithstanding section 712 of this Act, the adjust-*
20 *ment in rates of basic pay for the statutory pay systems*
21 *that take place in fiscal year 2008 under sections 5344 and*
22 *5348 of title 5, United States Code, shall be no less than*
23 *the percentage in paragraph (a) as employees in the same*
24 *location whose rates of basic pay are adjusted pursuant to*
25 *the statutory pay systems under section 5303 and 5304 of*

1 *title 5, United States Code. Prevailing rate employees at*
2 *locations where there are no employees whose pay is in-*
3 *creased pursuant to sections 5303 and 5304 of title 5 and*
4 *prevailing rate employees described in section 5343(a)(5)*
5 *of title 5 shall be considered to be located in the pay locality*
6 *designated as “Rest of US” pursuant to section 5304 of title*
7 *5 for purposes of this paragraph.*

8 *(c) Funds used to carry out this section shall be paid*
9 *from appropriations, which are made to each applicable de-*
10 *partment or agency for salaries and expenses for fiscal year*
11 *2008.*

12 *SEC. 741. Unless otherwise authorized by existing law,*
13 *none of the funds provided in this Act or any other Act*
14 *may be used by an executive branch agency to produce any*
15 *prepackaged news story intended for broadcast or distribu-*
16 *tion in the United States, unless the story includes a clear*
17 *notification within the text or audio of the prepackaged*
18 *news story that the prepackaged news story was prepared*
19 *or funded by that executive branch agency.*

20 *SEC. 742. None of the funds made available in this*
21 *Act may be used in contravention of section 552a of title*
22 *5, United States Code (popularly known as the Privacy*
23 *Act) or of section 552.224 of title 48 of the Code of Federal*
24 *Regulations.*

1 *SEC. 743. Each executive department and agency shall*
2 *evaluate the creditworthiness of an individual before issuing*
3 *the individual a government travel charge card. Such eval-*
4 *uations for individually-billed travel charge cards shall in-*
5 *clude an assessment of the individual's consumer report*
6 *from a consumer reporting agency as those terms are de-*
7 *finied in section 603 of the Fair Credit Reporting Act (Pub-*
8 *lic Law 91-508): Provided, That section 604(a)(3) of such*
9 *Act shall be amended by adding to the end the following:*

10 *“(G) executive departments and agencies in*
11 *connection with the issuance of government-spon-*
12 *sored individually-billed travel charge cards.”:*

13 *Provided further, That the department or agency may not*
14 *issue a government travel charge card to an individual that*
15 *either lacks a credit history or is found to have an unsatis-*
16 *factory credit history as a result of this evaluation: Pro-*
17 *vided further, That this restriction shall not preclude*
18 *issuance of a restricted-use charge, debit, or stored value*
19 *card made in accordance with agency procedures to: (1) an*
20 *individual with an unsatisfactory credit history where such*
21 *card is used to pay travel expenses and the agency deter-*
22 *mines there is no suitable alternative payment mechanism*
23 *available before issuing the card; or (2) an individual who*
24 *lacks a credit history. Each executive department and agen-*
25 *cy shall establish guidelines and procedures for disciplinary*

1 *actions to be taken against agency personnel for improper,*
2 *fraudulent, or abusive use of government charge cards,*
3 *which shall include appropriate disciplinary actions for use*
4 *of charge cards for purposes, and at establishments, that*
5 *are inconsistent with the official business of the Department*
6 *or agency or with applicable standards of conduct.*

7 *SEC. 744. Except as expressly provided otherwise, any*
8 *reference to “this Act” contained in any title other than*
9 *title IV or VIII shall not apply to such titles IV and VIII.*

10 *SEC. 745. (a) IN GENERAL.—None of the funds appro-*
11 *priated or otherwise made available by this or any other*
12 *Act may be used for any Federal Government contract with*
13 *any foreign incorporated entity which is treated as an in-*
14 *verted domestic corporation under section 835(b) of the*
15 *Homeland Security Act of 2002 (6 U.S.C. 395(b)) or any*
16 *subsidiary of such an entity.*

