

105TH CONGRESS
1ST SESSION

H. R. 2378

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 17, 1997

Received

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, 1998, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1998, and for other pur-
6 poses, namely:

7 TITLE I—DEPARTMENT OF THE TREASURY

8 DEPARTMENTAL OFFICES

9 SALARIES AND EXPENSES

10 For necessary expenses of the Departmental Offices
11 including operation and maintenance of the Treasury
12 Building and Annex; hire of passenger motor vehicles;
13 maintenance, repairs, and improvements of, and purchase
14 of commercial insurance policies for, real properties leased
15 or owned overseas, when necessary for the performance
16 of official business; not to exceed \$2,900,000 for official
17 travel expenses; not to exceed \$150,000 for official recep-
18 tion and representation expenses; not to exceed \$258,000
19 for unforeseen emergencies of a confidential nature, to be
20 allocated and expended under the direction of the Sec-
21 retary of the Treasury and to be accounted for solely on
22 his certificate; \$113,410,000: *Provided*, That section
23 113(3) of the Fiscal Year 1997 Department of Commerce,
24 Justice, and State, the Judiciary, and Related Agencies
25 Appropriations Act, Public Law 104–208 (110 Stat.

1 3009–22) is amended by striking “12 months” and insert-
2 ing in lieu thereof “2 years”: *Provided further*, That
3 \$200,000 are provided to conduct a comprehensive study
4 of gambling’s effects on bankruptcies in the United States.

5 OFFICE OF PROFESSIONAL RESPONSIBILITY

6 SALARIES AND EXPENSES

7 For necessary expenses of the Office of Professional
8 Responsibility, including purchase and hire of passenger
9 motor vehicles, \$1,500,000: *Provided*, That the Under
10 Secretary of Treasury for Enforcement shall task the Of-
11 fice of Professional Responsibility to conduct a com-
12 prehensive review of integrity issues and other matters re-
13 lated to the vulnerability of the U.S. Customs Service to
14 corruption, to include examination of charges of profes-
15 sional misconduct and corruption as well as analysis of
16 the efficacy of departmental and bureau internal affairs
17 systems.

18 AUTOMATION ENHANCEMENT

19 (INCLUDING TRANSFER OF FUNDS)

20 For the development and acquisition of automatic
21 data processing equipment, software, and services for the
22 Department of the Treasury, \$25,989,000, of which
23 \$11,500,000 shall be available to the United States Cus-
24 toms Service for the Automated Commercial Environment
25 project, of which \$5,600,000 shall be available to Depart-

1 mental Offices for the International Trade Data System,
2 and of which \$8,789,000 shall be available to Depart-
3 mental Offices to modernize its information technology in-
4 frastructure and for business solution software: *Provided*,
5 That these funds shall remain available until September
6 30, 1999: *Provided further*, That these funds shall be
7 transferred to accounts and in amounts as necessary to
8 satisfy the requirements of the Department's offices, bu-
9 reaus, and other organizations: *Provided further*, That this
10 transfer authority shall be in addition to any other trans-
11 fer authority provided in this Act: *Provided further*, That
12 none of the funds appropriated shall be used to support
13 or supplement Internal Revenue Service appropriations for
14 Information Systems: *Provided further*, That of the
15 \$27,000,000 provided under this heading in Public Law
16 104-208, \$12,000,000 shall remain available until Sep-
17 tember 30, 1999: *Provided further*, That none of the funds
18 appropriated for the International Trade Data System
19 may be obligated until the Department has submitted a
20 report on their system development plan to the Commit-
21 tees on Appropriations: *Provided further*, That none of the
22 \$11,500,000 appropriated for the Automated Commercial
23 Environment may be obligated until the systems architec-
24 ture plan has been reviewed by the General Accounting
25 Office and approved by the Committees on Appropriations.

1 OFFICE OF INSPECTOR GENERAL
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, as amended, not to exceed
7 \$2,000,000 for official travel expenses; including hire of
8 passenger motor vehicles; and not to exceed \$100,000 for
9 unforeseen emergencies of a confidential nature, to be allo-
10 cated and expended under the direction of the Inspector
11 General of the Treasury; \$30,927,000 (reduced by
12 \$1,000,000), of which \$26,034 shall be transferred to the
13 “Departmental Offices” appropriation for the reimburse-
14 ment of Secret Service personnel in accordance with sec-
15 tion 117 of this Act.

16 TREASURY BUILDING AND ANNEX REPAIR AND
17 RESTORATION

18 For the repair, alteration, and improvement of the
19 Treasury Building and Annex, \$6,484,000, to remain
20 available until September 30, 1999.

21 FINANCIAL CRIMES ENFORCEMENT NETWORK
22 SALARIES AND EXPENSES

23 For necessary expenses of the Financial Crimes En-
24 forcement Network, including hire of passenger motor ve-
25 hicles; travel expenses of non-Federal law enforcement
26 personnel to attend meetings concerned with financial in-

1 telligence activities, law enforcement, and financial regula-
2 tion; not to exceed \$14,000 for official reception and rep-
3 resentation expenses; and for assistance to Federal law en-
4 forcement agencies, with or without reimbursement;
5 \$22,835,000: *Provided*, That funds appropriated in this
6 account may be used to procure personal service contracts.

7 VIOLENT CRIME REDUCTION PROGRAMS

8 (INCLUDING TRANSFER OF FUNDS)

9 For activities authorized by Public Law 103–322, to
10 remain available until expended, which shall be derived
11 from the Violent Crime Reduction Trust Fund, as follows:

12 (a) As authorized by section 190001(e), \$88,000,000;
13 of which \$21,528,000 shall be available to the Bureau of
14 Alcohol, Tobacco and Firearms, including \$3,000,000 for
15 administering the Gang Resistance Education and Train-
16 ing program, \$6,000,000 for firearms trafficking initia-
17 tives (including the Youth Crime Gun Initiative, Project
18 LEAD, and the National Tracing Center), \$5,458,000 for
19 increased explosives inspections, \$462,000 for laboratory
20 and investigative supplies, \$5,000,000 for vehicles and
21 laboratory, communication, and information technology
22 equipment, and \$1,608,000 for collection of information
23 on arson and explosives; of which \$1,000,000 shall be
24 available to the Financial Crimes Enforcement Network;
25 of which \$16,837,000 shall be available to the United

1 States Secret Service, including \$9,323,000 for expenses
2 related to White House Security, \$5,000,000 for investiga-
3 tions of counterfeiting, and \$2,514,000 for forensic sup-
4 port of investigations of missing and exploited children,
5 of which \$514,000 shall be available as a grant on Sep-
6 tember 30, 1998, for activities related to the investigations
7 of exploited children and shall remain available until ex-
8 pended; of which \$43,635,000 shall be available for the
9 United States Customs Service, including \$15,000,000 for
10 high energy container x-ray systems and automated
11 targeting systems, \$4,000,000 for redeploying agents and
12 inspectors to high threat drug zones, \$5,735,000 for lab-
13 oratory modernization, \$10,000,000 for vehicle replace-
14 ment, \$7,800,000 for automated license plate readers, and
15 \$1,100,000 for construction of canopies for inspection of
16 outbound vehicles along the Southwest border; and of
17 which \$5,000,000 shall be available to the Counterdrug
18 Technology Assessment Center for a program to transfer
19 technology to State and local law enforcement agencies.

20 (b) As authorized by section 32401, \$8,000,000 to
21 the Bureau of Alcohol, Tobacco and Firearms for dis-
22 bursement through grants, cooperative agreements, or
23 contracts to local governments for Gang Resistance Edu-
24 cation and Training: *Provided*, That notwithstanding sec-
25 tions 32401 and 310001, such funds shall be allocated to

1 State and local law enforcement and prevention organiza-
2 tions.

3 (c) As authorized by section 180103, \$1,000,000 to
4 the Federal Law Enforcement Training Center for special-
5 ized training for rural law enforcement officers.

6 FEDERAL LAW ENFORCEMENT TRAINING CENTER

7 SALARIES AND EXPENSES

8 For necessary expenses of the Federal Law Enforce-
9 ment Training Center, as a bureau of the Department of
10 the Treasury, including materials and support costs of
11 Federal law enforcement basic training; purchase (not to
12 exceed 52 for police-type use, without regard to the gen-
13 eral purchase price limitation) and hire of passenger
14 motor vehicles; for expenses for student athletic and relat-
15 ed activities; uniforms without regard to the general pur-
16 chase price limitation for the current fiscal year; the con-
17 ducting of and participating in firearms matches and pres-
18 entation of awards; for public awareness and enhancing
19 community support of law enforcement training; not to ex-
20 ceed \$9,500 for official reception and representation ex-
21 penses; room and board for student interns; and services
22 as authorized by 5 U.S.C. 3109; \$64,663,000, of which
23 up to \$13,034,000 for materials and support costs of Fed-
24 eral law enforcement basic training shall remain available
25 until September 30, 2000: *Provided*, That the Center is

1 authorized to accept and use gifts of property, both real
2 and personal, and to accept services, for authorized pur-
3 poses, including funding of a gift of intrinsic value which
4 shall be awarded annually by the Director of the Center
5 to the outstanding student who graduated from a basic
6 training program at the Center during the previous fiscal
7 year, which shall be funded only by gifts received through
8 the Center's gift authority: *Provided further*, That not-
9 withstanding any other provision of law, students attend-
10 ing training at any Federal Law Enforcement Training
11 Center site shall reside in on-Center or Center-provided
12 housing, insofar as available and in accordance with Cen-
13 ter policy: *Provided further*, That funds appropriated in
14 this account shall be available, at the discretion of the Di-
15 rector, for: training United States Postal Service law en-
16 forcement personnel and Postal police officers; State and
17 local government law enforcement training on a space-
18 available basis; training of foreign law enforcement offi-
19 cials on a space-available basis with reimbursement of ac-
20 tual costs to this appropriation; training of private sector
21 security officials on a space-available basis with reimburse-
22 ment of actual costs to this appropriation; and travel ex-
23 penses of non-Federal personnel to attend course develop-
24 ment meetings and training at the Center: *Provided fur-*
25 *ther*, That the Center is authorized to obligate funds in

1 anticipation of reimbursements from agencies receiving
2 training at the Federal Law Enforcement Training Cen-
3 ter, except that total obligations at the end of the fiscal
4 year shall not exceed total budgetary resources available
5 at the end of the fiscal year: *Provided further*, That the
6 Federal Law Enforcement Training Center is authorized
7 to provide short term medical services for students under-
8 going training at the Center.

9 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND

10 RELATED EXPENSES

11 For expansion of the Federal Law Enforcement
12 Training Center, for acquisition of necessary additional
13 real property and facilities, and for ongoing maintenance,
14 facility improvements, and related expenses, \$32,548,000,
15 to remain available until expended.

16 INTERAGENCY LAW ENFORCEMENT

17 INTERAGENCY CRIME AND DRUG ENFORCEMENT

18 For expenses necessary for the detection and inves-
19 tigation of individuals involved in organized crime drug
20 trafficking, including cooperative efforts with State and
21 local law enforcement, \$73,794,000, of which \$7,827,000
22 shall remain available until expended.

23 FINANCIAL MANAGEMENT SERVICE

24 SALARIES AND EXPENSES

25 For necessary expenses of the Financial Management
26 Service, \$199,675,000, of which not to exceed

1 \$13,235,000 shall remain available until September 30,
2 2000 for information systems modernization initiatives:
3 *Provided*, That beginning in fiscal year 1998 and there-
4 after, there are appropriated such sums as may be nec-
5 essary to reimburse Federal Reserve banks in their capac-
6 ity as depositaries and fiscal agents for the United States
7 for all services required or directed by the Secretary of
8 the Treasury to be performed by such banks on behalf
9 of the Treasury or other Federal agencies.

10 BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

11 SALARIES AND EXPENSES

12 For necessary expenses of the Bureau of Alcohol, To-
13 bacco and Firearms, including purchase of not to exceed
14 650 vehicles for police-type use for replacement only and
15 hire of passenger motor vehicles; hire of aircraft; services
16 of expert witnesses at such rates as may be determined
17 by the Director; for payment of per diem and/or subsist-
18 ence allowances to employees where an assignment to the
19 National Response Team during the investigation of a
20 bombing or arson incident requires an employee to work
21 16 hours or more per day or to remain overnight at his
22 or her post of duty; not to exceed \$15,000 for official re-
23 ception and representation expenses; for training of State
24 and local law enforcement agencies with or without reim-
25 bursement, including training in connection with the train-

1 ing and acquisition of canines for explosives and fire
2 accelerants detection; and provision of laboratory assist-
3 ance to State and local agencies, with or without reim-
4 bursement; \$477,649,000 (increased by \$1,000,000); of
5 which not to exceed \$1,000,000 shall be available for the
6 payment of attorneys' fees as provided by 18 U.S.C.
7 924(d)(2); and of which \$1,000,000 shall be available for
8 the equipping of any vessel, vehicle, equipment, or aircraft
9 available for official use by a State or local law enforce-
10 ment agency if the conveyance will be used in drug-related
11 joint law enforcement operations with the Bureau of Alco-
12 hol, Tobacco and Firearms and for the payment of over-
13 time salaries, travel, fuel, training, equipment, and other
14 similar costs of State and local law enforcement officers
15 that are incurred in joint operations with the Bureau of
16 Alcohol, Tobacco and Firearms: *Provided*, That no funds
17 made available by this or any other Act may be used to
18 transfer the functions, missions, or activities of the Bu-
19 reau of Alcohol, Tobacco and Firearms to other agencies
20 or Departments in the fiscal year ending on September
21 30, 1998: *Provided further*, That no funds appropriated
22 herein shall be available for salaries or administrative ex-
23 penses in connection with consolidating or centralizing,
24 within the Department of the Treasury, the records, or
25 any portion thereof, of acquisition and disposition of fire-

1 arms maintained by Federal firearms licensees: *Provided*
2 *further*, That no funds appropriated herein shall be used
3 to pay administrative expenses or the compensation of any
4 officer or employee of the United States to implement an
5 amendment or amendments to 27 CFR 178.118 or to
6 change the definition of “Curios or relics” in 27 CFR
7 178.11 or remove any item from ATF Publication
8 5300.11 as it existed on January 1, 1994: *Provided fur-*
9 *ther*, That none of the funds appropriated herein shall be
10 available to investigate or act upon applications for relief
11 from Federal firearms disabilities under 18 U.S.C. 925(c):
12 *Provided further*, That such funds shall be available to in-
13 vestigate and act upon applications filed by corporations
14 for relief from Federal firearms disabilities under 18
15 U.S.C. 925(c): *Provided further*, That no funds in this Act
16 may be used to provide ballistics imaging equipment to
17 any State or local authority who has obtained similar
18 equipment through a Federal grant or subsidy unless the
19 State or local authority agrees to return that equipment
20 or to repay that grant or subsidy to the Federal Govern-
21 ment: *Provided further*, That no funds under this Act may
22 be used to electronically retrieve information gathered pur-
23 suant to 18 U.S.C. 923(g)(4) by name or any personal
24 identification code.

