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112TH CONGRESS
1ST SESSION

H. R. _____

[Report No. 112-____]

Making appropriations for financial services and general government for the fiscal year ending September 30, 2012, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2011

Mrs. EMERSON, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for financial services and general government for the fiscal year ending September 30, 2012, and for other purposes.

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

1 fiscal year ending September 30, 2012, and for other pur-
2 poses, namely:

3 TITLE I
4 DEPARTMENT OF THE TREASURY
5 DEPARTMENTAL OFFICES
6 SALARIES AND EXPENSES

7 For necessary expenses of the Departmental Offices,
8 except for the Office of Terrorism and Financial Intel-
9 ligence, including operation and maintenance of the Treas-
10 ury Building and Annex; hire of passenger motor vehicles;
11 maintenance, repairs, and improvements of, and purchase
12 of commercial insurance policies for real properties leased
13 or owned overseas, when necessary for the performance
14 of official business, \$185,749,000; of which up to
15 \$1,000,000 may be contributed to the Global Tax Forum;
16 of which not to exceed \$7,000,000, to remain available
17 until September 30, 2013, is available for information
18 technology modernization requirements, and the Office of
19 Critical Infrastructure Protection and Compliance Policy; of
20 which \$6,787,000 is for the Treasury-wide Financial
21 Statement Audit and Internal Control Program; of which
22 not to exceed \$300,000 is for official reception and rep-
23 resentation expenses; and of which not to exceed \$258,000
24 is for unforeseen emergencies of a confidential nature, to
25 be allocated and expended under the direction of the Sec-

1 retary of the Treasury and to be accounted for solely on
2 his certificate.

3 OFFICE OF TERRORISM AND FINANCIAL INTELLIGENCE

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFERS OF FUNDS)

6 For the necessary expenses of the Office of Terrorism
7 and Financial Intelligence to safeguard the financial sys-
8 tem against illicit use and to combat rogue nations, ter-
9 rorist facilitators, weapons of mass destruction
10 proliferators, money launderers, drug kingpins, and other
11 national security threats, \$100,000,000, of which
12 \$1,000,000 is available until expended including \$500,000
13 for secure space requirements: *Provided*, That the unobli-
14 gated prior year balances associated with these activities
15 under the heading “Departmental Offices – Salaries and
16 Expenses” shall be transferred to and merged with this
17 account.

18 BUREAU OF CONSUMER FINANCIAL PROTECTION

19 ADMINISTRATIVE PROVISIONS

20 SEC. 101. (a) During fiscal year 2012, the Board of
21 Governors of the Federal Reserve may not transfer more
22 than \$200,000,000 to the Bureau of Consumer Financial
23 Protection for activities authorized to be carried out by
24 the Bureau under title X of the Dodd-Frank Wall Street

1 Reform and Consumer Protection Act (Public Law 111-
2 203).

3 (b) During fiscal year 2012, the Bureau of Consumer
4 Financial Protection may not obligate more than
5 \$200,000,000 for such activities.

6 SEC. 102. Effective October 1, 2012, notwithstanding
7 section 1017 of Public Law 111–203—

8 (1) the Board of Governors of the Federal Re-
9 serve System shall not transfer amounts specified
10 under such section to the Bureau of Consumer Fi-
11 nancial Protection; and

12 (2) there are authorized to be appropriated to
13 the Bureau of Consumer Financial Protection such
14 sums as may be necessary to carry out the authori-
15 ties of the Bureau under Federal consumer financial
16 law.

17 OFFICE OF INSPECTOR GENERAL

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978, including hire of passenger motor
22 vehicles, \$29,641,000, of which not to exceed \$100,000
23 for unforeseen emergencies of a confidential nature, to be
24 allocated and expended under the direction of the Inspec-
25 tor General of the Treasury.

1 TREASURY INSPECTOR GENERAL FOR TAX

2 ADMINISTRATION

3 SALARIES AND EXPENSES

4 For necessary expenses of the Treasury Inspector
5 General for Tax Administration in carrying out the In-
6 spector General Act of 1978, including purchase (not to
7 exceed 150 for replacement only for police-type use) and
8 hire of passenger motor vehicles (31 U.S.C. 1343(b)),
9 \$151,696,000, of which not to exceed \$500,000 shall be
10 available for unforeseen emergencies of a confidential na-
11 ture, to be allocated and expended under the direction of
12 the Inspector General for Tax Administration.

13 SPECIAL INSPECTOR GENERAL FOR THE TROUBLED

14 ASSET RELIEF PROGRAM

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of the Special
17 Inspector General in carrying out the provisions of the
18 Emergency Economic Stabilization Act of 2008 (Public
19 Law 110-343), \$41,801,000.

20 FINANCIAL CRIMES ENFORCEMENT NETWORK

21 SALARIES AND EXPENSES

22 For necessary expenses of the Financial Crimes En-
23 forcement Network, including hire of passenger motor ve-
24 hicles; travel and training expenses, including for course
25 development, of non-Federal and foreign government per-

1 sonnel to attend meetings and training concerned with do-
2 mestic and foreign financial intelligence activities, law en-
3 forcement, and financial regulation; not to exceed \$14,000
4 for official reception and representation expenses; and for
5 assistance to Federal law enforcement agencies, with or
6 without reimbursement, \$110,788,000, of which not to ex-
7 ceed \$20,000,000 shall remain available until September
8 30, 2014.

9 TREASURY FORFEITURE FUND

10 (RESCISSION)

11 Of the unobligated balances available under this
12 heading, \$630,000,000 are permanently rescinded.

13 FINANCIAL MANAGEMENT SERVICE

14 SALARIES AND EXPENSES

15 For necessary expenses of the Financial Management
16 Service, \$216,617,000, of which not to exceed \$4,120,000
17 shall remain available until September 30, 2014, for infor-
18 mation systems modernization initiatives; and of which not
19 to exceed \$2,500 shall be available for official reception
20 and representation expenses.

21 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

22 SALARIES AND EXPENSES

23 For necessary expenses of carrying out section 1111
24 of the Homeland Security Act of 2002, including hire of
25 passenger motor vehicles, \$96,899,000; of which not to ex-

1 ceed \$6,000 for official reception and representation ex-
2 penses; not to exceed \$50,000 for cooperative research and
3 development programs for laboratory services; and provi-
4 sion of laboratory assistance to State and local agencies
5 with or without reimbursement.

6 UNITED STATES MINT

7 UNITED STATES MINT PUBLIC ENTERPRISE FUND

8 Pursuant to section 5136 of title 31, United States
9 Code, the United States Mint is provided funding through
10 the United States Mint Public Enterprise Fund for costs
11 associated with the production of circulating coins, numis-
12 matic coins, and protective services, including both oper-
13 ating expenses and capital investments. The aggregate
14 amount of new liabilities and obligations incurred during
15 fiscal year 2012 under such section 5136 for circulating
16 coinage and protective service capital investments of the
17 United States Mint shall not exceed \$20,000,000.

18 BUREAU OF THE PUBLIC DEBT

19 ADMINISTERING THE PUBLIC DEBT

20 For necessary expenses connected with any public-
21 debt issues of the United States, \$171,979,000, of which
22 not to exceed \$2,500 shall be available for official recep-
23 tion and representation expenses, and of which
24 \$10,000,000 shall remain available until September 30,
25 2013: *Provided*, That the sum appropriated herein from

1 the general fund for fiscal year 2012 shall be reduced by
2 not more than \$8,000,000 as definitive security issue fees
3 and Legacy Treasury Direct Investor Account Mainte-
4 nance fees are collected, so as to result in a final fiscal
5 year 2012 appropriation from the general fund estimated
6 at \$163,979,000. In addition, \$165,000 to be derived from
7 the Oil Spill Liability Trust Fund to reimburse the Bu-
8 reau for administrative and personnel expenses for finan-
9 cial management of the Fund, as authorized by section
10 1012 of Public Law 101-380.

11 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

12 FUND PROGRAM ACCOUNT

13 To carry out the Riegle Community Development
14 Banking and Financial Institutions Act of 1994 (Public
15 Law 103-325), \$183,000,000, to remain available until
16 September 30, 2013; of which \$12,000,000 shall be for
17 financial assistance, technical assistance, training and out-
18 reach programs, designed to benefit Native communities,
19 including Native Hawaiians and Alaskans, and provided
20 primarily through qualified community development lender
21 organizations with experience and expertise in community
22 development banking and lending in Indian country, Na-
23 tive American organizations, tribes and tribal organiza-
24 tions and other suitable providers; of which \$22,965,000
25 may be for administrative expenses; and of which up to

1 \$10,315,000 may be used for the cost of direct loans: *Pro-*
2 *vided*, That the cost of direct loans, including the cost of
3 modifying such loans, shall be as defined in section 502
4 of the Congressional Budget Act of 1974: *Provided fur-*
5 *ther*, That these funds are available to subsidize gross obli-
6 gations for the principal amount of direct loans not to ex-
7 ceed \$25,000,000: *Provided further*, That none of the
8 funds provided under this heading shall be available for
9 specialized programs, initiatives, or variations of financial
10 or technical assistance unless the Department of Treasury
11 demonstrates to the House and Senate Committees on Ap-
12 propriations, the House Committee on Financial Services,
13 and the Senate Committee on Banking, Housing, and
14 Urban Development how the specialized programs, initia-
15 tives, or variations can effectively address the findings in
16 the Riegle Community Development and Financial Institu-
17 tions Act (Public Law 103–325).

18 INTERNAL REVENUE SERVICE

19 TAXPAYER SERVICES

20 For necessary expenses of the Internal Revenue Serv-
21 ice to provide taxpayer services, including pre-filing assist-
22 ance and education, filing and account services, and tax-
23 payer advocacy services, \$2,165,756,000, of which not less
24 than \$5,100,000 shall be for the Tax Counseling for the
25 Elderly Program, of which not less than \$9,500,000 shall

1 be available for low-income taxpayer clinic grants, of which
2 not less than \$12,000,000, to remain available until Sep-
3 tember 30, 2013, shall be available for a Community Vol-
4 unteer Income Tax Assistance matching grants program
5 for tax return preparation assistance, of which not less
6 than \$200,000,000 shall be available for operating ex-
7 penses of the Taxpayer Advocate Service, and of which
8 not more than \$15,481,000 shall be for expenses nec-
9 essary to implement the tax credit in title II of Division
10 A of the Trade Act of 2002 (Public Law 107-210).

11

ENFORCEMENT

12 For necessary expenses for tax enforcement activities
13 of the Internal Revenue Service to determine and collect
14 owed taxes, to provide legal and litigation support, to con-
15 duct criminal investigations, to enforce criminal statutes
16 related to violations of internal revenue laws and other fi-
17 nancial crimes, and to purchase (for police-type use, not
18 to exceed 850) and hire passenger motor vehicles (31
19 U.S.C. 1343(b)), \$5,226,603,000, of which not less than
20 \$60,257,000 shall be for the Interagency Crime and Drug
21 Enforcement program.

22

OPERATIONS SUPPORT

23 For necessary expenses of the Internal Revenue Serv-
24 ice to support taxpayer services and enforcement pro-
25 grams, including rent payments; facilities services; print-

1 ing; postage; physical security; headquarters and other
2 IRS-wide administration activities; research and statistics
3 of income; telecommunications; information technology de-
4 velopment, enhancement, operations, maintenance, and se-
5 curity; and the hire of passenger motor vehicles (31 U.S.C.
6 1343(b)); \$3,793,379,000; of which up to \$300,000,000
7 shall remain available until September 30, 2013; of which
8 not to exceed \$2,000,000 shall be for the Internal Revenue
9 Service Oversight Board; and of which not to exceed
10 \$25,000 shall be for official reception and representation.

11 BUSINESS SYSTEMS MODERNIZATION

12 For necessary expenses of the Internal Revenue Serv-
13 ice's business systems modernization program,
14 \$330,000,000, to remain available until September 30,
15 2014, for the capital asset acquisition of information tech-
16 nology systems, including management and related con-
17 tractual costs of said acquisitions, and related Internal
18 Revenue Service labor costs: *Provided*, That, with the ex-
19 ception of labor costs, none of these funds may be obli-
20 gated until the Internal Revenue Service submits to the
21 Committees on Appropriations a plan for expenditure that:
22 (1) meets the capital planning and investment control re-
23 view requirements established by the Office of Manage-
24 ment and Budget, including Circular A-11; (2) complies
25 with the Internal Revenue Service's enterprise architec-

1 ture, including the modernization blueprint; (3) conforms
2 with the Internal Revenue Service’s enterprise life cycle
3 methodology; (4) is approved by the Internal Revenue
4 Service, the Department of the Treasury, and the Office
5 of Management and Budget; (5) has been received by the
6 Government Accountability Office; and (6) complies with
7 the acquisition rules, requirements, guidelines, and sys-
8 tems acquisition management practices of the Federal
9 Government.

10 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

11 SERVICE

12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 103. Not to exceed 5 percent of any appropria-
14 tion made available in this Act to the Internal Revenue
15 Service or not to exceed 3 percent of appropriations under
16 the heading “Enforcement” may be transferred to any
17 other Internal Revenue Service appropriation upon the ad-
18 vance notification of the Committees on Appropriations.

19 SEC. 104. The Internal Revenue Service shall main-
20 tain a training program to ensure that Internal Revenue
21 Service employees are trained in taxpayers’ rights, in deal-
22 ing courteously with taxpayers, and in cross-cultural rela-
23 tions.

24 SEC. 105. The Internal Revenue Service shall insti-
25 tute and enforce policies and procedures that will safe-

1 guard the confidentiality of taxpayer information and pro-
2 tect taxpayers against identity theft.

3 SEC. 106. Funds made available by this or any other
4 Act to the Internal Revenue Service shall be available for
5 improved facilities and increased staffing to provide suffi-
6 cient and effective 1–800 help line service for taxpayers.
7 The Commissioner shall continue to make the improve-
8 ment of the Internal Revenue Service 1–800 help line serv-
9 ice a priority and allocate resources necessary to increase
10 phone lines and staff to improve the Internal Revenue
11 Service 1–800 help line service.

12 SEC. 107. None of the funds made available by this
13 Act may be used by the Internal Revenue Service to imple-
14 ment or enforce section 5000A of the Internal Revenue
15 Code of 1986, section 6055 of such Code, section 1502(c)
16 of the Patient Protection and Affordable Care Act (Public
17 Law 111–148), or any amendments made by section
18 1502(b) of such Act.

19 SEC. 108. None of the funds made available in the
20 Patient Protection and Affordable Care Act (Public Law
21 111–148) or the Health Care and Education Reconcili-
22 ation Act of 2010 (Public Law 111–152) may be trans-
23 ferred to the Internal Revenue Service for the purpose of
24 carrying out any provisions of, or amendments made by,
25 such Acts.

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

3 SEC. 112. Not to exceed 2 percent of any appropria-
4 tion made available in this Act to the Internal Revenue
5 Service may be transferred to the Treasury Inspector Gen-
6 eral for Tax Administration's appropriation upon the ad-
7 vance notification to the Committees on Appropriations:
8 *Provided*, That no transfer may increase or decrease any
9 such appropriation by more than 2 percent.

10 SEC. 113. Of the funds available for the purchase of
11 law enforcement vehicles, no funds may be obligated until
12 the Secretary of the Treasury certifies that the purchase
13 by the respective Treasury bureau is consistent with de-
14 partmental vehicle management principles: *Provided*, That
15 the Secretary may delegate this authority to the Assistant
16 Secretary for Management.

17 SEC. 114. None of the funds appropriated in this Act
18 or otherwise available to the Department of the Treasury
19 or the Bureau of Engraving and Printing may be used
20 to redesign the \$1 Federal Reserve note.

21 SEC. 115. The Secretary of the Treasury may trans-
22 fer funds from Financial Management Service, Salaries
23 and Expenses to the Debt Collection Fund as necessary
24 to cover the costs of debt collection: *Provided*, That such
25 amounts shall be reimbursed to such salaries and expenses

1 account from debt collections received in the Debt Collec-
2 tion Fund.

3 SEC. 116. Section 122(g)(1) of Public Law 105–119
4 (5 U.S.C. 3104 note), is further amended by striking “12
5 years” and inserting “14 years”.

6 SEC. 117. None of the funds appropriated or other-
7 wise made available by this or any other Act may be used
8 by the United States Mint to construct or operate any mu-
9 seum without the explicit approval of the Committees on
10 Appropriations of the House of Representatives and the
11 Senate, the House Committee on Financial Services, and
12 the Senate Committee on Banking, Housing and Urban
13 Affairs.

14 SEC. 118. None of the funds appropriated or other-
15 wise made available by this or any other Act or source
16 to the Department of the Treasury, the Bureau of Engrav-
17 ing and Printing, and the United States Mint, individually
18 or collectively, may be used to consolidate any or all func-
19 tions of the Bureau of Engraving and Printing and the
20 United States Mint without the explicit approval of the
21 House Committee on Financial Services; the Senate Com-
22 mittee on Banking, Housing, and Urban Affairs; and the
23 Committees on Appropriations of the House of Represent-
24 atives and the Senate.

