

Calendar No. 274

110TH CONGRESS
1ST SESSION**H. R. 2641**

IN THE SENATE OF THE UNITED STATES

JULY 18 (legislative day, JULY 17), 2007

Received; read twice and placed on the calendar

AN ACT

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, 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 en-
5 ergy and water development and related agencies for the
6 fiscal year ending September 30, 2008, and for other pur-
7 poses, namely:

1 TITLE I—CORPS OF ENGINEERS—CIVIL
2 DEPARTMENT OF THE ARMY
3 CORPS OF ENGINEERS—CIVIL

4 The following appropriations shall be expended under
5 the direction of the Secretary of the Army and the super-
6 vision of the Chief of Engineers for authorized civil func-
7 tions of the Department of the Army pertaining to rivers
8 and harbors, flood and storm damage reduction, aquatic
9 ecosystem restoration, and related purposes.

10 INVESTIGATIONS
11 (INCLUDING RESCISSION OF FUNDS)

12 For expenses necessary for the collection and study
13 of basic information pertaining to river and harbor, flood
14 and storm damage reduction, aquatic ecosystem restora-
15 tion, and related projects; restudy of authorized projects,
16 miscellaneous investigations; and, when authorized by law,
17 surveys and detailed studies, and plans and specifications,
18 of proposed projects, \$120,100,000, to remain available
19 until expended: *Provided*, That of the funds provided
20 under this heading of Public Law 106–554, \$100,000 are
21 rescinded.

22 CONSTRUCTION
23 (INCLUDING RESCISSIONS OF FUNDS)

24 For expenses necessary for the construction of river
25 and harbor, flood and storm damage reduction, aquatic
26 ecosystem restoration, and related projects authorized by

1 law, including a portion of the expenses for the modifica-
2 tions authorized by section 104 of the Everglades National
3 Park Protection and Expansion Act of 1989; for con-
4 ducting detailed studies, and plans and specifications, of
5 such projects authorized or made eligible for selection by
6 law (but such detailed studies, and plans and specifica-
7 tions, shall not constitute a Federal commitment to con-
8 struction); \$2,008,874,000, to remain available until ex-
9 pended, of which such sums as are necessary to cover one-
10 half of the costs of construction, replacement, and expan-
11 sion of inland waterways projects shall be derived from
12 the Inland Waterways Trust Fund; and of which
13 \$8,000,000 shall be exclusively for projects and activities
14 authorized under section 107 of the River and Harbor Act
15 of 1960; and of which \$45,000,000 shall be exclusively
16 available for projects and activities authorized under sec-
17 tion 205 of the Flood Control Act of 1948; and of which
18 \$10,000,000 shall be exclusively for projects and activities
19 authorized under section 14 of the Flood Control Act of
20 1946; and of which \$25,000,000 shall be exclusively for
21 projects and activities authorized under section 1135 of
22 the Water Resources Development Act of 1986; and of
23 which \$25,000,000 shall be exclusively for projects and ac-
24 tivities authorized under section 206 of the Water Re-
25 sources Development Act of 1996: *Provided*, That of the

1 funds provided under this heading the following amounts
2 are rescinded: from Public Law 101–101, \$435,000; from
3 Public Law 102–377, \$1,740,000; from Public Law 103–
4 126, \$797,000; from Public Law 105–245, \$1,716,000.

5 MISSISSIPPI RIVER AND TRIBUTARIES

6 For expenses necessary for flood damage reduction
7 projects and related efforts in the Mississippi River allu-
8 vial valley below Cape Girardeau, Missouri, as authorized
9 by law, \$278,000,000, to remain available until expended,
10 of which such sums as are necessary to cover the Federal
11 share of operation and maintenance costs for inland har-
12 bors shall be derived from the Harbor Maintenance Trust
13 Fund.

14 OPERATION AND MAINTENANCE

15 For expenses necessary for the operation, mainte-
16 nance, and care of existing river and harbor, flood and
17 storm damage reduction, aquatic ecosystem restoration,
18 and related projects authorized by law, including the con-
19 struction of facilities, projects, or features (including is-
20 lands and wetlands) to use materials dredged during Fed-
21 eral navigation maintenance activities; the mitigation of
22 impacts on shorelines resulting from Federal navigation
23 operation and maintenance activities; to address the ef-
24 fects of civil works projects owned or operated by the
25 Corps on federally listed species; to provide security for
26 infrastructure operated by the Corps, or operated on its

1 behalf, including administrative buildings and facilities,
2 and laboratories; to maintain harbor channels provided by
3 a State, municipality, or other public agency that serve
4 essential navigation needs of general commerce where au-
5 thorized by law; and to conduct surveys and chart north-
6 ern and northwestern lakes and connecting waters, clear
7 channels, and remove obstructions to commercial naviga-
8 tion, \$2,655,241,000, to remain available until expended,
9 of which \$53,585,000 shall be for projects and activities
10 in Region 1 New England; of which \$179,814,000 shall
11 be for projects and activities in Region 2 Mid Atlantic;
12 of which \$367,101,000 shall be for projects and activities
13 in Region 3 South Atlantic Gulf; of which \$126,907,000
14 shall be for projects and activities in Region 4 Great
15 Lakes; of which \$342,354,000 shall be for projects and
16 activities in Region 5 Ohio; of which \$25,721,000 shall
17 be for projects and activities in Region 6 Tennessee; of
18 which \$251,630,000 shall be for projects and activities in
19 Region 7 Upper Mississippi; of which \$166,946,000 shall
20 be for projects and activities in Region 8 Lower Mis-
21 sissippi; of which \$3,159,000 shall be for projects and ac-
22 tivities in Region 9 Souris-Red-Rainy; of which
23 \$162,352,000 shall be for projects and activities in Region
24 10 Missouri; of which \$213,500,000 shall be for projects
25 and activities in Region 11 Arkansas-White-Red; of which

1 \$185,668,000 shall be for projects and activities in Region
2 12 Texas-Gulf; of which \$30,812,000 shall be for projects
3 and activities in Region 13 Rio Grande; of which \$57,000
4 shall be for projects and activities in Region 14 Upper Col-
5 orado; of which \$3,967,000 shall be for projects and ac-
6 tivities in Region 15 Lower Colorado; of which \$819,000
7 shall be for projects and activities in Region 16 Great
8 Basin; of which \$286,031,000 shall be for projects and
9 activities in Region 17 Pacific Northwest; of which
10 \$125,998,000 shall be for projects and activities in Region
11 18 California; of which \$26,811,000 shall be for projects
12 and activities in Region 19 Alaska; of which \$872,000
13 shall be for projects and activities in Region 20 Hawaii;
14 of which such sums as are necessary to cover the Federal
15 share of eligible operations and maintenance shall be de-
16 rived from the Harbor Maintenance Trust Fund; of which
17 such sums as become available in the special account for
18 the Corps established by the Land and Water Conserva-
19 tion Fund Act of 1965 (16 U.S.C. 460l–6a(i)), shall be
20 used for resource protection, research, interpretation, and
21 maintenance activities under this heading related to re-
22 source protection in areas operated by the Corps at which
23 outdoor recreation is available; and of which such sums
24 as become available pursuant to section 217 of the Water
25 Resources Development Act of 1996, shall be used to cover

1 the cost of operation and maintenance of the dredged ma-
2 terial disposal facilities for which such fees have been col-
3 lected.

