

on drunk driving awareness and prevention.

What a shame. Imagine if the alcohol lobby would spend \$10 million to educate people and prevent drunk driving, instead of bullying GM. Many of the customers they lose each year to drunk driving crashes could probably be saved, along with thousands of innocent Americans. That sounds like a much better investment than financing a smear campaign that will cost lives.

I am one of the most ardent opponents of drunk driving in the Senate, and I see the results of the good work we do here to help save the lives of our constituents from the scourge of drunk driving. Over the years, I have battled against the alcohol lobby to pass effective laws to reduce drunk driving.

In 1986 I authored legislation and worked with Senator ELIZABETH DOLE, who was Secretary of the Department of Transportation at the time, to raise the minimum drinking age from 18 to 21. President Reagan signed my bill into law, and MADD officials were there with us. In 2000 Senator DEWINE and I teamed up to get a bill passed establishing .08 blood alcohol concentration level as the nationwide threshold for drunk driving.

These are the kind of smart, common-sense initiatives that MADD supports. And these are the kind of initiatives that save lives. Combined, these two measures are estimated to save some 1,500 lives a year.

Federal public awareness campaigns against drunk driving are also having a tangible impact. We need to step up these programs, which is why Senator DEWINE and I will soon introduce a bill to increase funding for this effort. What we don't need is a \$10 million misinformation program from the alcohol industry.

Drunk driving is no joke. It kills and maims thousands of people in America each year, and costs \$9 billion in additional health care and other costs. MADD is trying to stanch the flow of blood on our highways, and they are doing a good job of it. GM, to its credit, supports MADD. They deserve our encouragement, and they deserve for us to stand up against this vicious smear campaign.

I intend to work with Senator DEWINE to let Americans know the truth about the alcohol lobby's smear campaign, to counter the alcohol lobby's lies with the truth, and to fight for legislation that reduces drunk driving and saves lives across our country.

AMENDMENTS TO VARIOUS REGULATIONS OF THE COMMITTEE ON RULES AND ADMINISTRATION:

Mr. LOTT. Mr. President, I would like to give notice to Members and staff of the Senate that the Committee on Rules and Administration ("Committee") has approved amendments to

four Committee regulations. Pursuant to Title V of the Rules of Procedure for the Committee and having provided advance notice of our intention to approve the following amendments to regulations, we hereby approve said amendments effective February 1, 2005.

1. The following regulations are approved as amended:

A. Committee Regulations for Furniture, Accessories and Special Allowances Policy for Senate Office Buildings, as amended by adding, deleting and substituting as follows:

Delete the second sentence in item 5 which reads "However, once modular is chosen for a suite, it shall remain a part of that suite regardless of which Senator occupies the space."

Under Section A in item 5, delete "A." and the words "of funding for this program" and substitute "and the order in which the request is received."

Delete Sections B and C in item 5.

Delete item 7.

At the end of second sentence in item 8 add the following: "or through the Senate Furniture web system."

Under Section A in item 8 delete the words "to be transferred to the intended office" at the end of the sentence and substitute "by the Committee on Rules and Administration prior the transfer."

At the end of first sentence in item 9 add the following: "available for viewing through the Senate Furniture web system (<http://senate.aoc.gov>)"

Under Standard Furniture and Accessories, Senators' Suites—

1. Delete "Chairs—Ergonomic (with or without arms)"

2. Delete "Chairs—Folding Chairs"

3. After "Chairs—Conference" add "(with or without arms)"

4. Delete "Chairs—Reception" and substitute "Chairs—Desk (with or without arms)"

5. Delete "Chairs—Reception (without arms)"

6. Delete "Chairs—Secretary"

7. Delete "Coats—Rack"

8. Add "Credenza—(Conference room & Front office only)"

9. Delete "Desk—Secretary" and substitute "Desk—L-Shape"

10. After "Fireplace—Screens" add "(Russell SOB only)"

11. After "Fireplace—Tools" add "(Russell SOB only)"

12. After "Lighting—Ceiling (Chandelier)" delete "Fixtures (Reception and Conference Rooms in Russell SOB only, no more than 2 total)" and add "in Russell SOB only, (Reception Rooms, Conference Rooms and Senator's Personal Office, limited to 3 total)"

13. After "Lighting—Floor Lamps" add "2 per office"

14. Delete "Lighting—Reading Lamps"

15. Delete "Magazine Rack"

16. Delete "Microfilm Cabinets"

17. Delete "Modular Furniture—Limited to Hart SOB for now"

18. Delete "Partitions—Textures (i.e. wood)"

19. After "Refrigerator—Medium" add "Not to exceed 3 total"

20. Delete "Stand—Smoke (Ashtray)"

21. Delete "Tables—Folding"

22. Delete "Window—Venetian Blinds (2 inch, Russell and Dirksen SOB's only)"

23. Delete "Window—Mini Blinds (Hart SOB only)"

Under Senators' Personal Offices—

1. Delete "(Bathroom)—(Vanity under sink)*"

2. Delete "(Bathroom)—(Cabinet over/next to sink)*"

3. Delete "Chairs—Reception" and add "Chairs—Side (with arms or without arms)"

4. Delete "Chairs—Reception (without arms)"

5. After "Chairs—Overstuffed" add "(Historic)"

6. Delete "Lighting—Reading Light"

7. After "Lighting—Ceiling (Chandelier)" delete "Fixture (Russell SOB only) and add "in Russell SOB only, (Reception Rooms, Conference Rooms and Senator's Personal Office, limited to 3 total)"

