

108TH CONGRESS
2^D SESSION

H. R. 4755

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 21, 2004

Ordered to be printed with the amendments of the Senate numbered

AN ACT

Making appropriations for the Legislative Branch for the fiscal year ending September 30, 2005, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Legislative Branch for the fiscal year ending September
6 30, 2005, and for other purposes, namely:

7 TITLE I—LEGISLATIVE BRANCH

8 APPROPRIATIONS

9 **(1) SENATE**

10 *EXPENSE ALLOWANCES*

11 *For expense allowances of the Vice President, \$20,000;*
12 *the President Pro Tempore of the Senate, \$20,000; Majority*

1 *Leader of the Senate, \$20,000; Minority Leader of the Sen-*
 2 *ate, \$20,000; Majority Whip of the Senate, \$10,000; Minor-*
 3 *ity Whip of the Senate, \$10,000; President Pro Tempore*
 4 *emeritus, \$7,500; Chairmen of the Majority and Minority*
 5 *Conference Committees, \$5,000 for each Chairman; and*
 6 *Chairmen of the Majority and Minority Policy Committees,*
 7 *\$5,000 for each Chairman; in all, \$127,500.*

8 *REPRESENTATION ALLOWANCES FOR THE MAJORITY AND*
 9 *MINORITY LEADERS*

10 *For representation allowances of the Majority and Mi-*
 11 *nority Leaders of the Senate, \$15,000 for each such Leader;*
 12 *in all, \$30,000.*

13 *SALARIES, OFFICERS AND EMPLOYEES*

14 *For compensation of officers, employees, and others as*
 15 *authorized by law, including agency contributions,*
 16 *\$134,440,000, which shall be paid from this appropriation*
 17 *without regard to the following limitations:*

18 *OFFICE OF THE VICE PRESIDENT*

19 *For the Office of the Vice President, \$2,108,000.*

20 *OFFICE OF THE PRESIDENT PRO TEMPORE*

21 *For the Office of the President Pro Tempore, \$561,000.*

22 *OFFICE OF THE PRESIDENT PRO TEMPORE EMERITUS*

23 *For the Office of the President Pro Tempore emeritus,*
 24 *\$163,000.*

1 *OFFICES OF THE MAJORITY AND MINORITY LEADERS*2 *For Offices of the Majority and Minority Leaders,*3 *\$3,408,000.*4 *OFFICES OF THE MAJORITY AND MINORITY WHIPS*5 *For Offices of the Majority and Minority Whips,*6 *\$2,556,000.*7 *COMMITTEE ON APPROPRIATIONS*8 *For salaries of the Committee on Appropriations,*9 *\$13,301,000.*10 *CONFERENCE COMMITTEES*11 *For the Conference of the Majority and the Conference*12 *of the Minority, at rates of compensation to be fixed by the*13 *Chairman of each such committee, \$1,413,000 for each such*14 *committee; in all, \$2,826,000.*15 *OFFICES OF THE SECRETARIES OF THE CONFERENCE OF*16 *THE MAJORITY AND THE CONFERENCE OF THE MINORITY*17 *For Offices of the Secretaries of the Conference of the*18 *Majority and the Conference of the Minority, \$702,000.*19 *POLICY COMMITTEES*20 *For salaries of the Majority Policy Committee and the*21 *Minority Policy Committee, \$1,473,000 for each such com-*22 *mittee; in all, \$2,946,000.*23 *OFFICE OF THE CHAPLAIN*24 *For Office of the Chaplain, \$341,000.*25 *OFFICE OF THE SECRETARY*26 *For Office of the Secretary, \$19,586,000.*

1 *OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER*

2 *For Office of the Sergeant at Arms and Doorkeeper,*
3 *\$50,635,000.*

4 *OFFICES OF THE SECRETARIES FOR THE MAJORITY AND*
5 *MINORITY*

6 *For Offices of the Secretary for the Majority and the*
7 *Secretary for the Minority, \$1,528,000.*

8 *AGENCY CONTRIBUTIONS AND RELATED EXPENSES*

9 *For agency contributions for employee benefits, as au-*
10 *thorized by law, and related expenses, \$33,779,000.*

11 *OFFICE OF THE LEGISLATIVE COUNSEL OF THE SENATE*

12 *For salaries and expenses of the Office of the Legisla-*
13 *tive Counsel of the Senate, \$5,152,000.*

14 *OFFICE OF SENATE LEGAL COUNSEL*

15 *For salaries and expenses of the Office of Senate Legal*
16 *Counsel, \$1,265,000.*

17 *EXPENSE ALLOWANCES OF THE SECRETARY OF THE SEN-*
18 *ATE, SERGEANT AT ARMS AND DOORKEEPER OF THE*
19 *SENATE, AND SECRETARIES FOR THE MAJORITY AND*
20 *MINORITY OF THE SENATE*

21 *For expense allowances of the Secretary of the Senate,*
22 *\$6,000; Sergeant at Arms and Doorkeeper of the Senate,*
23 *\$6,000; Secretary for the Majority of the Senate, \$6,000;*
24 *Secretary for the Minority of the Senate, \$6,000; in all,*
25 *\$24,000.*

1 *CONTINGENT EXPENSES OF THE SENATE*2 *INQUIRIES AND INVESTIGATIONS*

3 *For expenses of inquiries and investigations ordered*
4 *by the Senate, or conducted under section 134(a) of the Leg-*
5 *islative Reorganization Act of 1946 (Public Law 97-601),*
6 *section 112 of the Supplemental Appropriations and Rescis-*
7 *sion Act, 1980 (Public Law 96-304), and Senate Resolution*
8 *281, 96th Congress, agreed to March 11, 1980,*
9 *\$110,000,000.*

10 *EXPENSES OF THE UNITED STATES SENATE CAUCUS ON*11 *INTERNATIONAL NARCOTICS CONTROL*

12 *For expenses of the United States Senate Caucus on*
13 *International Narcotics Control, \$520,000.*

14 *SECRETARY OF THE SENATE*

15 *For expenses of the Office of the Secretary of the Sen-*
16 *ate, \$1,700,000.*

17 *SERGEANT AT ARMS AND DOORKEEPER OF THE SENATE*

18 *For expenses of the Office of the Sergeant at Arms and*
19 *Doorkeeper of the Senate, \$127,182,000, of which*
20 *\$20,045,000 shall remain available until September 30,*
21 *2007, and of which \$4,255,000 shall remain available until*
22 *September 30, 2009.*

23 *MISCELLANEOUS ITEMS*

24 *For miscellaneous items, \$18,326,000, of which up to*
25 *\$500,000 shall be made available for a pilot program for*
26 *mailings of postal patron postcards by Senators for the pur-*

1 *pose of providing notice of a town meeting by a Senator*
2 *in a county (or equivalent unit of local government) at*
3 *which the Senator will personally attend: Provided, That*
4 *any amount allocated to a Senator for such mailing shall*
5 *not exceed 50 percent of the cost of the mailing and the*
6 *remaining cost shall be paid by the Senator from other*
7 *funds available to the Senator.*

8 *SENATORS' OFFICIAL PERSONNEL AND OFFICE EXPENSE*

9 *ACCOUNT*

10 *For Senators' Official Personnel and Office Expense*
11 *Account, \$326,000,000.*

12 *OFFICIAL MAIL COSTS*

13 *For expenses necessary for official mail costs of the*
14 *Senate, \$300,000.*

15 *ADMINISTRATIVE PROVISIONS*

16 *SEC. 1. GROSS RATE OF COMPENSATION IN OFFICES*
17 *OF SENATORS. Effective on and after October 1, 2004, each*
18 *of the dollar amounts contained in the table under section*
19 *105(d)(1)(A) of the Legislative Branch Appropriations Act,*
20 *1968 (2 U.S.C. 61-1(d)(1)(A)) shall be deemed to be the*
21 *dollar amounts in that table, as adjusted by law and in*
22 *effect on September 30, 2004, increased by an additional*
23 *\$50,000 each.*

24 *SEC. 2. CONSULTANTS. With respect to fiscal year*
25 *2005, the first sentence of section 101(a) of the Supple-*
26 *mental Appropriations Act, 1977 (2 U.S.C. 61h-6(a)) shall*

1 *be applied by substituting “nine individual consultants”*
2 *for “eight individual consultants”.*

3 *SEC. 3. UNITED STATES SENATE COLLECTION. Section*
4 *316 of Public Law 101–302 (2 U.S.C. 2107) is amended*
5 *in the first sentence of subsection (a) by striking “2004”*
6 *and inserting “2005”.*

7 *SEC. 4. PRESIDENT PRO TEMPORE EMERITUS OF THE*
8 *SENATE. Section 7(e) of the Legislative Branch Appropria-*
9 *tions Act, 2003 (2 U.S.C. 32b note) is amended by inserting*
10 *“and the 109th Congress” after “108th Congress”.*

11 *SEC. 5. TRANSFER OF FUNDS FROM APPROPRIATIONS*
12 *ACCOUNT OF THE OFFICE OF THE VICE PRESIDENT AND*
13 *THE OFFICES OF THE SECRETARIES FOR THE MAJORITY*
14 *AND MINORITY TO THE SENATE CONTINGENT FUND. (a)*
15 *OFFICE OF THE VICE PRESIDENT.—*

16 (1) *IN GENERAL.—Upon the written request of*
17 *the Vice President, the Secretary of the Senate shall*
18 *transfer from the appropriations account appro-*
19 *priated under the subheading “OFFICE OF THE VICE*
20 *PRESIDENT” under the heading “SALARIES, OFFICERS*
21 *AND EMPLOYEES” such amount as the Vice President*
22 *shall specify to the appropriations account under the*
23 *heading “ MISCELLANEOUS ITEMS” within the contin-*
24 *gent fund of the Senate.*

1 (2) *AUTHORITY TO INCUR EXPENSES.*—*The Vice*
2 *President may incur such expenses as may be nec-*
3 *essary or appropriate. Expenses incurred by the Vice*
4 *President shall be paid from the amount transferred*
5 *under paragraph (1) by the Vice President and upon*
6 *vouchers approved by the Vice President.*

7 (3) *AUTHORITY TO ADVANCE SUMS.*—*The Sec-*
8 *retary of the Senate may advance such sums as may*
9 *be necessary to defray expenses incurred in carrying*
10 *out paragraphs (1) and (2).*

11 (b) *OFFICES OF THE SECRETARIES FOR THE MAJOR-*
12 *ITY AND MINORITY.*—

13 (1) *IN GENERAL.*—*Upon the written request of*
14 *the Secretary for the Majority or the Secretary for the*
15 *Minority, the Secretary of the Senate shall transfer*
16 *from the appropriations account appropriated under*
17 *the subheading “OFFICES OF THE SECRETARIES FOR*
18 *THE MAJORITY AND MINORITY” under the heading*
19 *“SALARIES, OFFICERS AND EMPLOYEES” such*
20 *amount as the Secretary for the Majority or the Sec-*
21 *retary for the Minority shall specify to the appropria-*
22 *tions account under the heading “MISCELLANEOUS*
23 *ITEMS” within the contingent fund of the Senate.*

24 (2) *AUTHORITY TO INCUR EXPENSES.*—*The Sec-*
25 *retary for the Majority or the Secretary for the Mi-*

1 *nority may incur such expenses as may be necessary*
2 *or appropriate. Expenses incurred by the Secretary*
3 *for the Majority or the Secretary for the Minority*
4 *shall be paid from the amount transferred under*
5 *paragraph (1) by the Secretary for the Majority or*
6 *the Secretary for the Minority and upon vouchers ap-*
7 *proved by the Secretary for the Majority or the Sec-*
8 *retary for the Minority, as applicable.*

9 (3) *AUTHORITY TO ADVANCE SUMS.—The Sec-*
10 *retary of the Senate may advance such sums as may*
11 *be necessary to defray expenses incurred in carrying*
12 *out paragraphs (1) and (2).*

13 (c) *EFFECTIVE DATE.—This section shall apply to fis-*
14 *cal year 2005 and each fiscal year thereafter.*

15 *SEC. 6. ACTIVITIES RELATING TO FOREIGN PAR-*
16 *LIAMENTARY GROUPS AND FOREIGN OFFICIALS. Section*
17 *2(c) of chapter VIII of title I of the Supplemental Appro-*
18 *priations Act, 1987 (2 U.S.C. 65f(c)) is amended in the first*
19 *sentence by striking “with the approval of” and inserting*
20 *“and upon notification to”.*

21 *SEC. 7. TRANSPORTATION OF OFFICIAL RECORDS AND*
22 *PAPERS TO A SENATOR’S STATE. (a) PAYMENT OF REASON-*
23 *ABLE TRANSPORTATION EXPENSES.—Upon request of a*
24 *Senator, amounts in the appropriation account “Miscella-*
25 *neous Items” within the contingent fund of the Senate shall*

1 *be available to pay the reasonable expenses of sending or*
2 *transporting the official records and papers of the Senator*
3 *from the District of Columbia to any location designated*
4 *by such Senator in the State represented by the Senator.*