4 REGULATORY PROGRAM

5 For expenses necessary for the administration of laws
6 pertaining to the regulation of navigable waters and wet-
7 lands, \$180,000,000, to remain available until expended.

8 FORMERLY UTILIZED SITES REMEDIAL ACTION PROGRAM

9 For expenses necessary to clean up contamination
10 from sites resulting from work performed as part of the
11 Nation's early atomic energy program, \$130,000,000, to
12 remain available until expended.

13 FLOOD CONTROL AND COASTAL EMERGENCIES

14 For expenses necessary to prepare for flood, hurri-
15 cane, and other natural disasters and support emergency
16 operations, repairs, and other activities in response to
17 such natural disasters, as authorized by law, \$40,000,000,
18 to remain available until expended.

19 EXPENSES

20 For expenses necessary for general administration
21 and related functions of the civil works program in the
22 headquarters of the Corps, the offices of the Division En-
23 gineers, the Humphreys Engineer Center Support Activ-
24 ity, the Institute for Water Resources, the Engineering
25 Research and Development Center, and the Finance Cen-
26 ter, \$171,000,000, to remain available until expended:

1 *Provided*, That no part of any other appropriation pro-
 2 vided in this title shall be available to fund the civil works
 3 activities of the Office of the Chief of Engineers or the
 4 civil works executive direction and management activities
 5 of the offices of the Division Engineers.

6 OFFICE OF ASSISTANT SECRETARY OF THE ARMY (CIVIL
 7 WORKS)

8 For expenses necessary for the Office of Assistant
 9 Secretary of the Army (Civil Works), as authorized by 10
 10 U.S.C. 3016(b)(3), \$6,000,000.

11 ADMINISTRATIVE PROVISION

12 Appropriations in this title shall be available for offi-
 13 cial reception and representation expenses (not to exceed
 14 \$5,000); and during the current fiscal year the Revolving
 15 Fund, Corps of Engineers, shall be available for purchase
 16 (not to exceed 100 for replacement only) and hire of pas-
 17 senger motor vehicles.

18 GENERAL PROVISIONS, CORPS OF ENGINEERS—CIVIL

19 SEC. 101. (a) Except as provided under subsection
 20 (b), none of the funds provided under this title shall be
 21 available for obligation or expenditure through a re-
 22 programming of funds that—

23 (1) creates or initiates a new program, project,
 24 or activity;

25 (2) eliminates a program, project, or activity;

1 (3) increases funds for any program, project, or
2 activity for which funds have been denied or re-
3 stricted by this Act;

4 (4) reduces funds that are directed to be used
5 for a specific program, project, or activity by this
6 Act; or

7 (5) increases or reduces funds for any program,
8 project, or activity by more than \$2,000,000 or 25
9 percent, whichever is less.

10 (b) Subsection (a)(1) shall not apply to any project
11 or activity authorized under section 205 of the Flood Con-
12 trol Act of 1948; section 14 of the Flood Control Act of
13 1946; section 208 of the Flood Control Act of 1954; sec-
14 tion 107 of the River and Harbor Act of 1960; section
15 103 of the River and Harbor Act of 1962; section 111
16 of the River and Harbor Act of 1968; section 1135 of the
17 Water Resources Development Act of 1986; section 206
18 of the Water Resources Development Act of 1996; sections
19 204 and 207 of the Water Resources Development Act of
20 1992; or section 933 of the Water Resources Development
21 Act of 1986.

22 SEC. 102. None of the funds made available in this
23 title may be used to award any continuing contract or
24 make modifications to any existing continuing contract
25 that commits an amount for a project in excess of the

1 amounts appropriated for that project that remain unobli-
2 gated, except that such amounts may include any funds
3 that have been made available through reprogramming to
4 that project pursuant to section 101 of this Act.

5 SEC. 103. (a) None of the funds provided in this Act
6 shall be available for operation and maritime maintenance
7 of the hopper dredge McFarland.

8 (b) Subsection (a) shall not apply to funds required
9 for the decommissioning of the vessel.

10 SEC. 104. The Secretary of the Army, acting through
11 the Chief of Engineers, is directed to reduce by 35 percent
12 the full-time employees at the Sacramento District Regu-
13 latory Division office of the Corps of Engineers.

14 SEC. 105. None of the funds appropriated in this Act
15 or any other Act may be used to conduct a public-private
16 competition or direct conversion under the OMB Circular
17 A-76 or any other administrative regulation, directive, or
18 policy for any Corps of Engineers program, project or ac-
19 tivity.

20 TITLE II—DEPARTMENT OF THE INTERIOR

21 CENTRAL UTAH PROJECT

22 CENTRAL UTAH PROJECT COMPLETION ACCOUNT

23 For carrying out activities authorized by the Central
24 Utah Project Completion Act (titles II through VI of Pub-
25 lic Law 102-575), \$41,380,000, to remain available until

1 expended, of which \$976,000 shall be deposited into the
2 Utah Reclamation Mitigation and Conservation Account
3 for use by the Utah Reclamation Mitigation and Conserva-
4 tion Commission.

5 In addition, for necessary expenses incurred in car-
6 rying out related responsibilities of the Secretary of the
7 Interior, \$1,620,000, to remain available until expended.