1 SEC. 119. Funds appropriated by this Act, or made
2 available by the transfer of funds in this Act, for the De-
3 partment of the Treasury's intelligence or intelligence re-
4 lated activities are deemed to be specifically authorized by
5 the Congress for purposes of section 504 of the National
6 Security Act of 1947 (50 U.S.C. 414) during fiscal year
7 2012 until the enactment of the Intelligence Authorization
8 Act for Fiscal Year 2012.

9 SEC. 120. Not to exceed \$5,000 shall be made avail-
10 able from the Bureau of Engraving and Printing's Indus-
11 trial Revolving Fund for necessary official reception and
12 representation expenses.

13 SEC. 121. Section 5114(e) of Title 31, United States
14 Code (relating to engraving and printing currency and se-
15 curity documents), is amended by striking "for a period
16 of not more than 4 years".

17 SEC. 122. In the current fiscal year and and each
18 fiscal year hereafter, any person who forwards to the Bu-
19 reau of Engraving and Printing a mutilated paper cur-
20 rency claim equal to or exceeding \$10,000 for redemption
21 will be required to provide the Bureau their taxpayer iden-
22 tification number.

23 SEC. 123. Section 310(b)(2)(E) of title 31, United
24 States Code (relating to the Financial Crimes Enforce-

1 ment Network), is amended by inserting “and foreign”
2 after “Federal” the first time that it appears.

3 SEC. 124. Section 5318(g)(2)(A) of title 31, United
4 States Code (relating to reporting of suspicious trans-
5 actions), is amended—

6 (1) by striking “and” at the end of clause (i);

7 (2) by striking the period at the end of clause
8 (ii) and inserting “; and”; and

9 (3) by adding at the end the following:

10 “(iii) no other person that the Sec-
11 retary may prescribe by regulation, who
12 has knowledge that such report was made,
13 may disclose to any person involved in the
14 transaction that the transaction has been
15 reported.”.

16 SEC. 125. Section 5319 of title 31, United States
17 Code (relating to availability of reports), is amended by
18 inserting after “title 5” the following: “, or under any
19 State law having or intended to have a similar effect”.

20 SEC. 126. During fiscal year 2012, the Financial Re-
21 search Fund may not obligate more than \$72,000,000 for
22 activities authorized by the Dodd-Frank Wall Street Re-
23 form and Consumer Protection Act (Public Law 111-
24 203), of which not more than \$64,468,000 is for the Of-
25 fice of Financial Research.

1 SEC. 127. During fiscal year 2012, the Secretary of
2 Treasury may not obligate more than \$200,000,000 for
3 the administrative expenses of the Office of Financial Sta-
4 bility for carrying out the Troubled Assets Relief Pro-
5 gram.

6 SEC. 128. Section 5331(a) of title 31, United States
7 Code, is amended—

8 (1) by striking paragraph (1) and inserting the
9 following:

10 “(1)(A) who is engaged in a trade or business,
11 and”;

12 (2) by redesignating paragraph (2) as subpara-
13 graph (B);

14 (3) in subparagraph (B), as so redesignated, by
15 adding “or” at the end; and

16 (4) by inserting after subparagraph (B), as so
17 redesignated, the following new paragraph:

18 “(2) who is required to file a report under sec-
19 tion 6050I(g) of title 26,”.

20 SEC. 129. Section 120 of the Emergency Economic
21 Stabilization Act of 2008 (Public Law 110–343) is amend-
22 ed by adding at the end the following new subsection:

23 “(c) TERMINATION OF AUTHORITY TO PRO-
24 VIDE NEW ASSISTANCE UNDER THE HOME AF-
25 FORDABLE MODIFICATION PROGRAM.—

1 shall be expended and accounted for as provided in that
2 section; hire of passenger motor vehicles, newspapers,
3 periodicals, and travel (not to exceed \$100,000 to be ex-
4 pended and accounted for as provided by 3 U.S.C. 103);
5 and not to exceed \$19,000 for official entertainment ex-
6 penses, to be available for allocation within the Executive
7 Office of the President; and for necessary expenses of the
8 Office of Policy Development, including services as author-
9 ized by 5 U.S.C. 3109 and 3 U.S.C. 107, \$55,513,000.

10 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

11 OPERATING EXPENSES

12 For the care, maintenance, repair and alteration, re-
13 furnishing, improvement, heating, and lighting, including
14 electric power and fixtures, of the Executive Residence at
15 the White House and official entertainment expenses of
16 the President, \$12,989,000, to be expended and accounted
17 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

18 REIMBURSABLE EXPENSES

19 For the reimbursable expenses of the Executive Resi-
20 dence at the White House, such sums as may be nec-
21 essary: *Provided*, That all reimbursable operating expenses
22 of the Executive Residence shall be made in accordance
23 with the provisions of this paragraph: *Provided further*,
24 That, notwithstanding any other provision of law, such
25 amount for reimbursable operating expenses shall be the

1 exclusive authority of the Executive Residence to incur ob-
2 ligations and to receive offsetting collections, for such ex-
3 penses: *Provided further*, That the Executive Residence
4 shall require each person sponsoring a reimbursable polit-
5 ical event to pay in advance an amount equal to the esti-
6 mated cost of the event, and all such advance payments
7 shall be credited to this account and remain available until
8 expended: *Provided further*, That the Executive Residence
9 shall require the national committee of the political party
10 of the President to maintain on deposit \$25,000, to be
11 separately accounted for and available for expenses relat-
12 ing to reimbursable political events sponsored by such
13 committee during such fiscal year: *Provided further*, That
14 the Executive Residence shall ensure that a written notice
15 of any amount owed for a reimbursable operating expense
16 under this paragraph is submitted to the person owing
17 such amount within 60 days after such expense is in-
18 curred, and that such amount is collected within 30 days
19 after the submission of such notice: *Provided further*, That
20 the Executive Residence shall charge interest and assess
21 penalties and other charges on any such amount that is
22 not reimbursed within such 30 days, in accordance with
23 the interest and penalty provisions applicable to an out-
24 standing debt on a United States Government claim under
25 31 U.S.C. 3717: *Provided further*, That each such amount

1 that is reimbursed, and any accompanying interest and
2 charges, shall be deposited in the Treasury as miscella-
3 neous receipts: *Provided further*, That the Executive Resi-
4 dence shall prepare and submit to the Committees on Ap-
5 propriations, by not later than 90 days after the end of
6 the fiscal year covered by this Act, a report setting forth
7 the reimbursable operating expenses of the Executive Res-
8 idence during the preceding fiscal year, including the total
9 amount of such expenses, the amount of such total that
10 consists of reimbursable official and ceremonial events, the
11 amount of such total that consists of reimbursable political
12 events, and the portion of each such amount that has been
13 reimbursed as of the date of the report: *Provided further*,
14 That the Executive Residence shall maintain a system for
15 the tracking of expenses related to reimbursable events
16 within the Executive Residence that includes a standard
17 for the classification of any such expense as political or
18 nonpolitical: *Provided further*, That no provision of this
19 paragraph may be construed to exempt the Executive Res-
20 idence from any other applicable requirement of sub-
21 chapter I or II of chapter 37 of title 31, United States
22 Code.

23 WHITE HOUSE REPAIR AND RESTORATION

24 For the repair, alteration, and improvement of the
25 Executive Residence at the White House, \$1,000,000, to

1 remain available until expended, for required maintenance,
2 resolution of safety and health issues, and continued pre-
3 ventative maintenance.

4 COUNCIL OF ECONOMIC ADVISERS

5 SALARIES AND EXPENSES

6 For necessary expenses of the Council of Economic
7 Advisers in carrying out its functions under the Employ-
8 ment Act of 1946 (15 U.S.C. 1021 et seq.), \$3,982,000.

9 NATIONAL SECURITY COUNCIL AND HOMELAND

10 SECURITY COUNCIL

11 SALARIES AND EXPENSES

12 For necessary expenses of the National Security
13 Council and the Homeland Security Council, including
14 services as authorized by 5 U.S.C. 3109, \$12,396,000.

15 OFFICE OF ADMINISTRATION

16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of Administra-
18 tion, including services as authorized by 5 U.S.C. 3109
19 and 3 U.S.C. 107, and hire of passenger motor vehicles,
20 \$109,297,000, of which \$10,670,000 shall remain avail-
21 able until expended for continued modernization of the in-
22 formation technology infrastructure within the Executive
23 Office of the President.

1 OFFICE OF MANAGEMENT AND BUDGET

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management
4 and Budget, including hire of passenger motor vehicles
5 and services as authorized by 5 U.S.C. 3109 and to carry
6 out the provisions of chapter 35 of title 44, United States
7 Code, \$82,575,000, of which not to exceed \$3,000 shall
8 be available for official representation expenses: *Provided*,
9 That none of the funds appropriated in this Act for the
10 Office of Management and Budget may be used for the
11 purpose of reviewing any agricultural marketing orders or
12 any activities or regulations under the provisions of the
13 Agricultural Marketing Agreement Act of 1937 (7 U.S.C.
14 601 et seq.): *Provided further*, That none of the funds
15 made available for the Office of Management and Budget
16 by this Act may be expended for the altering of the tran-
17 script of actual testimony of witnesses, except for testi-
18 mony of officials of the Office of Management and Budget,
19 before the Committees on Appropriations or their Sub-
20 committees: *Provided further*, That none of the funds pro-
21 vided in this or prior Acts shall be used, directly or indi-
22 rectly, by the Office of Management and Budget, for eval-
23 uating or determining if water resource project or study
24 reports submitted by the Chief of Engineers acting
25 through the Secretary of the Army are in compliance with

1 all applicable laws, regulations, and requirements relevant
2 to the Civil Works water resource planning process: *Pro-*
3 *vided further*, That the Office of Management and Budget
4 shall have not more than 60 days in which to perform
5 budgetary policy reviews of water resource matters on
6 which the Chief of Engineers has reported: *Provided fur-*
7 *ther*, That the Director of the Office of Management and
8 Budget shall notify the appropriate authorizing and ap-
9 propriating committees when the 60-day review is initi-
10 ated: *Provided further*, That if water resource reports have
11 not been transmitted to the appropriate authorizing and
12 appropriating committees within 15 days after the end of
13 the Office of Management and Budget review period based
14 on the notification from the Director, Congress shall as-
15 sume Office of Management and Budget concurrence with
16 the report and act accordingly.

17 OFFICE OF NATIONAL DRUG CONTROL POLICY

18 SALARIES AND EXPENSES

19 For necessary expenses of the Office of National
20 Drug Control Policy; for research activities pursuant to
21 the Office of National Drug Control Policy Reauthoriza-
22 tion Act of 2006 (Public Law 109–469); not to exceed
23 \$10,000 for official reception and representation expenses;
24 and for participation in joint projects or in the provision
25 of services on matters of mutual interest with nonprofit,

1 research, or public organizations or agencies, with or with-
2 out reimbursement, \$23,000,000; of which \$250,000 shall
3 remain available until expended for policy research and
4 evaluation: *Provided*, That the Office is authorized to ac-
5 cept, hold, administer, and utilize gifts, both real and per-
6 sonal, public and private, without fiscal year limitation,
7 for the purpose of aiding or facilitating the work of the
8 Office.

9 FEDERAL DRUG CONTROL PROGRAMS
10 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM
11 (INCLUDING TRANSFERS OF FUNDS)

12 For necessary expenses of the Office of National
13 Drug Control Policy's High Intensity Drug Trafficking
14 Areas Program, \$238,522,000, to remain available until
15 September 30, 2013, for drug control activities consistent
16 with the approved strategy for each of the designated
17 High Intensity Drug Trafficking Areas ("HIDTAs"), of
18 which not less than 51 percent shall be transferred to
19 State and local entities for drug control activities and shall
20 be obligated not later than 120 days after enactment of
21 this Act: *Provided*, That up to 49 percent may be trans-
22 ferred to Federal agencies and departments in amounts
23 determined by the Director of the Office of National Drug
24 Control Policy, of which up to \$2,700,000 may be used
25 for auditing services and associated activities: *Provided*

1 *further*, That, notwithstanding the requirements of Public
2 Law 106–58, any unexpended funds obligated prior to fis-
3 cal year 2008 may be used for any other approved activi-
4 ties of that HIDTA, subject to reprogramming require-
5 ments: *Provided further*, That each HIDTA designated as
6 of September 30, 2011, shall be funded at not less than
7 the fiscal year 2011 base level, unless the Director submits
8 to the Committees on Appropriations of the House of Rep-
9 resentatives and the Senate justification for changes to
10 those levels based on clearly articulated priorities and pub-
11 lished Office of National Drug Control Policy performance
12 measures of effectiveness: *Provided further*, That the Di-
13 rector shall notify the Committees on Appropriations of
14 the initial allocation of fiscal year 2012 funding among
15 HDTAs not later than 45 days after enactment of this
16 Act, and shall notify the Committees of planned uses of
17 discretionary HIDTA funding, as determined in consulta-
18 tion with the HIDTA Directors, not later than 90 days
19 after enactment of this Act.

20 OTHER FEDERAL DRUG CONTROL PROGRAMS

21 (INCLUDING TRANSFERS OF FUNDS)

22 For other drug control activities authorized by the
23 Office of National Drug Control Policy Reauthorization
24 Act of 2006 (Public Law 109–469), \$101,978,000, to re-
25 main available until expended, which shall be available as

1 follows: \$88,600,000 for the Drug-Free Communities Pro-
2 gram, of which \$2,000,000 shall be made available as di-
3 rected by section 4 of Public Law 107–82, as amended
4 by Public Law 109–469 (21 U.S.C. 1521 note);
5 \$8,982,000 for anti-doping activities; \$1,896,000 for the
6 United States membership dues to the World Anti-Doping
7 Agency; and \$2,500,000 for competitive grants authorized
8 by Public Law 109-469: *Provided*, That amounts made
9 available under this heading may be transferred to other
10 Federal departments and agencies to carry out such activi-
11 ties.

12 INTEGRATED, EFFICIENT AND EFFECTIVE USES OF
13 INFORMATION TECHNOLOGY
14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses for the furtherance of inte-
16 grated, efficient and effective uses of information tech-
17 nology in the Federal Government, \$5,000,000, to remain
18 available until expended: *Provided*, That the Director of
19 the Office of Management and Budget may transfer these
20 funds to one or more other agencies to carry out projects
21 to meet these purposes: *Provided further*, That the Direc-
22 tor of the Office of Management and Budget shall submit
23 monthly reports to the Committees on Appropriations of
24 the House and the Senate identifying the savings achieved
25 by the Office of Management and Budget’s government-

1 wide information technology reform efforts: *Provided fur-*
2 *ther*, That such report shall include savings identified by
3 fiscal year, agency and appropriation.

4 SPECIAL ASSISTANCE TO THE PRESIDENT

5 SALARIES AND EXPENSES

6 For necessary expenses to enable the Vice President
7 to provide assistance to the President in connection with
8 specially assigned functions; services as authorized by 5
9 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
10 penses as authorized by 3 U.S.C. 106, which shall be ex-
11 pended and accounted for as provided in that section; and
12 hire of passenger motor vehicles, \$4,322,000.

13 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

14 OPERATING EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For the care, operation, refurnishing, improvement,
17 and to the extent not otherwise provided for, heating and
18 lighting, including electric power and fixtures, of the offi-
19 cial residence of the Vice President; the hire of passenger
20 motor vehicles; and not to exceed \$90,000 for official en-
21 tertainment expenses of the Vice President, to be ac-
22 counted for solely on his certificate, \$307,000: *Provided*,
23 That advances or repayments or transfers from this ap-
24 propriation may be made to any department or agency for
25 expenses of carrying out such activities.

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

4 (INCLUDING TRANSFER OF FUNDS AND RESCISSION)

5 SEC. 201. From funds made available in this Act
6 under the headings “The White House”, “Executive Resi-
7 dence at the White House”, “White House Repair and
8 Restoration”, “Council of Economic Advisers”, “National
9 Security Council and Homeland Security Council”, “Of-
10 fice of Administration”, “Special Assistance to the Presi-
11 dent”, and “Official Residence of the Vice President”, the
12 Director of the Office of Management and Budget (or
13 such other officer as the President may designate in writ-
14 ing), may, 15 days after giving notice to the Committees
15 on Appropriations of the House of Representatives and the
16 Senate, transfer not to exceed 10 percent of any such ap-
17 propriation to any other such appropriation, to be merged
18 with and available for the same time and for the same
19 purposes as the appropriation to which transferred: *Pro-*
20 *vided*, That the amount of an appropriation shall not be
21 increased by more than 50 percent by such transfers: *Pro-*
22 *vided further*, That no amount shall be transferred from
23 “Special Assistance to the President” or “Official Resi-
24 dence of the Vice President” without the approval of the
25 Vice President.

1 SEC. 202. From the unobligated balances of prior
2 year appropriations made available for the Counterdrug
3 Technology Assessment Center, \$11,328,000 are re-
4 scinded.

5 SEC. 203. None of the funds made available by this
6 Act may be used to pay the salaries and expenses of any
7 officer or employee of the Executive Office of the Presi-
8 dent to prepare, sign, or approve statements abrogating
9 legislation passed by the House of Representatives and the
10 Senate and signed by the President.

