

In the Senate of the United States,

August 5 (legislative day, July 10), 1995.

Resolved, That the bill from the House of Representatives (H.R. 2020) entitled “An Act making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1996, and for other purposes”, do pass with the following

AMENDMENTS:

1 **(1)**Page 2, line 18, strike out **【September 30, 1998,**
2 shall be available**】** and insert: *expended*

3 **(2)**Page 2, line 25, strike out **【\$104,000,500】** and in-
4 sert: *\$110,929,000, of which \$5,000,000 shall be transferred*
5 *to States covered by the National Voter Registration Act*
6 *of 1993, to be expended by such States for costs associated*
7 *with the implementation of the National Voter Registration*
8 *Act of 1993, with such funds disbursed to such States on*
9 *the basis of the number of registered voters in each State*
10 *on July 1, 1995, in relation to the number of registered*

1 (8)Page 5, line 16, strike out all after “appropriation”
2 down to and including “so)” in line 20

3 (9)Page 6, line 5, strike out all after “year” down to
4 and including “facilities” in line 7

5 (10)Page 6, line 10, strike out **【\$36,070,000】** and in-
6 sert: *\$34,006,000*

7 (11)Page 6, line 19, strike out **【\$8,163,000】** and insert:
8 *\$9,663,000*

9 (12)Page 6, line 24, strike out **【\$181,837,000】** and in-
10 sert: *\$186,070,000*

11 (13)Page 6, lines 25 and 26, strike out **【September 30,**
12 **1988】** and insert: *expended*

13 (14)Page 7, line 22, strike out **【\$391,035,000】** and in-
14 sert: *\$377,971,000*

15 (15)Page 8, line 20, strike out all after “licensees” over
16 to and including “comment” in line 3 on page 9

17 (16)Page 9, line 20, strike out **【\$1,392,429,000】** and
18 insert: *\$1,387,153,000*

19 (17)Page 10, line 6, strike out strike out all after “year”
20 down to and including “border” in line 10 and insert: :
21 *Provided further, That \$750,000 shall be available for addi-*

1 *tional part-time and temporary positions in the Honolulu*
2 *Customs District*

3 **(18)**Page 11, line 7, strike out **【\$60,993,000】** and in-
4 sert: *\$68,543,000 which*

5 **(19)**Page 11, lines 7 and 8, strike out **【of which**
6 **\$5,644,000】**

7 **(20)**Page 13, line 3, strike out **【\$1,682,742,000】** and
8 insert: *\$1,767,309,000*

9 **(21)**Page 13, line 19, strike out **【\$4,254,476,000】** and
10 insert: *\$4,097,294,000*

11 **(22)**Page 13, line 21, strike out all after “search” down
12 to and including “Act” in line 24

13 **(23)**Page 14, line 10, strike out **【\$1,571,616,000】** and
14 insert: *\$1,442,605,000, of which no less than \$670,000,000*
15 *shall be available for tax systems modernization activities*

16 **(24)**Page 14, line 12, strike out all after “1998” down
17 to and including “Modernization” in line 17 and insert:
18 *: Provided, That not later than 60 days after the date of*
19 *enactment of this Act the Commissioner of the Internal Rev-*
20 *enue Service shall provide to the Committees on Appropria-*
21 *tions of the House and the Senate a report that (1) identi-*
22 *fies, evaluates, and prioritizes all systems investments*

1 *planned for fiscal year 1996, using explicit decision cri-*
2 *teria, and (2) explains in detail and provides a completion*
3 *schedule for all actions being taken by the Internal Revenue*
4 *Service to successfully mitigate deficiencies recently identi-*
5 *fied by the General Accounting Office in the Internal Reve-*
6 *nue Service's business strategy, management and technical*
7 *infrastructure, and the management process in place to im-*
8 *plement its tax system modernization: Provided further,*
9 *That not later than 30 days after the submission of the*
10 *Commissioner's report the General Accounting Office shall*
11 *provide the Committees on Appropriations of the House and*
12 *the Senate an independent assessment of that report: Pro-*
13 *vided further, That none of the funds appropriated for tax*
14 *systems modernization, except those funds needed to operate*
15 *and maintain current systems, shall be available for obliga-*
16 *tion until expressly approved by the Committees on Appro-*
17 *priations of the House and the Senate*

18 **(25)**Page 15, line 3, strike out all after "Committees"
19 down to and including "1996" in line 5

20 **(26)**Page 16, line 21, strike out **[\$542,461,000]** and
21 insert: *\$534,502,000*

22 **(27)**Page 17, strike out lines 1 to 10 and insert:

23 *(a) As authorized by section 190001(e), \$68,300,000,*
24 *of which: \$17,500,000 shall be available to the United States*

1 *Customs Service for expenses associated with “Operation*
2 *Hardline”*; of which \$2,500,000 shall be available to the Fi-
3 *ncial Crimes Enforcement Network; of which \$24,700,000*
4 *shall be available to the Bureau of Alcohol, Tobacco and*
5 *Firearms, of which no less than \$21,200,000 shall be avail-*
6 *able to annualize the salaries and related costs for the fiscal*
7 *year 1995 counter-terrorism initiative, and of which no less*
8 *than \$3,500,000 shall be available for administering the*
9 *Gang Resistance Education and Training program; of*
10 *which \$21,600,000 and up to an additional 150 full-time*
11 *equivalent positions which shall be in addition to those*
12 *funded in the “salaries and expenses” account and which*
13 *shall be available to the United States Secret Service to sup-*
14 *port White House security and anti-counterfeiting activi-*
15 *ties, and of which no less than \$1,600,000 shall be available*
16 *for enhancing forensics technology to aid missing and ex-*
17 *ploited children investigations; and of which \$2,000,000*
18 *shall be available to the Federal Law Enforcement Training*
19 *Center; and*

20 **(28)**Page 17, line 11, strike out **[\$12,200,000]** and in-
21 sert: *\$7,200,000*

22 **(29)**Page 18, strike out lines 15 to 23

23 **(30)**Page 19, after line 18 insert:

1 *SEC. 107. Notwithstanding any other provision of law,*
2 *Customs personnel funded through reimbursement from the*
3 *Puerto Rico Trust Fund shall not be reduced as the result*
4 *of work force reductions required under Executive order or*
5 *other guidance to Executive branch agencies in fiscal year*
6 *1996.*

7 **(31)**Page 19, after line 18 insert:

8 *SEC. 108. The Secretary of the Treasury is authorized*
9 *in fiscal year 1996 and hereafter, to use Treasury Depart-*
10 *ment aircraft, with or without reimbursement, to assist bu-*
11 *reaus within the Department of the Treasury or other Fed-*
12 *eral agencies, Departments or offices outside of the Depart-*
13 *ment of the Treasury to provide emergency law enforcement*
14 *support to protect human life, property, public health, or*
15 *safety.*

16 **(32)**Page 19, after line 18 insert:

17 *SEC. 109. (a) Notwithstanding any other provision of*
18 *law, of the funds made available to the Department of the*
19 *Treasury by this or any other act for obligation at any time*
20 *during the fiscal year ending September 30, 1995 or the*
21 *fiscal year ending September 30, 1996, not to exceed*
22 *\$500,000 shall be available to the Secretary of the Treasury*
23 *during the fiscal year ending September 30, 1996 to reim-*
24 *burse the District of Columbia Metropolitan Police Depart-*
25 *ment for personnel costs incurred by the Metropolitan Police*

1 *Department between May 19, 1995 and September 30, 1995*
2 *as a result of the closing to vehicular traffic of Pennsylvania*
3 *Avenue Northwest and other streets in vicinity of the White*
4 *House.*

5 *(b) The amount of reimbursement shall be determined*
6 *by the Secretary of the Treasury and shall be final and*
7 *not subject to review in any forum.*

8 **(33)**Page 22, line 2, strike out **【\$39,459,000】** and in-
9 sert: *\$38,131,000*

10 **(34)**Page 22, line 9, strike out **【\$7,522,000】** and insert:
11 *\$7,827,000*

12 **(35)**Page 22, after line 10 insert:

13 *WHITE HOUSE REPAIR AND RESTORATION*

14 *For the repair, alteration, and improvement of the Ex-*
15 *ecutive Residence at the White House, \$2,200,000, to re-*
16 *main available until expended for replacement of the White*
17 *House roof, to be expended and accounted for as provided*
18 *by 3 U.S.C. 105, 109–110, 112–114.*

19 **(36)**Page 23, line 5, strike out **【\$3,175,000】** and insert:
20 *\$3,280,000*

21 **(37)**Page 23, after line 5 insert:

1 *COUNCIL OF ECONOMIC ADVISERS*2 *SALARIES AND EXPENSES*

3 *For necessary expenses of the Council in carrying out*
4 *its functions under the Employment Act of 1946 (15 U.S.C.*
5 *1021), \$3,439,000.*

6 **(38)**Page 23, line 15, strike out **【\$6,459,000】** and in-
7 sert: *\$6,648,000*

8 **(39)**Page 23, line 19, strike out **【\$25,736,000】** and in-
9 sert: *\$25,560,000*

10 **(40)**Page 24, line 1, strike out all after “3109;” down
11 to and including “Division,” in line 22 and insert:
12 *\$55,573,000*

13 **(41)**Page 25, line 16, after “Affairs” insert: *: Provided*
14 *further, That the Director of Office of Management and*
15 *Budget shall submit to the House and Senate Committees*
16 *on Appropriations (1) an analysis for the period of 30 fiscal*
17 *years beginning with fiscal year 1996, of the estimated lev-*
18 *els of total budget outlays and total new budget authority,*
19 *the estimated revenues to be received, the estimated surplus*
20 *or deficit, if any, for each major Federal entitlement pro-*
21 *gram for each fiscal year in such period: Provided further,*
22 *That no funds shall be obligated for salaries and expenses*
23 *after 60 days of the date of enactment of this Act if the*
24 *Director of the Office of Management and Budget has not*

1 *submitted such analysis to the House and Senate Commit-*
2 *tees on Appropriations prior to such date*

3 **(42)**Page 25, after line 16 insert:

4 *INFORMATION SECURITY OVERSIGHT OFFICE*

5 *For necessary expenses of the Information Security*
6 *Oversight Office, \$1,482,000.*

7 **(43)**Page 25, strike out all after line 16 over to and
8 including line 11 on page 26

9 **(44)**Page 26, after line 11 insert:

10 *OFFICE OF NATIONAL DRUG CONTROL POLICY*

11 *SALARIES AND EXPENSES*

12 *For necessary expenses of the Office of National Drug*
13 *Control Policy; for research activities pursuant to title I*
14 *of Public Law 100-690; not to exceed \$8,000 for official*
15 *reception and representation expenses; \$28,500,000, of*
16 *which \$20,500,000, to remain available until expended,*
17 *shall be available to the Counter-Drug Technology Assess-*
18 *ment Center for counternarcotics research and development*
19 *projects and shall be available for transfer to other Federal*
20 *departments or agencies: Provided, That the Office is au-*
21 *thorized to accept, hold, administer, and utilize gifts, both*
22 *real and personal, for the purpose of aiding or facilitating*
23 *the work of the Office: Provided further, That not later than*
24 *60 days after the date of enactment of this Act, the Director*

1 *of the Office of National Drug Control Policy shall report*
2 *to the Committees on the Judiciary of the Senate and the*
3 *House of Representatives on the results of an independent*
4 *audit of the security and travel expenses of the Office during*
5 *the period beginning on January 21, 1993, and ending on*
6 *June 30, 1995: Provided further, That the Director of the*
7 *Office of National Drug Control Policy shall, at the direc-*
8 *tion of the President, convene a Cabinet Council on Drug*
9 *Strategy Implementation to be chaired by the Director of*
10 *the Office of National Drug Control Policy: Provided fur-*
11 *ther, That the Cabinet Council on Drug Strategy Imple-*
12 *mentation shall include, but is not limited to, the Attorney*
13 *General, the Secretary of the Department of the Treasury,*
14 *the Secretary of the Department of Health and Human*
15 *Services, the Secretary of the Department of Defense, the*
16 *Secretary of the Department of Housing and Urban Devel-*
17 *opment, the Secretary of the Department of Education, the*
18 *Secretary of the Department of State, and the Secretary of*
19 *the Department of Transportation: Provided further, That*
20 *the Cabinet Council on Drug Strategy Implementation shall*
21 *convene on no less than a quarterly basis and provide re-*
22 *ports on no less than a quarterly basis to the Appropria-*
23 *tions Committees and the Judiciary Committees of the*
24 *House of Representatives and the Senate on the progress*
25 *of the implementation of the elements of the national drug*

1 control strategy within the jurisdiction of each member of
2 the Counsel, including a particular emphasis on the imple-
3 mentation of strategies to combat drug abuse among chil-
4 dren: Provided further, That the Director of the Office of
5 National Drug Control Policy shall convene a bipartisan
6 conference composed of private sector representatives from
7 the following: Business leadership, educational and health
8 care professionals, Federal, State and local law enforce-
9 ment, the judicial community, drug treatment and inter-
10 vention professionals, the media and parents groups. Re-
11 porting requirements as set forth in the preceding proviso
12 shall also apply to this provision: Provided further, That
13 the funds appropriated for the necessary expenses of the Of-
14 fice of National Drug Control Policy may not be obligated
15 until the President reports to the Appropriations Commit-
16 tees of the House of Representatives and the Senate that
17 the President has directed the Office of National Drug Con-
18 trol Policy to convene the Cabinet Council on Drug Strategy
19 Implementation: Provided further, That, on a quarterly
20 basis beginning ninety days after enactment of this Act, the
21 funds appropriated for the necessary expenses of the Office
22 of National Drug Control Policy may not be obligated un-
23 less the Cabinet Council on Drug Strategy Implementation
24 has provided the quarterly reports specified herein to the

1 *Appropriations Committees and the Judiciary Committees*
2 *of the House of Representatives and the Senate.*

3 **(45)**Page 26, strike out all after line 16 over to and
4 including line 13 on page 27

5 **(46)**Page 27, after line 13 insert:

6 *FEDERAL DRUG CONTROL PROGRAMS*

7 *HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM*

8 *For necessary expenses of the Office of National Drug*
9 *Control Policy's High Intensity Drug Trafficking Areas*
10 *Program, \$110,000,000 for drug control activities consistent*
11 *with the approved strategy for each of the designated High*
12 *Intensity Drug Trafficking Areas, of which no less than*
13 *\$55,000,000 shall be transferred to State and local entities*
14 *for drug control activities; and of which up to \$55,000,000*
15 *may be transferred to Federal agencies and departments at*
16 *a rate to be determined by the Director: Provided, That the*
17 *funds made available under this head shall be obligated*
18 *within 90 days of the date of enactment of this Act.*

19 **(47)**Page 27, after line 16 insert:

20 *ADVISORY COMMISSION ON INTERGOVERNMENTAL*

21 *RELATIONS*

22 *SALARIES AND EXPENSES*

23 *For necessary expenses of the Advisory Commission on*
24 *Intergovernmental Relations to carry out the provisions of*

1 *title III of the Unfunded Mandates Reform Act of 1995*
 2 *(Public Law 104-4), \$334,000: Provided, That upon the*
 3 *completion of the Final Report required by such title, no*
 4 *further Federal funds shall be available for the Advisory*
 5 *Commission on Intergovernmental Relations.*

6 **(48)**Page 27, after line 16 insert:

7 *ADMINISTRATIVE CONFERENCE OF THE UNITED STATES*
 8 *SALARIES AND EXPENSES*

9 *For necessary expenses of the Administrative Con-*
 10 *ference of the United States, established under subchapter*
 11 *V of chapter 5 of title 5, United States Code, including not*
 12 *to exceed \$1,000 for official reception and representation*
 13 *expenses, \$1,800,000.*

14 **(49)**Page 27, line 23, strike out **[\$1,682,000]** and in-
 15 sert: *\$1,800,000*

16 **(50)**Page 28, line 5, strike out all after “ed;” down to
 17 and including “tems,” in line 7 and insert: *\$28,517,000*

18 **(51)**Page 28, line 8, strike out all after “expenses” down
 19 to and including “system” in line 13

20 **(52)**Page 28, line 23, strike out **[\$19,742,000]** and in-
 21 sert: *\$21,398,000*

22 **(53)**Page 29, after line 11 insert:

(INCLUDING RESCISSION)

1

2 **(54)**Page 29, line 12, strike out **【The revenues and col-**
3 **lections deposited into】** and insert: *For additional expenses*
4 *necessary to carry out the purpose of*

5 **(55)**Page 29, line 15, after “490(f),” insert:
6 *\$86,000,000, to be deposited into said Fund*

7 **(56)**Page 30, line 13, strike out **【\$5,066,822,000】** and
8 insert: *\$5,086,019,000*

9 **(57)**Page 30, line 13, strike out **【\$367,777,000】** and
10 insert: *\$573,872,000*

11 **(58)**Page 30, strike out all after line 18 over to and
12 including “\$12,740,000” in line 21 on page 32 and insert:

13 *New Construction:*

14 *Colorado:*

15 *Lakewood, Denver Federal Center, U.S. Ge-*
16 *ological Survey Lab Building, \$25,802,000*

17 *Florida:*

18 *Tallahassee, U.S. Courthouse Annex,*
19 *\$24,015,000*

20 *Georgia:*

21 *Savannah, U.S. Courthouse Annex,*
22 *\$2,597,000*

23 *Louisiana:*

1 *Lafayette, Federal Building and U.S.*
2 *Courthouse, \$29,565,000*

3 *Maryland:*

4 *Montgomery and Prince Georges Counties,*
5 *Food and Drug Administration, \$87,000,000*

6 *Nebraska:*

7 *Omaha, Federal Building and U.S. Court-*
8 *house, \$53,424,000*

9 *New Mexico:*

10 *Albuquerque, Federal Building and U.S.*
11 *Courthouse, \$6,126,000*

12 *New York:*

13 *Central Islip, Federal Building and U.S.*
14 *Courthouse, \$189,102,000*

15 *North Dakota:*

16 *Pembina, Border Station, \$11,113,000*

17 *Pennsylvania:*

18 *Scranton, Federal Building and U.S.*
19 *Courthouse Annex, \$24,095,000*

20 *South Carolina:*

21 *Columbia, U.S. Courthouse Annex,*
22 *\$3,562,000*

23 *Texas:*

24 *Austin, Veterans Affairs Annex, \$7,940,000*

1 *Brownsville, Federal Building and U.S.*

2 *Courthouse, \$27,452,000*

3 *Washington:*

4 *Point Roberts, U.S. Border Station,*

5 *\$3,516,000*

6 *Seattle, U.S. Courthouse, \$8,305,000*

7 *West Virginia:*

8 *Martinsburg, Internal Revenue Service*

9 *Computer Center, \$63,408,000*

10 *Non-prospectus Projects Program, \$6,850,000*

11 **(59)**Page 33, line 2, strike out all after “amount” down
 12 to and including “Maryland” in line 13 and insert: *: Pro-*
 13 *vided further, That of the funds made available for the Dis-*
 14 *trict of Columbia, Southeast Federal Center, under the*
 15 *heading, “Real Property Activities, Federal Buildings*
 16 *Fund, Limitations on Availability of Revenue” in Public*
 17 *Law 101–509, \$55,000,000 are rescinded: Provided further,*
 18 *That the limitation on the availability of revenue contained*
 19 *in such Act is reduced by \$55,000,000*

20 **(60)**Page 33, line 25, strike out **[\$713,086,000]** and
 21 insert: *\$627,000,000*

22 **(61)**Page 34, line 2, after “services” insert: *: Provided*
 23 *further, That the amounts provided in this or any prior*
 24 *Act for Repairs and Alterations may be used to fund costs*

1 *associated with implementing security improvements to*
2 *buildings necessary to meet the minimum standards for se-*
3 *curity in accordance with current law and in compliance*
4 *with the reprogramming guidelines of the appropriate Com-*
5 *mittees of the House and Senate*

6 **(62)**Page 34, strike out all after line 9 over to and in-
7 cluding line 5 on page 36 and insert:

8 *Repairs and Alterations:*

9 *Arkansas:*

10 *Little Rock, Federal Building, \$7,551,000*

11 *California:*

12 *Sacramento, Federal Building (2800 Cot-*
13 *tage Way), \$13,636,000*

14 *District of Columbia:*

15 *ICC/Connecting Wing Complex/Customs*
16 *(phase 2/3), \$58,275,000*

17 *Illinois:*

18 *Chicago, Federal Center, \$45,971,000*

19 *Maryland:*

20 *Woodlawn, SSA East High-Low Buildings,*
21 *\$17,422,000*

22 *North Dakota:*

23 *Bismarck, Federal Building, Post Office*
24 *and U.S. Courthouse, \$7,119,000*

25 *Pennsylvania:*

1 *Philadelphia, Byrne-Green Complex,*
 2 *\$30,909,000*

3 *Philadelphia, SSA Building, Mid-Atlantic*
 4 *Program Service Center, \$11,376,000*