8 BUREAU OF RECLAMATION

9 The following appropriations shall be expended to
10 execute authorized functions of the Bureau of Reclama-
11 tion:

12 WATER AND RELATED RESOURCES

13 (INCLUDING TRANSFERS OF FUNDS)

14 For management, development, and restoration of
15 water and related natural resources and for related activi-
16 ties, including the operation, maintenance, and rehabilita-
17 tion of reclamation and other facilities, participation in
18 fulfilling related Federal responsibilities to Native Ameri-
19 cans, and related grants to, and cooperative and other
20 agreements with, State and local governments, federally
21 recognized Indian tribes, and others, \$871,197,000, to re-
22 main available until expended, of which \$57,615,000 shall
23 be available for transfer to the Upper Colorado River
24 Basin Fund and \$26,825,000 shall be available for trans-
25 fer to the Lower Colorado River Basin Development Fund;
26 of which such amounts as may be necessary may be ad-

1 vanced to the Colorado River Dam Fund; of which not
 2 more than \$500,000 is for high priority projects which
 3 shall be carried out by the Youth Conservation Corps, as
 4 authorized by section 106 of Public Law 91-378 (16
 5 U.S.C. 1706): *Provided*, That such transfers may be in-
 6 creased or decreased within the overall appropriation
 7 under this heading: *Provided further*, That of the total ap-
 8 propriated, the amount for program activities that can be
 9 financed by the Reclamation Fund or the Bureau of Rec-
 10 lamation special fee account established by section 4(i) of
 11 the Land and Water Conservation Fund Act of 1965 (16
 12 U.S.C. 460l-6a(i)) shall be derived from that Fund or ac-
 13 count: *Provided further*, That funds contributed under the
 14 Act of March 4, 1921 (43 U.S.C. 395) are available until
 15 expended for the purposes for which contributed: *Provided*
 16 *further*, That funds advanced under the Act of January
 17 12, 1927 (43 U.S.C. 397a) shall be credited to this ac-
 18 count and are available until expended for the same pur-
 19 poses as the sums appropriated under this heading.

20 CENTRAL VALLEY PROJECT RESTORATION FUND

21 For carrying out the programs, projects, plans, and
 22 habitat restoration, improvement, and acquisition provi-
 23 sions of the Central Valley Project Improvement Act (title
 24 XXXIV of Public Law 102-575), \$59,122,000, to be de-
 25 rived from such sums as may be collected in the Central
 26 Valley Project Restoration Fund pursuant to sections

1 3404(c)(3), 3405(f), and 3407(d) of the Central Valley
 2 Project Improvement Act (Public Law 102–575), to re-
 3 main available until expended: *Provided*, That the Bureau
 4 of Reclamation is directed to assess and collect the full
 5 amount of the additional mitigation and restoration pay-
 6 ments authorized by section 3407(d) of the Central Valley
 7 Project Improvement Act: *Provided further*, That none of
 8 the funds made available under this heading may be used
 9 for the acquisition or leasing of water for in-stream pur-
 10 poses if the water is already committed to in-stream pur-
 11 poses by a court adopted decree or order.

12 CALIFORNIA BAY-DELTA RESTORATION

13 (INCLUDING TRANSFER OF FUNDS)

14 For carrying out activities authorized by the Water
 15 Supply, Reliability, and Environmental Improvement Act
 16 (Public Law 108–361), consistent with plans to be ap-
 17 proved by the Secretary of the Interior, \$40,750,000, to
 18 remain available until expended, of which such amounts
 19 as may be necessary to carry out such activities may be
 20 transferred to appropriate accounts of other participating
 21 Federal agencies to carry out authorized purposes: *Pro-*
 22 *vided*, That funds appropriated herein may be used for
 23 the Federal share of the costs of CALFED Program man-
 24 agement: *Provided further*, That the use of any funds pro-
 25 vided to the California Bay-Delta Authority for program-
 26 wide management and oversight activities shall be subject

1 to the approval of the Secretary of the Interior: *Provided*
2 *further*, That CALFED implementation shall be carried
3 out in a balanced manner with clear performance meas-
4 ures demonstrating concurrent progress in achieving the
5 goals and objectives of the Program: *Provided further*,
6 That \$5,000,000 shall be transferred to the Army Corps
7 of Engineers to carry out further study and implementa-
8 tion of projects that contribute to the stability of the levee
9 projects authorized under section 103(f)(3) of the Water
10 Supply, Reliability, Environmental Improvement Act
11 (Public Law 108–361).

12 POLICY AND ADMINISTRATION

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of policy, administration, and
15 related functions in the office of the Commissioner, the
16 Denver office, and offices in the five regions of the Bureau
17 of Reclamation, to remain available until expended,
18 \$58,811,000, to be derived from the Reclamation Fund
19 and be nonreimbursable as provided in 43 U.S.C. 377:
20 *Provided*, That no part of any other appropriation in this
21 Act shall be available for activities or functions budgeted
22 as policy and administration expenses: *Provided further*,
23 That, of the funds provided under this heading,
24 \$10,000,000 shall be transferred to “Water and Related
25 Resources” upon the expiration of the 60-day period fol-
26 lowing the date of enactment of this Act if, during such

1 period, the Secretary of the Interior has not submitted to
2 the Committees on Appropriations of the House of Rep-
3 resentatives and the Senate the Bureau of Reclamation's
4 five-year budget plan.

5 ADMINISTRATIVE PROVISIONS

6 Appropriations for the Bureau of Reclamation shall
7 be available for purchase of not to exceed 14 passenger
8 motor vehicles, which are for replacement only.

9 GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

10 SEC. 201. (a) None of the funds appropriated or oth-
11 erwise made available by this Act may be used to deter-
12 mine the final point of discharge for the interceptor drain
13 for the San Luis Unit until development by the Secretary
14 of the Interior and the State of California of a plan, which
15 shall conform to the water quality standards of the State
16 of California as approved by the Administrator of the En-
17 vironmental Protection Agency, to minimize any detri-
18 mental effect of the San Luis drainage waters.

19 (b) The costs of the Kesterson Reservoir Cleanup
20 Program and the costs of the San Joaquin Valley Drain-
21 age Program shall be classified by the Secretary of the
22 Interior as reimbursable or nonreimbursable and collected
23 until fully repaid pursuant to the "Cleanup Program-Al-
24 ternative Repayment Plan" and the "SJVDP-Alternative
25 Repayment Plan" described in the report entitled "Repay-
26 ment Report, Kesterson Reservoir Cleanup Program and

1 San Joaquin Valley Drainage Program, February 1995”,
2 prepared by the Department of the Interior, Bureau of
3 Reclamation. Any future obligations of funds by the
4 United States relating to, or providing for, drainage serv-
5 ice or drainage studies for the San Luis Unit shall be fully
6 reimbursable by San Luis Unit beneficiaries of such serv-
7 ice or studies pursuant to Federal reclamation law.

