
[House Appropriations Committee Print]

Consolidated Appropriations Act, 2008
(H.R. 2764; Public Law 110-161)

DIVISION D—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008

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[CLERK'S NOTE: Six sections which precede division A in the Consolidated Appropriations Act apply to all divisions of the Act, including this one. The text of these sections is as follows:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Consolidated Appropriations Act, 2008”.

SEC. 2. TABLE OF CONTENTS.

[Text omitted for purposes of this note]

SEC. 3. REFERENCES.

Except as expressly provided otherwise, any reference to “this Act” contained in any division of this Act shall be treated as referring only to the provisions of that division.

SEC. 4. EXPLANATORY STATEMENT.

The explanatory statement regarding the consolidated appropriations amendment of the House of Representatives to the amendment of the Senate to H.R. 2764, printed in the House section of the Congressional Record on or about December 17, 2007 by the Chairman of the Committee on Appropriations of the House, shall have the same effect with respect to the allocation of funds and implementation of divisions A through K of this Act as if it were a joint explanatory statement of a committee of conference.

SEC. 5. EMERGENCY DESIGNATIONS.

Any designation in any division of this Act referring to this section is a designation of an amount as an emergency requirement and necessary to meet emergency needs pursuant to subsections (a) and (b) of section 204 of S. Con. Res. 21 (110th Congress), the concurrent resolution on the budget for fiscal year 2008.

SEC. 6. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2008.

Reproduced below is the text of division D of the Consolidated Appropriations Act, 2008 (H.R. 2764; P.L. 110-161) as presented to the President for signature.]

LEGISLATIVE TEXT, DIVISION D

DIVISION D—FINANCIAL SERVICES AND GENERAL
GOVERNMENT APPROPRIATIONS ACT, 2008

TITLE I

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Departmental Offices including operation and maintenance of the Treasury Building and Annex; hire of passenger motor vehicles; maintenance, repairs, and improvements of, and purchase of commercial insurance policies for, real properties leased or owned overseas, when necessary for the performance of official business, \$248,360,000, of which not to exceed \$10,840,000 is for executive direction program activities; not to exceed \$9,909,000 is for general counsel program activities; not to exceed \$44,242,000 is for economic policies and programs activities; not to exceed \$29,464,000 is for financial policies and programs activities; not to exceed \$56,775,000 is for terrorism and financial intelligence activities; not to exceed \$18,505,000 is for Treasury-wide management policies and programs activities; and not to exceed \$78,625,000 is for administration programs activities: *Provided*, That the Secretary of the Treasury is authorized to transfer funds appropriated for any program activity of the Departmental Offices to any other program activity of the Departmental Offices upon notification to the House and Senate Committees on Appropriations: *Provided further*, That no appropriation for any program activity shall be increased or decreased by more than 2 percent by all such transfers: *Provided further*, That any change in funding greater than 2 percent shall be submitted for approval to the House and Senate Committees on Appropriations: *Provided further*, That of the amount appropriated under this heading, not to exceed \$3,000,000, to remain available until September 30, 2009, is for information technology modernization requirements; not to exceed \$150,000 is for official reception and representation expenses; and not to exceed \$258,000 is for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Secretary of the Treasury and to be accounted for solely on his certificate: *Provided further*, That of the amount appropriated under this heading, \$5,114,000, to remain available until September 30, 2009, is for the Treasury-wide Financial Statement Audit and Internal Control Program, of which such amounts as may be necessary may be transferred to accounts of the Department's offices and bureaus to conduct audits: *Provided further*, That this transfer authority shall be in addition to any other provided in this Act: *Provided further*, That of the amount appropriated under this heading, \$3,000,000, to remain available until September 30, 2009, is for secure space requirements: *Provided further*, That of the amount appropriated under this heading, \$2,300,000, to remain

available until September 30, 2009, is for salary and benefits for hiring of personnel whose work will require completion of a security clearance investigation in order to perform highly classified work to further the activities of the Office of Terrorism and Financial Intelligence: *Provided further*, That of the amount appropriated under this heading, \$2,100,000, to remain available until September 30, 2010, is to develop and implement programs within the Office of Critical Infrastructure Protection and Compliance Policy, including entering into cooperative agreements.

DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For development and acquisition of automatic data processing equipment, software, and services for the Department of the Treasury, \$18,710,000, to remain available until September 30, 2010: *Provided*, That these funds shall be transferred to accounts and in amounts as necessary to satisfy the requirements of the Department's offices, bureaus, and other organizations: *Provided further*, That this transfer authority shall be in addition to any other transfer authority provided in this Act: *Provided further*, That none of the funds appropriated under this heading shall be used to support or supplement "Internal Revenue Service, Operations Support" or "Internal Revenue Service, Business Systems Modernization".

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, not to exceed \$2,000,000 for official travel expenses, including hire of passenger motor vehicles; and not to exceed \$100,000 for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Inspector General of the Treasury, \$18,450,000, of which not to exceed \$2,500 shall be available for official reception and representation expenses.

TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Treasury Inspector General for Tax Administration in carrying out the Inspector General Act of 1978, including purchase (not to exceed 150 for replacement only for police-type use) and hire of passenger motor vehicles (31 U.S.C. 1343(b)); services authorized by 5 U.S.C. 3109, at such rates as may be determined by the Inspector General for Tax Administration; \$140,533,000, of which not to exceed \$6,000,000 shall be available for official travel expenses; of which not to exceed \$500,000 shall be available for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Inspector General for Tax Administration; and of which not to exceed \$1,500 shall be available for official reception and representation expenses.

AIR TRANSPORTATION STABILIZATION PROGRAM ACCOUNT
(INCLUDING RESCISSION)

Sections 101(a)(1), 102, 104, and 107(2) of the Air Transportation Safety and System Stabilization Act (title I, Public Law 107-42) are hereby repealed. All unobligated balances under this heading are rescinded.

FINANCIAL CRIMES ENFORCEMENT NETWORK
SALARIES AND EXPENSES

For necessary expenses of the Financial Crimes Enforcement Network, including hire of passenger motor vehicles; travel and training expenses of non-Federal and foreign government personnel to attend meetings and training concerned with domestic and foreign financial intelligence activities, law enforcement, and financial regulation; not to exceed \$14,000 for official reception and representation expenses; and for assistance to Federal law enforcement agencies, with or without reimbursement, \$85,844,000, of which not to exceed \$16,340,000 shall remain available until September 30, 2010; and of which \$8,955,000 shall remain available until September 30, 2009: *Provided*, That funds appropriated in this account may be used to procure personal services contracts.

FINANCIAL MANAGEMENT SERVICE
SALARIES AND EXPENSES

For necessary expenses of the Financial Management Service, \$234,423,000, of which not to exceed \$9,220,000 shall remain available until September 30, 2010, for information systems modernization initiatives; and of which not to exceed \$2,500 shall be available for official reception and representation expenses.

ALCOHOL AND TOBACCO TAX AND TRADE BUREAU
SALARIES AND EXPENSES

For necessary expenses of carrying out section 1111 of the Homeland Security Act of 2002, including hire of passenger motor vehicles, \$93,515,000; of which not to exceed \$6,000 for official reception and representation expenses; not to exceed \$50,000 for cooperative research and development programs for laboratory services; and provision of laboratory assistance to State and local agencies with or without reimbursement.

UNITED STATES MINT
UNITED STATES MINT PUBLIC ENTERPRISE FUND

Pursuant to section 5136 of title 31, United States Code, the United States Mint is provided funding through the United States Mint Public Enterprise Fund for costs associated with the production of circulating coins, numismatic coins, and protective services, including both operating expenses and capital investments. The aggregate amount of new liabilities and obligations incurred during fiscal year 2008 under such section 5136 for circulating coinage and

protective service capital investments of the United States Mint shall not exceed \$33,200,000.

BUREAU OF THE PUBLIC DEBT
ADMINISTERING THE PUBLIC DEBT

For necessary expenses connected with any public-debt issues of the United States, \$182,871,000, of which not to exceed \$2,500 shall be available for official reception and representation expenses, and of which not to exceed \$2,000,000 shall remain available until September 30, 2010, for systems modernization: *Provided*, That the sum appropriated herein from the general fund for fiscal year 2008 shall be reduced by not more than \$10,000,000 as definitive security issue fees and Legacy Treasury Direct Investor Account Maintenance fees are collected, so as to result in a final fiscal year 2008 appropriation from the general fund estimated at \$172,871,000. In addition, \$70,000 to be derived from the Oil Spill Liability Trust Fund to reimburse the Bureau for administrative and personnel expenses for financial management of the Fund, as authorized by section 1012 of Public Law 101-380.

**COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND
PROGRAM ACCOUNT**

To carry out the Community Development Banking and Financial Institutions Act of 1994 (Public Law 103-325), including services authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the rate for ES-3, \$94,000,000, to remain available until September 30, 2009, of which \$8,000,000 shall be for financial assistance, technical assistance, training and outreach programs designed to benefit Native American, Native Hawaiian, and Alaskan Native communities and provided primarily through qualified community development lender organizations with experience and expertise in community development banking and lending in Indian country, Native American organizations, tribes and tribal organizations and other suitable providers, and up to \$13,500,000 may be used for administrative expenses, including administration of the New Markets Tax Credit, up to \$7,500,000 may be used for the cost of direct loans, and up to \$250,000 may be used for administrative expenses to carry out the direct loan program: *Provided*, That the cost of direct loans, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That these funds are available to subsidize gross obligations for the principal amount of direct loans not to exceed \$16,000,000.

INTERNAL REVENUE SERVICE
TAXPAYER SERVICES

For necessary expenses of the Internal Revenue Service to provide taxpayer services, including pre-filing assistance and education, filing and account services, taxpayer advocacy services, and other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner, \$2,150,000,000, of which not less than \$3,000,000 shall be for the Tax Counseling for the Elderly

Program, of which not less than \$9,000,000 shall be available for low-income taxpayer clinic grants, of which not less than \$8,000,000, to remain available until September 30, 2009, shall be available to establish and administer a Community Volunteer Income Tax Assistance matching grants demonstration program for tax return preparation assistance, and of which not less than \$177,000,000 shall be available for operating expenses of the Taxpayer Advocate Service.

ENFORCEMENT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Internal Revenue Service to determine and collect owed taxes, to provide legal and litigation support, to conduct criminal investigations, to enforce criminal statutes related to violations of internal revenue laws and other financial crimes, to purchase (for police-type use, not to exceed 850) and hire of passenger motor vehicles (31 U.S.C. 1343(b)), and to provide other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner, \$4,780,000,000, of which not less than \$57,252,000 shall be for the Interagency Crime and Drug Enforcement program: *Provided*, That up to \$10,000,000 may be transferred as necessary from this account to the Internal Revenue Service Operations Support appropriations solely for the purposes of the Interagency Crime and Drug Enforcement program: *Provided further*, That this transfer authority shall be in addition to any other transfer authority provided in this Act.

OPERATIONS SUPPORT

For necessary expenses of the Internal Revenue Service to operate and support taxpayer services and enforcement programs, including rent payments; facilities services; printing; postage; physical security; headquarters and other IRS-wide administration activities; research and statistics of income; telecommunications; information technology development, enhancement, operations, maintenance, and security; the hire of passenger motor vehicles (31 U.S.C. 1343(b)); and other services as authorized by 5 U.S.C. 3109, at such rates as may be determined by the Commissioner; \$3,680,059,000, of which \$75,000,000 shall remain available until September 30, 2009, for information technology support; of which not to exceed \$1,000,000 shall remain available until September 30, 2010, for research; of which not less than \$2,000,000 shall be for the Internal Revenue Service Oversight Board; and of which not to exceed \$25,000 shall be for official reception and representation.

BUSINESS SYSTEMS MODERNIZATION

For necessary expenses of the Internal Revenue Service's business systems modernization program, \$267,090,000, to remain available until September 30, 2010, for the capital asset acquisition of information technology systems, including management and related contractual costs of said acquisitions, including related Internal Revenue Service labor costs, and contractual costs associated with operations authorized by 5 U.S.C. 3109: *Provided*, That, with the exception of labor costs, none of these funds may be obligated

until the Internal Revenue Service submits to the Committees on Appropriations, and such Committees approve, a plan for expenditure that: (1) meets the capital planning and investment control review requirements established by the Office of Management and Budget, including Circular A-11; (2) complies with the Internal Revenue Service's enterprise architecture, including the modernization blueprint; (3) conforms with the Internal Revenue Service's enterprise life cycle methodology; (4) is approved by the Internal Revenue Service, the Department of the Treasury, and the Office of Management and Budget; (5) has been reviewed by the Government Accountability Office; and (6) complies with the acquisition rules, requirements, guidelines, and systems acquisition management practices of the Federal Government.

HEALTH INSURANCE TAX CREDIT ADMINISTRATION

For expenses necessary to implement the health insurance tax credit included in the Trade Act of 2002 (Public Law 107-210), \$15,235,000.

ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE SERVICE

(INCLUDING TRANSFER OF FUNDS)

SEC. 101. Not to exceed 5 percent of any appropriation made available in this Act to the Internal Revenue Service or not to exceed 3 percent of appropriations under the heading "Enforcement" may be transferred to any other Internal Revenue Service appropriation upon the advance approval of the Committees on Appropriations.

SEC. 102. The Internal Revenue Service shall maintain a training program to ensure that Internal Revenue Service employees are trained in taxpayers' rights, in dealing courteously with taxpayers, and in cross-cultural relations.

SEC. 103. The Internal Revenue Service shall institute and enforce policies and procedures that will safeguard the confidentiality of taxpayer information.

SEC. 104. Funds made available by this or any other Act to the Internal Revenue Service shall be available for improved facilities and increased staffing to provide sufficient and effective 1-800 help line service for taxpayers. The Commissioner shall continue to make the improvement of the Internal Revenue Service 1-800 help line service a priority and allocate resources necessary to increase phone lines and staff to improve the Internal Revenue Service 1-800 help line service.

SEC. 105. Section 9503(a) of title 5, United States Code, is amended by striking "for a period of 10 years after the date of enactment of this section" and inserting "before July 23, 2013".

SEC. 106. Sections 9504(a) and (b), and 9505(a) of title 5, United States Code, are amended by striking "For a period of 10 years after the date of enactment of this section" each place it occurs and inserting "Before July 23, 2013".

SEC. 107. Section 9502(a) of title 5, United States Code, is amended by striking "Office of Management and Budget" and inserting "Office of Personnel Management".

SEC. 108. Of the funds made available by this Act for the Internal Revenue Service, not less than \$7,350,000 shall be available for increasing above fiscal year 2007 levels the number of full-time equivalent positions and related support activities performing Automated Collection System functions.

ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE TREASURY
(INCLUDING TRANSFERS OF FUNDS)

SEC. 109. Appropriations to the Department of the Treasury in this Act shall be available for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901), including maintenance, repairs, and cleaning; purchase of insurance for official motor vehicles operated in foreign countries; purchase of motor vehicles without regard to the general purchase price limitations for vehicles purchased and used overseas for the current fiscal year; entering into contracts with the Department of State for the furnishing of health and medical services to employees and their dependents serving in foreign countries; and services authorized by 5 U.S.C. 3109.

SEC. 110. Not to exceed 2 percent of any appropriations in this Act made available to the Departmental Offices—Salaries and Expenses, Office of Inspector General, Financial Management Service, Alcohol and Tobacco Tax and Trade Bureau, Financial Crimes Enforcement Network, and Bureau of the Public Debt, may be transferred between such appropriations upon the advance approval of the Committees on Appropriations: *Provided*, That no transfer may increase or decrease any such appropriation by more than 2 percent.

SEC. 111. Not to exceed 2 percent of any appropriation made available in this Act to the Internal Revenue Service may be transferred to the Treasury Inspector General for Tax Administration's appropriation upon the advance approval of the Committees on Appropriations: *Provided*, That no transfer may increase or decrease any such appropriation by more than 2 percent.

SEC. 112. Of the funds available for the purchase of law enforcement vehicles, no funds may be obligated until the Secretary of the Treasury certifies that the purchase by the respective Treasury bureau is consistent with departmental vehicle management principles: *Provided*, That the Secretary may delegate this authority to the Assistant Secretary for Management.

SEC. 113. None of the funds appropriated in this Act or otherwise available to the Department of the Treasury or the Bureau of Engraving and Printing may be used to redesign the \$1 Federal Reserve note.

SEC. 114. The Secretary of the Treasury may transfer funds from Financial Management Services, Salaries and Expenses to Debt Collection Fund as necessary to cover the costs of debt collection: *Provided*, That such amounts shall be reimbursed to such salaries and expenses account from debt collections received in the Debt Collection Fund.

SEC. 115. Section 122(g)(1) of Public Law 105–119 (5 U.S.C. 3104 note), is further amended by striking “8 years” and inserting “10 years”.

SEC. 116. None of the funds appropriated or otherwise made available by this or any other Act may be used by the United States Mint to construct or operate any museum without the explicit approval of the House Committee on Financial Services and the Senate Committee on Banking, Housing, and Urban Affairs.

SEC. 117. None of the funds appropriated or otherwise made available by this or any other Act or source to the Department of the Treasury, the Bureau of Engraving and Printing, and the United States Mint, individually or collectively, may be used to consolidate any or all functions of the Bureau of Engraving and Printing and the United States Mint without the explicit approval of the House Committee on Financial Services; the Senate Committee on Banking, Housing, and Urban Affairs; the House Committee on Appropriations; and the Senate Committee on Appropriations.

SEC. 118. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for the Department of the Treasury's intelligence or intelligence related activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414) during fiscal year 2008 until the enactment of the Intelligence Authorization Act for Fiscal Year 2008.

SEC. 119. Section 3333(a) of title 31, United States Code, is amended by deleting paragraph (3) and inserting in lieu thereof the following:

“(3) The amount of the relief and the amount of any relief granted to an official or agent of the Department of the Treasury under 31 U.S.C. 3527, shall be charged to the Check Forgery Insurance Fund (31 U.S.C. 3343). A recovery or repayment of a loss for which replacement is made out of the fund shall be credited to the fund and is available for the purposes for which the fund was established.”.

This title may be cited as the “Department of the Treasury Appropriations Act, 2008”.

TITLE II

EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

COMPENSATION OF THE PRESIDENT

For compensation of the President, including an expense allowance at the rate of \$50,000 per annum as authorized by 3 U.S.C. 102, \$450,000: *Provided*, That none of the funds made available for official expenses shall be expended for any other purpose and any unused amount shall revert to the Treasury pursuant to section 1552 of title 31, United States Code.

WHITE HOUSE OFFICE

SALARIES AND EXPENSES

For necessary expenses for the White House as authorized by law, including not to exceed \$3,850,000 for services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105; subsistence expenses as author-

ized by 3 U.S.C. 105, which shall be expended and accounted for as provided in that section; hire of passenger motor vehicles, newspapers, periodicals, teletype news service, and travel (not to exceed \$100,000 to be expended and accounted for as provided by 3 U.S.C. 103); and not to exceed \$19,000 for official entertainment expenses, to be available for allocation within the Executive Office of the President; \$51,656,000.

EXECUTIVE RESIDENCE AT THE WHITE HOUSE
OPERATING EXPENSES

For the care, maintenance, repair and alteration, refurnishing, improvement, heating, and lighting, including electric power and fixtures, of the Executive Residence at the White House and official entertainment expenses of the President, \$12,814,000, to be expended and accounted for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

REIMBURSABLE EXPENSES

For the reimbursable expenses of the Executive Residence at the White House, such sums as may be necessary: *Provided*, That all reimbursable operating expenses of the Executive Residence shall be made in accordance with the provisions of this paragraph: *Provided further*, That, notwithstanding any other provision of law, such amount for reimbursable operating expenses shall be the exclusive authority of the Executive Residence to incur obligations and to receive offsetting collections, for such expenses: *Provided further*, That the Executive Residence shall require each person sponsoring a reimbursable political event to pay in advance an amount equal to the estimated cost of the event, and all such advance payments shall be credited to this account and remain available until expended: *Provided further*, That the Executive Residence shall require the national committee of the political party of the President to maintain on deposit \$25,000, to be separately accounted for and available for expenses relating to reimbursable political events sponsored by such committee during such fiscal year: *Provided further*, That the Executive Residence shall ensure that a written notice of any amount owed for a reimbursable operating expense under this paragraph is submitted to the person owing such amount within 60 days after such expense is incurred, and that such amount is collected within 30 days after the submission of such notice: *Provided further*, That the Executive Residence shall charge interest and assess penalties and other charges on any such amount that is not reimbursed within such 30 days, in accordance with the interest and penalty provisions applicable to an outstanding debt on a United States Government claim under section 3717 of title 31, United States Code: *Provided further*, That each such amount that is reimbursed, and any accompanying interest and charges, shall be deposited in the Treasury as miscellaneous receipts: *Provided further*, That the Executive Residence shall prepare and submit to the Committees on Appropriations, by not later than 90 days after the end of the fiscal year covered by this Act, a report setting forth the reimbursable operating expenses of the Executive Residence during the preceding fiscal year, including the

total amount of such expenses, the amount of such total that consists of reimbursable official and ceremonial events, the amount of such total that consists of reimbursable political events, and the portion of each such amount that has been reimbursed as of the date of the report: *Provided further*, That the Executive Residence shall maintain a system for the tracking of expenses related to reimbursable events within the Executive Residence that includes a standard for the classification of any such expense as political or nonpolitical: *Provided further*, That no provision of this paragraph may be construed to exempt the Executive Residence from any other applicable requirement of subchapter I or II of chapter 37 of title 31, United States Code.

WHITE HOUSE REPAIR AND RESTORATION

For the repair, alteration, and improvement of the Executive Residence at the White House, \$1,600,000, to remain available until expended, for required maintenance, safety and health issues, and continued preventative maintenance.

COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

For necessary expenses of the Council of Economic Advisers in carrying out its functions under the Employment Act of 1946 (15 U.S.C. 1021 et seq.), \$4,118,000.

OFFICE OF POLICY DEVELOPMENT

SALARIES AND EXPENSES

For necessary expenses of the Office of Policy Development, including services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 107, \$3,482,000.

NATIONAL SECURITY COUNCIL

SALARIES AND EXPENSES

For necessary expenses of the National Security Council, including services as authorized by 5 U.S.C. 3109, \$8,640,000.

PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

SALARIES AND EXPENSES

For necessary expenses of the Privacy and Civil Liberties Oversight Board, as authorized by section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), \$2,000,000.

OFFICE OF ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Office of Administration, including services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 107, and hire of passenger motor vehicles, \$91,745,000, of which \$11,923,000 shall remain available until expended for continued modernization

of the information technology infrastructure within the Executive Office of the President.

OFFICE OF MANAGEMENT AND BUDGET

SALARIES AND EXPENSES

For necessary expenses of the Office of Management and Budget, including hire of passenger motor vehicles and services as authorized by 5 U.S.C. 3109 and to carry out the provisions of chapter 35 of title 44, United States Code, \$78,000,000, of which not to exceed \$3,000 shall be available for official representation expenses: *Provided*, That, as provided in 31 U.S.C. 1301(a), appropriations shall be applied only to the objects for which appropriations were made and shall be allocated in accordance with the terms and conditions set forth in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act) except as otherwise provided by law: *Provided further*, That none of the funds appropriated in this Act for the Office of Management and Budget may be used for the purpose of reviewing any agricultural marketing orders or any activities or regulations under the provisions of the Agricultural Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*, That none of the funds made available for the Office of Management and Budget by this Act may be expended for the altering of the transcript of actual testimony of witnesses, except for testimony of officials of the Office of Management and Budget, before the Committees on Appropriations or their subcommittees: *Provided further*, That the preceding shall not apply to printed hearings released by the Committees on Appropriations: *Provided further*, That none of the funds provided in this or prior Acts shall be used, directly or indirectly, by the Office of Management and Budget, for evaluating or determining if water resource project or study reports submitted by the Chief of Engineers acting through the Secretary of the Army are in compliance with all applicable laws, regulations, and requirements relevant to the Civil Works water resource planning process: *Provided further*, That the Office of Management and Budget shall have not more than 60 days in which to perform budgetary policy reviews of water resource matters on which the Chief of Engineers has reported: *Provided further*, That the Director of the Office of Management and Budget shall notify the appropriate authorizing and appropriating committees when the 60-day review is initiated: *Provided further*, That if water resource reports have not been transmitted to the appropriate authorizing and appropriating committees within 15 days after the end of the Office of Management and Budget review period based on the notification from the Director, Congress shall assume Office of Management and Budget concurrence with the report and act accordingly.

OFFICE OF NATIONAL DRUG CONTROL POLICY

SALARIES AND EXPENSES

For necessary expenses of the Office of National Drug Control Policy (ONDCP); for research activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 2006 (Public

Law 109-469); not to exceed \$10,000 for official reception and representation expenses; and for participation in joint projects or in the provision of services on matters of mutual interest with non-profit, research, or public organizations or agencies, with or without reimbursement, \$26,402,000; of which \$250,000 shall remain available until expended for policy research and evaluation: *Provided*, That of the funds provided under this heading, \$1,250,000 shall be allocated for the National Academy of Public Administration to conduct an independent study and analysis of ONDCP's organization and management: *Provided further*, That within two months after the date of enactment of this Act, the ONDCP shall contract with the National Academy of Public Administration for purposes as described in the previous proviso: *Provided further*, That the Office is authorized to accept, hold, administer, and utilize gifts, both real and personal, public and private, without fiscal year limitation, for the purpose of aiding or facilitating the work of the Office.

COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for the Counterdrug Technology Assessment Center for research activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 2006 (Public Law 109-469), \$1,000,000, which shall remain available until expended for counternarcotics research and development projects: *Provided*, That such amount shall be available for transfer to other Federal departments or agencies: *Provided further*, That the Office of National Drug Control Policy shall submit for approval by the Committees on Appropriations of the House of Representatives and the Senate, a spending plan for the use of these funds no later than 90 days after enactment of this Act.

FEDERAL DRUG CONTROL PROGRAMS

HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses of the Office of National Drug Control Policy's High Intensity Drug Trafficking Areas Program, \$230,000,000, to remain available until September 30, 2009, for drug control activities consistent with the approved strategy for each of the designated High Intensity Drug Trafficking Areas, of which no less than 51 percent shall be transferred to State and local entities for drug control activities, which shall be obligated within 120 days of the date of enactment of this Act: *Provided*, That up to 49 percent may be transferred to Federal agencies and departments at a rate to be determined by the Director, of which not less than \$2,100,000 shall be used for auditing services and associated activities, and up to \$400,000 which shall be for the final year of development and implementation of a data collection system to measure the performance of the High Intensity Drug Trafficking Areas Program: *Provided further*, That High Intensity Drug Trafficking Areas Programs designated as of September 30, 2007, shall be funded at no less than the fiscal year 2007 initial alloca-

tion levels unless the Director submits to the Committees on Appropriations of the House of Representatives and the Senate, and the Committees approve, justification for changes in those levels based on clearly articulated priorities for the High Intensity Drug Trafficking Areas Programs, as well as published Office of National Drug Control Policy performance measures of effectiveness: *Provided further*, That a request shall be submitted in compliance with the reprogramming guidelines to the Committees on Appropriations for approval prior to the obligation of funds of an amount in excess of the fiscal year 2007 budget request: *Provided further*, That the Office of National Drug Control Policy (ONDCP) shall submit recommendations for approval to the Committees on Appropriations for both the initial High-Intensity Drug Trafficking Area (HIDTA) allocation funding within 90 days after the enactment of this Act and the discretionary HIDTA funding, according to the framework proposed jointly by the HIDTA Directors and ONDCP, within 120 days after the enactment of this Act: *Provided further*, That within the discretionary funding amount, plans for use of such funds shall be subject to committee approval: *Provided further*, That at least \$2,000,000 shall be available for new counties, not including previously funded counties, with priority given to meritorious applicants who have submitted previously and have not been funded.

OTHER FEDERAL DRUG CONTROL PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For activities to support a national anti-drug campaign for youth, and for other purposes, authorized by the Office of National Drug Control Policy Reauthorization Act of 2006 (Public Law 109-469), \$164,300,000, to remain available until expended, of which the amounts are available as follows: \$60,000,000 to support a national media campaign: *Provided*, That the Office of National Drug Control Policy shall maintain funding for non-advertising services for the media campaign at no less than the fiscal year 2003 ratio of service funding to total funds and shall continue the corporate outreach program as it operated prior to its cancellation; \$90,000,000 to continue a program of matching grants to drug-free communities, of which \$2,000,000 shall be made available as directed by section 4 of Public Law 107-82, as amended by Public Law 109-469 (21 U.S.C. 1521 note); \$500,000 for demonstration programs as authorized by section 1119 of Public Law 109-469; \$1,000,000 for the National Drug Court Institute; \$9,600,000 for the United States Anti-Doping Agency for anti-doping activities; \$1,700,000 for the United States membership dues to the World Anti-Doping Agency; \$1,250,000 for the National Alliance for Model State Drug Laws; and \$250,000 for evaluations and research related to National Drug Control Program performance measures: *Provided further*, That such funds may be transferred to other Federal departments and agencies to carry out such activities: *Provided further*, That of the amounts appropriated for a national media campaign, not to exceed 10 percent shall be for administration, advertising production, research and testing, labor, and related costs of the national media campaign.

UNANTICIPATED NEEDS

For expenses necessary to enable the President to meet unanticipated needs, in furtherance of the national interest, security, or defense which may arise at home or abroad during the current fiscal year, as authorized by 3 U.S.C. 108, \$1,000,000.

SPECIAL ASSISTANCE TO THE PRESIDENT

SALARIES AND EXPENSES

For necessary expenses to enable the Vice President to provide assistance to the President in connection with specially assigned functions; services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 106, including subsistence expenses as authorized by 3 U.S.C. 106, which shall be expended and accounted for as provided in that section; and hire of passenger motor vehicles, \$4,432,000.

OFFICIAL RESIDENCE OF THE VICE PRESIDENT

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For the care, operation, refurnishing, improvement, and to the extent not otherwise provided for, heating and lighting, including electric power and fixtures, of the official residence of the Vice President; the hire of passenger motor vehicles; and not to exceed \$90,000 for official entertainment expenses of the Vice President, to be accounted for solely on his certificate, \$320,000: *Provided*, That advances or repayments or transfers from this appropriation may be made to any department or agency for expenses of carrying out such activities.

ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

(INCLUDING TRANSFER OF FUNDS)

SEC. 201. From funds made available in this Act under the headings "White House Office", "Executive Residence at the White House", "White House Repair and Restoration", "Council of Economic Advisors", "National Security Council", "Office of Administration", "Office of Policy Development", "Special Assistance to the President", and "Official Residence of the Vice President", the Director of the Office of Management and Budget (or such other officer as the President may designate in writing), may, 15 days after giving notice to the House and Senate Committees on Appropriations, transfer not to exceed 10 percent of any such appropriation to any other such appropriation, to be merged with and available for the same time and for the same purposes as the appropriation to which transferred: *Provided*, That the amount of an appropriation shall not be increased by more than 50 percent by such transfers: *Provided further*, That no amount shall be transferred from "Special Assistance to the President" or "Official Residence of the Vice President" without the approval of the Vice President.

SEC. 202. The President shall submit to the Committees on Appropriations not later than 30 days after the date of the enactment

of this Act, and prior to the initial obligation of funds appropriated under the heading "Office of National Drug Control Policy", a financial plan on the proposed uses of all funds under the heading by program, project, and activity, for which the obligation of funds is anticipated: *Provided*, That up to 20 percent of funds appropriated under this heading may be obligated before the submission of the report subject to prior approval of the Committees on Appropriations: *Provided further*, That the report shall be updated and submitted to the Committees on Appropriations every six months and shall include information detailing how the estimates and assumptions contained in previous reports have changed: *Provided further*, That any new projects and changes in funding of ongoing projects shall be subject to the prior approval of the Committees on Appropriations.

SEC. 203. Not to exceed 2 percent of any appropriations in this Act made available to the Office of National Drug Control Policy may be transferred between appropriated programs upon the advance approval of the Committees on Appropriations: *Provided*, That no transfer may increase or decrease any such appropriation by more than 3 percent.

SEC. 204. Not to exceed \$1,000,000 of any appropriations in this Act made available to the Office of National Drug Control Policy may be reprogrammed within a program, project, or activity upon the advance approval of the Committees on Appropriations.

This title may be cited as the "Executive Office of the President Appropriations Act, 2008".

TITLE III

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES AND EXPENSES

For expenses necessary for the operation of the Supreme Court, as required by law, excluding care of the building and grounds, including purchase or hire, driving, maintenance, and operation of an automobile for the Chief Justice, not to exceed \$10,000 for the purpose of transporting Associate Justices, and hire of passenger motor vehicles as authorized by 31 U.S.C. 1343 and 1344; not to exceed \$10,000 for official reception and representation expenses; and for miscellaneous expenses, to be expended as the Chief Justice may approve, \$66,526,000, of which \$2,000,000 shall remain available until expended.

CARE OF THE BUILDING AND GROUNDS

For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon the Architect by the Act approved May 7, 1934 (40 U.S.C. 13a-13b), \$12,201,000, which shall remain available until expended.

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

SALARIES AND EXPENSES

For salaries of the chief judge, judges, and other officers and employees, and for necessary expenses of the court, as authorized by law, \$27,072,000.

UNITED STATES COURT OF INTERNATIONAL TRADE

SALARIES AND EXPENSES

For salaries of the chief judge and eight judges, salaries of the officers and employees of the court, services, and necessary expenses of the court, as authorized by law, \$16,632,000.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

For the salaries of circuit and district judges (including judges of the territorial courts of the United States), justices and judges retired from office or from regular active service, judges of the United States Court of Federal Claims, bankruptcy judges, magistrate judges, and all other officers and employees of the Federal Judiciary not otherwise specifically provided for, and necessary expenses of the courts, as authorized by law, \$4,604,762,000 (including the purchase of firearms and ammunition); of which not to exceed \$27,817,000 shall remain available until expended for space alteration projects and for furniture and furnishings related to new space alteration and construction projects.

In addition, for expenses of the United States Court of Federal Claims associated with processing cases under the National Childhood Vaccine Injury Act of 1986 (Public Law 99-660), not to exceed \$4,099,000, to be appropriated from the Vaccine Injury Compensation Trust Fund.

In addition, \$14,500,000 shall be available to address critically understaffed workload associated with increased immigration enforcement: *Provided*, That this amount is designated as described in section 5 (in the matter preceding division A of this consolidated Act).

DEFENDER SERVICES

For the operation of Federal Defender organizations; the compensation and reimbursement of expenses of attorneys appointed to represent persons under the Criminal Justice Act of 1964 (18 U.S.C. 3006A); the compensation and reimbursement of expenses of persons furnishing investigative, expert, and other services under the Criminal Justice Act of 1964 (18 U.S.C. 3006A(e)); the compensation (in accordance with Criminal Justice Act maximums) and reimbursement of expenses of attorneys appointed to assist the court in criminal cases where the defendant has waived representation by counsel; the compensation and reimbursement of travel expenses of guardians ad litem acting on behalf of financially eligible minor or incompetent offenders in connection with transfers from the United States to foreign countries with which the United

States has a treaty for the execution of penal sentences; the compensation of attorneys appointed to represent jurors in civil actions for the protection of their employment, as authorized by 28 U.S.C. 1875(d); and for necessary training and general administrative expenses, \$835,601,000, to remain available until expended.

In addition, \$10,500,000 shall be available for the reimbursement of expenses of attorneys appointed to represent persons under the Criminal Justice Act of 1964 as a result of increased immigration enforcement: *Provided*, That this amount is designated as described in section 5 (in the matter preceding division A of this consolidated Act).

FEES OF JURORS AND COMMISSIONERS

For fees and expenses of jurors as authorized by 28 U.S.C. 1871 and 1876; compensation of jury commissioners as authorized by 28 U.S.C. 1863; and compensation of commissioners appointed in condemnation cases pursuant to rule 71A(h) of the Federal Rules of Civil Procedure (28 U.S.C. Appendix Rule 71A(h)), \$63,081,000, to remain available until expended: *Provided*, That the compensation of land commissioners shall not exceed the daily equivalent of the highest rate payable under section 5332 of title 5, United States Code.

COURT SECURITY

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses, not otherwise provided for, incident to the provision of protective guard services for United States courthouses and other facilities housing Federal court operations, and the procurement, installation, and maintenance of security systems and equipment for United States courthouses and other facilities housing Federal court operations, including building ingress-egress control, inspection of mail and packages, directed security patrols, perimeter security, basic security services provided by the Federal Protective Service, and other similar activities as authorized by section 1010 of the Judicial Improvement and Access to Justice Act (Public Law 100-702), \$410,000,000, of which not to exceed \$15,000,000 shall remain available until expended, to be expended directly or transferred to the United States Marshals Service, which shall be responsible for administering the Judicial Facility Security Program consistent with standards or guidelines agreed to by the Director of the Administrative Office of the United States Courts and the Attorney General.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

SALARIES AND EXPENSES

For necessary expenses of the Administrative Office of the United States Courts as authorized by law, including travel as authorized by 31 U.S.C. 1345, hire of a passenger motor vehicle as authorized by 31 U.S.C. 1343(b), advertising and rent in the District of Columbia and elsewhere, \$76,036,000, of which not to exceed \$8,500 is authorized for official reception and representation expenses.

FEDERAL JUDICIAL CENTER
SALARIES AND EXPENSES

For necessary expenses of the Federal Judicial Center, as authorized by Public Law 90-219, \$24,187,000; of which \$1,800,000 shall remain available through September 30, 2009, to provide education and training to Federal court personnel; and of which not to exceed \$1,500 is authorized for official reception and representation expenses.

JUDICIAL RETIREMENT FUNDS
PAYMENT TO JUDICIARY TRUST FUNDS

For payment to the Judicial Officers' Retirement Fund, as authorized by 28 U.S.C. 377(o), \$59,400,000; to the Judicial Survivors' Annuities Fund, as authorized by 28 U.S.C. 376(c), \$2,300,000; and to the United States Court of Federal Claims Judges' Retirement Fund, as authorized by 28 U.S.C. 178(l), \$3,700,000.

UNITED STATES SENTENCING COMMISSION
SALARIES AND EXPENSES

For the salaries and expenses necessary to carry out the provisions of chapter 58 of title 28, United States Code, \$15,477,000, of which not to exceed \$1,000 is authorized for official reception and representation expenses.

ADMINISTRATIVE PROVISIONS—THE JUDICIARY
(INCLUDING TRANSFER OF FUNDS)

SEC. 301. Appropriations and authorizations made in this title which are available for salaries and expenses shall be available for services as authorized by 5 U.S.C. 3109.

SEC. 302. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Judiciary in this Act may be transferred between such appropriations, but no such appropriation, except "Courts of Appeals, District Courts, and Other Judicial Services, Defender Services" and "Courts of Appeals, District Courts, and Other Judicial Services, Fees of Jurors and Commissioners", shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this section shall be treated as a reprogramming of funds under sections 605 and 610 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

SEC. 303. Notwithstanding any other provision of law, the salaries and expenses appropriation for "Courts of Appeals, District Courts, and Other Judicial Services" shall be available for official reception and representation expenses of the Judicial Conference of the United States: *Provided*, That such available funds shall not exceed \$11,000 and shall be administered by the Director of the Administrative Office of the United States Courts in the capacity as Secretary of the Judicial Conference.

SEC. 304. Within 90 days after the date of the enactment of this Act, the Administrative Office of the U.S. Courts shall submit to the Committees on Appropriations a comprehensive financial plan for the Judiciary allocating all sources of available funds including appropriations, fee collections, and carryover balances, to include a separate and detailed plan for the Judiciary Information Technology fund.