8. Delete "TV Cabinet" and add "TV/VRC Cabinet"

9. Delete "VRC Cabinet"

10. Delete "Upholstery Fabric"

11. Delete "Wardrobe"

12. Delete "Window—Curtains or Draperies"

13. Delete "Window—Venetian Blinds (wood or metal)"

14. Delete "Window—Mini Blinds"

15. Delete "* Standard part of building structure"

After heading "For Loan (for Meetings and Related)" add "Functions"

A copy of the Committee Regulations governing Furniture, Accessories and Special Allowances Policy for Senate Office Buildings, as amended, is included as Attachment A.

B. Committee Regulations Governing Senate Travel and Travel Promotional Awards, as amended, by deleting paragraphs five and six in Section II(A)(3)(b) and related Appendix A and substituting as follows:

Travel promotional awards (e.g. free travel, travel discounts, upgrade certificates, coupons, frequent flyer miles, access to carrier club facilities, and other similar travel promotional items ("Travel Awards")) obtained by a Member, officer or employee of the Senate while on official travel may be utilized for personal use at the discretion of the Member or officer pursuant to this section. Travel Awards may be retained and used at the sole discretion of the Member or officer only if the Travel Awards are obtained under the same terms and conditions as those offered to the general public and no favorable treatment is extended on the basis of the Member, officer or employee's position with the Federal Government. Members, officers and employees may only retain Travel Awards for personal use when such Travel Awards have been obtained at no additional cost to the Federal Government. It should be noted that any fees assessed in connection

with the use of Travel Awards shall be considered a personal expense of the Member, officer or employee and under no circumstances shall be paid for or reimbursed from official funds. Although this paragraph permits Members, officers and employees of the Senate to use Travel Awards at the discretion of the Member or officer, the Committee encourages the use of such Travel Awards (whenever practicable) to offset the cost of future official travel.

A copy of the Committee Regulations governing Senate travel and Travel Promotional Awards, as amended, is included as Attachment B.

C. Committee Regulations for the Senate Health and Fitness Facility by the Office of the Architect of the Capitol, as amended, by deleting paragraph (d), Section 3 and substituting as follows:

The Facility and its equipment shall be available for use by all Members of the United States Senate upon the payment of fees as determined by the Chairman and the Ranking Member of the Committee on Rules and Administration. The Chairman and Ranking Member of the Committee on Rules and Administration shall notify the Secretary of the Senate of the amount of any fees to be charged hereunder and direct the Financial Clerk of the Senate to collect such fees from those Members desiring to use the Facility.

A copy of the Committee Regulations governing the Senate Health and Fitness Facility, as amended, is included as Attachment C.

D. Committee Regulations governing Public Transportation Subsidy, as amended by deleting and substituting as follows:

In the first sentence of Section 2, substitute "(P.L. 105-178)" for "(P.L. 105-78)".

In the first sentence of Section 2, substitute "\$105" for "\$100".

In item (a) of Section 4, substitute "\$105" for "\$100".

In the second sentence of third paragraph of Section 6, substitute "employee" for "employer".

In item (c) of Section 7, substitute "\$105" for "\$100".

A copy of the Committee Regulations governing Public Transportation Subsidy, as amended, is included as Attachment D.

ATTACHMENT A—FURNITURE, ACCESSORIES AND SPECIAL ALLOWANCES POLICY FOR SENATE OFFICE BUILDINGS

(Approved September 27, 1989)

(Amended June 29, 1994)

(Amended February 28, 2004)

1. Pursuant to 40 U.S.C. 174c, furnishings for offices in the Senate Office Buildings are supplied and maintained by the Architect of the Capitol through his representative, the Superintendent of the Senate Office Buildings. Matters of general policy are subject to the approval of the Senate Committee on Rules and Administration.

2. Effective on the date of adoption of this policy by the Senate Committee on Rules and Administration, the Superintendent of the Senate Office Buildings shall undertake to survey the physical quality of all furnishings presently assigned to offices. There-

after, a survey will be conducted on an annual basis. Office heads, as defined in the Senate Equipment Regulations, should work with the Superintendent's Office to identify furnishings that do not meet an acceptable level of quality.

3. When the survey is completed, all items on the Standard Furniture and Accessories list that are in disrepair will be declared "surplus" and/or repaired. This does not preclude repairs as needed irrespective of survey timing. No furnishings will be delivered to an office unless they are functional and in quality condition.

