

1 DIVISION D—FINANCIAL SERVICES AND GEN-  
2 ERAL GOVERNMENT APPROPRIATIONS ACT,  
3 2008

4 TITLE I

5 DEPARTMENT OF THE TREASURY

6 DEPARTMENTAL OFFICES

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses of the Departmental Offices  
10 including operation and maintenance of the Treasury  
11 Building and Annex; hire of passenger motor vehicles;  
12 maintenance, repairs, and improvements of, and purchase  
13 of commercial insurance policies for, real properties leased  
14 or owned overseas, when necessary for the performance  
15 of official business, \$248,360,000, of which not to exceed  
16 \$10,840,000 is for executive direction program activities;  
17 not to exceed \$9,909,000 is for general counsel program  
18 activities; not to exceed \$44,242,000 is for economic poli-  
19 cies and programs activities; not to exceed \$29,464,000  
20 is for financial policies and programs activities; not to ex-  
21 ceed \$56,775,000 is for terrorism and financial intel-  
22 ligence activities; not to exceed \$18,505,000 is for Treas-  
23 ury-wide management policies and programs activities;  
24 and not to exceed \$78,625,000 is for administration pro-  
25 grams activities: *Provided*, That the Secretary of the  
26 Treasury is authorized to transfer funds appropriated for

1 any program activity of the Departmental Offices to any  
2 other program activity of the Departmental Offices upon  
3 notification to the House and Senate Committees on Ap-  
4 propriations: *Provided further*, That no appropriation for  
5 any program activity shall be increased or decreased by  
6 more than 2 percent by all such transfers: *Provided fur-*  
7 *ther*, That any change in funding greater than 2 percent  
8 shall be submitted for approval to the House and Senate  
9 Committees on Appropriations: *Provided further*, That of  
10 the amount appropriated under this heading, not to exceed  
11 \$3,000,000, to remain available until September 30, 2009,  
12 is for information technology modernization requirements;  
13 not to exceed \$150,000 is for official reception and rep-  
14 resentation expenses; and not to exceed \$258,000 is for  
15 unforeseen emergencies of a confidential nature, to be allo-  
16 cated and expended under the direction of the Secretary  
17 of the Treasury and to be accounted for solely on his cer-  
18 tificate: *Provided further*, That of the amount appro-  
19 priated under this heading, \$5,114,000, to remain avail-  
20 able until September 30, 2009, is for the Treasury-wide  
21 Financial Statement Audit and Internal Control Program,  
22 of which such amounts as may be necessary may be trans-  
23 ferred to accounts of the Department's offices and bureaus  
24 to conduct audits: *Provided further*, That this transfer au-  
25 thority shall be in addition to any other provided in this

1 Act: *Provided further*, That of the amount appropriated  
2 under this heading, \$3,000,000, to remain available until  
3 September 30, 2009, is for secure space requirements:  
4 *Provided further*, That of the amount appropriated under  
5 this heading, \$2,300,000, to remain available until Sep-  
6 tember 30, 2009, is for salary and benefits for hiring of  
7 personnel whose work will require completion of a security  
8 clearance investigation in order to perform highly classi-  
9 fied work to further the activities of the Office of Ter-  
10 rorism and Financial Intelligence: *Provided further*, That  
11 of the amount appropriated under this heading,  
12 \$2,100,000, to remain available until September 30, 2010,  
13 is to develop and implement programs within the Office  
14 of Critical Infrastructure Protection and Compliance Pol-  
15 icy, including entering into cooperative agreements.

16 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

17 INVESTMENTS PROGRAMS

18 (INCLUDING TRANSFER OF FUNDS)

19 For development and acquisition of automatic data  
20 processing equipment, software, and services for the De-  
21 partment of the Treasury, \$18,710,000, to remain avail-  
22 able until September 30, 2010: *Provided*, That these funds  
23 shall be transferred to accounts and in amounts as nec-  
24 essary to satisfy the requirements of the Department's of-  
25 fices, bureaus, and other organizations: *Provided further*,  
26 That this transfer authority shall be in addition to any

1 other transfer authority provided in this Act: *Provided fur-*  
2 *ther*, That none of the funds appropriated under this head-  
3 ing shall be used to support or supplement "Internal Rev-  
4 enue Service, Operations Support" or "Internal Revenue  
5 Service, Business Systems Modernization".

6 OFFICE OF INSPECTOR GENERAL  
7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Inspector  
9 General in carrying out the provisions of the Inspector  
10 General Act of 1978, not to exceed \$2,000,000 for official  
11 travel expenses, including hire of passenger motor vehicles;  
12 and not to exceed \$100,000 for unforeseen emergencies  
13 of a confidential nature, to be allocated and expended  
14 under the direction of the Inspector General of the Treas-  
15 ury, \$18,450,000, of which not to exceed \$2,500 shall be  
16 available for official reception and representation ex-  
17 penses.

18 TREASURY INSPECTOR GENERAL FOR TAX  
19 ADMINISTRATION  
20 SALARIES AND EXPENSES

21 For necessary expenses of the Treasury Inspector  
22 General for Tax Administration in carrying out the In-  
23 spector General Act of 1978, including purchase (not to  
24 exceed 150 for replacement only for police-type use) and  
25 hire of passenger motor vehicles (31 U.S.C. 1343(b));  
26 services authorized by 5 U.S.C. 3109, at such rates as

1 may be determined by the Inspector General for Tax Ad-  
2 ministration; \$140,533,000, of which not to exceed  
3 \$6,000,000 shall be available for official travel expenses;  
4 of which not to exceed \$500,000 shall be available for un-  
5 foreseen emergencies of a confidential nature, to be allo-  
6 cated and expended under the direction of the Inspector  
7 General for Tax Administration; and of which not to ex-  
8 ceed \$1,500 shall be available for official reception and  
9 representation expenses.

10 AIR TRANSPORTATION STABILIZATION PROGRAM

11 ACCOUNT

12 (INCLUDING RESCISSION)

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

17 FINANCIAL CRIMES ENFORCEMENT NETWORK

18 SALARIES AND EXPENSES

19 For necessary expenses of the Financial Crimes En-  
20 forcement Network, including hire of passenger motor ve-  
21 hicles; travel and training expenses of non-Federal and  
22 foreign government personnel to attend meetings and  
23 training concerned with domestic and foreign financial in-  
24 telligence activities, law enforcement, and financial regula-  
25 tion; not to exceed \$14,000 for official reception and rep-  
26 resentation expenses; and for assistance to Federal law en-

1. enforcement agencies, with or without reimbursement,  
2. \$85,844,000, of which not to exceed \$16,340,000 shall re-  
3. main available until September 30, 2010; and of which  
4. \$8,955,000 shall remain available until September 30,  
5. 2009: *Provided*, That funds appropriated in this account  
6. may be used to procure personal services contracts.

7. FINANCIAL MANAGEMENT SERVICE

8. SALARIES AND EXPENSES

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

15. ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

16. SALARIES AND EXPENSES

17. For necessary expenses of carrying out section 1111  
18. of the Homeland Security Act of 2002, including hire of  
19. passenger motor vehicles, \$93,515,000; of which not to ex-  
20. ceed \$6,000 for official reception and representation ex-  
21. penses; not to exceed \$50,000 for cooperative research and  
22. development programs for laboratory services; and provi-  
23. sion of laboratory assistance to State and local agencies  
24. with or without reimbursement.

## 1 UNITED STATES MINT

## 2 UNITED STATES MINT PUBLIC ENTERPRISE FUND

3 Pursuant to section 5136 of title 31, United States  
4 Code, the United States Mint is provided funding through  
5 the United States Mint Public Enterprise Fund for costs  
6 associated with the production of circulating coins, numis-  
7 matic coins, and protective services, including both oper-  
8 ating expenses and capital investments. The aggregate  
9 amount of new liabilities and obligations incurred during  
10 fiscal year 2008 under such section 5136 for circulating  
11 coinage and protective service capital investments of the  
12 United States Mint shall not exceed \$33,200,000.

## 13 BUREAU OF THE PUBLIC DEBT

## 14 ADMINISTERING THE PUBLIC DEBT

15 For necessary expenses connected with any public-  
16 debt issues of the United States, \$182,871,000, of which  
17 not to exceed \$2,500 shall be available for official recep-  
18 tion and representation expenses, and of which not to ex-  
19 ceed \$2,000,000 shall remain available until September  
20 30, 2010, for systems modernization: *Provided*, That the  
21 sum appropriated herein from the general fund for fiscal  
22 year 2008 shall be reduced by not more than \$10,000,000  
23 as definitive security issue fees and Legacy Treasury Di-  
24 rect Investor Account Maintenance fees are collected, so  
25 as to result in a final fiscal year 2008 appropriation from

1 the general fund estimated at \$172,871,000. In addition,  
2 \$70,000 to be derived from the Oil Spill Liability Trust  
3 Fund to reimburse the Bureau for administrative and per-  
4 sonnel expenses for financial management of the Fund,  
5 as authorized by section 1012 of Public Law 101-380.

6 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

7 FUND PROGRAM ACCOUNT

8 To carry out the Community Development Banking  
9 and Financial Institutions Act of 1994 (Public Law 103-  
10 325), including services authorized by 5 U.S.C. 3109, but  
11 at rates for individuals not to exceed the per diem rate  
12 equivalent to the rate for ES-3, \$94,000,000, to remain  
13 available until September 30, 2009, of which \$8,000,000  
14 shall be for financial assistance, technical assistance,  
15 training and outreach programs designed to benefit Native  
16 American, Native Hawaiian, and Alaskan Native commu-  
17 nities and provided primarily through qualified community  
18 development lender organizations with experience and ex-  
19 pertise in community development banking and lending in  
20 Indian country, Native American organizations, tribes and  
21 tribal organizations and other suitable providers, and up  
22 to \$13,500,000 may be used for administrative expenses,  
23 including administration of the New Markets Tax Credit,  
24 up to \$7,500,000 may be used for the cost of direct loans,  
25 and up to \$250,000 may be used for administrative ex-



1 penses to carry out the direct loan program: *Provided*,  
2 That the cost of direct loans, including the cost of modi-  
3 fying such loans, shall be as defined in section 502 of the  
4 Congressional Budget Act of 1974: *Provided further*, That  
5 these funds are available to subsidize gross obligations for  
6 the principal amount of direct loans not to exceed  
7 \$16,000,000.

8 INTERNAL REVENUE SERVICE

9 TAXPAYER SERVICES

10 For necessary expenses of the Internal Revenue Serv-  
11 ice to provide taxpayer services, including pre-filing assist-  
12 ance and education, filing and account services, taxpayer  
13 advocacy services, and other services as authorized by 5  
14 U.S.C. 3109, at such rates as may be determined by the  
15 Commissioner, \$2,150,000,000, of which not less than  
16 \$3,000,000 shall be for the Tax Counseling for the Elderly  
17 Program, of which not less than \$9,000,000 shall be avail-  
18 able for low-income taxpayer clinic grants, of which not  
19 less than \$8,000,000, to remain available until September  
20 30, 2009, shall be available to establish and administer  
21 a Community Volunteer Income Tax Assistance matching  
22 grants demonstration program for tax return preparation  
23 assistance, and of which not less than \$177,000,000 shall  
24 be available for operating expenses of the Taxpayer Advo-  
25 cate Service.

## 1 ENFORCEMENT

## 2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses of the Internal Revenue Serv-  
4 ice to determine and collect owed taxes, to provide legal  
5 and litigation support, to conduct criminal investigations,  
6 to enforce criminal statutes related to violations of inter-  
7 nal revenue laws and other financial crimes, to purchase  
8 (for police-type use, not to exceed 850) and hire of pas-  
9 senger motor vehicles (31 U.S.C. 1343(b)), and to provide  
10 other services as authorized by 5 U.S.C. 3109, at such  
11 rates as may be determined by the Commissioner,  
12 \$4,780,000,000, of which not less than \$57,252,000 shall  
13 be for the Interagency Crime and Drug Enforcement pro-  
14 gram: *Provided*, That up to \$10,000,000 may be trans-  
15 ferred as necessary from this account to the Internal Rev-  
16 enue Service Operations Support appropriations solely for  
17 the purposes of the Interagency Crime and Drug Enforce-  
18 ment program: *Provided further*, That this transfer au-  
19 thority shall be in addition to any other transfer authority  
20 provided in this Act.

## 21 OPERATIONS SUPPORT

22 For necessary expenses of the Internal Revenue Serv-  
23 ice to operate and support taxpayer services and enforce-  
24 ment programs, including rent payments; facilities serv-  
25 ices; printing; postage; physical security; headquarters and  
26 other IRS-wide administration activities; research and sta-

1 tistics of income; telecommunications; information tech-  
2 nology development, enhancement, operations, mainte-  
3 nance, and security; the hire of passenger motor vehicles  
4 (31 U.S.C. 1343(b)); and other services as authorized by  
5 5 U.S.C. 3109, at such rates as may be determined by  
6 the Commissioner; \$3,680,059,000, of which \$75,000,000  
7 shall remain available until September 30, 2009, for infor-  
8 mation technology support; of which not to exceed  
9 \$1,000,000 shall remain available until September 30,  
10 2010, for research; of which not less than \$2,000,000  
11 shall be for the Internal Revenue Service Oversight Board;  
12 and of which not to exceed \$25,000 shall be for official  
13 reception and representation.

14 BUSINESS SYSTEMS MODERNIZATION

15 For necessary expenses of the Internal Revenue Serv-  
16 ice's business systems modernization program,  
17 \$267,090,000, to remain available until September 30,  
18 2010, for the capital asset acquisition of information tech-  
19 nology systems, including management and related con-  
20 tractual costs of said acquisitions, including related Inter-  
21 nal Revenue Service labor costs, and contractual costs as-  
22 sociated with operations authorized by 5 U.S.C. 3109:  
23 *Provided*, That, with the exception of labor costs, none of  
24 these funds may be obligated until the Internal Revenue  
25 Service submits to the Committees on Appropriations, and  
26 such Committees approve, a plan for expenditure that: (1)

1 meets the capital planning and investment control review  
2 requirements established by the Office of Management  
3 and Budget, including Circular A-11; (2) complies with  
4 the Internal Revenue Service's enterprise architecture, in-  
5 cluding the modernization blueprint; (3) conforms with the  
6 Internal Revenue Service's enterprise life cycle method-  
7 ology; (4) is approved by the Internal Revenue Service,  
8 the Department of the Treasury, and the Office of Man-  
9 agement and Budget; (5) has been reviewed by the Gov-  
10 ernment Accountability Office; and (6) complies with the  
11 acquisition rules, requirements, guidelines, and systems  
12 acquisition management practices of the Federal Govern-  
13 ment.

14 HEALTH INSURANCE TAX CREDIT ADMINISTRATION

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

18 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

19 SERVICE

20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 101. Not to exceed 5 percent of any appropria-  
22 tion made available in this Act to the Internal Revenue  
23 Service or not to exceed 3 percent of appropriations under  
24 the heading "Enforcement" may be transferred to any  
25 other Internal Revenue Service appropriation upon the ad-  
26 vance approval of the Committees on Appropriations.

1       SEC. 102. The Internal Revenue Service shall main-  
2 tain a training program to ensure that Internal Revenue  
3 Service employees are trained in taxpayers' rights, in deal-  
4 ing courteously with taxpayers, and in cross-cultural rela-  
5 tions.

6       SEC. 103. The Internal Revenue Service shall insti-  
7 tute and enforce policies and procedures that will safe-  
8 guard the confidentiality of taxpayer information.

9       SEC. 104. Funds made available by this or any other  
10 Act to the Internal Revenue Service shall be available for  
11 improved facilities and increased staffing to provide suffi-  
12 cient and effective 1-800 help line service for taxpayers.  
13 The Commissioner shall continue to make the improve-  
14 ment of the Internal Revenue Service 1-800 help line serv-  
15 ice a priority and allocate resources necessary to increase  
16 phone lines and staff to improve the Internal Revenue  
17 Service 1-800 help line service.

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

22       SEC. 106. Sections 9504(a) and (b), and 9505(a) of  
23 title 5, United States Code, are amended by striking "For  
24 a period of 10 years after the date of enactment of this

1 section” each place it occurs and inserting “Before July  
2 23, 2013”.

3 SEC. 107. Section 9502(a) of title 5, United States  
4 Code, is amended by striking “Office of Management and  
5 Budget” and inserting “Office of Personnel Manage-  
6 ment”.

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

13 ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE  
14 TREASURY

15 (INCLUDING TRANSFERS OF FUNDS)

16 SEC. 109. Appropriations to the Department of the  
17 Treasury in this Act shall be available for uniforms or al-  
18 lowances therefor, as authorized by law (5 U.S.C. 5901),  
19 including maintenance, repairs, and cleaning; purchase of  
20 insurance for official motor vehicles operated in foreign  
21 countries; purchase of motor vehicles without regard to the  
22 general purchase price limitations for vehicles purchased  
23 and used overseas for the current fiscal year; entering into  
24 contracts with the Department of State for the furnishing  
25 of health and medical services to employees and their de-

1 pendants serving in foreign countries; and services author-  
2 ized by 5 U.S.C. 3109.

3 SEC. 110. Not to exceed 2 percent of any appropria-  
4 tions in this Act made available to the Departmental Of-  
5 fices—Salaries and Expenses, Office of Inspector General,  
6 Financial Management Service, Alcohol and Tobacco Tax  
7 and Trade Bureau, Financial Crimes Enforcement Net-  
8 work, and Bureau of the Public Debt, may be transferred  
9 between such appropriations upon the advance approval  
10 of the Committees on Appropriations: *Provided*, That no  
11 transfer may increase or decrease any such appropriation  
12 by more than 2 percent.

13 SEC. 111. Not to exceed 2 percent of any appropria-  
14 tion made available in this Act to the Internal Revenue  
15 Service may be transferred to the Treasury Inspector Gen-  
16 eral for Tax Administration's appropriation upon the ad-  
17 vance approval of the Committees on Appropriations: *Pro-*  
18 *vided*, That no transfer may increase or decrease any such  
19 appropriation by more than 2 percent.

20 SEC. 112. Of the funds available for the purchase of  
21 law enforcement vehicles, no funds may be obligated until  
22 the Secretary of the Treasury certifies that the purchase  
23 by the respective Treasury bureau is consistent with de-  
24 partmental vehicle management principles: *Provided*, That

1 the Secretary may delegate this authority to the Assistant  
2 Secretary for Management.

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

7 SEC. 114. The Secretary of the Treasury may trans-  
8 fer funds from Financial Management Services, Salaries  
9 and Expenses to Debt Collection Fund as necessary to  
10 cover the costs of debt collection: *Provided*, That such  
11 amounts shall be reimbursed to such salaries and expenses  
12 account from debt collections received in the Debt Collec-  
13 tion Fund.

14 SEC. 115. Section 122(g)(1) of Public Law 105-119  
15 (5 U.S.C. 3104 note), is further amended by striking "8  
16 years" and inserting "10 years".

17 SEC. 116. None of the funds appropriated or other-  
18 wise made available by this or any other Act may be used  
19 by the United States Mint to construct or operate any mu-  
20 seum without the explicit approval of the House Com-  
21 mittee on Financial Services and the Senate Committee  
22 on Banking, Housing, and Urban Affairs.

23 SEC. 117. None of the funds appropriated or other-  
24 wise made available by this or any other Act or source  
25 to the Department of the Treasury, the Bureau of Engrav-



1 ing and Printing, and the United States Mint, individually  
2 or collectively, may be used to consolidate any or all func-  
3 tions of the Bureau of Engraving and Printing and the  
4 United States Mint without the explicit approval of the  
5 House Committee on Financial Services; the Senate Com-  
6 mittee on Banking, Housing, and Urban Affairs; the  
7 House Committee on Appropriations; and the Senate  
8 Committee on Appropriations.

9       SEC. 118. Funds appropriated by this Act, or made  
10 available by the transfer of funds in this Act, for the De-  
11 partment of the Treasury's intelligence or intelligence re-  
12 lated activities are deemed to be specifically authorized by  
13 the Congress for purposes of section 504 of the National  
14 Security Act of 1947 (50 U.S.C. 414) during fiscal year  
15 2008 until the enactment of the Intelligence Authorization  
16 Act for Fiscal Year 2008.

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

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

1 is available for the purposes for which the fund was estab-  
2 lished.”.

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

5

## TITLE II

6 EXECUTIVE OFFICE OF THE PRESIDENT AND

7 FUNDS APPROPRIATED TO THE PRESIDENT

8

### COMPENSATION OF THE PRESIDENT

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

16

### WHITE HOUSE OFFICE

17

#### SALARIES AND EXPENSES

18 For necessary expenses for the White House as au-  
19 thorized by law, including not to exceed \$3,850,000 for  
20 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;  
21 subsistence expenses as authorized by 3 U.S.C. 105, which  
22 shall be expended and accounted for as provided in that  
23 section; hire of passenger motor vehicles, newspapers,  
24 periodicals, teletype news service, and travel (not to exceed  
25 \$100,000 to be expended and accounted for as provided

1 by 3 U.S.C. 103); and not to exceed \$19,000 for official  
2 entertainment expenses, to be available for allocation with-  
3 in the Executive Office of the President; \$51,656,000.

4 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

5 OPERATING EXPENSES

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

12 REIMBURSABLE EXPENSES

13 For the reimbursable expenses of the Executive Resi-  
14 dence at the White House, such sums as may be nec-  
15 essary: *Provided*, That all reimbursable operating expenses  
16 of the Executive Residence shall be made in accordance  
17 with the provisions of this paragraph: *Provided further*,  
18 That, notwithstanding any other provision of law, such  
19 amount for reimbursable operating expenses shall be the  
20 exclusive authority of the Executive Residence to incur ob-  
21 ligations and to receive offsetting collections, for such ex-  
22 penses: *Provided further*, That the Executive Residence  
23 shall require each person sponsoring a reimbursable polit-  
24 ical event to pay in advance an amount equal to the esti-  
25 mated cost of the event, and all such advance payments  
26 shall be credited to this account and remain available until

1 expended: *Provided further*, That the Executive Residence  
2 shall require the national committee of the political party  
3 of the President to maintain on deposit \$25,000, to be  
4 separately accounted for and available for expenses relat-  
5 ing to reimbursable political events sponsored by such  
6 committee during such fiscal year: *Provided further*, That  
7 the Executive Residence shall ensure that a written notice  
8 of any amount owed for a reimbursable operating expense  
9 under this paragraph is submitted to the person owing  
10 such amount within 60 days after such expense is in-  
11 curred, and that such amount is collected within 30 days  
12 after the submission of such notice: *Provided further*, That  
13 the Executive Residence shall charge interest and assess  
14 penalties and other charges on any such amount that is  
15 not reimbursed within such 30 days, in accordance with  
16 the interest and penalty provisions applicable to an out-  
17 standing debt on a United States Government claim under  
18 section 3717 of title 31, United States Code: *Provided fur-*  
19 *ther*, That each such amount that is reimbursed, and any  
20 accompanying interest and charges, shall be deposited in  
21 the Treasury as miscellaneous receipts: *Provided further*,  
22 That the Executive Residence shall prepare and submit  
23 to the Committees on Appropriations, by not later than  
24 90 days after the end of the fiscal year covered by this  
25 Act, a report setting forth the reimbursable operating ex-

1 penses of the Executive Residence during the preceding  
2 fiscal year, including the total amount of such expenses,  
3 the amount of such total that consists of reimbursable offi-  
4 cial and ceremonial events, the amount of such total that  
5 consists of reimbursable political events, and the portion  
6 of each such amount that has been reimbursed as of the  
7 date of the report: *Provided further*, That the Executive  
8 Residence shall maintain a system for the tracking of ex-  
9 penses related to reimbursable events within the Executive  
10 Residence that includes a standard for the classification  
11 of any such expense as political or nonpolitical: *Provided*  
12 *further*, That no provision of this paragraph may be con-  
13 strued to exempt the Executive Residence from any other  
14 applicable requirement of subchapter I or II of chapter  
15 37 of title 31, United States Code.