1 LABORATORY FACILITIES

2 For necessary expenses for construction of a new fa-
3 cility or facilities to house the Bureau of Alcohol, Tobacco
4 and Firearms National Laboratory Center and the Fire
5 Investigation Research and Development Center, not to
6 exceed 185,000 occupiable square feet, to remain available
7 until expended \$55,022,000: *Provided*, That these funds
8 shall not be available until a prospectus of authorization
9 for the Laboratory Facilities is approved by the House
10 Committee on Transportation and Infrastructure and the
11 Senate Committee on Environment and Public Works.

12 UNITED STATES CUSTOMS SERVICE

13 SALARIES AND EXPENSES

14 For necessary expenses of the United States Customs
15 Service, including purchase and lease of up to 1,050 motor
16 vehicles for police-type use and commercial operations;
17 hire of motor vehicles; contracting with individuals for per-
18 sonal services abroad; not to exceed \$30,000 for official
19 reception and representation expenses; and awards of com-
20 pensation to informers, as authorized by any Act enforced
21 by the United States Customs Service; \$1,526,078,000,
22 of which such sums as become available in the Customs
23 User Fee Account, except sums subject to section
24 13031(f)(3) of the Consolidated Omnibus Reconciliation
25 Act of 1985, as amended (19 U.S.C. 58c(f)(3)), shall be

1 derived from that Account; of the total, not to exceed
2 \$150,000 shall be available for payment for rental space
3 in connection with preclearance operations, and not to ex-
4 ceed \$4,000,000 shall be available until expended for re-
5 search and not to exceed \$5,000,000 shall be available
6 until expended for conducting special operations pursuant
7 to 19 U.S.C. 2081 and up to \$6,000,000 shall be available
8 until expended for the procurement of automation infra-
9 structure items, including hardware, software, and instal-
10 lation: *Provided*, That uniforms may be purchased without
11 regard to the general purchase price limitation for the cur-
12 rent fiscal year.

13 OPERATIONS, MAINTENANCE AND PROCUREMENT, AIR
14 AND MARINE INTERDICTION PROGRAMS

15 For expenses, not otherwise provided for, necessary
16 for the operation and maintenance of marine vessels, air-
17 craft, and other related equipment of the Air and Marine
18 Programs, including operational training and mission-re-
19 lated travel, and rental payments for facilities occupied by
20 the air or marine interdiction and demand reduction pro-
21 grams, the operations of which include the interdiction of
22 narcotics and other goods; the provision of support to Cus-
23 toms and other Federal, State, and local agencies in the
24 enforcement or administration of laws enforced by the
25 Customs Service; and, at the discretion of the Commis-
26 sioner of Customs, the provision of assistance to Federal,

1 State, and local agencies in other law enforcement and
2 emergency humanitarian efforts; \$97,258,000, which shall
3 remain available until expended: *Provided*, That no air-
4 craft or other related equipment, with the exception of air-
5 craft which is one of a kind and has been identified as
6 excess to Customs requirements and aircraft which has
7 been damaged beyond repair, shall be transferred to any
8 other Federal agency, Department, or office outside of the
9 Department of the Treasury, during fiscal year 1998 with-
10 out the prior approval of the House and Senate Commit-
11 tees on Appropriations.

12 CUSTOMS SERVICES AT SMALL AIRPORTS

13 (TO BE DERIVED FROM FEES COLLECTED)

14 Beginning in fiscal year 1998 and thereafter, such
15 sums as may be necessary for expenses for the provision
16 of Customs services at certain small airports or other fa-
17 cilities when authorized by law and designated by the Sec-
18 retary of the Treasury, including expenditures for the sal-
19 ary and expenses of individuals employed to provide such
20 services, to be derived from fees collected by the Secretary
21 pursuant to section 236 of Public Law 98-573 for each
22 of these airports or other facilities when authorized by law
23 and designated by the Secretary, and to remain available
24 until expended.

1 HARBOR MAINTENANCE FEE COLLECTION

2 For administrative expenses related to the collection
3 of the Harbor Maintenance Fee, pursuant to Public Law
4 103–182, \$3,000,000, to be derived from the Harbor
5 Maintenance Trust Fund and to be transferred to and
6 merged with the Customs “Salaries and Expenses” ac-
7 count for such purposes.

8 BUREAU OF THE PUBLIC DEBT

9 ADMINISTERING THE PUBLIC DEBT

10 For necessary expenses connected with any public-
11 debt issues of the United States, \$173,826,000, of which
12 \$2,000,000 shall remain available until September 30,
13 2000 for information systems modernization initiatives:
14 *Provided*, That the sum appropriated herein from the Gen-
15 eral Fund for fiscal year 1998 shall be reduced by not
16 more than \$4,400,000 as definitive security issue fees and
17 Treasury Direct Investor Account Maintenance fees are
18 collected, so as to result in a final fiscal year 1998 appro-
19 priation from the General Fund estimated at
20 \$169,426,000, and in addition, \$20,000, to be derived
21 from the Oil Spill Liability Trust Fund to reimburse the
22 Bureau for administrative and personnel expenses for fi-
23 nancial management of the Fund, as authorized by section
24 102 of Public Law 101–380: *Provided further*, That not-
25 withstanding any other provisions of law, effective upon

1 enactment, the Bureau of the Public Debt shall be fully
2 and directly reimbursed by the funds described in Public
3 Law 101–136, title I, section 104, 103 Stat. 789 for costs
4 and services performed by the Bureau in the administra-
5 tion of such funds.

6 INTERNAL REVENUE SERVICE

7 PROCESSING, ASSISTANCE, AND MANAGEMENT

8 For necessary expenses of the Internal Revenue Serv-
9 ice, not otherwise provided for; including processing tax
10 returns; revenue accounting; providing tax law and ac-
11 count assistance to taxpayers by telephone and cor-
12 respondence; matching information returns and tax re-
13 turns; management services; rent and utilities; and inspec-
14 tion; including purchase (not to exceed 150 for replace-
15 ment only for police-type use) and hire of passenger motor
16 vehicles (31 U.S.C. 1343(b)); and services as authorized
17 by 5 U.S.C. 3109, at such rates as may be determined
18 by the Commissioner; \$2,915,100,000, of which up to
19 \$3,700,000 shall be for the Tax Counseling for the Elderly
20 Program, and of which not to exceed \$25,000 shall be for
21 official reception and representation expenses.

22 TAX LAW ENFORCEMENT

23 (INCLUDING RESCISSION)

24 For necessary expenses of the Internal Revenue Serv-
25 ice for determining and establishing tax liabilities; tax and
26 enforcement litigation; technical rulings; examining em-

1 ployee plans and exempt organizations; investigation and
2 enforcement activities; securing unfiled tax returns; col-
3 lecting unpaid accounts; statistics of income and compli-
4 ance research; the purchase (for police-type use, not to
5 exceed 850), and hire of passenger motor vehicles (31
6 U.S.C. 1343(b)); and services as authorized by 5 U.S.C.
7 3109, at such rates as may be determined by the Commis-
8 sioner, \$3,108,300,000: *Provided*, That of the funds made
9 available under this heading in Public Law 104–208,
10 \$10,000,000 are rescinded and in Public Law 104–52,
11 \$4,500,000 are rescinded.

12 INFORMATION SYSTEMS

13 For necessary expenses for data processing and tele-
14 communications support for Internal Revenue Service ac-
15 tivities, including developmental information systems and
16 operational information systems; the hire of passenger
17 motor vehicles (31 U.S.C. 1343(b)); and services as au-
18 thorized by 5 U.S.C. 3109, at such rates as may be deter-
19 mined by the Commissioner, \$1,292,500,000, which shall
20 be available until September 30, 1999: *Provided*, That
21 under the heading “Information Systems” in Public Law
22 104–208 (110 Stat. 3009), the following is deleted: “of
23 which no less than \$130,075,000 shall be available for Tax
24 Systems Modernization (TSM) development and deploy-
25 ment”.

1 INFORMATION TECHNOLOGY INVESTMENTS

2 For necessary expenses for the capital asset acquisi-
3 tion of information technology systems, including manage-
4 ment and related contractual costs of said acquisition, in-
5 cluding contractual costs associated with operations as au-
6 thorized by 5 U.S.C. 3109, \$326,000,000, which shall re-
7 main available until September 30, 2000: *Provided*, That
8 none of these funds is available for obligation until Sep-
9 tember 30, 1998: *Provided further*, That none of these
10 funds shall be obligated until the Internal Revenue Service
11 and the Department of the Treasury submits to Congress
12 for approval, a plan for expenditure that: (1) implements
13 the Internal Revenue Service's Modernization Blueprint
14 submitted to Congress on May 15, 1997; (2) meets the
15 information systems investment guidelines established by
16 the Office of Management and Budget in the fiscal year
17 1998 budget; (3) has been reviewed and approved by the
18 Internal Revenue Service's Investment Review Board, the
19 Office of Management and Budget, and the Department
20 of the Treasury's Modernization Management Board, and
21 has been reviewed by the General Accounting Office; (4)
22 meets the requirements of the May 15, 1997 Internal Rev-
23 enue Service's Systems Life Cycle program; and (5) is in
24 compliance with acquisition rules, requirements, guide-

1 lines, and systems acquisition management practices of
2 the Federal Government.

3 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

4 SERVICE

5 SEC. 101. Not to exceed 5 percent of any appropria-
6 tion made available in this Act to the Internal Revenue
7 Service may be transferred to any other Internal Revenue
8 Service appropriation upon the advance approval of the
9 House and Senate Committees on Appropriations.

10 SEC. 102. The Internal Revenue Service shall main-
11 tain a training program to ensure that Internal Revenue
12 Service employees are trained in taxpayers' rights, in deal-
13 ing courteously with the taxpayers, and in cross-cultural
14 relations.

15 SEC. 103. The funds provided in this Act for the In-
16 ternal Revenue Service shall be used to provide, as a mini-
17 mum, the fiscal year 1995 level of service, staffing, and
18 funding for Taxpayer Services.

19 SEC. 104. None of the funds appropriated by this
20 title shall be used in connection with the collection of any
21 underpayment of any tax imposed by the Internal Revenue
22 Code of 1986 unless the conduct of officers and employees
23 of the Internal Revenue Service in connection with such
24 collection, including any private sector employees under
25 contract to the Internal Revenue Service, complies with
26 subsection (a) of section 805 (relating to communications

1 in connection with debt collection), and section 806 (relat-
2 ing to harassment or abuse), of the Fair Debt Collection
3 Practices Act (15 U.S.C. 1692.)

4 SEC. 105. The Internal Revenue Service shall insti-
5 tute policies and procedures which will safeguard the con-
6 fidentiality of taxpayer information.

7 UNITED STATES SECRET SERVICE

8 SALARIES AND EXPENSES

9 For necessary expenses of the United States Secret
10 Service, including purchase not to exceed 705 vehicles for
11 police-type use, of which 675 shall be for replacement only,
12 and hire of passenger motor vehicles; hire of aircraft;
13 training and assistance requested by State and local gov-
14 ernments, which may be provided without reimbursement;
15 services of expert witnesses at such rates as may be deter-
16 mined by the Director; rental of buildings in the District
17 of Columbia, and fencing, lighting, guard booths, and
18 other facilities on private or other property not in Govern-
19 ment ownership or control, as may be necessary to per-
20 form protective functions; for payment of per diem and/
21 or subsistence allowances to employees where a protective
22 assignment during the actual day or days of the visit of
23 a protectee require an employee to work 16 hours per day
24 or to remain overnight at his or her post of duty; the con-
25 ducting of and participating in firearms matches; presen-

1 tation of awards; for travel of Secret Service employees
2 on protective missions without regard to the limitations
3 on such expenditures in this or any other Act if approval
4 is obtained in advance from the House and Senate Com-
5 mittees on Appropriations; for repairs, alterations, and
6 minor construction at the James J. Rowley Secret Service
7 Training Center; for research and development; for mak-
8 ing grants to conduct behavioral research in support of
9 protective research and operations; not to exceed \$20,000
10 for official reception and representation expenses; for
11 sponsorship of a conference for the Women in Federal
12 Law Enforcement, to be held during fiscal year 1998; not
13 to exceed \$50,000 to provide technical assistance and
14 equipment to foreign law enforcement organizations in
15 counterfeit investigations; for payment in advance for
16 commercial accommodations as may be necessary to per-
17 form protective functions; and for uniforms without regard
18 to the general purchase price limitation for the current
19 fiscal year; \$555,736,000.

20 ACQUISITION, CONSTRUCTION, IMPROVEMENT, AND
21 RELATED EXPENSES

22 For necessary expenses of construction, repair, alter-
23 ation, and improvement of facilities, \$5,775,000, to re-
24 main available until expended for the Secret Service's
25 Headquarters Building.

1 tration Act shall be expended in a manner so as not to
2 diminish enforcement efforts with respect to section 105
3 of the Federal Alcohol Administration Act.

4 SEC. 114. Not to exceed 2 percent of any appropria-
5 tions in this Act made available to the Federal Law En-
6 forcement Training Center, Financial Crimes Enforce-
7 ment Network, Bureau of Alcohol, Tobacco and Firearms,
8 U.S. Customs Service, and U.S. Secret Service may be
9 transferred between such appropriations upon the advance
10 approval of the House and Senate Committees on Appro-
11 priations. No transfer may increase or decrease any such
12 appropriation by more than 2 percent.

13 SEC. 115. Not to exceed 2 percent of any appropria-
14 tions in this Act made available to the Departmental Of-
15 fices, Office of Inspector General, Financial Management
16 Service, and Bureau of the Public Debt, may be trans-
17 ferred between such appropriations upon the advance ap-
18 proval of the House and Senate Committees on Appropria-
19 tions. No transfer may increase or decrease any such ap-
20 propriation by more than 2 percent.

21 SEC. 116. (a) The Bureau of Engraving and Printing
22 and the Department of the Treasury shall not award a
23 contract for Solicitation No. BEP-97-13(TN) or Solicita-
24 tion No. BEP-96-13(TN) until the General Accounting
25 Office (GAO) has completed a comprehensive analysis of

1 the optimum circumstances for government procurement
2 of distinctive currency paper. The GAO shall report its
3 findings to the House and Senate Committees on Appro-
4 priations no later than August 1, 1998.

