

Union Calendar No. 88

107TH CONGRESS
1ST SESSION

H. R. 2590

[Report No. 107-152]

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, 2002, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 23, 2001

Mr. ISTOOK, 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, 2002, 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 2002, 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 \$3,500,000 for official
15 travel expenses; not to exceed \$3,813,000, to remain avail-
16 able until expended for information technology moderniza-
17 tion requirements; not to exceed \$150,000 for official re-
18 ception and representation expenses; not to exceed
19 \$258,000 for unforeseen emergencies of a confidential na-
20 ture, to be allocated and expended under the direction of
21 the Secretary of the Treasury and to be accounted for
22 solely on his certificate, \$173,496,000: *Provided*, That of
23 these amounts \$2,900,000 is available for grants to State
24 and local law enforcement groups to help fight money
25 laundering.

1 DEPARTMENT-WIDE SYSTEMS AND CAPITAL
2 INVESTMENTS PROGRAMS
3 (INCLUDING TRANSFER OF FUNDS)

4 For development and acquisition of automatic data
5 processing equipment, software, and services for the De-
6 partment of the Treasury, \$68,828,000, to remain avail-
7 able until expended: *Provided*, That these funds shall be
8 transferred to accounts and in amounts as necessary to
9 satisfy the requirements of the Department's offices, bu-
10 reaus, and other organizations: *Provided further*, That this
11 transfer authority shall be in addition to any other trans-
12 fer authority provided in this Act: *Provided further*, That
13 none of the funds appropriated shall be used to support
14 or supplement the Internal Revenue Service appropria-
15 tions for Information Systems.

16 OFFICE OF INSPECTOR GENERAL
17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of Inspector
19 General in carrying out the provisions of the Inspector
20 General Act of 1978, as amended, not to exceed
21 \$2,000,000 for official travel expenses, including hire of
22 passenger motor vehicles; and not to exceed \$100,000 for
23 unforeseen emergencies of a confidential nature, to be allo-
24 cated and expended under the direction of the Inspector
25 General of the Treasury, \$35,318,000.

1 TREASURY INSPECTOR GENERAL FOR TAX
2 ADMINISTRATION
3 SALARIES AND EXPENSES

4 For necessary expenses of the Treasury Inspector
5 General for Tax Administration in carrying out the In-
6 spector General Act of 1978, as amended, including pur-
7 chase (not to exceed 150 for replacement only for police-
8 type use) and hire of passenger motor vehicles (31 U.S.C.
9 1343(b)); services authorized by 5 U.S.C. 3109, at such
10 rates as may be determined by the Inspector General for
11 Tax Administration; not to exceed \$6,000,000 for official
12 travel expenses; and not to exceed \$500,000 for unfore-
13 seen emergencies of a confidential nature, to be allocated
14 and expended under the direction of the Inspector General
15 for Tax Administration, \$123,133,000.

16 TREASURY BUILDING AND ANNEX REPAIR AND
17 RESTORATION

18 For the repair, alteration, and improvement of the
19 Treasury Building and Annex, \$30,932,000, to remain
20 available until expended.

21 EXPANDED ACCESS TO FINANCIAL SERVICES
22 (INCLUDING TRANSFER OF FUNDS)

23 To develop and implement programs to expand access
24 to financial services for low- and moderate-income individ-
25 uals, \$10,000,000, to remain available until expended:

1 *Provided*, That of these funds, such sums as may be nec-
2 essary may be transferred to accounts of the Department's
3 offices, bureaus, and other organizations: *Provided further*,
4 That this transfer authority shall be in addition to any
5 other transfer authority provided in this Act.

6 FINANCIAL CRIMES ENFORCEMENT NETWORK

7 SALARIES AND EXPENSES

8 For necessary expenses of the Financial Crimes En-
9 forcement Network, including hire of passenger motor ve-
10 hicles; travel expenses of non-Federal law enforcement
11 personnel to attend meetings concerned with financial in-
12 telligence activities, law enforcement, and financial regula-
13 tion; not to exceed \$14,000 for official reception and rep-
14 resentation expenses; and for assistance to Federal law en-
15 forcement agencies, with or without reimbursement,
16 \$45,760,000, of which not to exceed \$3,400,000 shall re-
17 main available until September 30, 2004; and of which
18 \$7,790,000 shall remain available until September 30,
19 2003: *Provided*, That funds appropriated in this account
20 may be used to procure personal services contracts.

21 COUNTERTERRORISM FUND

22 For necessary expenses, as determined by the Sec-
23 retary, \$36,879,000, to remain available until expended,
24 to reimburse any Department of the Treasury organiza-
25 tion for the costs of providing support to counter, inves-

1 tigate, or prosecute unexpected threats or acts of ter-
2 rorism, including payment of rewards in connection with
3 these activities: *Provided*, That use of such funds shall be
4 subject to prior notification of the Committees on Appro-
5 priations in accordance with guidelines for reprogramming
6 and transfer of funds.

7 FEDERAL LAW ENFORCEMENT TRAINING CENTER

8 SALARIES AND EXPENSES

9 For necessary expenses of the Federal Law Enforce-
10 ment Training Center, as a bureau of the Department of
11 the Treasury, including materials and support costs of
12 Federal law enforcement basic training; purchase (not to
13 exceed 52 for police-type use, without regard to the gen-
14 eral purchase price limitation) and hire of passenger
15 motor vehicles; for expenses for student athletic and re-
16 lated activities; uniforms without regard to the general
17 purchase price limitation for the current fiscal year; the
18 conducting of and participating in firearms matches and
19 presentation of awards; for public awareness and enhanc-
20 ing community support of law enforcement training; not
21 to exceed \$11,500 for official reception and representation
22 expenses; room and board for student interns; and services
23 as authorized by 5 U.S.C. 3109, \$101,769,000, of which
24 \$650,000 shall be available for an interagency effort to
25 establish written standards on accreditation of Federal law

1 enforcement training; and of which up to \$17,166,000 for
2 materials and support costs of Federal law enforcement
3 basic training shall remain available until September 30,
4 2004: *Provided*, That the Center is authorized to accept
5 and use gifts of property, both real and personal, and to
6 accept services, for authorized purposes, including funding
7 of a gift of intrinsic value which shall be awarded annually
8 by the Director of the Center to the outstanding student
9 who graduated from a basic training program at the Cen-
10 ter during the previous fiscal year, which shall be funded
11 only by gifts received through the Center's gift authority:
12 *Provided further*, That notwithstanding any other provi-
13 sion of law, students attending training at any Federal
14 Law Enforcement Training Center site shall reside in on-
15 Center or Center-provided housing, insofar as available
16 and in accordance with Center policy: *Provided further*,
17 That funds appropriated in this account shall be available,
18 at the discretion of the Director, for the following: training
19 United States Postal Service law enforcement personnel
20 and Postal police officers; State and local government law
21 enforcement training on a space-available basis; training
22 of foreign law enforcement officials on a space-available
23 basis with reimbursement of actual costs to this appropria-
24 tion, except that reimbursement may be waived by the Sec-
25 retary for law enforcement training activities in foreign

1 countries undertaken pursuant to section 801 of the
2 Antiterrorism and Effective Death Penalty Act of 1996,
3 Public Law 104–32; training of private sector security of-
4 ficials on a space-available basis with reimbursement of
5 actual costs to this appropriation; and travel expenses of
6 non-Federal personnel to attend course development meet-
7 ings and training sponsored by the Center: *Provided fur-*
8 *ther*, That the Center is authorized to obligate funds in
9 anticipation of reimbursements from agencies receiving
10 training sponsored by the Federal Law Enforcement
11 Training Center, except that total obligations at the end
12 of the fiscal year shall not exceed total budgetary re-
13 sources available at the end of the fiscal year: *Provided*
14 *further*, That the Federal Law Enforcement Training Cen-
15 ter is authorized to provide training for the Gang Resist-
16 ance Education and Training program to Federal and
17 non-Federal personnel at any facility in partnership with
18 the Bureau of Alcohol, Tobacco and Firearms: *Provided*
19 *further*, That the Federal Law Enforcement Training Cen-
20 ter is authorized to provide short-term medical services for
21 students undergoing training at the Center.

22 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND

23 RELATED EXPENSES

24 For expansion of the Federal Law Enforcement
25 Training Center, for acquisition of necessary additional
26 real property and facilities, and for ongoing maintenance,

1 facility improvements, and related expenses, \$22,834,000,
2 to remain available until expended.

3 INTERAGENCY LAW ENFORCEMENT

4 INTERAGENCY CRIME AND DRUG ENFORCEMENT

5 For expenses necessary to conduct investigations and
6 convict offenders involved in organized crime drug traf-
7 ficking, including cooperative efforts with State and local
8 law enforcement, as it relates to the Treasury Department
9 law enforcement violations such as money laundering, vio-
10 lent crime, and smuggling, \$106,965,000, of which
11 \$7,827,000 shall remain available until expended.

12 FINANCIAL MANAGEMENT SERVICE

13 SALARIES AND EXPENSES

14 For necessary expenses of the Financial Management
15 Service, \$212,316,000, of which not to exceed \$9,220,000
16 shall remain available until September 30, 2004, for infor-
17 mation systems modernization initiatives; and of which not
18 to exceed \$2,500 shall be available for official reception
19 and representation expenses.

20 BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

21 SALARIES AND EXPENSES

22 For necessary expenses of the Bureau of Alcohol, To-
23 bacco and Firearms, including purchase of not to exceed
24 812 vehicles for police-type use, of which 650 shall be for
25 replacement only, and hire of passenger motor vehicles;

1 hire of aircraft; services of expert witnesses at such rates
2 as may be determined by the Director; for payment of per
3 diem and/or subsistence allowances to employees where a
4 major investigative assignment requires an employee to
5 work 16 hours or more per day or to remain overnight
6 at his or her post of duty; not to exceed \$20,000 for offi-
7 cial reception and representation expenses; for training of
8 State and local law enforcement agencies with or without
9 reimbursement, including training in connection with the
10 training and acquisition of canines for explosives and fire
11 accelerants detection; not to exceed \$50,000 for coopera-
12 tive research and development programs for Laboratory
13 Services and Fire Research Center activities; and provi-
14 sion of laboratory assistance to State and local agencies,
15 with or without reimbursement, \$824,199,000, of which
16 not to exceed \$1,000,000 shall be available for the pay-
17 ment of attorneys' fees as provided by 18 U.S.C.
18 924(d)(2); of which not more than \$10,000,000 shall re-
19 main available until September 30, 2003, for Gang Resist-
20 ance Education and Training grants; of which up to
21 \$2,000,000 shall be available for the equipping of any ves-
22 sel, vehicle, equipment, or aircraft available for official use
23 by a State or local law enforcement agency if the convey-
24 ance will be used in joint law enforcement operations with
25 the Bureau of Alcohol, Tobacco and Firearms and for the

1 payment of overtime salaries including Social Security and
2 Medicare, travel, fuel, training, equipment, supplies, and
3 other similar costs of State and local law enforcement per-
4 sonnel, including sworn officers and support personnel,
5 that are incurred in joint operations with the Bureau of
6 Alcohol, Tobacco and Firearms: *Provided*, That no funds
7 made available by this or any other Act may be used to
8 transfer the functions, missions, or activities of the Bu-
9 reau of Alcohol, Tobacco and Firearms to other agencies
10 or Departments in fiscal year 2002: *Provided further*, That
11 no funds appropriated herein shall be available for salaries
12 or administrative expenses in connection with consoli-
13 dating or centralizing, within the Department of the
14 Treasury, the records, or any portion thereof, of acquisi-
15 tion and disposition of firearms maintained by Federal
16 firearms licensees: *Provided further*, That no funds appro-
17 priated herein shall be used to pay administrative expenses
18 or the compensation of any officer or employee of the
19 United States to implement an amendment or amend-
20 ments to 27 CFR 178.118 or to change the definition of
21 “Curios or relics” in 27 CFR 178.11 or remove any item
22 from ATF Publication 5300.11 as it existed on January
23 1, 1994: *Provided further*, That none of the funds appro-
24 priated herein shall be available to investigate or act upon
25 applications for relief from Federal firearms disabilities

1 under 18 U.S.C. 925(c): *Provided further*, That such funds
2 shall be available to investigate and act upon applications
3 filed by corporations for relief from Federal firearms dis-
4 abilities under 18 U.S.C. 925(c): *Provided further*, That
5 no funds under this Act may be used to electronically re-
6 trieve information gathered pursuant to 18 U.S.C.
7 923(g)(4) by name or any personal identification code.