16           WHITE HOUSE REPAIR AND RESTORATION

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

## 1 COUNCIL OF ECONOMIC ADVISERS

## 2 SALARIES AND EXPENSES

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

## 6 OFFICE OF POLICY DEVELOPMENT

## 7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Policy Devel-  
9 opment, including services as authorized by 5 U.S.C. 3109  
10 and 3 U.S.C. 107, \$3,482,000.

## 11 NATIONAL SECURITY COUNCIL

## 12 SALARIES AND EXPENSES

13 For necessary expenses of the National Security  
14 Council, including services as authorized by 5 U.S.C.  
15 3109, \$8,640,000.

## 16 PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

## 17 SALARIES AND EXPENSES

18 For necessary expenses of the Privacy and Civil Lib-  
19 erties Oversight Board, as authorized by section 1061 of  
20 the Intelligence Reform and Terrorism Prevention Act of  
21 2004 (5 U.S.C. 601 note), \$2,000,000.

## 22 OFFICE OF ADMINISTRATION

## 23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of Administra-  
25 tion, including services as authorized by 5 U.S.C. 3109

1 and 3 U.S.C. 107, and hire of passenger motor vehicles,  
2 \$91,745,000, of which \$11,923,000 shall remain available  
3 until expended for continued modernization of the infor-  
4 mation technology infrastructure within the Executive Of-  
5 fice of the President.

6 OFFICE OF MANAGEMENT AND BUDGET

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Management  
9 and Budget, including hire of passenger motor vehicles  
10 and services as authorized by 5 U.S.C. 3109 and to carry  
11 out the provisions of chapter 35 of title 44, United States  
12 Code, \$78,000,000, of which not to exceed \$3,000 shall  
13 be available for official representation expenses: *Provided*,  
14 That, as provided in 31 U.S.C. 1301(a), appropriations  
15 shall be applied only to the objects for which appropria-  
16 tions were made and shall be allocated in accordance with  
17 the terms and conditions set forth in the explanatory  
18 statement described in section 4 (in the matter preceding  
19 division A of this consolidated Act) except as otherwise  
20 provided by law: *Provided further*, That none of the funds  
21 appropriated in this Act for the Office of Management and  
22 Budget may be used for the purpose of reviewing any agri-  
23 cultural marketing orders or any activities or regulations  
24 under the provisions of the Agricultural Marketing Agree-  
25 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,

1 That none of the funds made available for the Office of  
2 Management and Budget by this Act may be expended for  
3 the altering of the transcript of actual testimony of wit-  
4 nesses, except for testimony of officials of the Office of  
5 Management and Budget, before the Committees on Ap-  
6 propriations or their subcommittees: *Provided further,*  
7 That the preceding shall not apply to printed hearings re-  
8 leased by the Committees on Appropriations: *Provided fur-*  
9 *ther,* That none of the funds provided in this or prior Acts  
10 shall be used, directly or indirectly, by the Office of Man-  
11 agement and Budget, for evaluating or determining if  
12 water resource project or study reports submitted by the  
13 Chief of Engineers acting through the Secretary of the  
14 Army are in compliance with all applicable laws, regula-  
15 tions, and requirements relevant to the Civil Works water  
16 resource planning process: *Provided further,* That the Of-  
17 fice of Management and Budget shall have not more than  
18 60 days in which to perform budgetary policy reviews of  
19 water resource matters on which the Chief of Engineers  
20 has reported: *Provided further,* That the Director of the  
21 Office of Management and Budget shall notify the appro-  
22 priate authorizing and appropriating committees when the  
23 60-day review is initiated: *Provided further,* That if water  
24 resource reports have not been transmitted to the appro-  
25 priate authorizing and appropriating committees within



1 15 days after the end of the Office of Management and  
2 Budget review period based on the notification from the  
3 Director, Congress shall assume Office of Management  
4 and Budget concurrence with the report and act accord-  
5 ingly.

6 OFFICE OF NATIONAL DRUG CONTROL POLICY

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of National  
9 Drug Control Policy (ONDCP); for research activities  
10 pursuant to the Office of National Drug Control Policy  
11 Reauthorization Act of 2006 (Public Law 109-469); not  
12 to exceed \$10,000 for official reception and representation  
13 expenses; and for participation in joint projects or in the  
14 provision of services on matters of mutual interest with  
15 nonprofit, research, or public organizations or agencies,  
16 with or without reimbursement, \$26,402,000; of which  
17 \$250,000 shall remain available until expended for policy  
18 research and evaluation: *Provided*, That of the funds pro-  
19 vided under this heading, \$1,250,000 shall be allocated  
20 for the National Academy of Public Administration to con-  
21 duct an independent study and analysis of ONDCP's orga-  
22 nization and management: *Provided further*, That within  
23 two months after the date of enactment of this Act, the  
24 ONDCP shall contract with the National Academy of Pub-  
25 lic Administration for purposes as described in the pre-

1 vious proviso: *Provided further*, That the Office is author-  
2 ized to accept, hold, administer, and utilize gifts, both real  
3 and personal, public and private, without fiscal year limi-  
4 tation, for the purpose of aiding or facilitating the work  
5 of the Office.

6 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER  
7 (INCLUDING TRANSFER OF FUNDS)

8 For necessary expenses for the Counterdrug Tech-  
9 nology Assessment Center for research activities pursuant  
10 to the Office of National Drug Control Policy Reauthor-  
11 ization Act of 2006 (Public Law 109-469), \$1,000,000,  
12 which shall remain available until expended for counter-  
13 narcotics research and development projects: *Provided*,  
14 That such amount shall be available for transfer to other  
15 Federal departments or agencies: *Provided further*, That  
16 the Office of National Drug Control Policy shall submit  
17 for approval by the Committees on Appropriations of the  
18 House of Representatives and the Senate, a spending plan  
19 for the use of these funds no later than 90 days after en-  
20 actment of this Act.

21 FEDERAL DRUG CONTROL PROGRAMS  
22 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM  
23 (INCLUDING TRANSFERS OF FUNDS)

24 For necessary expenses of the Office of National  
25 Drug Control Policy's High Intensity Drug Trafficking  
26 Areas Program, \$230,000,000, to remain available until

1 September 30, 2009, for drug control activities consistent  
2 with the approved strategy for each of the designated  
3 High Intensity Drug Trafficking Areas, of which no less  
4 than 51 percent shall be transferred to State and local  
5 entities for drug control activities, which shall be obligated  
6 within 120 days of the date of enactment of this Act: *Pro-*  
7 *vided*, That up to 49 percent may be transferred to Fed-  
8 eral agencies and departments at a rate to be determined  
9 by the Director, of which not less than \$2,100,000 shall  
10 be used for auditing services and associated activities, and  
11 up to \$400,000 which shall be for the final year of devel-  
12 opment and implementation of a data collection system to  
13 measure the performance of the High Intensity Drug  
14 Trafficking Areas Program: *Provided further*, That High  
15 Intensity Drug Trafficking Areas Programs designated as  
16 of September 30, 2007, shall be funded at no less than  
17 the fiscal year 2007 initial allocation levels unless the Di-  
18 rector submits to the Committees on Appropriations of the  
19 House of Representatives and the Senate, and the Com-  
20 mittees approve, justification for changes in those levels  
21 based on clearly articulated priorities for the High Inten-  
22 sity Drug Trafficking Areas Programs, as well as pub-  
23 lished Office of National Drug Control Policy performance  
24 measures of effectiveness: *Provided further*, That a request  
25 shall be submitted in compliance with the reprogramming

1 guidelines to the Committees on Appropriations for ap-  
2 proval prior to the obligation of funds of an amount in  
3 excess of the fiscal year 2007 budget request: *Provided*  
4 *further*, That the Office of National Drug Control Policy  
5 (ONDCP) shall submit recommendations for approval to  
6 the Committees on Appropriations for both the initial  
7 High-Intensity Drug Trafficking Area (HIDTA) alloca-  
8 tion funding within 90 days after the enactment of this  
9 Act and the discretionary HIDTA funding, according to  
10 the framework proposed jointly by the HIDTA Directors  
11 and ONDCP, within 120 days after the enactment of this  
12 Act: *Provided further*, That within the discretionary fund-  
13 ing amount, plans for use of such funds shall be subject  
14 to committee approval: *Provided further*, That at least  
15 \$2,000,000 shall be available for new counties, not includ-  
16 ing previously funded counties, with priority given to meri-  
17 torious applicants who have submitted previously and have  
18 not been funded.

19 OTHER FEDERAL DRUG CONTROL PROGRAMS

20 (INCLUDING TRANSFER OF FUNDS)

21 For activities to support a national anti-drug cam-  
22 paign for youth, and for other purposes, authorized by the  
23 Office of National Drug Control Policy Reauthorization  
24 Act of 2006 (Public Law 109-469), \$164,300,000, to re-  
25 main available until expended, of which the amounts are  
26 available as follows: \$60,000,000 to support a national

1 media campaign: *Provided*, That the Office of National  
2 Drug Control Policy shall maintain funding for non-adver-  
3 tising services for the media campaign at no less than the  
4 fiscal year 2003 ratio of service funding to total funds and  
5 shall continue the corporate outreach program as it oper-  
6 ated prior to its cancellation; \$90,000,000 to continue a  
7 program of matching grants to drug-free communities, of  
8 which \$2,000,000 shall be made available as directed by  
9 section 4 of Public Law 107-82, as amended by Public  
10 Law 109-469 (21 U.S.C. 1521 note); \$500,000 for dem-  
11 onstration programs as authorized by section 1119 of  
12 Public Law 109-469; \$1,000,000 for the National Drug  
13 Court Institute; \$9,600,000 for the United States Anti-  
14 Doping Agency for anti-doping activities; \$1,700,000 for  
15 the United States membership dues to the World Anti-  
16 Doping Agency; \$1,250,000 for the National Alliance for  
17 Model State Drug Laws; and \$250,000 for evaluations  
18 and research related to National Drug Control Program  
19 performance measures: *Provided further*, That such funds  
20 may be transferred to other Federal departments and  
21 agencies to carry out such activities: *Provided further*,  
22 That of the amounts appropriated for a national media  
23 campaign, not to exceed 10 percent shall be for adminis-  
24 tration, advertising production, research and testing,  
25 labor, and related costs of the national media campaign.

## 1 UNANTICIPATED NEEDS

2 For expenses necessary to enable the President to  
3 meet unanticipated needs, in furtherance of the national  
4 interest, security, or defense which may arise at home or  
5 abroad during the current fiscal year, as authorized by  
6 3 U.S.C. 108, \$1,000,000.

## 7 SPECIAL ASSISTANCE TO THE PRESIDENT

## 8 SALARIES AND EXPENSES

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

## 16 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

## 17 OPERATING EXPENSES

## 18 (INCLUDING TRANSFER OF FUNDS)

19 For the care, operation, refurnishing, improvement,  
20 and to the extent not otherwise provided for, heating and  
21 lighting, including electric power and fixtures, of the offi-  
22 cial residence of the Vice President; the hire of passenger  
23 motor vehicles; and not to exceed \$90,000 for official en-  
24 tertainment expenses of the Vice President, to be ac-  
25 counted for solely on his certificate, \$320,000: *Provided,*  
26 That advances or repayments or transfers from this ap-

1 appropriation may be made to any department or agency for  
2 expenses of carrying out such activities.

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

6 (INCLUDING TRANSFER OF FUNDS)

7 SEC. 201. From funds made available in this Act  
8 under the headings “White House Office”, “Executive  
9 Residence at the White House”, “White House Repair and  
10 Restoration”, “Council of Economic Advisors”, “National  
11 Security Council”, “Office of Administration”, “Office of  
12 Policy Development”, “Special Assistance to the Presi-  
13 dent”, and “Official Residence of the Vice President”, the  
14 Director of the Office of Management and Budget (or  
15 such other officer as the President may designate in writ-  
16 ing), may, 15 days after giving notice to the House and  
17 Senate Committees on Appropriations, transfer not to ex-  
18 ceed 10 percent of any such appropriation to any other  
19 such appropriation, to be merged with and available for  
20 the same time and for the same purposes as the appropria-  
21 tion to which transferred: *Provided*, That the amount of  
22 an appropriation shall not be increased by more than 50  
23 percent by such transfers: *Provided further*, That no  
24 amount shall be transferred from “Special Assistance to

1 the President” or “Official Residence of the Vice Presi-  
2 dent” without the approval of the Vice President.

3 SEC. 202. The President shall submit to the Commit-  
4 tees on Appropriations not later than 30 days after the  
5 date of the enactment of this Act, and prior to the initial  
6 obligation of funds appropriated under the heading “Of-  
7 fice of National Drug Control Policy”, a financial plan on  
8 the proposed uses of all funds under the heading by pro-  
9 gram, project, and activity, for which the obligation of  
10 funds is anticipated: *Provided*, That up to 20 percent of  
11 funds appropriated under this heading may be obligated  
12 before the submission of the report subject to prior ap-  
13 proval of the Committees on Appropriations: *Provided fur-*  
14 *ther*, That the report shall be updated and submitted to  
15 the Committees on Appropriations every six months and  
16 shall include information detailing how the estimates and  
17 assumptions contained in previous reports have changed:  
18 *Provided further*, That any new projects and changes in  
19 funding of ongoing projects shall be subject to the prior  
20 approval of the Committees on Appropriations.

21 SEC. 203. Not to exceed 2 percent of any appropria-  
22 tions in this Act made available to the Office of National  
23 Drug Control Policy may be transferred between appro-  
24 priated programs upon the advance approval of the Com-  
25 mittees on Appropriations: *Provided*, That no transfer



1 may increase or decrease any such appropriation by more  
2 than 3 percent.

3 SEC. 204. Not to exceed \$1,000,000 of any appro-  
4 priations in this Act made available to the Office of Na-  
5 tional Drug Control Policy may be reprogrammed within  
6 a program, project or activity upon the advance approval  
7 of the Committees on Appropriations.

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

10

### TITLE III

11

### THE JUDICIARY

12

### SUPREME COURT OF THE UNITED STATES

13

### SALARIES AND EXPENSES

14

15 For expenses necessary for the operation of the Su-  
16 preme Court, as required by law, excluding care of the  
17 building and grounds, including purchase or hire, driving,  
18 maintenance, and operation of an automobile for the Chief  
19 Justice, not to exceed \$10,000 for the purpose of trans-  
20 porting Associate Justices, and hire of passenger motor  
21 vehicles as authorized by 31 U.S.C. 1343 and 1344; not  
22 to exceed \$10,000 for official reception and representation  
23 expenses; and for miscellaneous expenses, to be expended  
24 as the Chief Justice may approve, \$66,526,000, of which  
\$2,000,000 shall remain available until expended.

1 CARE OF THE BUILDING AND GROUNDS

2 For such expenditures as may be necessary to enable  
3 the Architect of the Capitol to carry out the duties im-  
4 posed upon the Architect by the Act approved May 7,  
5 1934 (40 U.S.C. 13a-13b), \$12,201,000, which shall re-  
6 main available until expended.

7 UNITED STATES COURT OF APPEALS FOR THE FEDERAL  
8 CIRCUIT

9 SALARIES AND EXPENSES

10 For salaries of the chief judge, judges, and other offi-  
11 cers and employees, and for necessary expenses of the  
12 court, as authorized by law, \$27,072,000.

13 UNITED STATES COURT OF INTERNATIONAL TRADE

14 SALARIES AND EXPENSES

15 For salaries of the chief judge and eight judges, sala-  
16 ries of the officers and employees of the court, services,  
17 and necessary expenses of the court, as authorized by law,  
18 \$16,632,000.

19 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

20 JUDICIAL SERVICES

21 SALARIES AND EXPENSES

22 For the salaries of circuit and district judges (includ-  
23 ing judges of the territorial courts of the United States),  
24 justices and judges retired from office or from regular ac-  
25 tive service, judges of the United States Court of Federal

1 Claims, bankruptcy judges, magistrate judges, and all  
2 other officers and employees of the Federal Judiciary not  
3 otherwise specifically provided for, and necessary expenses  
4 of the courts, as authorized by law, \$4,604,762,000 (in-  
5 cluding the purchase of firearms and ammunition); of  
6 which not to exceed \$27,817,000 shall remain available  
7 until expended for space alteration projects and for fur-  
8 niture and furnishings related to new space alteration and  
9 construction projects.

10 In addition, for expenses of the United States Court  
11 of Federal Claims associated with processing cases under  
12 the National Childhood Vaccine Injury Act of 1986 (Pub-  
13 lic Law 99-660), not to exceed \$4,099,000, to be appro-  
14 priated from the Vaccine Injury Compensation Trust  
15 Fund.

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

21 DEFENDER SERVICES

22 For the operation of Federal Defender organizations;  
23 the compensation and reimbursement of expenses of attor-  
24 neys appointed to represent persons under the Criminal  
25 Justice Act of 1964 (18 U.S.C. 3006A); the compensation  
26 and reimbursement of expenses of persons furnishing in-

1 vestigative, expert and other services under the Criminal  
2 Justice Act of 1964 (18 U.S.C. 3006A(e)); the compensa-  
3 tion (in accordance with Criminal Justice Act maximums)  
4 and reimbursement of expenses of attorneys appointed to  
5 assist the court in criminal cases where the defendant has  
6 waived representation by counsel; the compensation and  
7 reimbursement of travel expenses of guardians ad litem  
8 acting on behalf of financially eligible minor or incom-  
9 petent offenders in connection with transfers from the  
10 United States to foreign countries with which the United  
11 States has a treaty for the execution of penal sentences;  
12 the compensation of attorneys appointed to represent ju-  
13 rors in civil actions for the protection of their employment,  
14 as authorized by 28 U.S.C. 1875(d); and for necessary  
15 training and general administrative expenses,  
16 \$835,601,000, to remain available until expended.

17 In addition, \$10,500,000 shall be available for the re-  
18 imbursement of expenses of attorneys appointed to rep-  
19 resent persons under the Criminal Justice Act of 1964 as  
20 a result of increased immigration enforcement: *Provided,*  
21 That this amount is designated as described in section 5  
22 (in the matter preceding division A of this consolidated  
23 Act).

24 FEES OF JURORS AND COMMISSIONERS

25 For fees and expenses of jurors as authorized by 28  
26 U.S.C. 1871 and 1876; compensation of jury commis-

1 sioners as authorized by 28 U.S.C. 1863; and compensa-  
2 tion of commissioners appointed in condemnation cases  
3 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-  
4 cedure (28 U.S.C. Appendix Rule 71A(h)), \$63,081,000,  
5 to remain available until expended: *Provided*, That the  
6 compensation of land commissioners shall not exceed the  
7 daily equivalent of the highest rate payable under section  
8 5332 of title 5, United States Code.

9 COURT SECURITY

10 (INCLUDING TRANSFERS OF FUNDS)

11 For necessary expenses, not otherwise provided for,  
12 incident to the provision of protective guard services for  
13 United States courthouses and other facilities housing  
14 Federal court operations, and the procurement, installa-  
15 tion, and maintenance of security systems and equipment  
16 for United States courthouses and other facilities housing  
17 Federal court operations, including building ingress-egress  
18 control, inspection of mail and packages, directed security  
19 patrols, perimeter security, basic security services provided  
20 by the Federal Protective Service, and other similar activi-  
21 ties as authorized by section 1010 of the Judicial Improve-  
22 ment and Access to Justice Act (Public Law 100-702),  
23 \$410,000,000, of which not to exceed \$15,000,000 shall  
24 remain available until expended, to be expended directly  
25 or transferred to the United States Marshals Service,  
26 which shall be responsible for administering the Judicial

1 Facility Security Program consistent with standards or  
2 guidelines agreed to by the Director of the Administrative  
3 Office of the United States Courts and the Attorney Gen-  
4 eral.

5 ADMINISTRATIVE OFFICE OF THE UNITED STATES

6 COURTS

7 SALARIES AND EXPENSES

8 For necessary expenses of the Administrative Office  
9 of the United States Courts as authorized by law, includ-  
10 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-  
11 senger motor vehicle as authorized by 31 U.S.C. 1343(b),  
12 advertising and rent in the District of Columbia and else-  
13 where, \$76,036,000, of which not to exceed \$8,500 is au-  
14 thorized for official reception and representation expenses.

15 FEDERAL JUDICIAL CENTER

16 SALARIES AND EXPENSES

17 For necessary expenses of the Federal Judicial Cen-  
18 ter, as authorized by Public Law 90-219, \$24,187,000;  
19 of which \$1,800,000 shall remain available through Sep-  
20 tember 30, 2009, to provide education and training to  
21 Federal court personnel; and of which not to exceed  
22 \$1,500 is authorized for official reception and representa-  
23 tion expenses.

## 1 JUDICIAL RETIREMENT FUNDS

## 2 PAYMENT TO JUDICIARY TRUST FUNDS

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

## 9 UNITED STATES SENTENCING COMMISSION

## 10 SALARIES AND EXPENSES

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

## 15 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

## 16 (INCLUDING TRANSFER OF FUNDS)

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

20 SEC. 302. Not to exceed 5 percent of any appropria-  
21 tion made available for the current fiscal year for the Judi-  
22 ciary in this Act may be transferred between such appropria-  
23 tions, but no such appropriation, except "Courts of  
24 Appeals, District Courts, and Other Judicial Services, De-  
25 fender Services" and "Courts of Appeals, District Courts,

1 and Other Judicial Services, Fees of Jurors and Commis-  
2 sioners”, shall be increased by more than 10 percent by  
3 any such transfers: *Provided*, That any transfer pursuant  
4 to this section shall be treated as a reprogramming of  
5 funds under sections 605 and 610 of this Act and shall  
6 not be available for obligation or expenditure except in  
7 compliance with the procedures set forth in that section.

8 SEC. 303. Notwithstanding any other provision of  
9 law, the salaries and expenses appropriation for “Courts  
10 of Appeals, District Courts, and Other Judicial Services”  
11 shall be available for official reception and representation  
12 expenses of the Judicial Conference of the United States:  
13 *Provided*, That such available funds shall not exceed  
14 \$11,000 and shall be administered by the Director of the  
15 Administrative Office of the United States Courts in the  
16 capacity as Secretary of the Judicial Conference.

17 SEC. 304. Within 90 days after the date of the enact-  
18 ment of this Act, the Administrative Office of the U.S.  
19 Courts shall submit to the Committees on Appropriations  
20 a comprehensive financial plan for the Judiciary allocating  
21 all sources of available funds including appropriations, fee  
22 collections, and carryover balances, to include a separate  
23 and detailed plan for the Judiciary Information Tech-  
24 nology fund.