17 *(b) WAIVERS.—*

18 *(1) IN GENERAL.—Any Secretary shall waive*
19 *subsection (a) with respect to any Federal Govern-*
20 *ment contract under the authority of such Secretary*
21 *if the Secretary determines that the waiver is required*
22 *in the interest of national security.*

23 *(2) REPORT TO CONGRESS.—Any Secretary*
24 *issuing a waiver under paragraph (1) shall report*
25 *such issuance to Congress.*

9 (b) *Each Office of Inspector General shall: (1) post on*
10 *its website any public report or audit or portion of any*
11 *report or audit issued within one day of its release; (2) pro-*
12 *vide a service on its website to allow an individual to re-*
13 *quest automatic receipt of information relating to any pub-*
14 *lic report or audit or portion of that report or audit and*
15 *which permits electronic transmittal of the information, or*
16 *notice of the availability of the information without further*
17 *request; and (3) establish and maintain a direct link on*
18 *its website for individuals to anonymously report waste,*
19 *fraud and abuse.*

21 *GENERAL PROVISIONS—DISTRICT OF COLUMBIA*

SEC. 801. Whenever in this Act, an amount is specified within an appropriation for particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount that may be

1 *expended for said purpose or object rather than an amount*
2 *set apart exclusively therefor.*

3 *SEC. 802. Appropriations in this Act shall be available*
4 *for expenses of travel and for the payment of dues of organi-*
5 *zations concerned with the work of the District of Columbia*
6 *government, when authorized by the Mayor, or, in the case*
7 *of the Council of the District of Columbia, funds may be*
8 *expended with the authorization of the Chairman of the*
9 *Council.*

10 *SEC. 803. There are appropriated from the applicable*
11 *funds of the District of Columbia such sums as may be nec-*
12 *essary for making refunds and for the payment of legal set-*
13 *tlements or judgments that have been entered against the*
14 *District of Columbia government.*

15 *SEC. 804. (a) None of the Federal funds provided in*
16 *this Act shall be used for publicity or propaganda purposes*
17 *or implementation of any policy including boycott designed*
18 *to support or defeat legislation pending before Congress or*
19 *any State legislature.*

20 *(b) The District of Columbia may use local funds pro-*
21 *vided in this title to carry out lobbying activities on any*
22 *matter.*

23 *SEC. 805. (a) None of the funds provided under this*
24 *Act to the agencies funded by this Act, both Federal and*
25 *District government agencies, that remain available for ob-*

1 *ligation or expenditure in fiscal year 2008, or provided*
2 *from any accounts in the Treasury of the United States*
3 *derived by the collection of fees available to the agencies*
4 *funded by this Act, shall be available for obligation or ex-*
5 *penditures for an agency through a reprogramming of funds*
6 *which—*

7 (1) *creates new programs;*

8 (2) *eliminates a program, project, or responsi-*
9 *bility center;*

10 (3) *establishes or changes allocations specifically*
11 *denied, limited or increased under this Act;*

12 (4) *increases funds or personnel by any means*
13 *for any program, project, or responsibility center for*
14 *which funds have been denied or restricted;*

15 (5) *reestablishes any program or project pre-*
16 *viously deferred through reprogramming;*

17 (6) *augments any existing program, project, or*
18 *responsibility center through a reprogramming of*
19 *funds in excess of \$3,000,000 or 10 percent, whichever*
20 *is less; or*

21 (7) *increases by 20 percent or more personnel as-*
22 *signed to a specific program, project or responsibility*
23 *center,*

24 *unless in the case of Federal funds, the Committees on Ap-*
25 *propriations of the House of Representatives and Senate are*

1 notified in writing 15 days in advance of the reprogram-
2 ming and in the case of local funds, the Committees on Ap-
3 propriations of the House of Representatives and Senate are
4 provided summary reports on April 1, 2008 and October
5 1, 2008, setting forth detailed information regarding each
6 such local funds reprogramming conducted subject to this
7 subsection.

8 (b) None the local funds contained in this Act may
9 be available for obligation or expenditure for an agency
10 through a transfer of any local funds in excess of \$3,000,000
11 from one appropriation heading to another unless the Com-
12 mittees on Appropriations of the House of Representatives
13 and Senate are provided summary reports on April 1, 2008
14 and October 1, 2008, setting forth detailed information re-
15 garding each reprogramming conducted subject to this sub-
16 section, except that in no event may the amount of any
17 funds transferred exceed 4 percent of the local funds in the
18 appropriations.