5 *Puerto Rico:*

6 *Old San Juan, Post Office and U.S. Court-*
 7 *house, \$25,701,000*

8 *Texas:*

9 *Dallas, Federal Building (Griffin St.),*
 10 *\$5,641,000*

11 *Nationwide:*

12 *Chlorofluorocarbons Program, \$43,533,000*

13 *Elevator Program, \$13,109,000*

14 *Energy Program, \$20,000,000*

15 *Advance Design, \$22,000,000*

16 **(63)**Page 36, line 6, strike out **[\$307,278,000]** and in-
 17 sert: *\$304,757,000*

18 **(64)**Page 36, line 21, strike out all after “date” over
 19 to and including “Iowa” in line 1 on page 37

20 **(65)**Page 37, line 9, strike out **[\$2,341,100,000]** and
 21 insert: *\$2,327,200,000*

22 **(66)**Page 37, line 11, strike out **[\$1,389,463,000]** and
 23 insert: *\$1,302,551,000, of which not to exceed \$1,000,000*

1 *shall be available for logistical support and personnel serv-*
 2 *ices for the Xth Paralympiad*

3 **(67)**Page 37, line 20, strike out all after “prospectus”
 4 over to and including “Project” in line 12 on page 38

5 **(68)**Page 39, line 17, strike out **【\$5,066,822,000】** and
 6 insert: *\$5,086,019,000*

7 **(69)**Page 39, strike out all after line 19 over to and
 8 including line 14 on page 40 and insert:

9 *SALARIES AND EXPENSES, POLICY, LEADERSHIP AND*
 10 *OPERATIONS*

11 *For expenses authorized by law, not otherwise provided*
 12 *for, necessary for asset management activities; utilization*
 13 *of excess and surplus personal property; transportation*
 14 *management activities; procurement and supply manage-*
 15 *ment activities; Government-wide and internal responsibil-*
 16 *ities relating to automated data management, telecommuni-*
 17 *cations, information resources management, and related*
 18 *technology activities; utilization survey, deed compliance*
 19 *inspection, appraisal, environmental and cultural analysis,*
 20 *and land use planning functions pertaining to excess and*
 21 *surplus real property; agency-wide policy direction; Board*
 22 *of Contract Appeals; accounting, records management, and*
 23 *other support services incident to adjudication of Indian*
 24 *Tribal Claims by the United States Court of Federal*

1 *Claims; services as authorized by 5 U.S.C. 3109; and not*
2 *to exceed \$5,000 for official reception and representation*
3 *expenses; \$113,827,000.*

4 **(70)**Page 40, line 18, strike out **[\$32,549,000]** and in-
5 sert: *\$34,000,000*

6 **(71)**Page 42, line 5, after “Administration,” insert: *the*
7 *Judicial Conference of the United States,*

8 **(72)**Page 42, lines 6 and 7, strike out **[Administrative**
9 **Office of the Courts]** and insert: *Judicial Conference of*
10 *the United States*

11 **(73)**Page 42, strike out lines 9 to 14

12 **(74)**Page 42, strike out all after line 14 over to and
13 including line 6 on page 43

14 **(75)**Page 43, strike out lines 7 to 11

15 **(76)**Page 43, after line 11 insert:

16 *SEC. 8. None of the funds appropriated by this Act*
17 *may be obligated or expended in any way for the purpose*
18 *of the sale, excessing, surplusing, or disposal of lands in*
19 *the vicinity of Norfolk Lake, Arkansas, administered by the*
20 *Corps of Engineers, Department of the Army, without the*
21 *specific approval of the Congress.*

22 **(77)**Page 43, after line 11 insert:

1 *SEC. 9. None of the funds appropriated by this Act*
2 *may be obligated or expended in any way for the purpose*
3 *of the sale, excessing, surplusing, or disposal of lands in*
4 *the vicinity of Bull Shoals Lake, Arkansas, administered*
5 *by the Corps of Engineers, Department of the Army, with-*
6 *out the specific approval of the Congress.*

7 **(78)**Page 43, after line 11 insert:

8 *SEC. 10. Section 17(c) of Public Law 101-136 is*
9 *amended by—*

10 *(a) striking “within 3 years of date of convey-*
11 *ance,” and inserting in lieu thereof, “simulta-*
12 *neously”; and by striking the remainder of the first*
13 *sentence following, “the islands of Hawaii, Oahu, and*
14 *Molokai” and inserting a period immediately there-*
15 *after; and*

16 *(b) in paragraph (2) by striking “in the ex-*
17 *change described in subsection (c)(1)” and inserting,*
18 *“or recreational” immediately after the word, “edu-*
19 *cational”.*

20 **(79)**Page 44, line 1, strike out **【\$21,129,000】** and in-
21 sert: *\$24,549,000*

22 **(80)**Page 44, line 12, strike out **【\$193,291,000】** and
23 insert: *\$199,633,000, of which \$4,500,000 shall be available*

1 *until expended for cataloging, archiving and digitizing ac-*
2 *tivities*

3 **(81)**Page 44, after line 16 insert:

4 *ARCHIVES FACILITIES AND PRESIDENTIAL LIBRARIES*

5 *REPAIRS AND RESTORATION*

6 *For the repair, alteration, and improvement of ar-*
7 *chives facilities and presidential libraries, \$1,500,000, to re-*
8 *main available until expended.*

9 **(82)**Page 44, line 22, strike out **【\$4,000,000】** and in-
10 sert: *\$5,000,000*

11 **(83)**Page 45, line 11, strike out **【\$7,776,000】** and in-
12 sert: *\$8,328,000*

13 **(84)**Page 46, line 1, strike out **【\$85,524,000】** and in-
14 sert: *\$93,106,000, of which not to exceed \$1,000,000 shall*
15 *be made available for the establishment of health promotion*
16 *and disease prevention programs for Federal employees*

17 **(85)**Page 46, line 2, strike out **【\$102,536,000】** and in-
18 sert: *\$93,261,000*

19 **(86)**Page 47, line 14, strike out all after “Commission”
20 down to and including “1996” in line 19

21 **(87)**Page 49, strike out lines 8 and 9 and insert:

1 (95)Page 55, strike out all after line 22 over to and
2 including line 4 on page 56

3 (96)Page 56, line 8, strike out [, the Federal Quality
4 Institute,]

5 (97)Page 56, strike out lines 18 to 21

6 (98)Page 58, strike out all after line 20 over to and
7 including line 5 on page 59

8 (99)Page 61, strike out lines 1 to 3

9 (100)Page 61, line 4, strike out all after “522.” down
10 to and including “ “Fund”)” in line 7 and insert: *Sub-*
11 *chapter III of chapter 51 of subtitle IV of title 31, United*
12 *States Code, is amended by adding at the end thereof the*
13 *following new section: “SEC. 5136 UNITED STATES MINT*
14 *PUBLIC ENTERPRISE FUND.” There shall be established*
15 *in the Treasury of the United States, a United States Mint*
16 *Public Enterprise Fund (the “Fund”) for fiscal year 1996*
17 *and hereafter*

18 (101)Page 61, line 25, after “grams” insert: *previously*
19 *provided for by appropriation*

20 (102)Page 62, line 3, strike out [and] and insert: *: Pro-*
21 *vided further, That*

1 **(103)**Page 62, line 5, strike out **【and】** and insert: *: Pro-*
2 *vided further, That the Fund may*

3 **(104)**Page 62, line 8, strike out **【; and】** and insert: *:*
4 *Provided further, That the Secretary of the Treasury shall*

5 **(105)**Page 63, line 15, strike out **【means】** and insert:
6 *includes*

7 **(106)**Page 63, line 16, strike out all after “coin,” down
8 to and including “including” in line 17, and insert: *numis-*
9 *matic collectible other monetary issuances and*

10 **(107)**Page 63, line 18, strike out **【, or item】** and insert:
11 *: Provided further, That provisions of law governing pro-*
12 *curement or public contracts shall not be applicable to the*
13 *procurement of goods or services necessary for carrying out*
14 *Mint programs and operations and such programs and op-*
15 *erations shall also be exempt from all government personnel*
16 *regulations, ceilings, and full-time equivalent controls*

17 **(108)**Page 63, strike out all after line 21 over to and
18 including line 5 on page 64

19 **(109)**Page 64, after line 5 insert:

20 *SEC. 524. No funds appropriated by this Act shall be*
21 *available to pay for an abortion, or the administrative ex-*
22 *penses in connection with any health plan under the Fed-*

1 *eral employees health benefit program which provides any*
2 *benefits or coverage for abortions.*

3 *SEC. 525. The provision of section 524 shall not apply*
4 *where the life of the mother would be endangered if the fetus*
5 *were carried to term, or that the pregnancy is the result*
6 *of an act of rape or incest.*

7 **(110)**Page 64, strike out lines 6 to 20

8 **(111)**Page 64, strike out all after line 20 over to and
9 including line 13 on page 65

10 **(112)**Page 65, strike out lines 14 to 17

11 **(113)**Page 66, after line 7 insert:

12 *SEC. 530. Section 4 of the Presidential Protection As-*
13 *sistance Act of 1976, Public Law 94-524, is amended by*
14 *striking "\$75,000" and inserting in lieu thereof*
15 *"\$200,000".*

16 **(114)**Page 66, after line 7 insert:

17 *SEC. 531. No part of any appropriation made avail-*
18 *able in this Act shall be used to implement Bureau of Alco-*
19 *hol, Tobacco and Firearms Ruling TD ATF-360; Re: Notice*
20 *Nos. 782, 780, 91F009P.*

21 **(115)**Page 66, after line 7 insert:

1 *SEC. 532. Section 5542 of title 5, United States Code*
2 *is amended by adding the following new subsection at the*
3 *end:*

4 “(e) Notwithstanding subsection (d)(1) of this section,
5 *all hours of overtime work scheduled in advance of the ad-*
6 *ministrative workweek shall be compensated under sub-*
7 *section (a) if that work involves duties as authorized by*
8 *section 3056(a) of title 18, United States Code and if the*
9 *investigator performs, on that same day, at least 2 hours*
10 *of overtime work not scheduled in advance of the adminis-*
11 *trative workweek.”.*

12 **(116)**Page 69, line 5, strike out **[or]**

13 **(117)**Page 78 strike out lines 5 to 21

14 **(118)**Page 80, after line 23 insert:

15 *(c)(1) None of the funds appropriated by this or any*
16 *other Act may be obligated or expended by any Federal de-*
17 *partment, agency, or other instrumentality to employ, on*
18 *or after January 1, 1996, in excess of a total of 2,000 em-*
19 *ployees in the Executive Branch who are (i) employed in*
20 *a position on the executive schedule under sections 5312*
21 *through 5316 of title 5, United States Code, (ii) a limited*
22 *term appointee, limited emergency appointee, or noncareer*
23 *appointee in the senior executive service as defined under*
24 *section 3132(a) (5), (6), and (7) of title 5, United States*