1       SEC. 305. Pursuant to section 140 of Public Law 97–  
2 92, and from funds appropriated in this Act, Justices and  
3 judges of the United States are authorized during fiscal  
4 year 2008, to receive a salary adjustment in accordance  
5 with 28 U.S.C. 461.

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

9       SEC. 307. In accordance with 28 U.S.C. 561–569,  
10 and notwithstanding any other provision of law, the  
11 United States Marshals Service shall provide, for such  
12 courthouses as its Director may designate in consultation  
13 with the Director of the Administrative Office of the  
14 United States Courts, for purposes of a pilot program, the  
15 security services that 40 U.S.C. 1315 authorizes the De-  
16 partment of Homeland Security to provide, except for the  
17 services specified in 40 U.S.C. 1315(b)(2)(E). For build-  
18 ing-specific security services at these courthouses, the Di-  
19 rector of the Administrative Office of the United States  
20 Courts shall reimburse the United States Marshals Service  
21 rather than the Department of Homeland Security.

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



1 institutions of higher education: *Provided further*, That the  
2 awarding of such funds may be prioritized on the basis  
3 of a resident's academic merit, the income and need of  
4 eligible students and such other factors as may be author-  
5 ized: *Provided further*, That the District of Columbia gov-  
6 ernment shall maintain a dedicated account for the Resi-  
7 dent Tuition Support Program that shall consist of the  
8 Federal funds appropriated to the Program in this Act  
9 and any subsequent appropriations, any unobligated bal-  
10 ances from prior fiscal years, and any interest earned in  
11 this or any fiscal year: *Provided further*, That the account  
12 shall be under the control of the District of Columbia  
13 Chief Financial Officer, who shall use those funds solely  
14 for the purposes of carrying out the Resident Tuition Sup-  
15 port Program: *Provided further*, That the Office of the  
16 Chief Financial Officer shall provide a quarterly financial  
17 report to the Committees on Appropriations of the House  
18 of Representatives and Senate for these funds showing,  
19 by object class, the expenditures made and the purpose  
20 therefor.

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

23 For necessary expenses, as determined by the Mayor  
24 of the District of Columbia in written consultation with  
25 the elected county or city officials of surrounding jurisdic-  
26 tions, \$3,352,000, to remain available until expended; of

1 which \$3,000,000 is to reimburse the District of Columbia  
2 for the costs of providing public safety at events related  
3 to the presence of the national capital in the District of  
4 Columbia and for the costs of providing support to re-  
5 spond to immediate and specific terrorist threats or at-  
6 tacks in the District of Columbia or surrounding jurisdic-  
7 tions; and \$352,000 is for the District of Columbia Na-  
8 tional Guard retention and college access program: *Pro-*  
9 *vided*, That any amount provided under this heading shall  
10 be available only after such amount has been apportioned  
11 pursuant to chapter 15 of title 31, United States Code.

12 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

13 COURTS

14 For salaries and expenses for the District of Colum-  
15 bia Courts, \$223,920,000 to be allocated as follows: for  
16 the District of Columbia Court of Appeals, \$10,800,000,  
17 of which not to exceed \$1,500 is for official reception and  
18 representation expenses; for the District of Columbia Su-  
19 perior Court, \$98,359,000, of which not to exceed \$1,500  
20 is for official reception and representation expenses; for  
21 the District of Columbia Court System, \$52,170,000, of  
22 which not to exceed \$1,500 is for official reception and  
23 representation expenses; and \$62,591,000, to remain  
24 available until September 30, 2009, for capital improve-  
25 ments for District of Columbia courthouse facilities, in-  
26 cluding structural improvements to the District of Colum-

1 bia cell block at the Moultrie Courthouse: *Provided*, That  
2 notwithstanding any other provision of law, a single con-  
3 tract or related contracts for development and construc-  
4 tion of facilities may be employed which collectively include  
5 the full scope of the project: *Provided further*, That the  
6 solicitation and contract shall contain the clause “avail-  
7 ability of Funds” found at 48 CFR 52.232-18: *Provided*  
8 *further*, That funds made available for capital improve-  
9 ments shall be expended consistent with the General Serv-  
10 ices Administration (GSA) master plan study and building  
11 evaluation report: *Provided further*, That notwithstanding  
12 any other provision of law, all amounts under this heading  
13 shall be apportioned quarterly by the Office of Manage-  
14 ment and Budget and obligated and expended in the same  
15 manner as funds appropriated for salaries and expenses  
16 of other Federal agencies, with payroll and financial serv-  
17 ices to be provided on a contractual basis with the GSA,  
18 and such services shall include the preparation of monthly  
19 financial reports, copies of which shall be submitted di-  
20 rectly by GSA to the President and to the Committees  
21 on Appropriations of the House of Representatives and  
22 Senate, the Committee on Oversight and Government Re-  
23 form of the House of Representatives, and the Committee  
24 on Homeland Security and Governmental Affairs of the  
25 Senate: *Provided further*, That 30 days after providing

1 written notice to the Committees on Appropriations of the  
2 House of Representatives and Senate, the District of Co-  
3 lumbia Courts may reallocate not more than \$1,000,000  
4 of the funds provided under this heading among the items  
5 and entities funded under this heading for operations, and  
6 not more than 4 percent of the funds provided under this  
7 heading for facilities.

8 DEFENDER SERVICES IN DISTRICT OF COLUMBIA COURTS

9 For payments authorized under section 11-2604 and  
10 section 11-2605, D.C. Official Code (relating to represen-  
11 tation provided under the District of Columbia Criminal  
12 Justice Act), payments for counsel appointed in pro-  
13 ceedings in the Family Court of the Superior Court of the  
14 District of Columbia under chapter 23 of title 16, D.C.  
15 Official Code, or pursuant to contractual agreements to  
16 provide guardian ad litem representation, training, tech-  
17 nical assistance and such other services as are necessary  
18 to improve the quality of guardian ad litem representation,  
19 payments for counsel appointed in adoption proceedings  
20 under chapter 3 of title 16, D.C. Code, and payments for  
21 counsel authorized under section 21-2060, D.C. Official  
22 Code (relating to representation provided under the Dis-  
23 trict of Columbia Guardianship, Protective Proceedings,  
24 and Durable Power of Attorney Act of 1986),  
25 \$47,975,000, to remain available until expended: *Pro-*  
26 *vided*, That the funds provided in this Act under the head-

1 ing "Federal Payment to the District of Columbia Courts"  
2 (other than the \$62,591,000 provided under such heading  
3 for capital improvements for District of Columbia court-  
4 house facilities) may also be used for payments under this  
5 heading: *Provided further*, That in addition to the funds  
6 provided under this heading, the Joint Committee on Ju-  
7 dicial Administration in the District of Columbia may use  
8 funds provided in this Act under the heading "Federal  
9 Payment to the District of Columbia Courts" (other than  
10 the \$62,591,000 provided under such heading for capital  
11 improvements for District of Columbia courthouse facili-  
12 ties), to make payments described under this heading for  
13 obligations incurred during any fiscal year: *Provided fur-*  
14 *ther*, That funds provided under this heading shall be ad-  
15 ministered by the Joint Committee on Judicial Adminis-  
16 tration in the District of Columbia: *Provided further*, That  
17 notwithstanding any other provision of law, this appro-  
18 priation shall be apportioned quarterly by the Office of  
19 Management and Budget and obligated and expended in  
20 the same manner as funds appropriated for expenses of  
21 other Federal agencies, with payroll and financial services  
22 to be provided on a contractual basis with the General  
23 Services Administration (GSA), and such services shall in-  
24 clude the preparation of monthly financial reports, copies  
25 of which shall be submitted directly by GSA to the Presi-

1 dent and to the Committees on Appropriations of the  
2 House of Representatives and Senate, the Committee on  
3 Oversight and Government Reform of the House of Rep-  
4 resentatives, and the Committee on Homeland Security  
5 and Governmental Affairs of the Senate.

6 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-  
7 FENDER SUPERVISION AGENCY FOR THE DISTRICT  
8 OF COLUMBIA

9 For salaries and expenses, including the transfer and  
10 hire of motor vehicles, of the Court Services and Offender  
11 Supervision Agency for the District of Columbia, as au-  
12 thorized by the National Capital Revitalization and Self-  
13 Government Improvement Act of 1997, \$190,343,000, of  
14 which not to exceed \$2,000 is for official receptions and  
15 representation expenses related to Community Supervision  
16 and Pretrial Services Agency programs; of which not to  
17 exceed \$25,000 is for dues and assessments relating to  
18 the implementation of the Court Services and Offender  
19 Supervision Agency Interstate Supervision Act of 2002;  
20 of which not to exceed \$400,000 for the Community Su-  
21 pervision Program and \$160,000 for the Pretrial Services  
22 Program, both to remain available until September 30,  
23 2009, are for information technology infrastructure en-  
24 hancement acquisitions; of which \$140,499,000 shall be  
25 for necessary expenses of Community Supervision and Sex  
26 Offender Registration, to include expenses relating to the



1 supervision of adults subject to protection orders or the  
2 provision of services for or related to such persons; of  
3 which \$49,894,000 shall be available to the Pretrial Serv-  
4 ices Agency: *Provided*, That notwithstanding any other  
5 provision of law, all amounts under this heading shall be  
6 apportioned quarterly by the Office of Management and  
7 Budget and obligated and expended in the same manner  
8 as funds appropriated for salaries and expenses of other  
9 Federal agencies: *Provided further*, That not less than  
10 \$1,000,000 shall be available for re-entrant housing in the  
11 District of Columbia: *Provided further*, That the Director  
12 is authorized to accept and use gifts in the form of in-  
13 kind contributions of space and hospitality to support of-  
14 fender and defendant programs, and equipment and voca-  
15 tional training services to educate and train offenders and  
16 defendants: *Provided further*, That the Director shall keep  
17 accurate and detailed records of the acceptance and use  
18 of any gift or donation under the previous proviso, and  
19 shall make such records available for audit and public in-  
20 spection: *Provided further*, That the Court Services and  
21 Offender Supervision Agency Director is authorized to ac-  
22 cept and use reimbursement from the District of Columbia  
23 Government for space and services provided on a cost re-  
24 imburseable basis.

## 1 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

## 2 PUBLIC DEFENDER SERVICE

3 For salaries and expenses, including the transfer and  
4 hire of motor vehicles, of the District of Columbia Public  
5 Defender Service, as authorized by the National Capital  
6 Revitalization and Self-Government Improvement Act of  
7 1997, \$32,710,000: *Provided*, That notwithstanding any  
8 other provision of law, all amounts under this heading  
9 shall be apportioned quarterly by the Office of Manage-  
10 ment and Budget and obligated and expended in the same  
11 manner as funds appropriated for salaries and expenses  
12 of Federal agencies.

## 13 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

## 14 WATER AND SEWER AUTHORITY

15 For a Federal payment to the District of Columbia  
16 Water and Sewer Authority, \$8,000,000, to remain avail-  
17 able until expended, to continue implementation of the  
18 Combined Sewer Overflow Long-Term Plan: *Provided*,  
19 That the District of Columbia Water and Sewer Authority  
20 provides a match of \$6,000,000 and the District of Colum-  
21 bia provides a match of \$2,000,000 in local funds for this  
22 payment.

## 23 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE

## 24 COORDINATING COUNCIL

25 For a Federal payment to the Criminal Justice Co-  
26 ordinating Council, \$1,300,000, to remain available until

1 expended, to support initiatives related to the coordination  
2 of Federal and local criminal justice resources in the Dis-  
3 trict of Columbia.

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

6 For a Federal payment to the Office of the Chief Fi-  
7 nancial Officer of the District of Columbia, \$5,453,000:  
8 *Provided*, That each entity that receives funding under  
9 this heading shall submit to the Office of the Chief Finan-  
10 cial Officer of the District of Columbia (CFO) a report  
11 on the activities to be carried out with such funds no later  
12 than March 15, 2008, and the CFO shall submit a com-  
13 prehensive report to the Committees on Appropriations of  
14 the House of Representatives and the Senate no later than  
15 June 1, 2008.

16 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

17 For a Federal payment for a school improvement pro-  
18 gram in the District of Columbia, \$40,800,000, to be allo-  
19 cated as follows: for the District of Columbia Public  
20 Schools, \$13,000,000 to improve public school education  
21 in the District of Columbia; for the State Education Of-  
22 fice, \$13,000,000 to expand quality public charter schools  
23 in the District of Columbia, to remain available until ex-  
24 pended; for the Secretary of the Department of Education,  
25 \$14,800,000 to provide opportunity scholarships for stu-  
26 dents in the District of Columbia in accordance with divi-

1 sion C, title III of the District of Columbia Appropriations  
2 Act, 2004 (Public Law 108-199; 118 Stat. 126), of which  
3 up to \$1,800,000 may be used to administer and fund as-  
4 sessments.

5 FEDERAL PAYMENT FOR CONSOLIDATED LABORATORY  
6 FACILITY

7 For a Federal payment to the District of Columbia,  
8 \$5,000,000, to remain available until September 30, 2009,  
9 for costs associated with the construction of a consolidated  
10 bioterrorism and forensics laboratory: *Provided*, That the  
11 District of Columbia provides a 100 percent match for this  
12 payment.

13 FEDERAL PAYMENT FOR CENTRAL LIBRARY AND BRANCH  
14 LOCATIONS

15 For a Federal payment to the District of Columbia,  
16 \$9,000,000, to remain available until expended, for the  
17 Federal contribution for costs associated with the renova-  
18 tion and rehabilitation of District libraries.

19 FEDERAL PAYMENT TO REIMBURSE THE FEDERAL  
20 BUREAU OF INVESTIGATION

21 For a Federal payment to the District of Columbia,  
22 \$4,000,000, to remain available until September 30, 2010,  
23 for reimbursement to the Federal Bureau of Investigation  
24 for additional laboratory services.

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

3 For a Federal payment to the Executive Office of the  
4 Mayor of the District of Columbia, \$5,000,000: *Provided*,  
5 That these funds shall be available to support the Dis-  
6 trict's efforts to enhance the public education system, to  
7 improve environmental quality, to expand pediatric  
8 healthcare services and for historic preservation: *Provided*  
9 *further*, That no funds shall be expended until the Mayor  
10 of the District of Columbia submits a detailed expenditure  
11 plan, including performance measures, to the Committees  
12 on Appropriations of the House of Representatives and the  
13 Senate: *Provided further*, That the District submit a pre-  
14 liminary progress report on activities no later than June  
15 1, 2008, and a final report including a detailed description  
16 of outcomes achieved no later than November 1, 2009.

17 DISTRICT OF COLUMBIA FUNDS

18 The following amounts are appropriated for the Dis-  
19 trict of Columbia for the current fiscal year out of the  
20 general fund of the District of Columbia, except as other-  
21 wise specifically provided: *Provided*, That notwithstanding  
22 any other provision of law, except as provided in section  
23 450A of the District of Columbia Home Rule Act, ap-  
24 proved November 2, 2000 (114 Stat. 2440; D.C. Official  
25 Code, section 1-204.50a) and provisions of this Act: The

1 total amount appropriated in this Act for operating ex-  
2 penses for the District of Columbia for fiscal year 2008  
3 under this heading shall not exceed the lesser of the sum  
4 of the total revenues of the District of Columbia for such  
5 fiscal year or \$9,773,775,000 (of which \$6,111,623,000  
6 (including \$348,929,000 from dedicated taxes) shall be  
7 from local funds, \$2,015,854,000 shall be from Federal  
8 grant funds, \$1,637,736,000 shall be from other funds,  
9 and \$8,562,000 shall be from private funds), in addition,  
10 \$114,905,000 from funds previously appropriated in this  
11 Act as Federal payments: *Provided further*, That of the  
12 local funds, \$339,989,000 shall be derived from the Dis-  
13 trict's general fund balance: *Provided further*, That of  
14 these funds the District's intradistrict authority shall be  
15 \$648,290,000: in addition for capital construction projects  
16 there is appropriated an increase of \$1,607,703,000, of  
17 which \$1,042,712,000 shall be from local funds,  
18 \$38,523,000 from the District of Columbia Highway  
19 Trust Fund, \$73,260,000 from the Local Street Mainte-  
20 nance fund, \$75,000,000 from revenue bonds,  
21 \$150,000,000 from financing for construction of a consoli-  
22 dated laboratory facility, \$42,200,000 for construction of  
23 a baseball stadium, \$186,008,000 from Federal grant  
24 funds, and a rescission of \$212,696,000 from local funds  
25 appropriated under this heading in prior fiscal years, for

1 a net amount of \$1,395,007,000, to remain available until  
2 expended: *Provided further*, That the amounts provided  
3 under this heading are to be subject to the provisions of  
4 and allocated and expended as proposed under “Title  
5 III—District of Columbia Funds Summary of Expenses”  
6 of the Fiscal Year 2008 Proposed Budget and Financial  
7 Plan submitted to the Congress of the United States by  
8 the District of Columbia on June 7, 2007 as amended on  
9 June 29, 2007 and such title is hereby incorporated by  
10 reference as though set forth fully herein: *Provided fur-*  
11 *ther*, That this amount may be increased by proceeds of  
12 one-time transactions, which are expended for emergency  
13 or unanticipated operating or capital needs: *Provided fur-*  
14 *ther*, That such increases shall be approved by enactment  
15 of local District law and shall comply with all reserve re-  
16 quirements contained in the District of Columbia Home  
17 Rule Act approved December 24, 1973 (87 Stat. 777;  
18 D.C. Official Code § 1–201.01 et seq.), as amended by this  
19 Act: *Provided further*, That the Chief Financial Officer of  
20 the District of Columbia shall take such steps as are nec-  
21 essary to assure that the District of Columbia meets these  
22 requirements, including the apportioning by the Chief Fi-  
23 nancial Officer of the appropriations and funds made  
24 available to the District during fiscal year 2008, except  
25 that the Chief Financial Officer may not reprogram for

1 operating expenses any funds derived from bonds, notes,  
2 or other obligations issued for capital projects.

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

5

## TITLE V

6

## INDEPENDENT AGENCIES

7

## CONSUMER PRODUCT SAFETY COMMISSION

8

## SALARIES AND EXPENSES

9 For necessary expenses of the Consumer Product  
10 Safety Commission, including hire of passenger motor ve-  
11 hicles, services as authorized by 5 U.S.C. 3109, but at  
12 rates for individuals not to exceed the per diem rate equiv-  
13 alent to the maximum rate payable under 5 U.S.C. 5376,  
14 purchase of nominal awards to recognize non-Federal offi-  
15 cials' contributions to Commission activities, and not to  
16 exceed \$1,000 for official reception and representation ex-  
17 penses, \$80,000,000.

18

## ELECTION ASSISTANCE COMMISSION

19

## SALARIES AND EXPENSES

20

## (INCLUDING TRANSFER OF FUNDS)

21

22 For necessary expenses to carry out the Help Amer-  
23 ica Vote Act of 2002, \$16,530,000, of which \$3,250,000  
24 shall be transferred to the National Institute of Standards  
25 and Technology for election reform activities authorized  
26 under the Help America Vote Act of 2002: *Provided*, That  
\$200,000 shall be for a competitive grant program to sup-



1 port community involvement in student and parent mock  
2 elections.

3 ELECTION REFORM PROGRAMS

4 For necessary expenses to carry out programs under  
5 the Help America Vote Act of 2002 (Public Law 107-  
6 252), \$115,000,000 which shall be available for require-  
7 ments payments under part 1 of subtitle D of title II of  
8 such Act.

9 ELECTION DATA COLLECTION GRANTS

10 For necessary expenses to carry out an election data  
11 collection grants program under section 501 of this Act,  
12 \$10,000,000, which shall remain available until expended.

13 ADMINISTRATIVE PROVISION—ELECTION ASSISTANCE

14 COMMISSION

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

1 (b) ELIGIBILITY.—A State is eligible to receive a  
2 grant under the program if it submits to the Commission,  
3 at such time and in such form as the Commission may  
4 require, an application containing the following informa-  
5 tion and assurances:

6 (1) A plan for the use of the funds provided by  
7 the grant which will expand and improve the collec-  
8 tion of the election data described in subsection (a)  
9 at the precinct level and will provide for the collec-  
10 tion of such data in a common electronic format (as  
11 determined by the Commission).

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

15 (3) An assurance that the State will provide the  
16 Commission with such information as the Commis-  
17 sion may require to prepare and submit the report  
18 described in subsection (d).

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

21 (c) TIMING OF GRANTS; AVAILABILITY.—

22 (1) TIMING.—The Commission shall award  
23 grants under the program to eligible States not later  
24 than 60 days after the date on which the Commis-  
25 sion establishes the program.

1           (2) AVAILABILITY OF FUNDS.—Amounts pro-  
2       vided by a grant under the program shall remain  
3       available without fiscal year limitation until ex-  
4       pended.

5       (d) REPORT TO CONGRESS.—

6           (1) REPORT.—Not later than June 30, 2009,  
7       the Commission, in consultation with the States re-  
8       ceiving grants under the program and the Election  
9       Assistance Commission Board of Advisors, shall sub-  
10      mit a report to Congress on the impact of the pro-  
11      gram on the collection of the election data described  
12      in subsection (a).

13          (2) RECOMMENDATIONS.—The Commission  
14      shall include in the report submitted under para-  
15      graph (1) such recommendations as the Commission  
16      considers appropriate to improve the collection of  
17      data relating to regularly scheduled general elections  
18      for Federal office in all States, including rec-  
19      ommendations for changes in Federal law or regula-  
20      tions and the Commission's estimate of the amount  
21      of funding necessary to carry out such changes.

22                   FEDERAL COMMUNICATIONS COMMISSION

23                           SALARIES AND EXPENSES

24                                   (INCLUDING TRANSFER OF FUNDS)

25           For necessary expenses of the Federal Communica-  
26      tions Commission, as authorized by law, including uni-

1 forms and allowances therefor, as authorized by 5 U.S.C.  
2 5901–5902; not to exceed \$4,000 for official reception and  
3 representation expenses; purchase and hire of motor vehi-  
4 cles; special counsel fees; and services as authorized by  
5 5 U.S.C. 3109, \$313,000,000: *Provided*, That  
6 \$312,000,000 of offsetting collections shall be assessed  
7 and collected pursuant to section 9 of title I of the Com-  
8 munications Act of 1934, shall be retained and used for  
9 necessary expenses in this appropriation, and shall remain  
10 available until expended: *Provided further*, That the sum  
11 herein appropriated shall be reduced as such offsetting  
12 collections are received during fiscal year 2008 so as to  
13 result in a final fiscal year 2008 appropriation estimated  
14 at \$1,000,000: *Provided further*, That any offsetting col-  
15 lections received in excess of \$312,000,000 in fiscal year  
16 2008 shall not be available for obligation: *Provided further*,  
17 That remaining offsetting collections from prior years col-  
18 lected in excess of the amount specified for collection in  
19 each such year and otherwise becoming available on Octo-  
20 ber 1, 2007, shall not be available for obligation: *Provided*  
21 *further*, That notwithstanding 47 U.S.C. 309(j)(8)(B),  
22 proceeds from the use of a competitive bidding system that  
23 may be retained and made available for obligation shall  
24 not exceed \$85,000,000 for fiscal year 2008: *Provided fur-*  
25 *ther*, That, in addition, not to exceed \$21,480,000 may

1 be transferred from the Universal Service Fund in fiscal  
2 year 2008 to remain available until expended, to monitor  
3 the Universal Service Fund program to prevent and rem-  
4 edy waste, fraud and abuse, and to conduct audits and  
5 investigations by the Office of Inspector General.

