$106,965,000, of which not to exceed $7,827,000 shall remain available until expended.

**FINANCIAL MANAGEMENT SERVICE**

**SALARIES AND EXPENSES**

For necessary expenses of the Financial Management Service, $212,316,000, of which not to exceed $9,229,000 shall remain available until September 30, 2004, for information systems modernization initiatives, and of which not to exceed $2,500 shall be available for official reception and representation expenses.

**BUREAU OF ALCOHOL, TOBACCO AND FIREARMS**

**SALARIES AND EXPENSES**

For necessary expenses of the Bureau of Alcohol, Tobacco and Firearms, including purchase of not to exceed 812 vehicles for police-type use, of which 650 shall be for replacement only, and hire of passenger motor vehicles, hire of aircraft; services of expert witnesses at such rates as may be determined by the Director; for payment of per diem and/or subsistence allowances to employees where a major investigative assignment requires an employee to work 16 hours or more per day or to remain overnight at his or her post of duty; not to exceed $20,000 for official reception and representation expenses; for training of State and local law enforcement agencies with or without reimbursement, including training in connection with the training and acquisition of canines for the detection of firearms, fire accelerants detection; not to exceed $50,000 for cooperative research and development programs for Laboratory Services and Fire Research Center activities; and provision of laboratory assistance to State and local agencies, with or without reimbursement, $821,421,000, of which $3,500,000 shall be available for retrofitting and upgrades of the National Tracing Center Facility in Martinsburg, West Virginia; of which not to exceed $1,000,000 shall be available for the payment of attorneys’ fees as provided by 18 U.S.C. 923(g)(4) by name or any personal identification code. Provided, That none of the funds appropriated herein shall be available for disbursements through grants, cooperative agreements or contracts to local governments for Gang Resistance Education and Training; Provided, That no funds appropriated herein shall be available for salaries or administrative expenses in connection with consolidating or centralizing, within the Department of the Treasury, the records, or any portion thereof, of acquisition and disposition of firearms maintained by Federal firearms disabilities under 18 U.S.C. 925(c); Provided further, That such funds shall be available to investigate and act upon applications filed to benefit from provisions of Federal firearms disabilities under 18 U.S.C. 923(c); Provided further, That no funds under this Act may be used to electronically retrieve information gathered prior to November 1, 1994, and to which the Commissioner, as determined by the Commissioner, $3,786,347,000, of which up to $3,950,000 shall be for the Taxpayer Clinic Program, of which $8,000,000 shall be available for low-income tax-payer clinic grants, and of which not to exceed emergency humanitarian efforts, $172,637,000, which shall remain available until expended; Provided further, That none of the funds appropriated hereunder, with the exception of aircraft which is one of a kind and has been identified as excess to Customs requirements and aircraft which has been harmed, damaged, or destroyed and transferred to any other Federal agency, department, or office outside of the Department of the Treasury, during fiscal year 2002 without the prior approval of the Committee on Appropriations.

**AUTOMATION MODERNIZATION**

For expenses not otherwise provided for in Customs automated systems, $357,832,000, to remain available until expended, of which $5,400,000 shall be for the International Trade Data System, and not less than $230,000,000 shall be for the provision of assistance to Federal, State, and local agencies in other law enforcement and intelligence activities of the Bureau of Alcohol, Tobacco and Firearms, and of which not to exceed $2,000,000 shall be available for the equipping of any vessel, vehicle, equipment, or aircraft available for official use by a State or local law enforcement agency if the equipping is used in joint law enforcement operations with the Bureau of Alcohol, Tobacco and Firearms and for the payment of overtime salaries including Social Security and Medicare contributions, training expenses, supplies, and other similar costs of State and local law enforcement personnel, including sworn officers and support personnel, that are incurred in the performance of law enforcement duties with the Bureau of Alcohol, Tobacco and Firearms, and of which not to exceed $16,000,000, to remain available until expended, shall be available for disbursements through grants, cooperative agreements or contracts to local governments for Gang Resistance Education and Training; Provided, That no funds made available by this or any other Act may be used to transfer the functions, missions, or activities of the Bureau of Alcohol, Tobacco and Firearms to other agencies or Departments in fiscal year 2002; Provided further, That no funds appropriated herein shall be available for salaries or administrative expenses in connection with consolidating or centralizing, within the Department of the Treasury, the records, or any portion thereof, of acquisition and disposition of firearms maintained by Federal firearms disabilities under 18 U.S.C. 925(c); Provided further, That such funds shall be available to investigate and act upon applications filed to benefit from provisions of Federal firearms disabilities under 18 U.S.C. 923(c); Provided further, That no funds under this Act may be used to electronically retrieve information gathered prior to November 1, 1994, and to which the Commissioner, as determined by the Commissioner, $3,786,347,000, of which up to $3,950,000 shall be for the Taxpayer Clinic Program, of which $8,000,000 shall be available for low-income tax-payer clinic grants, and of which not to exceed
$25,000 shall be for official reception and represen-
tation expenses.

SEC. 104. For the purchase available by this act to the Internal Revenue Service shall be
large charitable donations; and make public service announcements;
and for internal revenue services to promote and implement applicable
from debt collections received in the Debt Services Account.