1 *Code, respectively, or (iii) employed in a position in the*
2 *executive branch of the Government of a confidential or pol-*
3 *icy-determining character under Schedule C of subpart C*
4 *of part 213 of title 5 of the Code of Federal Regulations.*

5 *(2) Notwithstanding the provisions of subsection (c)(1)*
6 *of this section, any actions required by such section shall*
7 *be consistent with reduction in force procedures established*
8 *under section 3502 of title 5, United States Code.*

9 **(119)**Page 82, line 3, after “authority),” insert: *and ex-*
10 *cept as provided in Public Law 102–393, title IV, section*
11 *13 (40 U.S.C. 490g) with respect to the Fund established*
12 *pursuant to 40 U.S.C. 490(f),*

13 **(120)**Page 83, strike out line 1 and all that follows over
14 to and including line 17 on page 84

15 **(121)**Page 84, strike out all after line 17 over to and
16 including line 6 on page 85

17 **(122)**Page 85, strike out all after line 6 over to and
18 including line 9 on page 86

19 **(123)**Page 86 strike out lines 10 to 17

20 **(124)**Page 86, after line 17 insert:

21 *SEC. 631. (a) Notwithstanding the provisions of sec-*
22 *tions 112 and 113 of title 3, United States Code, each Exec-*
23 *utive agency detailing any personnel shall submit on an*

1 *annual basis in each fiscal year to the Senate and House*
2 *Committees on Appropriations on all employees or members*
3 *of the armed services detailed to Executive agencies, listing*
4 *the grade, position, and offices of each person detailed and*
5 *the agency to which each such person is detailed.*

6 *(b) The provisions of this section shall not apply to*
7 *Federal employees or members of the armed services detailed*
8 *to or from—*

9 *(1) the Central Intelligence Agency;*

10 *(2) the National Security Agency;*

11 *(3) the Defense Intelligence Agency;*

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

15 *(5) the Bureau of Intelligence and Research of*
16 *the Department of State;*

17 *(6) any agency, office, or unit of the Army,*
18 *Navy, Air Force, Marine Corps, the Federal Bureau*
19 *of Investigation and the Drug Enforcement Adminis-*
20 *tration of the Department of Justice, the Department*
21 *of the Treasury, the Department of Transportation,*
22 *and the Department of Energy performing intel-*
23 *ligence functions; and*

24 *(7) the Director of Central Intelligence.*

1 (c) *The exemptions in part (b) of this section are not*
2 *intended to apply to information on the use of personnel*
3 *detailed to or from the intelligence agencies which is cur-*
4 *rently being supplied to the Senate and House Intelligence*
5 *and Appropriations Committees by the executive branch*
6 *through budget justification materials and other reports.*

7 (d) *For the purpose of this section, the term “Executive*
8 *agency” has the same meaning as defined under section 105*
9 *of title 5, United States Code (except that the provisions*
10 *of section 104(2) of title 5, United States Code, shall not*
11 *apply), and includes the White House Office, the Executive*
12 *Residence, and any office, council, or organizational unit*
13 *of the Executive Office of the President.*

14 **(125)**Page 86, after line 17 insert:

15 *SEC. 632. No funds appropriated in this or any other*
16 *Act for fiscal year 1996 may be used to implement or en-*
17 *force the agreements in Standard Forms 312 and 4355 of*
18 *the Government or any other nondisclosure policy, form or*
19 *agreement if such policy, form or agreement does not con-*
20 *tain the following provisions: “These restrictions are con-*
21 *sistent with and do not supersede, conflict with or otherwise*
22 *alter the employee obligations, rights or liabilities created*
23 *by Executive Order 12356; section 7211 of title 5, United*
24 *States Code (governing disclosures to Congress); section*
25 *1034 of title 10, United States Code, as amended by the*

1 *Military Whistleblower Protection Act (governing disclosure*
2 *to Congress by members of the military); section 2302(b)(8)*
3 *of title 5, United States Code, as amended by the Whistle-*
4 *blower Protection Act (governing disclosures of illegality,*
5 *waste, fraud, abuse or public health or safety threats); the*
6 *Intelligence Identities Protection Act of 1982 (50 U.S.C.*
7 *421 et seq.) (governing disclosures that could expose con-*
8 *fidential Government agents), and the statutes which pro-*
9 *tect against disclosure that may compromise the national*
10 *security, including sections 641, 793, 794, 798, and 952 of*
11 *title 18, United States Code, and section 4(b) of the Subver-*
12 *sive Activities Act of 1950 (50 U.S.C. section 783(b)). The*
13 *definitions, requirements, obligations, rights, sanctions and*
14 *liabilities created by said Executive Order and listed stat-*
15 *utes are incorporated into this agreement and are control-*
16 *ling”: Provided, That notwithstanding the preceding para-*
17 *graph, a nondisclosure policy form or agreement that is to*
18 *be executed by a person connected with the conduct of an*
19 *intelligence or intelligence-related activity, other than an*
20 *employee or officer of the United States Government, may*
21 *contain provisions appropriate to the particular activity*
22 *for which such document is to be used. Such form or agree-*
23 *ment shall, at a minimum, require that the person will not*
24 *disclose any classified information received in the course*
25 *of such activity unless specifically authorized to do so by*

1 *the United States Government. Such nondisclosure forms*
2 *must also make it clear that they do not bar disclosures*
3 *to Congress or to an authorized official of an executive agen-*
4 *cy or the Department of Justice that are essential to report-*
5 *ing a substantial violation of law.*

6 **(126)**Page 86, after line 17 insert:

7 *SEC. 633. (a) None of the funds appropriated by this*
8 *or any other Act may be expended by any Federal Agency*
9 *to procure any product or service that is subject to the pro-*
10 *visions of Public Law 89–306 and that will be available*
11 *under the procurement by the Administrator of General*
12 *Services known as “FTS2000” unless—*

13 *(1) such product or service is procured by the*
14 *Administrator of General Services as part of the pro-*
15 *curement known as “FTS2000”; or*

16 *(2) that agency establishes to the satisfaction of*
17 *the Administrator of General Services that—*

18 *(A) that agency’s requirements for such pro-*
19 *curement are unique and cannot be satisfied by*
20 *property and service procured by the Adminis-*
21 *trator of General Services as part of the procure-*
22 *ment known as “FTS2000”; and*

23 *(B) the agency procurement, pursuant to*
24 *such delegation, would be cost-effective and*

1 *would not adversely affect the cost-effectiveness of*
2 *the FTS2000 procurement.*

3 *(b) After July 31, 1996, subsection (a) shall apply only*
4 *if the Administrator of General Services has reported that*
5 *the FTS2000 procurement is producing prices that allow*
6 *the Government to satisfy its requirements for such procure-*
7 *ment in the most cost-effective manner.*

8 **(127)**Page 86, after line 17 insert:

9 *SEC. 634. (a) Section 4–607(18) of title 4 of the Dis-*
10 *trict of Columbia Code, is amended by inserting “the Unit-*
11 *ed States Secret Service Uniformed Division, the United*
12 *States Secret Service Division,” after “average pay of a*
13 *member who was an officer or member of”.*

14 *(b) Section 4–622 of title 4 of the District of Columbia*
15 *Code, is amended—*

16 *(A) in subsection (b)(1)(A) by striking out “Of*
17 *the basis upon which the annuity, relief, or retirement*
18 *compensation being received by such former member*
19 *at the time of death was computed” and inserting in*
20 *lieu thereof “Of the adjusted average pay of such*
21 *former member”;*

22 *(B) in subsection (c)(1)(A)(ii), by striking out*
23 *“The basis upon which the former member’s annuity*
24 *at the time of death was computed” and inserting in*

1 *lieu thereof “The adjusted average pay of the former*
2 *member”*; and

3 *(C) in subsection (c)(2)(B), by striking out the*
4 *colon after “United States Secret Service Division”*
5 *through clause (iii) and inserting in lieu thereof “, 75*
6 *percent of the adjusted average pay of the former*
7 *member, divided by the number of eligible children;*
8 *or”.*

9 **(128)**Page 86, after line 17 insert:

10 *SEC. 635. (a) Section 5402 of title 39, United States*
11 *Code, is amended—*

12 *(1) in subsection (f) by striking out “During the*
13 *period beginning January 1, 1995, and ending Janu-*
14 *ary 1, 1999, the” and inserting in lieu thereof “The”;*
15 *and*

16 *(2) in subsection (g)(1) by amending subpara-*
17 *graph (D) to read as follows:*

18 *“(D) have provided scheduled service within*
19 *the State of Alaska for at least 12 consecutive*
20 *months with aircraft—*

21 *“(i) under 7,500 pounds payload before*
22 *being selected as a carrier of nonpriority*
23 *bypass mail at an applicable intra-Alaska*
24 *bush service mail rate; and*

1 “(ii) equal to or over 7,500 pounds be-
2 fore being selected as a carrier of
3 nonpriority bypass mail at the intra-Alaska
4 mainline service mail rate.”.

5 (b)(1) Subject to paragraph (2), the amendment made
6 by subsection (a) shall be effective on and after August 1,
7 1995.

8 (2) Subparagraph (D) of section 5402(g)(1) title
9 39, United States Code (as in effect before the amend-
10 ment made under subsection (a)) shall apply to a car-
11 rier, if such carrier—

12 (A) has an application pending before the
13 Department of Transportation for approval
14 under section 41102 or 41110(e) of title 39,
15 United States Code, before August 1, 1995; and

16 (B) would meet the requirements of such
17 subparagraph if such application were approved
18 and such certificate were purchased.

19 **(129)**Page 86, after line 17 insert:

20 **SEC. 636. LIMITATION ON USE OF FUNDS FOR THE PROVI-**
21 **SION OF CERTAIN FOREIGN ASSISTANCE.**

22 (a) *IN GENERAL.*—Notwithstanding any other provi-
23 sion of law, none of the funds made available by this Act
24 for the Department of the Treasury shall be available for
25 any activity or for paying the salary of any Government

1 *employee where funding an activity or paying a salary to*
2 *a Government employee would result in a decision, deter-*
3 *mination, rule, regulation, or policy that would permit the*
4 *Secretary of the Treasury to make any loan or extension*
5 *of credit under section 5302 of title 31, United States Code,*
6 *with respect to a single foreign entity or government of a*
7 *foreign country (including agencies or other entities of that*
8 *government)—*

9 *(1) unless the President first certifies to the Com-*
10 *mittee on Banking, Housing, and Urban Affairs of*
11 *the Senate and the Committee on Banking and Fi-*
12 *nancial Services of the House of Representatives*
13 *that—*

14 *(A) there is no projected cost (as that term*
15 *is defined in section 502 of the Federal Credit*
16 *Reform Act of 1990) to the United States from*
17 *the proposed loan or extension of credit; and*

18 *(B) any proposed obligation or expenditure*
19 *of United States funds to or on behalf of the for-*
20 *foreign government is adequately backed by an as-*
21 *sured source of repayment to ensure that all*
22 *United States funds will be repaid; and*

23 *(2) other than as provided by an Act of Congress,*
24 *if that loan or extension of credit would result in ex-*
25 *penditures and obligations, including contingent obli-*

1 gations, aggregating more than \$1,000,000,000 with
2 respect to that foreign country for more than 180
3 days during the 12-month period beginning on the
4 date on which the first such action is taken.