8 UNITED STATES CUSTOMS SERVICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the United States Customs
11 Service, including purchase and lease of motor vehicles;
12 hire of motor vehicles; contracting with individuals for per-
13 sonal services abroad; not to exceed \$40,000 for official
14 reception and representation expenses; and awards of com-
15 pensation to informers, as authorized by any Act enforced
16 by the United States Customs Service, \$2,059,170,000,
17 of which such sums as become available in the Customs
18 User Fee Account, except sums subject to section
19 13031(f)(3) of the Consolidated Omnibus Budget Rec-
20 onciliation Act of 1985, as amended (19 U.S.C. 58c(f)(3)),
21 shall be derived from that Account; of the total, not to
22 exceed \$150,000 shall be available for payment for rental
23 space in connection with preclearance operations; not to
24 exceed \$4,000,000 shall be available until expended for re-
25 search; of which not less than \$100,000 shall be available

1 to promote public awareness of the child pornography
2 tipline; of which not less than \$200,000 shall be available
3 for Project Alert; not to exceed \$5,000,000 shall be avail-
4 able until expended for conducting special operations pur-
5 suant to 19 U.S.C. 2081; not to exceed \$8,000,000 shall
6 be available until expended for the procurement of auto-
7 mation infrastructure items, including hardware, software,
8 and installation; not to exceed \$30,000,000 shall be avail-
9 able until expended for the procurement and deployment
10 of non-intrusive inspection technology; and not to exceed
11 \$5,000,000 shall be available until expended for repairs
12 to Customs facilities: *Provided*, That uniforms may be
13 purchased without regard to the general purchase price
14 limitation for the current fiscal year: *Provided further*,
15 That notwithstanding any other provision of law, the fiscal
16 year aggregate overtime limitation prescribed in sub-
17 section 5(c)(1) of the Act of February 13, 1911 (19
18 U.S.C. 261 and 267) shall be \$30,000.

19 HARBOR MAINTENANCE FEE COLLECTION

20 (INCLUDING TRANSFER OF FUNDS)

21 For administrative expenses related to the collection
22 of the Harbor Maintenance Fee, pursuant to Public Law
23 103–182, \$2,993,000, to be derived from the Harbor
24 Maintenance Trust Fund and to be transferred to and
25 merged with the Customs “Salaries and Expenses” ac-
26 count for such purposes.

1 OPERATION, MAINTENANCE AND PROCUREMENT, AIR AND
2 MARINE INTERDICTION PROGRAMS

3 For expenses, not otherwise provided for, necessary
4 for the operation and maintenance of marine vessels, air-
5 craft, and other related equipment of the Air and Marine
6 Programs, including operational training and mission-re-
7 lated travel, and rental payments for facilities occupied by
8 the air or marine interdiction and demand reduction pro-
9 grams, the operations of which include the following: the
10 interdiction of narcotics and other goods; the provision of
11 support to Customs and other Federal, State, and local
12 agencies in the enforcement or administration of laws en-
13 forced by the Customs Service; and, at the discretion of
14 the Commissioner of Customs, the provision of assistance
15 to Federal, State, and local agencies in other law enforce-
16 ment and emergency humanitarian efforts, \$183,853,000,
17 which shall remain available until expended: *Provided,*
18 That no aircraft or other related equipment, with the ex-
19 ception of aircraft which is one of a kind and has been
20 identified as excess to Customs requirements and aircraft
21 which has been damaged beyond repair, shall be trans-
22 ferred to any other Federal agency, department, or office
23 outside of the Department of the Treasury, during fiscal
24 year 2002 without the prior approval of the Committees
25 on Appropriations.

1 Commercial Environment until such expenditure plan has
2 been approved by the Committees on Appropriations.

3 UNITED STATES MINT

4 UNITED STATES MINT PUBLIC ENTERPRISE FUND

5 Pursuant to section 5136 of title 31, United States
6 Code, the United States Mint is provided funding through
7 the United States Mint Public Enterprise Fund for costs
8 associated with the production of circulating coins, numis-
9 matic coins, and protective services, including both oper-
10 ating expenses and capital investments. The aggregate
11 amount of new liabilities and obligations incurred during
12 fiscal year 2002 under such section 5136 for circulating
13 coinage and protective service capital investments of the
14 United States Mint shall not exceed \$43,000,000. From
15 amounts in the United States Mint Public Enterprise
16 Fund, the Secretary of the Treasury shall pay to the
17 Comptroller General an amount not to exceed \$250,000
18 to reimburse the Comptroller General for the cost of a
19 study to be conducted by the Comptroller General on any
20 changes necessary to maximize public interest and accept-
21 ance and to achieve a better balance in the numbers of
22 coins of different denominations in circulation, with par-
23 ticular attention to increasing the number of \$1 coins in
24 circulation.

1 BUREAU OF THE PUBLIC DEBT
2 ADMINISTERING THE PUBLIC DEBT

3 For necessary expenses connected with any public-
4 debt issues of the United States, \$191,718,000, of which
5 not to exceed \$15,000 shall be available for official recep-
6 tion and representation expenses, and of which not to ex-
7 ceed \$2,000,000 shall remain available until expended for
8 systems modernization: *Provided*, That the sum appro-
9 priated herein from the General Fund for fiscal year 2002
10 shall be reduced by not more than \$4,400,000 as definitive
11 security issue fees and Treasury Direct Investor Account
12 Maintenance fees are collected, so as to result in a final
13 fiscal year 2002 appropriation from the General Fund es-
14 timated at \$187,318,000. In addition, \$40,000, to be de-
15 rived from the Oil Spill Liability Trust Fund to reimburse
16 the Bureau for administrative and personnel expenses for
17 financial management of the Fund, as authorized by sec-
18 tion 1012 of Public Law 101–380.

19 INTERNAL REVENUE SERVICE
20 PROCESSING, ASSISTANCE, AND MANAGEMENT

21 For necessary expenses of the Internal Revenue Serv-
22 ice for pre-filing taxpayer assistance and education, filing
23 and account services, shared services support, general
24 management and administration; and services as author-
25 ized by 5 U.S.C. 3109, at such rates as may be determined

1 by the Commissioner, \$3,808,434,000 of which up to
2 \$3,950,000 shall be for the Tax Counseling for the Elderly
3 Program, and of which not to exceed \$25,000 shall be for
4 official reception and representation expenses.

5 TAX LAW ENFORCEMENT

6 For necessary expenses of the Internal Revenue Serv-
7 ice for determining and establishing tax liabilities; pro-
8 viding litigation support; conducting criminal investigation
9 and enforcement activities; securing unfiled tax returns;
10 collecting unpaid accounts; conducting a document match-
11 ing program; resolving taxpayer problems through prompt
12 identification, referral and settlement; compiling statistics
13 of income and conducting compliance research; purchase
14 (for police-type use, not to exceed 850) and hire of pas-
15 senger motor vehicles (31 U.S.C. 1343(b)); and services
16 as authorized by 5 U.S.C. 3109, at such rates as may be
17 determined by the Commissioner, \$3,541,076,000, of
18 which not to exceed \$1,000,000 shall remain available
19 until September 30, 2004, for research.

20 EARNED INCOME TAX CREDIT COMPLIANCE INITIATIVE

21 For funding essential earned income tax credit com-
22 pliance and error reduction initiatives pursuant to section
23 5702 of the Balanced Budget Act of 1997 (Public Law
24 105-33), \$146,000,000, of which not to exceed
25 \$10,000,000 may be used to reimburse the Social Security

1 Administration for the costs of implementing section 1090
2 of the Taxpayer Relief Act of 1997.

3 INFORMATION SYSTEMS

4 For necessary expenses of the Internal Revenue Serv-
5 ice for information systems and telecommunications sup-
6 port, including developmental information systems and
7 operational information systems; the hire of passenger
8 motor vehicles (31 U.S.C. 1343(b)); and services as au-
9 thorized by 5 U.S.C. 3109, at such rates as may be deter-
10 mined by the Commissioner, \$1,573,065,000 which shall
11 remain available until September 30, 2003.

12 BUSINESS SYSTEMS MODERNIZATION

13 For necessary expenses of the Internal Revenue Serv-
14 ice, \$391,593,000, to remain available until September 30,
15 2004, for the capital asset acquisition of information tech-
16 nology systems, including management and related con-
17 tractual costs of said acquisitions, including contractual
18 costs associated with operations authorized by 5 U.S.C.
19 3109: *Provided*, That none of these funds may be obli-
20 gated until the Internal Revenue Service submits to the
21 Committees on Appropriations, and such Committees ap-
22 prove, a plan for expenditure that (1) meets the capital
23 planning and investment control review requirements es-
24 tablished by the Office of Management and Budget, in-
25 cluding Circular A-11 part 3; (2) complies with the Inter-
26 nal Revenue Service's enterprise architecture, including

1 the modernization blueprint; (3) conforms with the Inter-
2 nal Revenue Service’s enterprise life cycle methodology;
3 (4) is approved by the Internal Revenue Service, the De-
4 partment of the Treasury, and the Office of Management
5 and Budget; (5) has been reviewed by the General Ac-
6 counting Office; and (6) complies with the acquisition
7 rules, requirements, guidelines, and systems acquisition
8 management practices of the Federal Government.

9 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

10 SERVICE

11 SEC. 101. Not to exceed 5 percent of any appropria-
12 tion made available in this Act to the Internal Revenue
13 Service may be transferred to any other Internal Revenue
14 Service appropriation upon the advance approval of the
15 Committees on Appropriations.

16 SEC. 102. The Internal Revenue Service shall main-
17 tain a training program to ensure that Internal Revenue
18 Service employees are trained in taxpayers’ rights, in deal-
19 ing courteously with the taxpayers, and in cross-cultural
20 relations.

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

24 SEC. 104. Funds made available by this or any other
25 Act to the Internal Revenue Service shall be available for

1 improved facilities and increased manpower to provide suf-
2 ficient and effective 1-800 help line service for taxpayers.
3 The Commissioner shall continue to make the improve-
4 ment of the Internal Revenue Service 1-800 help line serv-
5 ice a priority and allocate resources necessary to increase
6 phone lines and staff to improve the Internal Revenue
7 Service 1-800 help line service.

8 UNITED STATES SECRET SERVICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the United States Secret
11 Service, including purchase of not to exceed 745 vehicles
12 for police-type use, of which 541 are for replacement only,
13 and hire of passenger motor vehicles; purchase of Amer-
14 ican-made side-car compatible motorcycles; hire of air-
15 craft; training and assistance requested by State and local
16 governments, which may be provided without reimburse-
17 ment; services of expert witnesses at such rates as may
18 be determined by the Director; rental of buildings in the
19 District of Columbia, and fencing, lighting, guard booths,
20 and other facilities on private or other property not in
21 Government ownership or control, as may be necessary to
22 perform protective functions; for payment of per diem and/
23 or subsistence allowances to employees where a protective
24 assignment during the actual day or days of the visit of
25 a protectee require an employee to work 16 hours per day

1 or to remain overnight at his or her post of duty; the con-
2 ducting of and participating in firearms matches; presen-
3 tation of awards; for travel of Secret Service employees
4 on protective missions without regard to the limitations
5 on such expenditures in this or any other Act if approval
6 is obtained in advance from the Committees on Appropria-
7 tions; for research and development; for making grants to
8 conduct behavioral research in support of protective re-
9 search and operations; not to exceed \$25,000 for official
10 reception and representation expenses; not to exceed
11 \$100,000 to provide technical assistance and equipment
12 to foreign law enforcement organizations in counterfeit in-
13 vestigations; for payment in advance for commercial ac-
14 commodations as may be necessary to perform protective
15 functions; and for uniforms without regard to the general
16 purchase price limitation for the current fiscal year,
17 \$943,777,000, of which \$2,139,000 shall be available as
18 a grant for activities related to the investigations of ex-
19 ploited children and shall remain available until expended:
20 *Provided*, That up to \$18,000,000 provided for protective
21 travel shall remain available until September 30, 2003.

