

In the Senate of the United States,

July 29, 1997.

Resolved, That the bill from the House of Representatives (H.R. 2209) entitled “An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and for other purposes.”, do pass with the following

AMENDMENTS:

1 **(1)**Page 9, strike out all after line 15 over to and includ-
2 ing line 16 on page 20 and insert:

3 *SENATE*

4 *EXPENSE ALLOWANCES*

5 *For expense allowances of the Vice President, \$10,000;*
6 *the President Pro Tempore of the Senate, \$10,000; Majority*
7 *Leader of the Senate, \$10,000; Minority Leader of the Sen-*
8 *ate, \$10,000; Majority Whip of the Senate, \$5,000; Minority*
9 *Whip of the Senate, \$5,000; and Chairmen of the Majority*
10 *and Minority Conference Committees, \$3,000 for each*
11 *Chairman; in all, \$56,000.*

1 *REPRESENTATION ALLOWANCES FOR THE MAJORITY AND*
2 *MINORITY LEADERS*

3 *For representation allowances of the Majority and Mi-*
4 *nority Leaders of the Senate, \$15,000 for each such Leader;*
5 *in all, \$30,000.*

6 *SALARIES, OFFICERS AND EMPLOYEES*

7 *For compensation of officers, employees, and others as*
8 *authorized by law, including agency contributions,*
9 *\$77,254,000, which shall be paid from this appropriation*
10 *without regard to the below limitations, as follows:*

11 *OFFICE OF THE VICE PRESIDENT*

12 *For the Office of the Vice President, \$1,612,000.*

13 *OFFICE OF THE PRESIDENT PRO TEMPORE*

14 *For the Office of the President Pro Tempore, \$371,000.*

15 *OFFICES OF THE MAJORITY AND MINORITY LEADERS*

16 *For Offices of the Majority and Minority Leaders,*
17 *\$2,388,000.*

18 *OFFICES OF THE MAJORITY AND MINORITY WHIPS*

19 *For Offices of the Majority and Minority Whips,*
20 *\$1,221,000.*

21 *CONFERENCE COMMITTEES*

22 *For the Conference of the Majority and the Conference*
23 *of the Minority, at rates of compensation to be fixed by the*
24 *Chairman of each such committee, \$1,061,000 for each such*
25 *committee; in all, \$2,122,000.*

1 *OFFICES OF THE SECRETARIES OF THE CONFERENCE OF*
2 *THE MAJORITY AND THE CONFERENCE OF THE MINORITY*

3 *For Offices of the Secretaries of the Conference of the*
4 *Majority and the Conference of the Minority, \$409,000.*

5 *POLICY COMMITTEES*

6 *For salaries of the Majority Policy Committee and the*
7 *Minority Policy Committee, \$1,077,500 for each such com-*
8 *mittee, in all, \$2,155,000.*

9 *OFFICE OF THE CHAPLAIN*

10 *For Office of the Chaplain, \$260,000.*

11 *OFFICE OF THE SECRETARY*

12 *For Office of the Secretary, \$13,306,000.*

13 *OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER*

14 *For Office of the Sergeant at Arms and Doorkeeper,*
15 *\$33,037,000.*

16 *OFFICES OF THE SECRETARIES FOR THE MAJORITY AND*
17 *MINORITY*

18 *For Offices of the Secretary for the Majority and the*
19 *Secretary for the Minority, \$1,165,000.*

20 *AGENCY CONTRIBUTIONS AND RELATED EXPENSES*

21 *For agency contributions for employee benefits, as au-*
22 *thorized by law, and related expenses, \$19,208,000.*

23 *OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE*

24 *For salaries and expenses of the Office of the Legisla-*
25 *tive Counsel of the Senate, \$3,605,000.*

1 *OFFICE OF SENATE LEGAL COUNSEL*

2 *For salaries and expenses of the Office of Senate Legal*
3 *Counsel, \$966,000.*

4 *EXPENSE ALLOWANCES OF THE SECRETARY OF THE SEN-*
5 *ATE, SERGEANT AT ARMS AND DOORKEEPER OF THE*
6 *SENATE, AND SECRETARIES FOR THE MAJORITY AND*
7 *MINORITY OF THE SENATE*

8 *For expense allowances of the Secretary of the Senate,*
9 *\$3,000; Sergeant at Arms and Doorkeeper of the Senate,*
10 *\$3,000; Secretary for the Majority of the Senate, \$3,000;*
11 *Secretary for the Minority of the Senate, \$3,000; in all,*
12 *\$12,000.*

13 *CONTINGENT EXPENSES OF THE SENATE*

14 *INQUIRIES AND INVESTIGATIONS*

15 *For expenses of inquiries and investigations ordered*
16 *by the Senate, or conducted pursuant to section 134(a) of*
17 *Public Law 601, Seventy-ninth Congress, as amended, sec-*
18 *tion 112 of Public Law 96-304 and Senate Resolution 281,*
19 *agreed to March 11, 1980, \$75,600,000.*

20 *EXPENSES OF THE UNITED STATES SENATE CAUCUS ON*

21 *INTERNATIONAL NARCOTICS CONTROL*

22 *For expenses of the United States Senate Caucus on*
23 *International Narcotics Control, \$370,000.*

24 *SECRETARY OF THE SENATE*

25 *For expenses of the Office of the Secretary of the Sen-*
26 *ate, \$1,511,000.*

1 *SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE*

2 *For expenses of the Office of the Sergeant at Arms and*
3 *Doorkeeper of the Senate, \$64,400,000, of which \$7,000,000*
4 *shall remain available until September 30, 1999.*

5 *MISCELLANEOUS ITEMS*

6 *For miscellaneous items, \$7,905,000.*

7 *SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE*

8 *ACCOUNT*

9 *For Senators' Official Personnel and Office Expense*
10 *Account, \$228,600,000.*

11 *STATIONERY (REVOLVING FUND)*

12 *For stationery for the President of the Senate, \$4,500,*
13 *for officers of the Senate and the Conference of the Majority*
14 *and Conference of the Minority of the Senate, \$8,500; in*
15 *all, \$13,000.*

16 *OFFICIAL MAIL COSTS*

17 *For expenses necessary for official mail costs of the*
18 *Senate, \$300,000, to remain available until September 30,*
19 *1999.*

20 *ADMINISTRATIVE PROVISIONS*

21 *SECTION 1. (a) For fiscal year 1998, and each fiscal*
22 *year thereafter, the Secretary of the Senate is authorized*
23 *to make advance payments under a contract or other agree-*
24 *ment to provide a service or deliver an article for the United*

1 *States Government without regard to the provisions of sec-*
2 *tion 3324 of title 31, United States Code.*

3 *(b) An advance payment authorized by subsection (a)*
4 *shall be made in accordance with regulations issued by the*
5 *Committee on Rules and Administration of the Senate.*

6 *(c) The authority granted by subsection (a) shall not*
7 *take effect until regulations are issued pursuant to sub-*
8 *section (b).*

9 *SEC. 2. (a) Upon the written request of the Majority*
10 *or Minority Whip of the Senate, the Secretary of the Senate*
11 *shall transfer during any fiscal year, from the appropria-*
12 *tions account appropriated under the headings "Salaries,*
13 *Officers and Employees" and "Offices of the Majority and*
14 *Minority Whips", such amount as either whip shall specify*
15 *to the appropriations account, within the contingent fund*
16 *of the Senate, "Miscellaneous Items".*

17 *(b) The Majority and Minority Whips of the Senate*
18 *are each authorized to incur such expenses as may be nec-*
19 *essary or appropriate. Expenses incurred by either such*
20 *whip shall be paid from the amount transferred pursuant*
21 *to subsection (a) by such whip and upon vouchers approved*
22 *by such whip.*