SEC. 120. None of the funds appropriated or prescribed in this act may be used for
the purpose of the United States Secret Service, including purchase of not to exceed
745 vehicles for police-type use, of which $541 shall be for replacement only, and hire of
vehicles made side-car compatible motorcycles; hire of aircraft; training and assistance
forayed employees of State and local governments, which may be pro-
vided to state and local governments for training and assistance at such rates as may be determined
by the Director; rental of buildings in the District of Columbia, and fencing, lighting, guard
service and equipment for other property not in Government ownership or control,
as may be necessary to perform protective functions; for payment of per diem and/or sub-
vention to the Internal Revenue Service for conducting and participating in firearms
matches; presentation of awards; for travel of Secret Service employees on protective missions
without regard to the limitations on such expenditures in this or any other Act if approval
is obtained in advance from the Committees on Appropriations; for research and development; for
research in support of protective research and operations; not to exceed $25,000 for official reception
and representation expenses; not to exceed $10,000 to provide vehicles, assistance and equipment to foreign law enforcement organiza-
tions in counterfeiting investigations; for payment in advance for commercial accommodations as
may be necessary to perform protective functions; and for uniforms without regard to the
purchase price limitation for the current fiscal year, $899,615,000, of which $1,633,000
shall be available for forensic and related support of investigations of missing and exploited
children, and of which $2,554,000 shall be avail-
able as a grant for activities related to the investi-
gations of exploited children and shall remain available until expended: Provided, That this
provision shall be reimbursed to such Salaries and Expenses account from debt collections received in
the Debt Services Account.
explicit approval of the House Committee on Fin-
nancial Services and the Senate Committee on Bank-
ruptcy, Consumer Affairs, and Housing, to the prox-
imity of livestock.
This title may be cited as the "Treasury De-
partment Appropriations Act, 2002."
OFFICE OF NATIONAL DRUG CONTROL POLICY
SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of National Drug Control Policy, for research activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 1998 (title VII of division C of Public Law 105–277); not to exceed the total costs of conception and representation expenses; and for participation in joint projects or in the provision of services on matters of mutual interest with nonprofit, research, or public service organizations, or agencies, with or without reimbursement, $25,996,000, of which $2,330,000 shall remain available until expended, consisting of $1,350,000 for policy research and evaluation, and $1,000,000 for the National Alliance for Model State Drug Laws: Provided, That the Office is authorized to accept, hold, administer, and utilize gifts, both real and personal, to an amount of $1,000,000, without fiscal year limitation, for the purpose of aiding or facilitating the work of the Office.

COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for the Counterdrug Technology Assessment Center for research activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 1998 (title VII of division C of Public Law 105–277), $42,000,000, which shall remain available until expended, consisting of $20,000,000 for counter-narcotics research and development projects, and $22,000,000 for the continued operation of the technology transfer program: Provided, That the $20,000,000 for counter-narcotics research and development projects shall be available for transfer to other Federal departments or agencies.

FEDERAL DRUG CONTROL PROGRAMS
HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Office of National Drug Control Policy’s High Intensity Drug Trafficking Areas Program, $226,350,000 for drug control activities consistent with the approved strategy for each of the designated High Intensity Drug Trafficking Areas (HIDTA), of which $1,000,000 shall be for an additional amount for the Rocky Mountain HIDTA; of which $1,750,000 shall be used for an additional amount for the Western HIDTA; of which $1,000,000 shall be for an additional amount for the Gulf Coast HIDTA; of which $1,000,000 shall be for an additional amount for the Gulf Coast HIDTA; of which $500,000 shall be for an additional amount for the Milwaukee HIDTA; of which $500,000 shall be for an additional amount for the Philadelphia/Camden HIDTA; of which $1,000,000 shall be for an additional amount for the Northwest HIDTA; of which $1,500,000 shall be for an additional amount for the Southwest Border HIDTA; of which $500,000 shall be for a newly designated HIDTA in the State of Utah, of which not less than 51 percent shall be transferred to State and local entities for drug control activities, which shall be obligated within 120 days of the date of the enactment of this Act: Provided, That up to 49 percent, to remain available until September 30, 2002, may be transferred to Federal agencies at a rate to be determined by the Director: Provided further, That, of this latter amount, not less than $2,100,000 shall be used for auditing activities and activities pursuant to the Office of National Drug Control Policy Reauthorization Act of 1998 (title VII of division C of Public Law 105–277), not to exceed the total costs of conception and representation expenses; and for participation in joint projects or in the provision of services on matters of mutual interest with nonprofit, research, or public service organizations, or agencies, with or without reimbursement, $25,996,000, of which $2,330,000 shall remain available until expended, consisting of $1,350,000 for policy research and evaluation, and $1,000,000 for the National Alliance for Model State Drug Laws: Provided, That the Office is authorized to accept, hold, administer, and utilize gifts, both real and personal, to an amount of $1,000,000, without fiscal year limitation, for the purpose of aiding or facilitating the work of the Office.

SALARIES AND EXPENSES

For necessary expenses of the Office of the Director of this account, to be available without further appropriation for the costs of carrying out these conferences: "SPECIAL FORFEITURE FUND (INCLUDING TRANSFER OF FUNDS)"

For activities to support a national anti-drug campaign for youth, and for other purposes, authorized by Public Law 105–277, $26,000,000, to remain available until expended, of which $185,000,000 shall be to support a national media campaign, as authorized in the Drug-Free Media Expansion Act of 1998, of which $4,800,000 shall be made available no later than 30 days after the enactment of this Act to the United States Anti-Doping Agency for their anti-doping policy activities; and $2,500,000 shall be to continue a program of matching grants to drug-free communities, as authorized in chapter 2 of the National Narcotics Leadership Act of 1988, as amended; of which $1,000,000 shall be available to the National Drug Court Institute; and of which $3,000,000 shall be for the Counterdrug Intelligence Executive Secretariat: Provided, That such funds may be transferred to other Federal departments and agencies to carry out such activities.