8 TITLE III—DEPARTMENT OF ENERGY
9 ENERGY PROGRAMS

10 ENERGY EFFICIENCY AND RENEWABLE ENERGY

11 For Department of Energy expenses including the
12 purchase, construction, and acquisition of plant and cap-
13 ital equipment, and other expenses necessary for energy
14 efficiency and renewable energy activities in carrying out
15 the purposes of the Department of Energy Organization
16 Act (42 U.S.C. 7101 et seq.), including the acquisition or
17 condemnation of any real property or any facility or for
18 plant or facility acquisition, construction, or expansion,
19 \$1,873,844,000, to remain available until expended.

20 ELECTRICITY DELIVERY AND ENERGY RELIABILITY

21 For Department of Energy expenses including the
22 purchase, construction, and acquisition of plant and cap-
23 ital equipment, and other expenses necessary for elec-
24 tricity delivery and energy reliability activities in carrying
25 out the purposes of the Department of Energy Organiza-
26 tion Act (42 U.S.C. 7101 et seq.), including the acquisi-

tion or condemnation of any real property or any facility
 or for plant or facility acquisition, construction, or expansion, \$134,161,000, to remain available until expended.

NUCLEAR ENERGY

For Department of Energy expenses including the purchase, construction, and acquisition of plant and capital equipment, and other expenses necessary for nuclear energy activities in carrying out the purposes of the Department of Energy Organization Act (42 U.S.C. 7101 et seq.), including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, and the purchase of not to exceed 20 passenger motor vehicles for replacement only, including one ambulance, \$759,227,000, to remain available until expended.

CLEAN COAL TECHNOLOGY

(INCLUDING RESCISSION OF FUNDS)

Of the funds made available under this heading for obligation in prior years, \$149,000,000 are rescinded.

FOSSIL ENERGY RESEARCH AND DEVELOPMENT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses in carrying out fossil energy research and development activities, under the authority of the Department of Energy Organization Act (Public Law 95–91), including the acquisition of interest, including defeasible and equitable interests in any real property

1 or any facility or for plant or facility acquisition or expan-
2 sion, and for the hire of passenger motor vehicles, the hire,
3 maintenance, and operation of aircraft, the purchase, re-
4 pair, and cleaning of uniforms, the reimbursement to the
5 General Services Administration for security guard serv-
6 ices, and for conducting inquiries, technological investiga-
7 tions and research concerning the extraction, processing,
8 use, and disposal of mineral substances without objection-
9 able social and environmental costs (30 U.S.C. 3, 1602,
10 and 1603), \$708,801,000 to remain available until ex-
11 pended of which \$166,000,000 shall be derived by transfer
12 from “Clean Coal Technology”, and of which transferred
13 amounts \$108,000,000 is available to continue a multi-
14 year project coordinated with the private sector for
15 FutureGen, without regard to the terms and conditions
16 applicable to clean coal technological projects, and of
17 which the remaining \$58,000,000 is available for carbon
18 sequestration research and development: *Provided further*,
19 That no part of the sums herein made available shall be
20 used for the field testing of nuclear explosives in the recov-
21 ery of oil and gas: *Provided further*, That the Secretary
22 of Energy is authorized to accept fees and contributions
23 from public and private sources, to be deposited in a con-
24 tributed funds account, and prosecute projects using such
25 fees and contributions in cooperation with other Federal,

1 State, or private agencies or concerns: *Provided further*,
2 That revenues and other moneys received by or for the
3 account of the Department of Energy or otherwise gen-
4 erated by sale of products in connection with projects of
5 the Department appropriated under the Fossil Energy Re-
6 search and Development account may be retained by the
7 the Secretary of Energy, to be available until expended,
8 and used only for plant construction, operation, costs, and
9 payments to cost-sharing entities as provided in appro-
10 priate cost-sharing contracts or agreements.

11 NAVAL PETROLEUM AND OIL SHALE RESERVES

12 For expenses necessary to carry out naval petroleum
13 and oil shale reserve activities, including the hire of pas-
14 senger motor vehicles, \$17,301,000, to remain available
15 until expended: *Provided*, That, notwithstanding any other
16 provision of law, unobligated funds remaining from prior
17 years shall be available for all naval petroleum and oil
18 shale reserve activities.

19 STRATEGIC PETROLEUM RESERVE

20 For necessary expenses for Strategic Petroleum Re-
21 serve facility development and operations and program
22 management activities pursuant to the Energy Policy and
23 Conservation Act (42 U.S.C. 6201 et seq.), including the
24 hire of passenger motor vehicles, the hire, maintenance,
25 and operation of aircraft, the purchase, repair, and clean-
26 ing of uniforms, the reimbursement to the General Serv-

ices Administration for security guard services,
\$163,472,000, to remain available until expended.

NORTHEAST HOME HEATING OIL RESERVE

For necessary expenses for Northeast Home Heating
Oil Reserve storage, operation, and management activities
pursuant to the Energy Policy and Conservation Act,
\$5,325,000, to remain available until expended.

ENERGY INFORMATION ADMINISTRATION

For necessary expenses in carrying out the activities
of the Energy Information Administration, \$105,095,000,
to remain available until expended.

NON-DEFENSE ENVIRONMENTAL CLEANUP

For Department of Energy expenses, including the
purchase, construction, and acquisition of plant and cap-
ital equipment and other expenses necessary for non-de-
fense environmental cleanup activities in carrying out the
purposes of the Department of Energy Organization Act
(42 U.S.C. 7101 et seq.), including the acquisition or con-
demnation of any real property or any facility or for plant
or facility acquisition, construction, or expansion, and the
purchase of not to exceed three passenger motor vehicles
for replacement only, \$286,041,000, to remain available
until expended, of which \$250,937,000 is for non-defense
environmental cleanup and \$35,104,000 is for non-defense
legacy management.

1 URANIUM ENRICHMENT DECONTAMINATION AND
2 DECOMMISSIONING FUND

3 For necessary expenses in carrying out uranium en-
4 richment facility decontamination and decommissioning,
5 remedial actions, and other activities of title II of the
6 Atomic Energy Act of 1954 and title X, subtitle A, of the
7 Energy Policy Act of 1992, \$618,759,000, to be derived
8 from the Fund, to remain available until expended, of
9 which \$20,000,000 shall be available in accordance with
10 title X, subtitle A, of the Energy Policy Act of 1992.

11 SCIENCE

12 For Department of Energy expenses including the
13 purchase, construction and acquisition of plant and capital
14 equipment, and other expenses necessary for science ac-
15 tivities in carrying out the purposes of the Department
16 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
17 cluding the acquisition or condemnation of any real prop-
18 erty or facility or for plant or facility acquisition, construc-
19 tion, or expansion, and purchase of not to exceed 30 pas-
20 senger motor vehicles for replacement only,
21 \$4,514,082,000, to remain available until expended.