SEC. 305. Pursuant to section 140 of Public Law 97-92, and from funds appropriated in this Act, Justices and judges of the United States are authorized during fiscal year 2008, to receive a salary adjustment in accordance with 28 U.S.C. 461.

SEC. 306. Section 3313(a) of title 40, United States Code, shall be applied by substituting “executive” for “federal” each place it appears.

SEC. 307. In accordance with 28 U.S.C. 561-569, and notwithstanding any other provision of law, the United States Marshals Service shall provide, for such courthouses as its Director may designate in consultation with the Director of the Administrative Office of the United States Courts, for purposes of a pilot program, the security services that 40 U.S.C. 1315 authorizes the Department of Homeland Security to provide, except for the services specified in 40 U.S.C. 1315(b)(2)(E). For building-specific security services at these courthouses, the Director of the Administrative Office of the United States Courts shall reimburse the United States Marshals Service rather than the Department of Homeland Security.

SEC. 308. Section 128(b) of title 28, United States Code, is amended by striking “Bellingham, Seattle, and Tacoma” and inserting “Bellingham, Seattle, Tacoma, and Vancouver”.

SEC. 309. Section 203(c) of the Judicial Improvements Act of 1990 (Public Law 101-650; 28 U.S.C. 133 note), is amended—

- (1) in the third sentence (relating to the District of Kansas), by striking “16 years” and inserting “17 years”;
- (2) in the sixth sentence (relating to the Northern District of Ohio), by striking “15 years” and inserting “17 years”.

This title may be cited as the “Judiciary Appropriations Act, 2008”.

TITLE IV

DISTRICT OF COLUMBIA

FEDERAL FUNDS

FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, \$33,000,000, to remain available until expended: *Provided*, That such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible private institutions of higher education: *Provided further*, That the awarding of such funds may be

prioritized on the basis of a resident's academic merit, the income and need of eligible students and such other factors as may be authorized: *Provided further*, That the District of Columbia government shall maintain a dedicated account for the Resident Tuition Support Program that shall consist of the Federal funds appropriated to the Program in this Act and any subsequent appropriations, any unobligated balances from prior fiscal years, and any interest earned in this or any fiscal year: *Provided further*, That the account shall be under the control of the District of Columbia Chief Financial Officer, who shall use those funds solely for the purposes of carrying out the Resident Tuition Support Program: *Provided further*, That the Office of the Chief Financial Officer shall provide a quarterly financial report to the Committees on Appropriations of the House of Representatives and Senate for these funds showing, by object class, the expenditures made and the purpose therefor.

**FEDERAL PAYMENT FOR EMERGENCY PLANNING AND SECURITY COSTS
IN THE DISTRICT OF COLUMBIA**

For necessary expenses, as determined by the Mayor of the District of Columbia in written consultation with the elected county or city officials of surrounding jurisdictions, \$3,352,000, to remain available until expended; of which \$3,000,000 is to reimburse the District of Columbia for the costs of providing public safety at events related to the presence of the national capital in the District of Columbia and for the costs of providing support to respond to immediate and specific terrorist threats or attacks in the District of Columbia or surrounding jurisdictions; and \$352,000 is for the District of Columbia National Guard retention and college access program: *Provided*, That any amount provided under this heading shall be available only after such amount has been apportioned pursuant to chapter 15 of title 31, United States Code.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA COURTS

For salaries and expenses for the District of Columbia Courts, \$223,920,000 to be allocated as follows: for the District of Columbia Court of Appeals, \$10,800,000, of which not to exceed \$1,500 is for official reception and representation expenses; for the District of Columbia Superior Court, \$98,359,000, of which not to exceed \$1,500 is for official reception and representation expenses; for the District of Columbia Court System, \$52,170,000, of which not to exceed \$1,500 is for official reception and representation expenses; and \$62,591,000, to remain available until September 30, 2009, for capital improvements for District of Columbia courthouse facilities, including structural improvements to the District of Columbia cell block at the Moultrie Courthouse: *Provided*, That notwithstanding any other provision of law, a single contract or related contracts for development and construction of facilities may be employed which collectively include the full scope of the project: *Provided further*, That the solicitation and contract shall contain the clause "availability of Funds" found at 48 CFR 52.232-18: *Provided further*, That funds made available for capital improvements shall be expended consistent with the General Services Administration (GSA) master plan study and building evaluation report: *Provided further*,

That notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of other Federal agencies, with payroll and financial services to be provided on a contractual basis with the GSA, and such services shall include the preparation of monthly financial reports, copies of which shall be submitted directly by GSA to the President and to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate: *Provided further*, That 30 days after providing written notice to the Committees on Appropriations of the House of Representatives and Senate, the District of Columbia Courts may reallocate not more than \$1,000,000 of the funds provided under this heading among the items and entities funded under this heading for operations, and not more than 4 percent of the funds provided under this heading for facilities.

DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS

For payments authorized under section 11–2604 and section 11–2605, D.C. Official Code (relating to representation provided under the District of Columbia Criminal Justice Act), payments for counsel appointed in proceedings in the Family Court of the Superior Court of the District of Columbia under chapter 23 of title 16, D.C. Official Code, or pursuant to contractual agreements to provide guardian ad litem representation, training, technical assistance, and such other services as are necessary to improve the quality of guardian ad litem representation, payments for counsel appointed in adoption proceedings under chapter 3 of title 16, D.C. Code, and payments for counsel authorized under section 21–2060, D.C. Official Code (relating to representation provided under the District of Columbia Guardianship, Protective Proceedings, and Durable Power of Attorney Act of 1986), \$47,975,000, to remain available until expended: *Provided*, That the funds provided in this Act under the heading “Federal Payment to the District of Columbia Courts” (other than the \$62,591,000 provided under such heading for capital improvements for District of Columbia courthouse facilities) may also be used for payments under this heading: *Provided further*, That in addition to the funds provided under this heading, the Joint Committee on Judicial Administration in the District of Columbia may use funds provided in this Act under the heading “Federal Payment to the District of Columbia Courts” (other than the \$62,591,000 provided under such heading for capital improvements for District of Columbia courthouse facilities), to make payments described under this heading for obligations incurred during any fiscal year: *Provided further*, That funds provided under this heading shall be administered by the Joint Committee on Judicial Administration in the District of Columbia: *Provided further*, That notwithstanding any other provision of law, this appropriation shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for expenses of other Federal agencies, with payroll

and financial services to be provided on a contractual basis with the General Services Administration (GSA), and such services shall include the preparation of monthly financial reports, copies of which shall be submitted directly by GSA to the President and to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate.

**FEDERAL PAYMENT TO THE COURT SERVICES AND OFFENDER
SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA**

For salaries and expenses, including the transfer and hire of motor vehicles, of the Court Services and Offender Supervision Agency for the District of Columbia, as authorized by the National Capital Revitalization and Self-Government Improvement Act of 1997, \$190,343,000, of which not to exceed \$2,000 is for official receptions and representation expenses related to Community Supervision and Pretrial Services Agency programs; of which not to exceed \$25,000 is for dues and assessments relating to the implementation of the Court Services and Offender Supervision Agency Interstate Supervision Act of 2002; of which not to exceed \$400,000 for the Community Supervision Program and \$160,000 for the Pretrial Services Program, both to remain available until September 30, 2009, are for information technology infrastructure enhancement acquisitions; of which \$140,499,000 shall be for necessary expenses of Community Supervision and Sex Offender Registration, to include expenses relating to the supervision of adults subject to protection orders or the provision of services for or related to such persons; of which \$49,894,000 shall be available to the Pretrial Services Agency: *Provided*, That notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of other Federal agencies: *Provided further*, That not less than \$1,000,000 shall be available for re-entrant housing in the District of Columbia: *Provided further*, That the Director is authorized to accept and use gifts in the form of in-kind contributions of space and hospitality to support offender and defendant programs, and equipment and vocational training services to educate and train offenders and defendants: *Provided further*, That the Director shall keep accurate and detailed records of the acceptance and use of any gift or donation under the previous proviso, and shall make such records available for audit and public inspection: *Provided further*, That the Court Services and Offender Supervision Agency Director is authorized to accept and use reimbursement from the District of Columbia Government for space and services provided on a cost reimbursable basis.

**FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA PUBLIC DEFENDER
SERVICE**

For salaries and expenses, including the transfer and hire of motor vehicles, of the District of Columbia Public Defender Service, as authorized by the National Capital Revitalization and Self-Government Improvement Act of 1997, \$32,710,000: *Provided*, That

notwithstanding any other provision of law, all amounts under this heading shall be apportioned quarterly by the Office of Management and Budget and obligated and expended in the same manner as funds appropriated for salaries and expenses of Federal agencies.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

For a Federal payment to the District of Columbia Water and Sewer Authority, \$8,000,000, to remain available until expended, to continue implementation of the Combined Sewer Overflow Long-Term Plan: *Provided*, That the District of Columbia Water and Sewer Authority provides a match of \$6,000,000 and the District of Columbia provides a match of \$2,000,000 in local funds for this payment.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

For a Federal payment to the Criminal Justice Coordinating Council, \$1,300,000, to remain available until expended, to support initiatives related to the coordination of Federal and local criminal justice resources in the District of Columbia.

FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

For a Federal payment to the Office of the Chief Financial Officer of the District of Columbia, \$5,453,000: *Provided*, That each entity that receives funding under this heading shall submit to the Office of the Chief Financial Officer of the District of Columbia (CFO) a report on the activities to be carried out with such funds no later than March 15, 2008, and the CFO shall submit a comprehensive report to the Committees on Appropriations of the House of Representatives and the Senate no later than June 1, 2008.

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

For a Federal payment for a school improvement program in the District of Columbia, \$40,800,000, to be allocated as follows: for the District of Columbia Public Schools, \$13,000,000 to improve public school education in the District of Columbia; for the State Education Office, \$13,000,000 to expand quality public charter schools in the District of Columbia, to remain available until expended; for the Secretary of the Department of Education, \$14,800,000 to provide opportunity scholarships for students in the District of Columbia in accordance with division C, title III of the District of Columbia Appropriations Act, 2004 (Public Law 108-199; 118 Stat. 126), of which up to \$1,800,000 may be used to administer and fund assessments.

FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY FACILITY

For a Federal payment to the District of Columbia, \$5,000,000, to remain available until September 30, 2009, for costs associated with the construction of a consolidated bioterrorism and forensics

laboratory: *Provided*, That the District of Columbia provides a 100 percent match for this payment.

FEDERAL PAYMENT FOR CENTRAL LIBRARY AND BRANCH LOCATIONS

For a Federal payment to the District of Columbia, \$9,000,000, to remain available until expended, for the Federal contribution for costs associated with the renovation and rehabilitation of District libraries.

FEDERAL PAYMENT TO REIMBURSE THE FEDERAL BUREAU OF INVESTIGATION

For a Federal payment to the District of Columbia, \$4,000,000, to remain available until September 30, 2010, for reimbursement to the Federal Bureau of Investigation for additional laboratory services.

FEDERAL PAYMENT TO THE EXECUTIVE OFFICE OF THE MAYOR OF THE DISTRICT OF COLUMBIA

For a Federal payment to the Executive Office of the Mayor of the District of Columbia, \$5,000,000: *Provided*, That these funds shall be available to support the District's efforts to enhance the public education system, to improve environmental quality, to expand pediatric healthcare services and for historic preservation: *Provided further*, That no funds shall be expended until the Mayor of the District of Columbia submits a detailed expenditure plan, including performance measures, to the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That the District submit a preliminary progress report on activities no later than June 1, 2008, and a final report including a detailed description of outcomes achieved no later than November 1, 2009.

DISTRICT OF COLUMBIA FUNDS

The following amounts are appropriated for the District of Columbia for the current fiscal year out of the general fund of the District of Columbia, except as otherwise specifically provided: *Provided*, That notwithstanding any other provision of law, except as provided in section 450A of the District of Columbia Home Rule Act, approved November 2, 2000 (114 Stat. 2440; D.C. Official Code, sec. 1-204.50a) and provisions of this Act: The total amount appropriated in this Act for operating expenses for the District of Columbia for fiscal year 2008 under this heading shall not exceed the lesser of the sum of the total revenues of the District of Columbia for such fiscal year or \$9,773,775,000 (of which \$6,111,623,000 (including \$348,929,000 from dedicated taxes) shall be from local funds, \$2,015,854,000 shall be from Federal grant funds, \$1,637,736,000 shall be from other funds, and \$8,562,000 shall be from private funds), in addition, \$114,905,000 from funds previously appropriated in this Act as Federal payments: *Provided further*, That of the local funds, \$339,989,000 shall be derived from the District's general fund balance: *Provided further*, That of these funds the District's intradistrict authority shall be \$648,290,000: in addition for capital construction projects there is appropriated an

increase of \$1,607,703,000, of which \$1,042,712,000 shall be from local funds, \$38,523,000 from the District of Columbia Highway Trust Fund, \$73,260,000 from the Local Street Maintenance fund, \$75,000,000 from revenue bonds, \$150,000,000 from financing for construction of a consolidated laboratory facility, \$42,200,000 for construction of a baseball stadium, \$186,008,000 from Federal grant funds, and a rescission of \$212,696,000 from local funds appropriated under this heading in prior fiscal years, for a net amount of \$1,395,007,000, to remain available until expended: *Provided further*, That the amounts provided under this heading are to be subject to the provisions of and allocated and expended as proposed under "Title III—District of Columbia Funds Summary of Expenses" of the Fiscal Year 2008 Proposed Budget and Financial Plan submitted to the Congress of the United States by the District of Columbia on June 7, 2007 as amended on June 29, 2007 and such title is hereby incorporated by reference as though set forth fully herein: *Provided further*, That this amount may be increased by proceeds of one-time transactions, which are expended for emergency or unanticipated operating or capital needs: *Provided further*, That such increases shall be approved by enactment of local District law and shall comply with all reserve requirements contained in the District of Columbia Home Rule Act approved December 24, 1973 (87 Stat. 777; D.C. Official Code, sec. 1–201.01 et seq.), as amended by this Act: *Provided further*, That the Chief Financial Officer of the District of Columbia shall take such steps as are necessary to assure that the District of Columbia meets these requirements, including the apportioning by the Chief Financial Officer of the appropriations and funds made available to the District during fiscal year 2008, except that the Chief Financial Officer may not re-program for operating expenses any funds derived from bonds, notes, or other obligations issued for capital projects.

This title may be cited as the "District of Columbia Appropriations Act, 2008".

TITLE V
INDEPENDENT AGENCIES
CONSUMER PRODUCT SAFETY COMMISSION
SALARIES AND EXPENSES

For necessary expenses of the Consumer Product Safety Commission, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, but at rates for individuals not to exceed the per diem rate equivalent to the maximum rate payable under 5 U.S.C. 5376, purchase of nominal awards to recognize non-Federal officials' contributions to Commission activities, and not to exceed \$1,000 for official reception and representation expenses, \$80,000,000.

ELECTION ASSISTANCE COMMISSION
SALARIES AND EXPENSES
(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out the Help America Vote Act of 2002, \$16,530,000, of which \$3,250,000 shall be transferred to the National Institute of Standards and Technology for election reform activities authorized under the Help America Vote Act of 2002: *Provided*, That \$200,000 shall be for a competitive grant program to support community involvement in student and parent mock elections.

ELECTION REFORM PROGRAMS

For necessary expenses to carry out programs under the Help America Vote Act of 2002 (Public Law 107-252), \$115,000,000 which shall be available for requirements payments under part 1 of subtitle D of title II of such Act.

ELECTION DATA COLLECTION GRANTS

For necessary expenses to carry out an election data collection grants program under section 501 of this Act, \$10,000,000, which shall remain available until expended.

ADMINISTRATIVE PROVISION—ELECTION ASSISTANCE COMMISSION

SEC. 501. (a) **ELECTION DATA COLLECTION GRANTS.**—Not later than March 30, 2008, the Election Assistance Commission (in this section referred to as the “Commission”) shall establish an election data collection grant program (in this section referred to as the “program”) to provide a grant of \$2,000,000 to 5 eligible States to improve the collection of data relating to the regularly scheduled general election for Federal office held in November 2008. For purposes of this section, the term “State” has the meaning given such term in section 901 of the Help America Vote Act of 2002 (42 U.S.C. 15541).

(b) **ELIGIBILITY.**—A State is eligible to receive a grant under the program if it submits to the Commission, at such time and in such form as the Commission may require, an application containing the following information and assurances:

(1) A plan for the use of the funds provided by the grant which will expand and improve the collection of the election data described in subsection (a) at the precinct level and will provide for the collection of such data in a common electronic format (as determined by the Commission).

(2) An assurance that the State will comply with all requests made by the Commission for the compilation and submission of the data.

(3) An assurance that the State will provide the Commission with such information as the Commission may require to prepare and submit the report described in subsection (d).

(4) Such other information and assurances as the Commission may require.

(c) **TIMING OF GRANTS; AVAILABILITY.**—

(1) TIMING.—The Commission shall award grants under the program to eligible States not later than 60 days after the date on which the Commission establishes the program.

(2) AVAILABILITY OF FUNDS.—Amounts provided by a grant under the program shall remain available without fiscal year limitation until expended.

(d) REPORT TO CONGRESS.—

(1) REPORT.—Not later than June 30, 2009, the Commission, in consultation with the States receiving grants under the program and the Election Assistance Commission Board of Advisors, shall submit a report to Congress on the impact of the program on the collection of the election data described in subsection (a).

(2) RECOMMENDATIONS.—The Commission shall include in the report submitted under paragraph (1) such recommendations as the Commission considers appropriate to improve the collection of data relating to regularly scheduled general elections for Federal office in all States, including recommendations for changes in Federal law or regulations and the Commission's estimate of the amount of funding necessary to carry out such changes.

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Federal Communications Commission, as authorized by law, including uniforms and allowances therefor, as authorized by 5 U.S.C. 5901–5902; not to exceed \$4,000 for official reception and representation expenses; purchase and hire of motor vehicles; special counsel fees; and services as authorized by 5 U.S.C. 3109, \$313,000,000: *Provided*, That \$312,000,000 of offsetting collections shall be assessed and collected pursuant to section 9 of title I of the Communications Act of 1934, shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: *Provided further*, That the sum herein appropriated shall be reduced as such offsetting collections are received during fiscal year 2008 so as to result in a final fiscal year 2008 appropriation estimated at \$1,000,000: *Provided further*, That any offsetting collections received in excess of \$312,000,000 in fiscal year 2008 shall not be available for obligation: *Provided further*, That remaining offsetting collections from prior years collected in excess of the amount specified for collection in each such year and otherwise becoming available on October 1, 2007, shall not be available for obligation: *Provided further*, That notwithstanding 47 U.S.C. 309(j)(8)(B), proceeds from the use of a competitive bidding system that may be retained and made available for obligation shall not exceed \$85,000,000 for fiscal year 2008: *Provided further*, That, in addition, not to exceed \$21,480,000 may be transferred from the Universal Service Fund in fiscal year 2008 to remain available until expended, to monitor the Universal Service Fund program to prevent and remedy waste, fraud and abuse,

and to conduct audits and investigations by the Office of Inspector General.

ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS COMMISSION

SEC. 510. Section 302 of the Universal Service Antideficiency Temporary Suspension Act is amended by striking “December 31, 2007”, each place it appears and inserting “December 31, 2008”.

SEC. 511. None of the funds appropriated by this Act may be used by the Federal Communications Commission to modify, amend, or change its rules or regulations for universal service support payments to implement the February 27, 2004 recommendations of the Federal-State Joint Board on Universal Service regarding single connection or primary line restrictions on universal service support payments.

FEDERAL DEPOSIT INSURANCE CORPORATION

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$26,848,000, to be derived from the Deposit Insurance Fund and the FSLIC Resolution Fund.

FEDERAL ELECTION COMMISSION

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the Federal Election Campaign Act of 1971, \$59,224,000, of which no less than \$8,100,000 shall be available for internal automated data processing systems, and of which not to exceed \$5,000 shall be available for reception and representation expenses.

FEDERAL LABOR RELATIONS AUTHORITY

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Federal Labor Relations Authority, pursuant to Reorganization Plan Numbered 2 of 1978, and the Civil Service Reform Act of 1978, including services authorized by 5 U.S.C. 3109, and including hire of experts and consultants, hire of passenger motor vehicles, and rental of conference rooms in the District of Columbia and elsewhere, \$23,641,000: *Provided*, That public members of the Federal Service Impasses Panel may be paid travel expenses and per diem in lieu of subsistence as authorized by law (5 U.S.C. 5703) for persons employed intermittently in the Government service, and compensation as authorized by 5 U.S.C. 3109: *Provided further*, That notwithstanding 31 U.S.C. 3302, funds received from fees charged to non-Federal participants at labor-management relations conferences shall be credited to and merged with this account, to be available without further appropriation for the costs of carrying out these conferences.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Federal Trade Commission, including uniforms or allowances therefor, as authorized by 5 U.S.C. 5901–5902; services as authorized by 5 U.S.C. 3109; hire of passenger motor vehicles; and not to exceed \$2,000 for official reception and representation expenses, \$243,864,000, to remain available until expended: *Provided*, That not to exceed \$300,000 shall be available for use to contract with a person or persons for collection services in accordance with the terms of 31 U.S.C. 3718: *Provided further*, That, notwithstanding any other provision of law, not to exceed \$139,000,000 of offsetting collections derived from fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18a), regardless of the year of collection, shall be retained and used for necessary expenses in this appropriation: *Provided further*, That, notwithstanding any other provision of law, not to exceed \$23,000,000 in offsetting collections derived from fees sufficient to implement and enforce the Telemarketing Sales Rule, promulgated under the Telemarketing and Consumer Fraud and Abuse Prevention Act (15 U.S.C. 6101 et seq.), shall be credited to this account, and be retained and used for necessary expenses in this appropriation: *Provided further*, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year 2008, so as to result in a final fiscal year 2008 appropriation from the general fund estimated at not more than \$81,864,000: *Provided further*, That none of the funds made available to the Federal Trade Commission may be used to implement subsection (e)(2)(B) of section 43 of the Federal Deposit Insurance Act (12 U.S.C. 1831t).

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

LIMITATIONS ON AVAILABILITY OF REVENUE

For an additional amount to be deposited in the Federal Buildings Fund, \$83,964,000. To carry out the purposes of the Fund established pursuant to section 210(f) of the Federal Property and Administrative Services Act of 1949, as amended (40 U.S.C. 592), the revenues and collections deposited into the Fund shall be available for necessary expenses of real property management and related activities not otherwise provided for, including operation, maintenance, and protection of federally owned and leased buildings; rental of buildings in the District of Columbia; restoration of leased premises; moving governmental agencies (including space adjustments and telecommunications relocation expenses) in connection with the assignment, allocation, and transfer of space; contractual services incident to cleaning or servicing buildings, and moving; repair and alteration of federally owned buildings including grounds, approaches and appurtenances; care and safeguarding

of sites; maintenance, preservation, demolition, and equipment; acquisition of buildings and sites by purchase, condemnation, or as otherwise authorized by law; acquisition of options to purchase buildings and sites; conversion and extension of federally owned buildings; preliminary planning and design of projects by contract or otherwise; construction of new buildings (including equipment for such buildings); and payment of principal, interest, and any other obligations for public buildings acquired by installment purchase and purchase contract; in the aggregate amount of \$7,830,414,000, of which: (1)(A) \$306,448,000 shall remain available until expended for construction (including funds for sites and expenses and associated design and construction services) of additional projects at the following locations:

New Construction:

California:

San Ysidro, Land Port of Entry, \$37,742,000.

Illinois:

Rockford, United States Courthouse, \$58,792,000.

Maryland:

Montgomery County, Food and Drug Administration Consolidation, \$57,749,000.

Minnesota:

Warroad, Land Port of Entry, \$43,628,000.

Missouri:

Jefferson City, United States Courthouse, \$66,000,000.

Vermont:

Derby Line, Land Port of Entry, \$33,139,000.

Nonprospectus Construction, \$9,398,000; and

(B) \$225,000,000 is designated as described in section 5 (in the matter preceding division A of this consolidated Act) and shall remain available until expended for construction (including funds for sites and expenses and associated design and construction services) of additional projects at the following locations:

Arizona:

San Luis, Land Port of Entry I, \$7,053,000.

California:

San Ysidro, Land Port of Entry, \$161,437,000.

Maine:

Madawaska, Land Port of Entry, \$17,160,000.

New York:

Alexandria Bay, Land Port of Entry, \$11,676,000.

Texas:

El Paso, Tornillo-Guadalupe, Land Port of Entry, \$4,290,000.

Donna/Rio Bravo International Bridge, Land Port of Entry, \$23,384,000:

Provided, That, notwithstanding any other provision of law, the Administrator of General Services is authorized to proceed with necessary site acquisition, design, and construction for the new courthouse project in Rockford, Illinois, listed in Public Law 109-115 and for which funds have been appropriated under this or any other Acts, with the understanding that the total estimated cost of the project, exclusive of any permitted escalations, shall be

\$100,225,000: *Provided further*, That each of the foregoing limits of costs on new construction projects may be exceeded to the extent that savings are affected in other such projects, but not to exceed 10 percent of the amounts included in an approved prospectus, if required, unless advance approval is obtained from the Committees on Appropriations of a greater amount: *Provided further*, That all funds for direct construction projects shall expire on September 30, 2009 and remain in the Federal Buildings Fund except for funds for projects as to which funds for design or other funds have been obligated in whole or in part prior to such date; (2) \$722,161,000 shall remain available until expended for repairs and alterations, which includes associated design and construction services:

Repairs and Alterations:

District of Columbia:

Eisenhower Executive Office Building, Phase III,
\$121,204,000.

Joint Operations Center, \$12,800,000.

Nebraska Avenue Complex, \$27,673,000.

Nevada:

Reno, C. Clifton Young Federal Building and Court-
house, \$12,793,000.

New York:

New York, Thurgood Marshall United States Court-
house, \$170,544,000.

West Virginia:

Martinsburg Internal Revenue Service Enterprise
Computing Center, \$35,822,000.

Special Emphasis Programs:

Energy Program, \$15,000,000.

Design Program, \$7,372,000.

Basic Repairs and Alterations, \$318,953,000:

Provided further, That funds made available in this or any previous Act in the Federal Buildings Fund for Repairs and Alterations shall, for prospectus projects, be limited to the amount identified for each project, except each project in this or any previous Act may be increased by an amount not to exceed 10 percent unless advance approval is obtained from the Committees on Appropriations of a greater amount: *Provided further*, That additional projects for which prospectuses have been fully approved may be funded under this category only if advance approval is obtained from the Committees on Appropriations: *Provided further*, That the amounts provided in this or any prior Act for "Repairs and Alterations" may be used to fund costs associated with implementing security improvements to buildings necessary to meet the minimum standards for security in accordance with current law and in compliance with the reprogramming guidelines of the appropriate Committees of the House and Senate: *Provided further*, That the difference between the funds appropriated and expended on any projects in this or any prior Act, under the heading "Repairs and Alterations", may be transferred to Basic Repairs and Alterations or used to fund authorized increases in prospectus projects: *Provided further*, That all funds for repairs and alterations prospectus projects shall expire on September 30, 2009 and remain in the Federal Buildings Fund except funds for projects as to which funds for design or other funds

have been obligated in whole or in part prior to such date: *Provided further*, That the amount provided in this or any prior Act for Basic Repairs and Alterations may be used to pay claims against the Government arising from any projects under the heading "Repairs and Alterations" or used to fund authorized increases in prospectus projects; (3) \$155,781,000 for installment acquisition payments, including payments on purchase contracts which shall remain available until expended; (4) \$4,315,534,000 for rental of space which shall remain available until expended; and (5) \$2,105,490,000 for building operations which shall remain available until expended, of which up to \$500,000 may be used as Federal competitive contributions to entities which coordinate long-term siting of Federal building and employment in the National Capital Region with State and local governments, the commercial sector and other major stakeholders in the region: *Provided further*, That funds available to the General Services Administration shall not be available for expenses of any construction, repair, alteration and acquisition project for which a prospectus, if required by the Public Buildings Act of 1959, has not been approved, except that necessary funds may be expended for each project for required expenses for the development of a proposed prospectus: *Provided further*, That funds available in the Federal Buildings Fund may be expended for emergency repairs when advance approval is obtained from the Committees on Appropriations: *Provided further*, That amounts necessary to provide reimbursable special services to other agencies under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 592(b)(2)) and amounts to provide such reimbursable fencing, lighting, guard booths, and other facilities on private or other property not in Government ownership or control as may be appropriate to enable the United States Secret Service to perform its protective functions pursuant to 18 U.S.C. 3056, shall be available from such revenues and collections: *Provided further*, That revenues and collections and any other sums accruing to this Fund during fiscal year 2008, excluding reimbursements under section 210(f)(6) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 592(b)(2)) in excess of the aggregate new obligational authority authorized for Real Property Activities of the Federal Buildings Fund in this Act shall remain in the Fund and shall not be available for expenditure except as authorized in appropriations Acts.

GENERAL ACTIVITIES

GOVERNMENT-WIDE POLICY

For expenses authorized by law, not otherwise provided for, for Government-wide policy and evaluation activities associated with the management of real and personal property assets and certain administrative services; Government-wide policy support responsibilities relating to acquisition, telecommunications, information technology management, and related technology activities; and services as authorized by 5 U.S.C. 3109; \$52,891,000.

OPERATING EXPENSES

For expenses authorized by law, not otherwise provided for, for Government-wide activities associated with utilization and donation of surplus personal property; disposal of real property; providing Internet access to Federal information and services; agency-wide policy direction and management, and Board of Contract Appeals; accounting, records management, and other support services incident to adjudication of Indian Tribal Claims by the United States Court of Federal Claims; services as authorized by 5 U.S.C. 3109; and not to exceed \$7,500 for official reception and representation expenses, \$85,870,000.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General and service authorized by 5 U.S.C. 3109, \$48,382,000: *Provided*, That not to exceed \$15,000 shall be available for payment for information and detection of fraud against the Government, including payment for recovery of stolen Government property: *Provided further*, That not to exceed \$2,500 shall be available for awards to employees of other Federal agencies and private citizens in recognition of efforts and initiatives resulting in enhanced Office of Inspector General effectiveness.

ELECTRONIC GOVERNMENT FUND

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in support of interagency projects that enable the Federal Government to expand its ability to conduct activities electronically, through the development and implementation of innovative uses of the Internet and other electronic methods, \$3,000,000, to remain available until expended: *Provided*, That these funds may be transferred to Federal agencies to carry out the purposes of the Fund: *Provided further*, That this transfer authority shall be in addition to any other transfer authority provided in this Act: *Provided further*, That such transfers may not be made until 10 days after a proposed spending plan and explanation for each project to be undertaken has been submitted to the Committees on Appropriations.

ALLOWANCES AND OFFICE STAFF FOR FORMER PRESIDENTS

(INCLUDING TRANSFER OF FUNDS)

For carrying out the provisions of the Act of August 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138, \$2,478,000: *Provided*, That the Administrator of General Services shall transfer to the Secretary of the Treasury such sums as may be necessary to carry out the provisions of such Acts.

FEDERAL CITIZEN INFORMATION CENTER FUND

For necessary expenses of the Federal Citizen Information Center, including services authorized by 5 U.S.C. 3109, \$17,328,000, to be deposited into the Federal Citizen Information Center Fund: *Provided*, That the appropriations, revenues, and collections depos-

ited into the Fund shall be available for necessary expenses of Federal Citizen Information Center activities in the aggregate amount not to exceed \$42,000,000. Appropriations, revenues, and collections accruing to this Fund during fiscal year 2008 in excess of such amount shall remain in the Fund and shall not be available for expenditure except as authorized in appropriations Acts.

ADMINISTRATIVE PROVISIONS—GENERAL SERVICES ADMINISTRATION

(INCLUDING TRANSFERS OF FUNDS)

SEC. 520. The appropriate appropriation or fund available to the General Services Administration shall be credited with the cost of operation, protection, maintenance, upkeep, repair, and improvement, included as part of rentals received from Government corporations pursuant to law (40 U.S.C. 129).

SEC. 521. Funds available to the General Services Administration shall be available for the hire of passenger motor vehicles.

SEC. 522. Funds in the Federal Buildings Fund made available for fiscal year 2008 for Federal Buildings Fund activities may be transferred between such activities only to the extent necessary to meet program requirements: *Provided*, That any proposed transfers shall be approved in advance by the Committees on Appropriations.

SEC. 523. Except as otherwise provided in this title, no funds made available by this Act shall be used to transmit a fiscal year 2009 request for United States Courthouse construction that: (1) does not meet the design guide standards for construction as established and approved by the General Services Administration, the Judicial Conference of the United States, and the Office of Management and Budget; and (2) does not reflect the priorities of the Judicial Conference of the United States as set out in its approved 5-year construction plan: *Provided*, That the fiscal year 2009 request must be accompanied by a standardized courtroom utilization study of each facility to be constructed, replaced, or expanded.

SEC. 524. None of the funds provided in this Act may be used to increase the amount of occupiable square feet, provide cleaning services, security enhancements, or any other service usually provided through the Federal Buildings Fund, to any agency that does not pay the rate per square foot assessment for space and services as determined by the General Services Administration in compliance with the Public Buildings Amendments Act of 1972 (Public Law 92-313).

SEC. 525. From funds made available under the heading “Federal Buildings Fund, Limitations on Availability of Revenue”, claims against the Government of less than \$250,000 arising from direct construction projects and acquisition of buildings may be liquidated from savings effected in other construction projects with prior notification to the Committees on Appropriations.

SEC. 526. No funds shall be used by the General Services Administration to reorganize its organizational structure without approval by the House and Senate Committees on Appropriations through an operating plan change.

SEC. 527. In any case in which the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate adopt a

resolution granting lease authority pursuant to a prospectus transmitted to Congress by the Administrator of General Services under section 3307 of title 40, United States Code, the Administrator shall ensure that the delineated area of procurement is identical to the delineated area included in the prospectus for all lease agreements, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to each of such committees and the House and Senate Committees on Appropriations prior to exercising any lease authority provided in the resolution.

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses to carry out functions of the Merit Systems Protection Board pursuant to Reorganization Plan Numbered 2 of 1978, the Civil Service Reform Act of 1978, and the Whistleblower Protection Act of 1989 (5 U.S.C. 5509 note), including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles, direct procurement of survey printing, and not to exceed \$2,000 for official reception and representation expenses, \$37,507,000 together with not to exceed \$2,579,000 for administrative expenses to adjudicate retirement appeals to be transferred from the Civil Service Retirement and Disability Fund in amounts determined by the Merit Systems Protection Board.

MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

For payment to the Morris K. Udall Scholarship and Excellence in National Environmental Policy Trust Fund, pursuant to the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 (20 U.S.C. 5601 et seq.), \$3,750,000, to remain available until expended, of which up to \$50,000 shall be used to conduct financial audits pursuant to the Accountability of Tax Dollars Act of 2002 (Public Law 107-289) notwithstanding sections 8 and 9 of Public Law 102-259: *Provided*, That up to 60 percent of such funds may be transferred by the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for the necessary expenses of the Native Nations Institute.

ENVIRONMENTAL DISPUTE RESOLUTION FUND

For payment to the Environmental Dispute Resolution Fund to carry out activities authorized in the Environmental Policy and Conflict Resolution Act of 1998, \$2,000,000, to remain available until expended.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION
OPERATING EXPENSES

For necessary expenses in connection with the administration of the National Archives and Records Administration (including the Information Security Oversight Office) and archived Federal records and related activities, as provided by law, and for expenses necessary for the review and declassification of documents and the activities of the Public Interest Declassification Board, and for the hire of passenger motor vehicles, and for uniforms or allowances therefor, as authorized by law (5 U.S.C. 5901 et seq.), including maintenance, repairs, and cleaning, \$315,000,000.

ELECTRONIC RECORDS ARCHIVES

For necessary expenses in connection with the development of the electronic records archives, to include all direct project costs associated with research, analysis, design, development, and program management, \$58,028,000 of which \$38,315,000 shall remain available until September 30, 2009: *Provided*, That none of the multi-year funds may be obligated until the National Archives and Records Administration submits to the Committees on Appropriations, and such Committees approve, a plan for expenditure that: (1) meets the capital planning and investment control review requirements established by the Office of Management and Budget, including Circular A-11; (2) complies with the National Archives and Records Administration's enterprise architecture; (3) conforms with the National Archives and Records Administration's enterprise life cycle methodology; (4) is approved by the National Archives and Records Administration and the Office of Management and Budget; (5) has been reviewed by the Government Accountability Office; and (6) complies with the acquisition rules, requirements, guidelines, and systems acquisition management practices of the Federal Government.

REPAIRS AND RESTORATION

For the repair, alteration, and improvement of archives facilities, and to provide adequate storage for holdings, \$28,605,000, to remain available until expended: *Provided*, That the Archivist is authorized to construct an addition to the John F. Kennedy Presidential Library and Museum on land, adjacent to the existing Library and Museum property, to be acquired from the Commonwealth of Massachusetts or the University of Massachusetts or some other governmental authority thereof; and of the funds provided, \$8,000,000 shall be used for acquiring the land for the Kennedy Library Addition, the first phase of construction, related services for building the addition to the Library, and other necessary expenses, including renovating the Library as needed in constructing the addition; \$750,000 to complete design work on the renovation of the Franklin D. Roosevelt Presidential Library and Museum; \$7,432,000 to construct an addition to the Richard Nixon Presidential Library and Museum; and \$3,760,000 is for the repair and restoration of the plaza that surrounds the Lyndon Baines Johnson Presidential Library and Museum that is under the joint

control and custody of the University of Texas: *Provided further*, That such funds shall remain available until expended for this purpose and may be transferred directly to the University and used, together with University funds, for the repair and restoration of the plaza: *Provided further*, That such funds shall be spent in accordance with the construction plan submitted to the Committees on Appropriations on March 14, 2005: *Provided further*, That the Archivist shall be prohibited from entering into any agreement with the University or any other party that requires additional funding commitments on behalf of the Federal Government for this project.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION

GRANTS PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for allocations and grants for historical publications and records as authorized by 44 U.S.C. 2504, \$9,500,000, to remain available until expended: *Provided*, That of the funds provided in this paragraph, \$2,000,000 shall be transferred to the operating expenses account of the National Archives and Records Administration for operating expenses of the National Historical Publications and Records Commission.

ADMINISTRATIVE PROVISION—NATIONAL ARCHIVES AND RECORDS
ADMINISTRATION

The National Archives and Records Administration shall include in its fiscal year 2009 budget justifications a comprehensive capital needs assessment for funding provided under the “Repairs and Restoration” appropriations account: *Provided*, That funds proposed under the “Repairs and Restoration” appropriations account for fiscal year 2009 shall be allocated to projects on a priority basis established under a comprehensive capital needs assessment.

NATIONAL CREDIT UNION ADMINISTRATION

CENTRAL LIQUIDITY FACILITY

During fiscal year 2008, gross obligations of the Central Liquidity Facility for the principal amount of new direct loans to member credit unions, as authorized by 12 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Provided*, That administrative expenses of the Central Liquidity Facility in fiscal year 2008 shall not exceed \$329,000.

COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

For the Community Development Revolving Loan Fund program as authorized by 42 U.S.C. 9812, 9822 and 9910, \$975,000 shall be available until September 30, 2009 for technical assistance to low-income designated credit unions.

