

109TH CONGRESS
2^D SESSION

H. R. 5576

AN ACT

Making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

10 DEPARTMENT OF TRANSPORTATION

12 SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary, \$92,558,000 (reduced by \$1,000) (reduced by \$70,000) (reduced by \$23,814,000) (reduced by \$2,700,000), of which not to exceed \$2,255,000 (reduced by \$79,000) shall be available for the immediate Office of the Secretary; not to exceed \$717,000 (reduced by \$26,000) shall be available for the immediate Office of the Deputy Secretary; not to exceed \$15,681,000 (reduced by \$650,000) shall be available for the Office of the General Counsel; not to exceed \$11,684,000 (reduced by \$150,000) shall be available for the Office of the Under Secretary of Transportation for Policy; not to exceed \$10,002,000 (reduced by \$1,602,000) shall be available for the Office of

1 the Assistant Secretary for Budget and Programs; not to
2 exceed \$2,319,000 (reduced by \$2,319,000) shall be avail-
3 able for the Office of the Assistant Secretary for Govern-
4 mental Affairs; not to exceed \$25,108,000 (reduced by
5 \$3,297,000) (reduced by \$2,700,000) shall be available for
6 the Office of the Assistant Secretary for Administration;
7 not to exceed \$1,932,000 (reduced by \$1,932,000) shall
8 be available for the Office of Public Affairs; not to exceed
9 \$1,478,000 (reduced by \$1,478,000) shall be available for
10 the Office of the Executive Secretariat; not to exceed
11 \$707,000 shall be available for the Board of Contract Ap-
12 peals; not to exceed \$1,286,000 shall be available for the
13 Office of Small and Disadvantaged Business Utilization;
14 not to exceed \$2,722,000 for the Office of Intelligence and
15 Security; not to exceed \$12,281,000 (reduced by
16 \$12,281,000) shall be available for the Office of the Chief
17 Information Officer; and not to exceed \$4,386,000 shall
18 be available for the Office of Emergency Transportation:
19 *Provided*, That the Secretary of Transportation is author-
20 ized to transfer funds appropriated for any office of the
21 Office of the Secretary to any other office of the Office
22 of the Secretary: *Provided further*, That no appropriation
23 for any office shall be increased or decreased by more than
24 5 percent by all such transfers: *Provided further*, That no-
25 tice of any change in funding greater than 5 percent shall

1 be submitted for approval to the House and Senate Com-
 2 mittees on Appropriations: *Provided further*, That not to
 3 exceed \$60,000 shall be for allocation within the Depart-
 4 ment for official reception and representation expenses as
 5 the Secretary may determine: *Provided further*, That not-
 6 withstanding any other provision of law, excluding fees au-
 7 thorized in Public Law 107–71, there may be credited to
 8 this appropriation up to \$2,500,000 in funds received in
 9 user fees.

10 OFFICE OF CIVIL RIGHTS

11 For necessary expenses of the Office of Civil Rights,
 12 \$8,821,000.

13 TRANSPORTATION PLANNING, RESEARCH, AND
 14 DEVELOPMENT

15 For necessary expenses for conducting transportation
 16 planning, research, systems development, development ac-
 17 tivities, and making grants, to remain available until ex-
 18 pended, \$13,000,000 (reduced by \$4,090,000) (reduced by
 19 \$4,000,000).

20 WORKING CAPITAL FUND

21 Necessary expenses for operating costs and capital
 22 outlays of the Working Capital Fund, not to exceed
 23 \$120,000,000, shall be paid from appropriations made
 24 available to the Department of Transportation: *Provided*,
 25 That such services shall be provided on a competitive basis
 26 to entities within the Department of Transportation: *Pro-*

1 *vided further*, That the above limitation on operating ex-
 2 penses shall not apply to non-DOT entities: *Provided fur-*
 3 *ther*, That no funds appropriated in this Act to an agency
 4 of the Department shall be transferred to the Working
 5 Capital Fund without the approval of the agency modal
 6 administrator: *Provided further*, That no assessments may
 7 be levied against any program, budget activity, subactivity
 8 or project funded by this Act unless notice of such assess-
 9 ments and the basis therefor are presented to the House
 10 and Senate Committees on Appropriations and are ap-
 11 proved by such Committees.

12 MINORITY BUSINESS RESOURCE CENTER PROGRAM

13 For the cost of guaranteed loans for short-term work-
 14 ing capital, \$495,000, as authorized by 49 U.S.C. 332:
 15 *Provided*, That such costs, including the cost of modifying
 16 such loans, shall be as defined in section 502 of the Con-
 17 gressional Budget Act of 1974: *Provided further*, That
 18 these funds are available to subsidize total loan principal,
 19 any part of which is to be guaranteed, not to exceed
 20 \$18,367,000. In addition, for administrative expenses to
 21 carry out the guaranteed loan program, \$396,000.

22 MINORITY BUSINESS OUTREACH

23 For necessary expenses of Minority Business Re-
 24 source Center outreach activities, \$2,970,000, to remain
 25 available until September 30, 2008: *Provided*, That not-
 26 withstanding 49 U.S.C. 332, these funds may be used for

1 business opportunities related to any mode of transpor-
2 tation.

3 PAYMENTS TO AIR CARRIERS

4 (AIRPORT AND AIRWAY TRUST FUND)

5 (INCLUDING TRANSFER OF FUNDS)

6 In addition to funds made available from any other
7 source to carry out the essential air service program under
8 49 U.S.C. 41731 through 41742, \$67,000,000, to remain
9 available until expended: *Provided*, That, in determining
10 between or among carriers competing to provide service
11 to a community, the Secretary may consider the relative
12 subsidy requirements of the carriers: *Provided further*,
13 That, if the funds under this heading are insufficient to
14 meet the costs of the essential air service program in the
15 current fiscal year, the Secretary shall transfer such sums
16 as may be necessary to carry out the essential air service
17 program from any available amounts appropriated to or
18 directly administered by the Office of the Secretary for
19 such fiscal year: *Provided further*, That of the funds made
20 available under this heading, \$1,000,000 shall be used to
21 carry out the three marketing incentive programs author-
22 ized by section 41748 of title 49, United States Code.

23 COMPENSATION FOR AIR CARRIERS

24 (RESCISSION)

25 Of the funds made available under section 101(a)(2)
26 of Public Law 107–42, \$50,000,000 are rescinded.

1 ADMINISTRATIVE PROVISIONS—OFFICE OF THE
2 SECRETARY OF TRANSPORTATION

3 SEC. 101. The Administrator of the Federal Aviation
4 Administration may reimburse amounts made available to
5 satisfy 49 U.S.C. 41742(a)(1) from fees credited under
6 49 U.S.C. 45303.

7 SEC. 102. The Secretary of Transportation is author-
8 ized to transfer the unexpended balances available for the
9 bonding assistance program from “Office of the Secretary,
10 Salaries and expenses” to “Minority Business Outreach”.

11 SEC. 103. None of the funds made available in this
12 Act to the Department of Transportation may be obligated
13 for the Office of the Secretary of Transportation to ap-
14 prove assessments or reimbursable agreements pertaining
15 to funds appropriated to the modal administrations in this
16 Act, except for activities underway on the date of enact-
17 ment of this Act, unless such assessments or agreements
18 have completed the normal reprogramming process for
19 Congressional notification.

20 SEC. 104. None of the funds made available under
21 this Act may be obligated or expended to establish or im-
22 plement a program under which essential air service com-
23 munities are required to assume subsidy costs commonly
24 referred to as the EAS local participation program.

1 FEDERAL AVIATION ADMINISTRATION

2 OPERATIONS

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Federal Aviation Ad-
5 ministration, not otherwise provided for, including oper-
6 ations and research activities related to commercial space
7 transportation, administrative expenses for research and
8 development, establishment of air navigation facilities, the
9 operation (including leasing) and maintenance of aircraft,
10 subsidizing the cost of aeronautical charts and maps sold
11 to the public, lease or purchase of passenger motor vehi-
12 cles for replacement only, in addition to amounts made
13 available by Public Law 108–176, \$8,360,000,000, of
14 which \$4,843,000,000 shall be derived from the Airport
15 and Airway Trust Fund, of which not to exceed
16 \$6,698,728,000 shall be available for air traffic organiza-
17 tion activities; not to exceed \$997,718,000 shall be avail-
18 able for aviation regulation and certification activities; not
19 to exceed \$11,985,000 shall be available for commercial
20 space transportation activities; not to exceed \$92,227,000
21 shall be available for financial services activities; not to
22 exceed \$87,850,000 shall be available for human resources
23 program activities; not to exceed \$272,821,000 shall be
24 available for region and center operations and regional co-
25 ordination activities; not to exceed \$175,392,000 shall be
26 available for staff offices; and not to exceed \$36,799,000

1 shall be available for information services: *Provided*, That
2 not to exceed 2 percent of any budget activity, except for
3 aviation regulation and certification budget activity, may
4 be transferred to any budget activity under this heading:
5 *Provided further*, That no transfer may increase or de-
6 crease any appropriation by more than 2 percent: *Provided*
7 *further*, That any transfer in excess of 2 percent shall be
8 treated as a reprogramming of funds under section 810
9 of this Act and shall not be available for obligation or ex-
10 penditure except in compliance with the procedures set
11 forth in that section: *Provided further*, That none of the
12 funds in this Act shall be available for the Federal Avia-
13 tion Administration to finalize or implement any regula-
14 tion that would promulgate new aviation user fees not spe-
15 cifically authorized by law after the date of the enactment
16 of this Act: *Provided further*, That there may be credited
17 to this appropriation funds received from States, counties,
18 municipalities, foreign authorities, other public authori-
19 ties, and private sources, for expenses incurred in the pro-
20 vision of agency services, including receipts for the mainte-
21 nance and operation of air navigation facilities, and for
22 issuance, renewal or modification of certificates, including
23 airman, aircraft, and repair station certificates, or for
24 tests related thereto, or for processing major repair or al-
25 teration forms: *Provided further*, That of the funds appro-

1 priated under this heading, not less than \$8,000,000 shall
2 be for the contract tower cost-sharing program: *Provided*
3 *further*, That funds may be used to enter into a grant
4 agreement with a nonprofit standard-setting organization
5 to assist in the development of aviation safety standards:
6 *Provided further*, That none of the funds in this Act shall
7 be available for new applicants for the second career train-
8 ing program: *Provided further*, That none of the funds in
9 this Act shall be available for paying premium pay under
10 5 U.S.C. 5546(a) to any Federal Aviation Administration
11 employee unless such employee actually performed work
12 during the time corresponding to such premium pay: *Pro-*
13 *vided further*, That none of the funds in this Act may be
14 obligated or expended to operate a manned auxiliary flight
15 service station in the contiguous United States: *Provided*
16 *further*, That none of the funds in this Act for aeronautical
17 charting and cartography are available for activities con-
18 ducted by, or coordinated through, the Working Capital
19 Fund: *Provided further*, That none of the funds in this
20 Act may be obligated or expended for an employee of the
21 Federal Aviation Administration to purchase a store gift
22 card or gift certificate through use of a Government-issued
23 credit card.

FACILITIES AND EQUIPMENT

(AIRPORT AND AIRWAY TRUST FUND)

For necessary expenses, not otherwise provided for, for acquisition, establishment, technical support services, improvement by contract or purchase, and hire of air navigation and experimental facilities and equipment, as authorized under part A of subtitle VII of title 49, United States Code, including initial acquisition of necessary sites by lease or grant; engineering and service testing, including construction of test facilities and acquisition of necessary sites by lease or grant; construction and furnishing of quarters and related accommodations for officers and employees of the Federal Aviation Administration stationed at remote localities where such accommodations are not available; and the purchase, lease, or transfer of aircraft from funds available under this heading; to be derived from the Airport and Airway Trust Fund, \$3,110,000,000, of which \$2,662,100,000 shall remain available until September 30, 2009, and of which \$447,900,000 shall remain available until September 30, 2007: *Provided*, That there may be credited to this appropriation funds received from States, counties, municipalities, other public authorities, and private sources, for expenses incurred in the establishment and modernization of air navigation facilities: *Provided further*, That upon initial submission to the Congress of the fiscal year 2008

1 President's budget, the Secretary of Transportation shall
2 transmit to the Congress a comprehensive capital invest-
3 ment plan for the Federal Aviation Administration which
4 includes funding for each budget line item for fiscal years
5 2008 through 2012, with total funding for each year of
6 the plan constrained to the funding targets for those years
7 as estimated and approved by the Office of Management
8 and Budget.

9 RESEARCH, ENGINEERING, AND DEVELOPMENT

10 (AIRPORT AND AIRWAY TRUST FUND)

11 For necessary expenses, not otherwise provided for,
12 for research, engineering, and development, as authorized
13 under part A of subtitle VII of title 49, United States
14 Code, including construction of experimental facilities and
15 acquisition of necessary sites by lease or grant,
16 \$134,000,000, to be derived from the Airport and Airway
17 Trust Fund and to remain available until September 30,
18 2009: *Provided*, That there may be credited to this appro-
19 priation funds received from States, counties, municipali-
20 ties, other public authorities, and private sources, for ex-
21 penses incurred for research, engineering, and develop-
22 ment.

1 GRANTS-IN-AID FOR AIRPORTS
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (AIRPORT AND AIRWAY TRUST FUND)
5 (INCLUDING TRANSFER OF FUNDS)

6 For liquidation of obligations incurred for grants-in-
7 aid for airport planning and development, and noise com-
8 patibility planning and programs as authorized under sub-
9 chapter I of chapter 471 and subchapter I of chapter 475
10 of title 49, United States Code, and under other law au-
11 thorizing such obligations; for procurement, installation,
12 and commissioning of runway incursion prevention devices
13 and systems at airports of such title; \$4,171,000,000 to
14 be derived from the Airport and Airway Trust Fund and
15 to remain available until expended: *Provided*, That none
16 of the funds under this heading shall be available for the
17 planning or execution of programs the obligations for
18 which are in excess of \$3,700,000,000 in fiscal year 2007,
19 notwithstanding section 47117(g) of title 49, United
20 States Code: *Provided further*, That none of the funds
21 under this heading shall be available for the replacement
22 of baggage conveyor systems, reconfiguration of terminal
23 baggage areas, or other airport improvements that are
24 necessary to install bulk explosive detection systems.

1 GRANTS-IN-AID FOR AIRPORTS

2 (AIRPORT AND AIRWAY TRUST FUND)

3 (RESCISSION OF CONTRACT AUTHORIZATION)

4 Of the amounts authorized for the fiscal year ending
5 September 30, 2007 and prior years under sections 48103
6 and 48112 of title 49, United States Code, \$25,000,000
7 are rescinded.

8 ADMINISTRATIVE PROVISIONS—FEDERAL AVIATION

9 ADMINISTRATION

10 SEC. 110. Notwithstanding any other provision of
11 law, airports may transfer without consideration to the
12 Federal Aviation Administration (FAA) instrument land-
13 ing systems (along with associated approach lighting
14 equipment and runway visual range equipment) which
15 conform to FAA design and performance specifications,
16 the purchase of which was assisted by a Federal airport-
17 aid program, airport development aid program or airport
18 improvement program grant: *Provided*, That the Federal
19 Aviation Administration shall accept such equipment,
20 which shall thereafter be operated and maintained by FAA
21 in accordance with agency criteria.

22 SEC. 111. None of the funds in this Act may be used
23 to compensate in excess of 380 technical staff-years under
24 the federally funded research and development center con-
25 tract between the Federal Aviation Administration and the

1 Center for Advanced Aviation Systems Development dur-
2 ing fiscal year 2006.

3 SEC. 112. None of the funds in this Act shall be used
4 to pursue or adopt guidelines or regulations requiring air-
5 port sponsors to provide to the Federal Aviation Adminis-
6 tration without cost building construction, maintenance,
7 utilities and expenses, or space in airport sponsor-owned
8 buildings for services relating to air traffic control, air
9 navigation, or weather reporting: *Provided*, That the pro-
10 hibition of funds in this section does not apply to negotia-
11 tions between the agency and airport sponsors to achieve
12 agreement on “below-market” rates for these items or to
13 grant assurances that require airport sponsors to provide
14 land without cost to the FAA for air traffic control facili-
15 ties.

16 SEC. 113. Amounts collected under section 40113(e)
17 of title 49, United States Code, shall be credited to the
18 appropriation current at the time of collection, to be
19 merged with and available for the same purposes of such
20 appropriation.

21 SEC. 114. None of the funds appropriated or limited
22 by this Act may be used to change weight restrictions or
23 prior permission rules at Teterboro Airport in Teterboro,
24 New Jersey.

1 SEC. 115. (a) Section 44302(f)(1) of title 49, United
 2 States Code, is amended by striking “2006,” each place
 3 it appears and inserting “2007,”.

4 (b) Section 44303(b) of such title is amended by
 5 striking “2006,” and inserting “2007,”.

6 SEC. 116. None of the funds made available in this
 7 Act shall be used for engineering work related to an addi-
 8 tional runway at Louis Armstrong New Orleans Inter-
 9 national Airport.

10 FEDERAL HIGHWAY ADMINISTRATION

11 LIMITATION ON ADMINISTRATIVE EXPENSES

12 Necessary expenses for administration and operation
 13 of the Federal Highway Administration, not to exceed
 14 \$372,504,000 shall be paid in accordance with law from
 15 appropriations made available by this Act to the Federal
 16 Highway Administration together with advances and reim-
 17 bursements received by the Federal Highway Administra-
 18 tion.

19 FEDERAL-AID HIGHWAYS

20 (LIMITATION ON OBLIGATIONS)

21 (HIGHWAY TRUST FUND)

22 (INCLUDING TRANSFER OF FUNDS)

23 None of the funds in this Act shall be available for
 24 the implementation or execution of programs, the obliga-
 25 tions for which are in excess of \$39,086,464,683 for Fed-
 26 eral-aid highways and highway safety construction pro-

1 grams for fiscal year 2007: *Provided*, That within this ob-
2 ligation limitation on Federal-aid highways and highway
3 safety construction programs, not more than
4 \$429,800,000 shall be available for the implementation or
5 execution of programs for transportation research (chap-
6 ter 5 of title 23, United States Code; sections 111, 5505,
7 and 5506 of title 49, United States Code; and title 5 of
8 Public Law 109–59) for fiscal year 2007: *Provided further*,
9 That this limitation on transportation research programs
10 shall not apply to any authority previously made available
11 for obligation: *Provided further*, That the funds authorized
12 pursuant to 23 U.S.C. 110 for the motor carrier safety
13 grant program, and the obligation limitation associated
14 with such funds provided under this heading, shall be
15 transferred to the Federal Motor Carrier Safety Adminis-
16 tration: *Provided further*, That the Secretary may, as au-
17 thorized by section 605(b) of title 23, United States Code,
18 collect and spend fees to cover the costs of services of ex-
19 pert firms, including counsel, in the field of municipal and
20 project finance to assist in the underwriting and servicing
21 of Federal credit instruments and all or a portion of the
22 costs to the Federal government of servicing such credit
23 instruments: *Provided further*, That such fees are available
24 until expended to pay for such costs: *Provided further*,
25 That such amounts are in addition to administrative ex-

1 penses that are also available for such purpose, and are
 2 not subject to any obligation limitation or the limitation
 3 on administrative expenses under section 608 of title 23,
 4 United States Code.

5 (LIQUIDATION OF CONTRACT AUTHORIZATION)

6 (HIGHWAY TRUST FUND)

7 For carrying out the provisions of title 23, United
 8 States Code, that are attributable to Federal-aid high-
 9 ways, not otherwise provided, including reimbursement for
 10 sums expended pursuant to the provisions of 23 U.S.C.
 11 308, \$39,086,464,683 or so much thereof as may be avail-
 12 able in and derived from the Highway Trust Fund (other
 13 than the Mass Transit Account), to remain available until
 14 expended.

15 (HIGHWAY TRUST FUND)

16 (RESCISSION)

17 Of the unobligated balances of funds apportioned to
 18 each State under chapter 1 of title 23, United States
 19 Code, \$2,000,000,000 are rescinded: *Provided*, That such
 20 rescission shall not apply to the funds distributed in ac-
 21 cordance with 23 U.S.C. 130(f), 23 U.S.C. 133(d)(1) as
 22 in effect prior to the date of enactment of Public Law
 23 109–59, the first sentence of 23 U.S.C. 133(d)(3)(A), 23
 24 U.S.C. 104(b)(5), or 23 U.S.C. 163 as in effect prior to
 25 the enactment of Public Law 109–59.

1 ADMINISTRATIVE PROVISIONS—FEDERAL HIGHWAY

2 ADMINISTRATION

3 (INCLUDING RESCISSIONS)

4 SEC. 120. Notwithstanding 31 U.S.C. 3302, funds re-
5 ceived by the Bureau of Transportation Statistics from the
6 sale of data products, for necessary expenses incurred pur-
7 suant to 49 U.S.C. 111 may be credited to the Federal-
8 aid highways account for the purpose of reimbursing the
9 Bureau for such expenses: *Provided*, That such funds shall
10 be subject to the obligation limitation for Federal-aid
11 highways and highway safety construction.

12 SEC. 121. Notwithstanding any other provision of
13 law, funds authorized under section 110 of title 23, United
14 States Code, for fiscal year 2007 shall be apportioned to
15 the States in accordance with section 1105(f) of the Safe,
16 Accountable, Flexible, Efficient Transportation Equity
17 Act: A Legacy for Users (Public Law 109–59; 119 Stat.
18 1144, 1166), except that before allocations in accordance
19 with section 1105(f)(3) of such Act are made,
20 \$300,000,000 shall be set aside for the Transportation,
21 Community, and System Preservation Program under sec-
22 tion 1117 of such Act (119 Stat. at 1177–1179) and ad-
23 ministered in accordance with section 1117(g)(2) of such
24 Act.

25 SEC. 122. Notwithstanding any other provision of
26 law, funds provided in Public Law 102–143 in the item

1 relating to “Highway Bypass Demonstration Project”
2 shall be available for the improvement of Route 101 in
3 the vicinity of Prunedale, Monterey County, California.

4 SEC. 123. Of the unobligated balances made available
5 under Public Law 101–516, Public Law 102–143, Public
6 Law 102–240, Public Law 103–331, Public Law 105–
7 178, Public Law 106–346, Public Law 107–87, and Pub-
8 lic Law 108–7, \$12,177,193.53 are rescinded.

9 SEC. 124. Of the unobligated balances made available
10 under section 188(a)(1) of title 23, United States Code,
11 as in effect prior to the date of enactment of Public Law
12 109–59, and under section 608(a)(1) of such title,
13 \$100,000,000 are rescinded.

14 SEC. 125. Of the amounts made available under sec-
15 tion 104(a) of title 23, United States Code, \$14,460,721
16 is rescinded.

17 SEC. 126. Notwithstanding any other provision of
18 law, funds provided under section 378 of the Department
19 of Transportation and Related Agencies Appropriations
20 Act, 2001 (Public Law 106–346, 114 Stat. 1356, 1356A–
21 41), for the reconstruction of School Road East in Marl-
22 boro Township, New Jersey, shall be available for the
23 Spring Valley Road Project in Marlboro Township, New
24 Jersey.

1 SEC. 127. Notwithstanding any other provision of
 2 law, none of the funds made available or limited by this
 3 Act shall be used for: (1) the development, planning, de-
 4 sign, or construction of a bridge joining the Island of
 5 Gravina to the Community of Ketchikan, Alaska; (2) the
 6 development, planning, design, or construction of the Knik
 7 Arm Bridge, Alaska; or (3) any administrative expense of
 8 the Federal Highway Administration to provide payment
 9 or reimbursement for any expense incurred by the State
 10 of Alaska in carrying out an activity described in para-
 11 graph (1) or (2).

12 FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION

13 MOTOR CARRIER SAFETY GRANTS

14 (LIQUIDATION OF CONTRACT AUTHORIZATION)

15 (LIMITATION ON OBLIGATIONS)

16 (HIGHWAY TRUST FUND)

17 For payment of obligations incurred in carrying out
 18 sections 31102, 31104(a), 31106, 31107, 31109, 31309,
 19 31313 of title 49, United States Code, and sections 4126
 20 and 4128 of Public Law 109–59, \$294,000,000, to be de-
 21 rived from the Highway Trust Fund (other than the Mass
 22 Transit Account) and to remain available until expended:
 23 *Provided*, That none of the funds in this Act shall be avail-
 24 able for the implementation or execution of programs, the
 25 obligations for which are in excess of \$294,000,000, for
 26 “Motor Carrier Safety Grants”; of which \$197,000,000

1 shall be available for the motor carrier safety assistance
2 program to carry out sections 31102 and 31104(a) of title
3 49, United States Code; \$25,000,000 shall be available for
4 the commercial driver's license improvements program to
5 carry out section 31313 of title 49, United States Code;
6 \$32,000,000 shall be available for the border enforcement
7 grants program to carry out section 31107 of title 49,
8 United States Code; \$5,000,000 shall be available for the
9 performance and registration information system manage-
10 ment program to carry out sections 31106(b) and 31109
11 of title 49, United States Code; \$25,000,000 shall be
12 available for the commercial vehicle information systems
13 and networks deployment program to carry out section
14 4126 of Public Law 109–59; \$3,000,000 shall be available
15 for the safety data improvement program to carry out sec-
16 tion 4128 of Public Law 109–59; and \$7,000,000 shall
17 be available for the commercial driver's license information
18 system modernization program to carry out section
19 31309(e) of title 49, United States Code.

20 MOTOR CARRIER SAFETY OPERATIONS AND PROGRAMS

21 (LIQUIDATION OF CONTRACT AUTHORIZATION)

22 (LIMITATION ON OBLIGATIONS)

23 (HIGHWAY TRUST FUND)

24 For payment of obligations incurred in the implemen-
25 tation, execution, and administration of the motor carrier
26 safety operations and programs pursuant to section

1 31104(i) of title 49, United States Code, and sections
 2 4127 and 4134 of Public Law 109–59, \$223,000,000, to
 3 be derived from the Highway Trust Fund (other than the
 4 Mass Transit Account), together with advances and reim-
 5 bursements received by the Federal Motor Carrier Safety
 6 Administration, the sum of which shall remain available
 7 until expended: *Provided*, That none of the funds derived
 8 from the Highway Trust Fund in this Act shall be avail-
 9 able for the implementation, execution or administration
 10 of programs, the obligations for which are in excess of
 11 \$223,000,000, for “Motor Carrier Safety Operations and
 12 Programs”, of which \$10,296,000, to remain available for
 13 obligation until September 30, 2009, is for the research
 14 and technology program and \$1,000,000 shall be available
 15 for commercial motor vehicle operator’s grants to carry
 16 out section 4134 of Public Law 109–59: *Provided further*,
 17 That none of the funds under this heading for outreach
 18 and education shall be available for transfer.

19 MOTOR CARRIER SAFETY

20 (HIGHWAY TRUST FUND)

21 (RESCISSION)

22 Of the amounts made available under this heading
 23 in prior appropriations Acts, \$27,122,669 in unobligated
 24 balances are rescinded.

1 NATIONAL MOTOR CARRIER SAFETY PROGRAM
2 (HIGHWAY TRUST FUND)
3 (RESCISSION)

4 Of the amounts made available under this heading
5 in prior appropriations Acts, \$3,419,816 in unobligated
6 balances are rescinded.

7 ADMINISTRATIVE PROVISIONS—FEDERAL MOTOR
8 CARRIER SAFETY ADMINISTRATION

9 SEC. 130. Funds appropriated or limited in this Act
10 shall be subject to the terms and conditions stipulated in
11 section 350 of Public Law 107–87, including that the Sec-
12 retary submit a report to the House and Senate Appro-
13 priations Committees annually on the safety and security
14 of transportation into the United States by Mexico-domi-
15 ciled motor carriers.

16 NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION
17 OPERATIONS AND RESEARCH

18 For expenses necessary to discharge the functions of
19 the Secretary, with respect to traffic and highway safety
20 under subtitle C of title X of Public Law 105–59, chapter
21 301 of title 49, United States Code, and part C of subtitle
22 VI of title 49, United States Code, \$122,000,000 (in-
23 creased by \$6,700,000), of which \$48,405,000 (increased
24 by \$6,700,000) shall remain available until September 30,
25 2009: *Provided*, That none of the funds appropriated by
26 this Act may be obligated or expended to plan, finalize,

1 or implement any rulemaking to add to section 575.104
2 of title 49 of the Code of Federal Regulations any require-
3 ment pertaining to a grading standard that is different
4 from the three grading standards (treadwear, traction,
5 and temperature resistance) already in effect.

6 OPERATIONS AND RESEARCH
7 (LIQUIDATION OF CONTRACT AUTHORIZATION)
8 (LIMITATION ON OBLIGATIONS)
9 (HIGHWAY TRUST FUND)

10 For payment of obligations incurred in carrying out
11 the provisions of 23 U.S.C. 403, \$107,750,000, to be de-
12 rived from the Highway Trust Fund (other than the Mass
13 Transit Account) and to remain available until expended:
14 *Provided*, That none of the funds in this Act shall be avail-
15 able for the planning or execution of programs the total
16 obligations for which, in fiscal year 2007, are in excess
17 of \$107,750,000 for programs authorized under 23 U.S.C.
18 403.

19 (RESCISSION)

20 Of amounts made available under this heading in
21 prior appropriations Acts, \$6,772,751 in unobligated bal-
22 ances are rescinded.

1 NATIONAL DRIVER REGISTER
2 (LIQUIDATION OF CONTRACT AUTHORIZATION)
3 (LIMITATION ON OBLIGATIONS)
4 (HIGHWAY TRUST FUND)

5 For payment of obligations incurred in carrying out
6 chapter 303 of title 49, United States Code, \$4,000,000,
7 to be derived from the Highway Trust Fund (other than
8 the Mass Transit Account) and remain available until ex-
9 pended: *Provided*, That none of the funds in this Act shall
10 be available for the implementation or execution of pro-
11 grams the obligations for which are in excess of
12 \$4,000,000 for the National Driver Register authorized
13 under chapter 303 of title 49, United States Code.

14 (RESCISSION)

15 Of amounts made available under this heading in
16 prior appropriations Acts, \$8,553 in unobligated balances
17 are rescinded.

18 HIGHWAY TRAFFIC SAFETY GRANTS
19 (LIQUIDATION OF CONTRACT AUTHORIZATION)
20 (LIMITATION ON OBLIGATIONS)
21 (HIGHWAY TRUST FUND)

22 For payment of obligations incurred in carrying out
23 the provisions of 23 U.S.C. 402, 405, 406, 408, and 410
24 and sections 2001(a)(11), 2009, 2010, and 2011 of Public
25 Law 109–59, to remain available until expended,
26 \$587,750,000 to be derived from the Highway Trust Fund

1 (other than the Mass Transit Account): *Provided*, That
2 none of the funds in this Act shall be available for the
3 planning or execution of programs the total obligations for
4 which, in fiscal year 2007, are in excess of \$587,750,000
5 for programs authorized under 23 U.S.C. 402, 405, 406,
6 408, and 410 and sections 2001(a)(11), 2009, 2010, and
7 2011 of Public Law 109–59, of which \$220,000,000 shall
8 be for “Highway Safety Programs” under 23 U.S.C. 402;
9 \$25,000,000 shall be for “Occupant Protection Incentive
10 Grants” under 23 U.S.C. 405; \$124,500,000 shall be for
11 “Safety Belt Performance Grants” under 23 U.S.C. 406;
12 \$34,500,000 shall be for “State Traffic Safety Informa-
13 tion System Improvements” under 23 U.S.C. 408;
14 \$125,000,000 shall be for “Alcohol-Impaired Driving
15 Countermeasures Incentive Grant Program” under 23
16 U.S.C. 410; \$17,750,000 shall be for “Administrative Ex-
17 penses” under section 2001(a)(11) of Public Law 109–
18 59; \$29,000,000 shall be for “High Visibility Enforcement
19 Program” under section 2009 of Public Law 109–59;
20 \$6,000,000 shall be for “Motorcyclist Safety” under sec-
21 tion 2010 of Public Law 109–59; and \$6,000,000 shall
22 be for “Child Safety and Child Booster Seat Safety Incen-
23 tive Grants” under section 2011 of Public Law 109–59:
24 *Provided further*, That none of these funds shall be used
25 for construction, rehabilitation, or remodeling costs, or for

1 office furnishings and fixtures for State, local or private
2 buildings or structures: *Provided further*, That not to ex-
3 ceed \$500,000 of the funds made available for section 410
4 “Alcohol-Impaired Driving Countermeasures Grants”
5 shall be available for technical assistance to the States:
6 *Provided further*, That not to exceed \$750,000 of the
7 funds made available for the “High Visibility Enforcement
8 Program” shall be available for the evaluation required
9 under section 2009(f) of Public Law 109–59.

10 (RESCISSION)

11 Of amounts made available under this heading in
12 prior appropriations Acts, \$5,646,863 in unobligated bal-
13 ances are rescinded.

14 ADMINISTRATIVE PROVISIONS—NATIONAL HIGHWAY
15 TRAFFIC SAFETY ADMINISTRATION

16 SEC. 140. Notwithstanding any other provision of law
17 or limitation on the use of funds made available under
18 section 403 of title 23, United States Code, an additional
19 \$130,000 shall be made available to the National Highway
20 Traffic Safety Administration, out of the amount limited
21 for section 402 of title 23, United States Code, to pay
22 for travel and related expenses for State management re-
23 views and to pay for core competency development train-
24 ing and related expenses for highway safety staff.

1 FEDERAL RAILROAD ADMINISTRATION
2 SAFETY AND OPERATIONS

3 For necessary expenses of the Federal Railroad Ad-
4 ministration, not otherwise provided for, \$150,083,000
5 (increased by \$70,000), of which \$13,870,890 shall re-
6 main available until expended.

7 RAILROAD RESEARCH AND DEVELOPMENT

8 For necessary expenses for railroad research and de-
9 velopment, \$34,650,000 (reduced by \$34,650,000), to re-
10 main available until expended.

11 RAILROAD REHABILITATION AND IMPROVEMENT
12 PROGRAM

13 The Secretary of Transportation is authorized to
14 issue to the Secretary of the Treasury notes or other obli-
15 gations pursuant to section 512 of the Railroad Revitaliza-
16 tion and Regulatory Reform Act of 1976 (Public Law 94–
17 210), as amended, in such amounts and at such times as
18 may be necessary to pay any amounts required pursuant
19 to the guarantee of the principal amount of obligations
20 under sections 511 through 513 of such Act, such author-
21 ity to exist as long as any such guaranteed obligation is
22 outstanding: *Provided*, That pursuant to section 502 of
23 such Act, as amended, no new direct loans or loan guar-
24 antee commitments shall be made using Federal funds for
25 the credit risk premium during fiscal year 2007.

1 CAPITAL AND DEBT SERVICE GRANTS TO THE
2 NATIONAL RAILROAD PASSENGER CORPORATION

3 To enable the Secretary of Transportation to make
4 quarterly grants to the National Railroad Passenger Cor-
5 poration for the maintenance and repair of capital infra-
6 structure owned by the National Railroad Passenger Cor-
7 poration, including railroad equipment, rolling stock, legal
8 mandates and other services, \$500,000,000 (increased by
9 \$129,000,000), to remain available until expended, of
10 which not to exceed \$280,000,000 shall be for debt service
11 obligations: *Provided*, That the Secretary of Transpor-
12 tation shall approve funding for capital expenditures, in-
13 cluding advance purchase orders, for the National Rail-
14 road Passenger Corporation only after receiving and re-
15 viewing a grant request for each specific capital grant jus-
16 tifying the Federal support to the Secretary's satisfaction:
17 *Provided further*, That none of the funds under this head-
18 ing may be used to subsidize operating losses of the Na-
19 tional Railroad Passenger Corporation: *Provided further*,
20 That none of the funds under this heading may be used
21 for capital projects not approved by the Secretary of
22 Transportation and on the National Railroad Passenger
23 Corporation's fiscal year 2007 business plan.

