

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R. 3318**

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**AN ACT**

To amend title 5, United States Code, to provide for the establishment of programs to encourage Federal employees to commute by means other than single-occupancy motor vehicles.

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## AN ACT

To amend title 5, United States Code, to provide for the establishment of programs to encourage Federal employees to commute by means other than single-occupancy motor vehicles.

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; PURPOSE.**

4       (a) **SHORT TITLE.**—This Act may be cited as the  
5       “Federal Employees Clean Air Incentives Act”.

1 (b) PURPOSE.—The purpose of this Act is to improve  
2 air quality and to reduce traffic congestion by providing  
3 for the establishment of programs to encourage Federal  
4 employees to commute by means other than single-occu-  
5 pancy motor vehicles.

6 **SEC. 2. AUTHORITY TO ESTABLISH PROGRAMS.**

7 (a) IN GENERAL.—Chapter 79 of title 5, United  
8 States Code, is amended by adding at the end the follow-  
9 ing:

10 **“§ 7905. Programs to encourage commuting by means**  
11 **other than single-occupancy motor vehi-**  
12 **cles**

13 “(a) For the purpose of this section—

14 “(1) the term ‘employee’ means an employee as  
15 defined by section 2105 and a member of a uni-  
16 formed service;

17 “(2) the term ‘agency’ means—

18 “(A) an Executive agency;

19 “(B) an entity of the legislative branch;

20 and

21 “(C) the judicial branch;

22 “(3) the term ‘entity of the legislative branch’  
23 means the House of Representatives, the Senate, the  
24 Office of the Architect of the Capitol (including the  
25 Botanic Garden), the Capitol Police, the Congres-

1 sional Budget Office, the Copyright Royalty Tribu-  
2 nal, the Government Printing Office, the Library of  
3 Congress, and the Office of Technology Assessment;  
4 and

5 “(4) the term ‘transit pass’ means a transit  
6 pass as defined by section 132(f)(5) of the Internal  
7 Revenue Code of 1986.

8 “(b)(1) The head of each agency may establish a pro-  
9 gram to encourage employees of such agency to use means  
10 other than single-occupancy motor vehicles to commute to  
11 or from work.

12 “(2) A program established under this section may  
13 involve such options as—

14 “(A) transit passes (including cash reimburse-  
15 ments therefor, but only if a voucher or similar item  
16 which may be exchanged only for a transit pass is  
17 not readily available for direct distribution by the  
18 agency);

19 “(B) furnishing space, facilities, or services to  
20 bicyclists; and

21 “(C) any non-monetary incentive which the  
22 agency head may otherwise offer under any other  
23 provision of law or other authority.

24 “(c) The functions of an agency head under this sec-  
25 tion shall—

1           “(1) with respect to the judicial branch, be car-  
2           ried out by the Director of the Administrative Office  
3           of the United States Courts;

4           “(2) with respect to the House of Representa-  
5           tives, be carried out by the Committee on House Ad-  
6           ministration of the House of Representatives; and

7           “(3) with respect to the Senate, be carried out  
8           by the Committee on Rules and Administration of  
9           the Senate.

10          “(d) The President shall designate 1 or more agencies  
11          which shall—

12                 “(1) prescribe guidelines for programs under  
13                 this section;

14                 “(2) on request, furnish information or tech-  
15                 nical advice on the design or operation of any pro-  
16                 gram under this section; and

17                 “(3) submit to the President and the Congress,  
18                 before January 1, 1995, and at least every 2 years  
19                 thereafter, a written report on the operation of this  
20                 section, including, with respect to the period covered  
21                 by the report—

22                         “(A) the number of agencies offering pro-  
23                         grams under this section;

24                         “(B) a brief description of each of the var-  
25                         ious programs;

1           “(C) the extent of employee participation  
2           in, and the costs to the Government associated  
3           with, each of the various programs;

4           “(D) an assessment of any environmental  
5           or other benefits realized as a result of pro-  
6           grams established under this section; and

7           “(E) any other matter which may be ap-  
8           propriate.”.

9           (b) CHAPTER ANALYSIS.—The analysis for chapter  
10          79 of title 5, United States Code, is amended by adding  
11          at the end the following:

          “7905. Programs to encourage commuting by means other than single-occu-  
          pancy motor vehicles.”.

12          **SEC. 3. EFFECTIVE DATE.**

13          This Act and the amendments made by this Act shall  
14          take effect on January 1, 1994.

          Passed the House of Representatives November 15,  
          1993.

          Attest:

*Clerk.*