5 **(b) SENDING AND TRANSPORTATION.**—*The Sergeant at*
6 *Arms and Doorkeeper of the Senate shall provide for the*
7 *most economical means of sending or transporting the offi-*
8 *cial records and papers under this section while ensuring*
9 *the orderly and timely delivery of the records and papers*
10 *to the location specified by the Senator.*

11 **(c) OVERSIGHT.**—*The Committee on Rules and Ad-*
12 *ministration shall have the authority to issue rules and reg-*
13 *ulations to carry out the provisions of this section.*

14 **(d) OFFICIAL RECORDS DEFINED.**—*In this section, the*
15 *term “official records and papers” means books, records,*
16 *papers, and official files which could be sent as franked*
17 *mail.*

18 **(e) EFFECTIVE DATE.**—*This section shall apply with*
19 *respect to fiscal year 2005 and each succeeding fiscal year.*

20 **SEC. 8. COMPENSATION FOR LOST OR DAMAGED**
21 **PROPERTY. (a) IN GENERAL.**—*Any amounts received by the*
22 *Sergeant at Arms and Doorkeeper of the Senate (in this*
23 *section referred to as the “Sergeant at Arms”) for com-*
24 *ensation for damage to, loss of, or loss of use of property*
25 *of the Sergeant at Arms that was procured using amounts*

1 *available to the Sergeant at Arms in the account for Contin-*
2 *gent Expenses, Sergeant at Arms and Doorkeeper of the*
3 *Senate, shall be credited to that account or, if applicable,*
4 *to any subaccount of that account.*

5 (b) *AVAILABILITY.*—*Amounts credited to any account*
6 *or subaccount under subsection (a) shall be merged with*
7 *amounts in that account or subaccount and shall be avail-*
8 *able to the same extent, and subject to the same terms and*
9 *conditions, as amounts in that account or subaccount.*

10 (c) *EFFECTIVE DATE.*—*This section shall apply with*
11 *respect to fiscal year 2005 and each fiscal year thereafter.*

12 *SEC. 9. AGE REQUIREMENT FOR SENATE PAGES.* *Sec-*
13 *tion 491(b)(1) of the Legislative Reorganization Act of 1970*
14 *(2 U.S.C. 88b–1(b)(1)) is amended by striking “fourteen”*
15 *and inserting “sixteen”.*

16 *SEC. 10. TREATMENT OF ELECTRONIC SERVICES PRO-*
17 *VIDED BY SERGEANT AT ARMS.* *The Office of the Sergeant*
18 *at Arms and Doorkeeper of the United States Senate, and*
19 *any officer, employee, or agent of the Office, shall not be*
20 *treated as acquiring possession, custody, or control of any*
21 *electronic mail or other electronic communication, data, or*
22 *information by reason of its being transmitted, processed,*
23 *or stored (whether temporarily or otherwise) through the use*
24 *of an electronic system established, maintained, or operated,*

1 *or the use of electronic services provided, in whole or in*
2 *part by the Office.*

3 HOUSE OF REPRESENTATIVES

4 SALARIES AND EXPENSES

5 For salaries and expenses of the House of Represent-
6 atives, \$1,044,281,000, as follows:

7 HOUSE LEADERSHIP OFFICES

8 For salaries and expenses, as authorized by law,
9 \$18,678,000, including: Office of the Speaker,
10 \$2,708,000, including \$25,000 for official expenses of the
11 Speaker; Office of the Majority Floor Leader, \$2,027,000,
12 including \$10,000 for official expenses of the Majority
13 Leader; Office of the Minority Floor Leader, \$2,840,000,
14 including \$10,000 for official expenses of the Minority
15 Leader; Office of the Majority Whip, including the Chief
16 Deputy Majority Whip, \$1,741,000, including \$5,000 for
17 official expenses of the Majority Whip; Office of the Mi-
18 nority Whip, including the Chief Deputy Minority Whip,
19 \$1,303,000, including \$5,000 for official expenses of the
20 Minority Whip; Speaker's Office for Legislative Floor Ac-
21 tivities, \$470,000; Republican Steering Committee,
22 \$881,000; Republican Conference, \$1,500,000; Demo-
23 cratic Steering and Policy Committee, \$1,589,000; Demo-
24 cratic Caucus, \$792,000; nine minority employees,
25 \$1,409,000; training and program development—major-
26 ity, \$290,000; training and program development—minor-

1 ity, \$290,000; Cloakroom Personnel—majority, \$419,000;
2 and Cloakroom Personnel—minority, \$419,000.

3 MEMBERS' REPRESENTATIONAL ALLOWANCES
4 INCLUDING MEMBERS' CLERK HIRE, OFFICIAL
5 EXPENSES OF MEMBERS, AND OFFICIAL MAIL

6 For Members' representational allowances, including
7 Members' clerk hire, official expenses, and official mail,
8 \$521,195,000.

9 COMMITTEE EMPLOYEES

10 STANDING COMMITTEES, SPECIAL AND SELECT

11 For salaries and expenses of standing committees,
12 special and select, authorized by House resolutions,
13 \$114,299,000: *Provided*, That such amount shall remain
14 available for such salaries and expenses until December
15 31, 2006.

16 COMMITTEE ON APPROPRIATIONS

17 For salaries and expenses of the Committee on Ap-
18 propriations, \$24,926,000, including studies and examina-
19 tions of executive agencies and temporary personal serv-
20 ices for such committee, to be expended in accordance with
21 section 202(b) of the Legislative Reorganization Act of
22 1946 and to be available for reimbursement to agencies
23 for services performed: *Provided*, That such amount shall
24 remain available for such salaries and expenses until De-
25 cember 31, 2006.

1 SALARIES, OFFICERS AND EMPLOYEES

2 For compensation and expenses of officers and em-
3 ployees, as authorized by law, \$160,133,000, including:
4 for salaries and expenses of the Office of the Clerk, includ-
5 ing not more than \$13,000, of which not more than
6 \$10,000 is for the Family Room, for official representa-
7 tion and reception expenses, \$20,534,000; for salaries and
8 expenses of the Office of the Sergeant at Arms, including
9 the position of Superintendent of Garages, and including
10 not more than \$3,000 for official representation and re-
11 ception expenses, \$5,879,000; for salaries and expenses of
12 the Office of the Chief Administrative Officer,
13 \$116,034,000, of which \$7,500,000 shall remain available
14 until expended; for salaries and expenses of the Office of
15 the Inspector General, \$3,986,000; for salaries and ex-
16 penses of the Office of Emergency Planning, Preparedness
17 and Operations, \$1,000,000, to remain available until ex-
18 pended; for salaries and expenses of the Office of General
19 Counsel, \$962,000; for the Office of the Chaplain,
20 \$155,000; for salaries and expenses of the Office of the
21 Parliamentarian, including the Parliamentarian and
22 \$2,000 for preparing the Digest of Rules, \$1,673,000; for
23 salaries and expenses of the Office of the Law Revision
24 Counsel of the House, \$2,346,000; for salaries and ex-
25 penses of the Office of the Legislative Counsel of the

1 House, \$6,721,000; for salaries and expenses of the Office
2 of Interparliamentary Affairs, \$687,000; and for other au-
3 thorized employees, \$156,000.

4 ALLOWANCES AND EXPENSES

5 For allowances and expenses as authorized by House
6 resolution or law, \$205,050,000, including: supplies, mate-
7 rials, administrative costs and Federal tort claims,
8 \$4,350,000; official mail for committees, leadership of-
9 fices, and administrative offices of the House, \$410,000;
10 Government contributions for health, retirement, Social
11 Security, and other applicable employee benefits,
12 \$199,600,000; and miscellaneous items including pur-
13 chase, exchange, maintenance, repair and operation of
14 House motor vehicles, interparliamentary receptions, and
15 gratuities to heirs of deceased employees of the House,
16 \$690,000.

17 CHILD CARE CENTER

18 For salaries and expenses of the House of Represent-
19 atives Child Care Center, such amounts as are deposited
20 in the account established by section 312(d)(1) of the Leg-
21 islative Branch Appropriations Act, 1992 (2 U.S.C. 2112),
22 subject to the level specified in the budget of the Center,
23 as submitted to the Committee on Appropriations of the
24 House of Representatives.

1 ADMINISTRATIVE PROVISIONS

2 SEC. 101. (a) REQUIRING AMOUNTS REMAINING IN
3 MEMBERS' REPRESENTATIONAL ALLOWANCES TO BE
4 USED FOR DEFICIT REDUCTION OR TO REDUCE THE
5 FEDERAL DEBT.—Notwithstanding any other provision of
6 law, any amounts appropriated under this Act for
7 “HOUSE OF REPRESENTATIVES—SALARIES AND
8 EXPENSES—MEMBERS' REPRESENTATIONAL ALLOW-
9 ANCES” shall be available only for fiscal year 2005. Any
10 amount remaining after all payments are made under such
11 allowances for fiscal year 2005 shall be deposited in the
12 Treasury and used for deficit reduction (or, if there is no
13 Federal budget deficit after all such payments have been
14 made, for reducing the Federal debt, in such manner as
15 the Secretary of the Treasury considers appropriate).

16 (b) REGULATIONS.—The Committee on House Ad-
17 ministration of the House of Representatives shall have
18 authority to prescribe regulations to carry out this section.

19 (c) DEFINITION.—As used in this section, the term
20 “Member of the House of Representatives” means a Rep-
21 resentative in, or a Delegate or Resident Commissioner
22 to, the Congress.

23 SEC. 102. NET EXPENSES OF TELECOMMUNI-
24 CATIONS REVOLVING FUND. (a) There is hereby estab-
25 lished in the Treasury of the United States a revolving

1 fund for the House of Representatives to be known as the
2 Net Expenses of Telecommunications Revolving Fund
3 (hereafter in this section referred to as the “Revolving
4 Fund”), consisting of funds deposited by the Chief Admin-
5 istrative Officer of the House of Representatives from
6 amounts provided by legislative branch offices to purchase,
7 lease, obtain, and maintain the data and voice tele-
8 communications services and equipment located in such
9 offices.

10 (b) Amounts in the Revolving Fund shall be used by
11 the Chief Administrative Officer without fiscal year limita-
12 tion to purchase, lease, obtain, and maintain the data and
13 voice telecommunications services and equipment of legis-
14 lative branch offices.

15 (c) The Revolving Fund shall be treated as a category
16 of allowances and expenses for purposes of section 101(a)
17 of the Legislative Branch Appropriations Act, 1993 (2
18 U.S.C. 95b(a)).

19 (d) Section 306 of the Legislative Branch Appropria-
20 tions Act, 1989 (2 U.S.C. 117f) is amended—

21 (1) by striking subsection (b) and redesignating
22 subsection (c) as subsection (b); and

23 (2) in subsection (b) (as so redesignated), by
24 striking “subsections (a) and (b)” and inserting
25 “subsection (a)”.

1 (e) Section 102 of the Legislative Branch Appropria-
2 tions Act, 2003 (2 U.S.C. 112g) is amended by adding
3 at the end the following new subsection:

4 “(e) This section shall not apply with respect to any
5 telecommunications equipment which is subject to cov-
6 erage under section 103 of the Legislative Branch Appro-
7 priations Act, 2005 (relating to the Net Expenses of Tele-
8 communications Revolving Fund).”.

9 (f) This section and the amendments made by this
10 section shall apply with respect to fiscal year 2005 and
11 each succeeding fiscal year, except that for purposes of
12 making deposits into the Revolving Fund under subsection
13 (a), the Chief Administrative Officer may deposit amounts
14 provided by legislative branch offices during fiscal year
15 2004 or any succeeding fiscal year.

16 SEC. 103. CONTRACT FOR EXERCISE FACILITY. (a)
17 IN GENERAL.—The Chief Administrative Officer of the
18 House of Representatives shall enter into a contract on
19 a competitive basis with a private entity for the manage-
20 ment, operation, and maintenance of the exercise facility
21 established for the use of employees of the House of Rep-
22 resentatives which is constructed with funds made avail-
23 able under this Act.

24 (b) USE OF FEES TO SUPPORT CONTRACT.—Any
25 amounts paid as fees for the use of the exercise facility

1 described in subsection (a) shall be used to cover costs
 2 incurred by the Chief Administrative Officer under the
 3 contract entered into under this section or to otherwise
 4 support the management, operation, and maintenance of
 5 the facility, and shall remain available until expended.

6 SEC. 104. SENSE OF THE HOUSE. It is the sense of
 7 the House of Representatives that Members of the House
 8 who use vehicles in traveling for official and representa-
 9 tional purposes, including Members who lease vehicles for
 10 which the lease payments are made using funds provided
 11 under the Members' Representational Allowance, are en-
 12 couraged to use hybrid electric and alternatively fueled ve-
 13 hicles whenever possible, as the use of these vehicles will
 14 help to move our Nation toward the use of a hydrogen
 15 fuel cell vehicle and reduce our dependence on oil.