11 SEC. 204. (a) The Director of the Office of Manage-
12 ment and Budget shall submit to the Committees on Ap-
13 propriations of the House and the Senate a quarterly re-
14 port on the implementation of Executive Order 13563 (76
15 Fed. Reg. 3821; relating to Improving Regulation and
16 Regulatory Review). Each such report shall include infor-
17 mation on—

18 (1) increasing public participation in the rule-
19 making process and reducing uncertainty;

20 (2) improving coordination across Federal agen-
21 cies to eliminate redundant, inconsistent, and over-
22 lapping regulations; and

23 (3) identifying existing regulations that have
24 been reviewed and determined to be outmoded, inef-
25 fective, or excessively burdensome.

1 (b) The reports required by subsection (a) shall be
2 submitted on January 2, 2012, April 2, 2012, July 2,
3 2012, and October 1, 2012.

4 SEC. 205. Within 30 days after the date of enactment
5 of this section, the Director of the Office of Management
6 and Budget shall submit a report to the Committees on
7 Appropriations of the House and the Senate on the costs
8 of implementing the Dodd-Frank Wall Street Reform and
9 Consumer Protection Act (Public Law 111–203). Such re-
10 port shall include—

11 (1) the estimated mandatory and discretionary
12 obligations of funds through fiscal year 2016, by
13 Federal agency and by fiscal year, including—

14 (A) the estimated obligations by cost in-
15 puts such as rent, information technology, con-
16 tracts, and personnel;

17 (B) the methodology and data sources used
18 to calculate such estimated obligations; and

19 (C) the specific section of such Act that re-
20 quires the obligation of funds; and

21 (2) the estimated receipts through fiscal year
22 2016 from assessments, user fees, and other fees by
23 the Federal agency making the collections, by fiscal
24 year, including—

1 (A) the methodology and data sources used
2 to calculate such estimated collections; and

3 (B) the specific section of such Act that
4 authorizes the collection of funds.

5 TITLE III

6 THE JUDICIARY

7 SUPREME COURT OF THE UNITED STATES

8 SALARIES AND EXPENSES

9 For expenses necessary for the operation of the Su-
10 preme Court, as required by law, excluding care of the
11 building and grounds, including purchase or hire, driving,
12 maintenance, and operation of an automobile for the Chief
13 Justice, not to exceed \$10,000 for the purpose of trans-
14 porting Associate Justices, and hire of passenger motor
15 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
16 to exceed \$10,000 for official reception and representation
17 expenses; and for miscellaneous expenses, to be expended
18 as the Chief Justice may approve, \$74,819,000, of which
19 \$2,000,000 shall remain available until expended.

20 CARE OF THE BUILDING AND GROUNDS

21 For such expenditures as may be necessary to enable
22 the Architect of the Capitol to carry out the duties im-
23 posed upon the Architect by 40 U.S.C. 6111 and 6112,
24 \$8,159,000, which shall remain available until expended.

1 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
2 CIRCUIT

3 SALARIES AND EXPENSES

4 For salaries of the chief judge, judges, and other offi-
5 cers and employees, and for necessary expenses of the
6 court, as authorized by law, \$31,472,000.

7 UNITED STATES COURT OF INTERNATIONAL TRADE

8 SALARIES AND EXPENSES

9 For salaries of the chief judge and eight judges, sala-
10 ries of the officers and employees of the court, services,
11 and necessary expenses of the court, as authorized by law,
12 \$20,628,000.

13 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

14 JUDICIAL SERVICES

15 SALARIES AND EXPENSES

16 For the salaries of circuit and district judges (includ-
17 ing judges of the territorial courts of the United States),
18 justices and judges retired from office or from regular ac-
19 tive service, judges of the United States Court of Federal
20 Claims, bankruptcy judges, magistrate judges, and all
21 other officers and employees of the Federal Judiciary not
22 otherwise specifically provided for, necessary expenses of
23 the courts, and the purchase, rental, repair, and cleaning
24 of uniforms for Probation and Pretrial Services Office
25 staff, as authorized by law, \$4,790,855,000 (including the

1 purchase of firearms and ammunition); of which not to
2 exceed \$27,817,000 shall remain available until expended
3 for space alteration projects and costs related to new space
4 alteration and construction projects.

5 In addition, for expenses of the United States Court
6 of Federal Claims associated with processing cases under
7 the National Childhood Vaccine Injury Act of 1986 (Pub-
8 lic Law 99-660), not to exceed \$4,775,000, to be appro-
9 priated from the Vaccine Injury Compensation Trust
10 Fund.

11 DEFENDER SERVICES

12 For the operation of Federal Defender organizations;
13 the compensation and reimbursement of expenses of attor-
14 neys appointed to represent persons under 18 U.S.C.
15 3006A and 3599, and for the compensation and reim-
16 bursement of expenses of persons furnishing investigative,
17 expert, and other services for such representations as au-
18 thorized by law; the compensation (in accordance with the
19 maximums under 18 U.S.C. 3006A) and reimbursement
20 of expenses of attorneys appointed to assist the court in
21 criminal cases where the defendant has waived representa-
22 tion by counsel; the compensation and reimbursement of
23 expenses of attorneys appointed to represent jurors in civil
24 actions for the protection of their employment, as author-
25 ized by 28 U.S.C. 1875(d)(1); the compensation and reim-

1 bursement of expenses of attorneys appointed under 18
2 U.S.C. 983(b)(1) in connection with certain judicial civil
3 forfeiture proceedings; the compensation and reimburse-
4 ment of travel expenses of guardians ad litem appointed
5 under 18 U.S.C. 4100(b); and for necessary training and
6 general administrative expenses, \$1,050,000,000, to re-
7 main available until expended.

8 FEES OF JURORS AND COMMISSIONERS

9 For fees and expenses of jurors as authorized by 28
10 U.S.C. 1871 and 1876; compensation of jury commis-
11 sioners as authorized by 28 U.S.C. 1863; and compensa-
12 tion of commissioners appointed in condemnation cases
13 pursuant to rule 71.1(h) of the Federal Rules of Civil Pro-
14 cedure (28 U.S.C. Appendix Rule 71.1(h)), \$57,305,000,
15 to remain available until expended: *Provided*, That the
16 compensation of land commissioners shall not exceed the
17 daily equivalent of the highest rate payable under 5 U.S.C.
18 5332.

19 COURT SECURITY

20 (INCLUDING TRANSFERS OF FUNDS)

21 For necessary expenses, not otherwise provided for,
22 incident to the provision of protective guard services for
23 United States courthouses and other facilities housing
24 Federal court operations, and the procurement, installa-
25 tion, and maintenance of security systems and equipment

1 for United States courthouses and other facilities housing
2 Federal court operations, including building ingress-egress
3 control, inspection of mail and packages, directed security
4 patrols, perimeter security, basic security services provided
5 by the Federal Protective Service, and other similar activi-
6 ties as authorized by section 1010 of the Judicial Improve-
7 ment and Access to Justice Act (Public Law 100-702),
8 \$500,000,000, of which not to exceed \$15,000,000 shall
9 remain available until expended, to be expended directly
10 or transferred to the United States Marshals Service,
11 which shall be responsible for administering the Judicial
12 Facility Security Program consistent with standards or
13 guidelines agreed to by the Director of the Administrative
14 Office of the United States Courts and the Attorney Gen-
15 eral.

16 ADMINISTRATIVE OFFICE OF THE UNITED STATES
17 COURTS
18 SALARIES AND EXPENSES

19 For necessary expenses of the Administrative Office
20 of the United States Courts as authorized by law, includ-
21 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
22 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
23 advertising and rent in the District of Columbia and else-
24 where, \$80,007,000, of which not to exceed \$8,500 is au-
25 thorized for official reception and representation expenses.

1 FEDERAL JUDICIAL CENTER

2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Judicial Cen-
4 ter, as authorized by Public Law 90–219, \$26,318,000;
5 of which \$1,800,000 shall remain available through Sep-
6 tember 30, 2013, to provide education and training to
7 Federal court personnel; and of which not to exceed
8 \$1,500 is authorized for official reception and representa-
9 tion expenses.

10 UNITED STATES SENTENCING COMMISSION

11 SALARIES AND EXPENSES

12 For the salaries and expenses necessary to carry out
13 the provisions of chapter 58 of title 28, United States
14 Code, \$16,215,000, of which not to exceed \$1,000 is au-
15 thorized for official reception and representation expenses.

16 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

17 (INCLUDING TRANSFER OF FUNDS AND RESCISSION)

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

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

1 fender Services” and “Courts of Appeals, District Courts,
2 and Other Judicial Services, Fees of Jurors and Commis-
3 sioners”, shall be increased by more than 10 percent by
4 any such transfers: *Provided*, That any transfer pursuant
5 to this section shall be treated as a reprogramming of
6 funds under sections 604 and 608 of this Act and shall
7 not be available for obligation or expenditure except in
8 compliance with the procedures set forth in section 608.

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

18 SEC. 304. Section 3314(a) of title 40, United States
19 Code, shall be applied by substituting “Federal” for “exec-
20 utive” each place it appears.

21 SEC. 305. In accordance with 28 U.S.C. 561–569,
22 and notwithstanding any other provision of law, the
23 United States Marshals Service shall provide, for such
24 courthouses as its Director may designate in consultation
25 with the Director of the Administrative Office of the

1 United States Courts, for purposes of a pilot program, the
2 security services that 40 U.S.C. 1315 authorizes the De-
3 partment of Homeland Security to provide, except for the
4 services specified in 40 U.S.C. 1315(b)(2)(E). For build-
5 ing-specific security services at these courthouses, the Di-
6 rector of the Administrative Office of the United States
7 Courts shall reimburse the United States Marshals Service
8 rather than the Department of Homeland Security.

9 SEC. 306. Section 203(c) of the Judicial Improve-
10 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133
11 note) is amended in the third sentence (relating to the
12 District of Kansas) by striking “20 years” and inserting
13 “21 years”.

14 SEC. 307. From the unobligated balances of prior
15 year appropriations made available for the United States
16 Sentencing Commission, \$100,000 is rescinded.

17 SEC. 308. Section 1107 of title 31, United States
18 Code, is amended by adding to the end the following: “The
19 President shall submit to Congress, without change, pro-
20 posed deficiency and supplemental appropriations sub-
21 mitted to the President by the legislative branch and the
22 judicial branch.”.

1 TITLE IV
2 DISTRICT OF COLUMBIA
3 FEDERAL FUNDS
4 FEDERAL PAYMENT FOR RESIDENT TUITION SUPPORT
5 For a Federal payment to the District of Columbia,
6 to be deposited into a dedicated account, for a nationwide
7 program to be administered by the Mayor, for District of
8 Columbia resident tuition support, \$30,000,000, to remain
9 available until expended: *Provided*, That such funds, in-
10 cluding any interest accrued thereon, may be used on be-
11 half of eligible District of Columbia residents to pay an
12 amount based upon the difference between in-State and
13 out-of-State tuition at public institutions of higher edu-
14 cation, or to pay up to \$2,500 each year at eligible private
15 institutions of higher education: *Provided further*, That the
16 awarding of such funds may be prioritized on the basis
17 of a resident's academic merit, the income and need of
18 eligible students and such other factors as may be author-
19 ized: *Provided further*, That the District of Columbia gov-
20 ernment shall maintain a dedicated account for the Resi-
21 dent Tuition Support Program that shall consist of the
22 Federal funds appropriated to the Program in this Act
23 and any subsequent appropriations, any unobligated bal-
24 ances from prior fiscal years, and any interest earned in
25 this or any fiscal year: *Provided further*, That the account

1 shall be under the control of the District of Columbia
2 Chief Financial Officer, who shall use those funds solely
3 for the purposes of carrying out the Resident Tuition Sup-
4 port Program: *Provided further*, That the Office of the
5 Chief Financial Officer shall provide a quarterly financial
6 report to the Committees on Appropriations of the House
7 of Representatives and the Senate for these funds show-
8 ing, by object class, the expenditures made and the pur-
9 pose therefor.

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

12 For a Federal payment of necessary expenses, as de-
13 termined by the Mayor of the District of Columbia in writ-
14 ten consultation with the elected county or city officials
15 of surrounding jurisdictions, \$14,900,000, to remain
16 available until expended and in addition any funds that
17 remain available from prior year appropriations under this
18 heading for the District of Columbia Government, for the
19 costs of providing public safety at events related to the
20 presence of the national capital in the District of Colum-
21 bia, including support requested by the Director of the
22 United States Secret Service Division in carrying out pro-
23 tective duties under the direction of the Secretary of
24 Homeland Security, and for the costs of providing support
25 to respond to immediate and specific terrorist threats or

1 attacks in the District of Columbia or surrounding juris-
2 ditions.

3 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
4 COURTS

5 For salaries and expenses for the District of Colum-
6 bia Courts, \$224,394,000 to be allocated as follows: for
7 the District of Columbia Court of Appeals, \$11,998,000,
8 of which not to exceed \$2,500 is for official reception and
9 representation expenses; for the District of Columbia Su-
10 perior Court, \$109,307,000, of which not to exceed \$2,500
11 is for official reception and representation expenses; for
12 the District of Columbia Court System, \$64,984,000, of
13 which not to exceed \$2,500 is for official reception and
14 representation expenses; and \$38,105,000, to remain
15 available until September 30, 2013, for capital improve-
16 ments for District of Columbia courthouse facilities: *Pro-*
17 *vided*, That funds made available for capital improvements
18 shall be expended consistent with the District of Columbia
19 Courts master plan study and building evaluation report:
20 *Provided further*, That notwithstanding any other provi-
21 sion of law, all amounts under this heading shall be appor-
22 tioned quarterly by the Office of Management and Budget
23 and obligated and expended in the same manner as funds
24 appropriated for salaries and expenses of other Federal
25 agencies: *Provided further*, That 30 days after providing

1 written notice to the Committees on Appropriations of the
2 House of Representatives and the Senate, the District of
3 Columbia Courts may reallocate not more than
4 \$3,000,000 of the funds provided under this heading
5 among the items and entities funded under this heading
6 but no such allocation shall be increased by more than
7 10 percent.

8 FEDERAL PAYMENT FOR DEFENDER SERVICES IN
9 DISTRICT OF COLUMBIA COURTS
10 (INCLUDING TRANSFER OF FUNDS)

11 For payments authorized under section 11–2604 and
12 section 11–2605, D.C. Official Code (relating to represen-
13 tation provided under the District of Columbia Criminal
14 Justice Act), payments for counsel appointed in pro-
15 ceedings in the Family Court of the Superior Court of the
16 District of Columbia under chapter 23 of title 16, D.C.
17 Official Code, or pursuant to contractual agreements to
18 provide guardian ad litem representation, training, tech-
19 nical assistance, and such other services as are necessary
20 to improve the quality of guardian ad litem representation,
21 payments for counsel appointed in adoption proceedings
22 under chapter 3 of title 16, D.C. Official Code, and pay-
23 ments authorized under section 21–2060, D.C. Official
24 Code (relating to services provided under the District of
25 Columbia Guardianship, Protective Proceedings, and Du-

1 rable Power of Attorney Act of 1986), \$54,890,000, to
2 remain available until expended: *Provided*, That funds
3 provided under this heading shall be administered by the
4 Joint Committee on Judicial Administration in the Dis-
5 trict of Columbia: *Provided further*, That notwithstanding
6 any other provision of law, this appropriation shall be ap-
7 portioned quarterly by the Office of Management and
8 Budget and obligated and expended in the same manner
9 as funds appropriated for expenses of other Federal agen-
10 cies: *Provided further*, That not more than \$10,000,000
11 of the funds provided in this account may be transferred
12 to, and merged with, funds made available under the head-
13 ing “Federal Payment to the District of Columbia Courts”
14 for District of Columbia courthouse facilities.

15 FEDERAL PAYMENT TO THE COURT SERVICES AND OF-
16 FENDER SUPERVISION AGENCY FOR THE DISTRICT
17 OF COLUMBIA

18 For salaries and expenses, including the transfer and
19 hire of motor vehicles, of the Court Services and Offender
20 Supervision Agency for the District of Columbia, as au-
21 thorized by the National Capital Revitalization and Self-
22 Government Improvement Act of 1997, \$212,983,000, of
23 which not to exceed \$2,000 is for official reception and
24 representation expenses related to Community Supervision
25 and Pretrial Services Agency programs; of which not to

1 exceed \$25,000 is for dues and assessments relating to
2 the implementation of the Court Services and Offender
3 Supervision Agency Interstate Supervision Act of 2002;
4 of which \$153,548,000 shall be for necessary expenses of
5 Community Supervision and Sex Offender Registration, to
6 include expenses relating to the supervision of adults sub-
7 ject to protection orders or the provision of services for
8 or related to such persons; of which \$59,435,000 shall be
9 available to the Pretrial Services Agency: *Provided*, That
10 notwithstanding any other provision of law, all amounts
11 under this heading shall be apportioned quarterly by the
12 Office of Management and Budget and obligated and ex-
13 pended in the same manner as funds appropriated for sal-
14 aries and expenses of other Federal agencies: *Provided fur-*
15 *ther*, That not less than \$1,500,000 shall be available for
16 re-entrant housing in the District of Columbia: *Provided*
17 *further*, That the Director is authorized to accept and use
18 gifts in the form of in-kind contributions of space and hos-
19 pitality to support offender and defendant programs, and
20 equipment and vocational training services to educate and
21 train offenders and defendants: *Provided further*, That the
22 Director shall keep accurate and detailed records of the
23 acceptance and use of any gift or donation under the pre-
24 vious proviso, and shall make such records available for
25 audit and public inspection: *Provided further*, That the

1 Court Services and Offender Supervision Agency Director
2 is authorized to accept and use reimbursement from the
3 District of Columbia Government for space and services
4 provided on a cost reimbursable basis.

