

Calendar No. 112

105TH CONGRESS
1ST Session

S. 1023

[Report No. 105-49]

A BILL

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes.

JULY 16, 1997

Read twice and placed on the calendar

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IN THE SENATE OF THE UNITED STATES

JULY 16, 1997

Mr. CAMPBELL, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1998, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Treasury Department, the United States Postal Service,

1 the Executive Office of the President, and certain Inde-
 2 pendent Agencies, for the fiscal year ending September 30,
 3 1998, and for other purposes, namely:

4 TITLE I—DEPARTMENT OF THE TREASURY

5 DEPARTMENTAL OFFICES

6 SALARIES AND EXPENSES

7 For necessary expenses of the Departmental Offices
 8 including operation and maintenance of the Treasury
 9 Building and Annex; hire of passenger motor vehicles;
 10 maintenance, repairs, and improvements of, and purchase
 11 of commercial insurance policies for, real properties leased
 12 or owned overseas, when necessary for the performance
 13 of official business; not to exceed \$2,900,000 for official
 14 travel expenses; not to exceed \$150,000 for official recep-
 15 tion and representation expenses; not to exceed \$258,000
 16 for unforeseen emergencies of a confidential nature, to be
 17 allocated and expended under the direction of the Sec-
 18 retary of the Treasury and to be accounted for solely on
 19 his certificate; \$114,794,000: *Provided*, That section
 20 113(2) of the Fiscal Year 1997 Department of Commerce,
 21 Justice, and State, the Judiciary, and Related Agencies
 22 Appropriations Act, Public Law 104–208 (110 Stat.
 23 3009–22) is amended by striking “12 months” and insert-
 24 ing in lieu thereof “2 years”: *Provided further*, That the

1 Office of Foreign Assets Control shall be funded at no less
 2 than \$6,745,000.

3 OFFICE OF PROFESSIONAL RESPONSIBILITY

4 SALARIES AND EXPENSES

5 For necessary expenses of the Office of Professional
 6 Responsibility, including purchase and hire of passenger
 7 motor vehicles, \$1,250,000.

8 AUTOMATION ENHANCEMENT

9 (INCLUDING TRANSFER OF FUNDS)

10 For the development and acquisition of automatic
 11 data processing equipment, software, and services for the
 12 Department of the Treasury, \$29,389,000, of which
 13 \$15,000,000 shall be available to the United States Cus-
 14 toms Service for the Automated Commercial Environment
 15 project, of which \$5,600,000 shall be available to Depart-
 16 mental Offices for the International Trade Data System,
 17 and of which \$8,789,000 shall be available to Depart-
 18 mental Offices to modernize its information technology in-
 19 frastructure and for business solution software: *Provided*,
 20 That these funds shall remain available until September
 21 30, 1999: *Provided further*, That these funds shall be
 22 transferred to accounts and in amounts as necessary to
 23 satisfy the requirements of the Department's offices, bu-
 24 reaus, and other organizations: *Provided further*, That this
 25 transfer authority shall be in addition to any other trans-

1 fer authority provided in this Act: *Provided further*, That
 2 none of the funds shall be used to support or supplement
 3 Internal Revenue Service appropriations for Information
 4 Systems: *Provided further*, That of the \$27,000,000 pro-
 5 vided under this heading in Public Law 104–208,
 6 \$12,000,000 shall remain available until September 30,
 7 1999: *Provided further*, That none of the funds for the
 8 International Trade Data System may be obligated until
 9 the Department has submitted a report on their system
 10 development plan to the Committees on Appropriations:
 11 *Provided further*, That the funds appropriated for the
 12 Automated Commercial Environment project may not be
 13 obligated prior to September 1, 1998: *Provided further*,
 14 That the funds appropriated for the Automated Commer-
 15 cial Environment project may not be obligated until the
 16 Commissioner of Customs has submitted, and the Com-
 17 mittees on Appropriations of the House and Senate have
 18 approved, a systems architecture plan and a milestone
 19 schedule for the development and implementation of all
 20 projects included in the systems architecture plan.

21 OFFICE OF INSPECTOR GENERAL

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of the Office of Inspector
 25 General in carrying out the provisions of the Inspector
 26 General Act of 1978, as amended, not to exceed

1 \$2,000,000 for official travel expenses; including hire of
 2 passenger motor vehicles; and not to exceed \$100,000 for
 3 unforeseen emergencies of a confidential nature, to be allo-
 4 cated and expended under the direction of the Inspector
 5 General of the Treasury; \$30,719,000, of which \$16,695
 6 shall be transferred to the “Departmental Offices” appro-
 7 priation for the reimbursement of Secret Service personnel
 8 in accordance with section 116 of this Act.

9 TREASURY BUILDING AND ANNEX REPAIR AND
 10 RESTORATION
 11 (INCLUDING TRANSFER OF FUNDS)

12 For the repair, alteration, and improvement of the
 13 Treasury Building and Annex, \$10,484,000, to remain
 14 available until September 30, 1999.

15 FINANCIAL CRIMES ENFORCEMENT NETWORK
 16 SALARIES AND EXPENSES

17 For necessary expenses of the Financial Crimes En-
 18 forcement Network, including hire of passenger motor ve-
 19 hicles; travel expenses of non-Federal law enforcement
 20 personnel to attend meetings concerned with financial in-
 21 telligence activities, law enforcement, and financial regula-
 22 tion; not to exceed \$14,000 for official reception and rep-
 23 resentation expenses; and for assistance to Federal law en-
 24 forcement agencies, with or without reimbursement;
 25 \$22,835,000: *Provided*, That funds appropriated in this

1 account may be used to procure personal services con-
 2 tracts.

3 VIOLENT CRIME REDUCTION PROGRAMS

4 (INCLUDING TRANSFER OF FUNDS)

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

8 (a) As authorized by section 190001(e),
 9 \$119,995,000; of which \$24,023,000 shall be available to
 10 the Bureau of Alcohol, Tobacco and Firearms, including
 11 \$3,000,000 for administering the Gang Resistance Edu-
 12 cation and Training program, \$6,000,000 for firearms
 13 trafficking initiatives (including the Youth Crime Gun Ini-
 14 tiative, Project LEAD, and the National Tracing Center),
 15 \$5,200,000 for CEASEFIRE/IBIS, \$8,215,000 for vehi-
 16 cles, and \$1,608,000 for collection of information on arson
 17 and explosives; of which \$18,619,000 shall be available for
 18 the Federal Law Enforcement Training Center for con-
 19 struction of additional facilities; of which \$3,000,000 shall
 20 be available to the Financial Crimes Enforcement Net-
 21 work, including \$2,000,000 for the money laundering
 22 threat initiative and \$1,000,000 for the Secure Outreach/
 23 Encrypted Transmission Program; of which \$21,178,000
 24 shall be available to the United States Secret Service, in-
 25 cluding \$15,664,000 for expenses related to White House

1 Security, \$3,000,000 for investigations of counterfeiting,
2 and \$2,514,000 for forensic and related support of inves-
3 tigations of missing and exploited children; of which
4 \$44,635,000 shall be available for the United States Cus-
5 toms Service, including \$15,000,000 for high energy con-
6 tainer x-ray systems and automated targeting systems,
7 \$5,735,000 for laboratory modernization, \$10,000,000 for
8 vehicle replacement, \$7,800,000 for automated license
9 plate readers, \$1,100,000 for construction of canopies for
10 inspection of outbound vehicles along the Southwest bor-
11 der, and \$5,000,000 to acquire vehicle and container in-
12 spection systems; and of which \$8,500,000 shall be avail-
13 able to funds appropriated to the President, including
14 \$5,500,000 to the Counterdrug Technology Assessment
15 Center for a program to transfer technology to State and
16 local law enforcement agencies, and \$3,000,000 for the
17 Rocky Mountain HIDTA;

18 (b) As authorized by section 32401, \$10,000,000 to
19 the Bureau of Alcohol, Tobacco and Firearms for dis-
20 bursement through grants, cooperative agreements, or
21 contracts to local governments for Gang Resistance Edu-
22 cation and Training: *Provided*, That notwithstanding sec-
23 tions 32401 and 310001, such funds shall be allocated to
24 State and local law enforcement and prevention organiza-
25 tions;

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

4 FEDERAL LAW ENFORCEMENT TRAINING CENTER
5 SALARIES AND EXPENSES

6 For necessary expenses of the Federal Law Enforce-
7 ment Training Center, as a bureau of the Department of
8 the Treasury, including materials and support costs of
9 Federal law enforcement basic training; purchase (not to
10 exceed 52 for police-type use, without regard to the gen-
11 eral purchase price limitation) and hire of passenger
12 motor vehicles; for expenses for student athletic and relat-
13 ed activities; uniforms without regard to the general pur-
14 chase price limitation for the current fiscal year; the con-
15 ducting of and participating in firearms matches and pres-
16 entation of awards; for public awareness and enhancing
17 community support of law enforcement training; not to ex-
18 ceed \$9,500 for official reception and representation ex-
19 penses; room and board for student interns; and services
20 as authorized by 5 U.S.C. 3109; \$64,663,000, of which
21 \$2,819,000 shall be available for fiber optics replacement;
22 of which up to \$13,034,000 for materials and support
23 costs of Federal law enforcement basic training shall re-
24 main available until September 30, 2000: *Provided*, That
25 the Center is authorized to accept and use gifts of prop-

erty, both real and personal, and to accept services, for authorized purposes, including funding of a gift of intrinsic value which shall be awarded annually by the Director of the Center to the outstanding student who graduated from a basic training program at the Center during the previous fiscal year, which shall be funded only by gifts received through the Center's gift authority: *Provided further*, That notwithstanding any other provision of law, students attending training at any Federal Law Enforcement Training Center site shall reside in on-Center or Center-provided housing, insofar as available and in accordance with Center policy: *Provided further*, That funds appropriated in this account shall be available, at the discretion of the Director, for: training United States Postal Service law enforcement personnel and Postal police officers; State and local government law enforcement training on a space-available basis; training of foreign law enforcement officials on a space-available basis with reimbursement of actual costs to this appropriation; training of private sector security officials on a space-available basis with reimbursement of actual costs to this appropriation; and travel expenses of non-Federal personnel to attend course development meetings and training at the Center: *Provided further*, That the Center is authorized to obligate funds in anticipation of reimbursements from agencies receiving

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

8 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
 9 RELATED EXPENSES

10 For expansion of the Federal Law Enforcement
 11 Training Center, for ongoing maintenance, facility im-
 12 provements, and related expenses, \$13,930,000, to remain
 13 available until expended.

14 INTERAGENCY LAW ENFORCEMENT

15 INTERAGENCY CRIME AND DRUG ENFORCEMENT

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

21 FINANCIAL MANAGEMENT SERVICE

22 SALARIES AND EXPENSES

23 For necessary expenses of the Financial Management
 24 Service, \$202,490,000, of which not to exceed
 25 \$13,235,000 shall remain available until September 30,
 26 2000 for information systems modernization initiatives.

1 Beginning in fiscal year 1998 and thereafter, there are
2 appropriated such sums as may be necessary to reimburse
3 Federal Reserve Banks in their capacity as depositories
4 and fiscal agents for the United States for all services re-
5 quired or directed by the Secretary of the Treasury to be
6 performed by such banks on behalf of the Treasury or
7 other Federal agencies.