4. The Superintendent's Office will maintain a full inventory of all furnishings assigned to designated suites, including documentation of furnishings provided from the Standard Furniture and Accessories list, and items purchased from the Senators' special furniture and accessory allowance.

5. Senators with suites in the Russell or Dirksen Buildings shall have the option of using traditional or modular furniture to create an effective office environment. [However, once modular is chosen for a suite, it shall remain a part of that suite regardless of which Senator occupies the space.] A Senator electing to use modular furniture in Russell or Dirksen shall use the modular system in the suite except for the Senator's personal office, reception room, and conference room.

[A.] Modular furniture will be offered to Senators in Russell and Dirksen based upon the availability and the order in which the request is received. [of funding for this program.]

[B.] Modular furniture will be offered to Senators with suites in the Russell and Dirksen Buildings on a seniority basis until all Senators have had the opportunity to elect to use modular furniture.

[C.] Senators not electing initially to use modular furniture in Russell or Dirksen must wait until all other Senators on the current list have been offered modular furniture and have elected to accept or have declined. The updated seniority list shall apply after Senate moves.]

6. Senators in the Hart Building shall utilize modular furniture as the basic system of furnishing. The actual system of furniture in place in a suite in the Hart Building shall remain in the same suite regardless of which Senator occupies the space.

In the Hart Building, traditional furniture may be chosen for the Senator's personal office, the Chief of Staff's office, the reception area and the conference room.

[7.] Modular panels shall not be provided in any private offices.]

8. Only a Senator or the designated office head of each Senate office will have the authority to request furniture and furnishings in an office. Such requests may be made by submitting a "Request for Service", letter or through the Senate Furniture web system. Written confirmation of a telephone request to the Superintendent of the Senate Office Buildings also will be accepted. Office heads should be designated in writing and a file of these names will be maintained by the Superintendent's Office.

The transfer of furniture from one official office inventory to another may be authorized based upon the following:

A. All furniture items to be transferred from one Senate office or Committee to another Senate office or Committee must be authorized by the Committee on Rules and Administration prior the transfer. [to be transferred to the intended office.]

B. The Senator, Committee Chairman or designated office head must agree to the re-

lease of the furniture on a Request for Furniture form providing for the removal of those items from their office inventory. Additional furniture intended to replace the furniture proposed for transfer shall be requested simultaneously on a Request for Furniture form.

C. The Senator, Committee Chairman or designated office head receiving the transferred furniture must agree to its receipt on a Request for Furniture form so that the furniture can be incorporated into their office inventory.

The Superintendent shall adjust the official office inventories based upon completion of the issuance or return of furniture items.

9. The Architect of the Capitol will maintain in stock an inventory of the following items, referred to hereafter as the Standard Furniture and Accessories list, available for viewing through the Senate Furniture web system (<http://senate.aoc.gov>):

STANDARD FURNITURE AND ACCESSORIES—
SENATORS' SUITES

Bookcase—See Shelves; Chair Mats; [Chairs—Ergonomic (with or without arms); [Chairs—Folding Chairs]; Chairs—Conference (with or without arms); Chairs—Desk [Reception] (with or without arms); [Chairs—Reception—without arms]; Chairs—Executive; [Chairs—Secretary]; Coats—Tree; [Coats—Rack]; Credenza—(Conference room & Front office only); Desk—Computer; Desk—Half size; Desk—Flat Top Executive; Desk—[Secretary] L-Shape.

Fans & Heaters; File Cabinets—Lateral 2-Drawer; File Cabinets—Lateral 5-Drawer; File Cabinets—2-Drawer; File Cabinets—5-Drawer; Fireplace—Screens (Russell SOB only); Fireplace—Tools (Russell SOB only); Footrests—Furniture or Computer; Lighting—Ceiling (Chandelier) [Fixtures (Reception and Conference Rooms in Russell SOB only, no more than 2 total)] in Russell SOB only (Reception Rooms, Conference Rooms and Senator's Personal Office, limited to 3 total); Lighting—Floor Lamps (2 per office); [Lighting—Reading Lamps]; Lighting—Desk/Table Lamps; [Magazine Rack]; [Microfilm Cabinets]; Mirrors—(One per suite standard); [Modular Furniture—(Limited to Hart SOB for now).

[Partitions—Textured (i.e. wood)]; Partitions—Acoustical; Racks—Pamphlets; Refrigerator—Medium (Not to exceed 3 total); Shelves—Open Shelves (Book); Shelves—Desk Organizers; Shelves—Cabinets (with doors); Sofa—Love seat; Sofa—Couch; [Stand—Smoke (Ashtray)]; Stand—Telephone; Stand—Plant; Tables—Conference; Tables—Round; Tables—Computer; Tables—Coffee; Tables—End; [Tables—Folding]; Tables—Other (assorted sizes); TV Stand; [Window—Venetian Blinds (2-inch, Russell and Dirksen SOBs only); [Window—Mini Blinds (Hart SOB only)].