OFFICE OF GOVERNMENT ETHICS

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Government Ethics pursuant to the Ethics in Government Act of 1978, and the Ethics Reform Act of 1989, including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles, and not to exceed \$1,500 for official reception and representation expenses, \$11,750,000.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF TRUST FUNDS)

For necessary expenses to carry out functions of the Office of Personnel Management pursuant to Reorganization Plan Numbered 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109; medical examinations performed for veterans by private physicians on a fee basis; rental of conference rooms in the District of Columbia and elsewhere; hire of passenger motor vehicles; not to exceed \$2,500 for official reception and representation expenses; advances for reimbursements to applicable funds of the Office of Personnel Management and the Federal Bureau of Investigation for expenses incurred under Executive Order No. 10422 of January 9, 1953, as amended; and payment of per diem and/or subsistence allowances to employees where Voting Rights Act activities require an employee to remain overnight at his or her post of duty, \$101,765,000, of which \$5,991,000 shall remain available until expended for the Enterprise Human Resources Integration project; \$1,351,000 shall remain available until expended for the Human Resources Line of Business project; \$340,000 shall remain available until expended for the E-Payroll project; and \$170,000 shall remain available until expended for the E-Training program; and in addition \$123,901,000 for administrative expenses, to be transferred from the appropriate trust funds of the Office of Personnel Management without regard to other statutes, including direct procurement of printed materials, for the retirement and insurance programs, of which \$26,965,000 shall remain available until expended for the cost of automating the retirement recordkeeping systems: *Provided*, That the provisions of this appropriation shall not affect the authority to use applicable trust funds as provided by sections 8348(a)(1)(B), and 9004(f)(2)(A) of title 5, United States Code: *Provided further*, That no part of this appropriation shall be available for salaries and expenses of the Legal Examining Unit of the Office of Personnel Management established pursuant to Executive Order No. 9358 of July 1, 1943, or any successor unit of like purpose: *Provided further*, That the President's Commission on White House Fellows, established by Executive Order No. 11183 of October 3, 1964, may, during fiscal year 2008, accept donations of money, property, and personal services: *Provided further*, That such donations, including those from prior years, may be used for the development of publicity materials

to provide information about the White House Fellows, except that no such donations shall be accepted for travel or reimbursement of travel expenses, or for the salaries of employees of such Commission.

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

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, including services as authorized by 5 U.S.C. 3109, hire of passenger motor vehicles, \$1,519,000, and in addition, not to exceed \$17,081,000 for administrative expenses to audit, investigate, and provide other oversight of the Office of Personnel Management's retirement and insurance programs, to be transferred from the appropriate trust funds of the Office of Personnel Management, as determined by the Inspector General: *Provided*, That the Inspector General is authorized to rent conference rooms in the District of Columbia and elsewhere.

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES HEALTH
 BENEFITS

For payment of Government contributions with respect to retired employees, as authorized by chapter 89 of title 5, United States Code, and the Retired Federal Employees Health Benefits Act (74 Stat. 849), such sums as may be necessary.

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE LIFE
 INSURANCE

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

PAYMENT TO CIVIL SERVICE RETIREMENT AND DISABILITY FUND

For financing the unfunded liability of new and increased annuity benefits becoming effective on or after October 20, 1969, as authorized by 5 U.S.C. 8348, and annuities under special Acts to be credited to the Civil Service Retirement and Disability Fund, such sums as may be necessary: *Provided*, That annuities authorized by the Act of May 29, 1944, and the Act of August 19, 1950 (33 U.S.C. 771-775), may hereafter be paid out of the Civil Service Retirement and Disability Fund.

OFFICE OF SPECIAL COUNSEL
 SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Special Counsel pursuant to Reorganization Plan Numbered 2 of 1978, the Civil Service Reform Act of 1978 (Public Law 95-454), the Whistleblower Protection Act of 1989 (Public Law 101-12), Public Law 107-304, and the Uniformed Services Employment and Reemployment Act of 1994 (Public Law 103-353), including serv-

ices as authorized by 5 U.S.C. 3109, payment of fees and expenses for witnesses, rental of conference rooms in the District of Columbia and elsewhere, and hire of passenger motor vehicles; \$17,468,000.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

For necessary expenses for the Securities and Exchange Commission, including services as authorized by 5 U.S.C. 3109, the rental of space (to include multiple year leases) in the District of Columbia and elsewhere, and not to exceed \$3,500 for official reception and representation expenses, \$906,000,000, to remain available until expended; of which not to exceed \$20,000 may be used toward funding a permanent secretariat for the International Organization of Securities Commissions; and of which not to exceed \$100,000 shall be available for expenses for consultations and meetings hosted by the Commission with foreign governmental and other regulatory officials, members of their delegations, appropriate representatives and staff to exchange views concerning developments relating to securities matters, development and implementation of cooperation agreements concerning securities matters and provision of technical assistance for the development of foreign securities markets, such expenses to include necessary logistic and administrative expenses and the expenses of Commission staff and foreign invitees in attendance at such consultations and meetings including: (1) such incidental expenses as meals taken in the course of such attendance; (2) any travel and transportation to or from such meetings; and (3) any other related lodging or subsistence: *Provided*, That fees and charges authorized by sections 6(b) of the Securities Exchange Act of 1933 (15 U.S.C. 77f(b)), and 13(e), 14(g) and 31 of the Securities Exchange Act of 1934 (15 U.S.C. 78m(e), 78n(g), and 78ee), shall be credited to this account as offsetting collections: *Provided further*, That not to exceed \$842,738,000 of such offsetting collections shall be available until expended for necessary expenses of this account: *Provided further*, That \$63,262,000 shall be derived from prior year unobligated balances from funds previously appropriated to the Securities and Exchange Commission: *Provided further*, That the total amount appropriated under this heading from the general fund for fiscal year 2008 shall be reduced as such offsetting fees are received so as to result in a final total fiscal year 2008 appropriation from the general fund estimated at not more than \$0.

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

For necessary expenses of the Selective Service System, including expenses of attendance at meetings and of training for uniformed personnel assigned to the Selective Service System, as authorized by 5 U.S.C. 4101–4118 for civilian employees; purchase of uniforms, or allowances therefor, as authorized by 5 U.S.C. 5901–5902; hire of passenger motor vehicles; services as authorized by 5 U.S.C. 3109; and not to exceed \$750 for official reception and representa-

tion expenses; \$22,000,000: *Provided*, That during the current fiscal year, the President may exempt this appropriation from the provisions of 31 U.S.C. 1341, whenever the President deems such action to be necessary in the interest of national defense: *Provided further*, That none of the funds appropriated by this Act may be expended for or in connection with the induction of any person into the Armed Forces of the United States.

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, not otherwise provided for, of the Small Business Administration as authorized by Public Law 108-447, including hire of passenger motor vehicles as authorized by 31 U.S.C. 1343 and 1344, and not to exceed \$3,500 for official reception and representation expenses, \$344,123,000: *Provided*, That the Administrator is authorized to charge fees to cover the cost of publications developed by the Small Business Administration, and certain loan program activities, including fees authorized by section 5(b) of the Small Business Act: *Provided further*, That, notwithstanding 31 U.S.C. 3302, revenues received from all such activities shall be credited to this account, to remain available until expended, for carrying out these purposes without further appropriations: *Provided further*, That \$97,120,000 shall be available to fund grants for performance in fiscal year 2008 or fiscal year 2009 as authorized.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978, \$15,000,000.

SURETY BOND GUARANTEES REVOLVING FUND

For additional capital for the Surety Bond Guarantees Revolving Fund, authorized by the Small Business Investment Act of 1958, \$3,000,000, to remain available until expended.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

For the cost of direct loans, \$2,000,000, to remain available until expended: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, That subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2008 commitments to guarantee loans under section 503 of the Small Business Investment Act of 1958 shall not exceed \$7,500,000,000: *Provided further*, That during fiscal year 2008 commitments for general business loans authorized under section 7(a) of the Small Business Act, shall not exceed \$17,500,000,000: *Provided further*, That during fiscal year 2008 commitments to guarantee loans for debentures under section 303(b) of the Small Business Investment Act of 1958, shall not exceed \$3,000,000,000: *Provided further*, That during fiscal year 2008, guarantees of trust cer-

tificates authorized by section 5(g) of the Small Business Act shall not exceed a principal amount of \$12,000,000,000. In addition, for administrative expenses to carry out the direct and guaranteed loan programs, \$135,414,000, which may be transferred to and merged with the appropriations for Salaries and Expenses.

ADMINISTRATIVE PROVISIONS—SMALL BUSINESS ADMINISTRATION
(INCLUDING TRANSFER OF FUNDS)

SEC. 530. Not to exceed 5 percent of any appropriation made available for the current fiscal year for the Small Business Administration in this Act may be transferred between such appropriations, but no such appropriation shall be increased by more than 10 percent by any such transfers: *Provided*, That any transfer pursuant to this paragraph shall be treated as a reprogramming of funds under section 610 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

SEC. 531. All disaster loans issued in Alaska or North Dakota shall be administered by the Small Business Administration and shall not be sold during fiscal year 2008.

SEC. 532. (a) Funds made available under section 613 of Public Law 109–108 (119 Stat. 2338) for Nevada's Commission on Economic Development shall be made available to the Nevada Center for Entrepreneurship and Technology (CET).

(b) Funds made available under section 613 of Public Law 109–108 for the Chattanooga Enterprise Center shall be made available to the University of Tennessee at Chattanooga.

SEC. 533. Public Law 110–28 (121 Stat. 155) is amended in the second paragraph of chapter 4 of title IV by inserting before “\$25,000,000” the phrase “up to”.

SEC. 534. For an additional amount under the heading “Small Business Administration, Salaries and Expenses”, \$69,451,000, to remain available until September 30, 2009, shall be for initiatives related to small business development and entrepreneurship, including programmatic and construction activities: *Provided*, That amounts made available under this section shall be provided in accordance with the terms and conditions as specified in the explanatory statement described in section 4 (in the matter preceding division A of this consolidated Act).

UNITED STATES POSTAL SERVICE
PAYMENT TO THE POSTAL SERVICE FUND

For payment to the Postal Service Fund for revenue forgone on free and reduced rate mail, pursuant to subsections (c) and (d) of section 2401 of title 39, United States Code, \$117,864,000, of which \$88,864,000 shall not be available for obligation until October 1, 2008: *Provided*, That mail for overseas voting and mail for the blind shall continue to be free: *Provided further*, That 6-day delivery and rural delivery of mail shall continue at not less than the 1983 level: *Provided further*, That none of the funds made available to the Postal Service by this Act shall be used to implement any rule, regulation, or policy of charging any officer or employee of any

State or local child support enforcement agency, or any individual participating in a State or local program of child support enforcement, a fee for information requested or provided concerning an address of a postal customer: *Provided further*, That none of the funds provided in this Act shall be used to consolidate or close small rural and other small post offices in fiscal year 2008.

UNITED STATES TAX COURT

SALARIES AND EXPENSES

For necessary expenses, including contract reporting and other services as authorized by 5 U.S.C. 3109, \$45,326,000: *Provided*, That travel expenses of the judges shall be paid upon the written certificate of the judge.

TITLE VI

GENERAL PROVISIONS—THIS ACT

SEC. 601. Such sums as may be necessary for fiscal year 2008 pay raises for programs funded in this Act shall be absorbed within the levels appropriated in this Act or previous appropriations Acts.

SEC. 602. None of the funds in this Act shall be used for the planning or execution of any program to pay the expenses of, or otherwise compensate, non-Federal parties intervening in regulatory or adjudicatory proceedings funded in this Act.

SEC. 603. None of the funds appropriated in this Act shall remain available for obligation beyond the current fiscal year, nor may any be transferred to other appropriations, unless expressly so provided herein.

SEC. 604. The expenditure of any appropriation under this Act for any consulting service through procurement contract pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 605. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriations Act.

SEC. 606. None of the funds made available by this Act shall be available for any activity or for paying the salary of any Government employee where funding an activity or paying a salary to a Government employee would result in a decision, determination, rule, regulation, or policy that would prohibit the enforcement of section 307 of the Tariff Act of 1930 (19 U.S.C. 1307).

SEC. 607. No part of any appropriation contained in this Act shall be available to pay the salary for any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his period of active military or naval service, and has within 90 days after his release from such service or from hospitalization continuing after discharge for a period of not

more than 1 year, made application for restoration to his former position and has been certified by the Office of Personnel Management as still qualified to perform the duties of his former position and has not been restored thereto.

SEC. 608. No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c, popularly known as the "Buy American Act").

SEC. 609. No funds appropriated or otherwise made available under this Act shall be made available to any person or entity that has been convicted of violating the Buy American Act (41 U.S.C. 10a-10c).

SEC. 610. Except as otherwise provided in this Act, none of the funds provided in this Act, provided by previous appropriations Acts to the agencies or entities funded in this Act that remain available for obligation or expenditure in fiscal year 2008, or provided from any accounts in the Treasury derived by the collection of fees and available to the agencies funded by this Act, shall be available for obligation or expenditure through a reprogramming of funds that: (1) creates a new program; (2) eliminates a program, project, or activity; (3) increases funds or personnel for any program, project, or activity for which funds have been denied or restricted by the Congress; (4) proposes to use funds directed for a specific activity by either the House or Senate Committees on Appropriations for a different purpose; (5) augments existing programs, projects, or activities in excess of \$5,000,000 or 10 percent, whichever is less; (6) reduces existing programs, projects, or activities by \$5,000,000 or 10 percent, whichever is less; or (7) creates or reorganizes offices, programs, or activities unless prior approval is received from the House and Senate Committees on Appropriations: *Provided*, That prior to any significant reorganization or restructuring of offices, programs, or activities, each agency or entity funded in this Act shall consult with the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That not later than 60 days after the date of enactment of this Act, each agency funded by this Act shall submit a report to the Committees on Appropriations of the Senate and of the House of Representatives to establish the baseline for application of reprogramming and transfer authorities for the current fiscal year: *Provided further*, That the report shall include: (1) a table for each appropriation with a separate column to display the President's budget request, adjustments made by Congress, adjustments due to enacted rescissions, if appropriate, and the fiscal year enacted level; (2) a delineation in the table for each appropriation both by object class and program, project, and activity as detailed in the budget appendix for the respective appropriation; and (3) an identification of items of special congressional interest: *Provided further*, That the amount appropriated or limited for salaries and expenses for an agency shall be reduced by \$100,000 per day for each day after the required date that the report has not been submitted to the Congress.

SEC. 611. Except as otherwise specifically provided by law, not to exceed 50 percent of unobligated balances remaining available at

the end of fiscal year 2008 from appropriations made available for salaries and expenses for fiscal year 2008 in this Act, shall remain available through September 30, 2009, for each such account for the purposes authorized: *Provided*, That a request shall be submitted to the Committees on Appropriations for approval prior to the expenditure of such funds: *Provided further*, That these requests shall be made in compliance with reprogramming guidelines.

SEC. 612. None of the funds made available in this Act may be used by the Executive Office of the President to request from the Federal Bureau of Investigation any official background investigation report on any individual, except when—

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

(2) such request is required due to extraordinary circumstances involving national security.

SEC. 613. The cost accounting standards promulgated under section 26 of the Office of Federal Procurement Policy Act (Public Law 93-400; 41 U.S.C. 422) shall not apply with respect to a contract under the Federal Employees Health Benefits Program established under chapter 89 of title 5, United States Code.

SEC. 614. For the purpose of resolving litigation and implementing any settlement agreements regarding the nonforeign area cost-of-living allowance program, the Office of Personnel Management may accept and utilize (without regard to any restriction on unanticipated travel expenses imposed in an Appropriations Act) funds made available to the Office of Personnel Management pursuant to court approval.

SEC. 615. No funds appropriated by this Act shall be available to pay for an abortion, or the administrative expenses in connection with any health plan under the Federal employees health benefits program which provides any benefits or coverage for abortions.

SEC. 616. The provision of section 615 shall not apply where the life of the mother would be endangered if the fetus were carried to term, or the pregnancy is the result of an act of rape or incest.

SEC. 617. Notwithstanding any other provision of law, for fiscal years 2008 and 2009, neither the Board of Governors of the Federal Reserve System nor the Secretary of the Treasury may determine, by rule, regulation, order, or otherwise, for the purposes of section 4(K) of the Bank Holding Company Act of 1956, or section 5136A of the Revised Statutes of the United States, that real estate brokerage activity or real estate management activity (which for purposes of this paragraph shall be defined to mean “real estate brokerage” and “property management” respectively, as those terms were understood by the Federal Reserve Board prior to March 11, 2000) is an activity that is financial in nature, is incidental to any financial activity, or is complementary to a financial activity. For purposes of this paragraph, “real estate brokerage activity” shall mean “real estate brokerage”, and “real estate management activity” shall mean “property management” as those terms were understood by the Federal Reserve Board prior to March 11, 2000.

SEC. 618. In order to promote Government access to commercial information technology, the restriction on purchasing nondomestic articles, materials, and supplies set forth in the Buy American Act (41 U.S.C. 10a et seq.), shall not apply to the acquisition by the Federal Government of information technology (as defined in section 11101 of title 40, United States Code), that is a commercial item (as defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12))).

SEC. 619. Notwithstanding section 10(b) of the Harry S Truman Memorial Scholarship Act (20 U.S.C. 2009(b)), hereafter, at the request of the Board of Trustees of the Harry S Truman Scholarship Foundation, it shall be the duty of the Secretary of the Treasury to invest in full the amounts appropriated and contributed to the Harry S Truman Memorial Scholarship Trust Fund, as provided in such section. All requests of the Board of Trustees to the Secretary provided for in this section shall be binding on the Secretary.

SEC. 620. Notwithstanding section 1353 of title 31, United States Code, no officer or employee of any regulatory agency or commission funded by this Act may accept on behalf of that agency, nor may such agency or commission accept, payment or reimbursement from a non-Federal entity for travel, subsistence, or related expenses for the purpose of enabling an officer or employee to attend and participate in any meeting or similar function relating to the official duties of the officer or employee when the entity offering payment or reimbursement is a person or entity subject to regulation by such agency or commission, or represents a person or entity subject to regulation by such agency or commission, unless the person or entity is an organization exempt from taxation pursuant to section 501(c)(3) of the Internal Revenue Code of 1986.

SEC. 621. None of the funds made available by this Act may be used by the Federal Communications Commission to implement the Fairness Doctrine, as repealed in General Fairness Doctrine Obligations of Broadcast Licensees (50 Fed. Reg. 35418 (1985)), or any other regulations having the same substance.

SEC. 622. Section 5112 of title 31, United States Code, is amended by adding at the end the following new subsection:

“(r) REDESIGN AND ISSUANCE OF CIRCULATING QUARTER DOLLAR HONORING THE DISTRICT OF COLUMBIA AND EACH OF THE TERRITORIES.—

“(1) REDESIGN IN 2009.—

“(A) IN GENERAL.—Notwithstanding the fourth sentence of subsection (d)(1) and subsection (d)(2) and subject to paragraph (6)(B), quarter dollar coins issued during 2009, shall have designs on the reverse side selected in accordance with this subsection which are emblematic of the District of Columbia and the territories.

“(B) FLEXIBILITY WITH REGARD TO PLACEMENT OF INSCRIPTIONS.—Notwithstanding subsection (d)(1), the Secretary may select a design for quarter dollars issued during 2009 in which—

“(i) the inscription described in the second sentence of subsection (d)(1) appears on the reverse side of any such quarter dollars; and

“(ii) any inscription described in the third sentence of subsection (d)(1) or the designation of the value of the coin appears on the obverse side of any such quarter dollars.

“(2) SINGLE DISTRICT OR TERRITORY DESIGN.—The design on the reverse side of each quarter dollar issued during 2009 shall be emblematic of one of the following: The District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands.

“(3) SELECTION OF DESIGN.—

“(A) IN GENERAL.—Each of the 6 designs required under this subsection for quarter dollars shall be—

“(i) selected by the Secretary after consultation with—

“(I) the chief executive of the District of Columbia or the territory being honored, or such other officials or group as the chief executive officer of the District of Columbia or the territory may designate for such purpose; and

“(II) the Commission of Fine Arts; and

“(ii) reviewed by the Citizens Coinage Advisory Committee.

“(B) SELECTION AND APPROVAL PROCESS.—Designs for quarter dollars may be submitted in accordance with the design selection and approval process developed by the Secretary in the sole discretion of the Secretary.

“(C) PARTICIPATION.—The Secretary may include participation by District or territorial officials, artists from the District of Columbia or the territory, engravers of the United States Mint, and members of the general public.

“(D) STANDARDS.—Because it is important that the Nation’s coinage and currency bear dignified designs of which the citizens of the United States can be proud, the Secretary shall not select any frivolous or inappropriate design for any quarter dollar minted under this subsection.

“(E) PROHIBITION ON CERTAIN REPRESENTATIONS.—No head and shoulders portrait or bust of any person, living or dead, and no portrait of a living person may be included in the design of any quarter dollar under this subsection.

“(4) TREATMENT AS NUMISMATIC ITEMS.—For purposes of sections 5134 and 5136, all coins minted under this subsection shall be considered to be numismatic items.

“(5) ISSUANCE.—

“(A) QUALITY OF COINS.—The Secretary may mint and issue such number of quarter dollars of each design selected under paragraph (4) in uncirculated and proof qualities as the Secretary determines to be appropriate.

“(B) SILVER COINS.—Notwithstanding subsection (b), the Secretary may mint and issue such number of quarter dol-

lars of each design selected under paragraph (4) as the Secretary determines to be appropriate, with a content of 90 percent silver and 10 percent copper.

“(C) TIMING AND ORDER OF ISSUANCE.—Coins minted under this subsection honoring the District of Columbia and each of the territories shall be issued in equal sequential intervals during 2009 in the following order: the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands.

“(6) OTHER PROVISIONS.—

“(A) APPLICATION IN EVENT OF ADMISSION AS A STATE.—If the District of Columbia or any territory becomes a State before the end of the 10-year period referred to in subsection (l)(1), subsection (l)(7) shall apply, and this subsection shall not apply, with respect to such State.

“(B) APPLICATION IN EVENT OF INDEPENDENCE.—If any territory becomes independent or otherwise ceases to be a territory or possession of the United States before quarter dollars bearing designs which are emblematic of such territory are minted pursuant to this subsection, this subsection shall cease to apply with respect to such territory.

“(7) TERRITORY DEFINED.—For purposes of this subsection, the term ‘territory’ means the Commonwealth of Puerto Rico, Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands.”

SEC. 623. (a) IN GENERAL.—Section 5112(n)(2) of title 31, United States Code, is amended—

(1) in subparagraph (C)(i)—

(A) by striking “inscriptions” and inserting “inscription”; and

(B) by striking “and ‘In God We Trust’”; and

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

“(F) INSCRIPTION OF ‘IN GOD WE TRUST’.—The design on the obverse or the reverse shall bear the inscription ‘In God We Trust’.”

(b) CONFORMING AMENDMENT.—Section 5112(r)(2) of title 31, United States Code, is amended—

(1) in subparagraph (C)(i)—

(A) by striking “inscriptions” and inserting “inscription”; and

(B) by striking “and ‘In God We Trust’”; and

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

“(E) INSCRIPTION OF ‘IN GOD WE TRUST’.—The design on the obverse or the reverse shall bear the inscription ‘In God We Trust’.”

(c) EFFECTIVE DATE.—The change required by the amendments made by subsections (a) and (b) shall be put into effect by the Secretary of the Treasury as soon as is practicable after the date of enactment of this Act.

SEC. 624. There is hereby appropriated \$600,000, to remain available until expended, for the Christopher Columbus Fellowship Foundation, established by Section 423 of Public Law 102-281.

TITLE VII

GENERAL PROVISIONS—GOVERNMENT-WIDE

DEPARTMENTS, AGENCIES, AND CORPORATIONS

SEC. 701. Hereafter, funds appropriated in this or any other Act may be used to pay travel to the United States for the immediate family of employees serving abroad in cases of death or life threatening illness of said employee.

SEC. 702. No department, agency, or instrumentality of the United States receiving appropriated funds under this or any other Act for fiscal year 2008 shall obligate or expend any such funds, unless such department, agency, or instrumentality has in place, and will continue to administer in good faith, a written policy designed to ensure that all of its workplaces are free from the illegal use, possession, or distribution of controlled substances (as defined in the Controlled Substances Act (21 U.S.C. 802)) by the officers and employees of such department, agency, or instrumentality.

SEC. 703. Unless otherwise specifically provided, the maximum amount allowable during the current fiscal year in accordance with section 16 of the Act of August 2, 1946 (60 Stat. 810), for the purchase of any passenger motor vehicle (exclusive of buses, ambulances, law enforcement, and undercover surveillance vehicles), is hereby fixed at \$12,888 except station wagons for which the maximum shall be \$13,312: *Provided*, That these limits may be exceeded by not to exceed \$3,700 for police-type vehicles, and by not to exceed \$4,000 for special heavy-duty vehicles: *Provided further*, That the limits set forth in this section may not be exceeded by more than 5 percent for electric or hybrid vehicles purchased for demonstration under the provisions of the Electric and Hybrid Vehicle Research, Development, and Demonstration Act of 1976: *Provided further*, That the limits set forth in this section may be exceeded by the incremental cost of clean alternative fuels vehicles acquired pursuant to Public Law 101–549 over the cost of comparable conventionally fueled vehicles.

SEC. 704. Appropriations of the executive departments and independent establishments for the current fiscal year available for expenses of travel, or for the expenses of the activity concerned, are hereby made available for quarters allowances and cost-of-living allowances, in accordance with 5 U.S.C. 5922–5924.

SEC. 705. Unless otherwise specified during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in the continental United States unless such person: (1) is a citizen of the United States; (2) is a person in the service of the United States on the date of the enactment of this Act who, being eligible for citizenship, has filed a declaration of intention to become a citizen of the United States prior to such date and is actually residing in the United States; (3) is a person who owes allegiance to the United States; (4) is an alien from Cuba, Poland, South Vietnam, the countries of the former Soviet Union, or the Baltic countries lawfully

admitted to the United States for permanent residence; (5) is a South Vietnamese, Cambodian, or Laotian refugee paroled in the United States after January 1, 1975; or (6) is a national of the People's Republic of China who qualifies for adjustment of status pursuant to the Chinese Student Protection Act of 1992 (Public Law 102-404): *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered *prima facie* evidence that the requirements of this section with respect to his or her status have been complied with: *Provided further*, That any person making a false affidavit shall be guilty of a felony, and, upon conviction, shall be fined no more than \$4,000 or imprisoned for not more than 1 year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of Ireland, Israel, or the Republic of the Philippines, or to nationals of those countries allied with the United States in a current defense effort, or to international broadcasters employed by the Broadcasting Board of Governors, or to temporary employment of translators, or to temporary employment in the field service (not to exceed 60 days) as a result of emergencies.

SEC. 706. Appropriations available to any department or agency during the current fiscal year for necessary expenses, including maintenance or operating expenses, shall also be available for payment to the General Services Administration for charges for space and services and those expenses of renovation and alteration of buildings and facilities which constitute public improvements performed in accordance with the Public Buildings Act of 1959 (73 Stat. 479), the Public Buildings Amendments of 1972 (86 Stat. 216), or other applicable law.

SEC. 707. In addition to funds provided in this or any other Act, all Federal agencies are authorized to receive and use funds resulting from the sale of materials, including Federal records disposed of pursuant to a records schedule recovered through recycling or waste prevention programs. Such funds shall be available until expended for the following purposes:

(1) Acquisition, waste reduction and prevention, and recycling programs as described in Executive Order No. 13101 (September 14, 1998), including any such programs adopted prior to the effective date of the Executive order.

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

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

SEC. 708. Funds made available by this or any other Act for administrative expenses in the current fiscal year of the corporations and agencies subject to chapter 91 of title 31, United States Code, shall be available, in addition to objects for which such funds are otherwise available, for rent in the District of Columbia; services in accordance with 5 U.S.C. 3109; and the objects specified under

this head, all the provisions of which shall be applicable to the expenditure of such funds unless otherwise specified in the Act by which they are made available: *Provided*, That in the event any functions budgeted as administrative expenses are subsequently transferred to or paid from other funds, the limitations on administrative expenses shall be correspondingly reduced.

SEC. 709. Hereafter, no part of any appropriation contained in this or any other Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve the nomination of said person.

SEC. 710. No part of any appropriation contained in this or any other Act shall be available for interagency financing of boards (except Federal Executive Boards), commissions, councils, committees, or similar groups (whether or not they are interagency entities) which do not have a prior and specific statutory approval to receive financial support from more than one agency or instrumentality.

SEC. 711. None of the funds made available pursuant to the provisions of this Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a joint resolution duly adopted in accordance with the applicable law of the United States.

SEC. 712. (a) Notwithstanding any other provision of law, and except as otherwise provided in this section, no part of any of the funds appropriated for fiscal year 2008, by this or any other Act, may be used to pay any prevailing rate employee described in section 5342(a)(2)(A) of title 5, United States Code—

(1) during the period from the date of expiration of the limitation imposed by the comparable section for previous fiscal years until the normal effective date of the applicable wage survey adjustment that is to take effect in fiscal year 2008, in an amount that exceeds the rate payable for the applicable grade and step of the applicable wage schedule in accordance with such section; and

(2) during the period consisting of the remainder of fiscal year 2008, in an amount that exceeds, as a result of a wage survey adjustment, the rate payable under paragraph (1) by more than the sum of—

(A) the percentage adjustment taking effect in fiscal year 2008 under section 5303 of title 5, United States Code, in the rates of pay under the General Schedule; and

(B) the difference between the overall average percentage of the locality-based comparability payments taking effect in fiscal year 2008 under section 5304 of such title (whether by adjustment or otherwise), and the overall average percentage of such payments which was effective in the previous fiscal year under such section.

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

(c) For the purposes of this section, the rates payable to an employee who is covered by this section and who is paid from a schedule not in existence on September 30, 2007, shall be determined under regulations prescribed by the Office of Personnel Management.

(d) Notwithstanding any other provision of law, rates of premium pay for employees subject to this section may not be changed from the rates in effect on September 30, 2007, except to the extent determined by the Office of Personnel Management to be consistent with the purpose of this section.

(e) This section shall apply with respect to pay for service performed after September 30, 2007.

(f) For the purpose of administering any provision of law (including any rule or regulation that provides premium pay, retirement, life insurance, or any other employee benefit) that requires any deduction or contribution, or that imposes any requirement or limitation on the basis of a rate of salary or basic pay, the rate of salary or basic pay payable after the application of this section shall be treated as the rate of salary or basic pay.

(g) Nothing in this section shall be considered to permit or require the payment to any employee covered by this section at a rate in excess of the rate that would be payable were this section not in effect.

(h) The Office of Personnel Management may provide for exceptions to the limitations imposed by this section if the Office determines that such exceptions are necessary to ensure the recruitment or retention of qualified employees.

SEC. 713. During the period in which the head of any department or agency, or any other officer or civilian employee of the Federal Government appointed by the President of the United States, holds office, no funds may be obligated or expended in excess of \$5,000 to furnish or redecorate the office of such department head, agency head, officer, or employee, or to purchase furniture or make improvements for any such office, unless advance notice of such furnishing or redecoration is expressly approved by the Committees on Appropriations. For the purposes of this section, the term "office" shall include the entire suite of offices assigned to the individual, as well as any other space used primarily by the individual or the use of which is directly controlled by the individual.

SEC. 714. Notwithstanding section 1346 of title 31, United States Code, or section 710 of this Act, funds made available for the current fiscal year by this or any other Act shall be available for the interagency funding of national security and emergency preparedness telecommunications initiatives which benefit multiple Federal departments, agencies, or entities, as provided by Executive Order No. 12472 (April 3, 1984).

SEC. 715. (a) None of the funds appropriated by this or any other Act may be obligated or expended by any Federal department, agency, or other instrumentality for the salaries or expenses of any employee appointed to a position of a confidential or policy-determining character excepted from the competitive service pursuant to section 3302 of title 5, United States Code, without a certification to the Office of Personnel Management from the head of the Federal department, agency, or other instrumentality employing the

Schedule C appointee that the Schedule C position was not created solely or primarily in order to detail the employee to the White House.

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

- (1) the Central Intelligence Agency;
- (2) the National Security Agency;
- (3) the Defense Intelligence Agency;
- (4) the offices within the Department of Defense for the collection of specialized national foreign intelligence through reconnaissance programs;
- (5) the Bureau of Intelligence and Research of the Department of State;
- (6) any agency, office, or unit of the Army, Navy, Air Force, and Marine Corps, the Department of Homeland Security, the Federal Bureau of Investigation and the Drug Enforcement Administration of the Department of Justice, the Department of Transportation, the Department of the Treasury, and the Department of Energy performing intelligence functions; and
- (7) the Director of National Intelligence or the Office of the Director of National Intelligence.

SEC. 716. Hereafter, no department, agency, or instrumentality of the United States receiving appropriated funds under this or any other Act shall obligate or expend any such funds, unless such department, agency, or instrumentality has in place, and will continue to administer in good faith, a written policy designed to ensure that all of its workplaces are free from discrimination and sexual harassment and that all of its workplaces are not in violation of title VII of the Civil Rights Act of 1964 (Public Law 88-352, 78 Stat. 241), the Age Discrimination in Employment Act of 1967 (Public Law 90-202, 81 Stat. 602), and the Rehabilitation Act of 1973 (Public Law 93-112, 87 Stat. 355).

SEC. 717. No part of any appropriation contained in this or any other Act shall be available for the payment of the salary of any officer or employee of the Federal Government, who—

(1) prohibits or prevents, or attempts or threatens to prohibit or prevent, any other officer or employee of the Federal Government from having any direct oral or written communication or contact with any Member, committee, or subcommittee of the Congress in connection with any matter pertaining to the employment of such other officer or employee or pertaining to the department or agency of such other officer or employee in any way, irrespective of whether such communication or contact is at the initiative of such other officer or employee or in response to the request or inquiry of such Member, committee, or subcommittee; or

(2) removes, suspends from duty without pay, demotes, reduces in rank, seniority, status, pay, or performance or efficiency rating, denies promotion to, relocates, reassigned, transfers, disciplines, or discriminates in regard to any employment right, entitlement, or benefit, or any term or condition of employment of, any other officer or employee of the Federal Government, or attempts or threatens to commit any of the foregoing actions with respect to such other officer or employee, by

reason of any communication or contact of such other officer or employee with any Member, committee, or subcommittee of the Congress as described in paragraph (1).

SEC. 718. (a) None of the funds made available in this or any other Act may be obligated or expended for any employee training that—

- (1) does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties;
- (2) contains elements likely to induce high levels of emotional response or psychological stress in some participants;
- (3) does not require prior employee notification of the content and methods to be used in the training and written end of course evaluation;
- (4) contains any methods or content associated with religious or quasi-religious belief systems or “new age” belief systems as defined in Equal Employment Opportunity Commission Notice N-915.022, dated September 2, 1988; or
- (5) is offensive to, or designed to change, participants’ personal values or lifestyle outside the workplace.

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

SEC. 719. No funds appropriated in this or any other Act may be used to implement or enforce the agreements in Standard Forms 312 and 4414 of the Government or any other nondisclosure policy, form, or agreement if such policy, form, or agreement does not contain the following provisions: “These restrictions are consistent with and do not supersede, conflict with, or otherwise alter the employee obligations, rights, or liabilities created by Executive Order No. 12958; section 7211 of title 5, United States Code (governing disclosures to Congress); section 1034 of title 10, United States Code, as amended by the Military Whistleblower Protection Act (governing disclosure to Congress by members of the military); section 2302(b)(8) of title 5, United States Code, as amended by the Whistleblower Protection Act (governing disclosures of illegality, waste, fraud, abuse or public health or safety threats); the Intelligence Identities Protection Act of 1982 (50 U.S.C. 421 et seq.) (governing disclosures that could expose confidential Government agents); and the statutes which protect against disclosure that may compromise the national security, including sections 641, 793, 794, 798, and 952 of title 18, United States Code, and section 4(b) of the Subversive Activities Act of 1950 (50 U.S.C. 783(b)). The definitions, requirements, obligations, rights, sanctions, and liabilities created by said Executive order and listed statutes are incorporated into this agreement and are controlling.”: *Provided*, That notwithstanding the preceding paragraph, a nondisclosure policy form or agreement that is to be executed by a person connected with the conduct of an intelligence or intelligence-related activity, other than an employee or officer of the United States Government, may contain provisions appropriate to the particular activity for which such document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any classified information received in the course of such activity unless specifi-

cally authorized to do so by the United States Government. Such nondisclosure forms shall also make it clear that they do not bar disclosures to Congress, or to an authorized official of an executive agency or the Department of Justice, that are essential to reporting a substantial violation of law.

SEC. 720. No part of any funds appropriated in this or any other Act shall be used by an agency of the executive branch, other than for normal and recognized executive-legislative relationships, for publicity or propaganda purposes, and for the preparation, distribution or use of any kit, pamphlet, booklet, publication, radio, television, or film presentation designed to support or defeat legislation pending before the Congress, except in presentation to the Congress itself.

SEC. 721. None of the funds appropriated by this or any other Act may be used by an agency to provide a Federal employee's home address to any labor organization except when the employee has authorized such disclosure or when such disclosure has been ordered by a court of competent jurisdiction.

SEC. 722. None of the funds made available in this Act or any other Act may be used to provide any non-public information such as mailing or telephone lists to any person or any organization outside of the Federal Government without the approval of the Committees on Appropriations.

SEC. 723. No part of any appropriation contained in this or any other Act shall be used directly or indirectly, including by private contractor, for publicity or propaganda purposes within the United States not heretofore authorized by the Congress.

SEC. 724. (a) In this section, the term "agency"—

(1) means an Executive agency, as defined under section 105 of title 5, United States Code;

(2) includes a military department, as defined under section 102 of such title, the Postal Service, and the Postal Regulatory Commission; and

(3) shall not include the Government Accountability Office.

(b) Unless authorized in accordance with law or regulations to use such time for other purposes, an employee of an agency shall use official time in an honest effort to perform official duties. An employee not under a leave system, including a Presidential appointee exempted under section 6301(2) of title 5, United States Code, has an obligation to expend an honest effort and a reasonable proportion of such employee's time in the performance of official duties.

SEC. 725. Notwithstanding 31 U.S.C. 1346 and section 710 of this Act, funds made available for the current fiscal year by this or any other Act to any department or agency, which is a member of the Federal Accounting Standards Advisory Board (FASAB), shall be available to finance an appropriate share of FASAB administrative costs.

SEC. 726. Notwithstanding 31 U.S.C. 1346 and section 710 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse "General Services Administration, Government-wide Policy" with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates

from charge card and other contracts: *Provided*, That these funds shall be administered by the Administrator of General Services to support Government-wide financial, information technology, procurement, and other management innovations, initiatives, and activities, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency groups designated by the Director (including the President's Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, and the Chief Acquisition Officers Council for procurement initiatives): *Provided further*, That the total funds transferred or reimbursed shall not exceed \$10,000,000: *Provided further*, That such transfers or reimbursements may only be made after 15 days following notification of the Committees on Appropriations by the Director of the Office of Management and Budget.

SEC. 727. Notwithstanding any other provision of law, a woman may breastfeed her child at any location in a Federal building or on Federal property, if the woman and her child are otherwise authorized to be present at the location.

SEC. 728. Notwithstanding section 1346 of title 31, United States Code, or section 710 of this Act, funds made available for the current fiscal year by this or any other Act shall be available for the interagency funding of specific projects, workshops, studies, and similar efforts to carry out the purposes of the National Science and Technology Council (authorized by Executive Order No. 12881), which benefit multiple Federal departments, agencies, or entities: *Provided*, That the Office of Management and Budget shall provide a report describing the budget of and resources connected with the National Science and Technology Council to the Committees on Appropriations, the House Committee on Science, and the Senate Committee on Commerce, Science, and Transportation 90 days after enactment of this Act.

SEC. 729. Any request for proposals, solicitation, grant application, form, notification, press release, or other publications involving the distribution of Federal funds shall indicate the agency providing the funds, the Catalog of Federal Domestic Assistance Number, as applicable, and the amount provided: *Provided*, That this provision shall apply to direct payments, formula funds, and grants received by a State receiving Federal funds.