UNANTICIPATED NEEDS

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

This title may be cited as the “Executive Office Appropriations Act, 2002”.

TITLE IV—INDEPENDENT AGENCIES

FEDERAL ELECTION COMMISSION
SALARIES AND EXPENSES

For necessary expenses of the Committee for Federal Election Campaign Act of 1971, as amended, $4,193,000, of which no less than $4,453,000 shall be available for internal automated data processing systems, and of which not to exceed $5,000 shall be available for reception and representation expenses of which $2,000,000 shall be available for administering a program to accord Federal matching grants to States and localities to improve election systems and election administration and for making such grants: Provided, That no funds for the purpose of administering such program or for making such grants shall be made available until the date of enactment of a statute authorizing the expenditure of funds for such a purpose.

FEDERAL LABOR RELATIONS AUTHORITY
SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Federal Labor Relations Authority, pursuant to Reorganization Plan Numbered 2 of 1978, and the Civil Service Reform Act of 1978, as amended, $15,252,000.

New Construction

Alabama: Mobile, U.S. Courthouse, $11,290,000

Arkansas: Little Rock, U.S. Courthouse Annex, $5,022,000

California: Los Angeles, U.S. Courthouse, $23,075,000

District of Columbia: Washington, U.S. Courthouse Annex, $6,395,000

Washington, Southeast Federal Center Site Remediation, $5,000,000

Florida: Ft. Pierce, Courthouse, $4,314,000

Miami, Courthouse, $15,282,000

Illinois: Rockford, Courthouse, $4,933,000

Iowa: Cedar Rapids, Courthouse, $14,785,000

Maine: Jackman, Border Station, $868,000

Maryland: Montgomery County, FDA Consolidation, $19,060,000

Sault, U.S. Census Bureau, $2,813,000

Sault, National Oceanic and Atmospheric Administration, $4,088,000

Massachusetts: Springfield, U.S. Courthouse, $6,473,000

Michigan: Gulf, U.S. Courthouse, $3,000,000

Jackson, Mississippi, $13,231,000

Michigan: Detroit, Ambassador Bridge Border Station, $9,470,000

Montana:

For necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General.

For necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General.

For necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General, and for necessary expenses of the Office of Inspector General.
SEC. 401. The appropriation or fund available to the General Services Administra-

tion shall be credited with the cost of operation, protection, maintenance, upkeep, repair, and improvement, including as part of rentals receiv-
ed from Government corporations pursuant to law (40 U.S.C. 129).

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

SEC. 403. Funds in the Federal Buildings Fund made available for fiscal year 2002 Federal Buildings Fund activities may be transferred between such activities only to the extent necessary to meet program requirements: Provided, That any such transfers shall be approved in advance by the Committees on Appropriations.

SEC. 404. No funds made available by this Act shall be available for a fiscal year after 2003 request for United States Courthouse construction that:

(1) does not meet the design guide standards for construction as established and approved by the General Services Administration, the Judicial Conference of the United States, and the Office of Management and Budget; and (2) does not reflect the priorities of the Judicial Conference of the United States as set out in its approved 5-year construction plan: Provided, That the fiscal year 2003 request must be accompanied by a standardized courtroom utilization study of such facility to be constructed, replaced, or expanded.

SEC. 405. None of the funds provided in this Act may be used to increase the amount of occupiable square feet outside cleaning services, security enhancements, or any other service usu-

ally provided through the Federal Buildings Fund, to any agency that does not pay the rate per square foot for cleaning services as determined by the General Services Adminis-

tration in compliance with the Public Buildings Amendments Act of 1972 (Public Law 92–313).

SEC. 406. Funds provided to other Government agencies by the Information Technology Fund, General Services Administration, under $40 U.S.C. 757 and sections 512(b) and 512(b) of Public Law 104–106, Information Technology Management Reform Act of 1996, for performance of pilot information technology projects which have potential for Governmentwide benefits and savings, may be repaid to this Fund from any savings actually incurred by these projects or other funds not feasible.

SEC. 407. From funds made available under the heading “Federal Buildings Fund, Limita-

tions on Availability of Revenue”, claims against the Government of less than $250,000 arising from direct construction projects and ac-

quisition of buildings may be liquidated from savings effected in other construction projects with prior notification to the Committees on Appropriations.

SEC. 408. Section 408 of Public Law 106–554 is amended by striking “April 30, 2002” and insert-

ing “September 30, 2002”.

SEC. 409. Notwithstanding any other provision of law, the General Services Administration is directed to maintain the vehicle rental rates and per mile rates charged for buses used by schools and dormitories funded by the Bureau of Indian Affairs that were in effect on April 30, 2001 until such time as appropriations to the Bureau of In-

dian Affairs-funded Transpor-

tation Program for schools and dormitories funded by the Bureau of Indian Affairs equals or exceeds $3 per mile.

SEC. 410. DESIGNATION OF JUDGE BRUCE M. VAN SICKLE FEDERAL BUILDING AND UNITED STATES COURTHOUSE. (a) The Federal building and courthouse located at 100 1st Street, SW, Minot, North Dakota, shall be known and designated as the “Judge Bruce M. Van Sickle Federal Building and United States Courthouse”.

