

TREASURY, POSTAL SERVICE, AND GENERAL
GOVERNMENT APPROPRIATIONS BILL, 1998

SEPTEMBER 11, 1997.—Ordered to be printed

Mr. KOLBE, from the Committee on Appropriations,
submitted the following

SUPPLEMENTAL REPORT

[To accompany H.R. 2378]

This supplemental report makes technical corrections to the report submitted on August 5, 1997 (H. Rept. 105-240) to accompany H.R. 2378.

This supplemental report is submitted in accordance with clause 2(1)(5)(ii) of rule XI of the Rules of the House of Representatives.

COMPLIANCE WITH RULE XIII, CL. 3 (RAMSEYER RULE)

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in roman):

SECTION 113 OF THE DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 1997

(Public Law 104-208)

SEC. 113. Section 732 of Public Law 104-132 (110 Stat. 1303; 18 U.S.C. 841 note) is amended—

(1) * * *

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(2) by adding at the end the following new subsection:

“(f) SPECIAL STUDY.—

“(1) * * *

* * * * *

“(3) REPORT AND COSTS.—The study conducted under this subsection shall be presented to Congress [12 months] 2 years

after the enactment of this subsection and be made available to the public, including any data tapes or data used to form such recommendations. There are authorized to be appropriated such sums as may be necessary to carry out the study.”.

SECTION 9703 OF TITLE 31, UNITED STATES CODE

§ 9703. Department of the Treasury Forfeiture Fund

(a) * * *

* * * * *

(g) APPROPRIATIONS.—

(1) * * *

* * * * *

(3)(A) Subject to subparagraphs (B) and (C), at the end of each of fiscal years 1994, 1995, **[1996, and 1997]** *and 1996*, the Secretary shall transfer from the Fund not more than \$100,000,000 to the Special Forfeiture Fund established by section 6073 of the Anti-Drug Abuse Act of 1988. *No further transfers from the Treasury Forfeiture Fund will be made to the Special Forfeiture Fund after those amounts transferred from excess unobligated balances at the end of fiscal year 1996.*

* * * * *

(C) The Secretary of the Treasury shall reserve an amount not to exceed \$30,000,000 from the unobligated balances remaining in the Customs Forfeiture Fund on September 30, 1992, and such amount shall be transferred to the Fund on October 1, 1992, or, if later, the date that is 15 days after the date of the enactment of this section. Such amount shall be available for any expenses or activities authorized under this section. At the end of fiscal year 1993, 1994, 1995, and 1996, the Secretary shall reserve in the Fund an amount not to exceed \$50,000,000 of the unobligated balances in the Fund, or, if the Secretary determines that a greater amount is necessary for asset specific expenses, an amount equal to not more than 10 percent of the total obligations from the Fund in the preceding fiscal year. At the end of fiscal year 1997, and at the end of each fiscal year thereafter, the Secretary shall reserve any amounts that are required to be retained in the Fund to ensure the availability of amounts in the subsequent fiscal year for purposes authorized under subsection (a). *Unobligated balances remaining pursuant to section 4(B) of 9703(g) shall also be carried forward.*

(4)(A) * * *

(B) After reserving any amount authorized by paragraph (3)(C) and after transferring any amount authorized by paragraph (3)(A), any unobligated balances remaining in the Fund on September 30, 1994, and on September 30 of each fiscal year thereafter, shall **[**subject to subparagraph (C),**]** be available to the Secretary, without fiscal year limitation, for transfers pursuant to subparagraph (A)(ii) and for obligation or expenditure in connection with the law enforcement activities of

any Federal agency or of a Department of the Treasury law enforcement organization.

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SECTION 201 OF THE FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT OF 1949

SEC. 201. PROCUREMENTS, WAREHOUSING, AND RELATED ACTIVITIES.

(a) * * *

[(b)(1) The Administrator shall, as far as practicable, provide any of the services specified in subsection (a) of this section to any other Federal agency, mixed-ownership Government corporation (as defined in section 9101 of title 31, United States Code), or the District of Columbia, upon its request.

[(2)(A) The Administrator may provide for the use of Federal supply schedules of the General Services Administration by any of the following entities upon request:

[(i) A State, any department or agency of a State, and any political subdivision of a State, including a local government.

[(ii) The Commonwealth of Puerto Rico.

[(iii) The government of an Indian tribe (as defined in section 4(e) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b(e))).

[(B) Subparagraph (A) may not be construed to authorize an entity referred to in that subparagraph to order existing stock or inventory from federally owned and operated, or federally owned and contractor operated, supply depots, warehouses, or similar facilities.

[(C) In any case in which an entity listed in subparagraph (A) uses a Federal supply schedule, the Administrator may require the entity to reimburse the General Services Administration for any administrative costs of using the schedule.

[(3)(A) Upon the request of a qualified nonprofit agency for the blind or other severely handicapped that is to provide a commodity or service to the Federal Government under the Javits-Wagner-O'Day Act (41 U.S.C. 46 et seq.), the Administrator may provide any of the services specified in subsection (a) to such agency to the extent practicable.

[(B) A nonprofit agency receiving services under the authority of subparagraph (A) shall use the services directly in making or providing an approved commodity or approved service to the Federal Government.

[(C) In this paragraph:

[(i) The term "qualified nonprofit agency for the blind or other severely handicapped" means—

[(I) a qualified nonprofit agency for the blind, as defined in section 5(3) of the Javits-Wagner-O'Day Act (41 U.S.C. 48b(3)); and

[(II) a qualified nonprofit agency for other severely handicapped, as defined in section 5(4) of such Act (41 U.S.C. 48b(4)).

[(ii) The terms “approved commodity” and “approved service” mean a commodity and a service, respectively, that has been determined by the Committee for Purchase from the Blind and Other Severely Handicapped under section 2 of the Javits-Wagner-O’Day Act (41 U.S.C. 47) to be suitable for procurement by the Federal Government.]

(b) *The Administrator shall as far as practicable provide any of the services specified in subsection (a) of this section to any other Federal agency, mixed ownership corporation (as defined in chapter 91 of title 31, United States Code), or the District of Columbia, upon its request.*

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TRANSFER OF FUNDS

Pursuant to clause 1(b), rule X of the House of Representatives, the following is submitted describing the transfer of funds provided in the accompanying bill.

GENERAL PROVISIONS—DEPARTMENT OF THE TREASURY

Sec. 124. The Committee includes a new provision making a technical correction affecting the transfer of funds from the Treasury Forfeiture Fund to the Special Forfeiture Fund, and provides that unobligated balances of the Super Surplus may be carried forward into the next fiscal year.

RESCISSIONS OF FUNDS

In compliance with clause 1(b), rule X of the House of Representatives, the Committee reports that it recommends rescissions in the bill, as follows:

RESCISSIONS RECOMMENDED IN THE BILL

<i>Department or Activity</i>	<i>Amounts recommended for rescission</i>
Department of the Treasury:	
Internal Revenue Service, Tax Law Enforcement (FY 1997)	-\$10,000,000
Internal Revenue Service, Tax Law Enforcement (FY 1996)	-4,500,000
Total Rescissions	-14,500,000

COMPLIANCE WITH RULE XXI, CLAUSE 3

In compliance with rule XXI, clause 3, the Committee has inserted at the appropriate place in the report a description of the effects of provisions proposed in the accompanying bill which may be considered, under certain circumstances, to change the application of existing law, either directly or indirectly.

TITLE I—DEPARTMENT OF THE TREASURY

GENERAL PROVISIONS—DEPARTMENT OF THE TREASURY

Sec. 124. The Committee includes a new provision making a technical correction affecting the transfer of funds from the Treasury Forfeiture Fund to the Special Forfeiture Fund, and provides

that unobligated balances of the Super Surplus may be carried forward into the next fiscal year.

INTERNAL REVENUE SERVICE TAX LAW ENFORCEMENT

The Committee has included a new provision rescinding \$10,000,000 of funds previously made available under this heading in Public Law 104-208 and \$4,500,000 of funds previously made available under this heading in Public Law 104-52.

TITLE IV—INDEPENDENT AGENCIES

FEDERAL ELECTION COMMISSION

The Committee has continued language which provides funds for expenses of the Commission and specifying a level of funding for internal automated data processing systems and reception and representation expenses. The Committee includes a new provision transferring funds to the General Accounting Office for an independent audit of FEC operations as well as funds for disclosing and maintaining FEC filings on the Internet.