19 (c) The District of Columbia Government is authorized
20 to approve and execute reprogramming and transfer re-
21 quests of local funds under this title through December 1,
22 2008.

23 SEC. 806. Consistent with the provisions of section
24 1301(a) of title 31, United States Code, appropriations
25 under this Act shall be applied only to the objects for which

1 *the appropriations were made except as otherwise provided*
2 *by law.*

3 *SEC. 807. Notwithstanding any other provisions of*
4 *law, the provisions of the District of Columbia Government*
5 *Comprehensive Merit Personnel Act of 1978 (D.C. Law 2–*
6 *139; D.C. Official Code, sec. 1–601.01 et seq.), enacted pur-*
7 *suant to section 422(3) of the District of Columbia Home*
8 *Rule Act (D.C. Official Code, sec. 1–204l.22(3)), shall apply*
9 *with respect to the compensation of District of Columbia*
10 *employees. For pay purposes, employees of the District of*
11 *Columbia government shall not be subject to the provisions*
12 *of title 5, United States Code: Provided, That notwith-*
13 *standing any other law (or 5 U.S.C. § 8344(a)), the District*
14 *Government Reemployed Annuitant Offset Amendment Act*
15 *of 2004, effective December 7, 2004 (D.C. Law 15–207; 51*
16 *DCR 8799), shall apply to any individual employed in an*
17 *appointive or elective position with the District of Colum-*
18 *bia government after December 7, 2004.*

19 *SEC. 808. No later than 30 days after the end of the*
20 *first quarter of fiscal year 2008, the Mayor of the District*
21 *of Columbia shall submit to the Council of the District of*
22 *Columbia and the Committees on Appropriations of the*
23 *House of Representatives and Senate the new fiscal year*
24 *2008 revenue estimates as of the end of such quarter. These*
25 *estimates shall be used in the budget request for fiscal year*

1 2009. The officially revised estimates at midyear shall be
2 used for the midyear report.

3 SEC. 809. None of the Federal funds provided in this
4 Act may be used by the District of Columbia to provide
5 for salaries, expenses, or other costs associated with the of-
6 fices of United States Senator or United States Representa-
7 tive under section 4(d) of the District of Columbia State-
8 hood Constitutional Convention Initiatives of 1979 (D.C.
9 Law 3–171; D.C. Official Code, sec. 1–123).

10 SEC. 810. None of the Federal funds made available
11 in this Act may be used to implement or enforce the Health
12 Care Benefits Expansion Act of 1992 (D.C. Law 9–114;
13 D.C. Official Code, sec. 32–701 et seq.) or to otherwise im-
14 plement or enforce any system of registration of unmarried,
15 cohabiting couples, including but not limited to registration
16 for the purpose of extending employment, health, or govern-
17 mental benefits to such couples on the same basis that such
18 benefits are extended to legally married couples.

19 SEC. 811. (a) Notwithstanding any other provision of
20 this Act, the Mayor, in consultation with the Chief Finan-
21 cial Officer of the District of Columbia may accept, obligate,
22 and expend Federal, private, and other grants received by
23 the District government that are not reflected in the
24 amounts appropriated in this Act.

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

3 (A) *the Chief Financial Officer of the District of*
4 *Columbia submits to the Council a report setting*
5 *forth detailed information regarding such grant; and*

6 (B) *the Council has reviewed and approved the*
7 *obligation, and expenditure of such grant.*

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

11 (A) *no written notice of disapproval is filed with*
12 *the Secretary of the Council within 14 calendar days*
13 *of the receipt of the report from the Chief Financial*
14 *Officer under paragraph (1)(A); or*

15 (B) *if such a notice of disapproval is filed with-*
16 *in such deadline, the Council does not by resolution*
17 *disapprove the obligation, or expenditure of the grant*
18 *within 30 calendar days of the initial receipt of the*
19 *report from the Chief Financial Officer under para-*
20 *graph (1)(A).*