23 *(c) The Secretary of the Senate is authorized to ad-*
24 *vance such sums as may be necessary to defray expenses*
25 *incurred in carrying out subsections (a) and (b).*

1 *SEC. 3. (a) Effective in the case of any fiscal year*
2 *which begins on or after October 1, 1997, clause (iii) of*
3 *paragraph (3)(A) of section 506(b) of the Supplemental Ap-*
4 *propriations Act, 1973 (2 U.S.C. 58(b)) is amended to read*
5 *as follows:*

6 *“(iii) subject to subparagraph (B), in case the*
7 *Senator represents Alabama, \$182,567, Alaska,*
8 *\$251,901, Arizona, \$197,079, Arkansas, \$168,282,*
9 *California, \$468,724, Colorado, \$186,350, Connecti-*
10 *cut, \$160,903, Delaware, \$127,198, Florida, \$299,746,*
11 *Georgia, \$210,214, Hawaii, \$279,512, Idaho,*
12 *\$163,335, Illinois, \$266,248, Indiana, \$194,770,*
13 *Iowa, \$170,565, Kansas, \$168,177, Kentucky,*
14 *\$177,338, Louisiana, \$185,647, Maine, \$147,746,*
15 *Maryland, \$173,020, Massachusetts, \$195,799, Michi-*
16 *gan, \$236,459, Minnesota, \$187,702, Mississippi,*
17 *\$168,103, Missouri, \$197,941, Montana, \$161,725,*
18 *Nebraska, \$160,361, Nevada, \$171,096, New Hamp-*
19 *shire, \$142,394, New Jersey, \$206,260, New Mexico,*
20 *\$166,140, New York, \$327,955, North Carolina,*
21 *\$210,946, North Dakota, \$149,824, Ohio, \$259,452,*
22 *Oklahoma, \$181,761, Oregon, \$189,345, Pennsylvan-*
23 *ia, \$266,148, Rhode Island, \$138,582, South Caro-*
24 *lina, \$170,451, South Dakota, \$151,450, Tennessee,*
25 *\$191,954, Texas, \$348,681, Utah, \$168,632, Vermont,*

1 \$135,925, Virginia, \$193,467, Washington, \$214,694,
2 West Virginia, \$147,772, Wisconsin, \$191,569, Wyo-
3 ming, \$152,438, plus”.

4 (b) Subsection (a) of the first section of Public Law
5 100–137 (2 U.S.C. 58c) is amended by adding at the end
6 the following:

7 “(6) Effective on and after October 1, 1997, the Sen-
8 ators’ Account shall be available for the payment of franked
9 mail expenses of Senators.”.

10 (c)(1) Section 12 of Public Law 101–520 is repealed.

11 (2) The amendment made by paragraph (1) shall be
12 effective on and after October 1, 1997.

13 (d) Nothing in this section affects the authority of the
14 Committee on Rules and Administration of the Senate to
15 prescribe regulations relating to the frank by Senators and
16 officers of the Senate.

17 SEC. 4. (a) The aggregate amount authorized by Sen-
18 ate Resolution 54, agreed to February 13, 1997, is in-
19 creased—

20 (1) by \$401,635 for the period March 1, 1997,
21 through September 30, 1998, and

22 (2) by \$994,150 for the period March 1, 1998,
23 through February 28, 1999.

24 (b) This section is effective on and after October 1,
25 1997.

1 *SEC. 5. Effective on and after October 1, 1997, each*
2 *of the dollar amounts contained in the table under section*
3 *105(d)(1) of the Legislative Branch Appropriations Act,*
4 *1968 (2 U.S.C 61–1) shall be deemed to be the dollar*
5 *amounts in that table on December 31, 1995, increased by*
6 *2 percent on January 1, 1996, and by 2.3 percent on Janu-*
7 *ary 1, 1997.*

8 *SEC. 6. (a) The aggregate amount authorized by Sen-*
9 *ate Resolution 54, agreed to February 13, 1997, is in-*
10 *creased—*

11 *(1) by \$125,000 for the period March 1, 1997,*
12 *through September 30, 1998; and*

13 *(2) by \$175,000 for the period March 1, 1998,*
14 *through February 28, 1999.*

15 *(b) Funds in the account, within the contingent fund*
16 *of the Senate, available for the expenses of inquiries and*
17 *investigations shall be available for franked mail expenses*
18 *incurred by committees of the Senate the other expenses of*
19 *which are paid from that account.*

20 *(c) This section is effective for fiscal years beginning*
21 *on and after October 1, 1997.*

22 *SEC. 7. Section 1101 of Public Law 85–58 (2 U.S.C.*
23 *46a–1) is amended by adding at the end the following:*
24 *“Disbursements from the fund shall be made upon vouchers*
25 *approved by the Secretary of the Senate, or his designee.”.*

1 \$1,500 per month to the Attending Physician; (2) an allow-
2 ance of \$500 per month each to two medical officers while
3 on duty in the Attending Physician's office; (3) an allow-
4 ance of \$500 per month to one assistant and \$400 per
5 month each to not to exceed nine assistants on the basis
6 heretofore provided for such assistance; and (4) \$893,000
7 for reimbursement to the Department of the Navy for ex-
8 penses incurred for staff and equipment assigned to the Of-
9 fice of the Attending Physician, which shall be advanced
10 and credited to the applicable appropriation or appropria-
11 tions from which such salaries, allowances, and other ex-
12 penses are payable and shall be available for all the pur-
13 poses thereof, \$1,266,000, to be disbursed by the Chief Ad-
14 ministrative Officer of the House.

15 *CAPITOL POLICE BOARD*

16 *CAPITOL POLICE*

17 *SALARIES*

18 *For the Capitol Police Board for salaries of officers,*
19 *members, and employees of the Capitol Police, including*
20 *overtime, hazardous duty pay differential, clothing allow-*
21 *ance of not more than \$600 each for members required to*
22 *wear civilian attire, and Government contributions for*
23 *health, retirement, Social Security, and other applicable*
24 *employee benefits, \$73,935,000, of which \$35,507,000 is pro-*
25 *vided to the Sergeant at Arms of the House of Representa-*

1 *tives, to be disbursed by the Chief Administrative Officer*
2 *of the House, and \$38,428,000 is provided to the Sergeant*
3 *at Arms and Doorkeeper of the Senate, to be disbursed by*
4 *the Secretary of the Senate: Provided, That, of the amounts*
5 *appropriated under this heading, such amounts as may be*
6 *necessary may be transferred between the Sergeant at Arms*
7 *of the House of Representatives and the Sergeant at Arms*
8 *and Doorkeeper of the Senate, upon approval of the Com-*
9 *mittee on Appropriations of the House of Representatives*
10 *and the Committee on Appropriations of the Senate.*

11

GENERAL EXPENSES

12 *For the Capitol Police Board for necessary expenses*
13 *of the Capitol Police, including motor vehicles, communica-*
14 *tions and other equipment, security equipment and instal-*
15 *lation, uniforms, weapons, supplies, materials, training,*
16 *medical services, forensic services, stenographic services,*
17 *personal and professional services, the employee assistance*
18 *program, not more than \$2,000 for the awards program,*
19 *postage, telephone service, travel advances, relocation of in-*
20 *structor and liaison personnel for the Federal Law Enforce-*
21 *ment Training Center, and \$85 per month for extra services*
22 *performed for the Capitol Police Board by an employee of*
23 *the Sergeant at Arms of the Senate or the House of Rep-*
24 *resentatives designated by the Chairman of the Board,*
25 *\$5,401,000, to be disbursed by the Chief Administrative Of-*

1 *ficer of the House of Representatives: Provided, That, not-*
2 *withstanding any other provision of law, the cost of basic*
3 *training for the Capitol Police at the Federal Law Enforce-*
4 *ment Training Center for fiscal year 1998 shall be paid*
5 *by the Secretary of the Treasury from funds available to*
6 *the Department of the Treasury.*

7 *ADMINISTRATIVE PROVISIONS*

8 *SEC. 101. Amounts appropriated for fiscal year 1998*
9 *for the Capitol Police Board for the Capitol Police may be*
10 *transferred between the headings "SALARIES" and "GEN-*
11 *ERAL EXPENSES" upon the approval of—*

12 *(1) the Committee on Appropriations of the*
13 *House of Representatives, in the case of amounts*
14 *transferred from the appropriation provided to the*
15 *Sergeant at Arms of the House of Representatives*
16 *under the heading "SALARIES";*

17 *(2) the Committee on Appropriations of the Sen-*
18 *ate, in the case of amounts transferred from the ap-*
19 *propriation provided to the Sergeant at Arms and*
20 *Doorkeeper of the Senate under the heading "SALA-*
21 *RIES"; and*

22 *(3) the Committees on Appropriations of the*
23 *Senate and the House of Representatives, in the case*
24 *of other transfers.*

1 *SEC. 102. (a)(1) The Capitol Police Board shall estab-*
2 *lish and maintain unified schedules of rates of basic pay*
3 *for members and civilian employees of the Capitol Police*
4 *which shall apply to both Members and employees whose*
5 *appointing authority is an officer of the Senate and Mem-*
6 *bers and employees whose appointing authority is an officer*
7 *of the House of Representatives.*

8 *(2) The Capitol Police Board may, from time to time,*
9 *adjust any schedule established under paragraph (1) to the*
10 *extent that the Board determines appropriate to reflect*
11 *changes in the cost of living and to maintain pay com-*
12 *parability.*

13 *(3) A schedule established or revised under paragraph*
14 *(1) or (2) shall take effect only upon approval by the Com-*
15 *mittee on House Oversight of the House of Representatives*
16 *and the Committee on Rules and Administration of the*
17 *Senate.*

18 *(4) A schedule approved under paragraph (3) shall*
19 *have the force and effect of law.*

20 *(b)(1) The Capitol Police Board shall prescribe, by reg-*
21 *ulation, a unified leave system for members and civilian*
22 *employees of the Capitol Police which shall apply to both*
23 *Members and employees whose appointing authority is an*
24 *officer of the Senate and Members and employees whose ap-*

1 *pointing authority is an officer of the House of Representa-*
2 *tives. The leave system shall include provisions for—*

3 *(A) annual leave, based on years of service;*

4 *(B) sick leave;*

5 *(C) administrative leave;*

6 *(D) leave under the Family and Medical Leave*
7 *Act of 1993 (29 U.S.C. 2601 et seq.);*

8 *(E) leave without pay and leave with reduced*
9 *pay, including provisions relating to contribution for*
10 *benefits for any period of such leave;*

11 *(F) approval of all leave by the Chief or the des-*
12 *ignee of the Chief;*

13 *(G) the order in which categories of leave shall*
14 *be used;*

15 *(H) use, accrual, and carryover rules and limi-*
16 *tations, including rules and limitations for any pe-*
17 *riod of active duty in the Armed Forces;*

18 *(I) advance of annual leave or sick leave after a*
19 *member or civilian employee has used all such ac-*
20 *crued leave;*

21 *(J) buy back of annual leave or sick leave used*
22 *during an extended recovery period in the case of an*
23 *injury in the performance of duty;*

24 *(K) the use of accrued leave before termination*
25 *of the employment as a member or civilian employee*

1 *of the Capitol Police, with provision for lump sum*
2 *payment for unused annual leave; and*

3 *(L) a leave sharing program.*

4 *(2) The leave system under this section may not pro-*
5 *vide for the accrual of either annual or sick leave for any*
6 *period of leave without pay or leave with reduced pay.*

7 *(3) All provisions of the leave system established under*
8 *this subsection shall be subject to the approval of the Com-*
9 *mittee on House Oversight of the House of Representatives*
10 *and the Committee on Rules and Administration of the*
11 *Senate. All regulations approved under this subsection shall*
12 *have the force and effect of law.*

13 *(c)(1) Upon the approval of the Capitol Police Board,*
14 *a member or civilian employee of the Capitol Police who*
15 *is separated from service, may be paid a lump sum pay-*
16 *ment for the accrued annual leave of the member or civilian*
17 *employee.*

18 *(2) The lump sum payment under paragraph (1)—*

19 *(A) shall equal the pay the member or civilian*
20 *employee would have received had such member or*
21 *employee remained in the service until the expiration*
22 *of the period of annual leave;*

23 *(B) shall be paid from amounts appropriated to*
24 *the Capitol Police;*

1 (C) shall be based on the rate of basic pay in ef-
2 fect with respect to the member or civilian employee
3 on the last day of service of the member or civilian
4 employee;

5 (D) shall not be calculated on the basis of extend-
6 ing the period of leave described under subparagraph
7 (A) by any holiday occurring after the date of separa-
8 tion from service;

9 (E) shall be considered pay for taxation purposes
10 only; and

11 (F) shall be paid only after the Chairman of the
12 Capitol Police Board certifies the applicable period of
13 leave to the Secretary of the Senate or the Chief Ad-
14 ministrative Officer of the House of Representatives,
15 as appropriate.

16 (3) A member or civilian employee of the Capitol Po-
17 lice who enters active duty in the armed forces may—

18 (A) receive a lump sum payment for accrued an-
19 nual leave in accordance with this subsection, in ad-
20 dition to any pay or allowance payable from the
21 armed forces; or

22 (B) elect to have the leave remain to the credit
23 of such member or civilian employee until such mem-
24 ber or civilian employee returns from active duty.

1 (4) *The Capitol Police Board may prescribe regula-*
2 *tions to carry out this subsection. No lump sum payment*
3 *may be paid under this subsection until such regulations*
4 *are approved by the Committee on Rules and Administra-*
5 *tion of the Senate and the Committee on House Oversight*
6 *of the House of Representatives. All regulations approved*
7 *under this subsection shall have the force and effect of law.*

8 (d) *Nothing in this section shall be construed to effect*
9 *the appointing authority of any officer of the Senate or the*
10 *House of Representatives.*

11 *CAPITOL GUIDE SERVICE AND SPECIAL SERVICES OFFICE*

12 *For salaries and expenses of the Capitol Guide Service*
13 *and Special Services Office, \$1,991,000, to be disbursed by*
14 *the Secretary of the Senate: Provided, That no part of such*
15 *amount may be used to employ more than forty individuals:*
16 *Provided further, That the Capitol Guide Board is author-*
17 *ized, during emergencies, to employ not more than two ad-*
18 *ditional individuals for not more than one hundred twenty*
19 *days each, and not more than ten additional individuals*
20 *for not more than six months each, for the Capitol Guide*
21 *Service.*

22 *STATEMENTS OF APPROPRIATIONS*

23 *For the preparation, under the direction of the Com-*
24 *mittees on Appropriations of the Senate and the House of*
25 *Representatives, of the statements for the first session of the*

1 *One Hundred Fifth Congress, showing appropriations*
2 *made, indefinite appropriations, and contracts authorized,*
3 *together with a chronological history of the regular appro-*
4 *priations bills as required by law, \$30,000, to be paid to*
5 *the persons designated by the chairmen of such committees*
6 *to supervise the work.*

7 **OFFICE OF COMPLIANCE**

8 **SALARIES AND EXPENSES**

9 *For salaries and expenses of the Office of Compliance,*
10 *as authorized by section 305 of the Congressional Account-*
11 *ability Act of 1995 (2 U.S.C. 1385), \$2,600,000.*

12 **CONGRESSIONAL BUDGET OFFICE**

13 **SALARIES AND EXPENSES**

14 *For salaries and expenses necessary to carry out the*
15 *provisions of the Congressional Budget Act of 1974 (Public*
16 *Law 93-344), including not more than \$2,500 to be ex-*
17 *pendent on the certification of the Director of the Congres-*
18 *sional Budget Office in connection with official representa-*
19 *tion and reception expenses, \$24,995,000: Provided, That*
20 *no part of such amount may be used for the purchase or*
21 *hire of a passenger motor vehicle.*

1 *ARCHITECT OF THE CAPITOL*2 *CAPITOL BUILDINGS AND GROUNDS*3 *CAPITOL BUILDINGS*4 *SALARIES AND EXPENSES*

5 *For salaries for the Architect of the Capitol, the Assist-*
6 *ant Architect of the Capitol, and other personal services,*
7 *at rates of pay provided by law; for surveys and studies*
8 *in connection with activities under the care of the Architect*
9 *of the Capitol; for all necessary expenses for the mainte-*
10 *nance, care and operation of the Capitol and electrical sub-*
11 *stations of the Senate and House office buildings under the*
12 *jurisdiction of the Architect of the Capitol, including fur-*
13 *nishings and office equipment; including not more than*
14 *\$1,000 for official reception and representation expenses, to*
15 *be expended as the Architect of the Capitol may approve;*
16 *purchase or exchange, maintenance and operation of a pas-*
17 *senger motor vehicle; and not to exceed \$20,000 for attend-*
18 *ance, when specifically authorized by the Architect of the*
19 *Capitol, at meetings or conventions in connection with sub-*
20 *jects related to work under the Architect of the Capitol,*
21 *\$39,554,000, of which \$7,500,000 shall remain available*
22 *until expended.*

23 *CAPITOL GROUNDS*

24 *For all necessary expenses for care and improvement*
25 *of grounds surrounding the Capitol, the Senate and House*

1 *office buildings, and the Capitol Power Plant, \$6,203,000,*
2 *of which \$745,000 shall remain available until expended.*

3 **(2)**Page 20, strike out all after line 20 over to and includ-
4 ing the matter following line 14 on page 38 and insert:

5 *SENATE OFFICE BUILDINGS*

6 *For all necessary expenses for maintenance, care and*
7 *operation of Senate Office Buildings; and furniture and*
8 *furnishings to be expended under the control and super-*
9 *vision of the Architect of the Capitol, \$50,922,000, of which*
10 *\$13,200,000 shall remain available until expended: Pro-*
11 *vided, That appropriations under this heading for manage-*
12 *ment personnel and miscellaneous restaurant expenses here-*
13 *after shall be transferred at the beginning of each fiscal year*
14 *to the special deposit account in the United States Treasury*
15 *established under Public Law 87-82, approved July 6,*
16 *1961, as amended (40 U.S.C. 174j-4), and effective October*
17 *1, 1997, all management personnel of the Senate Res-*
18 *taurant facilities shall be paid from the special deposit ac-*
19 *count. Management personnel transferred hereunder shall be*
20 *paid at the same rates of pay applicable immediately prior*
21 *to the date of transfer, and annual and sick leave balances*
22 *shall be credited to leave accounts of such personnel in the*
23 *Senate Restaurants.*

CAPITOL POWER PLANT

1
2 *For all necessary expenses for the maintenance, care*
3 *and operation of the Capitol Power Plant; lighting, heating,*
4 *power (including the purchase of electrical energy) and*
5 *water and sewer services for the Capitol, Senate and House*
6 *office buildings, Library of Congress buildings, and the*
7 *grounds about the same, Botanic Garden, Senate garage,*
8 *and air conditioning refrigeration not supplied from plants*
9 *in any of such buildings; heating the Government Printing*
10 *Office and Washington City Post Office, and heating and*
11 *chilled water for air conditioning for the Supreme Court*
12 *Building, Union Station complex, Thurgood Marshall Fed-*
13 *eral Judiciary Building and the Folger Shakespeare Li-*
14 *brary, expenses for which shall be advanced or reimbursed*
15 *upon request of the Architect of the Capitol and amounts*
16 *so received shall be deposited into the Treasury to the credit*
17 *of this appropriation, \$33,645,000, of which \$1,650,000*
18 *shall remain available until expended: Provided, That not*
19 *more than \$4,000,000 of the funds credited or to be reim-*
20 *bursed to this appropriation as herein provided shall be*
21 *available for obligation during fiscal year 1998.*

1 *LIBRARY OF CONGRESS*2 *CONGRESSIONAL RESEARCH SERVICE*3 *SALARIES AND EXPENSES*

4 *For necessary expenses to carry out the provisions of*
5 *section 203 of the Legislative Reorganization Act of 1946*
6 *(2 U.S.C. 166) and to revise and extend the Annotated Con-*
7 *stitution of the United States of America, \$65,134,000: Pro-*
8 *vided, That no part of such amount may be used to pay*
9 *any salary or expense in connection with any publication,*
10 *or preparation of material therefor (except the Digest of*
11 *Public General Bills), to be issued by the Library of Con-*
12 *gress unless such publication has obtained prior approval*
13 *of either the Committee on House Oversight of the House*
14 *of Representatives or the Committee on Rules and Adminis-*
15 *tration of the Senate: Provided further, That, notwithstand-*
16 *ing any other provision of law, the compensation of the Di-*
17 *rector of the Congressional Research Service, Library of*
18 *Congress, shall be at an annual rate which is equal to the*
19 *annual rate of basic pay for positions at level IV of the*
20 *Executive Schedule under section 5315 of title 5, United*
21 *States Code.*

22 *GOVERNMENT PRINTING OFFICE*23 *CONGRESSIONAL PRINTING AND BINDING*

24 *For authorized printing and binding for the Congress*
25 *and the distribution of Congressional information in any*

1 *format; printing and binding for the Architect of the Cap-*
2 *itol; expenses necessary for preparing the semimonthly and*
3 *session index to the Congressional Record, as authorized by*
4 *law (44 U.S.C. 902); printing and binding of Government*
5 *publications authorized by law to be distributed to Members*
6 *of Congress; and printing, binding, and distribution of Gov-*
7 *ernment publications authorized by law to be distributed*
8 *without charge to the recipient, \$82,269,000: Provided,*
9 *That this appropriation shall not be available for paper*
10 *copies of the permanent edition of the Congressional Record*
11 *for individual Representatives, Resident Commissioners or*
12 *Delegates authorized under 44 U.S.C. 906: Provided further,*
13 *That none of the funds appropriated or made available*
14 *under this Act may be expended for printing and binding*
15 *and related services provided to Congress under chapter 7*
16 *of title 44, United States Code, unless such printing and*
17 *binding and related services are provided during fiscal year*
18 *1998 and the billing of such printing and binding and re-*
19 *lated services occurs not later than December 31, 1998.*

20 *This title may be cited as the “Congressional Oper-*
21 *ations Appropriations Act, 1998”.*

1 *TITLE II—OTHER AGENCIES*2 *BOTANIC GARDEN*3 *SALARIES AND EXPENSES*

4 *For all necessary expenses for the maintenance, care*
5 *and operation of the Botanic Garden and the nurseries,*
6 *buildings, grounds, and collections; and purchase and ex-*
7 *change, maintenance, repair, and operation of a passenger*
8 *motor vehicle; all under the direction of the Joint Commit-*
9 *tee on the Library, \$3,228,000.*

10 *LIBRARY OF CONGRESS*11 *SALARIES AND EXPENSES*

12 *For necessary expenses of the Library of Congress not*
13 *otherwise provided for, including development and mainte-*
14 *nance of the Union Catalogs; custody and custodial care*
15 *of the Library buildings; special clothing; cleaning, laun-*
16 *dering and repair of uniforms; preservation of motion pic-*
17 *tures in the custody of the Library; operation and mainte-*
18 *nance of the American Folklife Center in the Library; prep-*
19 *aration and distribution of catalog records and other publi-*
20 *cations of the Library; hire or purchase of one passenger*
21 *motor vehicle; and expenses of the Library of Congress Trust*
22 *Fund Board not properly chargeable to the income of any*
23 *trust fund held by the Board, \$229,904,000, of which not*
24 *more than \$7,869,000 shall be derived from collections cred-*
25 *ited to this appropriation during fiscal year 1998, and*

1 *shall remain available until expended, under the Act of*
2 *June 28, 1902 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150):*
3 *Provided, That the Library of Congress may not obligate*
4 *or expend any funds derived from collections under the Act*
5 *of June 28, 1902, in excess of the amount authorized for*
6 *obligation or expenditure in appropriations Acts: Provided*
7 *further, That the total amount available for obligation shall*
8 *be reduced by the amount by which collections are less than*
9 *the \$7,869,000: Provided further, That of the total amount*
10 *appropriated, \$9,619,000 is to remain available until ex-*
11 *pended for acquisition of books, periodicals, newspapers,*
12 *and all other materials including subscriptions for biblio-*
13 *graphic services for the Library, including \$40,000 to be*
14 *available solely for the purchase, when specifically approved*
15 *by the Librarian, of special and unique materials for addi-*
16 *tions to the collections: Provided further, That of the total*
17 *amount appropriated, \$5,584,000 is to remain available*
18 *until expended for the acquisition and partial support for*
19 *implementation of an integrated library system (ILS).*

20 *COPYRIGHT OFFICE*

21 *SALARIES AND EXPENSES*

22 *For necessary expenses of the Copyright Office, includ-*
23 *ing publication of the decisions of the United States courts*
24 *involving copyrights, \$34,567,000, of which not more than*
25 *\$17,340,000 shall be derived from collections credited to this*

1 *appropriation during fiscal year 1998 under 17 U.S.C.*
2 *708(d), and not more than \$5,086,000 shall be derived from*
3 *collections during fiscal year 1998 under 17 U.S.C.*
4 *111(d)(2), 119(b)(2), 802(h), and 1005: Provided, That the*
5 *total amount available for obligation shall be reduced by*
6 *the amount by which collections are less than \$22,426,000:*
7 *Provided further, That not more than \$100,000 of the*
8 *amount appropriated is available for the maintenance of*
9 *an “International Copyright Institute” in the Copyright*
10 *Office of the Library of Congress for the purpose of training*
11 *nationals of developing countries in intellectual property*
12 *laws and policies: Provided further, That not more than*
13 *\$2,250 may be expended, on the certification of the Librar-*
14 *ian of Congress, in connection with official representation*
15 *and reception expenses for activities of the International*
16 *Copyright Institute.*

17 *BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED*
18 *SALARIES AND EXPENSES*

19 *For salaries and expenses to carry out the Act of March*
20 *3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a),*
21 *\$47,870,000, of which \$14,194,000 shall remain available*
22 *until expended.*

1 *FURNITURE AND FURNISHINGS*

2 *For necessary expenses for the purchase, installation,*
3 *and repair of furniture, furnishings, office and library*
4 *equipment, \$4,178,000.*

5 *ADMINISTRATIVE PROVISIONS*

6 *SEC. 201. Appropriations in this Act available to the*
7 *Library of Congress shall be available, in an amount of not*
8 *more than \$194,290, of which \$58,100 is for the Congres-*
9 *sional Research Service, when specifically authorized by the*
10 *Librarian, for attendance at meetings concerned with the*
11 *function or activity for which the appropriation is made.*

12 *SEC. 202. (a) No part of the funds appropriated in*
13 *this Act shall be used by the Library of Congress to admin-*
14 *ister any flexible or compressed work schedule which—*

15 *(1) applies to any manager or supervisor in a*
16 *position the grade or level of which is equal to or*
17 *higher than GS-15; and*

18 *(2) grants such manager or supervisor the right*
19 *to not be at work for all or a portion of a workday*
20 *because of time worked by the manager or supervisor*
21 *on another workday.*

22 *(b) For purposes of this section, the term “manager*
23 *or supervisor” means any management official or super-*
24 *visor, as such terms are defined in section 7103(a) (10) and*
25 *(11) of title 5, United States Code.*

1 *SEC. 203. Appropriated funds received by the Library*
2 *of Congress from other Federal agencies to cover general and*
3 *administrative overhead costs generated by performing re-*
4 *imbursable work for other agencies under the authority of*
5 *31 U.S.C. 1535 and 1536 shall not be used to employ more*
6 *than 65 employees and may be expended or obligated—*

7 *(1) in the case of a reimbursement, only to such*
8 *extent or in such amounts as are provided in appro-*
9 *priations Acts; or*

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

11 *(A) to pay for such general or administra-*
12 *tive overhead costs as are attributable to the*
13 *work performed for such agency; or*

14 *(B) to such extent or in such amounts as*
15 *are provided in appropriations Acts, with re-*
16 *spect to any purpose not allowable under sub-*
17 *paragraph (A).*

18 *SEC. 204. Of the amounts appropriated to the Library*
19 *of Congress in this Act, not more than \$5,000 may be ex-*
20 *pended, on the certification of the Librarian of Congress,*
21 *in connection with official representation and reception ex-*
22 *penses for the incentive awards program.*

23 *SEC. 205. Of the amount appropriated to the Library*
24 *of Congress in this Act, not more than \$12,000 may be ex-*
25 *pended, on the certification of the Librarian of Congress,*

1 *in connection with official representation and reception ex-*
2 *penses for the Overseas Field Offices.*

3 *SEC. 206. (a) For fiscal year 1998, the obligational*
4 *authority of the Library of Congress for the activities de-*
5 *scribed in subsection (b) may not exceed \$100,490,000.*

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

10 *SEC. 207. (a) ESTABLISHMENT.—Effective October 1,*
11 *1997, there is established in the Treasury of the United*
12 *States a revolving fund to be known as the Cooperative Ac-*
13 *quisitions Program Revolving Fund (in this section referred*
14 *to as the “revolving fund”). Moneys in the revolving fund*
15 *shall be available to the Librarian of Congress, without fis-*
16 *cal year limitation, for financing the cooperative acquisi-*
17 *tions program (in this section referred to as the “program”)*
18 *under which the Library acquires foreign publications and*
19 *research materials on behalf of participating institutions*
20 *on a cost-recovery basis. Obligations under the revolving*
21 *fund are limited to amounts specified in the appropriations*
22 *Act for that purpose for any fiscal year.*

23 *(b) AMOUNTS DEPOSITED.—The revolving fund shall*
24 *consist of—*

1 (1) *any amounts appropriated by law for the*
2 *purposes of the revolving fund;*

3 (2) *any amounts held by the Librarian as of Oc-*
4 *tober 1, 1997 or the date of enactment, whichever is*
5 *later, that were collected as payment for the Library's*
6 *indirect costs of the program; and*

7 (3) *the difference between (A) the total value of*
8 *the supplies, equipment, gift fund balances, and other*
9 *assets of the program, and (B) the total value of the*
10 *liabilities (including unfunded liabilities such as the*
11 *value of accrued annual leave of employees) of the*
12 *program.*

13 (c) *CREDITS TO THE REVOLVING FUND.—The revolv-*
14 *ing fund shall be credited with all advances and amounts*
15 *received as payment for purchases under the program and*
16 *services and supplies furnished to program participants, at*
17 *rates estimated by the Librarian to be adequate to recover*
18 *the full direct and indirect costs of the program to the Li-*
19 *brary over a reasonable period of time.*

20 (d) *UNOBLIGATED BALANCES.—Any unobligated and*
21 *unexpended balances in the revolving fund that the Librar-*
22 *ian determines to be in excess of amounts needed for activi-*
23 *ties financed by the revolving fund, shall be deposited in*
24 *the Treasury of the United States as miscellaneous receipts.*
25 *Amounts needed for activities financed by the revolving*

1 *fund means the direct and indirect costs of the program,*
2 *including the costs of purchasing, shipping, binding of*
3 *books and other library materials; supplies, materials,*
4 *equipment and services needed in support of the program;*
5 *salaries and benefits; general overhead; and travel.*

6 (e) *ANNUAL REPORT.*—*Not later than March 31 of*
7 *each year, the Librarian of Congress shall prepare and sub-*
8 *mit to Congress an audited financial statement for the re-*
9 *volving fund for the preceding fiscal year. The audit shall*
10 *be conducted in accordance with Government Auditing*
11 *Standards for financial audits issued by the Comptroller*
12 *General of the United States.*

13 *SEC. 208. AUTHORITY OF THE BOARD TO INVEST GIFT*
14 *FUNDS.*—*Section 4 of the Act entitled “An Act to create*
15 *a Library of Congress Trust Fund Board, and for other*
16 *purposes”, approved March 3, 1925 (2 U.S.C. 160), is*
17 *amended by adding at the end the following new undesig-*
18 *nated paragraph:*

19 “*Upon agreement by the Librarian of Congress and*
20 *the board, a gift or bequest accepted by the Librarian under*
21 *the first paragraph of this section may be invested or rein-*
22 *vested in the same manner as provided for trust funds*
23 *under the second paragraph of section 2.”*

1 *ARCHITECT OF THE CAPITOL*2 *LIBRARY BUILDINGS AND GROUNDS*3 *STRUCTURAL AND MECHANICAL CARE*

4 *For all necessary expenses for the mechanical and*
5 *structural maintenance, care and operation of the Library*
6 *buildings and grounds, \$14,699,000, of which \$3,910,000*
7 *shall remain available until expended.*

8 *GOVERNMENT PRINTING OFFICE*9 *OFFICE OF SUPERINTENDENT OF DOCUMENTS*10 *SALARIES AND EXPENSES*

11 *For expenses of the Office of Superintendent of Docu-*
12 *ments necessary to provide for the cataloging and indexing*
13 *of Government publications and their distribution to the*
14 *public, Members of Congress, other Government agencies,*
15 *and designated depository and international exchange li-*
16 *braries as authorized by law, \$29,077,000: Provided, That*
17 *travel expenses, including travel expenses of the Depository*
18 *Library Council to the Public Printer, shall not exceed*
19 *\$150,000: Provided further, That amounts of not more than*
20 *\$2,000,000, from current year appropriations are author-*
21 *ized for producing and disseminating Congressional serial*
22 *sets and other related publications for 1996 and 1997 to*
23 *depository and other designated libraries.*

1 *GOVERNMENT PRINTING OFFICE REVOLVING FUND*

2 *The Government Printing Office is hereby authorized*
3 *to make such expenditures, within the limits of funds avail-*
4 *able and in accord with the law, and to make such contracts*
5 *and commitments without regard to fiscal year limitations*
6 *as provided by section 9104 of title 31, United States Code,*
7 *as may be necessary in carrying out the programs and pur-*
8 *poses set forth in the budget for the current fiscal year for*
9 *the Government Printing Office revolving fund: Provided,*
10 *That not more than \$2,500 may be expended on the certifi-*
11 *cation of the Public Printer in connection with official rep-*
12 *resentation and reception expenses: Provided further, That*
13 *the revolving fund shall be available for the hire or purchase*
14 *of not more than twelve passenger motor vehicles: Provided*
15 *further, That expenditures in connection with travel ex-*
16 *penses of the advisory councils to the Public Printer shall*
17 *be deemed necessary to carry out the provisions of title 44,*
18 *United States Code: Provided further, That the revolving*
19 *fund shall be available for temporary or intermittent serv-*
20 *ices under section 3109(b) of title 5, United States Code,*
21 *but at rates for individuals not more than the daily equiva-*
22 *lent of the annual rate of basic pay for level V of the Execu-*
23 *tive Schedule under section 5316 of such title: Provided fur-*
24 *ther, That the revolving fund and the funds provided under*
25 *the headings "OFFICE OF SUPERINTENDENT OF DOCU-*

1 *MENTS” and “SALARIES AND EXPENSES” together may not*
2 *be available for the full-time equivalent employment of more*
3 *than 3,550 workyears by the end of fiscal year 1998: Pro-*
4 *vided further, That activities financed through the revolving*
5 *fund may provide information in any format: Provided fur-*
6 *ther, That the revolving fund shall not be used to administer*
7 *any flexible or compressed work schedule which applies to*
8 *any manager or supervisor in a position the grade or level*
9 *of which is equal to or higher than GS-15: Provided further,*
10 *That expenses for attendance at meetings shall not exceed*
11 *\$75,000: Provided further, That, \$1,500,000 may be ex-*
12 *pended on the certification of the Public Printer, for reim-*
13 *bursement to the General Accounting Office, for a manage-*
14 *ment audit.*

15 *GENERAL ACCOUNTING OFFICE*

16 *SALARIES AND EXPENSES*

17 *For necessary expenses of the General Accounting Of-*
18 *fice, including not more than \$7,000 to be expended on the*
19 *certification of the Comptroller General of the United States*
20 *in connection with official representation and reception ex-*
21 *penses; temporary or intermittent services under section*
22 *3109(b) of title 5, United States Code, but at rates for indi-*
23 *viduals not more than the daily equivalent of the annual*
24 *rate of basic pay for level IV of the Executive Schedule*
25 *under section 5315 of such title; hire of one passenger motor*

1 *vehicle; advance payments in foreign countries in accord-*
2 *ance with 31 U.S.C. 3324; benefits comparable to those pay-*
3 *able under sections 901(5), 901(6) and 901(8) of the For-*
4 *ign Service Act of 1980 (22 U.S.C. 4081(5), 4081(6) and*
5 *4081(8)); and under regulations prescribed by the Comp-*
6 *troller General of the United States, rental of living quar-*
7 *ters in foreign countries; \$346,751,000: Provided, That not*
8 *more than \$1,000,000 of reimbursements received incident*
9 *to the operation of the General Accounting Office Building*
10 *shall be available for use in fiscal year 1998: Provided fur-*
11 *ther, That an additional amount of \$4,404,000 shall be*
12 *available by transfer from funds previously deposited in the*
13 *special account established pursuant to 31 U.S.C. 782: Pro-*
14 *vided further, That notwithstanding 31 U.S.C. 9105 here-*
15 *after amounts reimbursed to the Comptroller General pur-*
16 *suant to that section shall be deposited to the appropriation*
17 *of the General Accounting Office then available and remain*
18 *available until expended, and not more than \$2,000,000 of*
19 *such funds shall be available for use in fiscal year 1998:*
20 *Provided further, That this appropriation and appropria-*
21 *tions for administrative expenses of any other department*
22 *or agency which is a member of the Joint Financial Man-*
23 *agement Improvement Program (JFMIP) shall be available*
24 *to finance an appropriate share of JFMIP costs as deter-*
25 *mined by the JFMIP, including the salary of the Executive*

1 *Director and secretarial support: Provided further, That*
2 *this appropriation and appropriations for administrative*
3 *expenses of any other department or agency which is a*
4 *member of the National Intergovernmental Audit Forum or*
5 *a Regional Intergovernmental Audit Forum shall be avail-*
6 *able to finance an appropriate share of either Forum's costs*
7 *as determined by the respective Forum, including necessary*
8 *travel expenses of non-Federal participants. Payments here-*
9 *under to either the Forum or the JFMIP may be credited*
10 *as reimbursements to any appropriation from which costs*
11 *involved are initially financed: Provided further, That this*
12 *appropriation and appropriations for administrative ex-*
13 *penses of any other department or agency which is a mem-*
14 *ber of the American Consortium on International Public*
15 *Administration (ACIPA) shall be available to finance an*
16 *appropriate share of ACIPA costs as determined by the*
17 *ACIPA, including any expenses attributable to membership*
18 *of ACIPA in the International Institute of Administrative*
19 *Sciences: Provided further, That \$500,000 shall be available*
20 *only for expenditure on studies and assessments, to be car-*
21 *ried out by not-for-profit scientific, technological, or edu-*
22 *cational institutions, of the matters described in section*
23 *472(c) of title 2, United States Code: Provided further, That*
24 *topics for studies and assessments under the previous pro-*
25 *viso, and the institutions designated to carry out the studies*

1 *and assessments, shall be selected by the voting members of*
2 *the Technology Assessment Board under section 473 of title*
3 *2, United States Code, from among topics requested pursu-*
4 *ant to paragraphs (1) or (2) of section 472(d) of such title.*

5 *TITLE III—GENERAL PROVISIONS*

6 *SEC. 301. No part of the funds appropriated in this*
7 *Act shall be used for the maintenance or care of private*
8 *vehicles, except for emergency assistance and cleaning as*
9 *may be provided under regulations relating to parking fa-*
10 *cilities for the House of Representatives issued by the Com-*
11 *mittee on House Oversight and for the Senate issued by the*
12 *Committee on Rules and Administration.*

13 *SEC. 302. No part of the funds appropriated in this*
14 *Act shall remain available for obligation beyond fiscal year*
15 *1997 unless expressly so provided in this Act.*

16 *SEC. 303. Whenever in this Act any office or position*
17 *not specifically established by the Legislative Pay Act of*
18 *1929 is appropriated for or the rate of compensation or des-*
19 *ignation of any office or position appropriated for is dif-*
20 *ferent from that specifically established by such Act, the rate*
21 *of compensation and the designation in this Act shall be*
22 *the permanent law with respect thereto: Provided, That the*
23 *provisions in this Act for the various items of official ex-*
24 *penses of Members, officers, and committees of the Senate*
25 *and House of Representatives, and clerk hire for Senators*

1 *and Members of the House of Representatives shall be the*
2 *permanent law with respect thereto.*

3 *SEC. 304. The expenditure of any appropriation under*
4 *this Act for any consulting service through procurement*
5 *contract, pursuant to 5 U.S.C. 3109, shall be limited to*
6 *those contracts where such expenditures are a matter of pub-*
7 *lic record and available for public inspection, except where*
8 *otherwise provided under existing law, or under existing*
9 *Executive order issued pursuant to existing law.*

10 *SEC. 305. Such sums as may be necessary are appro-*
11 *priated to the account described in subsection (a) of section*
12 *415 of Public Law 104–1 to pay awards and settlements*
13 *as authorized under such subsection.*

14 *SEC. 306. Section 316 of Public Law 101–302 is*
15 *amended in the first sentence of subsection (a) by striking*
16 *“1997” and inserting “1998”.*

17 *SEC. 307. The Government Printing Office shall be*
18 *considered an agency for the purposes of the election in sec-*
19 *tion 801(b)(2)(B) of the National Energy Conservation Pol-*
20 *icy Act and the Public Printer shall be considered the head*
21 *of the agency for purposes of subsection (b)(2)(C) of such*
22 *section.*

23 *SEC. 308. RESIDENCE OF MEMBERS OF CONGRESS.—*
24 *Section 113 of title 4, United States Code, is amended—*

1 (1) *in the section heading by striking “for State*
2 *income tax laws”*; and

3 (2) *by striking subsection (b) and inserting the*
4 *following new subsections:*

5 “(b) *Notwithstanding any other provision of law, a*
6 *Member of Congress and the Member’s spouse, dependents,*
7 *and staff shall be treated as permanent residents and domi-*
8 *ciliaries of the State or district which the Member rep-*
9 *resents, notwithstanding that the Member and the Member’s*
10 *spouse, dependents, and staff may be absent from, or may*
11 *maintain a place of abode outside of, such State. A Member*
12 *of Congress and the Member’s spouse, dependents, and staff*
13 *shall be entitled to the same rights, privileges, immunities,*
14 *and benefits and shall be subject to the same responsibilities,*
15 *taxation, and liabilities as other residents and domiciliaries*
16 *who physically reside in such State, including maintaining*
17 *a State driver’s license, registering vehicles in such State*
18 *(without regard to whether such vehicle is physically located*
19 *in such State), registering to vote in such State, and quali-*
20 *fying for benefits, loans, or other programs that such State*
21 *may make available to other residents and domiciliaries*
22 *who physically reside in such State.*

23 “(c) *For the purposes of this section—*

24 “(1) *the term ‘Member of Congress’ includes the*
25 *delegates from the District of Columbia, Guam, and*

1 *the Virgin Islands, and the Resident Commissioner*
2 *from Puerto Rico;*

3 “(2) *the term ‘State’ includes the District of Co-*
4 *lumbia; and*

5 “(3) *the term ‘dependents’ includes any person—*

6 “(A) *who derives his or her support from a*
7 *Member of Congress; and*

8 “(B)(i) *is a child of such Member who is*
9 *age 23 or younger; or*

10 “(ii) *is a ward of such Member; and*

11 “(4) *the term ‘staff’ means any person who—*

12 “(A) *is in the employ of the Member of Con-*
13 *gress for the purpose of assisting the Member in*
14 *the performance of official duties; and*

15 “(B) *was resident and domiciliary of the*
16 *State or district which the Member represents*
17 *when such person entered the employ of the*
18 *Member.*

19 “(d) *This section shall not apply to any spouse, de-*
20 *pendent, or staff of a Member of Congress who claims resi-*
21 *dency or a domicile in a State other than the State which*
22 *the Member represents or in which the Member’s district*
23 *is located.”.*

1 (b) *The chapter analysis for chapter 4 of title 4, United*
2 *States Code, is amended in the item for section 113 by*
3 *striking “for State income tax laws”.*

4 *SEC. 309. (a) SEVERANCE PAY.—Section 5595 of title*
5 *5, United States Code, is amended—*

6 (1) *in subsection (a)(1)—*

7 (A) *in subparagraph (D) by striking “and”*
8 *after the semicolon; and*

9 (B) *by adding after subparagraph (E) the*
10 *following new subparagraph:*

11 *“(F) the Office of the Architect of the Cap-*
12 *itol, but only with respect to the United States*
13 *Senate Restaurants; and”;*

14 (2) *in subsection (a)(2)—*

15 (A) *in clause (vii) by striking “or” after the*
16 *semicolon;*

17 (B) *by redesignating clause (viii) as clause*
18 *(ix) and inserting after clause (vii) the following:*

19 *“(viii) an employee of the United*
20 *States Senate Restaurants of the Office of*
21 *the Architect of the Capitol, who is em-*
22 *ployed on a temporary when actually em-*
23 *ployed basis; or”;* and

24 (3) *in subsection (b) by adding at the end the*
25 *following: “The Architect of the Capitol may prescribe*

1 *regulations to effect the application and operation of*
2 *this section to the agency specified in subsection*
3 *(a)(1)(F) of this section.”.*

4 *(b) EARLY RETIREMENT.—(1) This subsection applies*
5 *to an employee of the United States Senate Restaurants of*
6 *the Office of the Architect of the Capitol who—*

7 *(A) voluntarily separates from service on or after*
8 *the date of enactment of this Act and before October*
9 *1, 1999; and*

10 *(B) on such date of separation—*

11 *(i) has completed 25 years of service as de-*
12 *finied under section 8331(12) or 8401(26) of title*
13 *5, United States Code; or*

14 *(ii) has completed 20 years of such service*
15 *and is at least 50 years of age.*

16 *(2) Notwithstanding any provision of chapter 83 or*
17 *84 of title 5, United States Code, an employee described*
18 *under paragraph (1) is entitled to an annuity which shall*
19 *be computed consistent with the provisions of law applicable*
20 *to annuities under section 8336(d) or 8414(b) of title 5,*
21 *United States Code.*

22 *(c) VOLUNTARY SEPARATION INCENTIVE PAYMENTS.—*

23 *(1) In this subsection, the term “employee” means an em-*
24 *ployee of the United States Senate Restaurants of the Office*
25 *of the Architect of the Capitol, serving without limitation,*

1 *who has been currently employed for a continuous period*
2 *of at least 12 months, except that such term shall not in-*
3 *clude—*

4 *(A) a reemployed annuitant under subchapter*
5 *III of chapter 83 or chapter 84 of title 5, United*
6 *States Code, or another retirement system for employ-*
7 *ees of the Government;*

8 *(B) an employee having a disability on the basis*
9 *of which such employee is or would be eligible for dis-*
10 *ability retirement under any of the retirement sys-*
11 *tems referred to in subparagraph (A); or*

12 *(C) an employee who is employed on a tem-*
13 *porary when actually employed basis.*

14 *(2) Notwithstanding any other provision of law, in*
15 *order to avoid or minimize the need for involuntary separa-*
16 *tions due to a reduction in force, reorganization, transfer*
17 *of function, or other similar action affecting the agency, the*
18 *Architect of the Capitol shall establish a program under*
19 *which voluntary separation incentive payments may be of-*
20 *fered to encourage not more than 50 eligible employees to*
21 *separate from service voluntarily (whether by retirement or*
22 *resignation) during the period beginning on the date of the*
23 *enactment of this Act through September 30, 1999.*

24 *(3) Such voluntary separation incentive payments*
25 *shall be paid in accordance with the provisions of section*

1 5597(d) of title 5, United States Code. Any such payment
2 shall not be a basis of payment, and shall not be included
3 in the computation, of any other type of Government bene-
4 fit.

5 (4)(A) Subject to subparagraph (B), an employee who
6 has received a voluntary separation incentive payment
7 under this section and accepts employment with the Govern-
8 ment of the United States within 5 years after the date of
9 the separation on which the payment is based shall be re-
10 quired to repay the entire amount of the incentive payment
11 to the agency that paid the incentive payment.

12 (B)(i) If the employment is with an Executive agency
13 (as defined by section 105 of title 5, United State Code),
14 the Director of the Office of Personnel Management may,
15 at the request of the head of the agency, waive the repay-
16 ment if the individual involved possesses unique abilities
17 and is the only qualified applicant available for the posi-
18 tion.

19 (ii) If the employment is with an entity in the legisla-
20 tive branch, the head of the entity or the appointing official
21 may waive the repayment if the individual involved pos-
22 sesses unique abilities and is the only qualified applicant
23 available for the position.

24 (iii) If the employment is with the judicial branch, the
25 Director of the Administrative Office of the United States

1 *Courts may waive the repayment if the individual involved*
2 *possesses unique abilities and is the only qualified appli-*
3 *cant available for the position.*

4 *(C) For purposes of subparagraph (A) (but not sub-*
5 *paragraph (B)), the term “employment” includes employ-*
6 *ment under a personal services contract with the United*
7 *States.*

8 *(5) The Architect of the Capitol may prescribe regula-*
9 *tions to carry out this subsection.*

10 *(d) COMPETITIVE SERVICE TREATMENT FOR CERTAIN*
11 *EMPLOYEES.—(1) This subsection applies to any employee*
12 *of the United States Senate Restaurants of the Office of the*
13 *Architect of the Capitol who—*

14 *(A) is involuntarily separated from service on or*
15 *after the date of the enactment of this Act and before*
16 *October 1, 1999 (except by removal for cause on*
17 *charges of misconduct or delinquency); and*

18 *(B) has performed any period of service em-*
19 *ployed in the Office of the Architect of the Capitol*
20 *(including the United States Senate Restaurants) in*
21 *a position in the excepted service as defined under*
22 *section 2103 of title 5, United States Code.*

23 *(2) For purposes of applying for employment for any*
24 *position in the executive branch (including for purposes of*
25 *the administration of chapter 33 of title 5, United States*

1 Code, with respect to such employment application), any
2 period of service described under paragraph (1)(B) of this
3 subsection shall be deemed a period of service in the com-
4 petitive service as defined under section 2102 of title 5,
5 United States Code.

6 (3) This subsection shall—

7 (A) take effect on the date of enactment of this
8 Act; and

9 (B) apply only to an employment application
10 submitted by an employee during the 2-year period
11 beginning on the date of such employee's separation
12 from service described under paragraph (1)(A).

13 (e) *RETRAINING, JOB PLACEMENT, AND COUNSELING*
14 *SERVICES.*—(1) In this subsection, the term “employee”—

15 (A) means an employee of the United States Sen-
16 ate Restaurants of the Office of the Architect of the
17 Capitol; and

18 (B) shall not include—

19 (i) a reemployed annuitant under sub-
20 chapter III of chapter 83 or chapter 84 of title
21 5, United States Code, or another retirement sys-
22 tem for employees of the Government; or

23 (ii) an employee who is employed on a tem-
24 porary when actually employed basis.

1 (2) *The Architect of the Capitol may establish a pro-*
2 *gram to provide retraining, job placement, and counseling*
3 *services to employees and former employees.*

4 (3) *A former employee may not participate in a pro-*
5 *gram established under this subsection, if—*

6 (A) *the former employee was separated from*
7 *service with the United States Senate Restaurants of*
8 *the Office of the Architect of the Capitol for more than*
9 *1 year; or*

10 (B) *the separation was by removal for cause on*
11 *charges of misconduct or delinquency.*

12 (4) *Retraining costs for the program established under*
13 *this subsection may not exceed \$5,000 for each employee or*
14 *former employee.*

15 (f) *ADMINISTRATIVE PROVISIONS.—(1) The Architect*
16 *of the Capitol—*

17 (A) *may use employees of the Office of the Archi-*
18 *tect of the Capitol to establish and administer pro-*
19 *grams and carry out the provisions of this section;*
20 *and*

21 (B) *may procure temporary and intermittent*
22 *services under section 3109(b) of title 5, United States*
23 *Code, to carry out such provisions—*

24 (i) *not subject to the 1 year of service limi-*
25 *tation under such section 3109(b); and*

1 (ii) at rates for individuals which do not
2 exceed the daily equivalent of the annual rate of
3 basic pay prescribed for level V of the Executive
4 Schedule under section 5316 of such title.

5 (2) Funds to carry out subsections (a) and (c) may
6 be expended only from funds available for the basic pay
7 of the employee who is receiving the applicable payment.

8 (3) Funds to carry out subsection (e) may be expended
9 from any funds made available to the Architect of the Cap-
10 itol.

Attest:

Secretary.

104TH CONGRESS
2^D SESSION

H. R. 2209

AMENDMENTS

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