5 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
6 PUBLIC DEFENDER SERVICE

7 For salaries and expenses, including the transfer and
8 hire of motor vehicles, of the District of Columbia Public
9 Defender Service, as authorized by the National Capital
10 Revitalization and Self-Government Improvement Act of
11 1997, \$37,241,000: *Provided*, That notwithstanding any
12 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 Federal agencies.

17 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE
18 COORDINATING COUNCIL

19 For a Federal payment to the Criminal Justice Co-
20 ordinating Council, \$1,796,000, to remain available until
21 expended, to support initiatives related to the coordination
22 of Federal and local criminal justice resources in the Dis-
23 trict of Columbia.

1 FEDERAL PAYMENT FOR JUDICIAL COMMISSIONS

2 For a Federal payment, to remain available until
3 September 30, 2013, to the Commission on Judicial Dis-
4 abilities and Tenure, \$294,000, and for the Judicial Nomi-
5 nation Commission, \$205,000.

6 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

7 For a Federal payment for a school improvement pro-
8 gram in the District of Columbia, \$60,000,000, to remain
9 available until expended, for payments authorized under
10 the Scholarship for Opportunity and Results Act (division
11 C of Public Law 112–10).

12 FEDERAL PAYMENT FOR THE DISTRICT OF COLUMBIA

13 NATIONAL GUARD

14 For a Federal payment to the District of Columbia
15 National Guard, \$375,000, to remain available until ex-
16 pended for the Major General David F. Wherley, Jr. Dis-
17 trict of Columbia National Guard Retention and College
18 Access Program.

19 DISTRICT OF COLUMBIA FUNDS

20 The following amounts are appropriated for the Dis-
21 trict of Columbia for the current fiscal year out of the
22 General Fund of the District of Columbia (“General
23 Fund”), except as otherwise specifically provided: *Pro-*
24 *vided*, That notwithstanding any other provision of law,
25 except as provided in section 450A of the District of Co-

1 lumbia Home Rule Act (114 Stat. 2440; D.C. Official
2 Code § 1-204.50a), and provisions of this Act, the total
3 amount appropriated in this Act for operating expenses
4 for the District of Columbia for fiscal year 2012 under
5 this heading shall not exceed the lesser of the sum of the
6 total revenues of the District of Columbia for such fiscal
7 year or \$10,807,191,000 (of which \$6,126,435,000 shall
8 be from local funds (including \$524,954,000 from dedi-
9 cated taxes), \$1,015,449,000 shall be from Federal grant
10 funds, \$1,499,115,000 from Medicaid payments,
11 \$2,032,945,000 shall be from other funds, and
12 \$25,677,000 shall be from private funds, and
13 \$107,570,000 shall be from funds previously appropriated
14 in this Act as Federal payments: *Provided further*, That
15 of the local funds, such amounts as may be necessary may
16 be derived from the District's General Fund balance: *Pro-*
17 *vided further*, That of these funds the District's intra-District
18 authority shall be \$619,632,000: in addition, for cap-
19 ital construction projects, an increase of \$4,024,828,000,
20 of which \$2,934,012,000 shall be from local funds,
21 \$223,858,000 from the District of Columbia Highway
22 Trust Fund, \$50,466,000 from the Local Transportation
23 Fund, \$816,492,000 from Federal grant funds and a re-
24 scission of \$2,835,689,000 of which \$1,796,345,000 shall
25 be from local funds, \$749,426,000 from Federal grant

1 funds, \$252,694,000 from the District of Columbia High-
2 way Trust Fund, and \$37,224,000 from the Local Trans-
3 portation Fund appropriated under this heading in prior
4 fiscal years, for a net amount of \$1,189,139,000, to re-
5 main available until expended: *Provided further*, That the
6 amounts provided under this heading are to be available,
7 allocated, and expended as proposed under Title III of the
8 Fiscal Year 2012 Budget Request Act of 2011, at the rate
9 set forth under “District of Columbia Funds Division of
10 Expenses” as included in the Fiscal Year 2012 Proposed
11 Budget and Financial Plan submitted to the Congress by
12 the District of Columbia: *Provided further*, That this
13 amount may be increased by proceeds of one-time trans-
14 actions, which are expended for emergency or unantici-
15 pated operating or capital needs: *Provided further*, That
16 such increases shall be approved by enactment of local
17 District law and shall comply with all reserve requirements
18 contained in the District of Columbia Home Rule Act:
19 *Provided further*, That the Chief Financial Officer of the
20 District of Columbia shall take such steps as are necessary
21 to assure that the District of Columbia meets these re-
22 quirements, including the apportioning by the Chief Fi-
23 nancial Officer of the appropriations and funds made
24 available to the District during fiscal year 2012; 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

TITLE V

4

INDEPENDENT AGENCIES

5 ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

6

SALARIES AND EXPENSES

7 For necessary expenses of the Administrative Con-
8 ference of the United States, authorized by 5 U.S.C. 591
9 et seq., \$2,608,000, of which not to exceed \$1,000 shall
10 be for official reception and representation expenses.

11

CONSUMER PRODUCT SAFETY COMMISSION

12

SALARIES AND EXPENSES

13 For necessary expenses of the Consumer Product
14 Safety Commission, including hire of passenger motor ve-
15 hicles, services as authorized by 5 U.S.C. 3109, but at
16 rates for individuals not to exceed the per diem rate equiv-
17 alent to the maximum rate payable under 5 U.S.C. 5376,
18 purchase of nominal awards to recognize non-Federal offi-
19 cials' contributions to Commission activities, and not to
20 exceed \$2,000 for official reception and representation ex-
21 penses, \$111,288,000, of which \$500,000 shall remain
22 available until September 30, 2013, to implement the Vir-
23 ginia Graeme Baker Pool and Spa Safety Act grant pro-
24 gram as provided by section 1405 of Public Law 110-140
25 (15 U.S.C. 8004).

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

4 For necessary expenses to carry out the Help Amer-
5 ica Vote Act of 2002 (Public Law 107–252), \$6,858,000,
6 of which \$1,625,000 shall be transferred to the National
7 Institute of Standards and Technology for election reform
8 activities authorized under the Help America Vote Act of
9 2002, and of which \$1,500,000 shall be for the Office of
10 Inspector General.

11 FEDERAL COMMUNICATIONS COMMISSION
12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Communica-
14 tions Commission, as authorized by law, including uni-
15 forms and allowances therefor, as authorized by 5 U.S.C.
16 5901–5902; not to exceed \$4,000 for official reception and
17 representation expenses; purchase and hire of motor vehi-
18 cles; special counsel fees; and services as authorized by
19 5 U.S.C. 3109, \$319,004,000: *Provided*, That
20 \$319,004,000 of offsetting collections shall be assessed
21 and collected pursuant to section 9 of title I of the Com-
22 munications Act of 1934, shall be retained and used for
23 necessary expenses in this appropriation, and shall remain
24 available until expended: *Provided further*, That the sum
25 herein appropriated shall be reduced as such offsetting

1 collections are received during fiscal year 2012 so as to
2 result in a final fiscal year 2012 appropriation estimated
3 at \$0: *Provided further*, That any offsetting collections re-
4 ceived in excess of \$319,004,000 in fiscal year 2012 shall
5 not be available for obligation: *Provided further*, That re-
6 maining offsetting collections from prior years collected in
7 excess of the amount specified for collection in each such
8 year and otherwise becoming available on October 1, 2011,
9 shall not be available for obligation: *Provided further*, That
10 notwithstanding 47 U.S.C. 309(j)(8)(B), proceeds from
11 the use of a competitive bidding system that may be re-
12 tained and made available for obligation shall not exceed
13 \$85,000,000 for fiscal year 2012.

14 FEDERAL DEPOSIT INSURANCE CORPORATION

15 OFFICE OF THE INSPECTOR GENERAL

16 For necessary expenses of the Office of Inspector
17 General in carrying out the provisions of the Inspector
18 General Act of 1978, \$45,261,000, to be derived from the
19 Deposit Insurance Fund or, only when appropriate, the
20 FSLIC Resolution Fund.

21 FEDERAL ELECTION COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses to carry out the provisions
24 of the Federal Election Campaign Act of 1971,

1 \$66,367,000, of which not to exceed \$5,000 shall be avail-
2 able for reception and representation expenses.

3 FEDERAL LABOR RELATIONS AUTHORITY

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out functions of the
6 Federal Labor Relations Authority, pursuant to Reorga-
7 nization Plan Numbered 2 of 1978, and the Civil Service
8 Reform Act of 1978, including services authorized by 5
9 U.S.C. 3109, and including hire of experts and consult-
10 ants, hire of passenger motor vehicles, and including offi-
11 cial reception and representation expenses (not to exceed
12 \$1,500) and rental of conference rooms in the District of
13 Columbia and elsewhere, \$24,105,000: *Provided*, That
14 public members of the Federal Service Impasses Panel
15 may be paid travel expenses and per diem in lieu of sub-
16 sistence as authorized by law (5 U.S.C. 5703) for persons
17 employed intermittently in the Government service, and
18 compensation as authorized by 5 U.S.C. 3109: *Provided*
19 *further*, That notwithstanding 31 U.S.C. 3302, funds re-
20 ceived from fees charged to non-Federal participants at
21 labor-management relations conferences shall be credited
22 to and merged with this account, to be available without
23 further appropriation for the costs of carrying out these
24 conferences.

1 FEDERAL TRADE COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Trade Com-
4 mission, including uniforms or allowances therefor, as au-
5 thorized by 5 U.S.C. 5901–5902; services as authorized
6 by 5 U.S.C. 3109; hire of passenger motor vehicles; and
7 not to exceed \$2,000 for official reception and representa-
8 tion expenses, \$284,067,000, to remain available until ex-
9 pended: *Provided*, That not to exceed \$300,000 shall be
10 available for use to contract with a person or persons for
11 collection services in accordance with the terms of 31
12 U.S.C. 3718: *Provided further*, That, notwithstanding any
13 other provision of law, not to exceed \$108,000,000 of off-
14 setting collections derived from fees collected for
15 premerger notification filings under the Hart-Scott-Ro-
16 dino Antitrust Improvements Act of 1976 (15 U.S.C.
17 18a), regardless of the year of collection, shall be retained
18 and used for necessary expenses in this appropriation:
19 *Provided further*, That, notwithstanding any other provi-
20 sion of law, not to exceed \$21,000,000 in offsetting collec-
21 tions derived from fees sufficient to implement and enforce
22 the Telemarketing Sales Rule, promulgated under the
23 Telemarketing and Consumer Fraud and Abuse Preven-
24 tion Act (15 U.S.C. 6101 et seq.), shall be credited to this
25 account, and be retained and used for necessary expenses

1 in this appropriation: *Provided further*, That the sum here-
2 in appropriated from the general fund shall be reduced
3 as such offsetting collections are received during fiscal
4 year 2012, so as to result in a final fiscal year 2012 appro-
5 priation from the general fund estimated at not more than
6 \$155,067,000: *Provided further*, That none of the funds
7 made available to the Federal Trade Commission may be
8 used to implement subsection (e)(2)(B) of section 43 of
9 the Federal Deposit Insurance Act (12 U.S.C. 1831t).

10 GENERAL SERVICES ADMINISTRATION

11 REAL PROPERTY ACTIVITIES

12 FEDERAL BUILDINGS FUND

13 LIMITATIONS ON AVAILABILITY OF REVENUE

14 Amounts in the Fund, including revenues and collec-
15 tions deposited into the Fund shall be available for nec-
16 essary expenses of real property management and related
17 activities not otherwise provided for, including operation,
18 maintenance, and protection of federally owned and leased
19 buildings; rental of buildings in the District of Columbia;
20 restoration of leased premises; moving governmental agen-
21 cies (including space adjustments and telecommunications
22 relocation expenses) in connection with the assignment, al-
23 location and transfer of space; contractual services inci-
24 dent to cleaning or servicing buildings, and moving; repair
25 and alteration of federally owned buildings including

1 grounds, approaches and appurtenances; care and safe-
2 guarding of sites; maintenance, preservation, demolition,
3 and equipment; acquisition of buildings and sites by pur-
4 chase, condemnation, or as otherwise authorized by law;
5 acquisition of options to purchase buildings and sites; con-
6 version and extension of federally owned buildings; pre-
7 liminary planning and design of projects by contract or
8 otherwise; construction of new buildings (including equip-
9 ment for such buildings); and payment of principal, inter-
10 est, and any other obligations for public buildings acquired
11 by installment purchase and purchase contract; in the ag-
12 gregate amount of \$7,223,801,000, of which: (1) \$0 is
13 available for construction and acquisition (including funds
14 for sites and expenses and associated design and construc-
15 tion services); (2) \$280,000,000 shall remain available
16 until expended for repairs and alterations, which includes
17 associated design and construction services:

18 Special Emphasis Programs:

19 Fire Prevention Program, \$15,000,000.

20 Courthouse Capital Security Program,
21 \$20,000,000.

22 Basic Repairs and Alterations,
23 \$245,000,000:

24 *Provided*, That funds made available in this or any
25 previous Act in the Federal Buildings Fund for Repairs

1 and Alterations shall, for prospectus projects, be limited
2 to the amount identified for each project, except each
3 project in this or any previous Act may be increased by
4 an amount not to exceed 10 percent unless advance notice
5 is transmitted to the Committees on Appropriations of a
6 greater amount: *Provided further*, That additional projects
7 for which prospectuses have been transmitted may be
8 funded under this category only if advance notice is trans-
9 mitted to the Committees on Appropriations: *Provided fur-*
10 *ther*, That the amounts provided in this or any prior Act
11 for “Repairs and Alterations” may be used to fund costs
12 associated with implementing security improvements to
13 buildings necessary to meet the minimum standards for
14 security in accordance with current law and in compliance
15 with the reprogramming guidelines of the appropriate
16 Committees of the House and Senate: *Provided further*,
17 That the difference between the funds appropriated and
18 expended on any projects in this or any prior Act, under
19 the heading “Repairs and Alterations”, may be trans-
20 ferred to Basic Repairs and Alterations or used to fund
21 authorized increases in prospectus projects: *Provided fur-*
22 *ther*, That all funds for repairs and alterations prospectus
23 projects shall expire on September 30, 2013 and remain
24 in the Federal Buildings Fund except funds for projects
25 as to which funds for design or other funds have been obli-

1 gated in whole or in part prior to such date: *Provided fur-*
2 *ther*, That the amount provided in this or any prior Act
3 for Basic Repairs and Alterations may be used to pay
4 claims against the Government arising from any projects
5 under the heading “Repairs and Alterations” or used to
6 fund authorized increases in prospectus projects; (3)
7 \$126,801,000 for installment acquisition payments includ-
8 ing payments on purchase contracts which shall remain
9 available until expended; (4) \$4,700,000,000 for rental of
10 space which shall remain available until expended; and (5)
11 \$2,117,000,000 for building operations which shall remain
12 available until expended: *Provided further*, That funds
13 available to the General Services Administration shall not
14 be available for expenses of any construction, repair, alter-
15 ation and acquisition project for which a prospectus, if re-
16 quired by 40 U.S.C. 3307(a), has not been submitted, ex-
17 cept that necessary funds may be expended for each
18 project for required expenses for the development of a pro-
19 posed prospectus: *Provided further*, That funds available
20 in the Federal Buildings Fund may be expended for emer-
21 gency repairs when advance notice is transmitted to the
22 Committees on Appropriations: *Provided further*, That
23 amounts necessary to provide reimbursable special services
24 to other agencies under 40 U.S.C. 592(b)(2) and amounts
25 to provide such reimbursable fencing, lighting, guard

1 booths, and other facilities on private or other property
2 not in Government ownership or control as may be appro-
3 priate to enable the United States Secret Service to per-
4 form its protective functions pursuant to 18 U.S.C. 3056,
5 shall be available from such revenues and collections: *Pro-*
6 *vided further*, That revenues and collections and any other
7 sums accruing to this Fund during fiscal year 2012, ex-
8 cluding reimbursements under 40 U.S.C. 592(b)(2) in ex-
9 cess of the aggregate new obligational authority author-
10 ized for Real Property Activities of the Federal Buildings
11 Fund in this Act shall remain in the Fund and shall not
12 be available for expenditure except as authorized in appro-
13 priations Acts.

14

GENERAL ACTIVITIES

15

GOVERNMENT-WIDE POLICY

16 For expenses authorized by law, not otherwise pro-
17 vided for, for Government-wide policy and evaluation ac-
18 tivities associated with the management of real and per-
19 sonal property assets and certain administrative services;
20 Government-wide policy support responsibilities relating to
21 acquisition, telecommunications, information technology
22 management, and related technology activities; and serv-
23 ices as authorized by 5 U.S.C. 3109; \$64,826,000.