22 ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND
23 RELATED EXPENSES

24 For necessary expenses of construction, repair, alter-
25 ation, and improvement of facilities, \$3,457,000, to re-
26 main available until expended.

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, Interagency Crime and
8 Drug Enforcement, and United States Secret Service may
9 be transferred between such appropriations upon the ad-
10 vance approval of the Committees on Appropriations. No
11 transfer may increase or decrease any such appropriation
12 by more than 2 percent.

13 SEC. 114. Not to exceed 2 percent of any appropria-
14 tions in this Act made available to the Departmental Of-
15 fices, Office of Inspector General, Treasury Inspector Gen-
16 eral for Tax Administration, Financial Management Serv-
17 ice, and Bureau of the Public Debt, may be transferred
18 between such appropriations upon the advance approval
19 of the Committees on Appropriations. No transfer may in-
20 crease or decrease any such appropriation by more than
21 2 percent.

22 SEC. 115. Not to exceed 2 percent of any appropria-
23 tion made available in this Act to the Internal Revenue
24 Service may be transferred to the Treasury Inspector Gen-
25 eral for Tax Administration's appropriation upon the ad-

1 vance approval of the Committees on Appropriations. No
2 transfer may increase or decrease any such appropriation
3 by more than 2 percent.

4 SEC. 116. Of the funds available for the purchase of
5 law enforcement vehicles, no funds may be obligated until
6 the Secretary of the Treasury certifies that the purchase
7 by the respective Treasury bureau is consistent with De-
8 partmental vehicle management principles: *Provided*, That
9 the Secretary may delegate this authority to the Assistant
10 Secretary for Management.

11 SEC. 117. None of the funds appropriated in this Act
12 or otherwise available to the Department of the Treasury
13 or the Bureau of Engraving and Printing may be used
14 to redesign the \$1 Federal Reserve note.

15 SEC. 118. The Secretary of the Treasury may trans-
16 fer funds from “Salaries and Expenses”, Financial Man-
17 agement Service, to the Debt Services Account as nec-
18 essary to cover the costs of debt collection: *Provided*, That
19 such amounts shall be reimbursed to such Salaries and
20 Expenses account from debt collections received in the
21 Debt Services Account.

22 SEC. 119. Funds appropriated by this Act, or made
23 available by the transfer of funds in this Act, for intel-
24 ligence and intelligence-related activities of the Depart-
25 ment of the Treasury are deemed to be specifically author-

1 ized by the Congress for purposes of section 504 of the
2 National Security Act of 1947 (50 U.S.C. 414) during fis-
3 cal year 2002 until enactment of the Intelligence Author-
4 ization Act for fiscal year 2002.

5 SEC. 120. Section 122 of Public Law 105–119 (5
6 U.S.C. 3104 note), as amended by Public Law 105–277,
7 is further amended in subsection (g)(1), by striking “three
8 years” and inserting “four years”; and by striking “, the
9 United States Customs Service, and the United States Se-
10 cret Service”.

11 SEC. 121. None of the funds appropriated or other-
12 wise made available by this or any other Act may be used
13 by the United States Mint to construct or operate a mu-
14 seum at its National Headquarters in Washington, D.C.,
15 without the explicit approval of the House Committee on
16 Financial Services and the Senate Committee on Banking,
17 Housing, and Urban Affairs.

18 This title may be cited as the “Treasury Department
19 Appropriations Act, 2002”.

20 TITLE II—POSTAL SERVICE

21 PAYMENT TO THE POSTAL SERVICE FUND

22 For payment to the Postal Service Fund for revenue
23 forgone on free and reduced rate mail, pursuant to sub-
24 sections (c) and (d) of section 2401 of title 39, United
25 States Code, \$76,619,000, of which \$47,619,000 shall not

1 be available for obligation until October 1, 2002: *Provided*,
2 That mail for overseas voting and mail for the blind shall
3 continue to be free: *Provided further*, That 6-day delivery
4 and rural delivery of mail shall continue at not less than
5 the 1983 level: *Provided further*, That none of the funds
6 made available to the Postal Service by this Act shall be
7 used to implement any rule, regulation, or policy of charg-
8 ing any officer or employee of any State or local child sup-
9 port enforcement agency, or any individual participating
10 in a State or local program of child support enforcement,
11 a fee for information requested or provided concerning an
12 address of a postal customer: *Provided further*, That none
13 of the funds provided in this Act shall be used to consoli-
14 date or close small rural and other small post offices in
15 fiscal year 2002.

16 This title may be cited as the “Postal Service Appro-
17 priations Act, 2002”.

18 TITLE III—EXECUTIVE OFFICE OF THE PRESI-
19 DENT AND FUNDS APPROPRIATED TO THE
20 PRESIDENT

21 COMPENSATION OF THE PRESIDENT AND THE WHITE
22 HOUSE OFFICE

23 COMPENSATION OF THE PRESIDENT

24 For compensation of the President, including an ex-
25 pense allowance at the rate of \$50,000 per year as author-

1 electric power and fixtures, of the Executive Residence at
2 the White House and official entertainment expenses of
3 the President, \$11,695,000, to be expended and accounted
4 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

5 REIMBURSABLE EXPENSES

6 For the reimbursable expenses of the Executive Resi-
7 dence at the White House, such sums as may be nec-
8 essary: *Provided*, That all reimbursable operating expenses
9 of the Executive Residence shall be made in accordance
10 with the provisions of this paragraph: *Provided further*,
11 That, notwithstanding any other provision of law, such
12 amount for reimbursable operating expenses shall be the
13 exclusive authority of the Executive Residence to incur ob-
14 ligations and to receive offsetting collections, for such ex-
15 penses: *Provided further*, That the Executive Residence
16 shall require each person sponsoring a reimbursable polit-
17 ical event to pay in advance an amount equal to the esti-
18 mated cost of the event, and all such advance payments
19 shall be credited to this account and remain available until
20 expended: *Provided further*, That the Executive Residence
21 shall require the national committee of the political party
22 of the President to maintain on deposit \$25,000, to be
23 separately accounted for and available for expenses relat-
24 ing to reimbursable political events sponsored by such
25 committee during such fiscal year: *Provided further*, That

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

1 date of the report: *Provided further*, That the Executive
2 Residence shall maintain a system for the tracking of ex-
3 penses related to reimbursable events within the Executive
4 Residence that includes a standard for the classification
5 of any such expense as political or nonpolitical: *Provided*
6 *further*, That no provision of this paragraph may be con-
7 strued to exempt the Executive Residence from any other
8 applicable requirement of subchapter I or II of chapter
9 37 of title 31, United States Code.

10 WHITE HOUSE REPAIR AND RESTORATION

11 For the repair, alteration, and improvement of the
12 Executive Residence at the White House, \$8,625,000, to
13 remain available until expended, of which \$1,306,000 is
14 for 6 projects for required maintenance, safety and health
15 issues, and continued preventative maintenance; and of
16 which \$7,319,000 is for 3 projects for required mainte-
17 nance and continued preventative maintenance in conjunc-
18 tion with the General Services Administration, the Secret
19 Service, the Office of the President, and other agencies
20 charged with the administration and care of the White
21 House.

22 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE

23 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

24 SALARIES AND EXPENSES

25 For necessary expenses to enable the Vice President
26 to provide assistance to the President in connection with

1 specially assigned functions; services as authorized by 5
2 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
3 penses as authorized by 3 U.S.C. 106, which shall be ex-
4 pended and accounted for as provided in that section; and
5 hire of passenger motor vehicles, \$3,925,000.

6 OPERATING EXPENSES

7 (INCLUDING TRANSFER OF FUNDS)

8 For the care, operation, refurnishing, improvement,
9 and to the extent not otherwise provided for, heating and
10 lighting, including electric power and fixtures, of the offi-
11 cial residence of the Vice President; the hire of passenger
12 motor vehicles; and not to exceed \$90,000 for official en-
13 tertainment expenses of the Vice President, to be ac-
14 counted for solely on his certificate, \$318,000: *Provided,*
15 That advances or repayments or transfers from this ap-
16 propriation may be made to any department or agency for
17 expenses of carrying out such activities.

18 COUNCIL OF ECONOMIC ADVISERS

19 SALARIES AND EXPENSES

20 For necessary expenses of the Council of Economic
21 Advisors in carrying out its functions under the Employ-
22 ment Act of 1946 (15 U.S.C. 1021), \$4,211,000.

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, \$4,142,000.

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, \$7,494,000.

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 \$46,955,000, of which \$11,775,000 shall remain available
17 until expended for the Capital Investment Plan for contin-
18 ued modernization of the information technology infra-
19 structure within the Executive Office of the President:
20 *Provided*, That \$4,475,000 of the Capital Investment Plan
21 funds may not be obligated until the Executive Office of
22 the President has submitted a report to the House Com-
23 mittee on Appropriations that (1) includes an Enterprise
24 Architecture, as defined in OMB Circular A-130 and the
25 Federal Chief Information Officers Council guidance; (2)

1 presents an Information Technology (IT) Human Capital
2 Plan, to include an inventory of current IT workforce
3 knowledge and skills, a definition of needed IT knowledge
4 and skills, a gap analysis of any shortfalls, and a plan
5 for addressing any shortfalls; (3) presents a capital invest-
6 ment plan for implementing the Enterprise Architecture;
7 (4) includes a description of the IT capital planning and
8 investment control process; and (5) is reviewed and ap-
9 proved by the Office of Management and Budget, is re-
10 viewed by the General Accounting Office, and is approved
11 by the House Committee on Appropriations.

12 OFFICE OF MANAGEMENT AND BUDGET

13 SALARIES AND EXPENSES

14 For necessary expenses of the Office of Management
15 and Budget, including hire of passenger motor vehicles
16 and services as authorized by 5 U.S.C. 3109,
17 \$70,752,000, of which not to exceed \$5,000,000 shall be
18 available to carry out the provisions of chapter 35 of title
19 44, United States Code, and of which not to exceed \$3,000
20 shall be available for official representation expenses: *Pro-*
21 *vided*, That, as provided in 31 U.S.C. 1301(a), appropria-
22 tions shall be applied only to the objects for which appro-
23 priations were made except as otherwise provided by law:
24 *Provided further*, That none of the funds appropriated in
25 this Act for the Office of Management and Budget may

1 be used for the purpose of reviewing any agricultural mar-
2 keting orders or any activities or regulations under the
3 provisions of the Agricultural Marketing Agreement Act
4 of 1937 (7 U.S.C. 601 et seq.): *Provided further*, That
5 none of the funds made available for the Office of Manage-
6 ment and Budget by this Act may be expended for the
7 altering of the transcript of actual testimony of witnesses,
8 except for testimony of officials of the Office of Manage-
9 ment and Budget, before the Committees on Appropria-
10 tions or the Committees on Veterans' Affairs or their sub-
11 committees: *Provided further*, That the preceding shall not
12 apply to printed hearings released by the Committees on
13 Appropriations or the Committees on Veterans' Affairs:
14 *Provided further*, That none of the funds appropriated in
15 this Act may be available to pay the salary or expenses
16 of any employee of the Office of Management and Budget
17 who calculates, prepares, or approves any tabular or other
18 material that proposes the sub-allocation of budget au-
19 thority or outlays by the Committees on Appropriations
20 among their subcommittees: *Provided further*, That of the
21 amounts appropriated, not to exceed \$6,331,000 shall be
22 available to the Office of Information and Regulatory Af-
23 fairs, of which \$1,582,750 shall not be obligated until the
24 Office of Management and Budget submits a report to the
25 House Committee on Appropriations that provides an as-

1 sessment of the total costs of implementing Executive
2 Order 13166: *Provided further*, That the Housing, Treas-
3 ury and Finance Division shall, in consultation with the
4 Small Business Administration, develop subsidy cost esti-
5 mates for the 7(a) General Business Loan Program and
6 the 504 Certified Development Company loan program
7 which track the actual default experience in those pro-
8 grams since the implementation of the Credit Reform Act
9 of 1992: *Provided further*, That these subsidy estimates
10 shall be included in the President's fiscal year 2003 budg-
11 et submission and the Office of Management and Budget
12 shall report on the progress of the development of these
13 estimates to the House Committee on Appropriations and
14 the House Committee on Small Business prior to the sub-
15 mission of the President's fiscal year 2003 budget.