16 (2) JOINT ITEMS

17 For Joint Committees, as follows:

18 JOINT ECONOMIC COMMITTEE

19 For salaries and expenses of the Joint Economic
 20 Committee, \$4,139,000, to be disbursed by the Secretary
 21 of the Senate.

22 JOINT COMMITTEE ON TAXATION

23 For salaries and expenses of the Joint Committee on
 24 Taxation, \$8,433,000, to be disbursed by the Chief Ad-
 25 ministrative Officer of the House of Representatives.

1 For other joint items, as follows:

2 OFFICE OF THE ATTENDING PHYSICIAN

3 For medical supplies, equipment, and contingent ex-
4 penses of the emergency rooms, and for the Attending
5 Physician and his assistants, including: (1) an allowance
6 of ~~\$2,175~~ per month to the Attending Physician; (2) an
7 allowance of ~~\$725~~ per month each to four medical officers
8 while on duty in the Office of the Attending Physician;
9 ~~(3)~~ an allowance of ~~\$725~~ per month to two assistants and
10 ~~\$580~~ per month each not to exceed ~~11~~ assistants on the
11 basis heretofore provided for such assistants; and (4)
12 ~~\$1,680,000~~ for reimbursement to the Department of the
13 Navy for expenses incurred for staff and equipment as-
14 signed to the Office of the Attending Physician, which
15 shall be advanced and credited to the applicable appropria-
16 tion or appropriations from which such salaries, allow-
17 ances, and other expenses are payable and shall be avail-
18 able for all the purposes thereof, ~~\$2,528,000~~, to be dis-
19 bursed by the Chief Administrative Officer of the House
20 of Representatives.

21 CAPITOL GUIDE SERVICE AND SPECIAL SERVICES

22 OFFICE

23 For salaries and expenses of the Capitol Guide Serv-
24 ice and Special Services Office, ~~\$3,844,000~~, to be dis-
25 bursed by the Secretary of the Senate: *Provided*, That no

1 part of such amount may be used to employ more than
2 58 individuals: *Provided further*, That the Capitol Guide
3 Board is authorized, during emergencies, to employ not
4 more than two additional individuals for not more than
5 120 days each, and not more than 10 additional individ-
6 uals for not more than 6 months each, for the Capitol
7 Guide Service.

8 STATEMENTS OF APPROPRIATIONS

9 For the preparation, under the direction of the Com-
10 mittees on Appropriations of the Senate and the House
11 of Representatives, of the statements for the second ses-
12 sion of the 108th Congress, showing appropriations made,
13 indefinite appropriations, and contracts authorized, to-
14 gether with a chronological history of the regular appro-
15 priations bills as required by law, \$30,000, to be paid to
16 the persons designated by the chairmen of such commit-
17 tees to supervise the work.

18 CAPITOL POLICE

19 SALARIES

20 For salaries of employees of the Capitol Police, in-
21 cluding overtime, hazardous duty pay differential, and
22 Government contributions for health, retirement, social se-
23 curity, professional liability insurance, and other applica-
24 ble employee benefits, \$203,440,000, to be disbursed by
25 the Chief of the Capitol Police or his designee.

GENERAL EXPENSES

1
2 For necessary expenses of the Capitol Police, includ-
3 ing motor vehicles, communications and other equipment,
4 security equipment and installation, uniforms, weapons,
5 supplies, materials, training, medical services, forensic
6 services, stenographic services, personal and professional
7 services, the employee assistance program, the awards pro-
8 gram, postage, communication services, travel advances,
9 relocation of instructor and liaison personnel for the Fed-
10 eral Law Enforcement Training Center, and not more
11 than \$5,000 to be expended on the certification of the
12 Chief of the Capitol Police in connection with official rep-
13 resentation and reception expenses, \$28,888,000, of which
14 \$700,000 shall remain available until expended, to be dis-
15 bursed by the Chief of the Capitol Police or his designee:
16 *Provided*, That, notwithstanding any other provision of
17 law, the cost of basic training for the Capitol Police at
18 the Federal Law Enforcement Training Center for fiscal
19 year 2005 shall be paid by the Secretary of Homeland Se-
20 curity from funds available to the Department of Home-
21 land Security.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

22
23
24 SEC. 1001. TRANSFER AUTHORITY. Amounts appro-
25 priated for fiscal year 2005 for the Capitol Police may

1 be transferred between the headings "SALARIES" and
2 "GENERAL EXPENSES" upon the approval of the Commit-
3 tees on Appropriations of the Senate and the House of
4 Representatives.

5 SEC. 1002. RELEASE OF SECURITY INFORMATION.

6 (a) AUTHORITY OF BOARD TO DETERMINE CONDITIONS
7 FOR RELEASE.—Notwithstanding any other provision of
8 law, any information in the possession of the United
9 States Capitol Police (whether developed by the Capitol
10 Police or obtained by the Capitol Police from another
11 source) that relates to actions taken by the Capitol Police
12 in response to an emergency situation, or to any other
13 counterterrorism and security preparedness measures
14 taken by the Capitol Police, may be released by the Capitol
15 Police to another entity only if the Capitol Police Board
16 determines, in consultation with other appropriate law en-
17 forcement officials and experts in security preparedness,
18 that the release of the information will not jeopardize the
19 physical security and safety of the facilities and properties
20 under the jurisdiction of the Capitol Police.

21 (b) RULE OF CONSTRUCTION REGARDING REQUESTS
22 FOR INFORMATION FROM CONGRESS.—Nothing in this
23 section may be construed to affect the ability of the House
24 of Representatives and the Senate (including any Member,
25 officer, or committee thereof) to obtain information from

1 the Capitol Police regarding the operations and activities
2 of the Capitol Police that affect the House of Representa-
3 tives and Senate.

4 (c) REGULATIONS.—The Capitol Police Board shall
5 promulgate regulations to carry out this section, with the
6 approval of the Committees on Appropriations of the
7 House of Representatives and Senate.

8 (d) EFFECTIVE DATE.—This section shall apply with
9 respect to fiscal year 2005 and each succeeding fiscal year.

10 ~~SEC. 1003. SOLE AND EXCLUSIVE AUTHORITY OF~~
11 ~~BOARD AND CHIEF TO DETERMINE RATES OF PAY. (a)~~
12 ~~IN GENERAL.—The Capitol Police Board and the Chief~~
13 ~~of the Capitol Police shall have the sole and exclusive au-~~
14 ~~thority to determine the rates and amounts for each of~~
15 ~~the following for members of the Capitol Police:~~

16 (1) The rate of basic pay (including the rate of
17 basic pay upon appointment), premium pay, spe-
18 cialty assignment and proficiency pay, and merit
19 pay.

20 (2) The rate of cost-of-living adjustments, com-
21 parability adjustments, and locality adjustments.

22 (3) The amount for recruitment and relocation
23 bonuses.

24 (4) The amount for retention allowances.

1 (5) The amount for educational assistance pay-
2 ments.

3 (b) NO REVIEW OR APPEAL PERMITTED.—The de-
4 termination of a rate or amount described in subsection
5 (a) may not be subject to review or appeal in any manner.

6 (c) RULE OF CONSTRUCTION.—Nothing in this sec-
7 tion may be construed to affect—

8 (1) any authority provided under law for a com-
9 mittee of the House of Representatives or Senate, or
10 any other entity of the legislative branch, to review
11 or approve any determination of a rate or amount
12 described in subsection (a);

13 (2) any rate or amount described in subsection
14 (a) which is established under law; or

15 (3) the terms of any collective bargaining agree-
16 ment.

17 (d) EFFECTIVE DATE.—This section shall apply with
18 respect to fiscal year 2005 and each succeeding fiscal year.

19 SEC. 1004. (a) AUTHORITY TO SETTLE CLAIMS
20 UNDER FEDERAL TORT CLAIMS ACT.—For purposes of
21 section 2672 of title 28, United States Code (relating to
22 the administrative adjustment of claims), the United
23 States Capitol Police shall be considered a Federal agency
24 and the Capitol Police Board shall be considered the head
25 of the agency.

1 (b) **RULES OF CONSTRUCTION.**—Nothing in this sec-
2 tion may be construed—

3 (1) to affect any authority relating to the pay-
4 ment of claims under title 31, United States Code;
5 or

6 (2) to affect the payment of any award or set-
7 tlement under the Congressional Accountability Act
8 of 1995.

9 (c) **EFFECTIVE DATE.**—This section shall apply with
10 respect to fiscal year 2005 and each succeeding fiscal year.

11 **SEC. 1005. DEPLOYMENT OUTSIDE OF JURISDIC-**
12 **TION. (a) REQUIREMENTS FOR PRIOR NOTICE AND AP-**
13 **PROVAL.**—The Chief of the Capitol Police may not deploy
14 any officer outside of the areas established by law for the
15 jurisdiction of the Capitol Police unless—

16 (1) the Chief provides prior notification to the
17 Committees on Appropriations of the House of Rep-
18 resentatives and Senate of the costs anticipated to
19 be incurred with respect to the deployment; and

20 (2) the Capitol Police Board gives prior ap-
21 proval to the deployment.

22 (b) **EXCEPTION FOR CERTAIN SERVICES.**—Sub-
23 section (a) does not apply with respect to the deployment
24 of any officer for any of the following purposes:

1 (1) Responding to an imminent threat or emer-
2 gency.

3 (2) Intelligence gathering.

4 (3) Providing protective services.

5 (e) **EFFECTIVE DATE.**—This section shall apply with
6 respect to fiscal year 2005 and each succeeding fiscal year.

7 **SEC. 1006. LEGAL COMPLIANCE SYSTEM.** The Cap-
8 itol Police General Counsel, in conjunction with the Cap-
9 itol Police Employment Counsel for employment and labor
10 law matters, shall be responsible for implementing and
11 maintaining an effective legal compliance system with all
12 applicable laws, under the oversight of the Capitol Police
13 Board.

14 **SEC. 1007. (a) IN GENERAL.**—None of the funds
15 made available for the Capitol Police for any fiscal year
16 in any Act may be used for a mounted horse unit.

17 (b) **EFFECTIVE DATE.**—This section shall take effect
18 on the date of the enactment of this Act and shall apply
19 with respect to the fiscal year in which such date occurs
20 and each succeeding fiscal year.

21 OFFICE OF COMPLIANCE

22 SALARIES AND EXPENSES

23 For salaries and expenses of the Office of Compli-
24 ance, as authorized by section 305 of the Congressional
25 Accountability Act of 1995 (2 U.S.C. 1385), \$2,421,000,

1 of which \$305,000 shall remain available until September
2 30, 2006: *Provided*, That the Executive Director of the
3 Office of Compliance may, within the limits of available
4 appropriations, dispose of surplus or obsolete personal
5 property by interagency transfer, donation, or discarding.

6 ADMINISTRATIVE PROVISION

7 SEC. 1101. (a) The Executive Director of the Office
8 of Compliance may, in order to recruit or retain qualified
9 personnel, establish and maintain hereafter a program
10 under which the Office may agree to repay (by direct pay-
11 ments on behalf of the employee) all or a portion of any
12 student loan previously taken out by such employee.

13 (b) The Executive Director may, by regulation, make
14 applicable such provisions of section 5379 of title 5,
15 United States Code, as the Executive Director determines
16 necessary to provide for such program.

17 (c) The regulations shall provide the amount paid by
18 the Office may not exceed—

19 (1) \$6,000 for any employee in any calendar
20 year; or

21 (2) a total of \$40,000 in the case of any em-
22 ployee.

23 (d) The Office may not reimburse an employee for
24 any repayments made by such employee prior to the Office

1 entering into an agreement under this section with such
2 employee.

3 (e) Any amount repaid by, or recovered from, an indi-
4 vidual under this section and its implementing regulations
5 shall be credited to the appropriation account available for
6 salaries and expenses of the Office at the time of repay-
7 ment or recovery.

8 (f) This section shall apply to fiscal year 2005 and
9 each fiscal year thereafter.

10 CONGRESSIONAL BUDGET OFFICE

11 SALARIES AND EXPENSES

12 For salaries and expenses necessary for operation of
13 the Congressional Budget Office, including not more than
14 \$3,000 to be expended on the certification of the Director
15 of the Congressional Budget Office in connection with offi-
16 cial representation and reception expenses, \$34,790,000.

17 ARCHITECT OF THE CAPITOL

18 GENERAL ADMINISTRATION

19 For salaries for the Architect of the Capitol, and
20 other personal services, at rates of pay provided by law;
21 for surveys and studies in connection with activities under
22 the care of the Architect of the Capitol; for all necessary
23 expenses for the general and administrative support of the
24 operations under the Architect of the Capitol including the
25 Botanic Garden; electrical substations of the Capitol; Sen-

1 ate and House office buildings, and other facilities under
2 the jurisdiction of the Architect of the Capitol, including
3 furnishings and office equipment; including not more than
4 \$5,000 for official reception and representation expenses;
5 to be expended on the certification of the Architect of the
6 Capitol; for purchase or exchange, maintenance, and oper-
7 ation of a passenger motor vehicle, \$79,581,000, of which
8 \$1,500,000 shall remain available until September 30,
9 2009.