22 NUCLEAR WASTE DISPOSAL

23 For nuclear waste disposal activities to carry out the
24 purposes of the Nuclear Waste Policy Act of 1982, Public
25 Law 97–425, as amended (the “Act”), including the ac-
26 quisition of real property or facility construction or expan-

1 sion, \$202,454,000, to remain available until expended,
2 and to be derived from the Nuclear Waste Fund: *Provided*,
3 That of the funds made available in this Act for Nuclear
4 Waste Disposal, \$2,500,000 shall be provided to the State
5 of Nevada solely for expenditures, other than salaries and
6 expenses of State employees, to conduct scientific over-
7 sight responsibilities and participate in licensing activities
8 pursuant to the Act: *Provided further*, That notwith-
9 standing the lack of a written agreement with the State
10 of Nevada under section 117(c) of the Nuclear Waste Pol-
11 icy Act of 1982, Public Law 97–425, as amended, not less
12 than \$1,200,000 shall be provided to Nye County, Nevada,
13 for on-site oversight activities under section 117(d) of that
14 Act: *Provided further*, That \$4,000,000 shall be provided
15 to affected units of local government, as defined in the
16 Act, to conduct appropriate activities and participate in
17 licensing activities: *Provided further*, That 7.5 percent of
18 the funds provided shall be made available to affected
19 units of local government in California with the balance
20 made available to affected units of local government in Ne-
21 vada for distribution as determined by the Nevada units
22 of local government: *Provided further*, That notwith-
23 standing the provisions of chapters 65 and 75 of title 31,
24 United States Code, the Department of Energy shall have
25 no monitoring, auditing or other oversight rights or re-

1 sponsibilities over amounts provided to affected units of
2 local government under this heading: *Provided further*,
3 That the funds for the State of Nevada shall be made
4 available solely to the Nevada Division of Emergency Man-
5 agement by direct payment and units of local government
6 by direct payment: *Provided further*, That within 90 days
7 of the completion of each Federal fiscal year, the Nevada
8 Division of Emergency Management and the Governor of
9 the State of Nevada shall provide certification to the De-
10 partment of Energy that all funds expended from such
11 payments have been expended for activities authorized by
12 the Act and this Act: *Provided further*, That failure to pro-
13 vide such certification shall cause such entity to be prohib-
14 ited from any further funding provided for similar activi-
15 ties: *Provided further*, That none of the funds herein ap-
16 propriated may be: (1) used directly or indirectly to influ-
17 ence legislative action, except for normal and recognized
18 executive-legislative communications, on any matter pend-
19 ing before Congress or a State legislature or for lobbying
20 activity as provided in 18 U.S.C. 1913; (2) used for litiga-
21 tion expenses; or (3) used to support multi-State efforts
22 or other coalition building activities inconsistent with the
23 restrictions contained in this Act: *Provided further*, That
24 all proceeds and recoveries realized by the Secretary of
25 Energy in carrying out activities authorized by the Act,

1 including but not limited to, any proceeds from the sale
2 of assets, shall be available without further appropriation
3 and shall remain available until expended: *Provided fur-*
4 *ther*, That no funds provided in this Act may be used to
5 pursue repayment or collection of funds provided in any
6 fiscal year to affected units of local government for over-
7 sight activities that had been previously approved by the
8 Department of Energy, or to withhold payment of any
9 such funds.

10 ENVIRONMENT, SAFETY AND HEALTH

11 For Department of Energy expenses for Environ-
12 ment, Safety, and Health activities, \$31,625,000, to re-
13 main available until expended.

14 TITLE 17 INNOVATIVE TECHNOLOGY LOAN GUARANTEE

15 LOAN PROGRAM

16 Subject to the Federal Credit Reform Act of 1990,
17 as amended, during fiscal year 2008 commitments to
18 guarantee loans under title XVII of the Energy Policy Act
19 of 2005 shall not exceed a total principal amount, any part
20 of which is to be guaranteed, of \$7,000,000,000: *Provided*,
21 That of that amount, \$2,000,000,000 shall be available
22 for carbon sequestration optimized coal power plants,
23 \$4,000,000,000 shall be available for projects that pro-
24 mote biofuels and clean transportation fuels, and
25 \$1,000,000,000 shall be available for electric transmission
26 facilities or renewable power generation systems: *Provided*

1 *further*, That pursuant to section 1702(b)(2) of the Act,
2 no appropriations are available to pay the subsidy cost of
3 such guarantees: *Provided further*, That the source of pay-
4 ments received from borrowers for the subsidy cost shall
5 not be a loan or other debt obligation that is made or
6 guaranteed by the Federal Government.

7 DEPARTMENTAL ADMINISTRATION

8 (INCLUDING TRANSFER OF FUNDS)

9 For salaries and expenses of the Department of En-
10 ergy necessary for departmental administration in car-
11 rying out the purposes of the Department of Energy Orga-
12 nization Act (42 U.S.C. 7101 et seq.), including the hire
13 of passenger motor vehicles and official reception and rep-
14 resentation expenses not to exceed \$5,000, \$304,782,000,
15 to remain available until expended, of which \$2,390,000
16 shall be available for necessary administrative expenses to
17 carry out the loan guarantee program under title XVII
18 of Public Law 109–58, plus such additional amounts as
19 necessary to cover increases in the estimated amount of
20 cost of work for others notwithstanding the provisions of
21 the Anti-Deficiency Act (31 U.S.C. 1511 et seq.): *Pro-*
22 *vided*, That such increases in cost of work are offset by
23 revenue increases of the same or greater amount, to re-
24 main available until expended: *Provided further*, That
25 moneys received by the Department for miscellaneous rev-
26 enues estimated to total \$161,818,000 in fiscal year 2008

1 may be retained and used for operating expenses within
2 this account, and may remain available until expended, as
3 authorized by section 201 of Public Law 95–238, notwith-
4 standing the provisions of 31 U.S.C. 3302: *Provided fur-*
5 *ther*, That fees collected pursuant to section 1702(h) of
6 Public Law 109–58 shall be credited as offsetting collec-
7 tions to this account: *Provided further*, That the sum here-
8 in appropriated shall be reduced by the amount of mis-
9 cellaneous revenues received during 2008, and any related
10 appropriated receipt account balances remaining from
11 prior years’ miscellaneous revenues, so as to result in a
12 final fiscal year 2008 appropriation from the general fund
13 estimated at not more than \$142,964,000.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, \$47,732,000 (reduced by
18 \$1,000,000) (increased by \$1,000,000), to remain avail-
19 able until expended.