16 OFFICE OF NATIONAL DRUG CONTROL POLICY

17 SALARIES AND EXPENSES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses of the Office of National
20 Drug Control Policy; for research activities pursuant to
21 the Office of National Drug Control Policy Reauthoriza-
22 tion Act of 1998 (21 U.S.C. 1701 et seq.); not to exceed
23 \$12,000 for official reception and representation expenses;
24 and for participation in joint projects or in the provision
25 of services on matters of mutual interest with nonprofit,
26 research, or public organizations or agencies, with or with-

1 out reimbursement, \$25,267,000; of which \$2,350,000
2 shall remain available until expended, consisting of
3 \$1,350,000 for policy research and evaluation, and
4 \$1,000,000 for the National Alliance for Model State
5 Drug Laws: *Provided*, That the Office is authorized to ac-
6 cept, hold, administer, and utilize gifts, both real and per-
7 sonal, public and private, without fiscal year limitation,
8 for the purpose of aiding or facilitating the work of the
9 Office.

10 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER
11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for the Counterdrug Tech-
13 nology Assessment Center for research activities pursuant
14 to the Office of National Drug Control Policy Reauthor-
15 ization Act of 1998 (21 U.S.C. 1701 et seq.),
16 \$40,000,000, which shall remain available until expended,
17 consisting of \$17,764,000 for counternarcotics research
18 and development projects, and \$22,236,000 for the contin-
19 ued operation of the technology transfer program: *Pro-*
20 *vided*, That the \$17,764,000 for counternarcotics research
21 and development projects shall be available for transfer
22 to other Federal departments or agencies.

1 FEDERAL DRUG CONTROL PROGRAMS

2 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of National
5 Drug Control Policy's High Intensity Drug Trafficking
6 Areas Program, \$231,500,000 for drug control activities
7 consistent with the approved strategy for each of the des-
8 ignated High Intensity Drug Trafficking Areas, of which
9 no less than 51 percent shall be transferred to State and
10 local entities for drug control activities, which shall be ob-
11 ligated within 120 days of the date of the enactment of
12 this Act: *Provided*, That up to 49 percent, to remain avail-
13 able until September 30, 2003, may be transferred to Fed-
14 eral agencies and departments at a rate to be determined
15 by the Director: *Provided further*, That, of this latter
16 amount, not less than \$2,100,000 shall be used for audit-
17 ing services and activities: *Provided further*, That High In-
18 tensity Drug Trafficking Areas Programs designated as
19 of September 30, 2001, shall be funded at fiscal year 2001
20 levels unless the Director submits to the Committees on
21 Appropriations, and the Committees approve, justification
22 for changes in those levels based on clearly articulated pri-
23 orities for the High Intensity Drug Trafficking Areas Pro-
24 grams, as well as published Office of National Drug Con-
25 trol Policy performance measures of effectiveness.

1 SPECIAL FORFEITURE FUND
2 (INCLUDING TRANSFER OF FUNDS)

3 For activities to support a national anti-drug cam-
4 paign for youth, and other purposes, authorized by 21
5 U.S.C. 1701 et seq., \$238,600,000, to remain available
6 until expended, of which \$180,000,000 shall be to support
7 a national media campaign, as authorized in the Drug-
8 Free Media Campaign Act of 1998, of which \$4,000,000
9 shall be made available by grant or other appropriate
10 transfer to the United States Anti-Doping Agency for
11 their anti-doping efforts; of which \$50,600,000 shall be
12 to continue a program of matching grants to drug-free
13 communities, as authorized in the Drug-Free Commu-
14 nities Act of 1997; of which \$1,000,000 shall be available
15 to the National Drug Court Institute; and of which
16 \$3,000,000 shall be for the Counterdrug Intelligence Ex-
17 ecutive Secretariat: *Provided*, That such funds may be
18 transferred to other Federal departments and agencies to
19 carry out such activities.

20 UNANTICIPATED NEEDS

21 For expenses necessary to enable the President to
22 meet unanticipated needs, in furtherance of the national
23 interest, security, or defense which may arise at home or
24 abroad during the current fiscal year, as authorized by
25 3 U.S.C. 108, \$1,000,000.

1 This title may be cited as the “Executive Office Ap-
2 propriations Act, 2002”.

3 TITLE IV—INDEPENDENT AGENCIES

4 COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE
5 BLIND OR SEVERELY DISABLED

6 SALARIES AND EXPENSES

7 For necessary expenses of the Committee for Pur-
8 chase From People Who Are Blind or Severely Disabled
9 established by Public Law 92–28, \$4,609,000.

10 FEDERAL ELECTION COMMISSION

11 SALARIES AND EXPENSES

12 For necessary expenses to carry out the provisions
13 of the Federal Election Campaign Act of 1971, as amend-
14 ed, \$43,223,000, of which no less than \$5,128,000 shall
15 be available for internal automated data processing sys-
16 tems, and of which not to exceed \$5,000 shall be available
17 for reception and representation expenses.

18 FEDERAL LABOR RELATIONS AUTHORITY

19 SALARIES AND EXPENSES

20 For necessary expenses to carry out functions of the
21 Federal Labor Relations Authority, pursuant to Reorga-
22 nization Plan Numbered 2 of 1978, and the Civil Service
23 Reform Act of 1978, including services authorized by 5
24 U.S.C. 3109, including hire of experts and consultants,
25 hire of passenger motor vehicles, and rental of conference

1 rooms in the District of Columbia and elsewhere,
2 \$26,378,000: *Provided*, That public members of the Fed-
3 eral Service Impasses Panel may be paid travel expenses
4 and per diem in lieu of subsistence as authorized by law
5 (5 U.S.C. 5703) for persons employed intermittently in
6 the Government service, and compensation as authorized
7 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
8 31 U.S.C. 3302, funds received from fees charged to non-
9 Federal participants at labor-management relations con-
10 ferences shall be credited to and merged with this account,
11 to be available without further appropriation for the costs
12 of carrying out these conferences.

13 GENERAL SERVICES ADMINISTRATION

14 REAL PROPERTY ACTIVITIES

15 FEDERAL BUILDINGS FUND

16 LIMITATIONS ON AVAILABILITY OF REVENUE

17 (INCLUDING TRANSFER OF FUNDS)

18 To carry out the purpose of the Fund established
19 pursuant to section 210(f) of the Federal Property and
20 Administrative Services Act of 1949, as amended (40
21 U.S.C. 490(f)), the revenues and collections deposited into
22 the Fund shall be available for necessary expenses of real
23 property management and related activities not otherwise
24 provided for, including operation, maintenance, and pro-
25 tection of federally owned and leased buildings; rental of
26 buildings in the District of Columbia; restoration of leased

1 premises; moving governmental agencies (including space
2 adjustments and telecommunications relocation expenses)
3 in connection with the assignment, allocation and transfer
4 of space; contractual services incident to cleaning or serv-
5 icing buildings, and moving; repair and alteration of feder-
6 ally owned buildings including grounds, approaches and
7 appurtenances; care and safeguarding of sites; mainte-
8 nance, preservation, demolition, and equipment; acquisi-
9 tion of buildings and sites by purchase, condemnation, or
10 as otherwise authorized by law; acquisition of options to
11 purchase buildings and sites; conversion and extension of
12 federally owned buildings; preliminary planning and de-
13 sign of projects by contract or otherwise; construction of
14 new buildings (including equipment for such buildings);
15 and payment of principal, interest, and any other obliga-
16 tions for public buildings acquired by installment purchase
17 and purchase contract; in the aggregate amount of
18 \$6,061,838,000 of which (1) \$328,816,000 shall remain
19 available until expended for construction (including funds
20 for sites and expenses and associated design and construc-
21 tion services) of additional projects at the following loca-
22 tions:

23 New Construction:

24 Alabama:

25 Mobile, U.S. Courthouse, \$11,290,000

1 Arkansas:

2 Little Rock, U.S. Courthouse Annex,
3 \$5,022,000

4 California:

5 Fresno, U.S. Courthouse, \$121,225,000

6 District of Columbia:

7 Washington, U.S. Courthouse Annex,
8 \$6,595,000

9 Washington, Southeast Federal Center
10 Site Remediation, \$5,000,000

11 Florida:

12 Miami, U.S. Courthouse, \$15,000,000

13 Orlando, U.S. Courthouse, \$4,000,000

14 Illinois:

15 Rockford, U.S. Courthouse, \$4,933,000

16 Maine:

17 Jackman, Border Station, \$868,000

18 Maryland:

19 Montgomery County, FDA Consolidation,
20 \$9,060,000

21 Prince Georges County, National Center
22 for Environmental Prediction, \$3,000,000

23 Suitland, U.S. Census Bureau, \$2,813,000

24 Suitland, National Oceanic and Atmos-
25 pheric Administration II, \$34,083,000

1 Massachusetts:

2 Springfield, U.S. Courthouse, \$6,473,000

3 Michigan:

4 Detroit, Ambassador Bridge Border Sta-
5 tion, \$9,470,000

6 Montana:

7 Raymond, Border Station, \$693,000

8 New Mexico:

9 Las Cruces, U.S. Courthouse, \$4,110,000

10 New York:

11 Brooklyn, U.S. Courthouse Annex—GPO,
12 \$3,361,000

13 Buffalo, U.S. Courthouse Annex, \$716,000

14 Champlain, Border Station, \$500,000

15 New York, U.S. Mission to the United Na-
16 tions, \$4,617,000

17 Oregon:

18 Eugene, U.S. Courthouse, \$4,470,000

19 Pennsylvania:

20 Erie, U.S. Courthouse Annex, \$30,739,000

21 Texas:

22 Del Rio III, Border Station, \$1,869,000

23 Eagle Pass, Border Station, \$2,256,000

24 El Paso, U.S. Courthouse, \$11,193,000

25 Fort Hancock, Border Station, \$2,183,000

1 Houston, Federal Bureau of Investigation,
2 \$6,268,000

3 Virginia:

4 Norfolk, U.S. Courthouse Annex,
5 \$11,609,000

6 Nationwide:

7 Non-prospectus Construction: \$5,400,000:

8 *Provided*, That funding for any project identified above
9 may be exceeded to the extent that savings are effected
10 in other such projects, but not to exceed 10 percent of
11 the amounts included in an approved prospectus, if re-
12 quired, unless advance approval is obtained from the Com-
13 mittees on Appropriations of a greater amount: *Provided*
14 *further*, That all funds for direct construction projects
15 shall expire on September 30, 2003, and remain in the
16 Federal Buildings Fund except for funds for projects as
17 to which funds for design or other funds have been obli-
18 gated in whole or in part prior to such date; (2)
19 \$826,676,000 shall remain available until expended for re-
20 pairs and alterations which includes associated design and
21 construction services: *Provided further*, That funds in the
22 Federal Buildings Fund for Repairs and Alterations shall,
23 for prospectus projects, be limited to the amount by
24 project, as follows, except each project may be increased
25 by an amount not to exceed 10 percent unless advance

1 approval is obtained from the Committees on Appropria-
2 tions of a greater amount:

3 Repairs and Alterations:

4 California:

5 Laguna Niguel, Chet Holifield Federal
6 Building, \$11,711,000

7 San Diego, Edward J. Schwartz Federal
8 Building, U.S. Courthouse, \$13,070,000

9 Colorado:

10 Lakewood, Denver Federal Center, Build-
11 ing 67, \$8,484,000

12 District of Columbia:

13 Washington, 320 First Street Federal
14 Building, \$8,260,000

15 Washington, Internal Revenue Service
16 Main Building, Phase 2, \$20,391,000

17 Washington, Main Interior Building,
18 \$22,739,000

19 Washington, Main Justice Building, Phase
20 3, \$45,974,000

21 Florida:

22 Jacksonville, Charles E. Bennett Federal
23 Building, \$23,552,000

24 Tallahassee, U.S. Courthouse, \$4,894,000

25 Illinois:

1 Chicago, Federal Building, 536 South
2 Clark Street, \$60,073,000

3 Chicago, Harold Washington Social Secu-
4 rity Center, \$13,692,000

5 Chicago, John C. Kluczynski Federal
6 Building, \$12,725,000

7 Iowa:

8 Des Moines, 210 Walnut Street Federal
9 Building, \$11,992,000

10 Missouri:

11 St. Louis, Federal Building 104/105 Good-
12 fellow, \$20,212,000

13 New Jersey:

14 Newark, Peter W. Rodino Federal Build-
15 ing, \$5,295,000

16 Nevada:

17 Las Vegas, Foley Federal Building—U.S.
18 Courthouse, \$26,978,000

19 Ohio:

20 Cleveland, Anthony J. Celebrezze Federal
21 Building, \$22,986,000

22 Cleveland, Howard M. Metzenbaum U.S.
23 Courthouse, \$27,856,000

24 Oklahoma:

1 Muskogee, Federal Building—U.S. Court-
2 house, \$8,214,000

3 Oregon:

4 Portland, Pioneer Courthouse,
5 \$16,629,000

6 Rhode Island:

7 Providence, U.S. Federal Building and
8 Courthouse, \$5,039,000

9 Wisconsin:

10 Milwaukee, Federal Building—U.S. Court-
11 house, \$10,015,000

12 Nationwide:

13 Design Program, \$33,657,000

14 Heating, Ventilation and Air Conditioning
15 Modernization—Various Buildings, \$6,650,000

16 Transformers—Various Buildings,
17 \$15,588,000

18 Basic Repairs and Alterations,
19 \$370,000,000:

20 *Provided further*, That additional projects for which
21 prospectuses have been fully approved may be funded
22 under this category only if advance notice is transmitted
23 to the Committees on Appropriations: *Provided further*,
24 That the amounts provided in this or any prior Act for
25 “Repairs and Alterations” may be used to fund costs asso-

1 ciated with implementing security improvements to build-
2 ings necessary to meet the minimum standards for secu-
3 rity in accordance with current law and in compliance with
4 the reprogramming guidelines of the appropriate Commit-
5 tees of the House and Senate: *Provided further*, That the
6 difference between the funds appropriated and expended
7 on any projects in this or any prior Act, under the heading
8 “Repairs and Alterations”, may be transferred to Basic
9 Repairs and Alterations or used to fund authorized in-
10 creases in prospectus projects: *Provided further*, That all
11 funds for repairs and alterations prospectus projects shall
12 expire on September 30, 2003, and remain in the Federal
13 Buildings Fund except funds for projects as to which
14 funds for design or other funds have been obligated in
15 whole or in part prior to such date: *Provided further*, That
16 the amount provided in this or any prior Act for Basic
17 Repairs and Alterations may be used to pay claims against
18 the Government arising from any projects under the head-
19 ing “Repairs and Alterations” or used to fund authorized
20 increases in prospectus projects; (3) \$186,427,000 for in-
21 stallment acquisition payments including payments on
22 purchase contracts which shall remain available until ex-
23 pended; (4) \$2,959,550,000 for rental of space which shall
24 remain available until expended; and (5) \$1,760,369,000
25 for building operations which shall remain available until

1 expended: *Provided further*, That funds available to the
2 General Services Administration shall not be available for
3 expenses of any construction, repair, alteration and acqui-
4 sition project for which a prospectus, if required by the
5 Public Buildings Act of 1959, as amended, has not been
6 approved, except that necessary funds may be expended
7 for each project for required expenses for the development
8 of a proposed prospectus: *Provided further*, That funds
9 available in the Federal Buildings Fund may be expended
10 for emergency repairs when advance approval is obtained
11 from the Committees on Appropriations: *Provided further*,
12 That amounts necessary to provide reimbursable special
13 services to other agencies under section 210(f)(6) of the
14 Federal Property and Administrative Services Act of
15 1949, as amended (40 U.S.C. 490(f)(6)) and amounts to
16 provide such reimbursable fencing, lighting, guard booths,
17 and other facilities on private or other property not in
18 Government ownership or control as may be appropriate
19 to enable the United States Secret Service to perform its
20 protective functions pursuant to 18 U.S.C. 3056, shall be
21 available from such revenues and collections: *Provided fur-*
22 *ther*, That revenues and collections and any other sums
23 accruing to this Fund during fiscal year 2002, excluding
24 reimbursements under section 210(f)(6) of the Federal
25 Property and Administrative Services Act of 1949 (40

1 U.S.C. 490(f)(6)) in excess of \$6,061,838,000 shall re-
2 main in the Fund and shall not be available for expendi-
3 ture except as authorized in appropriations Acts.

4 GENERAL ACTIVITIES

5 POLICY AND OPERATIONS

6 For expenses authorized by law, not otherwise pro-
7 vided for, for Government-wide policy and oversight activi-
8 ties associated with asset management activities; utiliza-
9 tion and donation of surplus personal property; transpor-
10 tation; procurement and supply; Government-wide respon-
11 sibilities relating to automated data management, tele-
12 communications, information resources management, and
13 related technology activities; utilization survey, deed com-
14 pliance inspection, appraisal, environmental and cultural
15 analysis, and land use planning functions pertaining to ex-
16 cess and surplus real property; agency-wide policy direc-
17 tion; Board of Contract Appeals; accounting, records man-
18 agement, and other support services incident to adjudica-
19 tion of Indian Tribal Claims by the United States Court
20 of Federal Claims; services as authorized by 5 U.S.C.
21 3109; and not to exceed \$7,500 for official reception and
22 representation expenses, \$137,515,000, of which
23 \$25,887,000 shall remain available until expended.

24 OFFICE OF INSPECTOR GENERAL

25 For necessary expenses of the Office of Inspector
26 General and services authorized by 5 U.S.C. 3109,

1 \$36,290,000: *Provided*, That not to exceed \$15,000 shall
2 be available for payment for information and detection of
3 fraud against the Government, including payment for re-
4 covery of stolen Government property: *Provided further*,
5 That not to exceed \$2,500 shall be available for awards
6 to employees of other Federal agencies and private citizens
7 in recognition of efforts and initiatives resulting in en-
8 hanced Office of Inspector General effectiveness.

9 ELECTRONIC GOVERNMENT FUND

10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses in support of interagency
12 projects that enable the Federal Government to expand
13 its ability to conduct activities electronically, through the
14 development and implementation of innovative uses of the
15 Internet and other electronic methods, \$5,000,000 to re-
16 main available until expended: *Provided*, That these funds
17 may be transferred to Federal agencies to carry out the
18 purposes of the Fund: *Provided further*, That this transfer
19 authority shall be in addition to any other transfer author-
20 ity provided in this Act: *Provided further*, That such trans-
21 fers may not be made until 10 days after a proposed
22 spending plan and justification for each project to be un-
23 dertaken has been submitted to the House Committee on
24 Appropriations.

1 ALLOWANCES AND OFFICE STAFF FOR FORMER
2 PRESIDENTS
3 (INCLUDING TRANSFER OF FUNDS)

4 For carrying out the provisions of the Act of August
5 25, 1958, as amended (3 U.S.C. 102 note), and Public
6 Law 95–138, \$3,196,000: *Provided*, That the Adminis-
7 trator of General Services shall transfer to the Secretary
8 of the Treasury such sums as may be necessary to carry
9 out the provisions of such Acts.

10 GENERAL SERVICES ADMINISTRATION—GENERAL
11 PROVISIONS

12 SEC. 401. The appropriate appropriation or fund
13 available to the General Services Administration shall be
14 credited with the cost of operation, protection, mainte-
15 nance, upkeep, repair, and improvement, included as part
16 of rentals received from Government corporations pursu-
17 ant to law (40 U.S.C. 129).

18 SEC. 402. Funds available to the General Services
19 Administration shall be available for the hire of passenger
20 motor vehicles.

21 SEC. 403. Funds in the Federal Buildings Fund
22 made available for fiscal year 2002 for Federal Buildings
23 Fund activities may be transferred between such activities
24 only to the extent necessary to meet program require-

1 ments: *Provided*, That any proposed transfers shall be ap-
2 proved in advance by the Committees on Appropriations.

3 SEC. 404. No funds made available by this Act shall
4 be used to transmit a fiscal year 2003 request for United
5 States Courthouse construction that: (1) does not meet
6 the design guide standards for construction as established
7 and approved by the General Services Administration, the
8 Judicial Conference of the United States, and the Office
9 of Management and Budget; and (2) does not reflect the
10 priorities of the Judicial Conference of the United States
11 as set out in its approved 5-year construction plan: *Pro-*
12 *vided*, That the fiscal year 2003 request shall be accom-
13 panied by a standardized courtroom utilization study of
14 each facility to be constructed, replaced, or expanded.

15 SEC. 405. None of the funds provided in this Act may
16 be used to increase the amount of occupiable square feet,
17 provide cleaning services, security enhancements, or any
18 other service usually provided through the Federal Build-
19 ings Fund, to any agency that does not pay the rate per
20 square foot assessment for space and services as deter-
21 mined by the General Services Administration in compli-
22 ance with the Public Buildings Amendments Act of 1972
23 (Public Law 92-313).

24 SEC. 406. Funds provided to other Government agen-
25 cies by the Information Technology Fund, General Serv-

ices Administration, under section 110 of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 757) and sections 5124(b) and 5128 of the Clinger-Cohen Act of 1996 (40 U.S.C. 1424(b) and 1428), for performance of pilot information technology projects which have potential for Government-wide benefits and savings, may be repaid to this Fund from any savings actually incurred by these projects or other funding, to the extent feasible.

SEC. 407. From funds made available under the heading "Federal Buildings Fund, Limitations on Availability of Revenue", claims against the Government of less than \$250,000 arising from direct construction projects and acquisition of buildings may be liquidated from savings effected in other construction projects with prior notification to the Committees on Appropriations.

SEC. 408. The amount expended by the General Services Administration during fiscal year 2002 for the purchase of alternative fuel vehicles shall be at least \$5,000,000 more than the amount expended during fiscal year 2001 for such purpose.

MERIT SYSTEMS PROTECTION BOARD

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

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

1 tion Plan Numbered 2 of 1978 and the Civil Service Re-
2 form Act of 1978, including services as authorized by 5
3 U.S.C. 3109, rental of conference rooms in the District
4 of Columbia and elsewhere, hire of passenger motor vehi-
5 cles, and direct procurement of survey printing,
6 \$30,375,000 together with not to exceed \$2,520,000 for
7 administrative expenses to adjudicate retirement appeals
8 to be transferred from the Civil Service Retirement and
9 Disability Fund in amounts determined by the Merit Sys-
10 tems Protection Board.

11 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
12 NATIONAL ENVIRONMENTAL POLICY FOUNDATION
13 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
14 NATIONAL ENVIRONMENTAL POLICY TRUST FUND

15 For payment to the Morris K. Udall Scholarship and
16 Excellence in National Environmental Policy Trust Fund,
17 pursuant to the Morris K. Udall Scholarship and Excel-
18 lence in National Environmental and Native American
19 Public Policy Act of 1992 (20 U.S.C. 5601 et. seq.),
20 \$2,500,000, to remain available until expended: *Provided*,
21 That up to 60 percent of such funds may be transferred
22 by the Morris K. Udall Scholarship and Excellence in Na-
23 tional Environmental Policy Foundation for the necessary
24 expenses of the Native Nations Institute: *Provided further*,
25 That not later than 90 days after the date of the enact-

1 ment of this Act, the Morris K. Udall Scholarship and Ex-
2 cellence in National Environmental Policy Foundation
3 shall submit to the House Committee on Appropriations
4 a report describing the distribution of such funds.