10 *CAPITOL BUILDING*

11 For all necessary expenses for the maintenance, care
12 and operation of the Capitol, \$18,185,000, of which
13 \$4,000,000 shall remain available until September 30,
14 2009.

15 *CAPITOL GROUNDS*

16 For all necessary expenses for care and improvement
17 of grounds surrounding the Capitol, the Senate and House
18 office buildings, and the Capitol Power Plant, \$7,033,000,
19 of which \$527,000 shall remain available until September
20 30, 2009.

21 *JOINT ITEMS*

22 *For Joint Committees, as follows:*

1 *JOINT ECONOMIC COMMITTEE*

2 *For salaries and expenses of the Joint Economic Com-*
3 *mittee, \$4,139,000, to be disbursed by the Secretary of the*
4 *Senate.*

5 *JOINT COMMITTEE ON TAXATION*

6 *For salaries and expenses of the Joint Committee on*
7 *Taxation, \$8,476,000, to be disbursed by the Chief Adminis-*
8 *trative Officer of the House.*

9 *For other joint items, as follows:*

10 *OFFICE OF THE ATTENDING PHYSICIAN*

11 *For medical supplies, equipment, and contingent ex-*
12 *penses of the emergency rooms, and for the Attending Physi-*
13 *cian and his assistants, including: (1) an allowance of*
14 *\$2,175 per month to the Attending Physician; (2) an allow-*
15 *ance of \$725 per month each to four medical officers while*
16 *on duty in the Office of the Attending Physician; (3) an*
17 *allowance of \$725 per month each to two assistants and*
18 *\$580 per month each to not to exceed 11 assistants on the*
19 *basis heretofore provided for such assistants; and (4)*
20 *\$1,680,000 for reimbursement to the Department of the*
21 *Navy for expenses incurred for staff and equipment as-*
22 *signed to the Office of the Attending Physician, which shall*
23 *be advanced and credited to the applicable appropriation*
24 *or appropriations from which such salaries, allowances,*
25 *and other expenses are payable and shall be available for*

1 *all the purposes thereof, \$2,528,000, to be disbursed by the*
2 *Chief Administrative Officer of the House of Representa-*
3 *tives.*

4 *CAPITOL GUIDE SERVICE AND SPECIAL SERVICES OFFICE*

5 *For salaries and expenses of the Capitol Guide Service*
6 *and Special Services Office, \$3,844,000, to be disbursed by*
7 *the Secretary of the Senate: Provided, That no part of such*
8 *amount may be used to employ more than 58 individuals:*
9 *Provided further, That the Capitol Guide Board is author-*
10 *ized, during emergencies, to employ not more than two ad-*
11 *ditional individuals for not more than 120 days each, and*
12 *not more than 10 additional individuals for not more than*
13 *6 months each, for the Capitol Guide Service.*

14 *STATEMENTS OF APPROPRIATIONS*

15 *For the preparation, under the direction of the Com-*
16 *mittees on Appropriations of the Senate and the House of*
17 *Representatives, of the statements for the second session of*
18 *the 108th Congress, showing appropriations made, indefi-*
19 *nite appropriations, and contracts authorized, together with*
20 *a chronological history of the regular appropriations bills*
21 *as required by law, \$30,000, to be paid to the persons des-*
22 *ignated by the chairmen of such committees to supervise*
23 *the work.*

1 *CAPITOL POLICE*2 *SALARIES*

3 *For salaries of employees of the Capitol Police, includ-*
4 *ing overtime, hazardous duty pay differential, and Govern-*
5 *ment contributions for health, retirement, social security,*
6 *professional liability insurance, and other applicable em-*
7 *ployee benefits, \$198,000,000, to be disbursed by the Chief*
8 *of the Capitol Police or his designee.*

9 *GENERAL EXPENSES*

10 *For necessary expenses of the Capitol Police, including*
11 *motor vehicles, communications and other equipment, secu-*
12 *rity equipment and installation, uniforms, weapons, sup-*
13 *plies, materials, training, medical services, forensic services,*
14 *stenographic services, personal and professional services, the*
15 *employee assistance program, the awards program, postage,*
16 *communication services, domestic travel, foreign travel as*
17 *approved by the Capitol Police Board, travel advances, relo-*
18 *cation of instructor and liaison personnel for the Federal*
19 *Law Enforcement Training Center, and not more than*
20 *\$5,000 to be expended on the certification of the Chief of*
21 *the Capitol Police in connection with official representation*
22 *and reception expenses, \$28,925,000, of which \$700,000 is*
23 *to remain available until expended, to be disbursed by the*
24 *Chief of the Capitol Police or his designee.*

1 *ADMINISTRATIVE PROVISIONS*
2 *(INCLUDING TRANSFER OF FUNDS)*

3 *SEC. 1001. TRANSFER AUTHORITY. Amounts appro-*
4 *priated for fiscal year 2005 for the Capitol Police may be*
5 *transferred between the headings “SALARIES” and “GEN-*
6 *ERAL EXPENSES” upon the approval of the Committees on*
7 *Appropriations of the Senate and the House of Representa-*
8 *tives.*

9 *SEC. 1002. LIMITATION ON CERTAIN HIRING AUTHOR-*
10 *ITY OF CAPITOL POLICE. Section 1006(b) of the Legislative*
11 *Branch Appropriations Act, 2004 (Public Law 108–83; 117*
12 *Stat. 1023) is amended—*

13 *(1) in paragraph (3)—*

14 *(A) in subparagraph (B), by inserting at*
15 *the end “The Chief of Police may hire individ-*
16 *uals under this subsection who are not submitted*
17 *for selection under this subparagraph. All*
18 *hirings under this subparagraph shall comply*
19 *with the limitations under this paragraph for*
20 *any fiscal year.”; and*

21 *(B) in subparagraph (C), by striking “(C)*
22 *LIMITATION.—” and inserting “(C) LIMITATION*
23 *FOR FISCAL YEAR 2004.—”; and*

24 *(C) by adding at the end the following:*

1 “(D) *LIMITATION FOR FISCAL YEAR 2005.*—
2 *During fiscal year 2005, the number of individ-*
3 *uals hired under this subsection may not ex-*
4 *ceed—*

5 “(i) *the number of Library of Congress*
6 *Police employees who separated from service*
7 *or transferred to a position other than a Li-*
8 *brary of Congress Police employee position*
9 *during fiscal year 2004 for whom a cor-*
10 *responding hire was not made under this*
11 *subsection; and*

12 “(ii) *the number of Library of Con-*
13 *gress Police employees who separate from*
14 *service or transfer to a position other than*
15 *a Library of Congress Police employee posi-*
16 *tion during fiscal year 2005.”; and*

17 (2) *in paragraph (4), by striking the first sen-*
18 *tence and inserting “Notwithstanding subsection*
19 *(a)(1)(C), the Chief of the Capitol Police may detail*
20 *an individual hired under this subsection to the Li-*
21 *brary of Congress Police on a nonreimbursable basis.*
22 *Any individual detailed under this subsection shall*
23 *receive necessary training, including training by the*
24 *Library of Congress Police.”.*

1 *SEC. 1003. COMPENSATION FOR DAMAGED OR LOST*
2 *PROPERTY. (a) IN GENERAL.—Any amounts received by the*
3 *Capitol Police for compensation for damage to, loss of, or*
4 *loss of use of property of the Capitol Police (including any*
5 *insurance payments or payment made by an officer or civil-*
6 *ian employee of the Capitol Police) shall be credited to the*
7 *account established for the general expenses of the Capitol*
8 *Police, and shall be available to carry out the purposes of*
9 *such account during the fiscal year in which the amounts*
10 *are received and the following fiscal year.*

11 *(b) EFFECTIVE DATE.—This section shall apply to fis-*
12 *cal year 2005 and each fiscal year thereafter.*

13 *SEC. 1004. PARTICIPATION IN VOLUNTARY TRANSFER*
14 *OF LEAVE WITH OTHER AGENCIES. (a) IN GENERAL.—The*
15 *Office of Personnel Management shall apply the regulations*
16 *prescribed under section 6334(c) of title 5, United States*
17 *Code, to the Capitol Police to provide for the participation*
18 *of employees of the Capitol Police in the voluntary transfer*
19 *of leave between employees of different agencies under sub-*
20 *chapter III of chapter 63 of that title.*

21 *(b) CERTIFICATION OF LEAVE ACCOUNTS.—For pur-*
22 *poses of this section, the Office of Personnel Management*
23 *shall accept the certification of the Chief of the Capitol Po-*
24 *lice of the amount of annual leave in the annual leave ac-*

1 *count of any leave donor or leave recipient who is an em-*
2 *ployee of the Capitol Police.*

3 (c) *REGULATIONS.*—*After consultation with the Chief*
4 *of the Capitol Police, the Office of Personnel Management*
5 *may prescribe regulations to carry out this section.*

6 (d) *EFFECTIVE DATE.*—*This section shall apply to fis-*
7 *cal year 2005 and each fiscal year thereafter.*

8 *SEC. 1005. AUTHORIZATION OF WEAPONS. Section*
9 *1824 of the Revised Statutes (2 U.S.C. 1941) is amended—*

10 (1) *in the first sentence—*

11 (A) *by striking “The Sergeant at Arms of*
12 *the Senate and the Sergeant at Arms of the*
13 *House of Representatives” and inserting “The*
14 *Capitol Police Board”;* and

15 (B) *by striking all beginning with “payable*
16 *out” through the period and inserting “payable*
17 *from appropriations to the Capitol Police upon*
18 *certification of payment by the Chief of the Cap-*
19 *itol Police.”;* and

20 (2) *in the second sentence—*

21 (A) *by inserting “or other arms as author-*
22 *ized by the Capitol Police Board” after “fur-*
23 *nished”;* and

24 (B) *by striking “the Sergeant at Arms of*
25 *the Senate and the Sergeant at Arms of the*

1 *House of Representatives” and inserting “the*
2 *Capitol Police Board”.*

3 *SEC. 1006. RELEASE OF SECURITY INFORMATION. (a)*

4 *DEFINITION.—In this section, the term “security informa-*
5 *tion” means information that—*

6 *(1) is sensitive with respect to the policing, pro-*
7 *tection, physical security, intelligence,*
8 *counterterrorism actions, or emergency preparedness*
9 *and response relating to Congress, any statutory*
10 *protectee of the Capitol Police, and the Capitol build-*
11 *ings and grounds; and*

12 *(2) is obtained by, on behalf of, or concerning the*
13 *Capitol Police Board, the Capitol Police, or any inci-*
14 *dent command relating to emergency response.*

15 *(b) AUTHORITY OF BOARD TO DETERMINE CONDI-*
16 *TIONS OF RELEASE.—Notwithstanding any other provision*
17 *of law, any security information in the possession of the*
18 *Capitol Police may be released by the Capitol Police to an-*
19 *other entity, including an individual, only if the Capitol*
20 *Police Board determines in consultation with other appro-*
21 *priate law enforcement officials, experts in security pre-*
22 *paredness, and appropriate committees of Congress, that the*
23 *release of the security information will not compromise the*
24 *security and safety of the Capitol buildings and grounds*

1 *or any individual whose protection and safety is under the*
2 *jurisdiction of the Capitol Police.*

3 (c) *RULE OF CONSTRUCTION.*—*Nothing in this section*
4 *may be construed to affect the ability of the Senate and*
5 *the House of Representatives (including any Member, offi-*
6 *cer, or committee of either House of Congress) to obtain in-*
7 *formation from the Capitol Police regarding the operations*
8 *and activities of the Capitol Police that affect the Senate*
9 *and House of Representatives.*

10 (d) *REGULATIONS.*—*The Capitol Police Board may*
11 *promulgate regulations to carry out this section, with the*
12 *approval of the Committee on Rules and Administration*
13 *of the Senate and the Committee on House Administration*
14 *of the House of Representatives.*

15 (e) *EFFECTIVE DATE.*—*This section shall take effect on*
16 *the date of enactment of this Act and apply with respect*
17 *to—*

18 (1) *any remaining portion of fiscal year 2004,*
19 *if this Act is enacted before October 1, 2004; and*

20 (2) *fiscal year 2005 and each fiscal year there-*
21 *after.*

22 *SEC. 1007. ACCEPTANCE OF DONATIONS OF ANIMALS.*

23 (a) *IN GENERAL.*—*The Capitol Police may accept the dona-*
24 *tion of animals to be used in the canine or equine units*
25 *of the Capitol Police.*

1 (b) *EFFECTIVE DATE.*—*This section shall apply with*
2 *respect to fiscal year 2005 and each fiscal year thereafter.*

