

Union Calendar No. 136

105TH CONGRESS
1ST Session

H. R. 2378

[Report No. 105-240]

A BILL

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.

AUGUST 5, 1997

Reported from the Committee on Appropriations; committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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IN THE HOUSE OF REPRESENTATIVES

AUGUST 5, 1997

Mr. KOLBE, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

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

1 fiscal year ending September 30, 1998, and for other pur-
2 poses, namely:

3 TITLE I—DEPARTMENT OF THE TREASURY

4 DEPARTMENTAL OFFICES

5 SALARIES AND EXPENSES

6 For necessary expenses of the Departmental Offices
7 including operation and maintenance of the Treasury
8 Building and Annex; hire of passenger motor vehicles;
9 maintenance, repairs, and improvements of, and purchase
10 of commercial insurance policies for, real properties leased
11 or owned overseas, when necessary for the performance
12 of official business; not to exceed \$2,900,000 for official
13 travel expenses; not to exceed \$150,000 for official recep-
14 tion and representation expenses; not to exceed \$258,000
15 for unforeseen emergencies of a confidential nature, to be
16 allocated and expended under the direction of the Sec-
17 retary of the Treasury and to be accounted for solely on
18 his certificate; \$113,410,000: *Provided*, That section
19 113(3) of the Fiscal Year 1997 Department of Commerce,
20 Justice, and State, the Judiciary, and Related Agencies
21 Appropriations Act, Public Law 104–208 (110 Stat.
22 3009–22) is amended by striking “12 months” and insert-
23 ing in lieu thereof “2 years”: *Provided further*, That
24 \$200,000 are provided to conduct a comprehensive study
25 of gambling’s effects on bankruptcies in the United States.

1 OFFICE OF PROFESSIONAL RESPONSIBILITY

2 SALARIES AND EXPENSES

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

14 AUTOMATION ENHANCEMENT

15 (INCLUDING TRANSFER OF FUNDS)

16 For the development and acquisition of automatic
17 data processing equipment, software, and services for the
18 Department of the Treasury, \$25,989,000, of which
19 \$11,500,000 shall be available to the United States Cus-
20 toms Service for the Automated Commercial Environment
21 project, of which \$5,600,000 shall be available to Depart-
22 mental Offices for the International Trade Data System,
23 and of which \$8,789,000 shall be available to Depart-
24 mental Offices to modernize its information technology in-
25 frastructure and for business solution software: *Provided*,

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

22 OFFICE OF INSPECTOR GENERAL

23 SALARIES AND EXPENSES

24 (INCLUDING TRANSFER OF FUNDS)

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

1 \$22,835,000: *Provided*, That funds appropriated in this
2 account may be used to procure personal service contracts.

3 VIOLENT CRIME REDUCTION PROGRAMS

4 (INCLUDING TRANSFER OF FUNDS)

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

8 (a) As authorized by section 190001(e), \$88,000,000;
9 of which \$21,528,000 shall be available to the Bureau of
10 Alcohol, Tobacco and Firearms, including \$3,000,000 for
11 administering the Gang Resistance Education and Train-
12 ing program, \$6,000,000 for firearms trafficking initia-
13 tives (including the Youth Crime Gun Initiative, Project
14 LEAD, and the National Tracing Center), \$5,458,000 for
15 increased explosives inspections, \$462,000 for laboratory
16 and investigative supplies, \$5,000,000 for vehicles and
17 laboratory, communication, and information technology
18 equipment, and \$1,608,000 for collection of information
19 on arson and explosives; of which \$1,000,000 shall be
20 available to the Financial Crimes Enforcement Network;
21 of which \$16,837,000 shall be available to the United
22 States Secret Service, including \$9,323,000 for expenses
23 related to White House Security, \$5,000,000 for investiga-
24 tions of counterfeiting, and \$2,514,000 for forensic sup-
25 port of investigations of missing and exploited children,

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

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

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

4 FEDERAL LAW ENFORCEMENT TRAINING CENTER
5 SALARIES AND EXPENSES

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

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

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

7 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
8 RELATED EXPENSES

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

14 INTERAGENCY LAW ENFORCEMENT

15 INTERAGENCY CRIME AND DRUG ENFORCEMENT

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

21 FINANCIAL MANAGEMENT SERVICE

22 SALARIES AND EXPENSES

23 For necessary expenses of the Financial Management
24 Service, \$199,675,000, of which not to exceed
25 \$13,235,000 shall remain available until September 30,
26 2000 for information systems modernization initiatives:

1 ance to State and local agencies, with or without reim-
2 bursement; \$477,649,000; of which not to exceed
3 \$1,000,000 shall be available for the payment of attor-
4 neys' fees as provided by 18 U.S.C. 924(d)(2); and of
5 which \$1,000,000 shall be available for the equipping of
6 any vessel, vehicle, equipment, or aircraft available for of-
7 ficial use by a State or local law enforcement agency if
8 the conveyance will be used in drug-related joint law en-
9 forcement operations with the Bureau of Alcohol, Tobacco
10 and Firearms and for the payment of overtime salaries,
11 travel, fuel, training, equipment, and other similar costs
12 of State and local law enforcement officers that are in-
13 curred in joint operations with the Bureau of Alcohol, To-
14 bacco and Firearms: *Provided*, That no funds made avail-
15 able by this or any other Act may be used to transfer the
16 functions, missions, or activities of the Bureau of Alcohol,
17 Tobacco and Firearms to other agencies or Departments
18 in the fiscal year ending on September 30, 1998: *Provided*
19 *further*, That no funds appropriated herein shall be avail-
20 able for salaries or administrative expenses in connection
21 with consolidating or centralizing, within the Department
22 of the Treasury, the records, or any portion thereof, of
23 acquisition and disposition of firearms maintained by Fed-
24 eral firearms licensees: *Provided further*, That no funds
25 appropriated herein shall be used to pay administrative

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

22 LABORATORY FACILITIES

23 For necessary expenses for construction of a new fa-
24 cility or facilities to house the Bureau of Alcohol, Tobacco
25 and Firearms National Laboratory Center and the Fire
26 Investigation Research and Development Center, not to

1 exceed 185,000 occupiable square feet, to remain available
2 until expended \$55,022,000: *Provided*, That these funds
3 shall not be available until a prospectus of authorization
4 for the Laboratory Facilities is approved by the House
5 Committee on Transportation and Infrastructure and the
6 Senate Committee on Environment and Public Works.

7 UNITED STATES CUSTOMS SERVICE

8 SALARIES AND EXPENSES

9 For necessary expenses of the United States Customs
10 Service, including purchase and lease of up to 1,050 motor
11 vehicles for police-type use and commercial operations;
12 hire of motor vehicles; contracting with individuals for per-
13 sonal services abroad; not to exceed \$30,000 for official
14 reception and representation expenses; and awards of com-
15 pensation to informers, as authorized by any Act enforced
16 by the United States Customs Service; \$1,526,078,000,
17 of which such sums as become available in the Customs
18 User Fee Account, except sums subject to section
19 13031(f)(3) of the Consolidated Omnibus Reconciliation
20 Act of 1985, as amended (19 U.S.C. 58c(f)(3)), shall be
21 derived from that Account; of the total, not to exceed
22 \$150,000 shall be available for payment for rental space
23 in connection with preclearance operations, and not to ex-
24 ceed \$4,000,000 shall be available until expended for re-
25 search and not to exceed \$5,000,000 shall be available

1 until expended for conducting special operations pursuant
2 to 19 U.S.C. 2081 and up to \$6,000,000 shall be available
3 until expended for the procurement of automation infra-
4 structure items, including hardware, software, and instal-
5 lation: *Provided*, That uniforms may be purchased without
6 regard to the general purchase price limitation for the cur-
7 rent fiscal year: *Provided further*, That notwithstanding
8 any other provision of law, the fiscal year aggregate over-
9 time limitation prescribed in subsection 5(c)(1) of the Act
10 of February 13, 1911 (19 U.S.C. 261 and 267) shall be
11 \$30,000.