1 EFFICIENCY INCENTIVE GRANTS TO THE NATIONAL
2 RAILROAD PASSENGER CORPORATION
3 (INCLUDING TRANSFER OF FUNDS)

4 For an additional amount to be made available to the
5 Secretary for efficiency incentive grants to the National
6 Railroad Passenger Corporation, \$400,000,000 (increased
7 by \$85,000,000), to remain available until expended: *Pro-*
8 *vided*, That the Secretary may make grants to the Na-
9 tional Railroad Passenger Corporation for an additional
10 sum for operating subsidies at any time during the fiscal
11 year for the purpose of maintaining the operation of exist-
12 ing or new Amtrak routes: *Provided further*, That nothing
13 in the previous proviso should be interpreted either to en-
14 courage or discourage the Corporation with respect to ad-
15 justing existing routes or frequencies: *Provided further*,
16 That the Secretary of Transportation shall reserve
17 \$60,000,000 of the funds provided under this heading and
18 is authorized to transfer such sums to the Surface Trans-
19 portation Board, upon request from said Board, to carry
20 out directed service orders issued pursuant to section
21 11123 of title 49, United States Code, to respond to the
22 cessation of commuter rail operations by the National
23 Railroad Passenger Corporation: *Provided further*, That
24 the Secretary of Transportation shall make the reserved
25 funds available to the National Railroad Passenger Cor-

1 poration through an appropriate grant instrument not ear-
2 lier than September 1, 2007 to the extent that no directed
3 service orders have been issued by the Surface Transpor-
4 tation Board as of the date of transfer or there is a bal-
5 ance of reserved funds not needed by the Board to pay
6 for any directed service order issued through September
7 30, 2007: *Provided further*, That upon the receipt and ap-
8 proval of Amtrak's fiscal year 2007 business plan and if
9 the Secretary deems it in the best interests of the trans-
10 portation system, in his sole discretion, the Secretary may
11 make grants to the Corporation at such times and in such
12 amounts for intercity passenger rail, including coverage of
13 operating losses of the Corporation: *Provided further*, That
14 the Secretary shall approve funding to cover operating
15 losses for the Corporation only after receiving and review-
16 ing a grant request for each specific train route: *Provided*
17 *further*, That each such grant request shall be accom-
18 panied by a detailed financial analysis, revenue projection,
19 and capital expenditure projection justifying the Federal
20 support to the Secretary's satisfaction: *Provided further*,
21 That the Corporation is directed to achieve savings
22 through the operating efficiencies including, but not lim-
23 ited to, modifications to food and beverage service and
24 first class service and efficiencies in overhead: *Provided*
25 *further*, That the Inspector General of the Department of

1 Transportation shall report to the House and Senate Com-
2 mittees on Appropriations beginning three months after
3 the date of the enactment of this Act and quarterly there-
4 after with estimates of the savings accrued as a result of
5 all operational reforms instituted by the Corporation: *Pro-*
6 *vided further*, That if the Inspector General cannot certify
7 that the Corporation has achieved operational savings by
8 July 1, 2007, none of the funds in this Act may be used
9 after July 1, 2007, to subsidize the net losses of food and
10 beverage service and sleeper car service on any Amtrak
11 route: *Provided further*, That not later than 120 days after
12 enactment of this Act, Amtrak shall transmit to the House
13 and Senate Committees on Appropriations a detailed plan
14 to improve the financial performance of food and beverage
15 service and a detailed plan to improve the financial per-
16 formance of first class service (including sleeping car serv-
17 ice) so that these services are revenue neutral or better
18 on a fully allocated cost basis no later than October 1,
19 2008: *Provided further*, That these plans shall include
20 milestones and target dates for implementation and pro-
21 jected cost savings in fiscal years 2007 and 2008 and that
22 Amtrak shall report quarterly to the House and Senate
23 Committees on Appropriations on its progress in imple-
24 menting these plans, quantify savings realized to date on
25 a monthly basis compared to those projected in the plans,

1 identify any changes in the plans or delays in imple-
2 menting these plans, and identify the causes of delay and
3 proposed corrective measures: *Provided further*, That not
4 later than 120 days after enactment of this Act, Amtrak
5 shall transmit to the House and Senate Committees on
6 Appropriations a report on its overhead expenses as of Oc-
7 tober 1, 2006, identifying those that are directly associ-
8 ated with a specific route or group of routes or lines of
9 business and those system overhead expenses not directly
10 charged to specific trains, routes or other lines of business,
11 and a plan to reduce system overhead expenses by 10 per-
12 cent annually through strategic investments, transfer of
13 responsibilities to entities that request Amtrak provide
14 specific services, and other measures: *Provided further*,
15 That as part of its report and plan to reduce overhead
16 expenses, Amtrak shall include a report on the expenses
17 associated with intercity passenger rail reservations and
18 ticketing, including a comparison of such expenses to
19 those associated with domestic airlines and intercity bus
20 service, and a plan, including milestones and target dates,
21 for reducing the expenses associated with its reservations
22 and ticketing including technology enhancements, the use
23 of electronic ticketing, and such other measures that will
24 result in expense savings, enhanced revenue, and assure
25 accurate manifests of passengers on specific trains at all

1 times: *Provided further*, That not later than October 1,
2 2008, Amtrak shall reduce its system overhead expenses
3 by 10 percent from the level identified as existing on Octo-
4 ber 1, 2006, and in each subsequent fiscal year, reduce
5 system overhead expenses by 10 percent of the level exist-
6 ing on October 1 of the immediate preceding year: *Pro-*
7 *vided further*, That if the Inspector General deems it nec-
8 essary for the continued development and implementation,
9 not less than \$5,000,000 of the funds provided under this
10 section shall be expended for the managerial cost account-
11 ing system, which includes average and marginal unit cost
12 capability: *Provided further*, That within 30 days of the
13 development of the managerial cost accounting system, the
14 Department of Transportation's Inspector General shall
15 review and comment to the Secretary and the House and
16 Senate Committees on Appropriations upon the strengths
17 and weaknesses of the system and how it best can be im-
18 plemented to improve decision making by the Board of Di-
19 rectors and management of the Corporation: *Provided fur-*
20 *ther*, That no later than 120 days after enactment of this
21 Act, Amtrak shall transmit to the House and Senate Com-
22 mittees on Appropriations a detailed plan, including mile-
23 stones, target dates and cost estimates, to improve its
24 management cost accounting system and integrate such
25 system with the Corporation's other processes including

1 budgeting, financial forecasting and modeling, and ac-
2 counting, to permit more informed decisions by manage-
3 ment and the Board of Directors as to the financial rami-
4 fications of proposed changes to routes and services: *Pro-*
5 *vided further*, That, as part of the plan to improve its man-
6 agement cost accounting system, Amtrak shall include a
7 plan to improve or replace the Corporation's Route Profit-
8 ability System (RPS) to provide more current, accurate,
9 and clear information on revenues and expenses on all of
10 the Corporation's routes and services, including the alloca-
11 tion of expenses not directly charged to specific trains,
12 routes, or other business lines: *Provided further*, That not
13 later than 60 days after the enactment of this Act, the
14 Corporation shall transmit, in electronic format, to the
15 Secretary, the House and Senate Committees on Appro-
16 priations, the House Committee on Transportation and
17 Infrastructure, and Senate Committee on Commerce,
18 Science, and Transportation a comprehensive business
19 plan approved by the Board of Directors for fiscal year
20 2007 under 49 U.S.C. 24104(a): *Provided further*, That
21 the business plan shall include, as applicable, targets for
22 ridership, revenues, and capital and operating expenses:
23 *Provided further*, That the plan shall also include a sepa-
24 rate accounting of such targets for the Northeast Cor-
25 ridor; commuter service; long-distance Amtrak service;

1 State-supported service; each intercity train route, includ-
2 ing Autotrain; and commercial activities including con-
3 tract operations: *Provided further*, That the business plan
4 shall include a description of the work to be funded, along
5 with cost estimates and an estimated timetable for comple-
6 tion of the projects covered by the business plan: *Provided*
7 *further*, That the Corporation shall continue to provide
8 monthly reports in electronic format regarding the pend-
9 ing business plan, which shall describe the work completed
10 to date, any changes to the business plan, and the reasons
11 for such changes, and shall identify all sole source contract
12 awards which shall be accompanied by a justification as
13 to why said contract was awarded on a sole source basis:
14 *Provided further*, That none of the funds in this Act may
15 be used for operating expenses, including advance pur-
16 chase orders, not approved by the Secretary and in the
17 Corporation's fiscal year 2007 business plan: *Provided fur-*
18 *ther*, That the Corporation shall display the business plan
19 and all subsequent supplemental plans on the Corpora-
20 tion's website within a reasonable timeframe following
21 their submission to the appropriate entities: *Provided fur-*
22 *ther*, That none of the funds under this heading may be
23 obligated or expended until the Corporation agrees to con-
24 tinue to abide by the provisions of paragraphs 1, 2, 3,
25 5, and 11 of the summary of conditions for the direct loan

1 agreement of June 28, 2002, in the same manner as in
 2 effect on the date of enactment of this Act: *Provided fur-*
 3 *ther*, That the Secretary may, at his discretion, condition
 4 the award of efficiency incentive grant funds on reform
 5 requirements for the Corporation and his assessment of
 6 progress towards such reform requirements: *Provided fur-*
 7 *ther*, That none of the funds provided in this Act may be
 8 used after March 1, 2006, to support any route on which
 9 Amtrak offers a discounted fare of more than 50 percent
 10 off the normal, peak fare.

11 ADMINISTRATIVE PROVISIONS—FEDERAL RAILROAD

12 ADMINISTRATION

13 SEC. 150. The Secretary may purchase promotional
 14 items of nominal value for use in public outreach activities
 15 to accomplish the purposes of 49 U.S.C. 20134: *Provided*,
 16 That the Secretary shall prescribe guidelines for the ad-
 17 ministration of such purchases and use.

18 FEDERAL TRANSIT ADMINISTRATION

19 ADMINISTRATIVE EXPENSES

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary administrative expenses of the Federal
 22 Transit Administration's programs authorized by chapter
 23 53 of title 49, United States Code, \$85,000,000: *Provided*,
 24 That of the funds available under this heading, not to ex-
 25 ceed \$1,063,000 shall be available for the Office of the

1 Administrator; not to exceed \$7,654,000 shall be available
2 for the Office of Administration; not to exceed \$4,273,000
3 shall be available for the Office of the Chief Counsel; not
4 to exceed \$1,394,000 shall be available for the Office of
5 Communication and Congressional Affairs; not to exceed
6 \$8,403,000 shall be available for the Office of Program
7 Management; not to exceed \$9,259,000 shall be available
8 for the Office of Budget and Policy; not to exceed
9 \$4,876,000 shall be available for the Office of Demonstra-
10 tion and Innovation; not to exceed \$3,272,000 shall be
11 available for the Office of Civil Rights; not to exceed
12 \$4,718,000 shall be available for the Office of Planning;
13 not to exceed \$22,420,000 shall be available for regional
14 offices; and not to exceed \$17,668,000 shall be available
15 for the central account: *Provided further*, That the Admin-
16 istrator is authorized to transfer funds appropriated for
17 an office of the Federal Transit Administration: *Provided*
18 *further*, That no appropriation for an office shall be in-
19 creased or decreased by more than a total of 5 percent
20 during the fiscal year by all such transfers: *Provided fur-*
21 *ther*, That any change in funding greater than 5 percent
22 shall be submitted for approval to the House and Senate
23 Committees on Appropriations: *Provided further*, That any
24 funding transferred from the central account shall be sub-
25 mitted for approval to the House and Senate Committees

1 on Appropriations: *Provided further*, That none of the
 2 funds provided or limited in this Act may be used to create
 3 a permanent office of transit security under this heading:
 4 *Provided further*, That of the funds in this Act available
 5 for the execution of contracts under section 5327(c) of
 6 title 49, United States Code, \$2,000,000 shall be reim-
 7 bursed to the Department of Transportation's Office of
 8 Inspector General for costs associated with audits and in-
 9 vestigations of transit-related issues, including reviews of
 10 new fixed guideway systems: *Provided further*, That upon
 11 submission to the Congress of the fiscal year 2008 Presi-
 12 dent's budget, the Secretary of Transportation shall trans-
 13 mit to Congress the annual report on new starts, including
 14 proposed allocations of funds for fiscal year 2008.

15 FORMULA AND BUS GRANTS

16 (LIQUIDATION OF CONTRACT AUTHORITY)

17 (LIMITATION ON OBLIGATIONS)

18 (INCLUDING RESCISSION)

19 For payment of obligations incurred in carrying out
 20 the provisions of 49 U.S.C. 5305, 5307, 5308, 5309,
 21 5310, 5311, 5316, 5317, 5320, 5335, 5339, and 5340 and
 22 section 3038 of Public Law 105–178, as amended,
 23 \$3,925,000,000, to be derived from the Mass Transit Ac-
 24 count of the Highway Trust Fund and to remain available
 25 until expended: *Provided*, That funds available for the im-
 26 plementation or execution of programs authorized under

1 49 U.S.C. 5305, 5307, 5308, 5309, 5310, 5311, *5316*,
 2 5317, 5320, 5335, 5339, and 5340 and section 3038 of
 3 Public Law 105–178, as amended, shall not exceed total
 4 obligations of \$7,262,775,000 in fiscal year 2007: *Pro-*
 5 *vided further*, That \$28,660,920 in unobligated balances
 6 are cancelled.

7 RESEARCH AND UNIVERSITY RESEARCH CENTERS

8 For necessary expenses to carry out 49 U.S.C. 5306,
 9 5312–5315, 5322, and 5506, \$65,000,000, to remain
 10 available until expended: *Provided*, That \$9,300,000 is
 11 available to carry out the transit cooperative research pro-
 12 gram under section 5313 of title 49, United States Code,
 13 \$4,300,000 is available for the National Transit Institute
 14 under section 5315 of title 49, United States Code,
 15 \$7,000,000 is available for university transportation cen-
 16 ters program under section 5506 of title 49, United States
 17 Code: *Provided further*, That \$49,400,000 is available to
 18 carry out national research programs under sections 5312,
 19 5313, 5314, and 5322 of title 49, United States Code.

20 CAPITAL INVESTMENT GRANTS

21 (INCLUDING RESCISSION)

22 For necessary expenses to carry out section 5309 of
 23 title 49, United States Code, \$1,566,000,000, to remain
 24 available until expended: *Provided*, That \$17,760,000 in
 25 unobligated balances are cancelled.

1 ADMINISTRATIVE PROVISIONS—FEDERAL TRANSIT
2 ADMINISTRATION
3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 160. The limitations on obligations for the pro-
5 grams of the Federal Transit Administration shall not
6 apply to any authority under 49 U.S.C. 5338, previously
7 made available for obligation, or to any other authority
8 previously made available for obligation.

9 SEC. 161. Notwithstanding any other provision of
10 law, funds made available by this Act under “Federal
11 Transit Administration, Capital investment grants” and
12 bus and bus facilities under “Federal Transit Administra-
13 tion, Formula and Bus Grants” for projects specified in
14 this Act or identified in reports accompanying this Act not
15 obligated by September 30, 2009, and other recoveries,
16 shall be made available for other projects under 49 U.S.C.
17 5309.

18 SEC. 162. Notwithstanding any other provision of
19 law, any funds appropriated before October 1, 2006, under
20 any section of chapter 53 of title 49, United States Code,
21 that remain available for expenditure may be transferred
22 to and administered under the most recent appropriation
23 heading for any such section.

24 SEC. 163. During fiscal years 2007 and 2008, each
25 Federal Transit Administration grant for a project that

1 involves the acquisition of rehabilitation of a bus to be
2 used in public transportation shall be for 100 percent of
3 the net capital costs of a factory-installed or retrofitted
4 hybrid electric propulsion system and any equipment re-
5 lated to such a system: Provided, That the Secretary shall
6 have the discretion to determine, through practicable ad-
7 ministrative procedures, the costs attributable to the sys-
8 tem and related-equipment.

9 SEC. 164. Notwithstanding any other provision of
10 law, unobligated funds made available for a new fixed
11 guideway systems projects under the heading “Federal
12 Transit Administration, Capital Investment Grants” in
13 any appropriations Act prior to this Act may be used dur-
14 ing this fiscal year to satisfy expenses incurred for such
15 projects for activities eligible in the year the funds were
16 appropriated.

17 SEC. 165. Hereinafter, the non-Federal share of the
18 net project cost of the San Gabriel Valley Metro Gold Line
19 connecting Los Angeles, South Pasadena and Pasadena
20 shall be counted toward satisfying the Federal matching
21 requirements under 49 U.S.C. 5309 on any phase of the
22 San Gabriel Valley Gold Line Foothill Extension con-
23 tinuing from Pasadena to Montclair.

1 SAINT LAWRENCE SEAWAY DEVELOPMENT
2 CORPORATION

3 The Saint Lawrence Seaway Development Corpora-
4 tion is hereby authorized to make such expenditures, with-
5 in the limits of funds and borrowing authority available
6 to the Corporation, and in accord with law, and to make
7 such contracts and commitments without regard to fiscal
8 year limitations as provided by section 104 of the Govern-
9 ment Corporation Control Act, as amended, as may be
10 necessary in carrying out the programs set forth in the
11 Corporation's budget for the current fiscal year.

12 OPERATIONS AND MAINTENANCE

13 (HARBOR MAINTENANCE TRUST FUND)

14 For necessary expenses for operations and mainte-
15 nance of those portions of the Saint Lawrence Seaway op-
16 erated and maintained by the Saint Lawrence Seaway De-
17 velopment Corporation, \$17,425,000, to be derived from
18 the Harbor Maintenance Trust Fund, pursuant to Public
19 Law 99-662.

20 MARITIME ADMINISTRATION

21 MARITIME SECURITY PROGRAM

22 For necessary expenses to maintain and preserve a
23 U.S.-flag merchant fleet to serve the national security
24 needs of the United States, \$154,440,000, to remain avail-
25 able until expended.

1 OPERATIONS AND TRAINING

2 For necessary expenses of operations and training ac-
3 tivities authorized by law, \$116,442,000, of which
4 \$24,009,000 shall remain available until September 30,
5 2007, for salaries and benefits of employees of the United
6 States Merchant Marine Academy; of which \$14,850,000
7 shall remain available until expended for capital improve-
8 ments at the United States Merchant Marine Academy;
9 and of which \$7,920,000 shall remain available until ex-
10 pended for the State Maritime Schools Schoolship Mainte-
11 nance and Repair.

12 SHIP DISPOSAL

13 For necessary expenses related to the disposal of ob-
14 solete vessels in the National Defense Reserve Fleet of the
15 Maritime Administration, \$25,740,000, to remain avail-
16 able until expended.

17 MARITIME GUARANTEED LOAN (TITLE XI) PROGRAM

18 ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS AND RESCISSION)

20 For administrative expenses to carry out the guaran-
21 teed loan program, not to exceed \$3,317,000, which shall
22 be transferred to and merged with the appropriation for
23 Operations and Training: *Provided*, That of the unobli-
24 gated balances available under this heading, \$2,000,000
25 are cancelled.

4 All unobligated balances under this heading are re-

5 scinded.

6 ADMINISTRATIVE PROVISIONS—MARITIME
7 ADMINISTRATION

8 SEC. 170. Notwithstanding any other provision of
9 this Act, the Maritime Administration is authorized to fur-
10 nish utilities and services and make necessary repairs in
11 connection with any lease, contract, or occupancy involving
12 Government property under control of the Maritime Ad-
13 ministration, and payments received therefore shall be
14 credited to the appropriation charged with the cost there-
15 of: *Provided*, That rental payments under any such lease,
16 contract, or occupancy for items other than such utilities,
17 services, or repairs shall be covered into the Treasury as
18 miscellaneous receipts.

SEC. 171. No obligations shall be incurred during the current fiscal year from the construction fund established by the Merchant Marine Act, 1936 (46 App. U.S.C. 1101 et seq.), or otherwise, in excess of the appropriations and limitations contained in this Act or in any prior appropriations Act.

1 PIPELINE AND HAZARDOUS MATERIALS SAFETY

2 ADMINISTRATION

3 ADMINISTRATIVE EXPENSES

4 For necessary administrative expenses of the Pipeline
5 and Hazardous Materials Safety Administration,
6 \$17,721,000, of which \$639,000 shall be derived from the
7 Pipeline Safety Fund.

8 HAZARDOUS MATERIALS SAFETY

9 For expenses necessary to discharge the hazardous
10 materials safety functions of the Pipeline and Hazardous
11 Materials Safety Administration, \$27,225,000, of which
12 \$2,111,000 shall remain available until September 30,
13 2009: *Provided*, That up to \$1,200,000 in fees collected
14 under 49 U.S.C. 5108(g) shall be deposited in the general
15 fund of the Treasury as offsetting receipts: *Provided fur-*
16 *ther*, That there may be credited to this appropriation, to
17 be available until expended, funds received from States,
18 counties, municipalities, other public authorities, and pri-
19 vate sources for expenses incurred for training, for reports
20 publication and dissemination, and for travel expenses in-
21 curred in performance of hazardous materials exemptions
22 and approvals functions.

1 PIPELINE SAFETY
2 (PIPELINE SAFETY FUND)
3 (OIL SPILL LIABILITY TRUST FUND)

4 For expenses necessary to conduct the functions of
5 the pipeline safety program, for grants-in-aid to carry out
6 a pipeline safety program, as authorized by 49 U.S.C.
7 60107, and to discharge the pipeline program responsibil-
8 ities of the Oil Pollution Act of 1990, \$75,735,000, of
9 which \$18,810,000 shall be derived from the Oil Spill Li-
10 ability Trust Fund and shall remain available until Sep-
11 tember 30, 2009; of which \$56,925,000 shall be derived
12 from the Pipeline Safety Fund, of which \$24,000,000
13 shall remain available until September 30, 2009: *Provided*,
14 That not less than \$1,000,000 of the funds provided under
15 this heading shall be for the one-call State grant program.

16 EMERGENCY PREPAREDNESS GRANTS
17 (EMERGENCY PREPAREDNESS FUND)

18 For necessary expenses to carry out 49 U.S.C.
19 5128(b), \$198,000, to be derived from the Emergency
20 Preparedness Fund, to remain available until September
21 30, 2008: *Provided*, That not more than \$28,328,000 shall
22 be made available for obligation in fiscal year 2007 from
23 amounts made available by 49 U.S.C. 5116(i) and
24 5128(b)–(c): *Provided further*, That none of the funds
25 made available by 49 U.S.C. 5116(i), 5128(b), or 5128(c)

1 shall be made available for obligation by individuals other
2 than the Secretary of Transportation, or his designee.

3 RESEARCH AND INNOVATIVE TECHNOLOGY

4 ADMINISTRATION

5 RESEARCH AND DEVELOPMENT

6 For necessary expenses of the Research and Innova-
7 tive Technology Administration, \$6,367,000, of which
8 \$1,120,000 shall remain available until September 30,
9 2009: *Provided*, That there may be credited to this appro-
10 priation, to be available until expended, funds received
11 from States, counties, municipalities, other public authori-
12 ties, and private sources for expenses incurred for train-
13 ing.

14 OFFICE OF INSPECTOR GENERAL

15 SALARIES AND EXPENSES

16 For necessary expenses of the Office of Inspector
17 General to carry out the provisions of the Inspector Gen-
18 eral Act of 1978, as amended, \$64,143,000: *Provided*,
19 That the Inspector General shall have all necessary au-
20 thority, in carrying out the duties specified in the Inspec-
21 tor General Act, as amended (5 U.S.C. App. 3), to inves-
22 tigate allegations of fraud, including false statements to
23 the government (18 U.S.C. 1001), by any person or entity
24 that is subject to regulation by the Department: *Provided*
25 *further*, That the funds made available under this heading

1 shall be used to investigate, pursuant to section 41712 of
2 title 49, United States Code: (1) unfair or deceptive prac-
3 tices and unfair methods of competition by domestic and
4 foreign air carriers and ticket agents; and (2) the compli-
5 ance of domestic and foreign air carriers with respect to
6 item (1) of this proviso.

7 SURFACE TRANSPORTATION BOARD

8 SALARIES AND EXPENSES

9 For necessary expenses of the Surface Transpor-
10 tation Board, including services authorized by 5 U.S.C.
11 3109, \$25,618,000 (reduced by \$2,693,000): *Provided*,
12 That notwithstanding any other provision of law, not to
13 exceed \$1,250,000 from fees established by the Chairman
14 of the Surface Transportation Board shall be credited to
15 this appropriation as offsetting collections and used for
16 necessary and authorized expenses under this heading:
17 *Provided further*, That the sum herein appropriated from
18 the general fund shall be reduced on a dollar-for-dollar
19 basis as such offsetting collections are received during fis-
20 cal year 2007, to result in a final appropriation from the
21 general fund estimated at no more than \$24,368,000 (re-
22 duced by \$2,693,000).

1 GENERAL PROVISIONS—DEPARTMENT OF
2 TRANSPORTATION

3 (INCLUDING TRANSFER OF FUNDS)

4 SEC. 180. During the current fiscal year applicable
5 appropriations to the Department of Transportation shall
6 be available for maintenance and operation of aircraft;
7 hire of passenger motor vehicles and aircraft; purchase of
8 liability insurance for motor vehicles operating in foreign
9 countries on official department business; and uniforms or
10 allowances therefor, as authorized by law (5 U.S.C. 5901–
11 5902).

12 SEC. 181. Appropriations contained in this Act for
13 the Department of Transportation shall be available for
14 services as authorized by 5 U.S.C. 3109, but at rates for
15 individuals not to exceed the per diem rate equivalent to
16 the rate for an Executive Level IV.

17 SEC. 182. None of the funds in this Act shall be avail-
18 able for salaries and expenses of more than 110 political
19 and Presidential appointees in the Department of Trans-
20 portation: *Provided*, That none of the personnel covered
21 by this provision may be assigned on temporary detail out-
22 side the Department of Transportation.

23 SEC. 183. None of the funds in this Act shall be used
24 to implement section 404 of title 23, United States Code.

1 SEC. 184. (a) No recipient of funds made available
2 in this Act shall disseminate personal information (as de-
3 fined in 18 U.S.C. 2725(3)) obtained by a State depart-
4 ment of motor vehicles in connection with a motor vehicle
5 record as defined in 18 U.S.C. 2725(1), except as provided
6 in 18 U.S.C. 2721 for a use permitted under 18 U.S.C.
7 2721.

8 (b) Notwithstanding subsection (a), the Secretary
9 shall not withhold funds provided in this Act for any
10 grantee if a State is in noncompliance with this provision.

11 SEC. 185. Funds received by the Federal Highway
12 Administration, Federal Transit Administration, and Fed-
13 eral Railroad Administration from States, counties, mu-
14 nicipalities, other public authorities, and private sources
15 for expenses incurred for training may be credited respec-
16 tively to the Federal Highway Administration's "Federal-
17 Aid Highways" account, the Federal Transit Administra-
18 tion's "Research and University Research Centers" ac-
19 count, and to the Federal Railroad Administration's
20 "Safety and Operations" account, except for State rail
21 safety inspectors participating in training pursuant to 49
22 U.S.C. 20105.

23 SEC. 186. Notwithstanding any other provisions of
24 law, rule or regulation, the Secretary of Transportation
25 is authorized to allow the issuer of any preferred stock

1 heretofore sold to the Department to redeem or repur-
2 chase such stock upon the payment to the Department of
3 an amount determined by the Secretary.

4 SEC. 187. None of the funds in this Act to the De-
5 partment of Transportation may be used to make a grant
6 unless the Secretary of Transportation notifies the House
7 and Senate Committees on Appropriations not less than
8 3 full business days before any discretionary grant award,
9 letter of intent, or full funding grant agreement totaling
10 \$1,000,000 or more is announced by the department or
11 its modal administrations from: (1) any discretionary
12 grant program of the Federal Highway Administration
13 other than the emergency relief program; (2) the airport
14 improvement program of the Federal Aviation Administra-
15 tion; or (3) any program of the Federal Transit Adminis-
16 tration other than the formula grants and fixed guideway
17 modernization programs: *Provided*, That no notification
18 shall involve funds that are not available for obligation.

19 SEC. 188. Rebates, refunds, incentive payments,
20 minor fees and other funds received by the Department
21 of Transportation from travel management centers,
22 charge card programs, the subleasing of building space,
23 and miscellaneous sources are to be credited to appropria-
24 tions of the Department of Transportation and allocated
25 to elements of the Department of Transportation using

1 fair and equitable criteria and such funds shall be avail-
2 able until expended.

3 SEC. 189. Amounts made available in this or any
4 other Act that the Secretary determines represent im-
5 proper payments by the Department of Transportation to
6 a third party contractor under a financial assistance
7 award, which are recovered pursuant to law, shall be avail-
8 able—

9 (1) to reimburse the actual expenses incurred
10 by the Department of Transportation in recovering
11 improper payments; and

12 (2) to pay contractors for services provided in
13 recovering improper payments or contractor support
14 in the implementation of the Improper Payments In-
15 formation Act of 2002: *Provided*, That amounts in
16 excess of that required for paragraphs (1) and (2)—

17 (A) shall be credited to and merged with
18 the appropriation from which the improper pay-
19 ments were made, and shall be available for the
20 purposes and period for which such appropria-
21 tions are available; or

22 (B) if no such appropriation remains avail-
23 able, shall be deposited in the Treasury as mis-
24 cellaneous receipts: *Provided*, That the Sec-
25 retary shall report annually to the House and

1 Senate Committees on Appropriations the
2 amount and reasons for these transfers: *Pro-*
3 *vided further*, That for purposes of this section,
4 the term “improper payments”, has the same
5 meaning as that provided in section 2(d)(2) of
6 Public Law 107–300.

7 This title may be cited as the “Department of Trans-
8 portation Appropriations Act, 2007”.

9 TITLE II
10 DEPARTMENT OF THE TREASURY
11 DEPARTMENTAL OFFICES
12 SALARIES AND EXPENSES
13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of the Departmental Offices
15 including operation and maintenance of the Treasury
16 Building and Annex; hire of passenger motor vehicles;
17 maintenance, repairs, and improvements of, and purchase
18 of commercial insurance policies for, real properties leased
19 or owned overseas, when necessary for the performance
20 of official business, \$223,786,000, of which not to exceed
21 \$8,760,000 is for executive direction program activities;
22 not to exceed \$8,741,000 is for general counsel program
23 activities; not to exceed \$41,947,000 is for economic poli-
24 cies and programs activities; not to exceed \$27,086,000
25 is for financial policies and programs activities; not to ex-
26 ceed \$45,401,000 is for terrorism and financial intel-

1 ligence activities; not to exceed \$18,534,000 is for Treas-
2 ury-wide management policies and programs activities;
3 and not to exceed \$73,317,000 is for administration pro-
4 grams activities: *Provided*, That the Secretary of the
5 Treasury is authorized to transfer funds appropriated for
6 any program activity of the Departmental Offices to any
7 other program activity of the Departmental Offices upon
8 notification to the House and Senate Committees on Ap-
9 propriations: *Provided further*, That no appropriation for
10 any program activity shall be increased or decreased by
11 more than three percent by all such transfers: *Provided*
12 *further*, That any change in funding greater than three
13 percent shall be submitted for approval to the House and
14 Senate Committees on Appropriations: *Provided further*,
15 That of the amount appropriated under this heading, not
16 to exceed \$3,000,000, to remain available until September
17 30, 2008, for information technology modernization re-
18 quirements; not to exceed \$100,000 for official reception
19 and representation expenses; and not to exceed \$258,000
20 for unforeseen emergencies of a confidential nature, to be
21 allocated and expended under the direction of the Sec-
22 retary of the Treasury and to be accounted for solely on
23 his certificate: *Provided further*, That of the amount ap-
24 propriated under this heading, \$5,114,000, to remain
25 available until September 30, 2008, is for the Treasury-

1 wide Financial Statement Audit and Internal Control Pro-
2 gram, of which such amounts as may be necessary may
3 be transferred to accounts of the Department's offices and
4 bureaus to conduct audits: *Provided further*, That this
5 transfer authority shall be in addition to any other pro-
6 vided in this Act.

7 DEPARTMENT-WIDE SYSTEMS AND CAPITAL
8 INVESTMENTS PROGRAMS
9 (INCLUDING TRANSFER OF FUNDS)

10 For development and acquisition of automatic data
11 processing equipment, software, and services for the De-
12 partment of the Treasury, \$34,032,000, to remain avail-
13 able until September 30, 2009: *Provided*, That these funds
14 shall be transferred to accounts and in amounts as nec-
15 essary to satisfy the requirements of the Department's of-
16 fices, bureaus, and other organizations: *Provided further*,
17 That this transfer authority shall be in addition to any
18 other transfer authority provided in this Act: *Provided fur-*
19 *ther*, That none of the funds appropriated under this head-
20 ing shall be used to support or supplement "Internal Rev-
21 enue Service, Operations Support" or "Internal Revenue
22 Service, Business Systems Modernization".

1 OFFICE OF INSPECTOR GENERAL

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Inspector
4 General in carrying out the provisions of the Inspector
5 General Act of 1978, not to exceed \$2,000,000 for official
6 travel expenses, including hire of passenger motor vehicles;
7 and not to exceed \$100,000 for unforeseen emergencies
8 of a confidential nature, to be allocated and expended
9 under the direction of the Inspector General of the Treas-
10 ury, \$17,352,000, of which not to exceed \$2,500 shall be
11 available for official reception and representation ex-
12 penses.

13 TREASURY INSPECTOR GENERAL FOR TAX

14 ADMINISTRATION

15 SALARIES AND EXPENSES

16 For necessary expenses of the Treasury Inspector
17 General for Tax Administration in carrying out the In-
18 spector General Act of 1978, including purchase (not to
19 exceed 150 for replacement only for police-type use) and
20 hire of passenger motor vehicles (31 U.S.C. 1343(b));
21 services authorized by 5 U.S.C. 3109, at such rates as
22 may be determined by the Inspector General for Tax Ad-
23 ministration; not to exceed \$6,000,000 for official travel
24 expenses; and not to exceed \$500,000 for unforeseen
25 emergencies of a confidential nature, to be allocated and

In fiscal year 2007, the Air Transportation Stabilization Board may charge fees to a borrower for the costs to the Air Transportation Stabilization Board associated with bankruptcy proceedings of the borrower. Such fees shall be collected and deposited in the Air Transportation Stabilization Program Account, to be available for such costs.

For necessary expenses of the Financial Crimes Enforcement Network, including hire of passenger motor vehicles; travel and training expenses of non-Federal and foreign government personnel to attend meetings and training concerned with domestic and foreign financial intelligence activities, law enforcement, and financial regulation; not to exceed \$14,000 for official reception and representation expenses; and for assistance to Federal law enforcement agencies, with or without reimbursement, \$84,066,000, of which not to exceed \$14,012,000 shall re-

1 main available until September 30, 2009; and of which
2 \$8,651,000 shall remain available until September 30,
3 2008: *Provided*, That funds appropriated in this account
4 may be used to procure personal services contracts.

5 FINANCIAL MANAGEMENT SERVICE

6 SALARIES AND EXPENSES

7 For necessary expenses of the Financial Management
8 Service, \$233,654,000, of which not to exceed \$9,220,000
9 shall remain available until September 30, 2009, for infor-
10 mation systems modernization initiatives; and of which not
11 to exceed \$2,500 shall be available for official reception
12 and representation expenses.

13 ALCOHOL AND TOBACCO TAX AND TRADE BUREAU

14 SALARIES AND EXPENSES

15 For necessary expenses of carrying out section 1111
16 of the Homeland Security Act of 2002, including hire of
17 passenger motor vehicles, \$92,604,000; of which not to ex-
18 ceed \$6,000 for official reception and representation ex-
19 penses; not to exceed \$50,000 for cooperative research and
20 development programs for laboratory services; and provi-
21 sion of laboratory assistance to State and local agencies
22 with or without reimbursement.