3 *SEC. 1008. SETTLEMENT AND PAYMENT OF TORT*
4 *CLAIMS. (a) FEDERAL TORT CLAIMS ACT.*—

5 (1) *IN GENERAL.*—*Except as provided in para-*
6 *graph (2) with respect to the Senate, the Chief of the*
7 *Capitol Police, in accordance with regulations pre-*
8 *scribed by the Attorney General and any regulations*
9 *as the Capitol Police Board may prescribe, may con-*
10 *sider, ascertain, determine, compromise, adjust, and*
11 *settle, in accordance with the provisions of chapter*
12 *171 of title 28, United States Code, any claim for*
13 *money damages against the United States for injury*
14 *or loss of property or personal injury or death caused*
15 *by the negligent or wrongful act or omission of any*
16 *employee of the Capitol Police while acting within the*
17 *scope of his office or employment, under cir-*
18 *cumstances where the United States, if a private per-*
19 *son, would be liable to the claimant in accordance*
20 *with the law of the place where the act or omission*
21 *occurred.*

22 (2) *SENATE.*—

23 (A) *IN GENERAL.*—*With respect to any*
24 *claim of a Senator or an employee whose pay is*

1 *disbursed by the Secretary of the Senate, the*
2 *Chief of the Capitol Police shall—*

3 *(i) not later than 14 days after the re-*
4 *ceipt of such a claim, notify the Chairman*
5 *of the Committee on Rules and Administra-*
6 *tion of the receipt of the claim; and*

7 *(ii) not later than 90 days after the re-*
8 *ceipt of such a claim, submit a proposal for*
9 *the resolution of such claim which shall be*
10 *subject to the approval of the Chairman of*
11 *the Committee on Rules and Administra-*
12 *tion.*

13 *(B) EXTENSION.—The 90-day period in*
14 *subparagraph (A)(i) may be extended, not to ex-*
15 *ceed 90 days, for good cause by the Chairman of*
16 *the Committee on Rules and Administration*
17 *upon the request of the Chief of the Capitol Po-*
18 *lice.*

19 *(3) HEAD OF AGENCY.—For purposes of section*
20 *2672 of title 28, United States Code, the Chief of the*
21 *Capitol Police shall be the head of a Federal agency*
22 *with respect to the Capitol Police.*

23 *(4) REGULATIONS.—The Capitol Police Board*
24 *may prescribe regulations to carry out this subsection.*

25 *(b) CLAIMS OF EMPLOYEES OF CAPITOL POLICE.—*

1 (1) *IN GENERAL.*—*The Capitol Police Board*
2 *may prescribe regulations to apply the provisions of*
3 *section 3721 of title 31, United States Code, for the*
4 *settlement and payment of a claim against the Cap-*
5 *itol Police by an employee of the Capitol Police for*
6 *damage to, or loss of personal property incident to*
7 *service.*

8 (2) *LIMITATION.*—*No settlement and payment of*
9 *a claim under regulations prescribed under this sub-*
10 *section may exceed \$2,000.*

11 (c) *RULE OF CONSTRUCTION.*—*Nothing in this section*
12 *may be construed to affect—*

13 (1) *any payment under section 1304 of title 31,*
14 *United States Code, of a final judgement, award,*
15 *compromise settlement, and interest and costs speci-*
16 *fied in the judgment based on a claim against the*
17 *Capitol Police; or*

18 (2) *any authority for any—*

19 (A) *settlement under section 414 of the Con-*
20 *gressional Accountability Act of 1995 (2 U.S.C.*
21 *1414); or*

22 (B) *payment under section 415 of that Act*
23 *(2 U.S.C. 1415).*

24 (d) *EFFECTIVE DATE.*—*This section shall apply to fis-*
25 *cal year 2005 and each fiscal year thereafter.*

1 *SEC. 1009. FOREIGN TRAVEL AUTHORIZATION. Not-*
2 *withstanding any other provision of law and subject to the*
3 *approval of the Capitol Police Board, the Capitol Police*
4 *are authorized, in a non-law enforcement capacity, to travel*
5 *with and assist overseas congressional delegations in a secu-*
6 *rity advisory and liaison role, including advance security*
7 *liaison preparations for such congressional foreign travel.*

8 *OFFICE OF COMPLIANCE*

9 *SALARIES AND EXPENSES*

10 *For salaries and expenses of the Office of Compliance,*
11 *as authorized by section 305 of the Congressional Account-*
12 *ability Act of 1995 (2 U.S.C. 1385), \$2,421,000: Provided,*
13 *That the Executive Director of the Office of Compliance*
14 *may, within the limits of available appropriations, dispose*
15 *of surplus or obsolete personal property by interagency*
16 *transfer, donation, or discarding.*

17 *CONGRESSIONAL BUDGET OFFICE*

18 *SALARIES AND EXPENSES*

19 *For salaries and expenses necessary for operation of*
20 *the Congressional Budget Office, including not more than*
21 *\$3,000 to be expended on the certification of the Director*
22 *of the Congressional Budget Office in connection with offi-*
23 *cial representation and reception expenses, \$34,790,000:*
24 *Provided, That no part of such amount may be used for*
25 *the purchase or hire of a passenger motor vehicle.*

1 *ARCHITECT OF THE CAPITOL*2 *GENERAL ADMINISTRATION*

3 *For salaries for the Architect of the Capitol, and other*
4 *personal services, at rates of pay provided by law; for sur-*
5 *veys and studies in connection with activities under the*
6 *care of the Architect of the Capitol; for all necessary ex-*
7 *penses for the general and administrative support of the*
8 *operations under the Architect of the Capitol including the*
9 *Botanic Garden; electrical substations of the Capitol, Sen-*
10 *ate and House office buildings, and other facilities under*
11 *the jurisdiction of the Architect of the Capitol; including*
12 *furnishings and office equipment; including not more than*
13 *\$5,000 for official representation and reception expenses, to*
14 *be expended as the Architect of the Capitol may approve;*
15 *for purchase or exchange, maintenance, and operation of*
16 *a passenger motor vehicle, \$74,063,000, of which \$720,000*
17 *shall remain available until September 30, 2009.*

18 *CAPITOL BUILDING*

19 *For all necessary expenses for the maintenance, care*
20 *and operation of the Capitol, \$24,784,000, of which*
21 *\$8,770,000 shall remain available until September 30,*
22 *2009.*

1 *CAPITOL GROUNDS*

2 *For all necessary expenses for care and improvement*
3 *of grounds surrounding the Capitol, the Senate and House*
4 *office buildings, and the Capitol Power Plant, \$6,940,000.*

5 *SENATE OFFICE BUILDINGS*

6 *For all necessary expenses for the maintenance, care*
7 *and operation of Senate office buildings; and furniture and*
8 *furnishings to be expended under the control and super-*
9 *vision of the Architect of the Capitol, \$62,303,000, of which*
10 *\$9,070,000 shall remain available until September 30,*
11 *2009.*

12 *HOUSE OFFICE BUILDINGS*

13 *For all necessary expenses for the maintenance, care*
14 *and operation of the House office buildings, \$65,130,000,*
15 *of which \$27,103,000 shall remain available until Sep-*
16 *tember 30, 2009.*

17 **(3) Capitol Power Plant**

18 ~~For all necessary expenses for the maintenance, care~~
19 ~~and operation of the Capitol Power Plant; lighting; heat-~~
20 ~~ing; power (including the purchase of electrical energy)~~
21 ~~and water and sewer services for the Capitol, Senate and~~
22 ~~House office buildings, Library of Congress buildings, and~~
23 ~~the grounds about the same, Botanic Garden, Senate ga-~~
24 ~~rage, and air conditioning refrigeration not supplied from~~
25 ~~plants in any of such buildings; heating the Government~~

1 Printing Office and Washington City Post Office, and
2 heating and chilled water for air conditioning for the Su-
3 preme Court Building, the Union Station complex, the
4 Thurgood Marshall Federal Judiciary Building and the
5 Folger Shakespeare Library, expenses for which shall be
6 advanced or reimbursed upon request of the Architect of
7 the Capitol and amounts so received shall be deposited
8 into the Treasury to the credit of this appropriation,
9 \$56,139,000, of which \$630,000 shall remain available
10 until September 30, 2009: *Provided*, That not more than
11 \$4,400,000 of the funds credited or to be reimbursed to
12 this appropriation as herein provided shall be available for
13 obligation during fiscal year 2005.

14 LIBRARY BUILDINGS AND GROUNDS

15 For all necessary expenses for the mechanical and
16 structural maintenance, care and operation of the Library
17 buildings and grounds, \$34,783,000, of which
18 \$18,110,000 shall remain available until September 30,
19 2009.

20 CAPITOL POLICE BUILDINGS AND GROUNDS

21 For all necessary expenses for the maintenance, care
22 and operation of buildings and grounds of the United
23 States Capitol Police, \$4,883,000.

BOTANIC GARDEN

1
 2 For all necessary expenses for the maintenance, care
 3 and operation of the Botanic Garden and the nurseries,
 4 buildings, grounds, and collections; and purchase and ex-
 5 change, maintenance, repair, and operation of a passenger
 6 motor vehicle; all under the direction of the Joint Com-
 7 mittee on the Library, \$5,932,000. *Provided*, That this ap-
 8 propriation shall not be available for construction of the
 9 National Garden.

10 MANAGEMENT AND OPERATION OF CAPITOL POWER
 11 PLANT

12 SEC. 1201. (a) CONTRACT WITH PRIVATE ENTITY
 13 FOR MANAGEMENT AND OPERATION OF THE CAPITOL
 14 POWER PLANT.—

15 (1) IN GENERAL.—Not later than 1 year after
 16 the Committees on Appropriations of the House of
 17 Representatives and Senate notify the Architect of
 18 the Capitol that the Committees approve the imple-
 19 mentation plan submitted under subsection (b), the
 20 Architect shall enter into a contract with a private
 21 entity for the management and operation of the
 22 Capitol Power Plant.

23 (2) REQUIREMENTS FOR CONTRACT.—The con-
 24 tract entered into under this subsection—

1 (A) shall be awarded on a competitive
2 basis;

3 (B) shall include such terms and condi-
4 tions as the Architect of the Capitol deems nec-
5 essary to ensure that the Capitol Power Plant
6 will continue to provide lighting, heating, power,
7 and air conditioning services to the United
8 States Capitol, Senate and House office build-
9 ings, the Supreme Court Building, and the
10 other facilities served by the Plant;

11 (C) shall be carried out in a manner con-
12 sistent with the implementation plan submitted
13 under subsection (b), as approved by the Com-
14 mittees on Appropriations of the House of Rep-
15 resentatives and Senate; and

16 (D) if the contract is a multiyear contract,
17 shall meet the requirements described in para-
18 graph (3).

19 (3) SPECIAL RULES FOR MULTIYEAR CON-
20 TRACT.—The Architect may enter into a contract
21 under this subsection which is a multiyear contract
22 subject to the following conditions:

23 (A) The Architect determines that—

1 (i) the need for the services provided
2 will continue over the period of the con-
3 tract;

4 (ii) the use of a multiyear contract
5 will yield substantial cost savings; and

6 (iii) the use of a multiyear contract
7 will not eliminate the ability of small busi-
8 nesses to compete for and enter into the
9 contract.

10 (B) For the first fiscal year for which the
11 contract will be in effect, there are sufficient
12 funds available for payments of the costs of the
13 contract during the year, including any termi-
14 nation and cancellation costs. Amounts avail-
15 able for paying termination and cancellation
16 costs shall remain available until the costs asso-
17 ciated with the termination and cancellation of
18 the contract are paid.

19 (C) The period covered by the contract is
20 not longer than 10 years.

21 (b) IMPLEMENTATION PLAN.—

22 (1) SUBMISSION TO COMMITTEES.—Not later
23 than 270 days after the date of the enactment of
24 this Act or 270 days after the date of the completion
25 of the West Refrigeration Plant (whichever occurs

1 later); the Architect of the Capitol shall submit to
2 the Committees on Appropriations of the House of
3 Representatives and Senate an implementation plan
4 for carrying out the requirements of this section:

5 (2) CONTENTS OF PLAN.—The implementation
6 plan shall include the following elements:

7 (A) A description of the steps the Architect
8 shall take to minimize the cost and ensure the
9 effectiveness of the operation of the Capitol
10 Power Plant.

11 (B) A description of how the Architect will
12 administer the competition for the contract en-
13 tered into under subsection (a) for the manage-
14 ment and operation of the Capitol Power Plant,
15 including the key logistic milestones that will
16 affect the competition.

17 (C) A description of the budgetary impact
18 of the contract and the proposed schedule of
19 the appropriations that will be required to cover
20 the costs of the contract.

21 (D) The actions to be taken by the Archi-
22 tect to ensure effective performance of the con-
23 tractor, including a description of the manage-
24 ment systems the Architect will use to monitor
25 and oversee the contractor's efforts; the antici-

1 pated performance standards that the con-
2 tractor will be measured against (including the
3 levels of plant capacity, efficiency of fuel and
4 deliveries of steam and chilled water, and emis-
5 sion levels) and such other standards that in
6 the Architect's judgment are needed to ensure
7 the efficient operation of the Plant.