21 (c) *No amount may be obligated or expended from the*
22 *general fund or other funds of the District of Columbia gov-*
23 *ernment in anticipation of the approval or receipt of a*
24 *grant under subsection (b)(2) or in anticipation of the ap-*

1 *proval or receipt of a Federal, private, or other grant not*
2 *subject to such subsection.*

3 *(d) The Chief Financial Officer of the District of Co-*
4 *lumbia may adjust the budget for Federal, private, and*
5 *other grants received by the District government reflected*
6 *in the amounts appropriated in this title, or approved and*
7 *received under subsection (b)(2) to reflect a change in the*
8 *actual amount of the grant.*

9 *(e) The Chief Financial Officer of the District of Co-*
10 *lumbia shall prepare a quarterly report setting forth de-*
11 *tailed information regarding all Federal, private, and other*
12 *grants subject to this section. Each such report shall be sub-*
13 *mitted to the Council of the District of Columbia and to*
14 *the Committees on Appropriations of the House of Rep-*
15 *resentatives and Senate not later than 15 days after the*
16 *end of the quarter covered by the report.*

17 *SEC. 812. (a) Except as otherwise provided in this sec-*
18 *tion, none of the funds made available by this Act or by*
19 *any other Act may be used to provide any officer or em-*
20 *ployee of the District of Columbia with an official vehicle*
21 *unless the officer or employee uses the vehicle only in the*
22 *performance of the officer's or employee's official duties. For*
23 *purposes of this paragraph, the term "official duties" does*
24 *not include travel between the officer's or employee's resi-*
25 *dence and workplace, except in the case of—*

1 (1) *an officer or employee of the Metropolitan*
2 *Police Department who resides in the District of Co-*
3 *lumbia or is otherwise designated by the Chief of the*
4 *Department;*

5 (2) *at the discretion of the Fire Chief, an officer*
6 *or employee of the District of Columbia Fire and*
7 *Emergency Medical Services Department who resides*
8 *in the District of Columbia and is on call 24 hours*
9 *a day or is otherwise designated by the Fire Chief;*

10 (3) *at the discretion of the Director of the De-*
11 *partment of Corrections, an officer or employee of the*
12 *District of Columbia Department of Corrections who*
13 *resides in the District of Columbia and is on call 24*
14 *hours a day or is otherwise designated by the Direc-*
15 *tor;*

16 (4) *the Mayor of the District of Columbia; and*

17 (5) *the Chairman of the Council of the District*
18 *of Columbia.*

19 (b) *The Chief Financial Officer of the District of Co-*
20 *lumbia shall submit by March 1, 2008, an inventory, as*
21 *of September 30, 2007, of all vehicles owned, leased or oper-*
22 *ated by the District of Columbia government. The inventory*
23 *shall include, but not be limited to, the department to which*
24 *the vehicle is assigned; the year and make of the vehicle;*
25 *the acquisition date and cost; the general condition of the*

1 *vehicle; annual operating and maintenance costs; current*
2 *mileage; and whether the vehicle is allowed to be taken home*
3 *by a District officer or employee and if so, the officer or*
4 *employee's title and resident location.*

5 *SEC. 813. (a) None of the Federal funds contained in*
6 *this Act may be used by the District of Columbia Corpora-*
7 *tion Counsel or any other officer or entity of the District*
8 *government to provide assistance for any petition drive or*
9 *civil action which seeks to require Congress to provide for*
10 *voting representation in Congress for the District of Colum-*
11 *bia.*

12 *(b) Nothing in this section bars the District of Colum-*
13 *bia Corporation Counsel from reviewing or commenting on*
14 *briefs in private lawsuits, or from consulting with officials*
15 *of the District government regarding such lawsuits.*

16 *SEC. 814. None of the Federal funds contained in this*
17 *Act may be used for any program of distributing sterile*
18 *needles or syringes for the hypodermic injection of any ille-*
19 *gal drug.*

20 *SEC. 815. None of the funds contained in this Act may*
21 *be used after the expiration of the 60-day period that begins*
22 *on the date of the enactment of this Act to pay the salary*
23 *of any chief financial officer of any office of the District*
24 *of Columbia government (including any independent agen-*
25 *cy of the District of Columbia) who has not filed a certifi-*