6 ADMINISTRATIVE PROVISIONS—FEDERAL

7 COMMUNICATIONS COMMISSION

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

12 SEC. 511. None of the funds appropriated by this Act  
13 may be used by the Federal Communications Commission  
14 to modify, amend, or change its rules or regulations for  
15 universal service support payments to implement the Feb-  
16 ruary 27, 2004 recommendations of the Federal-State  
17 Joint Board on Universal Service regarding single connec-  
18 tion or primary line restrictions on universal service sup-  
19 port payments.

20 FEDERAL DEPOSIT INSURANCE CORPORATION

21 OFFICE OF INSPECTOR GENERAL

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

## 1                   FEDERAL ELECTION COMMISSION

## 2                   SALARIES AND EXPENSES

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

## 9                   FEDERAL LABOR RELATIONS AUTHORITY

## 10                  SALARIES AND EXPENSES

11          For necessary expenses to carry out functions of the  
12 Federal Labor Relations Authority, pursuant to Reorga-  
13 nization Plan Numbered 2 of 1978, and the Civil Service  
14 Reform Act of 1978, including services authorized by 5  
15 U.S.C. 3109, and including hire of experts and consult-  
16 ants, hire of passenger motor vehicles, and rental of con-  
17 ference rooms in the District of Columbia and elsewhere,  
18 \$23,641,000: *Provided*, That public members of the Fed-  
19 eral Service Impasses Panel may be paid travel expenses  
20 and per diem in lieu of subsistence as authorized by law  
21 (5 U.S.C. 5703) for persons employed intermittently in  
22 the Government service, and compensation as authorized  
23 by 5 U.S.C. 3109: *Provided further*, That notwithstanding  
24 31 U.S.C. 3302, funds received from fees charged to non-  
25 Federal participants at labor-management relations con-

1 ferences shall be credited to and merged with this account,  
2 to be available without further appropriation for the costs  
3 of carrying out these conferences.

4 FEDERAL TRADE COMMISSION

5 SALARIES AND EXPENSES

6 For necessary expenses of the Federal Trade Com-  
7 mission, including uniforms or allowances therefor, as au-  
8 thorized by 5 U.S.C. 5901-5902; services as authorized  
9 by 5 U.S.C. 3109; hire of passenger motor vehicles; and  
10 not to exceed \$2,000 for official reception and representa-  
11 tion expenses, \$243,864,000, to remain available until ex-  
12 pended: *Provided*, That not to exceed \$300,000 shall be  
13 available for use to contract with a person or persons for  
14 collection services in accordance with the terms of 31  
15 U.S.C. 3718: *Provided further*, That, notwithstanding any  
16 other provision of law, not to exceed \$139,000,000 of off-  
17 setting collections derived from fees collected for  
18 premerger notification filings under the Hart-Scott-Ro-  
19 dino Antitrust Improvements Act of 1976 (15 U.S.C.  
20 18a), regardless of the year of collection, shall be retained  
21 and used for necessary expenses in this appropriation:  
22 *Provided further*, That, notwithstanding any other provi-  
23 sion of law, not to exceed \$23,000,000 in offsetting collec-  
24 tions derived from fees sufficient to implement and enforce  
25 the Telemarketing Sales Rule, promulgated under the

1 Telemarketing and Consumer Fraud and Abuse Preven-  
2 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this  
3 account, and be retained and used for necessary expenses  
4 in this appropriation: *Provided further*, That the sum here-  
5 in appropriated from the general fund shall be reduced  
6 as such offsetting collections are received during fiscal  
7 year 2008, so as to result in a final fiscal year 2008 appro-  
8 priation from the general fund estimated at not more than  
9 \$81,864,000: *Provided further*, That none of the funds  
10 made available to the Federal Trade Commission may be  
11 used to implement subsection (e)(2)(B) of section 43 of  
12 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

13 GENERAL SERVICES ADMINISTRATION

14 REAL PROPERTY ACTIVITIES

15 FEDERAL BUILDINGS FUND

16 LIMITATIONS ON AVAILABILITY OF REVENUE

17 For an additional amount to be deposited in the Fed-  
18 eral Buildings Fund, \$83,964,000. To carry out the pur-  
19 poses of the Fund established pursuant to section 210(f)  
20 of the Federal Property and Administrative Services Act  
21 of 1949, as amended (40 U.S.C. 592), the revenues and  
22 collections deposited into the Fund shall be available for  
23 necessary expenses of real property management and re-  
24 lated activities not otherwise provided for, including oper-  
25 ation, maintenance, and protection of federally owned and  
26 leased buildings; rental of buildings in the District of Co-



1 lumbia; restoration of leased premises; moving govern-  
2 mental agencies (including space adjustments and tele-  
3 communications relocation expenses) in connection with  
4 the assignment, allocation and transfer of space; contrac-  
5 tual services incident to cleaning or servicing buildings,  
6 and moving; repair and alteration of federally owned build-  
7 ings including grounds, approaches and appurtenances;  
8 care and safeguarding of sites; maintenance, preservation,  
9 demolition, and equipment; acquisition of buildings and  
10 sites by purchase, condemnation, or as otherwise author-  
11 ized by law; acquisition of options to purchase buildings  
12 and sites; conversion and extension of federally owned  
13 buildings; preliminary planning and design of projects by  
14 contract or otherwise; construction of new buildings (in-  
15 cluding equipment for such buildings); and payment of  
16 principal, interest, and any other obligations for public  
17 buildings acquired by installment purchase and purchase  
18 contract; in the aggregate amount of \$7,830,414,000, of  
19 which: (1)(A) \$306,448,000 shall remain available until  
20 expended for construction (including funds for sites and  
21 expenses and associated design and construction services)  
22 of additional projects at the following locations:

23                   New Construction:

24                   California:

1 San Ysidro, Land Port of Entry,

2 \$37,742,000.

3 Illinois:

4 Rockford, United States Courthouse,

5 \$58,792,000.

6 Maryland:

7 Montgomery County, Food and Drug

8 Administration Consolidation,

9 \$57,749,000.

10 Minnesota:

11 Warroad, Land Port of Entry,

12 \$43,628,000.

13 Missouri:

14 Jefferson City, United States Court-

15 house, \$66,000,000.

16 Vermont:

17 Derby Line, Land Port of Entry,

18 \$33,139,000.

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

20 and

21 (B) \$225,000,000 is designated as described in section 5

22 (in the matter preceding division A of this consolidated

23 Act) and shall remain available until expended for con-

24 struction (including funds for sites and expenses and asso-

1 ciated design and construction services) of additional  
2 projects at the following locations:

3 Arizona:

4 San Luis, Land Port of Entry I,  
5 \$7,053,000.

6 California:

7 San Ysidro, Land Port of Entry,  
8 \$161,437,000.

9 Maine:

10 Madawaska, Land Port of Entry,  
11 \$17,160,000.

12 New York:

13 Alexandria Bay, Land Port of Entry,  
14 \$11,676,000.

15 Texas:

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

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

20 *Provided*, That, notwithstanding any other provision of  
21 law, the Administrator of General Services is authorized  
22 to proceed with necessary site acquisition, design, and con-  
23 struction for the new courthouse project in Rockford, Illi-  
24 nois, listed in Public Law 109-115 and for which funds  
25 have been appropriated under this or any other Acts, with

1 the understanding that the total estimated cost of the  
2 project, exclusive of any permitted escalations, shall be  
3 \$100,225,000: *Provided further*, That each of the fore-  
4 going limits of costs on new construction projects may be  
5 exceeded to the extent that savings are effected in other  
6 such projects, but not to exceed 10 percent of the amounts  
7 included in an approved prospectus, if required, unless ad-  
8 vance approval is obtained from the Committees on Appro-  
9 priations of a greater amount: *Provided further*, That all  
10 funds for direct construction projects shall expire on Sep-  
11 tember 30, 2009 and remain in the Federal Buildings  
12 Fund except for funds for projects as to which funds for  
13 design or other funds have been obligated in whole or in  
14 part prior to such date; (2) \$722,161,000 shall remain  
15 available until expended for repairs and alterations, which  
16 includes associated design and construction services:

17           Repairs and Alterations:

18                   District of Columbia:

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

21                           Joint           Operations           Center,  
22                   \$12,800,000.

23                           Nebraska           Avenue           Complex,  
24                   \$27,673,000.

25                   Nevada:

1 Reno, C. Clifton Young Federal  
2 Building and Courthouse, \$12,793,000.

3 New York:

4 New York, Thurgood Marshall United  
5 States Courthouse, \$170,544,000.

6 West Virginia:

7 Martinsburg Internal Revenue Service  
8 Enterprise Computing Center,  
9 \$35,822,000.

10 Special Emphasis Programs:

11 Energy Program, \$15,000,000.

12 Design Program, \$7,372,000.

13 Basic Repairs and Alterations,  
14 \$318,953,000:

15 *Provided further*, That funds made available in this or any  
16 previous Act in the Federal Buildings Fund for Repairs  
17 and Alterations shall, for prospectus projects, be limited  
18 to the amount identified for each project, except each  
19 project in this or any previous Act may be increased by  
20 an amount not to exceed 10 percent unless advance ap-  
21 proval is obtained from the Committees on Appropriations  
22 of a greater amount: *Provided further*, That additional  
23 projects for which prospectuses have been fully approved  
24 may be funded under this category only if advance ap-  
25 proval is obtained from the Committees on Appropria-

1 tions: *Provided further*, That the amounts provided in this  
2 or any prior Act for “Repairs and Alterations” may be  
3 used to fund costs associated with implementing security  
4 improvements to buildings necessary to meet the minimum  
5 standards for security in accordance with current law and  
6 in compliance with the reprogramming guidelines of the  
7 appropriate Committees of the House and Senate: *Pro-*  
8 *vided further*, That the difference between the funds ap-  
9 propriated and expended on any projects in this or any  
10 prior Act, under the heading “Repairs and Alterations”,  
11 may be transferred to Basic Repairs and Alterations or  
12 used to fund authorized increases in prospectus projects:  
13 *Provided further*, That all funds for repairs and alterations  
14 prospectus projects shall expire on September 30, 2009  
15 and remain in the Federal Buildings Fund except funds  
16 for projects as to which funds for design or other funds  
17 have been obligated in whole or in part prior to such date:  
18 *Provided further*, That the amount provided in this or any  
19 prior Act for Basic Repairs and Alterations may be used  
20 to pay claims against the Government arising from any  
21 projects under the heading “Repairs and Alterations” or  
22 used to fund authorized increases in prospectus projects;  
23 (3) \$155,781,000 for installment acquisition payments,  
24 including payments on purchase contracts which shall re-  
25 main available until expended; (4) \$4,315,534,000 for

1 rental of space which shall remain available until ex-  
2 pended; and (5) \$2,105,490,000 for building operations  
3 which shall remain available until expended, of which up  
4 to \$500,000 may be used as Federal competitive contribu-  
5 tions to entities which coordinate long-term siting of Fed-  
6 eral building and employment in the National Capital Re-  
7 gion with State and local governments, the commercial  
8 sector and other major stakeholders in the region: *Pro-*  
9 *vided further*, That funds available to the General Services  
10 Administration shall not be available for expenses of any  
11 construction, repair, alteration and acquisition project for  
12 which a prospectus, if required by the Public Buildings  
13 Act of 1959, has not been approved, except that necessary  
14 funds may be expended for each project for required ex-  
15 penses for the development of a proposed prospectus: *Pro-*  
16 *vided further*, That funds available in the Federal Build-  
17 ings Fund may be expended for emergency repairs when  
18 advance approval is obtained from the Committees on Ap-  
19 propriations: *Provided further*, That amounts necessary to  
20 provide reimbursable special services to other agencies  
21 under section 210(f)(6) of the Federal Property and Ad-  
22 ministrative Services Act of 1949 (40 U.S.C. 592(b)(2))  
23 and amounts to provide such reimbursable fencing, light-  
24 ing, guard booths, and other facilities on private or other  
25 property not in Government ownership or control as may

1 be appropriate to enable the United States Secret Service  
2 to perform its protective functions pursuant to 18 U.S.C.  
3 3056, shall be available from such revenues and collec-  
4 tions: *Provided further*, That revenues and collections and  
5 any other sums accruing to this Fund during fiscal year  
6 2008, excluding reimbursements under section 210(f)(6)  
7 of the Federal Property and Administrative Services Act  
8 of 1949 (40 U.S.C. 592(b)(2)) in excess of the aggregate  
9 new obligational authority authorized for Real Property  
10 Activities of the Federal Buildings Fund in this Act shall  
11 remain in the Fund and shall not be available for expendi-  
12 ture except as authorized in appropriations Acts.

13 GENERAL ACTIVITIES

14 GOVERNMENT-WIDE POLICY

15 For expenses authorized by law, not otherwise pro-  
16 vided for, for Government-wide policy and evaluation ac-  
17 tivities associated with the management of real and per-  
18 sonal property assets and certain administrative services;  
19 Government-wide policy support responsibilities relating to  
20 acquisition, telecommunications, information technology  
21 management, and related technology activities; and serv-  
22 ices as authorized by 5 U.S.C. 3109; \$52,891,000.

23 OPERATING EXPENSES

24 For expenses authorized by law, not otherwise pro-  
25 vided for, for Government-wide activities associated with  
26 utilization and donation of surplus personal property; dis-



1 posal of real property; providing Internet access to Federal  
2 information and services; agency-wide policy direction and  
3 management, and Board of Contract Appeals; accounting,  
4 records management, and other support services incident  
5 to adjudication of Indian Tribal Claims by the United  
6 States Court of Federal Claims; services as authorized by  
7 5 U.S.C. 3109; and not to exceed \$7,500 for official recep-  
8 tion and representation expenses, \$85,870,000.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector  
11 General and service authorized by 5 U.S.C. 3109,  
12 \$48,382,000: *Provided*, That not to exceed \$15,000 shall  
13 be available for payment for information and detection of  
14 fraud against the Government, including payment for re-  
15 covery of stolen Government property: *Provided further*,  
16 That not to exceed \$2,500 shall be available for awards  
17 to employees of other Federal agencies and private citizens  
18 in recognition of efforts and initiatives resulting in en-  
19 hanced Office of Inspector General effectiveness.

20 ELECTRONIC GOVERNMENT FUND

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses in support of interagency  
23 projects that enable the Federal Government to expand  
24 its ability to conduct activities electronically, through the  
25 development and implementation of innovative uses of the  
26 Internet and other electronic methods, \$3,000,000, to re-

1 main available until expended: *Provided*, That these funds  
2 may be transferred to Federal agencies to carry out the  
3 purposes of the Fund: *Provided further*, That this transfer  
4 authority shall be in addition to any other transfer author-  
5 ity provided in this Act: *Provided further*, That such trans-  
6 fers may not be made until 10 days after a proposed  
7 spending plan and explanation for each project to be un-  
8 dertaken has been submitted to the Committees on Appro-  
9 priations.

10 ALLOWANCES AND OFFICE STAFF FOR FORMER

11 PRESIDENTS

12 (INCLUDING TRANSFER OF FUNDS)

13 For carrying out the provisions of the Act of August  
14 25, 1958 (3 U.S.C. 102 note), and Public Law 95-138,  
15 \$2,478,000: *Provided*, That the Administrator of General  
16 Services shall transfer to the Secretary of the Treasury  
17 such sums as may be necessary to carry out the provisions  
18 of such Acts.

19 FEDERAL CITIZEN INFORMATION CENTER FUND

20 For necessary expenses of the Federal Citizen Infor-  
21 mation Center, including services authorized by 5 U.S.C.  
22 3109, \$17,328,000, to be deposited into the Federal Cit-  
23 izen Information Center Fund: *Provided*, That the appro-  
24 priations, revenues, and collections deposited into the  
25 Fund shall be available for necessary expenses of Federal  
26 Citizen Information Center activities in the aggregate

1 amount not to exceed \$42,000,000. Appropriations, reve-  
2 nues, and collections accruing to this Fund during fiscal  
3 year 2008 in excess of such amount shall remain in the  
4 Fund and shall not be available for expenditure except as  
5 authorized in appropriations Acts.

6 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

7 ADMINISTRATION

8 (INCLUDING TRANSFERS OF FUNDS)

9 SEC. 520. The appropriate appropriation or fund  
10 available to the General Services Administration shall be  
11 credited with the cost of operation, protection, mainte-  
12 nance, upkeep, repair, and improvement, included as part  
13 of rentals received from Government corporations pursu-  
14 ant to law (40 U.S.C. 129).

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

18 SEC. 522. Funds in the Federal Buildings Fund  
19 made available for fiscal year 2008 for Federal Buildings  
20 Fund activities may be transferred between such activities  
21 only to the extent necessary to meet program require-  
22 ments: *Provided*, That any proposed transfers shall be ap-  
23 proved in advance by the Committees on Appropriations.

24 SEC. 523. Except as otherwise provided in this title,  
25 no funds made available by this Act shall be used to trans-  
26 mit a fiscal year 2009 request for United States Court-

1 house construction that: (1) does not meet the design  
2 guide standards for construction as established and ap-  
3 proved by the General Services Administration, the Judi-  
4 cial Conference of the United States, and the Office of  
5 Management and Budget; and (2) does not reflect the pri-  
6 orities of the Judicial Conference of the United States as  
7 set out in its approved 5-year construction plan: *Provided,*  
8 That the fiscal year 2009 request must be accompanied  
9 by a standardized courtroom utilization study of each fa-  
10 cility to be constructed, replaced, or expanded.

11       SEC. 524. None of the funds provided in this Act may  
12 be used to increase the amount of occupiable square feet,  
13 provide cleaning services, security enhancements, or any  
14 other service usually provided through the Federal Build-  
15 ings Fund, to any agency that does not pay the rate per  
16 square foot assessment for space and services as deter-  
17 mined by the General Services Administration in compli-  
18 ance with the Public Buildings Amendments Act of 1972  
19 (Public Law 92-313).

20       SEC. 525. From funds made available under the  
21 heading "Federal Buildings Fund, Limitations on Avail-  
22 ability of Revenue", claims against the Government of less  
23 than \$250,000 arising from direct construction projects  
24 and acquisition of buildings may be liquidated from sav-

1 ings effected in other construction projects with prior noti-  
2 fication to the Committees on Appropriations.

3       SEC. 526. No funds shall be used by the General  
4 Services Administration to reorganize its organizational  
5 structure without approval by the House and Senate Com-  
6 mittees on Appropriations through an operating plan  
7 change.

8       SEC. 527. In any case in which the Committee on  
9 Transportation and Infrastructure of the House of Rep-  
10 resentatives and the Committee on Environment and Pub-  
11 lic Works of the Senate adopt a resolution granting lease  
12 authority pursuant to a prospectus transmitted to Con-  
13 gress by the Administrator of General Services under sec-  
14 tion 3307 of title 40, United States Code, the Adminis-  
15 trator shall ensure that the delineated area of procurement  
16 is identical to the delineated area included in the pro-  
17 spectus for all lease agreements, except that, if the Admin-  
18 istrator determines that the delineated area of the pro-  
19 curement should not be identical to the delineated area  
20 included in the prospectus, the Administrator shall provide  
21 an explanatory statement to each of such committees and  
22 the House and Senate Committees on Appropriations  
23 prior to exercising any lease authority provided in the res-  
24 olution.

## 1                   MERIT SYSTEMS PROTECTION BOARD

## 2                                 SALARIES AND EXPENSES:

## 3                                 (INCLUDING TRANSFER OF FUNDS)

4           For necessary expenses to carry out functions of the  
5 Merit Systems Protection Board pursuant to Reorganiza-  
6 tion Plan Numbered 2 of 1978, the Civil Service Reform  
7 Act of 1978, and the Whistleblower Protection Act of  
8 1989 (5 U.S.C. 5509 note), including services as author-  
9 ized by 5 U.S.C. 3109, rental of conference rooms in the  
10 District of Columbia and elsewhere, hire of passenger  
11 motor vehicles, direct procurement of survey printing, and  
12 not to exceed \$2,000 for official reception and representa-  
13 tion expenses, \$37,507,000 together with not to exceed  
14 \$2,579,000 for administrative expenses to adjudicate re-  
15 tirement appeals to be transferred from the Civil Service  
16 Retirement and Disability Fund in amounts determined  
17 by the Merit Systems Protection Board.

## 18   MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN

## 19       NATIONAL ENVIRONMENTAL POLICY FOUNDATION

## 20   MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN

## 21       NATIONAL ENVIRONMENTAL POLICY TRUST FUND

## 22                                 (INCLUDING TRANSFER OF FUNDS)

23           For payment to the Morris K. Udall Scholarship and  
24 Excellence in National Environmental Policy Trust Fund,  
25 pursuant to the Morris K. Udall Scholarship and Excel-  
26 lence in National Environmental and Native American

1 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.),  
2 \$3,750,000, to remain available until expended, of which  
3 up to \$50,000 shall be used to conduct financial audits  
4 pursuant to the Accountability of Tax Dollars Act of 2002  
5 (Public Law 107-289) notwithstanding sections 8 and 9  
6 of Public Law 102-259: *Provided*, That up to 60 percent  
7 of such funds may be transferred by the Morris K. Udall  
8 Scholarship and Excellence in National Environmental  
9 Policy Foundation for the necessary expenses of the Na-  
10 tive Nations Institute.

11 ENVIRONMENTAL DISPUTE RESOLUTION FUND

12 For payment to the Environmental Dispute Resolu-  
13 tion Fund to carry out activities authorized in the Envi-  
14 ronmental Policy and Conflict Resolution Act of 1998,  
15 \$2,000,000, to remain available until expended.

16 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

17 OPERATING EXPENSES

18 For necessary expenses in connection with the admin-  
19 istration of the National Archives and Records Adminis-  
20 tration (including the Information Security Oversight Of-  
21 fice) and archived Federal records and related activities,  
22 as provided by law, and for expenses necessary for the re-  
23 view and declassification of documents and the activities  
24 of the Public Interest Declassification Board, and for the  
25 hire of passenger motor vehicles, and for uniforms or al-  
26 lowances therefor, as authorized by law (5 U.S.C. 5901

1 et seq.), including maintenance, repairs, and cleaning,  
2 \$315,000,000.