8 (E) The steps to be taken to ensure system
9 operations and reliability by maintaining ade-
10 quate levels of facility maintenance and staff-
11 ing.

12 (F) The specifications of security measures
13 to be taken to ensure the safety and protection
14 of the Plant, including its utility distribution
15 systems, and the steps that will be taken to co-
16 ordinate these efforts with the United States
17 Capitol Police.

18 (G) The steps to be taken to continue the
19 multi-use fuel capability of the Plant.

20 (H) A description of a plan to manage the
21 transition to the contractor for the management
22 and operation of the facility, including steps to
23 be taken to mitigate the effect of the contract
24 on the Plant's existing employees.

1 (I) An analysis of the cost and feasibility
 2 of incorporating a combined steam and elec-
 3 trical power generation system for the Plant.

4 (e) RULE OF CONSTRUCTION.—Nothing in this sec-
 5 tion may be construed to limit the authority of the Archi-
 6 tect of the Capitol to procure any services under any other
 7 authority.

8 LIBRARY OF CONGRESS

9 SALARIES AND EXPENSES

10 For necessary expenses of the Library of Congress
 11 not otherwise provided for, including development and
 12 maintenance of the Library's catalogs; custody and custo-
 13 dial care of the Library buildings; special clothing; clean-
 14 ing; laundering and repair of uniforms; preservation of
 15 motion pictures in the custody of the Library; operation
 16 and maintenance of the American Folklife Center in the
 17 Library; preparation and distribution of catalog records
 18 and other publications of the Library; hire or purchase
 19 of one passenger motor vehicle; and expenses of the Li-
 20 brary of Congress Trust Fund Board not properly charge-
 21 able to the income of any trust fund held by the Board,
 22 \$373,225,000, of which not more than \$6,000,000 shall
 23 be derived from collections credited to this appropriation
 24 during fiscal year 2005, and shall remain available until
 25 expended, under the Act of June 28, 1902 (chapter 1301;

1 32 Stat. 480; 2 U.S.C. 150) and not more than \$250,000
2 shall be derived from collections during fiscal year 2005
3 and shall remain available until expended for the develop-
4 ment and maintenance of an international legal informa-
5 tion database and activities related thereto: *Provided,*
6 That the Library of Congress may not obligate or expend
7 any funds derived from collections under the Act of June
8 28, 1902, in excess of the amount authorized for obliga-
9 tion or expenditure in appropriations Acts: *Provided fur-*
10 *ther,* That the total amount available for obligation shall
11 be reduced by the amount by which collections are less
12 than \$6,350,000: *Provided further,* That of the total
13 amount appropriated, \$12,481,000 shall remain available
14 until expended for acquisition of books, periodicals, news-
15 papers, and all other materials including subscriptions for
16 bibliographic services for the Library, including \$40,000
17 to be available solely for the purchase, when specifically
18 approved by the Librarian, of special and unique materials
19 for additions to the collections: *Provided further,* That of
20 the total amount appropriated, not more than \$12,000
21 may be expended, on the certification of the Librarian of
22 Congress, in connection with official representation and
23 reception expenses for the Overseas Field Offices: *Pro-*
24 *vided further,* That of the total amount appropriated,
25 \$250,000 shall remain available until expended, and shall

1 be transferred to the Abraham Lincoln Bicentennial Com-
2 mission for carrying out the purposes of Public Law 106-
3 173, of which \$10,000 may be used for official representa-
4 tion and reception expenses of the Abraham Lincoln Bi-
5 centennial Commission: *Provided further*, That of the total
6 amount appropriated, \$11,026,000 shall remain available
7 until expended for partial support of the National Audio-
8 Visual Conservation Center: *Provided further*, That of the
9 total amount appropriated, \$2,795,000 shall remain avail-
10 able until expended for the development and maintenance
11 of the Alternate Computer Facility.

12 COPYRIGHT OFFICE

13 SALARIES AND EXPENSES

14 For necessary expenses of the Copyright Office,
15 \$53,518,000, of which not more than \$26,981,000, to re-
16 main available until expended, shall be derived from collec-
17 tions credited to this appropriation during fiscal year 2005
18 under section 708(d) of title 17, United States Code: *Pro-*
19 *vided*, That the Copyright Office may not obligate or ex-
20 pend any funds derived from collections under such sec-
21 tion, in excess of the amount authorized for obligation or
22 expenditure in appropriations Acts: *Provided further*, That
23 not more than \$6,496,000 shall be derived from collections
24 during fiscal year 2005 under sections 111(d)(2),
25 119(b)(2), 802(h), 1005, and 1316 of such title: *Provided*

1 *further*, That the total amount available for obligation
2 shall be reduced by the amount by which collections are
3 less than ~~\$33,477,000~~: *Provided further*, That not more
4 than \$100,000 of the amount appropriated is available for
5 the maintenance of an "International Copyright Institute"
6 in the Copyright Office of the Library of Congress for the
7 purpose of training nationals of developing countries in
8 intellectual property laws and policies: *Provided further*,
9 That not more than ~~\$4,250~~ may be expended, on the cer-
10 tification of the Librarian of Congress, in connection with
11 official representation and reception expenses for activities
12 of the International Copyright Institute and for copyright
13 delegations, visitors, and seminars.

14 CONGRESSIONAL RESEARCH SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses to carry out the provisions
17 of section 203 of the Legislative Reorganization Act of
18 1946 (2 U.S.C. 166) and to revise and extend the Anno-
19 tated Constitution of the United States of America,
20 ~~\$96,385,000~~: *Provided*, That no part of such amount may
21 be used to pay any salary or expense in connection with
22 any publication, or preparation of material therefor (ex-
23 cept the Digest of Public General Bills), to be issued by
24 the Library of Congress unless such publication has ob-
25 tained prior approval of either the Committee on House

1 Administration of the House of Representatives or the
2 Committee on Rules and Administration of the Senate.

3 BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED
4 SALARIES AND EXPENSES

5 For salaries and expenses to carry out the Act
6 of March 3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C.
7 135a), \$60,187,000, of which \$22,210,000 shall remain
8 available until expended.

9 ADMINISTRATIVE PROVISIONS

10 SEC. 1301. INCENTIVE AWARDS PROGRAM. Of the
11 amounts appropriated to the Library of Congress in this
12 Act, not more than \$5,000 may be expended, on the cer-
13 tification of the Librarian of Congress, in connection with
14 official representation and reception expenses for the in-
15 centive awards program.

16 SEC. 1302. REIMBURSABLE AND REVOLVING FUND
17 ACTIVITIES. (a) IN GENERAL.—For fiscal year 2005, the
18 obligational authority of the Library of Congress for the
19 activities described in subsection (b) may not exceed
20 \$106,985,000.

21 (b) ACTIVITIES.—The activities referred to in sub-
22 section (a) are reimbursable and revolving fund activities
23 that are funded from sources other than appropriations
24 to the Library in appropriations Acts for the legislative
25 branch.

1 (c) TRANSFER OF FUNDS.—During fiscal year 2005,
 2 the Librarian of Congress may temporarily transfer funds
 3 appropriated in this Act, under the heading “LIBRARY
 4 OF CONGRESS” under the subheading “SALARIES AND
 5 EXPENSES” to the revolving fund for the FEDLINK Pro-
 6 gram and the Federal Research Program established
 7 under section ~~103~~ of the Library of Congress Fiscal Oper-
 8 ations Improvement Act of 2000 (Public Law 106–481;
 9 ~~2~~ U.S.C. 182e): *Provided*, That the total amount of such
 10 transfers may not exceed \$1,900,000. *Provided further*,
 11 That the appropriate revolving fund account shall reim-
 12 burse the Library for any amounts transferred to it before
 13 the period of availability of the Library appropriation ex-
 14 pires.

15 ~~SEC. 1303. NATIONAL DIGITAL INFORMATION IN-~~
 16 ~~FRASTRUCTURE AND PRESERVATION PROGRAM.~~ The first
 17 proviso under the heading “LIBRARY OF CON-
 18 GRESS—SALARIES AND EXPENSES” in chapter 9 of divi-
 19 sion A of the Miscellaneous Appropriations Act, 2001, as
 20 enacted into law by section 1(a)(4) of the Consolidated
 21 Appropriations Act, 2001 (Public Law 106–554; 114 Stat.
 22 2763A–194), as amended by section 1303 of the Legisla-
 23 tive Branch Appropriations Act, 2003, is amended—

24 (1) by striking “other than money” and insert-
 25 ing “other than money and pledges”; and

1 (2) by striking “March 31, 2005” and inserting
2 “March 31, 2010”.

3 GOVERNMENT PRINTING OFFICE

4 CONGRESSIONAL PRINTING AND BINDING

5 (INCLUDING TRANSFER OF FUNDS)

6 For authorized printing and binding for the Congress
7 and the distribution of Congressional information in any
8 format; printing and binding for the Architect of the Cap-
9 itol; expenses necessary for preparing the semimonthly
10 and session index to the Congressional Record, as author-
11 ized by law (section 902 of title 44, United States Code);
12 printing and binding of Government publications author-
13 ized by law to be distributed to Members of Congress; and
14 printing, binding, and distribution of Government publica-
15 tions authorized by law to be distributed without charge
16 to the recipient, \$88,800,000: *Provided*, That this appro-
17 priation shall not be available for paper copies of the per-
18 manent edition of the Congressional Record for individual
19 Representatives, Resident Commissioners or Delegates au-
20 thorized under section 906 of title 44, United States Code:
21 *Provided further*, That this appropriation shall be available
22 for the payment of obligations incurred under the appro-
23 priations for similar purposes for preceding fiscal years:
24 *Provided further*, That notwithstanding the 2-year limita-
25 tion under section 718 of title 44, United States Code,

1 none of the funds appropriated or made available under
2 this Act or any other Act for printing and binding and
3 related services provided to Congress under chapter 7 of
4 title 44, United States Code, may be expended to print
5 a document, report, or publication after the 27-month pe-
6 riod beginning on the date that such document, report,
7 or publication is authorized by Congress to be printed, un-
8 less Congress reauthorizes such printing in accordance
9 with section 718 of title 44, United States Code: *Provided*
10 *further*, That any unobligated or unexpended balances in
11 this account or accounts for similar purposes for preceding
12 fiscal years may be transferred to the Government Print-
13 ing Office revolving fund for carrying out the purposes of
14 this heading, subject to the approval of the Committees
15 on Appropriations of the House of Representatives and
16 Senate.

17 OFFICE OF SUPERINTENDENT OF DOCUMENTS

18 SALARIES AND EXPENSES

19 (INCLUDING TRANSFER OF FUNDS)

20 For expenses of the Office of Superintendent of Doc-
21 uments necessary to provide for the cataloging and index-
22 ing of Government publications and their distribution to
23 the public, Members of Congress, other Government agen-
24 cies, and designated depository and international exchange
25 libraries as authorized by law, \$32,524,000: *Provided*,
26 That amounts of not more than \$2,000,000 from current

1 year appropriations are authorized for producing and dis-
2 seminating Congressional serial sets and other related
3 publications for fiscal years 2003 and 2004 to depository
4 and other designated libraries: *Provided further*, That any
5 unobligated or unexpended balances in this account or ac-
6 counts for similar purposes for preceding fiscal years may
7 be transferred to the Government Printing Office revolv-
8 ing fund for carrying out the purposes of this heading,
9 subject to the approval of the Committees on Appropria-
10 tions of the House of Representatives and Senate.

11 GOVERNMENT PRINTING OFFICE REVOLVING FUND

12 The Government Printing Office may make such ex-
13 penditures, within the limits of funds available and in ac-
14 cord with the law, and to make such contracts and com-
15 mitments without regard to fiscal year limitations as pro-
16 vided by section 9104 of title 31, United States Code, as
17 may be necessary in carrying out the programs and pur-
18 poses set forth in the budget for the current fiscal year
19 for the Government Printing Office revolving fund: *Pro-*
20 *vided*, That not more than \$5,000 may be expended on
21 the certification of the Public Printer in connection with
22 official representation and reception expenses: *Provided*
23 *further*, That the revolving fund shall be available for the
24 hire or purchase of not more than 12 passenger motor
25 vehicles: *Provided further*, That expenditures in connection

1 with travel expenses of the advisory councils to the Public
2 Printer shall be deemed necessary to carry out the provi-
3 sions of title 44, United States Code: *Provided further,*
4 That the revolving fund shall be available for temporary
5 or intermittent services under section 3109(b) of title 5,
6 United States Code, but at rates for individuals not more
7 than the daily equivalent of the annual rate of basic pay
8 for level V of the Executive Schedule under section 5316
9 of such title: *Provided further,* That the revolving fund and
10 the funds provided under the headings “OFFICE OF SU-
11 PERINTENDENT OF DOCUMENTS” and “SALARIES AND
12 EXPENSES” together may not be available for the full-time
13 equivalent employment of more than 2,889 workyears (or
14 such other number of workyears as the Public Printer may
15 request, subject to the approval of the Committees on Ap-
16 propriations of the House of Representatives and Senate):
17 *Provided further,* That activities financed through the re-
18 volving fund may provide information in any format: *Pro-*
19 *vided further,* That not more than \$10,000 may be ex-
20 pended from the revolving fund in support of the activities
21 of the Benjamin Franklin Tercentenary Commission es-
22 tablished under the Benjamin Franklin Tercentenary
23 Commission Act (Public Law 107–202).