5 (b) The contractual term of the distinctive currency
6 paper “bridge” contract shall not exceed 24 months, and
7 the contract shall not be effective until the Secretary of
8 the Department of the Treasury certifies that the price
9 under the terms of any “bridge” contract is fair and rea-
10 sonable and that the terms of any “bridge” contract are
11 customary and appropriate according to Federal procure-
12 ment regulations. In addition, the Secretary of the Treas-
13 ury shall report to the Committees on Appropriations on
14 the price and profit levels of any “bridge” contract at the
15 time of certification.

16 SEC. 117. The Secretary of the Treasury shall pay
17 from amounts transferred to the “Departmental Offices”
18 appropriation, up to \$26,034 to reimburse Secret Service
19 personnel for any attorney fees and costs they incurred
20 with respect to investigation by the Department of the
21 Treasury, Inspector General concerning testimony pro-
22 vided to Congress: *Provided*, That the Secretary of the
23 Treasury shall pay an individual in full upon submission
24 by the individual of documentation verifying the attorney
25 fees and costs: *Provided further*, That the liability of the

1 United States shall not be inferred from enactment of or
2 payment under this provision: *Provided further*, That the
3 Secretary of the Treasury shall not pay any claim filed
4 under this section that is filed later than 120 days after
5 the date of enactment of this Act: *Provided further*, That
6 payment under this provision, when accepted, shall be in
7 full satisfaction of all claims of, or on behalf of, the indi-
8 vidual Secret Service agent who was the subject of said
9 investigation.

10 SEC. 118. (a)(1) Effective beginning on the date de-
11 termined under paragraph (2), the compensation and
12 other emoluments attached to the Office of Secretary of
13 the Treasury shall be those that would then apply if Public
14 Law 103-2 (107 Stat. 4; 31 U.S.C. 301 note) had never
15 been enacted.

16 (2) Paragraph (1) shall become effective on the later
17 of—

18 (A) the day after the date on which the individ-
19 ual holding the Office of Secretary of the Treasury
20 on January 1, 1997, ceases to hold that office; or

21 (B) the date of the enactment of this Act.

22 (3) Nothing in this subsection shall be considered to
23 affect the compensation or emoluments due to any individ-
24 ual in connection with any period preceding the date deter-
25 mined under paragraph (2).

1 (b) Subsection (b) of the first section of the public
2 law referred to in subsection (a)(1) of this section shall
3 not apply in the case of any appointment the consent of
4 the Senate to which occurs on or after the date of the
5 enactment of this Act.

6 (c) This section shall not be limited (for purposes of
7 determining whether a provision of this section applies or
8 continues to apply) to fiscal year 1998.

9 SEC. 119. (a) REQUIREMENT OF ADVANCE SUBMIS-
10 SION OF TREASURY TESTIMONY.—During the fiscal year
11 covered by this Act, any officer or employee of the Depart-
12 ment of the Treasury who is scheduled to testify before
13 the Committee on Appropriations of the House of Rep-
14 resentatives or the Senate, or any of its subcommittees,
15 shall, not less than 7 calendar days (excluding Saturdays,
16 Sundays, and Federal legal public holidays) preceding the
17 scheduled date of the testimony, submit to the committee
18 or subcommittee—

19 (1) a written statement of the testimony to be
20 presented, regardless of whether such statement is
21 to be submitted for inclusion in the record of the
22 hearing; and

23 (2) any other written information to be submit-
24 ted for inclusion in the record of the hearing.

1 (b) LIMITATION ON TREASURY CLEARANCE PROC-
2 ESS.—None of the funds made available in this Act may
3 be used for any clearance process within the Department
4 of the Treasury that could cause a submission beyond the
5 specified time, as officially transmitted by the committee,
6 of—

7 (1) any corrections to the transcript copy of
8 testimony given before the Committee on Appropria-
9 tions of the House of Representatives or the Senate,
10 or any of its subcommittees; or

11 (2) any information to be provided in writing in
12 response to an oral or written request by such com-
13 mittee or subcommittee for specific information for
14 inclusion in the record of the hearing.

15 (b) EXCEPTION.—The time periods established in
16 subsections (a) and (b) shall not apply to any specific tes-
17 timony, or corrections, if the Secretary of the Treasury—

18 (1) determines that special circumstances pre-
19 vent compliance; and

20 (2) submits to the committee or subcommittee
21 involved a written notification of such determination,
22 including the Secretary's estimate of the time peri-
23 ods required for specific testimony, information, or
24 corrections.

1 SEC. 120. (a) NEW RATES OF BASIC PAY FOR UNIT-
 2 ED STATES SECRET SERVICE UNIFORMED DIVISION.—
 3 Section 501 of the District of Columbia Police and Fire-
 4 men’s Salary Act of 1958, as amended (D.C. Code, sec.
 5 4–416), is amended—

6 (1) in subsection (b)(1), by striking “Interior”
 7 and all that follows through “Treasury,” and insert-
 8 ing instead “Interior”;

9 (2) by redesignating subsection (c) as sub-
 10 section (b)(3);

11 (3) in subsection (b)(3) (as redesignated)—

12 (A) by striking “or to officers and mem-
 13 bers of the United States Secret Service Uni-
 14 formed Division”; and

15 (B) by striking “subsection (b) and insert-
 16 ing instead “this subsection”;

17 (4) by adding after subsection (b) the following
 18 new subsection:

19 “(c)(1) The annual rates of basic compensation of of-
 20 ficers and members of the United States Secret Service
 21 Uniformed Division, serving in classes corresponding or
 22 similar to those in the salary schedule in section 101, shall
 23 be fixed in accordance with the following schedule of rates:

“SALARY SCHEDULE

“Salary class and title	Service Steps								
	1	2	3	4	5	6	7	8	9
“Class 1: Private	29,215	30,088	31,559	33,009	35,331	37,681	39,128	40,593	42,052
“Class 4: Sergeant	39,769	41,747	43,728	45,718	47,715	49,713			

“SALARY SCHEDULE—Continued

“Salary class and title	Service Steps								
	1	2	3	4	5	6	7	8	9
“Class 5: Lieutenant ..	45,148	47,411	49,663	51,924	54,180				
“Class 7: Captain	52,523	55,155	57,788	60,388					
“Class 8: Inspector	60,886	63,918	66,977	70,029					
“Class 9: Deputy Chief	71,433	76,260	81,113	85,950					
“Class 10: Assistant Chief	84,694	90,324	95,967						
“Class 11: Chief of the U.S. Secret Service Uniformed Division	98,383	104,923							

1 “(2) Effective at the beginning of the first applicable
2 pay period commencing on or after the first day of the
3 month in which an adjustment takes effect under section
4 5303 of title 5, United States Code (or any subsequent
5 similar provision of law), in the rates of pay under the
6 General Schedule (or any subsequent similar provision of
7 law), in the rates of pay under the General Schedule (or
8 any pay system that may supersede such schedule), the
9 annual rates of basic compensation of officers and mem-
10 bers of the United States Secret Service Uniformed Divi-
11 sion shall be adjusted by the Secretary of the Treasury
12 by an amount equal to the percentage of such annual rate
13 of pay which corresponds to the overall percentage of the
14 adjustment made in the rates of pay under the General
15 Schedule.

16 “(3) Locality-based comparability payments author-
17 ized under section 5304 of title 5, United States Code,
18 shall be applicable to the basic pay under this section.
19 However, locality-based comparability payments may not
20 be paid at a rate which, when added to the rate of basic

1 pay otherwise payable to the officer or member, would
2 cause the total to exceed the rate of basic pay payable
3 for level IV of the Executive Schedule.

4 “(4) Pay may not be paid, by reason of any provision
5 of this subsection (disregarding any comparability pay-
6 ment payable under Federal law), at a rate in excess of
7 the rate of basic pay payable for level V of the Executive
8 Schedule contained in subchapter II of chapter 53 of title
9 5, United States Code.

10 “(5) Any reference in any law to the salary schedule
11 in section 101 with respect to officers and members of the
12 United States Secret Service Uniformed Division shall be
13 considered to be a reference to the salary schedule in para-
14 graph (1) of this subsection as adjusted in accordance with
15 this subsection.

16 “(6)(A) Except as otherwise permitted by or under
17 law, no allowance, differential, bonus, award, or other
18 similar cash payment under this title or under title 5,
19 United States Code, may be paid to an officer or member
20 of the United States Secret Service Uniformed Division
21 in a calendar year if, or to the extent that, when added
22 to the total basic pay paid or payable to such officer or
23 member for service performed in such calendar year as
24 an officer or member, such payment would cause the total
25 to exceed the annual rate of basic pay payable for level

1 I of the Executive Schedule, as of the end of such calendar
2 year.

3 “(B) This paragraph shall not apply to any payment
4 under the following provisions of title 5, United States
5 Code;

6 “(i) Subchapter III or VII of chapter 55, or
7 section 5596;

8 “(ii) Chapter 57 (other than section 5753,
9 5754, or 5755); or

10 “(iii) chapter 59 (other than section 5928).

11 “(7)(A) Any amount which is not paid to an officer
12 or member of the United States Secret Service Uniformed
13 Division in a calendar year because of the limitation under
14 paragraph (6) shall be paid to such officer or member in
15 a lump sum at the beginning of the following calendar
16 year.

17 “(B) Any amount paid under this paragraph in a cal-
18 endar year shall be taken into account for purposes of ap-
19 plying the limitations under paragraph (6) with respect
20 to such calendar year.

21 “(8) The Office of Personnel Management shall pre-
22 scribe regulations as may be necessary (consistent with
23 section 5582 of title 5, United States Code) concerning
24 how a lump-sum payment under paragraph (7) shall be
25 made with respect to any employee who dies before an

1 amount payable to such employee under paragraph (7) is
2 made.”.

3 (b) CONVERSION TO NEW SALARY SCHEDULE.—

4 (1) Effective on the first day of the first pay
5 period beginning after the date of enactment of this
6 section, the Secretary of the Treasury shall fix the
7 rates of basic pay for members of the United States
8 Secret Service Uniformed Division as follows: Each
9 officer and member receiving basic compensation,
10 immediately prior to the effective date of this sec-
11 tion, at one of the scheduled rates in the salary
12 schedule in section 101 of the District of Columbia
13 Police and Firemen’s Salary Act of 1958, as ad-
14 justed by law and as in effect prior to the effective
15 date of this section, shall be placed in and receive
16 basic compensation at the corresponding scheduled
17 service step of the salary schedule outlined in section
18 501(c) of such Act as added by subsection (a) of this
19 section; except that (A) the Assistant Chief and the
20 Chief of the United States Secret Service Uniformed
21 Division shall be placed in and receive basic com-
22 pensation in salary class 10 and salary class 11, re-
23 spectively, in the appropriate service step in the new
24 salary class in accordance such section 501(c), and
25 (B) each member whose position is to be converted

1 to the salary schedule under such section 501(c),
2 and who, prior to the effective date of this section
3 has earned, but has not been credited with, an in-
4 crease in his or her rate of pay shall be afforded
5 that increase before he or she is placed in the cor-
6 responding service step in the salary schedule under
7 such section 501(c).

8 (2) Except in the cases of the Assistant Chief
9 and the Chief of the United States Secret Service
10 Uniformed Division, the conversion of positions and
11 individuals to appropriate classes of the salary
12 schedule under section 501(c) of the District of Co-
13 lumbia Police and Fireman's Salary Act of 1958
14 (D.C. Code, sec. 4-416(c)), as amended by sub-
15 section (a) of this section, and the initial adjust-
16 ments of rates of basic pay of those positions and
17 individuals, in accordance with paragraph (1) of this
18 subsection, shall not be considered to be transfers or
19 promotions within the meaning of section 304 of
20 such Act.

21 (3) Each member whose position is converted to
22 the salary schedule under such section 501(c) shall
23 be granted credit for purposes of his or her first
24 service step adjustment under the salary schedule in
25 such section 501(c) for all satisfactory service per-

1 formed by the member since his or her last increase
2 in basic pay prior to the adjustment under that sec-
3 tion.

4 (c) LIMITATION ON PAY PERIOD EARNINGS.—The
5 first section of the Act of August 15, 1950 (64 Stat. 447),
6 as amended (D.C. Code, section 4–1104), is amended—

7 (1) in subsection (h), by striking the phrase
8 “any officer or member” each place it appears and
9 inserting instead “an officer or member of the Met-
10 ropolitan Police force, of the Fire Department of the
11 District of Columbia, or of the United States Park
12 Police”;

13 (2) by redesignating subsection (h)(3) as sub-
14 section (i); and

15 (3) by inserting after paragraph (2) the follow-
16 ing new paragraph:

17 “(3)(A) No premium pay provided by this sec-
18 tion shall be paid to, and no compensatory time is
19 authorized for, any officer or member of the United
20 States Secret Service Uniformed Division whose rate
21 of basic pay, combined with any applicable locality-
22 based comparability payment, equals or exceeds the
23 lesser of (I) 150 percent of the minimum rate pay-
24 able for grade GS–15 of the General Schedule (in-
25 cluding any applicable locality-based comparability

1 payment under section 5304 of title 5, United States
2 Code or any similar provision of law, and any appli-
3 cable special rate of pay under section 5305 of title
4 5, United States Code or any similar provision of
5 law) or (II) the rate payable for level V of the Exec-
6 utive Schedule contained in subchapter II of chapter
7 53 of title 5, United States Code.

8 “(B) In the case of any officer or member of
9 the United States Secret Service Uniformed Division
10 whose rate of basic pay, combined with any applica-
11 ble locality-based comparability payment, is less than
12 the lesser of—

13 “(i) 150 percent of the minimum rate pay-
14 able for grade GS–15 of the General Schedule
15 (including any applicable locality-based com-
16 parability payment under section 5304 of title
17 5, United States Code or any similar provision
18 of law, and any applicable special rate of pay
19 under section 5305 of title 5, United States
20 Code or any similar provision of law); or

21 “(ii) the rate payable for level V of the Ex-
22 ecutive Schedule contained in subchapter II of
23 chapter 53 of title 5, United States Code, such
24 premium pay may be paid only to the extent
25 that such payment would not cause such officer

1 or member's aggregate rate of compensation to
2 exceed such lesser amount with respect to any
3 pay period.”.

4 (d) SAVINGS PROVISION.—On the effective date of
5 this section, any existing special salary rates authorized
6 for members of the United States Secret Service Uni-
7 formed Division under section 5305 of title 5, United
8 States Code (or any previous similar provision of law) and
9 any special rates of pay or special pay adjustment under
10 sections 403–405 of the Federal Law Enforcement Pay
11 Reform Act of 1990, as amended, applicable to members
12 of the United States Secret Service Uniformed Division
13 shall be rendered inapplicable.