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

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

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

11 CUSTOMS SERVICES AT SMALL AIRPORTS
12 (TO BE DERIVED FROM FEES COLLECTED)

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

24 HARBOR MAINTENANCE FEE COLLECTION

25 For administrative expenses related to the collection
26 of the Harbor Maintenance Fee, pursuant to Public Law

1 103–182, \$3,000,000, to be derived from the Harbor
2 Maintenance Trust Fund and to be transferred to and
3 merged with the Customs “Salaries and Expenses” ac-
4 count for such purposes.

5 BUREAU OF THE PUBLIC DEBT

6 ADMINISTERING THE PUBLIC DEBT

7 For necessary expenses connected with any public-
8 debt issues of the United States, \$173,826,000, of which
9 \$2,000,000 shall remain available until September 30,
10 2000 for information systems modernization initiatives:
11 *Provided*, That the sum appropriated herein from the Gen-
12 eral Fund for fiscal year 1998 shall be reduced by not
13 more than \$4,400,000 as definitive security issue fees and
14 Treasury Direct Investor Account Maintenance fees are
15 collected, so as to result in a final fiscal year 1998 appro-
16 priation from the General Fund estimated at
17 \$169,426,000, and in addition, \$20,000, to be derived
18 from the Oil Spill Liability Trust Fund to reimburse the
19 Bureau for administrative and personnel expenses for fi-
20 nancial management of the Fund, as authorized by section
21 102 of Public Law 101–380: *Provided further*, That not-
22 withstanding any other provisions of law, effective upon
23 enactment, the Bureau of the Public Debt shall be fully
24 and directly reimbursed by the funds described in Public
25 Law 101–136, title I, section 104, 103 Stat. 789 for costs

1 and services performed by the Bureau in the administra-
2 tion of such funds.

3 INTERNAL REVENUE SERVICE

4 PROCESSING, ASSISTANCE, AND MANAGEMENT

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

19 TAX LAW ENFORCEMENT

20 (INCLUDING RESCISSION)

21 For necessary expenses of the Internal Revenue Serv-
22 ice for determining and establishing tax liabilities; tax and
23 enforcement litigation; technical rulings; examining em-
24 ployee plans and exempt organizations; investigation and
25 enforcement activities; securing unfiled tax returns; col-
26 lecting unpaid accounts; statistics of income and compli-

1 ance research; the purchase (for police-type use, not to
2 exceed 850), and hire of passenger motor vehicles (31
3 U.S.C. 1343(b)); and services as authorized by 5 U.S.C.
4 3109, at such rates as may be determined by the Commis-
5 sioner, \$3,108,300,000: *Provided*, That of the funds made
6 available under this heading in Public Law 104–208,
7 \$10,000,000 are rescinded and in Public Law 104–52,
8 \$4,500,000 are rescinded.

9 INFORMATION SYSTEMS

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

23 INFORMATION TECHNOLOGY INVESTMENTS

24 For necessary expenses for the capital asset acquisi-
25 tion of information technology systems, including manage-
26 ment and related contractual costs of said acquisition, in-

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

23 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

24 SERVICE

25 SECTION 101. Not to exceed 5 percent of any appro-
26 priation made available in this Act to the Internal Revenue

1 Service may be transferred to any other Internal Revenue
2 Service appropriation upon the advance approval of the
3 House and Senate Committees on Appropriations.

4 SEC. 102. The Internal Revenue Service shall main-
5 tain a training program to ensure that Internal Revenue
6 Service employees are trained in taxpayers' rights, in deal-
7 ing courteously with the taxpayers, and in cross-cultural
8 relations.

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

13 SEC. 104. None of the funds appropriated by this
14 title shall be used in connection with the collection of any
15 underpayment of any tax imposed by the Internal Revenue
16 Code of 1986 unless the conduct of officers and employees
17 of the Internal Revenue Service in connection with such
18 collection, including any private sector employees under
19 contract to the Internal Revenue Service, complies with
20 subsection (a) of section 805 (relating to communications
21 in connection with debt collection), and section 806 (relat-
22 ing to harassment or abuse), of the Fair Debt Collection
23 Practices Act (15 U.S.C. 1692.)

1 SEC. 105. The Internal Revenue Service shall insti-
2 tute policies and procedures which will safeguard the con-
3 fidentiality of taxpayer information.

4 UNITED STATES SECRET SERVICE

5 SALARIES AND EXPENSES

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

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

17 ACQUISITION, CONSTRUCTION, IMPROVEMENT, AND
18 RELATED EXPENSES

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

23 GENERAL PROVISIONS—DEPARTMENT OF THE
24 TREASURY

25 SEC. 111. Any obligation or expenditure by the Sec-
26 retary in connection with law enforcement activities of a

1 Federal agency or a Department of the Treasury law en-
2 forcement organization in accordance with 31 U.S.C.
3 9703(g)(4)(B) from unobligated balances remaining in the
4 Fund on September 30, 1998, shall be made in compliance
5 with the reprogramming guidelines contained in the House
6 and Senate reports accompanying this Act.

7 SEC. 112. Appropriations to the Treasury Depart-
8 ment in this Act shall be available for uniforms or allow-
9 ances therefor, as authorized by law (5 U.S.C. 5901), in-
10 cluding maintenance, repairs, and cleaning; purchase of
11 insurance for official motor vehicles operated in foreign
12 countries; purchase of motor vehicles without regard to the
13 general purchase price limitations for vehicles purchased
14 and used overseas for the current fiscal year; entering into
15 contracts with the Department of State for the furnishing
16 of health and medical services to employees and their de-
17 pendants serving in foreign countries; and services author-
18 ized by 5 U.S.C. 3109.

19 SEC. 113. The funds provided to the Bureau of Alco-
20 hol, Tobacco and Firearms for fiscal year 1998 in this
21 Act for the enforcement of the Federal Alcohol Adminis-
22 tration Act shall be expended in a manner so as not to
23 diminish enforcement efforts with respect to section 105
24 of the Federal Alcohol Administration Act.

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

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

18 SEC. 116. (a) The Bureau of Engraving and Printing
19 and the Department of the Treasury shall not award a
20 contract for Solicitation No. BEP-97-13(TN) or Solicita-
21 tion No. BEP-96-13(TN) until the General Accounting
22 Office (GAO) has completed a comprehensive analysis of
23 the optimum circumstances for government procurement
24 of distinctive currency paper. The GAO shall report its

1 findings to the House and Senate Committees on Appro-
2 priations no later than August 1, 1998.

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

14 SEC. 117. The Secretary of the Treasury shall pay
15 from amounts transferred to the “Departmental Offices”
16 appropriation, up to \$26,034 to reimburse Secret Service
17 personnel for any attorney fees and costs they incurred
18 with respect to investigation by the Department of the
19 Treasury, Inspector General concerning testimony pro-
20 vided to Congress: *Provided*, That the Secretary of the
21 Treasury shall pay an individual in full upon submission
22 by the individual of documentation verifying the attorney
23 fees and costs: *Provided further*, That the liability of the
24 United States shall not be inferred from enactment of or
25 payment under this provision: *Provided further*, That the

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

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

14 (2) Paragraph (1) shall become effective on the later
15 of—

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

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

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

24 (b) Subsection (b) of the first section of the public
25 law referred to in subsection (a)(1) of this section shall

1 not apply in the case of any appointment the consent of
2 the Senate to which occurs on or after the date of the
3 enactment of this Act.