SEC. 730. Section 403(f) of the Government Management Reform Act of 1994 (31 U.S.C. 501 note; Public Law 103-356) is amended to read as follows:

“(f) TERMINATION OF CERTAIN AUTHORITY.—The authority of the Secretary of Homeland Security to carry out a pilot program under this section shall terminate on October 1, 2008.”.

SEC. 731. (a) PROHIBITION OF FEDERAL AGENCY MONITORING OF INDIVIDUALS' INTERNET USE.—None of the funds made available in this or any other Act may be used by any Federal agency—

(1) to collect, review, or create any aggregation of data, derived from any means, that includes any personally identifiable

information relating to an individual's access to or use of any Federal Government Internet site of the agency; or

(2) to enter into any agreement with a third party (including another government agency) to collect, review, or obtain any aggregation of data, derived from any means, that includes any personally identifiable information relating to an individual's access to or use of any nongovernmental Internet site.

(b) EXCEPTIONS.—The limitations established in subsection (a) shall not apply to—

(1) any record of aggregate data that does not identify particular persons;

(2) any voluntary submission of personally identifiable information;

(3) any action taken for law enforcement, regulatory, or supervisory purposes, in accordance with applicable law; or

(4) any action described in subsection (a)(1) that is a system security action taken by the operator of an Internet site and is necessarily incident to providing the Internet site services or to protecting the rights or property of the provider of the Internet site.

(c) DEFINITIONS.—For the purposes of this section:

(1) The term "regulatory" means agency actions to implement, interpret or enforce authorities provided in law.

(2) The term "supervisory" means examinations of the agency's supervised institutions, including assessing safety and soundness, overall financial condition, management practices and policies and compliance with applicable standards as provided in law.

SEC. 732. (a) None of the funds appropriated by this Act may be used to enter into or renew a contract which includes a provision providing prescription drug coverage, except where the contract also includes a provision for contraceptive coverage.

(b) Nothing in this section shall apply to a contract with—

(1) any of the following religious plans:

(A) Personal Care's HMO; and

(B) OSF HealthPlans, Inc.; and

(2) any existing or future plan, if the carrier for the plan objects to such coverage on the basis of religious beliefs.

(c) In implementing this section, any plan that enters into or renews a contract under this section may not subject any individual to discrimination on the basis that the individual refuses to prescribe or otherwise provide for contraceptives because such activities would be contrary to the individual's religious beliefs or moral convictions.

(d) Nothing in this section shall be construed to require coverage of abortion or abortion-related services.

SEC. 733. The Congress of the United States recognizes the United States Anti-Doping Agency (USADA) as the official anti-doping agency for Olympic, Pan American, and Paralympic sport in the United States.

SEC. 734. Notwithstanding any other provision of law, funds appropriated for official travel by Federal departments and agencies may be used by such departments and agencies, if consistent with Office of Management and Budget Circular A-126 regarding official

travel for Government personnel, to participate in the fractional aircraft ownership pilot program.

SEC. 735. Notwithstanding any other provision of law, none of the funds appropriated or made available under this Act or any other appropriations Act may be used to implement or enforce restrictions or limitations on the Coast Guard Congressional Fellowship Program, or to implement the proposed regulations of the Office of Personnel Management to add sections 300.311 through 300.316 to part 300 of title 5 of the Code of Federal Regulations, published in the Federal Register, volume 68, number 174, on September 9, 2003 (relating to the detail of executive branch employees to the legislative branch).

SEC. 736. Notwithstanding any other provision of law, no executive branch agency shall purchase, construct, and/or lease any additional facilities, except within or contiguous to existing locations, to be used for the purpose of conducting Federal law enforcement training without the advance approval of the Committees on Appropriations, except that the Federal Law Enforcement Training Center is authorized to obtain the temporary use of additional facilities by lease, contract, or other agreement for training which cannot be accommodated in existing Center facilities.

SEC. 737. (a) For fiscal year 2008, no funds shall be available for transfers or reimbursements to the E-Government initiatives sponsored by the Office of Management and Budget prior to 15 days following submission of a report to the Committees on Appropriations by the Director of the Office of Management and Budget and receipt of approval to transfer funds by the House and Senate Committees on Appropriations.

(b) Hereafter, any funding request for a new or ongoing E-Government initiative by any agency or agencies managing the development of an initiative shall include in justification materials submitted to the House and Senate Committees on Appropriations the information in subsection (d).

(c) Hereafter, any funding request by any agency or agencies participating in the development of an E-Government initiative and contributing funding for the initiative shall include in justification materials submitted to the House and Senate Committees on Appropriations—

(1) the amount of funding contributed to each initiative by program office, bureau, or activity, as appropriate; and

(2) the relevance of that use to that department or agency and each bureau or office within, which is contributing funds.

(d) The report in (a) and justification materials in (b) shall include at a minimum—

(1) a description of each initiative including but not limited to its objectives, benefits, development status, risks, cost effectiveness (including estimated net costs or savings to the government), and the estimated date of full operational capability;

(2) the total development cost of each initiative by fiscal year including costs to date, the estimated costs to complete its development to full operational capability, and estimated annual operations and maintenance costs; and

(3) the sources and distribution of funding by fiscal year and by agency and bureau for each initiative including agency con-

tributions to date and estimated future contributions by agency.

(e) No funds shall be available for obligation or expenditure for new E-Government initiatives without the explicit approval of the House and Senate Committees on Appropriations.

SEC. 738. Notwithstanding section 1346 of title 31, United States Code, and section 710 of this Act and any other provision of law, the head of each appropriate executive department and agency shall transfer to or reimburse the Federal Aviation Administration, upon the direction of the Director of the Office of Management and Budget, funds made available by this or any other Act for the purposes described below, and shall submit budget requests for such purposes. These funds shall be administered by the Federal Aviation Administration, in consultation with the appropriate inter-agency groups designated by the Director and shall be used to ensure the uninterrupted, continuous operation of the Midway Atoll Airfield by the Federal Aviation Administration pursuant to an operational agreement with the Department of the Interior for the entirety of fiscal year 2008 and any period thereafter that precedes the enactment of the Financial Services and General Government Appropriations Act, 2009. The Director of the Office of Management and Budget shall mandate the necessary transfers after determining an equitable allocation between the appropriate executive departments and agencies of the responsibility for funding the continuous operation of the Midway Atoll Airfield based on, but not limited to, potential use, interest in maintaining aviation safety, and applicability to governmental operations and agency mission. The total funds transferred or reimbursed shall not exceed \$6,000,000 for any twelve-month period. Such sums shall be sufficient to ensure continued operation of the airfield throughout the period cited above. Funds shall be available for operation of the airfield or airfield-related capital upgrades. The Director of the Office of Management and Budget shall notify the Committees on Appropriations of such transfers or reimbursements within 15 days of this Act. Such transfers or reimbursements shall begin within 30 days of enactment of this Act.

SEC. 739. (a) REQUIREMENT FOR PUBLIC-PRIVATE COMPETITION.—

(1) Notwithstanding any other provision of law, none of the funds appropriated by this or any other Act shall be available to convert to contractor performance an activity or function of an executive agency that, on or after the date of enactment of this Act, is performed by more than 10 Federal employees unless—

(A) the conversion is based on the result of a public-private competition that includes a most efficient and cost effective organization plan developed by such activity or function;

(B) the Competitive Sourcing Official determines that, over all performance periods stated in the solicitation of offers for performance of the activity or function, the cost of performance of the activity or function by a contractor would be less costly to the executive agency by an amount that equals or exceeds the lesser of—

- (i) 10 percent of the most efficient organization's personnel-related costs for performance of that activity or function by Federal employees; or
 - (ii) \$10,000,000; and
- (C) the contractor does not receive an advantage for a proposal that would reduce costs for the Federal Government by—
 - (i) not making an employer-sponsored health insurance plan available to the workers who are to be employed in the performance of that activity or function under the contract;
 - (ii) offering to such workers an employer-sponsored health benefits plan that requires the employer to contribute less towards the premium or subscription share than the amount that is paid by the Federal Government for health benefits for civilian employees under chapter 89 of title 5, United States Code; or
 - (iii) offering to such workers a retirement benefit that in any year costs less than the annual retirement cost factor applicable to Federal employees under chapter 84 of title 5, United States Code.
- (2) This paragraph shall not apply to—
 - (A) the Department of Defense;
 - (B) section 44920 of title 49, United States Code;
 - (C) a commercial or industrial type function that—
 - (i) is included on the procurement list established pursuant to section 2 of the Javits-Wagner-O'Day Act (41 U.S.C. 47); or
 - (ii) is planned to be converted to performance by a qualified nonprofit agency for the blind or by a qualified nonprofit agency for other severely handicapped individuals in accordance with that Act;
 - (D) depot contracts or contracts for depot maintenance as provided in sections 2469 and 2474 of title 10, United States Code; or
 - (E) activities that are the subject of an ongoing competition that was publicly announced prior to the date of enactment of this Act.
- (b) USE OF PUBLIC-PRIVATE COMPETITION.—Nothing in Office of Management and Budget Circular A-76 shall prevent the head of an executive agency from conducting a public-private competition to evaluate the benefits of converting work from contract performance to performance by Federal employees in appropriate instances. The Circular shall provide procedures and policies for these competitions that are similar to those applied to competitions that may result in the conversion of work from performance by Federal employees to performance by a contractor.
- (c) BID PROTESTS BY FEDERAL EMPLOYEES IN ACTIONS UNDER OFFICE OF MANAGEMENT AND BUDGET CIRCULAR A-76.—
 - (1) ELIGIBILITY TO PROTEST.—
 - (A) Section 3551(2) of title 31, United States Code, is amended to read as follows:
 - "(2) The term 'interested party'—

“(A) with respect to a contract or a solicitation or other request for offers described in paragraph (1), means an actual or prospective bidder or offeror whose direct economic interest would be affected by the award of the contract or by failure to award the contract; and

“(B) with respect to a public-private competition conducted under Office of Management and Budget Circular A-76 regarding performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under OMB Circular A-76, includes—

“(i) any official who submitted the agency tender in such competition; and

“(ii) any one person who, for the purpose of representing them in a protest under this subchapter that relates to such competition, has been designated as their agent by a majority of the employees of such Federal agency who are engaged in the performance of such activity or function.”.

(B)(i) Subchapter V of chapter 35 of such title is amended by adding at the end the following new section:

“§ 3557. Expedited action in protests for public-private competitions

“For protests in cases of public-private competitions conducted under Office of Management and Budget Circular A-76 regarding performance of an activity or function of Federal agencies, the Comptroller General shall administer the provisions of this subchapter in a manner best suited for expediting final resolution of such protests and final action in such competitions.”.

(ii) The chapter analysis at the beginning of such chapter is amended by inserting after the item relating to section 3556 the following new item:

“3557. Expedited action in protests for public-private competitions”.

(2) **RIGHT TO INTERVENE IN CIVIL ACTION.**—Section 1491(b) of title 28, United States Code, is amended by adding at the end the following new paragraph:

“(5) If a private sector interested party commences an action described in paragraph (1) in the case of a public-private competition conducted under Office of Management and Budget Circular A-76 regarding performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A-76, then an official or person described in section 3551(2)(B) of title 31 shall be entitled to intervene in that action.”.

(3) **APPLICABILITY.**—Subparagraph (B) of section 3551(2) of title 31, United States Code (as added by paragraph (1)), and paragraph (5) of section 1491(b) of title 28, United States Code (as added by paragraph (2)), shall apply to—

(A) protests and civil actions that challenge final selections of sources of performance of an activity or function

of a Federal agency that are made pursuant to studies initiated under Office of Management and Budget Circular A-76 on or after January 1, 2004; and

(B) any other protests and civil actions that relate to public-private competitions initiated under Office of Management and Budget Circular A-76, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A-76, on or after the date of the enactment of this Act.

(d) LIMITATION.—(1) None of the funds available in this Act may be used—

(A) by the Office of Management and Budget to direct or require another agency to take an action specified in paragraph (2); or

(B) by an agency to take an action specified in paragraph (2) as a result of direction or requirement from the Office of Management and Budget.

(2) An action specified in this paragraph is the preparation for, undertaking, continuation of, or completion of a public-private competition or direct conversion under Office of Management and Budget Circular A-76 or any other administrative regulation, directive, or policy.

(e) APPLICABILITY.—This section shall apply with respect to fiscal year 2008 and each succeeding fiscal year.

SEC. 740. (a) The adjustment in rates of basic pay for employees under the statutory pay systems that takes effect in fiscal year 2008 under sections 5303 and 5304 of title 5, United States Code, shall be an increase of 3.5 percent, and this adjustment shall apply to civilian employees in the Department of Homeland Security and shall apply to civilian employees in the Department of Defense who are represented by a labor organization as defined in 5 U.S.C. 7103(a)(4), and such adjustments shall be effective as of the first day of the first applicable pay period beginning on or after January 1, 2008. Civilian employees in the Department of Defense who are eligible to be represented by a labor organization as defined in 5 U.S.C. 7103(a)(4), but are not so represented, will receive the adjustment provided for in this section unless the positions are entitled to a pay adjustment under 5 U.S.C. 9902.

(b) Notwithstanding section 712 of this Act, the adjustment in rates of basic pay for the statutory pay systems that take place in fiscal year 2008 under sections 5344 and 5348 of title 5, United States Code, shall be no less than the percentage in paragraph (a) as employees in the same location whose rates of basic pay are adjusted pursuant to the statutory pay systems under section 5303 and 5304 of title 5, United States Code. Prevailing rate employees at locations where there are no employees whose pay is increased pursuant to sections 5303 and 5304 of title 5 and prevailing rate employees described in section 5343(a)(5) of title 5 shall be considered to be located in the pay locality designated as “Rest of US” pursuant to section 5304 of title 5 for purposes of this paragraph.

(c) Funds used to carry out this section shall be paid from appropriations, which are made to each applicable department or agency for salaries and expenses for fiscal year 2008.

SEC. 741. Unless otherwise authorized by existing law, none of the funds provided in this Act or any other Act may be used by an executive branch agency to produce any prepackaged news story intended for broadcast or distribution in the United States, unless the story includes a clear notification within the text or audio of the prepackaged news story that the prepackaged news story was prepared or funded by that executive branch agency.

SEC. 742. (a) None of the funds made available in this Act may be used in contravention of section 552a of title 5, United States Code (popularly known as the Privacy Act) and regulations implementing that section.

(b) Section 522 of division H of the Consolidated Appropriations Act, 2005 (Public Law 108-447; 118 Stat. 3268; 5 U.S.C. 552a note) is amended by striking subsection (d) and inserting the following:

“(d) INSPECTOR GENERAL REVIEW.—The Inspector General of each agency shall periodically conduct a review of the agency's implementation of this section and shall report the results of its review to the Committees on Appropriations of the House of Representatives and the Senate, the House Committee on Oversight and Government Reform, and the Senate Committee on Homeland Security and Governmental Affairs. The report required by this review may be incorporated into a related report to Congress otherwise required by law including, but not limited to, 44 U.S.C. 3545, the Federal Information Security Management Act of 2002. The Inspector General may contract with an independent, third party organization to conduct the review.”

SEC. 743. Each executive department and agency shall evaluate the creditworthiness of an individual before issuing the individual a government travel charge card. Such evaluations for individually-billed travel charge cards shall include an assessment of the individual's consumer report from a consumer reporting agency as those terms are defined in section 603 of the Fair Credit Reporting Act (Public Law 91-508): *Provided*, That section 604(a)(3) of such Act shall be amended by adding to the end the following:

“(G) executive departments and agencies in connection with the issuance of government-sponsored individually-billed travel charge cards.”:

Provided further, That the department or agency may not issue a government travel charge card to an individual that either lacks a credit history or is found to have an unsatisfactory credit history as a result of this evaluation: *Provided further*, That this restriction shall not preclude issuance of a restricted-use charge, debit, or stored value card made in accordance with agency procedures to: (1) an individual with an unsatisfactory credit history where such card is used to pay travel expenses and the agency determines there is no suitable alternative payment mechanism available before issuing the card; or (2) an individual who lacks a credit history. Each executive department and agency shall establish guidelines and procedures for disciplinary actions to be taken against agency personnel for improper, fraudulent, or abusive use of government charge cards, which shall include appropriate disciplinary actions for use of charge cards for purposes, and at establishments, that are inconsistent with the official business of the Department or agency or with applicable standards of conduct.

SEC. 744. CROSSCUT BUDGET. (a) DEFINITIONS.—For purposes of this section the following definitions apply:

(1) GREAT LAKES.—The terms “Great Lakes” and “Great Lakes State” have the same meanings as such terms have in section 506 of the Water Resources Development Act of 2000 (42 U.S.C. 1962d–22).

(2) GREAT LAKES RESTORATION ACTIVITIES.—The term “Great Lakes restoration activities” means any Federal or State activity primarily or entirely within the Great Lakes watershed that seeks to improve the overall health of the Great Lakes ecosystem.

(b) REPORT.—Not later than 30 days after submission of the budget of the President to Congress, the Director of the Office of Management and Budget, in coordination with the Governor of each Great Lakes State and the Great Lakes Interagency Task Force, shall submit to the appropriate authorizing and appropriating committees of the Senate and the House of Representatives a financial report, certified by the Secretary of each agency that has budget authority for Great Lakes restoration activities, containing—

(1) an interagency budget crosscut report that—

(A) displays the budget proposed, including any planned interagency or intra-agency transfer, for each of the Federal agencies that carries out Great Lakes restoration activities in the upcoming fiscal year, separately reporting the amount of funding to be provided under existing laws pertaining to the Great Lakes ecosystem; and

(B) identifies all expenditures since fiscal year 2004 by the Federal Government and State governments for Great Lakes restoration activities;

(2) a detailed accounting of all funds received and obligated by all Federal agencies and, to the extent available, State agencies using Federal funds, for Great Lakes restoration activities during the current and previous fiscal years;

(3) a budget for the proposed projects (including a description of the project, authorization level, and project status) to be carried out in the upcoming fiscal year with the Federal portion of funds for activities; and

(4) a listing of all projects to be undertaken in the upcoming fiscal year with the Federal portion of funds for activities.

SEC. 745. (a) IN GENERAL.—None of the funds appropriated or otherwise made available by this or any other Act may be used for any Federal Government contract with any foreign incorporated entity which is treated as an inverted domestic corporation under section 835(b) of the Homeland Security Act of 2002 (6 U.S.C. 395(b)) or any subsidiary of such an entity.

(b) WAIVERS.—

(1) IN GENERAL.—Any Secretary shall waive subsection (a) with respect to any Federal Government contract under the authority of such Secretary if the Secretary determines that the waiver is required in the interest of national security.

(2) REPORT TO CONGRESS.—Any Secretary issuing a waiver under paragraph (1) shall report such issuance to Congress.

(c) EXCEPTION.—This section shall not apply to any Federal Government contract entered into before the date of the enactment of this Act, or to any task order issued pursuant to such contract.

SEC. 746. (a) Each executive department and agency shall establish and maintain on the homepage of its website, an obvious, direct link to the website of its respective Inspector General.

(b) Each Office of Inspector General shall: (1) post on its website any public report or audit or portion of any report or audit issued within one day of its release; (2) provide a service on its website to allow an individual to request automatic receipt of information relating to any public report or audit or portion of that report or audit and which permits electronic transmittal of the information, or notice of the availability of the information without further request; and (3) establish and maintain a direct link on its website for individuals to anonymously report waste, fraud and abuse.

SEC. 747. (a) None of the funds available under this or any other Act may be used to carry out a public-private competition or direct conversion under Office of Management and Budget (OMB) Circular A-76, or any successor regulation, directive or policy, relating to the Human Resources Lines of Business initiative until 60 days after the Director of the Office of Management and Budget submits to the Committees on Appropriations of the House of Representatives and the Senate a report on the use of public-private competitions and direct conversion to contractor performance as part of the Human Resources Lines of Business initiative.

(b) The report required by this section shall address the following:

(1) The role, if any, that public-private competitions under Circular A-76 or direct conversions to contractor performance are expected to play as part of the Human Resources Lines of Business initiative.

(2) The expected impact, if any, of the initiative on employment levels at the Federal agencies involved or across the Federal Government as a whole.

(3) An estimate of the annual and recurring savings the initiative is expected to generate and a description of the methodology used to derive that estimate.

(4) An estimate of the total transition costs attributable to the initiative.

(5) Guidance for use by agencies in evaluating the benefits of the initiative and in developing alternative strategies should expected benefits fail to materialize.

(c) The Director of the Office of Management and Budget shall provide a copy of the report to the Government Accountability Office at the same time the report is submitted to the Committees on Appropriations of the House of Representatives and the Senate. The Government Accountability Office shall review the report and brief the Committees on its views concerning the report within 45 days after receiving the report from the Director.

SEC. 748. No later than 180 days after enactment of this Act, the Office of Management and Budget shall establish a pilot program to develop and implement an inventory to track the cost and size (in contractor manpower equivalents) of service contracts, particularly with respect to contracts that have been performed poorly by

a contractor because of excessive costs or inferior quality, as determined by a contracting officer within the last five years, involve inherently governmental functions, or were undertaken without competition. The pilot program shall be established in at least three Cabinet-level departments, based on varying levels of annual contracting for services, as reported by the Federal Procurement Data System's Federal Procurement Report for fiscal year 2005, including at least one Cabinet-level department that contracts out annually for \$10,000,000,000 or more in services, at least one Cabinet-level department that contracts out annually for between \$5,000,000,000 and \$9,000,000,000 in services, and at least one Cabinet-level department that contracts out annually for under \$5,000,000,000 in services.

SEC. 749. Except as expressly provided otherwise, any reference to "this Act" contained in any title other than title IV or VIII shall not apply to such title IV or VIII.

TITLE VIII

GENERAL PROVISIONS—DISTRICT OF COLUMBIA

SEC. 801. Whenever in this Act, an amount is specified within an appropriation for particular purposes or objects of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount that may be expended for said purpose or object rather than an amount set apart exclusively therefor.

SEC. 802. Appropriations in this Act shall be available for expenses of travel and for the payment of dues of organizations concerned with the work of the District of Columbia government, when authorized by the Mayor, or, in the case of the Council of the District of Columbia, funds may be expended with the authorization of the Chairman of the Council.

SEC. 803. There are appropriated from the applicable funds of the District of Columbia such sums as may be necessary for making refunds and for the payment of legal settlements or judgments that have been entered against the District of Columbia government.

SEC. 804. (a) None of the Federal funds provided in this Act shall be used for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any State legislature.

(b) The District of Columbia may use local funds provided in this title to carry out lobbying activities on any matter.

SEC. 805. (a) None of the funds provided under this Act to the agencies funded by this Act, both Federal and District government agencies, that remain available for obligation or expenditure in fiscal year 2008, or provided from any accounts in the Treasury of the United States derived by the collection of fees available to the agencies funded by this Act, shall be available for obligation or expenditures for an agency through a reprogramming of funds which—

- (1) creates new programs;
- (2) eliminates a program, project, or responsibility center;
- (3) establishes or changes allocations specifically denied, limited or increased under this Act;

(4) increases funds or personnel by any means for any program, project, or responsibility center for which funds have been denied or restricted;

(5) reestablishes any program or project previously deferred through reprogramming;

(6) augments any existing program, project, or responsibility center through a reprogramming of funds in excess of \$3,000,000 or 10 percent, whichever is less; or

(7) increases by 20 percent or more personnel assigned to a specific program, project or responsibility center,

unless in the case of Federal funds, the Committees on Appropriations of the House of Representatives and Senate are notified in writing 15 days in advance of the reprogramming and in the case of local funds, the Committees on Appropriations of the House of Representatives and Senate are provided summary reports on April 1, 2008 and October 1, 2008, setting forth detailed information regarding each such local funds reprogramming conducted subject to this subsection.

(b) None of the local funds contained in this Act may be available for obligation or expenditure for an agency through a transfer of any local funds in excess of \$3,000,000 from one appropriation heading to another unless the Committees on Appropriations of the House of Representatives and Senate are provided summary reports on April 1, 2008 and October 1, 2008, setting forth detailed information regarding each reprogramming conducted subject to this subsection, except that in no event may the amount of any funds transferred exceed 4 percent of the local funds in the appropriations.

(c) The District of Columbia Government is authorized to approve and execute reprogramming and transfer requests of local funds under this title through December 1, 2008.

SEC. 806. Consistent with the provisions of section 1301(a) of title 31, United States Code, appropriations under this Act shall be applied only to the objects for which the appropriations were made except as otherwise provided by law.

SEC. 807. Notwithstanding section 8344(a) of title 5, United States Code, the amendment made by section 2 of the District Government Reemployed Annuitant Offset Elimination Amendment Act of 2004 (D.C. Law 15-207) shall apply with respect to any individual employed in an appointive or elective position with the District of Columbia government after December 7, 2004.

SEC. 808. No later than 30 days after the end of the first quarter of fiscal year 2008, the Mayor of the District of Columbia shall submit to the Council of the District of Columbia and the Committees on Appropriations of the House of Representatives and Senate the new fiscal year 2008 revenue estimates as of the end of such quarter. These estimates shall be used in the budget request for fiscal year 2009. The officially revised estimates at midyear shall be used for the midyear report.

SEC. 809. None of the Federal funds provided in this Act may be used by the District of Columbia to provide for salaries, expenses, or other costs associated with the offices of United States Senator or United States Representative under section 4(d) of the District

of Columbia Statehood Constitutional Convention Initiatives of 1979 (D.C. Law 3-171; D.C. Official Code, sec. 1-123).

SEC. 810. None of the Federal funds made available in this Act may be used to implement or enforce the Health Care Benefits Expansion Act of 1992 (D.C. Law 9-114; D.C. Official Code, sec. 32-701 et seq.) or to otherwise implement or enforce any system of registration of unmarried, cohabiting couples, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples.

SEC. 811. (a) Notwithstanding any other provision of this Act, the Mayor, in consultation with the Chief Financial Officer of the District of Columbia may accept, obligate, and expend Federal, private, and other grants received by the District government that are not reflected in the amounts appropriated in this Act.

(b)(1) No such Federal, private, or other grant may be obligated, or expended pursuant to subsection (a) until—

(A) the Chief Financial Officer of the District of Columbia submits to the Council a report setting forth detailed information regarding such grant; and

(B) the Council has reviewed and approved the obligation, and expenditure of such grant.

(2) For purposes of paragraph (1)(B), the Council shall be deemed to have reviewed and approved the obligation, and expenditure of a grant if—

(A) no written notice of disapproval is filed with the Secretary of the Council within 14 calendar days of the receipt of the report from the Chief Financial Officer under paragraph (1)(A); or

(B) if such a notice of disapproval is filed within such deadline, the Council does not by resolution disapprove the obligation, or expenditure of the grant within 30 calendar days of the initial receipt of the report from the Chief Financial Officer under paragraph (1)(A).

(c) No amount may be obligated or expended from the general fund or other funds of the District of Columbia government in anticipation of the approval or receipt of a grant under subsection (b)(2) or in anticipation of the approval or receipt of a Federal, private, or other grant not subject to such subsection.

(d) The Chief Financial Officer of the District of Columbia may adjust the budget for Federal, private, and other grants received by the District government reflected in the amounts appropriated in this title, or approved and received under subsection (b)(2) to reflect a change in the actual amount of the grant.

(e) The Chief Financial Officer of the District of Columbia shall prepare a quarterly report setting forth detailed information regarding all Federal, private, and other grants subject to this section. Each such report shall be submitted to the Council of the District of Columbia and to the Committees on Appropriations of the House of Representatives and Senate not later than 15 days after the end of the quarter covered by the report.

SEC. 812. (a) Except as otherwise provided in this section, none of the funds made available by this Act or by any other Act may be used to provide any officer or employee of the District of Colum-

bia with an official vehicle unless the officer or employee uses the vehicle only in the performance of the officer's or employee's official duties. For purposes of this paragraph, the term "official duties" does not include travel between the officer's or employee's residence and workplace, except in the case of—

- (1) an officer or employee of the Metropolitan Police Department who resides in the District of Columbia or is otherwise designated by the Chief of the Department;
- (2) at the discretion of the Fire Chief, an officer or employee of the District of Columbia Fire and Emergency Medical Services Department who resides in the District of Columbia and is on call 24 hours a day or is otherwise designated by the Fire Chief;
- (3) at the discretion of the Director of the Department of Corrections, an officer or employee of the District of Columbia Department of Corrections who resides in the District of Columbia and is on call 24 hours a day or is otherwise designated by the Director;
- (4) the Mayor of the District of Columbia; and
- (5) the Chairman of the Council of the District of Columbia.

(b) The Chief Financial Officer of the District of Columbia shall submit by March 1, 2008, an inventory, as of September 30, 2007, of all vehicles owned, leased or operated by the District of Columbia government. The inventory shall include, but not be limited to, the department to which the vehicle is assigned; the year and make of the vehicle; the acquisition date and cost; the general condition of the vehicle; annual operating and maintenance costs; current mileage; and whether the vehicle is allowed to be taken home by a District officer or employee and if so, the officer or employee's title and resident location.

SEC. 813. (a) None of the Federal funds contained in this Act may be used by the District of Columbia Corporation Counsel or any other officer or entity of the District government to provide assistance for any petition drive or civil action which seeks to require Congress to provide for voting representation in Congress for the District of Columbia.

(b) Nothing in this section bars the District of Columbia Corporation Counsel from reviewing or commenting on briefs in private lawsuits, or from consulting with officials of the District government regarding such lawsuits.

SEC. 814. None of the Federal funds contained in this Act may be used for any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

SEC. 815. None of the funds contained in this Act may be used after the expiration of the 60-day period that begins on the date of the enactment of this Act to pay the salary of any chief financial officer of any office of the District of Columbia government (including any independent agency of the District of Columbia) who has not filed a certification with the Mayor and the Chief Financial Officer of the District of Columbia that the officer understands the duties and restrictions applicable to the officer and the officer's agency as a result of this Act (and the amendments made by this Act), including any duty to prepare a report requested either in the Act or in any of the reports accompanying the Act and the deadline

by which each report must be submitted: *Provided*, That the Chief Financial Officer of the District of Columbia shall provide to the Committees on Appropriations of the House of Representatives and Senate by April 1, 2008 and October 1, 2008, a summary list showing each report, the due date, and the date submitted to the Committees.

SEC. 816. Nothing in this Act may be construed to prevent the Council or Mayor of the District of Columbia from addressing the issue of the provision of contraceptive coverage by health insurance plans, but it is the intent of Congress that any legislation enacted on such issue should include a "conscience clause" which provides exceptions for religious beliefs and moral convictions.

SEC. 817. The Mayor of the District of Columbia shall submit to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate annual reports addressing—

(1) crime, including the homicide rate, implementation of community policing, the number of police officers on local beats, and the closing down of open-air drug markets;

(2) access to substance and alcohol abuse treatment, including the number of treatment slots, the number of people served, the number of people on waiting lists, and the effectiveness of treatment programs;

(3) management of parolees and pre-trial violent offenders, including the number of halfway houses escapes and steps taken to improve monitoring and supervision of halfway house residents to reduce the number of escapes to be provided in consultation with the Court Services and Offender Supervision Agency for the District of Columbia;

(4) education, including access to special education services and student achievement to be provided in consultation with the District of Columbia Public Schools and the District of Columbia public charter schools;

(5) improvement in basic District services, including rat control and abatement;

(6) application for and management of Federal grants, including the number and type of grants for which the District was eligible but failed to apply and the number and type of grants awarded to the District but for which the District failed to spend the amounts received; and

(7) indicators of child well-being.

SEC. 818. (a) No later than 30 calendar days after the date of the enactment of this Act, the Chief Financial Officer of the District of Columbia shall submit to the appropriate committees of Congress, the Mayor, and the Council of the District of Columbia a revised appropriated funds operating budget in the format of the budget that the District of Columbia government submitted pursuant to section 442 of the District of Columbia Home Rule Act (D.C. Official Code, sec. 1-204.42), for all agencies of the District of Columbia government for fiscal year 2008 that is in the total amount of the approved appropriation and that realigns all budgeted data for

personal services and other-than-personal-services, respectively, with anticipated actual expenditures.

(b) This section shall apply only to an agency where the Chief Financial Officer of the District of Columbia certifies that a reallocation is required to address unanticipated changes in program requirements.

SEC. 819. (a) None of the funds contained in this Act may be made available to pay—

(1) the fees of an attorney who represents a party in an action or an attorney who defends an action brought against the District of Columbia Public Schools under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) in excess of \$4,000 for that action; or

(2) the fees of an attorney or firm whom the Chief Financial Officer of the District of Columbia determines to have a pecuniary interest, either through an attorney, officer, or employee of the firm, in any special education diagnostic services, schools, or other special education service providers.

(b) In this section, the term “action” includes an administrative proceeding and any ensuing or related proceedings before a court of competent jurisdiction.

SEC. 820. The amount appropriated by this title may be increased by no more than \$100,000,000 from funds identified in the comprehensive annual financial report as the District’s fiscal year 2007 unexpended general fund surplus. The District may obligate and expend these amounts only in accordance with the following conditions:

(1) The Chief Financial Officer of the District of Columbia shall certify that the use of any such amounts is not anticipated to have a negative impact on the District’s long-term financial, fiscal, and economic vitality.

(2) The District of Columbia may only use these funds for the following expenditures:

- (A) One-time expenditures.
- (B) Expenditures to avoid deficit spending.
- (C) Debt Reduction.
- (D) Program needs.
- (E) Expenditures to avoid revenue shortfalls.

(3) The amounts shall be obligated and expended in accordance with laws enacted by the Council in support of each such obligation or expenditure.

(4) The amounts may not be used to fund the agencies of the District of Columbia government under court ordered receivership.

(5) The amounts may not be obligated or expended unless the Mayor notifies the Committees on Appropriations of the House of Representatives and Senate not fewer than 30 days in advance of the obligation or expenditure.

SEC. 821. (a) To account for an unanticipated growth of revenue collections, the amount appropriated as District of Columbia Funds pursuant to this Act may be increased—

(1) by an aggregate amount of not more than 25 percent, in the case of amounts proposed to be allocated as “Other-Type

Funds" in the Fiscal Year 2008 Proposed Budget and Financial Plan submitted to Congress by the District of Columbia; and

(2) by an aggregate amount of not more than 6 percent, in the case of any other amounts proposed to be allocated in such Proposed Budget and Financial Plan.

(b) The District of Columbia may obligate and expend any increase in the amount of funds authorized under this section only in accordance with the following conditions:

(1) The Chief Financial Officer of the District of Columbia shall certify—

(A) the increase in revenue; and

(B) that the use of the amounts is not anticipated to have a negative impact on the long-term financial, fiscal, or economic health of the District.

(2) The amounts shall be obligated and expended in accordance with laws enacted by the Council of the District of Columbia in support of each such obligation and expenditure, consistent with the requirements of this Act.

(3) The amounts may not be used to fund any agencies of the District government operating under court-ordered receivership.

(4) The amounts may not be obligated or expended unless the Mayor has notified the Committees on Appropriations of the House of Representatives and Senate not fewer than 30 days in advance of the obligation or expenditure.

SEC. 822. The Chief Financial Officer for the District of Columbia may, for the purpose of cash flow management, conduct short-term borrowing from the emergency reserve fund and from the contingency reserve fund established under section 450A of the District of Columbia Home Rule Act (Public Law 98-198): *Provided*, That the amount borrowed shall not exceed 50 percent of the total amount of funds contained in both the emergency and contingency reserve funds at the time of borrowing: *Provided further*, That the borrowing shall not deplete either fund by more than 50 percent: *Provided further*, That 100 percent of the funds borrowed shall be replenished within 9 months of the time of the borrowing or by the end of the fiscal year, whichever occurs earlier: *Provided further*, That in the event that short-term borrowing has been conducted and the emergency or the contingency funds are later depleted below 50 percent as a result of an emergency or contingency, an amount equal to the amount necessary to restore reserve levels to 50 percent of the total amount of funds contained in both the emergency and contingency reserve fund must be replenished from the amount borrowed within 60 days.

SEC. 823. (a) None of the funds contained in this Act may be used to enact or carry out any law, rule, or regulation to legalize or otherwise reduce penalties associated with the possession, use, or distribution of any schedule I substance under the Controlled Substances Act (21 U.S.C. 801 et seq.) or any tetrahydrocannabinols derivative.

(b) The Legalization of Marijuana for Medical Treatment Initiative of 1998, also known as Initiative 59, approved by the electors of the District of Columbia on November 3, 1998, shall not take effect.

SEC. 824. None of the funds appropriated under this Act shall be expended for any abortion except where the life of the mother would be endangered if the fetus were carried to term or where the pregnancy is the result of an act of rape or incest.

SEC. 825. (a) DIRECT APPROPRIATION.—Section 307(a) of the District of Columbia Court Reform and Criminal Procedure Act of 1970 (sec. 2–1607(a), D.C. Official Code) is amended by striking the first 2 sentences and inserting the following: “There are authorized to be appropriated to the Service in each fiscal year such funds as may be necessary to carry out this chapter.”

(b) CONFORMING AMENDMENT.—Section 11233 of the Balanced Budget Act of 1997 (sec. 24–133, D.C. Official Code) is amended by striking subsection (f).

(e) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to fiscal year 2008 and each succeeding fiscal year.

SEC. 826. Amounts appropriated in this Act as operating funds may be transferred to the District of Columbia’s enterprise and capital funds and such amounts, once transferred shall retain appropriation authority consistent with the provisions of this Act.

SEC. 827. In fiscal year 2008 and thereafter, amounts deposited in the Student Enrollment Fund shall be available for expenditure upon deposit and shall remain available until expended consistent with the terms detailed in “The Student Funding Formula Assessment, Educational Data Warehouse, and Enrollment Fund Establishment Amendment Act of 2007” (title IV–D of D.C. Law L17–0020) and the entire provisions of that Act are incorporated herein by reference.

SEC. 828. Except as expressly provided otherwise, any reference to “this Act” contained in this title or in title IV shall be treated as referring only to the provisions of this title or of title IV.

This division may be cited as the “Financial Services and General Government Appropriations Act, 2008”.

[CLERK’S NOTE: Reproduced below is the material relating to division D contained in the “Explanatory Statement Submitted by Mr. Obey, Chairman of the House Committee on Appropriations, Regarding the Consolidated Appropriations Amendment of the House of Representatives to the Senate Amendment to H.R. 2764”.¹

The amendment discussed in the Explanatory Statement was agreed to without change by both the House of Representatives and the Senate. Therefore, the “amended bill” referred to in the Statement is the same as the legislation that has been signed into law.

Section 4 of the Consolidated Appropriations Act provides that this Explanatory Statement “shall have the same effect with respect to the allocation of funds and implementation of divisions A through K of this Act as if it were a joint explanatory statement of a committee of conference”.]

¹ This Explanatory Statement was submitted for printing in the *Congressional Record* on December 17, 2007, prior to House consideration of the Consolidated Appropriations amendment and as directed by the House of Representatives in section 3 of H. Res. 869. The Statement appears in books II and III of the December 17 *Congressional Record*, with the division D portion beginning on page H16048 of book II.

EXPLANATORY STATEMENT, DIVISION D

DIVISION D—FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008

Following is an explanation of the effects of this division of the House amendment to the Senate amendment to H.R. 2764 (hereafter referred to as “the amended bill”) relative to the versions of the Financial Services and General Government Appropriations Act, 2008 (H.R. 2829) passed by the House of Representatives and reported by the Senate Appropriations Committee.

REPORT LANGUAGE

Report language included by the House (House Report 110–207) or the Senate (Senate Report 110–129) that is not changed herein is approved. This explanatory statement, while repeating some report language for emphasis, is not intended to negate the language referred to above unless expressly provided herein.