1 UNITED STATES MINT

2 UNITED STATES MINT PUBLIC ENTERPRISE FUND

3 Pursuant to section 5136 of title 31, United States
4 Code, the United States Mint is provided funding through
5 the United States Mint Public Enterprise Fund for costs
6 associated with the production of circulating coins, numis-
7 matic coins, and protective services, including both oper-
8 ating expenses and capital investments. The aggregate
9 amount of new liabilities and obligations incurred during
10 fiscal year 2007 under such section 5136 for circulating
11 coinage and protective service capital investments of the
12 United States Mint shall not exceed \$30,200,000.

13 BUREAU OF THE PUBLIC DEBT

14 ADMINISTERING THE PUBLIC DEBT

15 For necessary expenses connected with any public-
16 debt issues of the United States, \$180,789,000, of which
17 not to exceed \$2,500 shall be available for official recep-
18 tion and representation expenses, and of which not to ex-
19 ceed \$2,000,000 shall remain available until September
20 30, 2009, for systems modernization: *Provided*, That the
21 sum appropriated herein from the general fund for fiscal
22 year 2007 shall be reduced by not more than \$3,000,000
23 as definitive security issue fees and Treasury Direct Inves-
24 tor Account Maintenance fees are collected, so as to result
25 in a final fiscal year 2007 appropriation from the general

1 fund estimated at \$177,789,000. In addition, \$70,000 to
2 be derived from the Oil Spill Liability Trust Fund to reim-
3 burse the Bureau for administrative and personnel ex-
4 penses for financial management of the Fund, as author-
5 ized by section 1012 of Public Law 101–380.

6 COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

7 FUND PROGRAM ACCOUNT

8 To carry out the Community Development Banking
9 and Financial Institutions Act of 1994 (Public Law 103–
10 325), including services authorized by 5 U.S.C. 3109, but
11 at rates for individuals not to exceed the per diem rate
12 equivalent to the rate for ES–3, \$40,000,000, to remain
13 available until September 30, 2008, of which up to
14 \$12,800,000 may be used for administrative expenses, in-
15 cluding administration of the New Markets Tax Credit,
16 up to \$6,000,000 may be used for the cost of direct loans,
17 and up to \$250,000 may be used for administrative ex-
18 penses to carry out the direct loan program: *Provided*,
19 That the cost of direct loans, including the cost of modi-
20 fying such loans, shall be as defined in section 502 of the
21 Congressional Budget Act of 1974: *Provided further*, That
22 these funds are available to subsidize gross obligations for
23 the principal amount of direct loans not to exceed
24 \$11,000,000.

1 INTERNAL REVENUE SERVICE
2 TAXPAYER SERVICES

3 For necessary expenses of the Internal Revenue Serv-
4 ice to provide taxpayer services, including pre-filing assist-
5 ance and education, filing and account services, taxpayer
6 advocacy services, and other services as authorized by 5
7 U.S.C. 3109, at such rates as may be determined by the
8 Commissioner, \$2,059,151,000, of which up to
9 \$4,100,000 shall be for the Tax Counseling for the Elderly
10 Program, and of which \$8,000,000 shall be available for
11 low-income taxpayer clinic grants.

12 ENFORCEMENT
13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of the Internal Revenue Serv-
15 ice to determine and collect owed taxes, to provide legal
16 and litigation support, to conduct criminal investigations,
17 to enforce criminal statutes related to violations of inter-
18 nal revenue laws and other financial crimes, to purchase
19 (for police-type use, not to exceed 850) and hire of pas-
20 senger motor vehicles (31 U.S.C. 1343(b)), and to provide
21 other services as authorized by 5 U.S.C. 3109, at such
22 rates as may be determined by the Commissioner,
23 \$4,757,126,000, of which not less than \$55,584,000 shall
24 be for the Interagency Crime and Drug Enforcement pro-
25 gram: *Provided*, That up to \$10,000,000 may be trans-

1 ferred as necessary from this account to the Internal Rev-
2 enue Service Operations Support appropriation solely for
3 the purposes of the Interagency Crime and Drug Enforce-
4 ment program: *Provided further*, That this transfer au-
5 thority shall be in addition to any other transfer authority
6 provided in this Act.

7 OPERATIONS SUPPORT

8 For necessary expenses of the Internal Revenue Serv-
9 ice to operate and support taxpayer services and tax law
10 enforcement programs, including rent payments; facilities
11 services; printing; postage; physical security; headquarters
12 and other IRS-wide administration activities; research and
13 statistics of income; telecommunications; information tech-
14 nology development, enhancement, operations, mainte-
15 nance, and security; the hire of passenger motor vehicles
16 (31 US.C. 1343(b)); and other services as authorized by
17 5 U.S.C. 3109, at such rates as may be determined by
18 the Commissioner; \$3,438,404,000 (increased by
19 \$20,748,000), of which \$1,447,451,000 shall be for infor-
20 mation systems and telecommunications support; of which
21 not to exceed \$1,000,000 shall remain available until Sep-
22 tember 30, 2009, for research; of which not to exceed
23 \$1,500,000 shall be for the Internal Revenue Service
24 Oversight Board; and of which not to exceed \$25,000 shall
25 be for official reception and representation: *Provided*, That

1 of the amount made available for information systems and
2 telecommunication support, \$75,000,000 shall remain
3 available until September 30, 2008, for information tech-
4 nology support.

5 BUSINESS SYSTEMS MODERNIZATION

6 For necessary expenses of the Internal Revenue Serv-
7 ice for the business systems modernization program,
8 \$212,310,000 (reduced by \$250,000) (reduced by
9 \$15,000,000), of which not less than \$167,310,000 shall
10 remain available until September 30, 2009, for the capital
11 asset acquisition of information technology systems, in-
12 cluding management and related contractual costs of said
13 acquisitions, including contractual costs associated with
14 operations authorized by 5 U.S.C. 3109: *Provided*, That
15 none of the funds for capital asset acquisition of informa-
16 tion technology systems may be obligated until the Inter-
17 nal Revenue Service submits to the Committees on Appro-
18 priations, and such Committees approve, a plan for ex-
19 penditure that: (1) meets the capital planning and invest-
20 ment control review requirements established by the Office
21 of Management and Budget, including Circular A-11; (2)
22 complies with the Internal Revenue Service's enterprise
23 architecture, including the modernization blueprint; (3)
24 conforms with the Internal Revenue Service's enterprise
25 life cycle methodology; (4) is approved by the Internal

1 Revenue Service, the Department of the Treasury, and the
 2 Office of Management and Budget; (5) has been reviewed
 3 by the Government Accountability Office; and (6) complies
 4 with the acquisition rules, requirements, guidelines, and
 5 systems acquisition management practices of the Federal
 6 Government.

7 HEALTH INSURANCE TAX CREDIT ADMINISTRATION

8 For expenses necessary to implement the health in-
 9 surance tax credit included in the Trade Act of 2002
 10 (Public Law 107–210), \$14,846,000.

11 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

12 SERVICE

13 (INCLUDING TRANSFER OF FUNDS)

14 SEC. 201. Not to exceed 5 percent of any appropria-
 15 tion made available in this Act to the Internal Revenue
 16 Service or not to exceed 3 percent of appropriations under
 17 the heading “Enforcement” may be transferred to any
 18 other Internal Revenue Service appropriation upon the ad-
 19 vance approval of the Committees on Appropriations.

20 SEC. 202. The Internal Revenue Service shall main-
 21 tain a training program to ensure that Internal Revenue
 22 Service employees are trained in taxpayers’ rights, in deal-
 23 ing courteously with taxpayers, and in cross-cultural rela-
 24 tions.

1 SEC. 203. The Internal Revenue Service shall insti-
2 tute and enforce policies and procedures that will safe-
3 guard the confidentiality of taxpayer information.

4 SEC. 204. Funds made available by this or any other
5 Act to the Internal Revenue Service shall be available for
6 improved facilities and increased manpower to provide suf-
7 ficient and effective 1–800 help line service for taxpayers.
8 The Commissioner shall continue to make the improve-
9 ment of the Internal Revenue Service 1–800 help line serv-
10 ice a priority and allocate resources necessary to increase
11 phone lines and staff to improve the Internal Revenue
12 Service 1–800 help line service.

13 SEC. 205. Of the funds made available by this Act
14 to the Internal Revenue Service, not less than
15 \$166,249,000 shall be available for operating expenses of
16 the Taxpayer Advocate Service, of which not less than
17 \$166,101,000 shall be made available from the “Taxpayer
18 Services” account and \$148,000 shall be made available
19 from the “Operations Support” account.

20 SEC. 206. Appropriations for the Internal Revenue
21 Service for the taxpayer service and tax law enforcement
22 programs for fiscal year 2007 and thereafter shall be
23 made up of three accounts, “Taxpayer Services”, “En-
24 forcement”, and “Operations Support” for fulfilling the
25 taxpayer service and enforcement programs.

ADMINISTRATIVE PROVISIONS—DEPARTMENT OF THE
TREASURY
(INCLUDING TRANSFER OF FUNDS)

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1 and used overseas for the current fiscal year; entering into
2 contracts with the Department of State for the furnishing
3 of health and medical services to employees and their de-
4 pendants serving in foreign countries; and services author-
5 ized by 5 U.S.C. 3109.

6 SEC. 211. Not to exceed 2 percent of any appropria-
7 tions in this Act made available to the Departmental Of-
8 fices—Salaries and Expenses, Office of Inspector General,
9 Financial Management Service, Alcohol and Tobacco Tax
10 and Trade Bureau, Financial Crimes Enforcement Net-
11 work, and Bureau of the Public Debt, may be transferred
12 between such appropriations upon the advance approval
13 of the Committees on Appropriations: *Provided*, That no
14 transfer may increase or decrease any such appropriation
15 by more than 2 percent.

16 SEC. 212. Not to exceed 2 percent of any appropria-
17 tion made available in this Act to the Internal Revenue
18 Service may be transferred to the Treasury Inspector Gen-
19 eral for Tax Administration's appropriation upon the ad-
20 vance approval of the Committees on Appropriations: *Pro-*
21 *vided*, That no transfer may increase or decrease any such
22 appropriation by more than 2 percent.

23 SEC. 213. Of the funds available for the purchase of
24 law enforcement vehicles, no funds may be obligated until
25 the Secretary of the Treasury certifies that the purchase

1 by the respective Treasury bureau is consistent with De-
2 partmental vehicle management principles: *Provided*, That
3 the Secretary may delegate this authority to the Assistant
4 Secretary for Management.

5 SEC. 214. None of the funds appropriated in this Act
6 or otherwise available to the Department of the Treasury
7 or the Bureau of Engraving and Printing may be used
8 to redesign the \$1 Federal Reserve note.

9 SEC. 215. The Secretary of the Treasury may trans-
10 fer funds from Financial Management Services, Salaries
11 and Expenses to Debt Collection Fund as necessary to
12 cover the costs of debt collection: *Provided*, That such
13 amounts shall be reimbursed to such salaries and expenses
14 account from debt collections received in the Debt Collec-
15 tion Fund.

16 SEC. 216. Section 122(g)(1) of Public Law 105–119
17 (5 U.S.C. 3104 note), is further amended by striking “8
18 years” and inserting “9 years”.

19 SEC. 217. None of the funds appropriated or other-
20 wise made available by this or any other Act may be used
21 by the United States Mint to construct or operate any mu-
22 seum without the explicit approval of the House Com-
23 mittee on Financial Services and the Senate Committee
24 on Banking, Housing, and Urban Affairs.

1 SEC. 218. None of the funds appropriated or other-
2 wise made available by this or any other Act or source
3 to the Department of the Treasury, the Bureau of Engrav-
4 ing and Printing, and the United States Mint, individually
5 or collectively, may be used to consolidate any or all func-
6 tions of the Bureau of Engraving and Printing and the
7 United States Mint without the explicit approval of the
8 House Committee on Financial Services; the Senate Com-
9 mittee on Banking, Housing, and Urban Affairs; the
10 House Committee on Appropriations; and the Senate
11 Committee on Appropriations.

12 SEC. 219. Section 3333(a) of title 31, United States
13 Code, is amended by striking paragraph (3) and inserting
14 the following:

15 “(3) The amount of the relief, and the amount of any
16 relief granted to an official or agent of the Department
17 of the Treasury under section 3527 of this title, shall be
18 charged to the Check Forgery Insurance Fund under sec-
19 tion 3343 of this title. A recovery or repayment of a loss
20 for which replacement is made out of the fund shall be
21 credited to the fund and is available for the purposes for
22 which the fund was established.”.

23 This title may be cited as the “Department of the
24 Treasury Appropriations Act, 2007”.

1 TITLE III
2 DEPARTMENT OF HOUSING AND URBAN
3 DEVELOPMENT
4 PUBLIC AND INDIAN HOUSING
5 TENANT-BASED RENTAL ASSISTANCE
6 (INCLUDING TRANSFER OF FUNDS)

7 For activities and assistance for the provision of ten-
8 ant-based rental assistance authorized under the United
9 States Housing Act of 1937, as amended (42 U.S.C. 1437
10 et seq.) (“the Act” herein), not otherwise provided for,
11 \$15,776,400,000 (increased by \$70,000,000), to remain
12 available until expended, of which \$11,576,400,000 (in-
13 creased by \$70,000,000) shall be available on October 1,
14 2006, and \$4,200,000,000 shall be available on October
15 1, 2007: *Provided*, That the amounts made available under
16 this heading are provided as follows:

17 (1) \$14,436,200,000 (increased by
18 \$70,000,000) for renewals of expiring section 8 ten-
19 ant-based annual contributions contracts (including
20 renewals of enhanced vouchers under any provision
21 of law authorizing such assistance under section 8(t)
22 of the Act): *Provided*, That notwithstanding any
23 other provision of law, from amounts provided under
24 this paragraph, the Secretary for the calendar year
25 2007 funding cycle shall provide renewal funding for
26 each public housing agency based on the amount

1 public housing agencies were eligible to receive in
2 calendar year 2006, and by applying the 2007 An-
3 nual Adjustment Factor as established by the Sec-
4 retary, and by making any necessary adjustments
5 for the costs associated with deposits to Family Self-
6 Sufficiency Program escrow accounts or the first-
7 time renewal of tenant protection or HOPE VI
8 vouchers: *Provided further*, That the Secretary shall,
9 to the extent necessary to stay within the amount
10 provided under this paragraph, pro rate each public
11 housing agency's allocation otherwise established
12 pursuant to this paragraph: *Provided further*, That
13 public housing agencies participating in the Moving
14 to Work demonstration shall be funded pursuant to
15 their Moving to Work agreements and shall be sub-
16 ject to the same pro rata adjustments under the pre-
17 vious proviso: *Provided further*, That up to
18 \$100,000,000 shall be available for additional rental
19 subsidy due to unforeseen exigencies as determined
20 by the Secretary and for the one-time funding of
21 housing assistance payments resulting from the
22 portability provisions of the housing choice voucher
23 program;

24 (2) \$149,300,000 for section 8 rental assistance
25 for relocation and replacement of housing units

1 under lease that are demolished or disposed of pur-
2 suant to the Omnibus Consolidated Rescissions and
3 Appropriations Act of 1996 (Public Law 104–134),
4 conversion of section 23 projects to assistance under
5 section 8, the family unification program under sec-
6 tion 8(x) of the Act, relocation of witnesses in con-
7 nection with efforts to combat crime in public and
8 assisted housing pursuant to a request from a law
9 enforcement or prosecution agency, enhanced vouch-
10 ers under any provision of law authorizing such as-
11 sistance under section 8(t) of the Act, HOPE VI
12 vouchers, mandatory and voluntary conversions, and
13 tenant protection assistance including replacement
14 and relocation assistance: *Provided*, That additional
15 section 8 tenant protection rental assistance costs
16 may be funded in 2007 by utilizing unobligated bal-
17 ances, including recaptures and carryover, remaining
18 from funds appropriated to the Department of
19 Housing and Urban Development under this head-
20 ing, the heading “Annual Contributions for Assisted
21 Housing”, the heading “Housing Certificate Fund”,
22 and the heading “Project-based rental assistance”,
23 for fiscal year 2006 and prior years notwithstanding
24 the purposes for which such amounts were appro-
25 priated;

1 (3) \$47,500,000 for family self-sufficiency coor-
2 dinators under section 23 of the Act;

3 (4) \$5,900,000 shall be transferred to the
4 Working Capital Fund; and

5 (5) \$1,137,500,000 for administrative and
6 other expenses of public housing agencies in admin-
7 istering the section 8 tenant-based rental assistance
8 program, of which up to \$30,000,000 shall be avail-
9 able to the Secretary to allocate to public housing
10 agencies that need additional funds to administer
11 their section 8 programs, with up to \$20,000,000 to
12 be for fees associated with section 8 tenant protec-
13 tion rental assistance: *Provided, That*
14 \$1,107,500,000 of the amount provided in this para-
15 graph shall be allocated for the calendar year 2007
16 funding cycle on a pro rata basis to public housing
17 agencies based on the amount public housing agen-
18 cies were eligible to receive in calendar year 2006:
19 *Provided further, That* all amounts provided under
20 this paragraph shall be only for activities related to
21 the provision of tenant-based rental assistance au-
22 thorized under section 8, including related develop-
23 ment activities.

HOUSING CERTIFICATE FUND

(RESCISSION)

Of the unobligated balances, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading “Annual contributions for assisted housing”, the heading “Tenant-based rental assistance”, and the heading “Project-based rental assistance”, for fiscal year 2006 and prior years, \$2,000,000,000 is rescinded, to be effected by the Secretary no later than September 30, 2007: *Provided*, That, if insufficient funds exist under these headings, the remaining balance may be derived from any other heading under this title: *Provided further*, That the Secretary shall notify the Committees on Appropriations 30 days in advance of the rescission of any funds derived from the headings specified above: *Provided further*, That any such balances governed by re-allocation provisions under the statute authorizing the program for which the funds were originally appropriated shall be available for the rescission.

PUBLIC HOUSING CAPITAL FUND

(INCLUDING TRANSFERS OF FUNDS)

For the Public Housing Capital Fund Program to carry out capital and management activities for public housing agencies, as authorized under section 9 of the

1 United States Housing Act of 1937, as amended (42
2 U.S.C. 1437g) (the “Act”) \$2,178,000,000 (increased by
3 \$30,000,000), to remain available until September 30,
4 2010: *Provided*, That notwithstanding any other provision
5 of law or regulation, during fiscal year 2007, the Secretary
6 may not delegate to any Department official other than
7 the Deputy Secretary and the Assistant Secretary for
8 Public and Indian Housing any authority under paragraph
9 (2) of section 9(j) regarding the extension of the time peri-
10 ods under such section: *Provided further*, That for pur-
11 poses of such section 9(j), the term “obligate” means, with
12 respect to amounts, that the amounts are subject to a
13 binding agreement that will result in outlays, immediately
14 or in the future: *Provided further*, That of the total
15 amount provided under this heading, up to \$10,890,000
16 shall be for carrying out activities under section 9(h) of
17 such Act: *Provided further*, That up to \$14,850,000 shall
18 be transferred to the Working Capital Fund: *Provided fur-*
19 *ther*, That no funds may be used under this heading for
20 the purposes specified in section 9(k) of the United States
21 Housing Act of 1937, as amended: *Provided further*, That
22 of the total amount provided under this heading, up to
23 \$19,800,000 shall be available for the Secretary of Hous-
24 ing and Urban Development to make grants, notwith-
25 standing section 305 of this Act, to public housing agen-

1 cies for emergency capital needs resulting from unforeseen
 2 or unpreventable emergencies and natural disasters occur-
 3 ring in fiscal years 2007 and 2008: *Provided further*, That
 4 of the total amount provided under this heading,
 5 \$23,760,000 shall be for supportive services, service coor-
 6 dinators and congregate services as authorized by section
 7 34 of the Act and the Native American Housing Assist-
 8 ance and Self-Determination Act of 1996: *Provided fur-*
 9 *ther*, That of the total amount provided under this heading
 10 up to \$7,920,000 is to support the costs of administrative
 11 and judicial receiverships: *Provided further*, That of the
 12 total amount provided under this heading up to
 13 \$15,345,000 shall be to support the ongoing Public Hous-
 14 ing Financial and Physical Assessment activities of the
 15 Real Estate Assessment Center (REAC).

16 PUBLIC HOUSING OPERATING FUND

17 For 2007 payments to public housing agencies for the
 18 operation and management of public housing, as author-
 19 ized by section 9(e) of the United States Housing Act of
 20 1937, as amended (42 U.S.C. 1437g(e)), \$3,564,000,000:
 21 *Provided*, That all funds made available under this head-
 22 ing shall be allocated to public housing agencies in accord-
 23 ance with the terms, conditions, criteria and methodology
 24 set forth in the Housing and Urban Development Depart-
 25 ment Correction for Formula Implementation Date notice

1 (Correction Notice) published in the Federal Register on
 2 October 24, 2005 and shall not be allocated using any
 3 other formula unless approved by the Committee: *Provided*
 4 *further*, That of the total amount provided under this
 5 heading \$9,900,000 in bonus funds shall be provided to
 6 public housing agencies that assist program participants
 7 in moving away from dependency on housing assistance
 8 programs: *Provided further*, That of the total amount pro-
 9 vided under this heading, \$5,940,000 shall be for technical
 10 assistance related to the transition and implementation of
 11 asset-based management in public housing: *Provided fur-*
 12 *ther*, That, in fiscal year 2007 and all fiscal years here-
 13 after, no amounts under this heading in any appropria-
 14 tions Act may be used for payments to public housing
 15 agencies for the costs of operation and management of
 16 public housing for any year prior to the current year of
 17 such Act: *Provided further*, That no funds may be used
 18 under this heading for the purposes specified in section
 19 9(k) of the United States Housing Act of 1937, as amend-
 20 ed.

21 NATIVE AMERICAN HOUSING BLOCK GRANTS

22 (INCLUDING TRANSFER OF FUNDS)

23 For the Native American Housing Block Grants pro-
 24 gram, as authorized under title I of the Native American
 25 Housing Assistance and Self-Determination Act of 1996

1 (NAHASDA) (25 U.S.C. 4111 et seq.), \$625,680,000, to
2 remain available until expended: *Provided*, That, notwith-
3 standing the Native American Housing Assistance and
4 Self-Determination Act of 1996, to determine the amount
5 of the allocation under title I of such Act for each Indian
6 tribe, the Secretary shall apply the formula under section
7 302 of such Act with the need component based on single-
8 race Census data and with the need component based on
9 multi-race Census data, and the amount of the allocation
10 for each Indian tribe shall be the greater of the two result-
11 ing allocation amounts: *Provided further*, That of the
12 amounts made available under this heading, \$990,000
13 shall be contracted through the Secretary as technical as-
14 sistance and capacity building to be used by the National
15 American Indian Housing Council in support of the imple-
16 mentation of NAHASDA; \$3,465,000 shall be to support
17 the inspection of Indian housing units, contract expertise,
18 training, and technical assistance in the training, over-
19 sight, and management of such Indian housing and ten-
20 ant-based assistance: *Provided further*, That of the amount
21 provided under this heading, \$1,980,000 shall be made
22 available for the cost of guaranteed notes and other obliga-
23 tions, as authorized by title VI of NAHASDA: *Provided*
24 *further*, That such costs, including the costs of modifying
25 such notes and other obligations, shall be as defined in

1 section 502 of the Congressional Budget Act of 1974, as
 2 amended: *Provided further*, That these funds are available
 3 to subsidize the total principal amount of any notes and
 4 other obligations, any part of which is to be guaranteed,
 5 not to exceed \$14,938,825: *Provided further*, That for ad-
 6 ministrative expenses to carry out the guaranteed loan
 7 program, up to \$148,500 from amounts in the third pro-
 8 viso, which shall be transferred to and merged with the
 9 appropriation for “Salaries and Expenses”.

10 NATIVE HAWAIIAN HOUSING BLOCK GRANT

11 For the Native Hawaiian Housing Block Grant pro-
 12 gram, as authorized under title VIII of the Native Amer-
 13 ican Housing Assistance and Self-Determination Act of
 14 1996 (25 U.S.C. 4111 et seq.), \$8,815,000, to remain
 15 available until expended, of which \$299,211 shall be for
 16 training and technical activities.

17 INDIAN HOUSING LOAN GUARANTEE FUND PROGRAM

18 ACCOUNT

19 (INCLUDING TRANSFER OF FUNDS)

20 For the cost of guaranteed loans, as authorized by
 21 section 184 of the Housing and Community Development
 22 Act of 1992 (12 U.S.C. 1715z–13a), \$3,960,000, to re-
 23 main available until expended: *Provided*, That such costs,
 24 including the costs of modifying such loans, shall be as
 25 defined in section 502 of the Congressional Budget Act

1 of 1974, as amended: *Provided further*, That these funds
2 are available to subsidize total loan principal, any part of
3 which is to be guaranteed, not to exceed \$116,276,000,
4 to remain available until committed.

5 In addition, for administrative expenses to carry out
6 the guaranteed loan program, up to \$247,500 from
7 amounts in the first paragraph which shall be transferred
8 to and merged with the appropriation for “Salaries and
9 Expenses”.

10 NATIVE HAWAIIAN HOUSING LOAN GUARANTEE FUND

11 PROGRAM ACCOUNT

12 (INCLUDING TRANSFER OF FUNDS)

13 For the cost of guaranteed loans, as authorized by
14 section 184A of the Housing and Community Develop-
15 ment Act of 1992 (12 U.S.C. 1715z–13b), \$1,010,000, to
16 remain available until expended: *Provided*, That such
17 costs, including the costs of modifying such loans, shall
18 be as defined in section 502 of the Congressional Budget
19 Act of 1974, as amended: *Provided further*, That these
20 funds are available to subsidize total loan principal, any
21 part of which is to be guaranteed, not to exceed
22 \$43,000,000, to remain available until committed.

23 In addition, for administrative expenses to carry out
24 the guaranteed loan program, up to \$35,000 from
25 amounts in the first paragraph which shall be transferred

1 to and merged with the appropriation for “Salaries and
2 Expenses”.

3 COMMUNITY PLANNING AND DEVELOPMENT

4 HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS

5 (INCLUDING TRANSFER OF FUNDS)

6 For carrying out the Housing Opportunities for Per-
7 sons with AIDS program, as authorized by the AIDS
8 Housing Opportunity Act (42 U.S.C. 12901 et seq.),
9 \$300,100,000, to remain available until September 30,
10 2008, except that amounts allocated pursuant to section
11 854(c)(3) of such Act shall remain available until Sep-
12 tember 30, 2009: *Provided*, That the Secretary shall renew
13 all expiring contracts for permanent supportive housing
14 that were funded under section 854(c)(3) of such Act that
15 meet all program requirements before awarding funds for
16 new contracts and activities authorized under this section:
17 *Provided further*, That the Secretary may use up to
18 \$1,485,000 of the funds under this heading for training,
19 oversight, and technical assistance activities and
20 \$1,485,000 shall be transferred to the Working Capital
21 Fund.

22 COMMUNITY DEVELOPMENT FUND

23 For assistance to units of State and local govern-
24 ment, and to other entities, for economic and community
25 development activities, and for other purposes,

1 \$4,200,000,000 (increased by \$15,000,000), to remain
2 available until September 30, 2009, unless otherwise spec-
3 ified: *Provided*, That of the amount provided,
4 \$3,872,580,000 is for carrying out the community devel-
5 opment block grant program under title I of the Housing
6 and Community Development Act of 1974, as amended
7 (the “Act” herein) (42 U.S.C. 5301 et seq.): *Provided fur-*
8 *ther*, That unless explicitly provided for under this heading
9 (except for planning grants provided in the second para-
10 graph and amounts made available under the third para-
11 graph), not to exceed 20 percent of any grant made with
12 funds appropriated under this heading shall be expended
13 for planning and management development and adminis-
14 tration: *Provided further*, That \$57,420,000 shall be for
15 grants to federally-recognized Indian tribes notwith-
16 standing section 106(a)(1) of such Act, of which, notwith-
17 standing any other provision of law (including section 305
18 of this Act), up to \$3,960,000 may be used for emer-
19 gencies that constitute imminent threats to health and
20 safety.

21 Of the amount made available under this heading,
22 \$250,000,000 shall be available for grants for the Eco-
23 nomic Development Initiative (EDI) to finance a variety
24 of targeted economic investments in accordance with the
25 terms and conditions specified in the statement of man-

1 agers accompanying this Act: *Provided*, That none of the
2 funds provided under this paragraph may be used for pro-
3 gram operations: *Provided further*, That, for fiscal years
4 2005, 2006, and 2007, no unobligated funds for EDI
5 grants may be used for any purpose except acquisition,
6 planning, design, purchase of equipment, revitalization, re-
7 development or construction: *Provided further*, That funds
8 awarded to each grantee under this paragraph shall be
9 matched by 40 percent in funding by each grantee.

10 Of the amount made available under this heading,
11 \$20,000,000 shall be available for neighborhood initiatives
12 that are utilized to improve the conditions of distressed
13 and blighted areas and neighborhoods, to stimulate invest-
14 ment, economic diversification, and community revitaliza-
15 tion in areas with population outmigration or a stagnating
16 or declining economic base, or to determine whether hous-
17 ing benefits can be integrated more effectively with welfare
18 reform initiatives: *Provided*, That amounts made available
19 under this paragraph shall be provided in accordance with
20 the terms and conditions specified in the statement of
21 managers accompanying this Act: *Provided further*, That
22 funds awarded to each grantee under this paragraph shall
23 be matched by 40 percent in funding by each grantee.

1 HOME INVESTMENT PARTNERSHIPS PROGRAM
2 (INCLUDING TRANSFER OF FUNDS)

3 For the HOME investment partnerships program, as
4 authorized under title II of the Cranston-Gonzalez Na-
5 tional Affordable Housing Act, as amended,
6 \$1,891,890,000, to remain available until September 30,
7 2009: *Provided*, That of the total amount provided in this
8 paragraph, up to \$41,580,000 shall be available for hous-
9 ing counseling under section 106 of the Housing and
10 Urban Development Act of 1968, and \$9,000,000 shall be
11 available for contracts to provide counseling of prospective
12 HECM borrowers as required by subsection (f) of section
13 255 of the National Housing Act (12 U.S.C. 1715z–20):
14 *Provided further*, That \$3,465,000 shall be transferred to
15 the Working Capital Fund: *Provided further*, That up to
16 \$9,900,000 shall be available for technical assistance.

17 In addition to amounts otherwise made available
18 under this heading, \$24,750,000, to remain available until
19 September 30, 2009, for assistance to homebuyers as au-
20 thorized under title I of the American Dream Downpay-
21 ment Act.

22 SELF-HELP AND ASSISTED HOMEOWNERSHIP
23 OPPORTUNITY PROGRAM

24 For the Self-Help and Assisted Homeownership Op-
25 portunity Program, \$60,390,000, to remain available until

1 September 30, 2009: *Provided*, That of the total amount
2 provided in this heading \$21,920,000 shall be made avail-
3 able to the Self Help Homeownership Opportunity Pro-
4 gram as authorized under section 11 of the Housing Op-
5 portunity Program Extension Act of 1996, as amended:
6 *Provided further*, That \$32,000,000 shall be made avail-
7 able for capacity building, of which \$31,000,000 shall be
8 for capacity building for Community Development and af-
9 fordable Housing for LIHC and the Enterprise Founda-
10 tion for activities authorized by section 4 of the HUD
11 Demonstration Act of 1993 (42 U.S.C. 9816 note), as in
12 effect immediately before June 12, 1997, and \$1,000,000
13 shall be made available for capacity building activities ad-
14 ministered by Habitat for Humanity International: *Pro-*
15 *vided further*, That \$3,500,000 shall be made available to
16 the Housing Assistance Council; \$1,980,000 shall be avail-
17 able as a grant to the National Housing Development Cor-
18 poration for operating expenses and a program of afford-
19 able housing acquisition and rehabilitation: *Provided fur-*
20 *ther*, That up to \$990,000 shall be made available for tech-
21 nical assistance.

22 HOMELESS ASSISTANCE GRANTS

23 (INCLUDING TRANSFER OF FUNDS)

24 For the emergency shelter grants program as author-
25 ized under subtitle B of title IV of the McKinney-Vento

1 Homeless Assistance Act, as amended; the supportive
2 housing program as authorized under subtitle C of title
3 IV of such Act; the section 8 moderate rehabilitation sin-
4 gle room occupancy program as authorized under the
5 United States Housing Act of 1937, as amended, to assist
6 homeless individuals pursuant to section 441 of the
7 McKinney-Vento Homeless Assistance Act; and the shelter
8 plus care program as authorized under subtitle F of title
9 IV of such Act, \$1,535,990,000, of which \$1,515,990,000
10 shall remain available until September 30, 2009, and of
11 which \$20,000,000 shall remain available until expended:
12 *Provided*, That not less than 30 percent of funds made
13 available, excluding amounts provided for renewals under
14 the shelter plus care program, shall be used for permanent
15 housing: *Provided further*, That all funds awarded for
16 services shall be matched by 25 percent in funding by each
17 grantee: *Provided further*, That the Secretary shall renew
18 on an annual basis expiring contracts or amendments to
19 contracts funded under the shelter plus care program if
20 the program is determined to be needed under the applica-
21 ble continuum of care and meets appropriate program re-
22 quirements and financial standards, as determined by the
23 Secretary: *Provided further*, That all awards of assistance
24 under this heading shall be required to coordinate and in-
25 tegrate homeless programs with other mainstream health,

1 social services, and employment programs for which home-
 2 less populations may be eligible, including Medicaid, State
 3 Children’s Health Insurance Program, Temporary Assist-
 4 ance for Needy Families, Food Stamps, and services fund-
 5 ing through the Mental Health and Substance Abuse
 6 Block Grant, Workforce Investment Act, and the Welfare-
 7 to-Work grant program: *Provided further*, That up to
 8 \$10,395,000 of the funds appropriated under this heading
 9 shall be available for the national homeless data analysis
 10 project and technical assistance: *Provided further*, That
 11 \$2,475,000 of the funds appropriated under this heading
 12 shall be transferred to the Working Capital Fund: *Pro-*
 13 *vided further*, That all balances for Shelter Plus Care re-
 14 newals previously funded from the Shelter Plus Care Re-
 15 newal account and transferred to this account shall be
 16 available, if recaptured, for Shelter Plus Care renewals in
 17 fiscal year 2007.

18 HOUSING PROGRAMS

19 PROJECT-BASED RENTAL ASSISTANCE

20 (INCLUDING TRANSFER OF FUNDS)

21 For activities and assistance for the provision of
 22 project-based subsidy contracts under the United States
 23 Housing Act of 1937, as amended (42 U.S.C. 1437 et
 24 seq.) (“the Act” herein), not otherwise provided for,
 25 \$5,475,700,000, to remain available until expended: *Pro-*

1 *vided*, That the amounts made available under this head-
2 ing are provided as follows:

3 (1) \$5,326,240,000 for expiring or terminating
4 section 8 project-based subsidy contracts (including
5 section 8 moderate rehabilitation contracts), for
6 amendments to section 8 project-based subsidy con-
7 tracts (including section 8 moderate rehabilitation
8 contracts), for contracts entered into pursuant to
9 section 441 of the McKinney-Vento Homeless Assist-
10 ance Act, for renewal of section 8 contracts for units
11 in projects that are subject to approved plans of ac-
12 tion under the Emergency Low Income Housing
13 Preservation Act of 1987 or the Low-Income Hous-
14 ing Preservation and Resident Homeownership Act
15 of 1990, and for administrative and other expenses
16 associated with project-based activities and assist-
17 ance funded under this paragraph.