20 ATOMIC ENERGY DEFENSE ACTIVITIES

21 NATIONAL NUCLEAR SECURITY ADMINISTRATION

22 WEAPONS ACTIVITIES

23 For Department of Energy expenses, including the
24 purchase, construction, and acquisition of plant and cap-
25 ital equipment and other incidental expenses necessary for
26 atomic energy defense weapons activities in carrying out

1 the purposes of the Department of Energy Organization
2 Act (42 U.S.C. 7101 et seq.), including the acquisition or
3 condemnation of any real property or any facility or for
4 plant or facility acquisition, construction, or expansion,
5 \$5,879,137,000 to remain available until expended: *Pro-*
6 *vided*, That \$173,250,000 of the amounts provided are
7 available for nuclear weapons dismantlement activities at
8 Department of Energy facilities authorized for such activi-
9 ties, of which \$91,000,000 is for the Pit Disassembly and
10 Conversion Facility Project at the Savannah River Site,
11 South Carolina.

12 DEFENSE NUCLEAR NONPROLIFERATION

13 For Department of Energy expenses, including the
14 purchase, construction, and acquisition of plant and cap-
15 ital equipment and other incidental expenses necessary for
16 atomic energy defense, defense nuclear nonproliferation
17 activities, in carrying out the purposes of the Department
18 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
19 cluding the acquisition or condemnation of any real prop-
20 erty or any facility or for plant or facility acquisition, con-
21 struction, or expansion, \$1,683,646,000, to remain avail-
22 able until expended.

23 NAVAL REACTORS

24 For Department of Energy expenses necessary for
25 naval reactors activities to carry out the Department of
26 Energy Organization Act (42 U.S.C. 7101 et seq.), includ-

1 ing the acquisition (by purchase, condemnation, construc-
2 tion, or otherwise) of real property, plant, and capital
3 equipment, facilities, and facility expansion,
4 \$808,219,000, to remain available until expended.

5 OFFICE OF THE ADMINISTRATOR

6 For necessary expenses of the Office of the Adminis-
7 trator in the National Nuclear Security Administration,
8 including official reception and representation expenses
9 not to exceed \$12,000, \$415,879,000, to remain available
10 until expended.

11 DEFENSE ENVIRONMENTAL CLEANUP

12 (INCLUDING TRANSFER OF FUNDS)

13 For Department of Energy expenses, including the
14 purchase, construction, and acquisition of plant and cap-
15 ital equipment and other expenses necessary for atomic
16 energy defense environmental cleanup activities in car-
17 rying out the purposes of the Department of Energy Orga-
18 nization Act (42 U.S.C. 7101 et seq.), including the acqui-
19 sition or condemnation of any real property or any facility
20 or for plant or facility acquisition, construction, or expan-
21 sion, and the purchase of not to exceed three passenger
22 motor vehicles for replacement only, \$5,766,561,000, to
23 remain available until expended, of which \$463,000,000
24 shall be transferred to the “Uranium Enrichment Decon-
25 tamination and Decommissioning Fund”.

1 OTHER DEFENSE ACTIVITIES

2 (INCLUDING TRANSFER OF FUNDS)

3 For Department of Energy expenses, including the
4 purchase, construction, and acquisition of plant and cap-
5 ital equipment and other expenses, necessary for atomic
6 energy defense, other defense activities, and classified ac-
7 tivities, in carrying out the purposes of the Department
8 of Energy Organization Act (42 U.S.C. 7101 et seq.), in-
9 cluding the acquisition or condemnation of any real prop-
10 erty or any facility or for plant or facility acquisition, con-
11 struction, or expansion, and the purchase of not to exceed
12 twelve passenger motor vehicles for replacement only,
13 \$604,313,000, to remain available until expended: *Pro-*
14 *vided*, That of the funds provided under this heading in
15 Public Law 109–103, \$4,900,000 are transferred to
16 “Weapons Activities” for planning activities associated
17 with special nuclear material consolidation.

18 DEFENSE NUCLEAR WASTE DISPOSAL

19 For nuclear waste disposal activities to carry out the
20 purposes of Public Law 97–425, as amended, including
21 the acquisition of real property or facility construction or
22 expansion, \$292,046,000, to remain available until ex-
23 pended.

1 POWER MARKETING ADMINISTRATIONS

2 BONNEVILLE POWER ADMINISTRATION FUND

3 Expenditures from the Bonneville Power Administra-
4 tion Fund, established pursuant to Public Law 93-454,
5 are approved for official reception and representation ex-
6 penses in an amount not to exceed \$1,500. During fiscal
7 year 2008, no new direct loan obligations may be made.

8 OPERATION AND MAINTENANCE, SOUTHEASTERN POWER
9 ADMINISTRATION

10 For necessary expenses of operation and maintenance
11 of power transmission facilities and of electric power and
12 energy, including transmission wheeling and ancillary
13 services pursuant to section 5 of the Flood Control Act
14 of 1944 (16 U.S.C. 825s), as applied to the southeastern
15 power area, \$6,463,000, to remain available until ex-
16 pended: *Provided*, That notwithstanding 31 U.S.C. 3302,
17 up to \$48,413,000 collected by the Southeastern Power
18 Administration pursuant to the Flood Control Act of 1944
19 to recover purchase power and wheeling expenses shall be
20 credited to this account as offsetting collections, to remain
21 available until expended for the sole purpose of making
22 purchase power and wheeling expenditures.

23 OPERATION AND MAINTENANCE, SOUTHWESTERN POWER
24 ADMINISTRATION

25 For necessary expenses of operation and maintenance
26 of power transmission facilities and of marketing electric

1 power and energy, for construction and acquisition of
2 transmission lines, substations and appurtenant facilities,
3 and for administrative expenses, including official recep-
4 tion and representation expenses in an amount not to ex-
5 ceed \$1,500 in carrying out section 5 of the Flood Control
6 Act of 1944 (16 U.S.C. 825s), as applied to the south-
7 western power area, \$30,442,000, to remain available
8 until expended: *Provided*, That, notwithstanding 31
9 U.S.C. 3302, up to \$35,000,000 collected by the South-
10 western Power Administration pursuant to the Flood Con-
11 trol Act to recover purchase power and wheeling expenses
12 shall be credited to this account as offsetting collections,
13 to remain available until expended for the sole purpose
14 of making purchase power and wheeling expenditures.