5 ENVIRONMENTAL DISPUTE RESOLUTION FUND

6 For payment to the Environmental Dispute Resolu-
7 tion Fund to carry out activities authorized in the Envi-
8 ronmental Policy and Conflict Resolution Act of 1998,
9 \$1,309,000, to remain available until expended.

10 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

11 OPERATING EXPENSES

12 For necessary expenses in connection with the admin-
13 istration of the National Archives (including the Informa-
14 tion Security Oversight Office) and archived Federal
15 records and related activities, as provided by law, and for
16 expenses necessary for the review and declassification of
17 documents, and for the hire of passenger motor vehicles,
18 \$243,547,000: *Provided*, That the Archivist of the United
19 States is authorized to use any excess funds available from
20 the amount borrowed for construction of the National Ar-
21 chives facility, for expenses necessary to provide adequate
22 storage for holdings: *Provided further*, That of the funds
23 made available, \$22,302,000 is for the electronic records
24 archive, \$16,337,000 of which shall be available until Sep-
25 tember 30, 2004.

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, \$10,643,000, to remain available until expended.

5 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

6 COMMISSION

7 GRANTS PROGRAM

8 For necessary expenses for allocations and grants for
9 historical publications and records as authorized by 44
10 U.S.C. 2504, as amended, \$10,000,000, to remain avail-
11 able until expended.

12 OFFICE OF GOVERNMENT ETHICS

13 SALARIES AND EXPENSES

14 For necessary expenses to carry out functions of the
15 Office of Government Ethics pursuant to the Ethics in
16 Government Act of 1978, as amended and the Ethics Re-
17 form Act of 1989, including services as authorized by 5
18 U.S.C. 3109, rental of conference rooms in the District
19 of Columbia and elsewhere, hire of passenger motor vehi-
20 cles, and not to exceed \$1,500 for official reception and
21 representation expenses, \$10,060,000.

22 OFFICE OF PERSONNEL MANAGEMENT

23 SALARIES AND EXPENSES

24 (INCLUDING TRANSFER OF TRUST FUNDS)

25 For necessary expenses to carry out functions of the
26 Office of Personnel Management pursuant to Reorganiza-

1 tion Plan Numbered 2 of 1978 and the Civil Service Re-
2 form Act of 1978, including services as authorized by 5
3 U.S.C. 3109; medical examinations performed for veterans
4 by private physicians on a fee basis; rental of conference
5 rooms in the District of Columbia and elsewhere; hire of
6 passenger motor vehicles; not to exceed \$2,500 for official
7 reception and representation expenses; advances for reim-
8 bursements to applicable funds of the Office of Personnel
9 Management and the Federal Bureau of Investigation for
10 expenses incurred under Executive Order No. 10422 of
11 January 9, 1953, as amended; and payment of per diem
12 and/or subsistence allowances to employees where Voting
13 Rights Act activities require an employee to remain over-
14 night at his or her post of duty, \$99,036,000, of which
15 \$3,200,000 shall remain available until expended for the
16 cost of the governmentwide human resources data network
17 project; and in addition \$115,928,000 for administrative
18 expenses, to be transferred from the appropriate trust
19 funds of the Office of Personnel Management without re-
20 gard to other statutes, including direct procurement of
21 printed materials, for the retirement and insurance pro-
22 grams, of which \$21,777,000 shall remain available until
23 expended for the cost of automating the retirement record-
24 keeping systems: *Provided*, That the provisions of this ap-
25 propriation shall not affect the authority to use applicable

1 trust funds as provided by sections 8348(a)(1)(B),
2 8909(g), and 9004(f)(1)(A) and (2)(A) of title 5, United
3 States Code: *Provided further*, That no part of this appro-
4 priation shall be available for salaries and expenses of the
5 Legal Examining Unit of the Office of Personnel Manage-
6 ment established pursuant to Executive Order No. 9358
7 of July 1, 1943, or any successor unit of like purpose:
8 *Provided further*, That the President's Commission on
9 White House Fellows, established by Executive Order No.
10 11183 of October 3, 1964, may, during fiscal year 2002,
11 accept donations of money, property, and personal services
12 in connection with the development of a publicity brochure
13 to provide information about the White House Fellows, ex-
14 cept that no such donations shall be accepted for travel
15 or reimbursement of travel expenses, or for the salaries
16 of employees of such Commission.

17 OFFICE OF INSPECTOR GENERAL

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFER OF TRUST FUNDS)

20 For necessary expenses of the Office of Inspector
21 General in carrying out the provisions of the Inspector
22 General Act, as amended, including services as authorized
23 by 5 U.S.C. 3109, hire of passenger motor vehicles,
24 \$1,398,000; and in addition, not to exceed \$10,016,000
25 for administrative expenses to audit, investigate, and pro-
26 vide other oversight of the Office of Personnel Manage-

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

7 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES

8 HEALTH BENEFITS

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

14 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE

15 LIFE INSURANCE

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

20 PAYMENT TO CIVIL SERVICE RETIREMENT AND

21 DISABILITY FUND

22 For financing the unfunded liability of new and in-
23 creased annuity benefits becoming effective on or after Oc-
24 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
25 nualities under special Acts to be credited to the Civil Serv-
26 ice Retirement and Disability Fund, such sums as may

1 be necessary: *Provided*, That annuities authorized by the
2 Act of May 29, 1944, as amended, and the Act of August
3 19, 1950, as amended (33 U.S.C. 771–775), may here-
4 after be paid out of the Civil Service Retirement and Dis-
5 ability Fund.

6 OFFICE OF SPECIAL COUNSEL

7 SALARIES AND EXPENSES

8 For necessary expenses to carry out functions of the
9 Office of Special Counsel pursuant to Reorganization Plan
10 Numbered 2 of 1978, the Civil Service Reform Act of
11 1978 (Public Law 95–454), the Whistleblower Protection
12 Act of 1989 (Public Law 101–12), Public Law 103–424,
13 and the Uniformed Services Employment and Reemploy-
14 ment Act of 1994 (Public Law 103–353), including serv-
15 ices as authorized by 5 U.S.C. 3109, payment of fees and
16 expenses for witnesses, rental of conference rooms in the
17 District of Columbia and elsewhere, and hire of passenger
18 motor vehicles; \$11,823,000.

19 UNITED STATES TAX COURT

20 SALARIES AND EXPENSES

21 For necessary expenses, including contract reporting
22 and other services as authorized by 5 U.S.C. 3109,
23 \$37,621,000: *Provided*, That travel expenses of the judges
24 shall be paid upon the written certificate of the judge.

1 This title may be cited as the “Independent Agencies
2 Appropriations Act, 2002”.

3 TITLE V—GENERAL PROVISIONS

4 THIS ACT

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

8 SEC. 502. The expenditure of any appropriation
9 under this Act for any consulting service through procure-
10 ment contract, pursuant to 5 U.S.C. 3109, shall be limited
11 to those contracts where such expenditures are a matter
12 of public record and available for public inspection, except
13 where otherwise provided under existing law, or under ex-
14 isting Executive order issued pursuant to existing law.

15 SEC. 503. None of the funds made available by this
16 Act shall be available for any activity or for paying the
17 salary of any Government employee where funding an ac-
18 tivity or paying a salary to a Government employee would
19 result in a decision, determination, rule, regulation, or pol-
20 icy that would prohibit the enforcement of section 307 of
21 the Tariff Act of 1930.

22 SEC. 504. None of the funds made available by this
23 Act shall be available in fiscal year 2002 for the purpose
24 of transferring control over the Federal Law Enforcement

1 Training Center located at Glynco, Georgia, and Artesia,
2 New Mexico, out of the Department of the Treasury.

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

16 SEC. 506. No funds appropriated pursuant to this
17 Act may be expended by an entity unless the entity agrees
18 that in expending the assistance the entity will comply
19 with sections 2 through 4 of the Act of March 3, 1933
20 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
21 ican Act”).

22 SEC. 507. (a) PURCHASE OF AMERICAN-MADE
23 EQUIPMENT AND PRODUCTS.—In the case of any equip-
24 ment or products that may be authorized to be purchased
25 with financial assistance provided under this Act, it is the

1 sense of the Congress that entities receiving such assist-
2 ance should, in expending the assistance, purchase only
3 American-made equipment and products.

4 (b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In
5 providing financial assistance under this Act, the Sec-
6 retary of the Treasury shall provide to each recipient of
7 the assistance a notice describing the statement made in
8 subsection (a) by the Congress.

9 SEC. 508. If it has been finally determined by a court
10 or Federal agency that any person intentionally affixed a
11 label bearing a “Made in America” inscription, or any in-
12 scription with the same meaning, to any product sold in
13 or shipped to the United States that is not made in the
14 United States, such person shall be ineligible to receive
15 any contract or subcontract made with funds provided
16 pursuant to this Act, pursuant to the debarment, suspen-
17 sion, and ineligibility procedures described in sections
18 9.400 through 9.409 of title 48, Code of Federal Regula-
19 tions.

20 SEC. 509. No funds appropriated by this Act shall
21 be available to pay for an abortion, or the administrative
22 expenses in connection with any health plan under the
23 Federal employees health benefit program which provides
24 any benefits or coverage for abortions.

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

5 SEC. 511. Except as otherwise specifically provided
6 by law, not to exceed 50 percent of unobligated balances
7 remaining available at the end of fiscal year 2002 from
8 appropriations made available for salaries and expenses
9 for fiscal year 2002 in this Act, shall remain available
10 through September 30, 2003, for each such account for
11 the purposes authorized: *Provided*, That a request shall
12 be submitted to the Committees on Appropriations for ap-
13 proval prior to the expenditure of such funds: *Provided*
14 *further*, That these requests shall be made in compliance
15 with reprogramming guidelines.

16 SEC. 512. None of the funds made available in this
17 Act may be used by the Executive Office of the President
18 to request from the Federal Bureau of Investigation any
19 official background investigation report on any individual,
20 except when—

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

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

3 SEC. 513. The cost accounting standards promul-
4 gated under section 26 of the Office of Federal Procure-
5 ment Policy Act (Public Law 93–400; 41 U.S.C. 422)
6 shall not apply with respect to a contract under the Fed-
7 eral Employees Health Benefits Program established
8 under chapter 89 of title 5, United States Code.

9 SEC. 514. For the purpose of resolving litigation and
10 implementing any settlement agreements regarding the
11 nonforeign area cost-of-living allowance program, the Of-
12 fice of Personnel Management may accept and utilize
13 (without regard to any restriction on unanticipated travel
14 expenses imposed in an Appropriations Act) funds made
15 available to the Office pursuant to court approval.

16 SEC. 515. None of the funds made available in this
17 Act may be used to pay the salary of any officer or em-
18 ployee of the Office of Management and Budget who
19 makes apportionments under subchapter II of chapter 15
20 of title 31, United States code, that prevent the expendi-
21 ture or obligation by December 31, 2001, of at least 75
22 percent of the appropriations made for fiscal year 2002
23 to carry out the Agricultural Trade Development and As-
24 sistance Act of 1954 (7 U.S.C. 1691 et seq.), the Food
25 for Progress Act of 1985 (7 U.S.C. 1736o), and section

1 416(b) of the Agricultural Act of 1949 (7 U.S.C.
2 1431(b)).