1 OPERATING EXPENSES

2 For expenses authorized by law, not otherwise pro-
3 vided for, for Government-wide activities associated with
4 utilization and donation of surplus personal property; dis-
5 posal of real property; agency-wide policy direction, man-
6 agement, and communications; the Civilian Board of Con-
7 tract Appeals; services as authorized by 5 U.S.C. 3109;
8 and not to exceed \$7,500 for official reception and rep-
9 resentation expenses; \$68,135,000.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General and service authorized by 5 U.S.C. 3109,
13 \$58,882,000: *Provided*, That not to exceed \$15,000 shall
14 be available for payment for information and detection of
15 fraud against the Government, including payment for re-
16 covery of stolen Government property: *Provided further*,
17 That not to exceed \$2,500 shall be available for awards
18 to employees of other Federal agencies and private citizens
19 in recognition of efforts and initiatives resulting in en-
20 hanced Office of Inspector General effectiveness.

21 INFORMATION AND ENGAGEMENT FOR CITIZENS

22 For necessary expenses of the Office of Citizen Serv-
23 ices, including services authorized by 5 U.S.C. 3109, and
24 to carry out the E-Government Act of 2002 (Public Law
25 107-347), \$50,000,000: *Provided*, That the revenues and

1 submitted in advance to the Committees on Appropria-
2 tions of the House of Representatives and the Senate.

3 SEC. 503. Except as otherwise provided in this title,
4 it is the sense of Congress that projects to be included
5 in the fiscal year 2013 request for United States Court-
6 house construction will: (1) meet the design guide stand-
7 ards for construction as established and approved by the
8 General Services Administration, the Judicial Conference
9 of the United States, and the Office of Management and
10 Budget; (2) reflect the priorities of the Judicial Con-
11 ference of the United States as set out in its approved
12 5-year construction plan; and (3) include a standardized
13 courtroom utilization study of each facility to be con-
14 structed, replaced, or expanded.

15 SEC. 504. None of the funds provided in this Act may
16 be used to increase the amount of occupiable square feet,
17 provide cleaning services, security enhancements, or any
18 other service usually provided through the Federal Build-
19 ings Fund, to any agency that does not pay the rate per
20 square foot assessment for space and services as deter-
21 mined by the General Services Administration in consider-
22 ation of the Public Buildings Amendments Act of 1972
23 (Public Law 92–313).

24 SEC. 505. From funds made available under the
25 heading “Federal Buildings Fund, Limitations on Avail-

1 ability of Revenue”, claims against the Government of less
2 than \$250,000 arising from direct construction projects
3 and acquisition of buildings may be liquidated from sav-
4 ings effected in other construction projects with prior noti-
5 fication to the Committees on Appropriations of the House
6 of Representatives and the Senate.

7 SEC. 506. In any case in which the Committee on
8 Transportation and Infrastructure of the House of Rep-
9 resentatives and the Committee on Environment and Pub-
10 lic Works of the Senate adopt a resolution granting lease
11 authority pursuant to a prospectus transmitted to Con-
12 gress by the Administrator of the General Services Admin-
13 istration under 40 U.S.C. 3307, the Administrator shall
14 ensure that the delineated area of procurement is identical
15 to the delineated area included in the prospectus for all
16 lease agreements, except that, if the Administrator deter-
17 mines that the delineated area of the procurement should
18 not be identical to the delineated area included in the pro-
19 spectus, the Administrator shall provide an explanatory
20 statement to each of such committees and the Committees
21 on Appropriations of the House of Representatives and the
22 Senate prior to exercising any lease authority provided in
23 the resolution.

24 SEC. 507. Within 120 days of enactment, the General
25 Services Administration shall submit a detailed report to

1 the Committees on Appropriations of the House of Rep-
2 resentatives and the Senate that describes each program,
3 project, or activity that is funded by appropriations to
4 General Services Administration but is not under the con-
5 trol or direction, in statute or in practice, of the Adminis-
6 trator of General Services.

7 SEC. 508. Of the amounts made available under the
8 heading “Policy and Operations” for the maintenance,
9 protection, and disposal of the U.S. Coast Guard Service
10 Center at Governor’s Island, NY and the Lorton Correc-
11 tional Facility in Lorton, VA in prior years whether appro-
12 priated directly to the General Services Administration
13 (GSA) or to any other agency of the Government and re-
14 ceived by GSA for such purpose, \$4,600,000 is rescinded.

15 HARRY S TRUMAN SCHOLARSHIP FOUNDATION

16 SALARIES AND EXPENSES

17 For payment to the Harry S Truman Scholarship
18 Foundation Trust Fund, established by section 10 of Pub-
19 lic Law 93–642, \$748,000, to remain available until ex-
20 pended.

21 MERIT SYSTEMS PROTECTION BOARD

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses to carry out functions of the
25 Merit Systems Protection Board pursuant to Reorganiza-

1 tion Plan Numbered 2 of 1978, the Civil Service Reform
2 Act of 1978, and the Whistleblower Protection Act of
3 1989 (5 U.S.C. 5509 note), including services as author-
4 ized by 5 U.S.C. 3109, rental of conference rooms in the
5 District of Columbia and elsewhere, hire of passenger
6 motor vehicles, direct procurement of survey printing, and
7 not to exceed \$2,000 for official reception and representa-
8 tion expenses, \$39,416,000 together with not to exceed
9 \$2,345,000 for administrative expenses to adjudicate re-
10 tirement appeals to be transferred from the Civil Service
11 Retirement and Disability Fund in amounts determined
12 by the Merit Systems Protection Board.

13 MORRIS K. UDALL AND STEWART L. UDALL
14 FOUNDATION

15 For payments to the Morris K. Udall and Stewart
16 L. Udall Foundation to carry out tribal leadership and
17 management training activities authorized by 20 U.S.C.
18 5604(7), to the Morris K. Udall and Stewart L. Udall
19 Trust Fund, pursuant to the Morris K. Udall and Stewart
20 L. Udall Foundation Act (20 U.S.C. 5601 et seq.), and
21 to the Environmental Dispute Resolution Fund to carry
22 out activities authorized in the Environmental Policy and
23 Conflict Resolution Act of 1998, \$3,000,000 to remain
24 available until expended: *Provided*, That up to \$50,000
25 shall be used to conduct financial audits pursuant to the

1 Accountability of Tax Dollars Act of 2002 (Public Law
2 107–289) notwithstanding sections 8 and 9 of Public Law
3 102–259.

4 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION
5 OPERATING EXPENSES

6 For necessary expenses in connection with the admin-
7 istration of the National Archives and Records Adminis-
8 tration (including the Information Security Oversight Of-
9 fice) and archived Federal records and related activities,
10 as provided by law, and for expenses necessary for the re-
11 view and declassification of documents and the activities
12 of the Public Interest Declassification Board, and for nec-
13 essary expenses in connection with the operations and
14 maintenance of the electronic records archives to include
15 all direct project costs associated with research, program
16 management, and corrective and adaptive software main-
17 tenance, and for the hire of passenger motor vehicles, and
18 for uniforms or allowances therefor, as authorized by law
19 (5 U.S.C. 5901 et seq.), including maintenance, repairs,
20 and cleaning, \$360,969,000.

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 Reform Act of 2008, Public Law 110–409, 122
25 Stat. 4302–16 (2008), and the Inspector General Act of

1 1978 (5 U.S.C. App.), and for the hire of passenger motor
2 vehicles, \$4,100,000.

3 REPAIRS AND RESTORATION

4 For the repair, alteration, and improvement of ar-
5 chives facilities, and to provide adequate storage for hold-
6 ings, \$8,693,000, to remain available until expended: *Pro-*
7 *vided*, That from amounts made available for the Military
8 Personnel Records Center requirement study under this
9 heading in Public Law 108–199, the remaining unobli-
10 gated balances shall be available to implement the Na-
11 tional Archives and Records Administration Capital Im-
12 provement Plan: *Provided further*, That from amounts
13 made available under this heading in Public Law 111–8
14 for construction costs and related services for building the
15 addition to the John F. Kennedy Presidential Library and
16 Museum and other necessary expenses, including ren-
17 ovating the Library as needed in constructing the addi-
18 tion, the remaining unobligated balances shall be available
19 to implement the National Archives and Records Adminis-
20 tration Capital Improvement Plan.

21 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

22 COMMISSION

23 GRANTS PROGRAM

24 For necessary expenses for allocations and grants for
25 historical publications and records as authorized by 44

1 U.S.C. 2504, \$1,000,000, to remain available until ex-
2 pended.

3 NATIONAL CREDIT UNION ADMINISTRATION

4 COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

5 For the Community Development Revolving Loan
6 Fund program as authorized by 42 U.S.C. 9812, 9822
7 and 9910, \$500,000 shall be available until September 30,
8 2013 for technical assistance to low-income designated
9 credit unions.

10 OFFICE OF GOVERNMENT ETHICS

11 SALARIES AND EXPENSES

12 For necessary expenses to carry out functions of the
13 Office of Government Ethics pursuant to the Ethics in
14 Government Act of 1978, and the Ethics Reform Act of
15 1989, including services as authorized by 5 U.S.C. 3109,
16 rental of conference rooms in the District of Columbia and
17 elsewhere, hire of passenger motor vehicles, and not to ex-
18 ceed \$1,500 for official reception and representation ex-
19 penses, \$13,483,000.

20 OFFICE OF PERSONNEL MANAGEMENT

21 SALARIES AND EXPENSES

22 (INCLUDING TRANSFER OF TRUST FUNDS)

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

1 form Act of 1978, including services as authorized by 5
2 U.S.C. 3109; medical examinations performed for veterans
3 by private physicians on a fee basis; rental of conference
4 rooms in the District of Columbia and elsewhere; hire of
5 passenger motor vehicles; not to exceed \$2,500 for official
6 reception and representation expenses; advances for reim-
7 bursements to applicable funds of the Office of Personnel
8 Management and the Federal Bureau of Investigation for
9 expenses incurred under Executive Order No. 10422 of
10 January 9, 1953, as amended; and payment of per diem
11 and/or subsistence allowances to employees where Voting
12 Rights Act activities require an employee to remain over-
13 night at his or her post of duty, \$97,774,000, of which
14 \$6,004,000 shall remain available until expended for the
15 Enterprise Human Resources Integration project, and of
16 which \$1,416,000 shall remain available until expended
17 for the Human Resources Line of Business project; and
18 in addition \$112,516,000 for administrative expenses, to
19 be transferred from the appropriate trust funds of the Of-
20 fice of Personnel Management without regard to other
21 statutes, including direct procurement of printed mate-
22 rials, for the retirement and insurance programs: *Pro-*
23 *vided*, That the provisions of this appropriation shall not
24 affect the authority to use applicable trust funds as pro-
25 vided by sections 8348(a)(1)(B), and 9004(f)(2)(A) of

1 title 5, United States Code: *Provided further*, That no part
2 of this appropriation shall be available for salaries and ex-
3 penses of the Legal Examining Unit of the Office of Per-
4 sonnel Management established pursuant to Executive
5 Order No. 9358 of July 1, 1943, or any successor unit
6 of like purpose: *Provided further*, That the President's
7 Commission on White House Fellows, established by Exec-
8 utive Order No. 11183 of October 3, 1964, may, during
9 fiscal year 2012, accept donations of money, property, and
10 personal services: *Provided further*, That such donations,
11 including those from prior years, may be used for the de-
12 velopment of publicity materials to provide information
13 about the White House Fellows, except that no such dona-
14 tions shall be accepted for travel or reimbursement of trav-
15 el expenses, or for the salaries of employees of such Com-
16 mission.

17 OFFICE OF INSPECTOR GENERAL

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFER OF TRUST FUNDS)

20 For necessary expenses of the Office of Inspector
21 General in carrying out the provisions of the Inspector
22 General Act of 1978, including services as authorized by
23 5 U.S.C. 3109, hire of passenger motor vehicles,
24 \$3,142,000, and in addition, not to exceed \$21,174,000
25 for administrative expenses to audit, investigate, and pro-

1 vide other oversight of the Office of Personnel Manage-
2 ment's retirement and insurance programs, to be trans-
3 ferred from the appropriate trust funds of the Office of
4 Personnel Management, as determined by the Inspector
5 General: *Provided*, That the Inspector General is author-
6 ized to rent conference rooms in the District of Columbia
7 and elsewhere.

8 OFFICE OF SPECIAL COUNSEL

9 SALARIES AND EXPENSES

10 For necessary expenses to carry out functions of the
11 Office of Special Counsel pursuant to Reorganization Plan
12 Numbered 2 of 1978, the Civil Service Reform Act of
13 1978 (Public Law 95-454), the Whistleblower Protection
14 Act of 1989 (Public Law 101-12), Public Law 107-304,
15 and the Uniformed Services Employment and Reemploy-
16 ment Rights Act of 1994 (Public Law 103-353), including
17 services as authorized by 5 U.S.C. 3109, payment of fees
18 and expenses for witnesses, rental of conference rooms in
19 the District of Columbia and elsewhere, and hire of pas-
20 senger motor vehicles; \$17,997,000.

21 POSTAL REGULATORY COMMISSION

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of the Postal Regulatory
25 Commission in carrying out the provisions of the Postal

1 Accountability and Enhancement Act (Public Law 109–
2 435), \$13,946,000, to be derived by transfer from the
3 Postal Service Fund and expended as authorized by sec-
4 tion 603(a) of such Act.

5 RECOVERY ACCOUNTABILITY AND TRANSPARENCY

6 BOARD

7 SALARIES AND EXPENSES

8 For necessary expenses of the Recovery Account-
9 ability and Transparency Board to carry out the provi-
10 sions of title XV of the American Recovery and Reinvest-
11 ment Act of 2009 (Public Law 111–5), \$25,000,000.

12 SECURITIES AND EXCHANGE COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses for the Securities and Ex-
15 change Commission, including services as authorized by
16 5 U.S.C. 3109, the rental of space (to include multiple
17 year leases) in the District of Columbia and elsewhere, and
18 not to exceed \$3,500 for official reception and representa-
19 tion expenses, \$1,185,000,000, to remain available until
20 expended; of which not less than \$6,790,000 shall be for
21 the Office of Inspector General; of which not to exceed
22 \$45,000 shall be for a permanent secretariat for the Inter-
23 national Organization of Securities Commissions; and of
24 which not to exceed \$100,000 shall be available for ex-
25 penses for consultations and meetings hosted by the Com-

1 civilian employees; purchase of uniforms, or allowances
2 therefor, as authorized by 5 U.S.C. 5901–5902; hire of
3 passenger motor vehicles; services as authorized by 5
4 U.S.C. 3109; and not to exceed \$750 for official reception
5 and representation expenses; \$23,620,000: *Provided*, That
6 during the current fiscal year, the President may exempt
7 this appropriation from the provisions of 31 U.S.C. 1341,
8 whenever the President deems such action to be necessary
9 in the interest of national defense: *Provided further*, That
10 none of the funds appropriated by this Act may be ex-
11 pended for or in connection with the induction of any per-
12 son into the Armed Forces of the United States.

13 SMALL BUSINESS ADMINISTRATION

14 SALARIES AND EXPENSES

15 For necessary expenses, not otherwise provided for,
16 of the Small Business Administration as authorized by
17 Public Law 108–447, including hire of passenger motor
18 vehicles as authorized by 31 U.S.C. 1343 and 1344, and
19 not to exceed \$3,500 for official reception and representa-
20 tion expenses, \$422,296,000: *Provided*, That the Adminis-
21 trator is authorized to charge fees to cover the cost of pub-
22 lications developed by the Small Business Administration,
23 and certain loan program activities, including fees author-
24 ized by section 5(b) of the Small Business Act: *Provided*
25 *further*, That, notwithstanding 31 U.S.C. 3302, revenues

1 received from all such activities shall be credited to this
2 account, to remain available until expended, for carrying
3 out these purposes without further appropriations: *Pro-*
4 *vided further*, That \$112,000,000 shall be available until
5 September 30, 2013 for grants as authorized by section
6 21 of the Small Business Act: *Provided further*, That
7 \$14,480,000 shall remain available until September 30,
8 2013 for marketing, management, and technical assist-
9 ance under section 7(m) of the Small Business Act (15
10 U.S.C. 636(m)(4)) by intermediaries that make
11 microloans under the microloan program: *Provided fur-*
12 *ther*, That \$7,100,000 shall be available for the Loan Mod-
13 ernization and Accounting System, to be available until
14 September 30, 2013.

15 OFFICE OF INSPECTOR GENERAL

16 For necessary expenses of the Office of Inspector
17 General in carrying out the provisions of the Inspector
18 General Act of 1978, \$16,267,000.

19 OFFICE OF ADVOCACY

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses of the Office of Advocacy in
22 carrying out the provisions of Title II of Public Law 94-
23 305 (15 U.S.C. 634a et seq.) and the Regulatory Flexi-
24 bility Act of 1980 (5 U.S.C. 601 et seq.), \$9,120,000, to
25 remain available until expended: *Provided*, That funds

1 may be transferred from Salaries and Expenses to cover
2 required administrative and facilities related costs as nec-
3 essary.