(b) Any reference in law, map, regulation, document, paper, or other record of the United States to the Federal building and courthouse referred to in subsection (a) shall be deemed to be a reference to the Judge Bruce M. Van Sickle Federal Building and United States Courthouse.

SEC. 411. Section 410 of Appendix C of Public Law 106–554 (114 Stat. 2763A–146) is amended—

(1) by striking “a 125 foot wide right-of-way” and inserting “up to a 125 foot wide right-of-

way”;

(2) by striking “northeast corner of the exist-

ing port” and inserting “southeast corner of the existing port”;

(3) by striking “approximately 4,750 feet” and inserting “and then west to a connection with State Highway 11 between approximately 5,000 and 7,000 feet”;

(4) by striking “a road to be built by the County of Luna, New Mexico to connect to”;

(5) by striking “Provided further, That not-

withstanding any other provision of law, Luna County shall construct the road from the Federal Building and United States Courthouse located at 315 S. McDuffie Street, Clayton County, Georgia, to the campus of Clayton College and State University in Clayton County or some other governmental au-
hority thereof”;

(6) by striking “consistent with approximately 12 acres” and inserting “consistent with approxi-
mately 10.22 acres”.

SEC. 412. Notwithstanding any other provision of law, the United States Government is directed to sever block four (4) of the LOCH HAVEN REPLAT, as recorded in Plat Book “Q”, Page 9, Public Records of Orange County, Florida, back to the City of Orlando, Florida, under the condition that the same be conveyed to the United States Government by the City of Or-
lando in the recorded deed from the City dated September 20, 1951.

SEC. 413. DESIGNATION OF G. ROSS ANDERSON, JR. FEDERAL BUILDING AND UNITED STATES COURTHOUSE. (a) The Federal building and courthouse located at 315 S. McDuffie Street, Atlanta, Georgia, shall be known and designated as the “G. Ross Anderson, Jr. Federal Building and United States Courthouse”.

(b) Any reference in a law, map, regulation, document, paper, or other record of the United States to the Federal building and courthouse referred to in subsection (a) shall be deemed to be a reference to the G. Ross Anderson, Jr. Federal Building and United States Courthouse.

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 the Merit Systems Protection Act of 1980 (5 U.S.C. 1201 et seq.) and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109, rental of conference rooms in the District of Columbia and elsewhere, hire of passenger motor vehicles, and direct procurement of survey printing, $30,375,000 together with not to exceed $2,520,000 for administrative expenses to adjudicate retire-

ment appeals to be transferred from the Civil Service Retirement and Disability Fund in amounts determined by the Merit Systems Prote-
ction Board.

MORRIS K. UDALL SCHOLARSHIP AND EXCEL-
LENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION

MORRIS K. UDALL SCHOLARSHIP AND EXCEL-
LENCE IN NATIONAL ENVIRONMENTAL POLICY TRUST

For payment to the Morris K. Udall Scholarship and Excellence in National Environmental Policy Trust Fund, pursuant to the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Pol-
icy Act of 1992 (20 U.S.C. 5601 et seq.), $1,996,000, to remain available until expended: Provided, That up to 60 percent of such funds may be transferred by the Morris K. Udall Scholarship and Excellence in National Environ-
mental Policy Foundation for the necessary expenses of the Native Nations Institute: Pro-
vided further, That not later than 90 days after the date of the enactment of this Act, the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation shall submit to the United States environment and related report de-
scribing the distribution of such funds.

ENVIRONMENTAL DISPUTE RESOLUTION FUND

For payment to the Environmental Dispute Resolution Fund to be authorized in the Environmental Policy and Conflict Resolution Act of 1998, $1,309,000, to remain available until expended.

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION OPERATING EXPENSES

For necessary expenses in connection with the administration of the National Archives (including the Information Security Oversight Office) and other necessary expenses, $341,247,000: Provided, That the Archi-
vist of the United States is authorized to use any excess funds available from the amount bor-

rowed for construction of the National Archives to defray expenses neces-
sary for the review and declassification of archives facilities, and to provide adequate stor-

age for holdings: Provided further, That of the funds made available, $23,302,000 is for the electronic records archive, $16,337,000 of which shall be available until September 30, 2004.

REPAIRS AND RESTORATION

For the repair, alteration, and improvement of archives facilities, ANTI PROGRAM

For necessary expenses for allocations and grants for historical publications and records as
authorized by 44 U.S.C. 2504, as amended, $6,436,000, to remain available until expended.

OFFICE OF GOVERNMENT ETHICS

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Government Ethics pursuant to the Ethics in Government Act of 1978, as amended, and the Ethics Reform Act of 1989, including representation expenses, $10,060,000.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(Including Transfer of Trust Funds)

For necessary expenses to carry out functions of the Office of Personnel Management pursuant to Reorganization Plan Number 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109; medical examinations performed for veterans by private practitioners on a fee basis; rental of conference rooms in the District of Columbia and elsewhere; hire of passenger motor vehicles, and not to exceed $1,500 for official reception and representation expenses, $10,060,000.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

For necessary expenses to carry out functions of the Office of Personnel Management pursuant to Reorganization Plan Number 2 of 1978 and the Civil Service Reform Act of 1978, including services as authorized by 5 U.S.C. 3109; medical examinations performed for veterans by private practitioners on a fee basis; rental of conference rooms in the District of Columbia and elsewhere; hire of passenger motor vehicles, and not to exceed $1,500 for official reception and representation expenses, $10,060,000.

GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES HEALTH BENEFITS

For payment of Government contributions with respect to employees, of which $21,777,000 shall remain available until expended for the cost of the governmentwide human resources data network project, and $11,784,000 for administrative expenses, to be transferred from the appropriate trust funds of the Office of Personnel Management and the Federal Bureau of Investigation for expenses incurred under Executive Order 11183 of January 9, 1964, as amended; and payment of per diem and/or subsistence allowances to employees where Voting Rights Act activities require an employee to remain overnight at his or her post of duty, $99,028,000, of which $3,200,000 shall remain available until expended for the cost of the governmentwide human resources data network project, and $115,928,000 for administrative expenses, to be transferred from the appropriate trust funds of the Office of Personnel Management without regard to other statutes, including direct procurement of printed materials, for the retirement and insurance programs, of which $21,777,000 shall remain available until expended for the cost of automating the retirement recordkeeping systems: Provided, That the provisions of this appropriation shall not affect the authority to use applicable trust funds as provided by sections 618(a)(1), 406(a), and (10) of the Federal Procurement Policy Act (Public Law 93–400; 41 U.S.C. 3301 et seq.); that such contributions and agrees that in expending the assistance, purchase only American-made equipment and products.

United States Tax Court

SALARIES AND EXPENSES

For necessary expenses, including contract re- negotiation expenses as authorized by 5 U.S.C. 3109, $37,365,000: Provided, That travel expenses of the judges shall be paid upon the written certificate of the judge.

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

TITLE V—GENERAL PROVISIONS

This Act

SEC. 501. No part of any appropriation con- tained in this Act shall remain available for ob- ligation beyond the current fiscal year unless expressly so provided herein.

SEC. 502. The expenditure of any appropria- tion under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 503. None of the funds made available by this Act shall be available for any contract or subcontract made with funds provided pursuant to this Act, pur- suant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regula- tions.

SEC. 509. Except as otherwise specifically pro- vided by law, not to exceed 50 percent of unobli- gated balances remaining available as of the end of fiscal year 2002 from appropriations made available for salaries and expenses for fiscal year 2002 in this Act, shall remain available through September 30, 2003, for each such account for the purposes authorized: Provided, That a re- quest shall be submitted to the Committees on Appropriations for approval prior to the expendi- ture of such funds: Provided further, That these requests shall be made in compliance with reprogramming guidelines.

SEC. 510. None of the funds made available in this Act may be used by the Executive Office of the President to request from the Federal Bu- reau of Investigation any official background investigation report on any individual, except where—

(1) such individual has given his or her express written consent for such request not more than 6 months prior to the date of such request being submitted to the President for recommendation to the Senate for approval; and

(2) such request is required due to extraor- dinary circumstances involving national security.
SEC. 602. No department, agency, or instrumentality of the United States receiving appropriated funds under this Act for the purchase of any passenger motor vehicle (exclusive of buses, ambulances, law enforcement, and undercover surveillance vehicles), is hereby fixed at $8,100 except station wagons for which the maximum shall be $9,100: Provided, That these limits may be exceeded by not more than $4,000 for special heavy-duty vehicles: Provided further, That the limits set forth in this section may be exceeded by the incremental cost of alternative fuels vehicles acquired pursuant to Public Law 101–549 over the cost of comparable conventionally fueled vehicles.

SEC. 604. Appropriations of the executive departments and independent establishments for the current fiscal year are available for expenses of travel, or for the expenses of the activity concerned, are hereby made available for quarters allowances and cost-of-living allowances, in accordance with applicable law.

SEC. 605. Unless otherwise specified during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the salary or expenses of the Executive Office of the President, or of any other officer or employee of the Government of the United States, (including any agency the majority of the stock of which is owned by the Government of the United States), of the continental United States unless such person—

(1) is a citizen of the United States; (2) is a person in the service of the United States on the date of the enactment of this Act who, being eligible for citizenship, has declared a intention to become a citizen of the United States; (3) is a person who owes allegiance to the United States; (4) is an alien from Cuba, Poland, South Vietnam, the countries of the former Soviet Union, or the Balkan countries, or the United States for permanent residence; (5) is a South Vietnamese, Cambodian, or Laotian refugee paroled in the United States after January 1, 1975; (6) is a national of the People's Republic of China who qualifies for adjustment of status pursuant to the Chinese Student Protection Act of 1982: Provided, That for the purpose of this section, any person shall not be considered prima facie evidence that the requirements of this section with respect to his or her status have been complied with: Provided further, That no person who has been convicted of a felony affluat shall be guilty of a felony, and, upon conviction, shall be fined no more than $4,000 or imprisoned for not more than 1 year, or both: Provided further, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: Provided further, That any payment made to any officer or employee of the Federal Government in violation of the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of Ireland, Israel, or the Republic of the Philippines, nor to persons of those countries allied with the United States in a current defense effort, or to international broadcasters employed by the United States Information Agency, or to temporary employment of translators, or to temporary employment in the field service (not to exceed 60 days) as a result of emergencies.

SEC. 606. Appropriations available to any department or agency during the current fiscal year for necessary expenses, including maintenance or operating expenses, shall also be available for payment to the General Services Administration for charges for space and services and those expenses of renovation and alteration of buildings and facilities which constitute public improvements performed in accordance with the Public Buildings Act of 1959 (73 Stat. 749), the Public Buildings Amendments of 1972 (67 Stat. 216), or other applicable law.