1 cation with the Mayor and the Chief Financial Officer of
2 the District of Columbia that the officer understands the
3 duties and restrictions applicable to the officer and the offi-
4 cer's agency as a result of this Act (and the amendments
5 made by this Act), including any duty to prepare a report
6 requested either in the Act or in any of the reports accom-
7 panying the Act and the deadline by which each report
8 must be submitted: Provided, That the Chief Financial Offi-
9 cer of the District of Columbia shall provide to the Commit-
10 tees on Appropriations of the House of Representatives and
11 Senate by April 1, 2008 and October 1, 2008, a summary
12 list showing each report, the due date, and the date sub-
13 mitted to the Committees.

14 SEC. 816. Nothing in this Act may be construed to pre-
15 vent the Council or Mayor of the District of Columbia from
16 addressing the issue of the provision of contraceptive cov-
17 erage by health insurance plans, but it is the intent of Con-
18 gress that any legislation enacted on such issue should in-
19 clude a "conscience clause" which provides exceptions for
20 religious beliefs and moral convictions.

21 SEC. 817. The Mayor of the District of Columbia shall
22 submit to the Committees on Appropriations of the House
23 of Representatives and Senate, the Committee on Govern-
24 ment Reform of the House of Representatives, and the Com-

1 *mittee on Governmental Affairs of the Senate annual re-*
2 *ports addressing—*

3 (1) *crime, including the homicide rate, imple-*
4 *mentation of community policing, the number of po-*
5 *lice officers on local beats, and the closing down of*
6 *open-air drug markets;*

7 (2) *access to substance and alcohol abuse treat-*
8 *ment, including the number of treatment slots, the*
9 *number of people served, the number of people on*
10 *waiting lists, and the effectiveness of treatment pro-*
11 *grams;*

12 (3) *management of parolees and pre-trial violent*
13 *offenders, including the number of halfway houses es-*
14 *capades and steps taken to improve monitoring and su-*
15 *pervision of halfway house residents to reduce the*
16 *number of escapes to be provided in consultation with*
17 *the Court Services and Offender Supervision Agency*
18 *for the District of Columbia;*

19 (4) *education, including access to special edu-*
20 *cation services and student achievement to be pro-*
21 *vided in consultation with the District of Columbia*
22 *Public Schools and the District of Columbia public*
23 *charter schools;*

24 (5) *improvement in basic District services, in-*
25 *cluding rat control and abatement;*

1 (6) *application for and management of Federal*
2 *grants, including the number and type of grants for*
3 *which the District was eligible but failed to apply*
4 *and the number and type of grants awarded to the*
5 *District but for which the District failed to spend the*
6 *amounts received; and*

7 (7) *indicators of child well-being.*

8 SEC. 818. (a) *No later than 30 calendar days after*
9 *the date of the enactment of this Act, the Chief Financial*
10 *Officer of the District of Columbia shall submit to the ap-*
11 *propriate committees of Congress, the Mayor, and the Coun-*
12 *cil of the District of Columbia a revised appropriated funds*
13 *operating budget in the format of the budget that the Dis-*
14 *trict of Columbia government submitted pursuant to section*
15 *442 of the District of Columbia Home Rule Act (D.C. Offi-*
16 *cial Code, sec. 1–204.42), for all agencies of the District of*
17 *Columbia government for fiscal year 2008 that is in the*
18 *total amount of the approved appropriation and that re-*
19 *aligns all budgeted data for personal services and other-*
20 *than-personal-services, respectively, with anticipated actual*
21 *expenditures.*

22 (b) *This section and its reporting requirement shall*
23 *apply only to an agency where the Chief Financial Officer*
24 *of the District of Columbia certifies that a reallocation is*

1 *required to address unanticipated changes in program re-*
2 *quirements.*

3 *SEC. 819. (a) None of the funds contained in this Act*
4 *may be made available to pay—*