5 (b) *WAIVER OF LIMITATIONS.*—The President may ex-
6 ceed the dollar and time limitations in subsection (a)(2)
7 if he certifies in writing to the Congress that a financial
8 crisis in that foreign country poses a threat to vital United
9 States economic interests or to the stability of the inter-
10 national financial system.

11 (c) *EXPEDITED PROCEDURES FOR A RESOLUTION OF*
12 *DISAPPROVAL.*—A presidential certification pursuant to
13 subsection (b) with respect to exceeding dollar or time limi-
14 tations in subsection (a)(2) shall be considered as follows:

15 (1) *REFERENCE TO COMMITTEES.*—All joint res-
16 olutions introduced in the Senate to disapprove the
17 certification shall be referred to the Committee on
18 Banking, Housing and Urban Affairs, and in the
19 House of Representatives, to the appropriate commit-
20 tees.

21 (2) *DISCHARGE OF COMMITTEES.*—(A) if the
22 committee of either House to which a resolution has
23 been referred has not reported it at the end of 30 days
24 after its introduction, it is in order to move either to
25 discharge the committee from further consideration of

1 *the joint resolution or to discharge the committee from*
2 *further consideration of any other resolution intro-*
3 *duced with respect to the same matter, except no mo-*
4 *tion to discharge shall be in order after the committee*
5 *has reported a joint resolution with respect to the*
6 *same matter.*

7 *(B) A motion to discharge may be made only by*
8 *an individual favoring the resolution, and is privi-*
9 *leged in the Senate; and debate thereon shall be lim-*
10 *ited to not more than 1 hour, the time to be divided*
11 *in the Senate equally between, and controlled by, the*
12 *majority leader and the minority leader or their des-*
13 *ignees.*

14 *(3) FLOOR CONSIDERATION IN THE SENATE.—*

15 *(A) A motion in the Senate to proceed to the consider-*
16 *ation of a resolution shall be privileged.*

17 *(B) Debate in the Senate on a resolution, and all*
18 *debatable motions and appeals in connection there-*
19 *with, shall be limited to not more than 4 hours, to be*
20 *equally divided between, and controlled by, the major-*
21 *ity leader and the minority leader or their designees.*

22 *(C) Debate in the Senate on any debatable mo-*
23 *tion or appeal in connection with a resolution shall*
24 *be limited to not more than 20 minutes, to be equally*
25 *divided between, and controlled by, the mover and the*

1 *manager of the resolution, except that in the event the*
2 *manager of the resolution is in favor of any such mo-*
3 *tion or appeal, the time in opposition thereto, shall*
4 *be controlled by the minority leader or his designee.*
5 *Such leaders, or either of them, may, from time under*
6 *their control on the passage of a resolution, allot ad-*
7 *ditional time to any Senator during the consideration*
8 *of any debatable motion or appeal.*

9 *(D) A motion in the Senate to further limit de-*
10 *bate on a resolution, debatable motion, or appeal is*
11 *not debatable. No amendment to, or motion to recom-*
12 *mit, a resolution is in order in the Senate.*

13 *(4) In the case of a resolution, if prior to the*
14 *passage by one House of a resolution of that House,*
15 *that House receives a resolution with respect to the*
16 *same matter from the other House, then—*

17 *(A) the procedure in that House shall be the*
18 *same as if no resolution had been received from*
19 *the other House; but*

20 *(B) the vote on final passage shall be on the*
21 *resolution of the other House.*

22 *(5) For purposes of this subsection, the term*
23 *“joint resolution” means only a joint resolution of the*
24 *2 Houses of Congress, the matter after the resolving*
25 *clause of which is as follows: “That the Congress dis-*

1 *approves the action of the President under section*
2 *_____ (b) of the Treasury and Post Office Appro-*
3 *priations Act for Fiscal Year 1996, notice of which*
4 *was submitted to the Congress on _____.”,*
5 *with the first blank space being filled with the appro-*
6 *priate section, and the second blank space being filled*
7 *with the appropriate date.*

8 *(d) APPLICABILITY.—This section—*

9 *(1) shall not apply to any action taken as part*
10 *of the program of assistance to Mexico announced by*
11 *the President on January 31, 1995; and*

12 *(2) shall remain in effect through fiscal year*
13 *1996.*

14 **(130)**Page 86, after line 17 insert:

15 *SEC. 637. Notwithstanding any other provision of law,*
16 *no adjustment shall be made under section 601(a) of the*
17 *Legislative Reorganization Act of 1946 (2 U.S.C. 31) (relat-*
18 *ing to cost of living adjustments for Members of Congress)*
19 *during fiscal year 1996.*

20 **(131)**Page 86, after line 17 insert:

21 *SEC. 638. Notwithstanding any other provision of law,*
22 *the United States Customs Service shall transfer, without*
23 *consideration, to the National Warplane Museum in Gen-*
24 *eseo, New York, 2 seized and forfeited A-37 Dragonfly jets*
25 *for display and museum purposes.*

1 **(132)**Page 86, after line 17 insert:

2 **SEC. 639. EXEMPT ORGANIZATIONS.**

3 (a) *IN GENERAL.*—An organization described in sec-
4 tion 501(c)(4) of the Internal Revenue Code of 1986 which
5 engages in lobbying activities shall not be eligible for the
6 receipt of Federal funds constituting an award, grant, or
7 loan.

8 (b) *DEFINITIONS.*—For purposes of this section:

9 (1) *AGENCY.*—The term “agency” has the mean-
10 ing given that term in section 551(1) of title 5, Unit-
11 ed States Code.

12 (2) *CLIENT.*—The term “client” means any per-
13 son or entity that employs or retains another person
14 for financial or other compensation to conduct lobby-
15 ing activities on behalf of that person or entity. A
16 person or entity whose employees act as lobbyists on
17 its own behalf is both a client and an employer of
18 such employees. In the case of a coalition or associa-
19 tion that employs or retains other persons to conduct
20 lobbying activities, the client is the coalition or asso-
21 ciation and not its individual members.

22 (3) *COVERED EXECUTIVE BRANCH OFFICIAL.*—
23 The term “covered executive branch official” means—

24 (A) the President;

25 (B) the Vice President;

1 (C) any officer or employee, or any other
2 individual functioning in the capacity of such
3 an officer or employee, in the Executive Office of
4 the President;

5 (D) any officer or employee serving in a po-
6 sition in level I, II, III, IV, or V of the Executive
7 Schedule, as designated by statute or Executive
8 order;

9 (E) any member of the uniformed services
10 whose pay grade is at or above O-7 under sec-
11 tion 201 of title 37, United States Code; and

12 (F) any officer or employee serving in a po-
13 sition of a confidential, policy-determining, pol-
14 icy-making, or policy-advocating character de-
15 scribed in section 7511(b)(2) of title 5, United
16 States Code.

17 (4) COVERED LEGISLATIVE BRANCH OFFICIAL.—
18 The term “covered legislative branch official”
19 means—

20 (A) a Member of Congress;

21 (B) an elected officer of either House of
22 Congress;

23 (C) any employee of, or any other individ-
24 ual functioning in the capacity of an employee
25 of—

- 1 (i) a Member of Congress;
- 2 (ii) a committee of either House of
3 Congress;
- 4 (iii) the leadership staff of the House of
5 Representatives or the leadership staff of the
6 Senate;
- 7 (iv) a joint committee of Congress; and
- 8 (v) a working group or caucus orga-
9 nized to provide legislative services or other
10 assistance to Members of Congress; and
- 11 (D) any other legislative branch employee
12 serving in a position described under section
13 109(13) of the Ethics in Government Act of 1978
14 (5 U.S.C. App.).
- 15 (5) *EMPLOYEE*.—The term “employee” means
16 any individual who is an officer, employee, partner,
17 director, or proprietor of a person or entity, but does
18 not include—
- 19 (A) independent contractors; or
- 20 (B) volunteers who receive no financial or
21 other compensation from the person or entity for
22 their services.
- 23 (6) *FOREIGN ENTITY*.—The term “foreign entity”
24 means a foreign principal (as defined in section 1(b)

1 *of the Foreign Agents Registration Act of 1938 (22*
2 *U.S.C. 611(b)).*

3 (7) *LOBBYING ACTIVITIES.*—*The term “lobbying*
4 *activities” means lobbying contacts and efforts in*
5 *support of such contacts, including preparation and*
6 *planning activities, research and other background*
7 *work that is intended, at the time it is performed, for*
8 *use in contacts, and coordination with the lobbying*
9 *activities of others.*

10 (8) *LOBBYING CONTACT.*—

11 (A) *DEFINITION.*—*The term “lobbying con-*
12 *tact” means any oral or written communication*
13 *(including an electronic communication) to a*
14 *covered executive branch official or a covered leg-*
15 *islative branch official that is made on behalf of*
16 *a client with regard to—*

17 (i) *the formulation, modification, or*
18 *adoption of Federal legislation (including*
19 *legislative proposals);*

20 (ii) *the formulation, modification, or*
21 *adoption of a Federal rule, regulation, Ex-*
22 *ecutive order, or any other program, policy,*
23 *or position of the United States Govern-*
24 *ment;*

1 (iii) the administration or execution of
2 a Federal program or policy (including the
3 negotiation, award, or administration of a
4 Federal contract, grant, loan, permit, or li-
5 cense); or

6 (iv) the nomination or confirmation of
7 a person for a position subject to confirma-
8 tion by the Senate.