SENATORS' PERSONAL OFFICES

[(Bathroom)—(Vanity-under sink*); [(Bathroom)—(Cabinet-over/next to sink)*]; Cabinet—Telephone; Chairs—High Back (Desk); Chairs—Side [Reception]—(with arms or without arms); [Chairs—Reception—without arms]; Chairs—Wingback; Chairs—Overstuffed (Historic); Credenza; Desk; Lighting—Table Lamp; Lighting—Floor Lamp; [Lighting—Reading Light]; Lighting—Ceiling (Chandelier) [Fixture (Russell SOB only)] in Russell SOB only, (Reception Rooms, Conference Rooms and Senator's Personal Office, limited to 3 total); Lighting—Mantle Fixtures (Russell SOB only); Lighting—Wall (Sconce) Fixtures (Russell SOB only); Lighting—Rheostat.

Mirror; Refrigerator—Compact; Shelves—Bookcases; Shelves—Cabinet; Sofa—Love seat; Sofa—Couch; Table—Coffee; Table—End; TV/VCR Cabinet; [VCR Cabinet; [Upholstery Fabric; [Wardrobe; [Window—Curtains or Draperies; [Window—Venetian Blinds (wood or metal); [Window—Mini Blinds.

【*Standard part of building structure】

For Loan (for Meetings and Related Functions)

Blackboards, Easels, Folding Tables, Piano (small charge for tuning), Podiums, Stacking Chairs.

10. A Special Furniture and Accessory Allowance will be authorized to the Architect of the Capitol for the purpose of furnishing a Senator's personal office, reception room and conference room when a Senator is elected/re-elected for a term of office. This will be in addition to the furnishings requested from the Standard Furniture and Accessories list and only will be authorized during the first year of each Senator's new term of office. Such amount will be determined by the Senate Committee on Rules and Administration as a recommendation for appropriation to the Architect of the Capitol to become available for the Senator's term of office. Provisions will be made for Senators to purchase through this special allowance furniture and accessory items which are unique to their offices and/or home state. All acquisitions from this allowance will be made by the Architect of the Capitol in consultation with the office head.

11. A "Request for Service" or other written request for furnishings will be acknowledged within five working days reflecting appropriate disposition of the request. If requests are made for items critical to the function of the office which are not on the Standard Furniture and Accessory list or are out of stock, and delivery/restock is not anticipated for three months or greater, an office head may submit a request in writing to the Chairman of the Senate Committee on Rules and Administration. If requests are made for special items, as part of the Special Furniture and Accessory Allowance, appropriate information should be attached from a commercial supplier or a catalogue from which the items are available. If favorably acted upon by the Rules Committee, an approval to purchase will be forwarded to the Architect's Office.

12. Certain furniture and accessory items may be built to published plans, including typewriter racks and table platforms for computer work stations, open shelves and sorting racks for desks and tables, and bookshelves, in accordance with a standard catalogue provided by the Superintendent. An office head may submit a written request for an item by identifying it from the Superintendent's catalogue of sketches.

13. Office heads may submit to the Senate Committee on Rules and Administration at any time a request to add items to the Standard Furniture and Accessory list. The Committee, in consultation with the Architect of the Capitol, will review the list annually to ensure that items continue to meet the needs of Senate offices acknowledging changing technology and staff environments.

14. Furnishings secured through the Architect of the Capitol from the Senators' Special Furniture and Accessory Allowance may be returned at the request of the office head to the Architect's inventory. They then may be purchased at a depreciated price with a Senator's personal funds or as a charge to the Special Furniture and Accessory Allowance. All returns will be made without credit

to the original purchaser's Special Furniture and Accessory Allowance.

15. The Committee on Rules and Administration, in consultation with the Architect of the Capitol, will monitor requests for non-standard items to preserve the architectural conformity of the Senate Office Buildings.

16. Furniture is not authorized by statute to be purchased through a Senator's Official Personnel and Office Expense Account. However, T.V. stands and V.C.R. stands are considered accessories to equipment and may be purchased in a manner consistent with the statutes and regulations governing the purchase of standard and non-standard equipment.

17. All furniture and accessories, whether chosen from the Standard list or purchased from the Senators' Special Furniture and Accessory Allowance, remain the property of the Architect of the Capitol. Senators will be responsible for any furniture stolen, lost, or otherwise unaccounted for, and reimbursement for all losses will be made in an amount equal to the fair market value of such furniture after applying an appropriate depreciation.

18. The implementation of this policy is subject to the availability of appropriated funds to the Architect of the Capitol.

Approved: Committee on Rules and Administration.

CHRISTOPHER J. DODD,
Ranking Member.
TRENT LOTT,
Chairman.