8 BUREAU OF ALCOHOL, TOBACCO AND FIREARMS
9 SALARIES AND EXPENSES

10 For necessary expenses of the Bureau of Alcohol, To-
11 bacco and Firearms, including purchase of not to exceed
12 650 vehicles for police-type use for replacement only and
13 hire of passenger motor vehicles; hire of aircraft; services
14 of expert witnesses at such rates as may be determined
15 by the Director; for payment of per diem and/or subsist-
16 ence allowances to employees where an assignment to the
17 National Response Team during the investigation of a
18 bombing or arson incident requires an employee to work
19 16 hours or more per day or to remain overnight at his
20 or her post of duty; not to exceed \$12,500 for official re-
21 ception and representation expenses; for training of State
22 and local law enforcement agencies with or without reim-
23 bursement, including training in connection with the train-
24 ing and acquisition of canines for explosives and fire
25 accelerants detection; and provision of laboratory assist-

1 ance to State and local agencies, with or without reim-
2 bursement; \$472,490,000; of which not to exceed
3 \$1,000,000 shall be available for the payment of attor-
4 neys' fees as provided by 18 U.S.C. 924(d)(2); and of
5 which \$1,000,000 shall be available for the equipping of
6 any vessel, vehicle, equipment, or aircraft available for of-
7 ficial use by a State or local law enforcement agency if
8 the conveyance will be used in drug-related joint law en-
9 forcement operations with the Bureau of Alcohol, Tobacco
10 and Firearms and for the payment of overtime salaries,
11 travel, fuel, training, equipment, and other similar costs
12 of State and local law enforcement officers that are in-
13 curred in joint operations with the Bureau of Alcohol, To-
14 bacco and Firearms: *Provided*, That no funds made avail-
15 able by this or any other Act may be used to transfer the
16 functions, missions, or activities of the Bureau of Alcohol,
17 Tobacco and Firearms to other agencies or Departments
18 in the fiscal year ending on September 30, 1998: *Provided*
19 *further*, That no funds appropriated herein shall be avail-
20 able for salaries or administrative expenses in connection
21 with consolidating or centralizing, within the Department
22 of the Treasury, the records, or any portion thereof, of
23 acquisition and disposition of firearms maintained by Fed-
24 eral firearms licensees: *Provided further*, That no funds
25 appropriated herein shall be used to pay administrative

1 expenses or the compensation of any officer or employee
2 of the United States to implement an amendment or
3 amendments to 27 CFR 178.118 or to change the defini-
4 tion of “Curios or relics” in 27 CFR 178.11 or remove
5 any item from ATF Publication 5300.11 as it existed on
6 January 1, 1994: *Provided further*, That none of the funds
7 appropriated herein shall be available to investigate or act
8 upon applications for relief from Federal firearms disabil-
9 ities under 18 U.S.C. 925(c): *Provided further*, That such
10 funds shall be available to investigate and act upon appli-
11 cations filed by corporations for relief from Federal fire-
12 arms disabilities under 18 U.S.C. 925(c): *Provided further*,
13 That no funds in this Act may be used to provide ballistics
14 imaging equipment to any State or local authority who
15 has obtained similar equipment through a Federal grant
16 or subsidy unless the State or local authority agrees to
17 return that equipment or to repay that grant or subsidy
18 to the Federal Government: *Provided further*, That prior
19 to implementation of separation plans as authorized by
20 section 663 of Public Law 104–863, approval will be
21 sought from the House Committee on Government Reform
22 and Oversight and the Senate Committee on Govern-
23 mental Affairs: *Provided further*, That no funds under this
24 Act may be used to electronically retrieve information

1 gathered pursuant to 18 U.S.C. 923(g)(4) by name or any
2 personal identification code.

3 LABORATORY FACILITIES

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

14 UNITED STATES CUSTOMS SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Customs
17 Service, including purchase of up to 1,050 motor vehicles
18 of which 985 are for replacement only and of which 1,030
19 are for police-type use and commercial operations; hire of
20 motor vehicles; contracting with individuals for personal
21 services abroad; not to exceed \$30,000 for official recep-
22 tion and representation expenses; and awards of com-
23 pensation to informers, as authorized by any Act enforced
24 by the United States Customs Service; \$1,551,028,000,
25 of which such sums as become available in the Customs
26 User Fee Account, except sums subject to section

1 13031(f)(3) of the Consolidated Omnibus Reconciliation
2 Act of 1985, as amended (19 U.S.C. 58c(f)(3)), shall be
3 derived from that Account; of the total, not to exceed
4 \$150,000 shall be available for payment for rental space
5 in connection with preclearance operations, and not to ex-
6 ceed \$4,000,000 shall be available until expended for re-
7 search, not to exceed \$1,500,000 shall be available until
8 expended for conducting special operations pursuant to 19
9 U.S.C. 2081, and up to \$6,000,000 shall be available until
10 expended for the procurement of automation infrastruc-
11 ture items, including hardware, software, and installation:
12 *Provided*, That uniforms may be purchased without regard
13 to the general purchase price limitation for the current
14 fiscal year: *Provided further*, That prior to implementation
15 of separation plans as authorized by section 663 of Public
16 Law 104–863, approval will be sought from the House
17 Committee on Government Reform and Oversight and the
18 Senate Committee on Governmental Affairs: *Provided fur-*
19 *ther*, That \$2,500,000 shall be available to fund the Globe
20 Trade and Research Program at the Montana World
21 Trade Center: *Provided further*, That notwithstanding any
22 other provision of law, the fiscal year aggregate overtime
23 limitation prescribed in subsection 5(c)(1) of the Act of
24 February 13, 1911 (19 U.S.C. 261 and 267) shall be
25 \$30,000.

1 OPERATIONS, MAINTENANCE AND PROCUREMENT, AIR
2 AND MARINE INTERDICTION PROGRAMS

3 For expenses, not otherwise provided for, necessary
4 for the operation and maintenance of marine vessels, air-
5 craft, and other related equipment of the Air and Marine
6 Programs, including operational training and mission-re-
7 lated travel, and rental payments for facilities occupied by
8 the air or marine interdiction and demand reduction pro-
9 grams, the operations of which include: the interdiction
10 of narcotics and other goods; the provision of support to
11 Customs and other Federal, State, and local agencies in
12 the enforcement or administration of laws enforced by the
13 Customs Service; and, at the discretion of the Commis-
14 sioner of Customs, the provision of assistance to Federal,
15 State, and local agencies in other law enforcement and
16 emergency humanitarian efforts; \$92,758,000, which shall
17 remain available until expended: *Provided*, That no air-
18 craft or other related equipment, with the exception of air-
19 craft which is one of a kind and has been identified as
20 excess to Customs requirements and aircraft which has
21 been damaged beyond repair, shall be transferred to any
22 other Federal agency, Department, or office outside of the
23 Department of the Treasury, during fiscal year 1998 with-
24 out the prior approval of the House and Senate Commit-
25 tees on Appropriations.

1 CUSTOMS SERVICES AT SMALL AIRPORTS
2 (TO BE DERIVED FROM FEES COLLECTED)

3 Such sums as may be necessary for expenses for the
4 provision of Customs services at certain small airports or
5 other facilities when authorized by law and designated by
6 the Secretary of the Treasury, including expenditures for
7 the salary and expenses of individuals employed to provide
8 such services, to be derived from fees collected by the Sec-
9 retary pursuant to section 236 of Public Law 98–573 for
10 each of these airports or other facilities when authorized
11 by law and designated by the Secretary, and to remain
12 available until expended.

13 HARBOR MAINTENANCE FEE COLLECTION

14 For administrative expenses related to the collection
15 of the Harbor Maintenance Fee, pursuant to Public Law
16 103–182, \$3,000,000, to be derived from the Harbor
17 Maintenance Trust Fund and to be transferred to and
18 merged with the Customs “Salaries and Expenses” ac-
19 count for such purposes.

20 BUREAU OF THE PUBLIC DEBT

21 ADMINISTERING THE PUBLIC DEBT

22 For necessary expenses connected with any public-
23 debt issues of the United States, \$173,826,000, of which
24 not to exceed \$2,500 shall be available for official recep-
25 tion and representation expenses, and of which
26 \$2,000,000 shall remain available until September 30,

1 2000 for information systems modernization initiatives:
 2 *Provided*, That the sum appropriated herein from the Gen-
 3 eral Fund for fiscal year 1998 shall be reduced by not
 4 more than \$4,400,000 as definitive security issue fees and
 5 Treasury Direct Investor Account Maintenance fees are
 6 collected, so as to result in a final fiscal year 1998 appro-
 7 priation from the General Fund estimated at
 8 \$169,426,000, and in addition, \$20,000, to be derived
 9 from the Oil Spill Liability Trust Fund to reimburse the
 10 Bureau for administrative and personnel expenses for fi-
 11 nancial management of the Fund, as authorized by section
 12 102 of Public Law 101–380: *Provided further*, That not-
 13 withstanding any other provisions of law, effective upon
 14 enactment, the Bureau of the Public Debt shall be fully
 15 and directly reimbursed by the funds described in Public
 16 Law 101–136, title I, section 104, 103 Stat. 789 for costs
 17 and services performed by the Bureau in the administra-
 18 tion of such funds.

19 INTERNAL REVENUE SERVICE

20 PROCESSING, ASSISTANCE, AND MANAGEMENT

21 For necessary expenses of the Internal Revenue Serv-
 22 ice, not otherwise provided for; including processing tax
 23 returns; revenue accounting; providing tax law and ac-
 24 count assistance to taxpayers by telephone and cor-
 25 respondence; matching information returns and tax re-

1 turns; management services; rent and utilities; and inspec-
 2 tion; including purchase (not to exceed 150 for replace-
 3 ment only for police-type use) and hire of passenger motor
 4 vehicles (31 U.S.C. 1343(b)); and services as authorized
 5 by 5 U.S.C. 3109, at such rates as may be determined
 6 by the Commissioner; \$2,943,174,000, of which up to
 7 \$3,700,000 shall be for the Tax Counseling for the Elderly
 8 Program, and of which not to exceed \$25,000 shall be for
 9 official reception and representation expenses.

10 TAX LAW ENFORCEMENT

11 For necessary expenses of the Internal Revenue Serv-
 12 ice for determining and establishing tax liabilities; tax and
 13 enforcement litigation; technical rulings; examining em-
 14 ployee plans and exempt organizations; investigation and
 15 enforcement activities; securing unfiled tax returns; col-
 16 lecting unpaid accounts; statistics of income and compli-
 17 ance research; the purchase (for police-type use, not to
 18 exceed 850) and hire of passenger motor vehicles (31
 19 U.S.C. 1343(b)); and services as authorized by 5 U.S.C.
 20 3109, at such rates as may be determined by the Commis-
 21 sioner, \$3,153,722,000. Of the funds appropriated under
 22 this heading in Public Law 104–208, \$26,000,000 and in
 23 addition, \$6,000,000 in Public Law 104–52 are available
 24 in fiscal year 1998 for the Year 2000 Century Date
 25 Change.