18 (2) \$145,500,000 for performance-based con-
19 tract administrators for section 8 project-based as-
20 sistance: *Provided*, That the Secretary may also use
21 such amounts for performance-based contract ad-
22 ministrators for: interest reduction payments pursu-
23 ant to section 236(a) of the National Housing Act
24 (12 U.S.C. 1715z-1(a)); rent supplement payments
25 pursuant to section 101 of the Housing and Urban

1 Development Act of 1965 (12 U.S.C. 1701s); section
 2 236(f)(2) rental assistance payments (12 U.S.C.
 3 1715z-1(f)(2)); project rental assistance contracts
 4 for the elderly under section 202(c)(2) of the Hous-
 5 ing Act of 1959, as amended (12 U.S.C. 1701q,
 6 1701q-1); project rental assistance contracts for
 7 supportive housing for persons with disabilities
 8 under section 811(d)(2) of the Cranston-Gonzalez
 9 National Affordable Housing Act; project assistance
 10 contracts pursuant to section 202(h) of the Housing
 11 Act of 1959 (Public Law 86-372; 73 Stat. 667);
 12 and loans under section 202 of the Housing Act of
 13 1959 (Public Law 86-372; 73 Stat. 667).

14 (3) No less than \$3,960,000 shall be trans-
 15 ferred to the Working Capital Fund.

16 (4) Amounts recaptured under this heading, the
 17 heading “Annual Contributions for Assisted Hous-
 18 ing”, or the heading “Housing Certificate Fund”
 19 may be used for renewals of or amendments to sec-
 20 tion 8 project-based contracts or for performance-
 21 based contract administrators, notwithstanding the
 22 purposes for which such amounts were appropriated.

23 HOUSING FOR THE ELDERLY

24 (INCLUDING TRANSFER OF FUNDS)

25 For capital advances, including amendments to cap-
 26 ital advance contracts, for housing for the elderly, as au-

1 thorized by section 202 of the Housing Act of 1959, as
2 amended, and for project rental assistance for the elderly
3 under section 202(c)(2) of such Act, including amend-
4 ments to contracts for such assistance and renewal of ex-
5 piring contracts for such assistance for up to a 1-year
6 term, and for supportive services associated with the hous-
7 ing, \$734,580,000 (increased by \$12,000,000), to remain
8 available until September 30, 2010, of which amount up
9 to \$603,900,000 shall be for capital advance and project-
10 based rental assistance awards, of which amount up to
11 \$59,400,000 shall be for service coordinators and the con-
12 tinuation of existing congregate service grants for resi-
13 dents of assisted housing projects, and of which amount
14 up to \$24,750,000 shall be for grants under section 202b
15 of the Housing Act of 1959 (12 U.S.C. 1701q-2) for con-
16 version of eligible projects under such section to assisted
17 living or related use and for emergency capital repairs as
18 determined by the Secretary: *Provided*, That amounts
19 under this heading shall be available for Real Estate As-
20 sessment Center inspections and inspection-related activi-
21 ties associated with section 202 capital advance projects:
22 *Provided further*, That no less than \$1,980,000 of the total
23 amount made available under this heading shall be trans-
24 ferred to the Working Capital Fund: *Provided further*,
25 That the Secretary may waive the provisions of section

1 202 governing the terms and conditions of project rental
 2 assistance, except that the initial contract term for such
 3 assistance shall not exceed 5 years in duration.

4 HOUSING FOR PERSONS WITH DISABILITIES
 5 (INCLUDING TRANSFER OF FUNDS)

6 For capital advance contracts, including amendments
 7 to capital advance contracts, for supportive housing for
 8 persons with disabilities, as authorized by section 811 of
 9 the Cranston-Gonzalez National Affordable Housing Act,
 10 for project rental assistance for supportive housing for
 11 persons with disabilities under section 811(d)(2) of such
 12 Act, including amendments to contracts for such assist-
 13 ance and renewal of expiring contracts for such assistance
 14 for up to a 1-year term, and for supportive services associ-
 15 ated with the housing for persons with disabilities as au-
 16 thorized by section 811(b)(1) of such Act, and for tenant-
 17 based rental assistance contracts entered into pursuant to
 18 section 811 of such Act, \$236,610,000 (increased by
 19 \$3,000,000) to remain available until September 30,
 20 2010: *Provided*, That no less than \$990,000 shall be
 21 transferred to the Working Capital Fund: *Provided fur-*
 22 *ther*, That, of the amount provided under this heading up
 23 to \$74,745,000 shall be for amendments or renewal of ten-
 24 ant-based assistance contracts: *Provided further*, That all
 25 tenant-based assistance made available under this heading

1 shall continue to remain available only to persons with dis-
 2 abilities: *Provided further*, That the Secretary may waive
 3 the provisions of section 811 governing the terms and con-
 4 ditions of project rental assistance and tenant-based as-
 5 sistance, except that the initial contract term for such as-
 6 sistance shall not exceed 5 years in duration: *Provided fur-*
 7 *ther*, That amounts made available under this heading
 8 shall be available for Real Estate Assessment Center in-
 9 spections and inspection-related activities associated with
 10 section 811 Capital Advance Projects.

11 OTHER ASSISTED HOUSING PROGRAMS

12 RENTAL HOUSING ASSISTANCE

13 For amendments to contracts under section 101 of
 14 the Housing and Urban Development Act of 1965 (12
 15 U.S.C. 1701s) and section 236(f)(2) of the National
 16 Housing Act (12 U.S.C. 1715z–1) in State-aided, non-in-
 17 sured rental housing projects, \$24,750,000, to remain
 18 available until expended.

19 MANUFACTURED HOUSING FEES TRUST FUND

20 For necessary expenses as authorized by the National
 21 Manufactured Housing Construction and Safety Stand-
 22 ards Act of 1974, as amended (42 U.S.C. 5401 et seq.),
 23 up to \$16,000,000 to remain available until expended, to
 24 be derived from the Manufactured Housing Fees Trust
 25 Fund: *Provided*, That for the dispute resolution and in-

1 stallation programs, the Secretary may assess and collect
2 fees and charges from any program participant: *Provided*
3 *further*, That such collections shall be deposited into the
4 Fund, and the Secretary, subject to amounts made avail-
5 able under this heading, may use such collections, as well
6 as fees collected under such section 620, for necessary ex-
7 penses of such Act: *Provided further*, That in addition to
8 amounts made available under this heading, and notwith-
9 standing the requirements of such section 620, the Sec-
10 retary may carry out responsibilities of the Secretary
11 under such Act through the use of approved service pro-
12 viders that are paid directly by the recipients of their serv-
13 ices: *Provided further*, That not to exceed the total amount
14 appropriated under this heading shall be available from
15 the general fund of the Treasury to the extent necessary
16 to incur obligations and make expenditures pending the
17 receipt of collections to the Fund pursuant to section 620
18 of such Act: *Provided further*, That the amount made
19 available under this heading from the general fund shall
20 be reduced as such collections are received during fiscal
21 year 2007 so as to result in no final fiscal year 2007 ap-
22 propriation from the general fund, and fees pursuant to
23 such section 620 shall be modified as necessary to ensure
24 such a final fiscal year 2007 appropriation.

1 FEDERAL HOUSING ADMINISTRATION
2 MUTUAL MORTGAGE INSURANCE PROGRAM ACCOUNT
3 (INCLUDING TRANSFERS OF FUNDS)

4 During fiscal year 2007, commitments to guarantee
5 loans to carry out the purposes of section 203(b) of the
6 National Housing Act, as amended, shall not exceed a loan
7 principal of \$185,000,000,000.

8 During fiscal year 2007, obligations to make direct
9 loans to carry out the purposes of section 204(g) of the
10 National Housing Act, as amended, shall not exceed
11 \$50,000,000: *Provided*, That the foregoing amount shall
12 be for loans to nonprofit and governmental entities in con-
13 nection with sales of single family real properties owned
14 by the Secretary and formerly insured under the Mutual
15 Mortgage Insurance Fund.

16 For administrative expenses necessary to carry out
17 the guaranteed and direct loan program, \$351,450,000,
18 of which not to exceed \$347,490,000 shall be transferred
19 to the appropriation for “Salaries and expenses”; and not
20 to exceed \$3,960,000 shall be transferred to the appro-
21 priation for “Office of Inspector General”. In addition, for
22 administrative contract expenses, \$52,400,000, of which
23 no less than \$23,562,000 shall be transferred to the Work-
24 ing Capital Fund, and of which up to \$10,000,000 may
25 be for education and outreach of FHA single family loan
26 products: *Provided*, That to the extent guaranteed loan

1 commitments exceed \$65,500,000,000 on or before April
2 1, 2007, an additional \$1,400 for administrative contract
3 expenses shall be available for each \$1,000,000 in addi-
4 tional guaranteed loan commitments (including a pro rata
5 amount for any amount below \$1,000,000), but in no case
6 shall funds made available by this proviso exceed
7 \$30,000,000.

8 GENERAL AND SPECIAL RISK PROGRAM ACCOUNT
9 (INCLUDING TRANSFERS OF FUNDS)

10 For the cost of guaranteed loans, as authorized by
11 sections 238 and 519 of the National Housing Act (12
12 U.S.C. 1715z-3 and 1735c), including the cost of loan
13 guarantee modifications, as that term is defined in section
14 502 of the Congressional Budget Act of 1974, as amend-
15 ed, \$8,600,000, to remain available until expended: *Pro-*
16 *vided*, That commitments to guarantee loans shall not ex-
17 ceed \$35,000,000,000 in total loan principal, any part of
18 which is to be guaranteed.

19 Gross obligations for the principal amount of direct
20 loans, as authorized by sections 204(g), 207(l), 238, and
21 519(a) of the National Housing Act, shall not exceed
22 \$50,000,000, of which not to exceed \$30,000,000 shall be
23 for bridge financing in connection with the sale of multi-
24 family real properties owned by the Secretary and for-
25 merly insured under such Act; and of which not to exceed

1 \$20,000,000 shall be for loans to nonprofit and govern-
 2 mental entities in connection with the sale of single-family
 3 real properties owned by the Secretary and formerly in-
 4 sured under such Act.

5 In addition, for administrative expenses necessary to
 6 carry out the guaranteed and direct loan programs,
 7 \$229,086,000, of which \$209,286,000 shall be transferred
 8 to the appropriation for “Salaries and Expenses”; and of
 9 which \$19,800,000 shall be transferred to the appropria-
 10 tion for “Office of Inspector General”.

11 In addition, for administrative contract expenses nec-
 12 essary to carry out the guaranteed and direct loan pro-
 13 grams, \$72,778,000, of which no less than \$10,692,000
 14 shall be transferred to the Working Capital Fund.

15 GOVERNMENT NATIONAL MORTGAGE ASSOCIATION
 16 GUARANTEES OF MORTGAGE-BACKED SECURITIES LOAN
 17 GUARANTEE PROGRAM ACCOUNT
 18 (INCLUDING TRANSFER OF FUNDS)

19 New commitments to issue guarantees to carry out
 20 the purposes of section 306 of the National Housing Act,
 21 as amended (12 U.S.C. 1721(g)), shall not exceed
 22 \$100,000,000,000, to remain available until September
 23 30, 2008.

24 For administrative expenses necessary to carry out
 25 the guaranteed mortgage-backed securities program,

1 \$10,700,000, to be derived from the GNMA guarantees
 2 of mortgage-backed securities guaranteed loan receipt ac-
 3 count, of which not to exceed \$10,700,000, shall be trans-
 4 ferred to the appropriation for “Salaries and Expenses”.

5 POLICY DEVELOPMENT AND RESEARCH

6 RESEARCH AND TECHNOLOGY

7 For contracts, grants, and necessary expenses of pro-
 8 grams of research and studies relating to housing and
 9 urban problems, not otherwise provided for, as authorized
 10 by title V of the Housing and Urban Development Act
 11 of 1970, as amended (12 U.S.C. 1701z–1 et seq.), includ-
 12 ing carrying out the functions of the Secretary under sec-
 13 tion 1(a)(1)(i) of Reorganization Plan No. 2 of 1968,
 14 \$55,787,000, to remain available until September 30,
 15 2008: *Provided*, That of the total amount provided under
 16 this heading, \$5,000,000 shall be for the Partnership for
 17 Advancing Technology in Housing (PATH) Initiative:
 18 *Provided further*, That of the amounts made available for
 19 PATH under this heading, \$2,500,000 shall not be subject
 20 to the requirements of section 305 of this title: *Provided*
 21 *further*, That of the funds made available under this head-
 22 ing, \$20,394,000 is for grants pursuant to section 107 of
 23 the Housing and Community Development Act of 1974,
 24 as amended: *Provided further*, That activities for the Part-
 25 nership for Advancing Technology in Housing Initiative

1 shall be administered by the Office of Policy Development
2 and Research for Alaska Native serving institutions and
3 Native Hawaiian serving institutions as defined under the
4 Higher Education Act as amended, tribal colleges and uni-
5 versities, the Historically Black Colleges and Universities
6 program, and the Hispanic Serving Institutions Programs.

7 FAIR HOUSING AND EQUAL OPPORTUNITY

8 FAIR HOUSING ACTIVITIES

9 For contracts, grants, and other assistance, not oth-
10 erwise provided for, as authorized by title VIII of the Civil
11 Rights Act of 1968, as amended by the Fair Housing
12 Amendments Act of 1988, and section 561 of the Housing
13 and Community Development Act of 1987, as amended,
14 \$44,550,000, to remain available until September 30,
15 2008, of which \$18,800,000 shall be to carry out activities
16 pursuant to such section 561: *Provided*, That notwith-
17 standing 31 U.S.C. 3302, the Secretary may assess and
18 collect fees to cover the costs of the Fair Housing Training
19 Academy, and may use such funds to provide such train-
20 ing: *Provided further*, That no funds made available under
21 this heading shall be used to lobby the executive or legisla-
22 tive branches of the Federal Government in connection
23 with a specific contract, grant or loan.

OFFICE OF LEAD HAZARD CONTROL

LEAD HAZARD REDUCTION

For the Lead Hazard Reduction Program, as authorized by section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992, \$114,840,000 (increased by \$35,000,000), to remain available until September 30, 2008, of which \$8,712,000 shall be for the Healthy Homes Initiative, pursuant to sections 501 and 502 of the Housing and Urban Development Act of 1970 that shall include research, studies, testing, and demonstration efforts, including education and outreach concerning lead-based paint poisoning and other housing-related diseases and hazards: *Provided*, That for purposes of environmental review, pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) and other provisions of law that further the purposes of such Act, a grant under the Healthy Homes Initiative, Operation Lead Elimination Action Plan (LEAP), or the Lead Technical Studies program under this heading or under prior appropriations Acts for such purposes under this heading, shall be considered to be funds for a special project for purposes of section 305(c) of the Multifamily Housing Property Disposition Reform Act of 1994: *Provided further*, That not less than 90 percent of the funds made available under this paragraph shall be used exclusively for abatement, inspec-

1 tions, risk assessments, temporary relocations and interim
 2 control of lead-based hazards as defined by 42 U.S.C.
 3 4851: *Provided further*, That each recipient of funds pro-
 4 vided under the first proviso shall make a matching con-
 5 tribution in an amount not less than 25 percent: *Provided*
 6 *further*, That each applicant shall submit a detailed plan
 7 and strategy that demonstrates adequate capacity that is
 8 acceptable to the Secretary to carry out the proposed use
 9 of funds pursuant to a Notice of Funding Availability.

10 MANAGEMENT AND ADMINISTRATION

11 SALARIES AND EXPENSES

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary administrative and non-administrative
 14 expenses of the Department of Housing and Urban Devel-
 15 opment, not otherwise provided for, including purchase of
 16 uniforms, or allowances therefore, as authorized by 5
 17 U.S.C. 5901–5902; hire of passenger motor vehicles; serv-
 18 ices as authorized by 5 U.S.C. 3109; and not to exceed
 19 \$25,000 for official reception and representation expenses,
 20 \$1,141,117,000 (reduced by \$30,000,000) (reduced by
 21 \$12,000,000) (reduced by \$35,000,000), of which
 22 \$556,776,000 shall be provided from the various funds of
 23 the Federal Housing Administration, \$10,700,000 shall be
 24 provided from funds of the Government National Mort-
 25 gage Association, \$148,500 shall be provided by transfer
 26 from the “Native American housing block grants” ac-

1 count, \$247,500 shall be provided by transfer from the
2 “Indian housing loan guarantee fund program” account
3 and \$35,000 shall be transferred from the “Native Hawai-
4 ian housing loan guarantee fund” account: *Provided*, That
5 funds made available under this heading shall only be allo-
6 cated in the manner specified in the statement of the man-
7 agers accompanying this Act unless the Committees on
8 Appropriations of both the House of Representatives and
9 the Senate are notified of any changes in an operating
10 plan or reprogramming: *Provided further*, That no official
11 or employee of the Department shall be designated as an
12 allotment holder unless the Office of the Chief Financial
13 Officer (OCFO) has determined that such allotment hold-
14 er has implemented an adequate system of funds control
15 and has received training in funds control procedures and
16 directives: *Provided further*, That the Chief Financial Offi-
17 cer shall establish positive control of and maintain ade-
18 quate systems of accounting for appropriations and other
19 available funds as required by 31 U.S.C. 1514: *Provided*
20 *further*, That for purposes of funds control and deter-
21 mining whether a violation exists under the Anti-Defi-
22 ciency Act (31 U.S.C. 1341 et seq.), the point of obligation
23 shall be the executed agreement or contract, except with
24 respect to insurance and guarantee programs, certain
25 types of salaries and expenses funding, and incremental

1 funding that is authorized under an executed agreement
2 or contract, and shall be designated in the approved funds
3 control plan: *Provided further*, That the Chief Financial
4 Officer shall: (1) appoint qualified personnel to conduct
5 investigations of potential or actual violations; (2) estab-
6 lish minimum training requirements and other qualifica-
7 tions for personnel that may be appointed to conduct in-
8 vestigations; (3) establish guidelines and timeframes for
9 the conduct and completion of investigations; (4) prescribe
10 the content, format and other requirements for the sub-
11 mission of final reports on violations; and (5) prescribe
12 such additional policies and procedures as may be required
13 for conducting investigations of, and administering, proc-
14 essing, and reporting on, potential and actual violations
15 of the Anti-Deficiency Act and all other statutes and regu-
16 lations governing the obligation and expenditure of funds
17 made available in this or any other Act: *Provided further*,
18 That up to \$15,000,000 may be transferred to the Work-
19 ing Capital Fund: *Provided further*, That the Secretary
20 shall fill 7 out of 10 vacancies at the GS-14 and GS-
21 15 levels until the total number of GS-14 and GS-15 posi-
22 tions in the Department has been reduced from the num-
23 ber of GS-14 and GS-15 positions on the date of enact-
24 ment of Public Law 106-377 by 2½ percent.

1 WORKING CAPITAL FUND

2 (INCLUDING TRANSFER OF FUNDS)

3 For additional capital for the Working Capital Fund
4 (42 U.S.C. 3535) for the development of, modifications
5 to, and infrastructure for Department-wide information
6 technology systems, for the continuing operation and
7 maintenance of both Department-wide and program-spe-
8 cific information systems, and for program-related devel-
9 opment activities, \$100,000,000 (reduced by
10 \$100,000,000), to remain available until September 30,
11 2008: *Provided*, That any amounts transferred to this
12 Fund under this Act shall remain available until expended:
13 *Provided further*, That any amounts transferred to this
14 Fund from amounts appropriated by previously enacted
15 appropriations Acts or from within this Act may be used
16 for the purposes specified under this Fund, in addition
17 to the purposes for which such amounts were appro-
18 priated.

19 OFFICE OF INSPECTOR GENERAL

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses of the Office of Inspector
22 General in carrying out the Inspector General Act of 1978,
23 as amended, \$107,000,000, of which \$23,760,000 shall be
24 provided from the various funds of the Federal Housing
25 Administration: *Provided*, That the Inspector General

1 shall have independent authority over all personnel issues
2 within this office.

3 OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

4 SALARIES AND EXPENSES

5 (INCLUDING TRANSFER OF FUNDS)

6 For carrying out the Federal Housing Enterprises
7 Financial Safety and Soundness Act of 1992, including
8 not to exceed \$500 for official reception and representa-
9 tion expenses, \$62,000,000, to remain available until ex-
10 pended, to be derived from the Federal Housing Enter-
11 prises Oversight Fund: *Provided*, That the Director shall
12 submit a spending plan for the amounts provided under
13 this heading no later than January 15, 2007: *Provided*
14 *further*, That not less than 80 percent of the total amount
15 made available under this heading shall be used only for
16 examination, supervision, and capital oversight of the en-
17 terprises (as such term is defined in section 1303 of the
18 Federal Housing Enterprises Financial Safety and Sound-
19 ness Act of 1992 (12 U.S.C. 4502)) to ensure that the
20 enterprises are operating in a financially safe and sound
21 manner and complying with the capital requirements
22 under subtitle B of such Act: *Provided further*, That not
23 to exceed the amount provided herein shall be available
24 from the general fund of the Treasury to the extent nec-
25 essary to incur obligations and make expenditures pending
26 the receipt of collections to the Fund: *Provided further*,

1 That the general fund amount shall be reduced as collec-
2 tions are received during the fiscal year so as to result
3 in a final appropriation from the general fund estimated
4 at not more than \$0.

5 ADMINISTRATIVE PROVISIONS

6 (INCLUDING RESCISSION)

7 SEC. 301. Fifty percent of the amounts of budget au-
8 thority, or in lieu thereof 50 percent of the cash amounts
9 associated with such budget authority, that are recaptured
10 from projects described in section 1012(a) of the Stewart
11 B. McKinney Homeless Assistance Amendments Act of
12 1988 (42 U.S.C. 1437 note) shall be rescinded, or in the
13 case of cash, shall be remitted to the Treasury, and such
14 amounts of budget authority or cash recaptured and not
15 rescinded or remitted to the Treasury shall be used by
16 State housing finance agencies or local governments or
17 local housing agencies with projects approved by the Sec-
18 retary of Housing and Urban Development for which set-
19 tlement occurred after January 1, 1992, in accordance
20 with such section. Notwithstanding the previous sentence,
21 the Secretary may award up to 15 percent of the budget
22 authority or cash recaptured and not rescinded or remitted
23 to the Treasury to provide project owners with incentives
24 to refinance their project at a lower interest rate.

1 SEC. 302. None of the amounts made available under
2 this Act may be used during fiscal year 2007 to investigate
3 or prosecute under the Fair Housing Act any otherwise
4 lawful activity engaged in by one or more persons, includ-
5 ing the filing or maintaining of a non-frivolous legal ac-
6 tion, that is engaged in solely for the purpose of achieving
7 or preventing action by a Government official or entity,
8 or a court of competent jurisdiction.

9 SEC. 303. (a) Notwithstanding section 854(c)(1)(A)
10 of the AIDS Housing Opportunity Act (42 U.S.C.
11 12903(c)(1)(A)), from any amounts made available under
12 this title for fiscal year 2007 that are allocated under such
13 section, the Secretary of Housing and Urban Development
14 shall allocate and make a grant, in the amount determined
15 under subsection (b), for any State that—

16 (1) received an allocation in a prior fiscal year
17 under clause (ii) of such section; and

18 (2) is not otherwise eligible for an allocation for
19 fiscal year 2007 under such clause (ii) because the
20 areas in the State outside of the metropolitan statis-
21 tical areas that qualify under clause (i) in fiscal year
22 2007 do not have the number of cases of acquired
23 immunodeficiency syndrome (AIDS) required under
24 such clause.

1 (b) The amount of the allocation and grant for any
2 State described in subsection (a) shall be an amount based
3 on the cumulative number of AIDS cases in the areas of
4 that State that are outside of metropolitan statistical
5 areas that qualify under clause (i) of such section
6 854(c)(1)(A) in fiscal year 2007, in proportion to AIDS
7 cases among cities and States that qualify under clauses
8 (i) and (ii) of such section and States deemed eligible
9 under subsection (a).

10 (c) Notwithstanding any other provision of law, the
11 amount allocated for fiscal year 2007 under section 854(c)
12 of the AIDS Housing Opportunity Act (42 U.S.C.
13 12903(c)), to the City of New York, New York, on behalf
14 of the New York-Wayne-White Plains, New York-New
15 Jersey Metropolitan Division (hereafter “metropolitan di-
16 vision”) of the New York-Newark-Edison, NY-NJ-PA
17 Metropolitan Statistical Area, shall be adjusted by the
18 Secretary of Housing and Urban Development by: (1) allo-
19 cating to the City of Jersey City, New Jersey, the propor-
20 tion of the metropolitan area’s or division’s amount that
21 is based on the number of cases of AIDS reported in the
22 portion of the metropolitan area or division that is located
23 in Hudson County, New Jersey, and adjusting for the pro-
24 portion of the metropolitan division’s high incidence bonus
25 if this area in New Jersey also has a higher than average

1 per capita incidence of AIDS; and (2) allocating to the
2 City of Paterson, New Jersey, the proportion of the metro-
3 politan area's or division's amount that is based on the
4 number of cases of AIDS reported in the portion of the
5 metropolitan area or division that is located in Bergen
6 County and Passaic County, New Jersey, and adjusting
7 for the proportion of the metropolitan division's high inci-
8 dence bonus if this area in New Jersey also has a higher
9 than average per capita incidence of AIDS. The recipient
10 cities shall use amounts allocated under this subsection
11 to carry out eligible activities under section 855 of the
12 AIDS Housing Opportunity Act (42 U.S.C. 12904) in
13 their respective portions of the metropolitan division that
14 is located in New Jersey.

15 (d) Notwithstanding any other provision of law, the
16 amount allocated for fiscal year 2007 under section 854(c)
17 of the AIDS Housing Opportunity Act (42 U.S.C.
18 12903(c)) to areas with a higher than average per capita
19 incidence of AIDS, shall be adjusted by the Secretary on
20 the basis of area incidence reported over a three year pe-
21 riod.

22 SEC. 304. During fiscal year 2007, in the provision
23 of rental assistance under section 8(o) of the United
24 States Housing Act of 1937 (42 U.S.C. 1437f(o)) in con-
25 nection with a program to demonstrate the economy and

1 effectiveness of providing such assistance for use in as-
2 sisted living facilities that is carried out in the counties
3 of the State of Michigan notwithstanding paragraphs (3)
4 and (18)(B)(iii) of such section 8(o), a family residing in
5 an assisted living facility in any such county, on behalf
6 of which a public housing agency provides assistance pur-
7 suant to section 8(o)(18) of such Act, may be required,
8 at the time the family initially receives such assistance,
9 to pay rent in an amount exceeding 40 percent of the
10 monthly adjusted income of the family by such a percent-
11 age or amount as the Secretary of Housing and Urban
12 Development determines to be appropriate.

13 SEC. 305. Except as explicitly provided in law, any
14 grant, cooperative agreement or other assistance made
15 pursuant to title III of this Act shall be made on a com-
16 petitive basis and in accordance with section 102 of the
17 Department of Housing and Urban Development Reform
18 Act of 1989.

19 SEC. 306. Funds of the Department of Housing and
20 Urban Development subject to the Government Corpora-
21 tion Control Act or section 402 of the Housing Act of
22 1950 shall be available, without regard to the limitations
23 on administrative expenses, for legal services on a contract
24 or fee basis, and for utilizing and making payment for
25 services and facilities of the Federal National Mortgage

1 Association, Government National Mortgage Association,
2 Federal Home Loan Mortgage Corporation, Federal Fi-
3 nancing Bank, Federal Reserve banks or any member
4 thereof, Federal Home Loan banks, and any insured bank
5 within the meaning of the Federal Deposit Insurance Cor-
6 poration Act, as amended (12 U.S.C. 1811–1831).

7 SEC. 307. Unless otherwise provided for in this Act
8 or through a reprogramming of funds, no part of any ap-
9 propriation for the Department of Housing and Urban
10 Development shall be available for any program, project
11 or activity in excess of amounts set forth in the budget
12 estimates submitted to Congress.

13 SEC. 308. Corporations and agencies of the Depart-
14 ment of Housing and Urban Development which are sub-
15 ject to the Government Corporation Control Act, as
16 amended, are hereby authorized to make such expendi-
17 tures, within the limits of funds and borrowing authority
18 available to each such corporation or agency and in ac-
19 cordance with law, and to make such contracts and com-
20 mitments without regard to fiscal year limitations as pro-
21 vided by section 104 of such Act as may be necessary in
22 carrying out the programs set forth in the budget for 2007
23 for such corporation or agency except as hereinafter pro-
24 vided: *Provided*, That collections of these corporations and
25 agencies may be used for new loan or mortgage purchase

1 commitments only to the extent expressly provided for in
2 this Act (unless such loans are in support of other forms
3 of assistance provided for in this or prior appropriations
4 Acts), except that this proviso shall not apply to the mort-
5 gage insurance or guaranty operations of these corpora-
6 tions, or where loans or mortgage purchases are necessary
7 to protect the financial interest of the United States Gov-
8 ernment.

9 SEC. 309. None of the funds provided in this title
10 for technical assistance, training, or management improve-
11 ments may be obligated or expended unless HUD provides
12 to the Committees on Appropriations a description of each
13 proposed activity and a detailed budget estimate of the
14 costs associated with each program, project or activity as
15 part of the budget justifications. For fiscal year 2007,
16 HUD shall transmit this information to the Committees
17 by March 15, 2007 for 30 days of review.

18 SEC. 310. The Secretary of Housing and Urban De-
19 velopment shall provide quarterly reports to the House
20 and Senate Committees on Appropriations regarding all
21 uncommitted, unobligated, recaptured and excess funds in
22 each program and activity within the jurisdiction of the
23 Department and shall submit additional, updated budget
24 information to these Committees upon request.

1 SEC. 311. (a) Notwithstanding any other provision
2 of law, the amount allocated for fiscal year 2007 under
3 section 854(c) of the AIDS Housing Opportunity Act (42
4 U.S.C. 12903(e)), to the City of Wilmington, Delaware,
5 on behalf of the Wilmington, Delaware-Maryland-New
6 Jersey Metropolitan Division (hereafter “metropolitan di-
7 vision”), shall be adjusted by the Secretary of Housing
8 and Urban Development by allocating to the State of New
9 Jersey the proportion of the metropolitan division’s
10 amount that is based on the number of cases of AIDS
11 reported in the portion of the metropolitan division that
12 is located in New Jersey, and adjusting for the proportion
13 of the metropolitan division’s high incidence bonus if this
14 area in New Jersey also has a higher than average per
15 capita incidence of AIDS. The State of New Jersey shall
16 use amounts allocated to the State under this subsection
17 to carry out eligible activities under section 855 of the
18 AIDS Housing Opportunity Act (42 U.S.C. 12904) in the
19 portion of the metropolitan division that is located in New
20 Jersey.

21 (b) Notwithstanding any other provision of law, the
22 Secretary of Housing and Urban Development shall allo-
23 cate to Wake County, North Carolina, the amounts that
24 otherwise would be allocated for fiscal year 2007 under
25 section 854(c) of the AIDS Housing Opportunity Act (42

1 U.S.C. 12903(c)) to the City of Raleigh, North Carolina,
2 on behalf of the Raleigh-Cary, North Carolina Metropoli-
3 tan Statistical Area. Any amounts allocated to Wake
4 County shall be used to carry out eligible activities under
5 section 855 of such Act (42 U.S.C. 12904) within such
6 metropolitan statistical area.

7 (c) Notwithstanding section 854(c) of the AIDS
8 Housing Opportunity Act (42 U.S.C. 12903(c)), the Sec-
9 retary of Housing and Urban Development may adjust the
10 allocation of the amounts that otherwise would be allo-
11 cated for fiscal year 2007 under section 854(c) of such
12 Act, upon the written request of an applicant, in conjunc-
13 tion with the State(s), for a formula allocation on behalf
14 of a metropolitan statistical area, to designate the State
15 or States in which the metropolitan statistical area is lo-
16 cated as the eligible grantee(s) of the allocation. In the
17 case that a metropolitan statistical area involves more
18 than one State, such amounts allocated to each State shall
19 be in proportion to the number of cases of AIDS reported
20 in the portion of the metropolitan statistical area located
21 in that State. Any amounts allocated to a State under this
22 section shall be used to carry out eligible activities within
23 the portion of the metropolitan statistical area located in
24 that State.

1 SEC. 312. The Department of Housing and Urban
2 Development shall submit the Department's fiscal year
3 2007 congressional budget justifications to the Commit-
4 tees on Appropriations of the House of Representatives
5 and the Senate using the identical structure provided
6 under this Act and only in accordance with the direction
7 specified in the report accompanying this Act.

8 SEC. 313. That incremental vouchers previously made
9 available under the heading "Housing Certificate Fund"
10 or renewed under the heading, "Tenant-Based Rental As-
11 sistance," for non-elderly disabled families shall, to the ex-
12 tent practicable, continue to be provided to non-elderly dis-
13 abled families upon turnover.

14 SEC. 314. A public housing agency or such other enti-
15 ty that administers Federal housing assistance in the
16 States of Alaska, Iowa, and Mississippi shall not be re-
17 quired to include a resident of public housing or a recipi-
18 ent of assistance provided under section 8 of the United
19 States Housing Act of 1937 on the board of directors or
20 a similar governing board of such agency or entity as re-
21 quired under section (2)(b) of such Act. Each public hous-
22 ing agency or other entity that administers Federal hous-
23 ing assistance under section 8 in the States of Alaska,
24 Iowa and Mississippi shall establish an advisory board of
25 not less than 6 residents of public housing or recipients

1 of section 8 assistance to provide advice and comment to
2 the public housing agency or other administering entity
3 on issues related to public housing and section 8. Such
4 advisory board shall meet not less than quarterly.

5 SEC. 315. The funds made available for Native Alas-
6 kans under the heading “Native American Housing Block
7 Grants” in title III of this Act shall be allocated to the
8 same Native Alaskan housing block grant recipients that
9 received funds in fiscal year 2005.

10 SEC. 316. No funds provided under this title may be
11 used for an audit of the Government National Mortgage
12 Association that makes applicable requirements under the
13 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).

14 SEC. 317. Incremental vouchers previously made
15 available under the heading, “Housing Certificate Fund”
16 or renewed under the heading, “Tenant-Based Rental As-
17 sistance”, for family unification shall, to the extent prac-
18 ticable, continue to be provided for family unification.

19 SEC. 318. Notwithstanding any other provision of
20 law, the recipient of a grant under section 202b of the
21 Housing Act of 1959 (12 U.S.C. 1701q–2) after Decem-
22 ber 26, 2000, in accordance with the unnumbered para-
23 graph at the end of section 202b(b) of such Act, may, at
24 its option, establish a single-asset nonprofit entity to own
25 the project and may lend the grant funds to such entity,

1 which may be a private nonprofit organization described
2 in section 831 of the American Homeownership and Eco-
3 nomic Opportunity Act of 2000.

4 SEC. 319. (a) No assistance shall be provided under
5 section 8 of the United States Housing Act of 1937 (42
6 U.S.C. 1437f) to any individual who—

7 (1) is enrolled as a student at an institution of
8 higher education (as defined under section 102 of
9 the Higher Education Act of 1965 (20 U.S.C.
10 1002));

11 (2) is under 24 years of age;

12 (3) is not a veteran;

13 (4) is unmarried;

14 (5) does not have a dependent child; and

15 (6) is not otherwise individually eligible, or has
16 parents who, individually or jointly, are not eligible,
17 to receive assistance under section 8 of the United
18 States Housing Act of 1937 (42 U.S.C. 1437f).

19 (b) For purposes of determining the eligibility of a
20 person to receive assistance under section 8 of the United
21 States Housing Act of 1937 (42 U.S.C. 1437f), any finan-
22 cial assistance (in excess of amounts received for tuition)
23 that an individual receives under the Higher Education
24 Act of 1965 (20 U.S.C. 1001 et seq.), from private
25 sources, or an institution of higher education (as defined

1 under the Higher Education Act of 1965 (20 U.S.C.
2 1002)), shall be considered income to that individual, ex-
3 cept for a person over the age of 23 with dependent chil-
4 dren.

5 (c) Not later than 30 days after the date of enact-
6 ment of this Act, the Secretary of Housing and Urban
7 Development shall issue final regulations to carry out the
8 provisions of this section.