Attachment B

II. TRANSPORTATION EXPENSES

(A) COMMON CARRIER TRANSPORTATION AND ACCOMMODATIONS

Transportation includes all necessary official travel on railroads, airlines, helicopters, steamboats, buses, streetcars, taxicabs, and other usual means of conveyance. Transportation may include fares and such expenses incidental to transportation such as baggage transfer; official telegraph, telephone, radio, and cable messages in connection with items classed as transportation; steamer chairs, steamer cushions, and steamer rugs at customary rates actually charged; staterooms on steamers.

1. TRAIN ACCOMMODATIONS

(a) Sleeping-car accommodations: The lowest first class sleeping accommodations available shall be allowed when night travel is involved. When practicable, through sleeping accommodations should be obtained in all cases where more economical to the Senate.

(b) Parlor-car and coach accommodations: One seat in a sleeping or parlor car will be allowed. Where adequate coach accommodations are available, coach accommodations should be used to the maximum extent possible, on the basis of advantage to the Senate, suitability and convenience to the traveler, and nature of the business involved.

2. STEAMER ACCOMMODATIONS

Staterooms: First-class accommodation will be allowed when stateroom is included in cost of passage or is a separate charge.

3. AIRPLANE ACCOMMODATIONS

(a) First-class and air-coach accommodations: It is the policy of the Senate that persons who use commercial air carriers for transportation on official business shall use less than first-class accommodations instead of those designated first-class with due regard to efficient conduct of Senate business and the travelers' convenience, safety, and comfort.

(b) Use of United States-flag air carriers: All official air travel shall be performed on United States-flag air carriers except where travel on other aircraft (1) is essential to the official business concerned, or (2) is necessary to avoid unreasonable delay, expense, or inconvenience.

When a traveler finds he/she will not use accommodations which have been reserved for him/her, he/she must release them within the time limits specified by the carriers. Likewise, where transportation service furnished is inferior to that called for by a ticket or where a journey is terminated short of the destination specified, the traveler must report such facts to the proper official. Failure of travelers to take such action may subject them to liability for any resulting losses. "No show" charges, if incurred by Members or staff personnel in connection with official Senate travel, shall not be considered payable or reimbursable from the contingent fund of the Senate. Senate travelers exercising proper prudence can make timely cancellations when necessary in order to avoid "no show" assessments. Service fees for preparation or mailing of passenger coupons shall not be reimbursable.

In the event that a Senate traveler is denied passage on a flight for which he/she held a reservation and this results in a payment of any rebate, this payment shall not be considered as a personal receipt by the traveler, but rather as a payment to the Senate, the agency for which and at whose expense the travel is being performed. Such payments shall be submitted to the appropriate individual for the proper disposition when the traveler submits his/her expense account. Through fares, special fares, commutation fares, excursion, and reduced-rate round trip fares should be used for official travel when it can be determined prior to the start of a trip that any such type of service is practical and economical to the Senate. Round-trip tickets should be secured only when, on the basis of the journey as planned, it is known or can be reasonably anticipated that such tickets will be utilized.

Each Chairman, Senator, or Officer of the Senate may, at his/her discretion, authorize in extenuating circumstances the reimbursement of penalty fees associated with the cancellation of through fares, special fares, commutation fares, excursion, and reduced-rate round trip fares.

【Discount coupons, frequent flyer mileage, or other evidence of reduced fares, obtained on official travel, shall be turned in to the office for which the travel was performed so that they may be utilized for future official travel. "Any travel award that accrues by reason of official travel of a Member, officer, or employee of the Senate shall be considered the property of the office for which the travel was performed and may not be converted to personal use (2 U.S.C. 1436(a), as amended)."] However, this shall not apply to any travel awards relating to air transportation for a Member of the Senate, or their spouse, son, or daughter, between the Washington metropolitan area and the Home State of that Member. It should be noted that any fees assessed in connection with the use of travel awards for a spouse, son, or daughter of a Member, shall be considered a personal expense of the traveler and shall not be reimbursed from official funds.

【It is the traveler's responsibility to turn in to the appropriate individual all promotional materials which would provide free or reduced costs for future travel. These should be integrated into the office's plans for future official travel. Even in those instances when the coupons are non-transferable or carry an impending expiration date,

and it appears that the office will not be able to use them, they are still Senate property and should not be converted to personal use, except in the case of separating Members, Officers and employees as provided in Appendix A. The administrator of each office shall account for all bonuses acquired for travel from official appropriated funds.】

Travel promotional awards (e.g. free travel, travel discounts, upgrade certificates, coupons, frequent flyer miles, access to carrier club facilities, and other similar travel promotional items ("Travel Awards")) obtained by a Member, officer or employee of the Senate while on official travel may be utilized for personal use at the discretion of the Member or officer pursuant to this section. Travel Awards may be retained and used at the sole discretion of the Member or officer only if the Travel Awards are obtained under the same terms and conditions as those offered to the general public and no favorable treatment is extended on the basis of the Member, officer or employee's position with the Federal Government. Members, officers and employees may only retain Travel Awards for personal use when such Travel Awards have been obtained at no additional cost to the Federal Government. It should be noted that any fees assessed in connection with the use of Travel Awards shall be considered a personal expense of the Member, officer or employee and under no circumstances shall be paid for or reimbursed from official funds. Although this paragraph permits Members, officers and employees of the Senate to use Travel Awards at the discretion of the Member or officer, the Committee encourages the use of such Travel Awards (whenever practicable) to offset the cost of future official travel.