1 ADMINISTRATIVE PROVISION

2 SEC. 1401. DISCOUNT AUTHORITY OF SUPER-
3 INTENDENT OF DOCUMENTS. Section 1708 of title 44,
4 United States Code, is amended by striking “of not to ex-
5 ceed 25 percent may be allowed to book dealers and quan-
6 tity purchasers” and inserting “may be allowed as deter-
7 mined by the Superintendent of Documents”.

8 GENERAL ACCOUNTING OFFICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the General Accounting
11 Office, including not more than \$12,500 to be expended
12 on the certification of the Comptroller General of the
13 United States in connection with official representation
14 and reception expenses; temporary or intermittent services
15 under section 3109(b) of title 5, United States Code, but
16 at rates for individuals not more than the daily equivalent
17 of the annual rate of basic pay for level IV of the Execu-
18 tive Schedule under section 5315 of such title; hire of one
19 passenger motor vehicle; advance payments in foreign
20 countries in accordance with section 3324 of title 31,
21 United States Code; benefits comparable to those payable
22 under sections 901(5), (6), and (8) of the Foreign Service
23 Act of 1980 (22 U.S.C. 4081(5), (6), and (8)); and under
24 regulations prescribed by the Comptroller General of the
25 United States, rental of living quarters in foreign coun-

1 tries, \$473,500,000: *Provided*, That not more than
2 \$5,000,000 of payments received under section 782 of title
3 31, United States Code, shall be available for use in fiscal
4 year 2005: *Provided further*, That not more than
5 \$2,500,000 of reimbursements received under section
6 9105 of title 31, United States Code, shall be available
7 for use in fiscal year 2005: *Provided further*, That this
8 appropriation and appropriations for administrative ex-
9 penses of any other department or agency which is a mem-
10 ber of the National Intergovernmental Audit Forum or a
11 Regional Intergovernmental Audit Forum shall be avail-
12 able to finance an appropriate share of either Forum's
13 costs as determined by the respective Forum, including
14 necessary travel expenses of non-Federal participants:
15 *Provided further*, That payments hereunder to the Forum
16 may be credited as reimbursements to any appropriation
17 from which costs involved are initially financed: *Provided*
18 *further*, That this appropriation and appropriations for ad-
19 ministrative expenses of any other department or agency
20 which is a member of the American Consortium on Inter-
21 national Public Administration (ACIPA) shall be available
22 to finance an appropriate share of ACIPA costs as deter-
23 mined by the ACIPA, including any expenses attributable
24 to membership of ACIPA in the International Institute of
25 Administrative Sciences.

1 PAYMENT TO THE OPEN WORLD LEADERSHIP
2 CENTER TRUST FUND

3 For a payment to the Open World Leadership Center
4 Trust Fund for financing activities of the Open World
5 Leadership Center, \$6,750,000.

6 TITLE II—GENERAL PROVISIONS

7 SEC. 201. MAINTENANCE AND CARE OF PRIVATE
8 VEHICLES. No part of the funds appropriated in this Act
9 shall be used for the maintenance or care of private vehi-
10 cles, except for emergency assistance and cleaning as may
11 be provided under regulations relating to parking facilities
12 for the House of Representatives issued by the Committee
13 on House Administration and for the Senate issued by the
14 Committee on Rules and Administration.

15 SEC. 202. FISCAL YEAR LIMITATION. No part of the
16 funds appropriated in this Act shall remain available for
17 obligation beyond fiscal year 2005 unless expressly so pro-
18 vided in this Act.

19 SEC. 203. RATES OF COMPENSATION AND DESIGNA-
20 TION. Whenever in this Act any office or position not spe-
21 cifically established by the Legislative Pay Act of 1929
22 (46 Stat. 32 et seq.) is appropriated for or the rate of
23 compensation or designation of any office or position ap-
24 propriated for is different from that specifically estab-
25 lished by such Act, the rate of compensation and the des-

1 ignation in this Act shall be the permanent law with re-
2 spect thereto: *Provided*, That the provisions in this Act
3 for the various items of official expenses of Members, offi-
4 cers, and committees of the Senate and House of Rep-
5 resentatives, and clerk hire for Senators and Members of
6 the House of Representatives shall be the permanent law
7 with respect thereto.

8 SEC. 204. CONSULTING SERVICES. The expenditure
9 of any appropriation under this Act for any consulting
10 service through procurement contract, under section 3109
11 of title 5, United States Code, shall be limited to those
12 contracts where such expenditures are a matter of public
13 record and available for public inspection, except where
14 otherwise provided under existing law, or under existing
15 Executive order issued under existing law.

16 SEC. 205. AWARDS AND SETTLEMENTS. Such sums
17 as may be necessary are appropriated to the account de-
18 scribed in subsection (a) of section 415 of the Congres-
19 sional Accountability Act of 1995 (2 U.S.C. 1415(a)) to
20 pay awards and settlements as authorized under such sub-
21 section.

22 SEC. 206. COSTS OF LBFMC. Amounts available for
23 administrative expenses of any legislative branch entity
24 which participates in the Legislative Branch Financial
25 Managers Council (LBFMC) established by charter on

1 March 26, 1996, shall be available to finance an appro-
2 priate share of LBFMC costs as determined by the
3 LBFMC, except that the total LBFMC costs to be shared
4 among all participating legislative branch entities (in such
5 allocations among the entities as the entities may deter-
6 mine) may not exceed \$2,000.

7 SEC. 207. LANDSCAPE MAINTENANCE. The Architect
8 of the Capitol, in consultation with the District of Colum-
9 bia, is authorized to maintain and improve the landscape
10 features, excluding streets and sidewalks, in the irregular
11 shaped grassy areas bounded by Washington Avenue, SW
12 on the northeast, Second Street SW on the west, Square
13 582 on the south, and the beginning of the I-395 tunnel
14 on the southeast.

15 SEC. 208. TRANSFER OF FUNDS. None of the funds
16 made available in this Act may be transferred to any de-
17 partment, agency, or instrumentality of the United States
18 Government, except pursuant to a transfer made by, or
19 transfer authority provided in, this Act or any other ap-
20 propriation Act.

21 SEC. 209. eTRAVEL SERVICE. Notwithstanding any
22 other provision of law, no entity within the legislative
23 branch shall be required to use the eTravel Service estab-
24 lished by the Administrator of General Services for official

1 travel by officers or employees of the entity during fiscal
2 year 2005 or any succeeding fiscal year.

3 SEC. 210. VOLUNTARY SEPARATION INCENTIVE PAY-
4 MENTS. (a) AUTHORITY TO OFFER PAYMENTS.—Notwith-
5 standing any other provision of law, the head of any office
6 in the legislative branch may establish a program under
7 which voluntary separation incentive payments may be of-
8 fered to eligible employees of the office to encourage such
9 employees to separate from service voluntarily (whether by
10 retirement or resignation), in accordance with this section.

11 (b) AMOUNT AND ADMINISTRATION OF PAYMENTS.—
12 A voluntary separation incentive payment made under this
13 section—

14 (1) shall be paid in a lump sum after the em-
15 ployee's separation;

16 (2) shall be equal to the lesser of—

17 (A) an amount equal to the amount the
18 employee would be entitled to receive under sec-
19 tion 5595(e) of title 5, United States Code, if
20 the employee were entitled to payment under
21 such section (without adjustment for any pre-
22 vious payment made); or

23 (B) an amount determined by the head of
24 the office involved, not to exceed \$25,000;

1 (3) may be made only in the case of an em-
2 ployee who voluntarily separates (whether by retire-
3 ment or resignation) under this section;

4 (4) shall not be a basis for payment, and shall
5 not be included in the computation, of any other
6 type of Government benefit;

7 (5) shall not be taken into account in deter-
8 mining the amount of any severance pay to which
9 the employee may be entitled under section 5595 of
10 title 5, United States Code, based on any other sepa-
11 ration; and

12 (6) shall be paid from appropriations or funds
13 available for the payment of the basic pay of the em-
14 ployee.

15 (c) PLAN.—

16 (1) PLAN REQUIRED FOR MAKING PAYMENTS.—
17 No voluntary separation incentive payment may be
18 paid under this section with respect to an office un-
19 less the head of the office submits a plan described
20 in paragraph (2) to each applicable Committee de-
21 scribed in paragraph (3), and each applicable Com-
22 mittee approves the plan.

23 (2) CONTENTS OF PLAN.—A plan described in
24 this paragraph with respect to an office is a plan
25 containing the following information:

1 (A) The specific positions and functions to
2 be reduced or eliminated.

3 (B) A description of which categories of
4 employees will be offered incentives.

5 (C) The time period during which incen-
6 tives may be paid.

7 (D) The number and amounts of voluntary
8 separation incentive payments to be offered.

9 (E) A description of how the office will op-
10 erate without the eliminated positions and func-
11 tions.

12 ~~(3) APPLICABLE COMMITTEE.~~—For purposes of
13 this subsection, the “applicable Committee” with re-
14 spect to an office means—

15 (A) in the case of an office of the House
16 of Representatives, the Committee on House
17 Administration of the House of Representatives;
18 and

19 (B) in the case of any other office, the
20 Committee on House Administration of the
21 House of Representatives and the Committee
22 on Rules and Administration of the Senate.

23 (d) EXCLUSION OF CERTAIN OFFICES.—This section
24 shall not apply—

1 (1) to any office of the Senate or to any em-
2 ployee of such an office; or

3 (2) to any office which is an Executive agency
4 under section 105 of title 5, United States Code, or
5 any employee of such an office.

6 (c) ELIGIBLE EMPLOYEE DEFINED.—

7 (1) IN GENERAL.—In this section, an “eligible
8 employee” is an employee (as defined in section
9 2105, United States Code) or a Congressional em-
10 ployee (as defined in section 2107, United States
11 Code) who—

12 (A) is serving under an appointment with-
13 out time limitation; and

14 (B) has been currently employed for a con-
15 tinuous period of at least 3 years.

16 (2) EXCLUSIONS.—An “eligible employee” does
17 not include any of the following:

18 (A) A reemployed annuitant under sub-
19 chapter III of chapter 83 or 84 of title 5,
20 United States Code, or another retirement sys-
21 tem for employees of the Government.

22 (B) An employee having a disability on the
23 basis of which such employee is or would be eli-
24 gible for disability retirement under subchapter
25 III of chapter 83 or 84 of title 5, United States

1 Code, or another retirement system for employ-
2 ees of the Government.

3 ~~(C) An employee who is in receipt of a de-~~
4 ~~cision notice of involuntary separation for mis-~~
5 ~~conduct or unacceptable performance.~~

6 ~~(D) An employee who has previously re-~~
7 ~~ceived any voluntary separation incentive pay-~~
8 ~~ment from the Federal Government under this~~
9 ~~section or any other authority.~~

10 ~~(E) An employee covered by statutory re-~~
11 ~~employment rights who is on transfer employ-~~
12 ~~ment with another organization.~~

13 ~~(F) Any employee who—~~

14 ~~(i) during the 36-month period pre-~~
15 ~~ceding the date of separation of that em-~~
16 ~~ployee, performed service for which a stu-~~
17 ~~dent loan repayment benefit was or is to be~~
18 ~~paid under section 5379 of title 5, United~~
19 ~~States Code, or any other authority;~~

20 ~~(ii) during the 24-month period pre-~~
21 ~~ceding the date of separation of that em-~~
22 ~~ployee, performed service for which a re-~~
23 ~~ruitment or relocation bonus was or is to~~
24 ~~be paid under section 5753 of such title or~~
25 ~~any other authority; or~~

1 (iii) during the 12-month period pre-
2 ceding the date of separation of that em-
3 ployee, performed service for which a re-
4 tention bonus was or is to be paid under
5 section 5754 of such title or any other au-
6 thority.

7 (f) REPAYMENT FOR INDIVIDUALS RETURNING TO
8 GOVERNMENT EMPLOYMENT.—

9 (1) IN GENERAL.—Subject to paragraph (2), an
10 employee who has received a voluntary separation in-
11 centive payment under this section and accepts em-
12 ployment with the Government of the United States
13 within 5 years after the date of the separation on
14 which the payment is based shall be required to
15 repay the entire amount of the incentive payment to
16 the office that paid the incentive payment.

17 (2) WAIVER FOR INDIVIDUALS POSSESSING
18 UNIQUE ABILITIES.—(A) If the employment is with
19 an Executive agency (as defined by section 105 of
20 title 5, United States Code), the Director of the Of-
21 fice of Personnel Management may, at the request
22 of the head of the agency, waive the repayment re-
23 quired under this subsection if the individual in-
24 volved possesses unique abilities and is the only
25 qualified applicant available for the position.