3 ELECTRONIC RECORDS ARCHIVES

4 For necessary expenses in connection with the devel-  
5 opment of the electronic records archives, to include all  
6 direct project costs associated with research, analysis, de-  
7 sign, development, and program management,  
8 \$58,028,000 of which \$38,315,000 shall remain available  
9 until September 30, 2009: *Provided*, That none of the  
10 multi-year funds may be obligated until the National Ar-  
11 chives and Records Administration submits to the Com-  
12 mittees on Appropriations, and such Committees approve,  
13 a plan for expenditure that: (1) meets the capital planning  
14 and investment control review requirements established by  
15 the Office of Management and Budget, including Circular  
16 A-11; (2) complies with the National Archives and  
17 Records Administration's enterprise architecture; (3) con-  
18 forms with the National Archives and Records Adminis-  
19 tration's enterprise life cycle methodology; (4) is approved  
20 by the National Archives and Records Administration and  
21 the Office of Management and Budget; (5) has been re-  
22 viewed by the Government Accountability Office; and (6)  
23 complies with the acquisition rules, requirements, guide-  
24 lines, and systems acquisition management practices of  
25 the Federal Government.



## 1 REPAIRS AND RESTORATION

2 For the repair, alteration, and improvement of ar-  
3 chives facilities, and to provide adequate storage for hold-  
4 ings, \$28,605,000, to remain available until expended:  
5 *Provided*, That the Archivist is authorized to construct an  
6 addition to the John F. Kennedy Presidential Library and  
7 Museum on land, adjacent to the existing Library and Mu-  
8 seum property, to be acquired from the Commonwealth of  
9 Massachusetts or the University of Massachusetts or some  
10 other governmental authority thereof; and of the funds  
11 provided, \$8,000,000 shall be used for acquiring the land  
12 for the Kennedy Library Addition, the first phase of con-  
13 struction, related services for building the addition to the  
14 Library, and other necessary expenses, including ren-  
15 ovating the Library as needed in constructing the addi-  
16 tion; \$750,000 to complete design work on the renovation  
17 of the Franklin D. Roosevelt Presidential Library and Mu-  
18 seum; \$7,432,000 to construct an addition to the Richard  
19 Nixon Presidential Library and Museum; and \$3,760,000  
20 is for the repair and restoration of the plaza that sur-  
21 rounds the Lyndon Baines Johnson Presidential Library  
22 and Museum that is under the joint control and custody  
23 of the University of Texas: *Provided further*, That such  
24 funds shall remain available until expended for this pur-  
25 pose and may be transferred directly to the University and

1 used, together with University funds, for the repair and  
2 restoration of the plaza: *Provided further*, That such funds  
3 shall be spent in accordance with the construction plan  
4 submitted to the Committees on Appropriations on March  
5 14, 2005: *Provided further*, That the Archivist shall be  
6 prohibited from entering into any agreement with the Uni-  
7 versity or any other party that requires additional funding  
8 commitments on behalf of the Federal Government for  
9 this project.

10 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

11 COMMISSION

12 GRANTS PROGRAM

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses for allocations and grants for  
15 historical publications and records as authorized by 44  
16 U.S.C. 2504, \$9,500,000, to remain available until ex-  
17 pended: *Provided*, That of the funds provided in this para-  
18 graph, \$2,000,000 shall be transferred to the operating  
19 expenses account of the National Archives and Records  
20 Administration for operating expenses of the National  
21 Historical Publications and Records Commission.

22 ADMINISTRATIVE PROVISION—NATIONAL ARCHIVES AND

23 RECORDS ADMINISTRATION

24 The National Archives and Records Administration  
25 shall include in its fiscal year 2009 budget justifications  
26 a comprehensive capital needs assessment for funding pro-

1 vided under the "Repairs and Restoration" appropriations  
2 account: *Provided*, That funds proposed under the "Re-  
3 pairs and Restoration" appropriations account for fiscal  
4 year 2009 shall be allocated to projects on a priority basis  
5 established under a comprehensive capital needs assess-  
6 ment.

7 NATIONAL CREDIT UNION ADMINISTRATION

8 CENTRAL LIQUIDITY FACILITY

9 During fiscal year 2008, gross obligations of the Cen-  
10 tral Liquidity Facility for the principal amount of new di-  
11 rect loans to member credit unions, as authorized by 12  
12 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*  
13 *vided*, That administrative expenses of the Central Liquid-  
14 ity Facility in fiscal year 2008 shall not exceed \$329,000.

15 COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

16 For the Community Development Revolving Loan  
17 Fund program as authorized by 42 U.S.C. 9812, 9822  
18 and 9910, \$975,000 shall be available until September 30,  
19 2009 for technical assistance to low-income designated  
20 credit unions.

21 OFFICE OF GOVERNMENT ETHICS

22 SALARIES AND EXPENSES

23 For necessary expenses to carry out functions of the  
24 Office of Government Ethics pursuant to the Ethics in  
25 Government Act of 1978, and the Ethics Reform Act of  
26 1989, including services as authorized by 5 U.S.C. 3109,

1 rental of conference rooms in the District of Columbia and  
2 elsewhere, hire of passenger motor vehicles, and not to ex-  
3 ceed \$1,500 for official reception and representation ex-  
4 penses, \$11,750,000.

5 OFFICE OF PERSONNEL MANAGEMENT

6 SALARIES AND EXPENSES

7 (INCLUDING TRANSFER OF TRUST FUNDS)

8 For necessary expenses to carry out functions of the  
9 Office of Personnel Management pursuant to Reorganiza-  
10 tion Plan Numbered 2 of 1978 and the Civil Service Re-  
11 form Act of 1978, including services as authorized by 5  
12 U.S.C. 3109; medical examinations performed for veterans  
13 by private physicians on a fee basis; rental of conference  
14 rooms in the District of Columbia and elsewhere; hire of  
15 passenger motor vehicles; not to exceed \$2,500 for official  
16 reception and representation expenses; advances for reim-  
17 bursements to applicable funds of the Office of Personnel  
18 Management and the Federal Bureau of Investigation for  
19 expenses incurred under Executive Order No. 10422 of  
20 January 9, 1953, as amended; and payment of per diem  
21 and/or subsistence allowances to employees where Voting  
22 Rights Act activities require an employee to remain over-  
23 night at his or her post of duty, \$101,765,000, of which  
24 \$5,991,000 shall remain available until expended for the  
25 Enterprise Human Resources Integration project;  
26 \$1,351,000 shall remain available until expended for the

1 Human Resources Line of Business project; \$340,000  
2 shall remain available until expended for the E-Payroll  
3 project; and \$170,000 shall remain available until ex-  
4 pended for the E-Training program; and in addition  
5 \$123,901,000 for administrative expenses, to be trans-  
6 ferred from the appropriate trust funds of the Office of  
7 Personnel Management without regard to other statutes,  
8 including direct procurement of printed materials, for the  
9 retirement and insurance programs, of which \$26,965,000  
10 shall remain available until expended for the cost of auto-  
11 mating the retirement recordkeeping systems: *Provided,*  
12 That the provisions of this appropriation shall not affect  
13 the authority to use applicable trust funds as provided by  
14 sections 8348(a)(1)(B), and 9004(f)(2)(A) of title 5,  
15 United States Code: *Provided further,* That no part of this  
16 appropriation shall be available for salaries and expenses  
17 of the Legal Examining Unit of the Office of Personnel  
18 Management established pursuant to Executive Order No.  
19 9358 of July 1, 1943, or any successor unit of like pur-  
20 pose: *Provided further,* That the President's Commission  
21 on White House Fellows, established by Executive Order  
22 No. 11183 of October 3, 1964, may, during fiscal year  
23 2008, accept donations of money, property, and personal  
24 services: *Provided further,* That such donations, including  
25 those from prior years, may be used for the development

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

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

8           For necessary expenses of the Office of Inspector  
9 General in carrying out the provisions of the Inspector  
10 General Act of 1978, including services as authorized by  
11 5 U.S.C. 3109, hire of passenger motor vehicles,  
12 \$1,519,000, and in addition, not to exceed \$17,081,000  
13 for administrative expenses to audit, investigate, and pro-  
14 vide other oversight of the Office of Personnel Manage-  
15 ment's retirement and insurance programs, to be trans-  
16 ferred from the appropriate trust funds of the Office of  
17 Personnel Management, as determined by the Inspector  
18 General: *Provided*, That the Inspector General is author-  
19 ized to rent conference rooms in the District of Columbia  
20 and elsewhere.

21                   GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES  
22                   HEALTH BENEFITS

23           For payment of Government contributions with re-  
24 spect to retired employees, as authorized by chapter 89  
25 of title 5, United States Code, and the Retired Federal

1 Employees Health Benefits Act (74 Stat. 849), such sums  
2 as may be necessary.

3 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE  
4 LIFE INSURANCE

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

9 PAYMENT TO CIVIL SERVICE RETIREMENT AND  
10 DISABILITY FUND

11 For financing the unfunded liability of new and in-  
12 creased annuity benefits becoming effective on or after Oc-  
13 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-  
14 nuities under special Acts to be credited to the Civil Serv-  
15 ice Retirement and Disability Fund, such sums as may  
16 be necessary: *Provided*, That annuities authorized by the  
17 Act of May 29, 1944, and the Act of August 19, 1950  
18 (33 U.S.C. 771-775), may hereafter be paid out of the  
19 Civil Service Retirement and Disability Fund.

20 OFFICE OF SPECIAL COUNSEL  
21 SALARIES AND EXPENSES

22 For necessary expenses to carry out functions of the  
23 Office of Special Counsel pursuant to Reorganization Plan  
24 Numbered 2 of 1978, the Civil Service Reform Act of  
25 1978 (Public Law 95-454), the Whistleblower Protection  
26 Act of 1989 (Public Law 101-12), Public Law 107-304,

1 and the Uniformed Services Employment and Reemploy-  
2 ment Act of 1994 (Public Law 103-353), including serv-  
3 ices as authorized by 5 U.S.C. 3109, payment of fees and  
4 expenses for witnesses, rental of conference rooms in the  
5 District of Columbia and elsewhere, and hire of passenger  
6 motor vehicles; \$17,468,000.

7           SECURITIES AND EXCHANGE COMMISSION

8                   SALARIES AND EXPENSES

9           For necessary expenses for the Securities and Ex-  
10 change Commission, including services as authorized by  
11 5 U.S.C. 3109, the rental of space (to include multiple  
12 year leases) in the District of Columbia and elsewhere, and  
13 not to exceed \$3,500 for official reception and representa-  
14 tion expenses, \$906,000,000, to remain available until ex-  
15 pended; of which not to exceed \$20,000 may be used to-  
16 ward funding a permanent secretariat for the Inter-  
17 national Organization of Securities Commissions; and of  
18 which not to exceed \$100,000 shall be available for ex-  
19 penses for consultations and meetings hosted by the Com-  
20 mission with foreign governmental and other regulatory  
21 officials, members of their delegations, appropriate rep-  
22 resentatives and staff to exchange views concerning devel-  
23 opments relating to securities matters, development and  
24 implementation of cooperation agreements concerning se-  
25 curities matters and provision of technical assistance for



1 the development of foreign securities markets, such ex-  
2 penses to include necessary logistic and administrative ex-  
3 penses and the expenses of Commission staff and foreign  
4 invitees in attendance at such consultations and meetings  
5 including: (1) such incidental expenses as meals taken in  
6 the course of such attendance; (2) any travel and trans-  
7 portation to or from such meetings; and (3) any other re-  
8 lated lodging or subsistence: *Provided*, That fees and  
9 charges authorized by sections 6(b) of the Securities Ex-  
10 change Act of 1933 (15 U.S.C. 77f(b)), and 13(e), 14(g)  
11 and 31 of the Securities Exchange Act of 1934 (15 U.S.C.  
12 78m(e), 78n(g), and 78ee), shall be credited to this ac-  
13 count as offsetting collections: *Provided further*, That not  
14 to exceed \$842,738,000 of such offsetting collections shall  
15 be available until expended for necessary expenses of this  
16 account: *Provided further*, That \$63,262,000 shall be de-  
17 rived from prior year unobligated balances from funds pre-  
18 viously appropriated to the Securities and Exchange Com-  
19 mission: *Provided further*, That the total amount appro-  
20 priated under this heading from the general fund for fiscal  
21 year 2008 shall be reduced as such offsetting fees are re-  
22 ceived so as to result in a final total fiscal year 2008 ap-  
23 propriation from the general fund estimated at not more  
24 than \$0.

## 1                   SELECTIVE SERVICE SYSTEM

## 2                   SALARIES AND EXPENSES

3           For necessary expenses of the Selective Service Sys-  
4 tem, including expenses of attendance at meetings and of  
5 training for uniformed personnel assigned to the Selective  
6 Service System, as authorized by 5 U.S.C. 4101–4118 for  
7 civilian employees; purchase of uniforms, or allowances  
8 therefor, as authorized by 5 U.S.C. 5901–5902; hire of  
9 passenger motor vehicles; services as authorized by 5  
10 U.S.C. 3109; and not to exceed \$750 for official reception  
11 and representation expenses; \$22,000,000: *Provided*, That  
12 during the current fiscal year, the President may exempt  
13 this appropriation from the provisions of 31 U.S.C. 1341,  
14 whenever the President deems such action to be necessary  
15 in the interest of national defense: *Provided further*, That  
16 none of the funds appropriated by this Act may be ex-  
17 pended for or in connection with the induction of any per-  
18 son into the Armed Forces of the United States.

## 19                   SMALL BUSINESS ADMINISTRATION

## 20                   SALARIES AND EXPENSES

21           For necessary expenses, not otherwise provided for,  
22 of the Small Business Administration as authorized by  
23 Public Law 108–447, including hire of passenger motor  
24 vehicles as authorized by 31 U.S.C. 1343 and 1344, and  
25 not to exceed \$3,500 for official reception and representa-

1 tion expenses, \$344,123,000: *Provided*, That the Adminis-  
2 trator is authorized to charge fees to cover the cost of pub-  
3 lications developed by the Small Business Administration,  
4 and certain loan program activities, including fees author-  
5 ized by section 5(b) of the Small Business Act: *Provided*  
6 *further*, That, notwithstanding 31 U.S.C. 3302, revenues  
7 received from all such activities shall be credited to this  
8 account, to remain available until expended, for carrying  
9 out these purposes without further appropriations: *Pro-*  
10 *vided further*, That \$97,120,000 shall be available to fund  
11 grants for performance in fiscal year 2008 or fiscal year  
12 2009 as authorized.

13 OFFICE OF INSPECTOR GENERAL

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

17 SURETY BOND GUARANTEES REVOLVING FUND

18 For additional capital for the Surety Bond Guar-  
19 tees Revolving Fund, authorized by the Small Business  
20 Investment Act of 1958, \$3,000,000, to remain available  
21 until expended.

22 BUSINESS LOANS PROGRAM ACCOUNT

23 (INCLUDING TRANSFERS OF FUNDS)

24 For the cost of direct loans, \$2,000,000, to remain  
25 available until expended: *Provided*, That such costs, in-  
26 cluding the cost of modifying such loans, shall be as de-

1 fined in section 502 of the Congressional Budget Act of  
2 1974: *Provided further*, That subject to section 502 of the  
3 Congressional Budget Act of 1974, during fiscal year  
4 2008 commitments to guarantee loans under section 503  
5 of the Small Business Investment Act of 1958 shall not  
6 exceed \$7,500,000,000: *Provided further*, That during fis-  
7 cal year 2008 commitments for general business loans au-  
8 thorized under section 7(a) of the Small Business Act,  
9 shall not exceed \$17,500,000,000: *Provided further*, That  
10 during fiscal year 2008 commitments to guarantee loans  
11 for debentures under section 303(b) of the Small Business  
12 Investment Act of 1958, shall not exceed \$3,000,000,000:  
13 *Provided further*, That during fiscal year 2008, guarantees  
14 of trust certificates authorized by section 5(g) of the Small  
15 Business Act shall not exceed a principal amount of  
16 \$12,000,000,000. In addition, for administrative expenses  
17 to carry out the direct and guaranteed loan programs,  
18 \$135,414,000, which may be transferred to and merged  
19 with the appropriations for Salaries and Expenses.

20 ADMINISTRATIVE PROVISIONS—SMALL BUSINESS

21 ADMINISTRATION

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 530. Not to exceed 5 percent of any appropria-  
24 tion made available for the current fiscal year for the  
25 Small Business Administration in this Act may be trans-

1 ferred between such appropriations, but no such appro-  
2 priation shall be increased by more than 10 percent by  
3 any such transfers: *Provided*, That any transfer pursuant  
4 to this paragraph shall be treated as a reprogramming of  
5 funds under section 610 of this Act and shall not be avail-  
6 able for obligation or expenditure except in compliance  
7 with the procedures set forth in that section.

8       SEC. 531. All disaster loans issued in Alaska or  
9 North Dakota shall be administered by the Small Business  
10 Administration and shall not be sold during fiscal year  
11 2008.

12       SEC. 532. (a) Funds made available under section  
13 613 of Public Law 109-108 (119 Stat. 2338) for Ne-  
14 vada's Commission on Economic Development shall be  
15 made available to the Nevada Center for Entrepreneurship  
16 and Technology (CET).

17       (b) Funds made available under section 613 of Public  
18 Law 109-108 for the Chattanooga Enterprise Center shall  
19 be made available to the University of Tennessee at Chat-  
20 tanooga.

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

24       SEC. 534. For an additional amount under the head-  
25 ing "Small Business Administration, Salaries and Ex-

1 penses", \$69,451,000, to remain available until September  
2 30, 2009, shall be for initiatives related to small business  
3 development and entrepreneurship, including pro-  
4 grammatic and construction activities: *Provided*, That  
5 amounts made available under this section shall be pro-  
6 vided in accordance with the terms and conditions as spec-  
7 ified in the explanatory statement described in section 4  
8 (in the matter preceding division A of this consolidated  
9 Act).

10 UNITED STATES POSTAL SERVICE

11 PAYMENT TO THE POSTAL SERVICE FUND

12 For payment to the Postal Service Fund for revenue  
13 forgone on free and reduced rate mail, pursuant to sub-  
14 sections (c) and (d) of section 2401 of title 39, United  
15 States Code, \$117,864,000, of which \$88,864,000 shall  
16 not be available for obligation until October 1, 2008: *Pro-*  
17 *vided*, That mail for overseas voting and mail for the blind  
18 shall continue to be free: *Provided further*, That 6-day de-  
19 livery and rural delivery of mail shall continue at not less  
20 than the 1983 level: *Provided further*, That none of the  
21 funds made available to the Postal Service by this Act  
22 shall be used to implement any rule, regulation, or policy  
23 of charging any officer or employee of any State or local  
24 child support enforcement agency, or any individual par-  
25 ticipating in a State or local program of child support en-

1   forcement, a fee for information requested or provided  
2   concerning an address of a postal customer: *Provided fur-*  
3   *ther*, That none of the funds provided in this Act shall  
4   be used to consolidate or close small rural and other small  
5   post offices in fiscal year 2008.

6                                   UNITED STATES TAX COURT

7                                   SALARIES AND EXPENSES

8           For necessary expenses, including contract reporting  
9   and other services as authorized by 5 U.S.C. 3109,  
10   \$45,326,000: *Provided*, That travel expenses of the judges  
11   shall be paid upon the written certificate of the judge.

12                                   TITLE VI

13                                   GENERAL PROVISIONS—THIS ACT

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

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

23           SEC. 603. None of the funds appropriated in this Act  
24   shall remain available for obligation beyond the current

1 fiscal year, nor may any be transferred to other appropria-  
2 tions, unless expressly so provided herein.

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

11       SEC. 605. None of the funds made available in this  
12 Act may be transferred to any department, agency, or in-  
13 strumentality of the United States Government, except  
14 pursuant to a transfer made by, or transfer authority pro-  
15 vided in, this Act or any other appropriations Act.

16       SEC. 606. 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 (19 U.S.C. 1307).

23       SEC. 607. No part of any appropriation contained in  
24 this Act shall be available to pay the salary for any person  
25 filling a position, other than a temporary position, for-



1 merly held by an employee who has left to enter the Armed  
2 Forces of the United States and has satisfactorily com-  
3 pleted his period of active military or naval service, and  
4 has within 90 days after his release from such service or  
5 from hospitalization continuing after discharge for a pe-  
6 riod of not more than 1 year, made application for restora-  
7 tion to his former position and has been certified by the  
8 Office of Personnel Management as still qualified to per-  
9 form the duties of his former position and has not been  
10 restored thereto.

11 SEC. 608. No funds appropriated pursuant to this  
12 Act may be expended by an entity unless the entity agrees  
13 that in expending the assistance the entity will comply  
14 with sections 2 through 4 of the Act of March 3, 1933  
15 (41 U.S.C. 10a-10c, popularly known as the "Buy Amer-  
16 ican Act").

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

21 SEC. 610. Except as otherwise provided in this Act,  
22 none of the funds provided in this Act, provided by pre-  
23 vious appropriations Acts to the agencies or entities fund-  
24 ed in this Act that remain available for obligation or ex-  
25 penditure in fiscal year 2008, or provided from any ac-

1 counts in the Treasury derived by the collection of fees  
2 and available to the agencies funded by this Act, shall be  
3 available for obligation or expenditure through a re-  
4 programming of funds that: (1) creates a new program;  
5 (2) eliminates a program, project, or activity; (3) increases  
6 funds or personnel for any program, project, or activity  
7 for which funds have been denied or restricted by the Con-  
8 gress; (4) proposes to use funds directed for a specific ac-  
9 tivity by either the House or Senate Committees on Ap-  
10 propriations for a different purpose; (5) augments existing  
11 programs, projects, or activities in excess of \$5,000,000  
12 or 10 percent, whichever is less; (6) reduces existing pro-  
13 grams, projects, or activities by \$5,000,000 or 10 percent,  
14 whichever is less; or (7) creates or reorganizes offices, pro-  
15 grams, or activities unless prior approval is received from  
16 the House and Senate Committees on Appropriations:  
17 *Provided*, That prior to any significant reorganization or  
18 restructuring of offices, programs, or activities, each agen-  
19 cy or entity funded in this Act shall consult with the Com-  
20 mittees on Appropriations of the House of Representatives  
21 and the Senate: *Provided further*, That not later than 60  
22 days after the date of enactment of this Act, each agency  
23 funded by this Act shall submit a report to the Commit-  
24 tees on Appropriations of the Senate and of the House  
25 of Representatives to establish the baseline for application

1 of reprogramming and transfer authorities for the current  
2 fiscal year: *Provided further*, That the report shall include:  
3 (1) a table for each appropriation with a separate column  
4 to display the President's budget request, adjustments  
5 made by Congress, adjustments due to enacted rescissions,  
6 if appropriate, and the fiscal year enacted level; (2) a de-  
7 lineation in the table for each appropriation both by object  
8 class and program, project, and activity as detailed in the  
9 budget appendix for the respective appropriation; and (3)  
10 an identification of items of special congressional interest:  
11 *Provided further*, That the amount appropriated or limited  
12 for salaries and expenses for an agency shall be reduced  
13 by \$100,000 per day for each day after the required date  
14 that the report has not been submitted to the Congress.  
15 SEC. 611. Except as otherwise specifically provided  
16 by law, not to exceed 50 percent of unobligated balances  
17 remaining available at the end of fiscal year 2008 from  
18 appropriations made available for salaries and expenses  
19 for fiscal year 2008 in this Act, shall remain available  
20 through September 30, 2009, for each such account for  
21 the purposes authorized: *Provided*, That a request shall  
22 be submitted to the Committees on Appropriations for ap-  
23 proval prior to the expenditure of such funds: *Provided*  
24 *further*, That these requests shall be made in compliance  
25 with reprogramming guidelines.