In case a person, for his/her own convenience, travels by an indirect route or interrupts travel by direct route, the extra expense will be borne by the traveler. Reimbursement for expenses shall be allowed only on such charges as would have been incurred by the official direct route.

Transportation by bus, streetcar, subway, or taxicab, when used in connection with official travel, will be allowed as an official transportation expense.

APPENDIX A

【PURCHASE OF BONUS AIRLINE MILEAGE BY SEPARATING MEMBERS, OFFICERS AND EMPLOYEES OF THE SENATE

【In Opinion B-24607, the General Counsel of the General Accounting Office made the following determination:

“Frequent flyer points are usually non-transferable and of no value to the government after the departure of the Member or staff person. Therefore, if the Senate determines as a matter of sound administration that its travel regulations should provide for disposing of frequent flyer mileage in exchange for payment of a reasonable sum of money from a departing Member or staff person, we see no objection to such a regulation.”

【Although Senate Travel Regulations prohibit the personal use of bonus mileage accrued at government expense, the Senate also recognizes that when Members, Officers, and employees separate from Senate service, any frequent flyer mileage remaining in their name is no longer of any value to the Senate. However, the Government would recoup at least some of the value of the lost bonus mileage if separating Members, Officers, and employees are permitted to purchase such mileage upon their separation from Senate service. Permitting such an exception to the general prohibition on use of frequent flyer mileage would make good administrative sense.

【Therefore, Members, Officers, and employees, upon their separation from Senate service, may obtain permission from the Committee on Rules and Administration to convert to personal use any remaining airline bonus mileage accrued in their name at Senate expense, provided that the separating Member, Officer, or employee reimburses the Senate a reasonable sum of money for all mileage they wish to use. For purposes of this provision, a “reasonable sum of money” shall be determined by the Committee based upon: (1) the number of tickets which may be obtained from the unused mileage; and (2) valuation of such tickets at the applicable government rate. The determination of the Committee regarding reasonable reimbursement shall be final. Any funds received under this policy shall be deposited in the United States Treasury—Miscellaneous receipts account.】

Attachment C

REGULATIONS FOR THE SENATE HEALTH AND FITNESS FACILITY BY THE OFFICE OF THE ARCHITECT OF THE CAPITOL

(Approved April 28, 1992)

(Effective May 1, 1992)

SEC. 1. SCOPE AND APPLICABILITY.

These regulations, promulgated by the Committee on Rules and Administration under authority of Senate Resolution 286, agreed to April 9, 1992, establish the policy, procedures, and management authority and responsibility for the United States Senate Health and Fitness Facility under the direction of the Architect of the Capitol.

SEC. 2. AUTHORIZED PARTICIPANTS.

For purposes of these regulations, authorized participants shall include Members of the United States Senate who elect to use the Facility and who pay the fees in accordance with Section 4 of these regulations.

SEC. 3. SENATE HEALTH AND FITNESS FACILITY.

1. There is hereby established the Senate Health and Fitness Facility which shall be operated under the supervision and management of the Architect of the Capitol, subject to rules, regulations, and policies approved by the Committee on Rules and Administration. Equipment of such Facility shall be located in the Russell Senate Office Building and the Hart Senate Office Building and at any other location within the space allotted for the use of the United States Senate as the Architect may determine, subject to the approval of the Committee on Rules and Administration.

2. The Facility shall consist of the Senate gym located in the Russell Senate Office Building and the tennis courts located in the Hart Senate Office Building, and all the equipment, furnishings, and fixtures situated therein.

3. The Facility shall continue to provide all the services and equipment now provided at those existing locations and such additional services, facilities and equipment as the Architect may determine to provide, with the approval of the Committee on Rules and Administration.

【4. The Facility and its equipment shall be available to all Members of the United States Senate upon payment of an annual fee of \$400.】

The Facility and its equipment shall be available for use by all Members of the United States Senate upon the payment of fees as determined by the Chairman and the Ranking Member of the Committee on Rules and Administration. The Chairman and Ranking Member of the Committee on Rules and Administration shall notify the Secretary of the Senate of the amount

of any fees to be charged hereunder and direct the Financial Clerk of the Senate to collect such fees from those Members desiring to use the Facility.

SEC. 4. AUTHORIZATION FOR FEES.

The provisions of Title 40 United States Code 193d, to the extent they prohibit sales on Capitol grounds or in the Senate office buildings, shall not be applicable to any fees charged for membership or any service or activity of the Facility.