9 SEC. 320. The Secretary of Housing and Urban De-
10 velopment shall give priority consideration to applications
11 from the housing authorities of the Counties of San
12 Bernardino and Santa Clara and the City of San Jose,
13 California to participate in the Moving to Work Dem-
14 onstration Agreement under section 204, title V, of the
15 Omnibus Consolidated Rescissions and Appropriations Act
16 of 1996 (Public Law 104–134, April 26, 1996): *Provided*,
17 That upon turnover, existing requirements on the re-
18 issuance of Section 8 vouchers shall be maintained to en-
19 sure that not less than 75 percent of all vouchers shall
20 be made available to extremely low-income families.

21 SEC. 321. The Secretary of Housing and Urban De-
22 velopment may, notwithstanding any other provision of
23 law, approve additional Moving to Work Demonstration
24 Agreements, which are entered into between a public hous-
25 ing agency and the Secretary under section 204, title V,

1 of the Omnibus Consolidated Rescissions and Appropria-
2 tions Act of 1996 (Public Law 104–134, April 26, 1996),
3 but at no time may the number of active Moving to Work
4 Demonstration Agreements exceed 32.

5 SEC. 322. For fiscal year 2007 and every fiscal year
6 thereafter any obligated balances of contract authority or
7 any obligated balances derived from contract authority
8 from fiscal year 1974 and prior years shall be deobligated
9 and cancelled upon contract expiration or termination.

10 SEC. 323. Notwithstanding any other provision of
11 law, in fiscal year 2007, in managing and disposing of any
12 multifamily property that is owned or held by the Sec-
13 retary and is occupied primarily by elderly or disabled
14 families, the Secretary of Housing and Urban Develop-
15 ment shall maintain any rental assistance payments under
16 section 8 of the United States Housing Act of 1937 that
17 are attached to any dwelling units in the property. To the
18 extent the Secretary determines that such a multifamily
19 property owned or held by the Secretary is not feasible
20 for continued rental assistance payments under such sec-
21 tion 8, the Secretary may, in consultation with the tenants
22 of that property, contract for project-based rental assist-
23 ance payments with an owner or owners of other existing
24 housing properties or provide other rental assistance.

1 SEC. 324. None of the funds appropriated or other-
 2 wise made available by this Act or any other Act may be
 3 used to develop or impose policies or procedures, including
 4 an account structure, that subjects the Government Na-
 5 tional Mortgage Association to the requirements of the
 6 Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.).
 7 This section shall not be construed to exempt that entity
 8 from credit subsidy budgeting or from budget presentation
 9 requirements previously adopted.

10 SEC. 325. (a) Paragraph (2) of section 203(b) of the
 11 National Housing Act (12 U.S.C. 1709(b)(2)) is amend-
 12 ed—

13 (1) in subparagraph (A)—

14 (A) by striking the subparagraph designa-
 15 tion and all that follows through the end of
 16 clause (i) and inserting the following:

17 “(A) not to exceed the lesser of—

18 “(i) the median house price in the
 19 area, as determined by the Secretary; or”;

20 (B) in clause (ii)—

21 (i) by striking “87 percent of”;

22 (ii) by striking “for Fiscal Year” and
 23 inserting a comma; and

24 (iii) by striking “48 percent” and in-
 25 serting “65 percent”; and

1 (2) by striking subparagraph (B) and inserting
2 the following:

3 “(B) not to exceed the appraised value of
4 the property, plus any initial service charges,
5 appraisal, inspection and other fees in connec-
6 tion with the mortgage as approved by the Sec-
7 retary.”;

8 (b) Paragraph (9) of section 203(b) of the National
9 Housing Act (12 U.S.C. 1709(b)(9)) is amended by strik-
10 ing the paragraph designation and all that follows through
11 “*Provided further*, That for” and inserting the following:

12 “(9) Be executed by a mortgagor who shall
13 have paid on account of the property, in cash or its
14 equivalent, an amount, if any, as the Secretary may
15 determine based on factors determined by the Sec-
16 retary and commensurate with the likelihood of de-
17 fault. For”.

18 (c) Section 203(c) of the National Housing Act (12
19 U.S.C. 1709(c)) is amended—

20 (1) in paragraph (2), in the matter preceding
21 subparagraph (A), by striking “Notwithstanding”
22 and inserting “Except as provided in paragraph (3)
23 and notwithstanding”; and

24 (2) by adding at the end the following new
25 paragraph:

1 “(3) FLEXIBLE RISK-BASED PREMIUMS.—

2 “(A) IN GENERAL.—For any mortgage insured
3 by the Secretary under this title that is secured by
4 a 1- to 4-family dwelling and for which the loan ap-
5 plication is received by the mortgagor on or after
6 October 1, 2006, the Secretary may establish a
7 mortgage insurance premium structure involving a
8 single premium payment collected prior to the insur-
9 ance of the mortgage or periodic payments, or both,
10 without regard to any maximum or minimum pre-
11 mium amounts set forth in this subsection. The rate
12 of premium for such a mortgage may vary during
13 the mortgage term as long as the basis for deter-
14 mining the variable rate is established before the
15 execution of the mortgage. The Secretary may
16 change a premium structure established under this
17 subparagraph but only to the extent that such
18 change is not applied to any mortgage already exe-
19 cuted.

20 “(B) ESTABLISHMENT AND ALTERATION OF
21 PREMIUM STRUCTURE.—A premium structure shall
22 be established or changed under subparagraph (A)
23 only by providing notice to mortgagees and to the
24 Congress, at least 30 days before the premium
25 structure is established or changed.

1 “(C) CONSIDERATIONS FOR PREMIUM STRUC-
2 TURE.—When establishing a premium structure
3 under subparagraph (A) or when changing such a
4 premium structure, the Secretary shall consider the
5 following:

6 “(i) The effect of the proposed premium
7 structure on the Secretary’s ability to meet the
8 operational goals of the Mutual Mortgage In-
9 surance Fund as provided in section 202(a).

10 “(ii) Underwriting variables.

11 “(iii) The extent to which new pricing
12 under the proposed premium structure has po-
13 tential for acceptance in the private market.

14 “(iv) The administrative capability of the
15 Secretary to administer the proposed premium
16 structure.

17 “(v) The effect of the proposed premium
18 structure on the Secretary’s ability to maintain
19 the availability of mortgage credit and provide
20 stability to mortgage markets.”.

21 (d) Section 255 of the National Housing Act (12
22 U.S.C. 1715z–20) is amended—

23 (1) in subsection (g)—

24 (A) by striking the first sentence; and

1 (B) by striking “established under section
2 203(b)(2)” and all that follows through “lo-
3 cated” and inserting “limitation established
4 under section 305(a)(2) of the Federal Home
5 Loan Mortgage Corporation Act for a 1-family
6 residence”; and

7 (2) in subsection (i)(1)(C), by striking “limita-
8 tions” and inserting “limitation”.

9 (e) The Secretary of Housing and Urban Develop-
10 ment shall by notice establish any additional requirements
11 that may be necessary to immediately carry out the provi-
12 sions of this section. The notice shall take effect upon
13 issuance.

14 (f) In addition to amounts otherwise made available
15 by this Act, \$10,000,000 for administrative contract ex-
16 penses, including amounts to be transferred to the Work-
17 ing Capital Fund, for Federal Housing Administration
18 program and systems development for single family mort-
19 gage insurance.

20 SEC. 326. Notwithstanding any other provision of
21 law, the cities of Alton, Illinois, and Granite City, Illinois,
22 shall be considered metropolitan cities, for purposes of
23 title I of the Housing and Community Development Act
24 of 1974 (42 U.S.C. 5301 et seq.), for a period of time
25 not less than the time period covered by the enactment

1 of this Act and the implementation of modifications pursu-
2 ant to the 2010 decennial census.

3 SEC. 327. For the cost of guaranteed loans, as au-
4 thorized by section 108 of the Housing and Community
5 Development Act of 1974, and the amount otherwise pro-
6 vided in this title for “MANAGEMENT AND ADMINISTRA-
7 TION—SALARIES AND EXPENSES” is hereby reduced by,
8 \$2,970,000.

9 This title may be cited as the “Department of Hous-
10 ing and Urban Development Act, 2007”.

11 TITLE IV

12 THE JUDICIARY

13 SUPREME COURT OF THE UNITED STATES

14 SALARIES AND EXPENSES

15 For expenses necessary for the operation of the Su-
16 preme Court, as required by law, excluding care of the
17 building and grounds, including purchase or hire, driving,
18 maintenance, and operation of an automobile for the Chief
19 Justice, not to exceed \$10,000 for the purpose of trans-
20 porting Associate Justices, and hire of passenger motor
21 vehicles as authorized by 31 U.S.C. 1343 and 1344; not
22 to exceed \$10,000 for official reception and representation
23 expenses; and for miscellaneous expenses, to be expended
24 as the Chief Justice may approve, \$63,405,000, of which
25 \$2,000,000 shall remain available until expended.

1 CARE OF THE BUILDING AND GROUNDS

2 For such expenditures as may be necessary to enable
3 the Architect of the Capitol to carry out the duties im-
4 posed upon the Architect by the Act approved May 7,
5 1934 (40 U.S.C. 13a–13b), \$12,959,000, which shall re-
6 main available until expended.

7 UNITED STATES COURT OF APPEALS FOR THE FEDERAL
8 CIRCUIT

9 SALARIES AND EXPENSES

10 For salaries of the chief judge, judges, and other offi-
11 cers and employees, and for necessary expenses of the
12 court, as authorized by law, \$26,000,000.

13 UNITED STATES COURT OF INTERNATIONAL TRADE

14 SALARIES AND EXPENSES

15 For salaries of the chief judge and eight judges, sala-
16 ries of the officers and employees of the court, services,
17 and necessary expenses of the court, as authorized by law,
18 \$16,182,000.

19 COURTS OF APPEALS, DISTRICT COURTS, AND OTHER

20 JUDICIAL SERVICES

21 SALARIES AND EXPENSES

22 For the salaries of circuit and district judges (includ-
23 ing judges of the territorial courts of the United States),
24 justices and judges retired from office or from regular ac-
25 tive service, judges of the United States Court of Federal

1 Claims, bankruptcy judges, magistrate judges, and all
2 other officers and employees of the Federal Judiciary not
3 otherwise specifically provided for, and necessary expenses
4 of the courts, as authorized by law, \$4,556,114,000 (in-
5 cluding the purchase of firearms and ammunition); of
6 which not to exceed \$27,817,000 shall remain available
7 until expended for space alteration projects and for fur-
8 niture and furnishings related to new space alteration and
9 construction projects.

10 In addition, for expenses of the United States Court
11 of Federal Claims associated with processing cases under
12 the National Childhood Vaccine Injury Act of 1986 (Pub-
13 lic Law 99–660), not to exceed \$3,952,000, to be appro-
14 priated from the Vaccine Injury Compensation Trust
15 Fund.

16 DEFENDER SERVICES

17 For the operation of Federal Defender organizations;
18 the compensation and reimbursement of expenses of attor-
19 neys appointed to represent persons under the Criminal
20 Justice Act of 1964, as amended (18 U.S.C. 3006A); the
21 compensation and reimbursement of expenses of persons
22 furnishing investigative, expert and other services under
23 the Criminal Justice Act of 1964 (18 U.S.C. 3006A(e));
24 the compensation (in accordance with Criminal Justice
25 Act maximums) and reimbursement of expenses of attor-

1 neys appointed to assist the court in criminal cases where
2 the defendant has waived representation by counsel; the
3 compensation and reimbursement of travel expenses of
4 guardians ad litem acting on behalf of financially eligible
5 minor or incompetent offenders in connection with trans-
6 fers from the United States to foreign countries with
7 which the United States has a treaty for the execution
8 of penal sentences; the compensation of attorneys ap-
9 pointed to represent jurors in civil actions for the protec-
10 tion of their employment, as authorized by 28 U.S.C.
11 1875(d); and for necessary training and general adminis-
12 trative expenses, \$750,033,000, to remain available until
13 expended.

14 FEES OF JURORS AND COMMISSIONERS

15 For fees and expenses of jurors as authorized by 28
16 U.S.C. 1871 and 1876; compensation of jury commis-
17 sioners as authorized by 28 U.S.C. 1863; and compensa-
18 tion of commissioners appointed in condemnation cases
19 pursuant to rule 71A(h) of the Federal Rules of Civil Pro-
20 cedure (28 U.S.C. Appendix Rule 71A(h)), \$63,079,000,
21 to remain available until expended: *Provided*, That the
22 compensation of land commissioners shall not exceed the
23 daily equivalent of the highest rate payable under section
24 5332 of title 5, United States Code.

COURT SECURITY

(INCLUDING TRANSFERS OF FUNDS)

For necessary expenses, not otherwise provided for, incident to the provision of protective guard services for United States courthouses and other facilities housing Federal court operations, and the procurement, installation, and maintenance of security systems and equipment for United States courthouses and other facilities housing Federal court operations, including building ingress-egress control, inspection of mail and packages, directed security patrols, perimeter security, basic security services provided by the Federal Protective Service, and other similar activities as authorized by section 1010 of the Judicial Improvement and Access to Justice Act (Public Law 100–702), \$400,334,000, of which not to exceed \$15,000,000 shall remain available until expended, to be expended directly or transferred to the United States Marshals Service, which shall be responsible for administering the Judicial Facility Security Program consistent with standards or guidelines agreed to by the Director of the Administrative Office of the United States Courts and the Attorney General.

1 ADMINISTRATIVE OFFICE OF THE UNITED STATES

2 COURTS

3 SALARIES AND EXPENSES

4 For necessary expenses of the Administrative Office
5 of the United States Courts as authorized by law, includ-
6 ing travel as authorized by 31 U.S.C. 1345, hire of a pas-
7 senger motor vehicle as authorized by 31 U.S.C. 1343(b),
8 advertising and rent in the District of Columbia and else-
9 where, \$73,800,000, of which not to exceed \$8,500 is au-
10 thorized for official reception and representation expenses.

11 FEDERAL JUDICIAL CENTER

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Judicial Cen-
14 ter, as authorized by Public Law 90–219, \$23,500,000;
15 of which \$1,800,000 shall remain available through Sep-
16 tember 30, 2008, to provide education and training to
17 Federal court personnel; and of which not to exceed
18 \$1,500 is authorized for official reception and representa-
19 tion expenses.

20 JUDICIAL RETIREMENT FUNDS

21 PAYMENT TO JUDICIARY TRUST FUNDS

22 For payment to the Judicial Officers' Retirement
23 Fund, as authorized by 28 U.S.C. 377(o), \$54,000,000;
24 to the Judicial Survivors' Annuities Fund, as authorized
25 by 28 U.S.C. 376(c), \$800,000; and to the United States

1 Court of Federal Claims Judges' Retirement Fund, as au-
2 thorized by 28 U.S.C. 178(l), \$3,500,000.

3 UNITED STATES SENTENCING COMMISSION

4 SALARIES AND EXPENSES

5 For the salaries and expenses necessary to carry out
6 the provisions of chapter 58 of title 28, United States
7 Code, \$15,500,000, of which not to exceed \$1,000 is au-
8 thorized for official reception and representation expenses.

9 ADMINISTRATIVE PROVISIONS—THE JUDICIARY

10 (INCLUDING TRANSFER OF FUNDS)

11 SEC. 401. Appropriations and authorizations made in
12 this title which are available for salaries and expenses shall
13 be available for services as authorized by 5 U.S.C. 3109.

14 SEC. 402. Not to exceed 5 percent of any appropria-
15 tion made available for the current fiscal year for the Judi-
16 ciary in this Act may be transferred between such appropria-
17 tions, but no such appropriation, except “Courts of
18 Appeals, District Courts, and Other Judicial Services, De-
19 fender Services” and “Courts of Appeals, District Courts,
20 and Other Judicial Services, Fees of Jurors and Commis-
21 sioners”, shall be increased by more than 10 percent by
22 any such transfers: *Provided*, That any transfer pursuant
23 to this section shall be treated as a reprogramming of
24 funds under sections 805 and 810 of this Act and shall

1 not be available for obligation or expenditure except in
2 compliance with the procedures set forth in that section.

3 SEC. 403. Notwithstanding any other provision of
4 law, the salaries and expenses appropriation for “Courts
5 of Appeals, District Courts, and Other Judicial Services”
6 shall be available for official reception and representation
7 expenses of the Judicial Conference of the United States:
8 *Provided*, That such available funds shall not exceed
9 \$11,000 and shall be administered by the Director of the
10 Administrative Office of the United States Courts in the
11 capacity as Secretary of the Judicial Conference.

12 SEC. 404. Within 90 days of enactment of this Act,
13 the Administrative Office of the U.S. Courts shall submit
14 to the Committees on Appropriations a comprehensive fi-
15 nancial plan for the Judiciary allocating all sources of
16 available funds including appropriations, fee collections,
17 and carryover balances, to include a separate and detailed
18 plan for the Judiciary Information Technology fund.

19 SEC. 405. Section 203(c) of the Judicial Improve-
20 ments Act of 1990 (Public Law 101–650; 28 U.S.C. 133
21 note), is amended—

22 (1) in the second sentence, by inserting “the
23 district of Kansas,” after “Except with respect to”;
24 and

9 TITLE V
10 DISTRICT OF COLUMBIA
11 FEDERAL FUNDS

For a Federal payment to the District of Columbia, to be deposited into a dedicated account, for a nationwide program to be administered by the Mayor, for District of Columbia resident tuition support, \$35,100,000, to remain available until expended: *Provided*, That such funds, including any interest accrued thereon, may be used on behalf of eligible District of Columbia residents to pay an amount based upon the difference between in-State and out-of-State tuition at public institutions of higher education, or to pay up to \$2,500 each year at eligible private institutions of higher education: *Provided further*, That the awarding of such funds may be prioritized on the basis of a resident's academic merit, the income and need of

1 eligible students and such other factors as may be author-
2 ized: *Provided further*, That the District of Columbia gov-
3 ernment shall maintain a dedicated account for the Resi-
4 dent Tuition Support Program that shall consist of the
5 Federal funds appropriated to the Program in this Act
6 and any subsequent appropriations, any unobligated bal-
7 ances from prior fiscal years, and any interest earned in
8 this or any fiscal year: *Provided further*, That the account
9 shall be under the control of the District of Columbia
10 Chief Financial Officer, who shall use those funds solely
11 for the purposes of carrying out the Resident Tuition Sup-
12 port Program: *Provided further*, That the Office of the
13 Chief Financial Officer shall provide a quarterly financial
14 report to the Committees on Appropriations of the House
15 of Representatives and Senate for these funds showing,
16 by object class, the expenditures made and the purpose
17 therefor: *Provided further*, That not more than \$1,200,000
18 of the total amount appropriated for this program may
19 be used for administrative expenses.

20 FEDERAL PAYMENT FOR EMERGENCY PLANNING AND
21 SECURITY COSTS IN THE DISTRICT OF COLUMBIA

22 For necessary expenses, as determined by the Mayor
23 of the District of Columbia in written consultation with
24 the elected county or city officials of surrounding jurisdic-
25 tions, \$8,533,000, to remain available until expended, to

1 reimburse the District of Columbia for the costs of pro-
 2 viding public safety at events related to the presence of
 3 the national capital in the District of Columbia and for
 4 the costs of providing support to respond to immediate
 5 and specific terrorist threats or attacks in the District of
 6 Columbia or surrounding jurisdictions: *Provided*, That any
 7 amount provided under this heading shall be available only
 8 after such amount has been apportioned pursuant to chap-
 9 ter 15 of title 31, United States Code.

10 DISTRICT OF COLUMBIA COURTS

11 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA

12 COURTS

13 For salaries and expenses for the District of Colum-
 14 bia Courts, \$219,629,000, to be allocated as follows: for
 15 the District of Columbia Court of Appeals, \$9,401,000,
 16 of which not to exceed \$1,500 is for official reception and
 17 representation expenses; for the District of Columbia Su-
 18 perior Court, \$89,646,000, of which not to exceed \$1,500
 19 is for official reception and representation expenses; for
 20 the District of Columbia Court System, \$46,653,000, of
 21 which not to exceed \$1,500 is for official reception and
 22 representation expenses; and \$73,929,000, to remain
 23 available until September 30, 2008, for capital improve-
 24 ments for District of Columbia courthouse facilities: *Pro-*
 25 *vided*, That notwithstanding any other provision of law,

1 a single contract or related contracts for development and
2 construction of facilities may be employed which collec-
3 tively include the full scope of the project: *Provided fur-*
4 *ther*, That the solicitation and contract shall contain the
5 clause “availability of Funds” found at 48 CFR 52.232–
6 18: *Provided further*, That funds made available for capital
7 improvements shall be expended consistent with the Gen-
8 eral Services Administration master plan study and build-
9 ing evaluation report: *Provided further*, That notwith-
10 standing any other provision of law, all amounts under
11 this heading shall be apportioned quarterly by the Office
12 of Management and Budget and obligated and expended
13 in the same manner as funds appropriated for salaries and
14 expenses of other Federal agencies, with payroll and finan-
15 cial services to be provided on a contractual basis with
16 the General Services Administration (GSA), and such
17 services shall include the preparation of monthly financial
18 reports, copies of which shall be submitted directly by GSA
19 to the President and to the Committees on Appropriations
20 of the House of Representatives and Senate, the Com-
21 mittee on Government Reform of the House of Represent-
22 atives, and the Committee on Homeland Security and Gov-
23 ernmental Affairs of the Senate: *Provided further*, That
24 30 days after providing written notice to the Committees
25 on Appropriations of the House of Representatives and

8 For payments authorized under section 11–2604 and
9 section 11–2605, D.C. Official Code (relating to represen-
10 tation provided under the District of Columbia Criminal
11 Justice Act), payments for counsel appointed in pro-
12 ceedings in the Family Court of the Superior Court of the
13 District of Columbia under chapter 23 of title 16, D.C.
14 Official Code, or pursuant to contractual agreements to
15 provide guardian ad litem representation, training, tech-
16 nical assistance and such other services as are necessary
17 to improve the quality of guardian ad litem representation,
18 payments for counsel appointed in adoption proceedings
19 under chapter 3 of title 16, D.C. Code, and payments for
20 counsel authorized under section 21–2060, D.C. Official
21 Code (relating to representation provided under the Dis-
22 trict of Columbia Guardianship, Protective Proceedings,
23 and Durable Power of Attorney Act of 1986),
24 \$43,475,000, to remain available until expended: *Pro-*
25 *vided.* That the funds provided in this Act under the head-

1 ing “Federal Payment to the District of Columbia Courts”
2 (other than the \$73,929,000 provided under such heading
3 for capital improvements for District of Columbia court-
4 house facilities) may also be used for payments under this
5 heading: *Provided further*, That in addition to the funds
6 provided under this heading, the Joint Committee on Ju-
7 dicial Administration in the District of Columbia may use
8 funds provided in this Act under the heading “Federal
9 Payment to the District of Columbia Courts” (other than
10 the \$73,929,000 provided under such heading for capital
11 improvements for District of Columbia courthouse facili-
12 ties), to make payments described under this heading for
13 obligations incurred during any fiscal year: *Provided fur-*
14 *ther*, That funds provided under this heading shall be ad-
15 ministered by the Joint Committee on Judicial Adminis-
16 tration in the District of Columbia: *Provided further*, That
17 notwithstanding any other provision of law, this appro-
18 priation shall be apportioned quarterly by the Office of
19 Management and Budget and obligated and expended in
20 the same manner as funds appropriated for expenses of
21 other Federal agencies, with payroll and financial services
22 to be provided on a contractual basis with the General
23 Services Administration (GSA), and such services shall in-
24 clude the preparation of monthly financial reports, copies
25 of which shall be submitted directly by GSA to the Presi-

1 dent and to the Committees on Appropriations of the
2 House of Representatives and Senate, the Committee on
3 Government Reform of the House of Representatives, and
4 the Committee on Homeland Security and Governmental
5 Affairs of the Senate.

6 FEDERAL PAYMENT TO THE COURT SERVICES AND
7 OFFENDER SUPERVISION AGENCY FOR THE DISTRICT OF
8 COLUMBIA

9 For salaries and expenses, including the transfer and
10 hire of motor vehicles, of the Court Services and Offender
11 Supervision Agency for the District of Columbia and the
12 Public Defender Service for the District of Columbia, as
13 authorized by the National Capital Revitalization and Self-
14 Government Improvement Act of 1997, \$181,653,000, of
15 which not to exceed \$2,000 is for official receptions and
16 representation expenses related to Community Supervision
17 and Pretrial Services Agency programs; of which not to
18 exceed \$25,000 is for dues and assessments relating to
19 the implementation of the Court Services and Offender
20 Supervision Agency Interstate Supervision Act of 2002;
21 of which not to exceed \$400,000 for the Community Su-
22 pervision program and \$160,000 for the Pretrial Services
23 program, both to remain available until September 30,
24 2008, are for Information Technology infrastructure en-
25 hancement acquisitions; of which \$135,457,000 shall be

1 for necessary expenses of Community Supervision and Sex
2 Offender Registration, to include expenses relating to the
3 supervision of adults subject to protection orders or the
4 provision of services for or related to such persons; of
5 which \$46,196,000 shall be available to the Pretrial Serv-
6 ices Agency: *Provided*, That notwithstanding any other
7 provision of law, all amounts under this heading shall be
8 apportioned quarterly by the Office of Management and
9 Budget and obligated and expended in the same manner
10 as funds appropriated for salaries and expenses of other
11 Federal agencies: *Provided further*, That the Director is
12 authorized to accept and use gifts in the form of in-kind
13 contributions of space and hospitality to support offender
14 and defendant programs, and equipment and vocational
15 training services to educate and train offenders and de-
16 fendants: *Provided further*, That the Director shall keep
17 accurate and detailed records of the acceptance and use
18 of any gift or donation under the previous proviso, and
19 shall make such records available for audit and public in-
20 spection: *Provided further*, That the Court Services and
21 Offender Supervision Agency Director is authorized to ac-
22 cept and use reimbursement from the D.C. Government
23 for space and services provided on a cost reimbursable
24 basis.

1 FEDERAL PAYMENT TO DISTRICT OF COLUMBIA PUBLIC
2 DEFENDER SERVICE

3 For salaries and expenses of the District of Columbia
4 Public Defender Service, \$32,710,000: *Provided*, That
5 notwithstanding any other provision of law, all amounts
6 under this heading shall be apportioned quarterly by the
7 Office of Management and Budget and obligated and ex-
8 pended in the same manner as funds appropriated for sal-
9 aries and expenses of other Federal agencies.

10 FEDERAL PAYMENT TO THE DISTRICT OF COLUMBIA
11 WATER AND SEWER AUTHORITY

12 For a Federal payment to the District of Columbia
13 Water and Sewer Authority, \$7,000,000, to remain avail-
14 able until expended, to continue implementation of the
15 Combined Sewer Overflow Long-Term Plan: *Provided*,
16 That the District of Columbia Water and Sewer Authority
17 provides a 100 percent match for this payment.

18 FEDERAL PAYMENT TO THE CRIMINAL JUSTICE
19 COORDINATING COUNCIL

20 For a Federal payment to the Criminal Justice Co-
21 ordinating Council, \$1,300,000, to remain available until
22 expended, to support initiatives related to the coordination
23 of Federal and local criminal justice resources in the Dis-
24 trict of Columbia.

1 FEDERAL PAYMENT TO THE OFFICE OF THE CHIEF
2 FINANCIAL OFFICER OF THE DISTRICT OF COLUMBIA

3 For a Federal payment to the Office of the Chief Fi-
4 nancial Officer of the District of Columbia, \$5,000,000:
5 *Provided*, That these funds shall be available for the
6 projects and in the amounts specified in the Statement
7 of the Managers on the conference report accompanying
8 this Act: *Provided further*, That each entity that receives
9 funding under this heading shall submit to the Office of
10 the Chief Financial Officer of the District of Columbia
11 (CFO) a budget and a report on the activities to be carried
12 out with such funds no later than March 15, 2007, and
13 the CFO shall submit a comprehensive report to the Com-
14 mittees on Appropriations of the House of Representatives
15 and the Senate no later than June 1, 2007.

16 FEDERAL PAYMENT FOR SCHOOL IMPROVEMENT

17 For a Federal payment for a school improvement pro-
18 gram in the District of Columbia, \$40,800,000, to be allo-
19 cated as follows: for the District of Columbia Public
20 Schools, \$13,000,000 to improve public school education
21 in the District of Columbia; for the State Education Of-
22 fice, \$13,000,000 to expand quality public charter schools
23 in the District of Columbia, to remain available until Sep-
24 tember 30, 2008; for the Secretary of the Department of
25 Education, \$14,800,000 to provide opportunity scholar-

1 ships for students in the District of Columbia in accord-
 2 ance with division C, title III of the District of Columbia
 3 Appropriations Act, 2004 (Public Law 108–199; 118 Stat.
 4 126), of which up to \$1,800,000 may be used to admin-
 5 ister and fund assessments.

6 DISTRICT OF COLUMBIA FUNDS

7 The following amounts are appropriated for the Dis-
 8 trict of Columbia for the current fiscal year out of the
 9 general fund of the District of Columbia, except as other-
 10 wise specifically provided: *Provided*, That notwithstanding
 11 any other provision of law, except as provided in section
 12 450A of the District of Columbia Home Rule Act (D.C.
 13 Official Code, section 1–204.50a) and provisions of this
 14 Act, the total amount appropriated in this Act for oper-
 15 ating expenses for the District of Columbia for fiscal year
 16 2007 under this heading shall not exceed the lesser of the
 17 sum of the total revenues of the District of Columbia for
 18 such fiscal year or \$8,996,915,000 (of which
 19 \$5,079,758,000 shall be from local funds,
 20 \$2,011,321,000 shall be from Federal grant funds,
 21 \$1,897,951,000 shall be from other funds, and
 22 \$7,885,000 shall be from private funds), in addition,
 23 \$170,052,000 from funds previously appropriated in this
 24 Act as Federal payments: *Provided further*, That of the
 25 local funds, \$175,292,000 shall be derived from the Dis-

1 triet’s general fund balance: *Provided further*, That of
2 these funds the District’s intradistrict authority shall be
3 \$523,004,000: *Provided further*, That in addition for cap-
4 ital construction projects there is appropriated an in-
5 crease of \$2,400,757,000, of which \$1,756,306,000 shall
6 be from local funds, \$54,281,000 from Highway Trust
7 funds, \$52,000,000 from the Local Street Maintenance
8 fund, \$15,000,000 from revenue bonds, \$18,200,000
9 from Certificates of Participation financing, \$63,000,000
10 from financing for construction of a baseball stadium,
11 \$229,970,000 from Federal grant funds, and a rescission
12 of \$65,859,000 from local funds appropriated under this
13 heading in prior years, for a net amount of
14 \$2,334,898,000, to remain available until expended: *Pro-*
15 *vided further*, That the amounts provided under this
16 heading are to be subject to the provisions of and allo-
17 cated and expended as proposed under “Title II—Dis-
18 triet of Columbia Funds” of the Fiscal Year 2007 Pro-
19 posed Budget and Financial Plan submitted to the Con-
20 gress of the United States by the District of Columbia
21 in June 2006: *Provided further*, That this amount may
22 be increased by proceeds of one-time transactions, which
23 are expended for emergency or unanticipated operating or
24 capital needs: *Provided further*, That such increases shall
25 be approved by enactment of local District law and shall

1 comply with all reserve requirements contained in the
2 District of Columbia Home Rule Act as amended by this
3 Act: *Provided further*, That the Chief Financial Officer of
4 the District of Columbia shall take such steps as are nec-
5 essary to assure that the District of Columbia meets
6 these requirements, including the apportioning by the
7 Chief Financial Officer of the appropriations and funds
8 made available to the District during fiscal year 2007,
9 except that the Chief Financial Officer may not repro-
10 gram for operating expenses any funds derived from
11 bonds, notes, or other obligations issued for capital
12 projects.

13 GENERAL PROVISIONS

14 (INCLUDING TRANSFER OF FUNDS)

15 SEC. 501. Whenever in this Act, an amount is speci-
16 fied within an appropriation for particular purposes or ob-
17 jects of expenditure, such amount, unless otherwise speci-
18 fied, shall be considered as the maximum amount that
19 may be expended for said purpose or object rather than
20 an amount set apart exclusively therefor.

21 SEC. 502. Appropriations in this Act shall be avail-
22 able for expenses of travel and for the payment of dues
23 of organizations concerned with the work of the District
24 of Columbia government, when authorized by the Mayor,
25 or, in the case of the Council of the District of Columbia,

1 funds may be expended with the authorization of the
2 Chairman of the Council.

3 SEC. 503. There are appropriated from the applicable
4 funds of the District of Columbia such sums as may be
5 necessary for making refunds and for the payment of legal
6 settlements or judgments that have been entered against
7 the District of Columbia government.

8 SEC. 504. (a) Except as provided in subsection (b),
9 no part of this appropriation shall be used for publicity
10 or propaganda purposes or implementation of any policy
11 including boycott designed to support or defeat legislation
12 pending before Congress or any State legislature.

13 (b) The District of Columbia may use local funds pro-
14 vided in this title to carry out lobbying activities on any
15 matter other than—

16 (1) the promotion or support of any boycott; or

17 (2) statehood for the District of Columbia or
18 voting representation in Congress for the District of
19 Columbia.

20 (c) Nothing in this section may be construed to pro-
21 hibit any elected official from advocating with respect to
22 any of the issues referred to in subsection (b).

23 SEC. 505. (a) None of the funds provided under this
24 title to the agencies funded by this title, both Federal and
25 District government agencies, that remain available for

1 obligation or expenditure in fiscal year 2007, or provided
2 from any accounts in the Treasury of the United States
3 derived by the collection of fees available to the agencies
4 funded by this title, shall be available for obligation or ex-
5 penditures for an agency through a reprogramming of
6 funds which—

7 (1) creates new programs;

8 (2) eliminates a program, project, or responsi-
9 bility center;

10 (3) establishes or changes allocations specifi-
11 cally denied, limited or increased under this Act;

12 (4) increases funds or personnel by any means
13 for any program, project, or responsibility center for
14 which funds have been denied or restricted;

15 (5) reestablishes any program or project pre-
16 viously deferred through reprogramming;

17 (6) augments any existing program, project, or
18 responsibility center through a reprogramming of
19 funds in excess of \$3,000,000 or 10 percent, which-
20 ever is less; or

21 (7) increases by 20 percent or more personnel
22 assigned to a specific program, project or responsi-
23 bility center, unless in the case of federal funds, the
24 Committees on Appropriations of the House of Rep-
25 resentatives and Senate are notified in writing 15

1 days in advance of the reprogramming and in the
2 case of local funds, the Committees on Appropria-
3 tions of the House of Representatives and Senate
4 are provided summary reports on April 1, 2007 and
5 October 1, 2007, setting forth detailed information
6 regarding each such local funds reprogramming con-
7 ducted subject to this subsection.

8 (b) None of the local funds contained in this Act may
9 be available for obligation or expenditure for an agency
10 through a transfer of any local funds in excess of
11 \$3,000,000 from one appropriation heading to another un-
12 less the Committees on Appropriations of the House of
13 Representatives and Senate are provided summary reports
14 on April 1, 2007 and October 1, 2007, setting forth de-
15 tailed information regarding each reprogramming con-
16 ducted subject to this subsection, except that in no event
17 may the amount of any funds transferred exceed 4 percent
18 of the local funds in the appropriations.

19 (c) The District of Columbia Government is author-
20 ized to approve and execute reprogramming and transfer
21 requests of local funds under this title through September
22 30, 2007.

23 SEC. 506. Consistent with the provisions of section
24 1301(a) of title 31, United States Code, appropriations
25 under this Act shall be applied only to the objects for

1 which the appropriations were made except as otherwise
2 provided by law.

3 SEC. 507. (a) Notwithstanding any other provisions
4 of law, the provisions of the District of Columbia Govern-
5 ment Comprehensive Merit Personnel Act of 1978 (D.C.
6 Law 2–139; sec. 1–601.01 et seq., D.C. Official Code),
7 enacted pursuant to section 422(3) of the District of Co-
8 lumbia Home Rule Act (sec. 1–204.22(3), D.C. Official
9 Code), shall apply with respect to the compensation of Dis-
10 trict of Columbia employees. For pay purposes, employees
11 of the District of Columbia government shall not be sub-
12 ject to the provisions of title 5, United States Code.