3 TITLE VI—GENERAL PROVISIONS

4 DEPARTMENTS, AGENCIES, AND CORPORATIONS

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

9 SEC. 602. No department, agency, or instrumentality
10 of the United States receiving appropriated funds under
11 this or any other Act for fiscal year 2002 shall obligate
12 or expend any such funds, unless such department, agen-
13 cy, or instrumentality has in place, and will continue to
14 administer in good faith, a written policy designed to en-
15 sure that all of its workplaces are free from the illegal
16 use, possession, or distribution of controlled substances
17 (as defined in the Controlled Substances Act) by the offi-
18 cers and employees of such department, agency, or instru-
19 mentality.

20 SEC. 603. Unless otherwise specifically provided, the
21 maximum amount allowable during the current fiscal year
22 in accordance with section 16 of the Act of August 2, 1946
23 (60 Stat. 810), for the purchase of any passenger motor
24 vehicle (exclusive of buses, ambulances, law enforcement,
25 and undercover surveillance vehicles), is hereby fixed at

1 \$8,100 except station wagons for which the maximum
2 shall be \$9,100: *Provided*, That these limits may be ex-
3 ceeded by not to exceed \$3,700 for police-type vehicles,
4 and by not to exceed \$4,000 for special heavy-duty vehi-
5 cles: *Provided further*, That the limits set forth in this sec-
6 tion may not be exceeded by more than 5 percent for elec-
7 tric or hybrid vehicles purchased for demonstration under
8 the provisions of the Electric and Hybrid Vehicle Re-
9 search, Development, and Demonstration Act of 1976:
10 *Provided further*, That the limits set forth in this section
11 may be exceeded by the incremental cost of clean alter-
12 native fuels vehicles acquired pursuant to Public Law
13 101–549 over the cost of comparable conventionally fueled
14 vehicles.

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

21 SEC. 605. Unless otherwise specified during the cur-
22 rent fiscal year, no part of any appropriation contained
23 in this or any other Act shall be used to pay the compensa-
24 tion of any officer or employee of the Government of the
25 United States (including any agency the majority of the

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

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

13 SEC. 606. Appropriations available to any depart-
14 ment or agency during the current fiscal year for nec-
15 essary expenses, including maintenance or operating ex-
16 penses, shall also be available for payment to the General
17 Services Administration for charges for space and services
18 and those expenses of renovation and alteration of build-
19 ings and facilities which constitute public improvements
20 performed in accordance with the Public Buildings Act of
21 1959 (73 Stat. 749), the Public Buildings Amendments
22 of 1972 (87 Stat. 216), or other applicable law.

23 SEC. 607. In addition to funds provided in this or
24 any other Act, all Federal agencies are authorized to re-
25 ceive and use funds resulting from the sale of materials,

1 including Federal records disposed of pursuant to a
2 records schedule recovered through recycling or waste pre-
3 vention programs. Such funds shall be available until ex-
4 pended for the following purposes:

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

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

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

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

1 Act by which they are made available: *Provided*, That in
2 the event any functions budgeted as administrative ex-
3 penses are subsequently transferred to or paid from other
4 funds, the limitations on administrative expenses shall be
5 correspondingly reduced.

6 SEC. 609. No part of any appropriation contained in
7 this or any other Act shall be available for interagency
8 financing of boards (except Federal Executive Boards),
9 commissions, councils, committees, or similar groups
10 (whether or not they are interagency entities) which do
11 not have a prior and specific statutory approval to receive
12 financial support from more than one agency or instru-
13 mentality.

14 SEC. 610. Funds made available by this or any other
15 Act to the Postal Service Fund (39 U.S.C. 2003) shall
16 be available for employment of guards for all buildings and
17 areas owned or occupied by the Postal Service and under
18 the charge and control of the Postal Service, and such
19 guards shall have, with respect to such property, the pow-
20 ers of special policemen provided by the first section of
21 the Act of June 1, 1948, as amended (62 Stat. 281; 40
22 U.S.C. 318), and, as to property owned or occupied by
23 the Postal Service, the Postmaster General may take the
24 same actions as the Administrator of General Services
25 may take under the provisions of sections 2 and 3 of the

1 Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C.
2 318a and 318b), attaching thereto penal consequences
3 under the authority and within the limits provided in sec-
4 tion 4 of the Act of June 1, 1948, as amended (62 Stat.
5 281; 40 U.S.C. 318c).

6 SEC. 611. None of the funds made available pursuant
7 to the provisions of this Act shall be used to implement,
8 administer, or enforce any regulation which has been dis-
9 approved pursuant to a resolution of disapproval duly
10 adopted in accordance with the applicable law of the
11 United States.

12 SEC. 612. (a) Notwithstanding any other provision
13 of law, and except as otherwise provided in this section,
14 no part of any of the funds appropriated for fiscal year
15 2002, by this or any other Act, may be used to pay any
16 prevailing rate employee described in section
17 5342(a)(2)(A) of title 5, United States Code—

18 (1) during the period from the date of expira-
19 tion of the limitation imposed by section 613 of the
20 Treasury and General Government Appropriations
21 Act, 2001, until the normal effective date of the ap-
22 plicable wage survey adjustment that is to take ef-
23 fect in fiscal year 2002, in an amount that exceeds
24 the rate payable for the applicable grade and step of

1 the applicable wage schedule in accordance with
2 such section 613; and

3 (2) during the period consisting of the remain-
4 der of fiscal year 2002, in an amount that exceeds,
5 as a result of a wage survey adjustment, the rate
6 payable under paragraph (1) by more than the sum
7 of—

8 (A) the percentage adjustment taking ef-
9 fect in fiscal year 2002 under section 5303 of
10 title 5, United States Code, in the rates of pay
11 under the General Schedule; and

12 (B) the difference between the overall aver-
13 age percentage of the locality-based com-
14 parability payments taking effect in fiscal year
15 2002 under section 5304 of such title (whether
16 by adjustment or otherwise), and the overall av-
17 erage percentage of such payments which was
18 effective in fiscal year 2001 under such section.

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

1 be payable under subsection (a) were subsection (a) appli-
2 cable to such employee.

3 (c) For the purposes of this section, the rates payable
4 to an employee who is covered by this section and who
5 is paid from a schedule not in existence on September 30,
6 2001, shall be determined under regulations prescribed by
7 the Office of Personnel Management.

8 (d) Notwithstanding any other provision of law, rates
9 of premium pay for employees subject to this section may
10 not be changed from the rates in effect on September 30,
11 2001, except to the extent determined by the Office of
12 Personnel Management to be consistent with the purpose
13 of this section.

14 (e) This section shall apply with respect to pay for
15 service performed after September 30, 2001.

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

24 (g) Nothing in this section shall be considered to per-
25 mit or require the payment to any employee covered by

1 this section at a rate in excess of the rate that would be
2 payable were this section not in effect.

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

8 SEC. 613. During the period in which the head of
9 any department or agency, or any other officer or civilian
10 employee of the Government appointed by the President
11 of the United States, holds office, no funds may be obli-
12 gated or expended in excess of \$5,000 to furnish or re-
13 decorate the office of such department head, agency head,
14 officer, or employee, or to purchase furniture or make im-
15 provements for any such office, unless advance notice of
16 such furnishing or redecoration is expressly approved by
17 the Committees on Appropriations. For the purposes of
18 this section, the word "office" shall include the entire suite
19 of offices assigned to the individual, as well as any other
20 space used primarily by the individual or the use of which
21 is directly controlled by the individual.

22 SEC. 614. Notwithstanding any other provision of
23 law, no executive branch agency shall purchase, construct,
24 and/or lease any additional facilities, except within or con-
25 tiguous to existing locations, to be used for the purpose

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

8 SEC. 615. Notwithstanding section 1346 of title 31,
9 United States Code, or section 609 of this Act, funds
10 made available for fiscal year 2002 by this or any other
11 Act shall be available for the interagency funding of na-
12 tional security and emergency preparedness telecommuni-
13 cations initiatives which benefit multiple Federal depart-
14 ments, agencies, or entities, as provided by Executive
15 Order No. 12472 (April 3, 1984).

16 SEC. 616. (a) None of the funds appropriated by this
17 or any other Act may be obligated or expended by any
18 Federal department, agency, or other instrumentality for
19 the salaries or expenses of any employee appointed to a
20 position of a confidential or policy-determining character
21 excepted from the competitive service pursuant to section
22 3302 of title 5, United States Code, without a certification
23 to the Office of Personnel Management from the head of
24 the Federal department, agency, or other instrumentality
25 employing the Schedule C appointee that the Schedule C

1 position was not created solely or primarily in order to
2 detail the employee to the White House.

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

6 (1) the Central Intelligence Agency;

7 (2) the National Security Agency;

8 (3) the Defense Intelligence Agency;

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

12 (5) the Bureau of Intelligence and Research of
13 the Department of State;

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

21 (7) the Director of Central Intelligence.

22 SEC. 617. No department, agency, or instrumentality
23 of the United States receiving appropriated funds under
24 this or any other Act for fiscal year 2002 shall obligate
25 or expend any such funds, unless such department, agen-

1 cy, or instrumentality has in place, and will continue to
2 administer in good faith, a written policy designed to en-
3 sure that all of its workplaces are free from discrimination
4 and sexual harassment and that all of its workplaces are
5 not in violation of title VII of the Civil Rights Act of 1964,
6 as amended, the Age Discrimination in Employment Act
7 of 1967, and the Rehabilitation Act of 1973.

8 SEC. 618. None of the funds made available in this
9 Act for the United States Customs Service may be used
10 to allow the importation into the United States of any
11 good, ware, article, or merchandise mined, produced, or
12 manufactured by forced or indentured child labor, as de-
13 termined pursuant to section 307 of the Tariff Act of
14 1930 (19 U.S.C. 1307).

15 SEC. 619. No part of any appropriation contained in
16 this or any other Act shall be available for the payment
17 of the salary of any officer or employee of the Federal
18 Government, who—

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

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

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

21 SEC. 620. (a) None of the funds made available in
22 this or any other Act may be obligated or expended for
23 any employee training that—

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

4 (2) contains elements likely to induce high lev-
5 els of emotional response or psychological stress in
6 some participants;

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

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

15 (5) is offensive to, or designed to change, par-
16 ticipants’ personal values or lifestyle outside the
17 workplace.

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

21 SEC. 621. No funds appropriated in this or any other
22 Act may be used to implement or enforce the agreements
23 in Standard Forms 312 and 4414 of the Government or
24 any other nondisclosure policy, form, or agreement if such
25 policy, form, or agreement does not contain the following

1 provisions: “These restrictions are consistent with and do
2 not supersede, conflict with, or otherwise alter the em-
3 ployee obligations, rights, or liabilities created by Execu-
4 tive Order No. 12958; section 7211 of title 5, U.S.C. (gov-
5 erning disclosures to Congress); section 1034 of title 10,
6 United States Code, as amended by the Military Whistle-
7 blower Protection Act (governing disclosure to Congress
8 by members of the military); section 2302(b)(8) of title
9 5, United States Code, as amended by the Whistleblower
10 Protection Act (governing disclosures of illegality, waste,
11 fraud, abuse or public health or safety threats); the Intel-
12 ligence Identities Protection Act of 1982 (50 U.S.C. 421
13 et seq.) (governing disclosures that could expose confiden-
14 tial Government agents); and the statutes which protect
15 against disclosure that may compromise the national secu-
16 rity, including sections 641, 793, 794, 798, and 952 of
17 title 18, United States Code, and section 4(b) of the Sub-
18 versive Activities Act of 1950 (50 U.S.C. 783(b)). The
19 definitions, requirements, obligations, rights, sanctions,
20 and liabilities created by said Executive order and listed
21 statutes are incorporated into this agreement and are con-
22 trolling.”: *Provided*, That notwithstanding the preceding
23 paragraph, a nondisclosure policy form or agreement that
24 is to be executed by a person connected with the conduct
25 of an intelligence or intelligence-related activity, other

1 than an employee or officer of the United States Govern-
2 ment, may contain provisions appropriate to the particular
3 activity for which such document is to be used. Such form
4 or agreement shall, at a minimum, require that the person
5 will not disclose any classified information received in the
6 course of such activity unless specifically authorized to do
7 so by the United States Government. Such nondisclosure
8 forms shall also make it clear that they do not bar disclo-
9 sures to Congress or to an authorized official of an execu-
10 tive agency or the Department of Justice that are essential
11 to reporting a substantial violation of law.