TITLE I

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$248,360,000 for departmental offices salaries and expenses, instead of \$250,591,000 as proposed by the House and \$251,641,000 as proposed by the Senate. Of the funds provided, not more than \$3,000,000 is available until September 30, 2009 for information technology modernization, \$258,000 is for emergencies or activities of a confidential nature, \$5,114,000 is available until September 30, 2009 for Treasury-wide financial audits, \$3,000,000 is available until September 30, 2009 for secure space requirements, \$2,300,000 is available until September 30, 2009 for the hiring of personnel whose work will require a security clearance investigation, \$2,100,000 is available until September 30, 2009 for critical infrastructure protection activities, and not more than \$150,000 is allowed for reception and representation expenses.

For the activities under this heading, the amended bill provides the following funding levels:

Executive Direction	\$10,840,000
General Counsel	9,909,000
Economic Policies and Programs	44,242,000
Financial Policies and Programs	29,464,000
Terrorism and Financial Intelligence	56,775,000
Treasury-wide Management	18,505,000
Administration	78,625,000

The amended bill provides an increase of \$618,000, as requested and provided in the House and Senate bills, for enhanced international economic policy coordination. The Appropriations Committees expect the Department to increase its efforts to implement currency reforms in China.

Of the funds provided for the Executive Direction budget activity, the Department is directed to provide \$1,500,000 for a study on energy externalities directed by section 1352 of Public Law 109–58. The Senate version of the bill included these funds.

Within the funds provided for the Financial Policies and Programs budget activity, the Department is directed to provide \$1,000,000 to the Center for Resilient Financial Services e-Cavern Partnership. These funds are intended to be the final Federal payment for this project.

The Department is directed to fund Treasury's Office of Financial Education at a level not less than \$1,100,000, an increase of approximately \$400,000 above the amount requested. Within this amount, (1) not less than \$200,000 is directed to be used to further the office's outreach and education activities focused on elementary schools and high schools, and (2) not less than \$200,000 is directed to be used for the development of tailored, targeted materials and dissemination strategies to protect consumers against predatory lending and encourage the use of mainstream financial services. Additionally, the Department is directed to report to the Committees on Appropriations, within 60 days of enactment of this Act, on progress made in implementing the recommendations of the Government Accountability Office regarding the National Strategy for Financial Literacy.

Within the funds provided for the Terrorism and Financial Intelligence budget activity, the Department is directed to provide \$300,000 to Treasury's Office of Terrorism and Financial Intelligence (TFI) to create a permanent position which will be responsible for managing and overseeing all TFI information technology operations, activities, and needs, as proposed by the Senate. In addition, within the funds provided, the Department is directed to provide \$250,000 to the Office of Foreign Assets Control (OFAC) for efforts to reduce OFAC's backlog of Freedom of Information Act requests, as proposed by the House.

The amended bill includes a provision allowing the Department to transfer up to 2 percent of funds available between budget activities upon notification to the Committees on Appropriations. Transfers in excess of 2 percent may be made upon approval of the Committees on Appropriations.

DEPARTMENT-WIDE SYSTEMS AND CAPITAL INVESTMENTS PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$18,710,000 for systems and capital investments as proposed by both the House and the Senate.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

The amended bill provides \$18,450,000 for salaries and expenses of the Office of Inspector General as proposed by both the House and the Senate. Of the funds provided, up to \$2,000,000 may be used for travel, \$100,000 may be used for emergencies or activities of a confidential nature, and up to \$2,500 may be used for reception and representation expenses.

TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION

SALARIES AND EXPENSES

The amended bill provides \$140,533,000 for salaries and expenses as proposed by both the House and the Senate. Of the funds provided, up to \$6,000,000 is for travel expenses, \$500,000 may be used for emergencies or activities of a confidential nature, and up to \$1,500 may be used for reception and representation expenses.

AIR TRANSPORTATION STABILIZATION PROGRAM ACCOUNT

(INCLUDING RESCISSION)

The amended bill includes language terminating the program and rescinding \$3,600,000 in remaining unobligated balances, as proposed by both the House and the Senate.

FINANCIAL CRIMES ENFORCEMENT NETWORK

SALARIES AND EXPENSES

The amended bill provides \$85,844,000 for salaries and expenses as proposed by the Senate, instead of \$83,344,000 as proposed by the House. Of the funds provided, not more than \$14,000 is for reception and representation expenses, \$16,340,000 is available until September 30, 2010, and \$8,955,000 is available until September 30, 2009.

The Department is directed to report to the Committees on Appropriations on the Department's analysis of developing a cross-border electronic funds transfer reporting system. If the Department supports proceeding with this project, the report shall identify the revised estimated future year costs by fiscal year of developing a cross-border system.

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

The amended bill provides \$234,423,000 for salaries and expenses as proposed by the House, instead of \$235,191,000 as proposed by the Senate. Of the funds provided, \$9,220,000 is available until September 30, 2010 for information technology modernization initiatives and up to \$2,500 is for reception and representation expenses.

ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

SALARIES AND EXPENSES

The amended bill provides \$93,515,000 for salaries and expenses as proposed by the House, instead of \$97,015,000 as proposed by the Senate. Of the funds provided, not more than \$6,000 is for reception and representation expenses and \$50,000 is for cooperative research. The Department is encouraged to utilize funds from the Treasury Forfeiture Fund to address the replacement of obsolete information technology equipment in the Alcohol and Tobacco Tax and Trade Bureau.

UNITED STATES MINT

UNITED STATES MINT PUBLIC ENTERPRISE FUND

The amended bill provides that not more than \$33,200,000 in new liabilities and obligations may be incurred during fiscal year 2008 for circulating coinage and protective service capital investments of the U.S. Mint, as proposed by both the House and the Senate.

BUREAU OF THE PUBLIC DEBT

ADMINISTERING THE PUBLIC DEBT

The amended bill provides \$182,871,000 for costs associated with administering the public debt, as proposed by both the House and the Senate. Of the funds provided, not more than \$2,500 is allowed for reception and representation expenses and \$2,000,000 is available until September 30, 2010 for systems modernization. The amended bill includes \$10,000,000 in user fees to offset the appropriated amounts and \$70,000 from the Oil Spill Liability Trust Fund to reimburse the Bureau for various administrative expenses.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND
PROGRAM ACCOUNT

The amended bill provides \$94,000,000 for the Community Development Financial Institutions (CDFI) Fund program, instead of \$100,000,000 as proposed by the House and \$90,000,000 as proposed by the Senate. Of the funds provided, up to \$13,500,000 is for administrative costs, up to \$7,500,000 is for the cost of direct loans, up to \$250,000 is for administrative expenses of the direct loan program, and \$8,000,000 is for technical assistance and other purposes for Native American, Native Hawaiian, and Alaskan Native communities. The amended bill includes language that limits loan obligations to \$16,000,000, as proposed by the Senate, instead of \$15,000,000 as proposed by the House.

The Department is directed to fund the Bank Enterprise Award program at a level not less than \$20,000,000.

The Appropriations Committees note that poverty, lack of economic opportunity, and lack of low-cost financial services continue to be problems across much of the Nation, particularly in many Hispanic-American, African-American, and Native American communities. The Committees appreciate the ongoing efforts of the CDFI Fund to work to remedy the particular problems in these communities and strongly encourage the CDFI Fund to continue to place a heavy emphasis on these efforts.

INTERNAL REVENUE SERVICE

TAXPAYER SERVICES

The amended bill includes \$2,150,000,000 for Taxpayer Services, instead of \$2,155,000,000 as proposed by the House and \$2,149,200,000 as proposed by the Senate. The amended bill provides an overall increase of \$46,911,000 above the budget request. It is the intent of the Appropriations Committees that the increase

above the request is in addition to, and not a substitute for, the \$94,500,000 in user fee collections that the Internal Revenue Service (IRS) estimated in its fiscal year 2008 budget request would be available to supplement the Taxpayer Services account.

Of the increase above the budget request, \$31,200,000 is directed to be targeted toward the following activities: (1) increasing IRS outreach and education activities, for individuals, businesses, and tax-exempt entities, above the levels assumed in the fiscal year 2008 budget request, and (2) increasing the number of tax returns prepared at IRS Taxpayer Assistance Centers. The Department is directed to include, in its fiscal year 2008 operating plan, a specific plan for increasing these activities above the levels assumed in the budget request. For purposes of comparison, the plan should include: (1) details on the funding levels and full-time equivalents (FTEs) assumed in the fiscal year 2008 budget request for these activities, and (2) funding levels and FTEs for these activities as funded by this Act.

Within the overall funds provided, the amended bill provides not less than \$3,000,000 for Tax Counseling for the Elderly and not less than \$9,000,000 for low-income taxpayer clinic grants. In addition, not less than \$177,000,000 is provided for operating expenses of the IRS Taxpayer Advocate Service (TAS). The Appropriations Committees note that previous IRS budget requests have recognized that a portion of the TAS budget is enforcement-related, due to the increases in TAS caseload resulting from stepped-up IRS enforcement activity. The Committees urge the Department, in future year budget requests, to include a portion of the TAS operating expenses budget in the IRS Enforcement account.

The amended bill also provides \$8,000,000, to be available until September 30, 2009, to establish a matching grant demonstration program for Community Volunteer Income Tax Assistance (VITA) programs, instead of \$10,000,000 as proposed by the Senate and no funding as proposed by the House. The Appropriations Committees direct that the matching grant program be administered by the IRS in consultation with the Taxpayer Advocate Service. The program shall provide direct funds to enable VITA programs to extend services to underserved populations and hardest-to-reach areas, both urban and non-urban, as well as to increase the capacity to file returns electronically, heighten quality control, enhance training of volunteers, and significantly improve the accuracy rate of returns prepared by VITA sites. The Appropriations Committees direct the IRS, in consultation with the National Taxpayer Advocate, to submit to the Committees, within 90 days of enactment, a proposed design plan for the matching grant program, including the scope of eligibility, an equitable selection methodology which takes into account geographic diversity, and an evaluation component to measure the overall effectiveness of the program and the results achieved.

The IRS is directed to strengthen, improve, and expand taxpayer service overall. If the IRS proposes further reductions in specific taxpayer services, such reductions must be consistent with the budget justification, operating plan, and Taxpayer Assistance Blueprint, and the IRS must demonstrate that such reductions will not result in a decline in voluntary compliance. Where such reductions

involve a reduction in face-to-face service, the IRS must demonstrate that the proposed reductions do not adversely impact compliance by taxpayers who are dependent on such services, by showing, through such means as a successful pilot program, survey, or other empirical means, that there is an effective and viable service alternative available.

The Appropriations Committees reiterate and modify House and Senate report language directing the IRS, together with the IRS Oversight Board and the National Taxpayer Advocate, to submit annually to the Committees an update to the Taxpayer Assistance Blueprint, detailing its implementation status and identifying any changes to the strategic plan for taxpayer service, including any research and relevant findings completed to date, and any open issues requiring additional research. The first update shall be submitted 90 days after enactment of this Act.

ENFORCEMENT

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$4,780,000,000 for Enforcement, instead of \$4,925,498,000 as proposed by the House and the Senate. Of the funds provided, \$57,252,000 is for the Interagency Crime and Drug Enforcement (ICDE) program. The amended bill also permits the transfer of up to \$10,000,000 to the Operations Support account for administrative costs of the ICDE program.

The Appropriations Committees reiterate and modify the House report language requiring the IRS to work with the National Taxpayer Advocate and IRS Oversight Board to develop a 5-year strategic plan for research to be submitted to the Committees no later than September 30, 2008. In addition, the Appropriations Committees reiterate the Senate report language: (1) directing the National Taxpayer Advocate and the IRS Office of Research to report to the Committees, by September 30, 2008, on factors that influence taxpayer compliance behavior; (2) directing the IRS to submit to the Committees, no later than March 1, 2008, a detailed research plan to address the shortfalls in the National Research Program (NRP); and (3) directing IRS, in administering its NRP for fiscal year 2008, to work with the National Taxpayer Advocate to collect information on the causes of noncompliance.

OPERATIONS SUPPORT

The amended bill provides \$3,680,059,000 for Operations Support, instead of \$3,769,587,000 as proposed by the House and the Senate. Of the funds provided, \$75,000,000 is available until September 30, 2009 for information technology support and \$1,000,000 is available until September 30, 2010 for research. In addition, not less than \$2,000,000 is provided for the IRS Oversight Board and not more than \$25,000 is for reception and representation expenses.

The Appropriations Committees modify the Senate directive that the IRS include in its operating plan details on any planned reorganization, job reductions, or increases to offices or activities within the agency, or modifications to any service or enforcement activity. The Committees direct the IRS to obtain comments on the oper-

ating plan from the IRS Oversight Board and to provide a summary of the comments as part of the operating plan submission.

The Appropriations Committees reiterate and modify the Senate directive that the IRS review its entire non-Business Systems Modernization information technology portfolio to ensure performance efficiencies that support tax administration activities. The Committees expect the IRS to make any changes necessary to ensure that each project has: (1) been properly classified for investment decision and management purposes, (2) the appropriate governance structure in place, (3) a risk management plan, (4) a contingency plan, (5) adequate provisions in the contracts to ensure penalties and repayment to the agency if performance is not met, (6) adequate contractor staffing and management in place to fulfill the contract terms and deliverables, and (7) been certified by the head of the relevant IRS business unit that the project is deemed necessary for its operations and meets its requirements. The Committees direct the IRS Chief Information Officer to submit a report within 120 days of enactment to the IRS Oversight Board, the Treasury Department, the Office of Management and Budget, the House and Senate Appropriations Committees, the House Ways and Means Committee, and the Senate Finance Committee that certifies that the review has been completed, summarizes the findings, and describes actions being taken to address any problems identified. The Appropriations Committees further direct the IRS to provide quarterly briefings to the IRS Oversight Board and the Treasury Inspector General for Tax Administration on the status of its information technology portfolio and to report immediately if any project experiences significant cost variances or milestone delivery date slippages. In addition, the Committees direct the IRS to review all critical systems and report to the Committees no later than 45 days after enactment of this Act on any actual or potential systems problems or risks impacting the 2008 filing season.

BUSINESS SYSTEMS MODERNIZATION

The amended bill provides \$267,090,000 for Business Systems Modernization (BSM), instead of \$282,090,000 as proposed by the House and the Senate. Language is included requiring approval by the Appropriations Committees of a GAO-reviewed spending plan for BSM prior to the obligation of the funds, except in the case of funds for IRS labor costs.

HEALTH INSURANCE TAX CREDIT ADMINISTRATION

The amended bill provides \$15,235,000 for administration of the Health Insurance Tax Credit program as proposed by both the House and the Senate.

ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE SERVICE

(INCLUDING TRANSFER OF FUNDS)

The amended bill includes the following administrative provisions that were proposed by both the House and the Senate:

Section 101 providing transfer authority;

Section 102 requiring IRS to maintain training in taxpayer rights;

Section 103 requiring IRS to safeguard taxpayer information; Section 104 permitting funding for 1-800 help line services and directing the Commissioner to make improving phone service a priority;

Section 105 extending the authority of the Secretary of the Treasury to exercise streamlined critical pay authority with respect to certain IRS professional positions;

Section 106 extending the authority of the Secretary of the Treasury with respect to certain IRS personnel flexibilities relating to recruitment, retention, relocation incentives, and performance awards; and

Section 107 transferring from the Office of Management and Budget to the Office of Personnel Management the authority to fix the rate of basic pay for IRS positions that have been designated by the Secretary of the Treasury under streamlined critical pay authority.

In addition, the amended bill includes the following administrative provision:

Section 108 provides that not less than \$7,350,000 shall be available for increasing, above fiscal year 2007 levels, the number of IRS personnel and related support activities performing IRS Automated Collection System functions. The Appropriations Committees are concerned that the IRS is not adequately utilizing the Automated Collection System (ACS) to maximize its in-house capacity to collect outstanding tax debt despite the \$13 to \$1 return on investment these positions deliver. The Appropriations Committees modify the House report language regarding retraining of employees and direct the IRS, as it increases ACS FTEs, to give preference and provide any necessary training to submission processing employees who have been subject to a reduction in force within the last two years or who will face the loss of their current position within the next two years. The Committees believe that this increase in ACS collection capacity will help to close the tax gap by bringing in more revenue at less cost than using private collection agencies and strongly urge the IRS to look to funding made available for administration of the private collection program to fund this increase in ACS positions.

The amended bill does not include the following administrative provisions:

Section 105 of the Senate bill regarding the Taxpayer Advocate Service;

Section 105 of the House bill and Section 106 of the Senate bill, relating to funding for enforcement;

Section 107 of the Senate bill relating to additional transfer authority to implement the restructuring of the IRS accounts;

Section 108 of the Senate bill directing IRS to develop a strategic plan to increase the voluntary tax compliance rate to 85 percent in fiscal year 2009; however, the Appropriations Committees note that on August 2, 2007, the IRS issued a report on improving voluntary compliance, and the Committees direct the IRS to consult with the Taxpayer Advocate and the IRS Oversight Board to develop proposals for continued growth in the voluntary compliance rate;

Section 112 of the Senate bill limiting funding in support of tax collection contracts;

Section 113 of the Senate bill precluding the use of funds to expand the number of qualified tax collection contracts while the IRS is eliminating processing center employees, mandating a cost comparison study and report, and requiring a disability preference program for any additional qualified tax collection contracts; and

Section 114 of the Senate bill restricting the use of funds to ramp down or eliminate submission processing activities until the IRS issues a report on the potential for employee reassessments.

ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE TREASURY

(INCLUDING TRANSFERS OF FUNDS)

The amended bill includes the following administrative provisions that were proposed by both the House and the Senate:

Section 109 allowing Treasury to purchase uniforms, lease vehicles, and engage in other activities pursuant to title 5 U.S.C. 5901;

Section 110 allowing for the transfer of up to 2 percent of funds between Departmental Offices and the various Treasury bureaus, except the IRS;

Section 111 allowing for the transfer of up to 2 percent from the IRS accounts to TIGTA;

Section 112 directing that the purchase of vehicles be consistent with vehicle management principles;

Section 113 prohibiting funding to redesign the \$1 note;

Section 114 allowing for the transfer of funds from Financial Management Service, Salaries and Expenses' to the Debt Collection Fund conditional on future reimbursement;

Section 115 extending the pay demonstration program for one year;

Section 116 prohibiting funds to build a United States Mint museum without the approval of the authorizing committees of jurisdiction; and

Section 117 prohibiting funding for consolidating functions of the United States Mint and the Bureau of Engraving and Printing without the approval of the House and Senate Appropriations Committees and the authorizing committees of jurisdiction.

The amended bill includes the following administrative provisions that were proposed by the Senate:

Section 118 specifying that funds for Treasury intelligence activities are deemed to be specifically authorized until enactment of the fiscal year 2008 intelligence authorization act; and

Section 119 clarifying that the Check Forgery Insurance Fund is the appropriate funding source for disbursing errors for which relief has been granted under 31 U.S.C. 3527.

TITLE II

EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS
APPROPRIATED TO THE PRESIDENT

COMPENSATION OF THE PRESIDENT

The amended bill provides \$450,000 for compensation of the President as proposed by both the House and Senate.

WHITE HOUSE OFFICE
SALARIES AND EXPENSES

The amended bill provides \$51,656,000 as proposed by the Senate, instead of \$53,156,000 as proposed by the House. The amended bill provides funding for the Privacy and Civil Liberties Oversight Board under a separate heading.

EXECUTIVE RESIDENCE AT THE WHITE HOUSE
OPERATING EXPENSES

The amended bill provides \$12,814,000 as proposed by both the House and the Senate.

WHITE HOUSE REPAIR AND RESTORATION
COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

The amended bill provides \$4,118,000 as proposed by both the House and the Senate.

OFFICE OF POLICY DEVELOPMENT
SALARIES AND EXPENSES

The amended bill provides \$3,482,000 as proposed by both the House and the Senate.

NATIONAL SECURITY COUNCIL
SALARIES AND EXPENSES

The amended bill provides \$8,640,000 as proposed by both the House and the Senate.

PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

SALARIES AND EXPENSES

The amended bill provides \$2,000,000 for the Privacy and Civil Liberties Oversight Board (PCLOB) as proposed by the Senate. The House provided \$1,500,000 for the PCLOB under the "White House Office, Salaries and Expenses" account. The amended bill modifies

language proposed by the Senate regarding the citation of authorities.

OFFICE OF ADMINISTRATION
SALARIES AND EXPENSES

The amended bill provides \$91,745,000, instead of \$92,829,000 as proposed by both the House and the Senate.

OFFICE OF MANAGEMENT AND BUDGET
SALARIES AND EXPENSES

The amended bill provides \$78,000,000 for the Office of Management and Budget (OMB) instead of \$78,394,000 as proposed by both the House and the Senate.

The amended bill includes a provision, as proposed by the House, requiring that appropriations be applied only to the objects for which appropriations were made and shall be allocated in accordance with the terms and conditions set forth in the relevant explanatory statement, except as otherwise provided by law. The Senate did not propose similar language.

The amended bill continues prior-year restrictions on the review of agricultural marketing orders, as well as restrictions and congressional notification requirements for the review of water resource matters, as proposed by both the House and the Senate. The amended bill also continues language that restricts OMB from evaluating or determining if Water Resources Project reviews are in compliance with laws, regulations, and requirements relevant to the Civil Works water resource planning process, as proposed by the Senate. The House did not propose similar language.

The Federal Government has had a history of poorly managed and failed information technology projects, unfortunately resulting in expensive burdens to taxpayers. OMB can do more to better identify and track the causes for performance failure. OMB shall publish in the annual budget submission the specific reasons why a project is on OMB's High Risk List or OMB's Management Watch List. This information will allow GAO and Congress to spot trends, track progress and recommend corrective action.

OFFICE OF NATIONAL DRUG CONTROL POLICY
SALARIES AND EXPENSES

The amended bill provides \$26,402,000 for Office of National Drug Control Policy (ONDCP) salaries and expenses, instead of \$26,636,000 as proposed by the House and \$25,152,000 as proposed by the Senate. Of this amount, \$250,000 is for policy research and evaluation as proposed by the Senate, instead of \$1,316,000 as proposed by the House. Also provided within the overall amount is \$1,250,000 for an independent study and analysis of ONDCP's organization and management, instead of \$1,500,000 as proposed by the Senate.

Within the total amount provided, the amended bill provides the following funding levels:

	Amount	FTE
Office of the Director	\$4,150,000	18
Office of the Deputy Director	(vacant)
Office of Management and Administration	3,072,000	15
Office of Legal Counsel	1,100,000	6
Office of Public Affairs	1,950,000	7
Office of Legislative Affairs	1,015,000	7
Major Cities
CTAC ¹
Office of Planning and Budget	3,272,000	17
Office of Demand Reduction	1,780,000	11
Office of National Youth Anti-Drug Media Campaign	825,000	6
Office of State, Local, & Tribal Affairs	2,125,000	14
Office of Supply Reduction	2,860,000	17
Policy Research	250,000
Rental payments to GSA	2,753,000
Organization and management study	1,250,000

¹The amended bill includes \$1,000,000 for counternarcotics research and development projects under the "Counterdrug Technology Assessment Center" heading. ONDCP is expected to administer this program using resources and FTE available in other ONDCP offices.

Senate report language regarding policy research and evaluation is adopted, and the Appropriations Committees reiterate that the use of policy research funds was never intended to be used for primary data collection. Funding for policy research shall be used as it was originally intended, and ONDCP shall report to the Committees on Appropriations on its policy research plans for using these funds within 30 days after the enactment of this Act.

The amended bill assumes that not more than \$600,000 shall be provided for travel by ONDCP officials, and although travel amounts are not allocated by office as proposed in the Senate report, the Appropriations Committees note the extensive travel conducted by ONDCP officials at taxpayer expense. The Committees are aware of investigations of travel by ONDCP that may have occurred for political purposes and caution the Director and other high-ranking officials that travel should occur for official business reasons only, not for political gain, and that travel should occur only when absolutely necessary in order to fulfill the ONDCP mission.

Senate report language that requires the Director of ONDCP to provide to the Committees on Appropriations quarterly reports on travel expenditures, summarized by office, program, and individual, including dates and purpose of travel is adopted. The Director shall provide to the Committees on Appropriations quarterly reports on staffing levels and plans for future hirings. The staffing report shall include office, position title, salary, and job classifications of all persons employed by ONDCP, including contractors.

The Appropriations Committees remain concerned about methamphetamine production, trafficking, and abuse. ONDCP should continue and strengthen its efforts to combat this problem. Such efforts should include working with other Federal agencies, as well as with state and local governments, to develop and implement strategies to reduce the demand for and supply of methamphetamine. The Appropriations Committees concur with Senate report language requiring the Director to report to the Committees on Appropriations within 30 days after enactment of this Act on its efforts to meet the requirements of House Report 109-307, the conference report to accompany H.R. 3058 (109th Congress). As part

of that report, the Director shall also report on additional options for how ONDCP, in conjunction with other Federal agencies if appropriate, can reduce methamphetamine use, particularly in rural communities. The consideration of options that result in the expansion of methamphetamine treatment for pregnant and parenting women offenders is encouraged.

COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$1,000,000 for the Counterdrug Technology Assessment Center, instead of \$10,000,000 as proposed by the House. The Senate did not include funding. The amended bill provides this funding for counter-narcotics research and development and requires that a spending plan for the use of these funds be submitted no later than 90 days after enactment of this Act.

FEDERAL DRUG CONTROL PROGRAMS

HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

(INCLUDING TRANSFERS OF FUNDS)

The amended bill provides \$230,000,000 for the High Intensity Drug Trafficking Areas (HIDTA) Program, instead of \$226,000,000 as proposed by the House and \$235,000,000 as proposed by the Senate. Funds shall be available until September 30, 2009, as proposed by the Senate. Of the funds provided, no less than \$2,000,000 shall be for new counties; \$2,100,000 is provided for audit activities; and up to \$400,000 shall be for the final year of development and implementation of a data collection system to measure performance.

The amended bill requires ONDCP to submit recommendations for approval to the Committees on Appropriations for both the initial HIDTA allocation funding within 90 days after the enactment of this Act and the discretionary HIDTA funding, according to the framework proposed jointly by the HIDTA Directors and ONDCP, within 120 days after the enactment of this Act.

While many positive steps have been made by the Lake County HIDTA, continued Federal management is needed to ensure the HIDTA's ability to meet its program goals. The Lake County HIDTA board is encouraged to select a highly-qualified Federal official to chair the Executive Board of the Lake County HIDTA for fiscal years 2008 through 2011.

OTHER FEDERAL DRUG CONTROL PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$164,300,000 for Other Federal Drug Control Programs, instead of \$197,800,000 as proposed by the House and \$204,735,000 as proposed by the Senate. Within the amount provided, the bill provides the following allocations:

(In thousands of dollars)

National Youth Anti-Drug Media Campaign	\$60,000
Drug Free Communities Support Program	90,000

(In thousands of dollars)—Continued

National Drug Court Institute	1,000
National Alliance for Model State Drug Laws	1,250
Demonstration programs for chronic hard drug users under community supervision	500
U.S. Anti-Doping Agency	9,600
World Anti-Doping Agency Membership Dues	1,700
Performance Measures Development	250

UNANTICIPATED NEEDS

The amended bill provides \$1,000,000 as proposed by both the House and the Senate.

SPECIAL ASSISTANCE TO THE PRESIDENT

SALARIES AND EXPENSES

The amended bill provides \$4,432,000 as proposed by both the House and the Senate, and adopts the account header as proposed by the Senate.

OFFICIAL RESIDENCE OF THE VICE PRESIDENT

OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$320,000 as proposed by both the House and the Senate, and adopts the account header as proposed by the Senate.

ADMINISTRATIVE PROVISIONS—EXECUTIVE OFFICE OF THE PRESIDENT AND FUNDS APPROPRIATED TO THE PRESIDENT

(INCLUDING TRANSFER OF FUNDS)

Section 201 provides transfer authority between “White House Office”, “Executive Residence at the White House”, “White House Repair and Restoration”, “Council of Economic Advisers”, “National Security Council”, “Office of Administration”, “Office of Policy Development”, “Special Assistance to the President”, and “Official Residence of the Vice President” as proposed by the House. The Senate proposed transfer authority between “White House Office”, “Executive Residence at the White House”, “White House Repair and Restoration”, “Office of Management and Budget”, “Special Assistance to the President”, and “Official Residence of the Vice President”.

Section 202 requires a financial plan by ONDCP by program, project, and activity as proposed by the Senate. The House bill required a similar plan on a project-by-project basis.

Section 203 specifies that not to exceed 2 percent of ONDCP appropriations may be transferred between appropriated programs upon advance approval of the Committees. The Senate bill proposed 3 percent. The House bill did not include a similar provision.

Section 204 specifies that not to exceed \$1,000,000 of ONDCP appropriations may be reprogrammed upon advance approval of the Committees as proposed by the Senate. The House bill did not include a similar provision.

The amended bill does not include section 205 of the Senate bill concerning the availability of funds for any program, project, or activity in excess of the budget estimates.

The Appropriations Committees emphasize the importance of ONDCP adhering to the requirements of this Act with regard to transfers and reprogramming. Timely notification of proposed transfers and reprogramming to the Committees on Appropriations must be made, and such transfers and reprogramming may not be implemented without the advance approval of the Committees. Sections 203 and 204 establish benchmarks for ONDCP transfers and reprogramming, and section 610 contains approval requirements for the creation or elimination of programs or activities, including the reorganization of offices.

TITLE III

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

SALARIES AND EXPENSES

The amended bill includes \$66,526,000 for the salaries and expenses of the Supreme Court as proposed by the House, instead of \$66,522,000 as proposed by the Senate.

CARE OF THE BUILDING AND GROUNDS

The amended bill includes \$12,201,000 for care of the Supreme Court building and grounds as proposed by both the House and the Senate.

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

SALARIES AND EXPENSES

The amended bill includes \$27,072,000 for the United States Court of Appeals for the Federal Circuit, instead of \$27,976,000 as proposed by the House and \$27,438,000 as proposed by the Senate.

UNITED STATES COURT OF INTERNATIONAL TRADE

SALARIES AND EXPENSES

The amended bill includes \$16,632,000 as proposed by the Senate for the United States Court of International Trade, instead of \$16,544,000 as proposed by the House.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

SALARIES AND EXPENSES

The amended bill provides \$4,604,762,000 for the salaries and expenses of the Courts of Appeals, District Courts, and Other Judicial Services, instead of \$4,660,590,000 as proposed by the House and \$4,709,991,000 as proposed by the Senate. The amended bill provides an additional \$14,500,000 in emergency funding for a homeland security border initiative to address the critically under-

staffed workload associated with increased immigration enforcement along the Southwest border. In addition, the amended bill includes \$4,099,000 for the Vaccine Injury Compensation Trust Fund as proposed by both the House and the Senate.

DEFENDER SERVICES

The amended bill provides \$835,601,000 for Defender Services, instead of \$830,499,000 as proposed by the House and \$840,601,000 as proposed by the Senate. The amended bill provides a cost of living adjustment from \$94 to \$96 an hour for non-capital panel attorneys and an adjustment from \$166 to \$170 an hour for attorneys associated with capital cases. The bill further provides a pay raise from \$96 to \$100 an hour for non-capital panel attorneys. In addition, the amended bill provides \$10,500,000 in emergency funding to address the expected increased workload of attorneys appointed to represent persons under the Criminal Justice Act of 1964 as a result of increased immigration enforcement along the Southwest border.

FEES OF JURORS AND COMMISSIONERS

The amended bill provides \$63,081,000 for fees of jurors and commissioners as proposed by the Senate, instead of \$62,350,000 as proposed by the House.

COURT SECURITY

(INCLUDING TRANSFERS OF FUNDS)

The amended bill includes \$410,000,000 for court security, instead of \$396,476,000 as proposed by the House and \$412,720,000 as proposed by the Senate.

ADMINISTRATIVE OFFICE OF THE UNITED STATES COURTS

SALARIES AND EXPENSES

The amended bill provides \$76,036,000 for the salaries and expenses of the Administrative Office of the United States Courts, instead of \$75,667,000 as proposed by the House and \$78,536,000 as proposed by the Senate. The amended bill includes \$8,500 for official reception and representation purposes. The Administrative Office of the U.S. Courts is directed to include, as an addendum to the annual budget submission, a detailed five-year plan for courthouse construction projects with a yearly update of total projected future funding needs for associated rent payments and construction costs.

FEDERAL JUDICIAL CENTER

SALARIES AND EXPENSES

The amended bill provides \$24,187,000 for salaries and expenses of the Federal Judicial Center, instead of \$23,994,000 as proposed by the House and \$24,475,000 as proposed by the Senate. The amended bill includes \$1,800,000 to be available until September 30, 2009. The Federal Judicial Center is directed to keep the House

and Senate Committees on Appropriations informed of new staff hires throughout fiscal year 2008.

JUDICIAL RETIREMENT FUNDS

PAYMENT TO JUDICIARY TRUST FUNDS

The amended bill provides \$65,400,000 for payments for various judicial retirement funds as proposed by both the House and the Senate.

UNITED STATES SENTENCING COMMISSION

SALARIES AND EXPENSES

The amended bill provides \$15,477,000 for the salaries and expenses of the United States Sentencing Commission, as proposed by both the House and the Senate.

ADMINISTRATIVE PROVISIONS—THE JUDICIARY

(INCLUDING TRANSFER OF FUNDS)

The amended bill includes the following administrative provisions for this Act that were proposed by both the House and the Senate:

Section 301 allowing the Judiciary to expend funds for the employment of expert and consultative services;

Section 302 providing transfer authority in compliance with reprogramming guidelines set forth in sections 605 and 610 of this Act;

Section 303 authorizing not to exceed \$11,000 to be available for official reception and representation; and

Section 304 requiring a financial plan from the Judiciary allocating the sources and uses of all funds within 90 days of enactment of this Act.

In addition, the amended bill includes the following general provisions:

Section 305 authorizes a cost of living adjustment for fiscal year 2008 for Federal judges, similar to language proposed by the Senate.

Section 306 extends the authority to contract for repairs of less than \$100,000 to the Judiciary for fiscal year 2008, similar to language proposed by the Senate.

Section 307 authorizes a pilot program to allow the Administrative Office of the United States Courts to reimburse the United States Marshals Service for some services currently being performed by the Federal Protective Service as proposed by the Senate.

Section 308 adds Vancouver as an eligible place of holding court for the Western District of Washington, as proposed by the Senate.

Section 309 extends the term of temporary judgeships in Kansas and Northern Ohio for one year.

TITLE IV
DISTRICT OF COLUMBIA
FEDERAL FUNDS

FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT

The amended bill includes \$33,000,000 for a Federal payment for tuition support as proposed by the Senate instead of \$35,100,000 as proposed by the House. The District of Columbia is expected to adhere to the authorizing statute with regard to the administrative expenses associated with operation of this program.

**FEDERAL PAYMENT FOR EMERGENCY PLANNING AND SECURITY COSTS
IN THE DISTRICT OF COLUMBIA**

The amended bill provides \$3,352,000 as proposed by both the House and the Senate for a Federal payment to the District of Columbia for the costs associated with emergency planning and security. Within the amount provided, \$352,000 is for the District of Columbia National Guard for a tuition assistance program.

DISTRICT OF COLUMBIA COURTS

FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA COURTS

The amended bill provides \$223,920,000 as a Federal payment to the District of Columbia Courts, instead of \$256,395,000 as proposed by the House and \$217,318,000 as proposed by the Senate. Within this amount, \$10,800,000 is for the District of Columbia Court of Appeals, \$98,359,000 is for the District of Columbia Superior Court, \$52,170,000 is for the District of Columbia Court System and \$62,591,000 is for capital improvements to Court facilities. The Committees on Appropriations continue to be concerned with substandard working conditions at the Moultrie Courthouse cellblock. The District of Columbia Courts are directed to incorporate upgrades to the cellblock as a priority among the other capital improvements and to submit a plan to upgrade the cellblock conditions to the Committees on Appropriations within 60 days of enactment of this Act.

DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS

The amended bill includes \$47,975,000 for Defender Services in the District of Columbia, instead of \$52,475,000 as proposed by the House, and \$43,475,000 as proposed by the Senate. This amount is intended to provide an increase in the hourly rate for attorneys at half of the requested amount.

**FEDERAL PAYMENT TO THE COURT SERVICES AND OFFENDER
SUPERVISION AGENCY FOR THE DISTRICT OF COLUMBIA**

The amended bill provides \$190,343,000 for the Court Services and Offender Supervision Agency for the District of Columbia as proposed by the House, instead of \$190,791,000 as proposed by the Senate.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA PUBLIC DEFENDER SERVICE

The amended bill includes \$32,710,000 for a Federal payment to the District of Columbia Public Defender Service as proposed by both the House and the Senate.

FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA WATER AND SEWER AUTHORITY

The amended bill provides \$8,000,000 for a Federal payment for the District of Columbia Water and Sewer Authority (WASA), instead of \$12,000,000 as proposed by both the House and the Senate. WASA is directed to provide matching funds in the amount of \$6,000,000 and the District of Columbia is directed to provide \$2,000,000 in matching funds.

FEDERAL PAYMENT TO THE CRIMINAL JUSTICE COORDINATING COUNCIL

The amended bill provides \$1,300,000 to the Criminal Justice Coordinating Council (CJCC), as proposed by both the House and the Senate. The CJCC is directed to report annually on performance measures and individual initiatives to the Committees on Appropriations.

FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

The amended bill provides \$5,453,000 instead of \$6,148,000 as proposed by the House for a Federal payment to the Office of the Chief Financial Officer of the District of Columbia. The Senate did not include funding for this account. The funding is for grants to the following organizations with the requirement that the funds be spent primarily in the District of Columbia to benefit District residents:

Project name	Amount
ARISE Foundation, Life-Management Skills Intervention/Re-entry Program for High Risk Youth	\$282,000
Barracks Row	500,000
Bright Beginnings, Inc	100,000
Catalyst, Eastgate HOPE VI project	132,000
Center for Inspired Teaching	52,500
Earth Conservation Corps	282,000
East Capitol Center for Change, the Capital Area Asset Building Corporation, and the National Center for Fatherhood to administer Marriage Development Accounts in the District of Columbia	1,800,000
Eastern Market	131,000
Everybody Wins!	100,000
Excel Institute, Automotive Workforce Development Training Program	300,000
Historic Congressional Cemetery	625,000
Howard University College of Dentistry, Community Based Dental Education	52,500
International Youth Service and Development Corps	600,000
MenzFit, Career Development and Interview Preparation Program	23,500
Sitar Arts Center, Arts for Teens Initiative	22,500
Southeastern University	300,000
STEEED Youth Program	150,000

FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

The amended bill includes \$40,800,000 for a Federal payment for school improvement, as proposed by both the House and the Sen-

ate. Within this amount, \$13,000,000 is for public schools, \$13,000,000 is for public charter schools, and \$14,800,000 is to provide opportunity scholarships.

FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY FACILITY

The amended bill provides \$5,000,000 for a Federal payment for a consolidated laboratory facility in the District of Columbia, instead of \$10,000,000 as proposed by both the House and the Senate. The District of Columbia is directed to submit a spending plan describing the capital needs of this project.

FEDERAL PAYMENT FOR CENTRAL LIBRARY AND BRANCH LOCATIONS

The amended bill provides \$9,000,000 for a Federal payment to the District of Columbia for a central library and branch locations, instead of \$10,000,000 as proposed by both the House and the Senate.

FEDERAL PAYMENT TO REIMBURSE THE FEDERAL BUREAU OF INVESTIGATION

The amended bill provides a Federal payment of \$4,000,000 as proposed by the House, instead of \$5,000,000 as proposed by the Senate, to:

Reimburse the Federal Bureau of Investigation for laboratory services for District of Columbia cases for the sole purpose of:

Evidence examination and subsequent DNA analysis for the District of Columbia cold case DNA backlog; and

Expansion of resources dedicated to the processing of District of Columbia cases, including personnel, after October 1, 2007; and

Data entry and analysis for District of Columbia cold cases.