4 BUSINESS LOANS PROGRAM ACCOUNT
5 (INCLUDING TRANSFERS OF FUNDS)

6 For the cost of direct loans, \$3,765,000, to remain
7 available until expended, and for the cost of guaranteed
8 loans as authorized by section 7(a) of the Small Business
9 Act (Public Law 85-536) and section 503 of the Small
10 Business Investment Act of 1958 (Public Law 85-699),
11 \$211,600,000, to remain available until expended: *Pro-*
12 *vided*, That such costs, including the cost of modifying
13 such loans, shall be as defined in section 502 of the Con-
14 gressional Budget Act of 1974: *Provided further*, That
15 subject to section 502 of the Congressional Budget Act
16 of 1974, during fiscal year 2012 commitments to guar-
17 antee loans under section 503 of the Small Business In-
18 vestment Act of 1958 shall not exceed \$7,500,000,000:
19 *Provided further*, That during fiscal year 2012 commit-
20 ments for general business loans authorized under section
21 7(a) of the Small Business Act shall not exceed
22 \$17,500,000,000 for a combination of amortizing term
23 loans and the aggregated maximum line of credit provided
24 by revolving loans: *Provided further*, That during fiscal
25 year 2012 commitments to guarantee loans for debentures

1 under section 303(b) of the Small Business Investment
2 Act of 1958 shall not exceed \$3,000,000,000: *Provided*
3 *further*, That during fiscal year 2012, guarantees of trust
4 certificates authorized by section 5(g) of the Small Busi-
5 ness Act shall not exceed a principal amount of
6 \$12,000,000,000. In addition, for administrative expenses
7 to carry out the direct and guaranteed loan programs,
8 \$147,958,000, which may be transferred to and merged
9 with the appropriations for Salaries and Expenses.

10 DISASTER LOANS PROGRAM ACCOUNT

11 (INCLUDING TRANSFERS OF FUNDS)

12 For administrative expenses to carry out the direct
13 loan program authorized by section 7(b) of the Small
14 Business Act, \$167,300,000, to be available until ex-
15 pended, of which \$1,000,000 is for the Office of Inspector
16 General of the Small Business Administration for audits
17 and reviews of disaster loans and the disaster loan pro-
18 grams and shall be transferred to and merged with the
19 appropriations for the Office of Inspector General; of
20 which \$157,300,000 is for direct administrative expenses
21 of loan making and servicing to carry out the direct loan
22 program, which may be transferred to and merged with
23 the appropriations for Salaries and Expenses; and of
24 which \$9,000,000 is for indirect administrative expenses
25 for the direct loan program, which may be transferred to

1 and merged with the appropriations for Salaries and Ex-
2 penses.

3 ADMINISTRATIVE PROVISIONS—SMALL BUSINESS

4 ADMINISTRATION

5 (INCLUDING TRANSFER OF FUNDS)

6 SEC. 509. Not to exceed 5 percent of any appropria-
7 tion made available for the current fiscal year for the
8 Small Business Administration in this Act may be trans-
9 ferred between such appropriations, but no such appro-
10 priation shall be increased by more than 10 percent by
11 any such transfers: *Provided*, That any transfer pursuant
12 to this paragraph shall be treated as a reprogramming of
13 funds.

14 SEC. 510. Section 7(d)(5)(D) of the Small Business
15 Act (15 U.S.C. 636(d)(5)(D)) is amended by striking
16 “three years” and inserting “7 years”.

17 SEC. 511. Beginning in fiscal year 2013 and each fis-
18 cal year thereafter, the budget request for the Small Busi-
19 ness Administration shall provided a detailed justification
20 of any proposed changes from the enacted level by indi-
21 vidual appropriation. The detailed justification shall in-
22 clude at a minimum a description of each credit and non-
23 credit program including amount of funding and costs by
24 appropriation account and fiscal year. For activities fund-
25 ed in multiple appropriations, the budget justification

1 shall specify the amount included in each enacted appro-
2 priation, the amount proposed in the budget year and a
3 justification for any proposed changes.

4 UNITED STATES POSTAL SERVICE

5 PAYMENT TO THE POSTAL SERVICE FUND

6 For payment to the Postal Service Fund for revenue
7 forgone on free and reduced rate mail, pursuant to sub-
8 sections (c) and (d) of section 2401 of title 39, United
9 States Code, \$78,153,000, which shall not be available for
10 obligation until October 1, 2012: *Provided*, That mail for
11 overseas voting and mail for the blind shall continue to
12 be free: *Provided further*, That 6-day delivery and rural
13 delivery of mail shall continue at not less than the 1983
14 level: *Provided further*, That none of the funds made avail-
15 able to the Postal Service by this Act shall be used to im-
16 plement any rule, regulation, or policy of charging any of-
17 ficer or employee of any State or local child support en-
18 forcement agency, or any individual participating in a
19 State or local program of child support enforcement, a fee
20 for information requested or provided concerning an ad-
21 dress of a postal customer: *Provided further*, That none
22 of the funds provided in this Act shall be used to consoli-
23 date or close small rural and other small post offices in
24 fiscal year 2012.

1 OFFICE OF INSPECTOR GENERAL
2 SALARIES AND EXPENSES
3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of Inspector
5 General in carrying out the provisions of the Inspector
6 General Act of 1978, \$237,810,000, to be derived by
7 transfer from the Postal Service Fund and expended as
8 authorized by section 603(b)(3) of the Postal Account-
9 ability and Enhancement Act (Public Law 109–435).

10 UNITED STATES TAX COURT
11 SALARIES AND EXPENSES

12 For necessary expenses, including contract reporting
13 and other services as authorized by 5 U.S.C. 3109,
14 \$50,689,000: *Provided*, That travel expenses of the judges
15 shall be paid upon the written certificate of the judge.

16 TITLE VI
17 GENERAL PROVISIONS—THIS ACT
18 (RESCISSION)

19 SEC. 601. None of the funds in this Act shall be used
20 for the planning or execution of any program to pay the
21 expenses of, or otherwise compensate, non-Federal parties
22 intervening in regulatory or adjudicatory proceedings
23 funded in this Act.

24 SEC. 602. None of the funds appropriated in this Act
25 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. 603. The expenditure of any appropriation
4 under this Act for any consulting service through procure-
5 ment contract pursuant to 5 U.S.C. 3109, shall be limited
6 to those contracts where such expenditures are a matter
7 of public record and available for public inspection, except
8 where otherwise provided under existing law, or under ex-
9 isting Executive order issued pursuant to existing law.

10 SEC. 604. None of the funds made available in this
11 Act may be transferred to any department, agency, or in-
12 strumentality of the United States Government, except
13 pursuant to a transfer made by, or transfer authority pro-
14 vided in, this Act or any other appropriations Act.

15 SEC. 605. None of the funds made available by this
16 Act shall be available for any activity or for paying the
17 salary of any Government employee where funding an ac-
18 tivity or paying a salary to a Government employee would
19 result in a decision, determination, rule, regulation, or pol-
20 icy that would prohibit the enforcement of section 307 of
21 the Tariff Act of 1930 (19 U.S.C. 1307).

22 SEC. 606. No funds appropriated pursuant to this
23 Act may be expended by an entity unless the entity agrees
24 that in expending the assistance the entity will comply
25 with the Buy American Act (41 U.S.C. 10a-10e).

1 SEC. 607. No funds appropriated or otherwise made
2 available under this Act shall be made available to any
3 person or entity that has been convicted of violating the
4 Buy American Act (41 U.S.C. 10a-10c).

5 SEC. 608. Except as otherwise provided in this Act,
6 none of the funds provided in this Act, provided by pre-
7 vious appropriations Acts to the agencies or entities fund-
8 ed in this Act that remain available for obligation or ex-
9 penditure in fiscal year 2012, or provided from any ac-
10 counts in the Treasury derived by the collection of fees
11 and available to the agencies funded by this Act, shall be
12 available for obligation or expenditure through a re-
13 programming of funds that: (1) creates a new program;
14 (2) eliminates a program, project, or activity; (3) increases
15 funds or personnel for any program, project, or activity
16 for which funds have been denied or restricted by the Con-
17 gress; (4) proposes to use funds directed for a specific ac-
18 tivity by the Committee on Appropriations of either the
19 House of Representatives or the Senate for a different
20 purpose; (5) augments existing programs, projects, or ac-
21 tivities in excess of \$5,000,000 or 10 percent, whichever
22 is less; (6) reduces existing programs, projects, or activi-
23 ties by \$5,000,000 or 10 percent, whichever is less; or (7)
24 creates or reorganizes offices, programs, or activities un-
25 less prior approval is received from the Committees on Ap-

1 propriations of the House of Representatives and the Sen-
2 ate: *Provided*, That prior to any significant reorganization
3 or restructuring of offices, programs, or activities, each
4 agency or entity funded in this Act shall consult with the
5 Committees on Appropriations of the House of Represent-
6 atives and the Senate: *Provided further*, That not later
7 than 60 days after the date of enactment of this Act, each
8 agency funded by this Act shall submit a report to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate to establish the baseline for applica-
11 tion of reprogramming and transfer authorities for the
12 current fiscal year: *Provided further*, That at a minimum
13 the report shall include: (1) a table for each appropriation
14 with a separate column to display the President's budget
15 request, adjustments made by Congress, adjustments due
16 to enacted rescissions, if appropriate, and the fiscal year
17 enacted level; (2) a delineation in the table for each appro-
18 priation both by object class and program, project, and
19 activity as detailed in the budget appendix for the respec-
20 tive appropriation; and (3) an identification of items of
21 special congressional interest: *Provided further*, That the
22 amount appropriated or limited for salaries and expenses
23 for an agency shall be reduced by \$100,000 per day for
24 each day after the required date that the report has not
25 been submitted to the Congress.

1 SEC. 609. Except as otherwise specifically provided
2 by law, not to exceed 50 percent of unobligated balances
3 remaining available at the end of fiscal year 2012 from
4 appropriations made available for salaries and expenses
5 for fiscal year 2012 in this Act, shall remain available
6 through September 30, 2013, for each such account for
7 the purposes authorized: *Provided*, That a request shall
8 be submitted to the Committees on Appropriations of the
9 House of Representatives and the Senate for approval
10 prior to the expenditure of such funds: *Provided further*,
11 That these requests shall be made in compliance with re-
12 programming guidelines.

13 SEC. 610. None of the funds made available in this
14 Act may be used by the Executive Office of the President
15 to request from the Federal Bureau of Investigation any
16 official background investigation report on any individual,
17 except when—

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

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

24 SEC. 611. The cost accounting standards promul-
25 gated under chapter 16 of title 41, United States Code

1 shall not apply with respect to a contract under the Fed-
2 eral Employees Health Benefits Program established
3 under chapter 89 of title 5, United States Code.

4 SEC. 612. For the purpose of resolving litigation and
5 implementing any settlement agreements regarding the
6 nonforeign area cost-of-living allowance program, the Of-
7 fice of Personnel Management may accept and utilize
8 (without regard to any restriction on unanticipated travel
9 expenses imposed in an Appropriations Act) funds made
10 available to the Office of Personnel Management pursuant
11 to court approval.

12 SEC. 613. No funds appropriated by this Act shall
13 be available to pay for an abortion, or the administrative
14 expenses in connection with any health plan under the
15 Federal employees health benefits program which provides
16 any benefits or coverage for abortions.

17 SEC. 614. The provision of section 613 shall not
18 apply where the life of the mother would be endangered
19 if the fetus were carried to term, or the pregnancy is the
20 result of an act of rape or incest.

21 SEC. 615. In order to promote Government access to
22 commercial information technology, the restriction on pur-
23 chasing nondomestic articles, materials, and supplies set
24 forth in chapter 83 of title 41, United States Code (popu-
25 larly known as the Buy American Act), shall not apply

1 to the acquisition by the Federal Government of informa-
2 tion technology (as defined in section 11101 of title 40,
3 United States Code), that is a commercial item (as defined
4 in section 103 of title 41, United States Code).

5 SEC. 616. Notwithstanding section 1353 of title 31,
6 United States Code, no officer or employee of any regu-
7 latory agency or commission funded by this Act may ac-
8 cept on behalf of that agency, nor may such agency or
9 commission accept, payment or reimbursement from a
10 non-Federal entity for travel, subsistence, or related ex-
11 penses for the purpose of enabling an officer or employee
12 to attend and participate in any meeting or similar func-
13 tion relating to the official duties of the officer or em-
14 ployee when the entity offering payment or reimbursement
15 is a person or entity subject to regulation by such agency
16 or commission, or represents a person or entity subject
17 to regulation by such agency or commission, unless the
18 person or entity is an organization described in section
19 501(c)(3) of the Internal Revenue Code of 1986 and ex-
20 empt from tax under section 501(a) of such Code.

21 SEC. 617. From the unobligated balances of prior
22 year appropriations made available for the Privacy and
23 Civil Liberties Oversight Board, \$998,000 is rescinded.

24 SEC. 618. During fiscal year 2012, for purposes of
25 section 908(b)(1) of the Trade Sanctions Reform and Ex-

1 port Enhancement Act of 2000 (22 U.S.C. 7207(b)(1)),
2 the term “payment of cash in advance” shall be inter-
3 preted as payment before the transfer of title to, and con-
4 trol of, the exported items to the Cuban purchaser.

5 SEC. 619. Notwithstanding section 708 of this Act,
6 funds made available to the Commodity Futures Trading
7 Commission and the Securities and Exchange Commission
8 by this or any other Act may be used for the interagency
9 funding and sponsorship of a joint advisory committee to
10 advise on emerging regulatory issues.

11 SEC. 620. None of the funds made available by this
12 Act may be used to carry out chapter 95 or chapter 96
13 of the Internal Revenue Code of 1986.

14 SEC. 621. None of the funds made available by this
15 Act may be used to implement the Report and Order of
16 the Federal Communications Commission relating to the
17 matter of preserving the open Internet and broadband in-
18 dustry practices (FCC 10-201, adopted by the Commis-
19 sion on December 21, 2010).

20 SEC. 622. None of the funds made available by this
21 Act may be used to carry out any of the activities de-
22 scribed in section 6A of the Consumer Product Safety Act
23 (15 U.S.C. 2055a).

24 SEC. 623. During fiscal year 2012, no funds shall be
25 obligated from the Securities and Exchange Commission

1 Reserve Fund established by section 991 of the Dodd-
2 Frank Wall Street Reform and Consumer Protection Act
3 (Public Law 111–203).

4 SEC. 624. Within 270 days after the date of enact-
5 ment of this section, the Comptroller General of the
6 United States shall conduct an analysis of the benefits and
7 costs of the Consumer Product Safety Improvement Act
8 of 2008 (Public Law 110–314) including both quantitative
9 and qualitative measures, both market and nonmarket,
10 and report to Committees on Appropriations of the House
11 and the Senate on its findings.

12 SEC. 625. Sections 73.1910, 76.209, 76.1612, and
13 76.1613 of title 47, Code of Federal Regulations, shall
14 have no force or effect after the date of the enactment
15 of this Act, and the Federal Communications Commission
16 shall, by notice in the Federal Register, take such action
17 as is necessary to remove such sections from the Code of
18 Federal Regulations.

19 SEC. 626. The Department of Treasury, the Execu-
20 tive Office of the President, the Judiciary, the Federal
21 Communications Commission, the Federal Trade Commis-
22 sion, the General Services Administration, the National
23 Archives and Records Administration, the Securities and
24 Exchange Commission, and the Small Business Adminis-
25 tration shall provide the Committees on Appropriations of

1 the House and the Senate a quarterly accounting of the
2 cumulative balances of any unobligated funds that were
3 received by such agency during any previous fiscal year.

4 SEC. 627. (a) Within 180 days after the date of en-
5 actment of this section, the agencies specified in sub-
6 section (b) shall report to the Committees on Appropria-
7 tions of the House and Senate on—

8 (1) increasing public participation in the rule-
9 making process and reducing uncertainty;

10 (2) improving coordination with other Federal
11 agencies to eliminate redundant, inconsistent, and
12 overlapping regulations; and

13 (3) identifying existing regulations that have
14 been reviewed and determined to be outmoded, inef-
15 fective, or excessively burdensome.

16 (b) Agencies required to submit the report specified
17 in subsection (a) shall include—

18 (1) the Consumer Product Safety Commission;

19 (2) the Federal Communications Commission;

20 (3) the Federal Trade Commission; and

21 (4) the Securities and Exchange Commission

22 SEC. 628. (a) There are appropriated for the fol-
23 lowing activities the amounts required under current law:

24 (1) Compensation of the President (3 U.S.C.
25 102).

1 (2) Payments to—

2 (A) the Judicial Officers' Retirement Fund

3 (28 U.S.C. 377(o));

4 (B) the Judicial Survivors' Annuities Fund

5 (28 U.S.C. 376(c)); and

6 (C) the United States Court of Federal

7 Claims Judges' Retirement Fund (28 U.S.C.

8 178(l)).

9 (3) Payment of Government contributions—

10 (A) with respect to the health benefits of

11 retired employees, as authorized by chapter 89

12 of title 5, United States Code, and the Retired

13 Federal Employees Health Benefits Act (74

14 Stat. 849); and

15 (B) with respect to the life insurance bene-

16 fits for employees retiring after December 31,

17 1989 (5 U.S.C. ch. 87).

18 (4) Payment to finance the unfunded liability of

19 new and increased annuity benefits under the Civil

20 Service Retirement and Disability Fund (5 U.S.C.

21 8348).