13 (b) Notwithstanding section 8344(a) of title 5,
14 United States Code, the amendment made by section 2
15 of the District Government Reemployed Annuitant Offset
16 Elimination Amendment Act of 2004 (D.C. Law 15–207)
17 shall apply with respect to any individual employed in an
18 appointive or elective position with the District of Colum-
19 bia government after December 7, 2004.

20 SEC. 508. No later than 30 days after the end of the
21 first quarter of fiscal year 2007, the Mayor of the District
22 of Columbia shall submit to the Council of the District
23 of Columbia and the Committees on Appropriations of the
24 House of Representatives and Senate the new fiscal year
25 2007 revenue estimates as of the end of such quarter.

1 These estimates shall be used in the budget request for
2 fiscal year 2008. The officially revised estimates at mid-
3 year shall be used for the midyear report.

4 SEC. 509. No sole source contract with the District
5 of Columbia government or any agency thereof may be re-
6 newed or extended without opening that contract to the
7 competitive bidding process as set forth in section 303 of
8 the District of Columbia Procurement Practices Act of
9 1985 (D.C. Law 6–85; D.C. Official Code, section 2–
10 303.03), except that the District of Columbia government
11 or any agency thereof may renew or extend sole source
12 contracts for which competition is not feasible or practical,
13 but only if the determination as to whether to invoke the
14 competitive bidding process has been made in accordance
15 with duly promulgated rules and procedures and has been
16 reviewed and certified by the Chief Financial Officer of
17 the District of Columbia.

18 SEC. 510. None of the Federal funds provided in this
19 Act may be used by the District of Columbia to provide
20 for salaries, expenses, or other costs associated with the
21 offices of United States Senator or United States Rep-
22 resentative under section 4(d) of the District of Columbia
23 Statehood Constitutional Convention Initiatives of 1979
24 (D.C. Law 3–171; D.C. Official Code, section 1–123).

1 SEC. 511. None of the Federal funds made available
2 in this Act may be used to implement or enforce the
3 Health Care Benefits Expansion Act of 1992 (D.C. Law
4 9–114; D.C. Official Code, section 32–701 et seq.) or to
5 otherwise implement or enforce any system of registration
6 of unmarried, cohabiting couples, including but not limited
7 to registration for the purpose of extending employment,
8 health, or governmental benefits to such couples on the
9 same basis that such benefits are extended to legally mar-
10 ried couples.

11 SEC. 512. (a) Notwithstanding any other provision
12 of this Act, the Mayor, in consultation with the Chief Fi-
13 nancial Officer of the District of Columbia may accept,
14 obligate, and expend Federal, private, and other grants
15 received by the District government that are not reflected
16 in the amounts appropriated in this Act.

17 (b)(1) No such Federal, private, or other grant may
18 be obligated, or expended pursuant to subsection (a)
19 until—

20 (A) the Chief Financial Officer of the District
21 of Columbia submits to the Council a report setting
22 forth detailed information regarding such grant; and
23 (B) the Council has reviewed and approved the
24 obligation, and expenditure of such grant.

1 (2) For purposes of paragraph (1)(B), the Council
2 shall be deemed to have reviewed and approved the obliga-
3 tion, and expenditure of a grant if—

4 (A) no written notice of disapproval is filed with
5 the Secretary of the Council within 14 calendar days
6 of the receipt of the report from the Chief Financial
7 Officer under paragraph (1)(A); or

8 (B) if such a notice of disapproval is filed with-
9 in such deadline, the Council does not by resolution
10 disapprove the obligation, or expenditure of the
11 grant within 30 calendar days of the initial receipt
12 of the report from the Chief Financial Officer under
13 paragraph (1)(A).

14 (c) No amount may be obligated or expended from
15 the general fund or other funds of the District of Colum-
16 bia government in anticipation of the approval or receipt
17 of a grant under subsection (b)(2) or in anticipation of
18 the approval or receipt of a Federal, private, or other
19 grant not subject to such subsection.

20 (d) The Chief Financial Officer of the District of Co-
21 lumbia may adjust the budget for Federal, private, and
22 other grants received by the District government reflected
23 in the amounts appropriated in this title, or approved and
24 received under subsection (b)(2) to reflect a change in the
25 actual amount of the grant.

1 (e) The Chief Financial Officer of the District of Co-
2 lumbia shall prepare a quarterly report setting forth de-
3 tailed information regarding all Federal, private, and
4 other grants subject to this section. Each such report shall
5 be submitted to the Council of the District of Columbia,
6 to the Committees on Appropriations of the House of Rep-
7 resentatives and Senate, not later than 15 days after the
8 end of the quarter covered by the report.

9 SEC. 513. (a) Except as otherwise provided in this
10 section, none of the funds made available by this Act or
11 by any other Act may be used to provide any officer or
12 employee of the District of Columbia with an official vehi-
13 cle unless the officer or employee uses the vehicle only in
14 the performance of the officer's or employee's official du-
15 ties. For purposes of this paragraph, the term "official
16 duties" does not include travel between the officer's or em-
17 ployee's residence and workplace, except in the case of—

18 (1) an officer or employee of the Metropolitan
19 Police Department who resides in the District of Co-
20 lumbia or is otherwise designated by the Chief of the
21 Department;

22 (2) at the discretion of the Fire Chief, an offi-
23 cer or employee of the District of Columbia Fire and
24 Emergency Medical Services Department who re-
25 sides in the District of Columbia and is on call 24

1 hours a day or is otherwise designated by the Fire
2 Chief;

3 (3) the Mayor of the District of Columbia; and

4 (4) the Chairman of the Council of the District
5 of Columbia.

6 (b) The Chief Financial Officer of the District of Co-
7 lumbia shall submit by March 1, 2007, an inventory, as
8 of September 30, 2006, of all vehicles owned, leased or
9 operated by the District of Columbia government. The in-
10 ventory shall include, but not be limited to, the depart-
11 ment to which the vehicle is assigned; the year and make
12 of the vehicle; the acquisition date and cost; the general
13 condition of the vehicle; annual operating and mainte-
14 nance costs; current mileage; and whether the vehicle is
15 allowed to be taken home by a District officer or employee
16 and if so, the officer or employee's title and resident loca-
17 tion.

18 SEC. 514. None of the funds contained in this Act
19 may be used for purposes of the annual independent audit
20 of the District of Columbia government for fiscal year
21 2007 unless—

22 (1) the audit is conducted by the Inspector
23 General of the District of Columbia, in coordination
24 with the Chief Financial Officer of the District of
25 Columbia, pursuant to section 208(a)(4) of the Dis-

1 trict of Columbia Procurement Practices Act of
2 1985 (D.C. Official Code, section 2–302.8); and

3 (2) the audit includes as a basic financial state-
4 ment a comparison of audited actual year-end re-
5 sults with the revenues submitted in the budget doc-
6 ument for such year and the appropriations enacted
7 into law for such year using the format, terminology,
8 and classifications contained in the law making the
9 appropriations for the year and its legislative his-
10 tory.

11 SEC. 515. (a) None of the funds contained in this
12 Act may be used by the District of Columbia Corporation
13 Counsel or any other officer or entity of the District gov-
14 ernment to provide assistance for any petition drive or civil
15 action which seeks to require Congress to provide for vot-
16 ing representation in Congress for the District of Colum-
17 bia.

18 (b) Nothing in this section bars the District of Co-
19 lumbia Corporation Counsel from reviewing or com-
20 menting on briefs in private lawsuits, or from consulting
21 with officials of the District government regarding such
22 lawsuits.

23 SEC. 516. (a) None of the funds contained in this
24 Act may be used for any program of distributing sterile

1 needles or syringes for the hypodermic injection of any ille-
2 gal drug.

3 (b) Any individual or entity who receives any funds
4 contained in this Act and who carries out any program
5 described in subsection (a) shall account for all funds used
6 for such program separately from any funds contained in
7 this Act.

8 SEC. 517. None of the funds contained in this Act
9 may be used after the expiration of the 60-day period that
10 begins on the date of the enactment of this Act to pay
11 the salary of any chief financial officer of any office of
12 the District of Columbia government (including any inde-
13 pendent agency of the District of Columbia) who has not
14 filed a certification with the Mayor and the Chief Finan-
15 cial Officer of the District of Columbia that the officer
16 understands the duties and restrictions applicable to the
17 officer and the officer's agency as a result of this Act (and
18 the amendments made by this Act), including any duty
19 to prepare a report requested either in the Act or in any
20 of the reports accompanying the Act and the deadline by
21 which each report must be submitted: *Provided*, That the
22 Chief Financial Officer of the District of Columbia shall
23 provide to the Committees on Appropriations of the House
24 of Representatives and Senate by April 1, 2007 and Octo-

ber 1, 2007, a summary list showing each report, the due date, and the date submitted to the Committees.

SEC. 518. Nothing in this Act may be construed to prevent the Council or Mayor of the District of Columbia from addressing the issue of the provision of contraceptive coverage by health insurance plans, but it is the intent of Congress that any legislation enacted on such issue should include a “conscience clause” which provides exceptions for religious beliefs and moral convictions.

SEC. 519. The Mayor of the District of Columbia shall submit to the Committees on Appropriations of the House of Representatives and Senate, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate quarterly reports addressing—

(1) crime, including the homicide rate, implementation of community policing, the number of police officers on local beats, and the closing down of open-air drug markets;

(2) access to substance and alcohol abuse treatment, including the number of treatment slots, the number of people served, the number of people on waiting lists, and the effectiveness of treatment programs;

1 (3) management of parolees and pre-trial vio-
2 lent offenders, including the number of halfway
3 houses escapes and steps taken to improve moni-
4 toring and supervision of halfway house residents to
5 reduce the number of escapes to be provided in con-
6 sultation with the Court Services and Offender Su-
7 pervision Agency for the District of Columbia;

8 (4) education, including access to special edu-
9 cation services and student achievement to be pro-
10 vided in consultation with the District of Columbia
11 Public Schools and the District of Columbia public
12 charter schools;

13 (5) improvement in basic District services, in-
14 cluding rat control and abatement;

15 (6) application for and management of Federal
16 grants, including the number and type of grants for
17 which the District was eligible but failed to apply
18 and the number and type of grants awarded to the
19 District but for which the District failed to spend
20 the amounts received; and

21 (7) indicators of child well-being.

22 SEC. 520. (a) No later than 30 calendar days after
23 the date of the enactment of this Act, the Chief Financial
24 Officer of the District of Columbia shall submit to the ap-
25 propriate committees of Congress, the Mayor, and the

1 Council of the District of Columbia a revised appropriated
2 funds operating budget in the format of the budget that
3 the District of Columbia government submitted pursuant
4 to section 442 of the District of Columbia Home Rule Act
5 (D.C. Official Code, section 1–204.42), for all agencies of
6 the District of Columbia government for fiscal year 2007
7 that is in the total amount of the approved appropriation
8 and that realigns all budgeted data for personal services
9 and other-than-personal-services, respectively, with antici-
10 pated actual expenditures.

11 (b) This section shall apply only to an agency where
12 the Chief Financial Officer of the District of Columbia
13 certifies that a reallocation is required to address unantici-
14 pated changes in program requirements.

15 SEC. 521. (a) None of the funds contained in this
16 Act may be made available to pay—

17 (1) the fees of an attorney who represents a
18 party in an action or an attorney who defends an ac-
19 tion brought against the District of Columbia Public
20 Schools under the Individuals with Disabilities Edu-
21 cation Act (20 U.S.C. 1400 et seq.) in excess of
22 \$4,000 for that action; or

23 (2) the fees of an attorney or firm whom the
24 Chief Financial Officer of the District of Columbia
25 determines to have a pecuniary interest, either

1 through an attorney, officer, or employee of the
2 firm, in any special education diagnostic services,
3 schools, or other special education service providers.

4 (b) In this section, the term “action” includes an ad-
5 ministrative proceeding and any ensuing or related pro-
6 ceedings before a court of competent jurisdiction.

7 SEC. 522. The Chief Financial Officer of the District
8 of Columbia shall require attorneys in special education
9 cases brought under the Individuals with Disabilities Edu-
10 cation Act (IDEA) in the District of Columbia to certify
11 in writing that the attorney or representative rendered any
12 and all services for which they receive awards, including
13 those received under a settlement agreement or as part
14 of an administrative proceeding, under the IDEA from the
15 District of Columbia. As part of the certification, the Chief
16 Financial Officer of the District of Columbia shall require
17 all attorneys in IDEA cases to disclose any financial, cor-
18 porate, legal, memberships on boards of directors, or other
19 relationships with any special education diagnostic serv-
20 ices, schools, or other special education service providers
21 to which the attorneys have referred any clients as part
22 of this certification. The Chief Financial Officer shall pre-
23 pare and submit quarterly reports to the Committees on
24 Appropriations of the House of Representatives and Sen-
25 ate on the certification of and the amount paid by the gov-

1 ernment of the District of Columbia, including the District
2 of Columbia Public Schools, to attorneys in cases brought
3 under IDEA. The Inspector General of the District of Co-
4 lumbia may conduct investigations to determine the accu-
5 racy of the certifications.

6 SEC. 523. The amount appropriated by this Act may
7 be increased by no more than \$42,000,000 from funds
8 identified in the comprehensive annual financial report as
9 the District's fiscal year 2006 unexpended general fund
10 surplus. The District may obligate and expend these
11 amounts only in accordance with the following conditions:

12 (1) The Chief Financial Officer of the District
13 of Columbia shall certify that the use of any such
14 amounts is not anticipated to have a negative impact
15 on the District's long-term financial, fiscal, and eco-
16 nomic vitality.

17 (2) The District of Columbia may only use
18 these funds for the following expenditures:

19 (A) One-time expenditures.

20 (B) Expenditures to avoid deficit spending.

21 (C) Debt Reduction.

22 (D) Program needs.

23 (E) Expenditures to avoid revenue short-
24 falls.

1 (3) The amounts shall be obligated and ex-
2 pended in accordance with laws enacted by the
3 Council in support of each such obligation or ex-
4 penditure.

5 (4) The amounts may not be used to fund the
6 agencies of the District of Columbia government
7 under court ordered receivership.

8 (5) The amounts may not be obligated or ex-
9 pended unless the Mayor notifies the Committees on
10 Appropriations of the House of Representatives and
11 Senate not fewer than 30 days in advance of the ob-
12 ligation or expenditure.

13 SEC. 524. (a) To account for an unanticipated growth
14 of revenue collections, the amount appropriated as District
15 of Columbia Funds pursuant to this Act may be in-
16 creased—

17 (1) by an aggregate amount of not more than
18 25 percent, in the case of amounts proposed to be
19 allocated as “Other-Type Funds” in the Fiscal Year
20 2007 Proposed Budget and Financial Plan sub-
21 mitted to Congress by the District of Columbia; and

22 (2) by an aggregate amount of not more than
23 6 percent, in the case of any other amounts pro-
24 posed to be allocated in such Proposed Budget and
25 Financial Plan.

1 (b) The District of Columbia may obligate and ex-
2 pend any increase in the amount of funds authorized
3 under this section only in accordance with the following
4 conditions:

5 (1) The Chief Financial Officer of the District
6 of Columbia shall certify—

7 (A) the increase in revenue; and

8 (B) that the use of the amounts is not an-
9 ticipated to have a negative impact on the long-
10 term financial, fiscal, or economic health of the
11 District.

12 (2) The amounts shall be obligated and ex-
13 pended in accordance with laws enacted by the
14 Council of the District of Columbia in support of
15 each such obligation and expenditure, consistent
16 with the requirements of this Act.

17 (3) The amounts may not be used to fund any
18 agencies of the District government operating under
19 court-ordered receivership.

20 (4) The amounts may not be obligated or ex-
21 pended unless the Mayor has notified the Commit-
22 tees on Appropriations of the House of Representa-
23 tives and Senate not fewer than 30 days in advance
24 of the obligation or expenditure.

1 SEC. 525. The Chief Financial Officer for the District
2 of Columbia may, for the purpose of cash flow manage-
3 ment, conduct short-term borrowing from the emergency
4 reserve fund and from the contingency reserve fund estab-
5 lished under section 450A of the District of Columbia
6 Home Rule Act (Public Law 93–198): *Provided*, That the
7 amount borrowed shall not exceed 50 percent of the total
8 amount of funds contained in both the emergency and con-
9 tingency reserve funds at the time of borrowing: *Provided*
10 *further*, That the borrowing shall not deplete either fund
11 by more than 50 percent: *Provided further*, That 100 per-
12 cent of the funds borrowed shall be replenished within 9
13 months of the time of the borrowing or by the end of the
14 fiscal year, whichever occurs earlier: *Provided further*,
15 That in the event that short-term borrowing has been con-
16 ducted and the emergency or the contingency funds are
17 later depleted below 50 percent as a result of an emer-
18 gency or contingency, an amount equal to the amount nec-
19 essary to restore reserve levels to 50 percent of the total
20 amount of funds contained in both the emergency and con-
21 tingency reserve fund must be replenished from the
22 amount borrowed within 60 days.

23 SEC. 526. (a) None of the funds contained in this
24 Act may be used to enact or carry out any law, rule, or
25 regulation to legalize or otherwise reduce penalties associ-

1 ated with the possession, use, or distribution of any sched-
2 ular I substance under the Controlled Substances Act (21
3 U.S.C. 802) or any tetrahydrocannabinols derivative.

4 (b) The Legalization of Marijuana for Medical Treat-
5 ment Initiative of 1998, also known as Initiative 59, ap-
6 proved by the electors of the District of Columbia on No-
7 vember 3, 1998, shall not take effect.

8 SEC. 527. None of the funds appropriated under this
9 Act shall be expended for any abortion except where the
10 life of the mother would be endangered if the fetus were
11 carried to term or where the pregnancy is the result of
12 an act of rape or incest.

13 SEC. 528. The authority that the Chief Financial Of-
14 ficer of the District of Columbia exercised with respect to
15 personnel and the preparation of fiscal impact statements
16 during a control period (as defined in Public Law 104–
17 8) shall remain in effect until September 30, 2007.

18 SEC. 529. The entire process used by the Chief Fi-
19 nancial Officer to acquire any and all kinds of goods,
20 works and services by any contractual means, including
21 but not limited to purchase, lease or rental, shall be ex-
22 empt from all of the provisions of the District of Colum-
23 bia’s Procurement Practices Act of 1985: *Provided*, That
24 provisions made by this section shall take effect as if en-

1 acted in D.C. Law 11–259 and shall remain in effect until
2 September 30, 2007.

3 SEC. 530. (a) DIRECT APPROPRIATION.—Section
4 307(a) of the District of Columbia Court Reform and
5 Criminal Procedure Act of 1970 (sec. 2—1607(a), D.C.
6 Official Code) is amended by striking the first 2 sentences
7 and inserting the following: “There are authorized to be
8 appropriated to the Service in each fiscal year such funds
9 as may be necessary to carry out this chapter.”.

10 (b) CONFORMING AMENDMENT.—Section 11233 of
11 the Balanced Budget Act of 1997 (sec. 24—133, D.C. Of-
12 ficial Code) is amended by striking subsection (f).

13 (c) EFFECTIVE DATE.—The amendments made by
14 this section shall apply with respect to fiscal year 2007
15 and each succeeding fiscal year.

16 SEC. 531. Except as expressly provided otherwise,
17 any reference to “this Act” contained in this division shall
18 be treated as referring only to the provisions of this title.

19 This title may be cited as the “District of Columbia
20 Appropriations Act, 2007”.

1 TITLE VI
2 EXECUTIVE OFFICE OF THE PRESIDENT AND
3 FUNDS APPROPRIATED TO THE PRESIDENT
4 COMPENSATION OF THE PRESIDENT

5 For compensation of the President, including an ex-
6 pense allowance at the rate of \$50,000 per annum as au-
7 thorized by 3 U.S.C. 102, \$450,000: *Provided*, That none
8 of the funds made available for official expenses shall be
9 expended for any other purpose and any unused amount
10 shall revert to the Treasury pursuant to section 1552 of
11 title 31, United States Code.

12 WHITE HOUSE OFFICE
13 SALARIES AND EXPENSES

14 For necessary expenses for the White House as au-
15 thorized by law, including not to exceed \$3,850,000 for
16 services as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105;
17 subsistence expenses as authorized by 3 U.S.C. 105, which
18 shall be expended and accounted for as provided in that
19 section; hire of passenger motor vehicles, newspapers,
20 periodicals, teletype news service, and travel (not to exceed
21 \$100,000 to be expended and accounted for as provided
22 by 3 U.S.C. 103); and not to exceed \$19,000 for official
23 entertainment expenses, to be available for allocation with-
24 in the Executive Office of the President, \$51,952,000:
25 *Provided*, That of the funds appropriated under this head-

1 ing, up to \$1,500,000 (increased by \$750,000) shall be
2 for the Privacy and Civil Liberties Oversight Board.

3 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

4 OPERATING EXPENSES

5 For the care, maintenance, repair and alteration, re-
6 furnishing, improvement, heating, and lighting, including
7 electric power and fixtures, of the Executive Residence at
8 the White House and official entertainment expenses of
9 the President, \$12,041,000, to be expended and accounted
10 for as provided by 3 U.S.C. 105, 109, 110, and 112–114.

11 REIMBURSABLE EXPENSES

12 For the reimbursable expenses of the Executive Resi-
13 dence at the White House, such sums as may be nec-
14 essary: *Provided*, That all reimbursable operating expenses
15 of the Executive Residence shall be made in accordance
16 with the provisions of this paragraph: *Provided further*,
17 That, notwithstanding any other provision of law, such
18 amount for reimbursable operating expenses shall be the
19 exclusive authority of the Executive Residence to incur ob-
20 ligations and to receive offsetting collections, for such ex-
21 penses: *Provided further*, That the Executive Residence
22 shall require each person sponsoring a reimbursable polit-
23 ical event to pay in advance an amount equal to the esti-
24 mated cost of the event, and all such advance payments
25 shall be credited to this account and remain available until

1 expended: *Provided further*, That the Executive Residence
2 shall require the national committee of the political party
3 of the President to maintain on deposit \$25,000, to be
4 separately accounted for and available for expenses relat-
5 ing to reimbursable political events sponsored by such
6 committee during such fiscal year: *Provided further*, That
7 the Executive Residence shall ensure that a written notice
8 of any amount owed for a reimbursable operating expense
9 under this paragraph is submitted to the person owing
10 such amount within 60 days after such expense is in-
11 curred, and that such amount is collected within 30 days
12 after the submission of such notice: *Provided further*, That
13 the Executive Residence shall charge interest and assess
14 penalties and other charges on any such amount that is
15 not reimbursed within such 30 days, in accordance with
16 the interest and penalty provisions applicable to an out-
17 standing debt on a United States Government claim under
18 section 3717 of title 31, United States Code: *Provided fur-*
19 *ther*, That each such amount that is reimbursed, and any
20 accompanying interest and charges, shall be deposited in
21 the Treasury as miscellaneous receipts: *Provided further*,
22 That the Executive Residence shall prepare and submit
23 to the Committees on Appropriations, by not later than
24 90 days after the end of the fiscal year covered by this
25 Act, a report setting forth the reimbursable operating ex-

1 penses of the Executive Residence during the preceding
2 fiscal year, including the total amount of such expenses,
3 the amount of such total that consists of reimbursable offi-
4 cial and ceremonial events, the amount of such total that
5 consists of reimbursable political events, and the portion
6 of each such amount that has been reimbursed as of the
7 date of the report: *Provided further*, That the Executive
8 Residence shall maintain a system for the tracking of ex-
9 penses related to reimbursable events within the Executive
10 Residence that includes a standard for the classification
11 of any such expense as political or nonpolitical: *Provided*
12 *further*, That no provision of this paragraph may be con-
13 strued to exempt the Executive Residence from any other
14 applicable requirement of subchapter I or II of chapter
15 37 of title 31, United States Code.

16 WHITE HOUSE REPAIR AND RESTORATION

17 For the repair, alteration, and improvement of the
18 Executive Residence at the White House, \$1,600,000, to
19 remain available until expended, for required maintenance,
20 safety and health issues, and continued preventative main-
21 tenance.

1 COUNCIL OF ECONOMIC ADVISERS

2 SALARIES AND EXPENSES

3 For necessary expenses of the Council of Economic
4 Advisers in carrying out its functions under the Employ-
5 ment Act of 1946 (15 U.S.C. 1021), \$4,002,000.

6 OFFICE OF POLICY DEVELOPMENT

7 SALARIES AND EXPENSES

8 For necessary expenses of the Office of Policy Devel-
9 opment, including services as authorized by 5 U.S.C. 3109
10 and 3 U.S.C. 107, \$3,385,000.

11 NATIONAL SECURITY COUNCIL

12 SALARIES AND EXPENSES

13 For necessary expenses of the National Security
14 Council, including services as authorized by 5 U.S.C.
15 3109, \$8,405,000.

16 OFFICE OF ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of Administra-
19 tion, including services as authorized by 5 U.S.C. 3109
20 and 3 U.S.C. 107, and hire of passenger motor vehicles,
21 \$91,393,000, of which \$11,397,000 shall remain available
22 until expended for the Capital Investment Plan for contin-
23 ued modernization of the information technology infra-
24 structure within the Executive Office of the President.

1 OFFICE OF MANAGEMENT AND BUDGET

2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management
4 and Budget, including hire of passenger motor vehicles
5 and services as authorized by 5 U.S.C. 3109 and to carry
6 out the provisions of chapter 35 of title 44, United States
7 Code, \$76,185,000, of which not to exceed \$3,000 shall
8 be available for official representation expenses: *Provided*,
9 That, as provided in 31 U.S.C. 1301(a), appropriations
10 shall be applied only to the objects for which appropria-
11 tions were made and shall be allocated in accordance with
12 the terms and conditions set forth in the accompanying
13 statement of the managers except as otherwise provided
14 by law: *Provided further*, That none of the funds appro-
15 priated in this Act for the Office of Management and
16 Budget may be used for the purpose of reviewing any agri-
17 cultural marketing orders or any activities or regulations
18 under the provisions of the Agricultural Marketing Agree-
19 ment Act of 1937 (7 U.S.C. 601 et seq.): *Provided further*,
20 That none of the funds made available for the Office of
21 Management and Budget by this Act may be expended for
22 the altering of the transcript of actual testimony of wit-
23 nesses, except for testimony of officials of the Office of
24 Management and Budget, before the Committees on Ap-
25 propriations or their subcommittees: *Provided further*,

1 That the preceding shall not apply to printed hearings re-
2 leased by the Committees on Appropriations: *Provided fur-*
3 *ther*, That the Office of Management and Budget shall
4 have not more than 60 days in which to perform budgetary
5 policy reviews of water resource matters on which the
6 Chief of Engineers has reported: *Provided further*, That
7 the Director of the Office of Management and Budget
8 shall notify the appropriate authorizing and Appropria-
9 tions Committees when the 60-day review is initiated: *Pro-*
10 *vided further*, That if water resource reports have not been
11 transmitted to the appropriate authorizing and appro-
12 priating committees within 15 days of the end of the OMB
13 review period based on the notification from the Director,
14 Congress shall assume OMB concurrence with the report
15 and act accordingly.

16 OFFICE OF NATIONAL DRUG CONTROL POLICY

17 SALARIES AND EXPENSES

18 For necessary expenses of the Office of National
19 Drug Control Policy; for research activities pursuant to
20 the Office of National Drug Control Policy Reauthoriza-
21 tion Act of 1998 (21 U.S.C. 1701 et seq.); not to exceed
22 \$10,000 for official reception and representation expenses;
23 and for participation in joint projects or in the provision
24 of services on matters of mutual interest with nonprofit,
25 research, or public organizations or agencies, with or with-

1 out reimbursement, \$26,928,000; of which \$1,316,000
2 shall remain available until expended for policy research
3 and evaluation: *Provided*, That the Office is authorized to
4 accept, hold, administer, and utilize gifts, both real and
5 personal, public and private, without fiscal year limitation,
6 for the purpose of aiding or facilitating the work of the
7 Office.

8 COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER
9 (INCLUDING TRANSFER OF FUNDS)

10 For necessary expenses for the Counterdrug Tech-
11 nology Assessment Center for research activities pursuant
12 to the Office of National Drug Control Policy Reauthor-
13 ization Act of 1998 (21 U.S.C. 1701 et seq.),
14 \$19,600,000, which shall remain available until expended,
15 consisting of \$9,600,000 for counternarcotics research
16 and development projects, of which up to \$1,000,000 is
17 to be directed to supply reduction activities, and
18 \$10,000,000 for the continued operation of the technology
19 transfer program: *Provided*, That the \$9,600,000 for
20 counternarcotics research and development projects shall
21 be available for transfer to other Federal departments or
22 agencies.

1 FEDERAL DRUG CONTROL PROGRAMS

2 HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Office of National
5 Drug Control Policy's High Intensity Drug Trafficking
6 Areas Program, \$227,000,000 (increased by \$8,000,000)
7 for drug control activities consistent with the approved
8 strategy for each of the designated High Intensity Drug
9 Trafficking Areas, of which no less than 51 percent shall
10 be transferred to State and local entities for drug control
11 activities: *Provided*, That up to 49 percent, to remain
12 available until September 30, 2007, may be transferred
13 to Federal agencies and departments at a rate to be deter-
14 mined by the Director, of which not less than \$2,000,000
15 shall be used for auditing services and associated activi-
16 ties, and at least \$500,000 of the \$2,000,000 shall be used
17 to develop and implement a data collection system to
18 measure the performance of the High Intensity Drug
19 Trafficking Areas Program.

20 OTHER FEDERAL DRUG CONTROL PROGRAMS

21 (INCLUDING TRANSFER OF FUNDS)

22 For activities to support a national anti-drug cam-
23 paign for youth, and for other purposes, authorized by the
24 Office of National Drug Control Policy Reauthorization
25 Act of 1998 (21 U.S.C. 1701 et seq.), \$194,000,000, to
26 remain available until expended, of which the amounts are

1 available as follows: \$100,000,000 to support a national
2 media campaign, as authorized by the Drug-Free Media
3 Campaign Act of 1998: *Provided*, That the Office of Na-
4 tional Drug Control Policy shall maintain funding for non-
5 advertising services for the media campaign at no less
6 than the fiscal year 2003 ratio of service funding to total
7 funds and shall continue the corporate outreach program
8 as it operated prior to its cancellation; \$80,000,000 to
9 continue a program of matching grants to drug-free com-
10 munities, of which \$2,000,000 shall be a direct grant to
11 the Community Anti-Drug Coalitions of America for the
12 National Community Anti-Drug Coalition Institute, as au-
13 thorized in chapter 2 of the National Narcotics Leadership
14 Act of 1988, as amended; \$1,000,000 for the National
15 Drug Court Institute; \$1,000,000 for the National Alli-
16 ance for Model State Drug Laws; \$8,500,000 for the
17 United States Anti-Doping Agency for anti-doping activi-
18 ties; \$1,500,000 for the United States membership dues
19 to the World Anti-Doping Agency; and \$1,980,000 for
20 evaluations and research related to National Drug Control
21 Program performance measures: *Provided further*, That
22 such funds may be transferred to other Federal depart-
23 ments and agencies to carry out such activities: *Provided*
24 *further*, That of the amounts appropriated for a national
25 media campaign, not to exceed 10 percent shall be for ad-

1 ministration, advertising production, research and testing,
 2 labor and related costs of the national media campaign.

3 UNANTICIPATED NEEDS

4 UNANTICIPATED NEEDS

5 For expenses necessary to enable the President to
 6 meet unanticipated needs, in furtherance of the national
 7 interest, security, or defense which may arise at home or
 8 abroad during the current fiscal year, as authorized by
 9 3 U.S.C. 108, \$1,000,000.

10 SPECIAL ASSISTANCE TO THE PRESIDENT AND THE

11 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

12 SALARIES AND EXPENSES

13 For necessary expenses to enable the Vice President
 14 to provide assistance to the President in connection with
 15 specially assigned functions; services as authorized by 5
 16 U.S.C. 3109 and 3 U.S.C. 106, including subsistence ex-
 17 penses as authorized by 3 U.S.C. 106, which shall be ex-
 18 pended and accounted for as provided in that section; and
 19 hire of passenger motor vehicles, \$4,352,000.

20 OPERATING EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For the care, operation, refurnishing, improvement,
 23 and to the extent not otherwise provided for, heating and
 24 lighting, including electric power and fixtures, of the offi-
 25 cial residence of the Vice President; the hire of passenger
 26 motor vehicles; and not to exceed \$90,000 for official en-

1 ertainment expenses of the Vice President, to be ac-
2 counted for solely on his certificate, \$317,000: *Provided*,
3 That advances or repayments or transfers from this ap-
4 propriation may be made to any department or agency for
5 expenses of carrying out such activities.

6 GENERAL PROVISIONS

7 (INCLUDING TRANSFER OF FUNDS)

8 SEC. 601. From funds made available in this Act
9 under the headings “White House Office”, “Executive
10 Residence at the White House”, “White House Repair and
11 Restoration”, “Council of Economic Advisors”, “National
12 Security Council”, “Office of Administration”, “Office of
13 Policy Development”, “Special Assistance to the Presi-
14 dent”, and “Official Residence of the Vice President”, the
15 Director of the Office of Management and Budget (or
16 such other officer as the President may designate in writ-
17 ing), may, 15 days after giving notice to the House and
18 Senate Committees on Appropriations, transfer not to ex-
19 ceed 10 percent of any such appropriation to any other
20 such appropriation, to be merged with and available for
21 the same time and for the same purposes as the appropria-
22 tion to which transferred: *Provided*, That the amount of
23 an appropriation shall not be increased by more than 50
24 percent by such transfers: *Provided further*, That no
25 amount shall be transferred from “Special Assistance to

1 the President” or “Official Residence of the Vice Presi-
2 dent” without the approval of the Vice President.

3 SEC. 602. The President shall submit to the Commit-
4 tees on Appropriations not later than 30 days after enact-
5 ment, and prior to the initial obligation of funds appro-
6 priated under the heading “Office of National Drug Con-
7 trol Policy”, a financial plan on the proposed uses of all
8 funds under the heading on a project-by-project basis, for
9 which the obligation of funds is anticipated: *Provided*,
10 That up to 20 percent of funds appropriated under this
11 heading may be obligated before the submission of the re-
12 port subject to prior approval of the Committees on Ap-
13 propriations: *Provided further*, That the report shall be up-
14 dated and submitted to the Committees on Appropriations
15 every six months and shall include information detailing
16 how the estimates and assumptions contained in previous
17 reports have changed: *Provided further*, That any new
18 projects and changes in funding of ongoing projects shall
19 be subject to the prior approval of the Committees on Ap-
20 propriations.

21 This title may be cited as the “Executive Office of
22 the President Appropriations Act, 2007”.

1 TITLE VII
2 INDEPENDENT AGENCIES
3 ARCHITECTURAL AND TRANSPORTATION BARRIERS
4 COMPLIANCE BOARD
5 SALARIES AND EXPENSES

6 For expenses necessary for the Architectural and
7 Transportation Barriers Compliance Board, as authorized
8 by section 502 of the Rehabilitation Act of 1973, as
9 amended, \$5,956,590: *Provided*, That, notwithstanding
10 any other provision of law, there may be credited to this
11 appropriation funds received for publications and training
12 expenses.

13 CONSUMER PRODUCT SAFETY COMMISSION
14 SALARIES AND EXPENSES
15 For necessary expenses of the Consumer Product
16 Safety Commission, including hire of passenger motor ve-
17 hicles, services as authorized by 5 U.S.C. 3109, but at
18 rates for individuals not to exceed the per diem rate equiv-
19 alent to the maximum rate payable under 5 U.S.C. 5376,
20 purchase of nominal awards to recognize non-Federal offi-
21 cials' contributions to Commission activities, and not to
22 exceed \$500 for official reception and representation ex-
23 penses, \$62,370,000.