1       SEC. 612. 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—

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

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

12       SEC. 613. The cost accounting standards promul-  
13 gated under section 26 of the Office of Federal Procure-  
14 ment Policy Act (Public Law 93-400; 41 U.S.C. 422)  
15 shall not apply with respect to a contract under the Fed-  
16 eral Employees Health Benefits Program established  
17 under chapter 89 of title 5, United States Code.

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

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

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

10       SEC. 617. Notwithstanding any other provision of  
11 law, for fiscal years 2008 and 2009, neither the Board  
12 of Governors of the Federal Reserve System nor the Sec-  
13 retary of the Treasury may determine, by rule, regulation,  
14 order, or otherwise, for the purposes of section 4(K) of  
15 the Bank Holding Company Act of 1956, or section 5136A  
16 of the Revised Statutes of the United States, that real es-  
17 tate brokerage activity or real estate management activity  
18 (which for purposes of this paragraph shall be defined to  
19 mean "real estate brokerage" and "property manage-  
20 ment" respectively, as those terms were understood by the  
21 Federal Reserve Board prior to March 11, 2000) is an  
22 activity that is financial in nature, is incidental to any fi-  
23 nancial activity, or is complementary to a financial activ-  
24 ity. For purposes of this paragraph, "real estate brokerage  
25 activity" shall mean "real estate brokerage", and "real es-

1   tate management activity” shall mean “property manage-  
2   ment” as those terms were understood by the Federal Re-  
-3   serve Board prior to March 11, 2000.

4       SEC. 618. In order to promote Government access to  
5   commercial information technology, the restriction on pur-  
6   chasing nondomestic articles, materials, and supplies set  
7   forth in the Buy American Act (41 U.S.C. 10a et seq.),  
8   shall not apply to the acquisition by the Federal Govern-  
9   ment of information technology (as defined in section  
10  11101 of title 40, United States Code), that is a commer-  
11  cial item (as defined in section 4(12) of the Office of Fed-  
12  eral Procurement Policy Act (41 U.S.C. 403(12))).

13       SEC. 619. Notwithstanding section 10(b) of the  
14  Harry S Truman Memorial Scholarship Act (20 U.S.C.  
15  2009(b)), hereafter, at the request of the Board of Trust-  
16  ees of the Harry S Truman Scholarship Foundation, it  
17  shall be the duty of the Secretary of the Treasury to invest  
18  in full the amounts appropriated and contributed to the  
19  Harry S Truman Memorial Scholarship Trust Fund, as  
20  provided in such section. All requests of the Board of  
21  Trustees to the Secretary provided for in this section shall  
22  be binding on the Secretary.

23       SEC. 620. Notwithstanding section 1353 of title 31,  
24  United States Code, no officer or employee of any regu-  
25  latory agency or commission funded by this Act may ac-

1 cept on behalf of that agency, nor may such agency or  
2 commission accept, payment or reimbursement from a  
3 non-Federal entity for travel, subsistence, or related ex-  
4 penses for the purpose of enabling an officer or employee  
5 to attend and participate in any meeting or similar func-  
6 tion relating to the official duties of the officer or em-  
7 ployee when the entity offering payment or reimbursement  
8 is a person or entity subject to regulation by such agency  
9 or commission, or represents a person or entity subject  
10 to regulation by such agency or commission, unless the  
11 person or entity is an organization exempt from taxation  
12 pursuant to section 501(c)(3) of the Internal Revenue  
13 Code of 1986.

14       SEC. 621. None of the funds made available by this  
15 Act may be used by the Federal Communications Commis-  
16 sion to implement the Fairness Doctrine, as repealed in  
17 General Fairness Doctrine Obligations of Broadcast Li-  
18 censees (50 Fed. Reg. 35418 (1985)), or any other regula-  
19 tions having the same substance.

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

23       “(r) REDESIGN AND ISSUANCE OF CIRCULATING  
24 QUARTER DOLLAR HONORING THE DISTRICT OF COLUM-  
25 BIA AND EACH OF THE TERRITORIES.—

1           “(1) REDESIGN IN 2009.—

2                   “(A) IN GENERAL.—Notwithstanding the  
3 fourth sentence of subsection (d)(1) and sub-  
4 section (d)(2) and subject to paragraph (6)(B),  
5 quarter dollar coins issued during 2009, shall  
6 have designs on the reverse side selected in ac-  
7 cordance with this subsection which are em-  
8 blematic of the District of Columbia and the  
9 territories.

10                   “(B) FLEXIBILITY WITH REGARD TO  
11 PLACEMENT OF INSCRIPTIONS.—Notwith-  
12 standing subsection (d)(1), the Secretary may  
13 select a design for quarter dollars issued during  
14 2009 in which—

15                   “(i) the inscription described in the  
16 second sentence of subsection (d)(1) ap-  
17 pears on the reverse side of any such quar-  
18 ter dollars; and

19                   “(ii) any inscription described in the  
20 third sentence of subsection (d)(1) or the  
21 designation of the value of the coin ap-  
22 pears on the obverse side of any such quar-  
23 ter dollars.

24                   “(2) SINGLE DISTRICT OR TERRITORY DE-  
25 SIGN.—The design on the reverse side of each



1 quarter dollar issued during 2009 shall be em-  
2 blematic of one of the following: The District of  
3 Columbia, the Commonwealth of Puerto Rico,  
4 Guam, American Samoa, the United States Vir-  
5 gin Islands, and the Commonwealth of the  
6 Northern Mariana Islands.

7 “(3) SELECTION OF DESIGN.—

8 “(A) IN GENERAL.—Each of the 6 de-  
9 signs required under this subsection for  
10 quarter dollars shall be—

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

13 “(I) the chief executive of  
14 the District of Columbia or the  
15 territory being honored, or such  
16 other officials or group as the  
17 chief executive officer of the Dis-  
18 trict of Columbia or the territory  
19 may designate for such purpose;  
20 and

21 “(II) the Commission of  
22 Fine Arts; and

23 “(ii) reviewed by the Citi-  
24 zens Coinage Advisory Com-  
25 mittee.

1           “(B) SELECTION AND APPROVAL  
2           PROCESS.—Designs for quarter dollars  
3           may be submitted in accordance with the  
4           design selection and approval process de-  
5           veloped by the Secretary in the sole discre-  
6           tion of the Secretary.

7           “(C) PARTICIPATION.—The Secretary  
8           may include participation by District or  
9           territorial officials, artists from the Dis-  
10          trict of Columbia or the territory, engrav-  
11          ers of the United States Mint, and mem-  
12          bers of the general public.

13          “(D) STANDARDS.—Because it is im-  
14          portant that the Nation’s coinage and cur-  
15          rency bear dignified designs of which the  
16          citizens of the United States can be proud,  
17          the Secretary shall not select any frivolous  
18          or inappropriate design for any quarter  
19          dollar minted under this subsection.

20          “(E) PROHIBITION ON CERTAIN REP-  
21          RESENTATIONS.—No head and shoulders  
22          portrait or bust of any person, living or  
23          dead, and no portrait of a living person  
24          may be included in the design of any quar-  
25          ter dollar under this subsection.

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

5           “(5) ISSUANCE.—

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

11           “(B) SILVER COINS.—Notwithstanding  
12 subsection (b), the Secretary may mint and  
13 issue such number of quarter dollars of each  
14 design selected under paragraph (4) as the Sec-  
15 retary determines to be appropriate, with a con-  
16 tent of 90 percent silver and 10 percent copper.

17           “(C) TIMING AND ORDER OF ISSUANCE.—  
18 Coins minted under this subsection honoring  
19 the District of Columbia and each of the terri-  
20 tories shall be issued in equal sequential inter-  
21 vals during 2009 in the following order: the  
22 District of Columbia, the Commonwealth of  
23 Puerto Rico, Guam, American Samoa, the  
24 United States Virgin Islands, and the Common-  
25 wealth of the Northern Mariana Islands.

1           “(6) OTHER PROVISIONS.—

2                   “(A) APPLICATION IN EVENT OF ADMIS-  
3           SION AS A STATE.—If the District of Columbia  
4           or any territory becomes a State before the end  
5           of the 10-year period referred to in subsection  
6           (1)(1), subsection (1)(7) shall apply, and this  
7           subsection shall not apply, with respect to such  
8           State.

9                   “(B) APPLICATION IN EVENT OF INDE-  
10           PENDENCE.—If any territory becomes inde-  
11           pendent or otherwise ceases to be a territory or  
12           possession of the United States before quarter  
13           dollars bearing designs which are emblematic of  
14           such territory are minted pursuant to this sub-  
15           section, this subsection shall cease to apply with  
16           respect to such territory.

17                   “(7) TERRITORY DEFINED.—For purposes of  
18           this subsection, the term ‘territory’ means the Com-  
19           monwealth of Puerto Rico, Guam, American Samoa,  
20           the United States Virgin Islands, and the Common-  
21           wealth of the Northern Mariana Islands.”.

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

24                   (1) in subparagraph (C)(i)—

1 (A) by striking “inscriptions” and insert-  
2 ing “inscription”; and

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

5 (2) by adding at the end the following new sub-  
6 paragraph:

7 “(F) INSCRIPTION OF ‘IN GOD WE  
8 TRUST’.—The design on the obverse or the re-  
9 verse shall bear the inscription ‘In God We  
10 Trust’.”.

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

13 (1) in subparagraph (C)(i)—

14 (A) by striking “inscriptions” and insert-  
15 ing “inscription”; and

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

18 (2) by adding at the end the following new sub-  
19 paragraph:

20 “(E) INSCRIPTION OF ‘IN GOD WE  
21 TRUST’.—The design on the obverse or the re-  
22 verse shall bear the inscription ‘In God We  
23 Trust’.”.

24 (c) EFFECTIVE DATE.—The change required by the  
25 amendments made by subsections (a) and (b) shall be put

1 into effect by the Secretary of the Treasury as soon as  
2 is practicable after the date of enactment of this Act.

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

7 TITLE VII

8 GENERAL PROVISIONS—GOVERNMENT-WIDE

9 DEPARTMENTS, AGENCIES, AND CORPORATIONS

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

15 SEC. 702. No department, agency, or instrumentality  
16 of the United States receiving appropriated funds under  
17 this or any other Act for fiscal year 2008 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 the illegal  
22 use, possession, or distribution of controlled substances  
23 (as defined in the Controlled Substances Act (21 U.S.C.  
24 802)) by the officers and employees of such department,  
25 agency, or instrumentality.

1       SEC. 703. Unless otherwise specifically provided, the  
2 maximum amount allowable during the current fiscal year  
3 in accordance with section 16 of the Act of August 2, 1946  
4 (60 Stat. 810), for the purchase of any passenger motor  
5 vehicle (exclusive of buses, ambulances, law enforcement,  
6 and undercover surveillance vehicles), is hereby fixed at  
7 \$12,888 except station wagons for which the maximum  
8 shall be \$13,312: *Provided*, That these limits may be ex-  
9 ceeded by not to exceed \$3,700 for police-type vehicles,  
10 and by not to exceed \$4,000 for special heavy-duty vehi-  
11 cles: *Provided further*, That the limits set forth in this sec-  
12 tion may not be exceeded by more than 5 percent for elec-  
13 tric or hybrid vehicles purchased for demonstration under  
14 the provisions of the Electric and Hybrid Vehicle Re-  
15 search, Development, and Demonstration Act of 1976:  
16 *Provided further*, That the limits set forth in this section  
17 may be exceeded by the incremental cost of clean alter-  
18 native fuels vehicles acquired pursuant to Public Law  
19 101-549 over the cost of comparable conventionally fueled  
20 vehicles.

21       SEC. 704. Appropriations of the executive depart-  
22 ments and independent establishments for the current fis-  
23 cal year available for expenses of travel, or for the ex-  
24 penses of the activity concerned, are hereby made available

1 for quarters allowances and cost-of-living allowances, in  
2 accordance with 5 U.S.C. 5922-5924.

3       SEC. 705. Unless otherwise specified during the cur-  
4 rent fiscal year, no part of any appropriation contained  
5 in this or any other Act shall be used to pay the compensa-  
6 tion of any officer or employee of the Government of the  
7 United States (including any agency the majority of the  
8 stock of which is owned by the Government of the United  
9 States) whose post of duty is in the continental United  
10 States unless such person: (1) is a citizen of the United  
11 States; (2) is a person in the service of the United States  
12 on the date of the enactment of this Act who, being eligible  
13 for citizenship, has filed a declaration of intention to be-  
14 come a citizen of the United States prior to such date and  
15 is actually residing in the United States; (3) is a person  
16 who owes allegiance to the United States; (4) is an alien  
17 from Cuba, Poland, South Vietnam, the countries of the  
18 former Soviet Union, or the Baltic countries lawfully ad-  
19 mitted to the United States for permanent residence; (5)  
20 is a South Vietnamese, Cambodian, or Laotian refugee pa-  
21 roled in the United States after January 1, 1975; or (6)  
22 is a national of the People's Republic of China who quali-  
23 fies for adjustment of status pursuant to the Chinese Stu-  
24 dent Protection Act of 1992 (Public Law 102-404): *Pro-*  
25 *vided*, That for the purpose of this section, an affidavit



1 signed by any such person shall be considered prima facie  
2 evidence that the requirements of this section with respect  
3 to his or her status have been complied with: *Provided fur-*  
4 *ther*, That any person making a false affidavit shall be  
5 guilty of a felony, and, upon conviction, shall be fined no  
6 more than \$4,000 or imprisoned for not more than 1 year,  
7 or both: *Provided further*, That the above penal clause  
8 shall be in addition to, and not in substitution for, any  
9 other provisions of existing law: *Provided further*, That  
10 any payment made to any officer or employee contrary to  
11 the provisions of this section shall be recoverable in action  
12 by the Federal Government. This section shall not apply  
13 to citizens of Ireland, Israel, or the Republic of the Phil-  
14 ippines, or to nationals of those countries allied with the  
15 United States in a current defense effort, or to inter-  
16 national broadcasters employed by the Broadcasting  
17 Board of Governors, or to temporary employment of trans-  
18 lators, or to temporary employment in the field service  
19 (not to exceed 60 days) as a result of emergencies.

20       SEC. 706. Appropriations available to any depart-  
21 ment or agency during the current fiscal year for nec-  
22 essary expenses, including maintenance or operating ex-  
23 penses, shall also be available for payment to the General  
24 Services Administration for charges for space and services  
25 and those expenses of renovation and alteration of build-

1 ings and facilities which constitute public improvements  
2 performed in accordance with the Public Buildings Act of  
3 1959 (73 Stat. 479), the Public Buildings Amendments  
4 of 1972 (86 Stat. 216), or other applicable law.

5 SEC. 707. In addition to funds provided in this or  
6 any other Act, all Federal agencies are authorized to re-  
7 ceive and use funds resulting from the sale of materials,  
8 including Federal records disposed of pursuant to a  
9 records schedule recovered through recycling or waste pre-  
10 vention programs. Such funds shall be available until ex-  
11 pended for the following purposes:

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

17 (2) Other Federal agency environmental man-  
18 agement programs, including, but not limited to, the  
19 development and implementation of hazardous waste  
20 management and pollution prevention programs.

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

24 SEC. 708. Funds made available by this or any other  
25 Act for administrative expenses in the current fiscal year

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

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

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

1       SEC. 711. 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 joint resolution duly adopted in  
5 accordance with the applicable law of the United States.

6       SEC. 712. (a) Notwithstanding any other provision  
7 of law, and except as otherwise provided in this section,  
8 no part of any of the funds appropriated for fiscal year  
9 2008, by this or any other Act, may be used to pay any  
10 prevailing rate employee described in section  
11 5342(a)(2)(A) of title 5, United States Code—

12           (1) during the period from the date of expira-  
13 tion of the limitation imposed by the comparable sec-  
14 tion for previous fiscal years until the normal effec-  
15 tive date of the applicable wage survey adjustment  
16 that is to take effect in fiscal year 2008, in an  
17 amount that exceeds the rate payable for the appli-  
18 cable grade and step of the applicable wage schedule  
19 in accordance with such section; and

20           (2) during the period consisting of the remain-  
21 der of fiscal year 2008, in an amount that exceeds,  
22 as a result of a wage survey adjustment, the rate  
23 payable under paragraph (1) by more than the sum  
24 of—

1 (A) the percentage adjustment taking ef-  
2 fect in fiscal year 2008 under section 5303 of  
3 title 5, United States Code, in the rates of pay  
4 under the General Schedule; and

5 (B) the difference between the overall aver-  
6 age percentage of the locality-based com-  
7 parability payments taking effect in fiscal year  
8 2008 under section 5304 of such title (whether  
9 by adjustment or otherwise), and the overall av-  
10 erage percentage of such payments which was  
11 effective in the previous fiscal year under such  
12 section.

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

21 (c) For the purposes of this section, the rates payable  
22 to an employee who is covered by this section and who  
23 is paid from a schedule not in existence on September 30,  
24 2007, shall be determined under regulations prescribed by  
25 the Office of Personnel Management.

1 (d) Notwithstanding any other provision of law, rates  
2 of premium pay for employees subject to this section may  
3 not be changed from the rates in effect on September 30,  
4 2007, except to the extent determined by the Office of  
5 Personnel Management to be consistent with the purpose  
6 of this section.

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

9 (f) For the purpose of administering any provision  
10 of law (including any rule or regulation that provides pre-  
11 mium pay, retirement, life insurance, or any other em-  
12 ployee benefit) that requires any deduction or contribu-  
13 tion, or that imposes any requirement or limitation on the  
14 basis of a rate of salary or basic pay, the rate of salary  
15 or basic pay payable after the application of this section  
16 shall be treated as the rate of salary or basic pay.

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

21 (h) The Office of Personnel Management may provide  
22 for exceptions to the limitations imposed by this section  
23 if the Office determines that such exceptions are necessary  
24 to ensure the recruitment or retention of qualified employ-  
25 ees.

1       SEC. 713. During the period in which the head of  
2 any department or agency, or any other officer or civilian  
3 employee of the Federal Government appointed by the  
4 President of the United States, holds office, no funds may  
5 be obligated or expended in excess of \$5,000 to furnish  
6 or redecorate the office of such department head, agency  
7 head, officer, or employee, or to purchase furniture or  
8 make improvements for any such office, unless advance  
9 notice of such furnishing or redecoration is expressly ap-  
10 proved by the Committees on Appropriations. For the pur-  
11 poses of this section, the term "office" shall include the  
12 entire suite of offices assigned to the individual, as well  
13 as any other space used primarily by the individual or the  
14 use of which is directly controlled by the individual.

15       SEC. 714. Notwithstanding section 1346 of title 31,  
16 United States Code, or section 710 of this Act, funds  
17 made available for the current fiscal year by this or any  
18 other Act shall be available for the interagency funding  
19 of national security and emergency preparedness tele-  
20 communications initiatives which benefit multiple Federal  
21 departments, agencies, or entities, as provided by Execu-  
22 tive Order No. 12472 (April 3, 1984).

23       SEC. 715. (a) None of the funds appropriated by this  
24 or any other Act may be obligated or expended by any  
25 Federal department, agency, or other instrumentality for

1 the salaries or expenses of any employee appointed to a  
2 position of a confidential or policy-determining character  
3 excepted from the competitive service pursuant to section  
4 3302 of title 5, United States Code, without a certification  
5 to the Office of Personnel Management from the head of  
6 the Federal department, agency, or other instrumentality  
7 employing the Schedule C appointee that the Schedule C  
8 position was not created solely or primarily in order to  
9 detail the employee to the White House.

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

13 (1) the Central Intelligence Agency;

14 (2) the National Security Agency;

15 (3) the Defense Intelligence Agency;

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

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

21 (6) any agency, office, or unit of the Army,  
22 Navy, Air Force, and Marine Corps, the Department  
23 of Homeland Security, the Federal Bureau of Inves-  
24 tigation and the Drug Enforcement Administration  
25 of the Department of Justice, the Department of



1       Transportation, the Department of the Treasury,  
2       and the Department of Energy performing intel-  
3       ligence functions; and

4               (7) the Director of National Intelligence or the  
5       Office of the Director of National Intelligence.

6       SEC. 716. Hereafter, no department, agency, or in-  
7       strumentality of the United States receiving appropriated  
8       funds under this or any other Act shall obligate or expend  
9       any such funds, unless such department, agency, or in-  
10      strumentality has in place, and will continue to administer  
11      in good faith, a written policy designed to ensure that all  
12      of its workplaces are free from discrimination and sexual  
13      harassment and that all of its workplaces are not in viola-  
14      tion of title VII of the Civil Rights Act of 1964 (Public  
15      Law 88-352, 78 Stat. 241), the Age Discrimination in  
16      Employment Act of 1967 (Public Law 90-202, 81 Stat.  
17      602), and the Rehabilitation Act of 1973 (Public Law 93-  
18      112, 87 Stat. 355).

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

23              (1) prohibits or prevents, or attempts or threat-  
24      ens to prohibit or prevent, any other officer or em-  
25      ployee of the Federal Government from having any

1 direct oral or written communication or contact with  
2 any Member, committee, or subcommittee of the  
3 Congress in connection with any matter pertaining  
4 to the employment of such other officer or employee  
5 or pertaining to the department or agency of such  
6 other officer or employee in any way, irrespective of  
7 whether such communication or contact is at the ini-  
8 tiative of such other officer or employee or in re-  
9 sponse to the request or inquiry of such Member,  
10 committee, or subcommittee; or

11 (2) removes, suspends from duty without pay,  
12 demotes, reduces in rank, seniority, status, pay, or  
13 performance or efficiency rating, denies promotion  
14 to, relocates, reassigns, transfers, disciplines, or dis-  
15 criminate in regard to any employment right, enti-  
16 tlement, or benefit, or any term or condition of em-  
17 ployment of, any other officer or employee of the  
18 Federal Government, or attempts or threatens to  
19 commit any of the foregoing actions with respect to  
20 such other officer or employee, by reason of any  
21 communication or contact of such other officer or  
22 employee with any Member, committee, or sub-  
23 committee of the Congress as described in paragraph  
24 (1).

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

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

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

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

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

18          (5) is offensive to, or designed to change, par-  
19 ticipants’ personal values or lifestyle outside the  
20 workplace.