22 (5) Payment of annuities authorized to be paid

23 from the Civil Service Retirement and Disability

24 Fund by statutory provisions other than subchapter

1 III of chapter 83 or chapter 84 of title 5, United
2 States Code.

3 (b) Nothing in this section may be construed to ex-
4 empt any amount appropriated by this section from any
5 otherwise applicable limitation on the use of funds con-
6 tained in this Act.

7 SEC. 629. (a)(1) Notwithstanding any other provision
8 of law, in the current fiscal year and any fiscal year there-
9 after, an Executive agency covered by this Act otherwise
10 authorized to enter into contracts for either leases or the
11 construction or alteration of real property for office, meet-
12 ing, storage, or other space must consult with the General
13 Services Administration before issuing a solicitation for of-
14 fers of new leases or construction contracts, and in the
15 case of succeeding leases, before entering into negotiations
16 with the current lessor.

17 (2) Any such agency with authority to enter into an
18 emergency lease may do so during any period declared by
19 the President to require emergency leasing authority with
20 respect to such agency.

21 (b) For purposes of this section, the term “Executive
22 agency covered by this Act” means any Executive agency
23 provided funds by this Act, the Federal Deposit Insurance
24 Corporation, the Bureau of Consumer Financial Protec-
25 tion, the Office of Financial Research, and Office of the

1 Comptroller of the Currency, but does not include the
2 General Services Administration or the United States
3 Postal Service.

4 SEC. 630. None of the funds made available in this
5 Act may be used to implement or enforce section 101(a)
6 of the Consumer Product Safety Improvement Act of 2008
7 in regards to off-highway vehicles. For purposes of this
8 section the term “off-highway vehicles” means motorized
9 vehicle designed to travel on 2, 3, or 4 wheels, having a
10 seat designed to be straddled by the operator and handle-
11 bars for steering control, and such term includes snowmo-
12 biles.

13 SEC. 631. None of the funds made available in this
14 Act may be used by the Federal Trade Commission to
15 complete the draft report entitled “Interagency Working
16 Group on Food Marketed to Children: Preliminary Pro-
17 posed Nutrition Principles to Guide Industry Self-Regu-
18 latory Efforts” unless the Interagency Working Group on
19 Food Marketed to Children complies with Executive Order
20 13563.

21 SEC. 632. None of the funds made available by this
22 Act or any other Act may be used to pay the salaries and
23 expenses for the following positions:

24 (1) White House Director of the Office of
25 Health Reform, or any substantially similar position.

1 SEC. 702. Unless otherwise specifically provided, the
2 maximum amount allowable during the current fiscal year
3 in accordance with subsection 1343(c) of title 31, United
4 States Code, for the purchase of any passenger motor ve-
5 hicle (exclusive of buses, ambulances, law enforcement,
6 and undercover surveillance vehicles), is hereby fixed at
7 \$13,197 except station wagons for which the maximum
8 shall be \$13,631: *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: *Provided further*, That the limits set forth in this
21 section shall not apply to any vehicle that is a commercial
22 item and which operates on emerging motor vehicle tech-
23 nology, including but not limited to electric, plug-in hybrid
24 electric, and hydrogen fuel cell vehicles.

1 SEC. 703. Appropriations of the executive depart-
2 ments and independent establishments for the current fis-
3 cal year available for expenses of travel, or for the ex-
4 penses of the activity concerned, are hereby made available
5 for quarters allowances and cost-of-living allowances, in
6 accordance with 5 U.S.C. 5922–5924.

7 SEC. 704. Unless otherwise specified during the cur-
8 rent fiscal year, no part of any appropriation contained
9 in this or any other Act shall be used to pay the compensa-
10 tion of any officer or employee of the Government of the
11 United States (including any agency the majority of the
12 stock of which is owned by the Government of the United
13 States) whose post of duty is in the continental United
14 States unless such person: (1) is a citizen of the United
15 States; (2) is a person who is lawfully admitted for perma-
16 nent residence and is seeking citizenship as outlined in 8
17 U.S.C. 1324b(a)(3)(B); (3) is a person who is admitted
18 as a refugee under 8 U.S.C. 1157 or is granted asylum
19 under 8 U.S.C. 1158 and has filed a declaration of inten-
20 tion to become a lawful permanent resident and then a
21 citizen when eligible; or (4) is a person who owes alle-
22 giance to the United States: *Provided*, That for purposes
23 of this section, affidavits signed by any such person shall
24 be considered prima facie evidence that the requirements
25 of this section with respect to his or her status are being

1 complied with: *Provided further*, That any person making
2 a false affidavit shall be guilty of a felony, and upon con-
3 viction, shall be fined no more than \$4,000 or imprisoned
4 for not more than 1 year, or both: *Provided further*, That
5 the above penal clause shall be in addition to, and not in
6 substitution for, any other provisions of existing law: *Pro-*
7 *vided further*, That any payment made to any officer or
8 employee contrary to the provisions of this section shall
9 be recoverable in action by the Federal Government: *Pro-*
10 *vided further*, That this section shall not apply to any per-
11 son who is an officer or employee of the Government of
12 the United States on the date of enactment of this Act,
13 or to international broadcasters employed by the Broad-
14 casting Board of Governors, or to temporary employment
15 of translators, or to temporary employment in the field
16 service (not to exceed 60 days) as a result of emergencies:
17 *Provided further*, That this section does not apply to the
18 employment as Wildland firefighters for not more than
19 120 days of nonresident aliens employed by the Depart-
20 ment of the Interior or the USDA Forest Service pursuant
21 to an agreement with another country.

22 SEC. 705. Appropriations available to any depart-
23 ment or agency during the current fiscal year for nec-
24 essary expenses, including maintenance or operating ex-
25 penses, shall also be available for payment to the General

1 Services Administration for charges for space and services
2 and those expenses of renovation and alteration of build-
3 ings and facilities which constitute public improvements
4 performed in accordance with the Public Buildings Act of
5 1959 (73 Stat. 479), the Public Buildings Amendments
6 of 1972 (86 Stat. 216), or other applicable law.

7 SEC. 706. In addition to funds provided in this or
8 any other Act, all Federal agencies are authorized to re-
9 ceive and use funds resulting from the sale of materials,
10 including Federal records disposed of pursuant to a
11 records schedule recovered through recycling or waste pre-
12 vention programs. Such funds shall be available until ex-
13 pended for the following purposes:

14 (1) Acquisition, waste reduction and prevention,
15 and recycling programs as described in Executive
16 Order No. 13423 (January 24, 2007), including any
17 such programs adopted prior to the effective date of
18 the Executive order.

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

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

1 SEC. 707. Funds made available by this or any other
2 Act for administrative expenses in the current fiscal year
3 of the corporations and agencies subject to chapter 91 of
4 title 31, United States Code, shall be available, in addition
5 to objects for which such funds are otherwise available,
6 for rent in the District of Columbia; services in accordance
7 with 5 U.S.C. 3109; and the objects specified under this
8 head, all the provisions of which shall be applicable to the
9 expenditure of such funds unless otherwise specified in the
10 Act by which they are made available: *Provided*, That in
11 the event any functions budgeted as administrative ex-
12 penses are subsequently transferred to or paid from other
13 funds, the limitations on administrative expenses shall be
14 correspondingly reduced.

15 SEC. 708. No part of any appropriation contained in
16 this or any other Act shall be available for interagency
17 financing of boards (except Federal Executive Boards),
18 commissions, councils, committees, or similar groups
19 (whether or not they are interagency entities) which do
20 not have a prior and specific statutory approval to receive
21 financial support from more than one agency or instru-
22 mentality.

23 SEC. 709. None of the funds made available pursuant
24 to the provisions of this Act shall be used to implement,
25 administer, or enforce any regulation which has been dis-

1 approved pursuant to a joint resolution duly adopted in
2 accordance with the applicable law of the United States.

3 SEC. 710. During the period in which the head of
4 any department or agency, or any other officer or civilian
5 employee of the Federal Government appointed by the
6 President of the United States, holds office, no funds may
7 be obligated or expended in excess of \$5,000 to furnish
8 or redecorate the office of such department head, agency
9 head, officer, or employee, or to purchase furniture or
10 make improvements for any such office, unless advance
11 notice of such furnishing or redecoration is transmitted
12 to the Committees on Appropriations of the House of Rep-
13 resentatives and the Senate. For the purposes of this sec-
14 tion, the term “office” shall include the entire suite of of-
15 fices assigned to the individual, as well as any other space
16 used primarily by the individual or the use of which is
17 directly controlled by the individual.

18 SEC. 711. Notwithstanding section 31 U.S.C. 1346,
19 or section 708 of this Act, funds made available for the
20 current fiscal year by this or any other Act shall be avail-
21 able for the interagency funding of national security and
22 emergency preparedness telecommunications initiatives
23 which benefit multiple Federal departments, agencies, or
24 entities, as provided by Executive Order No. 12472 (April
25 3, 1984).

1 SEC. 712. (a) None of the funds appropriated by this
2 or any other Act may be obligated or expended by any
3 Federal department, agency, or other instrumentality for
4 the salaries or expenses of any employee appointed to a
5 position of a confidential or policy-determining character
6 excepted from the competitive service pursuant to 5
7 U.S.C. 3302, without a certification to the Office of Per-
8 sonnel Management from the head of the Federal depart-
9 ment, agency, or other instrumentality employing the
10 Schedule C appointee that the Schedule C position was
11 not created solely or primarily in order to detail the em-
12 ployee to the White House.

13 (b) The provisions of this section shall not apply to
14 Federal employees or members of the armed forces de-
15 tailed to or from—

16 (1) the Central Intelligence Agency;

17 (2) the National Security Agency;

18 (3) the Defense Intelligence Agency;

19 (4) the National Geospatial-Intelligence Agency;

20 (5) the offices within the Department of De-

21 fense for the collection of specialized national foreign

22 intelligence through reconnaissance programs;

23 (6) the Bureau of Intelligence and Research of

24 the Department of State;

1 (7) any agency, office, or unit of the Army,
2 Navy, Air Force, or Marine Corps, the Department
3 of Homeland Security, the Federal Bureau of Inves-
4 tigation or the Drug Enforcement Administration of
5 the Department of Justice, the Department of
6 Transportation, the Department of the Treasury, or
7 the Department of Energy performing intelligence
8 functions; or

9 (8) the Director of National Intelligence or the
10 Office of the Director of National Intelligence.

11 SEC. 713. No part of any appropriation contained in
12 this or any other Act shall be available for the payment
13 of the salary of any officer or employee of the Federal
14 Government, who—

15 (1) prohibits or prevents, or attempts or threat-
16 ens to prohibit or prevent, any other officer or em-
17 ployee of the Federal Government from having any
18 direct oral or written communication or contact with
19 any Member, committee, or subcommittee of the
20 Congress in connection with any matter pertaining
21 to the employment of such other officer or employee
22 or pertaining to the department or agency of such
23 other officer or employee in any way, irrespective of
24 whether such communication or contact is at the ini-
25 tiative of such other officer or employee or in re-

1 sponse to the request or inquiry of such Member,
2 committee, or subcommittee; or

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

17 SEC. 714. (a) None of the funds made available in
18 this or any other Act may be obligated or expended for
19 any employee training that—

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

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

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

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

9 (5) is offensive to, or designed to change, par-
10 ticipants’ personal values or lifestyle outside the
11 workplace.

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

15 SEC. 715. No funds appropriated in this or any other
16 Act may be used to implement or enforce the agreements
17 in Standard Forms 312 and 4414 of the Government or
18 any other nondisclosure policy, form, or agreement if such
19 policy, form, or agreement does not contain the following
20 provisions: “These restrictions are consistent with and do
21 not supersede, conflict with, or otherwise alter the em-
22 ployee obligations, rights, or liabilities created by Execu-
23 tive Order No. 12958; section 7211 of title 5, United
24 States Code (governing disclosures to Congress); section
25 1034 of title 10, United States Code, as amended by the

1 Military Whistleblower Protection Act (governing disclo-
2 sure to Congress by members of the military); section
3 2302(b)(8) of title 5, United States Code, as amended by
4 the Whistleblower Protection Act of 1989 (governing dis-
5 closures of illegality, waste, fraud, abuse or public health
6 or safety threats); the Intelligence Identities Protection
7 Act of 1982 (50 U.S.C. 421 et seq.) (governing disclosures
8 that could expose confidential Government agents); and
9 the statutes which protect against disclosure that may
10 compromise the national security, including sections 641,
11 793, 794, 798, and 952 of title 18, United States Code,
12 and section 4(b) of the Subversive Activities Act of 1950
13 (50 U.S.C. 783(b)). The definitions, requirements, obliga-
14 tions, rights, sanctions, and liabilities created by said Ex-
15 ecutive order and listed statutes are incorporated into this
16 agreement and are controlling.”: *Provided*, That notwith-
17 standing the preceding paragraph, a nondisclosure policy
18 form or agreement that is to be executed by a person con-
19 nected with the conduct of an intelligence or intelligence-
20 related activity, other than an employee or officer of the
21 United States Government, may contain provisions appro-
22 priate to the particular activity for which such document
23 is to be used. Such form or agreement shall, at a min-
24 imum, require that the person will not disclose any classi-
25 fied information received in the course of such activity un-

1 less specifically authorized to do so by the United States
2 Government. Such nondisclosure forms shall also make it
3 clear that they do not bar disclosures to Congress, or to
4 an authorized official of an executive agency or the De-
5 partment of Justice, that are essential to reporting a sub-
6 stantial violation of law.

7 SEC. 716. No part of any funds appropriated in this
8 or any other Act shall be used by an agency of the execu-
9 tive branch, other than for normal and recognized execu-
10 tive-legislative relationships, for publicity or propaganda
11 purposes, and for the preparation, distribution or use of
12 any kit, pamphlet, booklet, publication, radio, television,
13 or film presentation designed to support or defeat legisla-
14 tion pending before the Congress, except in presentation
15 to the Congress itself.

16 SEC. 717. None of the funds appropriated by this or
17 any other Act may be used by an agency to provide a Fed-
18 eral employee's home address to any labor organization
19 except when the employee has authorized such disclosure
20 or when such disclosure has been ordered by a court of
21 competent jurisdiction.

22 SEC. 718. None of the funds made available in this
23 Act or any other Act may be used to provide any non-
24 public information such as mailing or telephone lists to
25 any person or any organization outside of the Federal

1 Government without the approval of the Committees on
2 Appropriations of the House of Representatives and the
3 Senate.

4 SEC. 719. No part of any appropriation contained in
5 this or any other Act shall be used directly or indirectly,
6 including by private contractor, for publicity or propa-
7 ganda purposes within the United States not heretofore
8 authorized by the Congress.

9 SEC. 720. (a) In this section, the term “agency”—

10 (1) means an Executive agency, as defined
11 under 5 U.S.C. 105; and

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

15 (b) Unless authorized in accordance with law or regu-
16 lations to use such time for other purposes, an employee
17 of an agency shall use official time in an honest effort
18 to perform official duties. An employee not under a leave
19 system, including a Presidential appointee exempted under
20 5 U.S.C. 6301(2), has an obligation to expend an honest
21 effort and a reasonable proportion of such employee’s time
22 in the performance of official duties.

23 SEC. 721. Notwithstanding 31 U.S.C. 1346 and sec-
24 tion 708 of this Act, funds made available for the current
25 fiscal year by this or any other Act to any department

1 or agency, which is a member of the Federal Accounting
2 Standards Advisory Board (FASAB), shall be available to
3 finance an appropriate share of FASAB administrative
4 costs.

5 (TRANSFER OF FUNDS)

6 SEC. 722. Notwithstanding 31 U.S.C. 1346 and sec-
7 tion 708 of this Act, the head of each Executive depart-
8 ment and agency is hereby authorized to transfer to or
9 reimburse “General Services Administration, Government-
10 wide Policy” with the approval of the Director of the Of-
11 fice of Management and Budget, funds made available for
12 the current fiscal year by this or any other Act, including
13 rebates from charge card and other contracts: *Provided*,
14 That these funds shall be administered by the Adminis-
15 trator of General Services to support Government-wide
16 and other multi-agency financial, information technology,
17 procurement, and other management innovations, initia-
18 tives, and activities, as approved by the Director of the
19 Office of Management and Budget, in consultation with
20 the appropriate interagency and multi-agency groups des-
21 ignated by the Director (including the President’s Man-
22 agement Council for overall management improvement ini-
23 tiatives, the Chief Financial Officers Council for financial
24 management initiatives, the Chief Information Officers
25 Council for information technology initiatives, the Chief

1 Human Capital Officers Council for human capital initia-
2 tives, the Chief Acquisition Officers Council for procure-
3 ment initiatives, and the Performance Improvement Coun-
4 cil for performance improvement initiatives): *Provided fur-*
5 *ther*, That the total funds transferred or reimbursed shall
6 not exceed \$17,000,000 for Government-Wide innovations,
7 initiatives, and activities: *Provided further*, That the funds
8 transferred to or for reimbursement of “General Services
9 Administration, Government-wide Policy” during fiscal
10 year 2012 shall remain available for obligation through
11 September 30, 2013: *Provided further*, That such trans-
12 fers or reimbursements may only be made after 15 days
13 following notification of the Committees on Appropriations
14 by the Director of the Office of Management and Budget.