1 ELECTION ASSISTANCE COMMISSION

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out the Help Amer-
5 ica Vote Act of 2002, \$16,908,000 (increased by
6 \$250,000), of which \$4,950,000 shall be transferred to the
7 National Institute of Standards and Technology for elec-
8 tion reform activities authorized under the Help America
9 Vote Act of 2002.

10 FEDERAL DEPOSIT INSURANCE CORPORATION

11 OFFICE OF INSPECTOR GENERAL

12 For necessary expenses of the Office of Inspector
13 General in carrying out the provisions of the Inspector
14 General Act of 1978, \$26,256,000, to be derived from the
15 Bank Insurance Fund, the Savings Association Insurance
16 Fund, and the FSLIC Resolution Fund (or any successor
17 to these Funds).

18 FEDERAL ELECTION COMMISSION

19 SALARIES AND EXPENSES

20 For necessary expenses to carry out the provisions
21 of the Federal Election Campaign Act of 1971,
22 \$57,138,000, of which no less than \$6,500,000 shall be
23 available for internal automated data processing systems,
24 and of which not to exceed \$5,000 shall be available for
25 reception and representation expenses: *Provided*, That the
26 FEC is authorized to establish, modify, charge, and collect

1 registration fees for FEC hosted conferences: *Provided*
2 *further*, That notwithstanding 31 U.S.C. 3302, funds re-
3 ceived from fees charged to attend the campaign finance
4 conferences shall be credited to and merged with this ac-
5 count, to be available without further appropriation for the
6 costs of carrying out these conferences.

7 FEDERAL LABOR RELATIONS AUTHORITY

8 SALARIES AND EXPENSES

9 For necessary expenses to carry out functions of the
10 Federal Labor Relations Authority, pursuant to Reorga-
11 nization Plan Numbered 2 of 1978, and the Civil Service
12 Reform Act of 1978, including services authorized by 5
13 U.S.C. 3109, and including hire of experts and consult-
14 ants, hire of passenger motor vehicles, and rental of con-
15 ference rooms in the District of Columbia and elsewhere,
16 \$25,218,000: *Provided*, That public members of the Fed-
17 eral Service Impasses Panel may be paid travel expenses
18 and per diem in lieu of subsistence as authorized by law
19 (5 U.S.C. 5703) for persons employed intermittently in
20 the Government service, and compensation as authorized
21 by 5 U.S.C. 3109: *Provided further*, That notwithstanding
22 31 U.S.C. 3302, funds received from fees charged to non-
23 Federal participants at labor-management relations con-
24 ferences shall be credited to and merged with this account,

1 to be available without further appropriation for the costs
2 of carrying out these conferences.

3 FEDERAL MARITIME COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Federal Maritime
6 Commission as authorized by section 201(d) of the Mer-
7 chant Marine Act, 1936 (46 U.S.C. App. 1111), including
8 services as authorized by 5 U.S.C. 3109; hire of passenger
9 motor vehicles as authorized by 31 U.S.C. 1343(b); and
10 uniforms or allowances therefor, as authorized by 5 U.S.C.
11 5901–5902, \$21,474,000 (reduced by \$1,179,990): *Pro-*
12 *vided*, That not to exceed \$2,000 shall be available for offi-
13 cial reception and representation expenses.

14 GENERAL SERVICES ADMINISTRATION

15 REAL PROPERTY ACTIVITIES

16 FEDERAL BUILDINGS FUND

17 LIMITATION ON AVAILABILITY OF REVENUE

18 To carry out the purposes of the Fund established
19 pursuant to section 210(f) of the Federal Property and
20 Administrative Services Act of 1949, as amended (40
21 U.S.C. 592), the revenues and collections deposited into
22 the Fund, shall be available for necessary expenses of real
23 property management and related activities not otherwise
24 provided for, including operation, maintenance, and pro-
25 tection of federally owned and leased buildings; rental of
26 buildings in the District of Columbia; restoration of leased

1 premises; moving governmental agencies (including space
2 adjustments and telecommunications relocation expenses)
3 in connection with the assignment, allocation and transfer
4 of space; contractual services incident to cleaning or serv-
5 icing buildings, and moving; repair and alteration of feder-
6 ally owned buildings including grounds, approaches and
7 appurtenances; care and safeguarding of sites; mainte-
8 nance, preservation, demolition, and equipment; acquisi-
9 tion of buildings and sites by purchase, condemnation, or
10 as otherwise authorized by law; acquisition of options to
11 purchase buildings and sites; conversion and extension of
12 federally owned buildings; preliminary planning and de-
13 sign of projects by contract or otherwise; construction of
14 new buildings (including equipment for such buildings);
15 and payment of principal, interest, and any other obliga-
16 tions for public buildings acquired by installment purchase
17 and purchase contract: *Provided*, That notwithstanding
18 any other provision of this Act, in an amount not more
19 than the aggregate amount specified under this heading
20 in the Report of the House Committee on Appropriations
21 to accompany the Transportation, Treasury, Housing and
22 Urban Development, the Judiciary, The District of Colum-
23 bia, and Independent Agencies Appropriations Act, 2007
24 (reduced by \$559,641,000), and that such aggregate
25 amount shall remain available until expended in such

1 amounts for individual real property projects and activities
2 as provided in that accompanying Report: *Provided fur-*
3 *ther*, That any proposed increases or decreases to the
4 amounts contained in such report shall be subject to prior
5 approval of the Committee on Appropriations.

6 GENERAL ACTIVITIES

7 GOVERNMENT-WIDE POLICY

8 For expenses authorized by law, not otherwise pro-
9 vided for, for Government-wide policy and evaluation ac-
10 tivities associated with the management of real and per-
11 sonal property assets and certain administrative services;
12 Government-wide policy support responsibilities relating to
13 acquisition, telecommunications, information technology
14 management, and related technology activities; and serv-
15 ices as authorized by 5 U.S.C. 3109, \$52,550,000.

16 OPERATING EXPENSES

17 For expenses authorized by law, not otherwise pro-
18 vided for, for Government-wide activities associated with
19 utilization and donation of surplus personal property; dis-
20 posal of real property; providing Internet access to Federal
21 information and services; agency-wide policy direction and
22 management, and Board of Contract Appeals; accounting,
23 records management, and other support services incident
24 to adjudication of Indian Tribal Claims by the United
25 States Court of Federal Claims; services as authorized by
26 5 U.S.C. 3109; and not to exceed \$7,500 for official recep-

1 tion and representation expenses, \$83,032,000 (reduced
2 by \$3,000,000).

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General and service authorized by 5 U.S.C. 3109,
6 \$44,312,000: *Provided*, That not to exceed \$15,000 shall
7 be available for payment for information and detection of
8 fraud against the Government, including payment for re-
9 covery of stolen Government property: *Provided further*,
10 That not to exceed \$2,500 shall be available for awards
11 to employees of other Federal agencies and private citizens
12 in recognition of efforts and initiatives resulting in en-
13 hanced Office of Inspector General effectiveness.

14 ELECTRONIC GOVERNMENT FUND
15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses in support of interagency
17 projects that enable the Federal Government to expand
18 its ability to conduct activities electronically, through the
19 development and implementation of innovative uses of the
20 Internet and other electronic methods, \$3,000,000, to re-
21 main available until expended: *Provided*, That these funds
22 may be transferred to Federal agencies to carry out the
23 purposes of the Fund: *Provided further*, That this transfer
24 authority shall be in addition to any other transfer author-
25 ity provided in this Act: *Provided further*, That such trans-
26 fers may not be made until 10 days after a proposed

1 spending plan and justification for each project to be un-
2 dertaken has been submitted to the Committees on Appro-
3 priations.

4 ALLOWANCES AND OFFICE STAFF FOR FORMER

5 PRESIDENTS

6 (INCLUDING TRANSFER OF FUNDS)

7 For carrying out the provisions of the Act of August
8 25, 1958, as amended (3 U.S.C. 102 note), and Public
9 Law 95-138, \$3,030,000: *Provided*, That the Adminis-
10 trator of General Services shall transfer to the Secretary
11 of the Treasury such sums as may be necessary to carry
12 out the provisions of such Acts.

13 FEDERAL CITIZEN INFORMATION CENTER FUND

14 For necessary expenses of the Federal Citizen Infor-
15 mation Center, including services authorized by 5 U.S.C.
16 3109, \$16,866,000, to be deposited into the Federal Cit-
17 izen Information Center Fund: *Provided*, That the appro-
18 priations, revenues, and collections deposited into the
19 Fund shall be available for necessary expenses of Federal
20 Citizen Information Center activities in the aggregate
21 amount not to exceed \$35,000,000: *Provided further*, That
22 appropriations, revenues, and collections accruing to this
23 Fund during fiscal year 2007 in excess of such amount
24 shall remain in the Fund and shall not be available for
25 expenditure except as authorized in appropriations Acts.

1 ADMINISTRATIVE PROVISIONS—GENERAL SERVICES

2 ADMINISTRATION

3 (INCLUDING TRANSFERS OF FUNDS)

4 SEC. 701. The appropriate appropriation or fund
5 available to the General Services Administration shall be
6 credited with the cost of operation, protection, mainte-
7 nance, upkeep, repair, and improvement, included as part
8 of rentals received from Government corporations pursu-
9 ant to law (40 U.S.C. 129).

10 SEC. 702. Funds available to the General Services
11 Administration shall be available for the hire of passenger
12 motor vehicles.

13 SEC. 703. Funds in the Federal Buildings Fund
14 made available for fiscal year 2007 for Federal Buildings
15 Fund activities may be transferred between such activities
16 only to the extent necessary to meet program require-
17 ments: *Provided*, That any proposed transfers shall be ap-
18 proved in advance by the Committees on Appropriations.

19 SEC. 704. Except as otherwise provided in this title,
20 no funds made available by this Act shall be used to trans-
21 mit a fiscal year 2008 request for United States Court-
22 house construction that: (1) does not meet the design
23 guide standards for construction as established and ap-
24 proved by the General Services Administration, the Judi-
25 cial Conference of the United States, and the Office of
26 Management and Budget; and (2) does not reflect the pri-

1 orities of the Judicial Conference of the United States as
2 set out in its approved 5-year construction plan: *Provided*,
3 That the fiscal year 2008 request must be accompanied
4 by a standardized courtroom utilization study of each fa-
5 cility to be constructed, replaced, or expanded.

6 SEC. 705. None of the funds provided in this Act may
7 be used to increase the amount of occupiable square feet,
8 provide cleaning services, security enhancements, or any
9 other service usually provided through the Federal Build-
10 ings Fund, to any agency that does not pay the rate per
11 square foot assessment for space and services as deter-
12 mined by the General Services Administration in compli-
13 ance with the Public Buildings Amendments Act of 1972
14 (Public Law 92–313).

15 SEC. 706. From funds made available under the
16 heading “Federal Buildings Fund, Limitations on Avail-
17 ability of Revenue”, claims against the Government of less
18 than \$250,000 arising from direct construction projects
19 and acquisition of buildings may be liquidated from sav-
20 ings effected in other construction projects with prior noti-
21 fication to the Committees on Appropriations.

22 SEC. 707. ACQUISITION SERVICES FUND.—(a) 40
23 U.S.C. 321 is amended as follows:

1 (1) In the heading, by striking “**General**
2 **Supply**” and inserting “**Acquisition Serv-**
3 **ices**”.

4 (2) In subsection (a), by striking “General Sup-
5 ply” and inserting “Acquisition Services” and add-
6 ing “(the Fund)” following “Acquisition Services
7 Fund”; and after the initial sentence, by adding the
8 following new paragraph: “The Fund shall replace
9 the General Supply Fund and the Information Tech-
10 nology Fund. Capital assets and balances remaining
11 in the General Supply Fund and the Information
12 Technology Fund as in existence immediately before
13 February 1, 2007 shall be transferred to the Acqui-
14 sition Services Fund and shall be merged with and
15 be available for the purposes of the Acquisition Serv-
16 ices Fund. Any liabilities, commitments, and obliga-
17 tions of the General Supply Fund and the Informa-
18 tion Technology Fund as in existence immediately
19 before February 1, 2007 shall be assumed by the
20 Acquisition Services Fund.”.

21 (3) In subsection (b)—

22 (A) by striking the text of paragraph (1)
23 and inserting the following: “The Fund is com-
24 posed of amounts authorized to be transferred

1 to the Fund or otherwise made available to the
2 Fund.”;

3 (B) by striking the text of paragraph (2)
4 and inserting the following: “The Fund shall be
5 credited with all reimbursements, advances, and
6 refunds or recoveries relating to personal prop-
7 erty or services procured through the Fund, in-
8 cluding—

9 “(A) the net proceeds of disposal of sur-
10 plus personal property;

11 “(B) receipts from carriers and others for
12 loss of, or damage to, personal property; and

13 “(C) receipts from agencies charged fees
14 pursuant to rates established by the Adminis-
15 trator.”;

16 (C) by striking the heading and text of
17 paragraph (3) and inserting the following:

18 “COST AND CAPITAL REQUIREMENTS.—The
19 Administrator shall determine the cost and cap-
20 ital requirements of the Fund for each fiscal
21 year and shall develop a plan concerning such
22 requirements in consultation with the Chief Fi-
23 nancial Officer of the General Services Adminis-
24 tration. Any change to the cost and capital re-
25 quirements of the Fund for a fiscal year shall

1 be approved by the Administrator. The Admin-
2 istrator shall establish rates to be charged
3 agencies provided, or to be provided, a supply
4 of personal property and non-personal services
5 through the Fund, in accordance with the
6 plan.”; and

7 (D) by adding at the end the following new
8 paragraph:

9 “(4) DEPOSIT OF FEES.—Fees collected by the
10 Administrator under section 313 of this title may be
11 deposited in the Fund, to be used for the purposes
12 of the Fund.”.

13 (4) In subsection (c)(1)(A)—

14 (A) by striking “and” at the end of clause

15 (i);

16 (B) by inserting “and” after the semicolon

17 at the end of clause (ii); and

18 (C) by inserting after clause (ii) the fol-

19 lowing new clause:

20 “(iii) personal services related to the

21 provision of information technology (as de-

22 fined in section 11101(6) of this title);”.

23 (5) In subsection (d)(2)(A)—

24 (A) by striking “and” at the end of clause

25 (iv);

1 (B) by redesignating clause (v) as clause
2 (vi); and

3 (C) by inserting after clause (iv) the fol-
4 lowing new clause:

5 “(v) the cost of personal services em-
6 ployed directly in providing information
7 technology (as defined in section 11101(6)
8 of this title); and”.

9 (6) By striking subsection (f) and inserting the
10 following:

11 “(f) TRANSFER OF UNCOMMITTED BALANCES.—Fol-
12 lowing the close of each fiscal year, after making provision
13 for a sufficient level of inventory of personal property to
14 meet the needs of Federal Agencies, the replacement cost
15 of motor vehicles, and other anticipated operating needs
16 reflected in the cost and capital plan developed under sub-
17 section (b), the uncommitted balance of any funds remain-
18 ing in the Fund shall be transferred to the general fund
19 of the Treasury as miscellaneous receipts.”.

20 (7) CONFORMING AND CLERICAL AMEND-
21 MENTS.—

22 (A) 40 U.S.C. 322 is repealed.

23 (B) The table of sections for chapter 3 of
24 title 40, United States Code, is amended by

1 striking the items relating to sections 321 and
2 322 and inserting the following:

“321. Acquisition Services Fund.”.

3 (C) 40 U.S.C. 573 is amended by striking
4 “General Supply Fund” both places it appears
5 and inserting “Acquisition Services Fund”.

6 (D) 40 U.S.C. 604(b) is amended in the
7 heading and the text by striking “General Sup-
8 ply Fund” and inserting “Acquisition Services
9 Fund”.

10 (E) 40 U.S.C. 605 is amended—

11 (i) in the heading and the text of sub-
12 section (a) by striking “General Supply
13 Fund” and inserting “Acquisition Services
14 Fund”; and

15 (ii) in subsection (b)(2), by striking
16 “321(f)(1)” and inserting “321(f)” and by
17 striking “General Supply Fund” and in-
18 serting “Acquisition Services Fund”.

19 MERIT SYSTEMS PROTECTION BOARD

20 SALARIES AND EXPENSES

21 (INCLUDING TRANSFER OF FUNDS)

22 For necessary expenses to carry out functions of the
23 Merit Systems Protection Board pursuant to Reorganiza-
24 tion Plan Numbered 2 of 1978, the Civil Service Reform
25 Act of 1978, and the Whistleblower Protection Act of

1 1989 (5 U.S.C. 5509 note), including services as author-
 2 ized by 5 U.S.C. 3109, rental of conference rooms in the
 3 District of Columbia and elsewhere, hire of passenger
 4 motor vehicles, direct procurement of survey printing, and
 5 not to exceed \$2,000 for official reception and representa-
 6 tion expenses, \$36,531,000, together with not to exceed
 7 \$2,579,000 for administrative expenses to adjudicate re-
 8 tirement appeals to be transferred from the Civil Service
 9 Retirement and Disability Fund in amounts determined
 10 by the Merit Systems Protection Board.

11 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
 12 NATIONAL ENVIRONMENTAL POLICY FOUNDATION
 13 MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN
 14 NATIONAL ENVIRONMENTAL POLICY TRUST FUND
 15 (INCLUDING TRANSFER OF FUNDS)

16 For payment to the Morris K. Udall Scholarship and
 17 Excellence in National Environmental Policy Trust Fund,
 18 pursuant to the Morris K. Udall Scholarship and Excel-
 19 lence in National Environmental and Native American
 20 Public Policy Act of 1992 (20 U.S.C. 5601 et seq.),
 21 \$2,000,000, to remain available until expended, of which
 22 up to \$50,000 shall be used to conduct financial audits
 23 pursuant to the Accountability of Tax Dollars Act of 2002
 24 (Public Law 107–289) notwithstanding sections 8 and 9
 25 of Public Law 102–259: *Provided*, That up to 60 percent
 26 of such funds may be transferred by the Morris K. Udall

1 Scholarship and Excellence in National Environmental
 2 Policy Foundation for the necessary expenses of the Na-
 3 tive Nations Institute.

4 ENVIRONMENTAL DISPUTE RESOLUTION FUND

5 For payment to the Environmental Dispute Resolu-
 6 tion Fund to carry out activities authorized in the Envi-
 7 ronmental Policy and Conflict Resolution Act of 1998,
 8 \$2,000,000, to remain available until expended.

9 NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

10 OPERATING EXPENSES

11 For necessary expenses in connection with the admin-
 12 istration of the National Archives and Records Adminis-
 13 tration (including the Information Security Oversight Of-
 14 fice) and archived Federal records and related activities,
 15 as provided by law, and for expenses necessary for the re-
 16 view and declassification of documents and the activities
 17 of the Public Interest Declassification Board, and for the
 18 hire of passenger motor vehicles, \$289,605,000 (reduced
 19 by \$8,000,000): *Provided*, That the Archivist of the
 20 United States is authorized to use any excess funds avail-
 21 able from the amount borrowed for construction of the
 22 National Archives facility, for expenses necessary to pro-
 23 vide adequate storage for holdings.

24 ELECTRONIC RECORDS ARCHIVES

25 For necessary expenses in connection with the devel-
 26 opment of the electronic records archives, to include all

1 direct project costs associated with research, analysis, de-
 2 sign, development, and program management,
 3 \$45,455,000, of which \$31,680,000 shall remain available
 4 until September 30, 2008.

5 REPAIRS AND RESTORATION

6 For the repair, alteration, and improvement of ar-
 7 chives facilities, and to provide adequate storage for hold-
 8 ings, \$13,020,000, to remain available until expended.

9 NATIONAL HISTORICAL PUBLICATIONS AND RECORDS

10 COMMISSION

11 GRANTS PROGRAM

12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses for allocations and grants for
 14 historical publications and records as authorized by 44
 15 U.S.C. 2504, as amended, \$7,500,000, to remain available
 16 until expended: *Provided*, That of the funds provided in
 17 this paragraph, \$2,000,000 shall be transferred to the op-
 18 erating expenses account for operating expenses of the Na-
 19 tional Historical Publications and Records Administra-
 20 tion.

21 NATIONAL CREDIT UNION ADMINISTRATION

22 CENTRAL LIQUIDITY FACILITY

23 During fiscal year 2007, gross obligations of the Cen-
 24 tral Liquidity Facility for the principal amount of new di-
 25 rect loans to member credit unions, as authorized by 12
 26 U.S.C. 1795 et seq., shall not exceed \$1,500,000,000: *Pro-*

1 *vided*, That administrative expenses of the Central Liquid-
2 ity Facility in fiscal year 2007 shall not exceed \$331,000.

3 COMMUNITY DEVELOPMENT CREDIT UNION REVOLVING
4 LOAN FUND

5 For the Community Development Revolving Loan
6 Fund program as authorized by 42 U.S.C. 9812, 9822
7 and 9910, \$941,000, shall be available until September
8 30, 2008 for technical assistance to low-income designated
9 credit unions.

10 NATIONAL TRANSPORTATION SAFETY BOARD
11 SALARIES AND EXPENSES

12 For necessary expenses of the National Transpor-
13 tation Safety Board, including hire of passenger motor ve-
14 hicles and aircraft; services as authorized by 5 U.S.C.
15 3109, but at rates for individuals not to exceed the per
16 diem rate equivalent to the rate for a GS-15; uniforms,
17 or allowances therefor, as authorized by law (5 U.S.C.
18 5901–5902) \$81,594,000, of which not to exceed \$2,000
19 may be used for official reception and representation ex-
20 penses.

21 (RESCISSION)

22 Of the available unobligated balances made available
23 under Public Law 106–246, \$1,664,000 are rescinded.

1 NEIGHBORHOOD REINVESTMENT CORPORATION
2 PAYMENT TO THE NEIGHBORHOOD REINVESTMENT
3 CORPORATION

4 For payment to the Neighborhood Reinvestment Cor-
5 poration for use in neighborhood reinvestment activities,
6 as authorized by the Neighborhood Reinvestment Corpora-
7 tion Act (42 U.S.C. 8101–8107), \$119,790,000.

8 OFFICE OF GOVERNMENT ETHICS
9 SALARIES AND EXPENSES

10 For necessary expenses to carry out functions of the
11 Office of Government Ethics pursuant to the Ethics in
12 Government Act of 1978, and the Ethics Reform Act of
13 1989, including services as authorized by 5 U.S.C. 3109,
14 rental of conference rooms in the District of Columbia and
15 elsewhere, hire of passenger motor vehicles, and not to ex-
16 ceed \$1,500 for official reception and representation ex-
17 penses, \$11,489,000.

18 OFFICE OF PERSONNEL MANAGEMENT
19 SALARIES AND EXPENSES
20 (INCLUDING TRANSFER OF TRUST FUNDS)

21 For necessary expenses to carry out functions of the
22 Office of Personnel Management pursuant to Reorganiza-
23 tion Plan Numbered 2 of 1978 and the Civil Service Re-
24 form Act of 1978, including services as authorized by 5
25 U.S.C. 3109; medical examinations performed for veterans
26 by private physicians on a fee basis; rental of conference

1 rooms in the District of Columbia and elsewhere; hire of
2 passenger motor vehicles; not to exceed \$2,500 for official
3 reception and representation expenses; advances for reim-
4 bursements to applicable funds of the Office of Personnel
5 Management and the Federal Bureau of Investigation for
6 expenses incurred under Executive Order No. 10422 of
7 January 9, 1953, as amended; and payment of per diem
8 and/or subsistence allowances to employees where Voting
9 Rights Act activities require an employee to remain over-
10 night at his or her post of duty, \$111,095,000, of which
11 \$6,913,170 shall remain available until expended for the
12 Enterprise Human Resources Integration project;
13 \$1,435,500 shall remain available until expended for the
14 Human Resources Line of Business project. In addition,
15 \$100,178,000 for administrative expenses, to be trans-
16 ferred from the appropriate trust funds of the Office of
17 Personnel Management without regard to other statutes,
18 including direct procurement of printed materials, for the
19 retirement and insurance programs: *Provided*, That the
20 provisions of this appropriation shall not affect the author-
21 ity to use applicable trust funds as provided by sections
22 8348(a)(1)(B), and 9004(f)(2)(A) of title 5, United States
23 Code: *Provided further*, That no part of this appropriation
24 shall be available for salaries and expenses of the Legal
25 Examining Unit of the Office of Personnel Management

1 established pursuant to Executive Order No. 9358 of July
2 1, 1943, or any successor unit of like purpose: *Provided*
3 *further*, That the President's Commission on White House
4 Fellows, established by Executive Order No. 11183 of Oc-
5 tober 3, 1964, may, during fiscal year 2007, accept dona-
6 tions of money, property, and personal services: *Provided*
7 *further*, That such donations, including those from prior
8 years, may be used for the development of publicity mate-
9 rials to provide information about the White House Fel-
10 lows, except that no such donations shall be accepted for
11 travel or reimbursement of travel expenses, or for the sala-
12 ries of employees of such Commission.

13 OFFICE OF INSPECTOR GENERAL

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF TRUST FUNDS)

16 For necessary expenses of the Office of Inspector
17 General in carrying out the provisions of the Inspector
18 General Act, as amended, including services as authorized
19 by 5 U.S.C. 3109, hire of passenger motor vehicles,
20 \$1,597,860, and in addition, not to exceed \$16,165,710
21 for administrative expenses to audit, investigate, and pro-
22 vide other oversight of the Office of Personnel Manage-
23 ment's retirement and insurance programs, to be trans-
24 ferred from the appropriate trust funds of the Office of
25 Personnel Management, as determined by the Inspector
26 General: *Provided*, That the Inspector General is author-

1 ized to rent conference rooms in the District of Columbia
2 and elsewhere.

3 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES
4 HEALTH BENEFITS

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

10 GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEE
11 LIFE INSURANCE

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

16 PAYMENT TO CIVIL SERVICE RETIREMENT AND
17 DISABILITY FUND

18 For financing the unfunded liability of new and in-
19 creased annuity benefits becoming effective on or after Oc-
20 tober 20, 1969, as authorized by 5 U.S.C. 8348, and an-
21 nuities under special Acts to be credited to the Civil Serv-
22 ice Retirement and Disability Fund, such sums as may
23 be necessary: *Provided*, That annuities authorized by the
24 Act of May 29, 1944, as amended, and the Act of August
25 19, 1950, as amended (33 U.S.C. 771–775), may here-

1 after be paid out of the Civil Service Retirement and Dis-
2 ability Fund.

3 OFFICE OF SPECIAL COUNSEL

4 SALARIES AND EXPENSES

5 For necessary expenses to carry out functions of the
6 Office of Special Counsel pursuant to Reorganization Plan
7 Numbered 2 of 1978, the Civil Service Reform Act of
8 1978 (Public Law 95-454), as amended, the Whistle-
9 blower Protection Act of 1989 (Public Law 101-12), as
10 amended, Public Law 107-304, and the Uniformed Serv-
11 ices Employment and Reemployment Act of 1994 (Public
12 Law 103-353), including services as authorized by 5
13 U.S.C. 3109, payment of fees and expenses for witnesses,
14 rental of conference rooms in the District of Columbia and
15 elsewhere, and hire of passenger motor vehicles;
16 \$15,937,000.

17 SELECTIVE SERVICE SYSTEM

18 SALARIES AND EXPENSES

19 For necessary expenses of the Selective Service Sys-
20 tem, including expenses of attendance at meetings and of
21 training for uniformed personnel assigned to the Selective
22 Service System, as authorized by 5 U.S.C. 4101-4118 for
23 civilian employees; purchase of uniforms, or allowances
24 therefor, as authorized by 5 U.S.C. 5901-5902; hire of
25 passenger motor vehicles; services as authorized by 5

1 U.S.C. 3109; and not to exceed \$750 for official reception
2 and representation expenses; \$24,255,000: *Provided*, That
3 during the current fiscal year, the President may exempt
4 this appropriation from the provisions of 31 U.S.C. 1341,
5 whenever the President deems such action to be necessary
6 in the interest of national defense: *Provided further*, That
7 none of the funds appropriated by this Act may be ex-
8 pended for or in connection with the induction of any per-
9 son into the Armed Forces of the United States.

10 UNITED STATES INTERAGENCY COUNCIL ON
11 HOMELESSNESS
12 OPERATING EXPENSES

13 For necessary expenses (including payment of sala-
14 ries, authorized travel, hire of passenger motor vehicles,
15 the rental of conference rooms, and the employment of ex-
16 perts and consultants under section 3109 of title 5, United
17 States Code) of the United States Interagency Council on
18 Homelessness in carrying out the functions pursuant to
19 title II of the McKinney-Vento Homeless Assistance Act,
20 as amended, \$2,000,000.

21 UNITED STATES POSTAL SERVICE
22 PAYMENT TO THE POSTAL SERVICE FUND

23 For payment to the Postal Service Fund for revenue
24 forgone on free and reduced rate mail, pursuant to sub-
25 sections (c) and (d) of section 2401 of title 39, United

1 States Code, \$108,915,000, of which \$79,915,000 shall
2 not be available for obligation until October 1, 2007: *Pro-*
3 *vided*, That mail for overseas voting and mail for the blind
4 shall continue to be free: *Provided further*, That 6-day de-
5 livery and rural delivery of mail shall continue at not less
6 than the 1983 level: *Provided further*, That none of the
7 funds made available to the Postal Service by this Act
8 shall be used to implement any rule, regulation, or policy
9 of charging any officer or employee of any State or local
10 child support enforcement agency, or any individual par-
11 ticipating in a State or local program of child support en-
12 forcement, a fee for information requested or provided
13 concerning an address of a postal customer: *Provided fur-*
14 *ther*, That none of the funds provided in this Act shall
15 be used to consolidate or close small rural and other small
16 post offices in fiscal year 2007.

17 UNITED STATES TAX COURT

18 SALARIES AND EXPENSES

19 For necessary expenses, including contract reporting
20 and other services as authorized by 5 U.S.C. 3109,
21 \$47,110,000: *Provided*, That travel expenses of the judges
22 shall be paid upon the written certificate of the judge.

1 **TITLE VIII—GENERAL PROVISIONS THIS ACT**
2 **(INCLUDING TRANSFERS OF FUNDS)**

3 SEC. 801. Such sums as may be necessary for fiscal
4 year 2007 pay raises for programs funded in this Act shall
5 be absorbed within the levels appropriated in this Act or
6 previous appropriations Acts.

7 SEC. 802. None of the funds in this Act shall be used
8 for the planning or execution of any program to pay the
9 expenses of, or otherwise compensate, non-Federal parties
10 intervening in regulatory or adjudicatory proceedings
11 funded in this Act.

12 SEC. 803. None of the funds appropriated in this Act
13 shall remain available for obligation beyond the current
14 fiscal year, nor may any be transferred to other appropria-
15 tions, unless expressly so provided herein.

16 SEC. 804. The expenditure of any appropriation
17 under this Act for any consulting service through procure-
18 ment contract pursuant to section 3109 of title 5, United
19 States Code, shall be limited to those contracts where such
20 expenditures are a matter of public record and available
21 for public inspection, except where otherwise provided
22 under existing law, or under existing Executive order
23 issued pursuant to existing law.

24 SEC. 805. None of the funds made available in this
25 Act may be transferred to any department, agency, or in-

1 strumentality of the United States Government, except
2 pursuant to a transfer made by, or transfer authority pro-
3 vided in, this Act or any other appropriations Act.

4 SEC. 806. None of the funds made available by this
5 Act shall be available for any activity or for paying the
6 salary of any Government employee where funding an ac-
7 tivity or paying a salary to a Government employee would
8 result in a decision, determination, rule, regulation, or pol-
9 icy that would prohibit the enforcement of section 307 of
10 the Tariff Act of 1930 (19 U.S.C. 1307).

11 SEC. 807. No part of any appropriation contained in
12 this Act shall be available to pay the salary for any person
13 filling a position, other than a temporary position, for-
14 merly held by an employee who has left to enter the Armed
15 Forces of the United States and has satisfactorily com-
16 pleted his period of active military or naval service, and
17 has within 90 days after his release from such service or
18 from hospitalization continuing after discharge for a pe-
19 riod of not more than 1 year, made application for restora-
20 tion to his former position and has been certified by the
21 Office of Personnel Management as still qualified to per-
22 form the duties of his former position and has not been
23 restored thereto.

24 SEC. 808. No funds appropriated pursuant to this
25 Act may be expended by an entity unless the entity agrees

1 that in expending the assistance the entity will comply
2 with sections 2 through 4 of the Act of March 3, 1933
3 (41 U.S.C. 10a–10c, popularly known as the “Buy Amer-
4 ican Act”).

5 SEC. 809. No funds appropriated or otherwise made
6 available under this Act shall be made available to any
7 person or entity that has been convicted of violating the
8 Buy American Act (41 U.S.C. 10a–10c).

9 SEC. 810. Except as otherwise provided in this Act,
10 none of the funds provided in this Act, provided by pre-
11 vious appropriations Acts to the agencies or entities fund-
12 ed in this Act that remain available for obligation or ex-
13 penditure in fiscal year 2007, or provided from any ac-
14 counts in the Treasury derived by the collection of fees
15 and available to the agencies funded by this Act, shall be
16 available for obligation or expenditure through a re-
17 programming of funds that: (1) creates a new program;
18 (2) eliminates a program, project, or activity; (3) increases
19 funds or personnel for any program, project, or activity
20 for which funds have been denied or restricted by the Con-
21 gress; (4) proposes to use funds directed for a specific ac-
22 tivity by either the House or Senate Committees on Ap-
23 propriations for a different purpose; (5) augments existing
24 programs, projects, or activities in excess of \$5,000,000
25 or 10 percent, whichever is less; (6) reduces existing pro-

1 grams, projects, or activities by \$5,000,000 or 10 percent,
2 whichever is less; or (7) creates, reorganizes, or restruc-
3 tures a branch, division, office, bureau, board, commis-
4 sion, agency, administration, or department different from
5 the budget justifications submitted to the Committees on
6 Appropriations or the table accompanying the statement
7 of the managers accompanying this Act, whichever is more
8 detailed, unless prior approval is received from the House
9 and Senate Committees on Appropriations: *Provided*, That
10 not later than 60 days after the date of enactment of this
11 Act, each agency funded by this Act shall submit a report
12 to the Committees on Appropriations of the Senate and
13 of the House of Representatives to establish the baseline
14 for application of reprogramming and transfer authorities
15 for the current fiscal year: *Provided further*, That the re-
16 port shall include: (1) a table for each appropriation with
17 a separate column to display the President's budget re-
18 quest, adjustments made by Congress, adjustments due to
19 enacted rescissions, if appropriate, and the fiscal year en-
20 acted level; (2) a delineation in the table for each appro-
21 priation both by object class and program, project, and
22 activity as detailed in the budget appendix for the respec-
23 tive appropriation; and (3) an identification of items of
24 special congressional interest: *Provided further*, That the
25 amount appropriated or limited for salaries and expenses

1 for an agency shall be reduced by \$100,000 per day for
2 each day after the required date that the report has not
3 been submitted to the Congress.

4 SEC. 811. Except as otherwise specifically provided
5 by law, not to exceed 50 percent of unobligated balances
6 remaining available at the end of fiscal year 2007 from
7 appropriations made available for salaries and expenses
8 for fiscal year 2007 in this Act, shall remain available
9 through September 30, 2008, for each such account for
10 the purposes authorized: *Provided*, That a request shall
11 be submitted to the Committees on Appropriations for ap-
12 proval prior to the expenditure of such funds: *Provided*
13 *further*, That these requests shall be made in compliance
14 with reprogramming guidelines.

15 SEC. 812. None of the funds made available in this
16 Act may be used by the Executive Office of the President
17 to request from the Federal Bureau of Investigation any
18 official background investigation report on any individual,
19 except when—

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

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

1 SEC. 813. The cost accounting standards promul-
2 gated under section 26 of the Office of Federal Procure-
3 ment Policy Act (Public Law 93–400; 41 U.S.C. 422)
4 shall not apply with respect to a contract under the Fed-
5 eral Employees Health Benefits Program established
6 under chapter 89 of title 5, United States Code.