1 INFORMATION SYSTEMS

2 For necessary expenses for data processing and tele-
3 communications support for Internal Revenue Service ac-
4 tivities, including developmental information systems and
5 operational information systems; the hire of passenger
6 motor vehicles (31 U.S.C. 1343(b)); and services as au-
7 thorized by 5 U.S.C. 3109, at such rates as may be deter-
8 mined by the Commissioner, \$1,272,487,000, which shall
9 be available until September 30, 1999: *Provided*, That
10 under the heading “Information Systems” in Public Law
11 104–208 (110 Stat. 3009), the following is deleted: “of
12 which no less than \$130,075,000 shall be available for Tax
13 Systems Modernization (TSM) development and deploy-
14 ment”: *Provided further*, That the IRS will submit a re-
15 programming request, of which no less than \$102,500,000
16 is available for Year 2000 conversion.

17 INFORMATION TECHNOLOGY INVESTMENTS

18 For necessary expenses for the capital asset acquisi-
19 tion of information technology systems as they relate to
20 the century date change and data center consolidation;
21 \$325,000,000, which shall remain available until Septem-
22 ber 30, 2000: *Provided*, That none of the funds are avail-
23 able for obligation until September 1, 1998: *Provided fur-*
24 *ther*, That the systems acquired are in compliance with
25 acquisition rules, requirements, guidelines, and systems

1 acquisition management practices of the Federal Govern-
2 ment.

3 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

4 SERVICE

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

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

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

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

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

4 SEC. 105. The Internal Revenue Service shall insti-
5 tute and enforce policies and procedures which will safe-
6 guard the confidentiality of taxpayer information.

7 SEC. 106. Funds made available by this or any other
8 Act to the Internal Revenue Service shall be available for
9 improved facilities and increased manpower to provide suf-
10 ficient and effective 1–800 help line for taxpayers. The
11 Commissioner shall continue to make the improvement of
12 the IRS 1–800 help line service a priority and allocate re-
13 sources necessary to increase phone lines and staff to im-
14 prove the IRS 1–800 help line service.

15 SEC. 107. Notwithstanding any other provision of
16 law, no field support reorganization of the Internal Reve-
17 nue Service shall be undertaken in Aberdeen, South Da-
18 kota until the Internal Revenue Service toll-free help
19 phone line assistance program reaches at least an 80 per-
20 cent service level. The Commissioner shall submit to Con-
21 gress a report and the GAO shall certify to Congress that
22 the 80 percent service level has been met.

23 SEC. 108. Notwithstanding any other provision of
24 law, no reorganization of the field office structure of the
25 Internal Revenue Service Criminal Investigation division

1 will result in a reduction of criminal investigators in Wis-
 2consin from the 1996 level.

3 SEC. 109. None of the funds appropriated under this
 4 Act or any Act hereinafter enacted may be used by the
 5 Secretary of the Treasury to collect a tax liability by levy
 6 upon a limited entry commercial fishing permit issued by
 7 a State unless the Secretary first determines in writing
 8 and by clear and convincing evidence that such levy will
 9 facilitate the full collection of such tax liability.

10 UNITED STATES SECRET SERVICE

11 SALARIES AND EXPENSES

12 For necessary expenses of the United States Secret
 13 Service, including purchase (not to exceed 705 vehicles for
 14 police-type use, of which 675 shall be for replacement
 15 only), and hire of passenger motor vehicles; hire of air-
 16 craft; training and assistance requested by State and local
 17 governments, which may be provided without reimburse-
 18 ment; services of expert witnesses at such rates as may
 19 be determined by the Director; rental of buildings in the
 20 District of Columbia, and fencing, lighting, guard booths,
 21 and other facilities on private or other property not in
 22 Government ownership or control, as may be necessary to
 23 perform protective functions; for payment of per diem and/
 24 or subsistence allowances to employees where a protective
 25 assignment during the actual day or days of the visit of

1 a protectee require an employee to work 16 hours per day
2 or to remain overnight at his or her post of duty; the con-
3 ducting of and participating in firearms matches; presen-
4 tation of awards; for travel of Secret Service employees
5 on protective missions without regard to the limitations
6 on such expenditures in this or any other Act if approval
7 is obtained in advance from the House and Senate Com-
8 mittees on Appropriations; for repairs, alterations, and
9 minor construction at the James J. Rowley Secret Service
10 Training Center; for research and development; for mak-
11 ing grants to conduct behavioral research in support of
12 protective research and operations; not to exceed \$20,000
13 for official reception and representation expenses; for
14 sponsorship of a conference for the Women in Federal
15 Law Enforcement, to be held during fiscal year 1998; not
16 to exceed \$50,000 to provide technical assistance and
17 equipment to foreign law enforcement organizations in
18 counterfeit investigations; for payment in advance for
19 commercial accommodations as may be necessary to per-
20 form protective functions; and for uniforms without regard
21 to the general purchase price limitation for the current
22 fiscal year; not to exceed \$6,568,000 for continued White
23 House security enhancements; not to exceed \$1,623,000
24 for fixed site and security maintenance; not to exceed
25 \$2,830,000 for LAN replacement; not to exceed

1 \$1,000,000 for year 2000 date conversion; not to exceed
2 \$6,100,000 for FLEWUG/SNET which shall remain
3 available until expended; not to exceed \$6,700,000 for ve-
4 hicle replacement; and not to exceed \$1,460,000 to provide
5 technical assistance and to assess the effectiveness of new
6 technology intended to combat identity-based crimes;
7 \$570,809,000.

8 ACQUISITION, CONSTRUCTION, IMPROVEMENT, AND
9 RELATED EXPENSES

10 For necessary expenses of construction, repair, alter-
11 ation, and improvement of facilities, \$9,176,000, to re-
12 main available until expended for the Secret Service's
13 Headquarters Building and the James J. Rowley Training
14 Center.

15 GENERAL PROVISIONS—DEPARTMENT OF THE
16 TREASURY

17 SEC. 111. Any obligation or expenditure by the Sec-
18 retary in connection with law enforcement activities of a
19 Federal agency or a Department of the Treasury law en-
20 forcement organization in accordance with 31 U.S.C.
21 9703(g)(4)(B) from unobligated balances remaining in the
22 Fund on September 30, 1998, shall be made in compliance
23 with the reprogramming guidelines contained in the Sen-
24 ate report accompanying this Act.

25 SEC. 112. Appropriations to the Treasury Depart-
26 ment in this Act shall be available for uniforms or allow-

1 ances therefor, as authorized by law (5 U.S.C. 5901), in-
2 cluding maintenance, repairs, and cleaning; purchase of
3 insurance for official motor vehicles operated in foreign
4 countries; purchase of motor vehicles without regard to the
5 general purchase price limitations for vehicles purchased
6 and used overseas for the current fiscal year; entering into
7 contracts with the Department of State for the furnishing
8 of health and medical services to employees and their de-
9 pendants serving in foreign countries; and services author-
10 ized by 5 U.S.C. 3109.

11 SEC. 113. The funds provided to the Bureau of Alco-
12 hol, Tobacco and Firearms for fiscal year 1998 in this
13 Act for the enforcement of the Federal Alcohol Adminis-
14 tration Act shall be expended in a manner so as not to
15 diminish enforcement efforts with respect to section 105
16 of the Federal Alcohol Administration Act.

17 SEC. 114. Not to exceed 2 percent of any appropria-
18 tions in this Act made available to the Federal Law En-
19 forcement Training Center, Financial Crimes Enforce-
20 ment Network, Bureau of Alcohol, Tobacco and Firearms,
21 U.S. Customs Service, and U.S. Secret Service may be
22 transferred between such appropriations. No transfer may
23 increase or decrease any such appropriation by more than
24 2 percent and notice of any such transfer shall be ap-

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

3 SEC. 115. Not to exceed 2 percent of any appropria-
4 tions in this Act made available to the Departmental Of-
5 fices, Office of Inspector General, Financial Management
6 Service, and Bureau of the Public Debt, may be trans-
7 ferred between such appropriations. No transfer may in-
8 crease or decrease any such appropriation by more than
9 2 percent and notice of any such transfer shall be trans-
10 mitted in advance to the Committees on Appropriations
11 of the House and Senate.

12 SEC. 116. The Secretary of the Treasury shall pay
13 from amounts transferred to the “Departmental Offices”
14 appropriation, up to \$16,695 to reimburse Secret Service
15 personnel for any attorney fees and costs they incurred
16 with respect to investigation by the Department of the
17 Treasury Inspector General concerning testimony provided
18 to Congress: *Provided*, That the Secretary of the Treasury
19 shall pay an individual in full upon submission by the indi-
20 vidual of documentation verifying the attorney fees and
21 costs: *Provided further*, That the liability of the United
22 States shall not be inferred from enactment of or payment
23 under this provision: *Provided further*, That the Secretary
24 of the Treasury shall not pay any claim filed under this
25 section that is filed later than 120 days after the date

1 of enactment of this Act: *Provided further*, That payment
 2 under this provision, when accepted, shall be in full satis-
 3 faction of all claims of, or on behalf of, the individual Se-
 4 cret Service agent who was the subject of said investiga-
 5 tion.

6 SEC. 117. (a)(1) Effective beginning on the date de-
 7 termined under paragraph (2), the compensation and
 8 other emoluments attached to the Office of Secretary of
 9 the Treasury shall be those that would then apply if Public
 10 Law 103–2 (107 Stat. 4; 31 U.S.C. 301 note) had never
 11 been enacted.

12 (2) Paragraph (1) shall become effective on the later
 13 of—

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

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

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

22 (b) Subsection (b) of the first section of the public
 23 law referred to in subsection (a)(1) of this section shall
 24 not apply in the case of any appointment the consent of

1 the Senate to which occurs on or after the date of the
2 enactment of this Act.

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

6 **SEC. 118. RATES OF BASIC PAY FOR THE UNITED STATES**

7 **SECRET SERVICE UNIFORMED DIVISION.**

8 (a) NEW RATES OF BASIC PAY.—Section 501 of the
9 District of Columbia Police and Firemen’s Salary Act of
10 1958, (District of Columbia Code, section 4–416), is
11 amended—

12 (1) in subsection (b)(1), by striking “Interior”
13 and all that follows through “Treasury,” and insert-
14 ing “Interior”;

15 (2) by redesignating subsection (c) as sub-
16 section (b)(3);

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

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

21 (B) by striking “subsection (b) of this sec-
22 tion” and inserting “this subsection”; and

23 (4) by adding after subsection (b) the following
24 new subsection:

“(c)(1) The annual rates of basic compensation of officers and members of the United States Secret Service Uniformed Division, serving in classes corresponding or similar to those in the salary schedule in section 101 (District of Columbia Code, section 4–406), shall be fixed in accordance with the following schedule of rates:

“SALARY SCHEDULE

| Salary class and title | Service steps | | | | | | | | |
|--|---------------|---------|--------|--------|--------|--------|--------|--------|--------|
| | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 |
| Class 1: Private | 29,215 | 30,088 | 31,559 | 33,009 | 35,331 | 37,681 | 39,128 | 40,593 | 42,052 |
| Class 4: Sergeant | 39,769 | 41,747 | 43,728 | 45,718 | 47,715 | 49,713 | | | |
| Class 5: Lieutenant | 45,148 | 47,411 | 49,663 | 51,924 | 54,180 | | | | |
| Class 7: Captain | 52,523 | 55,155 | 57,788 | 60,388 | | | | | |
| Class 8: Inspector | 60,886 | 63,918 | 66,977 | 70,029 | | | | | |
| Class 9: Deputy Chief | 71,433 | 76,260 | 81,113 | 85,950 | | | | | |
| Class 10: Assistant Chief | 84,694 | 90,324 | 95,967 | | | | | | |
| Class 11: Chief of the United States Secret Service Uniformed Division | 98,383 | 104,923 | | | | | | | |

“(2) Effective at the beginning of the first applicable pay period commencing on or after the first day of the month in which an adjustment takes effect under section 5303 of title 5, United States Code (or any subsequent similar provision of law), in the rates of pay under the General Schedule (or any pay system that may supersede such schedule), the annual rates of basic compensation of officers and members of the United States Secret Service Uniformed Division shall be adjusted by the Secretary of the Treasury by an amount equal to the percentage of such annual rate of pay which corresponds to the overall percentage of the adjustment made in the rates of pay under the General Schedule.