9 (B) *EXCEPTIONS.*—The term “lobbying con-
10 tact” does not include a communication that
11 is—

12 (i) made by a public official acting in
13 the public official’s official capacity;

14 (ii) made by a representative of a
15 media organization if the purpose of the
16 communication is gathering and dissemi-
17 nating news and information to the public;

18 (iii) made in a speech, article, publica-
19 tion or other material that is distributed
20 and made available to the public, or
21 through radio, television, cable television, or
22 other medium of mass communication;

23 (iv) made on behalf of a government of
24 a foreign country or a foreign political
25 party and disclosed under the Foreign

1 *Agents Registration Act of 1938 (22 U.S.C.*
2 *611 et seq.);*

3 *(v) a request for a meeting, a request*
4 *for the status of an action, or any other*
5 *similar administrative request, if the re-*
6 *quest does not include an attempt to influ-*
7 *ence a covered executive branch official or a*
8 *covered legislative branch official;*

9 *(vi) made in the course of participa-*
10 *tion in an advisory committee subject to the*
11 *Federal Advisory Committee Act;*

12 *(vii) testimony given before a commit-*
13 *tee, subcommittee, or task force of the Con-*
14 *gress, or submitted for inclusion in the pub-*
15 *lic record of a hearing conducted by such*
16 *committee, subcommittee, or task force;*

17 *(viii) information provided in writing*
18 *in response to an oral or written request by*
19 *a covered executive branch official or a cov-*
20 *ered legislative branch official for specific*
21 *information;*

22 *(ix) required by subpoena, civil inves-*
23 *tigative demand, or otherwise compelled by*
24 *statute, regulation, or other action of the*
25 *Congress or an agency;*

1 (x) made in response to a notice in the
2 *Federal Register, Commerce Business Daily,*
3 *or other similar publication soliciting com-*
4 *munications from the public and directed to*
5 *the agency official specifically designated in*
6 *the notice to receive such communications;*

7 (xi) not possible to report without dis-
8 *closing information, the unauthorized dis-*
9 *closure of which is prohibited by law;*

10 (xii) made to an official in an agency
11 with regard to—

12 (I) a judicial proceeding or a
13 criminal or civil law enforcement in-
14 quiry, investigation, or proceeding; or

15 (II) a filing or proceeding that the
16 Government is specifically required by
17 statute or regulation to maintain or
18 conduct on a confidential basis,

19 if that agency is charged with responsibility
20 for such proceeding, inquiry, investigation,
21 or filing;

22 (xiii) made in compliance with written
23 agency procedures regarding an adjudica-
24 tion conducted by the agency under section

1 554 of title 5, United States Code, or sub-
2 stantially similar provisions;

3 (xiv) a written comment filed in the
4 course of a public proceeding or any other
5 communication that is made on the record
6 in a public proceeding;

7 (xv) a petition for agency action made
8 in writing and required to be a matter of
9 public record pursuant to established agency
10 procedures;

11 (xvi) made on behalf of an individual
12 with regard to that individual's benefits,
13 employment, or other personal matters in-
14 volving only that individual, except that
15 this clause does not apply to any commu-
16 nication with—

17 (I) a covered executive branch offi-
18 cial, or

19 (II) a covered legislative branch
20 official (other than the individual's
21 elected Members of Congress or employ-
22 ees who work under such Members' di-
23 rect supervision),

1 with respect to the formulation, modifica-
2 tion, or adoption of private legislation for
3 the relief of that individual;

4 (xvii) a disclosure by an individual
5 that is protected under the amendments
6 made by the Whistleblower Protection Act of
7 1989, under the Inspector General Act of
8 1978, or under another provision of law;

9 (xviii) made by—

10 (I) a church, its integrated auxil-
11 iary, or a convention or association of
12 churches that is exempt from filing a
13 Federal income tax return under para-
14 graph 2(A)(i) of section 6033(a) of the
15 Internal Revenue Code of 1986, or

16 (II) a religious order that is ex-
17 empt from filing a Federal income tax
18 return under paragraph (2)(A)(iii) of
19 such section 6033(a); and

20 (xix) between—

21 (I) officials of a self-regulatory or-
22 ganization (as defined in section
23 3(a)(26) of the Securities Exchange
24 Act) that is registered with or estab-
25 lished by the Securities and Exchange

1 *Commission as required by that Act or*
2 *a similar organization that is des-*
3 *ignated by or registered with the Com-*
4 *modities Future Trading Commission*
5 *as provided under the Commodity Ex-*
6 *change Act; and*

7 *(II) the Securities and Exchange*
8 *Commission or the Commodities Fu-*
9 *ture Trading Commission, respectively;*
10 *relating to the regulatory responsibilities of*
11 *such organization under that Act.*

12 *(9) LOBBYING FIRM.—The term “lobbying firm”*
13 *means a person or entity that has 1 or more employ-*
14 *ees who are lobbyists on behalf of a client other than*
15 *that person or entity. The term also includes a self-*
16 *employed individual who is a lobbyist.*

17 *(10) LOBBYIST.—The term “lobbyist” means any*
18 *individual who is employed or retained by a client*
19 *for financial or other compensation for services that*
20 *include more than one lobbying contact, other than an*
21 *individual whose lobbying activities constitute less*
22 *than 20 percent of the time engaged in the services*
23 *provided by such individual to that client over a six*
24 *month period.*

1 (11) *MEDIA ORGANIZATION.*—The term “media
2 organization” means a person or entity engaged in
3 disseminating information to the general public
4 through a newspaper, magazine, other publication,
5 radio, television, cable television, or other medium of
6 mass communication.

7 (12) *MEMBER OF CONGRESS.*—The term “Mem-
8 ber of Congress” means a Senator or a Representative
9 in, or Delegate or Resident Commissioner to, the Con-
10 gress.

11 (13) *ORGANIZATION.*—The term “organization”
12 means a person or entity other than an individual.

13 (14) *PERSON OR ENTITY.*—The term “person or
14 entity” means any individual, corporation, company,
15 foundation, association, labor organization, firm,
16 partnership, society, joint stock company, group of or-
17 ganizations, or State or local government.

18 (15) *PUBLIC OFFICIAL.*—The term “public offi-
19 cial” means any elected official, appointed official, or
20 employee of—

21 (A) a Federal, State, or local unit of gov-
22 ernment in the United States other than—

23 (i) a college or university;

24 (ii) a government-sponsored enterprise

25 (as defined in section 3(8) of the Congres-

1 *sional Budget and Impoundment Control*
2 *Act of 1974);*

3 *(iii) a public utility that provides gas,*
4 *electricity, water, or communications;*

5 *(iv) a guaranty agency (as defined in*
6 *section 435(j) of the Higher Education Act*
7 *of 1965 (20 U.S.C. 1085(j))), including any*
8 *affiliate of such an agency; or*

9 *(v) an agency of any State functioning*
10 *as a student loan secondary market pursu-*
11 *ant to section 435(d)(1)(F) of the Higher*
12 *Education Act of 1965 (20 U.S.C.*
13 *1085(d)(1)(F));*

14 *(B) a Government corporation (as defined*
15 *in section 9101 of title 31, United States Code);*

16 *(C) an organization of State or local elected*
17 *or appointed officials other than officials of an*
18 *entity described in clause (i), (ii), (iii), (iv), or*
19 *(v) of subparagraph (A);*

20 *(D) an Indian tribe (as defined in section*
21 *4(e) of the Indian Self-Determination and Edu-*
22 *cation Assistance Act (25 U.S.C. 450b(e));*

23 *(E) a national or State political party or*
24 *any organizational unit thereof; or*

1 (F) a national, regional, or local unit of
2 any foreign government.

3 (16) STATE.—The term “State” means each of
4 the several States, the District of Columbia, and any
5 commonwealth, territory, or possession of the United
6 States.

7 (c) CONSTRUCTION AND EFFECT.—Nothing in this sec-
8 tion shall be construed to affect the application of the Inter-
9 nal Revenue laws of the United States.

10 (d) EXCEPTIONS.—This section shall not apply to or-
11 ganizations described in section 501(c)(4) of the Internal
12 Revenue Code with gross annual revenues of less than
13 \$10,000,000, including the amounts of Federal funds re-
14 ceived as grants, awards, or loans.

15 (e) EFFECTIVE DATE.—This section shall become effec-
16 tive on January 1, 1997.

17 **(133)**Page 86, after line 17 insert:

18 SEC. 640. (a) This section may be cited as the “Prohi-
19 bition of Cigarette Sales to Minors in Federal Buildings
20 and Lands Act”.

21 (b) The Congress finds that—

22 (1) cigarette smoking and the use of smokeless to-
23 bacco products continue to represent major health
24 hazards to the Nation, causing more than 420,000
25 deaths each year;

1 (2) *cigarette smoking continues to be the single*
2 *most preventable cause of death and disability in the*
3 *United States;*

4 (3) *tobacco products contain hazardous addi-*
5 *tives, gases, and other chemical constituents dan-*
6 *gerous to health;*

7 (4) *the use of tobacco products costs the United*
8 *States more than \$50,000,000,000 in direct health*
9 *care costs, with more than \$21,000,000,000 of these*
10 *costs being paid by government funds;*

11 (5) *tobacco products contain nicotine, a poison-*
12 *ous, addictive drug;*

13 (6) *all States prohibit the sale of tobacco prod-*
14 *ucts to minors, but enforcement has been ineffective or*
15 *nonexistent and tobacco products remain one of the*
16 *least regulated consumer products in the United*
17 *States;*

18 (7) *over the past decade, little or no progress has*
19 *been made in reducing tobacco use among teenagers*
20 *and recently, teenage smoking rates appear to be ris-*
21 *ing;*

22 (8) *more than two-thirds of smokers smoke their*
23 *first cigarette before the age of 14, and 90 percent of*
24 *adult smokers did so by age 18;*

1 (9) 516,000,000 packs of cigarettes are consumed
2 by minors annually, at least half of which are ille-
3 gally sold to minors;

4 (10) reliable studies indicate that tobacco use is
5 a gateway to illicit drug use; and

6 (11) the Federal Government has a major policy
7 setting role in ensuring that the use of tobacco prod-
8 ucts among minors is discouraged to the maximum
9 extent possible.

10 (c) As used in this section—

11 (1) the term “Federal agency” means—

12 (A) an Executive agency as defined in sec-
13 tion 105 of title 5, United States Code; and

14 (B) each entity specified in subparagraphs
15 (B) through (H) of section 5721(1) of title 5,
16 United States Code;

17 (2) the term “Federal building” means—

18 (A) any building or other structure owned
19 in whole or in part by the United States or any
20 Federal agency, including any such structure oc-
21 cupied by a Federal agency under a lease agree-
22 ment; and

23 (B) includes the real property on which
24 such building is located;

1 (3) the term “minor” means an individual
2 under the age of 18 years; and

3 (4) the term “tobacco product” means cigarettes,
4 cigars, little cigars, pipe tobacco, smokeless tobacco,
5 snuff, and chewing tobacco.