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

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

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

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

23 (b) LIMITATION ON TREASURY CLEARANCE PROC-
24 ESS.—None of the funds made available in this Act may
25 be used for any clearance process within the Department

1 of the Treasury that could cause a submission beyond the
2 specified time, as officially transmitted by the committee,
3 of—

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

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

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

15 (1) determines that special circumstances pre-
16 vent compliance; and

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

22 SEC. 120. (a) NEW RATES OF BASIC PAY FOR UNIT-
23 ED STATES SECRET SERVICE UNIFORMED DIVISION.—
24 Section 501 of the District of Columbia Police and Fire-

1 men’s Salary Act of 1958, as amended (D.C. Code, sec.
2 4–416), is amended—

3 (1) in subsection (b)(1), by striking “Interior”
4 and all that follows through “Treasury,” and insert-
5 ing instead “Interior”;

6 (2) by redesignating subsection (c) as sub-
7 section (b)(3);

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

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

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

14 (4) by adding after subsection (b) the following
15 new subsection:

16 “(c)(1) The annual rates of basic compensation of of-
17 ficers and members of the United States Secret Service
18 Uniformed Division, serving in classes corresponding or
19 similar to those in the salary schedule in section 101, shall
20 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			
“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
21 pay otherwise payable to the officer or member, would
22 cause the total to exceed the rate of basic pay payable
23 for level IV of the Executive Schedule.

24 “(4) Pay may not be paid, by reason of any provision
25 of this subsection (disregarding any comparability pay-

1 ment payable under Federal law), at a rate in excess of
2 the rate of basic pay payable for level V of the Executive
3 Schedule contained in subchapter II of chapter 53 of title
4 5, United States Code.

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

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

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

1 “(i) Subchapter III or VII of chapter 55, or
2 section 5596;

3 “(ii) Chapter 57 (other than section 5753,
4 5754, or 5755); or

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

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

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

16 “(8) The Office of Personnel Management shall pre-
17 scribe regulations as may be necessary (consistent with
18 section 5582 of title 5, United States Code) concerning
19 how a lump-sum payment under paragraph (7) shall be
20 made with respect to any employee who dies before an
21 amount payable to such employee under paragraph (7) is
22 made.”.

23 (b) CONVERSION TO NEW SALARY SCHEDULE.—

24 (1) Effective on the first day of the first pay
25 period beginning after the date of enactment of this

1 section, the Secretary of the Treasury shall fix the
2 rates of basic pay for members of the United States
3 Secret Service Uniformed Division as follows: Each
4 officer and member receiving basic compensation,
5 immediately prior to the effective date of this sec-
6 tion, at one of the scheduled rates in the salary
7 schedule in section 101 of the District of Columbia
8 Police and Firemen's Salary Act of 1958, as ad-
9 justed by law and as in effect prior to the effective
10 date of this section, shall be placed in and receive
11 basic compensation at the corresponding scheduled
12 service step of the salary schedule outlined in section
13 501(c) of such Act as added by subsection (a) of this
14 section; except that (A) the Assistant Chief and the
15 Chief of the United States Secret Service Uniformed
16 Division shall be placed in and receive basic com-
17 pensation in salary class 10 and salary class 11, re-
18 spectively, in the appropriate service step in the new
19 salary class in accordance such section 501(c), and
20 (B) each member whose position is to be converted
21 to the salary schedule under such section 501(c),
22 and who, prior to the effective date of this section
23 has earned, but has not been credited with, an in-
24 crease in his or her rate of pay shall be afforded
25 that increase before he or she is placed in the cor-

1 responding service step in the salary schedule under
2 such section 501(c).

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

16 (3) Each member whose position is converted to
17 the salary schedule under such section 501(c) shall
18 be granted credit for purposes of his or her first
19 service step adjustment under the salary schedule in
20 such section 501(c) for all satisfactory service per-
21 formed by the member since his or her last increase
22 in basic pay prior to the adjustment under that sec-
23 tion.

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

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

10 (2) by redesignating subsection (h)(3) as sub-
11 section (i); and

12 (3) by inserting after paragraph (2) the follow-
13 ing new paragraph:

14 “(3)(A) No premium pay provided by this sec-
15 tion shall be paid to, and no compensatory time is
16 authorized for, any officer or member of the United
17 States Secret Service Uniformed Division whose rate
18 of basic pay, combined with any applicable locality-
19 based comparability payment, equals or exceeds the
20 lesser of (I) 150 percent of the minimum rate pay-
21 able for grade GS–15 of the General Schedule (in-
22 cluding any applicable locality-based comparability
23 payment under section 5304 of title 5, United States
24 Code or any similar provision of law, and any appli-
25 cable special rate of pay under section 5305 of title

1 5, United States Code or any similar provision of
2 law) or (II) the rate payable for level V of the Exec-
3 utive Schedule contained in subchapter II of chapter
4 53 of title 5, United States Code.

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

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

18 “(ii) the rate payable for level V of the Ex-
19 ecutive Schedule contained in subchapter II of
20 chapter 53 of title 5, United States Code, such
21 premium pay may be paid only to the extent
22 that such payment would not cause such officer
23 or member’s aggregate rate of compensation to
24 exceed such lesser amount with respect to any
25 pay period.”.

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

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

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

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

21 SEC. 122. In tax-year 1998, and each tax-year there-
22 after, the Internal Revenue Service shall pay qualified
23 transmitters who electronically forward and file tax re-
24 turns (form 1040 and related information returns) prop-
25 erly formatted and accepted by the Internal Revenue Serv-

1 ice, up to \$3.00 per return so filed: *Provided*, That the
2 transmitter provides the necessary electronic filing service
3 without charge to the taxpayer whose return is so filed:
4 *Provided further*, That in those instances where the trans-
5 mitter receives a tax return from an electronic return
6 originator (ERO) and/or a paid preparer, the transmitter
7 may only accept the payment from the Internal Revenue
8 Service if the ERO and/or the paid preparer has certified
9 to the Internal Revenue Service that no fee was charged
10 to the taxpayer for electronic filing of the return: *Provided*
11 *further*, That the Internal Revenue Service shall reduce its
12 paper returns processing seasonal workforce commensu-
13 rate with any increase in electronic filing resulting from
14 this initiative.

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

17 “(a) The Secretary of the Department of the Treas-
18 ury, or his designee, shall fix the rates of basic pay for
19 positions within the police forces of the United States
20 Mint and the Bureau of Engraving and Printing without
21 regard to the provisions of title 5, United States Code,
22 except that no entry-level police officer shall receive basic
23 pay for a calendar year that is less than the basic rate
24 of pay for General Schedule GS–7 and no executive secu-
25 rity official shall receive basic compensation for a calendar

1 year that exceeds the basic rate of pay for General Sched-
2 ule GS-15.”

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

6 (1) by striking “1996, and 1997”;

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

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

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

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

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

23 (1) by striking “, subject to subparagraph (C),”
24 from the first and only sentence of that paragraph.