FEDERAL PAYMENT TO THE EXECUTIVE OFFICE OF THE MAYOR OF THE DISTRICT OF COLUMBIA

The amended bill provides \$5,000,000 for a Federal payment to the Executive Office of the Mayor of the District of Columbia instead of \$14,000,000 as proposed by the Senate, to enhance the quality of life for District residents. Of this amount \$1,000,000 is to enhance local efforts for improving water quality of the Anacostia River, \$1,000,000 is for historic preservation, \$2,000,000 is for support of the Mayor's new public education initiative, and \$1,000,000 is to expand pediatric health care. The Mayor of the District of Columbia is directed to submit a detailed spending plan to the Committees on Appropriations, including performance measures, before these funds may be expended within 30 days of enactment of this Act. The Mayor is further directed to submit a progress report on these activities no later than June 1, 2008 and a final report describing outcomes achieved no later than November 1, 2009.

HIV/AIDS IN THE DISTRICT OF COLUMBIA

It is noted that the President requested over \$5,000,000,000 for prevention, care and treatment of HIV/AIDS overseas. Yet an epidemic has developed in Washington, DC, our Nation's capital. While on average the United States has 14 cases of HIV per 100,000 people, there are 128 cases per 100,000 in Washington, DC. The Committees on Appropriations expect that given the billions of dollars that is appropriated each year for HIV/AIDS programs overseas, the President in his fiscal year 2009 budget submission will request specific Federal funds for the District of Columbia to combat the City's health crisis.

DISTRICT OF COLUMBIA FUNDS

The amended bill provides authority for the District of Columbia to spend \$9,773,775,000 from the General Fund of the District of Columbia. Of the funds provided, \$6,111,623,000 is from local funds, of which \$339,989,000 is from the general fund balance; \$2,015,854,000 is from the Federal grant funds; \$1,637,736,000 is from other funds; and \$8,562,000 is from private funds. In addition, the District may use \$114,905,000 from funds previously appropriated in this Act.

For capital construction, the amended bill provides an additional \$1,607,703,000. Of the funds provided, \$1,042,712,000 is from local funds, \$38,523,000 is from the Highway Trust Fund, \$73,260,000 is from the Local Street Maintenance Fund, \$75,000,000 is from revenue bonds, \$150,000,000 is from financing for the consolidated laboratory facility, \$42,200,000 is for stadium construction, and \$186,008,000 is from Federal grant funds. In addition, \$212,696,000 of prior year local funds are rescinded. In total, \$1,395,007,000 is provided.

TITLE V INDEPENDENT AGENCIES

COMMODITY FUTURES TRADING COMMISSION

The amended bill includes no funding for the Commodity Futures Trading Commission (CFTC), instead of \$116,000,000 as proposed by the Senate. Funding for the CFTC will be addressed in the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2008.

CONSUMER PRODUCT SAFETY COMMISSION

SALARIES AND EXPENSES

The amended bill includes \$80,000,000 for the Consumer Product Safety Commission (CPSC), instead of \$70,000,000 as proposed by the Senate or \$66,838,000 as proposed by the House. The amended bill also allows \$1,000 for official reception and representation expenses as proposed by the Senate, instead of \$500 as proposed by the House.

Increases in the CPSC's budget are to be directed toward increased staff, workspace, and information technology resources,

with the objective of considerably improving the CPSC's ability to safeguard consumers against dangerous products. In particular, the CPSC shall hire in the areas of hazard identification and reduction, as well as compliance and field operations. With these additional resources, the CPSC shall intensify monitoring of children's products and redouble its efforts to keep dangerous toys and other products out of children's hands.

The Appropriations Committees emphasize the importance of replacing and upgrading the CPSC's testing laboratory and expect the fiscal year 2009 budget request to include sufficient funding to provide for a new facility.

House report language directing CPSC to include a full report on its information technology modernization requirements in its fiscal year 2009 budget request is reiterated.

ELECTION ASSISTANCE COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$16,530,000 for salaries and expenses of the Election Assistance Commission (EAC), instead of \$15,467,000 as proposed by the House and \$16,517,000 as proposed by the Senate. Senate report language directing that \$750,000 be provided for the Help America Vote Act College Program, a competitive grant program administered by the EAC, is adopted. The House included \$750,000 for this program under the heading "Election Reform Programs".

The amended bill also includes \$200,000 for a competitive award program for mock elections for students in secondary education programs. The Senate bill included \$300,000 for this purpose, and the House bill included (under "Election Reform Programs") \$200,000 for a mock election program authorized under the Help America Vote Act. Funds may be used for eligible grantees for operating a nationwide program of simulated elections, and may support other activities including, but not limited to, forums, speeches, debates, student competitions, mock press conferences, and efforts to increase voter turnout. Senate report language is adopted directing that before funding is awarded, any grantee shall explain in detail how the mock elections are to be conducted, the number of students participating, guidelines that the program employs, internal fiscal controls used, and a statement attesting to the non-partisanship of the program.

In addition, the overall amount provided to this account includes \$112,500 for administrative costs related to the mock election competitive award program and the election data collection grants program.

The Appropriations Committees concur with House and Senate report language regarding the public release of research reports funded through the EAC. While the EAC may issue its own final reports and present its own conclusions on commissioned research, Federally-funded draft research reports presented to the EAC shall be available to the public without substantial edits. Researchers

contracted to prepare those reports shall also be free to discuss their research following conclusion of the contract.

ELECTION REFORM PROGRAMS

The amended bill provides \$115,000,000 for election reform programs, instead of \$300,950,000 as proposed by the House. The Senate did not propose funding this account. This funding will be available to states for assistance in meeting the requirements of the Help America Vote Act of 2002.

The amended bill does not include language proposed by the House regarding the Help America Vote College Program or the mock election program, which are addressed instead under "Salaries and Expenses". The amended bill also does not include language proposed by the House requiring states to file new state plans.

ELECTION DATA COLLECTION GRANTS

The amended bill includes \$10,000,000 to carry out a pilot program, as specified in section 501 of this Act, relating to the collection of Federal election data at the state and precinct levels. To improve the administration of future elections, policy makers need accurate information on voter registration, ballots and ballot requests, election returns, voting error rates, election infrastructure and election policies and practices. However, the record has been poor with respect to state and local jurisdictions participating in, and providing meaningful data in response to, the EAC's voluntary Election Day Survey. This pilot program would enable five states to expand and improve the collection of election data to be provided to the EAC. The EAC shall report to Congress no later than June 30, 2009 on the impact of the pilot program.

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The amended bill includes \$313,000,000 for the salaries and expenses of the Federal Communications Commission as proposed by the House and the Senate. Of the amounts provided, \$312,000,000 is to be derived from offsetting fee collections, resulting in a net direct appropriation of \$1,000,000. The amended bill transfers \$21,480,000 from the Universal Service Fund to the Office of Inspector General, instead of \$20,980,000 as proposed by the House and \$20,480,000 as proposed by the Senate.

The amended bill provides for \$2,500,000 for the digital television consumer education and outreach initiative, an increase of \$1,000,000 above the budget request. The Appropriations Committees encourage the maximum possible effort in preparing consumers for the digital television transition scheduled for February 2009.

ADMINISTRATIVE PROVISIONS—FEDERAL COMMUNICATIONS
COMMISSION

Section 510 extends an exemption for the Universal Service Fund as proposed by the Senate. The House did not include a similar provision.

Section 511 prohibits the Federal Communications Commission from changing rules governing the Universal Service Fund regarding single connection or primary line restrictions as proposed by the Senate. The House did not include a similar provision.

FEDERAL DEPOSIT INSURANCE CORPORATION
OFFICE OF INSPECTOR GENERAL

The amended bill includes a transfer of \$26,848,000 to fund the Office of Inspector General as proposed by both the House and the Senate.

FEDERAL ELECTION COMMISSION
SALARIES AND EXPENSES

The amended bill includes \$59,224,000 for salaries and expenses of the Commission as proposed by the House and the Senate.

FEDERAL LABOR RELATIONS AUTHORITY
SALARIES AND EXPENSES

The amended bill includes \$23,641,000 for the Federal Labor Relations Authority as proposed by the House, instead of \$23,718,000 as proposed by the Senate.

FEDERAL TRADE COMMISSION
SALARIES AND EXPENSES

The amended bill includes \$243,864,000 for the Federal Trade Commission (FTC), instead of \$247,489,000 as proposed by the House and \$240,239,000 as proposed by the Senate. Of the amounts provided, \$139,000,000 is derived from Hart-Scott-Rodino premerger filing fees as proposed by the House, instead of \$144,600,000 as proposed by the Senate. Further, not to exceed \$23,000,000 is derived from Do-Not-Call fees, instead of \$20,000,000 as proposed by the House or \$19,000,000 as proposed by the Senate. This results in a net discretionary appropriation of \$81,864,000.

The FTC shall allocate the increase above the President's request to high-priority activities, including subprime lending investigations, the implementation of the US SAFE WEB Act, actions to fight identity theft, activities relating to maintaining competition, and training and technical assistance to developing nations.

The Appropriations Committees recognize and support the FTC's international programs. The FTC should continue competition policy and consumer protection efforts, including training and technical assistance, in developing countries.

The amended bill does not include language, proposed by the Senate, to prohibit funds for removing the FTC from its headquarters building. The Appropriations Committees are not aware of any current, formal plan to relocate the FTC. However, the Committees would oppose such a plan and would support efforts to prevent any future proposal to relocate the FTC from moving forward. Moving the Commission out of its current location could raise rent costs and therefore unnecessarily increase must-pay bills. In addition, the FTC building, which was originally designed and built for the agency in 1938, is well-suited for the Commission's essential functions. In particular, the three large ceremonial courtrooms continue to serve the needs of the Commission to meet and adjudicate competition and consumer protection cases.

Senate report language requiring the FTC to submit a report on childhood obesity and food marketing is adopted. This report shall be submitted to the Committees on Appropriations no later than 60 days after enactment of this Act.

The FTC shall submit a report to the Committees on Appropriations every six months summarizing its activities relating to ongoing reviews of mergers, acquisitions and other transactions in the oil and natural gas industries, the investigation of pricing behavior or any potential anticompetitive actions in those industries, and the resources that the Commission has devoted to such reviews and investigations during that period.

The FTC is encouraged to continue and strengthen activities in the area of consumer privacy protection, particularly with regard to Internet commerce. The Appropriations Committees are aware that this issue has been raised in the context of a recent FTC review of a proposed merger of Internet companies. The FTC should promote and, whenever possible, require adequate privacy safeguards for Internet users. This includes giving consumers knowledge and control over whether data may be collected from them by third parties as a result of their Internet activities. The FTC should also aggressively promote improved consumer awareness and education on Internet privacy matters, including requirements that Internet companies disclose on websites, in an obvious and consistent manner, what information they collect and how that information could be used.

Senate report language directing the FTC to submit reports relating to the antitrust implications of collective setting of debit and credit card interchange rates is not adopted. This issue is under the purview of the Department of Justice.

GENERAL SERVICES ADMINISTRATION

REAL PROPERTY ACTIVITIES

FEDERAL BUILDINGS FUND

LIMITATIONS ON THE AVAILABILITY OF REVENUE

The amended bill provides resources from the Federal Buildings Fund in the aggregate of \$7,830,414,000 instead of \$7,834,612,000 as proposed by the House and \$8,370,706,000 as proposed by the Senate.

CONSTRUCTION AND ACQUISITION

The amended bill limits funds for construction to \$531,448,000 instead of \$524,540,000 as proposed by the House and \$894,992,000 as proposed by the Senate. Within this total, the amended bill includes \$225,000,000 in emergency funding as part of a homeland security border initiative. These funds will expedite construction at select land ports of entry, including one of the nation's most congested sites. The amended bill modifies the projects proposed by the House and Senate bills and provides funds for the following projects:

Project name	Amount
Arizona: San Luis, Land Port of Entry I	\$7,053,000
California: San Ysidro, Land Port of Entry	199,179,000
Illinois: Rockford, United States Courthouse	58,792,000
Maine: Madawaska, Land Port of Entry	17,160,000
Maryland: Montgomery County, Food and Drug Administration Consolidation	57,749,000
Minnesota: Warroad, Land Port of Entry	43,628,000
Missouri: Jefferson City, United States Courthouse	66,000,000
New York: Alexandria Bay, Land Port of Entry	11,676,000
Texas: El Paso, Tornillo-Guadalupe Land Port of Entry	4,290,000
Texas: Donna/Rio Bravo International Bridge, Land Port of Entry	23,384,000
Vermont: Derby Line, Land Port of Entry	33,139,000

The Committees on Appropriations reiterate the concern of the Committees regarding the progress of the courthouse project in Los Angeles and direct the General Services Administration (GSA) to work collaboratively with the Administrative Office of the United States Courts and report to the Committees on Appropriations on the status of the project within 90 days of enactment of this Act.

The Appropriations Committees are supportive of the construction of the Tuscaloosa Federal Building and urge GSA to request funding for this important project.

GSA is directed to perform a cost benefit analysis of building a Federal courthouse in Harrisburg, Pennsylvania at both the current courthouse site, as well as the site at 6th and Reilly Streets. The GSA is directed to report its finding to the Committees on Appropriations, the House Transportation and Infrastructure and the Senate Environment and Public Works Committees within 60 days of enactment of this Act. GSA is further directed that no funding, in excess of what is necessary to support this analysis, may be spent to design or begin construction of a courthouse at either site until after the findings are reported to the Committees.

REPAIRS AND ALTERATIONS

The amended bill limits resources for repairs and alterations to \$722,161,000 instead of \$733,267,000 as proposed by the House and \$804,483,000 as proposed by the Senate. The amended bill provides funding for repairs and alterations of the following projects:

Project name	Amount
District of Columbia: Eisenhower Executive Office Building, Phase III	\$121,204,000
District of Columbia: Joint Operations Center	12,800,000
District of Columbia: Nebraska Avenue Complex	27,673,000
Nevada: Reno, C. Clifton Young Federal Building and Courthouse	12,793,000
New York: New York, Thurgood Marshall United States Courthouse	170,544,000

Project name	Amount
West Virginia: Martinsburg, Internal Revenue Service Enterprise Computing Center	35,822,000

INSTALLMENT ACQUISITION PAYMENTS

The amended bill includes a limitation of \$155,781,000 as proposed by both the House and the Senate for installment acquisition payments.

RENTAL OF SPACE

The amended bill provides a limitation of \$4,315,534,000 for payments of rental of space as proposed by the House, instead of \$4,383,000,000 as proposed by the Senate.

The Committees on Appropriations have become aware that GSA's National Capital Region has decided to reverse a long-standing policy and begin to charge rent to the National Aquarium—DC, which is located in the Herbert C. Hoover Building (HCHB). The Aquarium, built in 1931, has inspired visitors and contributed to their understanding of the importance of aquatic ecosystems. The Committees are concerned that the "market rate" used by the GSA to determine the rental rate does not equitably reflect the unique history and mission of the Aquarium, nor does it adequately reflect the current state of conditions in the basement of the HCHB. Given these factors, GSA is directed to work with the National Aquarium—DC to reach an equitable agreement regarding rent either through waiver, deferral, or reduction. The GSA is directed to report back to the Committees on Appropriations no later than 90 days after the enactment of this Act on the progress of this agreement.

BUILDING OPERATIONS

The amended bill includes a limitation of \$2,105,490,000 for building operations as proposed by the House instead of \$2,132,450,000 as proposed by the Senate. Language is included, requested in the President's budget, which designates \$500,000 to be used for a competitive contribution to entities which coordinate long term siting of Federal buildings and employment in the National Capital Region.

The Committees on Appropriations are concerned about recent increases in charges from other agencies for security, especially for vacant space. The agencies are encouraged to develop an equitable agreement regarding such charges.

GENERAL ACTIVITIES

GOVERNMENT-WIDE POLICY

The amended bill provides \$52,891,000, instead of \$64,791,000 as proposed by the Senate and follows the account structure of the Senate bill. The House bill did not reflect this account structure. The Committees on Appropriations understand GSA has achieved savings in this account of \$1,900,000 and have therefore reduced the funding in this account accordingly.

The Committees on Appropriations are supportive of the Senate language regarding environmental and energy efficiency, but due to

funding constraints, did not provide \$10,000,000 for the use of photovoltaic energy in public buildings as authorized by the Energy Policy Act of 2005. However, GSA is encouraged to continue such efforts and is direct led to report to the Committees on Appropriations as stipulated in the Senate report.

The Administrator of the GSA is directed to report back to the Committees on Appropriations no later than 120 days after enactment of this Act on proposed and ongoing measures taken by the GSA to reduce Federal consumption of conventional diesel fuel through the use of blended renewable fuels and biofuels, in compliance with Executive Order 13423.

GSA should encourage Federal agencies to consider procurement of products, which when compared to similar products possess a technological improvement or other added value at the same or lower cost. Added value includes, but is not limited to, the protection of public health, the environment, or public safety, for example, rodent control.

OPERATING EXPENSES

The amended bill provides \$85,870,000 for Operating Expenses, instead of \$89,547,000 as proposed by the Senate. The House did not propose funding for this account. The amended bill does not include the Policy and Operations account as proposed by the House, which had consolidated the funding and activities of the Operating Expenses and Government-wide Policy accounts, as proposed by the President.

OFFICE OF INSPECTOR GENERAL

The amended bill includes \$48,382,000 for the Office of Inspector General (OIG), instead of \$53,382,000 as proposed by the House and \$52,682,000 as proposed by the Senate. The amended bill provides \$15,000 for payment of information and detection of fraud.

The following language from the Senate report with modifications, is included:

Neither GSA personnel nor associated contractors, subcontractors, or private attorneys will attempt to impede through intimidation or obfuscation, or in any other way, thwart an audit or investigation undertaken by the OIG under the Inspector General (IG) Act and may not access emails from or to the OIG for such purposes without permission;

GSA will not automatically obligate and disburse the funds appropriated for the OIG without prior OIG consent;

GSA will not attempt to impose any unwarranted or unexplained charges from OIG's appropriated funds. The OIG will, however, continue to be responsible for contributing to agency-wide support functions;

All budget submissions from OIG will be transmitted by GSA without any alteration to OMB, and all comments and passbacks from OMB on such submissions will be conveyed accurately to OIG;

GSA will not impose any freeze on hiring in OIG at any level, including the Senior Executive Service (SES), in order to facilitate the OIG's ability to implement the IG Act;

OIG shall exercise authority independent of GSA for processing the announcement and filling of all SES vacancies, including the processing of all personnel functions associated with those positions, allocated by GSA to OIG personnel functions within the OIG; OIG shall retain its authorization to perform all personnel functions for non-SES positions; and

The Administrator shall consider lapsed balance requests from the OIG in a timely manner before termination of the lapsed balance period. The OIG is directed to include lapsed balances in the annual budget submission.

ELECTRONIC GOVERNMENT FUND
(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$3,000,000 for the electronic government fund, instead of \$2,970,000 as proposed by the House and \$5,000,000 as proposed by the Senate. GSA is directed to evaluate the pricing structure of its services to Federal agencies to determine if GSA is overcharging its Federal clients and report back to the Committees on Appropriations its findings no later than 120 days after enactment of this Act.

ALLOWANCES AND OFFICE STAFF FOR FORMER PRESIDENTS
(INCLUDING TRANSFER OF FUNDS)

The amended bill includes \$2,478,000 for allowances and office staff for former presidents, instead of \$2,500,000 as proposed by both the House and the Senate. This reflects the decreased requirement for funding due to the passing of President Johnson's widow, "Lady Bird" Johnson.

FEDERAL CITIZEN INFORMATION CENTER FUND

The amended bill provides \$17,328,000 for the Federal Citizen Information Center, instead of \$15,798,000 as proposed by the House and \$17,790,000 as proposed by the Senate. The amended bill further provides reimbursable authority of up to \$42,000,000 to be deposited into the account for fiscal year 2008.

ADMINISTRATIVE PROVISIONS—GENERAL SERVICES ADMINISTRATION
(INCLUDING TRANSFERS OF FUNDS)

The amended bill includes the following administrative provisions for the General Services Administration that were proposed by both the House and the Senate:

Section 520 authorizing GSA to credit certain accounts with funds received from government corporations;

Section 521 authorizing the use of funds for the hire of motor vehicles;

Section 522 authorizing the transfer of funds from Federal Buildings Fund to other appropriations with the advance approval of Congress;

Section 523 limiting funds for courthouse construction to certain capital improvement plan standards;

Section 524 limiting funds to increase occupiable square feet, cleaning services, security enhancements or other services to agencies which do not pay the requested rent; and

Section 525 permitting GSA to pay small claims against the Government.

In addition, the amended bill includes the following administrative provisions:

Section 526 prohibits the use of funds for GSA to reorganize its organizational structure except through an operating plan change as proposed by the Senate.

Section 527 requires that the Administrator shall ensure that the delineated area of procurement for all lease agreements is identical to the delineated area included in the prospectus unless prior notice is given to the Committees in the form of an explanatory statement.

The Committees on Appropriations are concerned about the allocation of leased GSA office space in the Greater Washington, D.C. Metropolitan area. Evidence indicates that there is a disparity between the leased space awarded in Prince George's County and that of nearby jurisdictions in the Greater Washington, D.C. Metropolitan area. Specifically, the concern is regarding the lack of space awarded around Washington Metropolitan Area Transit Authority stations in Prince George's County, Maryland.

Furthermore, it is noted that lease prospectuses #PMD-01-WA07 and #PDC-05-WA07 have been awaiting procurement and the Committees expect compliance with the provisions authorized in the House Transportation & Infrastructure Committee's fiscal year 2008 lease resolutions.

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

The amended bill includes \$37,507,000 in direct appropriations and \$2,579,000 from appropriate trust funds, for salaries and expenses of the Board as proposed by the House and the Senate.

MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY TRUST FUND

(INCLUDING TRANSFER OF FUNDS)

The amended bill provides \$3,750,000 for the Morris K. Udall Scholarship and Excellence in National Environmental Policy Trust Fund as proposed by the Senate, instead of \$2,000,000 as proposed by the House.

ENVIRONMENTAL DISPUTE RESOLUTION FUND

The amended bill includes \$2,000,000 for the Environmental Dispute Resolution Fund as proposed by both the House and the Senate.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

OPERATING EXPENSES

The amended bill includes \$315,000,000 for operating expenses of the National Archives and Records Administration (NARA) as proposed by the House, instead of \$313,911,000 as proposed by the Senate. The amount represents an increase of \$2,126,000 above the Administration's request. The amount above the request is directed to be targeted first to restore the public research hours that were in place prior to October 2006, and then to provide for increases in NARA's archivist staff, to help reverse staffing reductions that have been made in recent years. NARA is directed to report to the Committees on Appropriations, within 30 days of enactment, on specific steps NARA is taking to restore the research hours and to bolster NARA's archivist workforce.

ELECTRONIC RECORDS ARCHIVES

The amended bill includes \$58,028,000 for the Electronic Records Archives (ERA) project, as proposed by both the House and the Senate. The amended bill also retains the directive requiring NARA to submit, and for the Committees on Appropriations to approve, a GAO-reviewed spending plan for ERA prior to the obligation of funds.

The Appropriations Committees are increasingly concerned about the ERA program, NARA's oversight of the program, and the reliability of the work of the ERA contractor. The program has already experienced significant delays, as well as a cost overrun of approximately \$15,000,000. Further, there has been no progress toward a cost-sharing agreement whereby NARA would share with the contractor the cost of the overrun. Failure to reach agreement on a cost share will mean that taxpayers will inevitably be left to pay the full amount of the cost overrun, even for delays and failures caused by the contractor.

In addition, the ERA program continues to face significant risks that could jeopardize the ability of NARA to receive the electronic records of the current Administration in time for the January 2009 change in Administrations. Such a delay would be particularly harmful, for example, in the case of electronic national security records that are classified. These records will be needed in an accessible format to facilitate the national security work of the next Administration. While the Appropriations Committees recognize that NARA is now planning to use a separate off-the-shelf system to receive the current Administration's records, this effort is in the early planning stages and its cost and schedule have yet to be fully established.

Further ERA project delays, especially at this important juncture, are unacceptable. NARA is directed to keep the Committees on Appropriations fully informed of the progress on the ERA effort and of efforts to reach a cost share agreement with the contractor on the cost overrun. NARA should also inform the Committees specifically of how the reallocation of funds from the ERA project to acquire a new system for Presidential records will affect the ERA project. In addition, NARA is directed to provide monthly ERA

progress reports, beginning no later than 30 days after enactment, to both GAO and to the Committees on Appropriations.

REPAIRS AND RESTORATION

The amended bill includes \$28,605,000 for repairs and restoration instead of \$16,095,000 as proposed by the House and \$25,173,000 as proposed by the Senate. The amended bill provides: (1) \$8,663,000 for ongoing repairs and restoration at NARA facilities; (2) \$8,000,000 for property acquisition, site preparation, construction, expansion, and renovation work for the John F. Kennedy Presidential Library; (3) \$750,000 for design work on renovations to the Franklin D. Roosevelt Presidential Library; (4) \$7,432,000 for construction of an archival addition to the Richard M. Nixon Presidential Library; and (5) \$3,760,000 to complete the repair and restoration of the plaza that surrounds the Lyndon Baines Johnson Presidential Library.

NARA is directed to update its comprehensive capital needs assessment for its entire infrastructure of presidential libraries and records facilities. The fiscal year 2008 President's Budget provided funding for ongoing repairs only to records facilities, leaving presidential libraries—some of which are in major disrepair—sorely in need of support and at risk for flooding and other potential dangers. The Appropriations Committees urge that the fiscal year 2009 President's Budget include funding for both records facilities and presidential libraries.

NATIONAL HISTORICAL PUBLICATIONS AND RECORDS COMMISSION GRANTS PROGRAM

(INCLUDING TRANSFER OF FUNDS)

The amended bill includes \$9,500,000 for NARA's grant program, instead of \$10,000,000 as proposed by the House and the Senate. Of the amount provided, \$2,000,000 is to be transferred to the operating expenses account.

The Appropriations Committees are concerned about the lengthy amount of time currently required to complete the publication of the Founding Fathers historical papers projects. These projects began in the 1960s and are expected to continue two or more decades until completion. Mindful of the technologies and tools currently available, the Committees believe the Archivist should accelerate the process for delivering the papers of the Founding Fathers to the American people. Therefore, the Archivist is directed, as Chairman of the NHPRC, to develop a comprehensive plan for the online electronic publication, within a reasonable timeframe, of the papers of the Founding Fathers and to submit this plan to the Committees on Appropriations no later than 90 days after the enactment of this Act.

ADMINISTRATIVE PROVISION—NATIONAL ARCHIVES AND RECORDS

ADMINISTRATION

The amended bill modifies language proposed by the Senate requiring NARA to include, as part of its fiscal year 2009 budget jus-

tifications, a prioritized capital needs assessment for NARA facilities.

NATIONAL CREDIT UNION ADMINISTRATION
CENTRAL LIQUIDITY FACILITY

The amended bill provides a limitation of \$1,500,000,000 on direct loans as proposed by both the House and the Senate.

COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

The amended bill includes \$975,000 for the Community Development Revolving Loan Fund, instead of \$1,000,000 as proposed by the House and \$950,000 as proposed by the Senate.

OFFICE OF GOVERNMENT ETHICS
SALARIES AND EXPENSES

The amended bill provides \$11,750,000 for salaries and expenses of the Office of Government Ethics as proposed by both the House and the Senate.

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

The amended bill includes \$101,765,000 for salaries and expenses as proposed by the House and the Senate. In addition, the amended bill transfers \$123,901,000 from the Office of Personnel Management (OPM) trust funds for salaries and expenses, instead of \$123,401,000 as proposed by the House and \$124,401,000 as proposed by the Senate. Of this amount, \$26,965,000 shall be for the cost of automating the retirement recordkeeping systems, instead of \$26,465,000 as proposed by the House and \$27,465,000 as proposed by the Senate.

As proposed by both the House and the Senate, the Appropriations Committees agree to provide up to \$2,500 for reception and representation costs, \$5,991,000 to remain available until expended for the enterprise human resources integration project, \$1,351,000 to remain available until expended for the human resources line of business project, \$340,000 to remain available until expended for the e-payroll project, and \$170,000 to remain available until expended for the e-training project.

The Federal Prevailing Rate Advisory Committee (FPRAC) has created a working group to consider new regulatory criteria for defining wage areas and to make recommendations to OPM. These criteria and recommendations will affect certain wage areas of interest to the Committees on Appropriations, including the Boston, Massachusetts, and the Narragansett Bay, Rhode Island, wage areas. The FPRAC shall report to the Committees on Appropriations on the working group's wage area criteria recommendations no later than April 30, 2008.

The Appropriations Committees understand that the Government Accountability Office (GAO) has concerns about whether

OPM is effectively managing the Retirement Systems Modernization (RSM) program, particularly regarding whether OPM is taking necessary actions to ensure that system tests are successfully executed and that all critical system defects are addressed prior to system deployment. Accordingly, not later than February 20, 2008, OPM shall submit a report to the Committees on Appropriations and GAO that includes RSM system test results and describes the status of system defect resolution. The report should also describe OPM's progress toward developing a reliable program cost estimate and instituting reliable earned value management for the RSM program. GAO shall provide the Committees on Appropriations and OPM with comments on the report.

OFFICE OF INSPECTOR GENERAL

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF TRUST FUNDS)

The amended bill provides \$1,519,000 for salaries and expenses as proposed by the House and the Senate. In addition, \$17,081,000 is provided from the OPM trust funds as proposed by the Senate, instead of \$16,981,000 as proposed by the House. Funding above the budget request is provided to support audits and investigations.

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES HEALTH
BENEFITS

The amended bill provides such sums as necessary for health benefits payments as proposed by both the House and the Senate.

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES LIFE
INSURANCE

The amended bill provides such sums as necessary for life insurance payments as proposed by both the House and the Senate.

PAYMENT TO THE CIVIL SERVICE RETIREMENT AND DISABILITY FUND

The amended bill provides such sums as necessary for retirement and disability payments as proposed by both the House and the Senate.

OFFICE OF SPECIAL COUNSEL

SALARIES AND EXPENSES

The amended bill includes \$17,468,000 for salaries and expenses for the Office of Special Counsel (OSC), instead of \$16,368,000 as proposed by both the House and the Senate. Additional funding of \$1,100,000 is included to assist OSC with computer forensics in connection with its Special Task Force investigations.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

The amended bill includes \$906,000,000 for the Securities and Exchange Commission (SEC), instead of \$908,442,000 as proposed by the House and \$905,330,000 as proposed by the Senate.

The amended bill includes \$20,000 to fund a permanent secretariat for the International Organization of Securities Commissions as proposed by the House, instead of \$13,000 as proposed by the Senate.

The amended bill permits not to exceed \$3,500 for official reception and representation expenses as proposed by the House, instead of \$3,000 as proposed by the Senate.

The amended bill provides that \$63,262,000 shall be derived from prior year unobligated balances, instead of \$41,397,000 as proposed by both the House and the Senate.

Smaller public companies deserve their own advocate within the SEC to help them face the joint challenge of meeting section 404 compliance deadlines with untested risk-based regulation. The Appropriations Committees recognize the important role of the Commission's Office of Small Business Policy and direct it to act as the Commission's Small Business Ombudsman. The Office is encouraged to maintain an 'open door' policy, regularly soliciting comments from small businesses and publishing their concerns within the Commission, to assure that the needs of small business are reflected in the Commission's rules, and in the interpretations and guidance the SEC provides to the public.

The Appropriations Committees are concerned about costs that may confront small businesses complying with section 404 of the Sarbanes-Oxley Act and related SEC guidance and Public Company Accounting Oversight Board auditing standards. Therefore, the Committees are supportive of the recent decision by the SEC to delay for an additional year the requirement for an auditor's attestation of management's assessment of internal controls. The Committees understand that the SEC is collecting cost data and will assess that data to determine whether the current guidance and standards, approved in May 2007, pose an unreasonable financial burden on small businesses. The SEC is directed to solicit the views of affected small businesses during this process.

SELECTIVE SERVICE SYSTEM

SALARIES AND EXPENSES

The amended bill includes \$22,000,000 as proposed by both the House and the Senate. The amended bill also includes language to allow the President to waive provisions of 31 U.S.C. 1341 when it is necessary for the interest of national defense.

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

The amended bill provides \$344,123,000 for the salaries and expenses account of the Small Business Administration (SBA), instead of \$346,553,000 as proposed by the House and \$412,103,000 as proposed by the Senate. An additional amount for initiatives related to small business development and entrepreneurship is provided under SBA administrative provisions.

Of the amounts provided under this heading, \$203,177,000 is for operating expenses of the SBA. In addition, a total of \$144,414,000 from other SBA accounts may be transferred to and merged with

the salaries and expenses account, resulting in a total availability for salaries and expenses of \$347,591,000. The additional amount consists of \$135,414,000 from the Business Loans Program account and \$9,000,000 (provided as part of Public Law 110-28) from the Disaster Loans Program account for the administrative expenses related to those accounts.

Non-Credit Programs.—No less than the following amounts shall be dedicated to these non-credit programs of the SBA:

(In thousands of dollars)	
Veterans Programs	\$743
7(j) Technical Assistance Programs	2,300
Small Business Development Centers	97,120
SCORE	4,950
Women's Business Centers	13,000
Women's Business Council	743
Native American Outreach	1,000
Drug-free Workplace Program	990
Microloan Technical Assistance	15,000
PRIME	3,000
HUBZone	2,100
 Total, non-credit programs	 140,946

In addition, the Appropriations Committees expect that the National Ombudsman; the Office of Advocacy, including support for the Advocacy Database; international trade programs; and the defense transition program receive no less than the fiscal year 2007 level of funding.

The amended bill does not include language proposed by the Senate to designate 41 percent of the total Women's Business Centers funding for centers in sustainability status.

The Appropriations Committees are aware that there are certain rural areas that are underutilized business areas but are excluded from HUBZone designation based on the current program authorization. SBA is encouraged to continue to examine ways to incorporate these areas into any future revisions of the Small Business Act.

OFFICE OF INSPECTOR GENERAL

The amended bill provides \$15,000,000 for the Office of Inspector General of the Small Business Administration as proposed by both the House and the Senate.

SURETY BOND GUARANTEES REVOLVING FUND

The amended bill provides \$3,000,000 for this account as proposed by both the House and the Senate.

BUSINESS LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFERS OF FUNDS)

The amended bill provides \$137,414,000 as proposed by the Senate, instead of \$217,944,000 as proposed by the House. The amount includes \$2,000,000 for subsidies for direct business loans as proposed by the Senate, instead of \$2,530,000 as proposed by the House. The Appropriations Committees note that entrepreneurs who have served on active duty in the military or are currently in

the National Guard and Reserve have particular challenges in maintaining the viability of their businesses. The SBA shall give veterans and service members as much support as possible in securing capital through the 7(a) loan guarantee program, including through the Patriot Express Loan Initiative and other SBA programs targeted at veterans.

The amended bill also includes \$135,414,000, within the total amount appropriated, for administrative expenses related to business loan programs as proposed by both the House and the Senate. The amount provided for administrative expenses may be transferred to and merged with the appropriation for SBA salaries and expenses to cover the common overhead expenses associated with business loans.

ADMINISTRATIVE PROVISIONS—SMALL BUSINESS ADMINISTRATION
(INCLUDING TRANSFER OF FUNDS)

Section 530 of the amended bill allows transfers between accounts as proposed by both the House and the Senate.

Section 531 requires that all loans issued in Alaska or North Dakota be administered by the Small Business Administration and not be sold during fiscal year 2008 as proposed by the Senate.

Section 532 modifies language proposed by the Senate to provide for technical corrections to Public Law 109–108.

Section 533 amends Public Law 110–28 by placing “up to” before \$25,000,000 provided for the disaster loan program.

Section 534 provides additional amounts for small business development and entrepreneurship initiatives, including programmatic and construction activities, to be awarded as follows:

Project Name	Amount
Abraham Lincoln National Airport Commission, Minority and Small Business Development and Procurement Opportunities	282,000
Adelante Development Center, Albuquerque, NM	500,000
Advantage West Economic Development Group, Certified Entrepreneurial Community Program	282,000
Alabama A&M Research Institute for Small Business Training and Development	200,000
Alabama Entrepreneurial Research Network, Small Business Incubator, Tuscaloosa, AL	250,000
Alabama Small Business Institute of Commerce, Small Business Incubator, Rainbow City, AL	200,000
Alleghany Highlands Economic Development Corporation to develop business assistance software tools	282,000
Altoona-Blair County Development Corporation's Entrepreneurial Institute, Altoona, PA	300,000
Arrowhead Center at New Mexico State University	900,000
Ashland County, OH, Career Center for the Northeast Central Ohio Bioscience Consortium	500,000
Barry University for the Institute for Community and Economic Development	175,000
Ben Franklin Technology Partners	250,000
Boston Chinatown Neighborhood Center Workforce Development Initiative	182,000
Bridgeport Regional Business Council for One Coast, One Future	250,000
Bronx Council on the Arts for marketing of local business arts initiatives	169,000
Brooklyn College, Entrepreneurial Center	282,000
Buffalo Niagara International Trade Foundation, World Trade Center Buffalo Niagara, Buffalo, NY	282,000
Business incubator, Illinois State University	250,000
California State University, Pasadena Biotech Training Facility	282,000
Caribbean American Chamber of Commerce and Industry, Caribbean American Trade Center/Business Incubator renovation	282,000
Cedarbridge small business incubator, Lakewood, NJ	467,882
Center for Economic Growth, Business Acceleration Program, Greene County, NY	282,000
Center for Entrepreneurial Growth, Hamilton County, TN	200,000
Center for Entrepreneurship and Technology, Reno, NV	200,000
Center for Rural Affairs for small business training and technical assistance website, Lyons, NE	250,000
Center for Women and Enterprise, RI, CWE Technology Learning Center	100,000
City of Buffalo, NY for small business assistance	500,000
City of Charlotte, NC, Belvedere Business Park Project	282,000
City of Chicago, IL, Small business assistance program for ex-offenders	282,000
City of Inglewood, CA, Grow Inglewood	500,000
City of Los Angeles, Adams-La Brea Retail Project	282,000
Colorado State University, Sustainable Biofuels Development Center	400,000
Columbus College of Art and Design for an industrial design center	300,000
Community Child Care Facility for the facilitation of daycare needs of small businesses in the area, Manhattan, KS	500,000
Community College of Philadelphia, Northeast Regional Center for Small Business Education, Growth, & Training	282,000
Connected Technologies Corridor, Athens, WV	150,000
Cuyahoga Community College, Veterans Outreach and Business Development Center	282,000

Dartmouth Regional Technology Center	282,000
Delaware County Community College Small Business Center, Media, PA	282,000
Detroit Economic Growth Corporation, Business Attraction program	282,000
Detroit Renaissance for a business district	282,000
DuPage Technology Park to establish a minority business incubator	250,000
Economic Development Coalition of Southeast Michigan for business accelerator, Wayne County, MI	500,000
Economic Development Coalition of Southeast Michigan, Ann Arbor SPARK Business Accelerator	282,000
Education Initiative, Benedictine University, Lisle, IL	750,000
Entrepreneurial Development Center Business Accelerator, Cedar Rapids, IA	650,000
Equipment for Pharmaceutical Small Business Development at the University of Kansas	700,000
Expansion of the Incubator at the Purdue Technology Center of Northwest Indiana	282,000
Experience Works, Inc in Richmond Hill, GA	500,000
Experience Works, Senior Community Service Employment Program, Arlington, VA	282,000
Fairplex Trade and Conference Center, Pomona, CA	250,000
Federal HUBZone Incubator in Elizabeth City, NC	282,000
Federation of Independent Illinois Colleges and Universities for training to address workforce shortage in nursing and allied health, Springfield, IL	250,000
First State Innovation, Inc. for business development organization focused on high tech businesses, Wilmington, DE	500,000
Florida Business Continuity and Risk Management Center, Pensacola, FL	500,000
Franklin Hospital archiving and communications system, Benton, IL	400,000
Friends of the Big South Fork for community and economic development	282,000
GAMBIT/FAST Manufacturing & Business Technology Center, Salt Lake City, UT	500,000
Grambling State University Expanding Minority Entrepreneurship Regionally Across the Louisiana Delta [EMERALD] Program (Lincoln Parish)	250,000
Great Plains Energy Corridor Coordinating Office, Bismarck, ND	250,000
Greater Harlem Chamber of Commerce	282,000
Greater North Louisiana Community Development Corporation	650,000
Greyston Foundation, Workforce Development Initiative, Yonkers, NY	282,000
Haddad Riverfront Park renovations, Charleston, WV	2,400,000
Hispanic business and demographic information initiative, University of Nevada, Reno.	400,000
Hispanic Chamber of Commerce of Metropolitan St. Louis to open and equip a business technology research center	500,000
Hispanic Information and Telecommunications Network telecommunication pilot initiative for small business development	282,000
Historic Downtown Retail Project, Valley Economic Development Center	282,000
Hudson Alpha Institute for Biotechnology facility	282,000
Illinois Department of Commerce and Economic Opportunity for statewide broadband infrastructure and connectivity, Springfield, IL	2,000,000
Illinois Institute of Technology, Innovating Manufacturing Education	282,000
Indiana State University, Center for New Business Development, Terre Haute, IN	500,000
Industrial Outreach Center at Mississippi State University	450,000
Innovation Center at the University of Mississippi for a business incubator	500,000
Inquilinos Boricuas en Acción's Employment Services Initiative	100,000
Institute for Advanced Learning and Research for a business development initiative	250,000
Jackson State University for continuation of the Lynch Street Corridor Redevelopment	500,000
John C. Calhoun Community College for robotics training equipment	175,000
Johnson and Wales University, Latino Business Outreach Program	182,000
Johnstown Area Regional Industries Incubator and Workforce Development program	282,000
Kulanu, Vocational Education Program for employment skills development	282,000

LaGuardia Community College, Emerging Designers Unit	282,000
Lewis and Clark State College for business training tools	153,000
Lorain County Community College, Entrepreneurship Innovation Center	282,000
Louisville Medical Center Development Corporation, LMCDC/MetaCyt Business Labs and Incubator	282,000
Macomb County Department of Planning and Economic Development, Macomb County Business Accelerator	282,000
Maritime Business Training Center for Construction of a Training Facility, Covington, LA	150,000
Marshalltown Community College for a rural entrepreneurship incubator	250,000
Medina County, OH, Office of Workforce Development	394,000
Mifflin County Industrial Development Corporation	175,000
Mississippi State University for the Convergence of Scientists and Entrepreneurs to Expedite Commercialization	600,000
Mississippi Technology Alliance Center for Innovation and Entrepreneurial Alliances.	1,000,000
Mitchell College of Business, Business Library and Career Resource Center	250,000
Montana State University's manufacturing extension center	200,000
Montana World Trade Center	583,000
Montgomery College, Germantown Biotechnology Project	282,000
Nanotechnology Applied Science Laboratory, North Dakota State College of Science	351,000
National Association of Development Organizations	100,000
National Federation of the Blind, Access to Libraries and Learning: Creating Technology for the Blind to promote entrepreneurship	282,000
New College Institute to support economic development and small business development	100,000
New Jersey Association of Women Business Owners for women's business growth initiative, Hamilton, NJ	150,000
Newport County Chamber of Commerce for marine trades training expansion, Newport, RI	500,000
North Carolina Rural Economic Development Center Rural Ventures Fund	282,000
North Iowa Area Community College for a regional economic development organization	100,000
North Side Industrial Development Co., New Business-New Beginning Program	150,000
Northeast Entrepreneur Fund, Northland Entrepreneur Development System for technical assistance, Virginia, MN	282,000
Northeast Louisiana Business and Community Development Center, University of Louisiana at Monroe	450,000
Northern Manhattan Coalition for Economic Development for business outreach center, New York, NY	275,000
Northwest Agriculture Business Center, Burlington, WA	400,000
Northwest Enterprise Center Network for business incubators, Spooner, WI	750,000
Northwestern University, Molecular Therapeutics and Diagnostics Building	282,000
Ohio University, Economic Development through Entrepreneurship in Appalachia	282,000
Oil Region Alliance of Business, Industry and Tourism	175,000
Operation New Hope in FL	350,000
Pelissippi Research Centre on the Oak Ridge Corridor R&D Community, Alcoa, TN	200,000
Peoria NEXT Innovation Center	250,000
Phoenix House, Drug-free workplace initiatives	282,000
Pontotoc/Union/Lee County Alliance for industrial park development and small business assistance.	1,500,000
Portland State University Science Research and Teaching Center	500,000
Ready to Work project in Ohio	400,000
Rio Hondo College, Automotive Technician Training Demonstration Project	282,000

Rochester Tooling and Machining Association for workforce development programs	125,000
Rock Valley College for a manufacturing career development and training program	125,000
Rockford Area Ventures Small Business Incubator and Technology Commercialization Center	125,000
Rockland Small Business Development Center, Small Business Employment Assistance	282,000
Rowan University South Jersey Technology Park, Glassboro, NJ	350,000
Safer Foundation for transitional employment placement, Chicago, IL	300,000
San Francisco Planning and Urban Research Association, SPUR Urban Center	282,000
Seattle-King County Workforce Development Council for Puget Sound regional economic development initiative	360,767
Seedco Financial Services Alabama Minority and Women-owned Business Enterprises (MWBEB) Investment Initiative for technical assistance and training	282,000
SEKTDA for economic and small business development in Southern and Eastern Kentucky	600,000
Sephardic Angel Fund Financial Literacy & Business Youth Education Project, Brooklyn, NY	282,000
SER-Jobs for Progress National, Dual-language Financial Literacy Technology Training	282,000
Shawnee State University for an Immersive Technology and Arts Center	250,000
Shoals Entrepreneurial Career Network Renovation, Small Business Incubator, Florence, AL	200,000
Sierra College for a mechatronics workforce training initiative	300,000
Small business development center at Highline Community College, Des Moines, WA	454,000
Small business trade assistance office, Prince George's County, MD	400,000
Soundview Community in Action technology and business development services	282,000
South Dakota School of Mines, Black Hills Nanoscale Minerals Institute, infrastructure development	282,000
South Side Innovation Center	100,000
South Topeka Boulevard Business Corridor for infrastructure upgrades, Topeka, KS	1,000,000
Southeastern Louisiana University Hispanic Business and Leadership Institute, Hammond, LA	100,000
Spanish American Merchants Association, Statewide Technical Assistance & Resource Program, Hartford, CT	282,000
St. Jerome's Church Community Center project for job skills training, Bronx, NY	150,000
Student Business Incubator at the University of Northern Iowa	500,000
Technical Education and Training Center, Sedgwick County, KS	1,000,000
Technology Entrepreneurship Development at the Kansas Technology Enterprise Corporation, Topeka, KS	428,351
TechRanch Technology Venture Center, Bozeman, MT	500,000
The Enterprise Center in TN	600,000
The Illinois Institute of Technology, technology incubator	282,000
The N2TEC Institute for a rural technology-based economic development program, Rapid City, SD	500,000
The University of Texas at San Antonio, UTSA Mexico Center, business development research	282,000
Thomas More College for training programs in the fields of health sciences and healthcare management	250,000
Thurgood Marshall College Fund for the Minority Community Small Business & Economic Development Initiative	282,000
Tribal Governance and Economic Development Center, Mashpee, MA	500,000
Uhlich Children's Advantage Network for job training, placement and retention services, Chicago, IL	250,000

University of Arkansas Research and Technology Park	500,000
University of Connecticut, Avery Point for the Avery Point Technology Incubation Center	282,000
University of Kentucky/New Product Development and Commercialization Center for Rural Manufacturers	900,000
University of Maryland-Baltimore BioPark	282,000
University of Missouri for an Asian Equities Research Center, Kansas City, MO	700,000
University of Missouri, Kansas City, KCSource Link, Vet Link for small business development for veterans	282,000
University of Notre Dame, Robinson Enterprises Community Learning Center	282,000
University of Pittsburgh at Bradford for an entrepreneurship center	43,000
University of South Florida to establish a Center for the Development of Information Technology	600,000
University of Southern Maine, Lewiston-Auburn College, The Learning Works project	282,000
University of Southern Mississippi National Center for Excellence in Economic Development and Entrepreneurship	300,000
University of Texas Brownsville International Trade Center	282,000
Urban League of Rochester, Minority and Women Business Development Programs	100,000
USS Saratoga Museum Foundation, workforce development program	282,000
Valley Economic Development Center, Technical Assistance Office	282,000
Valley Economic Development Center, Valley Initiative for Business Expansion	282,000
Vermont Center for Emerging Technologies for a small business incubator, Burlington, VT	750,000
Vermont Small Business Development Center for veterans' business program, Randolph Center, VT	300,000
Virginia Center for Innovative Technology energy independence program, Herndon, VA	225,000
Virginia Small Business Workforce Web Portal Project, Richmond, VA	500,000
Wallace State Community College for an integrated manufacturing center	175,000
Wayne County, MI, Department of Public Services to develop technologies to support small business	250,000
Wayne County, NY, for a business development initiative	300,000
West Virginia University Research Corporation for renovations of a small business incubator	282,000
Western MA Enterprise Fund, technical assistance for developing enterprises	282,000
Wheeling Park Commission for a conference center at National Training Center for Public Facility Managers, Wheeling, WV	1,000,000
Williamsburg County, South Carolina, commodity development small business initiative	282,000
Wittenberg University to expand business education	600,000
Women's Business Development Center, Stamford, CT	300,000
Women's Business Resource Center, New Orleans, LA	45,000
Workforce Initiative Association in Canton, OH	494,000
Youngstown Edison Incubator Corporation and the Youngstown Central Area Community Improvement Corp, Youngstown Business Incubator	282,000
Youngstown Warren Regional Chamber, Salute to Success, Business Entrepreneurship Incubator	282,000

UNITED STATES POSTAL SERVICE
PAYMENT TO THE POSTAL SERVICE FUND

The amended bill provides \$117,864,000 for payment to the Postal Service Fund as proposed by the Senate, instead of \$88,864,000 as proposed by the House. Of the total amount provided, \$88,864,000 is provided as an advance appropriation for free mail for the blind and overseas voters to be available on October 1, 2008. The agreement also includes \$29,000,000 for repayment for revenue forgone.

The Appropriations Committees are concerned about the findings of a Government Accountability Office (GAO) report released in June 2007, as well as GAO testimony before Congress in July 2007, that raise serious questions about the United States Postal Service's mail realignment efforts. The GAO noted its concerns relating to several issues, including "USPS's unclear criteria for selecting facilities and deciding on [area mail processing (AMP)] consolidations, the use of inconsistent data calculations, limited measures of the effect of changes on delivery performance, and a lack of appropriate stakeholder and public input when considering potential AMP consolidations." The Committees question the efficacy of proceeding with AMP consolidations if decisions are being made with inadequate data analysis and stakeholder input, and also if it is unclear whether such consolidations will adversely affect timely mail delivery. The Committees are particularly concerned about AMP consolidations in Sioux City, Iowa; Aberdeen, South Dakota; Bronx, New York; Pasadena, California; Canton, Ohio; and Detroit/Flint, Michigan. The Committees understand that the Postal Service will be providing updated AMP guidance on communications with the public in March 2008, as well as a Facilities Plan (as required by the Postal Accountability and Enhancement Act) in June 2008. GAO is directed to evaluate these reports to determine whether the Postal Service has implemented GAO's recommendations to strengthen planning and accountability in realignment efforts. GAO is further directed to report its findings to the Committees on Appropriations. The Postal Service is directed not to implement the above-referenced AMP consolidations until after the GAO has reported to the Committees and the Committees have had an opportunity to review the GAO findings.

The Appropriations Committees are also aware of concerns regarding a possible AMP consolidation relating to Alexandria, Louisiana. The Committees understand that there is currently no consolidation planned for Alexandria, and the Committees would oppose any effort to initiate a consolidation.

The Appropriations Committees are concerned about the condition of postal facilities in a number of municipalities in Puerto Rico, including Dorado, Guaynabo, Rincon, San German, Villalba, Yabucoa, and Yauco. The Postal Service, working with local officials and community leaders, should evaluate the needs of these communities and include these facilities in its nationwide priority list to ensure that capital resources are focused on the maintenance and enhancement of existing infrastructure at these facilities. The Postal Service is directed to report on these efforts to the Committees on Appropriations.

The Appropriations Committees are also concerned about the postal facility needs of the City of Indio, California. The current facility is inadequate to meet the City's needs given its rapid population growth. The Postal Service should work with City officials to evaluate the need for a new facility and report its findings to the Committees on Appropriations.

The Appropriations Committees are concerned about mail service delays in Chicago, Illinois. The Postal Service is directed to continue working with city officials and implement management reforms that will secure and maintain a high level of mail delivery service for postal consumers in Chicago. The Postal Service is also directed to regularly update the Committees on Appropriations on these efforts.

UNITED STATES TAX COURT

SALARIES AND EXPENSES

The amended bill includes \$45,326,000 for the United States Tax Court as proposed by the Senate, instead of \$45,069,000 as proposed by the House.

TITLE VI

GENERAL PROVISIONS—THIS ACT

The amended bill includes the following general provisions for this Act that were proposed by both the House and the Senate:

Section 601 regarding absorption of pay raises within levels provided in this or previous appropriations acts;

Section 602 prohibiting pay and other expenses for non-Federal parties in regulatory or adjudicatory proceedings funded in this Act;

Section 603 prohibiting obligations beyond the current fiscal year and prohibiting transfers of funds unless expressly so provided herein;

Section 604 limiting consulting service expenditures to contracts where such expenditures are a matter of public record, with exceptions;

Section 605 prohibiting funds from being transferred to any department, agency, or instrumentality of the United States without expressed authority;

Section 606 prohibiting the use of funds to engage in activities that would prohibit the enforcement of section 307 of the 1930 Tariff Act;

Section 607 concerning employment rights of Federal employees who return to their civilian jobs after assignment with the Armed Forces by prohibiting payment under certain circumstances to any employee who fills this position;

Section 608 prohibiting funds from being expended unless the recipient agrees to comply with the Buy American Act;

Section 609 prohibiting funding to a person or entity convicted of violating the Buy American Act;

Section 611 providing that not to exceed 50 percent of unobligated balances from salaries and expenses may remain available for certain purposes;

Section 612 providing that no funds may be used by the Executive Office of the President to request any official background investigation from the Federal Bureau of Investigation unless the person has given consent or there are national security circumstances;

Section 613 requiring that cost accounting standards not apply to a contract under the Federal Employees Health Benefits Program;

Section 614 permitting the Office of Personnel Management to accept funds regarding the nonforeign area cost of living allowances; and

Section 618 waiving restrictions on the purchase of non-domestic articles, materials, and supplies in the case of acquisition by the Federal Government of information technology.

In addition, the amended bill includes the following general provisions:

Section 610 specifies reprogramming procedures for all departments, agencies, and offices funded under this Act unless otherwise specified elsewhere in this Act. Reprogramming requirements apply to transfers in excess of \$5,000,000 or 10 percent, whichever is less, as proposed by the Senate, instead of \$1,000,000 or 10 percent, whichever is less, as proposed by the House. The amended bill also includes modified language that applies the requirements to a reprogramming of funds that creates or reorganizes offices, programs, or activities. Language is also included requiring that agencies consult with the Committees on Appropriations prior to any significant reorganization or restructuring. Agencies are expected to follow the reprogramming procedures even if a reprogramming falls below the \$5,000,000 or 10 percent threshold if such reprogramming would significantly change an agency's funding requirements in future years, or if programs or projects specifically cited in the reports of the House or Senate Committees on Appropriations or in this explanatory statement are affected.

Section 615 prohibits the expenditure of funds for abortions under the Federal Employees Health Benefits Program as proposed by the House.

Section 616 provides an exemption from section 615 if the life of the mother is in danger or if the pregnancy is a result of an act of rape or incest as proposed by the House.

Section 617 prohibits the use of funds for a proposed rule relating to the determination that real estate brokerage is a financial activity. This prohibition applies to fiscal years 2008 and 2009, instead of to only fiscal year 2008 as proposed by the House or to fiscal year 2008 and thereafter as proposed by the Senate.

Section 619 requires the Secretary of the Treasury to invest in full the amounts appropriated and contributed to the Harry S Truman Memorial Scholarship Trust Fund, as proposed by the House.

Section 620 establishes a prohibition on the acceptance by agencies or commissions funded by this Act, or by their officers or employees, of payment or reimbursement for travel, subsistence, or related expenses from any person or entity (or their representative) that engages in activities regulated by such agencies or commissions. The Appropriations Committees are troubled by recent reports of senior officers and staff of a regulatory agency accepting

gift travel. Accepting such payment or reimbursement from regulated entities raises serious questions about the ability of a regulatory agency to carry out its mission in a fair and unbiased manner.

Section 621 prohibits funds from being used by the Federal Communications Commission to implement the Fairness Doctrine, as proposed by the House.

Section 622 requires quarter dollars issued during 2009 to have designs on the reverse side commemorating the District of Columbia and each of the U.S. territories.

Section 623 directs the Treasury Department, as soon as is practicable, to move the inscription "In God We Trust" on the \$1 coin from the edge to the face of the coin.

Section 624 appropriates \$600,000 for the Christopher Columbus Fellowship Foundation.

The amended bill does not include section 617 of the Senate bill relating to increased penalties under section 206 of the International Emergency Economic Powers Act.

The amended bill does not include section 618 of the Senate bill relating to reporting on activities of the petroleum industry in Sudan.

The amended bill does not include section 619 of the Senate bill relating to a prohibition on funds to enforce a provision of the Cuban Assets Control Regulations regarding agricultural and medical sales to Cuba.

The amended bill does not include section 620 of the Senate bill concerning agricultural and medical-related sales to Cuba.

The amended bill does not include section 621 of the House bill relating to additional amounts for small business development and entrepreneurship initiatives. This provision is now under the heading "Administrative Provisions—Small Business Administration".

TITLE VII

GENERAL PROVISIONS—GOVERNMENT-WIDE

DEPARTMENTS, AGENCIES, AND CORPORATIONS

The amended bill includes the following government-wide general provisions that were proposed by both the House and the Senate:

Section 701 allowing, hereafter, payment for travel of families serving overseas to the United States in case of death or life threatening illness;

Section 702 requiring all agencies have a written policy for ensuring a drug free workplace;

Section 703 setting specific limits on the cost of passenger vehicles with exceptions for police, heavy duty, electric hybrid and clean fuels vehicles;

Section 704 making appropriations available for quarters/cost of living allowances;

Section 705 prohibiting the government from employing non-US citizens (with exceptions) whose posts are in the continental United States;

Section 706 ensuring that appropriations made available to any department or agency for space, services and rental charges shall also be available for payment to the GSA;

Section 707 allowing the use of receipts from the sale of materials for acquisition, waste reduction and prevention, environmental management programs and other Federal employee programs as appropriate;

Section 708 permitting that funds for administrative expenses shall also be available for rent in the District of Columbia, services under 5 U.S.C. 3109, and other objects specified in this head;

Section 709 prohibiting, hereafter, funds to pay to hire someone for a position for which they have been rejected by the Senate;

Section 710 prohibiting funds for interagency financing boards (with exception), commissions, councils, committees or similar groups without prior approval to receive multi-agency funding;

Section 711 precluding funds for regulations which have been disapproved by joint resolution;

Section 712 setting ceilings on pay rates for certain Federal employees for fiscal year 2008;

Section 713 limiting the amount of funds that can be used for redecoration of offices under certain circumstances to \$5,000, unless approved by the Committees on Appropriations;

Section 714 allowing for interagency funding of national security and emergency preparedness telecommunications initiatives;

Section 715 requiring agencies to certify that a Schedule C appointment was not created solely or primarily to detail the employee to the White House;

Section 716 requiring, hereafter, agencies to administer a policy designed to ensure that all workplaces are free from discrimination and sexual harassment;

Section 717 prohibiting the payment of any employee who prohibits, threatens, prevents or otherwise penalizes another employee from communicating with Congress;

Section 718 prohibiting Federal training not directly related to the performance of official duties;

Section 719 preventing funds from being used to implement or enforce non-disclosure agreement policies unless certain provisions are included;

Section 720 prohibiting propaganda, publicity and lobbying by executive agency personnel in support or defeat of legislative initiatives;

Section 721 prohibiting any Federal agency from disclosing an employee's home address to any labor organization, absent employee authorization or court order;

Section 722 prohibiting funds to be used to provide non-public information such as mailing or telephone lists to any person or organization outside the government without the approval of the Committees on Appropriations;

Section 723 prohibiting the use of funds for propaganda and publicity purposes not authorized by Congress;

Section 724 directing agency employees to use official time in an honest effort to perform official duties;

Section 725 authorizing the use of funds to finance an appropriate share of the Federal Accounting Standards Advisory Board administrative costs;

Section 726 authorizing the transfer of funds to GSA to finance various government-wide boards and commissions;

Section 727 permitting breastfeeding in a Federal building or on Federal property if the woman and child are authorized to be there;

Section 728 permitting interagency funding of the National Science and Technology Council and requiring OMB to provide a report on the budget and resources of the National Science and Technology Council;

Section 729 requiring that the Federal forms that are used in distributing Federal funds must indicate the agency providing the funds, the domestic catalogue information, and the amount provided;

Section 731 prohibiting the use of funds to monitor personal information relating to the use of Federal Internet sites to collect, review, or create any aggregate list that includes personally identifiable information relating to access to or use of any Federal Internet site of such agency;

Section 732 requiring health plans participating in the Federal Employees Health Benefits Program to provide contraceptive coverage and providing exemptions to certain religious plans;

Section 733 providing recognition of the U.S. Anti-Doping Agency as the official anti-doping agency for Olympic, Pan American and Paralympic sport in the United States;

Section 734 allowing funds for official travel to be used by departments and agencies, if consistent with OMB and Budget Circular A-126, to participate in the fractional aircraft ownership pilot program;

Section 735 prohibiting funds for implementation of OPM regulations limiting detailees to the Legislative Branch, and implementing limitations on the Coast Guard Congressional Fellowship Program;

Section 736 restricting the use of funds for Federal law enforcement training facilities with an exception for the Federal Law Enforcement Training Center;

Section 739 precluding the use of funds to convert to contractors, if more than 10 federal employees perform the activity, unless the analysis reveals that savings would exceed 10 percent of the most efficient organization personnel cost or \$10,000,000, whichever is less;

Section 740 providing that the adjustment in rates of basic pay for employees under statutory pay systems taking effect in fiscal year 2008 shall be an increase of 3.5 percent;

Section 741 prohibiting executive branch agencies from creating prepackaged news stories that are broadcast or distributed in the United States unless the story includes a clear notification within the text or audio of that news story that the

prepackaged news story was prepared or funded by that executive branch agency;

Section 743 requiring agencies to evaluate the creditworthiness of an individual before issuing a government travel charge card and prohibiting agencies from issuing a government travel charge card to individuals who have an unsatisfactory credit history; and

Section 749 concerning references to "this Act".

In addition, the amended bill includes the following general provisions:

Section 730 modifies language proposed by the House and the Senate concerning agency franchise funds. The authorization for franchise funds is extended by modifying subsection (f) of section 403 of Public Law 103-356. The modified subsection would terminate franchise fund authority for only the Department of Homeland Security on October 1, 2008.

Section 737 modifies a provision proposed by the House and the Senate regarding budget information required for E-Government initiatives. The amended bill requires agencies to provide information on E-Government initiatives, including Lines of Business, in their fiscal year 2009 budget justifications so that the Committees on Appropriations can either approve or disapprove funding for those initiatives at the time appropriations bills are being prepared. The Appropriations Committees are concerned over the use of the "pass the hat" method of financing E-Government initiatives and how such financing may divert scarce resources from agencies' primary missions. Approval of the Committees on Appropriations for transfers relating to E-Government initiatives is essential.

Section 738 provides authority to transfer funds between agencies to ensure the uninterrupted, continuous operation of the Midway Atoll Airfield, as proposed by the Senate.

Section 742 prohibits funds in this Act from being used in contravention of the Privacy Act as proposed by the House and the Senate. In addition, this section amends division H of the Consolidated Appropriations Act, 2005 with respect to agency Inspector General reviews of privacy and data protection policies and procedures.

Section 744 requires the Office of Management and Budget to submit a crosscut budget report on Great Lakes restoration activities not later than 30 days after the submission of the budget of the President to Congress, as proposed by the House.

Section 745 prohibits funds in this or any Act to be used for Federal contracts with expatriated entities, as proposed by the Senate. The House included similar language as section 620.

Section 746 requires each agency to establish, on the homepage of its website, a link to the website of its Inspector General, and requires each Office of Inspector General to post public reports and audits within one day of release, allows an individual to request automatic receipt of information relating to any public report or audit, and establishes and maintains a link for individuals to anonymously report waste, fraud and abuse, as proposed by the Senate.

Section 747 prohibits the expenditure of funds on public-private competitions under Office of Management and Budget (OMB) Circular A-76, or direct conversions, related to the Human Resources

Lines of Business initiative until 60 days after OMB submits a report to the Committees on Appropriations addressing several specified issues of concern. The section also would require that OMB submit a copy of its report to the Government Accountability Office (GAO) when it is submitted to the Committees. GAO is required to brief the Committees on its views of the OMB report within 45 days of receiving it. OMB shall provide GAO with full and timely access to the documents, analyses, and personnel the GAO determines it needs to conduct a thorough review of the OMB report and provide the Committees with its views.

Section 748 requires the Office of Management and Budget to establish a pilot program to develop and implement an inventory to track the cost and size of service contracts in at least three cabinet-level departments. The program will give particular attention to contracts that have been performed poorly by a contractor because of excessive costs or inferior quality. In conducting the pilot program, the Office of Management and Budget is expected to use the methodology developed by the Department of the Army, pursuant to the Secretary of the Army's January 7, 2005 Memorandum on Accounting for Contract Services. Within 60 days of enactment, the Office of Management and Budget shall provide the Committees on Appropriations with a cost estimate for developing and implementing the pilot program.

TITLE VIII

GENERAL PROVISIONS—DISTRICT OF COLUMBIA

The amended bill includes the following general provisions for the District of Columbia that were proposed by both the House and the Senate:

Section 801 specifying that appropriations are made for particular purposes and shall be considered the maximum for those purposes;

Section 802 authorizing that appropriations are available for travel and dues of organizations;

Section 803 allowing for the use of local funds for making refunds or paying judgments against the District of Columbia government;

Section 805 establishing reprogramming and transfer requirements;

Section 806 providing that appropriations under this Act shall be applied to objects for which the appropriation was made;

Section 808 requiring reporting on the District of Columbia's fiscal year 2008 revenue estimates by the end of the first quarter of fiscal year 2008 for use in the fiscal year 2009 request;

Section 810 prohibiting the use of Federal funds to implement the District of Columbia's Health Care Benefits Act of 1992;

Section 811 allowing the Mayor to accept, obligate and expend Federal, private and other grants received by the District of Columbia not reflected in the amounts appropriated in this Act;

Section 813 prohibiting the use of Federal funds for a petition or civil action which seeks to require voting rights for the District of Columbia in Congress;

Section 814 prohibiting Federal funds to be used for needle distribution, allowing the District of Columbia to utilize local funds for this purpose;

Section 815 requiring the chief financial officers of the District of Columbia agencies to certify that they understand the duties and restrictions applicable as a result of this Act;

Section 816 concerning a "conscience clause" on legislation that pertains to contraceptive coverage by health insurance plans;

Section 818 requiring the District of Columbia to submit an updated budget no later than 30 days after enactment of this Act;

Section 819 prohibiting funds in this Act to be used to pay the fees in excess of \$4,000 of an attorney in a suit brought against the District of Columbia under the Individuals with Disabilities Act;

Section 821 allowing for the increase in spending of "Other-Type Funds" under certain conditions;

Section 822 allowing the Chief Financial Officer to conduct short term borrowing;

Section 823 prohibiting the use of funds in this Act to enact or carry out any law that legalizes or reduces the penalty for the use of controlled substances;

Section 824 prohibiting the use of funds in this Act for abortion services;

Section 825 allowing for a separate appropriation for the Public Defenders Service in the District of Columbia; and

Section 828 specifying that references to this Act in this title and title IV are treated as referring only to the provisions of this title and title IV.

In addition, the amended bill includes the following general provisions:

Section 804 prohibits Federal funds from being used for propaganda designed to support or defeat legislation before the Congress as proposed by the Senate, but allows the District of Columbia to use local funds to lobby on any matter.

Section 807 clarifies the application of the District Government Reemployment Annuitant Offset Elimination Act of 2004 to certain employees.

Section 809 prohibits use of Federal funds for the salaries and expenses of a Shadow Senator or U.S. Representative as proposed by the Senate.

Section 812 establishes the parameters for which certain District of Columbia employees may use a vehicle meant for official duties to travel to and from work, and adds the Department of Corrections as proposed by the Senate.

Section 817 requires an annual report on crime, access to substance abuse treatment, management of parolees, education, rat abatement and indicators of child well-being as proposed by the Senate.

Section 820 allows the appropriation to be increased by no more than \$100,000,000 from unexpended general funds for certain purposes, instead of \$42,000,000 as proposed by the House and \$50,000,000 as proposed by the Senate.

Section 826 authorizes the transfer of local operating funds to capital and enterprise funds as proposed by the Senate.

Section 827 modified from the Senate bill, provides for the collection and use of funds under the Student Funding Formula Assessment, Educational Data Warehouse, and Enrollment Fund Establishment Amendment Act of 2007.

The amended bill does not include section 828 of the Senate bill which would authorize the District of Columbia to provide a pay increase for the position of the chief financial officer.

The amended bill does not include section 829 of the Senate bill which would have changed the current law on the transfer of unobligated balances in the Crime Victims Compensation Fund from the District of Columbia Courts to the District's Office of Victim Services. However, the District of Columbia Courts are urged to collaborate with the Office of Victim Services to develop guidelines for consistent and reasonable hourly rates for counselors and other service providers and to address cost-effective and appropriate ways to meet the shelter and transitional housing needs of persons served. The District of Columbia Courts and the Office of Victim Services are directed to inform the Committees on Appropriations on the status of the collaborative efforts within 120 days of enactment.

The amended bill does not include House section 901 prohibiting funds from being used to implement Executive Order No. 13422.

The amended bill does not include House section 902 prohibiting funds for the purchase of light bulbs unless the light bulbs have the "ENERGY STAR" or "Federal Energy Management Program" designation.

The amended bill does not include section 903 of the House bill concerning agricultural and medical-related sales to Cuba.

The amended bill does not include House section 904 prohibiting funds in this Act from being used by the Selective Service System to prepare for, plan, or execute the Area Office Mobilization Prototype Exercise. The amended bill does not provide funding for this exercise.

The amended bill does not include House section 905 prohibiting funds for the Securities and Exchange Commission to be used to enforce the requirements of section 404 of the Sarbanes-Oxley Act with respect to non-accelerated filers under section 210.2-02T of title 17, Code of Federal Regulations. This matter is further addressed in this explanatory statement under the Securities and Exchange Commission heading.

The amended bill does not include House section 906 prohibiting funds for the Small Business Administration to be used for the Mitchell County Development Foundation, Inc. This project has been removed from the list of small business development and entrepreneurship initiatives receiving funding, so the provision is not necessary.

Section 907 of the House bill, prohibiting funds to implement section 5112(n)(2)(C) of title 31, United States Code, is addressed with modified language in title VI of this Act.

Section 908 of the House bill, concerning the Fairness Doctrine, is addressed in title VI of this Act.

Section 909 of the House bill, prohibiting Federal funds from being used to implement or enforce the District of Columbia's Health Care Benefits Expansion Act of 1992, is addressed in title VIII of this Act.

**DISCLOSURE OF EARMARKS AND CONGRESSIONALLY DIRECTED
SPENDING ITEMS**

Following is a list of earmarks and congressionally directed spending items (as defined in clause 9 of rule XXI of the Rules of the House of Representatives and rule XLIV of the Standing Rules of the Senate, respectively) included in the House amendment or this explanatory statement, along with the name of each Senator, House Member, Delegate, or Resident Commissioner who submitted a request to the committee of jurisdiction for each item so identified. Items which did not appear in the House or Senate versions of H.R. 2829 or the accompanying committee reports are marked with an asterisk. Neither the House amendment nor the explanatory statement contains any limited tax benefits or limited tariff benefits as defined in the applicable House and Senate rules.

FINANCIAL SERVICES AND GENERAL GOVERNMENT

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Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	Abraham Lincoln National Airport Commission, Minority and Small Business Development and Procurement Opportunities	282,000	Jackson	
SBA	Adelante Development Center, Albuquerque, NM	500,000	Wilson (NM), Pearce	Domenici
SBA	Advantage West Economic Development Group, Certified Entrepreneurial Community Program	282,000	Shuler	
SBA	Alabama A&M Research Institute for Small Business Training and Development	200,000	Cramer	Shelby
SBA	Alabama Entrepreneurial Research Network, Small Business Incubator, Tuscaloosa, AL	250,000		Shelby
SBA	Alabama Small Business Institute of Commerce, Small Business Incubator, Rainbow City, AL	200,000		Shelby
SBA	Allegheny Highlands Economic Development Corporation to develop business assistance software tools	282,000	Boucher	
SBA	Altoona-Blair County Development Corporation's Entrepreneurial Institute, Altoona, PA	300,000	Shuster	Specter
SBA	Arrowhead Center at New Mexico State University	900,000	Pearce	Domenici
SBA	Ashland County, OH, Career Center for the Northeast Central Ohio Bioscience Consortium	500,000	Regula	
SBA	Barry University for the Institute for Community and Economic Development	175,000	Mahoney, Wasserman Schultz	Martinez, Nelson (FL)
SBA	Ben Franklin Technology Partners	250,000	Dent	
SBA	Boston Chinatown Neighborhood Center Workforce Development Initiative	182,000	Capuano	
SBA	Bridgewater Regional Business Council for One Coast, One Future	250,000	Shays	
SBA	Bronx Council on the Arts for marketing of local business arts initiatives	163,000	Serrano	
SBA	Brooklyn College, Entrepreneurial Center	282,000	Towns	Schumer, Clinton

SBA	Buffalo Niagara International Trade Foundation, World Trade Center Buffalo Niagara, Buffalo, NY	282,000	Higgins, Reynolds	Schumer, Clinton
SBA	Business incubator, Illinois State University	250,000	Weller	Durbin
SBA	California State University, Pasadena BioTech Training Facility	282,000	Schiff	
SBA	Caribbean American Chamber of Commerce and Industry, Caribbean American Trade Center/Business Incubator renovation	282,000	Clarke	
SBA	Cedabridge small business incubator, Lakewood, NJ	467,882	Smith (NJ)	Menendez
SBA	Center for Economic Growth, Business Acceleration Program, Greene County, NY	282,000	Gillibrand	Schumer, Clinton
SBA	Center for Entrepreneurial Growth, Hamilton County, TN	200,000		Alexander
SBA	Center for Entrepreneurship and Technology, Reno, NV	200,000		Reid
SBA	Center for Rural Affairs for small business training and technical assistance website, Lyons, NE	250,000		Nelson (NE)
SBA	Center for Women and Enterprise, RI, CME Technology Learning Center	100,000	Kennedy	
SBA	City of Buffalo, NY for small business assistance	500,000	Slaughter, Higgins	Clinton, Schumer
SBA	City of Charlotte, NC, Belvedere Business Park Project	282,000	Watt	Burr, Dole
SBA	City of Chicago, IL, Small business assistance program for ex-offenders	282,000	Davis (IL)	
SBA	City of Inglewood, CA, Grow Inglewood	500,000	Waters	Feinstein
SBA	City of Los Angeles, Adams-La Brea Retail Project	282,000	Watson	
SBA	Colorado State University, Sustainable Biofuels Development Center	400,000	DeGette, Musgrave, Perlman, Udall (CO)	Salazar
SBA	Columbus College of Art and Design for an industrial design center	300,000	Price	
SBA	Community Child Care Facility for the facilitation of daycare needs of small businesses in the area, Manhattan, KS	500,000		Roberts
SBA	Community College of Philadelphia, Northeast Regional Center for Small Business Education, Growth, & Training	282,000	Murphy, P. (PA), Schwartz	

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	Connected Technologies Corridor, Athens, WV	150,000	Rahall	
SBA	Cuyahoga Community College, Veterans Outreach and Business Development Center	282,000	Tubbs-Jones	
SBA	Dartmouth Regional Technology Center	282,000	Hodes	
SBA	Delaware County Community College Small Business Center, Media, PA	282,000	Sestak, Gerlach	
SBA	Detroit Economic Growth Corporation, Business Attraction program	282,000	Kilpatrick	Levin, Stabenow
SBA	Detroit Renaissance for a business district	282,000	Conyers	Levin, Stabenow
SBA	Dulcetech Technology Park to establish a minority business incubator	250,000	Hastert	
SBA	Economic Development Coalition of Southeast Michigan for business accelerator, Wayne County, MI	500,000	Conyers	Levin, Stabenow
SBA	Economic Development Coalition of Southeast Michigan, Ann Arbor SPARK Business Accelerator	282,000	Dingell	
SBA	Education Initiative, Benedictine University, Lisle, IL	750,000		Obama
SBA	Entrepreneurial Development Center Business Accelerator, Cedar Rapids, IA	650,000	Loebbecke	Harkin, Grassley
SBA	Equipment for Pharmaceutical Small Business Development at the University of Kansas	700,000		Brownback
SBA	Expansion of the incubator at the Purdue Technology Center of Northwest Indiana	282,000	Visclosky	
SBA	Experience Works, Inc in Richmond Hill, GA	500,000	Kingston	
SBA	Experience Works, Senior Community Service Employment Program, Arlington, VA	282,000	Skelton	
SBA	Fairplex Trade and Conference Center, Pomona, CA	250,000	Dreier, Napolitano	
SBA	Federal HUBZone Incubator in Elizabeth City, NC	282,000	Butterfield	

SBA	Federation of Independent Illinois Colleges and Universities for training to address workforce shortage in nursing and allied health, Springfield, IL	250,000	Davis (IL)	Obama
SBA	First State Innovation, Inc. for business development organization focused on high tech businesses, Wilmington, DE.	500,000	Castle	Biden, Carper
SBA	Florida Business Continuity and Risk Management Center, Pensacola, FL	500,000		Nelson (FL)
SBA	Franklin Hospital archiving and communications system, Benton, IL	400,000		Durbin
SBA	Friends of the Big South Fork for community and economic development	282,000	Davis (TN)	
SBA	GAMBIT/FAST Manufacturing & Business Technology Center, Salt Lake City, UT	500,000		Bennett
SBA	Grambling State University Expanding Minority Entrepreneurship Regionally Across the Louisiana Delta (EMER-ALDI) Program (Lincoln Parish)	250,000		Landrieu
SBA	Great Plains Energy Corridor Coordinating Office, Bismarck, ND	250,000	Pomeroy	Dorgan, Conrad
SBA	Greater Harlem Chamber of Commerce	282,000		Rangel
SBA	Greater North Louisiana Community Development Corporation	650,000		Alexander
SBA	Greyston Foundation, Workforce Development Initiative, Yonkers, NY	282,000	Lowey	
SBA	Haddad Riverfront Park renovations, Charleston, WV	2,400,000		Byrd
SBA	Hispanic business and demographic information initiative, University of Nevada, Reno	400,000		Reid
SBA	Hispanic Chamber of Commerce of Metropolitan St. Louis to open and equip a business technology research center	500,000		Bond
SBA	Hispanic Information and Telecommunications Network telecommunication pilot initiative for small business development	282,000	Velázquez	
SBA	Historic Downtown Retail Project, Valley Economic Development Center	282,000		Royal-Allard
SBA	Hudson Alpha Institute for Biotechnology facility	282,000	Cramer	