15 CONSTRUCTION, REHABILITATION, OPERATION AND
16 MAINTENANCE, WESTERN AREA POWER ADMINISTRATION

17 For carrying out the functions authorized by title III,
18 section 302(a)(1)(E) of the Act of August 4, 1977 (42
19 U.S.C. 7152), and other related activities including con-
20 servation and renewable resources programs as author-
21 ized, including the operation, maintenance, and purchase
22 through transfer, exchange, or sale of one helicopter for
23 replacement only, and official reception and representation
24 expenses in an amount not to exceed \$1,500;
25 \$201,030,000, to remain available until expended, of
26 which \$191,094,000 shall be derived from the Department

1 of the Interior Reclamation Fund: *Provided*, That of the
 2 amount herein appropriated, \$7,167,000 is for deposit
 3 into the Utah Reclamation Mitigation and Conservation
 4 Account pursuant to title IV of the Reclamation Projects
 5 Authorization and Adjustment Act of 1992: *Provided fur-*
 6 *ther*, That notwithstanding the provision of 31 U.S.C.
 7 3302, up to \$258,702,000 collected by the Western Area
 8 Power Administration pursuant to the Flood Control Act
 9 of 1944 and the Reclamation Project Act of 1939 to re-
 10 cover purchase power and wheeling expenses shall be cred-
 11 ited to this account as offsetting collections, to remain
 12 available until expended for the sole purpose of making
 13 purchase power and wheeling expenditures.

14 FALCON AND AMISTAD OPERATING AND MAINTENANCE
 15 FUND

16 For operation, maintenance, and emergency costs for
 17 the hydroelectric facilities at the Falcon and Amistad
 18 Dams, \$2,500,000, to remain available until expended,
 19 and to be derived from the Falcon and Amistad Operating
 20 and Maintenance Fund of the Western Area Power Ad-
 21 ministration, as provided in section 423 of the Foreign
 22 Relations Authorization Act, Fiscal Years 1994 and 1995.

23 FEDERAL ENERGY REGULATORY COMMISSION
 24 SALARIES AND EXPENSES

25 For necessary expenses of the Federal Energy Regu-
 26 latory Commission to carry out the provisions of the De-

1 partment of Energy Organization Act (42 U.S.C. 7101 et
2 seq.), including services as authorized by 5 U.S.C. 3109,
3 the hire of passenger motor vehicles, and official reception
4 and representation expenses not to exceed \$3,000,
5 \$255,425,000, to remain available until expended: *Pro-*
6 *vided*, That notwithstanding any other provision of law,
7 not to exceed \$255,425,000 of revenues from fees and an-
8 nual charges, and other services and collections in fiscal
9 year 2008 shall be retained and used for necessary ex-
10 penses in this account, and shall remain available until
11 expended: *Provided further*, That the sum herein appro-
12 priated from the general fund shall be reduced as revenues
13 are received during fiscal year 2008 so as to result in a
14 final fiscal year 2008 appropriation from the general fund
15 estimated at not more than \$0.

16 GENERAL PROVISIONS—DEPARTMENT OF ENERGY

17 SEC. 301. CONTRACT COMPETITION.—(a) None of
18 the funds in this or any other appropriations Act for fiscal
19 year 2008 or any previous fiscal year may be used to make
20 payments for a noncompetitive management and operating
21 contract, or a contract for environmental remediation or
22 waste management in excess of \$100,000,000 in annual
23 funding at a current or former management and operating
24 contract site or facility, or award a significant extension
25 or expansion to an existing management and operating

1 contract, or other contract covered by this section, unless
2 such contract is awarded using competitive procedures or
3 the Secretary of Energy grants, on a case-by-case basis,
4 a waiver to allow for such a deviation. The Secretary may
5 not delegate the authority to grant such a waiver.

6 (b) Within 30 days of formally notifying an incum-
7 bent contractor that the Secretary intends to grant such
8 a waiver, the Secretary shall submit to the Subcommittees
9 on Energy and Water Development of the Committees on
10 Appropriations of the House of Representatives and the
11 Senate a report notifying the Subcommittees of the waiver
12 and setting forth, in specificity, the substantive reasons
13 why the Secretary believes the requirement for competition
14 should be waived for this particular award.

15 SEC. 302. UNFUNDED REQUESTS FOR PRO-
16 POSALS.—None of the funds appropriated by this Act may
17 be used to prepare or initiate requests for proposals for
18 a program if the program has not been funded by Con-
19 gress.

20 SEC. 303. UNEXPENDED BALANCES.—The unex-
21 pended balances of prior appropriations provided for ac-
22 tivities in this Act may be available to the same appropria-
23 tion accounts for such activities established pursuant to
24 this title. Available balances may be merged with funds
25 in the applicable established accounts and thereafter may

1 be accounted for as one fund for the same time period
2 as originally enacted.

3 SEC. 304. BONNEVILLE POWER ADMINISTRATION
4 SERVICE TERRITORY.—None of the funds in this or any
5 other Act for the Administrator of the Bonneville Power
6 Administration may be used to enter into any agreement
7 to perform energy efficiency services outside the legally de-
8 fined Bonneville service territory, with the exception of
9 services provided internationally, including services pro-
10 vided on a reimbursable basis, unless the Administrator
11 certifies in advance that such services are not available
12 from private sector businesses.

13 SEC. 305. USER FACILITIES.—When the Department
14 of Energy makes a user facility available to universities
15 or other potential users, or seeks input from universities
16 or other potential users regarding significant characteris-
17 ties or equipment in a user facility or a proposed user fa-
18 cility, the Department shall ensure broad public notice of
19 such availability or such need for input to universities and
20 other potential users. When the Department of Energy
21 considers the participation of a university or other poten-
22 tial user as a formal partner in the establishment or oper-
23 ation of a user facility, the Department shall employ full
24 and open competition in selecting such a partner. For pur-
25 poses of this section, the term “user facility” includes, but

1 is not limited to: (1) a user facility as described in section
2 2203(a)(2) of the Energy Policy Act of 1992 (42 U.S.C.
3 13503(a)(2)); (2) a National Nuclear Security Adminis-
4 tration Defense Programs Technology Deployment Cen-
5 ter/User Facility; and (3) any other Departmental facility
6 designated by the Department as a user facility.

7 SEC. 306. INTELLIGENCE ACTIVITIES.—Funds ap-
8 propriated by this or any other Act, or made available by
9 the transfer of funds in this Act, for intelligence activities
10 are deemed to be specifically authorized by the Congress
11 for purposes of section 504 of the National Security Act
12 of 1947 (50 U.S.C. 414) during fiscal year 2008 until the
13 enactment of the Intelligence Authorization Act for fiscal
14 year 2008.