1 “(3) Locality-based comparability payments author-
2 ized under section 5304 of title 5, United States Code,
3 shall be applicable to the basic pay under this section, ex-
4 cept locality-based comparability payments may not be
5 paid at a rate which, when added to the rate of basic pay
6 otherwise payable to the officer or member, would cause
7 the total to exceed the rate of basic pay payable for level
8 IV of the Executive Schedule.

9 “(4) Pay may not be paid, by reason of any provision
10 of this subsection (disregarding any comparability pay-
11 ment payable under Federal law), at a rate in excess of
12 the rate of basic pay payable for level V of the Executive
13 Schedule contained in subchapter II of chapter 53 of title
14 5, United States Code.

15 “(5) Any reference in any law to the salary schedule
16 in section 101 (District of Columbia Code, section 4–406)
17 with respect to officers and members of the United States
18 Secret Service Uniformed Division shall be considered to
19 be a reference to the salary schedule in paragraph (1) of
20 this subsection as adjusted in accordance with this sub-
21 section.

22 “(6)(A) Except as otherwise permitted by or under
23 law, no allowance, differential, bonus, award, or other
24 similar cash payment under this title or under title 5,
25 United States Code, may be paid to an officer or member

1 of the United States Secret Service Uniformed Division
2 in a calendar year if, or to the extent that, when added
3 to the total basic pay paid or payable to such officer or
4 member for service performed in such calendar year as
5 an officer or member, such payment would cause the total
6 to exceed the annual rate of basic pay payable for level
7 I of the Executive Schedule, as of the end of such calendar
8 year.

9 “(B) This paragraph shall not apply to any payment
10 under the following provisions of title 5, United States
11 Code:

12 “(i) Subchapter III or VII of chapter 55, or
13 section 5596.

14 “(ii) Chapter 57 (other than section 5753,
15 5754, or 5755).

16 “(iii) Chapter 59 (other than section 5928).

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

23 “(B) Any amount paid under this paragraph in a cal-
24 endar year shall be taken into account for purposes of ap-

1 plying the limitations under paragraph (6) with respect
2 to such calendar year.

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

10 (b) CONVERSION TO NEW SALARY SCHEDULE.—

11 (1)(A) Effective on the first day of the first pay
12 period beginning after the date of enactment of this
13 section, the Secretary of the Treasury shall fix the
14 rates of basic pay for members of the United States
15 Secret Service Uniformed Division in accordance
16 with this paragraph.

17 (B) Subject to subparagraph (C), each officer
18 and member receiving basic compensation, imme-
19 diately prior to the effective date of this section, at
20 one of the scheduled rates in the salary schedule in
21 section 101 of the District of Columbia Police and
22 Firemen’s Salary Act of 1958, as adjusted by law
23 and as in effect prior to the effective date of this
24 section, shall be placed in and receive basic com-

1 pensation at the corresponding scheduled service
2 step of the salary schedule under subsection (a)(4).

3 (C)(i) The Assistant Chief and the Chief of the
4 United States Secret Service Uniformed Division
5 shall be placed in and receive basic compensation in
6 salary class 10 and salary class 11, respectively, in
7 the appropriate service step in the new salary class
8 in accordance with section 304 of the District of Co-
9 lumbia Police and Firemen's Salary Act 1958 (Dis-
10 trict of Columbia Code, section 4-413).

11 (ii) Each member whose position is to be con-
12 verted to the salary schedule under section 501(c) of
13 the District of Columbia Police and Firemen's Sal-
14 ary Act of 1958 (District of Columbia Code, section
15 4-416(c)) as amended by this section, in accordance
16 with subsection (a) of this section, and who, prior to
17 the effective date of this section has earned, but has
18 not been credited with, an increase in his or her rate
19 of pay shall be afforded that increase before such
20 member is placed in the corresponding service step
21 in the salary schedule under section 501(c).

22 (2) Except in the cases of the Assistant Chief
23 and the Chief of the United States Secret Service
24 Uniformed Division, the conversion of positions and
25 individuals to appropriate classes of the salary

1 schedule under section 501(c) of the District of Co-
 2 lumbia Police and Firemen's Salary Act of 1958
 3 (District of Columbia Code, section 4-416(c)) as
 4 amended by this section, and the initial adjustments
 5 of rates of basic pay of those positions and individ-
 6 uals, in accordance with paragraph (1) of this sub-
 7 section, shall not be considered to be transfers or
 8 promotions within the meaning of section 304 of the
 9 District of Columbia Police and Firemen's Salary
 10 Act of 1958 (District of Columbia Code, section 4-
 11 413).

12 (3) Each member whose position is converted to
 13 the salary schedule under section 501(c) of the Dis-
 14 trict of Columbia Police and Firemen's Salary Act of
 15 1958 (District of Columbia Code, section 4-416(c))
 16 as amended by this section, in accordance with sub-
 17 section (a) of this section, shall be granted credit for
 18 purposes of such member's first service step adjust-
 19 ment under the salary schedule in such section
 20 510(c) for all satisfactory service performed by the
 21 member since the member's last increase in basic
 22 pay prior to the adjustment under that section.

23 (c) LIMITATION ON PAY PERIOD EARNINGS.—The
 24 Act of August 15, 1950 (64 Stat. 477), (District of Co-
 25 lumbia Code, section 4-1104), is amended—

1 (1) in subsection (h), by striking “any officer or
2 member” each place it appears and inserting “an of-
3 ficer or member of the Metropolitan Police force, of
4 the Fire Department of the District of Columbia, or
5 of the United States Park Police”;

6 (2) by redesignating subsection (h)(3) as sub-
7 section (i); and

8 (3) by inserting after paragraph (2) the follow-
9 ing new paragraph:

10 “(3)(A) no premium pay provided by this sec-
11 tion shall be paid to, and no compensatory time is
12 authorized for, any officer or member of the United
13 States Secret Service Uniformed Division whose rate
14 of basic pay, combined with any applicable locality-
15 based comparability payment, equals or exceeds the
16 lesser of—

17 “(i) 150 percent of the minimum rate pay-
18 able for grade GS-15 of the General Schedule
19 (including any applicable locality-based com-
20 parability payment under section 5304 of title
21 5, United States Code or any similar provision
22 of law, and any applicable special rate of pay
23 under section 5305 of title 5, United States
24 Code or any similar provision of law); or

1 “(ii) the rate payable for level V of the Ex-
 2 ecutive Schedule contained in subchapter II of
 3 chapter 53 of title 5, United States Code.

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

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

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

24 (d) SAVINGS PROVISION.—On the effective date of
 25 this section, any existing special salary rates authorized

1 for members of the United States Secret Service Uni-
2 formed Division under section 5305 of title 5, United
3 States Code (or any previous similar provision of law) and
4 any special rates of pay or special pay adjustments under
5 section 403, 404, or 405 of the Federal Law Enforcement
6 Pay Reform Act of 1990 applicable to members of the
7 United States Secret Service Uniformed Division shall be
8 rendered inapplicable.

9 (e) CONFORMING AMENDMENT.—The Federal Law
10 Enforcement Pay Reform Act of 1990 (104 Stat. 1466)
11 is amended by striking subsections (b)(1) and (c)(1) of
12 section 405.

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

16 SEC. 119. Section 117 of the Treasury, Postal Serv-
17 ice, and General Government Appropriations Act, 1997
18 (as contained in section 101(f) of division A of Public Law
19 104–208) is hereby repealed.

20 SEC. 120. Notwithstanding any other provision of
21 law, the Secretary of the Treasury shall establish the port
22 of Kodiak, Alaska as a port of entry and United States
23 Customs Service personnel in Anchorage, Alaska shall
24 serve such port of entry. There are authorized to be appro-
25 priated such sums as necessary to cover the costs associ-

1 ated with the performance of customs functions using such
 2 United States Customs Service personnel.

3 TITLE II—POSTAL SERVICE

4 PAYMENTS TO THE POSTAL SERVICE FUND

5 PAYMENT TO THE POSTAL SERVICE FUND

6 For payment to the Postal Service Fund for revenue
 7 forgone on free and reduced rate mail, pursuant to sub-
 8 sections (c) and (d) of section 2401 of title 39, United
 9 States Code, \$86,274,000: *Provided*, That mail for over-
 10 seas voting and mail for the blind shall continue to be free:
 11 *Provided further*, That 6-day delivery and rural delivery
 12 of mail shall continue at not less than the 1983 level: *Pro-*
 13 *vided further*, That none of the funds made available to
 14 the Postal Service by this Act shall be used to implement
 15 any rule, regulation, or policy of charging any officer or
 16 employee of any State or local child support enforcement
 17 agency, or any individual participating in a State or local
 18 program of child support enforcement, a fee for informa-
 19 tion requested or provided concerning an address of a
 20 postal customer: *Provided further*, That none of the funds
 21 provided in this Act shall be used to consolidate or close
 22 small rural and other small post offices in the fiscal year
 23 ending on September 30, 1998.

1 PAYMENT TO THE POSTAL SERVICE FUND FOR
 2 NONFUNDED LIABILITIES

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

7 TITLE III—EXECUTIVE OFFICE OF THE PRESI-
 8 DENT AND FUNDS APPROPRIATED TO THE
 9 PRESIDENT

10 COMPENSATION OF THE PRESIDENT AND THE WHITE
 11 HOUSE OFFICE

12 COMPENSATION OF THE PRESIDENT

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

22 SALARIES AND EXPENSES

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

1 105, which shall be expended and accounted for as pro-
 2 vided in that section; hire of passenger motor vehicles,
 3 newspapers, periodicals, teletype news service, and travel
 4 (not to exceed \$100,000 to be expended and accounted
 5 for as provided by 3 U.S.C. 103); not to exceed \$19,000
 6 for official entertainment expenses, to be available for allo-
 7 cation within the Executive Office of the President;
 8 \$51,199,000: *Provided*, That \$873,000 of the funds ap-
 9 propriated may not be obligated until the Director of the
 10 Office of Administration has submitted, and the Commit-
 11 tees on Appropriations of the House and Senate have ap-
 12 proved, a systems architecture plan, a milestone schedule
 13 for the development and implementation of all projects in-
 14 cluded in the systems architecture plan, and an estimate
 15 of the funds required to support the fiscal year 1998 cap-
 16 ital investments associated with that plan: *Provided fur-*
 17 *ther*, That \$9,800,000 of the funds appropriated shall be
 18 available for reimbursements to the White House Commu-
 19 nications Agency in accordance with Public Law 104–201.