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. 719. No funds appropriated in this or any other  
25 Act may be used to implement or enforce the agreements

1 in Standard Forms 312 and 4414 of the Government or  
2 any other nondisclosure policy, form, or agreement if such  
3 policy, form, or agreement does not contain the following  
4 provisions: "These restrictions are consistent with and do  
5 not supersede, conflict with, or otherwise alter the em-  
6 ployee obligations, rights, or liabilities created by Execu-  
7 tive Order No. 12958; section 7211 of title 5, United  
8 States Code (governing disclosures to Congress); section  
9 1034 of title 10, United States Code, as amended by the  
10 Military Whistleblower Protection Act (governing disclo-  
11 sure to Congress by members of the military); section  
12 2302(b)(8) of title 5, United States Code, as amended by  
13 the Whistleblower Protection Act (governing disclosures of  
14 illegality, waste, fraud, abuse or public health or safety  
15 threats); the Intelligence Identities Protection Act of 1982  
16 (50 U.S.C. 421 et seq.) (governing disclosures that could  
17 expose confidential Government agents); and the statutes  
18 which protect against disclosure that may compromise the  
19 national security, including sections 641, 793, 794, 798,  
20 and 952 of title 18, United States Code, and section 4(b)  
21 of the Subversive Activities Act of 1950 (50 U.S.C.  
22 783(b)). The definitions, requirements, obligations, rights,  
23 sanctions, and liabilities created by said Executive order  
24 and listed statutes are incorporated into this agreement  
25 and are controlling." *Provided*, That notwithstanding the

1 preceding paragraph, a nondisclosure policy form or agree-  
2 ment that is to be executed by a person connected with  
3 the conduct of an intelligence or intelligence-related activ-  
4 ity, other than an employee or officer of the United States  
5 Government, may contain provisions appropriate to the  
6 particular activity for which such document is to be used.  
7 Such form or agreement shall, at a minimum, require that  
8 the person will not disclose any classified information re-  
9 ceived in the course of such activity unless specifically au-  
10 thorized to do so by the United States Government. Such  
11 nondisclosure forms shall also make it clear that they do  
12 not bar disclosures to Congress, or to an authorized offi-  
13 cial of an executive agency or the Department of Justice,  
14 that are essential to reporting a substantial violation of  
15 law.

16 SEC. 720. 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,  
22 or film presentation designed to support or defeat legisla-  
23 tion pending before the Congress, except in presentation  
24 to the Congress itself.

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

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

13       SEC. 723. No part of any appropriation contained in  
14 this or any other Act shall be used directly or indirectly,  
15 including by private contractor, for publicity or propa-  
16 ganda purposes within the United States not heretofore au-  
17 thorized by the Congress.

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

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

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

24               (3) shall not include the Government Account-  
25 ability Office.

1 (b) Unless authorized in accordance with law or regu-  
2 lations to use such time for other purposes, an employee  
3 of an agency shall use official time in an honest effort  
4 to perform official duties. An employee not under a leave  
5 system, including a Presidential appointee exempted under  
6 section 6301(2) of title 5, United States Code, has an obli-  
7 gation to expend an honest effort and a reasonable propor-  
8 tion of such employee's time in the performance of official  
9 duties.

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

17 SEC. 726. Notwithstanding 31 U.S.C. 1346 and sec-  
18 tion 710 of this Act, the head of each Executive depart-  
19 ment and agency is hereby authorized to transfer to or  
20 reimburse "General Services Administration, Government-  
21 wide Policy" with the approval of the Director of the Of-  
22 fice of Management and Budget, funds made available for  
23 the current fiscal year by this or any other Act, including  
24 rebates from charge card and other contracts: *Provided*,  
25 That these funds shall be administered by the Adminis-

1 trator of General Services to support Government-wide fi-  
2 nancial, information technology, procurement, and other  
3 management innovations, initiatives, and activities, as ap-  
4 proved by the Director of the Office of Management and  
5 Budget, in consultation with the appropriate interagency  
6 groups designated by the Director (including the Presi-  
7 dent's Management Council for overall management im-  
8 provement initiatives, the Chief Financial Officers Council  
9 for financial management initiatives, the Chief Informa-  
10 tion Officers Council for information technology initia-  
11 tives, the Chief Human Capital Officers Council for  
12 human capital initiatives, and the Chief Acquisition Offi-  
13 cers Council for procurement initiatives): *Provided further,*  
14 That the total funds transferred or reimbursed shall not  
15 exceed \$10,000,000: *Provided further,* That such transfers  
16 or reimbursements may only be made after 15 days fol-  
17 lowing notification of the Committees on Appropriations  
18 by the Director of the Office of Management and Budget.

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

24 SEC. 728. Notwithstanding section 1346 of title 31,  
25 United States Code, or section 710 of this Act, funds



1 made available for the current fiscal year by this or any  
2 other Act shall be available for the interagency funding  
3 of specific projects, workshops, studies, and similar efforts  
4 to carry out the purposes of the National Science and  
5 Technology Council (authorized by Executive Order No.  
6 12881), which benefit multiple Federal departments,  
7 agencies, or entities: *Provided*, That the Office of Manage-  
8 ment and Budget shall provide a report describing the  
9 budget of and resources connected with the National  
10 Science and Technology Council to the Committees on Ap-  
11 propriations, the House Committee on Science, and the  
12 Senate Committee on Commerce, Science, and Transpor-  
13 tation 90 days after enactment of this Act.

14 SEC. 729. Any request for proposals, solicitation,  
15 grant application, form, notification, press release, or  
16 other publications involving the distribution of Federal  
17 funds shall indicate the agency providing the funds, the  
18 Catalog of Federal Domestic Assistance Number, as appli-  
19 cable, and the amount provided: *Provided*, That this provi-  
20 sion shall apply to direct payments, formula funds, and  
21 grants received by a State receiving Federal funds.

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

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

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

9           (1) to collect, review, or create any aggregation  
10 of data, derived from any means, that includes any  
11 personally identifiable information relating to an in-  
12 dividual’s access to or use of any Federal Govern-  
13 ment Internet site of the agency; or

14           (2) to enter into any agreement with a third  
15 party (including another government agency) to col-  
16 lect, review, or obtain any aggregation of data, de-  
17 rived from any means, that includes any personally  
18 identifiable information relating to an individual’s  
19 access to or use of any nongovernmental Internet  
20 site.

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

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

1           (2) any voluntary submission of personally iden-  
2           tifiable information;

3           (3) any action taken for law enforcement, regu-  
4           latory, or supervisory purposes, in accordance with  
5           applicable law; or

6           (4) any action described in subsection (a)(1)  
7           that is a system security action taken by the oper-  
8           ator of an Internet site and is necessarily incident  
9           to providing the Internet site services or to pro-  
10          tecting the rights or property of the provider of the  
11          Internet site.

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

13           (1) The term “regulatory” means agency ac-  
14           tions to implement, interpret or enforce authorities  
15           provided in law.

16           (2) The term “supervisory” means examina-  
17           tions of the agency’s supervised institutions, includ-  
18           ing assessing safety and soundness, overall financial  
19           condition, management practices and policies and  
20           compliance with applicable standards as provided in  
21           law.

22          SEC. 732. (a) None of the funds appropriated by this  
23          Act may be used to enter into or renew a contract which  
24          includes a provision providing prescription drug coverage,

1 except where the contract also includes a provision for con-  
2 traceptive coverage.

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

5 (1) any of the following religious plans:

6 (A) Personal Care's HMO; and

7 (B) OSF HealthPlans, Inc.; and

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

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

17 (d) Nothing in this section shall be construed to re-  
18 quire coverage of abortion or abortion-related services.

19 SEC. 733. The Congress of the United States recog-  
20 nizes the United States Anti-Doping Agency (USADA) as  
21 the official anti-doping agency for Olympic, Pan Amer-  
22 ican, and Paralympic sport in the United States.

23 SEC. 734. Notwithstanding any other provision of  
24 law, funds appropriated for official travel by Federal de-  
25 partments and agencies may be used by such departments

1 and agencies, if consistent with Office of Management and  
2 Budget Circular A-126 regarding official travel for Gov-  
3 ernment personnel, to participate in the fractional aircraft  
4 ownership pilot program.

5 SEC. 735. Notwithstanding any other provision of  
6 law, none of the funds appropriated or made available  
7 under this Act or any other appropriations Act may be  
8 used to implement or enforce restrictions or limitations on  
9 the Coast Guard Congressional Fellowship Program, or to  
10 implement the proposed regulations of the Office of Per-  
11 sonnel Management to add sections 300.311 through  
12 300.316 to part 300 of title 5 of the Code of Federal Reg-  
13 ulations, published in the Federal Register, volume 68,  
14 number 174, on September 9, 2003 (relating to the detail  
15 of executive branch employees to the legislative branch).

16 SEC. 736. Notwithstanding any other provision of  
17 law, no executive branch agency shall purchase, construct,  
18 and/or lease any additional facilities, except within or con-  
19 tiguous to existing locations, to be used for the purpose  
20 of conducting Federal law enforcement training without  
21 the advance approval of the Committees on Appropria-  
22 tions, except that the Federal Law Enforcement Training  
23 Center is authorized to obtain the temporary use of addi-  
24 tional facilities by lease, contract, or other agreement for

1 training which cannot be accommodated in existing Center  
2 facilities.

3 SEC. 737. (a) For fiscal year 2008, no funds shall  
4 be available for transfers or reimbursements to the E-Gov-  
5 ernment initiatives sponsored by the Office of Manage-  
6 ment and Budget prior to 15 days following submission  
7 of a report to the Committees on Appropriations by the  
8 Director of the Office of Management and Budget and re-  
9 ceipt of approval to transfer funds by the House and Sen-  
10 ate Committees on Appropriations.

11 (b) Hereafter, any funding request for a new or ongo-  
12 ing E-Government initiative by any agency or agencies  
13 managing the development of an initiative shall include in  
14 justification materials submitted to the House and Senate  
15 Committees on Appropriations the information in sub-  
16 section (d).

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

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

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

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

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

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

16          (3) the sources and distribution of funding by  
17          fiscal year and by agency and bureau for each initia-  
18          tive including agency contributions to date and esti-  
19          mated future contributions by agency.

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

24          SEC. 738. Notwithstanding section 1346 of title 31,  
25          United States Code, and section 710 of this Act and any

1 other provision of law, the head of each appropriate execu-  
2 tive department and agency shall transfer to or reimburse  
3 the Federal Aviation Administration, upon the direction  
4 of the Director of the Office of Management and Budget,  
5 funds made available by this or any other Act for the pur-  
6 poses described below, and shall submit budget requests  
7 for such purposes. These funds shall be administered by  
8 the Federal Aviation Administration, in consultation with  
9 the appropriate interagency groups designated by the Di-  
10 rector and shall be used to ensure the uninterrupted, con-  
11 tinuous operation of the Midway Atoll Airfield by the Fed-  
12 eral Aviation Administration pursuant to an operational  
13 agreement with the Department of the Interior for the en-  
14 tirety of fiscal year 2008 and any period thereafter that  
15 precedes the enactment of the Financial Services and Gen-  
16 eral Government Appropriations Act, 2009. The Director  
17 of the Office of Management and Budget shall mandate  
18 the necessary transfers after determining an equitable al-  
19 location between the appropriate executive departments  
20 and agencies of the responsibility for funding the contin-  
21 uous operation of the Midway Atoll Airfield based on, but  
22 not limited to, potential use, interest in maintaining avia-  
23 tion safety, and applicability to governmental operations  
24 and agency mission. The total funds transferred or reim-  
25 bursed shall not exceed \$6,000,000 for any twelve-month



1 period. Such sums shall be sufficient to ensure continued  
2 operation of the airfield throughout the period cited above.  
3 Funds shall be available for operation of the airfield or  
4 airfield-related capital upgrades. The Director of the Of-  
5 fice of Management and Budget shall notify the Commit-  
6 tees on Appropriations of such transfers or reimburse-  
7 ments within 15 days of this Act. Such transfers or reim-  
8 bursements shall begin within 30 days of enactment of this  
9 Act.

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

12 (1) Notwithstanding any other provision of law,  
13 none of the funds appropriated by this or any other  
14 Act shall be available to convert to contractor per-  
15 formance an activity or function of an executive  
16 agency that, on or after the date of enactment of  
17 this Act, is performed by more than 10 Federal em-  
18 ployees unless—

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

23 (B) the Competitive Sourcing Official de-  
24 termines that, over all performance periods  
25 stated in the solicitation of offers for perform-

1           ance of the activity or function, the cost of per-  
2           formance of the activity or function by a con-  
3           tractor would be less costly to the executive  
4           agency by an amount that equals or exceeds the  
5           lesser of—

6                   (i) 10 percent of the most efficient or-  
7                   ganization's personnel-related costs for  
8                   performance of that activity or function by  
9                   Federal employees; or

10                   (ii) \$10,000,000; and

11           (C) the contractor does not receive an ad-  
12           vantage for a proposal that would reduce costs  
13           for the Federal Government by—

14                   (i) not making an employer-sponsored  
15                   health insurance plan available to the  
16                   workers who are to be employed in the per-  
17                   formance of that activity or function under  
18                   the contract;

19                   (ii) offering to such workers an em-  
20                   ployer-sponsored health benefits plan that  
21                   requires the employer to contribute less to-  
22                   wards the premium or subscription share  
23                   than the amount that is paid by the Fed-  
24                   eral Government for health benefits for ci-

1 vilian employees under chapter 89 of title  
2 5, United States Code; or

3 (iii) offering to such workers a retire-  
4 ment benefit that in any year costs less  
5 than the annual retirement cost factor ap-  
6 plicable to Federal employees under chap-  
7 ter 84 of title 5, United States Code.

8 (2) This paragraph shall not apply to—

9 (A) the Department of Defense;

10 (B) section 44920 of title 49, United  
11 States Code;

12 (C) a commercial or industrial type func-  
13 tion that—

14 (i) is included on the procurement list  
15 established pursuant to section 2 of the  
16 Javits-Wagner-O'Day Act (41 U.S.C. 47);  
17 or

18 (ii) is planned to be converted to per-  
19 formance by a qualified nonprofit agency  
20 for the blind or by a qualified nonprofit  
21 agency for other severely handicapped indi-  
22 viduals in accordance with that Act;

23 (D) depot contracts or contracts for depot  
24 maintenance as provided in sections 2469 and  
25 2474 of title 10, United States Code; or

1           (E) activities that are the subject of an on-  
2           going competition that was publicly announced  
3           prior to the date of enactment of this Act.

4           (b) USE OF PUBLIC-PRIVATE COMPETITION.—Noth-  
5           ing in Office of Management and Budget Circular A-76  
6           shall prevent the head of an executive agency from con-  
7           ducting a public-private competition to evaluate the bene-  
8           fits of converting work from contract performance to per-  
9           formance by Federal employees in appropriate instances.  
10          The Circular shall provide procedures and policies for  
11          these competitions that are similar to those applied to  
12          competitions that may result in the conversion of work  
13          from performance by Federal employees to performance  
14          by a contractor.

15          (c) BID PROTESTS BY FEDERAL EMPLOYEES IN AC-  
16          TIONS UNDER OFFICE OF MANAGEMENT AND BUDGET  
17          CIRCULAR A-76.—

18               (1) ELIGIBILITY TO PROTEST.—

19                   (A) Section 3551(2) of title 31, United  
20                   States Code, is amended to read as follows:

21                       “(2) The term ‘interested party’—

22                               “(A) with respect to a contract or a solici-  
23                               tation or other request for offers described in  
24                               paragraph (1), means an actual or prospective  
25                               bidder or offeror whose direct economic interest

1 would be affected by the award of the contract  
2 or by failure to award the contract; and

3 “(B) with respect to a public-private com-  
4 petition conducted under Office of Management  
5 and Budget Circular A-76 regarding perform-  
6 ance of an activity or function of a Federal  
7 agency, or a decision to convert a function per-  
8 formed by Federal employees to private sector  
9 performance without a competition under OMB  
10 Circular A-76, includes—

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

13 “(ii) any one person who, for the pur-  
14 pose of representing them in a protest  
15 under this subchapter that relates to such  
16 competition, has been designated as their  
17 agent by a majority of the employees of  
18 such Federal agency who are engaged in  
19 the performance of such activity or func-  
20 tion.”.

21 (B)(i) Subchapter V of chapter 35 of such  
22 title is amended by adding at the end the fol-  
23 lowing new section:

1 **“§ 3557. Expedited action in protests for public-pri-**  
2 **vate competitions**

3 “For protests in cases of public-private competitions  
4 conducted under Office of Management and Budget Cir-  
5 cular A-76 regarding performance of an activity or func-  
6 tion of Federal agencies, the Comptroller General shall ad-  
7 minister the provisions of this subchapter in a manner  
8 best suited for expediting final resolution of such protests  
9 and final action in such competitions.”.

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

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

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

18 “(5) If a private sector interested party commences  
19 an action described in paragraph (1) in the case of a pub-  
20 lic-private competition conducted under Office of Manage-  
21 ment and Budget Circular A-76 regarding performance  
22 of an activity or function of a Federal agency, or a deci-  
23 sion to convert a function performed by Federal employees  
24 to private sector performance without a competition under  
25 Office of Management and Budget Circular A-76, then

1 an official or person described in section 3551(2)(B) of  
2 title 31 shall be entitled to intervene in that action.”.

3 (3) APPLICABILITY.—Subparagraph (B) of sec-  
4 tion 3551(2) of title 31, United States Code (as  
5 added by paragraph (1)), and paragraph (5) of sec-  
6 tion 1491(b) of title 28, United States Code (as  
7 added by paragraph (2)), shall apply to—

8 (A) protests and civil actions that chal-  
9 lenge final selections of sources of performance  
10 of an activity or function of a Federal agency  
11 that are made pursuant to studies initiated  
12 under Office of Management and Budget Cir-  
13 cular A-76 on or after January 1, 2004; and

14 (B) any other protests and civil actions  
15 that relate to public-private competitions initi-  
16 ated under Office of Management and Budget  
17 Circular A-76, or a decision to convert a func-  
18 tion performed by Federal employees to private  
19 sector performance without a competition under  
20 Office of Management and Budget Circular A-  
21 76, on or after the date of the enactment of  
22 this Act.

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

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

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

7 (2) An action specified in this paragraph is the prepa-  
8 ration for, undertaking, continuation of, or completion of  
9 a public-private competition or direct conversion under Of-  
10 fice of Management and Budget Circular A-76 or any  
11 other administrative regulation, directive, or policy.

12 (e) APPLICABILITY.—This section shall apply with re-  
13 spect to fiscal year 2008 and each succeeding fiscal year.

14 SEC. 740. (a) The adjustment in rates of basic pay  
15 for employees under the statutory pay systems that takes  
16 effect in fiscal year 2008 under sections 5303 and 5304  
17 of title 5, United States Code, shall be an increase of 3.5  
18 percent, and this adjustment shall apply to civilian em-  
19 ployees in the Department of Homeland Security and shall  
20 apply to civilian employees in the Department of Defense  
21 who are represented by a labor organization as defined  
22 in 5 U.S.C. 7103(a)(4), and such adjustments shall be ef-  
23 fective as of the first day of the first applicable pay period  
24 beginning on or after January 1, 2008. Civilian employees  
25 in the Department of Defense who are eligible to be rep-



1 resented by a labor organization as defined in 5 U.S.C.  
2 7103(a)(4), but are not so represented, will receive the  
3 adjustment provided for in this section unless the positions  
4 are entitled to a pay adjustment under 5 U.S.C. 9902.

5 (b) Notwithstanding section 712 of this Act, the ad-  
6 justment in rates of basic pay for the statutory pay sys-  
7 tems that take place in fiscal year 2008 under sections  
8 5344 and 5348 of title 5, United States Code, shall be  
9 no less than the percentage in paragraph (a) as employees  
10 in the same location whose rates of basic pay are adjusted  
11 pursuant to the statutory pay systems under section 5303  
12 and 5304 of title 5, United States Code. Prevailing rate  
13 employees at locations where there are no employees whose  
14 pay is increased pursuant to sections 5303 and 5304 of  
15 title 5 and prevailing rate employees described in section  
16 5343(a)(5) of title 5 shall be considered to be located in  
17 the pay locality designated as "Rest of US" pursuant to  
18 section 5304 of title 5 for purposes of this paragraph.

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

23 SEC. 741. Unless otherwise authorized by existing  
24 law, none of the funds provided in this Act or any other  
25 Act may be used by an executive branch agency to produce

1 any prepackaged news story intended for broadcast or dis-  
2 tribution in the United States, unless the story includes  
3 a clear notification within the text or audio of the pre-  
4 packaged news story that the prepackaged news story was  
5 prepared or funded by that executive branch agency.

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

10 (b) Section 522 of division H of the Consolidated Ap-  
11 propriations Act, 2005 (Public Law 108-447; 118 Stat.  
12 3268; 5 U.S.C. 552a note) is amended by striking sub-  
13 section (d) and inserting the following:

14 “(d) INSPECTOR GENERAL REVIEW.—The Inspector  
15 General of each agency shall periodically conduct a review  
16 of the agency’s implementation of this section and shall  
17 report the results of its review to the Committees on Ap-  
18 propriations of the House of Representatives and the Sen-  
19 ate, the House Committee on Oversight and Government  
20 Reform, and the Senate Committee on Homeland Security  
21 and Governmental Affairs. The report required by this re-  
22 view may be incorporated into a related report to Congress  
23 otherwise required by law including, but not limited to,  
24 44 U.S.C. 3545, the Federal Information Security Man-  
25 agement Act of 2002. The Inspector General may contract

1 with an independent, third party organization to conduct  
2 the review.”.

3 SEC. 743. Each executive department and agency  
4 shall evaluate the creditworthiness of an individual before  
5 issuing the individual a government travel charge card.  
6 Such evaluations for individually-billed travel charge cards  
7 shall include an assessment of the individual’s consumer  
8 report from a consumer reporting agency as those terms  
9 are defined in section 603 of the Fair Credit Reporting  
10 Act (Public Law 91-508): *Provided*, That section  
11 604(a)(3) of such Act shall be amended by adding to the  
12 end the following:

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

17 *Provided further*, That the department or agency may not  
18 issue a government travel charge card to an individual  
19 that either lacks a credit history or is found to have an  
20 unsatisfactory credit history as a result of this evaluation:  
21 *Provided further*, That this restriction shall not preclude  
22 issuance of a restricted-use charge, debit, or stored value  
23 card made in accordance with agency procedures to: (1)  
24 an individual with an unsatisfactory credit history where  
25 such card is used to pay travel expenses and the agency

1 determines there is no suitable alternative payment mech-  
2 anism available before issuing the card; or (2) an indi-  
3 vidual who lacks a credit history. Each executive depart-  
4 ment and agency shall establish guidelines and procedures  
5 for disciplinary actions to be taken against agency per-  
6 sonnel for improper, fraudulent, or abusive use of govern-  
7 ment charge cards, which shall include appropriate dis-  
8 ciplinary actions for use of charge cards for purposes, and  
9 at establishments, that are inconsistent with the official  
10 business of the Department or agency or with applicable  
11 standards of conduct.

12 SEC. 744. CROSSCUT BUDGET. (A) DEFINITIONS.—  
13 For purposes of this section the following definitions  
14 apply:

15 (1) GREAT LAKES.—The terms “Great Lakes”  
16 and “Great Lakes State” have the same meanings  
17 as such terms have in section 506 of the Water Re-  
18 sources Development Act of 2000 (42 U.S.C.  
19 1962d-22).

20 (2) GREAT LAKES RESTORATION ACTIVITIES.—  
21 The term “Great Lakes restoration activities”  
22 means any Federal or State activity primarily or en-  
23 tirely within the Great Lakes watershed that seeks  
24 to improve the overall health of the Great Lakes eco-  
25 system.