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

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

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

20 *SEC. 820. The amount appropriated by this title may*
21 *be increased by no more than \$50,000,000 from funds iden-*
22 *tified in the comprehensive annual financial report as the*
23 *District’s fiscal year 2007 unexpended general fund surplus.*
24 *The District may obligate and expend these amounts only*
25 *in accordance with the following conditions:*

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

6 (2) *The District of Columbia may only use these*
7 *funds for the following expenditures:*

8 (A) *One-time expenditures.*

9 (B) *Expenditures to avoid deficit spending.*

10 (C) *Debt Reduction.*

11 (D) *Program needs.*

12 (E) *Expenditures to avoid revenue short-*
13 *falls.*

14 (3) *The amounts shall be obligated and expended*
15 *in accordance with laws enacted by the Council in*
16 *support of each such obligation or expenditure.*

17 (4) *The amounts may not be used to fund the*
18 *agencies of the District of Columbia government*
19 *under court ordered receivership.*

20 (5) *The amounts may not be obligated or ex-*
21 *pended unless the Mayor notifies the Committees on*
22 *Appropriations of the House of Representatives and*
23 *Senate not fewer than 30 days in advance of the obli-*
24 *gation or expenditure.*

1 *SEC. 821. (a) To account for an unanticipated growth*
2 *of revenue collections, the amount appropriated as District*
3 *of Columbia Funds pursuant to this Act may be in-*
4 *creased—*

5 *(1) by an aggregate amount of not more than 25*
6 *percent, in the case of amounts proposed to be allo-*
7 *cated as “Other-Type Funds” in the Fiscal Year 2008*
8 *Proposed Budget and Financial Plan submitted to*
9 *Congress by the District of Columbia; and*

10 *(2) by an aggregate amount of not more than 6*
11 *percent, in the case of any other amounts proposed to*
12 *be allocated in such Proposed Budget and Financial*
13 *Plan.*

14 *(b) The District of Columbia may obligate and expend*
15 *any increase in the amount of funds authorized under this*
16 *section only in accordance with the following conditions:*

17 *(1) The Chief Financial Officer of the District of*
18 *Columbia shall certify—*

19 *(A) the increase in revenue; and*

20 *(B) that the use of the amounts is not an-*
21 *ticipated to have a negative impact on the long-*
22 *term financial, fiscal, or economic health of the*
23 *District.*

24 *(2) The amounts shall be obligated and expended*
25 *in accordance with laws enacted by the Council of the*

1 *District of Columbia in support of each such obliga-*
2 *tion and expenditure, consistent with the require-*
3 *ments of this Act.*

4 (3) *The amounts may not be used to fund any*
5 *agencies of the District government operating under*
6 *court-ordered receivership.*

7 (4) *The amounts may not be obligated or ex-*
8 *pende unless the Mayor has notified the Committees*
9 *on Appropriations of the House of Representatives*
10 *and Senate not fewer than 30 days in advance of the*
11 *obligation or expenditure.*

12 *SEC. 822. The Chief Financial Officer for the District*
13 *of Columbia may, for the purpose of cash flow management,*
14 *conduct short-term borrowing from the emergency reserve*
15 *fund and from the contingency reserve fund established*
16 *under section 450A of the District of Columbia Home Rule*
17 *Act (Public Law 93–198): Provided, That the amount bor-*
18 *rowed shall not exceed 50 percent of the total amount of*
19 *funds contained in both the emergency and contingency re-*
20 *serve funds at the time of borrowing: Provided further, That*
21 *the borrowing shall not deplete either fund by more than*
22 *50 percent: Provided further, That 100 percent of the funds*
23 *borrowed shall be replenished within 9 months of the time*
24 *of the borrowing or by the end of the fiscal year, whichever*
25 *occurs earlier: Provided further, That in the event that*

1 *short-term borrowing has been conducted and the emergency*
2 *or the contingency funds are later depleted below 50 percent*
3 *as a result of an emergency or contingency, an amount*
4 *equal to the amount necessary to restore reserve levels to*
5 *50 percent of the total amount of funds contained in both*
6 *the emergency and contingency reserve fund must be replen-*
7 *ished from the amount borrowed within 60 days.*