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	Illinois Department of Commerce and Economic Opportunity for statewide broadband infrastructure and connectivity, Springfield, IL	2,000,000		Durbin
SBA	Illinois Institute of Technology, Innovating Manufacturing Education	282,000	Bean	
SBA	Indiana State University, Center for New Business Development, Terre Haute, IN	500,000	Ellsworth	Bayh
SBA	Industrial Outreach Center at Mississippi State University	450,000		Cochran
SBA	Innovation Center at the University of Mississippi for a business incubator	500,000		Cochran
SBA	Inquilinos Bonicias en Acción's Employment Services Initiative	100,000	Capuano	
SBA	Institute for Advanced Learning and Research for a business development initiative	250,000	Goode	
SBA	Jackson State University for continuation of the Lynch Street Corridor Redevelopment	500,000		Cochran
SBA	John C. Calhoun Community College for robotics training equipment	175,000	Aderholt, Cramer	
SBA	Johnson and Wales University, Latino Business Outreach Program	182,000	Kennedy	
SBA	Johnstown Area Regional Industries Incubator and Workforce Development program	282,000	Murtha	
SBA	Kulanu, Vocational Education Program for employment skills development	282,000	McCarthy (NY)	
SBA	LaGuardia Community College, Emerging Designers Unit	282,000	Maloney	
SBA	Lewis and Clark State College for business training tools	153,000	Sali	
SBA	Lorain County Community College, Entrepreneurship Innovation Center	282,000	Kaptur, Sutton	
SBA	Louisville Medical Center Development Corporation, LMCD/MetaCyt Business Labs and Incubator	282,000	Yarmuth	

SBA	Macomb County Department of Planning and Economic Development, Macomb County Business Accelerator	282,000	Levin
SBA	Maritime Business Training Center for Construction of a Training Facility, Covington, LA	150,000	Vitter
SBA	Marshalltown Community College for a rural entrepreneurship incubator	250,000	Latham
SBA	Medina County, OH, Office of Workforce Development	394,000	Regula
SBA	Mifflin County Industrial Development Corporation	175,000	Peterson (PA)
SBA	Mississippi State University for the Convergence of Scientists and Entrepreneurs to Expedite Commercialization	600,000	Wicker
SBA	Mississippi Technology Alliance Center for Innovation and Entrepreneurial Alliances	1,000,000	Cochran
SBA	Mitchell College of Business, Business Library and Career Resource Center	250,000	Shelby
SBA	Montana State University's manufacturing extension center	200,000	Rehberg
SBA	Montana World Trade Center	583,000	Rehberg
SBA	Montgomery College, Germantown Biotechnology Project	282,000	Van Hollen, Wynn
SBA	Nanotechnology Applied Science Laboratory, North Dakota State College of Science	351,000	Dorgan, Conrad
SBA	National Association of Development Organizations	100,000	Walsh
SBA	National Federation of the Blind, Access to Libraries and Learning: Creating Technology for the Blind to promote entrepreneurship	282,000	Sarbanes, Jefferson, Ruppersberger, Cummings, Alexander
SBA	New College Institute to support economic development and small business development	100,000	Goode
SBA	New Jersey Association of Women Business Owners for women's business growth initiative, Hamilton, NJ	150,000	Lautenberg
SBA	Newport County Chamber of Commerce for marine trades training expansion, Newport, RI	500,000	Reed, Whitehouse
SBA	North Carolina Rural Economic Development Center Rural Ventures Fund	282,000	Burr, Dole
SBA	North Iowa Area Community College for a regional economic development organization	100,000	Grassley

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	North Side Industrial Development Co., New Business-New Beginning Program	150,000	Doyle	
SBA	Northeast Entrepreneur Fund, Northland Entrepreneur Development System for technical assistance, Virginia, MN	282,000	Oberstar	
SBA	Northeast Louisiana Business and Community Development Center, University of Louisiana at Monroe	450,000	Alexander	Landrieu
SBA	Northern Manhattan Coalition for Economic Development for business outreach center, New York, NY	275,000		Schumer, Clinton
SBA	Northwest Agriculture Business Center, Burlington, WA	400,000	Larsen	Murray
SBA	Northwest Enterprise Center Network for business incubators, Spooner, WI	750,000		Kohl
SBA	Northwestern University, Molecular Therapeutics and Diagnostics Building	282,000		Schakowsky
SBA	Ohio University, Economic Development through Entrepreneurship in Appalachia	282,000		Space, Wilson (OH)
SBA	Oil Region Alliance of Business, Industry and Tourism	175,000		Peterson (PA)
SBA	Operation New Hope in FL	350,000	Crenshaw	
SBA	Pellissippi Research Centre on the Oak Ridge Corridor R&D Community, Alcoa, TN	200,000	Duncan	Alexander
SBA	Peoria NEXT Innovation Center	250,000	LaHood	
SBA	Phoenix House, Drug-free workplace initiatives	282,000	Weiner	
SBA	Pontotoc/Union/Lee County Alliance for industrial park development and small business assistance	1,500,000		Cochran
SBA	Portland State University Science Research and Teaching Center	500,000	Wu, Walden	Wyden
SBA	Ready to Work project in Ohio	400,000	Regula	
SBA	Rio Hondo College, Automotive Technician Training Demonstration Project	282,000	Solis	

SBA	Rochester Tooling and Machining Association for workforce development programs	125,000	Reynolds
SBA	Rock Valley College for a manufacturing career development and training program	125,000	Manzillo
SBA	Rockford Area Ventures Small Business Incubator and Technology Commercialization Center	125,000	Manzillo
SBA	Rockland Small Business Development Center, Small Business Employment Assistance	282,000	Engel
SBA	Rowan University South Jersey Technology Park, Glassboro, NJ	350,000	Andrews
SBA	Safer Foundation for transitional employment placement, Chicago, IL	300,000	Davis (IL)
SBA	San Francisco Planning and Urban Research Association, SPUR Urban Center	282,000	Pelosi
SBA	Seattle-King County Workforce Development Council for Puget Sound regional economic development initiative	360,767	Murray
SBA	Seedco Financial Services Alabama Minority and Women-owned Business Enterprises (M/WBE) Investment Initiative for technical assistance and training	282,000	Davis (AL)
SBA	SEKIDA for economic and small business development in Southern and Eastern Kentucky	500,000	Rogers (KY)
SBA	Sephardic Angel Fund Financial Literacy & Business Youth Education Project, Brooklyn, NY	282,000	Nadler, Weiner
SBA	SER-Jobs for Progress National, Dual-language Financial Literacy Technology Training	282,000	Reyes
SBA	Shawnee State University for an Immersive Technology and Arts Center	250,000	Schmidt
SBA	Shoals Entrepreneurial Career Network Renovation, Small Business Incubator, Florence, AL	200,000	
SBA	Sierra College for a mechatronics workforce training initiative	300,000	Doolittle
SBA	Small business development center at Highline Community College, Des Moines, WA	454,000	Cantwell
SBA	Small business trade assistance office, Prince George's County, MD	400,000	Cardin
SBA	Soundview Community in Action technology and business development services	282,000	Crowley
SBA	South Dakota School of Mines, Black Hills Nanoscale Minerals Institute, infrastructure development	282,000	Herseth Sandlin
SBA	South Side Innovation Center	100,000	Walsh

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	South Topeka Boulevard Business Corridor for infrastructure upgrades, Topeka, KS	1,000,000		Brownback
SBA	Southeastern Louisiana University Hispanic Business and Leadership Institute, Hammond, LA	100,000		Vitter
SBA	Spanish American Merchants Association, Statewide Technical Assistance & Resource Program, Hartford, CT	282,000	Larson	
SBA	St. Jerome's Church Community Center project for job skills training, Bronx, NY	150,000	Serrano	
SBA	Student Business Incubator at the University of Northern Iowa	500,000	Braley	Grassley, Harkin
SBA	Technical Education and Training Center, Sedgwick County, KS	1,000,000		Brownback
SBA	Technology Entrepreneurship Development at the Kansas Technology Enterprise Corporation, Topeka, KS	428,351		Brownback
SBA	TechIRanch Technology Venture Center, Bozeman, MT	500,000	Rehberg	Baucus, Tester
SBA	The Enterprise Center in TN	600,000	Wamp	
SBA	The Illinois Institute of Technology, technology incubator	282,000	Rush	
SBA	The N2TEC Institute for a rural technology-based economic development program, Rapid City, SD	500,000		Johnson
SBA	The University of Texas at San Antonio, UTSA Mexico Center, business development research	282,000	Gonzalez	
SBA	Thomas More College for training programs in the fields of health sciences and healthcare management	250,000	Davis (KY)	
SBA	Thurgood Marshall College Fund for the Minority Community Small Business & Economic Development Initiative	282,000	Cummings	
SBA	Triha Governance and Economic Development Center, Nashppee, MA	500,000		Kennedy, Kerry
SBA	Uhlrich Children's Advantage Network for job training, placement and retention services, Chicago, IL	250,000		Durbin
SBA	University of Arkansas Research and Technology Park	500,000	Boozman	Lincoln, Pryor

SBA	University of Connecticut, Avery Point for the Avery Point Technology Incubation Center	282,000	DeLauro, Courtney
SBA	University of Kentucky/New Product Development and Commercialization Center for Rural Manufacturers	900,000	McConnell
SBA	University of Maryland-Baltimore BioPark	282,000	Ruppersberger, Cummings, Sarbanes
SBA	University of Missouri for an Asian Equities Research Center, Kansas City, MO	700,000	Bond
SBA	University of Missouri, Kansas City, KCSource Link, Vet Link for small business development for veterans	282,000	Cleaver, Moore (KS)
SBA	University of Notre Dame, Robinson Enterprises Community Learning Center	282,000	Donnelly
SBA	University of Pittsburgh at Bradford for an entrepreneurship center	43,000	Kuhl
SBA	University of South Florida to establish a Center for the Development of Information Technology	600,000	Young (FL), Putnam
SBA	University of Southern Maine, Lewiston-Auburn College, The Learning Works project	282,000	Michaud
SBA	University of Southern Mississippi National Center for Excellence in Economic Development and Entrepreneurship	300,000	Lott
SBA	University of Texas Brownsville International Trade Center	282,000	Ortiz
SBA	Urban League of Rochester, Minority and Women Business Development Programs	100,000	Slaughter
SBA	USS Saratoga Museum Foundation, workforce development program	282,000	Langewin
SBA	Valley Economic Development Center, Technical Assistance Office	282,000	Sherman
SBA	Valley Economic Development Center, Valley Initiative for Business Expansion	282,000	Berman
SBA	Vermont Center for Emerging Technologies for a small business incubator, Burlington, VT	750,000	Leahy
SBA	Vermont Small Business Development Center for veterans' business program, Randolph Center, VT	300,000	Welch
SBA	Virginia Center for Innovative Technology energy independence program, Herndon, VA	225,000	Webb, Warner
SBA	Virginia Small Business Workforce Web Portal Project, Richmond, VA	500,000	Warner, Webb
SBA	Wallace State Community College for an integrated manufacturing center	175,000	Aderholt

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	House	Senate	Members submitting request
SBA	Wayne County, MI, Department of Public Services to develop technologies to support small business	250,000	McCotter		
SBA	Wayne County, NY, for a business development initiative	300,000	Walsh		
SBA	West Virginia University Research Corporation for renovations of a small business incubator	282,000	Mollohan		
SBA	Western MA Enterprise Fund, technical assistance for developing enterprises	282,000	Olver		
SBA	Wheeling Park Commission for a conference center at National Training Center for Public Facility Managers, Wheeling, WV	1,000,000	Byrd		
SBA	Williamsburg County, South Carolina, commodity development small business initiative	282,000	Clyburn		
SBA	Wittenberg University to expand business education	600,000	Hobson		
SBA	Women's Business Development Center, Stamford, CT	300,000			Lieberman
SBA	Women's Business Resource Center, New Orleans, LA	45,000			Landrieu
SBA	Workforce Initiative Association in Canton, OH	494,000	Regula		
SBA	Youngstown Edison Incubator Corporation and the Youngstown Central Area Community Improvement Corp, Youngstown Business Incubator	282,000	Ryan (OH)		
SBA	Youngstown Warren Regional Chamber, Salute to Success, Business Entrepreneurship Incubator	282,000	Wilson (OH), Ryan (OH)		
DC	ARISE Foundation, Life-Management Skills Intervention/Re-entry Program for High Risk Youth	282,000	Wasserman Schultz		
DC	Barracks Row	500,000	Lewis (CA)		
DC	Bright Beginnings, Inc.	100,000	Walsh		Landrieu
DC	Catalyst, Eastgate HOPE VI project	132,000	Fattah		

DC	Center for Inspired Teaching		52,500	Holmes Norton	
DC	Earth Conservation Corps		282,000	Moran (VA)	
DC*	East Capitol Center for Change, the Capital Area Asset Building Corporation, and the National Center for Fatherhood to administer Marriage Development Accounts in the District of Columbia		1,800,000	Brownback	
DC	Eastern Market		131,000	Holmes Norton	Bingaman
DC	Everybody Wins!		100,000	LaHood	
DC	Excel Institute, Automotive Workforce Development Training Program		300,000	Hoyer, Knollenberg	
DC	Historic Congressional Cemetery		623,000	Lewis (CA)	
DC	Howard University College of Dentistry, Community Based Dental Education		52,500	Holmes Norton	
DC	International Youth Service and Development Corps		600,000	Tiaht	
DC	MenzFit, Career Development and Interview Preparation Program		23,500	Holmes Norton	
DC	Sitar Arts Center, Arts for Teens Initiative		22,500	Holmes Norton	
DC	Southeastern University		300,000	Knollenberg, Hoyer	
DC	STEED Youth Program		150,000	Fattah	
Treasury	Center for Resilient Financial Services e-Cavern Partnership		1,000,000	Yarmuth	McConnell
Title VI *	Christopher Columbus Fellowship Foundation		500,000	Cochran	
GSA	Arizona: San Luis, Land Port of Entry		7,053,000	The President	The President
GSA	California: San Ysidro, Land Port of Entry		199,179,000	The President	The President, Feinstein
GSA	Illinois: Rockford, United States Courthouse		58,792,000	The Judiciary, Manzullo	The Judiciary, Durbin
GSA	Maine: Madawaska, Land Port of Entry		17,160,000	The President	The President

FINANCIAL SERVICES AND GENERAL GOVERNMENT—Continued

Account	Project Name	Amount	Members submitting request	
			House	Senate
GSA	Maryland: Montgomery County, Food and Drug Administration Consolidation	57,749,000	The President, Hoyer, Wynn	The President, Cardin, Mikulski
GSA	Minnesota: Warroad, Land Port of Entry	43,628,000	The President	The President
GSA	Missouri: Jefferson City, United States Courthouse	66,000,000	The Judiciary, Stelton	The Judiciary, Bond
GSA	New York: Alexandria Bay, Land Port of Entry	11,676,000	The President	The President
GSA	Texas: El Paso, Tornillo-Guadalupe Land Port of Entry	4,290,000	The President, Reyes, Rodriguez	The President
GSA *	Texas: Doma/Rio Bravo International Bridge, Land Port of Entry	23,384,000	Hinojosa	
GSA	Vermont: Derby Line, Land Port of Entry	33,139,000	The President	The President, Leahy
GSA	District of Columbia: Eisenhower Executive Office Building, Phase III	121,204,000	The President	The President
GSA	District of Columbia: Joint Operations Center	12,800,000	The President	The President
GSA	District of Columbia: Nebraska Avenue Complex	27,673,000	The President	The President
GSA	Nevada: Reno, C. Clifton Young Federal Building and Courthouse	12,793,000	The President	The President
GSA	New York: New York, Thurgood Marshall United States Courthouse	170,544,000	The President	The President
GSA	West Virginia: Martinsburg, Internal Revenue Service Enterprise Computing Center	35,822,000	The President	The President
NARA	FDR Presidential Library	750,000	Gillibrand	Clinton, Schumer, Reid
NARA	JFK Presidential Library	8,000,000		Kerry
NARA	LBJ Presidential Library	3,760,000		Hutchison

NARA	Nixon Presidential Library		7,432,000	Miller, Gary (CA)	Cochran
ONDCP	National Alliance of Model State Drug Laws		1,250,000	Rogers (KY), Larsen	
ONDCP	National Drug Court Institute		1,000,000	Durbin	

The following items represent technical corrections to earmarks enacted in a previous appropriations Act (Public Law 109–108). No additional funds are provided for these earmarks.

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Account	Project Name	Amount	Members submitting request	
			House	Senate
SBA	Nevada Center for Entrepreneurship and Technology (CET)	N/A		Reid
SBA*	University of Tennessee at Chattanooga	N/A	Wamp	

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
 DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	FY 2008 House	Senate	Amended Bill vs. Enacted	Amended Bill vs. Enacted
TITLE I - DEPARTMENT OF THE TREASURY						
Departmental Offices						
Salaries and expenses	216,348	250,141	250,591	251,641	248,360	+32,012
Executive direction	(10,753)	(19,815)	(10,115)	(11,136)	(10,840)	(-87)
General Counsel	(8,713)	--	(9,700)	(10,179)	(9,909)	(+1,196)
Economic policies and programs	(36,154)	(45,450)	(45,450)	(45,450)	(44,242)	(+8,088)
Financial policies and programs	(24,632)	(28,869)	(29,069)	(28,869)	(28,484)	(+4,832)
Terrorism and Financial Intelligence	(43,457)	(56,225)	(56,475)	(56,225)	(56,775)	(+13,318)
Treasury-wide management	(17,837)	(20,810)	(19,010)	(20,810)	(18,505)	(+668)
Administration	(74,802)	(78,972)	(80,772)	(78,972)	(78,625)	(+3,823)
non-print admin subtotal	216,348	250,141	250,591	251,641	248,360	+32,012
Department-wide systems and capital investments programs	30,268	18,710	18,710	18,710	18,710	-11,558
Office of Inspector General	16,957	18,450	18,450	18,450	18,450	+1,493
Treasury Inspector General for Tax Administration	132,861	140,533	140,533	140,533	140,533	+7,672
Air transportation stabilization program account	--	-3,600	-3,600	-3,600	-3,600	-3,600
Financial Crimes Enforcement Network	73,216	85,844	83,344	85,844	85,844	+12,628
Subtotal 1, Departmental Offices	469,650	510,078	508,028	511,578	508,297	+38,647
Financial Management Service	235,381	235,191	234,423	235,191	234,423	-958
Alcohol and Tobacco Tax and Trade Bureau	90,618	93,515	93,515	97,015	93,515	+2,897
Salaries and expenses	177,623	172,871	172,871	172,871	172,871	-4,752
Bureau of the Public Debt						

HOUSE AMENDMENT TO SENATE AMENDMENT TO H. R. 2764
DIVISION D - FINANCIAL SERVICES - GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
(Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	FY 2008 House	Senate	Amended Bill	Amended Bill vs. Enacted
Community development financial institutions fund program account.....	54,506	28,557	100,000	90,000	94,000	+39,494
Payment of government losses in shipment.....	500	1,000	1,000	1,000	1,000	+500
Total, Dept. of Treasury, non-IRS.....	1,028,278	1,041,212	1,109,837	1,107,655	1,104,106	+76,828
 Internal Revenue Service						
Taxpayer services.....	2,138,238	2,103,069	2,155,000	2,149,200	2,150,000	+11,762
Enforcement.....	4,686,478	4,925,498	4,925,498	4,925,498	4,780,000	+93,522
Operations support.....	3,544,835	3,769,587	3,769,587	3,769,587	3,680,059	+135,224
Business systems modernization.....	24,212,659	28,050	28,090	28,090	26,090	+54,431
Health Insurance Tax Credit Administration.....	14,856	15,235	15,235	15,235	15,235	+379
Total, Internal Revenue Service.....	10,597,066	11,095,499	11,147,410	11,141,610	10,892,384	+295,318
Total, title I, Department of the Treasury.....	11,625,344	12,136,711	12,257,247	12,249,265	11,996,490	+371,146

**TITLE II - EXECUTIVE OFFICE OF THE PRESIDENT
AND FUNDS APPROPRIATED TO THE PRESIDENT**

The White House

Salaries and expenses Compensation of the President	186,920
	450
Total Salaries and expenses	187,370

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended B111 vs. Enacted	Amended B111 vs. Enacted
Compensation of the President and the White House Office:						
Compensation of the President.....	450	---	450	450	450	---
Salaries and expenses.....	53,616	---	53,156	51,656	51,656	-1,960
Executive Residence at the White House.....	12,398	---	12,814	12,814	12,814	+416
Operating expenses.....	1,683	---	1,600	1,600	1,600	-83
White House repair and restoration.....	4,032	---	4,118	4,118	4,118	+66
Council of Economic Advisers.....	3,487	---	3,482	3,482	3,482	-5
Office of Policy Development.....	8,684	---	8,640	8,640	8,640	-44
National Security Council.....	---	---	---	2,000	2,000	+2,000
Privacy and Civil Liberties Oversight Board.....	88,643	---	92,829	92,829	91,745	+3,102
Office of Administration.....	172,993	187,370	177,089	177,589	176,505	+3,512
Total, The White House.....	76,714	70,866	78,394	78,394	78,000	+1,286
Office of Management and Budget.....						
Office of National Drug Control Policy.....	26,766	23,883	26,636	25,152	26,402	-364
Counterdrug Technology Assessment Center.....	20,000	5,000	10,000	---	1,000	-19,000
High intensity drug trafficking areas program.....	224,730	220,000	226,000	235,000	230,000	+5,270
Other Federal drug control programs.....	192,951	224,485	197,800	204,735	164,300	-28,651
Total, Office of National Drug Control Policy.....	464,447	473,368	460,436	464,887	421,702	-42,745
Unanticipated needs.....	990	1,000	1,000	1,000	1,000	+10

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11 vs. Enacted	Amended Bi11
Special Assistance to the President and Official Residence of the Vice President:						
Salaries and expenses.....	4,432 322	4,432 320	4,432 320	4,432 320	4,432 320	-2
Total, title II, Executive Office of the President and Funds Appropriated to the President..	719,898	737,356	721,671	726,622	681,959	-37,939
TITLE III - THE JUDICIARY						
Supreme Court of the United States						
Salaries and expenses:						
Salaries of justices.....	2,000 60,576	2,149 64,377	2,149 64,377	2,149 64,373	2,149 64,377	+149 +3,801
Other salaries and expenses.....						
Subtotal.....	62,576	66,526	66,526	66,522	66,526	+3,950
Care of the building and grounds.....						
11,427	12,201	12,201	12,201	12,201	12,201	+774
Total, Supreme Court of the United States.....	74,003	78,727	78,727	78,723	78,727	+4,724
United States Court of Appeals for the Federal Circuit						
Salaries and expenses:						
Salaries of judges.....	2,000 23,311	2,431 26,107	2,431 25,545	2,431 25,007	2,431 24,641	+431 +1,330
Other salaries and expenses.....						
Total, US Court of Appeals for the Fed Circuit..	25,311	28,538	27,976	27,438	27,072	+1,761

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DIVISION D - HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bill vs. Enacted
United States Court of International Trade					
Salaries and expenses:					
Salaries of judges.....	2,000	1,765	1,765	1,765	-235
Other salaries and expenses.....	13,825	14,962	14,779	14,867	+1,042
Total, US Court of International Trade.....	15,825	16,727	16,544	16,632	+807
Courts of Appeals, District Courts, and Other Judicial Services					
Salaries and expenses:					
Salaries of judges and bankruptcy judges.....	316,000	332,434	332,434	332,434	+16,434
Judges COLA.....	5,000	---	5,000	5,000	+5,000
Other salaries and expenses.....	4,160,569	4,517,021	4,328,156	4,372,557	+4,267,328
Other salaries and expenses (emergency).....	---	---	---	14,500	+14,500
Subtotal, Salaries and expenses.....	4,476,569	4,854,456	4,660,590	4,709,991	+142,693
Vaccine Injury Compensation Trust Fund.....	3,952	4,099	4,099	4,099	+147
Defender services.....	776,283	859,834	830,499	840,601	835,601 +59,318
Defender services (emergency).....	---	---	---	10,500	+10,500
Fees of jurors and commissioners.....	60,945	62,350	62,350	63,081	+2,136
Court security.....	378,663	421,789	396,476	412,720	410,000 +31,337
Total, Courts of Appeals, District Courts, and Other Judicial Services.....	5,696,412	6,202,527	5,954,014	6,030,492	5,942,543 +246,131

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HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended B111 vs. Enacted
Administrative Office of the United States Courts					
Salaries and expenses.....	72,377	78,536	75,667	78,536	76,036
Federal Judicial Center					+3,659
Salaries and expenses.....	22,874	24,835	23,994	24,475	24,187
Judicial Retirement Funds					+1,313
Payment to judiciary trust funds.....	58,300	65,400	65,400	65,400	65,400
United States Sentencing Commission					+7,100
Salaries and expenses.....	14,601	16,191	15,477	15,477	15,477
Total, title III, the Judiciary.....	5,979,703	6,511,481	6,297,759	6,337,173	6,246,074
Mandatory appropriations.....	(380,300)	(404,179)	(404,179)	(404,179)	(404,179)
Discretionary appropriations.....	(5,589,403)	(6,107,302)	(5,853,620)	(5,935,994)	(5,841,895)
					(+23,879) (+242,492)

TITLE IV - DISTRICT OF COLUMBIA

FEDERAL FUNDS

Federal payment for Resident Tuition Support.....	32,868	35,100	35,100	33,000	33,000	+132
Federal payment for Emergency Planning and Security.....	8,533	3,000	3,352	3,352	3,352	-5,181
Costs in the District of Columbia.....						

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended B11	Amended B11 vs. Enacted
Federal payment to the District of Columbia Courts	216,723	213,861	256,395	217,318	223,920	+7,197
Defender Services in District of Columbia Courts	43,475	43,475	52,475	43,475	47,975	+4,500
Federal payment to the Court Services and Offender Supervision Agency for the District of Columbia	179,603	190,343	190,343	190,791	190,343	+10,740
Federal payment to the District of Columbia Public Defender Service	31,103	32,710	32,710	32,710	32,710	+1,607
Federal payment to the District of Columbia Water and Sewer Authority	6,930	12,000	12,000	12,000	8,000	+1,070
Federal payment for the Anacostia Waterfront Initiative	2,970	---	---	---	---	-2,970
Federal payment to the Criminal Justice Coordinating Council	1,287	1,300	1,300	1,300	1,300	+13
Federal payment for Transportation Assistance	990	---	---	---	---	-990
Federal payment for Foster Care Improvements in the District of Columbia	1,980	---	---	---	---	-1,980
Federal payment to the Office of the Chief Financial Officer of the District of Columbia	20,000	---	6,148	---	5,453	-14,547
Federal payment for School Improvement	39,600	40,800	40,800	40,800	40,800	+1,200
Federal payment for consolidated laboratory facility	4,950	10,000	10,000	10,000	5,000	+50
Federal payment for Central Library/branch locations	---	10,000	10,000	10,000	9,000	+9,000
Federal payment to reimburse the FBI	---	5,000	4,000	5,000	4,000	+4,000
Federal payment to the Executive Office of the Mayor	---	---	---	14,000	5,000	+5,000
Total, Title IV, District of Columbia	591,012	597,589	654,623	613,746	609,853	+18,841

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended B111 vs. Enacted
TITLE V - OTHER INDEPENDENT AGENCIES					
Consumer Product Safety Commission.....	62,728	63,250	66,838	70,000	80,000 +17,272
Election Assistance Commission					
Salaries and expenses.....	16,263	15,467	15,467	16,517	16,530 +287
Election reform programs.....	---	---	300,350	---	115,000 +115,000
Election data collection grants.....	---	---	---	---	10,000 +10,000
Total, Election Assistance Commission.....	16,263	15,467	316,417	16,517	141,530 +126,267
Federal Communications Commission					
Salaries and expenses.....	291,282	313,000	313,000	313,000	313,000 +21,718
Transfer from USF for OIG audits (by transfer)	---	(20,480)	(20,980)	(20,480)	(21,480) (+21,480)
Offsetting fee collections - current year.....	-290,295	-312,000	-312,000	-312,000	-312,000 -21,705
Direct appropriation.....	987	1,000	1,000	1,000	1,000 +13
Federal Deposit Insurance Corporation: Office of					
Inspector General (by transfer).....	(30,690)	(26,848)	(26,848)	(26,848)	(26,848) (-3,842)
Federal Election Commission.....	54,528	59,224	59,224	59,224	59,224 +4,696
Federal Labor Relations Authority.....	25,372	23,718	23,641	23,718	23,641 -1,731

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended B11 vs. Enacted	Amended B11
Federal Trade Commission						
Salaries and expenses.....	211,289	240,239	247,489	240,239	243,864	+32,575
Offsetting fee collections - current year.....	-129,000	-139,000	-139,000	-144,600	-139,000	-10,000
Offsetting fee collections, telephone database.....	-23,000	-19,000	-20,000	-19,000	-23,000	---
Direct appropriation.....	59,289	82,239	88,489	76,639	81,864	+22,575
General Services Administration						
Federal Buildings Fund						
Appropriations.....	(93,586)	(344,450)	(88,144)	(624,901)	(83,964)	(-9,622)
Limitations on availability of revenue:						
Construction and acquisition of facilities.....	701,137	615,204	524,540	894,992	306,448	-394,689
Construction (emergency).....	---	---	---	---	225,000	+225,000
Repairs and alterations.....	618,241	804,483	733,267	804,483	722,161	+103,920
Installment acquisition payments.....	163,999	155,781	155,781	155,781	155,781	-8,218
Rental of space.....	4,067,881	4,383,000	4,315,534	4,383,000	4,315,534	+247,663
Building operations.....	2,003,630	2,132,450	2,105,490	2,132,450	2,105,490	+101,660
Subtotal.....	7,555,088	8,080,918	7,834,612	8,370,706	7,830,414	+275,326
Repayment of debt.....	43,338	50,804	50,804	50,804	50,804	+7,466
Rental income to fund.....	-7,845,000	-7,916,272	-7,916,272	-7,916,272	-7,916,272	-71,272
Total, Federal Buildings Fund.....	-246,574	225,450	-30,856	505,238	-35,054	+211,520
Policy and operations.....	---	144,338	134,945	---	---	---

DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
 (Amounts in thousands)

		FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11	Amended Bill vs. Enacted
Government-wide policy	52,346	---	---	64,791	52,891	4545	
Operating expenses	83,176	---	---	89,547	85,870	+2,694	
Office of Inspector General	52,621	47,382	53,382	52,682	48,382	+4,239	
Appropriation (P.L. 110-28)	(4,500)	---	---	---	---	(-4,500)	
Electronic Government Fund	2,970	5,000	2,970	5,000	3,000	+30	
Alliances and Office Staff for Former Presidents	2,922	2,500	2,500	2,500	2,478	-444	
Federal Citizen Information Center Fund	14,874	17,790	15,798	17,790	17,328	+2,454	
Total, General Services Administration	-37,665	442,460	178,739	737,548	174,895	+212,560	
Merit Systems Protection Board							
Salaries and expenses	36,063	37,507	37,507	37,507	37,507	+1,444	
Limitation on administrative expenses	2,603	2,579	2,579	2,579	2,579	-24	
Total, Merit Systems Protection Board	38,666	40,086	40,086	40,086	40,086	+1,420	
Morris K. Udall Foundation							
Morris K. Udall Trust Fund	1,984	---	2,000	3,750	3,750	+1,766	
Environmental Dispute Resolution Fund	1,896	750	2,000	2,000	2,000	+104	
Total, Morris K. Udall Foundation	3,880	750	4,000	5,750	5,750	+1,870	
National Archives and Records Administration							
Operating expenses	279,338	312,874	315,000	313,911	315,000	+35,662	
Reduction of debt	-10,026	-10,896	-10,896	-10,896	-10,896	-870	
Electronic records archive	45,254	58,028	58,028	58,028	58,028	+12,774	

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HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11	Amended Bi11 vs. Enacted
Repairs and restoration	9,120	8,663	16,095	25,173	28,605	+19,485
National Historical Publications and Records Commission: Grants program	7,425	---	10,000	10,000	9,500	+2,075
Total, National Archives and Records Admin.	331,111	368,669	388,227	396,216	400,237	+69,126
National Credit Union Administration						
Central liquidity facility (Limitation on direct loans)	(1,500,000)	(1,500,000)	(1,500,000)	(1,500,000)	(1,500,000)	---
Community development credit union revolving loan fund	941	(323)	(329)	(329)	(329)	(+6)
Office of Government Ethics	11,115	950	1,000	950	975	+34
		11,750	11,750	11,750	11,750	+635
Office of Personnel Management						
Salaries and expenses	111,605	101,765	101,765	101,765	101,765	-9,840
Limitation on administrative expenses	112,546	111,936	123,401	124,401	123,901	+11,355
Office of Inspector General	2,061	1,519	1,519	1,519	1,519	-542
Limitation on administrative expenses	16,278	16,481	16,981	17,081	17,081	+803
Govt Payment for Annuitants, Employees Health Benefits	8,780,260	8,884,000	8,884,000	8,884,000	8,884,000	+103,740
Govt Payment for Annuitants, Employee Life Insurance	39,000	41,000	41,000	41,000	41,000	+2,000
Payment to Civil Svc Retirement and Disability Fund	10,532,000	11,941,000	11,941,000	11,941,000	11,941,000	+1,409,000
Total, Office of Personnel Management	19,593,750	21,097,701	21,109,666	21,110,766	21,110,266	+1,516,516
Office of Special Counsel	15,524	16,368	16,368	16,368	17,468	+1,944

HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11 vs. Enacted
Securities and Exchange Commission					
Salaries and expenses.....	892,560	905,330	908,442	905,330	906,000 +13,440
Prior year unobligated balances.....	-25,000	-30,330	-41,397	-41,397	-63,262 -38,262
Direct appropriation.....	867,560	875,000	867,045	863,933	842,738 -24,822
Selective Service System.....	24,850	22,000	22,000	22,000	22,000 -2,850
Small Business Administration					
Salaries and expenses.....	327,592	310,103	346,553	412,103	344,123 +16,531
Rescission (unobligated balances).....	-6,100	---	---	---	---
Office of Inspector General.....	13,835	15,000	15,000	15,000	15,000 +6,100
by transfer from Disaster Loans Program account.....	(1,485)	(500)	(500)	---	---
Surety bond guarantee revolving fund.....	2,824	3,000	3,000	3,000	3,000 +176
Business Loans Program Account.....					
Direct loans subsidy.....	1,283	---	2,530	2,000	2,000 +717
Guaranteed loans subsidy.....	---	---	80,000	---	---
Administrative expenses.....	124,862	135,414	135,414	135,414	135,414 +10,552
Rescission (unobligated balances).....	-5,000	---	---	---	+5,000
Total, Business loans program account.....	121,145	135,414	217,944	137,414	137,414 +16,269

DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
(Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11	Amended Bi11 vs. Enacted
Disaster Loans Program Account:						
Administrative expenses (by transfer)		(156,000)				
Administrative expenses (P.L. 110-28)(by transfer)	(181,069)	---				
Economic Injury loans (P.L. 110-28)(by transfer)	(25,000)	---				
Administrative expenses.....	114,931	---				
Rescission (unobligated balances)	-2,300	---				
Disaster Relief, FEMA (transfer out).....		(-200,000)				
Disaster Relief, FEMA (P.L. 110-28) (transfer out)(emergency).....	(-150,000)	---				
Office of Inspector General (transfer out).....	(-1,485)	(-500)	(-500)			
Total, Disaster loans program account.....	112,631	---				
(by transfer).....	(206,069)	(156,000)				
(transfer out).....	(-151,485)	(-200,500)	(-500)			
Sec. 534. Salaries and expenses.....			61,318		69,451	+69,451
Total, Small Business Administration.....	571,927	463,517	643,815	567,517	568,988	-2,939
United States Postal Service						
Payment to the Postal Service Fund.....	29,000	---			29,000	29,000
Advance appropriations.....	79,915	88,864	88,864	88,864	88,864	+8,949
Total, United States Postal Service.....	108,915	88,864	88,864	117,864	117,864	+8,949

DIVISION D - HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2764
DIVISION D - FINANCIAL SERVICES AND GENERAL GOVERNMENT APPROPRIATIONS ACT, 2008
 (Amounts in thousands)

	FY 2007 Enacted	FY 2008 Request	House	Senate	Amended Bi11	Amended Bi11 vs. Enacted
United States Tax Court.....	47,625	45,326	45,069	45,326	45,326	-2,299
Total, title V, Independent Agencies.....	21,797,366	23,718,339	23,972,238	24,183,172	23,745,602	+1,948,236
Appropriations.....	(21,730,851)	(23,629,475)	(23,883,374)	(24,094,308)	(23,431,738)	(+1,700,887)
Rescissions.....	(-13,400)	---	---	---	---	(+13,400)
Advances.....	(79,915)	(88,864)	(88,864)	(88,864)	(88,864)	(+8,949)
(by transfer).....	(32,175)	(203,828)	(48,328)	(47,328)	(48,328)	(+16,153)
(transfer out).....	(-1,485)	(-200,500)	(-500)	---	---	(+1,485)
 TITLE VI - GENERAL PROVISIONS, THIS ACT						
Sec. 624. Christopher Columbus Fellowship Foundation.....					600	+600
Total, title VI, General Provisions, This Act.....					600	+600
 Grand total.....	40,713,323	43,701,476	43,863,578	44,109,978	43,260,578	+2,567,255
Appropriations.....	(40,646,808)	(43,612,612)	(43,774,714)	(44,021,114)	(42,941,714)	(+2,294,906)
Rescissions.....	(-13,400)	---	---	---	---	(+13,400)
Emergency appropriations.....	---	---	---	---	(250,000)	(+250,000)
Advances.....	(79,915)	(88,864)	(88,864)	(88,864)	(88,864)	(+8,949)
(by transfer).....	(32,175)	(203,828)	(48,328)	(47,328)	(48,328)	(+16,153)
(transfer out).....	(-1,485)	(-200,500)	(-500)	---	---	(+1,485)
 Discretionary total.....	19,517,875	21,676,898	21,432,000	21,684,400	20,599,000	+1,081,125

AMENDED BILL TOTAL—WITH COMPARISONS

The total new budget (obligational) authority for fiscal year 2008 provided in the amended bill, with comparisons to the fiscal year 2007 amount, the 2008 budget estimates, and the House and Senate bills for 2008 follow:

(In thousands of dollars)	
New budget (obligational) authority, fiscal year 2007	\$40,713,323
Budget estimates of new (obligational) authority, fiscal year 2008	43,701,476
House bill, fiscal year 2008	43,863,578
Senate bill, fiscal year 2008	44,109,978
Amended bill, fiscal year 2008	43,280,578
Amended bill compared with:	
New budget (obligational) authority, fiscal year 2007	+2,567,255
Budget estimates of new (obligational) authority, fiscal year 2008	– 420,898
House bill, fiscal year 2008	– 583,000
Senate bill, fiscal year 2008	– 829,400