SEC. 5. RESPONSIBILITIES OF THE SECRETARY OF THE SENATE.

Members who choose to use the Facility shall notify the Secretary of the Senate in writing, and authorize the Secretary of the Senate to withhold the annual fee on a monthly basis from their pay, or make a direct payment of the annual fee to the Secretary of the Senate. The election of withholding shall become effective at the beginning of a pay period. The Secretary of the Senate shall notify the Architect of the names of those Members whose fees are withheld, or otherwise collected, and remit such payments to the United States Treasury as miscellaneous receipts, unless otherwise provided by law.

SEC. 6. RESPONSIBILITIES OF THE ARCHITECT OF THE CAPITOL.

Supervision and management of the Facility are the responsibility of the Architect of the Capitol, subject to rules, regulations, and policies approved by the Committee on Rules and Administration.

SEC. 7. RULES.

All rules heretofore adopted by the Committee on Rules and Administration pertaining to the Senate gym and to the Senate tennis courts shall continue in full force and effect as rules pertaining to the Facility, until amended or modified by that Committee.

SEC. 8. EFFECTIVE DATE.

These regulations shall take effect May 1, 1992.

ATTACHMENT D

CHAPTER 2 (U.S. SENATE HANDBOOK); APPENDIX A—PUBLIC TRANSPORTATION SUBSIDY REGULATIONS

Committee on Rules and Administration, United States Senate, effective August 1, 1992

(Amended October 1, 2004)

SEC. 1. POLICY.

It is the policy of the Senate to encourage employees to use public mass transportation in commuting to and from Senate offices.

SEC. 2. AUTHORITY.

The Tax Reform Act of 1986, as amended by the Transportation Equity Act for the 21st Century [(P.L. 105-78)] (P.L. 105-178) allows employers to give employees as a tax free “de minimis fringe benefit” transit fare media of a value not exceeding \$100 \$105 per month. The Fiscal Year 1991 Treasury-Postal Appropriations Act (Pub. L. 101-509) allows Federal agencies to participate in state or local government transit programs that encourage employees to use public transportation.

SEC. 3. DEFINITIONS.

(a) Public Mass Transportation—A transportation system operated by a State or local government, e.g. bus or rail transit system.

(b) Fare Media—A ticket, pass, or other device, other than cash, used to pay for transportation on a public mass transit system.

(c) Office—Refers to a Senate employee's appointing authority, that is, the Senator,

committee chairman, elected officer, or an official of the Senate who appointed the employee. For purposes of these regulations, an employee in the Office of the President pro tempore, Deputy President pro tempore, Majority Leader, Minority Leader, Majority Whip, Minority Whip, Secretary of the Conference of the Majority, or Secretary of the Conference of the Minority shall be considered to be an employee, whose appointing authority is the Senator holding such position.

(d) **Qualified Employee**—An individual employed in a Senate office whose salary is disbursed by the Secretary of the Senate, whose salary is within the limit set by his or her appointing authority for participation in a transit program under these regulations, and who is not a member of a car pool or the holder of any Senate parking privilege.

(e) **Qualified program** Refers to the program of a public mass transportation system that encourages employees to use public transportation in accordance with the requirements of Pub. L. 101-509 whose participation in the Senate program in accordance with these regulations has been approved by the Committee on Rules and Administration.

SEC. 4. PROGRAM REQUIREMENTS.

(a) Each office within the Senate is authorized to provide to qualified employees under its supervision a de minimis fringe employment benefit of transit fare media of a value not to exceed the amount authorized by statute currently not to exceed **[\$100] \$105** per month.

(b) Each appointing authority may establish a salary limit for participation in this program by his or her employees. If such salary limit is established, all staff paid at or below that limit, and who meet the other criteria established in these regulations, must be permitted to participate in this program.

(c) For purposes of these regulations, an individual employed for a partial month in an office shall be considered employed for the full month in that office.

(d) The fare media purchased by participating offices under this program shall only be used by qualified employees for travel to and from their official duty station.

(e) Any fare media purchased under this program may not be sold or exchanged although exchanges of Metro Card Media for transportation on the Virginia Railway Express (VRE) or the Maryland Transit Administration's MARC trains are permissible.

(f) In addition to any criminal liability, any person misusing, selling, exchanging or obtaining or using a fare media in violation of these regulations shall be required to reimburse the office for the full amount of the fare media involved and may be disqualified from further participation in this program.

SEC. 5. OFFICE ADMINISTRATION OF PROGRAM.

Each office electing to participate in this program shall be responsible for its administration in accordance with these regulations, shall designate an individual to manage its program, and may adopt rules for its participation consistent with these regulations.

An employee who wishes to participate in this program shall make application with his or her office on a form which shall include a certification that such person is not a member of a motor pool, does not have any Senate parking privilege (or has relinquished same as a condition of participation), will use the fare media personally for traveling to and from his or her duty station, and will not exchange or sell the fare media provided under this program. The application shall include the following statement:

This certification concerns a matter within the jurisdiction of an agency of the United

States and making a false, fictitious, or fraudulent certification may render the maker subject to criminal prosecution under 18 U.S.C. § 1001.