7 SEC. 814. For the purpose of resolving litigation and
8 implementing any settlement agreements regarding the
9 nonforeign area cost-of-living allowance program, the Of-
10 fice of Personnel Management may accept and utilize
11 (without regard to any restriction on unanticipated travel
12 expenses imposed in an Appropriations Act) funds made
13 available to the Office pursuant to court approval.

14 SEC. 815. No funds appropriated by this Act shall
15 be available to pay for an abortion, or the administrative
16 expenses in connection with any health plan under the
17 Federal employees health benefits program which provides
18 any benefits or coverage for abortions.

19 SEC. 816. The provision of section 815 shall not
20 apply where the life of the mother would be endangered
21 if the fetus were carried to term, or the pregnancy is the
22 result of an act of rape or incest.

23 SEC. 817. In order to promote Government access to
24 commercial information technology, the restriction on pur-
25 chasing nondomestic articles, materials, and supplies set

1 forth in the Buy American Act (41 U.S.C. 10a et seq.),
2 shall not apply to the acquisition by the Federal Govern-
3 ment of information technology (as defined in section
4 11101 of title 40, United States Code), that is a commer-
5 cial item (as defined in section 4(12) of the Office of Fed-
6 eral Procurement Policy Act (41 U.S.C. 403(12))).

7 SEC. 818. None of the funds made available in the
8 Act may be used to finalize, implement, administer, or en-
9 force—

10 (1) the proposed rule relating to the determina-
11 tion that real estate brokerage is an activity that is
12 financial in nature or incidental to a financial activ-
13 ity published in the Federal Register on January 3,
14 2001 (66 Fed. Reg. 307 et seq.); or

15 (2) the revision proposed in such rule to section
16 1501.2 of title 12 of the Code of Federal Regula-
17 tions.

18 SEC. 819. No funds in this Act may be used to sup-
19 port any Federal, State, or local projects that seek to use
20 the power of eminent domain, unless eminent domain is
21 employed only for a public use: *Provided*, That for pur-
22 poses of this section, public use shall not be construed to
23 include economic development that primarily benefits pri-
24 vate entities: *Provided further*, That any use of funds for
25 mass transit, railroad, airport, seaport or highway projects

1 as well as utility projects which benefit or serve the gen-
2 eral public (including energy-related, communication-re-
3 lated, water-related and wastewater-related infrastruc-
4 ture), other structures designated for use by the general
5 public or which have other common-carrier or public-util-
6 ity functions that serve the general public and are subject
7 to regulation and oversight by the government, and
8 projects for the removal of an immediate threat to public
9 health and safety or brownsfield as defined in the Small
10 Business Liability Relief and Brownsfield Revitalization
11 Act (Public Law 107–118) shall be considered a public
12 use for purposes of eminent domain.

13 TITLE IX—GENERAL PROVISIONS

14 GOVERNMENT-WIDE

15 DEPARTMENTS, AGENCIES, AND CORPORATIONS

16 SEC. 901. Funds appropriated in this or any other
17 Act may be used to pay travel to the United States for
18 the immediate family of employees serving abroad in cases
19 of death or life threatening illness of said employee.

20 SEC. 902. No department, agency, or instrumentality
21 of the United States receiving appropriated funds under
22 this or any other Act for fiscal year 2007 shall obligate
23 or expend any such funds, unless such department, agen-
24 cy, or instrumentality has in place, and will continue to
25 administer in good faith, a written policy designed to en-

1 sure that all of its workplaces are free from the illegal
2 use, possession, or distribution of controlled substances
3 (as defined in the Controlled Substances Act (21 U.S.C.
4 802)) by the officers and employees of such department,
5 agency, or instrumentality.

6 SEC. 903. Unless otherwise specifically provided, the
7 maximum amount allowable during the current fiscal year
8 in accordance with section 16 of the Act of August 2, 1946
9 (60 Stat. 810), for the purchase of any passenger motor
10 vehicle (exclusive of buses, ambulances, law enforcement,
11 and undercover surveillance vehicles), is hereby fixed at
12 \$8,100 except station wagons for which the maximum
13 shall be \$9,100: *Provided*, That these limits may be ex-
14 ceeded by not to exceed \$3,700 for police-type vehicles,
15 and by not to exceed \$4,000 for special heavy-duty vehi-
16 cles: *Provided further*, That the limits set forth in this sec-
17 tion may not be exceeded by more than 5 percent for elec-
18 tric or hybrid vehicles purchased for demonstration under
19 the provisions of the Electric and Hybrid Vehicle Re-
20 search, Development, and Demonstration Act of 1976:
21 *Provided further*, That the limits set forth in this section
22 may be exceeded by the incremental cost of clean alter-
23 native fuels vehicles acquired pursuant to Public Law
24 101-549 over the cost of comparable conventionally fueled
25 vehicles.

1 SEC. 904. Appropriations of the executive depart-
2 ments and independent establishments for the current fis-
3 cal year available for expenses of travel, or for the ex-
4 penses of the activity concerned, are hereby made available
5 for quarters allowances and cost-of-living allowances, in
6 accordance with 5 U.S.C. 5922–5924.

7 SEC. 905. Unless otherwise specified during the cur-
8 rent fiscal year, no part of any appropriation contained
9 in this or any other Act shall be used to pay the compensa-
10 tion of any officer or employee of the Government of the
11 United States (including any agency the majority of the
12 stock of which is owned by the Government of the United
13 States) whose post of duty is in the continental United
14 States unless such person: (1) is a citizen of the United
15 States; (2) is a person in the service of the United States
16 on the date of the enactment of this Act who, being eligible
17 for citizenship, has filed a declaration of intention to be-
18 come a citizen of the United States prior to such date and
19 is actually residing in the United States; (3) is a person
20 who owes allegiance to the United States; (4) is an alien
21 from Cuba, Poland, South Vietnam, the countries of the
22 former Soviet Union, or the Baltic countries lawfully ad-
23 mitted to the United States for permanent residence; (5)
24 is a South Vietnamese, Cambodian, or Laotian refugee pa-
25 roled in the United States after January 1, 1975; or (6)

1 is a national of the People's Republic of China who quali-
2 fies for adjustment of status pursuant to the Chinese Stu-
3 dent Protection Act of 1992 (Public Law 102-404): *Pro-*
4 *vided*, That for the purpose of this section, an affidavit
5 signed by any such person shall be considered prima facie
6 evidence that the requirements of this section with respect
7 to his or her status have been complied with: *Provided fur-*
8 *ther*, That any person making a false affidavit shall be
9 guilty of a felony, and, upon conviction, shall be fined no
10 more than \$4,000 or imprisoned for not more than 1 year,
11 or both: *Provided further*, That the above penal clause
12 shall be in addition to, and not in substitution for, any
13 other provisions of existing law: *Provided further*, That
14 any payment made to any officer or employee contrary to
15 the provisions of this section shall be recoverable in action
16 by the Federal Government. This section shall not apply
17 to citizens of Ireland, Israel, or the Republic of the Phil-
18ippines, or to nationals of those countries allied with the
19 United States in a current defense effort, or to inter-
20 national broadcasters employed by the United States In-
21 formation Agency, or to temporary employment of trans-
22 lators, or to temporary employment in the field service
23 (not to exceed 60 days) as a result of emergencies.

24 SEC. 906. Appropriations available to any depart-
25 ment or agency during the current fiscal year for nec-

1 essary expenses, including maintenance or operating ex-
2 penses, shall also be available for payment to the General
3 Services Administration for charges for space and services
4 and those expenses of renovation and alteration of build-
5 ings and facilities which constitute public improvements
6 performed in accordance with the Public Buildings Act of
7 1959 (73 Stat. 749), the Public Buildings Amendments
8 of 1972 (87 Stat. 216), or other applicable law.

9 SEC. 907. In addition to funds provided in this or
10 any other Act, all Federal agencies are authorized to re-
11 ceive and use funds resulting from the sale of materials,
12 including Federal records disposed of pursuant to a
13 records schedule recovered through recycling or waste pre-
14 vention programs. Such funds shall be available until ex-
15 pended for the following purposes:

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

21 (2) Other Federal agency environmental man-
22 agement programs, including, but not limited to, the
23 development and implementation of hazardous waste
24 management and pollution prevention programs.

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

4 SEC. 908. Funds made available by this or any other
5 Act for administrative expenses in the current fiscal year
6 of the corporations and agencies subject to chapter 91 of
7 title 31, United States Code, shall be available, in addition
8 to objects for which such funds are otherwise available,
9 for rent in the District of Columbia; services in accordance
10 with 5 U.S.C. 3109; and the objects specified under this
11 head, all the provisions of which shall be applicable to the
12 expenditure of such funds unless otherwise specified in the
13 Act by which they are made available: *Provided*, That in
14 the event any functions budgeted as administrative ex-
15 penses are subsequently transferred to or paid from other
16 funds, the limitations on administrative expenses shall be
17 correspondingly reduced.

18 SEC. 909. No part of any appropriation for the cur-
19 rent fiscal year contained in this or any other Act shall
20 be paid to any person for the filling of any position for
21 which he or she has been nominated after the Senate has
22 voted not to approve the nomination of said person.

23 SEC. 910. No part of any appropriation contained in
24 this or any other Act shall be available for interagency
25 financing of boards (except Federal Executive Boards),

1 commissions, councils, committees, or similar groups
2 (whether or not they are interagency entities) which do
3 not have a prior and specific statutory approval to receive
4 financial support from more than one agency or instru-
5 mentality.

6 SEC. 911. Funds made available by this or any other
7 Act to the Postal Service Fund (39 U.S.C. 2003) shall
8 be available for employment of guards for all buildings and
9 areas owned or occupied by the Postal Service or under
10 the charge and control of the Postal Service. The Postal
11 Service may give such guards, with respect to such prop-
12 erty, any of the powers of special policemen provided
13 under 40 U.S.C. 1315. The Postmaster General, or his
14 designee, may take any action that the Secretary of Home-
15 land Security may take under such section with respect
16 to that property.

17 SEC. 912. None of the funds made available pursuant
18 to the provisions of this Act shall be used to implement,
19 administer, or enforce any regulation which has been dis-
20 approved pursuant to a joint resolution duly adopted in
21 accordance with the applicable law of the United States.

22 SEC. 913. (a) Notwithstanding any other provision
23 of law, and except as otherwise provided in this section,
24 no part of any of the funds appropriated for fiscal year
25 2007, by this or any other Act, may be used to pay any

1 prevailing rate employee described in section
2 5342(a)(2)(A) of title 5, United States Code—

3 (1) during the period from the date of expira-
4 tion of the limitation imposed by the comparable sec-
5 tion for previous fiscal years until the normal effec-
6 tive date of the applicable wage survey adjustment
7 that is to take effect in fiscal year 2007, in an
8 amount that exceeds the rate payable for the appli-
9 cable grade and step of the applicable wage schedule
10 in accordance with such section; and

11 (2) during the period consisting of the remain-
12 der of fiscal year 2007, in an amount that exceeds,
13 as a result of a wage survey adjustment, the rate
14 payable under paragraph (1) by more than the sum
15 of—

16 (A) the percentage adjustment taking ef-
17 fect in fiscal year 2007 under section 5303 of
18 title 5, United States Code, in the rates of pay
19 under the General Schedule; and

20 (B) the difference between the overall aver-
21 age percentage of the locality-based com-
22 parability payments taking effect in fiscal year
23 2007 under section 5304 of such title (whether
24 by adjustment or otherwise), and the overall av-
25 erage percentage of such payments which was

1 effective in the previous fiscal year under such
2 section.

3 (b) Notwithstanding any other provision of law, no
4 prevailing rate employee described in subparagraph (B) or
5 (C) of section 5342(a)(2) of title 5, United States Code,
6 and no employee covered by section 5348 of such title,
7 may be paid during the periods for which subsection (a)
8 is in effect at a rate that exceeds the rates that would
9 be payable under subsection (a) were subsection (a) appli-
10 cable to such employee.

11 (c) For the purposes of this section, the rates payable
12 to an employee who is covered by this section and who
13 is paid from a schedule not in existence on September 30,
14 2006, shall be determined under regulations prescribed by
15 the Office of Personnel Management.

16 (d) Notwithstanding any other provision of law, rates
17 of premium pay for employees subject to this section may
18 not be changed from the rates in effect on September 30,
19 2006, except to the extent determined by the Office of
20 Personnel Management to be consistent with the purpose
21 of this section.

22 (e) This section shall apply with respect to pay for
23 service performed after September 30, 2006.

24 (f) For the purpose of administering any provision
25 of law (including any rule or regulation that provides pre-

1 mium pay, retirement, life insurance, or any other em-
2 ployee benefit) that requires any deduction or contribu-
3 tion, or that imposes any requirement or limitation on the
4 basis of a rate of salary or basic pay, the rate of salary
5 or basic pay payable after the application of this section
6 shall be treated as the rate of salary or basic pay.

7 (g) Nothing in this section shall be considered to per-
8 mit or require the payment to any employee covered by
9 this section at a rate in excess of the rate that would be
10 payable were this section not in effect.

11 (h) The Office of Personnel Management may provide
12 for exceptions to the limitations imposed by this section
13 if the Office determines that such exceptions are necessary
14 to ensure the recruitment or retention of qualified employ-
15 ees.

16 SEC. 914. During the period in which the head of
17 any department or agency, or any other officer or civilian
18 employee of the Government appointed by the President
19 of the United States, holds office, no funds may be obli-
20 gated or expended in excess of \$5,000 to furnish or re-
21 decorate the office of such department head, agency head,
22 officer, or employee, or to purchase furniture or make im-
23 provements for any such office, unless advance notice of
24 such furnishing or redecoration is expressly approved by
25 the Committees on Appropriations. For the purposes of

1 this section, the term “office” shall include the entire suite
2 of offices assigned to the individual, as well as any other
3 space used primarily by the individual or the use of which
4 is directly controlled by the individual.

5 SEC. 915. Notwithstanding section 1346 of title 31,
6 United States Code, or section 910 of this Act, funds
7 made available for the current fiscal year by this or any
8 other Act shall be available for the interagency funding
9 of national security and emergency preparedness tele-
10 communications initiatives which benefit multiple Federal
11 departments, agencies, or entities, as provided by Execu-
12 tive Order No. 12472 (April 3, 1984).

13 SEC. 916. (a) None of the funds appropriated by this
14 or any other Act may be obligated or expended by any
15 Federal department, agency, or other instrumentality for
16 the salaries or expenses of any employee appointed to a
17 position of a confidential or policy-determining character
18 excepted from the competitive service pursuant to section
19 3302 of title 5, United States Code, without a certification
20 to the Office of Personnel Management from the head of
21 the Federal department, agency, or other instrumentality
22 employing the Schedule C appointee that the Schedule C
23 position was not created solely or primarily in order to
24 detail the employee to the White House.

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

4 (1) the Central Intelligence Agency;

5 (2) the National Security Agency;

6 (3) the Defense Intelligence Agency;

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

10 (5) the Bureau of Intelligence and Research of
11 the Department of State;

12 (6) any agency, office, or unit of the Army,
13 Navy, Air Force, and Marine Corps, the Department
14 of Homeland Security, the Federal Bureau of Inves-
15 tigation and the Drug Enforcement Administration
16 of the Department of Justice, the Department of
17 Transportation, the Department of the Treasury,
18 and the Department of Energy performing intel-
19 ligence functions; and

20 (7) the Director of National Intelligence or the
21 Office of the Director of National Intelligence.

22 SEC. 917. No department, agency, or instrumentality
23 of the United States receiving appropriated funds under
24 this or any other Act for the current fiscal year shall obli-
25 gate or expend any such funds, unless such department,

1 agency, or instrumentality has in place, and will continue
2 to administer in good faith, a written policy designed to
3 ensure that all of its workplaces are free from discrimina-
4 tion and sexual harassment and that all of its workplaces
5 are not in violation of title VII of the Civil Rights Act
6 of 1964 (Public Law 88–352, 78 Stat. 241), as amended,
7 the Age Discrimination in Employment Act of 1967 (Pub-
8 lic Law 90–202, 81 Stat. 602), and the Rehabilitation Act
9 of 1973 (Public Law 93–112, 87 Stat. 355).

10 SEC. 918. No part of any appropriation contained in
11 this or any other Act shall be available for the payment
12 of the salary of any officer or employee of the Federal
13 Government, who—

14 (1) prohibits or prevents, or attempts or threat-
15 ens to prohibit or prevent, any other officer or em-
16 ployee of the Federal Government from having any
17 direct oral or written communication or contact with
18 any Member, committee, or subcommittee of the
19 Congress in connection with any matter pertaining
20 to the employment of such other officer or employee
21 or pertaining to the department or agency of such
22 other officer or employee in any way, irrespective of
23 whether such communication or contact is at the ini-
24 tiative of such other officer or employee or in re-

1 sponse to the request or inquiry of such Member,
2 committee, or subcommittee; or

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

17 SEC. 919. (a) None of the funds made available in
18 this or any other Act may be obligated or expended for
19 any employee training that—

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

23 (2) contains elements likely to induce high lev-
24 els of emotional response or psychological stress in
25 some participants;

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

4 (4) contains any methods or content associated
5 with religious or quasi-religious belief systems or
6 “new age” belief systems as defined in Equal Em-
7 ployment Opportunity Commission Notice N-
8 915.022, dated September 2, 1988; or

9 (5) is offensive to, or designed to change, par-
10 ticipants’ personal values or lifestyle outside the
11 workplace.

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

15 SEC. 920. No funds appropriated in this or any other
16 Act may be used to implement or enforce the agreements
17 in Standard Forms 312 and 4414 of the Government or
18 any other nondisclosure policy, form, or agreement if such
19 policy, form, or agreement does not contain the following
20 provisions: “These restrictions are consistent with and do
21 not supersede, conflict with, or otherwise alter the em-
22 ployee obligations, rights, or liabilities created by Execu-
23 tive Order No. 12958; section 7211 of title 5, United
24 States Code (governing disclosures to Congress); section
25 1034 of title 10, United States Code, as amended by the

1 Military Whistleblower Protection Act (governing disclo-
2 sure to Congress by members of the military); section
3 2302(b)(8) of title 5, United States Code, as amended by
4 the Whistleblower Protection Act (governing disclosures of
5 illegality, waste, fraud, abuse or public health or safety
6 threats); the Intelligence Identities Protection Act of 1982
7 (50 U.S.C. 421 et seq.) (governing disclosures that could
8 expose confidential Government agents); and the statutes
9 which protect against disclosure that may compromise the
10 national security, including sections 641, 793, 794, 798,
11 and 952 of title 18, United States Code, and section 4(b)
12 of the Subversive Activities Act of 1950 (50 U.S.C.
13 783(b)). The definitions, requirements, obligations, rights,
14 sanctions, and liabilities created by said Executive order
15 and listed statutes are incorporated into this agreement
16 and are controlling.”: *Provided*, That notwithstanding the
17 preceding paragraph, a nondisclosure policy form or agree-
18 ment that is to be executed by a person connected with
19 the conduct of an intelligence or intelligence-related activ-
20 ity, other than an employee or officer of the United States
21 Government, may contain provisions appropriate to the
22 particular activity for which such document is to be used.
23 Such form or agreement shall, at a minimum, require that
24 the person will not disclose any classified information re-
25 ceived in the course of such activity unless specifically au-

1 thorized to do so by the United States Government. Such
2 nondisclosure forms shall also make it clear that they do
3 not bar disclosures to Congress or to an authorized official
4 of an executive agency or the Department of Justice that
5 are essential to reporting a substantial violation of law.

6 SEC. 921. No part of any funds appropriated in this
7 or any other Act shall be used by an agency of the execu-
8 tive branch, other than for normal and recognized execu-
9 tive-legislative relationships, for publicity or propaganda
10 purposes, and for the preparation, distribution or use of
11 any kit, pamphlet, booklet, publication, radio, television or
12 film presentation designed to support or defeat legislation
13 pending before the Congress, except in presentation to the
14 Congress itself.

15 SEC. 922. None of the funds appropriated by this or
16 any other Act may be used by an agency to provide a Fed-
17 eral employee's home address to any labor organization
18 except when the employee has authorized such disclosure
19 or when such disclosure has been ordered by a court of
20 competent jurisdiction.

21 SEC. 923. None of the funds made available in this
22 Act or any other Act may be used to provide any non-
23 public information such as mailing or telephone lists to
24 any person or any organization outside of the Federal

1 Government without the approval of the Committees on
2 Appropriations.

3 SEC. 924. No part of any appropriation contained in
4 this or any other Act shall be used directly or indirectly,
5 including by private contractor, for publicity or propa-
6 ganda purposes within the United States not heretofor au-
7 thorized by the Congress.

8 SEC. 925. (a) In this section the term “agency”—

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

11 (2) includes a military department as defined
12 under section 102 of such title, the Postal Service,
13 and the Postal Rate Commission; and

14 (3) shall not include the Government Account-
15 ability Office.

16 (b) Unless authorized in accordance with law or regu-
17 lations to use such time for other purposes, an employee
18 of an agency shall use official time in an honest effort
19 to perform official duties. An employee not under a leave
20 system, including a Presidential appointee exempted under
21 section 6301(2) of title 5, United States Code, has an obli-
22 gation to expend an honest effort and a reasonable propor-
23 tion of such employee’s time in the performance of official
24 duties.

1 SEC. 926. Notwithstanding 31 U.S.C. 1346 and sec-
2 tion 910 of this Act, funds made available for the current
3 fiscal year by this or any other Act to any department
4 or agency, which is a member of the Federal Accounting
5 Standards Advisory Board (FASAB), shall be available to
6 finance an appropriate share of FASAB administrative
7 costs.

8 SEC. 927. Notwithstanding 31 U.S.C. 1346 and sec-
9 tion 910 of this Act, the head of each Executive depart-
10 ment and agency is hereby authorized to transfer to or
11 reimburse “General Services Administration, Government-
12 wide Policy” with the approval of the Director of the Of-
13 fice of Management and Budget, funds made available for
14 the current fiscal year by this or any other Act, including
15 rebates from charge card and other contracts: *Provided*,
16 That these funds shall be administered by the Adminis-
17 trator of General Services to support Government-wide fi-
18 nancial, information technology, procurement, and other
19 management innovations, initiatives, and activities, as ap-
20 proved by the Director of the Office of Management and
21 Budget, in consultation with the appropriate interagency
22 groups designated by the Director (including the Chief Fi-
23 nancial Officers Council for financial management initia-
24 tives, the Chief Information Officers Council for informa-
25 tion technology initiatives, the Chief Human Capital Offi-

1 cers Council for human capital initiatives, and the Chief
2 Acquisition Officers Council for procurement initiatives):
3 *Provided further*, the total funds transferred or reimbursed
4 shall not exceed \$10,000,000: *Provided further*, such
5 transfers or reimbursements may only be made 15 days
6 following notification of the Committees on Appropriations
7 by the Director of the Office of Management and Budget.

8 SEC. 928. Notwithstanding any other provision of
9 law, a woman may breastfeed her child at any location
10 in a Federal building or on Federal property, if the woman
11 and her child are otherwise authorized to be present at
12 the location.

13 SEC. 929. Notwithstanding section 1346 of title 31,
14 United States Code, or section 910 of this Act, funds
15 made available for the current fiscal year by this or any
16 other Act shall be available for the interagency funding
17 of specific projects, workshops, studies, and similar efforts
18 to carry out the purposes of the National Science and
19 Technology Council (authorized by Executive Order No.
20 12881), which benefit multiple Federal departments,
21 agencies, or entities: *Provided*, That the Office of Manage-
22 ment and Budget shall provide a report describing the
23 budget of and resources connected with the National
24 Science and Technology Council to the Committees on Ap-
25 propriations, the House Committee on Science, and the

1 Senate Committee on Commerce, Science, and Transpor-
2 tation 90 days after enactment of this Act.

3 SEC. 930. Any request for proposals, solicitation,
4 grant application, form, notification, press release, or
5 other publications involving the distribution of Federal
6 funds shall indicate the agency providing the funds, the
7 Catalog of Federal Domestic Assistance Number, as appli-
8 cable, and the amount provided: *Provided*, That this provi-
9 sion shall apply to direct payments, formula funds, and
10 grants received by a State receiving Federal funds.

11 SEC. 931. Subsection (f) of section 403 of Public Law
12 103–356 (31 U.S.C. 501 note), as amended, is repealed.

13 SEC. 932. (a) PROHIBITION OF FEDERAL AGENCY
14 MONITORING OF INDIVIDUALS’ INTERNET USE.—None of
15 the funds made available in this or any other Act may
16 be used by any Federal agency—

17 (1) to collect, review, or create any aggregation
18 of data, derived from any means, that includes any
19 personally identifiable information relating to an in-
20 dividual’s access to or use of any Federal Govern-
21 ment Internet site of the agency; or

22 (2) to enter into any agreement with a third
23 party (including another government agency) to col-
24 lect, review, or obtain any aggregation of data, de-
25 rived from any means, that includes any personally

1 identifiable information relating to an individual's
2 access to or use of any nongovernmental Internet
3 site.

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

6 (1) any record of aggregate data that does not
7 identify particular persons;

8 (2) any voluntary submission of personally iden-
9 tifiable information;

10 (3) any action taken for law enforcement, regu-
11 latory, or supervisory purposes, in accordance with
12 applicable law; or

13 (4) any action described in subsection (a)(1)
14 that is a system security action taken by the oper-
15 ator of an Internet site and is necessarily incident
16 to providing the Internet site services or to pro-
17 tecting the rights or property of the provider of the
18 Internet site.

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

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

23 (2) The term “supervisory” means examina-
24 tions of the agency’s supervised institutions, includ-
25 ing assessing safety and soundness, overall financial

1 condition, management practices and policies and
2 compliance with applicable standards as provided in
3 law.

4 SEC. 933. (a) None of the funds appropriated by this
5 Act may be used to enter into or renew a contract which
6 includes a provision providing prescription drug coverage,
7 except where the contract also includes a provision for con-
8 traceptive coverage.

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

11 (1) any of the following religious plans:

12 (A) Personal Care's HMO; and

13 (B) OSF HealthPlans, Inc.; and

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

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

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

1 SEC. 934. The Congress of the United States recog-
2 nizes the United States Anti-Doping Agency (USADA) as
3 the official anti-doping agency for Olympic, Pan Amer-
4 ican, and Paralympic sport in the United States.

5 SEC. 935. Notwithstanding any other provision of
6 law, funds appropriated for official travel by Federal de-
7 partments and agencies may be used by such departments
8 and agencies, if consistent with Office of Management and
9 Budget Circular A-126 regarding official travel for Gov-
10 ernment personnel, to participate in the fractional aircraft
11 ownership pilot program.

12 SEC. 936. Notwithstanding any other provision of
13 law, none of the funds appropriated or made available
14 under this Act or any other appropriations Act may be
15 used to implement or enforce restrictions or limitations on
16 the Coast Guard Congressional Fellowship Program, or to
17 implement the proposed regulations of the Office of Per-
18 sonnel Management to add sections 300.311 through
19 300.316 to part 300 of title 5 of the Code of Federal Reg-
20 ulations, published in the Federal Register, volume 68,
21 number 174, on September 9, 2003 (relating to the detail
22 of executive branch employees to the legislative branch).

23 SEC. 937. Notwithstanding any other provision of
24 law, no executive branch agency shall purchase, construct,
25 and/or lease any additional facilities, except within or con-

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

9 SEC. 938. (a) No funds shall be available for trans-
10 fers or reimbursements to the E-Government Initiatives
11 sponsored by the Office of Management and Budget prior
12 to 15 days following submission of a report to the Commit-
13 tees on Appropriations by the Director of the Office of
14 Management and Budget and receipt of approval to trans-
15 fer funds by the House and Senate Committees on Appro-
16 priations.

17 (b) The report in (a) shall detail—

18 (1) the amount proposed for transfer for any
19 department and agency by program office, bureau,
20 or activity, as appropriate;

21 (2) the specific use of funds;

22 (3) the relevance of that use to that department
23 or agency and each bureau or office within, which is
24 contributing funds; and

1 (4) a description on any such activities for
2 which funds were appropriated that will not be im-
3 plemented or partially implemented by the depart-
4 ment or agency as a result of the transfer.

5 SEC. 939. (a) REQUIREMENT FOR PUBLIC-PRIVATE
6 COMPETITION.—

7 (1) Notwithstanding any other provision of law,
8 none of the funds appropriated by this or any other
9 Act shall be available to convert to contractor per-
10 formance an activity or function of an executive
11 agency, that on or after the date of enactment of
12 this Act, is performed by more than 10 Federal em-
13 ployees unless—

14 (A) the conversion is based on the result of
15 a public-private competition that includes a
16 most efficient and cost effective organization
17 plan developed by such activity or function; and

18 (B) the Competitive Sourcing Official de-
19 termines that, over all performance periods
20 stated in the solicitation of offers for perform-
21 ance of the activity or function, the cost of per-
22 formance of the activity or function by a con-
23 tractor would be less costly to the executive
24 agency by an amount that equals or exceeds the
25 lesser of—

1 (i) 10 percent of the most efficient or-
2 ganization's personnel-related costs for
3 performance of that activity or function by
4 Federal employees; or

5 (ii) \$10,000,000.

6 (2) This paragraph shall not apply to—

7 (A) the Department of Defense;

8 (B) section 44920 of title 49, United
9 States Code;

10 (C) a commercial or industrial type func-
11 tion that—

12 (i) is included on the procurement list
13 established pursuant to section 2 of the
14 Javits-Wagner-O'Day Act (41 U.S.C. 47);
15 or

16 (ii) is planned to be converted to per-
17 formance by a qualified nonprofit agency
18 for the blind or by a qualified nonprofit
19 agency for other severely handicapped indi-
20 viduals in accordance with that Act;

21 (D) depot contracts or contracts for depot
22 maintenance as provided in sections 2469 and
23 2474 of title 10, United States Code; or

1 (E) activities that are the subject of an on-
2 going competition that was publicly announced
3 prior to the date of enactment of this Act.

4 (b) USE OF PUBLIC-PRIVATE COMPETITION.—Noth-
5 ing in Office of Management and Budget Circular A–76
6 shall prevent the head of an executive agency from con-
7 ducting a public-private competition to evaluate the bene-
8 fits of converting work from contract performance to per-
9 formance by Federal employees in appropriate instances.
10 The Circular shall provide procedures and policies for
11 these competitions that are similar to those applied to
12 competitions that may result in the conversion of work
13 from performance by Federal employees to performance
14 by a contractor.

15 SEC. 940. (a) The adjustment in rates of basic pay
16 for employees under the statutory pay systems that takes
17 effect in fiscal year 2007 under sections 5303 and 5304
18 of title 5, United States Code, shall be an increase of 2.7
19 percent, and this adjustment shall apply to civilian em-
20 ployees in the Department of Defense and the Department
21 of Homeland Security and such adjustments shall be effec-
22 tive as of the first day of the first applicable pay period
23 beginning on or after January 1, 2007.

24 (b) Notwithstanding section 913 of this Act, the ad-
25 justment in rates of basic pay for the statutory pay sys-

1 tems that take place in fiscal year 2007 under sections
2 5344 and 5348 of title 5, United States Code, shall be
3 no less than the percentage in paragraph (a) as employees
4 in the same location whose rates of basic pay are adjusted
5 pursuant to the statutory pay systems under section 5303
6 and 5304 of title 5, United States Code. Prevailing rate
7 employees at locations where there are no employees whose
8 pay is increased pursuant to sections 5303 and 5304 of
9 title 5 and prevailing rate employees described in section
10 5343(a)(5) of title 5 shall be considered to be located in
11 the pay locality designated as “Rest of US” pursuant to
12 section 5304 of title 5 for purposes of this paragraph.

13 (c) Funds used to carry out this section shall be paid
14 from appropriations, which are made to each applicable
15 department or agency for salaries and expenses for fiscal
16 year 2007.

17 SEC. 941. Unless otherwise authorized by existing
18 law, none of the funds provided in this Act or any other
19 Act may be used by an executive branch agency to produce
20 any prepackaged news story intended for broadcast or dis-
21 tribution in the United States, unless the story includes
22 a clear notification within the text or audio of the pre-
23 packaged news story that the prepackaged news story was
24 prepared or funded by that executive branch agency.

1 SEC. 942. None of the funds made available in this
2 Act may be used in contravention of section 552a of title
3 5, United States Code (popularly known as the Privacy
4 Act) or of section 552.224 of title 48 of the Code of Fed-
5 eral Regulations.

6 SEC. 943. Each executive department and agency
7 shall evaluate the creditworthiness of an individual before
8 issuing the individual a government travel charge card.
9 The department or agency may not issue a government
10 travel charge card to an individual that either lacks a cred-
11 it history or is found to have an unsatisfactory credit his-
12 tory as a result of this evaluation: *Provided*, That this re-
13 striction shall not preclude issuance of a restricted-use
14 charge, debit, or stored value card made in accordance
15 with agency procedures to: (1) an individual with an un-
16 satisfactory credit history where such card is used to pay
17 travel expenses and the agency determines there is no suit-
18 able alternative payment mechanism available before
19 issuing the card; or (2) an individual who lacks a credit
20 history. Each executive department and agency shall es-
21 tablish guidelines and procedures for disciplinary actions
22 to be taken against agency personnel for improper, fraud-
23 ulent, or abusive use of government charge cards, which
24 shall include appropriate disciplinary actions for use of
25 charge cards for purposes, and at establishments, that are

1 inconsistent with the official business of the Department
2 or agency or with applicable standards of conduct.

3 SEC. 944. Except as expressly provided otherwise,
4 any reference to “this Act” contained in this title shall
5 not apply to title V.

6 SEC. 945. None of the funds made available in this
7 Act may be used to demolish or restrict use of the inter-
8 change located at Exit 131 of Interstate Route 40 and
9 State Route 16 in Catawba County, North Carolina.

10 SEC. 946. None of the funds made available in this
11 Act may be used in contravention of section 303 of the
12 Energy Policy Act of 1992 (42 U.S.C. 13212).

13 SEC. 947. None of the funds made available by this
14 Act shall be used in contravention of the Federal buildings
15 performance and reporting requirements of Executive
16 Order No. 13123, part 3 of title V of the National Energy
17 Conservation Policy Act (42 U.S.C. 8251 et seq.), or sub-
18 title A of title I of the Energy Policy Act of 2005 (includ-
19 ing the amendments made thereby).

20 SEC. 948. None of the funds made available in this
21 Act may be used for the construction, expansion, renova-
22 tion, or building of the Los Angeles Gay and Lesbian Cen-
23 ter.

24 SEC. 949. None of the funds made available in this
25 Act may be used to eliminate, consolidate, co-locate, or

1 plan for the consolidation or co-location of a Terminal
2 Radar Approach Control (TRACON).

3 SEC. 950. None of the funds made available in this
4 Act may be used to administer, implement, or enforce the
5 amendment made to section 515.533 of title 31, Code of
6 Federal Regulations, that was published in the Federal
7 Register on February 25, 2005.

8 SEC. 951. None of the funds made available in this
9 Act may be used to send or otherwise pay for the attend-
10 ance of more than 50 employees from a Federal depart-
11 ment or agency at any single conference occurring outside
12 the United States.

13 SEC. 952. None of the funds made available in this
14 Act may be used by the Department of Transportation
15 to finalize or implement the policy proposed in the notice
16 of proposed rulemaking published in the Federal Register
17 on November 7, 2005 (70 Fed. Reg. 67389), or the sup-
18 plemental notice of proposed rulemaking published in the
19 Federal Register on May 5, 2006 (71 Fed. Reg. 26425),
20 in Docket No. OST–2003–15759.

21 This Act may be cited as the “Transportation, Treas-
22 ury, Housing and Urban Development, the Judiciary, the

1 District of Columbia and Independent Agencies Appro-
 2 priations Act, 2007”.

Passed the House of Representatives June 14, 2006.

Attest:

Clerk.

109TH CONGRESS
2D SESSION

H. R. 5576

AN ACT

Making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.