SEC. 607. In addition to funds provided in this Act or any other Act, all Federal agencies are authorized to receive and use funds resulting from the sale of materials, including Federal records disposed of pursuant to a records schedule required to be covered through recycling or waste prevention programs. Such funds shall be available until expended for the following purposes:

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

(2) Other Federal agency environmental management programs, including, but not limited to, the development and implementation of hazardous waste management and pollution prevention programs.

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

SEC. 608. Funds made available by this Act or any other Act for administrative expenses in the current fiscal year of the corporations and agencies referred to in this Act shall be paid to any person other than employees as authorities provided in this Act.

SEC. 609. No part of any appropriation contained in this Act or any other Act shall be available for interagency funding of boards (except Federal Executive Boards), commissions, councils, or committees (including any committees in which the Federal Government participates without being an interagency entity) which do not have a prior and specific statutory authority to receive financial support from more than one agency.

SEC. 611. Funds made available by this or any other Act to the Postal Service Fund (39 U.S.C. 4003) shall be available for employment of guards for all buildings and areas owned or occupied by the Postal Service and under the...
charge and control of the Postal Service, and such guards shall have, with respect to such property and such special police powers provided by the first section of the Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C. 318), and, as to property owned or occupied by the Postal Service, the Postmaster General may take the same actions as the Administrator of General Services may take under the provisions of sections 2 and 3 of the Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C. 318a and 318b), attaching thereto penal consequences under the authority and within the limits provided in section 4 of the Act of June 1, 1948, as amended (62 Stat. 281; 40 U.S.C. 318c).

SEC. 612. None of the funds made available pursuant to the provisions of this Act shall be used to implement, administer, or enforce any regulation which has been disapproved pursuant to a resolution of disapproval duly adopted in accordance with the applicable law of the United States.

SEC. 613. (a) Notwithstanding any other provision of law, and except as otherwise provided in this section, no part of any of the funds appropriated for fiscal year 2002 by this or any other Act, may be used to pay any employee described in section 5342(a)(2)(A) of title 5, United States Code—

(1) during the period from the date of expiration of the Appropriations Act, 2001, to September 30, 2001, to permit or require the payment to any employee covered by this section at a rate in excess of the rates that were payable under section 5303 of title 5, United States Code, or section 610 of this Act, and no employee covered by section 5342 of such title, may be paid during the periods for which subsection (a) is in effect at a rate that exceeds the rates that would be payable under paragraph (1) were subsection (a) not in effect.

(b) the difference between the overall average percentage of the locality-based comparability payments that is to take effect in fiscal year 2002, in an amount that exceeds the rate payable for the applicable grade and step of the applicable wage schedule in accordance with such section 613; and

(2) during the period consisting of the remainder of fiscal year 2002, in an amount that exceeds, as a result of a wage survey adjustment, the rate payable under paragraph (1) by more than the sum of—

(A) the percentage adjustment taking effect in fiscal year 2002 under section 5303 of title 5, United States Code, and the rates of pay under the General Schedule; and

(B) the difference between the overall average percentage of the locality-based comparability payments that is to take effect in fiscal year 2002, in an amount that exceeds the rate payable for the applicable grade and step of the applicable wage schedule in accordance with such section 613.

(b) Notwithstanding any other provision of law, no preexisting rate employee described in subparagraph (B) or (C) of section 5342(a)(2) of title 5, United States Code, and no employee covered by section 5348 of such title, may be paid during the periods for which subsection (a) is in effect at a rate that exceeds the rates that would be payable under paragraph (a) were subsection (a) not in effect.

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

(d) Notwithstanding any other provision of law, rates of premium pay for employees subject to this section may not be changed from the rates in effect on September 30, 2001, except to the extent that the President of the Office of Personnel Management determines that the Schedule C position was not created solely or primarily in order to detail the employee to the White House.

SEC. 614. During the period in which the head of any department or agency, or any other officer or civilian employee of the Government appointed by the President of the United States, holds office, no funds may be obligated or expended in excess of $5,000 to furnish or redecorate the office of such department head, agency head, officer, or employee, or to purchase furniture or make improvements for such any such office, unless advance notice of such furnishing or redecoration is approved by the Committees on Appropriations for the purposes of this section, the word ‘office’ shall include the entire suite of offices assigned to the individual, as well as other space used primarily by the individual or the use of which is directly controlled by the individual.

SEC. 615. Notwithstanding any other provision of law, no executive branch agency shall purchase, construct, and/or lease any additional facilities, except within or contiguous to existing locations, to be used for the purpose of conducting formal training without the approval of the Committees on Appropriations, except that the Federal Law Enforcement Training Center is authorized to obtain the temporary use of additional facilities by lease, contract, or other agreement for training which cannot be accommodated in existing centers.

SEC. 616. Notwithstanding section 1346 of title 31, United States Code, or section 610 of this Act, funds made available for fiscal year 2002 by this or any other Act shall be available for the retirement of salaried or nonsalaried emergency preparedness telecommunications initiatives which benefit multiple Federal departments, agencies, or entities, as provided by Executive Order No. 12472 (April 3, 1984).