12 SEC. 622. No part of any funds appropriated in this
13 or any other Act shall be used by an agency of the execu-
14 tive branch, other than for normal and recognized execu-
15 tive-legislative relationships, for publicity or propaganda
16 purposes, and for the preparation, distribution or use of
17 any kit, pamphlet, booklet, publication, radio, television or
18 film presentation designed to support or defeat legislation
19 pending before the Congress, except in presentation to the
20 Congress itself.

21 SEC. 623. None of the funds appropriated by this or
22 any other Act may be used by an agency to provide a Fed-
23 eral employee's home address to any labor organization
24 except when the employee has authorized such disclosure

1 or when such disclosure has been ordered by a court of
2 competent jurisdiction.

3 SEC. 624. None of the funds made available in this
4 Act or any other Act may be used to provide any non-
5 public information such as mailing or telephone lists to
6 any person or any organization outside of the Federal
7 Government without the approval of the Committees on
8 Appropriations.

9 SEC. 625. No part of any appropriation contained in
10 this or any other Act shall be used for publicity or propa-
11 ganda purposes within the United States not heretofore
12 authorized by the Congress.

13 SEC. 626. (a) In this section the term “agency”—

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

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

19 (3) shall not include the General Accounting
20 Office.

21 (b) Unless authorized in accordance with law or regu-
22 lations to use such time for other purposes, an employee
23 of an agency shall use official time in an honest effort
24 to perform official duties. An employee not under a leave
25 system, including a Presidential appointee exempted under

1 section 6301(2) of title 5, United States Code, has an obli-
2 gation to expend an honest effort and a reasonable propor-
3 tion of such employee's time in the performance of official
4 duties.

5 SEC. 627. Notwithstanding 31 U.S.C. 1346 and sec-
6 tion 609 of this Act, funds made available for fiscal year
7 2002 by this or any other Act to any department or agen-
8 cy, which is a member of the Joint Financial Management
9 Improvement Program (JFMIP), shall be available to fi-
10 nance an appropriate share of JFMIP administrative
11 costs, as determined by the JFMIP, but not to exceed a
12 total of \$800,000 including the salary of the Executive
13 Director and staff support.

14 SEC. 628. Notwithstanding 31 U.S.C. 1346 and sec-
15 tion 609 of this Act, the head of each Executive depart-
16 ment and agency is hereby authorized to transfer to the
17 "Policy and Operations" account, General Services Ad-
18 ministration, with the approval of the Director of the Of-
19 fice of Management and Budget, funds made available for
20 fiscal year 2002 by this or any other Act, including rebates
21 from charge card and other contracts. These funds shall
22 be administered by the Administrator of General Services
23 to support Government-wide financial, information tech-
24 nology, procurement, and other management innovations,
25 initiatives, and activities, as approved by the Director of

1 the Office of Management and Budget, in consultation
2 with the appropriate interagency groups designated by the
3 Director (including the Chief Financial Officers Council
4 and the Joint Financial Management Improvement Pro-
5 gram for financial management initiatives, the Chief In-
6 formation Officers Council for information technology ini-
7 tiatives, and the Procurement Executives Council for pro-
8 curement initiatives). The total funds transferred shall not
9 exceed \$17,000,000. Such transfers may only be made 15
10 days following notification of the Committees on Appro-
11 priations by the Director of the Office of Management and
12 Budget.

13 SEC. 629. (a) IN GENERAL.—In accordance with reg-
14 ulations promulgated by the Office of Personnel Manage-
15 ment, an Executive agency which provides or proposes to
16 provide child care services for Federal employees may use
17 appropriated funds (otherwise available to such agency for
18 salaries and expenses) to provide child care, in a Federal
19 or leased facility, or through contract, for civilian employ-
20 ees of such agency.

21 (b) AFFORDABILITY.—Amounts so provided with re-
22 spect to any such facility or contractor shall be applied
23 to improve the affordability of child care for lower income
24 Federal employees using or seeking to use the child care
25 services offered by such facility or contractor.

1 (c) ADVANCES.—Notwithstanding 31 U.S.C. 3324,
2 amounts paid to licensed or regulated child care providers
3 may be in advance of services rendered, covering agreed
4 upon periods, as appropriate.

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

9 (e) NOTIFICATION.—None of the funds made avail-
10 able in this or any other Act may be used to implement
11 the provisions of this section absent advance notification
12 to the Committees on Appropriations.

13 SEC. 630. Notwithstanding any other provision of
14 law, a woman may breastfeed her child at any location
15 in a Federal building or on Federal property, if the woman
16 and her child are otherwise authorized to be present at
17 the location.

18 SEC. 631. Notwithstanding section 1346 of title 31,
19 United States Code, or section 609 of this Act, funds
20 made available for fiscal year 2002 by this or any other
21 Act shall be available for the interagency funding of spe-
22 cific projects, workshops, studies, and similar efforts to
23 carry out the purposes of the National Science and Tech-
24 nology Council (authorized by Executive Order No.
25 12881), which benefit multiple Federal departments,

1 agencies, or entities: *Provided*, That the Office of Manage-
2 ment and Budget shall provide a report describing the
3 budget of and resources connected with the National
4 Science and Technology Council to the Committees on Ap-
5 propriations, the House Committee on Science; and the
6 Senate Committee on Commerce, Science, and Transpor-
7 tation 90 days after enactment of this Act.

8 SEC. 632. Any request for proposals, solicitation,
9 grant application, form, notification, press release, or
10 other publications involving the distribution of Federal
11 funds shall indicate the agency providing the funds and
12 the amount provided. This provision shall apply to direct
13 payments, formula funds, and grants received by a State
14 receiving Federal funds.

15 SEC. 633. Subsection (f) of section 403 of Public Law
16 103–356 (31 U.S.C. 501 note) is amended by striking
17 “October 1, 2001” and inserting “October 1, 2002”.

18 SEC. 634. Section 3 of Public Law 93–346 as amend-
19 ed (3 U.S.C. 111 note) is amended by inserting “, utilities
20 (including electrical) for,” after “military staffing”.

21 SEC. 635. Section 6 of Public Law 93–346 as amend-
22 ed (3 U.S.C. 111 note) is amended by inserting “, or for
23 use at official functions in or about,” after “about”.

24 SEC. 636. During fiscal year 2002 and thereafter, the
25 head of an entity named in 3 U.S.C. 112 may, with respect

1 to civilian personnel of any branch of the Federal govern-
2 ment performing duties in such entity, exercise authority
3 comparable to the authority that may by law (including
4 chapter 57 and sections 8344 and 8468 of title 5, United
5 States Code) be exercised with respect to the employees
6 of an Executive agency (as defined in 5 U.S.C. 105) by
7 the head of such Executive agency, and the authority
8 granted by this section shall be in addition to any other
9 authority available by law.

10 SEC. 637. Each Executive agency covered by section
11 630 of the Treasury and General Government Appropria-
12 tions Act, 1999 (as contained in section 101(h) of division
13 A of Public Law 105–277) shall submit a report 60 days
14 after the close of fiscal year 2001 to the Office of Per-
15 sonnel Management regarding its efforts to implement the
16 intent of such section 630. The Office of Personnel Man-
17 agement shall prepare a summary of the information re-
18 ceived and shall submit the summary report to the House
19 Committee on Appropriations 90 days after the close of
20 fiscal year 2001.

21 SEC. 638. (a) PROHIBITION OF FEDERAL AGENCY
22 MONITORING OF PERSONAL INFORMATION ON USE OF
23 INTERNET.—None of the funds made available in this or
24 any other Act may be used by any Federal agency—

1 (1) to collect, review, or create any aggregate
2 list, derived from any means, that includes the col-
3 lection of any personally identifiable information re-
4 lating to an individual's access to or use of any Fed-
5 eral government Internet site of the agency; or

6 (2) to enter into any agreement with a third
7 party (including another government agency) to col-
8 lect, review, or obtain any aggregate list, derived
9 from any means, that includes the collection of any
10 personally identifiable information relating to an in-
11 dividual's access to or use of any nongovernmental
12 Internet site.

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

15 (1) any record of aggregate data that does not
16 identify particular persons;

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

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

22 (4) any action described in subsection (a)(1)
23 that is a system security action taken by the oper-
24 ator of an Internet site and is necessarily incident
25 to the rendition of the Internet site services or to the

1 protection of the rights or property of the provider
2 of the Internet site.

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

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

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

13 SEC. 639. (a) Section 8335(a) of title 5, United
14 States Code, is amended by striking the period at the end
15 of the first sentence and inserting: “or completes the age
16 and service requirements for an annuity under section
17 8336, whichever occurs later.”.

18 (b) The amendment made by subsection (a) takes ef-
19 fect on the date of enactment with regard to any individual
20 subject to chapter 83 of title 5, United States Code, who
21 is employed as an air traffic controller on that date.

22 SEC. 640. (a) IN GENERAL.—Title 5, United States
23 Code, is amended by inserting after section 4507 the fol-
24 lowing:

1 **“§ 4507a. Awarding of ranks to other senior career**
2 **employees**

3 “(a) For the purpose of this section, the term ‘senior
4 career employee’ means an individual appointed to a posi-
5 tion classified above GS–15 and paid under section 5376
6 who is not serving—

7 “(1) under a time-limited appointment; or

8 “(2) in a position that is excepted from the
9 competitive service because of its confidential or pol-
10 icy-making character.

11 “(b) Each agency employing senior career employees
12 shall submit annually to the Office of Personnel Manage-
13 ment recommendations of senior career employees in the
14 agency to be awarded the rank of Meritorious Senior Pro-
15 fessional or Distinguished Senior Professional, which may
16 be awarded by the President for sustained accomplishment
17 or sustained extraordinary accomplishment, respectively.

18 “(c) The recommendations shall be made, reviewed,
19 and awarded under the same terms and conditions (to the
20 extent determined by the Office of Personnel Manage-
21 ment) that apply to rank awards for members of the Sen-
22 ior Executive Service under section 4507.”.

23 (b) REGULATIONS.—Section 4506 of title 5, United
24 States Code, is amended by striking “the agency awards
25 program” and inserting “the awards programs”.

1 (c) CLERICAL AMENDMENT.—The table of sections
2 for chapter 45 of title 5, United States Code, is amended
3 by inserting after the item relating to section 4507 the
4 following:

“4507a. Awarding of ranks to other senior career employees.”.

5 SEC. 641. Section 640(c) of the Treasury and Gen-
6 eral Government Appropriations Act, 2000 (Public Law
7 106–58; 2 U.S.C. 437g note) is amended by striking “vio-
8 lations occurring between January 1, 2000 and December
9 31, 2001” and inserting “violations that relate to report-
10 ing periods that begin on or after January 1, 2000, and
11 that end on or before December 31, 2003”.

12 SEC. 642. (a) None of the funds appropriated by this
13 Act may be used to enter into or renew a contract which
14 includes a provision providing prescription drug coverage,
15 except where the contract also includes a provision for con-
16 traceptive coverage.

17 (b) Nothing in this section shall apply to a contract
18 with—

19 (1) any of the following religious plans:

20 (A) Personal Care’s HMO;

21 (B) OSF Health Plans, Inc.; and

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

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

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

9 SEC. 643. (a) The adjustment in rates of basic pay
10 for the statutory pay systems that takes effect in fiscal
11 year 2002 under sections 5303 and 5304 of title 5, United
12 States Code, shall be an increase of 4.6 percent.

13 (b) Funds used to carry out this section shall be paid
14 from appropriations which are made to each applicable de-
15 partment or agency for salaries and expenses for fiscal
16 year 2002.

17 This Act may be cited as the "Treasury and General
18 Government Appropriations Act, 2002".

Union Calendar No. 88

107TH CONGRESS
1ST SESSION

H. R. 2590

[Report No. 107-152]

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, 2002, and for other purposes.

JULY 23, 2001

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