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

22 EXECUTIVE RESIDENCE AT THE WHITE HOUSE
23 OPERATING EXPENSES

24 For the care, maintenance, repair and alteration, re-
25 furnishing, improvement, heating and lighting, including

1 electric power and fixtures, of the Executive Residence at
2 the White House and official entertainment expenses of
3 the President, \$8,045,000, to be expended and accounted
4 for as provided by 3 U.S.C. 105, 109–110, 112–114.

5 REIMBURSABLE EXPENSES

6 For the reimbursable expenses of the Executive Resi-
7 dence at the White House, such sums as may be nec-
8 essary: *Provided*, That all reimbursable operating expenses
9 of the Executive Residence shall be made in accordance
10 with the provisions of this paragraph: *Provided further*,
11 That, notwithstanding any other provision of law, such
12 amount for reimbursable operating expenses shall be the
13 exclusive authority of the Executive Residence to incur ob-
14 ligations and to receive offsetting collections, for such ex-
15 penses: *Provided further*, That the Executive Residence
16 shall require each person sponsoring a reimbursable politi-
17 cal event to pay in advance an amount equal to the esti-
18 mated cost of the event, and all such advance payments
19 shall be credited to this account and remain available until
20 expended: *Provided further*, That the Executive Residence
21 shall require the national committee of the political party
22 of the President to maintain on deposit \$25,000, to be
23 separately accounted for and available for expenses relat-
24 ing to reimbursable political events sponsored by such
25 committee during such fiscal year: *Provided further*, That

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

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

16 WHITE HOUSE REPAIR AND RESTORATION

17 For the repair, alteration, and improvement of the
18 Executive Residence at the White House, \$200,000, to re-
19 main available until expended for renovation and reloca-
20 tion of the White House laundry, to be expended and ac-
21 counted for as provided by 3 U.S.C. 105, 109–110, 112–
22 114.

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

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

20 OPERATING EXPENSES

21 For the care, operation, refurnishing, improvement,
22 heating and lighting, including electric power and fixtures,
23 of the official residence of the Vice President, the hire of
24 passenger motor vehicles, and not to exceed \$90,000 for
25 official entertainment expenses of the Vice President, to
26 be accounted for solely on his certificate; \$334,000: *Pro-*

1 *vided*, That advances or repayments or transfers from this
2 appropriation may be made to any department or agency
3 for expenses of carrying out such activities.

4 COUNCIL OF ECONOMIC ADVISERS

5 SALARIES AND EXPENSES

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

9 OFFICE OF POLICY DEVELOPMENT

10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of Policy Devel-
12 opment, including services as authorized by 5 U.S.C.
13 3109, and 3 U.S.C. 107; \$3,983,000: *Provided*, That
14 \$30,000 of the funds appropriated may not be obligated
15 until the Director of the Office of Administration has sub-
16 mitted, and the Committees on Appropriations of the
17 House and Senate have approved, a systems architecture
18 plan, a milestone schedule for the development and imple-
19 mentation of all projects included in the system architec-
20 ture plan, and an estimate of the funds required to sup-
21 port the fiscal year 1998 capital investments associated
22 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: *Provided,*
8 That, as provided in 31 U.S.C. 1301(a), appropriations
9 shall be applied only to the objects for which appropria-
10 tions were made except as otherwise provided by law: *Pro-*
11 *vided further,* That none of the funds appropriated in this
12 Act for the Office of Management and Budget may be
13 used for the purpose of reviewing any agricultural market-
14 ing orders or any activities or regulations under the provi-
15 sions of the Agricultural Marketing Agreement Act of
16 1937 (7 U.S.C. 601 et seq.): *Provided further,* That none
17 of the funds made available for the Office of Management
18 and Budget by this Act may be expended for the altering
19 of the transcript of actual testimony of witnesses, except
20 for testimony of officials of the Office of Management and
21 Budget, before the House and Senate Committees on Ap-
22 propriations or the House and Senate Committees on Vet-
23 erans' Affairs or their subcommittees: *Provided further,*
24 That this proviso shall not apply to printed hearings re-
25 leased by the House and Senate Committees on Appro-

1 priations or the House and Senate Committees on Veter-
2 ans' Affairs.

3 OFFICE OF NATIONAL DRUG CONTROL POLICY

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses of the Office of National
7 Drug Control Policy; for research activities pursuant to
8 title I of Public Law 100-690; not to exceed \$8,000 for
9 official reception and representation expenses; and for par-
10 ticipation in joint projects or in the provision of services
11 on matters of mutual interest with nonprofit, research, or
12 public organizations or agencies, with or without reim-
13 bursement; \$43,516,000, of which \$25,500,000 shall re-
14 main available until expended, consisting of \$1,000,000
15 for policy research and evaluation and \$24,500,000 for the
16 Counter-Drug Technology Assessment Center for
17 counternarcotics research and development projects of
18 which \$1,000,000 shall be obligated for state conferences
19 on model State drug laws and of which \$7,500,000 shall
20 be available for a program to transfer technology to State
21 and local law enforcement agencies: *Provided*, That the
22 \$24,500,000 for the Counter-Drug Technology Assess-
23 ment Center shall be available for transfer to other Fed-
24 eral departments or agencies: *Provided further*, That the
25 Office is authorized to accept, hold, administer, and utilize

1 gifts, both real and personal, for the purpose of aiding
2 or facilitating the work of the Office.

3 FEDERAL DRUG CONTROL PROGRAMS

4 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses of the Office of National
7 Drug Control Policy's High Intensity Drug Trafficking
8 Areas Program, \$146,207,000 for drug control activities
9 consistent with the approved strategy for each of the des-
10 ignated High Intensity Drug Trafficking Areas, of which
11 \$5,000,000 shall be used for a newly designated High In-
12 tensity Drug Trafficking Area in the three State area of
13 Kentucky, Tennessee, and West Virginia; of which
14 \$1,000,000 shall be used for a newly designated High In-
15 tensity Drug Trafficking Area in central Florida; of which
16 no less than \$77,000,000 shall be transferred to State and
17 local entities for drug control activities, which shall be ob-
18 ligated within 120 days of the date of enactment of this
19 Act and up to \$69,207,000 may be transferred to Federal
20 agencies and departments at a rate to be determined by
21 the Director: *Provided*, That funding shall be provided for
22 existing High Intensity Drug Trafficking Areas at no less
23 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
5 Appropriations 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 SEC. 413. Section 201(b) of the Federal Property
13 and Administrative Services Act of 1949 (40 U.S.C. 481)
14 as amended to read as follows:

15 “(b) The Administrator shall as far as practicable
16 provide any of the services specified in subsection (a) of
17 this section to any other Federal agency, mixed ownership
18 corporation (as defined in chapter 91 of title 31, United
19 States Code), or the District of Columbia, upon its re-
20 quest.”.

21 FEDERAL PAYMENT TO MORRIS K. UDALL SCHOLAR-
22 SHIP AND EXCELLENCE IN NATIONAL ENVIRON-
23 MENTAL POLICY FOUNDATION

24 For payment to the Morris K. Udall Scholarship and
25 Excellence in National Environmental Trust Fund, to be

1 available for purposes of Public Law 102-259,
2 \$2,000,000, to remain available until expended.

3 JOHN F. KENNEDY ASSASSINATION RECORDS REVIEW
4 BOARD

5 For the necessary expenses to carry out the John F.
6 Kennedy Assassination Records Collection Act of 1992,
7 \$1,600,000: *Provided*, That \$100,000 shall be available
8 only for the purposes of the prompt and orderly termi-
9 nation of the John F. Kennedy Assassination Records Re-
10 view Board, to be concluded no later than September 30,
11 1998.