SEC. 617. (a) None of the funds appropriated by this or any other Act may be obligated or expended by any Federal department, agency, or other instrumentality for the salaries or expenses of any employee appointed to a position of a confidential or policy-determining character excepted from the competitive service pursuant to section 302 of title 5, United States Code, without a certification to the Office of Personnel Management from the head of the department or agency of such other officer or employee or pertaining to any matter pertaining to the employment of such other officer or employee or pertaining to the department or agency of such other officer or employee in any way, the precise nature of whether such communication or contact is at the initiative of such other officer or employee or in response to the request or inquiry of such Member, committee, or subcommittee; or

(2) removes, suspends, or reduces from duty without pay, demotes, reduces in rank, seniority, status, pay, or grade, or takes other personnel action for the purpose of effectuating promotion to, relocates, reassigns, transfers, disciplines, or discriminates in regard to any employment right, entitlement, or benefit, or any condition of employment of, any other officer or employee of the Federal Government, or attempts or threatens to commit any of the foregoing actions with respect to such other officer or employee, by reason of any communication or contact of such other officer or employee with any Member, committee, or subcommittee of the Congress as described in paragraph (1).

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

The President of the United States has transmitted Executive Order 13199 to Congress as described in paragraph (1).
S.E.C. 622. No funds appropriated in this or any other Act may be used to implement or enforce the Federal Acquisition Regulations or any other rule, regulation, or standard of the Government or any other nondisclosure policy, form, or agreement if such policy, form, or agreement does not contain the following provisions: ‘‘The restrictions are consistent with and do not supercede, conflict with, or otherwise alter the employee obligations, rights, or liabilities created by Executive Order No. 12958; section 7211 of title 5, U.S.C. (governing disclosures to Congress); section 1034 of title 5, United States Code, as amended by the Military Whistleblower Protection Act (governing disclosures of illegality, waste, fraud, abuse or public health or safety threats); the Intelligence Identities Protection Act of 1982 (50 U.S.C. 421 et seq.) (governing disclosures that could expose confidential Government agents); and the statutes which prohibit against disclosure that may compromise the national security, including sections 641, 793, 794, 798, and 952 of title 18, United States Code, and section 4(b) of the Foreign Agents Registration Act of 1938 (5 U.S.C. 783(b)). The definitions, requirements, obligations, rights, sanctions, and liabilities created by said Executive order and listed statutes are incorporated by reference and are controlling.’’. Provided, That notwithstanding the preceding paragraph, a nondisclosure policy form or agreement that is to be executed by a person connected with the conduct of an intelligence or intelligence-related activity, other than an employee or officer of the United States Government, may contain provisions appropriate to the activity for which the document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any classified information received in the course of such activity unless specifically authorized to do so by the United States Government. Such nondisclosure forms shall also make it clear that they do not bar disclosures to Congress or to any other authorized official of an Executive agency or the Department of Justice that are essential to reporting a substantial violation of law.

S.E.C. 623. No part of any funds appropriated in this or any other Act shall be used by an agency of the executive branch, other than for normal and recognized executive-legislative relations, for the preparation, distribution or use of any kit, pamphlet, booklet, publication, radio, television or film presentation designed to support or defeat legislation pending before the Congress, except in presentation to the Congress itself.

S.E.C. 624. None of the funds appropriated by this or any other Act may be used by an agency to provide a Federal employee’s home address to any labor organization except when the employee has authorized such disclosure or when such disclosure may be ordered by a court of competent jurisdiction.

S.E.C. 625. None of the funds made available in this Act or any other Act may be used to provide any non-public information such as mailing or telephone lists to any person or any organization outside of the Federal Government without the approval of the Committees on Appropriations.

S.E.C. 626. No part of any appropriation contained in this or any other Act shall be used for publicity or propaganda purposes within the United States not heretofore authorized by the Congress.

S.E.C. 627. (a) In this section the term ‘‘agency’’—

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

(2) includes a military department as defined under section 102 of such title, the Postal Service, and the Federal Crop Insurance Corporation;

(3) shall not include the General Accounting Office.

(b) Unless authorized in accordance with law or otherwise provided by any such Federal law, any employee of an agency shall use official time in an honest effort to perform official duties. An employee not under a leave system, including a Presidential appointee exempted under section 6301(2) of title 5, United States Code, has an obligation to expend an honest effort and a reasonable proportion of such employee’s time in the performance of official duties.

S.E.C. 628. (a) None of the funds appropriated by this Act may be used to enter into or renew a contract which includes a provision providing prescription drug coverage, except where the contract also includes a provision for contraceptive coverage.

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

(1) any of the following religious plans:

(A) Personal Care’s HMO;

(B) OAPF;

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

(c) In implementing this section, any plan that enters into or renews a contract under this section may not subject any individual to discrimination on the basis that the individual is an employee or otherwise provide for contraceptives because such activities would be contrary to the individual’s religious beliefs or moral convictions.

(d) Nothing in this section shall be construed to require coverage of abortion or abortion-related services.

S.E.C. 629. Notwithstanding 31 U.S.C. 1346 and section 610 of this Act, funds made available for fiscal year 2002 by this or any other Act to any department or agency, which is a member of the Joint Financial Management Improvement Program (JFMIP) of executive agencies, or an authorized share of JFMIP administrative costs, as determined by the JFMIP, but not to exceed a total of $600,000 including the salary of the Executive Director of the JFMIP and the costs of the JFMIP Office.

S.E.C. 630. Notwithstanding 31 U.S.C. 1346 and section 610 of this Act, the head of each Executive department and agency is hereby authorized to establish a program for financial management services and for the preparation, distribution or use of any kit, pamphlet, booklet, publication, radio, television or film presentation designed to support or defeat legislation pending before the Congress, except in presentation to the Congress itself.