1 (b) REPORT.—Not later than 30 days after submis-  
2 sion of the budget of the President to Congress, the Direc-  
3 tor of the Office of Management and Budget, in coordina-  
4 tion with the Governor of each Great Lakes State and the  
5 Great Lakes Interagency Task Force, shall submit to the  
6 appropriate authorizing and appropriating committees of  
7 the Senate and the House of Representatives a financial  
8 report, certified by the Secretary of each agency that has  
9 budget authority for Great Lakes restoration activities,  
10 containing—

11 (1) an interagency budget crosscut report  
12 that—

13 (A) displays the budget proposed, including  
14 any planned interagency or intra-agency trans-  
15 fer, for each of the Federal agencies that car-  
16 ries out Great Lakes restoration activities in  
17 the upcoming fiscal year, separately reporting  
18 the amount of funding to be provided under ex-  
19 isting laws pertaining to the Great Lakes eco-  
20 system; and

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

1           (2) a detailed accounting of all funds received  
2           and obligated by all Federal agencies and, to the ex-  
3           tent available, State agencies using Federal funds,  
4           for Great Lakes restoration activities during the cur-  
5           rent and previous fiscal years;

6           (3) a budget for the proposed projects (includ-  
7           ing a description of the project, authorization level,  
8           and project status) to be carried out in the upcom-  
9           ing fiscal year with the Federal portion of funds for  
10          activities; and

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

14          SEC. 745. (a) IN GENERAL.—None of the funds ap-  
15          propriated or otherwise made available by this or any  
16          other Act may be used for any Federal Government con-  
17          tract with any foreign incorporated entity which is treated  
18          as an inverted domestic corporation under section 835(b)  
19          of the Homeland Security Act of 2002 (6 U.S.C. 395(b))  
20          or any subsidiary of such an entity.

21          (b) WAIVERS.—

22                 (1) IN GENERAL.—Any Secretary shall waive  
23                 subsection (a) with respect to any Federal Govern-  
24                 ment contract under the authority of such Secretary

1 if the Secretary determines that the waiver is re-  
2 quired in the interest of national security.

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

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

10 SEC. 746. (a) Each executive department and agency  
11 shall establish and maintain on the homepage of its  
12 website, an obvious, direct link to the website of its respec-  
13 tive Inspector General.

14 (b) Each Office of Inspector General shall: (1) post  
15 on its website any public report or audit or portion of any  
16 report or audit issued within one day of its release; (2)  
17 provide a service on its website to allow an individual to  
18 request automatic receipt of information relating to any  
19 public report or audit or portion of that report or audit  
20 and which permits electronic transmittal of the informa-  
21 tion, or notice of the availability of the information with-  
22 out further request; and (3) establish and maintain a di-  
23 rect link on its website for individuals to anonymously re-  
24 port waste, fraud and abuse.

1       SEC. 747. (a) None of the funds available under this  
2 or any other Act may be used to carry out a public-private  
3 competition or direct conversion under Office of Manage-  
4 ment and Budget (OMB) Circular A-76, or any successor  
5 regulation, directive or policy, relating to the Human Re-  
6 sources Lines of Business initiative until 60 days after the  
7 Director of the Office of Management and Budget submits  
8 to the Committees on Appropriations of the House of Rep-  
9 resentatives and the Senate a report on the use of public-  
10 private competitions and direct conversion to contractor  
11 performance as part of the Human Resources Lines of  
12 Business initiative.

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

15           (1) The role, if any, that public-private competi-  
16 tions under Circular A-76 or direct conversions to  
17 contractor performance are expected to play as part  
18 of the Human Resources Lines of Business initia-  
19 tive.

20           (2) The expected impact, if any, of the initiative  
21 on employment levels at the Federal agencies in-  
22 volved or across the Federal Government as a whole.

23           (3) An estimate of the annual and recurring  
24 savings the initiative is expected to generate and a



1 description of the methodology used to derive that  
2 estimate.

3 (4) An estimate of the total transition costs at-  
4 tributable to the initiative.

5 (5) Guidance for use by agencies in evaluating  
6 the benefits of the initiative and in developing alter-  
7 native strategies should expected benefits fail to ma-  
8 terialize.

9 (c) The Director of the Office of Management and  
10 Budget shall provide a copy of the report to the Govern-  
11 ment Accountability Office at the same time the report  
12 is submitted to the Committees on Appropriations of the  
13 House of Representatives and the Senate. The Govern-  
14 ment Accountability Office shall review the report and  
15 brief the Committees on its views concerning the report  
16 within 45 days after receiving the report from the Direc-  
17 tor.

18 SEC. 748. No later than 180 days after enactment  
19 of this Act, the Office of Management and Budget shall  
20 establish a pilot program to develop and implement an in-  
21 ventory to track the cost and size (in contractor manpower  
22 equivalents) of service contracts, particularly with respect  
23 to contracts that have been performed poorly by a con-  
24 tractor because of excessive costs or inferior quality, as  
25 determined by a contracting officer within the last five

1 years, involve inherently governmental functions, or were  
2 undertaken without competition. The pilot program shall  
3 be established in at least three Cabinet-level departments,  
4 based on varying levels of annual contracting for services,  
5 as reported by the Federal Procurement Data System's  
6 Federal Procurement Report for fiscal year 2005, includ-  
7 ing at least one Cabinet-level department that contracts  
8 out annually for \$10,000,000,000 or more in services, at  
9 least one Cabinet-level department that contracts out an-  
10 nually for between \$5,000,000,000 and \$9,000,000,000 in  
11 services, and at least one Cabinet-level department that  
12 contracts out annually for under \$5,000,000,000 in serv-  
13 ices.

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

## 18 TITLE VIII

### 19 GENERAL PROVISIONS—DISTRICT OF

#### 20 COLUMBIA

21 SEC. 801. Whenever in this Act, an amount is speci-  
22 fied within an appropriation for particular purposes or ob-  
23 jects of expenditure, such amount, unless otherwise speci-  
24 fied, shall be considered as the maximum amount that

1 may be expended for said purpose or object rather than  
2 an amount set apart exclusively therefor.

3 SEC. 802. Appropriations in this Act shall be avail-  
4 able for expenses of travel and for the payment of dues  
5 of organizations concerned with the work of the District  
6 of Columbia government, when authorized by the Mayor,  
7 or, in the case of the Council of the District of Columbia,  
8 funds may be expended with the authorization of the  
9 Chairman of the Council.

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

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

20 (b) The District of Columbia may use local funds pro-  
21 vided in this title to carry out lobbying activities on any  
22 matter.

23 SEC. 805. (a) None of the funds provided under this  
24 Act to the agencies funded by this Act, both Federal and  
25 District government agencies, that remain available for

1 obligation or expenditure in fiscal year 2008, or provided  
2 from any accounts in the Treasury of the United States  
3 derived by the collection of fees available to the agencies  
4 funded by this Act, shall be available for obligation or ex-  
5 penditures for an agency through a reprogramming of  
6 funds which—

7 (1) creates new programs;

8 (2) eliminates a program, project, or responsi-  
9 bility center;

10 (3) establishes or changes allocations specifi-  
11 cally denied, limited or increased under this Act;

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

15 (5) reestablishes any program or project pre-  
16 viously deferred through reprogramming;

17 (6) augments any existing program, project, or  
18 responsibility center through a reprogramming of  
19 funds in excess of \$3,000,000 or 10 percent, which-  
20 ever is less; or

21 (7) increases by 20 percent or more personnel  
22 assigned to a specific program, project or responsi-  
23 bility center,

24 unless in the case of Federal funds, the Committees on  
25 Appropriations of the House of Representatives and Sen-

1 ate are notified in writing 15 days in advance of the re-  
2 programming and in the case of local funds, the Commit-  
3 tees on Appropriations of the House of Representatives  
4 and Senate are provided summary reports on April 1,  
5 2008 and October 1, 2008, setting forth detailed informa-  
6 tion regarding each such local funds reprogramming con-  
7 ducted subject to this subsection.

8 (b) None the local funds contained in this Act may  
9 be available for obligation or expenditure for an agency  
10 through a transfer of any local funds in excess of  
11 \$3,000,000 from one appropriation heading to another un-  
12 less the Committees on Appropriations of the House of  
13 Representatives and Senate are provided summary reports  
14 on April 1, 2008 and October 1, 2008, setting forth de-  
15 tailed information regarding each reprogramming con-  
16 ducted subject to this subsection, except that in no event  
17 may the amount of any funds transferred exceed 4 percent  
18 of the local funds in the appropriations.

19 (c) The District of Columbia Government is author-  
20 ized to approve and execute reprogramming and transfer  
21 requests of local funds under this title through December  
22 1, 2008.

23 SEC. 806. Consistent with the provisions of section  
24 1301(a) of title 31, United States Code, appropriations  
25 under this Act shall be applied only to the objects for

1 which the appropriations were made except as otherwise  
2 provided by law.

3 SEC. 807. Notwithstanding section 8344(a) of title  
4 5, United States Code, the amendment made by section  
5 2 of the District Government Reemployed Annuitant Off-  
6 set Elimination Amendment Act of 2004 (D.C. Law 15-  
7 207) shall apply with respect to any individual employed  
8 in an appointive or elective position with the District of  
9 Columbia government after December 7, 2004.

10 SEC. 808. No later than 30 days after the end of the  
11 first quarter of fiscal year 2008, the Mayor of the District  
12 of Columbia shall submit to the Council of the District  
13 of Columbia and the Committees on Appropriations of the  
14 House of Representatives and Senate the new fiscal year  
15 2008 revenue estimates as of the end of such quarter.  
16 These estimates shall be used in the budget request for  
17 fiscal year 2009. The officially revised estimates at mid-  
18 year shall be used for the midyear report.

19 SEC. 809. None of the Federal funds provided in this  
20 Act may be used by the District of Columbia to provide  
21 for salaries, expenses, or other costs associated with the  
22 offices of United States Senator or United States Rep-  
23 resentative under section 4(d) of the District of Columbia  
24 Statehood Constitutional Convention Initiatives of 1979  
25 (D.C. Law 3-171; D.C. Official Code, sec. 1-123).

1       SEC. 810. None of the Federal funds made available  
2 in this Act may be used to implement or enforce the  
3 Health Care Benefits Expansion Act of 1992 (D.C. Law  
4 9-114; D.C. Official Code, sec. 32-701 et seq.) or to oth-  
5 erwise implement or enforce any system of registration of  
6 unmarried, cohabiting couples, including but not limited  
7 to registration for the purpose of extending employment,  
8 health, or governmental benefits to such couples on the  
9 same basis that such benefits are extended to legally mar-  
10 ried couples.

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

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

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

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

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

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

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

14 (c) No amount may be obligated or expended from  
15 the general fund or other funds of the District of Colum-  
16 bia government in anticipation of the approval or receipt  
17 of a grant under subsection (b)(2) or in anticipation of  
18 the approval or receipt of a Federal, private, or other  
19 grant not subject to such subsection.

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



1           (e) The Chief Financial Officer of the District of Co-  
2 lumbia shall prepare a quarterly report setting forth de-  
3 tailed information regarding all Federal, private, and  
4 other grants subject to this section. Each such report shall  
5 be submitted to the Council of the District of Columbia  
6 and to the Committees on Appropriations of the House  
7 of Representatives and Senate not later than 15 days after  
8 the end of the quarter covered by the report.

9           SEC. 812. (a) Except as otherwise provided in this  
10 section, none of the funds made available by this Act or  
11 by any other Act may be used to provide any officer or  
12 employee of the District of Columbia with an official vehi-  
13 cle unless the officer or employee uses the vehicle only in  
14 the performance of the officer's or employee's official du-  
15 ties. For purposes of this paragraph, the term "official  
16 duties" does not include travel between the officer's or em-  
17 ployee's residence and workplace, except in the case of—

18           (1) an officer or employee of the Metropolitan  
19 Police Department who resides in the District of Co-  
20 lumbia or is otherwise designated by the Chief of the  
21 Department;

22           (2) at the discretion of the Fire Chief, an offi-  
23 cer or employee of the District of Columbia Fire and  
24 Emergency Medical Services Department who re-  
25 sides in the District of Columbia and is on call 24

1 hours a day or is otherwise designated by the Fire  
2 Chief;

3 (3) at the discretion of the Director of the De-  
4 partment of Corrections, an officer or employee of  
5 the District of Columbia Department of Corrections  
6 who resides in the District of Columbia and is on  
7 call 24 hours a day or is otherwise designated by the  
8 Director;

9 (4) the Mayor of the District of Columbia; and

10 (5) the Chairman of the Council of the District  
11 of Columbia.

12 (b) The Chief Financial Officer of the District of Co-  
13 lumbia shall submit by March 1, 2008, an inventory, as  
14 of September 30, 2007, of all vehicles owned, leased or  
15 operated by the District of Columbia government. The in-  
16 ventory shall include, but not be limited to, the depart-  
17 ment to which the vehicle is assigned; the year and make  
18 of the vehicle; the acquisition date and cost; the general  
19 condition of the vehicle; annual operating and mainte-  
20 nance costs; current mileage; and whether the vehicle is  
21 allowed to be taken home by a District officer or employee  
22 and if so, the officer or employee's title and resident loca-  
23 tion.

24 SEC. 813. (a) None of the Federal funds contained  
25 in this Act may be used by the District of Columbia Cor-

1 poration Counsel or any other officer or entity of the Dis-  
2 trict government to provide assistance for any petition  
3 drive or civil action which seeks to require Congress to  
4 provide for voting representation in Congress for the Dis-  
5 trict of Columbia.

6 (b) Nothing in this section bars the District of Co-  
7 lumbia Corporation Counsel from reviewing or com-  
8 menting on briefs in private lawsuits, or from consulting  
9 with officials of the District government regarding such  
10 lawsuits.

11 SEC. 814. None of the Federal funds contained in  
12 this Act may be used for any program of distributing ster-  
13 ile needles or syringes for the hypodermic injection of any  
14 illegal drug.

15 SEC. 815. None of the funds contained in this Act  
16 may be used after the expiration of the 60-day period that  
17 begins on the date of the enactment of this Act to pay  
18 the salary of any chief financial officer of any office of  
19 the District of Columbia government (including any inde-  
20 pendent agency of the District of Columbia) who has not  
21 filed a certification with the Mayor and the Chief Finan-  
22 cial Officer of the District of Columbia that the officer  
23 understands the duties and restrictions applicable to the  
24 officer and the officer's agency as a result of this Act (and  
25 the amendments made by this Act), including any duty

1 to prepare a report requested either in the Act or in any  
2 of the reports accompanying the Act and the deadline by  
3 which each report must be submitted: *Provided*, That the  
4 Chief Financial Officer of the District of Columbia shall  
5 provide to the Committees on Appropriations of the House  
6 of Representatives and Senate by April 1, 2008 and Octo-  
7 ber 1, 2008, a summary list showing each report, the due  
8 date, and the date submitted to the Committees.

9       SEC. 816. Nothing in this Act may be construed to  
10 prevent the Council or Mayor of the District of Columbia  
11 from addressing the issue of the provision of contraceptive  
12 coverage by health insurance plans, but it is the intent  
13 of Congress that any legislation enacted on such issue  
14 should include a “conscience clause” which provides excep-  
15 tions for religious beliefs and moral convictions.

16       SEC. 817. The Mayor of the District of Columbia  
17 shall submit to the Committees on Appropriations of the  
18 House of Representatives and Senate, the Committee on  
19 Oversight and Government Reform of the House of Rep-  
20 resentatives, and the Committee on Homeland Security  
21 and Governmental Affairs of the Senate annual reports  
22 addressing—

23               (1) crime, including the homicide rate, imple-  
24               mentation of community policing, the number of po-

1       lice officers on local beats, and the closing down of  
2       open-air drug markets;

3           (2) access to substance and alcohol abuse treat-  
4       ment, including the number of treatment slots, the  
5       number of people served, the number of people on  
6       waiting lists, and the effectiveness of treatment pro-  
7       grams;

8           (3) management of parolees and pre-trial vio-  
9       lent offenders, including the number of halfway  
10      houses escapes and steps taken to improve moni-  
11      toring and supervision of halfway house residents to  
12      reduce the number of escapes to be provided in con-  
13      sultation with the Court Services and Offender Su-  
14      pervision Agency for the District of Columbia;

15          (4) education, including access to special edu-  
16      cation services and student achievement to be pro-  
17      vided in consultation with the District of Columbia  
18      Public Schools and the District of Columbia public  
19      charter schools;

20          (5) improvement in basic District services, in-  
21      cluding rat control and abatement;

22          (6) application for and management of Federal  
23      grants, including the number and type of grants for  
24      which the District was eligible but failed to apply  
25      and the number and type of grants awarded to the

1 District but for which the District failed to spend  
2 the amounts received; and

3 (7) indicators of child well-being.

4 SEC. 818. (a) No later than 30 calendar days after  
5 the date of the enactment of this Act, the Chief Financial  
6 Officer of the District of Columbia shall submit to the ap-  
7 propriate committees of Congress, the Mayor, and the  
8 Council of the District of Columbia a revised appropriated  
9 funds operating budget in the format of the budget that  
10 the District of Columbia government submitted pursuant  
11 to section 442 of the District of Columbia Home Rule Act  
12 (D.C. Official Code, section 1-204.42), for all agencies of  
13 the District of Columbia government for fiscal year 2008  
14 that is in the total amount of the approved appropriation  
15 and that realigns all budgeted data for personal services  
16 and other-than-personal-services, respectively, with antici-  
17 pated actual expenditures.

18 (b) This section shall apply only to an agency where  
19 the Chief Financial Officer of the District of Columbia  
20 certifies that a reallocation is required to address unantici-  
21 pated changes in program requirements.

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

24 (1) the fees of an attorney who represents a  
25 party in an action or an attorney who defends an ac-

1           tion brought against the District of Columbia Public  
2           Schools under the Individuals with Disabilities Edu-  
3           cation Act (20 U.S.C. 1400 et seq.) in excess of  
4           \$4,000 for that action; or

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

11          (b) In this section, the term "action" includes an ad-  
12         ministrative proceeding and any ensuing or related pro-  
13         ceedings before a court of competent jurisdiction.

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

20                 (1) The Chief Financial Officer of the District  
21                 of Columbia shall certify that the use of any such  
22                 amounts is not anticipated to have a negative impact  
23                 on the District's long-term financial, fiscal, and eco-  
24                 nomic vitality.

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

3           (A) One-time expenditures.

4           (B) Expenditures to avoid deficit spending.

5           (C) Debt Reduction.

6           (D) Program needs.

7           (E) Expenditures to avoid revenue short-  
8 falls.

9           (3) The amounts shall be obligated and ex-  
10 pended in accordance with laws enacted by the  
11 Council in support of each such obligation or ex-  
12 penditure.

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

16           (5) The amounts may not be obligated or ex-  
17 pended unless the Mayor notifies the Committees on  
18 Appropriations of the House of Representatives and  
19 Senate not fewer than 30 days in advance of the ob-  
20 ligation or expenditure.

21       SEC. 821. (a) To account for an unanticipated growth  
22 of revenue collections, the amount appropriated as District  
23 of Columbia Funds pursuant to this Act may be in-  
24 creased—



1           (1) by an aggregate amount of not more than  
2           25 percent, in the case of amounts proposed to be  
3           allocated as "Other-Type Funds" in the Fiscal Year  
4           2008 Proposed Budget and Financial Plan sub-  
5           mitted to Congress by the District of Columbia; and

6           (2) by an aggregate amount of not more than  
7           6 percent, in the case of any other amounts pro-  
8           posed to be allocated in such Proposed Budget and  
9           Financial Plan.

10          (b) The District of Columbia may obligate and ex-  
11          pend any increase in the amount of funds authorized  
12          under this section only in accordance with the following  
13          conditions:

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

16                       (A) the increase in revenue; and

17                       (B) that the use of the amounts is not an-  
18                       ticipated to have a negative impact on the long-  
19                       term financial, fiscal, or economic health of the  
20                       District.

21               (2) The amounts shall be obligated and ex-  
22               pended in accordance with laws enacted by the  
23               Council of the District of Columbia in support of  
24               each such obligation and expenditure, consistent  
25               with the requirements of this Act.

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

4           (4) The amounts may not be obligated or ex-  
5 pended unless the Mayor has notified the Commit-  
6 tees on Appropriations of the House of Representa-  
7 tives and Senate not fewer than 30 days in advance  
8 of the obligation or expenditure.

9       SEC. 822. The Chief Financial Officer for the District  
10 of Columbia may, for the purpose of cash flow manage-  
11 ment, conduct short-term borrowing from the emergency  
12 reserve fund and from the contingency reserve fund estab-  
13 lished under section 450A of the District of Columbia  
14 Home Rule Act (Public Law 98-198): *Provided*, That the  
15 amount borrowed shall not exceed 50 percent of the total  
16 amount of funds contained in both the emergency and con-  
17 tingency reserve funds at the time of borrowing: *Provided*  
18 *further*, That the borrowing shall not deplete either fund  
19 by more than 50 percent: *Provided further*, That 100 per-  
20 cent of the funds borrowed shall be replenished within 9  
21 months of the time of the borrowing or by the end of the  
22 fiscal year, whichever occurs earlier: *Provided further*,  
23 That in the event that short-term borrowing has been con-  
24 ducted and the emergency or the contingency funds are  
25 later depleted below 50 percent as a result of an emer-

1 gency or contingency, an amount equal to the amount nec-  
2 essary to restore reserve levels to 50 percent of the total  
3 amount of funds contained in both the emergency and con-  
4 tingency reserve fund must be replenished from the  
5 amount borrowed within 60 days.

6 SEC. 823. (a) None of the funds contained in this  
7 Act may be used to enact or carry out any law, rule, or  
8 regulation to legalize or otherwise reduce penalties associ-  
9 ated with the possession, use, or distribution of any sched-  
10 ule I substance under the Controlled Substances Act (21  
11 U.S.C. 801 et seq.) or any tetrahydrocannabinols deriva-  
12 tive.

13 (b) The Legalization of Marijuana for Medical Treat-  
14 ment Initiative of 1998, also known as Initiative 59, ap-  
15 proved by the electors of the District of Columbia on No-  
16 vember 3, 1998, shall not take effect.

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

22 SEC. 825. (a) DIRECT APPROPRIATION.—Section  
23 307(a) of the District of Columbia Court Reform and  
24 Criminal Procedure Act of 1970 (sec. 2-1607(a), D.C. Of-  
25 ficial Code) is amended by striking the first 2 sentences

1 and inserting the following: “There are authorized to be  
2 appropriated to the Service in each fiscal year such funds  
3 as may be necessary to carry out this chapter.”.

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

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

10 SEC. 826. Amounts appropriated in this Act as oper-  
11 ating funds may be transferred to the District of Colum-  
12 bia’s enterprise and capital funds and such amounts, once  
13 transferred shall retain appropriation authority consistent  
14 with the provisions of this Act.

15 SEC. 827. In fiscal year 2008 and thereafter,  
16 amounts deposited in the Student Enrollment Fund shall  
17 be available for expenditure upon deposit and shall remain  
18 available until expended consistent with the terms detailed  
19 in “The Student Funding Formula Assessment, Edu-  
20 cational Data Warehouse, and Enrollment Fund Estab-  
21 lishment Amendment Act of 2007” (title IV–D of D.C.  
22 Law L17–0020) and the entire provisions of that Act are  
23 incorporated herein by reference.

24 SEC. 828. Except as expressly provided otherwise,  
25 any reference to “this Act” contained in this title or in

1 title IV shall be treated as referring only to the provisions  
2 of this title or of title IV.

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