20 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

21 OPERATING EXPENSES

22 For the care, maintenance, repair and alteration, re-
 23 furnishing, improvement, heating and lighting, including
 24 electric power and fixtures, of the Executive Residence at
 25 the White House and official entertainment expenses of

1 the President, \$8,045,000, to be expended and accounted
 2 for as provided by 3 U.S.C. 105, 109–110, 112–114.

3 WHITE HOUSE REPAIR AND RESTORATION

4 For the repair, alteration, and improvement of the
 5 Executive Residence at the White House, \$200,000, to re-
 6 main available until expended for renovation and reloca-
 7 tion of the White House laundry, to be expended and ac-
 8 counted for as provided by 3 U.S.C. 105, 109–110, 112–
 9 114.

10 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE

11 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

12 SALARIES AND EXPENSES

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

1 chitecture plan, and an estimate of the funds required to
 2 support the fiscal year 1998 capital investments associ-
 3 ated with that plan.

4 OPERATING EXPENSES

5 For the care, operation, refurnishing, improvement,
 6 heating and lighting, including electric power and fixtures,
 7 of the official residence of the Vice President, the hire of
 8 passenger motor vehicles, and not to exceed \$90,000 for
 9 official entertainment expenses of the Vice President, to
 10 be accounted for solely on his certificate; \$334,000: *Pro-*
 11 *vided*, That advances or repayments or transfers from this
 12 appropriation may be made to any department or agency
 13 for expenses of carrying out such activities.

14 COUNCIL OF ECONOMIC ADVISERS

15 SALARIES AND EXPENSES

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

19 OFFICE OF POLICY DEVELOPMENT

20 SALARIES AND EXPENSES

21 For necessary expenses of the Office of Policy Devel-
 22 opment, including services as authorized by 5 U.S.C.
 23 3109, and 3 U.S.C. 107; \$3,983,000.

1 NATIONAL SECURITY COUNCIL

2 SALARIES AND EXPENSES

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

6 OFFICE OF ADMINISTRATION

7 SALARIES AND EXPENSES

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

1 OFFICE OF MANAGEMENT AND BUDGET

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management
4 and Budget, including hire of passenger motor vehicles,
5 services as authorized by 5 U.S.C. 3109, \$57,240,000, of
6 which not to exceed \$5,000,000 shall be available to carry
7 out the provisions of 44 U.S.C. chapter 35: *Provided*,
8 That, as provided in 31 U.S.C. 1301(a), appropriations
9 shall be applied only to the objects for which appropria-
10 tions were made except as otherwise provided by law: *Pro-*
11 *vided further*, That none of the funds made available for
12 the Office of Management and Budget by this Act may
13 be expended for the altering of the transcript of actual
14 testimony of witnesses, except for testimony of officials of
15 the Office of Management and Budget, before the House
16 and Senate Committees on Appropriations or the House
17 and Senate Committees on Veterans' Affairs or their sub-
18 committees.

19 OFFICE OF NATIONAL DRUG CONTROL POLICY

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses of the Office of National
23 Drug Control Policy; for research activities pursuant to
24 title I of Public Law 100–690; not to exceed \$8,000 for
25 official reception and representation expenses; and for par-
26 ticipation in joint projects or in the provision of services

1 on matters of mutual interest with nonprofit, research, or
 2 public organizations or agencies, with or without reim-
 3 bursement; \$36,016,000, of which \$18,000,000 shall re-
 4 main available until expended, consisting of \$1,000,000
 5 for policy research and evaluation and \$17,000,000 for the
 6 Counter-Drug Technology Assessment Center for
 7 counternarcotics research and development projects of
 8 which \$1,000,000 shall be obligated for state conferences
 9 on model State drug laws: *Provided*, That the \$17,000,000
 10 for the Counter-Drug Technology Assessment Center shall
 11 be available for transfer to other Federal departments or
 12 agencies: *Provided further*, That the Office is authorized
 13 to accept, hold, administer, and utilize gifts, both real and
 14 personal, for the purpose of aiding or facilitating the work
 15 of the Office.

16 FEDERAL DRUG CONTROL PROGRAMS

17 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses of the Office of National
 20 Drug Control Policy's High Intensity Drug Trafficking
 21 Areas Program, \$140,207,000 for drug control activities
 22 consistent with the approved strategy for each of the des-
 23 ignated High Intensity Drug Trafficking Areas, of which
 24 no less than \$71,000,000 shall be transferred to State and
 25 local entities for drug control activities, which shall be ob-
 26 ligated within 120 days of the date of enactment of this

1 Act and up to \$69,207,000 may be transferred to Federal
 2 agencies and departments at a rate to be determined by
 3 the Director: *Provided*, That funding shall be provided for
 4 existing High Intensity Drug Trafficking Areas at no less
 5 than the fiscal year 1997 level.

6 SPECIAL FORFEITURE FUND

7 For activities to support a national media campaign
 8 for youth, and other purposes, authorized by Public Law
 9 100–690, as amended, \$145,300,000, to remain available
 10 until expended: *Provided*, That such funds may be trans-
 11 ferred to other Federal departments and agencies to carry
 12 out such activities: *Provided further*, That of the amount
 13 provided, \$110,000,000 shall be to support a national
 14 media campaign, to reduce and prevent drug use among
 15 young Americans: *Provided further*, That none of the
 16 funds provided for the national media campaign may be
 17 obligated until the Director, Office of National Drug Con-
 18 trol Policy, submits a strategy for approval to the Commit-
 19 tees on Appropriations of the House of Representatives
 20 and the Senate that includes (1) a certification that funds
 21 will supplement and not supplant current anti-drug com-
 22 munity based coalitions; (2) a certification that none of
 23 the funds will be used for partisan political purposes; (3)
 24 an implementation plan for securing private sector con-
 25 tributions including, but not limited to, in-kind contribu-
 26 tions; and (4) a system to measure outcomes of success

1 of the national media campaign: *Provided further*, That
 2 the Director shall (1) report to Congress quarterly on the
 3 obligation of funds as well as the specific parameters of
 4 the national media campaign and (2) report to Congress
 5 within two years on the effectiveness of the national media
 6 campaign based upon the measurable outcomes provided
 7 to Congress previously: *Provided further*, That of the
 8 amount provided, \$10,000,000 shall be to initiate a pro-
 9 gram of matching grants to drug-free communities, as au-
 10 thorized in the Drug-Free Communities Act of 1997: *Pro-*
 11 *vided further*, That of the amount provided, \$10,000,000
 12 shall be used to continue and expand the methamphet-
 13 amine reduction efforts: *Provided further*, That of the
 14 amount provided, \$6,000,000 shall be used to establish a
 15 Federal Drug-Free Prison demonstration project: *Pro-*
 16 *vided further*, That of the amount provided \$9,300,000
 17 shall be used to continue the reduction of drug use pro-
 18 gram for those involved in the criminal justice system.

19 TITLE IV—INDEPENDENT AGENCIES

20 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE

21 BLIND OR SEVERELY DISABLED

22 SALARIES AND EXPENSES

23 For necessary expenses of the Committee for Pur-
 24 chase From People Who Are Blind or Severely Disabled

1 established by the Act of June 23, 1971, Public Law 92–
2 28, \$1,940,000.

3 FEDERAL ELECTION COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out the provisions
6 of the Federal Election Campaign Act of 1971, as amend-
7 ed, \$29,000,000, of which no less than \$2,500,000 shall
8 be available for internal automated data processing sys-
9 tems, and of which not to exceed \$5,000 shall be available
10 for reception and representation expenses: *Provided*, That
11 of the amounts appropriated for salaries and expenses,
12 \$750,000 shall be transferred to the General Accounting
13 Office for the sole purpose of entering into a contract with
14 the private sector for a management review, and tech-
15 nology and performance audit, of the Federal Election
16 Commission.

17 FEDERAL LABOR RELATIONS AUTHORITY

18 SALARIES AND EXPENSES

19 For necessary expenses to carry out functions of the
20 Federal Labor Relations Authority, pursuant to Reorga-
21 nization Plan Numbered 2 of 1978, and the Civil Service
22 Reform Act of 1978, including services as authorized by
23 5 U.S.C. 3109, including hire of experts and consultants,
24 hire of passenger motor vehicles, rental of conference
25 rooms in the District of Columbia and elsewhere;

1 \$22,039,000: *Provided*, That public members of the Fed-
 2 eral Service Impasses Panel may be paid travel expenses
 3 and per diem in lieu of subsistence as authorized by law
 4 (5 U.S.C. 5703) for persons employed intermittently in
 5 the Government service, and compensation as authorized
 6 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
 7 31 U.S.C. 3302, funds received from fees charged to non-
 8 Federal participants at labor-management relations con-
 9 ferences shall be credited to and merged with this account,
 10 to be available without further appropriation for the costs
 11 of carrying out these conferences.

12 GENERAL SERVICES ADMINISTRATION

13 FEDERAL BUILDINGS FUND

14 LIMITATIONS ON AVAILABILITY OF REVENUE

15 To carry out the purpose of the Fund established
 16 pursuant to section 210(f) of the Federal Property and
 17 Administrative Services Act of 1949, as amended (40
 18 U.S.C. 490(f)), the revenues and collections deposited into
 19 the Fund shall be available for necessary expenses of real
 20 property management and related activities not otherwise
 21 provided for, including operation, maintenance, and pro-
 22 tection of federally owned and leased buildings; rental of
 23 buildings in the District of Columbia; restoration of leased
 24 premises; moving governmental agencies (including space
 25 adjustments and telecommunications relocation expenses)
 26 in connection with the assignment, allocation and transfer

1 of space; contractual services incident to cleaning or serv-
 2 icing buildings, and moving; repair and alteration of feder-
 3 ally owned buildings including grounds, approaches and
 4 appurtenances; care and safeguarding of sites; mainte-
 5 nance, preservation, demolition, and equipment; acquisi-
 6 tion of buildings and sites by purchase, condemnation, or
 7 as otherwise authorized by law; acquisition of options to
 8 purchase buildings and sites; conversion and extension of
 9 federally owned buildings; preliminary planning and de-
 10 sign of projects by contract or otherwise; construction of
 11 new buildings (including equipment for such buildings);
 12 and payment of principal, interest, and any other obliga-
 13 tions for public buildings acquired by installment purchase
 14 and purchase contract, in the aggregate amount of
 15 \$4,885,934,000, of which (1) \$350,000,000 shall remain
 16 available until expended, for repairs and alterations which
 17 includes associated design and construction services:

18 Repairs and alterations;

19 Chlorofluorocarbons Program, \$50,000,000; and

20 Basic Repairs and Alterations, \$300,000,000:

21 *Provided*, That additional projects for which prospectuses
 22 have been fully approved may be funded under this cat-
 23 egory only if advance approval is obtained from the Com-
 24 mittees on Appropriations of the House and Senate: *Pro-*
 25 *vided further*, That the amounts provided in this or any

1 prior Act for Repairs and Alterations may be used to fund
2 costs associated with implementing security improvements
3 to buildings necessary to meet the minimum standards for
4 security in accordance with current law and in compliance
5 with the reprogramming guidelines of the appropriate
6 Committees of the House and Senate: *Provided further*,
7 That funds made available in this Act or any previous Act
8 for Repairs and Alterations shall, for prospectus projects,
9 be limited to the amount originally made available, except
10 each project may be increased by an amount not to exceed
11 10 percent when advance approval is obtained from the
12 Committees on Appropriations of the House and Senate
13 of a greater amount: *Provided further*, That the difference
14 between the funds appropriated and expended on any
15 projects in this or any prior Act, under the heading “Re-
16 pairs and Alterations”, may be transferred to Basic Re-
17 pairs and Alterations or used to fund authorized increases
18 in prospectus projects: *Provided further*, That all funds for
19 repairs and alterations prospectus projects shall expire on
20 September 30, 2000 and remain in the Federal Building
21 Fund except funds for projects as to which funds for de-
22 sign or other funds have been obligated in whole or in part
23 prior to such date: *Provided further*, That the amount pro-
24 vided in this or any prior Act for Basic Repairs and Alter-
25 ations may be used to pay claims against the Government

1 arising from any projects under the heading “Repairs and
2 Alterations” or used to fund authorized increases in pro-
3 spectus projects; (2) \$142,542,000 for installment acquisi-
4 tion payments including payments on purchase contracts
5 which shall remain available until expended; (3)
6 \$2,275,340,000 for rental of space which shall remain
7 available until expended; (4) \$1,331,789,000 for building
8 operations which shall remain available until expended;
9 and (5) \$680,543,000 which shall remain available until
10 expended for projects and activities previously approved
11 under this heading in prior fiscal years: *Provided further,*
12 That for the purposes of this authorization, buildings con-
13 structed pursuant to the purchase contract authority of
14 the Public Buildings Amendments of 1972 (40 U.S.C.
15 602a), buildings occupied pursuant to installment pur-
16 chase contracts, and buildings under the control of an-
17 other department or agency where alterations of such
18 buildings are required in connection with the moving of
19 such other department or agency from buildings then, or
20 thereafter to be, under the control of the General Services
21 Administration shall be considered to be federally owned
22 buildings: *Provided further,* That funds available in the
23 Federal Buildings Fund may be expended for emergency
24 repairs when advance approval is obtained from the Com-
25 mittees on Appropriations of the House and Senate: *Pro-*

1 *vided further*, That amounts necessary to provide reim-
 2 bursable special services to other agencies under section
 3 210(f)(6) of the Federal Property and Administrative
 4 Services Act of 1949, as amended (40 U.S.C. 490(f)(6))
 5 and amounts to provide such reimbursable fencing, light-
 6 ing, guard booths, and other facilities on private or other
 7 property not in Government ownership or control as may
 8 be appropriate to enable the United States Secret Service
 9 to perform its protective functions pursuant to 18 U.S.C.
 10 3056, as amended, shall be available from such revenues
 11 and collections: *Provided further*, That revenues and col-
 12 lections and any other sums accruing to this Fund during
 13 fiscal year 1998, excluding reimbursements under section
 14 210(f)(6) of the Federal Property and Administrative
 15 Services Act of 1949 (40 U.S.C. 490(f)(6)) in excess of
 16 \$4,885,934,000 shall remain in the Fund and shall not
 17 be available for expenditure except as authorized in appro-
 18 priations Acts.

19 POLICY AND OPERATIONS

20 For expenses authorized by law, not otherwise pro-
 21 vided for, for Government-wide policy and oversight activi-
 22 ties associated with asset management activities; utiliza-
 23 tion and donation of surplus personal property; transpor-
 24 tation; procurement and supply; Government-wide and in-
 25 ternal responsibilities relating to automated data manage-
 26 ment, telecommunications, information resources manage-

1 ment, and related technology activities; utilization survey,
 2 deed compliance inspection, appraisal, environmental and
 3 cultural analysis, and land use planning functions pertain-
 4 ing to excess and surplus real property; agency-wide policy
 5 direction; Board of Contract Appeals; accounting, records
 6 management, and other support services incident to adju-
 7 dication of Indian Tribal Claims by the United States
 8 Court of Federal Claims; services as authorized by 5
 9 U.S.C. 3109; and not to exceed \$5,000 for official recep-
 10 tion and representation expenses; \$104,487,000.

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
 13 General and services authorized by 5 U.S.C. 3109,
 14 \$33,870,000: *Provided*, That not to exceed \$10,000 shall
 15 be available for payment for information and detection of
 16 fraud against the Government, including payment for re-
 17 covery of stolen Government property: *Provided further*,
 18 That not to exceed \$2,500 shall be available for awards
 19 to employees of other Federal agencies and private citizens
 20 in recognition of efforts and initiatives resulting in en-
 21 hanced Office of Inspector General effectiveness.

22 ALLOWANCES AND OFFICE STAFF FOR FORMER

23 PRESIDENTS

24 For carrying out the provisions of the Act of August
 25 25, 1958, as amended (3 U.S.C. 102 note), and Public
 26 Law 95-138, \$2,208,000: *Provided*, That the Adminis-

1 trator of General Services shall transfer to the Secretary
2 of the Treasury such sums as may be necessary to carry
3 out the provisions of such Acts.

4 GENERAL PROVISIONS—GENERAL SERVICES

5 ADMINISTRATION

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

12 SEC. 402. Funds available to the General Services
13 Administration shall be available for the hire of passenger
14 motor vehicles.

15 SEC. 403. Funds in the Federal Buildings Fund
16 made available for fiscal year 1998 for Federal Buildings
17 Fund activities may be transferred between such activities
18 only to the extent necessary to meet program require-
19 ments: *Provided*, That any proposed transfers shall be ap-
20 proved in advance by the Committees on Appropriations
21 of the House and Senate.

22 SEC. 404. No funds made available by this Act shall
23 be used to transmit a fiscal year 1999 request for United
24 States Courthouse construction that (1) does not meet the
25 design guide standards for construction as established and

1 approved by the General Services Administration, the Ju-
2 dicial Conference of the United States, and the Office of
3 Management and Budget; and (2) does not reflect the pri-
4 orities of the Judicial Conference of the United States as
5 set out in its approved 5-year construction plan: *Provided,*
6 That the fiscal year 1999 request must be accompanied
7 by a standardized courtroom utilization study of each fa-
8 cility to be constructed, replaced, or expanded.

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

18 SEC. 406. Section 10 of the General Services Admin-
19 istration General Provisions, Public Law 100–440, is here-
20 by repealed.

21 SEC. 407. Funds provided to other Government agen-
22 cies by the Information Technology Fund, GSA, under 40
23 U.S.C. 757 and sections 5124(b) and 5128 of Public Law
24 104–106, Information Technology Management Reform
25 Act of 1996, for performance of pilot information tech-

1 nology projects which have potential for Government-wide
2 benefits and savings, may be repaid to this Fund from
3 any savings actually incurred by these projects or other
4 funding, to the extent feasible.

5 SEC. 408. The Administrator of the General Services
6 is directed to ensure that the materials used for the facade
7 on the United States Courthouse Annex, Savannah, Geor-
8 gia project are compatible with the existing Savannah
9 Federal Building-U.S. Courthouse facade, in order to en-
10 sure compatibility of this new facility with the Savannah
11 historic district and to ensure that the Annex will not en-
12 danger the National Landmark status of the Savannah
13 historic district.

14 SEC. 409. (a) The Act approved August 25, 1958,
15 as amended (Public Law 85-745; 3 U.S.C. 102 note), is
16 amended by striking section 2.

17 (b) Section 3214 of title 39, United States Code, is
18 amended—

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

21 (2) by striking subsection (b).

22 SEC. 410. Section 201(b) of the Federal Property
23 and Administrative Services Act of 1949 (40 U.S.C. 481)
24 as amended to read as follows:

1 administrative expenses to adjudicate retirement appeals
2 to be transferred from the Civil Service Retirement and
3 Disability Fund in amounts determined by the Merit Sys-
4 tems Protection Board.

5 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION
6 OPERATING EXPENSES

7 For necessary expenses in connection with the admin-
8 istration of the National Archives (including the Informa-
9 tion Security Oversight Office) and records and related ac-
10 tivities, as provided by law, and for expenses necessary
11 for the review and declassification of documents, and for
12 the hire of passenger motor vehicles, \$206,479,000: *Pro-*
13 *vided*, That the Archivist of the United States is author-
14 ized to use any excess funds available from the amount
15 borrowed for construction of the National Archives facil-
16 ity, for expenses necessary to provide adequate storage for
17 holdings.

18 ARCHIVES FACILITIES AND PRESIDENTIAL LIBRARIES
19 REPAIRS AND RESTORATION

20 For the repair, alteration, and improvement of ar-
21 chives facilities and presidential libraries, and to provide
22 adequate storage for holdings, \$13,650,000, to remain
23 available until expended, of which \$4,000,000 is for re-
24 pairs and restoration of the Truman Library in Independ-
25 ence, Missouri, and of which \$3,000,000 is for internal

1 repairs to the Lyndon Baines Johnson Presidential Li-
2 brary located at the University of Texas at Austin.

3 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

4 COMMISSION

5 GRANTS PROGRAM

6 For necessary expenses for allocations and grants for
7 historical publications and records as authorized by 44
8 U.S.C. 2504, as amended, \$5,000,000, to remain available
9 until expended.

10 OFFICE OF GOVERNMENT ETHICS

11 SALARIES AND EXPENSES

12 For necessary expenses to carry out functions of the
13 Office of Government Ethics pursuant to the Ethics in
14 Government Act of 1978, as amended by Public Law 100–
15 598, and the Ethics Reform Act of 1989, Public Law 101–
16 194, including services as authorized by 5 U.S.C. 3109,
17 rental of conference rooms in the District of Columbia and
18 elsewhere, hire of passenger motor vehicles, and not to ex-
19 ceed \$1,500 for official reception and representation ex-
20 penses; \$8,265,000.

