

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4501

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## AN ACT

To amend the Passport Act of June 4, 1920, to authorize the Secretary of State to establish and collect a surcharge to cover the costs of meeting the increased demand for passports as a result of actions taken to comply with section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Passport Services En-  
5 hancement Act of 2005”.

6 **SEC. 2. AUTHORITY OF SECRETARY OF STATE TO ESTAB-**  
7 **LISH AND COLLECT A SURCHARGE TO COVER**  
8 **THE COSTS OF MEETING THE INCREASED DE-**  
9 **MAND FOR PASSPORTS.**

10       Section 1 of the Passport Act of June 4, 1920 (22  
11 U.S.C. 214) is amended—

12           (1) in the first sentence, by striking “There  
13 shall be collected and paid” and inserting “(a) There  
14 shall be collected and paid”; and

15           (2) by adding at the end the following new sub-  
16 section:

17       “(b)(1) The Secretary of State may by regulation es-  
18 tablish and collect a surcharge on applicable fees for the  
19 filing of each application for a passport in order to cover  
20 the costs of meeting the increased demand for passports  
21 as a result of actions taken to comply with section 7209(b)  
22 of the Intelligence Reform and Terrorism Prevention Act  
23 of 2004 (Public Law 108–458; 8 U.S.C. 1185 note). Such  
24 surcharge shall be in addition to the fees provided for in  
25 subsection (a) and in addition to the surcharges or fees

1 otherwise authorized by law and shall be deposited as an  
2 offsetting collection to the appropriate Department of  
3 State appropriation, to remain available until expended for  
4 the purposes of meeting such costs.

5 “(2) The authority to collect the surcharge provided  
6 under paragraph (1) may not be exercised after September  
7 30, 2010.

8 “(3) The Secretary of State shall ensure that, to the  
9 extent practicable, the total cost of a passport application  
10 during fiscal years 2006 and 2007, including the sur-  
11 charge authorized under paragraph (1), shall not exceed  
12 the cost of the passport application as of December 1,  
13 2005.”.

Passed the House of Representatives December 18,  
2005.

Attest:

*Clerk.*

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