6 (d)(1) No later than 45 days after the date of the enact-
7 ment of this Act, the Administrator of General Services and
8 the head of each Federal agency shall promulgate regula-
9 tions that prohibit—

10 (A) the sale of tobacco products in vending ma-
11 chines located in or around any Federal building
12 under the jurisdiction of the Administrator or such
13 agency head; and

14 (B) the distribution of free samples of tobacco
15 products in or around any Federal building under the
16 jurisdiction of the Administrator or such agency head.

17 (2) The Administrator of General Services or the head
18 of an agency, as appropriate, may designate areas not sub-
19 ject to the provisions of paragraph (1), if such area also
20 prohibits the presence of minors.

21 (3) The provisions of this subsection shall be carried
22 out—

23 (A) by the Administrator of General Services for
24 any Federal building which is maintained, leased, or

1 *has title of ownership vested in the General Services*
2 *Administration; or*

3 *(B) by the head of a Federal agency for any Fed-*
4 *eral building which is maintained, leased, or has title*
5 *of ownership vested in such agency.*

6 *(e) No later than 90 days after the date of enactment*
7 *of this Act, the Administrator of General Services and each*
8 *head of an agency shall prepare and submit, to the appro-*
9 *priate committees of Congress, a report that shall contain—*

10 *(1) verification that the Administrator or such*
11 *head of an agency is in compliance with this section;*
12 *and*

13 *(2) a detailed list of the location of all tobacco*
14 *product vending machines located in Federal build-*
15 *ings under the administration of the Administrator*
16 *or such head of an agency.*

17 *(f)(1) No later than 45 days after the date of the enact-*
18 *ment of this Act, the Senate Committee on Rules and Ad-*
19 *ministration and the House of Representatives Committee*
20 *on House Administration, after consultation with the Ar-*
21 *chitect of the Capitol, shall promulgate regulations under*
22 *the Senate and House of Representatives rulemaking au-*
23 *thority that prohibit the sale of tobacco products in vending*
24 *machines in the Capitol Buildings.*

1 (2) *Such committees may designate areas where such*
2 *prohibition shall not apply, if such area also prohibits the*
3 *presence of minors.*

4 (3) *For the purpose of this section the term “Capitol*
5 *Buildings” shall have the same meaning as such term is*
6 *defined under section 16(a)(1) of the Act entitled “An Act*
7 *to define the area of the United States Capitol Grounds,*
8 *to regulate the use thereof, and for other purposes”, ap-*
9 *proved July 31, 1946 (40 U.S.C. 193m(1)).*

10 (g) *Nothing in this section shall be construed as re-*
11 *stricting the authority of the Administrator of General*
12 *Services or the head of an agency to limit tobacco product*
13 *use in or around any Federal building, except as provided*
14 *under subsection (d)(1).*

15 **(134)**Page 86, after line 17 insert:

16 *SEC. 641. It is the sense of the Senate that the General*
17 *Services Administration should increase use of direct deliv-*
18 *ery for high-dollar value supplies and only stock items that*
19 *are profitable, that after these changes are implemented, the*
20 *General Services Administration should phase out the sup-*
21 *ply depots that are no longer economically justifiable or*
22 *needed.*

23 **(135)**Page 86, after line 17 insert:

1 **SEC. 642. NATIONAL COMMISSION ON RESTRUCTURING THE**
2 **INTERNAL REVENUE SERVICE.**

3 (a) *FINDINGS.*—*The Congress finds the following:*

4 (1) *While the budget for the Internal Revenue*
5 *Service (hereafter referred to as the “IRS”) has risen*
6 *from \$2.5 billion in fiscal year 1979 to \$7.5 billion*
7 *in fiscal year 1996, tax returns processing has not be-*
8 *come significantly faster, tax collection rates have not*
9 *significantly increased, and the accuracy and timeli-*
10 *ness of taxpayer assistance has not significantly im-*
11 *proved.*

12 (2) *To date, the Tax Systems Modernization*
13 *(TSM) program has cost the taxpayers \$2.5 billion,*
14 *with an estimated cost of \$8 billion. Despite this in-*
15 *vestment, modernization efforts were recently de-*
16 *scribed by the GAO as “chaotic” and “ad hoc”.*

17 (3) *While the IRS maintains that TSM will in-*
18 *crease efficiency and thus revenues, Congress has had*
19 *to appropriate additional funds in recent years for*
20 *compliance initiatives in order to increase tax reve-*
21 *nues.*

22 (4) *Because TSM has not been implemented, the*
23 *IRS continues to rely on paper returns, processing a*
24 *total of 14 billion pieces of paper every tax season.*
25 *This results in an extremely inefficient system.*

1 (5) *This lack of efficiency reduces the level of cus-*
2 *tomers service and impedes the ability of the IRS to*
3 *collect revenue.*

4 (6) *The present status of the IRS shows the need*
5 *for the establishment of a Commission which will ex-*
6 *amine the organization of IRS and recommend ac-*
7 *tions to expedite the implementation of TSM and im-*
8 *prove service to taxpayers.*

9 (b) *COMPOSITION OF THE COMMISSION.—*

10 (1) *ESTABLISHMENT.—To carry out the purposes*
11 *of this section, there is established a National Com-*
12 *mission on Restructuring the Internal Revenue Serv-*
13 *ice (in this section referred to as the “Commission”).*

14 (2) *COMPOSITION.—The Commission shall be*
15 *composed of twelve members, as follows:*

16 (A) *Four members appointed by the Presi-*
17 *dent, two from the executive branch of the Gov-*
18 *ernment and two from private life.*

19 (B) *Two members appointed by the Major-*
20 *ity Leader of the Senate, one from Members of*
21 *the Senate and one from private life.*

22 (C) *Two members appointed by the Minor-*
23 *ity Leader of the Senate, one from Members of*
24 *the Senate and one from private life.*

1 (D) *Two members appointed by the Speaker*
2 *of the House of Representatives, one from Mem-*
3 *bers of the House of Representatives and one*
4 *from private life.*

5 (E) *Two members appointed by the Minor-*
6 *ity Leader of the House of Representatives, one*
7 *from Members of the House of Representatives*
8 *and one from private life.*

9 *The Commissioner of the Internal Revenue Service*
10 *shall be an ex officio member of the Commission.*

11 (3) *CHAIRMAN.—The Commission shall elect a*
12 *Chairman from among its members.*

13 (4) *MEETING; QUORUM; VACANCIES.—After its*
14 *initial meeting, the Commission shall meet upon the*
15 *call of the Chairman or a majority of its members.*
16 *Seven members of the Commission shall constitute a*
17 *quorum. Any vacancy in the Commission shall not*
18 *affect its powers, but shall be filled in the same man-*
19 *ner in which the original appointment was made.*

20 (5) *APPOINTMENT; INITIAL MEETING.—*

21 (A) *APPOINTMENT.—It is the sense of the*
22 *Congress that members of the Committee should*
23 *be appointed not more than 60 days after the*
24 *date of the enactment of this section.*

1 (B) *INITIAL MEETING.*—If, after 60 days
2 from the date of the enactment of this section,
3 seven or more members of the Commission have
4 been appointed, members who have been ap-
5 pointed may meet and select a Chairman who
6 thereafter shall have the authority to begin the
7 operations of the Commission, including the hir-
8 ing of staff.

9 (c) *FUNCTIONS OF COMMISSION.*—

10 (1) *IN GENERAL.*—The functions of the Commis-
11 sion shall be—

12 (A) to conduct, for a period of one year
13 from the date of its first meeting, the review de-
14 scribed in paragraph (2), and

15 (B) to submit to the Congress a final report
16 of the results of the review, including rec-
17 ommendations for restructuring the IRS.

18 (2) *REVIEW.*—The Commission shall review—

19 (A) the present practices of the IRS, espe-
20 cially with respect to—

21 (i) its organizational structure;

22 (ii) its paper processing and return
23 processing activities;

24 (iii) its infrastructure; and

25 (iv) the collection process;

1 (B) requirements for improvement in the
2 following areas:

3 (i) making returns processing
4 “paperless”;

5 (ii) modernizing IRS operations;

6 (iii) improving the collections process
7 without major personnel increases or in-
8 creased funding;

9 (iv) improving taxpayer accounts
10 management;

11 (v) improving the accuracy of informa-
12 tion requested by taxpayers in order to file
13 their returns; and

14 (vi) changing the culture of the IRS to
15 make the organization more efficient, pro-
16 ductive, and customer-oriented;

17 (C) whether the IRS could be replaced with
18 a quasi-governmental agency with tangible in-
19 centives for internally managing its programs
20 and activities and for modernizing its activities,
21 and

22 (D) whether the IRS could perform other
23 collection, information, and financial service
24 functions of the Federal Government.

25 (d) POWERS OF THE COMMISSION.—

1 (1) *IN GENERAL.*—(A) *The Commission or, on*
2 *the authorization of the Commission, any subcommit-*
3 *tee or member thereof, may, for the purpose of carry-*
4 *ing out the provisions of this section—*

5 (i) *hold such hearings and sit and act at*
6 *such times and places, take such testimony, re-*
7 *ceive such evidence, administer such oaths, and*

8 (ii) *require, by subpoena or otherwise, the*
9 *attendance and testimony of such witnesses and*
10 *the production of such books, records, correspond-*
11 *ence, memoranda, papers, and documents,*

12 *as the Commission or such designated subcommittee*
13 *or designated member may deem advisable.*

14 (B) *Subpoenas issued under subparagraph*
15 *(A)(ii) may be issued under the signature of the*
16 *Chairman of the Commission, the chairman of any*
17 *designated subcommittee, or any designated member,*
18 *and may be served by any person designated by such*
19 *Chairman, subcommittee chairman, or member. The*
20 *provisions of sections 102 through 104 of the Revised*
21 *Statutes of the United States (2 U.S.C. 192–194)*
22 *shall apply in the case of any failure of any witness*
23 *to comply with any subpoena or to testify when sum-*
24 *moned under authority of this section.*

1 (2) *CONTRACTING.*—*The Commission may, to*
2 *such extent and in such amounts as are provided in*
3 *appropriation Acts, enter into contracts to enable the*
4 *Commission to discharge its duties under this section.*

5 (3) *INFORMATION FROM FEDERAL AGENCIES.*—
6 *The Commission is authorized to secure directly from*
7 *any executive department, bureau, agency, board,*
8 *commission, office, independent establishment, or in-*
9 *strumentality of the Government information, sugges-*
10 *tions, estimates, and statistics for the purposes of this*
11 *section. Each such department, bureau, agency, board,*
12 *commission, office, establishment, or instrumentality*
13 *shall, to the extent authorized by law, furnish such in-*
14 *formation, suggestions, estimates, and statistics di-*
15 *rectly to the Commission, upon request made by the*
16 *Chairman.*

17 (4) *ASSISTANCE FROM FEDERAL AGENCIES.*—(A)
18 *The Secretary of State is authorized on a reimburs-*
19 *able or nonreimbursable basis to provided the Com-*
20 *mission with administrative services, funds, facilities,*
21 *staff, and other support services for the performance*
22 *of the Commission's functions.*

23 (B) *The Administrator of General Services shall*
24 *provide to the Commission on a reimbursable basis*

1 *such administrative support services as the Commis-*
2 *sion may request.*

3 *(C) In addition to the assistance set forth in sub-*
4 *paragraphs (A) and (B), departments and agencies of*
5 *the United States are authorized to provide to the*
6 *Commission such services, funds, facilities, staff, and*
7 *other support services as they may deem advisable*
8 *and as may be authorized by law.*

9 *(5) POSTAL SERVICES.—The Commission may*
10 *use the United States mails in the same manner and*
11 *under the same conditions as departments and agen-*
12 *cies of the United States.*

13 *(e) STAFF OF THE COMMISSION.—*

14 *(1) IN GENERAL.—The Chairman, in accordance*
15 *with rules agreed upon by the Commission, may ap-*
16 *point and fix the compensation of a staff director and*
17 *such other personnel as may be necessary to enable*
18 *the Commission to carry out its functions, without re-*
19 *gard to the provisions of title 5, United States Code,*
20 *governing appointments in the competitive service,*
21 *and without regard to the provisions of chapter 51*
22 *and subchapter III of chapter 53 of such title relating*
23 *to classification and General Schedule pay rates, ex-*
24 *cept that no rate of pay fixed under this subsection*
25 *may exceed the equivalent of that payable to a person*

1 *occupying a position at level V of the Executive*
2 *Schedule under section 5316 of title 5, United States*
3 *Code. Any Federal Government employee may be de-*
4 *tailed to the Commission without reimbursement from*
5 *the Commission, and such detailee shall retain the*
6 *rights, status, and privileges of his or her regular em-*
7 *ployment without interruption.*

8 (2) *CONSULTANT SERVICES.*—*The Commission is*
9 *authorized to procure the services of experts and con-*
10 *sultants in accordance with section 3109 of title 5,*
11 *United States Code, but at rates not to exceed the*
12 *daily rate paid a person occupying a position at level*
13 *IV of the Executive Schedule under section 5315 of*
14 *title 5, United States Code.*

15 (i) *COMPENSATION AND TRAVEL EXPENSES.*—

16 (1) *COMPENSATION.*—(A) *Except as provided in*
17 *subparagraph (B), each member of the Commission*
18 *may be compensated at not to exceed the daily equiv-*
19 *alent of the annual rate of basic pay in effect for a*
20 *position at level IV of the Executive Schedule under*
21 *section 5315 of title 5, United States Code, for each*
22 *day during which that member is engaged in the ac-*
23 *tual performance of the duties of the Commission.*

24 (B) *Members of the Commission who are officers*
25 *or employees of the United States or Members of Con-*

1 *gress shall receive no additional pay on account of*
2 *their service on the Commission.*

3 (2) *TRAVEL EXPENSES.*—*While away from their*
4 *homes or regular places of business in the perform-*
5 *ance of services for the Commission, members of the*
6 *Commission shall be allowed travel expenses, includ-*
7 *ing per diem in lieu of subsistence, in the same man-*
8 *ner as persons employed intermittently in the Govern-*
9 *ment service are allowed expenses under section*
10 *5703(b) of title 5, United States Code.*

11 (g) *FINAL REPORT OF COMMISSION; TERMINATION.*—

12 (1) *FINAL REPORT.*—*Not later than one year*
13 *after the date of the first meeting of the Commission,*
14 *the Commission shall submit to the Congress its final*
15 *report, as described in subsection (c)(2).*

16 (2) *TERMINATION.*—(A) *The Commission, and*
17 *all the authorities of this section, shall terminate on*
18 *the date which is 60 days after the date on which a*
19 *final report is required to be transmitted under para-*
20 *graph (1).*

21 (B) *The Commission may use the 60-day period*
22 *referred to in subparagraph (A) for the purpose of*
23 *concluding its activities, including providing testi-*
24 *mony to committees of Congress concerning its final*
25 *report and disseminating that report.*

1 (136)Page 86, after line 17 insert:

2 **SEC. 643. REPORT ON FEASIBILITY OF LEASING OF BORDER**
3 **STATIONS.**

4 *The Administrator of the General Services Adminis-*
5 *tration shall, within six months of enactment of this legisla-*
6 *tion, report to Congress on the feasibility of leasing agree-*
7 *ments with State and local governments and private spon-*
8 *sors for the construction of border stations on the borders*
9 *of the United States with Canada and Mexico whereby—*

10 (1) *lease payments shall not exceed 30 years for*
11 *payment of the purchase price and interest;*

12 (2) *the obligation of the United States under*
13 *such an agreement shall be limited to the current fis-*
14 *cal year for which payments are due without regard*
15 *to section 3328(a)(1)(B) of title 31, United States*
16 *Code;*

17 (3) *an agreement entered into under such provi-*
18 *sions shall provide for the title to the property and*
19 *facilities to vest in the United States on or before the*
20 *expiration of the contract term, on fulfillment of the*
21 *terms and conditions of the agreement.*

22 (137)Page 86, after line 17 insert:

23 **SEC. 644. ENERGY SAVINGS AT FEDERAL FACILITIES.**

24 (a) *REDUCTION IN FACILITIES ENERGY COSTS.—*

1 (1) *IN GENERAL.*—The head of each agency for
2 which funds are made available under this Act shall
3 take all actions necessary to achieve during fiscal
4 year 1996 a 5 percent reduction, from fiscal year
5 1995 levels, in the energy costs of the facilities used
6 by the agency.

7 (2) *COOPERATION BY GENERAL SERVICES ADMIN-*
8 *ISTRATION.*—In the case of facilities under the ad-
9 ministrative jurisdiction of the General Services Ad-
10 ministration and occupied by another agency and for
11 which the Administrator of General Services delegates
12 operation and maintenance to the head of the agency,
13 the Administrator shall assist the head of the agency
14 in achieving the reduction in the energy costs of the
15 facilities required by paragraph (1) by entering into
16 contracts to promote energy savings and by other
17 means.

18 (b) *USE OF COST SAVINGS.*—An amount equal to the
19 amount of cost savings realized by an agency under sub-
20 section (a) shall remain available for obligation through the
21 end of fiscal year 1997, without further authorization or
22 appropriation, as follows:

23 (1) *CONSERVATION MEASURES.*—Fifty percent of
24 the amount shall remain available for the implemen-
25 tation of additional energy conservation measures

1 *and for water conservation measures at such facilities*
2 *used by the agency as are designated by the head of*
3 *the agency.*

4 (2) *OTHER PURPOSES.—Fifty percent of the*
5 *amount shall remain available for use by the agency*
6 *for such purposes as are designated by the head of the*
7 *agency, consistent with applicable law.*

8 (c) *REPORT.—*

9 (1) *IN GENERAL.—Not later than December 31,*
10 *1996, the head of each agency described in subsection*
11 *(a) shall submit a report to Congress specifying the*
12 *results of the actions taken under subsection (a) and*
13 *providing any recommendations concerning how to*
14 *further reduce energy costs and energy consumption*
15 *in the future.*

16 (2) *CONTENTS.—Each report shall—*

17 (A) *specify the total energy costs of the fa-*
18 *cilities used by the agency;*

19 (B) *identify the reductions achieved; and*

20 (C) *specify the actions that resulted in the*
21 *reductions.*

22 **(138)**Page 86, after line 17 insert:

23 *SEC. 645. (a) Section 6304(f) of title 5, United States*
24 *Code, is amended—*

1 (1) in paragraph (2) by striking “described in
2 paragraph (1)” and inserting “for an individual de-
3 scribed in subparagraphs (B) through (E) of para-
4 graph (1)”; and

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

6 “(3) For purposes of applying any limitation on accu-
7 mulation under this section with respect to any annual
8 leave for an individual described in paragraph (1)(A)—

9 “(A) ‘30 days’ in subsection (a) shall be deemed
10 to read ‘60 days’; and

11 “(B) ‘45 days’ in subsection (b) shall be deemed
12 to read ‘60 days’.”.

13 (b)(1) The amendments made by subsection (a) shall
14 take effect January 1, 1996.

15 (2) Any individual serving in a position in the Senior
16 Executive Service on December 31, 1995 may retain any
17 annual leave accrued as of that date until the leave is used
18 by that individual.

19 **(139)**Page 86, after line 17 insert:

20 **SEC. 646. TRANSFER OF CERTAIN FEDERAL PROPERTY IN**
21 **NEW JERSEY.**

22 The first section of the Act entitled “An Act transfer-
23 ring certain Federal property to the city of Hoboken, New
24 Jersey”, approved September 27, 1982 (Public Law 97-268;
25 96 Stat. 1140), is amended—

1 (1) in subsection (a), by adding “and” at the
2 end; and

3 (2) by striking “Stat. 220), and” in subsection
4 (b) and all that follows through “New Jersey; concu-
5 rent with” and inserting the following: “Stat. 220);
6 concurrent with”.

7 **(140)**Page 86, after line 17 insert:

8 *SEC. 647. Service performed during the period Janu-*
9 *ary 1, 1984, through December 31, 1986, which would, if*
10 *performed after that period, be considered service as a law*
11 *enforcement officer, as defined in section 8401(17)*
12 *(A)(i)(II) and (B) of title 5, United States Code, shall be*
13 *deemed service as a law enforcement officer for the purposes*
14 *of chapter 84 of such title.*

15 **(141)**Page 86, after line 17 insert:

16 *SEC. 648. It is the sense of the Senate that:*

17 (1) *The General Services Administration and the*
18 *Federal Aviation Administration should review and*
19 *reform current personnel rules and labor agreements*
20 *regarding federal assistance when relocating because*
21 *of a change of duty station.*

22 (2) *The Senate is concerned about reports that,*
23 *under FAA and GSA rules, employees at the Denver,*
24 *Colorado, ATCT and TRACON were permitted to*
25 *claim personal housing relocation allowances in con-*

1 *nection with their transfer from FAA facilities at*
2 *Stapleton Field to the new Denver International Air-*
3 *port, even in some cases where an employee's new*
4 *home was farther from the new job site than the em-*
5 *ployee's former home.*

6 *(3) The FAA should immediately investigate this*
7 *misuse of public funds at Denver International Air-*
8 *port and reform their personnel rules to end this kind*
9 *of abuse.*

Attest:

Secretary.

104TH CONGRESS
1ST SESSION

H. R. 2020

AMENDMENTS

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