Safeguarding and distribution of fare media purchased for an office is the responsibility of the program manager in that office. Participating offices may not refund or replace any damaged, misplaced, lost, or stolen fare media.

SEC. 6. SENATE STATIONERY ROOM RESPONSIBILITIES.

The only program currently available in the Washington, D.C. metropolitan area at this time is Metro Pool, a program established through Metro by the District of Columbia. Transit benefits will be provided through Metro Pool for participating offices in the Washington, D.C. area. The Committee on Rules and Administration shall enter into an agreement with Metro Pool for purchase of fare media by the Senate Stationery Room as required by participating offices on a monthly basis.

A participating office shall purchase the fare media with its authorized appropriated funds from the Senate Stationery Room through its stationery account pursuant to 2 U.S.C. § 119.

Each office shall present to the Senate Stationery Room [two copies of] the certification referred to in section 7 of these regulations. A new certification shall be submitted when an [employer] employee is added to or deleted from the program. The Stationery Room shall make available to the Senate Rules Committee Audit Section a monthly summary of office participation in this program. In addition, the Stationery Room may not refund or replace any damaged, misplaced, lost, or stolen fare media that has been purchased through the office's stationery account.

SEC. 7. CERTIFICATION.

The certification required by section 6 shall be approved by the appointing authority and shall include the name, and social security number of each participating employee within that office, and the following statements:

(a) Each person included on the list is currently a qualified employee as defined in Section 3.

(b) No person included on the list has any current Senate parking privilege and that no parking privileges will be restored to any person on the list during the period for which the fare media is purchased.

(c) That each month's fare media for each participating employee does not exceed the maximum dollar amount specified in statute (currently **[\$100] \$105**).

SEC. 8. OTHER PARTICIPATING PROGRAMS.

Section 6 provides for procedures for participation by Washington offices in the Metro Pool program established through Metro by the District of Columbia. Additional programs in the Washington, D.C. metropolitan area, or programs offered in other locations where Members have offices that meet the requirements of the law and these regulations, may be used for qualified employees, subject to the following requirements:

(A) Authorization

The public transit system shall submit information to the Committee on Rules and Administration that it participates in an established state or local government program to encourage the use of public transportation for employees in accordance with the provisions of Pub. L. 101-509 and these regulations. If the program meets the requirements of the statute and these regulations and is

approved by the Committee on Rules and Administration, any Senate office served by such transit system may provide benefits to its employees pursuant to these regulations.

(B) Procedures

(1) A qualified program operating in the Washington, D.C. metropolitan area that permits purchase arrangements similar to those provided by the Metro Pool program shall participate in the Senate program in accordance with the procedures set forth in Section 6.

(2) A qualified program operating in the Washington, D.C. metropolitan area that does not have purchase arrangements similar to Metro Pool, or a qualified program located outside that metropolitan area, that permits purchases directly by an office, may make arrangements for purchase of media directly with a participating office. Such an office may provide for direct payment to that system and shall submit the certification in accordance with Section 7.

(3) In the case of a qualified program that does not permit purchase arrangements as provided in paragraphs (1) or (2) above, an office may provide for reimbursement to a qualified employee and shall submit a certification in accordance with Section 7.

(C) Documentation

The following documentation must accompany a voucher submitted under paragraph 8(B)(2) or (3):

(1) A copy of the Rules Committee approval, in accordance with section 8(A), with the first voucher submitted for that transit program, provided subsequent vouchers identify the transit program.

(2) The certification.

(3) Proof of purchase of the fare media.

(D) Voucher Guidance

In the case of a Senator's state office, reimbursement for payment to either a qualified transit system, or a qualified employee shall be from the Senators' Official Personnel and Office Expense Account (SOP & OEA) as a home state office expense on a seven part voucher.

In the Washington, D.C. metropolitan area, reimbursement for payment to either a qualified transit system, or a qualified employee shall be as follows:

(1) in the case of a Senator's office from the SOP & OEA as an "other official expense" (discretionary expense).

(2) in the case of a Senate committee or administrative office as an "Other" expense.

SEC. 9. SPECIAL CIRCUMSTANCES.

Any circumstances not covered under these regulations shall be considered on application to the Committee on Rules and Administration.

SEC. 10. EFFECTIVE DATE.

These regulations shall take effect on the first day of the month following date of approval.

REVEREND WILLIAM WEBB

Mr. REID. Mr. President, I rise today to recognize Rev. William Webb, a strong and compassionate leader in the Reno-Sparks community.

Throughout his life, Reverend Webb has demonstrated tremendous perseverance, dedication, and generosity. Born and raised in a small, poor town in southern Arkansas, he was the only student in his eighth grade class to continue on to high school. Despite facing racism and segregation, Reverend Webb remained strongly committed to