21 OFFICE OF PERSONNEL MANAGEMENT

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF TRUST FUNDS)

24 For necessary expenses to carry out functions of the
25 Office of Personnel Management pursuant to Reorganiza-
26 tion Plan Numbered 2 of 1978 and the Civil Service Re-

1 form Act of 1978, including services as authorized by 5
2 U.S.C. 3109; medical examinations performed for veterans
3 by private physicians on a fee basis; rental of conference
4 rooms in the District of Columbia and elsewhere; hire of
5 passenger motor vehicles; not to exceed \$2,500 for official
6 reception and representation expenses; advances for reim-
7 bursements to applicable funds of the Office of Personnel
8 Management and the Federal Bureau of Investigation for
9 expenses incurred under Executive Order 10422 of Janu-
10 ary 9, 1953, as amended; and payment of per diem and/
11 or subsistence allowances to employees where Voting
12 Rights Act activities require an employee to remain over-
13 night at his or her post of duty; \$85,350,000; and in addi-
14 tion \$91,236,000 for administrative expenses, to be trans-
15 ferred from the appropriate trust funds of the Office of
16 Personnel Management without regard to other statutes,
17 including direct procurement of printed materials for the
18 retirement and insurance programs: *Provided*, That the
19 provisions of this appropriation shall not affect the author-
20 ity to use applicable trust funds as provided by section
21 8348(a)(1)(B) of title 5, United States Code: *Provided*
22 *further*, That, except as may be consistent with 5 U.S.C.
23 8902a(f)(1) and (i), no payment may be made from the
24 Employees Health Benefits Fund to any physician, hos-
25 pital, or other provider of health care services or supplies

1 who is, at the time such services or supplies are provided
 2 to an individual covered under chapter 89 of title 5, Unit-
 3 ed States Code, excluded, pursuant to section 1128 or
 4 1128A of the Social Security Act (42 U.S.C. 1320a-7–
 5 1320a-7a), from participation in any program under title
 6 XVIII of the Social Security Act (42 U.S.C. 1395 et seq.):
 7 *Provided further*, That no part of this appropriation shall
 8 be available for salaries and expenses of the Legal Exam-
 9 ining Unit of the Office of Personnel Management estab-
 10 lished pursuant to Executive Order 9358 of July 1, 1943,
 11 or any successor unit of like purpose: *Provided further*,
 12 That the President’s Commission on White House Fel-
 13 lows, established by Executive Order 11183 of October 3,
 14 1964, may, during the fiscal year ending September 30,
 15 1998, accept donations of money, property, and personal
 16 services in connection with the development of a publicity
 17 brochure to provide information about the White House
 18 Fellows, except that no such donations shall be accepted
 19 for travel or reimbursement of travel expenses, or for the
 20 salaries of employees of such Commission.

21 OFFICE OF INSPECTOR GENERAL

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF TRUST FUNDS)

24 For necessary expenses of the Office of Inspector
 25 General in carrying out the provisions of the Inspector
 26 General Act, as amended, including services as authorized

1 by 5 U.S.C. 3109, hire of passenger motor vehicles,
 2 \$960,000; and in addition, not to exceed \$8,645,000 for
 3 administrative expenses to audit the Office of Personnel
 4 Management's retirement and insurance programs, to be
 5 transferred from the appropriate trust funds of the Office
 6 of Personnel Management, as determined by the Inspector
 7 General: *Provided*, That the Inspector General is author-
 8 ized to rent conference rooms in the District of Columbia
 9 and elsewhere.

10 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES

11 HEALTH BENEFITS

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

17 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE

18 LIFE INSURANCE

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

23 PAYMENT TO CIVIL SERVICE RETIREMENT AND

24 DISABILITY FUND

25 For financing the unfunded liability of new and in-
 26 creased annuity benefits becoming effective on or after Oc-

1 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
2 nuities under special Acts to be credited to the Civil Serv-
3 ice Retirement and Disability Fund, such sums as may
4 be necessary: *Provided*, That annuities authorized by the
5 Act of May 29, 1944, as amended, and the Act of August
6 19, 1950, as amended (33 U.S.C. 771–75), may hereafter
7 be paid out of the Civil Service Retirement and Disability
8 Fund.

9 OFFICE OF SPECIAL COUNSEL

10 SALARIES AND EXPENSES

11 For necessary expenses to carry out functions of the
12 Office of Special Counsel pursuant to Reorganization Plan
13 Numbered 2 of 1978, the Civil Service Reform Act of
14 1978 (Public Law 95–454), the Whistleblower Protection
15 Act of 1989 (Public Law 101–12), Public Law 103–424,
16 and the Uniformed Services Employment and Reemploy-
17 ment Act of 1994 (Public Law 103–353), including serv-
18 ices as authorized by 5 U.S.C. 3109, payment of fees and
19 expenses for witnesses, rental of conference rooms in the
20 District of Columbia and elsewhere, and hire of passenger
21 motor vehicles; \$8,450,000.

22 UNITED STATES TAX COURT

23 SALARIES AND EXPENSES

24 For necessary expenses, including contract reporting
25 and other services as authorized by 5 U.S.C. 3109,

1 \$34,293,000: *Provided*, That travel expenses of the judges
2 shall be paid upon the written certificate of the judge.

3 TITLE V—GENERAL PROVISIONS

4 THIS ACT

5 SECTION 501. No part of any appropriation con-
6 tained in this Act shall remain available for obligation be-
7 yond the current fiscal year unless expressly so provided
8 herein.

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

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

23 SEC. 504. None of the funds made available by this
24 Act shall be available in fiscal year 1998, for the purpose
25 of transferring control over the Federal Law Enforcement

1 Training Center located at Glynco, Georgia, and Artesia,
2 New Mexico, out of the Treasury Department.

3 SEC. 505. No part of any appropriation contained in
4 this Act shall be used for publicity or propaganda purposes
5 within the United States not heretofore authorized by the
6 Congress.

7 SEC. 506. No part of any appropriation contained in
8 this Act shall be available for the payment of the salary
9 of any officer or employee of the United States Postal
10 Service, who—

11 (1) prohibits or prevents, or attempts or threat-
12 ens to prohibit or prevent, any other officer or em-
13 ployee of the United States Postal Service from hav-
14 ing any direct oral or written communication or con-
15 tact with any Member, committee, or subcommittee
16 of the Congress in connection with any matter per-
17 taining to the employment of such other officer or
18 employee or pertaining to the United States Postal
19 Service of such other officer or employee in any way,
20 irrespective of whether such communication or con-
21 tact is at the initiative of such other officer or em-
22 ployee or in response to the request or inquiry of
23 such Member, committee, or subcommittee; or

24 (2) removes, suspends from duty without pay,
25 demotes, reduces in rank, seniority, status, pay, or

1 performance of efficiency rating, denies promotion
2 to, relocates, reassigns, transfers, disciplines, or dis-
3 criminate in regard to any employment right, enti-
4 tlement, or benefit, or any term or condition of em-
5 ployment of, any other officer or employee of the
6 United States Postal Service, or attempts or threat-
7 ens to commit any of the foregoing actions with re-
8 spect to such other officer or employee, by reason of
9 any communication or contact of such other officer
10 or employee with any Member, committee, or sub-
11 committee of the Congress as described in paragraph
12 (1).

13 SEC. 507. The Office of Personnel Management may,
14 during the fiscal year ending September 30, 1998, and
15 hereafter, accept donations of supplies, services, land, and
16 equipment for the Federal Executive Institute and Man-
17 agement Development Centers to assist in enhancing the
18 quality of Federal management.

19 SEC. 508. No part of any appropriation contained in
20 this Act shall be available to pay the salary for any person
21 filling a position, other than a temporary position, for-
22 merly held by an employee who has left to enter the Armed
23 Forces of the United States and has satisfactorily com-
24 pleted his period of active military or naval service and
25 has within 90 days after his release from such service or

1 from hospitalization continuing after discharge for a pe-
2 riod of not more than 1 year made application for restora-
3 tion to his former position and has been certified by the
4 Office of Personnel Management as still qualified to per-
5 form the duties of his former position and has not been
6 restored thereto.

7 SEC. 509. No funds appropriated pursuant to this
8 Act may be expended by an entity unless the entity agrees
9 that in expending the assistance the entity will comply
10 with sections 2 through 4 of the Act of March 3, 1933
11 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
12 ican Act”).

13 SEC. 510. (a) PURCHASE OF AMERICAN-MADE
14 EQUIPMENT AND PRODUCTS.—In the case of any equip-
15 ment or products that may be authorized to be purchased
16 with financial assistance provided under this Act, it is the
17 sense of the Congress that entities receiving such assist-
18 ance should, in expending the assistance, purchase only
19 American-made equipment and products.

20 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
21 providing financial assistance under this Act, the Sec-
22 retary of the Treasury shall provide to each recipient of
23 the assistance a notice describing the statement made in
24 subsection (a) by the Congress.

1 SEC. 511. If it has been finally determined by a court
2 or Federal agency that any person intentionally affixed a
3 label bearing a “Made in America” inscription, or any in-
4 scription with the same meaning, to any product sold in
5 or shipped to the United States that is not made in the
6 United States, such person shall be ineligible to receive
7 any contract or subcontract made with funds provided
8 pursuant to this Act, pursuant to the debarment, suspen-
9 sion, and ineligibility procedures described in sections
10 9.400 through 9.409 of title 48, Code of Federal Regula-
11 tions.

12 SEC. 512. Except as otherwise specifically provided
13 by law, not to exceed 50 percent of unobligated balances
14 remaining available at the end of fiscal year 1998 from
15 appropriations made available for salaries and expenses
16 for fiscal year 1998 in this Act, shall remain available
17 through September 30, 1999, for each such account for
18 the purposes authorized: *Provided*, That a request shall
19 be submitted to the House and Senate Committees on Ap-
20 propriations for approval prior to the expenditure of such
21 funds: *Provided further*, That these requests shall be made
22 in compliance with the reprogramming guidelines con-
23 tained in the House and Senate reports accompanying this
24 Act.

1 SEC. 513. None of the funds made available in this
2 Act may be used by the Executive Office of the President
3 to request from the Federal Bureau of Investigation any
4 official background investigation report on any individual,
5 except when it is made known to the Federal official hav-
6 ing authority to obligate or expend such funds that—

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

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

13 SEC. 514. Notwithstanding any other provision of
14 law, no part of any appropriation contained in this Act
15 for any fiscal year shall be available for paying Sunday
16 premium or night differential pay to any employee unless
17 such employee actually performed work during the time
18 corresponding to such premium or differential pay.

19 SEC. 515. Section 1 under the subheading “General
20 Provision” under the heading “Office of Personnel Man-
21 agement” under title IV of the Treasury, Postal Service
22 and General Government Appropriations Act, 1992 (Pub-
23 lic Law 102–141; 105 Stat. 861; 5 U.S.C. 5941 note),
24 as amended by section 532 of the Treasury, Postal Service
25 and General Government Appropriations Act, 1995 (Pub-

1 lie Law 103–329; 108 Stat. 2413), and by section 5 under
 2 the heading “General Provisions—Office of Personnel
 3 Management” under title IV of the Treasury, Postal Serv-
 4 ice, and General Government Appropriations Act, 1996
 5 (Public Law 104–52; 109 Stat. 490), is further amended
 6 by striking “1998” both places it appears and inserting
 7 “2000”.

8 SEC. 516. Notwithstanding any provision of chapter
 9 89 of title 5, United States Code, the Office of Personnel
 10 Management shall enter into a contract with the National
 11 Association of Postmasters of the United States (hereafter
 12 referred to as the “Association”) under section 8902 of
 13 such title, if—

14 (1) the Association fulfills all terms and condi-
 15 tions (not related to such withdrawal from participa-
 16 tion) of a qualified carrier under such chapter;

17 (2) the plan offered by the Association fulfills
 18 all terms and conditions (not related to such with-
 19 drawal from participation) of an approved health
 20 benefits plan;

21 (3) prior to May 31, 1998, the Association sub-
 22 mits a plan to the Office of Personnel Management
 23 for approval as an approved health benefits plan;
 24 and

1 (4) the Association enters into an agreement
2 with an underwriting subcontractor licensed to issue
3 group health insurance.