8 *SEC. 823. (a) None of the funds contained in this Act*
9 *may be used to enact or carry out any law, rule, or regula-*
10 *tion to legalize or otherwise reduce penalties associated with*
11 *the possession, use, or distribution of any schedule I sub-*
12 *stance under the Controlled Substances Act (21 U.S.C. 802)*
13 *or any tetrahydrocannabinols derivative.*

14 *(b) The Legalization of Marijuana for Medical Treat-*
15 *ment Initiative of 1998, also known as Initiative 59, ap-*
16 *proved by the electors of the District of Columbia on Novem-*
17 *ber 3, 1998, shall not take effect.*

18 *SEC. 824. None of the funds appropriated under this*
19 *Act shall be expended for any abortion except where the life*
20 *of the mother would be endangered if the fetus were carried*
21 *to term or where the pregnancy is the result of an act of*
22 *rape or incest.*

23 *SEC. 825. (a) DIRECT APPROPRIATION.—Section*
24 *307(a) of the District of Columbia Court Reform and*
25 *Criminal Procedure Act of 1970 (sec. 2–1607(a), D.C. Offi-*

1 cial Code) is amended by striking the first 2 sentences and
 2 inserting the following: “There are authorized to be appro-
 3 priated to the Service in each fiscal year such funds as may
 4 be necessary to carry out this chapter.”.

5 (b) CONFORMING AMENDMENT.—Section 11233 of the
 6 Balanced Budget Act of 1997 (sec. 24–133, D.C. Official
 7 Code) is amended by striking subsection (f).

8 (e) EFFECTIVE DATE.—The amendments made by this
 9 section shall apply with respect to fiscal year 2008 and each
 10 succeeding fiscal year.

11 SEC. 826. Amounts appropriated in this Act as oper-
 12 ating funds may be transferred to the District of Columbia’s
 13 enterprise and capital funds and such amounts, once trans-
 14 ferred shall retain appropriation authority consistent with
 15 the provisions of this Act.

16 SEC. 827. The Student Funding Formula Assessment,
 17 Educational Data Warehouse, and Enrollment Fund Estab-
 18 lishment Amendment Act of 2007, passed on first reading
 19 on May 15, 2007, (Engrossed version of Bill 17–148) is en-
 20 acted into law.

21 SEC. 828. Section 424(b)(2)(E) of the District of Co-
 22 lumbia Home Rule Act (sec. 1–204.24b(b)(5), D.C. Official
 23 Code) is amended by striking the phrase “level I” and in-
 24 serting the phrase “level I times 1.50” in its place: Pro-

1 *vided, That the changes made by this section shall be ap-*
2 *plied as of April 18, 2007.*

3 *SEC. 829. Section 16(d) of the Victims of Violent*
4 *Crime Compensation Act of 1996, effective April 9, 1997*
5 *(D.C. Law 11-243; D.C. Official Code § 4-515(d)), is*
6 *amended to read as follows—*

7 *“(d) Any unobligated balance existing in the Fund as*
8 *of the end of each fiscal year (beginning with fiscal year*
9 *2007) shall be transferred from the Fund to the Crime Vic-*
10 *tims Assistance Fund established by section 16a (D.C. Offi-*
11 *cial Code § 4-515.01) and shall be available for obligation*
12 *and expenditures without fiscal year limitation. All such*
13 *expenditures shall be in accordance with a plan developed*
14 *by the District of Columbia that is submitted to the Com-*
15 *mittees on Appropriations of the Senate and House of Rep-*
16 *resentatives, the Committee on Oversight and Government*
17 *Reform of the House of Representatives, and the Committee*
18 *on Homeland Security and Governmental Affairs of the*
19 *Senate.”.*

20 *SEC. 830. Except as expressly provided otherwise, any*
21 *reference to “this Act” contained in this title or in title*
22 *IV shall be treated as referring only to the provisions of*
23 *this title or of title IV.*

24 *This Act may be cited as the “Financial Services and*
25 *General Government Appropriations Act, 2008”.*

Calendar No. 268

110TH CONGRESS
1ST Session

H.R. 2829

[Report No. 110-129]

AN ACT

Making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

JUNE 29, 2007

Received; read twice and referred to the Committee on
Appropriations

JULY 13, 2007

Reported with an amendment