14 (e) CONFORMING AMENDMENT.—Sections 405(b)(1)
15 and 405(c)(1) of the Federal Law Enforcement Pay Re-
16 form Act of 1990 (104 Stat. 1466) are hereby repealed.

17 (f) EFFECTIVE DATE.—The provisions of this section
18 shall become effective on the first day of the first pay pe-
19 riod beginning after the date of enactment.

20 SEC. 121. Section 117 of the Treasury, Postal Serv-
21 ice, and General Government Appropriations Act, 1997
22 (as contained in section 101(f) of division A of Public Law
23 104–208) is hereby repealed.

24 SEC. 122. In tax-year 1998, and each tax-year there-
25 after, the Internal Revenue Service shall pay qualified

1 transmitters who electronically forward and file tax re-
2 turns (form 1040 and related information returns) prop-
3 erly formatted and accepted by the Internal Revenue Serv-
4 ice, up to \$3.00 per return so filed: *Provided*, That the
5 transmitter provides the necessary electronic filing service
6 without charge to the taxpayer whose return is so filed:
7 *Provided further*, That in those instances where the trans-
8 mitter receives a tax return from an electronic return
9 originator (ERO) and/or a paid preparer, the transmitter
10 may only accept the payment from the Internal Revenue
11 Service if the ERO and/or the paid preparer has certified
12 to the Internal Revenue Service that no fee was charged
13 to the taxpayer for electronic filing of the return: *Provided*
14 *further*, That the Internal Revenue Service shall reduce
15 its paper returns processing seasonal workforce commen-
16 surate with any increase in electronic filing resulting from
17 this initiative.

18 SEC. 123. Subsection (a) of section 5378, title 5
19 U.S.C., is amended to read as follows:

20 “(a) The Secretary of the Department of the Treas-
21 ury, or his designee, shall fix the rates of basic pay for
22 positions within the police forces of the United States
23 Mint and the Bureau of Engraving and Printing without
24 regard to the provisions of title 5, United States Code,
25 except that no entry-level police officer shall receive basic

1 pay for a calendar year that is less than the basic rate
2 of pay for General Schedule GS–7 and no executive secu-
3 rity official shall receive basic compensation for a calendar
4 year that exceeds the basic rate of pay for General Sched-
5 ule GS–15.”.

6 SEC. 124. (a) Notwithstanding any other provision
7 of law, paragraph (3)(A) of section 9703(g) of title 31,
8 United States Code, is amended—

9 (1) by striking “1996, and 1997”;

10 (2) by inserting in lieu thereof “and 1996”; and

11 (3) by adding at the end of the first sentence
12 of (3)(A) the following new sentence: “No further
13 transfers from the Treasury Forfeiture Fund will be
14 made to the Special Forfeiture Fund after those
15 amounts transferred from excess unobligated bal-
16 ances at the end of fiscal year 1996.”.

17 (b) Paragraph (3)(C) of section 9703(g) of title 31,
18 United States Code, is amended—

19 (1) by adding after the last sentence of that
20 paragraph as amended by Public Law 104–208, the
21 following sentence: “Unobligated balances remaining
22 pursuant to section 4(B) of 9703(g) shall also be
23 carried forward.”.

24 (c) Paragraph (4)(B) of section 9703(g) of title 31,
25 United States Code, is amended—

1 (1) by striking “, subject to subparagraph (C),”
2 from the first and only sentence of that paragraph.
3 This title may be cited as the “Treasury Department,
4 Appropriations Act, 1998”.

5 TITLE II—POSTAL SERVICE

6 PAYMENTS TO THE POSTAL SERVICE FUND

7 PAYMENT TO THE POSTAL SERVICE FUND FOR REVENUE

8 FORGONE

9 For payment to the Postal Service Fund for revenue
10 forgone on free and reduced rate mail, pursuant to sub-
11 sections (c) and (d) of section 2401 of title 39, United
12 States Code, \$86,274,000: *Provided*, That mail for over-
13 seas voting and mail for the blind shall continue to be free:
14 *Provided further*, That 6-day delivery and rural delivery
15 of mail shall continue at not less than the 1983 level: *Pro-*
16 *vided further*, That none of the funds made available to
17 the Postal Service by this Act shall be used to implement
18 any rule, regulation, or policy of charging any officer or
19 employee of any State or local child support enforcement
20 agency, or any individual participating in a State or local
21 program of child support enforcement, a fee for informa-
22 tion requested or provided concerning an address of a
23 postal customer: *Provided further*, That none of the funds
24 provided in this Act shall be used to consolidate or close

1 small rural and other small post offices in the fiscal year
2 ending on September 30, 1998.

3 PAYMENT TO THE POSTAL SERVICE FUND FOR
4 NONFUNDED LIABILITIES

5 For payment to the Postal Service Fund for meeting
6 the liabilities of the former Post Office Department to the
7 Employees' Compensation Fund pursuant to 39 United
8 States Code 2004, \$34,850,000.

9 This title may be cited as the "Postal Service Approp-
10 riations Act, 1998".

11 TITLE III—EXECUTIVE OFFICE OF THE PRESI-
12 DENT AND FUNDS APPROPRIATED TO THE
13 PRESIDENT

14 COMPENSATION OF THE PRESIDENT AND THE WHITE
15 HOUSE OFFICE

16 COMPENSATION OF THE PRESIDENT

17 For compensation of the President, including an ex-
18 pense allowance at the rate of \$50,000 per annum as au-
19 thorized by 3 U.S.C. 102; \$250,000: *Provided*, That none
20 of the funds made available for official expenses shall be
21 expended for any other purpose and any unused amount
22 shall revert to the Treasury pursuant to section 1552 of
23 title 31, United States Code: *Provided further*, That none
24 of the funds made available for official expenses shall be
25 considered as taxable to the President.

SALARIES AND EXPENSES

1
2 For necessary expenses for the White House as au-
3 thorized by law, including not to exceed \$3,850,000 for
4 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;
5 including subsistence expenses as authorized by 3 U.S.C.
6 105, which shall be expended and accounted for as pro-
7 vided in that section; hire of passenger motor vehicles,
8 newspapers, periodicals, teletype news service, and travel
9 (not to exceed \$100,000 to be expended and accounted
10 for as provided by 3 U.S.C. 103); not to exceed \$19,000
11 for official entertainment expenses, to be available for allo-
12 cation within the Executive Office of the President;
13 \$51,199,000: *Provided*, That \$873,000 of the funds ap-
14 propriated may not be obligated until the Director of the
15 Office of Administration has submitted, and the Commit-
16 tees on Appropriations of the House and Senate have ap-
17 proved, a systems architecture plan, a milestone schedule
18 for the development and implementation of all projects in-
19 cluded in the systems architecture plan, and an estimate
20 of the funds required to support the fiscal year 1998 cap-
21 ital investments associated with that plan: *Provided fur-*
22 *ther*, That \$9,800,000 of the funds appropriated shall be
23 available for reimbursements to the White House Commu-
24 nications Agency.

1 EXECUTIVE RESIDENCE AT THE WHITE HOUSE
2 OPERATING EXPENSES

3 For the care, maintenance, repair and alteration, re-
4 furnishing, improvement, heating and lighting, including
5 electric power and fixtures, of the Executive Residence at
6 the White House and official entertainment expenses of
7 the President, \$8,045,000, to be expended and accounted
8 for as provided by 3 U.S.C. 105, 109–110, 112–114.

9 REIMBURSABLE EXPENSES

10 For the reimbursable expenses of the Executive Resi-
11 dence at the White House, such sums as may be nec-
12 essary: *Provided*, That all reimbursable operating expenses
13 of the Executive Residence shall be made in accordance
14 with the provisions of this paragraph: *Provided further*,
15 That, notwithstanding any other provision of law, such
16 amount for reimbursable operating expenses shall be the
17 exclusive authority of the Executive Residence to incur ob-
18 ligations and to receive offsetting collections, for such ex-
19 penses: *Provided further*, That the Executive Residence
20 shall require each person sponsoring a reimbursable politi-
21 cal event to pay in advance an amount equal to the esti-
22 mated cost of the event, and all such advance payments
23 shall be credited to this account and remain available until
24 expended: *Provided further*, That the Executive Residence
25 shall require the national committee of the political party

1 of the President to maintain on deposit \$25,000, to be
2 separately accounted for and available for expenses relat-
3 ing to reimbursable political events sponsored by such
4 committee during such fiscal year: *Provided further*, That
5 the Executive Residence shall ensure that a written notice
6 of any amount owed for a reimbursable operating expense
7 under this paragraph is submitted to the person owing
8 such amount within 60 days after such expense is in-
9 curred, and that such amount is collected within 30 days
10 after the submission of such notice: *Provided further*, That
11 the Executive Residence shall charge interest and assess
12 penalties and other charges on any such amount that is
13 not reimbursed within such 30 days, in accordance with
14 the interest and penalty provisions applicable to an out-
15 standing debt on a United States Government claim under
16 section 3717 of title 31, United States Code: *Provided fur-*
17 *ther*, That each such amount that is reimbursed, and any
18 accompanying interest and charges, shall be deposited in
19 the Treasury as miscellaneous receipts: *Provided further*,
20 That the Executive Residence shall prepare and submit
21 to the Committees on Appropriations of the House of Rep-
22 resentatives and the Senate, by not later than 90 days
23 after the end of the fiscal year covered by this Act, a re-
24 port setting forth the reimbursable operating expenses of
25 the Executive Residence during the preceding fiscal year,

1 including the total amount of such expenses, the amount
2 of such total that consists of reimbursable official and cer-
3 emonial events, the amount of such total that consists of
4 reimbursable political events, and the portion of each such
5 amount that has been reimbursed as of the date of the
6 report: *Provided further*, That the Executive Residence
7 shall (1) implement a system for the tracking of expenses
8 related to reimbursable events within the Executive Resi-
9 dence that includes a standard for the classification of any
10 such expense as political or nonpolitical; and (2) prepare
11 and submit to the Committees on Appropriations of the
12 House of Representatives and the Senate, by not later
13 than December 1, 1997, a report setting forth a detailed
14 description of such system and a schedule for its imple-
15 mentation: *Provided further*, That no provision of this
16 paragraph may be construed to exempt the Executive Res-
17 idence from any other applicable requirement of sub-
18 chapter I or II of chapter 37 of title 31, United States
19 Code.

20 WHITE HOUSE REPAIR AND RESTORATION

21 For the repair, alteration, and improvement of the
22 Executive Residence at the White House, \$200,000, to re-
23 main available until expended for renovation and reloca-
24 tion of the White House laundry, to be expended and ac-

1 counted for as provided by 3 U.S.C. 105, 109–110, 112–
2 114.

3 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE
4 OFFICIAL RESIDENCE OF THE VICE PRESIDENT
5 SALARIES AND EXPENSES

6 For necessary expenses to enable the Vice President
7 to provide assistance to the President in connection with
8 specially assigned functions, services as authorized by 5
9 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
10 penses as authorized by 3 U.S.C. 106, which shall be ex-
11 pended and accounted for as provided in that section; and
12 hire of passenger motor vehicles; \$3,378,000: *Provided*,
13 That \$69,800 of the funds appropriated may not be obli-
14 gated until the Director of the Office of Administration
15 has submitted, and the Committees on Appropriations of
16 the House and Senate have approved, a systems architec-
17 ture plan, a milestone schedule for the development and
18 implementation of all projects included in the systems ar-
19 chitecture plan, and an estimate of the funds required to
20 support the fiscal year 1998 capital investments associ-
21 ated with that plan.

22 OPERATING EXPENSES

23 For the care, operation, refurnishing, improvement,
24 heating and lighting, including electric power and fixtures,
25 of the official residence of the Vice President, the hire of
26 passenger motor vehicles, and not to exceed \$90,000 for

1 official entertainment expenses of the Vice President, to
2 be accounted for solely on his certificate; \$334,000: *Pro-*
3 *vided*, That advances or repayments or transfers from this
4 appropriation may be made to any department or agency
5 for expenses of carrying out such activities.

6 COUNCIL OF ECONOMIC ADVISERS

7 SALARIES AND EXPENSES

8 For necessary expenses of the Council in carrying out
9 its functions under the Employment Act of 1946 (15
10 U.S.C. 1021), \$3,542,000.

11 OFFICE OF POLICY DEVELOPMENT

12 SALARIES AND EXPENSES

13 For necessary expenses of the Office of Policy Devel-
14 opment, including services as authorized by 5 U.S.C.
15 3109, and 3 U.S.C. 107; \$3,983,000: *Provided*, That
16 \$30,000 of the funds appropriated may not be obligated
17 until the Director of the Office of Administration has sub-
18 mitted, and the Committees on Appropriations of the
19 House and Senate have approved, a systems architecture
20 plan, a milestone schedule for the development and imple-
21 mentation of all projects included in the system architec-
22 ture plan, and an estimate of the funds required to sup-
23 port the fiscal year 1998 capital investments associated
24 with that plan.

1 NATIONAL SECURITY COUNCIL

2 SALARIES AND EXPENSES

3 For necessary expenses of the National Security
4 Council, including services as authorized by 5 U.S.C.
5 3109, \$6,648,000.

6 OFFICE OF ADMINISTRATION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Administra-
9 tion, including services as authorized by 5 U.S.C. 3109
10 and 3 U.S.C. 107, and hire of passenger motor vehicles
11 \$28,883,000, of which \$2,000,000 shall remain available
12 until expended for a capital investment plan which pro-
13 vides for the modernization of the information technology
14 infrastructure: *Provided*, That \$2,023,000 of the funds
15 appropriated may not be obligated until the Director of
16 the Office of Administration has submitted, and the Com-
17 mittees on Appropriations of the House and Senate have
18 approved, a systems architecture plan, a milestone sched-
19 ule for the development and implementation of all projects
20 included in the system architecture plan, and an estimate
21 of the funds required to support the fiscal year 1998 cap-
22 ital investments associated with that plan.