S.E.C. 631. (a) In General.—Hereafter, in accordance with regulations promulgated by the Office of Personnel Management, an Executive agency which provides or proposes to provide child care services for Federal employees may use appropriated funds (otherwise available to such agency for salaries and expenses) to provide or otherwise provide for child care services for Federal employees or to any such Federal sector employee or contractor (including civilian employees of such agency).

(b) AFFORDABILITY.—Amounts so provided under this section may be used to provide, or through contract, for civilian employees of such agency.

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

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

SEC. 632. None of the funds made available in this or any other Act may be used to implement the provisions of this section absent advance notification to the Committees on Appropriations.

S.E.C. 633. Notwithstanding any other provision of law, a woman may breastfeed her child at any location in a Federal building or on Federal property if the woman’s civil rights, as otherwise authorized to be present at the location.

S.E.C. 634. None of the funds made available in this or any other Act may be used for the interagency funding of specific projects, workshops, studies, and other efforts to carry out the purposes of the National Science and Technology Council (authorized by Executive Order No. 12811), which benefit multiple Federal departments, agencies, or entities. Provided, That the Office of Management and Budget shall provide a report describing the budget of and resources connected with the National Science and Technology Council to the Committees on Appropriations, the House Committee on Science, and the Senate Committee on Commerce, Science, and Transportation 90 days after enactment of this Act.

S.E.C. 635. FEDERAL FUNDS IDENTIFIED. Any request for proposals, solicitation, grant application, form, notification, press release, or other publication involving any Federal funds, and grants received by a State receiving Federal funds, shall indicate the agency providing the funds and the amount provided. This provision shall apply to direct payments, formula grants, and any other payments related to Federal funds.

S.E.C. 636. Subsection (f) of section 403 of Public Law 103–356 is amended by deleting ‘‘October 1, 2001’’ and inserting ‘‘October 1, 2002’’.

S.E.C. 637. Section 6 of Public Law 93–346 as amended (3 U.S.C. 111 note) is amended by inserting ‘‘, or for use at official functions in or about’’, after ‘‘about’’.

S.E.C. 638. During fiscal year 2002 and thereafter, the head of an entity named in 3 U.S.C. 111 may, with respect to civilian personnel of any branch of the Federal government performing duties in such entity, exercise authority comparable to the authority that may by law (including chapter 57 and sections 8344 and 8468 of title 5, United States Code) be exercised with respect to the employees of an Executive agency (as defined in section 105) by the head of such Executive agency, and any provisions of law that this section shall be in addition to any other authority available in law.

S.E.C. 639. Section 3 of Public Law 93–346 as amended (3 U.S.C. 111 note) is amended by inserting ‘‘, utilities (including electrical for),’’, after ‘‘military staffing’’.

S.E.C. 640. The Congress of the United States recognizes the United States Anti-Doping Agency (USADA) as the official anti-doping agency.
for Olympic, Pan American, and Paralympic sport in the United States.

SEC. 641. (a) Appointment, subject to the consultation requirements set forth in paragraph (2) of section 2203 of this title, the Archivist may appoint a director without regard to subchapter VIII of chapter 33 of title 5, United States Code, in response to the acts of September 11, 2001.

(b) Funds made available by this or any other Act, the Secretary of the Treasury may provide for the administrative costs for the issuance of bonds, to be known as "War Bonds", under section 3102 of title 31, United States Code, in response to the acts of terrorism perpetrated against the United States on September 11, 2001.

(c) The Secretary of the Treasury may prescribe the conditions of issue, conversion, redemption, maturations, payment, and rate of interest as the Secretary of the Treasury may prescribe.

(d) If bonds described in subsection (a) are issued, such bonds shall be in such form and denominations, and shall be subject to such terms and conditions of issue, conversion, redemption, maturations, payment, and rate of interest as the Secretary of the Treasury may prescribe.

(e) The funds provided under this section shall be transferred to the Federal Emergency Management Agency under such arrangements as the Postal Service shall by mutual agreement with such agency establish in order to carry out the purposes of this Act.

(f) The commencement and termination dates of bonds under this section shall be issued—

(1) beginning on the earliest date practicable; and

(2) for such period of time as the Postal Service considers necessary and appropriate, but in no event less than 2 years.

(g) Any amounts became available to the sale of the semi-postal (as determined under this section) shall be transferred to the Federal Emergency Management Agency under such arrangements as the Postal Service shall by mutual agreement with such agency establish in order to carry out the purposes of this Act.

(h) It is the sense of the Congress that the semi-postal issued under this section shall depict, by such design as the Postal Service considers to be most appropriate, the efforts of emergency relief personnel at the site of the World Trade Center in New York City and the Pentagon in Arlington, Virginia.

SEC. 603. DEFINITIONS.

For purposes of this Act—

(1) the term "emergency relief personnel" means firefighters, law enforcement officers, paramedics, emergency medical technicians, members of the clergy, and other individuals (including employees of legally organized and recognized volunteer organizations, whether compensated or not) who, in the course of professional duties, respond to fire, medical, hazardous material, or other similar emergencies; and

(2) the term "semi-postal" has the meaning given such term by section 416 of title 39, United States Code.

ORDER FOR SENATE TO RECEIVE HOUSE COMPANION BILL TO S. 1450

Mr. REID. Madam President, I ask unanimous consent that it be in order