4 **TITLE VI—GENERAL PROVISIONS**

5 **DEPARTMENTS, AGENCIES, AND CORPORATIONS**

6 **SECTION 601.** Funds appropriated in this or any
7 other Act may be used to pay travel to the United States
8 for the immediate family of employees serving abroad in
9 cases of death or life threatening illness of said employee.

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

21 **SEC. 603.** Notwithstanding 31 U.S.C. 1345, any
22 agency, department, or instrumentality of the United
23 States which provides or proposes to provide child care
24 services for Federal employees may reimburse any Federal
25 employee or any person employed to provide such services

1 for travel, transportation, and subsistence expenses in-
2 curred for training classes, conferences, or other meetings
3 in connection with the provision of such services: *Provided*,
4 That any per diem allowance made pursuant to this sec-
5 tion shall not exceed the rate specified in regulations pre-
6 scribed pursuant to section 5707 of title 5, United States
7 Code.

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

1 101–549 over the cost of comparable conventionally fueled
2 vehicles.

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

9 SEC. 606. Unless otherwise specified during the cur-
10 rent fiscal year, no part of any appropriation contained
11 in this or any other Act shall be used to pay the compensa-
12 tion of any officer or employee of the Government of the
13 United States (including any agency the majority of the
14 stock of which is owned by the Government of the United
15 States) whose post of duty is in the continental United
16 States unless such person (1) is a citizen of the United
17 States, (2) is a person in the service of the United States
18 on the date of enactment of this Act who, being eligible
19 for citizenship, has filed a declaration of intention to be-
20 come a citizen of the United States prior to such date and
21 is actually residing in the United States, (3) is a person
22 who owes allegiance to the United States, (4) is an alien
23 from Cuba, Poland, South Vietnam, the countries of the
24 former Soviet Union, or the Baltic countries lawfully ad-
25 mitted to the United States for permanent residence, (5)

1 is a South Vietnamese, Cambodian, or Laotian refugee pa-
2 roled in the United States after January 1, 1975, or (6)
3 is a national of the People's Republic of China who quali-
4 fies for adjustment of status pursuant to the Chinese Stu-
5 dent Protection Act of 1992: *Provided*, That for the pur-
6 pose of this section, an affidavit signed by any such person
7 shall be considered prima facie evidence that the require-
8 ments of this section with respect to his or her status have
9 been complied with: *Provided further*, That any person
10 making a false affidavit shall be guilty of a felony, and,
11 upon conviction, shall be fined no more than \$4,000 or
12 imprisoned for not more than 1 year, or both: *Provided*
13 *further*, That the above penal clause shall be in addition
14 to, and not in substitution for, any other provisions of ex-
15 isting law: *Provided further*, That any payment made to
16 any officer or employee contrary to the provisions of this
17 section shall be recoverable in action by the Federal Gov-
18 ernment. This section shall not apply to citizens of Ire-
19 land, Israel, or the Republic of the Philippines, or to na-
20 tionals of those countries allied with the United States in
21 a current defense effort, or to international broadcasters
22 employed by the United States Information Agency, or to
23 temporary employment of translators, or to temporary em-
24 ployment in the field service (not to exceed 60 days) as
25 a result of emergencies.

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

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

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

23 (2) Other Federal agency environmental man-
24 agement programs, including, but not limited to, the

1 development and implementation of hazardous waste
2 management and pollution prevention programs.

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

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

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

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

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

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

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

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

23 (2) during the period consisting of the remain-
24 der of fiscal year 1998, in an amount that exceeds,
25 as a result of a wage survey adjustment, the rate

1 payable under paragraph (1) by more than the sum
2 of—

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

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

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

22 (c) For the purposes of this section, the rates payable
23 to an employee who is covered by this section and who
24 is paid from a schedule not in existence on September 30,

1 1997, shall be determined under regulations prescribed by
2 the Office of Personnel Management.

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

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

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

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

24 (h) The Office of Personnel Management may provide
25 for exceptions to the limitations imposed by this section

1 if the Office determines that such exceptions are necessary
2 to ensure the recruitment or retention of qualified employ-
3 ees.

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

19 SEC. 616. Notwithstanding any other provision of
20 law, no executive branch agency shall purchase, construct,
21 and/or lease any additional facilities, except within or con-
22 tiguous to existing locations, to be used for the purpose
23 of conducting Federal law enforcement training without
24 the advance approval of the House and Senate Committees
25 on Appropriations.

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

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

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

24 (1) the Central Intelligence Agency;

25 (2) the National Security Agency;

1 (3) the Defense Intelligence Agency;

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

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

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

14 (7) the Director of Central Intelligence.

15 SEC. 619. No department, agency, or instrumentality
16 of the United States receiving appropriated funds under
17 this or any other Act for fiscal year 1998 shall obligate
18 or expend any such funds, unless such department, agen-
19 cy, or instrumentality has in place, and will continue to
20 administer in good faith, a written policy designed to en-
21 sure that all of its workplaces are free from discrimination
22 and sexual harassment and that all of its workplaces are
23 not in violation of title VII of the Civil Rights Act of 1964,
24 as amended, the Age Discrimination in Employment Act
25 of 1967, and the Rehabilitation Act of 1973.

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

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

17 SEC. 622. (a) None of the funds made available in
18 this Act or any other Act may be obligated or expended
19 for any employee training when it is made known to the
20 Federal official having authority to obligate or expend
21 such funds that such employee training—

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

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

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

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

12 (5) is offensive to, or designed to change, par-
13 ticipants’ personal values or lifestyle outside the
14 workplace; or

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

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

24 SEC. 623. No funds appropriated in this or any other
25 Act for fiscal year 1998 may be used to implement or en-

1 force the agreements in Standard Forms 312 and 4355
2 of the Government or any other nondisclosure policy,
3 form, or agreement if such policy, form, or agreement does
4 not contain the following provisions: “These restrictions
5 are consistent with and do not supersede, conflict with,
6 or otherwise alter the employee obligations, rights, or li-
7 abilities created by Executive Order 12356; section 7211
8 of title 5, United States Code (governing disclosures to
9 Congress); section 1034 of title 10, United States Code,
10 as amended by the Military Whistleblower Protection Act
11 (governing disclosure to Congress by members of the mili-
12 tary); section 2302(b)(8) of title 5, United States Code,
13 as amended by the Whistleblower Protection Act (govern-
14 ing disclosures of illegality, waste, fraud, abuse or public
15 health or safety threats); the Intelligence Identities Pro-
16 tection Act of 1982 (50 U.S.C. 421 et seq.) (governing
17 disclosures that could expose confidential Government
18 agents); and the statutes which protect against disclosure
19 that may compromise the national security, including sec-
20 tions 641, 793, 794, 798, and 952 of title 18, United
21 States Code, and section 4(b) of the Subversive Activities
22 Act of 1950 (50 U.S.C. section 783(b)). The definitions,
23 requirements, obligations, rights, sanctions, and liabilities
24 created by said Executive Order and listed statutes are
25 incorporated into this agreement and are controlling.”:

1 *Provided*, That notwithstanding the preceding paragraph,
2 a nondisclosure policy form or agreement that is to be exe-
3 cuted by a person connected with the conduct of an intel-
4 ligence or intelligence-related activity, other than an em-
5 ployee or officer of the United States Government, may
6 contain provisions appropriate to the particular activity
7 for which such document is to be used. Such form or
8 agreement shall, at a minimum, require that the person
9 will not disclose any classified information received in the
10 course of such activity unless specifically authorized to do
11 so by the United States Government. Such nondisclosure
12 forms shall also make it clear that they do not bar dis-
13 closures to Congress or to an authorized official of an execu-
14 tive agency or the Department of Justice that are essential
15 to reporting a substantial violation of law.

16 SEC. 624. No part of any funds appropriated in this
17 or any other Act shall be used by an agency of the execu-
18 tive branch, other than for normal and recognized execu-
19 tive-legislative relationships, for publicity or propaganda
20 purposes, and for the preparation, distribution or use of
21 any kit, pamphlet, booklet, publication, radio, television or
22 film presentation designed to support or defeat legislation
23 pending before the Congress, except in presentation to the
24 Congress itself.

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

5 (1) estimates of the total annual costs and ben-
6 efits of Federal regulatory programs, including
7 quantitative and nonquantitative measures of regu-
8 latory costs and benefits;

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

14 (3) an assessment of the direct and indirect im-
15 pacts of Federal rules on the private sector, State
16 and local government, and the Federal Government;
17 and

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

23 (b) NOTICE.—The Director shall provide public no-
24 tice and an opportunity to comment on the report under
25 subsection (a) before the report is issued in final form.

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

9 SEC. 627. None of the funds made available in this
10 Act or any other Act may be used to provide any non-
11 public information such as mailing or telephone lists to
12 any person or any organization outside of the Federal
13 Government without the approval of the House and Senate
14 Committees on Appropriations.

15 SEC. 628. No part of any appropriation contained in
16 this or any other Act shall be used for publicity or propa-
17 ganda purposes within the United States not heretofore
18 authorized by the Congress.

19 SEC. 629. None of the funds appropriated in this or
20 any other Act shall be used to acquire information tech-
21 nologies which do not comply with part 39.106 (Year 2000
22 compliance) of the Federal Acquisition Regulation, unless
23 an agency's Chief Information Officer determines that
24 non-compliance with part 39.106 is necessary to the func-
25 tion and operation of the requesting agency or the acquisi-

1 tion is required by a signed contract with the agency in
2 effect before the date of enactment of this Act. Any waiver
3 granted by the Chief Information Officer shall be reported
4 to the Office of Management and Budget, and copies shall
5 be provided to Congress.

6 SEC. 630. No funds appropriated in this Act or any
7 other Act hereinafter enacted may be used for the sole
8 source procurement of energy conservation measures (as
9 defined in section 551(4) of title I of the National Energy
10 Conservation Policy Act (42 U.S.C. 8259(4))) for use in
11 Federal buildings pursuant to part 3 of title V (42 U.S.C.
12 8251 et seq.) and title VIII (42 U.S.C. 8287 et seq.) of
13 the National Energy Conservation Policy Act, section
14 201(a) of the Federal Property and Administrative Serv-
15 ices Act (40 U.S.C. 481(a)), or section 2801(a) of Public
16 Law 102–484 (10 U.S.C. 2865(d)).

17 SEC. 631. Section 5118(d)(2) of title 31, United
18 States Code, is amended by striking “This paragraph
19 shall” and all that follows through the end of the para-
20 graph.

21 SEC. 632. The Director of the Office of Management
22 and Budget shall create and implement no later than Oc-
23 tober 1, 1997 a budget object classification which shall
24 record obligations for the expenses of employee relocation.
25 All obligations incident to an employee’s relocation author-

1 ized under either chapter 57 of title 5, United States
2 Code, or section 901, title I, Public Law 96–465, as
3 amended, shall be classified to such object classification.

4 This Act may be cited as the “Treasury and General
5 Government Appropriations Act, 1998”.