15 SEC. 723. Notwithstanding any other provision of
16 law, a woman may breastfeed her child at any location
17 in a Federal building or on Federal property, if the woman
18 and her child are otherwise authorized to be present at
19 the location.

20 SEC. 724. Notwithstanding 31 U.S.C. 1346, or sec-
21 tion 708 of this Act, funds made available for the current
22 fiscal year by this or any other Act shall be available for
23 the interagency funding of specific projects, workshops,
24 studies, and similar efforts to carry out the purposes of
25 the National Science and Technology Council (authorized

1 by Executive Order No. 12881), which benefit multiple
2 Federal departments, agencies, or entities: *Provided*, That
3 the Office of Management and Budget shall provide a re-
4 port describing the budget of and resources connected with
5 the National Science and Technology Council to the Com-
6 mittees on Appropriations, the House Committee on
7 Science and Technology, and the Senate Committee on
8 Commerce, Science, and Transportation 90 days after en-
9 actment of this Act.

10 SEC. 725. Any request for proposals, solicitation,
11 grant application, form, notification, press release, or
12 other publications involving the distribution of Federal
13 funds shall indicate the agency providing the funds, the
14 Catalog of Federal Domestic Assistance Number, as appli-
15 cable, and the amount provided: *Provided*, That this provi-
16 sion shall apply to direct payments, formula funds, and
17 grants received by a State receiving Federal funds.

18 SEC. 726. (a) PROHIBITION OF FEDERAL AGENCY
19 MONITORING OF INDIVIDUALS' INTERNET USE.—None of
20 the funds made available in this or any other Act may
21 be used by any Federal agency—

22 (1) to collect, review, or create any aggregation
23 of data, derived from any means, that includes any
24 personally identifiable information relating to an in-

1 dividual's access to or use of any Federal Govern-
2 ment Internet site of the agency; or

3 (2) to enter into any agreement with a third
4 party (including another government agency) to col-
5 lect, review, or obtain any aggregation of data, de-
6 rived from any means, that includes any personally
7 identifiable information relating to an individual's
8 access to or use of any nongovernmental Internet
9 site.

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

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

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

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

19 (4) any action described in subsection (a)(1)
20 that is a system security action taken by the oper-
21 ator of an Internet site and is necessarily incident
22 to providing the Internet site services or to pro-
23 tecting the rights or property of the provider of the
24 Internet site.

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

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

4 (2) The term “supervisory” means examina-
5 tions of the agency’s supervised institutions, includ-
6 ing assessing safety and soundness, overall financial
7 condition, management practices and policies and
8 compliance with applicable standards as provided in
9 law.

10 SEC. 727. (a) None of the funds appropriated by this
11 Act may be used to enter into or renew a contract which
12 includes a provision providing prescription drug coverage,
13 except where the contract also includes a provision for con-
14 traceptive coverage.

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

17 (1) any of the following religious plans:

18 (A) Personal Care’s HMO; and

19 (B) OSF HealthPlans, Inc.; and

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

23 (c) In implementing this section, any plan that enters
24 into or renews a contract under this section may not sub-
25 ject any individual to discrimination on the basis that the

1 individual refuses to prescribe or otherwise provide for
2 contraceptives because such activities would be contrary
3 to the individual's religious beliefs or moral convictions.

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

6 SEC. 728. The United States is committed to ensur-
7 ing the health of its Olympic, Pan American, and
8 Paralympic athletes, and supports the strict adherence to
9 antidoping in sport through testing, adjudication, edu-
10 cation, and research as performed by nationally recognized
11 oversight authorities.

12 SEC. 729. Notwithstanding any other provision of
13 law, funds appropriated for official travel by Federal de-
14 partments and agencies may be used by such departments
15 and agencies, if consistent with Office of Management and
16 Budget Circular A-126 regarding official travel for Gov-
17 ernment personnel, to participate in the fractional aircraft
18 ownership pilot program.

19 SEC. 730. Notwithstanding any other provision of
20 law, none of the funds appropriated or made available
21 under this Act or any other appropriations Act may be
22 used to implement or enforce restrictions or limitations on
23 the Coast Guard Congressional Fellowship Program, or to
24 implement the proposed regulations of the Office of Per-
25 sonnel Management to add sections 300.311 through

1 300.316 to part 300 of title 5 of the Code of Federal Reg-
2 ulations, published in the Federal Register, volume 68,
3 number 174, on September 9, 2003 (relating to the detail
4 of executive branch employees to the legislative branch).

5 SEC. 731. Notwithstanding any other provision of
6 law, no executive branch agency shall purchase, construct,
7 and/or lease any additional facilities, except within or con-
8 tiguous to existing locations, to be used for the purpose
9 of conducting Federal law enforcement training without
10 advance notice to the Committees on Appropriations of the
11 House of Representatives and the Senate, except that the
12 Federal Law Enforcement Training Center is authorized
13 to obtain the temporary use of additional facilities by
14 lease, contract, or other agreement for training which can-
15 not be accommodated in existing Center facilities.

16 SEC. 732. (a) For fiscal year 2012, no funds shall
17 be available for transfers or reimbursements to the E-Gov-
18 ernment initiatives sponsored by the Office of Manage-
19 ment and Budget prior to 15 days following submission
20 of a report to the Committees on Appropriations of the
21 House of Representatives and the Senate by the Director
22 of the Office of Management and Budget and receipt of
23 approval to transfer funds by the Committees on Appro-
24 priations of the House of Representatives and the Senate.

1 (b) The report in subsection (a) and other required
2 justification materials shall include at a minimum—

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

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

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

17 (c) No funds shall be available for obligation or ex-
18 penditure for new E-Government initiatives without the
19 explicit approval of the Committees on Appropriations of
20 the House of Representatives and the Senate.

21 SEC. 733. None of the funds appropriated or other-
22 wise made available by this or any other Act may be used
23 to begin or announce a study or public-private competition
24 regarding the conversion to contractor performance of any
25 function performed by Federal employees pursuant to Of-

1 fice of Management and Budget Circular A-76 or any
2 other administrative regulation, directive, or policy.

3 SEC. 734. Unless otherwise authorized by existing
4 law, none of the funds provided in this Act or any other
5 Act may be used by an executive branch agency to produce
6 any prepackaged news story intended for broadcast or dis-
7 tribution in the United States, unless the story includes
8 a clear notification within the text or audio of the pre-
9 packaged news story that the prepackaged news story was
10 prepared or funded by that executive branch agency.

11 SEC. 735. None of the funds made available in this
12 Act may be used in contravention of section 552a of title
13 5, United States Code (popularly known as the Privacy
14 Act) and regulations implementing that section.

15 SEC. 736. Each executive department and agency
16 shall evaluate the creditworthiness of an individual before
17 issuing the individual a government travel charge card.
18 Such evaluations for individually billed travel charge cards
19 shall include an assessment of the individual's consumer
20 report from a consumer reporting agency as those terms
21 are defined in section 603 of the Fair Credit Reporting
22 Act (Public Law 91-508): *Provided*, That the department
23 or agency may not issue a government travel charge card
24 to an individual that either lacks a credit history or is
25 found to have an unsatisfactory credit history as a result

1 of this evaluation: *Provided further*, That this restriction
2 shall not preclude issuance of a restricted-use charge,
3 debit, or stored value card made in accordance with agency
4 procedures to: (1) an individual with an unsatisfactory
5 credit history where such card is used to pay travel ex-
6 penses and the agency determines there is no suitable al-
7 ternative payment mechanism available before issuing the
8 card; or (2) an individual who lacks a credit history. Each
9 executive department and agency shall establish guidelines
10 and procedures for disciplinary actions to be taken against
11 agency personnel for improper, fraudulent, or abusive use
12 of government charge cards, which shall include appro-
13 priate disciplinary actions for use of charge cards for pur-
14 poses, and at establishments, that are inconsistent with
15 the official business of the Department or agency or with
16 applicable standards of conduct.

17 SEC. 737. (a) IN GENERAL.—None of the funds ap-
18 propriated or otherwise made available by this or any
19 other Act may be used for any Federal Government con-
20 tract with any foreign incorporated entity which is treated
21 as an inverted domestic corporation under section 835(b)
22 of the Homeland Security Act of 2002 (6 U.S.C. 395(b))
23 or any subsidiary of such an entity.

24 (b) WAIVERS.—

1 (1) IN GENERAL.—Any Secretary shall waive
2 subsection (a) with respect to any Federal Govern-
3 ment contract under the authority of such Secretary
4 if the Secretary determines that the waiver is re-
5 quired in the interest of national security.

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

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

13 SEC. 738. (a) None of the funds made available in
14 this or any other Act may be used to recommend or re-
15 quire any entity submitting an offer for a Federal contract
16 or otherwise participating in acquisition (as defined in sec-
17 tion 131 of title 41, United States Code) of property or
18 services by the Federal Government to disclose any of the
19 following information as a condition of submitting the
20 offer or otherwise participating in such acquisition:

21 (1) Any payment consisting of a contribution,
22 expenditure, independent expenditure, or disburse-
23 ment for an electioneering communication that is
24 made by the entity, its officers or directors, or any
25 of its affiliates or subsidiaries to a candidate for

1 election for Federal office or to a political com-
2 mittee, or that is otherwise made with respect to any
3 election for Federal office.

4 (2) Any disbursement of funds (other than a
5 payment described in paragraph (1)) made by the
6 entity, its officers or directors, or any of its affiliates
7 or subsidiaries to any person with the intent or the
8 reasonable expectation that the person will use the
9 funds to make a payment described in paragraph
10 (1).

11 (b) In this section, each of the terms “contribution”,
12 “expenditure”, “independent expenditure”, “election-
13 eering communication”, “candidate”, “election”, and
14 “Federal office” has the meaning given such term in the
15 Federal Election Campaign Act of 1971 (2 U.S.C. 431
16 et seq.).

17 SEC. 739. Except as expressly provided otherwise,
18 any reference to “this Act” contained in any title other
19 than title IV or VIII shall not apply to such title IV or
20 VIII.

21 TITLE VIII

22 GENERAL PROVISIONS—DISTRICT OF 23 COLUMBIA

24 SEC. 801. There are appropriated from the applicable
25 funds of the District of Columbia such sums as may be

1 necessary for making refunds and for the payment of legal
2 settlements or judgments that have been entered against
3 the District of Columbia government.

4 SEC. 802. None of the Federal funds provided in this
5 Act shall be used for publicity or propaganda purposes or
6 implementation of any policy including boycott designed
7 to support or defeat legislation pending before Congress
8 or any State legislature.

9 SEC. 803. (a) None of the Federal funds provided
10 under this Act to the agencies funded by this Act, both
11 Federal and District government agencies, that remain
12 available for obligation or expenditure in fiscal year 2012,
13 or provided from any accounts in the Treasury of the
14 United States derived by the collection of fees available
15 to the agencies funded by this Act, shall be available for
16 obligation or expenditures for an agency through a re-
17 programming of funds which—

18 (1) creates new programs;

19 (2) eliminates a program, project, or responsi-
20 bility center;

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

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

1 (5) re-establishes any program or project pre-
2 viously deferred through reprogramming;

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

7 (7) increases by 20 percent or more personnel
8 assigned to a specific program, project or responsi-
9 bility center,
10 unless the Committees on Appropriations of the
11 House of Representatives and the Senate and the
12 President are notified in writing 15 days in advance
13 of the reprogramming.

14 (b) The District of Columbia government is author-
15 ized to approve and execute reprogramming and transfer
16 requests of local funds under this title through November
17 1, 2012.

18 SEC. 804. None of the Federal funds provided in this
19 Act may be used by the District of Columbia to provide
20 for salaries, expenses, or other costs associated with the
21 offices of United States Senator or United States Rep-
22 resentative under section 4(d) of the District of Columbia
23 Statehood Constitutional Convention Initiatives of 1979
24 (D.C. Law 3–171; D.C. Official Code, sec. 1–123).

1 SEC. 805. Except as otherwise provided in this sec-
2 tion, none of the funds made available by this Act or by
3 any other Act may be used to provide any officer or em-
4 ployee of the District of Columbia with an official vehicle
5 unless the officer or employee uses the vehicle only in the
6 performance of the officer's or employee's official duties.
7 For purposes of this section, the term "official duties"
8 does not include travel between the officer's or employee's
9 residence and workplace, except in the case of—

10 (1) an officer or employee of the Metropolitan
11 Police Department who resides in the District of Co-
12 lumbia or a District of Columbia government em-
13 ployee as may otherwise be designated by the Chief
14 of the Department;

15 (2) at the discretion of the Fire Chief, an offi-
16 cer or employee of the District of Columbia Fire and
17 Emergency Medical Services Department who re-
18 sides in the District of Columbia and is on call 24
19 hours a day or is otherwise designated by the Fire
20 Chief;

21 (3) at the discretion of the Director of the De-
22 partment of Corrections, an officer or employee of
23 the District of Columbia Department of Corrections
24 who resides in the District of Columbia and is on

1 call 24 hours a day or is otherwise designated by the
2 Director;

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

4 (5) the Chairman of the Council of the District
5 of Columbia.

6 SEC. 806. (a) None of the Federal funds contained
7 in this Act may be used by the District of Columbia Attor-
8 ney General or any other officer or entity of the District
9 government to provide assistance for any petition drive or
10 civil action which seeks to require Congress to provide for
11 voting representation in Congress for the District of Co-
12 lumbia.

13 (b) Nothing in this section bars the District of Co-
14 lumbia Attorney General from reviewing or commenting
15 on briefs in private lawsuits, or from consulting with offi-
16 cials of the District government regarding such lawsuits.

17 SEC. 807. None of the Federal funds contained in
18 this Act may be used for any program of distributing ster-
19 ile needles or syringes for the hypodermic injection of any
20 illegal drug.

21 SEC. 808. Nothing in this Act may be construed to
22 prevent the Council or Mayor of the District of Columbia
23 from addressing the issue of the provision of contraceptive
24 coverage by health insurance plans, but it is the intent
25 of Congress that any legislation enacted on such issue

1 should include a “conscience clause” which provides excep-
2 tions for religious beliefs and moral convictions.

3 SEC. 809. None of the Federal funds contained in
4 this Act may be used to enact or carry out any law, rule,
5 or regulation to legalize or otherwise reduce penalties asso-
6 ciated with the possession, use, or distribution of any
7 schedule I substance under the Controlled Substances Act
8 (21 U.S.C. 801 et seq.) or any tetrahydrocannabinols de-
9 rivative.

10 SEC. 810. None of the funds appropriated under this
11 Act shall be expended for any abortion except where the
12 life of the mother would be endangered if the fetus were
13 carried to term or where the pregnancy is the result of
14 an act of rape or incest.

15 SEC. 811. (a) No later than 30 calendar days after
16 the date of the enactment of this Act, the Chief Financial
17 Officer for the District of Columbia shall submit to the
18 appropriate committees of Congress, the Mayor, and the
19 Council of the District of Columbia, a revised appropriated
20 funds operating budget in the format of the budget that
21 the District of Columbia government submitted pursuant
22 to section 442 of the District of Columbia Home Rule Act
23 (D.C. Official Code, sec. 1–204.42), for all agencies of the
24 District of Columbia government for fiscal year 2012 that
25 is in the total amount of the approved appropriation and

1 that realigns all budgeted data for personal services and
2 other-than-personal services, respectively, with anticipated
3 actual expenditures.

4 (b) This section shall apply only to an agency for
5 which the Chief Financial Officer for the District of Co-
6 lumbia certifies that a reallocation is required to address
7 unanticipated changes in program requirements.

8 SEC. 812. No later than 30 calendar days after the
9 date of the enactment of this Act, the Chief Financial Offi-
10 cer for the District of Columbia shall submit to the appro-
11 priate committees of Congress, the Mayor, and the Council
12 for the District of Columbia, a revised appropriated funds
13 operating budget for the District of Columbia Public
14 Schools that aligns schools budgets to actual enrollment.
15 The revised appropriated funds budget shall be in the for-
16 mat of the budget that the District of Columbia govern-
17 ment submitted pursuant to section 442 of the District
18 of Columbia Home Rule Act (D.C. Official Code, Sec.1-
19 204.42).

20 SEC. 813. Amounts appropriated in this Act as oper-
21 ating funds may be transferred to the District of Colum-
22 bia's enterprise and capital funds and such amounts, once
23 transferred, shall retain appropriation authority consistent
24 with the provisions of this Act.

1 SEC. 814. Except as expressly provided otherwise,
2 any reference to “this Act” contained in this title or in
3 title IV shall be treated as referring only to the provisions
4 of this title or of title IV.

5 TITLE IX—ADDITIONAL GENERAL PROVISIONS
6 SPENDING REDUCTION ACCOUNT

7 SEC. 901. The amount by which the applicable alloca-
8 tion of new budget authority made by the Committee on
9 Appropriations of the House of Representatives under sec-
10 tion 302(b) of the Congressional Budget Act of 1974 ex-
11 ceeds the amount of proposed new budget authority is \$0.

12 This Act may be cited as the “Financial Services and
13 General Government Appropriations Act, 2012”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

112TH CONGRESS
1ST Session

H. R. _____

[Report No. 112-____]

A BILL

Making appropriations for financial services and general government for the fiscal year ending September 30, 2012, and for other purposes.

, 2011

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed