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106TH CONGRESS
1ST SESSION

H. R. 2490

[Report No. 106-231]

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2000, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 13, 1999

Mr. KOLBE, 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 the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2000, 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 Treasury Department, the United States Postal Service,
2 the Executive Office of the President, and certain Inde-
3 pendent Agencies, for the fiscal year ending September 30,
4 2000, and for other purposes, namely:

5 TITLE I—DEPARTMENT OF THE TREASURY

6 DEPARTMENTAL OFFICES

7 SALARIES AND EXPENSES

8 For necessary expenses of the Departmental Offices
9 including operation and maintenance of the Treasury
10 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; not to exceed \$2,900,000 for official
15 travel expenses; not to exceed \$150,000 for official recep-
16 tion and representation expenses; not to exceed \$258,000
17 for unforeseen emergencies of a confidential nature, to be
18 allocated and expended under the direction of the Sec-
19 retary of the Treasury and to be accounted for solely on
20 his certificate, \$134,206,000.

21 DEPARTMENT-WIDE SYSTEMS AND CAPITAL

22 INVESTMENTS PROGRAMS

23 (INCLUDING TRANSFER OF FUNDS)

24 For development and acquisition of automatic data
25 processing equipment, software, and services for the De-
26 partment of the Treasury, \$31,017,000, to remain avail-

1 able until expended: *Provided*, That these funds shall be
 2 transferred to accounts and in amounts as necessary to
 3 satisfy the requirements of the Department's offices, bu-
 4 reaus, and other organizations: *Provided further*, That this
 5 transfer authority shall be in addition to any other trans-
 6 fer authority provided in this Act: *Provided further*, That
 7 none of the funds appropriated shall be used to support
 8 or supplement the Internal Revenue Service appropria-
 9 tions for Information Systems.

10 OFFICE OF INSPECTOR GENERAL

11 SALARIES AND EXPENSES

12 For necessary expenses of the Office of Inspector
 13 General in carrying out the provisions of the Inspector
 14 General Act of 1978, as amended; not to exceed
 15 \$2,000,000 for official travel expenses, including hire of
 16 passenger motor vehicles; and not to exceed \$100,000 for
 17 unforeseen emergencies of a confidential nature, to be allo-
 18 cated and expended under the direction of the Inspector
 19 General of the Treasury, \$30,716,000.

20 INSPECTOR GENERAL FOR TAX ADMINISTRATION

21 SALARIES AND EXPENSES

22 For necessary expenses of the Treasury Inspector
 23 General for Tax Administration in carrying out the In-
 24 spector General Act of 1978, as amended; including pur-
 25 chase (not to exceed 150 for replacement only for police-

1 type use) and hire of passenger motor vehicles (31 U.S.C.
2 1343(b)); services authorized by 5 U.S.C. 3109, at such
3 rates as may be determined by the Inspector General for
4 Tax Administration; not to exceed \$6,000,000 for official
5 travel expenses; and not to exceed \$500,000 for unfore-
6 seen emergencies of a confidential nature, to be allocated
7 and expended under the direction of the Inspector General
8 for Tax Administration, \$112,207,000.

9 TREASURY BUILDING AND ANNEX REPAIR AND
10 RESTORATION

11 For the repair, alteration, and improvement of the
12 Treasury Building and Annex, \$23,000,000, to remain
13 available until expended.

14 FINANCIAL CRIMES ENFORCEMENT NETWORK;
15 SALARIES AND EXPENSES

16 For necessary expenses of the Financial Crimes En-
17 forcement Network, including hire of passenger motor ve-
18 hicles; travel expenses of non-Federal law enforcement
19 personnel to attend meetings concerned with financial in-
20 telligence activities, law enforcement, and financial regula-
21 tion; not to exceed \$14,000 for official reception and rep-
22 resentation expenses; and for assistance to Federal law en-
23 forcement agencies, with or without reimbursement,
24 \$29,656,000, of which not to exceed \$1,000,000 shall re-
25 main available until September 30, 2002: *Provided*, That

1 funds appropriated in this account may be used to procure
2 personal services contracts.

3 VIOLENT CRIME REDUCTION PROGRAMS

4 (INCLUDING TRANSFER OF FUNDS)

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

8 (1) As authorized by section 190001(e),
9 \$122,000,000; of which \$26,800,000 shall be avail-
10 able to the Bureau of Alcohol, Tobacco and Fire-
11 arms, including \$3,000,000 for administering the
12 Gang Resistance Education and Training program;
13 of which \$4,200,000 shall be available to the United
14 States Secret Service for forensic and related sup-
15 port of investigations of missing and exploited chil-
16 dren, of which \$2,200,000 shall be available as a
17 grant for activities related to the investigations of
18 exploited children and shall remain available until
19 expended; of which \$64,000,000 shall be available
20 for the United States Customs Service; and of which
21 \$27,000,000 shall be available for Interagency
22 Crime and Drug Enforcement.

23 (2) As authorized by section 32401,
24 \$10,000,000 to the Bureau of Alcohol, Tobacco and
25 Firearms for disbursement through grants, coopera-

1 authorized to accept and use gifts of property, both real
2 and personal, and to accept services, for authorized pur-
3 poses, including funding of a gift of intrinsic value which
4 shall be awarded annually by the Director of the Center
5 to the outstanding student who graduated from a basic
6 training program at the Center during the previous fiscal
7 year, which shall be funded only by gifts received through
8 the Center's gift authority: *Provided further*, That not-
9 withstanding any other provision of law, students attend-
10 ing training at any Federal Law Enforcement Training
11 Center site shall reside in on-Center or Center-provided
12 housing, insofar as available and in accordance with Cen-
13 ter policy: *Provided further*, That funds appropriated in
14 this account shall be available, at the discretion of the Di-
15 rector, for the following: training United States Postal
16 Service law enforcement personnel and Postal police offi-
17 cers; State and local government law enforcement training
18 on a space-available basis; training of foreign law enforce-
19 ment officials on a space-available basis with reimburse-
20 ment of actual costs to this appropriation, except that re-
21 imbursement may be waived by the Secretary for law en-
22 forcement training activities in foreign countries under-
23 taken pursuant to section 801 of the Antiterrorism and
24 Effective Death Penalty Act of 1996, Public Law 104-
25 32; training of private sector security officials on a space-

1 available basis with reimbursement of actual costs to this
2 appropriation; and travel expenses of non-Federal per-
3 sonnel to attend course development meetings and training
4 sponsored by the Center: *Provided further*, That the Cen-
5 ter is authorized to obligate funds in anticipation of reim-
6 bursements from agencies receiving training sponsored by
7 the Federal Law Enforcement Training Center, except
8 that total obligations at the end of the fiscal year shall
9 not exceed total budgetary resources available at the end
10 of the fiscal year: *Provided further*, That the Federal Law
11 Enforcement Training Center is authorized to provide
12 training for the Gang Resistance Education and Training
13 program to Federal and non-Federal personnel at any fa-
14 cility in partnership with the Bureau of Alcohol, Tobacco
15 and Firearms: *Provided further*, That the Federal Law
16 Enforcement Training Center is authorized to provide
17 short-term medical services for students undergoing train-
18 ing at the Center.

19 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
20 RELATED EXPENSES

21 For expansion of the Federal Law Enforcement
22 Training Center, for acquisition of necessary additional
23 real property and facilities, and for ongoing maintenance,
24 facility improvements, and related expenses, \$24,310,000,
25 to remain available until expended.

1 INTERAGENCY LAW ENFORCEMENT

2 INTERAGENCY CRIME AND DRUG ENFORCEMENT

3 For expenses necessary for the detection and inves-
4 tigation of individuals involved in organized crime drug
5 trafficking, including cooperative efforts with State and
6 local law enforcement, \$48,900,000, of which \$7,827,000
7 shall remain available until expended.

8 FINANCIAL MANAGEMENT SERVICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the Financial Management
11 Service, \$201,320,000, of which not to exceed
12 \$10,635,000 shall remain available until September 30,
13 2002, for information systems modernization initiatives.

14 BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

15 SALARIES AND EXPENSES

16 For necessary expenses of the Bureau of Alcohol, To-
17 bacco and Firearms; including purchase of not to exceed
18 812 vehicles for police-type use, of which 650 shall be for
19 replacement only, and hire of passenger motor vehicles;
20 hire of aircraft; services of expert witnesses at such rates
21 as may be determined by the Director; for payment of per
22 diem and/or subsistence allowances to employees where an
23 assignment to the National Response Team during the in-
24 vestigation of a bombing or arson incident requires an em-
25 ployee to work 16 hours or more per day or to remain

1 overnight at his or her post of duty; not to exceed \$15,000
2 for official reception and representation expenses; for
3 training of State and local law enforcement agencies with
4 or without reimbursement, including training in connec-
5 tion with the training and acquisition of canines for explo-
6 sives and fire accelerants detection; and provision of lab-
7 oratory assistance to State and local agencies, with or
8 without reimbursement, \$567,059,000; of which not to ex-
9 ceed \$1,000,000 shall be available for the payment of at-
10 torneys' fees as provided by 18 U.S.C. 924(d)(2); and of
11 which \$1,000,000 shall be available for the equipping of
12 any vessel, vehicle, equipment, or aircraft available for of-
13 ficial use by a State or local law enforcement agency if
14 the conveyance will be used in joint law enforcement oper-
15 ations with the Bureau of Alcohol, Tobacco and Firearms
16 and for the payment of overtime salaries, travel, fuel,
17 training, equipment, supplies, and other similar costs of
18 State and local law enforcement personnel, including
19 sworn officers and support personnel, that are incurred
20 in joint operations with the Bureau of Alcohol, Tobacco
21 and Firearms: *Provided*, That no funds made available by
22 this or any other Act may be used to transfer the func-
23 tions, missions, or activities of the Bureau of Alcohol, To-
24 bacco and Firearms to other agencies or Departments in
25 fiscal year 2000: *Provided further*, That no funds appro-

1 priated herein shall be available for salaries or administra-
2 tive expenses in connection with consolidating or central-
3 izing, within the Department of the Treasury, the records,
4 or any portion thereof, of acquisition and disposition of
5 firearms maintained by Federal firearms licensees: *Pro-*
6 *vided further*, That no funds appropriated herein shall be
7 used to pay administrative expenses or the compensation
8 of any officer or employee of the United States to imple-
9 ment an amendment or amendments to 27 CFR 178.118
10 or to change the definition of “Curios or relics” in 27 CFR
11 178.11 or remove any item from ATF Publication
12 5300.11 as it existed on January 1, 1994: *Provided fur-*
13 *ther*, That none of the funds appropriated herein shall be
14 available to investigate or act upon applications for relief
15 from Federal firearms disabilities under 18 U.S.C. 925(c):
16 *Provided further*, That such funds shall be available to in-
17 vestigate and act upon applications filed by corporations
18 for relief from Federal firearms disabilities under 18
19 U.S.C. 925(c): *Provided further*, That no funds in this Act
20 may be used to provide ballistics imaging equipment to
21 any State or local authority who has obtained similar
22 equipment through a Federal grant or subsidy unless the
23 State or local authority agrees to return that equipment
24 or to repay that grant or subsidy to the Federal Govern-
25 ment: *Provided further*, That no funds under this Act may

1 be used to electronically retrieve information gathered pur-
2 suant to 18 U.S.C. 923(g)(4) by name or any personal
3 identification code.

4 UNITED STATES CUSTOMS SERVICE

5 SALARIES AND EXPENSES

6 For necessary expenses of the United States Customs
7 Service; including purchase and lease of up to 1,050 motor
8 vehicles of which 550 are for replacement only and of
9 which 1,030 are for police-type use and commercial oper-
10 ations; hire of motor vehicles; contracting with individuals
11 for personal services abroad; not to exceed \$40,000 for
12 official reception and representation expenses; and awards
13 of compensation to informers, as authorized by any Act
14 enforced by the United States Customs Service,
15 \$1,708,089,000, of which such sums as become available
16 in the Customs User Fee Account, except sums subject
17 to section 13031(f)(3) of the Consolidated Omnibus Budg-
18 et Reconciliation Act of 1985, as amended (19 U.S.C.
19 58c(f)(3)), shall be derived from that Account, and of
20 which \$3,000,000 shall be derived only from the Harbor
21 Services Fund; of the total, not to exceed \$150,000 shall
22 be available for payment for rental space in connection
23 with preclearance operations; not to exceed \$4,000,000
24 shall be available until expended for research; not to ex-
25 ceed \$5,000,000 shall be available until expended for con-

1 ducting special operations pursuant to 19 U.S.C. 2081;
2 not to exceed \$8,000,000 shall be available until expended
3 for the procurement of automation infrastructure items,
4 including hardware, software, and installation; and not to
5 exceed \$5,000,000, shall be available until expended, for
6 repairs to Customs facilities: *Provided*, That uniforms may
7 be purchased without regard to the general purchase price
8 limitation for the current fiscal year: *Provided further*,
9 That notwithstanding any other provision of law, the fiscal
10 year aggregate overtime limitation prescribed in sub-
11 section 5(c)(1) of the Act of February 13, 1911 (19
12 U.S.C. 261 and 267) shall be \$30,000.

13 OPERATION, MAINTENANCE AND PROCUREMENT, AIR AND
14 MARINE INTERDICTION PROGRAMS

15 For expenses, not otherwise provided for, necessary
16 for the operation and maintenance of marine vessels, air-
17 craft, and other related equipment of the Air and Marine
18 Programs; including operational training and mission-re-
19 lated travel, and rental payments for facilities occupied by
20 the air or marine interdiction and demand reduction pro-
21 grams, the operations of which include the following: the
22 interdiction of narcotics and other goods; the provision of
23 support to Customs and other Federal, State, and local
24 agencies in the enforcement or administration of laws en-
25 forced by the Customs Service; and, at the discretion of
26 the Commissioner of Customs, the provision of assistance

1 to Federal, State, and local agencies in other law enforce-
2 ment and emergency humanitarian efforts, \$109,413,000,
3 which shall remain available until expended: *Provided*,
4 That no aircraft or other related equipment, with the ex-
5 ception of aircraft that is one of a kind and has been iden-
6 tified as excess to Customs requirements and aircraft that
7 has been damaged beyond repair, shall be transferred to
8 any other Federal agency, department, or office outside
9 of the Department of the Treasury, during fiscal year
10 2000 without the prior approval of the Committees on Ap-
11 propriations.

12 BUREAU OF THE PUBLIC DEBT

13 ADMINISTERING THE PUBLIC DEBT

14 For necessary expenses connected with any public-
15 debt issues of the United States, \$181,319,000, of which
16 not to exceed \$2,500 shall be available for official recep-
17 tion and representation expenses, and of which not to ex-
18 ceed \$2,000,000 shall remain available until expended for
19 systems modernization: *Provided*, That the sum appro-
20 priated herein from the General Fund for fiscal year 2000
21 shall be reduced by not more than \$4,400,000 as definitive
22 security issue fees and Treasury Direct Investor Account
23 Maintenance fees are collected, so as to result in a final
24 fiscal year 2000 appropriation from the General Fund es-
25 timated at \$176,919,000, and in addition, \$20,000, to be

1 derived from the Oil Spill Liability Trust Fund to reim-
2 burse the Bureau for administrative and personnel ex-
3 penses for financial management of the Fund, as author-
4 ized by section 1012 of Public Law 101–380.

5 INTERNAL REVENUE SERVICE

6 PROCESSING, ASSISTANCE, AND MANAGEMENT

7 For necessary expenses of the Internal Revenue Serv-
8 ice for tax returns processing; revenue accounting; tax law
9 and account assistance to taxpayers by telephone and cor-
10 respondence; programs to match information returns and
11 tax returns; management services; rent and utilities; and
12 services as authorized by 5 U.S.C. 3109, at such rates
13 as may be determined by the Commissioner,
14 \$3,270,098,000, of which up to \$3,700,000 shall be for
15 the Tax Counseling for the Elderly Program, and of which
16 not to exceed \$25,000 shall be for official reception and
17 representation expenses.

18 TAX LAW ENFORCEMENT

19 For necessary expenses of the Internal Revenue Serv-
20 ice for determining and establishing tax liabilities; pro-
21 viding litigation support; issuing technical rulings; exam-
22 ining employee plans and exempt organizations; con-
23 ducting criminal investigation and enforcement activities;
24 securing unfiled tax returns; collecting unpaid accounts;
25 compiling statistics of income and conducting compliance
26 research; purchase (for police-type use, not to exceed 850)

1 and hire of passenger motor vehicles (31 U.S.C. 1343(b));
2 and services as authorized by 5 U.S.C. 3109, at such rates
3 as may be determined by the Commissioner,
4 \$3,301,136,000, of which not to exceed \$1,000,000 shall
5 remain available until September 30, 2002, for research.

6 EARNED INCOME TAX CREDIT COMPLIANCE INITIATIVE

7 For funding essential earned income tax credit com-
8 pliance and error reduction initiatives pursuant to section
9 5702 of the Balanced Budget Act of 1997 (Public Law
10 105–33), \$144,000,000, of which not to exceed
11 \$10,000,000 may be used to reimburse the Social Security
12 Administration for the costs of implementing section 1090
13 of the Taxpayer Relief Act of 1997.

14 INFORMATION SYSTEMS

15 For necessary expenses of the Internal Revenue Serv-
16 ice for information systems and telecommunications sup-
17 port, including developmental information systems and
18 operational information systems; the hire of passenger
19 motor vehicles (31 U.S.C. 1343(b)); and services as au-
20 thorized by 5 U.S.C. 3109, at such rates as may be deter-
21 mined by the Commissioner, \$1,394,540,000.

22 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

23 SERVICE

24 SEC. 101. Not to exceed 5 percent of any appropria-
25 tion made available in this Act to the Internal Revenue
26 Service may be transferred to any other Internal Revenue

1 Service appropriation upon the advance approval of the
2 Committees on Appropriations.

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

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

11 UNITED STATES SECRET SERVICE

12 SALARIES AND EXPENSES

13 For necessary expenses of the United States Secret
14 Service; including purchase of not to exceed 777 vehicles
15 for police-type use, of which 739 shall be for replacement
16 only, and hire of passenger motor vehicles; hire of aircraft;
17 training and assistance requested by State and local gov-
18 ernments, which may be provided without reimbursement;
19 services of expert witnesses at such rates as may be deter-
20 mined by the Director; rental of buildings in the District
21 of Columbia, and fencing, lighting, guard booths, and
22 other facilities on private or other property not in Govern-
23 ment ownership or control, as may be necessary to per-
24 form protective functions; for payment of per diem and/
25 or subsistence allowances to employees where a protective

1 assignment during the actual day or days of the visit of
2 a protectee require an employee to work 16 hours per day
3 or to remain overnight at his or her post of duty; the con-
4 ducting of and participating in firearms matches; presen-
5 tation of awards; for travel of Secret Service employees
6 on protective missions without regard to the limitations
7 on such expenditures in this or any other Act if approval
8 is obtained in advance from the Committees on Appropria-
9 tions; for research and development; for making grants to
10 conduct behavioral research in support of protective re-
11 search and operations; not to exceed \$20,000 for official
12 reception and representation expenses; not to exceed
13 \$50,000 to provide technical assistance and equipment to
14 foreign law enforcement organizations in counterfeit inves-
15 tigation; for payment in advance for commercial accom-
16 modations as may be necessary to perform protective func-
17 tions; and for uniforms without regard to the general pur-
18 chase price limitation for the current fiscal year,
19 \$662,312,000: *Provided*, That up to \$18,000,000 provided
20 for protective travel shall remain available until September
21 30, 2001.

22 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
23 RELATED EXPENSES

24 For necessary expenses of construction, repair, alter-
25 ation, and improvement of facilities, \$4,923,000, to re-
26 main available until expended.

1 GENERAL PROVISIONS—DEPARTMENT OF THE
2 TREASURY

3 SEC. 110. Any obligation or expenditure by the Sec-
4 retary of the Treasury in connection with law enforcement
5 activities of a Federal agency or a Department of the
6 Treasury law enforcement organization in accordance with
7 31 U.S.C. 9703(g)(4)(B) from unobligated balances re-
8 maining in the Fund on September 30, 2000, shall be
9 made in compliance with reprogramming guidelines.

10 SEC. 111. Appropriations to the Department of the
11 Treasury in this Act shall be available for uniforms or al-
12 lowances therefor, as authorized by law (5 U.S.C. 5901),
13 including maintenance, repairs, and cleaning; purchase of
14 insurance for official motor vehicles operated in foreign
15 countries; purchase of motor vehicles without regard to the
16 general purchase price limitations for vehicles purchased
17 and used overseas for the current fiscal year; entering into
18 contracts with the Department of State for the furnishing
19 of health and medical services to employees and their de-
20 pendents serving in foreign countries; and services author-
21 ized by 5 U.S.C. 3109.

22 SEC. 112. The funds provided to the Bureau of Alco-
23 hol, Tobacco and Firearms for fiscal year 2000 in this
24 Act for the enforcement of the Federal Alcohol Adminis-
25 tration Act shall be expended in a manner so as not to

1 diminish enforcement efforts with respect to section 105
2 of the Federal Alcohol Administration Act.

3 SEC. 113. Not to exceed 2 percent of any appropria-
4 tions in this Act made available to the Federal Law En-
5 forcement Training Center, Financial Crimes Enforce-
6 ment Network, Bureau of Alcohol, Tobacco and Firearms,
7 United States Customs Service, and United States Secret
8 Service may be transferred between such appropriations
9 upon the advance approval of the Committees on Appro-
10 priations. No transfer may increase or decrease any such
11 appropriation by more than 2 percent.

12 SEC. 114. Not to exceed 2 percent of any appropria-
13 tions in this Act made available to the Departmental Of-
14 fices, Office of Inspector General, Financial Management
15 Service, and Bureau of the Public Debt, may be trans-
16 ferred between such appropriations upon the advance ap-
17 proval of the Committees on Appropriations. No transfer
18 may increase or decrease any such appropriation by more
19 than 2 percent.

20 SEC. 115. Of the funds available for the purchase of
21 law enforcement vehicles, no funds may be obligated until
22 the Secretary of the Treasury certifies that the purchase
23 by the respective Treasury bureau is consistent with De-
24 partmental vehicle management principles: *Provided*, That

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

3 SEC. 116. (a) VOLUNTARY SEPARATION INCENTIVE
4 PAYMENTS FOR EMPLOYEES OF THE OFFICE OF THE
5 TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRA-
6 TION.—During the period from October 1, 1999 through
7 January 1, 2003, the Treasury Inspector General for Tax
8 Administration is authorized to offer voluntary separation
9 incentives in order to provide the necessary flexibility to
10 carry out the plan to establish and reorganize the Office
11 of the Treasury Inspector General for Tax Administration
12 (referred to in this section as the “Office”).

13 (b) DEFINITION.—In this section, the term “em-
14 ployee” means an employee (as defined by 5 U.S.C. 2105)
15 who is employed by the Office serving under an appoint-
16 ment without time limitation, and has been currently em-
17 ployed by the Office or the Internal Revenue Service or
18 the Office of Inspector General of the Department of the
19 Treasury for a continuous period of at least 3 years, but
20 does not include—

21 (1) a reemployed annuitant under subchapter
22 III of chapter 83 or chapter 84 of title 5, United
23 States Code, or another retirement system;

24 (2) an employee having a disability on the basis
25 of which such employee is or would be eligible for

1 disability retirement under the applicable retirement
2 system referred to in paragraph (1);

3 (3) an employee who is in receipt of a specific
4 notice of involuntary separation for misconduct or
5 unacceptable performance;

6 (4) an employee who has previously received
7 any voluntary separation incentive payment by the
8 Federal Government under this section or any other
9 authority and has not repaid such payment;

10 (5) an employee covered by statutory reemploy-
11 ment rights who is on transfer to another organiza-
12 tion; or

13 (6) any employee who, during the 24-month pe-
14 riod preceding the date of separation, has received a
15 recruitment or relocation bonus under 5 U.S.C.
16 5753 or who, within the 12-month period preceding
17 the date of separation, received a retention allowance
18 under 5 U.S.C. 5754.

19 (c) AUTHORITY TO PROVIDE VOLUNTARY SEPARA-
20 TION INCENTIVE PAYMENTS.—

21 (1) IN GENERAL.—The Treasury Inspector
22 General for Tax Administration may pay voluntary
23 separation incentive payments under this section to
24 any employee to the extent necessary to organize the
25 Office so as to perform the duties specified in the

1 Internal Revenue Service Restructuring and Reform
2 Act of 1998 (Public Law 105–206).

3 (2) AMOUNT AND TREATMENT OF PAYMENTS.—

4 A voluntary separation incentive payment—

5 (A) shall be paid in a lump sum after the
6 employee’s separation;

7 (B) shall be paid from appropriations
8 available for the payment of the basic pay of
9 the employees of the Office;

10 (C) shall be equal to the lesser of—

11 (i) an amount equal to the amount
12 the employee would be entitled to receive
13 under 5 U.S.C. 5595(c); or

14 (ii) an amount determined by the
15 Treasury Inspector General for Tax Ad-
16 ministration, not to exceed \$25,000;

17 (D) may not be made except in the case of
18 any qualifying employee who voluntarily sepa-
19 rates (whether by retirement or resignation) be-
20 fore January 1, 2003;

21 (E) shall not be a basis for payment, and
22 shall not be included in the computation, of any
23 other type of Government benefit; and

24 (F) shall not be taken into account in de-
25 termining the amount of any severance pay to

1 which the employee may be entitled under 5
2 U.S.C. 5595 based on any other separation.

3 (d) ADDITIONAL OFFICE OF THE TREASURY INSPEC-
4 TOR GENERAL FOR TAX ADMINISTRATION CONTRIBU-
5 TIONS TO THE RETIREMENT FUND.—

6 (1) IN GENERAL.—In addition to any other
7 payments that it is required to make under sub-
8 chapter III of chapter 83 or chapter 84 of title 5,
9 United States Code, the Office shall remit to the Of-
10 fice of Personnel Management for deposit in the
11 Treasury of the United States to the credit of the
12 Civil Service Retirement and Disability Fund an
13 amount equal to 15 percent of the final basic pay of
14 each employee who is covered under subchapter III
15 of chapter 83 or chapter 84 of title 5, United States
16 Code, to whom a voluntary separation incentive has
17 been paid under this section.

18 (2) DEFINITION.—In paragraph (1), the term
19 “final basic pay”, with respect to an employee,
20 means the total amount of basic pay that would be
21 payable for a year of service by such employee, com-
22 puted using the employee’s final rate of basic pay,
23 and, if last serving on other than a full-time basis,
24 with appropriate adjustment therefor.

1 (e) EFFECT OF SUBSEQUENT EMPLOYMENT WITH
2 THE GOVERNMENT.—An individual who has received a
3 voluntary separation incentive payment under this section
4 and accepts any employment for compensation with the
5 United States Government, or who works for any agency
6 of the United States Government through a personal serv-
7 ices contract, within 5 years after the date of the separa-
8 tion on which the payment is based, shall be required to
9 pay, prior to the individual’s first day of employment, the
10 entire amount of the incentive payment to the Office.

11 (f) EFFECT ON OFFICE OF THE TREASURY INSPEC-
12 TOR GENERAL FOR TAX ADMINISTRATION EMPLOYMENT
13 LEVELS.—

14 (1) INTENDED EFFECT.—Voluntary separations
15 under this section are not intended to necessarily re-
16 duce the total number of full-time equivalent posi-
17 tions in the Office.

18 (2) USE OF VOLUNTARY SEPARATIONS.—The
19 Office may redeploy or use the full-time equivalent
20 positions vacated by voluntary separations under
21 this section to make other positions available to
22 more critical locations or more critical occupations.

23 SEC. 117. None of the funds appropriated in this Act
24 or otherwise available to the Department of the Treasury

1 or the Bureau of Engraving and Printing may be used
2 to redesign the \$1 Federal Reserve note.

3 SEC. 118. (a) Subsection (c) of section 5547 of title
4 5, United States Code, is amended by adding at the end
5 the following:

6 “(3)(A) Subject to regulations prescribed by the Of-
7 fice of Personnel Management, if premium pay for a pay
8 period consists (in whole or in part) of premium pay for
9 protective services, then—

10 “(i) premium pay for such pay period shall be
11 payable without regard to the limitation under para-
12 graph (2); except that

13 “(ii) premium pay shall not be payable to the
14 extent that the aggregate of the employee’s basic
15 pay and premium pay for the year would otherwise
16 exceed the annual equivalent of the limitation that
17 (but for clause (i)) would otherwise apply under
18 paragraph (2).

19 “(B) For purposes of this paragraph—

20 “(i) the term ‘protective services’ refers to pro-
21 tective functions authorized by section 3056(a) of
22 title 18 or section 37(a)(3) of title I of the State De-
23 partment Basic Authorities Act of 1956 (22 U.S.C.
24 2709(a)(3)); and

1 “(ii) the term ‘premium pay’ refers to premium
2 pay under the provisions of law cited in the first
3 sentence of subsection (a).”.

4 (b) This section and the amendment made by this
5 section—

6 (1) shall take effect on the first day of the first
7 pay period beginning on or after the later of October
8 1, 1999, or the 180th day after the date of enact-
9 ment of this Act; and

10 (2) shall apply with respect to premium pay for
11 service performed in any pay period beginning on or
12 after the effective date of this section.

13 SEC. 119. (a) VOLUNTARY SEPARATION INCENTIVE
14 PAYMENTS FOR EMPLOYEES OF THE CHICAGO FINANCIAL
15 CENTER OF THE FINANCIAL MANAGEMENT SERVICE.—

16 During the period from October 1, 1999, through January
17 31, 2000, the Commissioner of the Financial Management
18 Service (FMS) of the Department of the Treasury is au-
19 thorized to offer voluntary separation incentives in order
20 to provide the necessary flexibility to carry out the closure
21 of the Chicago Financial Center (CFC) in a manner which
22 the Commissioner shall deem most efficient, equitable to
23 employees, and cost effective to the Government.

24 (b) DEFINITION.—In this section, the term “em-
25 ployee” means an employee (as defined by 5 U.S.C. 2105)

1 who is employed by FMS at CFC under an appointment
2 without time limitation, and has been so employed con-
3 tinuously for a period of at least 3 years, but does not
4 include—

5 (1) a reemployed annuitant under subchapter
6 III of chapter 83 or chapter 84 of title 5, United
7 States Code, or another retirement system;

8 (2) an employee with a disability on the basis
9 of which such employee is or would be eligible for
10 disability retirement under the retirement systems
11 referred to in paragraph (1) or another retirement
12 system for employees of the Government;

13 (3) an employee who is in receipt of a specific
14 notice of involuntary separation for misconduct or
15 unacceptable performance;

16 (4) an employee who has previously received
17 any voluntary separation incentive payment from an
18 agency or instrumentality of the Government of the
19 United States under any authority and has not re-
20 paid such payment;

21 (5) an employee covered by statutory reemploy-
22 ment rights who is on transfer to another organiza-
23 tion; or

24 (6) an employee who during the 24-month pe-
25 riod preceding the date of separation has received

1 and not repaid a recruitment or relocation bonus
2 under section 5753 of title 5, United States Code,
3 or who, within the twelve month period preceding
4 the date of separation, has received and not repaid
5 a retention allowance under section 5754 of that
6 title.

7 (c) AGENCY PLAN; APPROVAL.—

8 (1) The Secretary, Department of the Treasury,
9 prior to obligating any resources for voluntary sepa-
10 ration incentive payments, shall submit to the Office
11 of Management and Budget a strategic plan out-
12 lining the intended use of such incentive payments
13 and a proposed organizational chart for the agency
14 once such incentive payments have been completed.

15 (2) The agency's plan under subsection (1)
16 shall include—

17 (A) the specific positions and functions to
18 be reduced or eliminated;

19 (B) a proposed coverage for offers of in-
20 centives;

21 (C) the time period during which incentives
22 may be paid;

23 (D) the number and amounts of voluntary
24 separation incentive payments to be offered;
25 and

1 (E) a description of how the agency will
2 operate without the eliminated positions and
3 functions.

4 (3) The Director of the Office of Management
5 and Budget shall review the agency's plan and ap-
6 prove or disapprove such plan, and may make appro-
7 priate modifications in the plan including waivers of
8 the reduction in agency employment levels required
9 by this Act.

10 (d) **AUTHORITY TO PROVIDE VOLUNTARY SEPARA-**
11 **TION INCENTIVE PAYMENTS.—**

12 (1) A voluntary separation incentive payment
13 under this Act may be paid by the agency head to
14 an employee only in accordance with the strategic
15 plan under section (c).

16 (2) A voluntary incentive payment—

17 (A) shall be offered to agency employees on
18 the basis of organizational unit, occupational
19 series or level, geographic location, other non-
20 personal factors, or an appropriate combination
21 of such factors;

22 (B) shall be paid in a lump sum after the
23 employee's separation;

24 (C) shall be equal to the lesser of—

1 (i) an amount equal to the amount
2 the employee would be entitled to receive
3 under section 5595(c) of title 5, United
4 States Code, if the employee were entitled
5 to payment under such section (without
6 adjustment for any previous payment
7 made); or

8 (ii) an amount determined by the
9 agency head, not to exceed \$25,000;

10 (D) may be made only in the case of an
11 employee who voluntarily separates (whether by
12 retirement or resignation) under the provisions
13 of this Act;

14 (E) shall not be a basis for payment, and
15 shall not be included in the computation of any
16 other type of Government benefit;

17 (F) shall not be taken into account in de-
18 termining the amount of any severance pay to
19 which the employee may be entitled under sec-
20 tion 5595 of title 5, United States Code, based
21 on any other separation; and

22 (G) shall be paid from appropriations or
23 funds available for the payment of the basic pay
24 of the employee.

1 (e) ELIGIBILITY FOR PAYMENTS.—Payments under
2 this section may be made to any qualifying employee who
3 voluntarily separates, whether by retirement or resigna-
4 tion, between October 1, 1999, and January 31, 2000.

5 (f) EFFECT ON SUBSEQUENT EMPLOYMENT WITH
6 THE GOVERNMENT.—An individual who has received a
7 voluntary separation incentive payment under this section
8 and accepts any employment for compensation with any
9 agency or instrumentality of the Government of the
10 United States within 5 years after the date of the separa-
11 tion on which the payment is based shall be required to
12 pay, prior to the individual’s first day of employment, the
13 entire amount of the incentive payment to FMS.

14 (g) CONTRIBUTIONS TO THE RETIREMENT FUND.—

15 (1) In addition to any other payments which it
16 is required to make under subchapter III of chapter
17 83 or chapter 84 of title 5, United States Code,
18 FMS shall remit to the Office of Personnel Manage-
19 ment for deposit in the Treasury to the credit of
20 Civil Service Retirement and Disability Fund an
21 amount equal to 15 percent of the final annual basis
22 pay for each employee covered under subchapter III
23 of chapter 83 or chapter 84 of title 5 United States
24 Code, to whom a voluntary separation incentive has
25 been paid under this section.

1 (2) For the purpose of paragraph (1), the term
2 “final basic pay” with respect to an employee,
3 means the total amount of basic pay which would be
4 payable for a year of service by such employee, com-
5 puted using the employee’s final rate of basic pay,
6 and, if last serving on other than a full-time basis,
7 with appropriate adjustment therefor.

8 (h) REDUCTION OF AGENCY EMPLOYMENT LEV-
9 ELS.—

10 (1) The total number of funded employee posi-
11 tions in the agency shall be reduced by one position
12 for each vacancy created by the separation of any
13 employee who has received, or is due to receive, a
14 voluntary separation incentive payment under this
15 Act. For the purposes of this subsection, positions
16 shall be counted on a full-time equivalent basis.

17 (2) The President, through the Office of Man-
18 agement and Budget, shall monitor the agency and
19 take any action necessary to ensure that the require-
20 ments of this section are met.

21 (3) At the request of the Secretary, Department
22 of the Treasury, the Office of Management and
23 Budget may waive the reduction in total number of
24 funded employee positions required by subsection (1)
25 if it believes the agency plan required by section (c)

1 satisfactorily demonstrates that the positions would
2 better be used to reallocate occupations or reshape
3 the workforce and to produce a more cost-effective
4 result.

5 This title may be cited as the “Treasury Department
6 Appropriations Act, 2000”.

7 TITLE II—POSTAL SERVICE

8 PAYMENT TO THE POSTAL SERVICE FUND

9 For payment to the Postal Service Fund for revenue
10 forgone on free and reduced rate mail, pursuant to sub-
11 sections (c) and (d) of section 2401 of title 39, United
12 States Code, \$93,436,000, of which \$64,436,000 shall not
13 be available for obligation until October 1, 2000: *Provided*,
14 That mail for overseas voting and mail for the blind shall
15 continue to be free: *Provided further*, That 6-day delivery
16 and rural delivery of mail shall continue at not less than
17 the 1983 level: *Provided further*, That none of the funds
18 made available to the Postal Service by this Act shall be
19 used to implement any rule, regulation, or policy of charg-
20 ing any officer or employee of any State or local child sup-
21 port enforcement agency, or any individual participating
22 in a State or local program of child support enforcement,
23 a fee for information requested or provided concerning an
24 address of a postal customer: *Provided further*, That none
25 of the funds provided in this Act shall be used to consoli-

1 date or close small rural and other small post offices in
2 fiscal year 2000.

3 This title may be cited as the “Postal Service Appro-
4 priations Act, 2000”.

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

8 COMPENSATION OF THE PRESIDENT AND THE WHITE
9 HOUSE OFFICE

10 COMPENSATION OF THE PRESIDENT

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

20 SALARIES AND EXPENSES

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

1 periodicals, teletype news service, and travel (not to exceed
2 \$100,000 to be expended and accounted for as provided
3 by 3 U.S.C. 103); and not to exceed \$19,000 for official
4 entertainment expenses, to be available for allocation with-
5 in the Executive Office of the President, \$52,444,000:
6 *Provided*, That \$10,313,000 of the funds appropriated
7 shall be available for reimbursements to the White House
8 Communications Agency.

9 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

10 OPERATING EXPENSES

11 For the care, maintenance, repair and alteration, re-
12 furnishing, improvement, heating, and lighting, including
13 electric power and fixtures, of the Executive Residence at
14 the White House and official entertainment expenses of
15 the President, \$9,260,000, to be expended and accounted
16 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

17 REIMBURSABLE EXPENSES

18 For the reimbursable expenses of the Executive Resi-
19 dence at the White House, such sums as may be nec-
20 essary: *Provided*, That all reimbursable operating expenses
21 of the Executive Residence shall be made in accordance
22 with the provisions of this paragraph: *Provided further*,
23 That, notwithstanding any other provision of law, such
24 amount for reimbursable operating expenses shall be the
25 exclusive authority of the Executive Residence to incur ob-
26 ligations and to receive offsetting collections, for such ex-

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

1 the Treasury as miscellaneous receipts: *Provided further*,
2 That the Executive Residence shall prepare and submit
3 to the Committees on Appropriations, by not later than
4 90 days after the end of the fiscal year covered by this
5 Act, a report setting forth the reimbursable operating ex-
6 penses of the Executive Residence during the preceding
7 fiscal year, including the total amount of such expenses,
8 the amount of such total that consists of reimbursable offi-
9 cial and ceremonial events, the amount of such total that
10 consists of reimbursable political events, and the portion
11 of each such amount that has been reimbursed as of the
12 date of the report: *Provided further*, That the Executive
13 Residence shall maintain a system for the tracking of ex-
14 penses related to reimbursable events within the Executive
15 Residence that includes a standard for the classification
16 of any such expense as political or nonpolitical: *Provided*
17 *further*, That no provision of this paragraph may be con-
18 strued to exempt the Executive Residence from any other
19 applicable requirement of subchapter I or II of chapter
20 37 of title 31, United States Code.

21 WHITE HOUSE REPAIR AND RESTORATION

22 For the repair, alteration, and improvement of the
23 Executive Residence at the White House, \$810,000, to re-
24 main available until expended for required maintenance,
25 safety and health issues, and continued preventative main-
26 tenance.

1 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE
2 OFFICIAL RESIDENCE OF THE VICE PRESIDENT
3 SALARIES AND EXPENSES

4 For necessary expenses to enable the Vice President
5 to provide assistance to the President in connection with
6 specially assigned functions; services as authorized by 5
7 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
8 penses as authorized by 3 U.S.C. 106, which shall be ex-
9 pended and accounted for as provided in that section; and
10 hire of passenger motor vehicles; \$3,617,000.

11 OPERATING EXPENSES

12 For the care, operation, refurnishing, improvement,
13 heating, and lighting, including electric power and fix-
14 tures, of the official residence of the Vice President; the
15 hire of passenger motor vehicles; and not to exceed
16 \$90,000 for official entertainment expenses of the Vice
17 President, to be accounted for solely on his certificate;
18 \$345,000: *Provided*, That advances or repayments or
19 transfers from this appropriation may be made to any de-
20 partment or agency for expenses of carrying out such ac-
21 tivities.

22 COUNCIL OF ECONOMIC ADVISERS

23 SALARIES AND EXPENSES

24 For necessary expenses of the Council of Economic
25 Advisors in carrying out its functions under the Employ-
26 ment Act of 1946 (15 U.S.C. 1021), \$3,840,000.

1 OFFICE OF POLICY DEVELOPMENT

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Policy Devel-
4 opment, including services as authorized by 5 U.S.C. 3109
5 and 3 U.S.C. 107, \$4,032,000.

6 NATIONAL SECURITY COUNCIL

7 SALARIES AND EXPENSES

8 For necessary expenses of the National Security
9 Council, including services as authorized by 5 U.S.C.
10 3109, \$6,997,000.

11 OFFICE OF ADMINISTRATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Office of Administra-
14 tion, including services as authorized by 5 U.S.C. 3109
15 and 3 U.S.C. 107, and hire of passenger motor vehicles,
16 \$39,448,000, of which \$8,806,000 shall be available for
17 a capital investment plan which provides for the continued
18 modernization of the information technology infrastruc-
19 ture.

20 OFFICE OF MANAGEMENT AND BUDGET

21 SALARIES AND EXPENSES

22 For necessary expenses of the Office of Management
23 and Budget, including hire of passenger motor vehicles
24 and services as authorized by 5 U.S.C. 3109,
25 \$63,495,000, of which not to exceed \$5,000,000 shall be

1 available to carry out the provisions of chapter 35 of title
2 44, United States Code: *Provided*, That, as provided in
3 31 U.S.C. 1301(a), appropriations shall be applied only
4 to the objects for which appropriations were made except
5 as otherwise provided by law: *Provided further*, That none
6 of the funds appropriated in this Act for the Office of
7 Management and Budget may be used for the purpose of
8 reviewing any agricultural marketing orders or any activi-
9 ties or regulations under the provisions of the Agricultural
10 Marketing Agreement Act of 1937 (7 U.S.C. 601 et seq.):
11 *Provided further*, That none of the funds made available
12 for the Office of Management and Budget by this Act may
13 be expended for the altering of the transcript of actual
14 testimony of witnesses, except for testimony of officials of
15 the Office of Management and Budget, before the Com-
16 mittees on Appropriations or the Committees on Veterans'
17 Affairs or their subcommittees: *Provided further*, That the
18 preceding proviso shall not apply to printed hearings re-
19 leased by the Committees on Appropriations or the Com-
20 mittees on Veterans' Affairs.

21 OFFICE OF NATIONAL DRUG CONTROL POLICY

22 SALARIES AND EXPENSES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of the Office of National
25 Drug Control Policy; for research activities pursuant to
26 the Office of National Drug Control Policy Reauthoriza-

1 tion Act of 1998 (title VII of division C of Public Law
2 105–277); not to exceed \$8,000 for official reception and
3 representation expenses; and for participation in joint
4 projects or in the provision of services on matters of mu-
5 tual interest with nonprofit, research, or public organiza-
6 tions or agencies, with or without reimbursement;
7 \$52,221,000, of which \$31,350,000 shall remain available
8 until expended, consisting of \$2,100,000 for policy re-
9 search and evaluation, of which \$1,000,000 is for the Na-
10 tional Alliance for Model State Drug Laws, \$16,000,000
11 for the Counterdrug Technology Assessment Center for
12 counternarcotics research and development projects, and
13 \$13,250,000 for the continued operation of the technology
14 transfer program: *Provided*, That the \$16,000,000 for the
15 Counterdrug Technology Assessment Center shall be avail-
16 able for transfer to other Federal departments or agencies:
17 *Provided further*, That the Office is authorized to accept,
18 hold, administer, and utilize gifts, both real and personal,
19 public and private, without fiscal year limitation, for the
20 purpose of aiding or facilitating the work of the Office.

21 FEDERAL DRUG CONTROL PROGRAMS

22 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of the Office of National
25 Drug Control Policy’s High Intensity Drug Trafficking
26 Areas Program, \$192,000,000 for drug control activities

1 consistent with the approved strategy for each of the des-
2 ignated High Intensity Drug Trafficking Areas, of which
3 no less than 51 percent shall be transferred to State and
4 local entities for drug control activities, which shall be ob-
5 ligated within 120 days of the date of enactment of this
6 Act: *Provided*, That up to 49 percent may be transferred
7 to Federal agencies and departments at a rate to be deter-
8 mined by the Director: *Provided further*, That, of this lat-
9 ter amount, \$1,800,000 shall be used for auditing services:
10 *Provided further*, That, hereafter, of the amount appro-
11 priated for fiscal year 2000 or any succeeding fiscal year
12 for the High Intensity Drug Trafficking Areas Program,
13 the funds to be obligated or expended during such fiscal
14 year for programs addressing the treatment and preven-
15 tion of drug use shall not be less than the funds obligated
16 or expended for such programs during fiscal year 1999
17 without the prior approval of the Committees on Appro-
18 priations.

19 SPECIAL FORFEITURE FUND

20 (INCLUDING TRANSFER OF FUNDS)

21 For activities to support a national anti-drug cam-
22 paign for youth, and other purposes, authorized by Public
23 Law 105-277, \$225,000,000, to remain available until ex-
24 pended: *Provided*, That such funds may be transferred to
25 other Federal departments and agencies to carry out such
26 activities: *Provided further*, That of the funds provided,

1 \$195,000,000 shall be to support a national media cam-
2 paign, as authorized in the Drug-Free Media Campaign
3 Act of 1998: *Provided further*, That of the funds provided,
4 \$30,000,000 shall be to continue a program of matching
5 grants to drug-free communities, as authorized in the
6 Drug-Free Communities Act of 1997.

7 UNANTICIPATED NEEDS

8 UNANTICIPATED NEEDS

9 For expenses necessary to enable the President to
10 meet unanticipated needs, in furtherance of the national
11 interest, security, or defense which may arise at home or
12 abroad during the current fiscal year, as authorized by
13 3 U.S.C. 108, \$1,000,000.

14 This title may be cited as the “Executive Office Ap-
15 propriations Act, 2000”.

16 TITLE IV—INDEPENDENT AGENCIES

17 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE

18 BLIND OR SEVERELY DISABLED

19 SALARIES AND EXPENSES

20 For necessary expenses of the Committee for Pur-
21 chase From People Who Are Blind or Severely Disabled
22 established by the Act of June 23, 1971, Public Law 92-
23 28, \$2,674,000.

1 FEDERAL ELECTION COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses to carry out the provisions
4 of the Federal Election Campaign Act of 1971, as amend-
5 ed, \$38,152,000, of which no less than \$4,866,500 shall
6 be available for internal automated data processing sys-
7 tems, and of which not to exceed \$5,000 shall be available
8 for reception and representation expenses.

9 FEDERAL LABOR RELATIONS AUTHORITY

10 SALARIES AND EXPENSES

11 For necessary expenses to carry out functions of the
12 Federal Labor Relations Authority, pursuant to Reorga-
13 nization Plan Numbered 2 of 1978, and the Civil Service
14 Reform Act of 1978, including services authorized by 5
15 U.S.C. 3109, including hire of experts and consultants,
16 hire of passenger motor vehicles, and rental of conference
17 rooms in the District of Columbia and elsewhere,
18 \$23,828,000: *Provided*, That public members of the Fed-
19 eral Service Impasses Panel may be paid travel expenses
20 and per diem in lieu of subsistence as authorized by law
21 (5 U.S.C. 5703) for persons employed intermittently in
22 the Government service, and compensation as authorized
23 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
24 31 U.S.C. 3302, funds received from fees charged to non-
25 Federal participants at labor-management relations con-

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

4 GENERAL SERVICES ADMINISTRATION

5 FEDERAL BUILDINGS FUND

6 LIMITATIONS ON AVAILABILITY OF REVENUE

7 To carry out the purpose of the Federal Buildings
8 Fund established pursuant to section 210(f) of the Fed-
9 eral Property and Administrative Services Act of 1949,
10 as amended (40 U.S.C. 490(f)), the revenues and collec-
11 tions deposited into the Fund shall be available for nec-
12 essary expenses of real property management and related
13 activities not otherwise provided for, including operation,
14 maintenance, and protection of federally owned and leased
15 buildings; rental of buildings in the District of Columbia;
16 restoration of leased premises; moving governmental agen-
17 cies (including space adjustments and telecommunications
18 relocation expenses) in connection with the assignment, al-
19 location, and transfer of space; contractual services inci-
20 dent to cleaning or servicing buildings, and moving; repair
21 and alteration of federally owned buildings, including
22 grounds, approaches, and appurtenances; care and safe-
23 guarding of sites; maintenance, preservation, demolition,
24 and equipment; acquisition of buildings and sites by pur-
25 chase, condemnation, or as otherwise authorized by law;
26 acquisition of options to purchase buildings and sites; con-

1 version and extension of federally owned buildings; pre-
2 liminary planning and design of projects by contract or
3 otherwise; construction of new buildings (including equip-
4 ment for such buildings); and payment of principal, inter-
5 est, and any other obligations for public buildings acquired
6 by installment purchase and purchase contract; in the ag-
7 gregate amount of \$5,245,906,000, of which: (1)
8 \$8,000,000 shall remain available until expended for con-
9 struction of nonprospectus construction projects; (2)
10 \$559,869,000 shall remain available until expended for re-
11 pairs and alterations, which includes associated design and
12 construction services: *Provided*, That funds made available
13 in any previous Act in the Federal Buildings Fund for
14 Repairs and Alterations shall, for prospectus projects, be
15 limited to the amount identified for each project, except
16 each project may be increased by an amount not to exceed
17 10 percent unless advance approval is obtained from the
18 Committee on Appropriations of a greater amount: *Pro-*
19 *vided further*, That the amounts provided in this or any
20 prior Act for “Repairs and Alterations” may be used to
21 fund costs associated with implementing security improve-
22 ments to buildings necessary to meet the minimum stand-
23 ards for security in accordance with current law and in
24 compliance with the reprogramming guidelines of the ap-
25 propriate Committees of the House and Senate: *Provided*

1 *further*, That the difference between the funds appro-
2 priated and expended on any projects in this or any prior
3 Act, under the heading “Repairs and Alterations”, may
4 be transferred to Basic Repairs and Alterations or used
5 to fund authorized increases in prospectus projects: *Pro-*
6 *vided further*, That all funds for repairs and alterations
7 prospectus projects shall expire on September 30, 2001,
8 and remain in the Federal Buildings Fund, except funds
9 for projects as to which funds for design or other funds
10 have been obligated in whole or in part prior to such date:
11 *Provided further*, That the amount provided in this or any
12 prior Act for Basic Repairs and Alterations may be used
13 to pay claims against the Government arising from any
14 projects under the heading “Repairs and Alterations” or
15 used to fund authorized increases in prospectus projects:
16 *Provided further*, That the General Services Administra-
17 tion is directed to use funds available for Repairs and Al-
18 terations to undertake the first construction phase of the
19 project to renovate the Department of the Interior Head-
20 quarters Building located in Washington, D.C.; (3)
21 \$205,668,000 for installment acquisition payments includ-
22 ing payments on purchase contracts which shall remain
23 available until expended; (4) \$2,782,186,000 for rental of
24 space which shall remain available until expended; and (5)
25 \$1,590,183,000 for building operations which shall remain

1 available until expended, of which \$1,974,000 shall be
2 available until expended for acquisition, lease, construc-
3 tion, and equipping of flexiplace telecommuting centers,
4 including \$150,000 for the center in Winchester, Virginia,
5 and \$200,000 for the center in Woodbridge, Virginia: *Pro-*
6 *vided further*, That funds available to the General Services
7 Administration shall not be available for expenses of any
8 construction, repair, alteration and acquisition project for
9 which a prospectus, if required by the Public Buildings
10 Act of 1959, as amended, has not been approved, except
11 that necessary funds may be expended for each project
12 for required expenses for the development of a proposed
13 prospectus: *Provided further*, That funds available in the
14 Federal Buildings Fund may be expended for emergency
15 repairs when advance approval is obtained from the Com-
16 mittees on Appropriations: *Provided further*, That
17 amounts necessary to provide reimbursable special services
18 to other agencies under section 210(f)(6) of the Federal
19 Property and Administrative Services Act of 1949, as
20 amended (40 U.S.C. 490(f)(6)) and amounts to provide
21 such reimbursable fencing, lighting, guard booths, and
22 other facilities on private or other property not in Govern-
23 ment ownership or control as may be appropriate to enable
24 the United States Secret Service to perform its protective
25 functions pursuant to 18 U.S.C. 3056, shall be available

1 from such revenues and collections: *Provided further*, That
2 revenues and collections and any other sums accruing to
3 this Fund during fiscal year 2000, excluding reimburse-
4 ments under section 210(f)(6) of the Federal Property
5 and Administrative Services Act of 1949 (40 U.S.C.
6 490(f)(6)) in excess of \$5,245,906,000 shall remain in the
7 Fund and shall not be available for expenditure except as
8 authorized in appropriations Acts.

9 POLICY AND OPERATIONS

10 For expenses authorized by law, not otherwise pro-
11 vided for, for Government-wide policy and oversight activi-
12 ties associated with asset management activities; utiliza-
13 tion and donation of surplus personal property; transpor-
14 tation; procurement and supply; Government-wide respon-
15 sibilities relating to automated data management, tele-
16 communications, information resources management, and
17 related technology activities; utilization survey, deed com-
18 pliance inspection, appraisal, environmental and cultural
19 analysis, and land use planning functions pertaining to ex-
20 cess and surplus real property; agency-wide policy direc-
21 tion; Board of Contract Appeals; accounting, records man-
22 agement, and other support services incident to adjudica-
23 tion of Indian Tribal Claims by the United States Court
24 of Federal Claims; services as authorized by 5 U.S.C.
25 3109; and not to exceed \$5,000 for official reception and

1 representation expenses, \$110,448,000, of which
2 \$12,758,000 shall remain available until expended.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General and services authorized by 5 U.S.C. 3109,
6 \$33,317,000: *Provided*, That not to exceed \$15,000 shall
7 be available for payment for information and detection of
8 fraud against the Government, including payment for re-
9 covery of stolen Government property: *Provided further*,
10 That not to exceed \$2,500 shall be available for awards
11 to employees of other Federal agencies and private citizens
12 in recognition of efforts and initiatives resulting in en-
13 hanced Office of Inspector General effectiveness.

14 ALLOWANCES AND OFFICE STAFF FOR FORMER

15 PRESIDENTS

16 (INCLUDING TRANSFER OF FUNDS)

17 For carrying out the provisions of the Act of August
18 25, 1958, as amended (3 U.S.C. 102 note), and Public
19 Law 95-138, \$2,241,000: *Provided*, That the Adminis-
20 trator of General Services shall transfer to the Secretary
21 of the Treasury such sums as may be necessary to carry
22 out the provisions of such Acts.

23 GENERAL SERVICES ADMINISTRATION—GENERAL

24 PROVISIONS

25 SEC. 401. The appropriate appropriation or fund
26 available to the General Services Administration shall be

1 credited with the cost of operation, protection, mainte-
2 nance, upkeep, repair, and improvement, included as part
3 of rentals received from Government corporations pursu-
4 ant to law (40 U.S.C. 129).

5 SEC. 402. Funds available to the General Services
6 Administration shall be available for the hire of passenger
7 motor vehicles.

8 SEC. 403. Funds in the Federal Buildings Fund
9 made available for fiscal year 2000 for Federal Buildings
10 Fund activities may be transferred between such activities
11 only to the extent necessary to meet program require-
12 ments: *Provided*, That any proposed transfers shall be ap-
13 proved in advance by the Committees on Appropriations.

14 SEC. 404. No funds made available by this Act shall
15 be used to transmit a fiscal year 2001 request for United
16 States Courthouse construction that (1) does not meet the
17 design guide standards for construction as established and
18 approved by the General Services Administration, the Ju-
19 dicial Conference of the United States, and the Office of
20 Management and Budget; and (2) does not reflect the pri-
21 orities of the Judicial Conference of the United States as
22 set out in its approved 5-year construction plan: *Provided*,
23 That the fiscal year 2001 request must be accompanied
24 by a standardized courtroom utilization study of each fa-
25 cility to be constructed, replaced, or expanded.

1 SEC. 405. None of the funds provided in this Act may
2 be used to increase the amount of occupiable square feet,
3 provide cleaning services, security enhancements, or any
4 other service usually provided through the Federal Build-
5 ings Fund, to any agency that does not pay the rate per
6 square foot assessment for space and services as deter-
7 mined by the General Services Administration in compli-
8 ance with the Public Buildings Amendments Act of 1972
9 (Public Law 92–313).

10 SEC. 406. Funds provided to other Government agen-
11 cies by the Information Technology Fund, General Serv-
12 ices Administration, under 40 U.S.C. 757 and sections
13 5124(b) and 5128 of Public Law 104–106, Information
14 Technology Management Reform Act of 1996, for per-
15 formance of pilot information technology projects which
16 have potential for Government-wide benefits and savings,
17 may be repaid to this Fund from any savings actually in-
18 curred by these projects or other funding, to the extent
19 feasible.

20 SEC. 407. From funds made available under the
21 heading “Federal Buildings Fund, Limitations on Avail-
22 ability of Revenue”, claims against the Government of less
23 than \$250,000 arising from direct construction projects
24 and acquisition of buildings may be liquidated from sav-

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

3 SEC. 408. Funds made available for new construction
4 projects under the heading “Federal Buildings Fund,
5 Limitations on Availability of Revenue” in Public Law
6 104–208 shall remain available until expended so long as
7 funds for design or other funds have been obligated in
8 whole or in part prior to September 30, 1999.

9 MERIT SYSTEMS PROTECTION BOARD

10 SALARIES AND EXPENSES

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses to carry out functions of the
13 Merit Systems Protection Board pursuant to Reorganiza-
14 tion Plan Numbered 2 of 1978 and the Civil Service Re-
15 form Act of 1978, including services as authorized by 5
16 U.S.C. 3109, rental of conference rooms in the District
17 of Columbia and elsewhere, hire of passenger motor vehi-
18 cles, and direct procurement of survey printing,
19 \$27,586,000 together with not to exceed \$2,430,000 for
20 administrative expenses to adjudicate retirement appeals
21 to be transferred from the Civil Service Retirement and
22 Disability Fund in amounts determined by the Merit Sys-
23 tems Protection Board.

1 FEDERAL PAYMENT TO MORRIS K. UDALL SCHOLAR-
2 SHIP AND EXCELLENCE IN NATIONAL ENVIRON-
3 MENTAL POLICY FOUNDATION

4 For payment to the Morris K. Udall Scholarship and
5 Excellence in National Environmental Trust Fund, to be
6 available for the purposes of Public Law 102-252,
7 \$1,000,000, to remain available until expended.

8 ENVIRONMENTAL DISPUTE RESOLUTION FUND

9 For payment to the Environmental Dispute Resolu-
10 tion Fund to carry out activities authorized in the Envi-
11 ronmental Policy and Conflict Resolution Act of 1998,
12 \$1,250,000, to remain available until expended.

13 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

14 OPERATING EXPENSES

15 For necessary expenses in connection with the admin-
16 istration of the National Archives (including the Informa-
17 tion Security Oversight Office) and archived Federal
18 records and related activities, as provided by law, and for
19 expenses necessary for the review and declassification of
20 documents, and for the hire of passenger motor vehicles,
21 \$180,398,000: *Provided*, That the Archivist of the United
22 States is authorized to use any excess funds available from
23 the amount borrowed for construction of the National Ar-
24 chives facility, for expenses necessary to provide adequate
25 storage for holdings.

1 REPAIRS AND RESTORATION

2 For the repair, alteration, and improvement of ar-
3 chives facilities, and to provide adequate storage for hold-
4 ings, \$13,518,000, to remain available until expended.

5 RECORDS CENTER REVOLVING FUND

6 (a) ESTABLISHMENT OF FUND.—There is hereby es-
7 tablished in the Treasury a revolving fund to be available
8 for expenses and equipment necessary to provide for stor-
9 age and related services for all temporary and pre-archival
10 Federal records, which are to be stored or stored at Fed-
11 eral National and Regional Records Centers by agencies
12 and other instrumentalities of the Federal government.
13 The Fund shall be available without fiscal year limitation
14 for expenses necessary for operation of these activities.

15 (b) START-UP CAPITAL.—

16 (1) There is appropriated \$22,000,000 as initial
17 capitalization of the Fund.

18 (2) In addition, the initial capital of the Fund
19 shall include the fair and reasonable value at the
20 Fund's inception of the inventories, equipment, re-
21 ceivables, and other assets, less the liabilities, trans-
22 ferred to the Fund. The Archivist of the United
23 States is authorized to accept inventories, equip-
24 ment, receivables and other assets from other Fed-
25 eral entities that were used to provide for storage

1 and related services for temporary and pre-archival
2 Federal records.

3 (c) USER CHARGES.—The Fund shall be credited
4 with user charges received from other Federal government
5 accounts as payment for providing personnel, storage, ma-
6 terials, supplies, equipment, and services as authorized by
7 subsection (a). Such payments may be made in advance
8 or by way of reimbursement. The rates charged will return
9 in full the expenses of operation, including reserves for
10 accrued annual leave, worker’s compensation, depreciation
11 of capitalized equipment and shelving, and amortization
12 of information technology software and systems.

13 (d) FUNDS RETURNED TO TREASURY.—

14 (1) In addition to funds appropriated to and as-
15 sets transferred to the Fund in subsection (b), an
16 amount not to exceed 4 percent of the total annual
17 income may be retained in the Fund as an operating
18 reserve or for the replacement or acquisition of cap-
19 ital equipment, including shelving, and the improve-
20 ment and implementation of the financial manage-
21 ment, information technology, and other support
22 systems of the National Archives and Records Ad-
23 ministration.

24 (2) Funds in excess of the 4 percent at the
25 close of each fiscal year shall be returned to the

1 Treasury of the United States as miscellaneous re-
2 cepts.

3 (e) REPORTING REQUIREMENT.—The National Ar-
4 chives and Records Administration shall provide quarterly
5 reports to the Committees on Appropriations and Govern-
6 ment Reform of the House of Representatives on the oper-
7 ation of the Fund.

8 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

9 COMMISSION

10 GRANTS PROGRAM

11 (INCLUDING RESCISSION OF FUNDS)

12 For necessary expenses for allocations and grants for
13 historical publications and records as authorized by 44
14 U.S.C. 2504, as amended, \$6,000,000, to remain available
15 until expended: *Provided*, That of the funds appropriated
16 under this heading in Public Law 105–277, \$4,000,000
17 are rescinded: *Provided further*, That the Treasury and
18 General Government Appropriations Act, 1999 (as con-
19 tained in division A, section 101(h), of the Omnibus Con-
20 solidated and Emergency Supplemental Appropriations
21 Act, 1999 (Public Law 105–277)) is amended in title IV,
22 under the heading “National Historical Publications and
23 Records Commission, Grants Program” by striking the
24 proviso.

1 OFFICE OF GOVERNMENT ETHICS

2 74SALARIES AND EXPENSES

3 For necessary expenses to carry out functions of the
4 Office of Government Ethics pursuant to the Ethics in
5 Government Act of 1978, as amended and the Ethics Re-
6 form Act of 1989, including services as authorized by 5
7 U.S.C. 3109, rental of conference rooms in the District
8 of Columbia and elsewhere, hire of passenger motor vehi-
9 cles, and not to exceed \$1,500 for official reception and
10 representation expenses, \$9,114,000.

11 OFFICE OF PERSONNEL MANAGEMENT

12 SALARIES AND EXPENSES

13 (INCLUDING TRANSFER OF TRUST FUNDS)

14 For necessary expenses to carry out functions of the
15 Office of Personnel Management pursuant to Reorganiza-
16 tion Plan Numbered 2 of 1978 and the Civil Service Re-
17 form Act of 1978, including services as authorized by 5
18 U.S.C. 3109; medical examinations performed for veterans
19 by private physicians on a fee basis; rental of conference
20 rooms in the District of Columbia and elsewhere; hire of
21 passenger motor vehicles; not to exceed \$2,500 for official
22 reception and representation expenses; advances for reim-
23 bursements to applicable funds of the Office of Personnel
24 Management and the Federal Bureau of Investigation for
25 expenses incurred under Executive Order No. 10422 of
26 January 9, 1953, as amended; and payment of per diem

1 and/or subsistence allowances to employees where Voting
2 Rights Act activities require an employee to remain over-
3 night at his or her post of duty, \$90,584,000; and in addi-
4 tion \$95,486,000 for administrative expenses, to be trans-
5 ferred from the appropriate trust funds of the Office of
6 Personnel Management without regard to other statutes,
7 including direct procurement of printed materials, for the
8 retirement and insurance programs, of which \$4,000,000
9 shall remain available until expended for the cost of auto-
10 mating the retirement recordkeeping systems: *Provided*,
11 That the provisions of this appropriation shall not affect
12 the authority to use applicable trust funds as provided by
13 sections 8348(a)(1)(B) and 8909(g) of title 5, United
14 States Code: *Provided further*, That no part of this appro-
15 priation shall be available for salaries and expenses of the
16 Legal Examining Unit of the Office of Personnel Manage-
17 ment established pursuant to Executive Order No. 9358
18 of July 1, 1943, or any successor unit of like purpose:
19 *Provided further*, That the President's Commission on
20 White House Fellows, established by Executive Order No.
21 11183 of October 3, 1964, may, during fiscal year 2000,
22 accept donations of money, property, and personal services
23 in connection with the development of a publicity brochure
24 to provide information about the White House Fellows, ex-
25 cept that no such donations shall be accepted for travel

1 or reimbursement of travel expenses, or for the salaries
2 of employees of such Commission.

3 OFFICE OF INSPECTOR GENERAL

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF TRUST FUNDS)

6 For necessary expenses of the Office of Inspector
7 General in carrying out the provisions of the Inspector
8 General Act, as amended, including services as authorized
9 by 5 U.S.C. 3109, hire of passenger motor vehicles,
10 \$960,000; and in addition, not to exceed \$9,645,000 for
11 administrative expenses to audit, investigate, and provide
12 other oversight of the Office of Personnel Management's
13 retirement and insurance programs, to be transferred
14 from the appropriate trust funds of the Office of Per-
15 sonnel Management, as determined by the Inspector Gen-
16 eral: *Provided*, That the Inspector General is authorized
17 to rent conference rooms in the District of Columbia and
18 elsewhere.

19 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES

20 HEALTH BENEFITS

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

1 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
2 LIFE INSURANCE

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

7 PAYMENT TO CIVIL SERVICE RETIREMENT AND
8 DISABILITY FUND

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

19 OFFICE OF SPECIAL COUNSEL
20 SALARIES AND EXPENSES

21 For necessary expenses to carry out functions of the
22 Office of Special Counsel pursuant to Reorganization Plan
23 Numbered 2 of 1978, the Civil Service Reform Act of
24 1978 (Public Law 95–454), the Whistleblower Protection
25 Act of 1989 (Public Law 101–12), Public Law 103–424,
26 and the Uniformed Services Employment and Reemploy-

1 ment Act of 1994 (Public Law 103–353), including serv-
2 ices as authorized by 5 U.S.C. 3109, payment of fees and
3 expenses for witnesses, rental of conference rooms in the
4 District of Columbia and elsewhere, and hire of passenger
5 motor vehicles; \$9,740,000.

6 UNITED STATES TAX COURT

7 SALARIES AND EXPENSES

8 For necessary expenses, including contract reporting
9 and other services as authorized by 5 U.S.C. 3109,
10 \$36,489,000: *Provided*, That travel expenses of the judges
11 shall be paid upon the written certificate of the judge.

12 This title may be cited as the “Independent Agencies
13 Appropriations Act, 2000”.

14 TITLE V—GENERAL PROVISIONS

15 THIS ACT

16 SEC. 501. No part of any appropriation contained in
17 this Act shall remain available for obligation beyond the
18 current fiscal year unless expressly so provided herein.

19 SEC. 502. The expenditure of any appropriation
20 under this Act for any consulting service through procure-
21 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
22 to those contracts where such expenditures are a matter
23 of public record and available for public inspection, except
24 where otherwise provided under existing law, or under ex-
25 isting Executive order issued pursuant to existing law.

1 SEC. 503. None of the funds made available by this
2 Act shall be available for any activity or for paying the
3 salary of any Government employee where funding an ac-
4 tivity or paying a salary to a Government employee would
5 result in a decision, determination, rule, regulation, or pol-
6 icy that would prohibit the enforcement of section 307 of
7 the Tariff Act of 1930.

8 SEC. 504. None of the funds made available by this
9 Act shall be available in fiscal year 2000 for the purpose
10 of transferring control over the Federal Law Enforcement
11 Training Center located at Glynco, Georgia, and Artesia,
12 New Mexico, out of the Department of the Treasury.

13 SEC. 505. No part of any appropriation contained in
14 this Act shall be available to pay the salary for any person
15 filling a position, other than a temporary position, for-
16 merly held by an employee who has left to enter the Armed
17 Forces of the United States and has satisfactorily com-
18 pleted his period of active military or naval service, and
19 has within 90 days after his release from such service or
20 from hospitalization continuing after discharge for a pe-
21 riod of not more than 1 year, made application for restora-
22 tion to his former position and has been certified by the
23 Office of Personnel Management as still qualified to per-
24 form the duties of his former position and has not been
25 restored thereto.

1 SEC. 506. No funds appropriated pursuant to this
2 Act may be expended by an entity unless the entity agrees
3 that in expending the assistance the entity will comply
4 with sections 2 through 4 of the Buy American Act (41
5 U.S.C. 10a–10c).

6 SEC. 507. (a) PURCHASE OF AMERICAN-MADE
7 EQUIPMENT AND PRODUCTS.—In the case of any equip-
8 ment or products that may be authorized to be purchased
9 with financial assistance provided under this Act, it is the
10 sense of the Congress that entities receiving such assist-
11 ance should, in expending the assistance, purchase only
12 American-made equipment and products.

13 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
14 providing financial assistance under this Act, the Sec-
15 retary of the Treasury shall provide to each recipient of
16 the assistance a notice describing the statement made in
17 subsection (a) by the Congress.

18 SEC. 508. If it has been finally determined by a court
19 or Federal agency that any person intentionally affixed a
20 label bearing a “Made in America” inscription, or any in-
21 scription with the same meaning, to any product sold in
22 or shipped to the United States that is not made in the
23 United States, such person shall be ineligible to receive
24 any contract or subcontract made with funds provided
25 pursuant to this Act, pursuant to the debarment, suspen-

1 sion, and ineligibility procedures described in sections
2 9.400 through 9.409 of title 48, Code of Federal Regula-
3 tions.

4 SEC. 509. No funds appropriated by this Act shall
5 be available to pay for an abortion, or the administrative
6 expenses in connection with any health plan under the
7 Federal employees health benefit program which provides
8 any benefits or coverage for abortions.

9 SEC. 510. The provision of section 509 shall not
10 apply where the life of the mother would be endangered
11 if the fetus were carried to term, or the pregnancy is the
12 result of an act of rape or incest.

13 SEC. 511. Except as otherwise specifically provided
14 by law, not to exceed 50 percent of unobligated balances
15 remaining available at the end of fiscal year 2000 from
16 appropriations made available for salaries and expenses
17 for fiscal year 2000 in this Act, shall remain available
18 through September 30, 2001, for each such account for
19 the purposes authorized: *Provided*, That a request shall
20 be submitted to the Committees on Appropriations for ap-
21 proval prior to the expenditure of such funds: *Provided*
22 *further*, That these requests shall be made in compliance
23 with reprogramming guidelines.

24 SEC. 512. None of the funds made available in this
25 Act may be used by the Executive Office of the President

1 to request from the Federal Bureau of Investigation any
2 official background investigation report on any individual,
3 except when—

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

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

10 SEC. 513. Notwithstanding section 515 of Public Law
11 104–208, 50 percent of the unobligated balances available
12 to the White House Office, Salaries and Expenses appro-
13 priations in fiscal year 1997, shall remain available
14 through September 30, 2000, for the purposes of satis-
15 fying the conditions of section 515 of the Treasury and
16 General Government Appropriations Act, 1999.

17 SEC. 514. The cost accounting standards promul-
18 gated under section 26 of the Office of Federal Procure-
19 ment Policy Act (Public Law 93–400; 41 U.S.C. 422)
20 shall not apply with respect to a contract under the Fed-
21 eral Employees Health Benefits Program established
22 under chapter 89 of title 5, United States Code.

1 TITLE VI—GENERAL PROVISIONS

2 DEPARTMENTS, AGENCIES, AND CORPORATIONS

3 SEC. 601. Funds appropriated in this or any other
4 Act may be used to pay travel to the United States for
5 the immediate family of employees serving abroad in cases
6 of death or life threatening illness of said employee.

7 SEC. 602. No department, agency, or instrumentality
8 of the United States receiving appropriated funds under
9 this or any other Act for fiscal year 2000 shall obligate
10 or expend any such funds, unless such department, agen-
11 cy, or instrumentality has in place, and will continue to
12 administer in good faith, a written policy designed to en-
13 sure that all of its workplaces are free from the illegal
14 use, possession, or distribution of controlled substances
15 (as defined in the Controlled Substances Act) by the offi-
16 cers and employees of such department, agency, or instru-
17 mentality.

18 SEC. 603. Unless otherwise specifically provided, the
19 maximum amount allowable during the current fiscal year
20 in accordance with section 16 of the Act of August 2, 1946
21 (60 Stat. 810), for the purchase of any passenger motor
22 vehicle (exclusive of buses, ambulances, law enforcement,
23 and undercover surveillance vehicles), is hereby fixed at
24 \$8,100 except station wagons for which the maximum
25 shall be \$9,100: *Provided*, That these limits may be ex-

1 ceeded by not to exceed \$3,700 for police-type vehicles,
2 and by not to exceed \$4,000 for special heavy-duty vehi-
3 cles: *Provided further*, That the limits set forth in this sec-
4 tion may not be exceeded by more than 5 percent for elec-
5 tric or hybrid vehicles purchased for demonstration under
6 the provisions of the Electric and Hybrid Vehicle Re-
7 search, Development, and Demonstration Act of 1976:
8 *Provided further*, That the limits set forth in this section
9 may be exceeded by the incremental cost of clean alter-
10 native fuels vehicles acquired pursuant to Public Law
11 101–549 over the cost of comparable conventionally fueled
12 vehicles.

13 SEC. 604. Appropriations of the executive depart-
14 ments and independent establishments for the current fis-
15 cal year available for expenses of travel, or for the ex-
16 penses of the activity concerned, are hereby made available
17 for quarters allowances and cost-of-living allowances, in
18 accordance with 5 U.S.C. 5922–5924.

19 SEC. 605. Unless otherwise specified during the cur-
20 rent fiscal year, no part of any appropriation contained
21 in this or any other Act shall be used to pay the compensa-
22 tion of any officer or employee of the Government of the
23 United States (including any agency the majority of the
24 stock of which is owned by the Government of the United
25 States) whose post of duty is in the continental United

1 States unless such person: (1) is a citizen of the United
2 States; (2) is a person in the service of the United States
3 on the date of enactment of this Act who, being eligible
4 for citizenship, has filed a declaration of intention to be-
5 come a citizen of the United States prior to such date and
6 is actually residing in the United States; (3) is a person
7 who owes allegiance to the United States; (4) is an alien
8 from Cuba, Poland, South Vietnam, the countries of the
9 former Soviet Union, or the Baltic countries lawfully ad-
10 mitted to the United States for permanent residence; (5)
11 is a South Vietnamese, Cambodian, or Laotian refugee pa-
12 roled in the United States after January 1, 1975; or (6)
13 is a national of the People's Republic of China who quali-
14 fies for adjustment of status pursuant to the Chinese Stu-
15 dent Protection Act of 1992: *Provided*, That for the pur-
16 pose of this section, an affidavit signed by any such person
17 shall be considered prima facie evidence that the require-
18 ments of this section with respect to his or her status have
19 been complied with: *Provided further*, That any person
20 making a false affidavit shall be guilty of a felony, and,
21 upon conviction, shall be fined no more than \$4,000 or
22 imprisoned for not more than 1 year, or both: *Provided*
23 *further*, That the above penal clause shall be in addition
24 to, and not in substitution for, any other provisions of ex-
25 isting law: *Provided further*, That any payment made to

1 any officer or employee contrary to the provisions of this
2 section shall be recoverable in action by the Federal Gov-
3 ernment. This section shall not apply to citizens of Ire-
4 land, Israel, or the Republic of the Philippines, or to na-
5 tionals of those countries allied with the United States in
6 a current defense effort, or to international broadcasters
7 employed by the United States Information Agency, or to
8 temporary employment of translators, or to temporary em-
9 ployment in the field service (not to exceed 60 days) as
10 a result of emergencies.

11 SEC. 606. Appropriations available to any depart-
12 ment or agency during the current fiscal year for nec-
13 essary expenses, including maintenance or operating ex-
14 penses, shall also be available for payment to the General
15 Services Administration for charges for space and services
16 and those expenses of renovation and alteration of build-
17 ings and facilities which constitute public improvements
18 performed in accordance with the Public Buildings Act of
19 1959 (73 Stat. 749), the Public Buildings Amendments
20 of 1972 (87 Stat. 216), or other applicable law.

21 SEC. 607. In addition to funds provided in this or
22 any other Act, all Federal agencies are authorized to re-
23 ceive and use funds resulting from the sale of materials,
24 including Federal records disposed of pursuant to a
25 records schedule recovered through recycling or waste pre-

1 vention programs. Such funds shall be available until ex-
2 pended for the following purposes:

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

8 (2) Other Federal agency environmental man-
9 agement programs, including, but not limited to, the
10 development and implementation of hazardous waste
11 management and pollution prevention programs.

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

15 SEC. 608. Funds made available by this or any other
16 Act for administrative expenses in the current fiscal year
17 of the corporations and agencies subject to chapter 91 of
18 title 31, United States Code, shall be available, in addition
19 to objects for which such funds are otherwise available,
20 for rent in the District of Columbia; services in accordance
21 with 5 U.S.C. 3109; and the objects specified under this
22 head, all the provisions of which shall be applicable to the
23 expenditure of such funds unless otherwise specified in the
24 Act by which they are made available: *Provided*, That in
25 the event any functions budgeted as administrative ex-

1 penses are subsequently transferred to or paid from other
2 funds, the limitations on administrative expenses shall be
3 correspondingly reduced.

4 SEC. 609. No part of any appropriation for the cur-
5 rent fiscal year contained in this or any other Act shall
6 be paid to any person for the filling of any position for
7 which he or she has been nominated after the Senate has
8 voted not to approve the nomination of said person.

9 SEC. 610. No part of any appropriation contained in
10 this or any other Act shall be available for interagency
11 financing of boards (except Federal Executive Boards),
12 commissions, councils, committees, or similar groups
13 (whether or not they are interagency entities) that do not
14 have a prior and specific statutory approval to receive fi-
15 nancial support from more than one agency or instrumen-
16 tality.

17 SEC. 611. Funds made available by this or any other
18 Act to the Postal Service Fund (39 U.S.C. 2003) shall
19 be available for employment of guards for all buildings and
20 areas owned or occupied by the Postal Service and under
21 the charge and control of the Postal Service, and such
22 guards shall have, with respect to such property, the pow-
23 ers of special policemen provided by the first section of
24 the Act of June 1, 1948, as amended (62 Stat. 281; 40
25 U.S.C. 318), and, as to property owned or occupied by

1 the Postal Service, the Postmaster General may take the
2 same actions as the Administrator of General Services
3 may take under the provisions of sections 2 and 3 of the
4 Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C.
5 318a and 318b), attaching thereto penal consequences
6 under the authority and within the limits provided in sec-
7 tion 4 of the Act of June 1, 1948, as amended (62 Stat.
8 281; 40 U.S.C. 318c).

9 SEC. 612. None of the funds made available pursuant
10 to the provisions of this Act shall be used to implement,
11 administer, or enforce any regulation which has been dis-
12 approved pursuant to a resolution of disapproval duly
13 adopted in accordance with the applicable law of the
14 United States.

15 SEC. 613. (a) Notwithstanding any other provision
16 of law, and except as otherwise provided in this section,
17 no part of any of the funds appropriated for fiscal year
18 2000, by this or any other Act, may be used to pay any
19 prevailing rate employee described in section
20 5342(a)(2)(A) of title 5, United States Code—

21 (1) during the period from the date of expira-
22 tion of the limitation imposed by section 614 of the
23 Treasury and General Government Appropriations
24 Act, 1999, until the normal effective date of the ap-
25 plicable wage survey adjustment that is to take ef-

1 fect in fiscal year 2000, in an amount that exceeds
2 the rate payable for the applicable grade and step of
3 the applicable wage schedule in accordance with
4 such section 614; and

5 (2) during the period consisting of the remain-
6 der of fiscal year 2000, in an amount that exceeds,
7 as a result of a wage survey adjustment, the rate
8 payable under paragraph (1) by more than the sum
9 of—

10 (A) the percentage adjustment taking ef-
11 fect in fiscal year 2000 under section 5303 of
12 title 5, United States Code, in the rates of pay
13 under the General Schedule; and

14 (B) the difference between the overall aver-
15 age percentage of the locality-based com-
16 parability payments taking effect in fiscal year
17 2000 under section 5304 of such title (whether
18 by adjustment or otherwise), and the overall av-
19 erage percentage of such payments which was
20 effective in fiscal year 1999 under such section.

21 (b) Notwithstanding any other provision of law, no
22 prevailing rate employee described in subparagraph (B) or
23 (C) of section 5342(a)(2) of title 5, United States Code,
24 and no employee covered by section 5348 of such title,
25 may be paid during the periods for which subsection (a)

1 is in effect at a rate that exceeds the rates that would
2 be payable under subsection (a) were subsection (a) appli-
3 cable to such employee.

4 (c) For the purposes of this section, the rates payable
5 to an employee who is covered by this section and who
6 is paid from a schedule not in existence on September 30,
7 1999, shall be determined under regulations prescribed by
8 the Office of Personnel Management.

9 (d) Notwithstanding any other provision of law, rates
10 of premium pay for employees subject to this section may
11 not be changed from the rates in effect on September 30,
12 1999, except to the extent determined by the Office of
13 Personnel Management to be consistent with the purpose
14 of this section.

15 (e) This section shall apply with respect to pay for
16 service performed after September 30, 1999.

17 (f) For the purpose of administering any provision
18 of law (including any rule or regulation that provides pre-
19 mium pay, retirement, life insurance, or any other em-
20 ployee benefit) that requires any deduction or contribu-
21 tion, or that imposes any requirement or limitation on the
22 basis of a rate of salary or basic pay, the rate of salary
23 or basic pay payable after the application of this section
24 shall be treated as the rate of salary or basic pay.

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

5 (h) The Office of Personnel Management may provide
6 for exceptions to the limitations imposed by this section
7 if the Office determines that such exceptions are necessary
8 to ensure the recruitment or retention of qualified employ-
9 ees.

10 SEC. 614. During the period in which the head of
11 any department or agency, or any other officer or civilian
12 employee of the Government appointed by the President
13 of the United States, holds office, no funds may be obli-
14 gated or expended in excess of \$5,000 to furnish or re-
15 decorate the office of such department head, agency head,
16 officer, or employee, or to purchase furniture or make im-
17 provements for any such office, unless advance notice of
18 such furnishing or redecoration is expressly approved by
19 the Committees on Appropriations. For the purposes of
20 this section, the word "office" shall include the entire suite
21 of offices assigned to the individual, as well as any other
22 space used primarily by the individual or the use of which
23 is directly controlled by the individual.

24 SEC. 615. Notwithstanding any other provision of
25 law, no executive branch agency shall purchase, construct,

1 and/or lease any additional facilities, except within or con-
2 tiguous to existing locations, to be used for the purpose
3 of conducting Federal law enforcement training without
4 the advance approval of the Committees on Appropria-
5 tions, except that the Federal Law Enforcement Training
6 Center is authorized to obtain the temporary use of addi-
7 tional facilities by lease, contract, or other agreement for
8 training which cannot be accommodated in existing Center
9 facilities.

10 SEC. 616. Notwithstanding section 1346 of title 31,
11 United States Code, or section 610 of this Act, funds
12 made available for fiscal year 2000 by this or any other
13 Act shall be available for the interagency funding of na-
14 tional security and emergency preparedness telecommuni-
15 cations initiatives which benefit multiple Federal depart-
16 ments, agencies, or entities, as provided by Executive
17 Order No. 12472 (April 3, 1984).

18 SEC. 617. (a) None of the funds appropriated by this
19 or any other Act may be obligated or expended by any
20 Federal department, agency, or other instrumentality for
21 the salaries or expenses of any employee appointed to a
22 position of a confidential or policy-determining character
23 excepted from the competitive service pursuant to section
24 3302 of title 5, United States Code, without a certification
25 to the Office of Personnel Management from the head of

1 the Federal department, agency, or other instrumentality
2 employing the Schedule C appointee that the Schedule C
3 position was not created solely or primarily in order to
4 detail the employee to the White House.

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

8 (1) the Central Intelligence Agency;

9 (2) the National Security Agency;

10 (3) the Defense Intelligence Agency;

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

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

16 (6) any agency, office, or unit of the Army,
17 Navy, Air Force, and Marine Corps, the Federal Bu-
18 reau of Investigation and the Drug Enforcement Ad-
19 ministration of the Department of Justice, the De-
20 partment of Transportation, the Department of the
21 Treasury, and the Department of Energy per-
22 forming intelligence functions; and

23 (7) the Director of Central Intelligence.

24 SEC. 618. No department, agency, or instrumentality
25 of the United States receiving appropriated funds under

1 this or any other Act for fiscal year 2000 shall obligate
2 or expend any such funds, unless such department, agen-
3 cy, or instrumentality has in place, and will continue to
4 administer in good faith, a written policy designed to en-
5 sure that all of its workplaces are free from discrimination
6 and sexual harassment and that all of its workplaces are
7 not in violation of title VII of the Civil Rights Act of 1964,
8 as amended, the Age Discrimination in Employment Act
9 of 1967, and the Rehabilitation Act of 1973.

10 SEC. 619. No part of any appropriation contained in
11 this Act may be used to pay for the expenses of travel
12 of employees, including employees of the Executive Office
13 of the President, not directly responsible for the discharge
14 of official governmental tasks and duties: *Provided*, That
15 this restriction shall not apply to the family of the Presi-
16 dent, Members of Congress or their spouses, Heads of
17 State of a foreign country or their designees, persons pro-
18 viding assistance to the President for official purposes, or
19 other individuals so designated by the President.

20 SEC. 620. None of the funds appropriated in this or
21 any other Act shall be used to acquire information tech-
22 nologies which do not comply with part 39.106 (Year 2000
23 compliance) of the Federal Acquisition Regulation, unless
24 an agency's Chief Information Officer determines that
25 noncompliance with part 39.106 is necessary to the func-

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

7 SEC. 621. None of the funds made available in this
8 Act for the United States Customs Service may be used
9 to allow the importation into the United States of any
10 good, ware, article, or merchandise mined, produced, or
11 manufactured by forced or indentured child labor, as de-
12 termined pursuant to section 307 of the Tariff Act of
13 1930 (19 U.S.C. 1307).

14 SEC. 622. No part of any appropriation contained in
15 this or any other Act shall be available for the payment
16 of the salary of any officer or employee of the Federal
17 Government, who—

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

1 other officer or employee in any way, irrespective of
2 whether such communication or contact is at the ini-
3 tiative of such other officer or employee or in re-
4 sponse to the request or inquiry of such Member,
5 committee, or subcommittee; or

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

20 SEC. 623. Section 627(b) of the Treasury and Gen-
21 eral Government Appropriations Act, 1999 (as contained
22 in section 101(h) of division A of Public Law 105–277)
23 is amended by striking “Notwithstanding” and inserting
24 the following: “Effective on the date of the enactment of
25 this Act and thereafter, and notwithstanding”.

1 SEC. 624. Notwithstanding any provision of law, the
2 President, or his designee, must certify to Congress, annu-
3 ally, that no person or persons with direct or indirect re-
4 sponsibility for administering the Executive Office of the
5 President’s Drug-Free Workplace Plan are themselves
6 subject to a program of individual random drug testing.

7 SEC. 625. (a) None of the funds made available in
8 this or any other Act may be obligated or expended for
9 any employee training that—

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

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

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

19 (4) contains any methods or content associated
20 with religious or quasi-religious belief systems or
21 “new age” belief systems as defined in Equal Em-
22 ployment Opportunity Commission Notice N-
23 915.022, dated September 2, 1988; or

1 (5) is offensive to, or designed to change, par-
2 ticipants' personal values or lifestyle outside the
3 workplace.

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

7 SEC. 626. No funds appropriated in this or any other
8 Act for fiscal year 2000 may be used to implement or en-
9 force the agreements in Standard Forms 312 and 4355
10 of the Government or any other nondisclosure policy,
11 form, or agreement if such policy, form, or agreement does
12 not contain the following provisions: "These restrictions
13 are consistent with and do not supersede, conflict with,
14 or otherwise alter the employee obligations, rights, or li-
15 abilities created by Executive Order No. 12958; section
16 7211 of title 5, United States Code (governing disclosures
17 to Congress); section 1034 of title 10, United States Code,
18 as amended by the Military Whistleblower Protection Act
19 (governing disclosure to Congress by members of the mili-
20 tary); section 2302(b)(8) of title 5, United States Code,
21 as amended by the Whistleblower Protection Act (gov-
22 erning disclosures of illegality, waste, fraud, abuse or pub-
23 lic health or safety threats); the Intelligence Identities
24 Protection Act of 1982 (50 U.S.C. 421 et seq.) (governing
25 disclosures that could expose confidential Government

1 agents); and the statutes which protect against disclosure
2 that may compromise the national security, including sec-
3 tions 641, 793, 794, 798, and 952 of title 18, United
4 States Code, and section 4(b) of the Subversive Activities
5 Act of 1950 (50 U.S.C. 783(b)). The definitions, require-
6 ments, obligations, rights, sanctions, and liabilities created
7 by said Executive order and listed statutes are incor-
8 porated into this agreement and are controlling.”: *Pro-*
9 *vided*, That notwithstanding the preceding paragraph, a
10 nondisclosure policy form or agreement that is to be exe-
11 cuted by a person connected with the conduct of an intel-
12 ligence or intelligence-related activity, other than an em-
13 ployee or officer of the United States Government, may
14 contain provisions appropriate to the particular activity
15 for which such document is to be used. Such form or
16 agreement shall, at a minimum, require that the person
17 will not disclose any classified information received in the
18 course of such activity unless specifically authorized to do
19 so by the United States Government. Such nondisclosure
20 forms shall also make it clear that they do not bar disclo-
21 sures to Congress or to an authorized official of an execu-
22 tive agency or the Department of Justice that are essential
23 to reporting a substantial violation of law.

24 SEC. 627. No part of any funds appropriated in this
25 or any other Act shall be used by an agency of the execu-

1 tive branch, other than for normal and recognized execu-
2 tive-legislative relationships, for publicity or propaganda
3 purposes, and for the preparation, distribution or use of
4 any kit, pamphlet, booklet, publication, radio, television or
5 film presentation designed to support or defeat legislation
6 pending before the Congress, except in presentation to the
7 Congress itself.

8 SEC. 628. (a) IN GENERAL.—For calendar year
9 2001, the Director of the Office of Management and
10 Budget shall prepare and submit to Congress, with the
11 budget submitted under section 1105 of title 31, United
12 States Code, an accounting statement and associated re-
13 port containing—

14 (1) an estimate of the total annual costs and
15 benefits (including quantifiable and nonquantifiable
16 effects) of Federal rules and paperwork, to the ex-
17 tent feasible—

18 (A) in the aggregate;

19 (B) by agency and agency program; and

20 (C) by major rule;

21 (2) an analysis of impacts of Federal regulation
22 on State, local, and tribal government, small busi-
23 ness, wages, and economic growth; and

24 (3) recommendations for reform.

1 (b) NOTICE.—The Director of the Office of Manage-
2 ment and Budget shall provide public notice and an oppor-
3 tunity to comment on the statement and report under sub-
4 section (a) before the statement and report are submitted
5 to Congress.

6 (c) GUIDELINES.—To implement this section, the Di-
7 rector of the Office of Management and Budget shall issue
8 guidelines to agencies to standardize—

- 9 (1) measures of costs and benefits; and
- 10 (2) the format of accounting statements.

11 (d) PEER REVIEW.—The Director of the Office of
12 Management and Budget shall provide for independent
13 and external peer review of the guidelines and each ac-
14 counting statement and associated report under this sec-
15 tion. Such peer review shall not be subject to the Federal
16 Advisory Committee Act (5 U.S.C. App.).

17 SEC. 629. None of the funds appropriated by this Act
18 or any other Act, may be used by an agency to provide
19 a Federal employee's home address to any labor organiza-
20 tion except when the employee has authorized such disclo-
21 sure or when such disclosure has been ordered by a court
22 of competent jurisdiction.

23 SEC. 630. The Secretary of the Treasury is author-
24 ized to establish scientific certification standards for explo-
25 sives detection canines, and shall provide, on a reimburs-

1 able basis, for the certification of explosives detection ca-
2 nines employed by Federal agencies, or other agencies pro-
3 viding explosives detection services at airports in the
4 United States.

5 SEC. 631. None of the funds made available in this
6 Act or any other Act may be used to provide any non-
7 public information such as mailing or telephone lists to
8 any person or any organization outside of the Federal
9 Government without the approval of the Committees on
10 Appropriations.

11 SEC. 632. No part of any appropriation contained in
12 this or any other Act shall be used for publicity or propa-
13 ganda purposes within the United States not heretofore
14 authorized by the Congress.

15 SEC. 633. (a) In this section the term “agency”—

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

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

21 (3) shall not include the General Accounting
22 Office.

23 (b) Unless authorized in accordance with law or regu-
24 lations to use such time for other purposes, an employee
25 of an agency shall use official time in an honest effort

1 to perform official duties. An employee not under a leave
2 system, including a Presidential appointee exempted under
3 section 6301(2) of title 5, United States Code, has an obli-
4 gation to expend an honest effort and a reasonable propor-
5 tion of such employee's time in the performance of official
6 duties.

7 SEC. 634. None of the funds made available in this
8 or any other Act with respect to any fiscal year may be
9 used for any system to implement section 922(t) of title
10 18, United States Code, unless the system allows, in con-
11 nection with a person's delivery of a firearm to a Federal
12 firearms licensee as collateral for a loan, the background
13 check to be performed at the time the collateral is offered
14 for delivery to such licensee: *Provided*, That the licensee
15 notifies local law enforcement within 48 hours of the li-
16 censee receiving a denial on the person offering the collat-
17 eral: *Provided further*, That the provisions of section
18 922(t) shall apply at the time of the redemption of the
19 firearm.

20 SEC. 635. (a) None of the funds appropriated by this
21 Act may be used to enter into or renew a contract which
22 includes a provision providing prescription drug coverage,
23 except where the contract also includes a provision for con-
24 traceptive coverage.

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

3 (1) any of the following religious plans:

4 (A) Providence Health Plan;

5 (B) Personal Care's HMO;

6 (C) Care Choices;

7 (D) OSF Health Plans, Inc.;

8 (E) Yellowstone Community Health Plan;

9 and

10 (2) any existing or future plan, if the plan ob-
11 jects to such coverage on the basis of religious be-
12 liefs.

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

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

21 SEC. 636. Notwithstanding 31 U.S.C. 1346 and sec-
22 tion 610 of this Act, funds made available for fiscal year
23 2000 by this or any other Act to any department or agen-
24 cy, which is a member of the Joint Financial Management
25 Improvement Program (JFMIP), shall be available to fi-

1 nance an appropriate share of JFMIP administrative
2 costs, as determined by the JFMIP, but not to exceed a
3 total of \$800,000 including the salary of the Executive
4 Director and staff support.

5 SEC. 637. Notwithstanding 31 U.S.C. 1346 and sec-
6 tion 610 of this Act, the head of each Executive depart-
7 ment and agency is hereby authorized to transfer to the
8 “Policy and Operations” account, General Services Ad-
9 ministration, with the approval of the Director of the Of-
10 fice of Management and Budget, funds made available for
11 fiscal year 2000 by this or any other Act, including rebates
12 from charge card and other contracts. These funds shall
13 be administered by the Administrator of General Services
14 to support government-wide financial, information tech-
15 nology, procurement, and other management innovations,
16 initiatives, and activities, as approved by the Director of
17 the Office of Management and Budget, in consultation
18 with the appropriate interagency groups designated by the
19 Director (including the Chief Financial Officers Council
20 and the Joint Financial Management Improvement Pro-
21 gram for financial management initiatives and the Chief
22 Information Officers Council for information technology
23 initiatives). The total funds transferred shall not exceed
24 \$7,000,000. Such transfers may only be made 15 days fol-
25 lowing notification of the House and Senate Committees

1 on Appropriations by the Director of the Office of Man-
2 agement and Budget.

3 CHIEF FINANCIAL OFFICER IN THE EXECUTIVE OFFICE
4 OF THE PRESIDENT

5 SEC. 638. (a) IN GENERAL.—Section 901 of title 31,
6 United States Code, is amended by adding at the end the
7 following:

8 “(c)(1) There shall be within the Executive Office of
9 the President a Chief Financial Officer, who shall be des-
10 ignated or appointed by the President from among individ-
11 uals meeting the standards described in subsection (a)(3).
12 The position of Chief Financial Officer established under
13 this paragraph may be so established in any Office (in-
14 cluding the Office of Administrator) of the Executive
15 Office of the President.

16 “(2) The Chief Financial Officer designated or ap-
17 pointed under this subsection shall, to the extent that the
18 President determines appropriate and in the interest of
19 the United States, have the same authority and perform
20 the same functions as apply in the case of a Chief Finan-
21 cial Officer of an agency described in subsection (b).

22 “(3) The President shall submit to Congress notifica-
23 tion with respect to any provision of section 902 that the
24 President determines shall not apply to a Chief Financial
25 Officer designated or appointed under this subsection.

1 “(4) The President may designate an employee of the
2 Executive Office of the President (other than the Chief
3 Financial Officer), who shall be deemed ‘the head of the
4 agency’ for purposes of carrying out section 902, with re-
5 spect to the Executive Office of the President.”.

6 (b) PLAN FOR IMPLEMENTATION.—Not later than 90
7 days after the date of the enactment of this Act, the Presi-
8 dent shall communicate in writing, to the Chairman of the
9 Committee on Appropriations of the House of Representa-
10 tives, Chairman of the Committee on Government Reform
11 of the House of Representatives, and the Chairman of the
12 Committee on Governmental Affairs of the Senate, a plan
13 for implementation of the provisions of, and amendments
14 made by this section.

15 (c) DEADLINE FOR APPOINTMENT.—The Chief Fi-
16 nancial Officer designated or appointed under section
17 901(c) of title 31, United States Code (as added by sub-
18 section (a)), shall be so designated or appointed not later
19 than 180 days after the date of the enactment of this Act.

20 (d) PAY.—The Chief Financial Officer designated or
21 appointed under such section shall receive basic pay at the
22 rate payable for level IV of the Executive Schedule under
23 section 5315 of title 5, United States Code.

24 (e) TRANSFER OF FUNCTIONS.—(1) The President
25 may transfer such offices, functions, powers, or duties

1 thereof, as the President determines are properly related
2 to the functions of the Chief Financial Officer under sec-
3 tion 901(c) of title 31, United States Code (as added by
4 subsection (a)).

5 (2) The personnel, assets, liabilities, contracts, prop-
6 erty, records, and unexpended balances of appropriations,
7 authorizations, allocations, and other funds employed,
8 held, used, arising from, available or to be made available,
9 of any office the functions, powers, or duties of which are
10 transferred under paragraph (1) shall also be so trans-
11 ferred.

12 (f) SEPARATE BUDGET REQUEST.—Section 1105(a)
13 of title 31, United States Code, is amended by inserting
14 after paragraph (30) the following new paragraph:

15 “(31) a separate statement of the amount of
16 appropriations requested for the Chief Financial Of-
17 ficer in the Executive Office of the President.”.

18 (g) TECHNICAL AND CONFORMING AMENDMENTS.—
19 Section 503(a) of title 31, United States Code, is
20 amended—

21 (1) in paragraph (7) by striking “respectively.”
22 and inserting “respectively (excluding any officer
23 designated or appointed under section 901(c)).”; and

1 (2) in paragraph (8) by striking “Officers.” and
2 inserting “Officers (excluding any officer designated
3 or appointed under section 901(c)).”.

4 ELECTRONIC FILING THRESHOLD

5 SEC. 639. Section 304(a) of the Federal Election
6 Campaign Act of 1971 (2 U.S.C. 434(a)) is amended by
7 striking paragraph (11) and inserting the following:

8 “(11)(A) The Commission shall promulgate a regula-
9 tion under which a person required to file a designation,
10 statement, or report under this Act—

11 “(i) is required to maintain and file a designa-
12 tion, statement, or report for any calendar year in
13 electronic form accessible by computers if the person
14 has, or has reason to expect to have, aggregate con-
15 tributions or expenditures in excess of a threshold
16 amount determined by the Commission; and

17 “(ii) may maintain and file a designation, state-
18 ment, or report in electronic form or an alternative
19 form if not required to do so under the regulation
20 promulgated under clause (i).

21 “(B) The Commission shall make a designation,
22 statement, report, or notification that is filed electronically
23 with the Commission accessible to the public on the Inter-
24 net not later than 24 hours after the designation, state-
25 ment, report, or notification is received by the Commis-
26 sion.

1 “(C) In promulgating a regulation under this para-
2 graph, the Commission shall provide methods (other than
3 requiring a signature on the document being filed) for
4 verifying designations, statements, and reports covered by
5 the regulation. Any document verified under any of the
6 methods shall be treated for all purposes (including pen-
7 alties for perjury) in the same manner as a document
8 verified by signature.”.

9 ALTERNATIVE PROCEDURES FOR IMPOSITION OF
10 PENALTIES FOR REPORTING VIOLATIONS

11 SEC. 640. (a) IN GENERAL.—Section 309(a)(4) of
12 the Federal Election Campaign Act of 1971 (2 U.S.C.
13 437g(a)(4)) is amended—

14 (1) in subparagraph (A)(i), by striking “clause
15 (ii)” and inserting “clauses (ii) and subparagraph
16 (C)”; and

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

19 “(C)(i) Notwithstanding subparagraph (A), in the
20 case of a violation of any requirement under this Act relat-
21 ing to the reporting of receipts or disbursements, the Com-
22 mission may—

23 “(I) find that a person committed such a viola-
24 tion on the basis of information obtained pursuant
25 to the procedures described in paragraphs (1) and
26 (2); and

1 “(II) based on such finding, require the person
2 to pay a civil money penalty in an amount deter-
3 mined under a schedule of penalties which is estab-
4 lished and published by the Commission and which
5 takes into account the amount of the violation in-
6 volved, the existence of previous violations by the
7 person, and such other factors as the Commission
8 considers appropriate.

9 “(ii) The Commission may not make any determina-
10 tion adverse to a person under clause (i) until the person
11 has been given written notice and an opportunity for the
12 determination to be made on the record.

13 “(iii) Any person against whom an adverse deter-
14 mination is made under this subparagraph may obtain a
15 review of such determination in the district court of the
16 United States for the district in which the person is found,
17 resides, or transacts business, by filing in such court (prior
18 to the expiration of the 30-day period which begins on the
19 date the person receives notification of the determination)
20 a written petition requesting that the determination be
21 modified or set aside.”

22 (b) CONFORMING AMENDMENT.—Section
23 309(a)(6)(A) of such Act (2 U.S.C. 437g(a)(6)(A)) is
24 amended by striking “paragraph (4)(A)” and inserting
25 “paragraph (4)”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall apply with respect to violations occurring
3 on or after January 1, 2000.

4 CHANGE IN CERTAIN REPORTING FROM A CALENDAR
5 YEAR BASIS TO AN ELECTION CYCLE BASIS

6 SEC. 641. Section 304(b) of such Act (2 U.S.C.
7 434(b)) is amended by inserting “(or election cycle, in the
8 case of an authorized committee of a candidate for Federal
9 office)” after “calendar year” each place it appears in
10 paragraphs (2), (3), (4), (6), and (7).

11 PROFESSIONAL LIABILITY INSURANCE

12 SEC. 642. (a) IN GENERAL.—Section 636 of the
13 Treasury Postal Service, and General Government Appro-
14 priations Act, 1997 (5 U.S.C. prec. 5941 note) is amended
15 in the first sentence by striking “may” and inserting
16 “shall, subject to the availability of appropriations,”.

17 (b) EFFECTIVE DATE.—The amendment made by
18 subsection (a) shall take effect on October 1, 1999, or the
19 date of enactment of this Act, whichever is later.

20 SEC. 643. IN GENERAL.—Hereafter, an Executive
21 agency which provides or proposes to provide child care
22 services for Federal employees may use appropriated
23 funds (otherwise available to such agency for salaries) to
24 provide child care, in a Federal or leased facility, or
25 through contract, for civilian employees of such agency.

1 (b) AFFORDABILITY.—Amounts so provided with re-
 2 spect to any such facility or contractor shall be applied
 3 to improve the affordability of child care for lower income
 4 Federal employees using or seeking to use the child care
 5 services offered by such facility or contractor.

6 (c) REGULATIONS.—The Office of Personnel Man-
 7 agement shall, within 180 days after the date of enact-
 8 ment of this Act, issue regulations necessary to carry out
 9 this section.

10 (d) DEFINITION.—For purposes of this section, the
 11 term “Executive agency” has the meaning given such term
 12 by section 105 of title 5, United States Code, but does
 13 not include the General Accounting Office.

14 COMPENSATION OF THE PRESIDENT

15 SEC. 644. (a) INCREASE IN ANNUAL COMPENSA-
 16 TION.—Section 102 of title 3, United States Code, is
 17 amended by striking “\$200,000” and inserting
 18 “\$400,000”.

19 (b) EFFECTIVE DATE.—The amendment made by
 20 this section shall take effect at noon on January 20, 2001.

21 CUSTOMS COMMISSIONER’S PAY CLASSIFICATION

22 SEC. 645. (a) Section 5315 of title 5, United States
 23 Code, as amended, is amended by deleting the position of
 24 “Commissioner of Customs, Department of the Treasury”.

25 (b) Section 5314 of title 5, United States Code, as
 26 amended, is amended by adding the position of “Commis-

1 sioner of Customs, Department of the Treasury” after
2 “Administrator, Research and Special Programs Adminis-
3 tration”.

4 SEC. 646. Effective October 1, 1999, all personnel
5 of the General Accounting Office employed or maintained
6 to carry out functions of the Joint Financial Management
7 Improvement Program (JFMIP) shall be transferred to
8 the General Services Administration. The Director of the
9 Office of Personnel Management shall provide to the Gen-
10 eral Services Administration one permanent Senior Execu-
11 tive Service allocation for the position of the Executive Di-
12 rector of the JFMIP. Personnel transferred pursuant to
13 this section shall not be separated or reduced in classifica-
14 tion or compensation for one year after any such transfer,
15 except for cause.

16 SEC. 647. (a) None of the funds made available in
17 this or any other Act with respect to any fiscal year may
18 be obligated or expended for any new construction, renova-
19 tion, alteration to existing facilities, or other improvement,
20 at the Border Patrol Academy, located in Charleston,
21 South Carolina.

22 (b) Subsection (a) shall not prevent any obligation
23 or expenditure, approved in advance by the Committee on
24 Appropriations of the House of Representatives and the

1 Committee on Appropriations of the Senate, for minor im-
2 provements.

3 (c) No appropriated funds may be used to continue
4 operating the Border Patrol Academy, located in Charles-
5 ton, South Carolina, after September 30, 2004.

6 SEC. 648. It is the sense of the Congress that there
7 should continue to be parity between the adjustments in
8 the compensation of members of the uniformed services
9 and the adjustments in the compensation of civilian em-
10 ployees of the United States.

11 This Act may be cited as the “Treasury and General
12 Government Appropriations Act, 2000”.

Union Calendar No. 132

106TH CONGRESS
1ST Session

H. R. 2490

[Report No. 106-231]

A BILL

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 2000, and for other purposes.

JULY 13, 1999

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