1 OFFICE OF MANAGEMENT AND BUDGET
2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management
4 and Budget, including hire of passenger motor vehicles,
5 services as authorized by 5 U.S.C. 3109, \$57,240,000, of
6 which not to exceed \$5,000,000 shall be available to carry
7 out the provisions of 44 U.S.C. chapter 35 including
8 \$200,000 to be used under those provisions to coordinate
9 implementation of chapter 8 of title 5, United States Code
10 (popularly known as the Congressional Review Act): *Pro-*
11 *vided*, That, as provided in 31 U.S.C. 1301(a), appropria-
12 tions shall be applied only to the objects for which appro-
13 priations were made except as otherwise provided by law:
14 *Provided further*, That none of the funds appropriated in
15 this Act for the Office of Management and Budget may
16 be used for the purpose of reviewing any agricultural mar-
17 keting orders or any activities or regulations under the
18 provisions of the Agricultural Marketing Agreement Act
19 of 1937 (7 U.S.C. 601 et seq.): *Provided further*, That
20 none of the funds made available for the Office of Manage-
21 ment and Budget by this Act may be expended for the
22 altering of the transcript of actual testimony of witnesses,
23 except for testimony of officials of the Office of Manage-
24 ment and Budget, before the House and Senate Commit-
25 tees on Appropriations or the House and Senate Commit-

tees on Veterans' Affairs or their subcommittees: *Provided*
further, That this proviso shall not apply to printed hear-
ings released by the House and Senate Committees on Ap-
propriations or the House and Senate Committees on Vet-
erans' Affairs.

OFFICE OF NATIONAL DRUG CONTROL POLICY

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of National
Drug Control Policy; for research activities pursuant to
title I of Public Law 100–690; not to exceed \$8,000 for
official reception and representation expenses; and for par-
ticipation in joint projects or in the provision of services
on matters of mutual interest with nonprofit, research, or
public organizations or agencies, with or without reim-
bursement; \$43,516,000, of which \$25,500,000 shall re-
main available until expended, consisting of \$1,000,000
for policy research and evaluation and \$24,500,000 for the
Counter-Drug Technology Assessment Center for
counternarcotics research and development projects of
which \$1,000,000 shall be obligated for state conferences
on model State drug laws and of which \$7,500,000 shall
be available for a program to transfer technology to State
and local law enforcement agencies: *Provided*, That the
\$24,500,000 for the Counter-Drug Technology Assess-
ment Center shall be available for transfer to other Fed-

1 eral departments or agencies: *Provided further*, That the
2 Office is authorized to accept, hold, administer, and utilize
3 gifts, both real and personal, for the purpose of aiding
4 or facilitating the work of the Office.

5 FEDERAL DRUG CONTROL PROGRAMS

6 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses of the Office of National
9 Drug Control Policy's High Intensity Drug Trafficking
10 Areas Program, \$146,207,000 for drug control activities
11 consistent with the approved strategy for each of the des-
12 ignated High Intensity Drug Trafficking Areas, of which
13 \$5,000,000 shall be used for a newly designated High In-
14 tensity Drug Trafficking Area in the three State area of
15 Kentucky, Tennessee, and West Virginia; of which
16 \$1,000,000 shall be used for a newly designated High In-
17 tensity Drug Trafficking Area in central Florida; of which
18 no less than \$77,000,000 shall be transferred to State and
19 local entities for drug control activities, which shall be ob-
20 ligated within 120 days of the date of enactment of this
21 Act and up to \$69,207,000 may be transferred to Federal
22 agencies and departments at a rate to be determined by
23 the Director: *Provided*, That funding shall be provided for
24 existing High Intensity Drug Trafficking Areas at no less
25 than the fiscal year 1997 level.

1 SPECIAL FORFEITURE FUND

2 (INCLUDING TRANSFER OF FUNDS)

3 For activities to support a national anti-drug cam-
4 paign for youth, and other purposes, as authorized by
5 Public Law 100–690, as amended, \$205,000,000, to re-
6 main available until expended: *Provided*, That such funds
7 may be transferred to other Federal departments and
8 agencies to carry out such activities: *Provided further*,
9 That of the amount provided, \$195,000,000 shall be to
10 support a national media campaign, to reduce and prevent
11 drug use among young Americans: *Provided further*, That
12 none of the funds provided for the support of a national
13 media campaign may be obligated until the Director, Of-
14 fice of National Drug Control Policy, submits a strategy
15 for approval to the Committees on Appropriations of the
16 House of Representatives and the Senate that includes (1)
17 a certification that funds will supplement and not supplant
18 current anti-drug community based coalitions; (2) a cer-
19 tification that none of the funds will be used for partisan
20 political purposes; (3) an implementation plan for securing
21 private sector contributions including, but not limited to,
22 in-kind contributions; and (4) a system to measure out-
23 comes of success of the national media campaign: *Provided*
24 *further*, That of the funds provided for the support of a
25 national media campaign, \$46,000,000 shall not be obli-
26 gated prior to September 30, 1998: *Provided further*, That

1 of the amount provided, \$10,000,000 shall be to initiate
2 a program of matching grants to drug-free communities,
3 as authorized in the Drug-Free Communities Act of 1997.

4 This title may be cited as the “Executive Office Ap-
5 propriations Act, 1998”.

6 TITLE IV—INDEPENDENT AGENCIES

7 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE

8 BLIND OR SEVERELY DISABLED

9 SALARIES AND EXPENSES

10 For necessary expenses of the Committee for Pur-
11 chase From People Who Are Blind or Severely Disabled
12 established by the Act of June 23, 1971, Public Law 92–
13 28, \$1,940,000.

14 FEDERAL ELECTION COMMISSION

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses to carry out the provisions
18 of the Federal Election Campaign Act of 1971, as amend-
19 ed, \$30,350,000, of which no less than \$2,500,000 shall
20 be available for internal automated data processing sys-
21 tems, and of which not to exceed \$5,000 shall be available
22 for reception and representation expenses: *Provided*, That
23 of the amounts appropriated for salaries and expenses,
24 \$750,000 shall be transferred to the General Accounting
25 Office for the sole purpose of entering into a contract with
26 the private sector for a management review, and tech-

1 nology and performance audit, of the Federal Election
2 Commission, and \$300,000 may be transferred to the Gov-
3 ernment Printing Office.

4 FEDERAL LABOR RELATIONS AUTHORITY

5 SALARIES AND EXPENSES

6 For necessary expenses to carry out functions of the
7 Federal Labor Relations Authority, pursuant to Reorga-
8 nization Plan Numbered 2 of 1978, and the Civil Service
9 Reform Act of 1978, including services as authorized by
10 5 U.S.C. 3109, including hire of experts and consultants,
11 hire of passenger motor vehicles, rental of conference
12 rooms in the District of Columbia and elsewhere;
13 \$21,803,000: *Provided*, That public members of the Fed-
14 eral Service Impasses Panel may be paid travel expenses
15 and per diem in lieu of subsistence as authorized by law
16 (5 U.S.C. 5703) for persons employed intermittently in
17 the Government service, and compensation as authorized
18 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
19 31 U.S.C. 3302, funds received from fees charged to non-
20 Federal participants at labor-management relations con-
21 ferences shall be credited to and merged with this account,
22 to be available without further appropriation for the costs
23 of carrying out these conferences.

1 GENERAL SERVICES ADMINISTRATION

2 FEDERAL BUILDINGS FUND

3 LIMITATIONS ON AVAILABILITY OF REVENUE

4 The revenues and collections deposited into the Fund
5 shall be available for necessary expenses of real property
6 management and related activities not otherwise provided
7 for, including operation, maintenance, and protection of
8 federally owned and leased buildings; rental of buildings
9 in the District of Columbia; restoration of leased premises;
10 moving governmental agencies (including space adjust-
11 ments and telecommunications relocation expenses) in
12 connection with the assignment, allocation and transfer of
13 space; contractual services incident to cleaning or servicing
14 buildings, and moving; repair and alteration of federally
15 owned buildings including grounds, approaches and appur-
16 tenances; care and safeguarding of sites; maintenance,
17 preservation, demolition, and equipment; acquisition of
18 buildings and sites by purchase, condemnation, or as oth-
19 erwise authorized by law; acquisition of options to pur-
20 chase buildings and sites; conversion and extension of fed-
21 erally owned buildings; preliminary planning and design
22 of projects by contract or otherwise; construction of new
23 buildings (including equipment for such buildings); and
24 payment of principal, interest, and any other obligations
25 for public buildings acquired by installment purchase and
26 purchase contract, in the aggregate amount of

1 \$4,835,934,000, of which (1) \$300,000,000 shall remain
2 available until expended, for Basic Repairs and Alter-
3 ations which includes associated design and construction
4 services: *Provided*, That additional projects for which
5 prospectuses have been fully approved may be funded
6 under this category only if advance approval is obtained
7 from the Committees on Appropriations of the House and
8 Senate: *Provided further*, That the amounts provided in
9 this or any prior Act for Repairs and Alterations may be
10 used to fund costs associated with implementing security
11 improvements to buildings necessary to meet the stand-
12 ards for security in accordance with current law and in
13 compliance with the reprogramming guidelines of the ap-
14 propriate Committees of the House and Senate: *Provided*
15 *further*, That funds made available in this Act or any pre-
16 vious Act for Repairs and Alterations shall, for prospectus
17 projects, be limited to the amount originally made avail-
18 able, except each project may be increased by an amount
19 not to exceed 10 percent when advance approval is ob-
20 tained from the Committees on Appropriations of the
21 House and Senate of a greater amount: *Provided further*,
22 That the difference between the funds appropriated and
23 expended on any projects in this or any prior Act, under
24 the heading “Repairs and Alterations”, may be trans-
25 ferred to Basic Repairs and Alterations or used to fund

1 authorized increases in prospectus projects: *Provided fur-*
2 *ther*, That the amount provided in this or any prior Act
3 for Basic Repairs and Alterations may be used to pay
4 claims against the Government arising from any projects
5 under the heading “Repairs and Alterations” or used to
6 fund authorized increases in prospectus projects; (2)
7 \$142,542,000 for installment acquisition payments includ-
8 ing payments on purchase contracts which shall remain
9 available until expended; (3) \$3,607,129,000, to remain
10 available until expended, for building operations, leasing
11 activities, and rental of space; and (4) \$680,543,000
12 which shall remain available until expended for projects
13 and activities previously requested and approved under
14 this heading in prior fiscal years: *Provided further*, That
15 for the purposes of this authorization, and hereafter,
16 buildings constructed pursuant to the purchase contract
17 authority of the Public Buildings Amendments of 1972
18 (40 U.S.C. 602a), buildings occupied pursuant to install-
19 ment purchase contracts, and buildings under the control
20 of another department or agency where alterations of such
21 buildings are required in connection with the moving of
22 such other department or agency from buildings then, or
23 thereafter to be, under the control of the General Services
24 Administration shall be considered to be federally owned
25 buildings: *Provided further*, That funds available in the

1 Federal Buildings Fund may be expended for emergency
2 repairs when advance approval is obtained from the Com-
3 mittees on Appropriations of the House and Senate: *Pro-*
4 *vided further*, That amounts necessary to provide reim-
5 bursable special services to other agencies under section
6 210(f)(6) of the Federal Property and Administrative
7 Services Act of 1949, as amended (40 U.S.C. 490(f)(6))
8 and amounts to provide such reimbursable fencing, light-
9 ing, guard booths, and other facilities on private or other
10 property not in Government ownership or control as may
11 be appropriate to enable the United States Secret Service
12 to perform its protective functions pursuant to 18 U.S.C.
13 3056, as amended, shall be available from such revenues
14 and collections: *Provided further*, That revenues and col-
15 lections and any other sums accruing to this Fund during
16 fiscal year 1998, excluding reimbursements under section
17 210(f)(6) of the Federal Property and Administrative
18 Services Act of 1949 (40 U.S.C. 490(f)(6)) in excess of
19 \$4,835,934,000 shall remain in the Fund and shall not
20 be available for expenditure except as authorized in appro-
21 priations Acts.

22 POLICY AND OPERATIONS

23 For expenses authorized by law, not otherwise pro-
24 vided for, for Government-wide policy and oversight activi-
25 ties associated with asset management activities; utiliza-
26 tion and donation of surplus personal property; transpor-

1 tation; procurement and supply; Government-wide and in-
2 ternal responsibilities relating to automated data manage-
3 ment, telecommunications, information resources manage-
4 ment, and related technology activities; utilization survey,
5 deed compliance inspection, appraisal, environmental and
6 cultural analysis, and land use planning functions pertain-
7 ing to excess and surplus real property; agency-wide policy
8 direction; Board of Contract Appeals; accounting, records
9 management, and other support services incident to adju-
10 dication of Indian Tribal Claims by the United States
11 Court of Federal Claims; services as authorized by 5
12 U.S.C. 3109; and not to exceed \$5,000 for official recep-
13 tion and representation expenses; \$107,487,000.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General and services authorized by 5 U.S.C. 3109,
17 \$33,870,000: *Provided*, That not to exceed \$10,000 shall
18 be available for payment for information and detection of
19 fraud against the Government, including payment for re-
20 covery of stolen Government property: *Provided further*,
21 That not to exceed \$2,500 shall be available for awards
22 to employees of other Federal agencies and private citizens
23 in recognition of efforts and initiatives resulting in en-
24 hanced Office of Inspector General effectiveness.

1 ALLOWANCES AND OFFICE STAFF FOR FORMER
2 PRESIDENTS

3 For carrying out the provisions of the Act of August
4 25, 1958, as amended (3 U.S.C. 102 note), and Public
5 Law 95-138, \$2,208,000: *Provided*, That the Adminis-
6 trator of General Services shall transfer to the Secretary
7 of the Treasury such sums as may be necessary to carry
8 out the provisions of such Acts.

9 GENERAL SERVICES ADMINISTRATION—GENERAL
10 PROVISIONS

11 SEC. 401. The appropriate appropriation or fund
12 available to the General Services Administration shall be
13 credited with the cost of operation, protection, mainte-
14 nance, upkeep, repair, and improvement, included as part
15 of rentals received from Government corporations pursu-
16 ant to law (40 U.S.C. 129).

17 SEC. 402. Funds available to the General Services
18 Administration shall be available for the hire of passenger
19 motor vehicles.

20 SEC. 403. Funds in the Federal Buildings Fund
21 made available for fiscal year 1998 for Federal Buildings
22 Fund activities may be transferred between such activities
23 only to the extent necessary to meet program require-
24 ments: *Provided*, That any proposed transfers shall be ap-

1 proved in advance by the Committees on Appropriations
2 of the House and Senate.

3 SEC. 404. No funds made available by this Act shall
4 be used to transmit a fiscal year 1999 request for United
5 States Courthouse construction that (1) does not meet the
6 design guide standards for construction as established and
7 approved by the General Services Administration, the Ju-
8 dicial Conference of the United States, and the Office of
9 Management and Budget; and (2) does not reflect the pri-
10 orities of the Judicial Conference of the United States as
11 set out in its approved 5-year construction plan: *Provided*,
12 That the fiscal year 1999 request must be accompanied
13 by a standardized courtroom utilization study of each fa-
14 cility to be constructed, replaced, or expanded.

15 SEC. 405. None of the funds provided in this Act may
16 be used to increase the amount of occupiable square feet,
17 provide cleaning services, security enhancements, or any
18 other service usually provided through the Federal Build-
19 ings Fund, to any agency which does not pay the rate per
20 square foot assessment for space and services as deter-
21 mined by the General Services Administration in compli-
22 ance with the Public Buildings Amendments Act of 1972
23 (Public Law 92-313).

1 SEC. 406. Section 10 of the General Services Admin-
2 istration General Provisions, Public Law 100–440, is here-
3 by repealed.

4 SEC. 407. Funds provided to other Government agen-
5 cies by the Information Technology Fund, GSA, under 40
6 U.S.C. 757 and sections 5124(b) and 5128 of Public Law
7 104–106, Information Technology Management Reform
8 Act of 1996, for performance of pilot information tech-
9 nology projects which have potential for Government-wide
10 benefits and savings, may be repaid to this Fund from
11 any savings actually incurred by these projects or other
12 funding, to the extent feasible.

13 SEC. 408. The Administrator of the General Services
14 is directed to ensure that the materials used for the facade
15 on the United States Courthouse Annex, Savannah, Geor-
16 gia project are compatible with the existing Savannah
17 Federal Building-U.S. Courthouse facade, in order to en-
18 sure compatibility of this new facility with the Savannah
19 historic district and to ensure that the Annex will not en-
20 danger the National Landmark status of the Savannah
21 historic district.

22 SEC. 409. (a) The Act entitled “An Act to provide
23 retirement, clerical assistants, and free mailing privileges
24 to former Presidents of the United States, and for other

1 purposes”, approved August 25, 1958 (3 U.S.C. 102
2 note), is amended by striking section 2.

3 (b) Section 3214 of title 39, United States Code, is
4 amended—

5 (1) in subsection (a) by striking “(a) Subject to
6 subsection (b), a” and inserting “A”; and

7 (2) by striking subsection (b).

8 SEC. 410. There is hereby appropriated to the Gen-
9 eral Services Administration such sums as may be nec-
10 essary to repay debts to the United States Treasury in-
11 curred pursuant to section 6 of the Pennsylvania Avenue
12 Development Corporation Act of 1972, as amended (Pub-
13 lic Law 92–578, 86 Stat. 1266, 40 U.S.C. 875), and in
14 addition such amounts as are necessary for payment of
15 interest and premiums, if any, related to such debts.

16 SEC. 411. From funds made available under the
17 heading “Federal Buildings Fund Limitations on Reve-
18 nue,” claims against the Government of less than
19 \$250,000 arising from direct construction projects and ac-
20 quisition of buildings may be liquidated from savings ef-
21 fected in other construction projects with prior notification
22 to the Committees on Appropriations of the House and
23 Senate.

24 SEC. 412. (a) IN GENERAL.—Notwithstanding any
25 other provision of law, the Administrator of General Serv-

1 ices shall sell the property described in subsection (b)
2 through a process of competitive bidding, in accordance
3 with procedures and requirements applicable to such a sale
4 under section 203(e) of the Federal Property and Admin-
5 istrative Services Act of 1949 (40 U.S.C. 484(e)).

6 (b) PROPERTY DESCRIBED.—The property referred
7 to in subsection (a) is the property known as the Bakers-
8 field Federal Building, located at 800 Truxton Avenue in
9 Bakersfield, California, including the land on which the
10 building is situated and all improvements to such building
11 and land.

12 FEDERAL PAYMENT TO MORRIS K. UDALL SCHOLAR-
13 SHIP AND EXCELLENCE IN NATIONAL ENVIRON-
14 MENTAL POLICY FOUNDATION

15 For payment to the Morris K. Udall Scholarship and
16 Excellence in National Environmental Trust Fund, to be
17 available for purposes of Public Law 102–259,
18 \$2,000,000, to remain available until expended.

19 JOHN F. KENNEDY ASSASSINATION RECORDS REVIEW
20 BOARD

21 For the necessary expenses to carry out the John F.
22 Kennedy Assassination Records Collection Act of 1992,
23 \$1,600,000: *Provided*, That \$100,000 shall be available
24 only for the purposes of the prompt and orderly termi-
25 nation of the John F. Kennedy Assassination Records Re-

1 view Board, to be concluded no later than September 30,
2 1998.

3 MERIT SYSTEMS PROTECTION BOARD

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses to carry out functions of the
7 Merit Systems Protection Board pursuant to Reorganiza-
8 tion Plan Numbered 2 of 1978 and the Civil Service Re-
9 form Act of 1978, including services as authorized by 5
10 U.S.C. 3109, rental of conference rooms in the District
11 of Columbia and elsewhere, hire of passenger motor vehi-
12 cles, and direct procurement of survey printing,
13 \$25,290,000, together with not to exceed \$2,430,000 for
14 administrative expenses to adjudicate retirement appeals
15 to be transferred from the Civil Service Retirement and
16 Disability Fund in amounts determined by the Merit Sys-
17 tems Protection Board.

18 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

19 OPERATING EXPENSES

20 For necessary expenses in connection with the admin-
21 istration of the National Archives (including the Informa-
22 tion Security Oversight Office) and records and related ac-
23 tivities, as provided by law, and for expenses necessary
24 for the review and declassification of documents, and for
25 the hire of passenger motor vehicles, \$202,354,000: *Pro-*
26 *vided*, That the Archivist of the United States is author-

1 ized to use any excess funds available from the amount
2 borrowed for construction of the National Archives facil-
3 ity, for expenses necessary to provide adequate storage for
4 holdings.

5 REPAIRS AND RESTORATION

6 For the repair, alteration, and improvement of ar-
7 chives facilities and presidential libraries, and to provide
8 adequate storage for holdings, \$10,650,000, to remain
9 available until September 30, 1999.

10 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

11 COMMISSION

12 GRANTS PROGRAM

13 For necessary expenses for allocations and grants for
14 historical publications and records as authorized by 44
15 U.S.C. 2504, as amended. \$5,500,000, to remain available
16 until expended.

17 OFFICE OF GOVERNMENT ETHICS

18 SALARIES AND EXPENSES

19 For necessary expenses to carry out functions of the
20 Office of Government Ethics pursuant to the Ethics in
21 Government Act of 1978, as amended by Public Law 100-
22 598, and the Ethics Reform Act of 1989, Public Law 101-
23 194, including services as authorized by 5 U.S.C. 3109,
24 rental of conference rooms in the District of Columbia and
25 elsewhere, hire of passenger motor vehicles, and not to ex-

1 ceed \$1,500 for official reception and representation ex-
2 penses; \$8,078,000.

3 OFFICE OF PERSONNEL MANAGEMENT

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF TRUST FUNDS)

6 For necessary expenses to carry out functions of the
7 Office of Personnel Management pursuant to Reorganiza-
8 tion Plan Numbered 2 of 1978 and the Civil Service Re-
9 form Act of 1978, including services as authorized by 5
10 U.S.C. 3109; medical examinations performed for veterans
11 by private physicians on a fee basis; rental of conference
12 rooms in the District of Columbia and elsewhere; hire of
13 passenger motor vehicles; not to exceed \$2,500 for official
14 reception and representation expenses; advances for reim-
15 bursements to applicable funds of the Office of Personnel
16 Management and the Federal Bureau of Investigation for
17 expenses incurred under Executive Order 10422 of Janu-
18 ary 9, 1953, as amended; and payment of per diem and/
19 or subsistence allowances to employees where Voting
20 Rights Act activities require an employee to remain over-
21 night at his or her post of duty; \$85,350,000; and in addi-
22 tion \$91,236,000 for administrative expenses, to be trans-
23 ferred from the appropriate trust funds of the Office of
24 Personnel Management without regard to other statutes,
25 including direct procurement of printed materials, for the
26 retirement and insurance programs: *Provided*, That the

1 provisions of this appropriation shall not affect the author-
2 ity to use applicable trust funds as provided by section
3 8348(a)(1)(B) of title 5, United States Code: *Provided*
4 *further*, That, except as may be consistent with 5 U.S.C.
5 8902a(f)(1) and (i), no payment may be made from the
6 Employees Health Benefits Fund to any physician, hos-
7 pital, or other provider of health care services or supplies
8 who is, at the time such services or supplies are provided
9 to an individual covered under chapter 89 of title 5, Unit-
10 ed States Code, excluded, pursuant to section 1128 or
11 1128A of the Social Security Act (42 U.S.C. 1320a-7-
12 1320a-7a), from participation in any program under title
13 XVIII of the Social Security Act (42 U.S.C. 1395 et seq.):
14 *Provided further*, That no part of this appropriation shall
15 be available for salaries and expenses of the Legal Exam-
16 ining Unit of the Office of Personnel Management estab-
17 lished pursuant to Executive Order 9358 of July 1, 1943,
18 or any successor unit of like purpose: *Provided further*,
19 That the President's Commission on White House Fel-
20 lows, established by Executive Order 11183 of October 3,
21 1964, may, during the fiscal year ending September 30,
22 1998, accept donations of money, property, and personal
23 services in connection with the development of a publicity
24 brochure to provide information about the White House
25 Fellows, except that no such donations shall be accepted

1 for travel or reimbursement of travel expenses, or for the
2 salaries of employees of such Commission.

3 OFFICE OF INSPECTOR GENERAL
4 SALARIES AND EXPENSES
5 (INCLUDING TRANSFER OF TRUST FUNDS)

6 For necessary expenses of the Office of Inspector
7 General in carrying out the provisions of the Inspector
8 General Act, as amended, including services as authorized
9 by 5 U.S.C. 3109, hire of passenger motor vehicles,
10 \$960,000; and in addition, not to exceed \$8,645,000 for
11 administrative expenses to audit the Office of Personnel
12 Management's retirement and insurance programs, to be
13 transferred from the appropriate trust funds of the Office
14 of Personnel Management, as determined by the Inspector
15 General: *Provided*, That the Inspector General is author-
16 ized to rent conference rooms in the District of Columbia
17 and elsewhere.

18 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES
19 HEALTH BENEFITS

20 For payment of Government contributions with re-
21 spect to retired employees, as authorized by chapter 89
22 of title 5, United States Code, and the Retired Federal
23 Employees Health Benefits Act (74 Stat. 849), as amend-
24 ed, such sums as may be necessary.

1 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
2 LIFE INSURANCE

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

7 PAYMENT TO CIVIL SERVICE RETIREMENT AND
8 DISABILITY FUND

9 For financing the unfunded liability of new and in-
10 creased annuity benefits becoming effective on or after Oc-
11 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
12 nuities under special Acts to be credited to the Civil Serv-
13 ice Retirement and Disability Fund, such sums as may
14 be necessary: *Provided*, That annuities authorized by the
15 Act of May 29, 1944, as amended, and the Act of August
16 19, 1950, as amended (33 U.S.C. 771–75), may hereafter
17 be paid out of the Civil Service Retirement and Disability
18 Fund.

19 OFFICE OF SPECIAL COUNSEL
20 SALARIES AND EXPENSES

21 For necessary expenses to carry out functions of the
22 Office of Special Counsel pursuant to Reorganization Plan
23 Numbered 2 of 1978, the Civil Service Reform Act of
24 1978 (Public Law 95–454), the Whistleblower Protection
25 Act of 1989 (Public Law 101–12), Public Law 103–424,
26 and the Uniformed Services Employment and Reemploy-

1 ment Act of 1994 (Public Law 103–353), including serv-
2 ices as authorized by 5 U.S.C. 3109, payment of fees and
3 expenses for witnesses, rental of conference rooms in the
4 District of Columbia and elsewhere, and hire of passenger
5 motor vehicles; \$8,116,000.

6 UNITED STATES TAX COURT

7 SALARIES AND EXPENSES

8 For necessary expenses, including contract reporting
9 and other services as authorized by 5 U.S.C. 3109,
10 \$33,921,000: *Provided*, That travel expenses of the judges
11 shall be paid upon the written certificate of the judge.

12 This title may be cited as the “Independent Agencies
13 Appropriations Act, 1998”.

14 TITLE V—GENERAL PROVISIONS

15 THIS ACT

16 SEC. 501. No part of any appropriation contained in
17 this Act shall remain available for obligation beyond the
18 current fiscal year unless expressly so provided herein.

19 SEC. 502. The expenditure of any appropriation
20 under this Act for any consulting service through procure-
21 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
22 to those contracts where such expenditures are a matter
23 of public record and available for public inspection, except
24 where otherwise provided under existing law, or under ex-
25 isting Executive order issued pursuant to existing law.

1 SEC. 503. None of the funds made available by this
2 Act shall be available for any activity or for paying the
3 salary of any Government employee where funding an ac-
4 tivity or paying a salary to a Government employee would
5 result in a decision, determination, rule, regulation, or pol-
6 icy that would prohibit the enforcement of section 307 of
7 the Tariff Act of 1930.

8 SEC. 504. None of the funds made available by this
9 Act shall be available in fiscal year 1998 and hereafter,
10 for the purpose of transferring control over the Federal
11 Law Enforcement Training Center located at Glyneo,
12 Georgia, and Artesia, New Mexico, out of the Treasury
13 Department.

14 SEC. 505. No part of any appropriation contained in
15 this Act shall be available for the payment of the salary
16 of any officer or employee of the Federal Government,
17 who—

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

1 other officer or employee in any way, irrespective of
2 whether such communication or contact is at the ini-
3 tiative of such other officer or employee or in re-
4 sponse to the request or inquiry of such Member,
5 committee, or subcommittee; or

6 (2) removes, suspends from duty without pay,
7 demotes, reduces in rank, seniority, status, pay, or
8 performance of efficiency rating, denies promotion
9 to, relocates, reassigns, transfers, disciplines, or dis-
10 criminate in regard to any employment right, enti-
11 tlement, or benefit, or any term or condition of em-
12 ployment of, any other officer or employee of the
13 Federal Government, or attempts or threatens to
14 commit any of the foregoing actions with respect to
15 such other officer or employee, by reason of any
16 communication or contact of such other officer or
17 employee with any Member, committee, or sub-
18 committee of the Congress as described in paragraph
19 (1).

20 SEC. 506. The Office of Personnel Management may,
21 during the fiscal year ending September 30, 1998, and
22 hereafter, accept donations of supplies, services, land, and
23 equipment for the Federal Executive Institute and Man-
24 agement Development Centers to assist in enhancing the
25 quality of Federal management.

1 SEC. 507. No part of any appropriation contained in
2 this Act shall be available to pay the salary for any person
3 filling a position, other than a temporary position, for-
4 merly held by an employee who has left to enter the Armed
5 Forces of the United States and has satisfactorily com-
6 pleted his period of active military or naval service and
7 has within 90 days after his release from such service or
8 from hospitalization continuing after discharge for a pe-
9 riod of not more than 1 year made application for restora-
10 tion to his former position and has been certified by the
11 Office of Personnel Management as still qualified to per-
12 form the duties of his former position and has not been
13 restored thereto.

14 SEC. 508. No funds appropriated pursuant to this
15 Act may be expended by an entity unless the entity agrees
16 that in expending the assistance the entity will comply
17 with sections 2 through 4 of the Act of March 3, 1933
18 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
19 ican Act”).

20 SEC. 509. (a) PURCHASE OF AMERICAN-MADE
21 EQUIPMENT AND PRODUCTS.—In the case of any equip-
22 ment or products that may be authorized to be purchased
23 with financial assistance provided under this Act, it is the
24 sense of the Congress that entities receiving such assist-

1 ance should, in expending the assistance, purchase only
2 American-made equipment and products.

3 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
4 providing financial assistance under this Act, the Sec-
5 retary of the Treasury shall provide to each recipient of
6 the assistance a notice describing the statement made in
7 subsection (a) by the Congress.

8 SEC. 510. If it has been finally determined by a court
9 or Federal agency that any person intentionally affixed a
10 label bearing a “Made in America” inscription, or any in-
11 scription with the same meaning, to any product sold in
12 or shipped to the United States that is not made in the
13 United States, such person shall be ineligible to receive
14 any contract or subcontract made with funds provided
15 pursuant to this Act, pursuant to the debarment, suspen-
16 sion, and ineligibility procedures described in sections
17 9.400 through 9.409 of title 48, Code of Federal Regula-
18 tions.

19 SEC. 511. Except as otherwise specifically provided
20 by law, not to exceed 50 percent of unobligated balances
21 remaining available at the end of fiscal year 1998 from
22 appropriations made available for salaries and expenses
23 for fiscal year 1998 in this Act, shall remain available
24 through September 30, 1999, for each such account for
25 the purposes authorized: *Provided*, That a request shall

1 be submitted to the House and Senate Committees on Ap-
2 propriations for approval prior to the expenditure of such
3 funds.

4 SEC. 512. None of the funds made available in this
5 Act may be used by the Executive Office of the President
6 to request from the Federal Bureau of Investigation any
7 official background investigation report on any individual,
8 except when it is made known to the Federal official hav-
9 ing authority to obligate or expend such funds that—

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

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

16 SEC. 513. Notwithstanding any other provision of
17 law, no part of any appropriation contained or otherwise
18 made available in this Act for any fiscal year shall be avail-
19 able for paying Sunday premium or night differential pay
20 to any employee unless such employee actually performed
21 work during the time corresponding to such premium or
22 differential pay, except that differential pay may be paid
23 to an employee in a paid leave status if that employee is
24 permanently assigned to work a shift entitled to such pay
25 and has been in night differential pay status for a mini-

1 mum of 26 weeks immediately prior to the date of paid
2 leave.

3 SEC. 514. In addition to any other amount appro-
4 priated for the salaries and expenses of the Federal Elec-
5 tion Commission in this Act, for necessary expenses of the
6 Commission for internal automated data processing sys-
7 tems, \$4,200,000, to remain available until expended ex-
8 cept that such amount shall not be available for obligation
9 until the conditions set forth in section 515(a) (requiring
10 the filling of Commission vacancies and prohibiting the re-
11 appointment of Commission members) have been satisfied.

12 SEC. 515. (a) CONDITIONS ON ADDITIONAL FUNDS
13 FOR FEC.—The additional amount provided in this Act
14 under the heading “Federal Election Commission—Sala-
15 ries and Expenses” for internal automated data process-
16 ing systems of the Federal Election Commission shall not
17 be available for obligation until—

18 (1) all vacancies that existed in the membership
19 of the Commission as of July 15, 1997, have been
20 filled; and

21 (2) there is enacted into law a prohibition on
22 the reappointment of members of the Commission.

23 (b) PROHIBITING REAPPOINTMENT OF MEMBERS OF
24 FEDERAL ELECTION COMMISSION.—

1 (1) IN GENERAL.—Section 306(a)(2)(A) of the
2 Federal Election Campaign Act of 1971 (2 U.S.C.
3 437c(a)(2)(A)) is amended by striking “for terms of
4 6 years” and inserting “for a single term of 6
5 years”.

6 (2) EFFECTIVE DATE; TRANSITION RULE.—

7 (A) IN GENERAL.—The amendment made
8 by paragraph (1) shall apply with respect to in-
9 dividuals appointed as members of the Federal
10 Election Commission on or after the date of the
11 enactment of this Act.

12 (B) TREATMENT OF CURRENT COMMIS-
13 SIONERS.—No individual serving as a member
14 of the Federal Election Commission as of the
15 date of the enactment of this Act may be re-
16 appointed as a member of the Commission after
17 the expiration of the individual’s current term
18 of service.

19 (3) COORDINATION OF PROVISIONS.—The
20 amendment made by paragraph (1) shall be consid-
21 ered to satisfy the condition set forth in subsection
22 (a)(2).

23 SEC. 516. No funds appropriated by this Act shall
24 be available to pay for an abortion, or the administrative
25 expenses in connection with any health plan under the

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

3 SEC. 517. The provision of section 516 shall not
4 apply where the life of the mother would be endangered
5 if the fetus were carried to term, or the pregnancy is the
6 result of an act of rape or incest.

7 TITLE VI—GENERAL PROVISIONS

8 DEPARTMENTS, AGENCIES, AND CORPORATIONS

9 SEC. 601. Funds appropriated in this or any other
10 Act may be used to pay travel to the United States for
11 the immediate family of employees serving abroad in cases
12 of death or life threatening illness of said employee.

13 SEC. 602. No department, agency, or instrumentality
14 of the United States receiving appropriated funds under
15 this or any other Act for fiscal year 1998 shall obligate
16 or expend any such funds, unless such department, agen-
17 cy, or instrumentality has in place, and will continue to
18 administer in good faith, a written policy designed to en-
19 sure that all of its workplaces are free from the illegal
20 use, possession, or distribution of controlled substances
21 (as defined in the Controlled Substances Act) by the offi-
22 cers and employees of such department, agency, or instru-
23 mentality.

24 SEC. 603. Notwithstanding 31 U.S.C. 1345, any
25 agency, department, or instrumentality of the United

1 States which provides or proposes to provide child care
2 services for Federal employees may reimburse any Federal
3 employee or any person employed to provide such services
4 for travel, transportation, and subsistence expenses in-
5 curred for training classes, conferences, or other meetings
6 in connection with the provision of such services: *Provided*,
7 That any per diem allowance made pursuant to this sec-
8 tion shall not exceed the rate specified in regulations pre-
9 scribed pursuant to section 5707 of title 5, United States
10 Code.

11 SEC. 604. Unless otherwise specifically provided, the
12 maximum amount allowable during the current fiscal year
13 in accordance with section 16 of the Act of August 2, 1946
14 (60 Stat. 810), for the purchase of any passenger motor
15 vehicle (exclusive of buses, ambulances, law enforcement,
16 and undercover surveillance vehicles), is hereby fixed at
17 \$8,100 except station wagons for which the maximum
18 shall be \$9,100: *Provided*, That these limits may be ex-
19 ceeded by not to exceed \$3,700 for police-type vehicles,
20 and by not to exceed \$4,000 for special heavy-duty vehi-
21 cles: *Provided further*, That the limits set forth in this sec-
22 tion may not be exceeded by more than 5 percent for elec-
23 tric or hybrid vehicles purchased for demonstration under
24 the provisions of the Electric and Hybrid Vehicle Re-
25 search, Development, and Demonstration Act of 1976:

1 *Provided further*, That the limits set forth in this section
2 may be exceeded by the incremental cost of clean alter-
3 native fuels vehicles acquired pursuant to Public Law
4 101–549 over the cost of comparable conventionally fueled
5 vehicles.

6 SEC. 605. Appropriations of the executive depart-
7 ments and independent establishments for the current fis-
8 cal year available for expenses of travel, or for the ex-
9 penses of the activity concerned, are hereby made available
10 for quarters allowances and cost-of-living allowances, in
11 accordance with 5 U.S.C. 5922–24.

12 SEC. 606. Unless otherwise specified during the cur-
13 rent fiscal year, no part of any appropriation contained
14 in this or any other Act shall be used to pay the compensa-
15 tion of any officer or employee of the Government of the
16 United States (including any agency the majority of the
17 stock of which is owned by the Government of the United
18 States) whose post of duty is in the continental United
19 States unless such person: (1) is a citizen of the United
20 States; (2) is a person in the service of the United States
21 on the date of enactment of this Act who, being eligible
22 for citizenship, has filed a declaration of intention to be-
23 come a citizen of the United States prior to such date and
24 is actually residing in the United States; (3) is a person
25 who owes allegiance to the United States; (4) is an alien

1 from Cuba, Poland, South Vietnam, the countries of the
2 former Soviet Union, or the Baltic countries lawfully ad-
3 mitted to the United States for permanent residence; (5)
4 is a South Vietnamese, Cambodian, or Laotian refugee pa-
5 roled in the United States after January 1, 1975; or (6)
6 is a national of the People's Republic of China who quali-
7 fies for adjustment of status pursuant to the Chinese Stu-
8 dent Protection Act of 1992: *Provided*, That for the pur-
9 pose of this section, an affidavit signed by any such person
10 shall be considered prima facie evidence that the require-
11 ments of this section with respect to his or her status have
12 been complied with: *Provided further*, That any person
13 making a false affidavit shall be guilty of a felony, and,
14 upon conviction, shall be fined no more than \$4,000 or
15 imprisoned for not more than 1 year, or both: *Provided*
16 *further*, That the above penal clause shall be in addition
17 to, and not in substitution for, any other provisions of ex-
18 isting law: *Provided further*, That any payment made to
19 any officer or employee contrary to the provisions of this
20 section shall be recoverable in action by the Federal Gov-
21 ernment. This section shall not apply to citizens of Ire-
22 land, Israel, or the Republic of the Philippines, or to na-
23 tionals of those countries allied with the United States in
24 the current defense effort, or to international broadcasters
25 employed by the United States Information Agency, or to

1 temporary employment of translators, or to temporary em-
2 ployment in the field service (not to exceed 60 days) as
3 a result of emergencies.

4 SEC. 607. Appropriations available to any depart-
5 ment or agency during the current fiscal year for nec-
6 essary expenses, including maintenance or operating ex-
7 penses, shall also be available for payment to the General
8 Services Administration for charges for space and services
9 and those expenses of renovation and alteration of build-
10 ings and facilities which constitute public improvements
11 performed in accordance with the Public Buildings Act of
12 1959 (73 Stat. 749), the Public Buildings Amendments
13 of 1972 (87 Stat. 216), or other applicable law.

14 SEC. 608. In addition to funds provided in this or
15 any other Act, all Federal agencies are authorized to re-
16 ceive and use funds resulting from the sale of materials,
17 including Federal records disposed of pursuant to a
18 records schedule recovered through recycling or waste pre-
19 vention programs. Such funds shall be available until ex-
20 pended for the following purposes:

21 (1) Acquisition, waste reduction and prevention,
22 and recycling programs as described in Executive
23 Order 12873 (October 20, 1993), including any such
24 programs adopted prior to the effective date of the
25 Executive Order.

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

5 (3) Other employee programs as authorized by
6 law or as deemed appropriate by the head of the
7 Federal agency.

8 SEC. 609. Funds made available by this or any other
9 Act for administrative expenses in the current fiscal year
10 of the corporations and agencies subject to chapter 91 of
11 title 31, United States Code, shall be available, in addition
12 to objects for which such funds are otherwise available,
13 for rent in the District of Columbia; services in accordance
14 with 5 U.S.C. 3109; and the objects specified under this
15 head, all the provisions of which shall be applicable to the
16 expenditure of such funds unless otherwise specified in the
17 Act by which they are made available: *Provided*, That in
18 the event any functions budgeted as administrative ex-
19 penses are subsequently transferred to or paid from other
20 funds, the limitations on administrative expenses shall be
21 correspondingly reduced.

22 SEC. 610. No part of any appropriation for the cur-
23 rent fiscal year contained in this or any other Act shall
24 be paid to any person for the filling of any position for

1 which he or she has been nominated after the Senate has
2 voted not to approve the nomination of said person.

3 SEC. 611. No part of any appropriation contained in
4 this or any other Act shall be available for interagency
5 financing of boards (except Federal Executive Boards),
6 commissions, councils, committees, or similar groups
7 (whether or not they are interagency entities) which do
8 not have a prior and specific statutory approval to receive
9 financial support from more than one agency or instru-
10 mentality.

11 SEC. 612. Funds made available by this or any other
12 Act to the Postal Service Fund (39 U.S.C. 2003) shall
13 be available for employment of guards for all buildings and
14 areas owned or occupied by the Postal Service and under
15 the charge and control of the Postal Service, and such
16 guards shall have, with respect to such property, the pow-
17 ers of special policemen provided by the first section of
18 the Act of June 1, 1948, as amended (62 Stat. 281; 40
19 U.S.C. 318), and, as to property owned or occupied by
20 the Postal Service, the Postmaster General may take the
21 same actions as the Administrator of General Services
22 may take under the provisions of sections 2 and 3 of the
23 Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C.
24 318a, 318b), attaching thereto penal consequences under
25 the authority and within the limits provided in section 4

1 of the Act of June 1, 1948, as amended (62 Stat. 281;
2 40 U.S.C. 318c).

3 SEC. 613. None of the funds made available pursuant
4 to the provisions of this Act shall be used to implement,
5 administer, or enforce any regulation which has been dis-
6 approved pursuant to a resolution of disapproval duly
7 adopted in accordance with the applicable law of the Unit-
8 ed States.

9 SEC. 614. (a) Notwithstanding any other provision
10 of law, and except as otherwise provided in this section,
11 no part of any of the funds appropriated for the fiscal
12 year ending on September 30, 1998, by this or any other
13 Act, may be used to pay any prevailing rate employee de-
14 scribed in section 5342(a)(2)(A) of title 5, United States
15 Code—

16 (1) during the period from the date of expira-
17 tion of the limitation imposed by section 616 of the
18 Treasury, Postal Service and General Government
19 Appropriations Act, 1997, until the normal effective
20 date of the applicable wage survey adjustment that
21 is to take effect in fiscal year 1998, in an amount
22 that exceeds the rate payable for the applicable
23 grade and step of the applicable wage schedule in
24 accordance with such section 616; and

1 (2) during the period consisting of the remain-
2 der of fiscal year 1998, in an amount that exceeds,
3 as a result of a wage survey adjustment, the rate
4 payable under paragraph (1) by more than the sum
5 of—

6 (A) the percentage adjustment taking ef-
7 fect in fiscal year 1998 under section 5303 of
8 title 5, United States Code, in the rates of pay
9 under the General Schedule; and

10 (B) the difference between the overall aver-
11 age percentage of the locality-based comparabil-
12 ity payments taking effect in fiscal year 1998
13 under section 5304 of such title (whether by
14 adjustment or otherwise), and the overall aver-
15 age percentage of such payments which was ef-
16 fective in fiscal year 1997 under such section.

17 (b) Notwithstanding any other provision of law, no
18 prevailing rate employee described in subparagraph (B) or
19 (C) of section 5342(a)(2) of title 5, United States Code,
20 and no employee covered by section 5348 of such title,
21 may be paid during the periods for which subsection (a)
22 is in effect at a rate that exceeds the rates that would
23 be payable under subsection (a) were subsection (a) appli-
24 cable to such employee.

1 (c) For the purposes of this section, the rates payable
2 to an employee who is covered by this section and who
3 is paid from a schedule not in existence on September 30,
4 1997, shall be determined under regulations prescribed by
5 the Office of Personnel Management.

6 (d) Notwithstanding any other provision of law, rates
7 of premium pay for employees subject to this section may
8 not be changed from the rates in effect on September 30,
9 1997, except to the extent determined by the Office of
10 Personnel Management to be consistent with the purpose
11 of this section.

12 (e) This section shall apply with respect to pay for
13 service performed after September 30, 1997.

14 (f) For the purpose of administering any provision
15 of law (including section 8431 of title 5, United States
16 Code, and any rule or regulation that provides premium
17 pay, retirement, life insurance, or any other employee ben-
18 efit) that requires any deduction or contribution, or that
19 imposes any requirement or limitation on the basis of a
20 rate of salary or basic pay, the rate of salary or basic pay
21 payable after the application of this section shall be treat-
22 ed as the rate of salary or basic pay.

23 (g) Nothing in this section shall be considered to per-
24 mit or require the payment to any employee covered by

1 this section at a rate in excess of the rate that would be
2 payable were this section not in effect.

3 (h) The Office of Personnel Management may provide
4 for exceptions to the limitations imposed by this section
5 if the Office determines that such exceptions are necessary
6 to ensure the recruitment or retention of qualified employ-
7 ees.

8 SEC. 615. During the period in which the head of
9 any department or agency, or any other officer or civilian
10 employee of the Government appointed by the President
11 of the United States, holds office, no funds may be obli-
12 gated or expended in excess of \$5,000 to furnish or re-
13 decorate the office of such department head, agency head,
14 officer, or employee, or to purchase furniture or make im-
15 provements for any such office, unless advance notice of
16 such furnishing or redecoration is expressly approved by
17 the Committees on Appropriations of the House and Sen-
18 ate. For the purposes of this section, the word "office"
19 shall include the entire suite of offices assigned to the indi-
20 vidual, as well as any other space used primarily by the
21 individual or the use of which is directly controlled by the
22 individual.

23 SEC. 616. Notwithstanding any other provision of
24 law, no executive branch agency shall purchase, construct,
25 and/or lease any additional facilities, except within or con-

1 tiguous to existing locations, to be used for the purpose
2 of conducting Federal law enforcement training without
3 the advance approval of the House and Senate Committees
4 on Appropriations.

5 SEC. 617. Notwithstanding section 1346 of title 31,
6 United States Code, or section 611 of this Act, funds
7 made available for fiscal year 1998 by this or any other
8 Act shall be available for the interagency funding of na-
9 tional security and emergency preparedness telecommuni-
10 cations initiatives which benefit multiple Federal depart-
11 ments, agencies, or entities, as provided by Executive
12 Order Numbered 12472 (April 3, 1984).

13 SEC. 618. (a) None of the funds appropriated by this
14 or any other Act may be obligated or expended by any
15 Federal department, agency, or other instrumentality for
16 the salaries or expenses of any employee appointed to a
17 position of a confidential or policy-determining character
18 excepted from the competitive service pursuant to section
19 3302 of title 5, United States Code, without a certification
20 to the Office of Personnel Management from the head of
21 the Federal department, agency, or other instrumentality
22 employing the Schedule C appointee that the Schedule C
23 position was not created solely or primarily in order to
24 detail the employee to the White House.

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

4 (1) the Central Intelligence Agency;

5 (2) the National Security Agency;

6 (3) the Defense Intelligence Agency;

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

10 (5) the Bureau of Intelligence and Research of
11 the Department of State;

12 (6) any agency, office, or unit of the Army,
13 Navy, Air Force, and Marine Corps, the Federal Bu-
14 reau of Investigation and the Drug Enforcement Ad-
15 ministration of the Department of Justice, the De-
16 partment of Transportation, the Department of the
17 Treasury, and the Department of Energy perform-
18 ing intelligence functions; and

19 (7) the Director of Central Intelligence.

20 SEC. 619. No department, agency, or instrumentality
21 of the United States receiving appropriated funds under
22 this or any other Act for fiscal year 1998 shall obligate
23 or expend any such funds, unless such department, agen-
24 cy, or instrumentality has in place, and will continue to
25 administer in good faith, a written policy designed to en-

1 sure that all of its workplaces are free from discrimination
2 and sexual harassment and that all of its workplaces are
3 not in violation of title VII of the Civil Rights Act of 1964,
4 as amended, the Age Discrimination in Employment Act
5 of 1967, and the Rehabilitation Act of 1973.

6 SEC. 620. No part of any appropriation contained in
7 this Act may be used to pay for the expenses of travel
8 of employees, including employees of the Executive Office
9 of the President, not directly responsible for the discharge
10 of official governmental tasks and duties: *Provided*, That
11 this restriction shall not apply to the family of the Presi-
12 dent, Members of Congress or their spouses, Heads of
13 State of a foreign country or their designees, persons pro-
14 viding assistance to the President for official purposes, or
15 other individuals so designated by the President.

16 SEC. 621. Notwithstanding any provision of law, the
17 President, or his designee, must certify to Congress, annu-
18 ally, that no person or persons with direct or indirect re-
19 sponsibility for administering the Executive Office of the
20 President's Drug-Free Workplace Plan are themselves
21 subject to a program of individual random drug testing.

22 SEC. 622. (a) None of the funds made available in
23 this or any other Act may be obligated or expended for
24 any employee training that—

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

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

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

10 (4) contains any methods or content associated
11 with religious or quasi-religious belief systems or
12 “new age” belief systems as defined in Equal Em-
13 ployment Opportunity Commission Notice N-
14 915.022, dated September 2, 1988;

15 (5) is offensive to, or designed to change, par-
16 ticipants’ personal values or lifestyle outside the
17 workplace; or

18 (6) includes content related to human
19 immunodeficiency virus-acquired immune deficiency
20 syndrome (HIV/AIDS) other than that necessary to
21 make employees more aware of the medical ramifica-
22 tions of HIV/AIDS and the workplace rights of
23 HIV-positive employees.

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

4 SEC. 623. No funds appropriated in this or any other
5 Act for fiscal year 1998 may be used to implement or en-
6 force the agreements in Standard Forms 312 and 4355
7 of the Government or any other nondisclosure policy,
8 form, or agreement if such policy, form, or agreement does
9 not contain the following provisions: “These restrictions
10 are consistent with and do not supersede, conflict with,
11 or otherwise alter the employee obligations, rights, or li-
12 abilities created by Executive Order 12356; section 7211
13 of title 5, United States Code (governing disclosures to
14 Congress); section 1034 of title 10, United States Code,
15 as amended by the Military Whistleblower Protection Act
16 (governing disclosure to Congress by members of the mili-
17 tary); section 2302(b)(8) of title 5, United States Code,
18 as amended by the Whistleblower Protection Act (govern-
19 ing disclosures of illegality, waste, fraud, abuse or public
20 health or safety threats); the Intelligence Identities Pro-
21 tection Act of 1982 (50 U.S.C. 421 et seq.) (governing
22 disclosures that could expose confidential Government
23 agents); and the statutes which protect against disclosure
24 that may compromise the national security, including sec-
25 tions 641, 793, 794, 798, and 952 of title 18, United

1 States Code, and section 4(b) of the Subversive Activities
2 Act of 1950 (50 U.S.C. section 783(b)). The definitions,
3 requirements, obligations, rights, sanctions, and liabilities
4 created by said Executive Order and listed statutes are
5 incorporated into this agreement and are controlling.”:
6 *Provided*, That notwithstanding the preceding paragraph,
7 a nondisclosure policy form or agreement that is to be exe-
8 cuted by a person connected with the conduct of an intel-
9 ligence or intelligence-related activity, other than an em-
10 ployee or officer of the United States Government, may
11 contain provisions appropriate to the particular activity
12 for which such document is to be used. Such form or
13 agreement shall, at a minimum, require that the person
14 will not disclose any classified information received in the
15 course of such activity unless specifically authorized to do
16 so by the United States Government. Such nondisclosure
17 forms shall also make it clear that they do not bar disclo-
18 sures to Congress or to an authorized official of an execu-
19 tive agency or the Department of Justice that are essential
20 to reporting a substantial violation of law.

21 SEC. 624. No part of any funds appropriated in this
22 or any other Act shall be used by an agency of the execu-
23 tive branch, other than for normal and recognized execu-
24 tive-legislative relationships, for publicity or propaganda
25 purposes, and for the preparation, distribution or use of

1 any kit, pamphlet, booklet, publication, radio, television or
2 film presentation designed to support or defeat legislation
3 pending before the Congress, except in presentation to the
4 Congress itself.

5 SEC. 625. (a) IN GENERAL.—No later than Septem-
6 ber 30, 1998, the Director of the Office of Management
7 and Budget shall submit to the Congress a report that
8 provides—

9 (1) estimates of the total annual costs and ben-
10 efits of Federal regulatory programs, including
11 quantitative and nonquantitative measures of regu-
12 latory costs and benefits;

13 (2) estimates of the costs and benefits (includ-
14 ing quantitative and nonquantitative measures) of
15 each rule that is likely to have a gross annual effect
16 on the economy of \$100,000,000 or more in in-
17 creased costs;

18 (3) an assessment of the direct and indirect im-
19 pacts of Federal rules on the private sector, State
20 and local government, and the Federal Government;
21 and

22 (4) recommendations from the Director and a
23 description of significant public comments to reform
24 or eliminate any Federal regulatory program or pro-

1 gram element that is inefficient, ineffective, or is not
2 a sound use of the Nation's resources.

3 (b) Notice.—The Director shall provide public notice
4 and an opportunity to comment on the report under sub-
5 section (a) before the report is issued in final form.

6 SEC. 626. None of the funds appropriated by this Act
7 or any other Act, may be used by an agency to provide
8 a Federal employee's home address to any labor organiza-
9 tion except when it is made known to the Federal official
10 having authority to obligate or expend such funds that the
11 employee has authorized such disclosure or that such dis-
12 closure has been ordered by a court of competent jurisdic-
13 tion.

14 SEC. 627. The Secretary of the Treasury is author-
15 ized to establish scientific certification standards for explo-
16 sives detection canines, and shall provide, on a reimburs-
17 able basis, for the certification of explosives detection ca-
18 nines employed by Federal agencies, or other agencies pro-
19 viding explosives detection services at airports in the Unit-
20 ed States.

21 SEC. 628. None of the funds made available in this
22 Act or any other Act may be used to provide any non-
23 public information such as mailing or telephone lists to
24 any person or any organization outside of the Federal

1 Government without the approval of the House and Senate
2 Committees on Appropriations.

3 SEC. 629. Notwithstanding section 611, interagency
4 financing is authorized to carry out the purposes of the
5 National Bioethics Advisory Commission.

6 SEC. 630. No part of any appropriation contained in
7 this or any other Act shall be used for publicity or propa-
8 ganda purposes within the United States not heretofore
9 authorized by the Congress.

10 SEC. 631. None of the funds appropriated in this or
11 any other Act shall be used to acquire information tech-
12 nologies which do not comply with part 39.106 (Year 2000
13 compliance) of the Federal Acquisition Regulation, unless
14 an agency's Chief Information Officer determines that
15 non-compliance with part 39.106 is necessary to the func-
16 tion and operation of the requesting agency or the acqui-
17 sition is required by a signed contract with the agency in
18 effect before the date of enactment of this Act. Any waiver
19 granted by the Chief Information Officer shall be reported
20 to the Office of Management and Budget, and copies shall
21 be provided to Congress.

22 PERSONAL ALLOWANCE PARITY AMONG NAFTA PARTIES

23 SEC. 632. (a) IN GENERAL.—The United States
24 Trade Representative and the Secretary of the Treasury,
25 in consultation with the Secretary of Commerce, shall ini-
26 tiate discussions with officials of the Governments of Mex-

1 ico and Canada to achieve parity in the duty-free personal
2 allowance structure of the United States, Mexico, and
3 Canada.

4 (b) REPORT.—The United States Trade Representa-
5 tive and the Secretary of the Treasury shall report to Con-
6 gress within 90 days of enactment of this Act on the
7 progress that is being made to correct any disparity be-
8 tween the United States, Mexico, and Canada with respect
9 to duty-free personal allowances.

10 (c) RECOMMENDATIONS.—If parity with respect to
11 duty-free personal allowances between the United States,
12 Mexico, and Canada is not achieved within 180 days after
13 the date of enactment of this Act, the United States Trade
14 Representative and the Secretary of the Treasury shall
15 submit recommendations to Congress for appropriate leg-
16 islation.

17 SEC. 633. None of the funds appropriated by this Act
18 may be used for any tax-related mailing to any person if
19 the Social Security account number issued to any individ-
20 ual for purposes of section 205(c)(2)(A) of the Social Se-
21 curity Act is included—

22 (1) on the outside of such mailing; or

23 (2) as part of the contents of such mailing un-
24 less—

1 (A) the contents are in an envelope (or
2 other appropriate wrapper) which is sealed; and

3 (B) such number may not be viewed with-
4 out opening such envelope (or wrapper).

5 For purposes of this section, the term “tax-related mail-
6 ing” means any mailing related to the administration of
7 the Internal Revenue Code of 1986.

8 SEC. 634. None of the funds made available in this
9 Act for the United States Custom Service may be used
10 to allow the importation into the United States of any
11 good, ware, article, or merchandise mined, produced, or
12 manufactured by forced or indentured child labor, as de-
13 termined pursuant to section 307 of the Tariff Act of
14 1930 (19 U.S.C. 1307).

15 This Act may be cited as the “Treasury, Postal Serv-
16 ice, and General Government Appropriations Act, 1998”.

Passed the House of Representatives September 17,
1997.

Attest:

ROBIN H. CARLE,

Clerk.