15 SEC. 307. LABORATORY DIRECTED RESEARCH AND
16 DEVELOPMENT.—Of the funds made available by the De-
17 partment of Energy for activities at government-owned,
18 contractor-operator operated laboratories funded in this
19 Act, the Secretary may authorize a specific amount, not
20 to exceed 8 percent of such funds, to be used by such lab-
21 oratories for laboratory-directed research and develop-
22 ment: *Provided*, That the Secretary may also authorize a
23 specific amount not to exceed 3 percent of such funds,
24 to be used by the plant manager of a covered nuclear
25 weapons production plant or the manager of the Nevada

1 Site office for plant or site-directed research and develop-
2 ment funding.

3 SEC. 308. CONTRACTOR PENSION BENEFITS.—None
4 of the funds made available in title III of this Act shall
5 be used for implementation of the Department of Energy
6 Order N 351.1 modifying contractor employee pension and
7 medical benefits policy.

8 SEC. 309. INTERNATIONAL NUCLEAR FUEL BANK.—
9 Of the funds made available in the first paragraph under
10 the heading “Atomic Energy Defense Activities—Other
11 Defense Activities” in chapter 2 of title I of division B
12 of Public Law 105–277, \$100,000,000 shall be available
13 until expended, subject to authorization, for the contribu-
14 tion of the United States to create a low-enriched uranium
15 stockpile for an International Nuclear Fuel Bank supply
16 of nuclear fuel for peaceful means under the International
17 Atomic Energy Agency.

18 TITLE IV—INDEPENDENT AGENCIES

19 APPALACHIAN REGIONAL COMMISSION

20 For expenses necessary to carry out the programs au-
21 thorized by the Appalachian Regional Development Act of
22 1965, notwithstanding section 14704 of title 40, United
23 States Code, and, for necessary expenses for the Federal
24 Co-Chairman and the alternate on the Appalachian Re-
25 gional Commission, for payment of the Federal share of

1 the administrative expenses of the Commission, including
2 services as authorized by section 3109 of title 5, United
3 States Code, and hire passenger motor vehicles,
4 \$35,000,000, to remain available until expended.

5 DEFENSE NUCLEAR FACILITIES SAFETY BOARD

6 For necessary expenses of the Defense Nuclear Fa-
7 cilities Safety Board in carrying out activities authorized
8 by the Atomic Energy Act of 1954, \$22,499,000, to re-
9 main available until expended.

10 DELTA REGIONAL AUTHORITY

11 For necessary expenses of the Delta Regional Author-
12 ity and to carry out its activities, as authorized by the
13 Delta Regional Authority Act of 2000, notwithstanding
14 sections 382C(b)(2), 382F(d), and 382M(b) of said Act,
15 \$6,000,000, to remain available until expended.

16 NUCLEAR REGULATORY COMMISSION

17 For necessary expenses of the Commission in car-
18 rying out the purposes of the Energy Reorganization Act
19 of 1974 and the Atomic Energy Act of 1954, including
20 official representation expenses (not to exceed \$21,000),
21 \$925,559,000, to remain available until expended: *Pro-*
22 *vided*, That of the amount appropriated herein,
23 \$37,250,000 shall be derived from the Nuclear Waste
24 Fund: *Provided further*, That revenues from licensing fees,
25 inspection services, and other services and collections esti-

1 mated at \$757,720,000 in fiscal year 2008 shall be re-
2 tained and used for necessary salaries and expenses in this
3 account, notwithstanding 31 U.S.C. 3302, and shall re-
4 main available until expended: *Provided further*, That the
5 sum herein appropriated shall be reduced by the amount
6 of revenues received during fiscal year 2008 so as to result
7 in a final fiscal year 2008 appropriation estimated at not
8 more than \$167,839,000.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, \$8,144,000, to remain available until
13 expended: *Provided*, That revenues from licensing fees, in-
14 spection services, and other services and collections esti-
15 mated at \$7,330,000 in fiscal year 2008 shall be retained
16 and be available for necessary salaries and expenses in this
17 account, notwithstanding 31 U.S.C. 3302: *Provided fur-*
18 *ther*, That the sum herein appropriated shall be reduced
19 by the amount of revenues received during fiscal year
20 2008 so as to result in a final fiscal year 2008 appropria-
21 tion estimated at not more than \$814,000.

22 NUCLEAR WASTE TECHNICAL REVIEW BOARD

23 For necessary expenses of the Nuclear Waste Tech-
24 nical Review Board, as authorized by Public Law 100-
25 203, section 5051, \$3,621,000, to be derived from the Nu-
26 clear Waste Fund, and to remain available until expended.

1 OFFICE OF THE FEDERAL COORDINATOR FOR ALASKA
2 NATURAL GAS TRANSPORTATION PROJECTS

3 For necessary expenses for the Office of the Federal
4 Coordinator for Alaska Natural Gas Transportation
5 Projects pursuant to the Alaska Natural Gas Pipeline Act
6 of 2004, \$2,322,000.

7 TITLE V

8 GENERAL PROVISIONS

9 SEC. 501. None of the funds appropriated by this Act
10 may be used in any way, directly or indirectly, to influence
11 congressional action on any legislation or appropriation
12 matters pending before Congress as described in 18
13 U.S.C. 1913.

14 SEC. 502. None of the funds made available in this
15 Act may be transferred to any department, agency, or in-
16 strumentality of the United States Government, except
17 pursuant to a transfer made by, or transfer authority pro-
18 vided in this Act or any other appropriation Act.

19 SEC. 503. Of the amount made available for Energy
20 Efficiency and Renewable Energy for the Department of
21 Energy, \$213,000,000 shall be made available for hydro-
22 gen technologies as authorized by section 974 of the En-
23 ergy Policy Act of 2005 (42 U.S.C. 16314).

1 SEC. 504. None of the funds made available in this
2 Act may be used to purchase light bulbs unless the light
3 bulbs have the “ENERGY STAR” designation.

4 SEC. 505. None of the funds made available by this
5 Act may be used to administer the “Yucca Mountain
6 Youth Zone” website.

7 SEC. 506. None of the funds made available in this
8 Act may be used to send or otherwise pay for the attend-
9 ance of more than 50 employees from a Federal depart-
10 ment or agency at any single conference occurring outside
11 the United States.

12 SEC. 507. None of the funds made available in this
13 Act may be used for the Green Maintenance Building in
14 North Bergen, New Jersey.

15 This Act may be cited as the “Energy and Water De-
16 velopment and Related Agencies Appropriations Act,
17 2008”.

Passed the House of Representatives July 17, 2007.

Attest: LORRAINE C. MILLER,
Clerk.

Calendar No. 274

110TH CONGRESS
1ST Session

H. R. 2641

AN ACT

Making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

JULY 18 (legislative day, JULY 17), 2007

Received; read twice and placed on the calendar