12 MERIT SYSTEMS PROTECTION BOARD

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses to carry out functions of the
16 Merit Systems Protection Board pursuant to Reorganiza-
17 tion Plan Numbered 2 of 1978 and the Civil Service Re-
18 form Act of 1978, including services as authorized by 5
19 U.S.C. 3109, rental of conference rooms in the District
20 of Columbia and elsewhere, hire of passenger motor vehi-
21 cles, and direct procurement of survey printing,
22 \$25,290,000, together with not to exceed \$2,430,000 for
23 administrative expenses to adjudicate retirement appeals
24 to be transferred from the Civil Service Retirement and
25 Disability Fund in amounts determined by the Merit Sys-
26 tems Protection Board.

1 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION
2 OPERATING EXPENSES

3 For necessary expenses in connection with the admin-
4 istration of the National Archives (including the Informa-
5 tion Security Oversight Office) and records and related ac-
6 tivities, as provided by law, and for expenses necessary
7 for the review and declassification of documents, and for
8 the hire of passenger motor vehicles, \$202,354,000: *Pro-*
9 *vided*, That the Archivist of the United States is author-
10 ized to use any excess funds available from the amount
11 borrowed for construction of the National Archives facil-
12 ity, for expenses necessary to provide adequate storage for
13 holdings.

14 REPAIRS AND RESTORATION

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

19 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS
20 COMMISSION

21 GRANTS PROGRAM

22 For necessary expenses for allocations and grants for
23 historical publications and records as authorized by 44
24 U.S.C. 2504, as amended. \$5,500,000, to remain available
25 until expended.

1 OFFICE OF GOVERNMENT ETHICS
2 SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Office of Government Ethics pursuant to the Ethics in
5 Government Act of 1978, as amended by Public Law 100–
6 598, and the Ethics Reform Act of 1989, Public Law 101–
7 194, including services as authorized by 5 U.S.C. 3109,
8 rental of conference rooms in the District of Columbia and
9 elsewhere, hire of passenger motor vehicles, and not to ex-
10 ceed \$1,500 for official reception and representation ex-
11 penses; \$8,078,000.

12 OFFICE OF PERSONNEL MANAGEMENT
13 SALARIES AND EXPENSES
14 (INCLUDING TRANSFER OF TRUST FUNDS)

15 For necessary expenses to carry out functions of the
16 Office of Personnel Management pursuant to Reorganiza-
17 tion Plan Numbered 2 of 1978 and the Civil Service Re-
18 form Act of 1978, including services as authorized by 5
19 U.S.C. 3109; medical examinations performed for veterans
20 by private physicians on a fee basis; rental of conference
21 rooms in the District of Columbia and elsewhere; hire of
22 passenger motor vehicles; not to exceed \$2,500 for official
23 reception and representation expenses; advances for reim-
24 bursements to applicable funds of the Office of Personnel
25 Management and the Federal Bureau of Investigation for
26 expenses incurred under Executive Order 10422 of Janu-

1 ary 9, 1953, as amended; and payment of per diem and/
2 or subsistence allowances to employees where Voting
3 Rights Act activities require an employee to remain over-
4 night at his or her post of duty; \$85,350,000; and in addi-
5 tion \$91,236,000 for administrative expenses, to be trans-
6 ferred from the appropriate trust funds of the Office of
7 Personnel Management without regard to other statutes,
8 including direct procurement of printed materials, for the
9 retirement and insurance programs: *Provided*, That the
10 provisions of this appropriation shall not affect the author-
11 ity to use applicable trust funds as provided by section
12 8348(a)(1)(B) of title 5, United States Code: *Provided*
13 *further*, That, except as may be consistent with 5 U.S.C.
14 8902a(f)(1) and (i), no payment may be made from the
15 Employees Health Benefits Fund to any physician, hos-
16 pital, or other provider of health care services or supplies
17 who is, at the time such services or supplies are provided
18 to an individual covered under chapter 89 of title 5, Unit-
19 ed States Code, excluded, pursuant to section 1128 or
20 1128A of the Social Security Act (42 U.S.C. 1320a-7–
21 1320a-7a), from participation in any program under title
22 XVIII of the Social Security Act (42 U.S.C. 1395 et seq.):
23 *Provided further*, That no part of this appropriation shall
24 be available for salaries and expenses of the Legal Exam-
25 ining Unit of the Office of Personnel Management estab-

1 lished pursuant to Executive Order 9358 of July 1, 1943,
2 or any successor unit of like purpose: *Provided further*,
3 That the President's Commission on White House Fel-
4 lows, established by Executive Order 11183 of October 3,
5 1964, may, during the fiscal year ending September 30,
6 1998, accept donations of money, property, and personal
7 services in connection with the development of a publicity
8 brochure to provide information about the White House
9 Fellows, except that no such donations shall be accepted
10 for travel or reimbursement of travel expenses, or for the
11 salaries of employees of such Commission.

12 OFFICE OF INSPECTOR GENERAL

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF TRUST FUNDS)

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act, as amended, including services as authorized
18 by 5 U.S.C. 3109, hire of passenger motor vehicles,
19 \$960,000; and in addition, not to exceed \$8,645,000 for
20 administrative expenses to audit the Office of Personnel
21 Management's retirement and insurance programs, to be
22 transferred from the appropriate trust funds of the Office
23 of Personnel Management, as determined by the Inspector
24 General: *Provided*, That the Inspector General is author-
25 ized to rent conference rooms in the District of Columbia
26 and elsewhere.

1 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES
2 HEALTH BENEFITS

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

8 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
9 LIFE INSURANCE

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

14 PAYMENT TO CIVIL SERVICE RETIREMENT AND
15 DISABILITY FUND

16 For financing the unfunded liability of new and in-
17 creased annuity benefits becoming effective on or after Oc-
18 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
19 nuities under special Acts to be credited to the Civil Serv-
20 ice Retirement and Disability Fund, such sums as may
21 be necessary: *Provided*, That annuities authorized by the
22 Act of May 29, 1944, as amended, and the Act of August
23 19, 1950, as amended (33 U.S.C. 771–75), may hereafter
24 be paid out of the Civil Service Retirement and Disability
25 Fund.

1 OFFICE OF SPECIAL COUNSEL
2 SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Office of Special Counsel pursuant to Reorganization Plan
5 Numbered 2 of 1978, the Civil Service Reform Act of
6 1978 (Public Law 95–454), the Whistleblower Protection
7 Act of 1989 (Public Law 101–12), Public Law 103–424,
8 and the Uniformed Services Employment and Reemploy-
9 ment Act of 1994 (Public Law 103–353), including serv-
10 ices as authorized by 5 U.S.C. 3109, payment of fees and
11 expenses for witnesses, rental of conference rooms in the
12 District of Columbia and elsewhere, and hire of passenger
13 motor vehicles; \$8,116,000.

14 UNITED STATES TAX COURT
15 SALARIES AND EXPENSES

16 For necessary expenses, including contract reporting
17 and other services as authorized by 5 U.S.C. 3109,
18 \$33,921,000: *Provided*, That travel expenses of the judges
19 shall be paid upon the written certificate of the judge.

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

22 TITLE V—GENERAL PROVISIONS
23 THIS ACT

24 SECTION 501. No part of any appropriation con-
25 tained in this Act shall remain available for obligation be-

1 yond the current fiscal year unless expressly so provided
2 herein.

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

10 SEC. 503. None of the funds made available by this
11 Act shall be available for any activity or for paying the
12 salary of any Government employee where funding an ac-
13 tivity or paying a salary to a Government employee would
14 result in a decision, determination, rule, regulation, or pol-
15 icy that would prohibit the enforcement of section 307 of
16 the Tariff Act of 1930.

17 SEC. 504. None of the funds made available by this
18 Act shall be available in fiscal year 1998 and hereafter,
19 for the purpose of transferring control over the Federal
20 Law Enforcement Training Center located at Glynco,
21 Georgia, and Artesia, New Mexico, out of the Treasury
22 Department.

23 SEC. 505. No part of any appropriation contained in
24 this Act shall be available for the payment of the salary

1 of any officer or employee of the Federal Government,
2 who—

3 (1) prohibits or prevents, or attempts or threat-
4 ens to prohibit or prevent, any other officer or em-
5 ployee of the Federal Government from having any
6 direct oral or written communication or contact with
7 any Member, committee, or subcommittee of the
8 Congress in connection with any matter pertaining
9 to the employment of such other officer or employee
10 or pertaining to the department or agency of such
11 other officer or employee in any way, irrespective of
12 whether such communication or contact is at the ini-
13 tiative of such other officer or employee or in re-
14 sponse to the request or inquiry of such Member,
15 committee, or subcommittee; or

16 (2) removes, suspends from duty without pay,
17 demotes, reduces in rank, seniority, status, pay, or
18 performance of efficiency rating, denies promotion
19 to, relocates, reassigns, transfers, disciplines, or dis-
20 criminates in regard to any employment right, enti-
21 tlement, or benefit, or any term or condition of em-
22 ployment of, any other officer or employee of the
23 Federal Government, or attempts or threatens to
24 commit any of the foregoing actions with respect to
25 such other officer or employee, by reason of any

1 communication or contact of such other officer or
2 employee with any Member, committee, or sub-
3 committee of the Congress as described in paragraph
4 (1).

5 SEC. 506. The Office of Personnel Management may,
6 during the fiscal year ending September 30, 1998, and
7 hereafter, accept donations of supplies, services, land, and
8 equipment for the Federal Executive Institute and Man-
9 agement Development Centers to assist in enhancing the
10 quality of Federal management.

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

24 SEC. 508. No funds appropriated pursuant to this
25 Act may be expended by an entity unless the entity agrees

1 that in expending the assistance the entity will comply
2 with sections 2 through 4 of the Act of March 3, 1933
3 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
4 ican Act”).

5 SEC. 509. (a) PURCHASE OF AMERICAN-MADE
6 EQUIPMENT AND PRODUCTS.—In the case of any equip-
7 ment or products that may be authorized to be purchased
8 with financial assistance provided under this Act, it is the
9 sense of the Congress that entities receiving such assist-
10 ance should, in expending the assistance, purchase only
11 American-made equipment and products.

12 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
13 providing financial assistance under this Act, the Sec-
14 retary of the Treasury shall provide to each recipient of
15 the assistance a notice describing the statement made in
16 subsection (a) by the Congress.

17 SEC. 510. If it has been finally determined by a court
18 or Federal agency that any person intentionally affixed a
19 label bearing a “Made in America” inscription, or any in-
20 scription with the same meaning, to any product sold in
21 or shipped to the United States that is not made in the
22 United States, such person shall be ineligible to receive
23 any contract or subcontract made with funds provided
24 pursuant to this Act, pursuant to the debarment, suspen-
25 sion, and ineligibility procedures described in sections

1 9.400 through 9.409 of title 48, Code of Federal Regula-
2 tions.

3 SEC. 511. Except as otherwise specifically provided
4 by law, not to exceed 50 percent of unobligated balances
5 remaining available at the end of fiscal year 1998 from
6 appropriations made available for salaries and expenses
7 for fiscal year 1998 in this Act, shall remain available
8 through September 30, 1999, for each such account for
9 the purposes authorized: *Provided*, That a request shall
10 be submitted to the House and Senate Committees on Ap-
11 propriations for approval prior to the expenditure of such
12 funds.

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

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

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

1 SEC. 513. Notwithstanding any other provision of
2 law, no part of any appropriation contained or otherwise
3 made available in this Act for any fiscal year shall be avail-
4 able for paying Sunday premium or night differential pay
5 to any employee unless such employee actually performed
6 work during the time corresponding to such premium or
7 differential pay, except that differential pay may be paid
8 to an employee in a paid leave status if that employee is
9 permanently assigned to work a shift entitled to such pay
10 and has been in night differential pay status for a mini-
11 mum of 26 weeks immediately prior to the date of paid
12 leave.

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

22 SEC. 515. (a) CONDITIONS ON ADDITIONAL FUNDS
23 FOR FEC.—The additional amount provided in this Act
24 under the heading “Federal Election Commission—Sala-
25 ries and Expenses” for internal automated data process-

1 ing systems of the Federal Election Commission shall not
2 be available for obligation until—

3 (1) all vacancies that existed in the membership
4 of the Commission as of July 15, 1997, have been
5 filled; and

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

8 (b) PROHIBITING REAPPOINTMENT OF MEMBERS OF
9 FEDERAL ELECTION COMMISSION.—

10 (1) IN GENERAL.—Section 306(a)(2)(A) of the
11 Federal Election Campaign Act of 1971 (2 U.S.C.
12 437c(a)(2)(A)) is amended by striking “for terms of
13 6 years” and inserting “for a single term of 6
14 years”.

15 (2) EFFECTIVE DATE; TRANSITION RULE.—

16 (A) IN GENERAL.—The amendment made
17 by paragraph (1) shall apply with respect to in-
18 dividuals appointed as members of the Federal
19 Election Commission on or after the date of the
20 enactment of this Act.

21 (B) TREATMENT OF CURRENT COMMIS-
22 SIONERS.—No individual serving as a member
23 of the Federal Election Commission as of the
24 date of the enactment of this Act may be re-
25 appointed as a member of the Commission after

1 the expiration of the individual's current term
2 of service.

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

7 SEC. 516. No funds appropriated by this Act shall
8 be available to pay for an abortion, or the administrative
9 expenses in connection with any health plan under the
10 Federal employees health benefit program which provides
11 any benefits or coverage for abortions.

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

16 CERTAIN HISTORIC U.S. ORIGIN FIREARMS IMPORTS

17 SEC. 518. Notwithstanding any other provision of
18 law, none of the funds appropriated or otherwise made
19 available under this Act or any other Act may be expended
20 or obligated by a department, agency, or instrumentality
21 of the United States to pay administrative expenses or to
22 compensate an officer or employee of the United States
23 in connection with the denial of an application for the im-
24 portation of military firearms (or ammunition, compo-
25 nents, parts, accessories, and attachments for such fire-
26 arms) submitted under section 38(b)(1)(B) of the Arms

1 Export Control Act (22 U.S.C. 2778(b)(1)(B), as added
2 by section 8142(a) of the Department of Defense Appro-
3 priations Act, 1988), if the application meets the other-
4 wise applicable requirements of sections 178.112 and
5 178.113 of title 27, Code of Federal Regulations (as in
6 effect on January 1, 1996), and the application is not for
7 the importation of articles on the United States Munitions
8 Import List from a proscribed country. For purposes of
9 the preceding sentence, the term “proscribed country”
10 means a country with respect to which the proscriptions
11 contained in section 47.52 of title 27, Code of Federal
12 Regulations, apply.

13 SEC. 519. No funds appropriated for the United
14 States Postal Service under this or any other Act may be
15 expended by the Postal Service to expand the Global Pack-
16 age Link Service.

17 TITLE VI—GENERAL PROVISIONS

18 DEPARTMENTS, AGENCIES, AND CORPORATIONS

19 SECTION 601. Funds appropriated in this or any
20 other Act may be used to pay travel to the United States
21 for the immediate family of employees serving abroad in
22 cases of death or life threatening illness of said employee.

23 SEC. 602. No department, agency, or instrumentality
24 of the United States receiving appropriated funds under
25 this or any other Act for fiscal year 1998 shall obligate

1 or expend any such funds, unless such department, agen-
2 cy, or instrumentality has in place, and will continue to
3 administer in good faith, a written policy designed to en-
4 sure that all of its workplaces are free from the illegal
5 use, possession, or distribution of controlled substances
6 (as defined in the Controlled Substances Act) by the offi-
7 cers and employees of such department, agency, or instru-
8 mentality.

9 SEC. 603. Notwithstanding 31 U.S.C. 1345, any
10 agency, department, or instrumentality of the United
11 States which provides or proposes to provide child care
12 services for Federal employees may reimburse any Federal
13 employee or any person employed to provide such services
14 for travel, transportation, and subsistence expenses in-
15 curred for training classes, conferences, or other meetings
16 in connection with the provision of such services: *Provided,*
17 That any per diem allowance made pursuant to this sec-
18 tion shall not exceed the rate specified in regulations pre-
19 scribed pursuant to section 5707 of title 5, United States
20 Code.

21 SEC. 604. Unless otherwise specifically provided, the
22 maximum amount allowable during the current fiscal year
23 in accordance with section 16 of the Act of August 2, 1946
24 (60 Stat. 810), for the purchase of any passenger motor
25 vehicle (exclusive of buses, ambulances, law enforcement,

1 and undercover surveillance vehicles), is hereby fixed at
2 \$8,100 except station wagons for which the maximum
3 shall be \$9,100: *Provided*, That these limits may be ex-
4 ceeded by not to exceed \$3,700 for police-type vehicles,
5 and by not to exceed \$4,000 for special heavy-duty vehi-
6 cles: *Provided further*, That the limits set forth in this sec-
7 tion may not be exceeded by more than 5 percent for elec-
8 tric or hybrid vehicles purchased for demonstration under
9 the provisions of the Electric and Hybrid Vehicle Re-
10 search, Development, and Demonstration Act of 1976:
11 *Provided further*, That the limits set forth in this section
12 may be exceeded by the incremental cost of clean alter-
13 native fuels vehicles acquired pursuant to Public Law
14 101–549 over the cost of comparable conventionally fueled
15 vehicles.

16 SEC. 605. Appropriations of the executive depart-
17 ments and independent establishments for the current fis-
18 cal year available for expenses of travel, or for the ex-
19 penses of the activity concerned, are hereby made available
20 for quarters allowances and cost-of-living allowances, in
21 accordance with 5 U.S.C. 5922–24.

22 SEC. 606. Unless otherwise specified during the cur-
23 rent fiscal year, no part of any appropriation contained
24 in this or any other Act shall be used to pay the compensa-
25 tion of any officer or employee of the Government of the

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

1 *further*, That the above penal clause shall be in addition
2 to, and not in substitution for, any other provisions of ex-
3 isting law: *Provided further*, That any payment made to
4 any officer or employee contrary to the provisions of this
5 section shall be recoverable in action by the Federal Gov-
6 ernment. This section shall not apply to citizens of Ire-
7 land, Israel, or the Republic of the Philippines, or to na-
8 tionals of those countries allied with the United States in
9 the current defense effort, or to international broadcasters
10 employed by the United States Information Agency, or to
11 temporary employment of translators, or to temporary em-
12 ployment in the field service (not to exceed 60 days) as
13 a result of emergencies.

14 SEC. 607. Appropriations available to any depart-
15 ment or agency during the current fiscal year for nec-
16 essary expenses, including maintenance or operating ex-
17 penses, shall also be available for payment to the General
18 Services Administration for charges for space and services
19 and those expenses of renovation and alteration of build-
20 ings and facilities which constitute public improvements
21 performed in accordance with the Public Buildings Act of
22 1959 (73 Stat. 749), the Public Buildings Amendments
23 of 1972 (87 Stat. 216), or other applicable law.

24 SEC. 608. In addition to funds provided in this or
25 any other Act, all Federal agencies are authorized to re-

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

6 (1) Acquisition, waste reduction and prevention,
7 and recycling programs as described in Executive
8 Order 12873 (October 20, 1993), including any such
9 programs adopted prior to the effective date of the
10 Executive Order.

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

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

18 SEC. 609. Funds made available by this or any other
19 Act for administrative expenses in the current fiscal year
20 of the corporations and agencies subject to chapter 91 of
21 title 31, United States Code, shall be available, in addition
22 to objects for which such funds are otherwise available,
23 for rent in the District of Columbia; services in accordance
24 with 5 U.S.C. 3109; and the objects specified under this
25 head, all the provisions of which shall be applicable to the

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

7 SEC. 610. No part of any appropriation for the cur-
8 rent fiscal year contained in this or any other Act shall
9 be paid to any person for the filling of any position for
10 which he or she has been nominated after the Senate has
11 voted not to approve the nomination of said person.

12 SEC. 611. No part of any appropriation contained in
13 this or any other Act shall be available for interagency
14 financing of boards (except Federal Executive Boards),
15 commissions, councils, committees, or similar groups
16 (whether or not they are interagency entities) which do
17 not have a prior and specific statutory approval to receive
18 financial support from more than one agency or instru-
19 mentality.

20 SEC. 612. Funds made available by this or any other
21 Act to the Postal Service Fund (39 U.S.C. 2003) shall
22 be available for employment of guards for all buildings and
23 areas owned or occupied by the Postal Service and under
24 the charge and control of the Postal Service, and such
25 guards shall have, with respect to such property, the pow-

1 ers of special policemen provided by the first section of
2 the Act of June 1, 1948, as amended (62 Stat. 281; 40
3 U.S.C. 318), and, as to property owned or occupied by
4 the Postal Service, the Postmaster General may take the
5 same actions as the Administrator of General Services
6 may take under the provisions of sections 2 and 3 of the
7 Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C.
8 318a, 318b), attaching thereto penal consequences under
9 the authority and within the limits provided in section 4
10 of the Act of June 1, 1948, as amended (62 Stat. 281;
11 40 U.S.C. 318c).

12 SEC. 613. None of the funds made available pursuant
13 to the provisions of this Act shall be used to implement,
14 administer, or enforce any regulation which has been dis-
15 approved pursuant to a resolution of disapproval duly
16 adopted in accordance with the applicable law of the
17 United States.

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

1 (1) during the period from the date of expira-
2 tion of the limitation imposed by section 616 of the
3 Treasury, Postal Service and General Government
4 Appropriations Act, 1997, until the normal effective
5 date of the applicable wage survey adjustment that
6 is to take effect in fiscal year 1998, in an amount
7 that exceeds the rate payable for the applicable
8 grade and step of the applicable wage schedule in
9 accordance with such section 616; and

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

15 (A) the percentage adjustment taking ef-
16 fect in fiscal year 1998 under section 5303 of
17 title 5, United States Code, in the rates of pay
18 under the General Schedule; and

19 (B) the difference between the overall aver-
20 age percentage of the locality-based comparabil-
21 ity payments taking effect in fiscal year 1998
22 under section 5304 of such title (whether by
23 adjustment or otherwise), and the overall aver-
24 age percentage of such payments which was ef-
25 fective in fiscal year 1997 under such section.

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

9 (c) For the purposes of this section, the rates payable
10 to an employee who is covered by this section and who
11 is paid from a schedule not in existence on September 30,
12 1997, shall be determined under regulations prescribed by
13 the Office of Personnel Management.

14 (d) Notwithstanding any other provision of law, rates
15 of premium pay for employees subject to this section may
16 not be changed from the rates in effect on September 30,
17 1997, except to the extent determined by the Office of
18 Personnel Management to be consistent with the purpose
19 of this section.

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

22 (f) For the purpose of administering any provision
23 of law (including section 8431 of title 5, United States
24 Code, and any rule or regulation that provides premium
25 pay, retirement, life insurance, or any other employee ben-

1 efit) that requires any deduction or contribution, or that
2 imposes any requirement or limitation on the basis of a
3 rate of salary or basic pay, the rate of salary or basic pay
4 payable after the application of this section shall be treat-
5 ed as the rate of salary or basic pay.

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

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

15 SEC. 615. During the period in which the head of
16 any department or agency, or any other officer or civilian
17 employee of the Government appointed by the President
18 of the United States, holds office, no funds may be obli-
19 gated or expended in excess of \$5,000 to furnish or re-
20 decorate the office of such department head, agency head,
21 officer, or employee, or to purchase furniture or make im-
22 provements for any such office, unless advance notice of
23 such furnishing or redecoration is expressly approved by
24 the Committees on Appropriations of the House and Sen-
25 ate. For the purposes of this section, the word "office"

1 shall include the entire suite of offices assigned to the indi-
2 vidual, as well as any other space used primarily by the
3 individual or the use of which is directly controlled by the
4 individual.

5 SEC. 616. Notwithstanding any other provision of
6 law, no executive branch agency shall purchase, construct,
7 and/or lease any additional facilities, except within or con-
8 tiguous to existing locations, to be used for the purpose
9 of conducting Federal law enforcement training without
10 the advance approval of the House and Senate Committees
11 on Appropriations.

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

20 SEC. 618. (a) None of the funds appropriated by this
21 or any other Act may be obligated or expended by any
22 Federal department, agency, or other instrumentality for
23 the salaries or expenses of any employee appointed to a
24 position of a confidential or policy-determining character
25 excepted from the competitive service pursuant to section

1 3302 of title 5, United States Code, without a certification
2 to the Office of Personnel Management from the head of
3 the Federal department, agency, or other instrumentality
4 employing the Schedule C appointee that the Schedule C
5 position was not created solely or primarily in order to
6 detail the employee to the White House.

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

10 (1) the Central Intelligence Agency;

11 (2) the National Security Agency;

12 (3) the Defense Intelligence Agency;

13 (4) the offices within the Department of De-
14 fense for the collection of specialized national foreign
15 intelligence through reconnaissance programs;

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

18 (6) any agency, office, or unit of the Army,
19 Navy, Air Force, and Marine Corps, the Federal Bu-
20 reau of Investigation and the Drug Enforcement Ad-
21 ministration of the Department of Justice, the De-
22 partment of Transportation, the Department of the
23 Treasury, and the Department of Energy perform-
24 ing intelligence functions; and

25 (7) the Director of Central Intelligence.

1 SEC. 619. No department, agency, or instrumentality
2 of the United States receiving appropriated funds under
3 this or any other Act for fiscal year 1998 shall obligate
4 or expend any such funds, unless such department, agen-
5 cy, or instrumentality has in place, and will continue to
6 administer in good faith, a written policy designed to en-
7 sure that all of its workplaces are free from discrimination
8 and sexual harassment and that all of its workplaces are
9 not in violation of title VII of the Civil Rights Act of 1964,
10 as amended, the Age Discrimination in Employment Act
11 of 1967, and the Rehabilitation Act of 1973.

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

22 SEC. 621. Notwithstanding any provision of law, the
23 President, or his designee, must certify to Congress, annu-
24 ally, that no person or persons with direct or indirect re-
25 sponsibility for administering the Executive Office of the

1 President's Drug-Free Workplace Plan are themselves
2 subject to a program of individual random drug testing.

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

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

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

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

15 (4) contains any methods or content associated
16 with religious or quasi-religious belief systems or
17 “new age” belief systems as defined in Equal Em-
18 ployment Opportunity Commission Notice N-
19 915.022, dated September 2, 1988;

20 (5) is offensive to, or designed to change, par-
21 ticipants' personal values or lifestyle outside the
22 workplace; or

23 (6) includes content related to human
24 immunodeficiency virus-acquired immune deficiency
25 syndrome (HIV/AIDS) other than that necessary to

1 make employees more aware of the medical ramifica-
2 tions of HIV/AIDS and the workplace rights of
3 HIV-positive employees.

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

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

1 agents); and the statutes which protect against disclosure
2 that may compromise the national security, including sec-
3 tions 641, 793, 794, 798, and 952 of title 18, United
4 States Code, and section 4(b) of the Subversive Activities
5 Act of 1950 (50 U.S.C. section 783(b)). The definitions,
6 requirements, obligations, rights, sanctions, and liabilities
7 created by said Executive Order and listed statutes are
8 incorporated into this agreement and are controlling.”:
9 *Provided*, That notwithstanding the preceding paragraph,
10 a nondisclosure policy form or agreement that is to be exe-
11 cuted by a person connected with the conduct of an intel-
12 ligence or intelligence-related activity, other than an em-
13 ployee or officer of the United States Government, may
14 contain provisions appropriate to the particular activity
15 for which such document is to be used. Such form or
16 agreement shall, at a minimum, require that the person
17 will not disclose any classified information received in the
18 course of such activity unless specifically authorized to do
19 so by the United States Government. Such nondisclosure
20 forms shall also make it clear that they do not bar dislo-
21 sures to Congress or to an authorized official of an execu-
22 tive agency or the Department of Justice that are essential
23 to reporting a substantial violation of law.

24 SEC. 624. No part of any funds appropriated in this
25 or any other Act shall be used by an agency of the execu-

1 tive branch, other than for normal and recognized execu-
2 tive-legislative relationships, for publicity or propaganda
3 purposes, and for the preparation, distribution or use of
4 any kit, pamphlet, booklet, publication, radio, television or
5 film presentation designed to support or defeat legislation
6 pending before the Congress, except in presentation to the
7 Congress itself.

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

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

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

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

1 (4) recommendations from the Director and a
2 description of significant public comments to reform
3 or eliminate any Federal regulatory program or pro-
4 gram element that is inefficient, ineffective, or is not
5 a sound use of the Nation's resources.

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

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

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

24 SEC. 628. None of the funds made available in this
25 Act or any other Act may be used to provide any non-

1 public information such as mailing or telephone lists to
2 any person or any organization outside of the Federal
3 Government without the approval of the House and Senate
4 Committees on Appropriations.

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

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

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

24 PERSONAL ALLOWANCE PARITY AMONG NAFTA PARTIES

25 SEC. 632. (a) IN GENERAL.—The United States
26 Trade Representative and the Secretary of the Treasury,

1 in consultation with the Secretary of Commerce, shall ini-
2 tiate discussions with officials of the Governments of Mex-
3 ico and Canada to achieve parity in the duty-free personal
4 allowance structure of the United States, Mexico, and
5 Canada.

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

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

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