1 (B) If the employment is with an entity in the
2 legislative branch, the head of the entity or the ap-
3 pointing official may waive the repayment required
4 under this subsection if the individual involved pos-
5 sesses unique abilities and is the only qualified appli-
6 cant available for the position.

7 (C) If the employment is with the judicial
8 branch, the Director of the Administrative Office of
9 the United States Courts may waive the repayment
10 required under this subsection if the individual in-
11 volved possesses unique abilities and is the only
12 qualified applicant available for the position.

13 (3) TREATMENT OF PERSONAL SERVICES CON-
14 TRACTS.—For purposes of paragraph (1) (but not
15 paragraph (2)), the term “employment” includes
16 employment under a personal services contract with
17 the United States.

18 (g) EFFECTIVE DATE.—This section shall take effect
19 July 1, 2005, and shall apply with respect to fiscal year
20 2005 and each succeeding fiscal year.

21 SEC. 211. COMPENSATION LIMITATION. None of the
22 funds contained in this Act or any other Act may be used
23 to pay the salary of any officer or employee of the legisla-
24 tive branch during fiscal year 2005 or any succeeding fis-
25 cal year to the extent that the aggregate amount of com-

1 pensionation paid to the employee during the year (including
2 base salary, performance awards and other bonus pay-
3 ments, and incentive payments, but excluding the value
4 of any in-kind benefits and payments) exceeds the annual
5 rate of pay for a Member of the House of Representatives
6 or a Senator.

7 ~~SEC. 212. CAPITOL GROUNDS ENCLOSURE.~~ None of
8 the funds contained in this Act may be used to study, de-
9 sign, plan, or otherwise further the construction or consid-
10 eration of a fence to enclose the perimeter of the grounds
11 of the United States Capitol.

12 This Act may be cited as the “Legislative Branch Ap-
13 propriations Act, 2005”.

14 *CAPITOL POWER PLANT*

15 *For all necessary expenses for the maintenance, care*
16 *and operation of the Capitol Power Plant; lighting, heating,*
17 *power (including the purchase of electrical energy) and*
18 *water and sewer services for the Capitol, Senate and House*
19 *office buildings, Library of Congress buildings, and the*
20 *grounds about the same, Botanic Garden, Senate garage,*
21 *and air conditioning refrigeration not supplied from plants*
22 *in any of such buildings; heating the Government Printing*
23 *Office and Washington City Post Office, and heating and*
24 *chilled water for air conditioning for the Supreme Court*
25 *Building, the Union Station complex, the Thurgood Mar-*

1 *shall Federal Judiciary Building and the Folger Shake-*
2 *speare Library, expenses for which shall be advanced or re-*
3 *imbursed upon request of the Architect of the Capitol and*
4 *amounts so received shall be deposited into the Treasury*
5 *to the credit of this appropriation, \$60,928,000, of which*
6 *\$2,190,000 shall remain available until September 30,*
7 *2009: Provided, That not more than \$4,400,000 of the funds*
8 *credited or to be reimbursed to this appropriation as herein*
9 *provided shall be available for obligation during fiscal year*
10 *2005.*

11 *LIBRARY BUILDINGS AND GROUNDS*

12 *For all necessary expenses for the mechanical and*
13 *structural maintenance, care and operation of the Library*
14 *buildings and grounds, \$65,145,000, of which \$47,114,000*
15 *shall remain available until September 30, 2009.*

16 *CAPITOL POLICE BUILDINGS AND GROUNDS*

17 *For all necessary expenses for the maintenance, care,*
18 *and operation of buildings and grounds of the United States*
19 *Capitol Police, \$7,090,000, of which \$1,500,000 shall re-*
20 *main available until September 30, 2009.*

21 *BOTANIC GARDEN*

22 *For all necessary expenses for the maintenance, care*
23 *and operation of the Botanic Garden and the nurseries,*
24 *buildings, grounds, and collections; and purchase and ex-*
25 *change, maintenance, repair, and operation of a passenger*

1 *motor vehicle; all under the direction of the Joint Com-*
2 *mittee on the Library, \$6,294,000: Provided, That this ap-*
3 *propriation shall not be available for construction of the*
4 *National Garden.*

5 *LIBRARY OF CONGRESS*

6 *SALARIES AND EXPENSES*

7 *For necessary expenses of the Library of Congress not*
8 *otherwise provided for, including development and mainte-*
9 *nance of the Library's catalogs; custody and custodial care*
10 *of the Library buildings; special clothing; cleaning, laun-*
11 *dering and repair of uniforms; preservation of motion pic-*
12 *tures in the custody of the Library; operation and mainte-*
13 *nance of the American Folklife Center in the Library; prep-*
14 *aration and distribution of catalog records and other publi-*
15 *cations of the Library; hire or purchase of one passenger*
16 *motor vehicle; and expenses of the Library of Congress Trust*
17 *Fund Board not properly chargeable to the income of any*
18 *trust fund held by the Board, \$379,648,000, of which not*
19 *more than \$6,000,000 shall be derived from collections cred-*
20 *ited to this appropriation during fiscal year 2005, and*
21 *shall remain available until expended, under the Act of*
22 *June 28, 1902 (chapter 1301; 32 Stat. 480; 2 U.S.C. 150)*
23 *and not more than \$350,000 shall be derived from collec-*
24 *tions during fiscal year 2005 and shall remain available*
25 *until expended for the development and maintenance of an*

1 *international legal information database and activities re-*
2 *lated thereto: Provided, That the Library of Congress may*
3 *not obligate or expend any funds derived from collections*
4 *under the Act of June 28, 1902, in excess of the amount*
5 *authorized for obligation or expenditure in appropriations*
6 *Acts: Provided further, That the total amount available for*
7 *obligation shall be reduced by the amount by which collec-*
8 *tions are less than the \$6,350,000: Provided further, That*
9 *of the total amount appropriated, \$11,981,000 shall remain*
10 *available until expended for the partial acquisition of books,*
11 *periodicals, newspapers, and all other materials including*
12 *subscriptions for bibliographic services for the Library, in-*
13 *cluding \$40,000 to be available solely for the purchase, when*
14 *specifically approved by the Librarian, of special and*
15 *unique materials for additions to the collections: Provided*
16 *further, That of the total amount appropriated, not more*
17 *than \$12,000 may be expended, on the certification of the*
18 *Librarian of Congress, in connection with official represen-*
19 *tation and reception expenses for the Overseas Field Offices:*
20 *Provided further, That of the total amount appropriated,*
21 *\$1,175,000 shall remain available until expended for the*
22 *purpose of teaching educators and librarians how to incor-*
23 *porate the Library's digital collections into school curricula*
24 *and shall be transferred to the educational consortium*
25 *formed to conduct the "Adventure of the American Mind"*

1 *project as approved by the Library: Provided further, That*
2 *of the amount appropriated, \$500,000 shall remain avail-*
3 *able until expended, and shall be transferred to the Abra-*
4 *ham Lincoln Bicentennial Commission for carrying out the*
5 *purposes of Public Law 106–173, of which \$10,000 may*
6 *be used for official representation and reception expenses*
7 *of the Abraham Lincoln Bicentennial Commission: Pro-*
8 *vided further, That of the total amount appropriated,*
9 *\$15,620,000 shall remain available until expended for par-*
10 *tial support of the National Audio-Visual Conservation*
11 *Center: Provided further, That of the total amount appro-*
12 *priated, \$2,795,000 shall remain available until expended*
13 *for the development and maintenance of the Alternate Com-*
14 *puter Facility: Provided further, That of the amount appro-*
15 *priated, \$500,000 shall be used to provide a grant to the*
16 *Middle Eastern Text Initiative for translation and pub-*
17 *lishing of middle eastern text.*

18 *COPYRIGHT OFFICE*

19 *SALARIES AND EXPENSES*

20 *For necessary expenses of the Copyright Office,*
21 *\$53,518,000, of which not more than \$26,843,000, to re-*
22 *main available until expended, shall be derived from collec-*
23 *tions credited to this appropriation during fiscal year 2005*
24 *under section 708(d) of title 17, United States Code: Pro-*
25 *vided, That the Copyright Office may not obligate or expend*

1 *any funds derived from collections under such section, in*
2 *excess of the amount authorized for obligation or expendi-*
3 *ture in appropriations Acts: Provided further, That not*
4 *more than \$6,496,000 shall be derived from collections dur-*
5 *ing fiscal year 2005 under sections 111(d)(2), 119(b)(2),*
6 *802(h), 1005, and 1316 of such title: Provided further, That*
7 *the total amount available for obligation shall be reduced*
8 *by the amount by which collections are less than*
9 *\$33,339,000: Provided further, That not more than*
10 *\$100,000 of the amount appropriated is available for the*
11 *maintenance of an “International Copyright Institute” in*
12 *the Copyright Office of the Library of Congress for the pur-*
13 *pose of training nationals of developing countries in intel-*
14 *lectual property laws and policies: Provided further, That*
15 *not more than \$4,250 may be expended, on the certification*
16 *of the Librarian of Congress, in connection with official*
17 *representation and reception expenses for activities of the*
18 *International Copyright Institute and for copyright delega-*
19 *tions, visitors, and seminars.*

20 *CONGRESSIONAL RESEARCH SERVICE*

21 *SALARIES AND EXPENSES*

22 *For necessary expenses to carry out the provisions of*
23 *section 203 of the Legislative Reorganization Act of 1946*
24 *(2 U.S.C. 166) and to revise and extend the Annotated Con-*
25 *stitution of the United States of America, \$96,678,000: Pro-*

1 *vided, That no part of such amount may be used to pay*
2 *any salary or expense in connection with any publication,*
3 *or preparation of material therefor (except the Digest of*
4 *Public General Bills), to be issued by the Library of Con-*
5 *gress unless such publication has obtained prior approval*
6 *of either the Committee on House Administration of the*
7 *House of Representatives or the Committee on Rules and*
8 *Administration of the Senate.*

9 *BOOKS FOR THE BLIND AND PHYSICALLY HANDICAPPED*

10 *SALARIES AND EXPENSES*

11 *For salaries and expenses to carry out the Act of March*
12 *3, 1931 (chapter 400; 46 Stat. 1487; 2 U.S.C. 135a),*
13 *\$53,937,000, of which \$15,960,000 shall remain available*
14 *until expended.*

15 *ADMINISTRATIVE PROVISIONS*

16 *SEC. 1101. INCENTIVE AWARDS PROGRAM. Of the*
17 *amounts appropriated to the Library of Congress in this*
18 *Act, not more than \$5,000 may be expended, on the certifi-*
19 *cation of the Librarian of Congress, in connection with offi-*
20 *cial representation and reception expenses for the incentive*
21 *awards program.*

22 *SEC. 1102. REIMBURSABLE AND REVOLVING FUND AC-*
23 *TIVITIES. (a) IN GENERAL.—For fiscal year 2005, the*
24 *obligational authority of the Library of Congress for the ac-*

1 *tivities described in subsection (b) may not exceed*
2 *\$106,985,000.*

3 *(b) ACTIVITIES.—The activities referred to in sub-*
4 *section (a) are reimbursable and revolving fund activities*
5 *that are funded from sources other than appropriations to*
6 *the Library in appropriations Acts for the legislative*
7 *branch.*

8 *(c) TRANSFER OF FUNDS.—During fiscal year 2005,*
9 *the Librarian of Congress may temporarily transfer funds*
10 *appropriated in this Act, under the heading “LIBRARY*
11 *OF CONGRESS” under the subheading “SALARIES AND*
12 *EXPENSES” to the revolving fund for the FEDLINK Pro-*
13 *gram and the Federal Research Program established under*
14 *section 103 of the Library of Congress Fiscal Operations*
15 *Improvement Act of 2000 (Public Law 106–481; 2 U.S.C.*
16 *182c): Provided, That the total amount of such transfers*
17 *may not exceed \$1,900,000: Provided further, That the ap-*
18 *propriate revolving fund account shall reimburse the Li-*
19 *brary for any amounts transferred to it before the period*
20 *of availability of the Library appropriation expires.*

21 *SEC. 1103. NATIONAL DIGITAL INFORMATION INFRA-*
22 *STRUCTURE AND PRESERVATION PROGRAM. The Miscella-*
23 *neous Appropriations Act, 2001 (enacted into law by sec-*
24 *tion 1(a)(4) of Public Law 106–554, 114 Stat. 2763A–194)*
25 *is amended in the first proviso under the subheading “SAL-*

1 *ARIES AND EXPENSES*” under the heading “*LIBRARY OF*
2 *CONGRESS*” in chapter 9 of division A—

3 (1) by inserting “and pledges” after “other than
4 money”; and

5 (2) by striking “March 31, 2005” and inserting
6 “March 31, 2010”.

7 *SEC. 1104. CONSTRUCTION OF UNITED STATES DIPLO-*
8 *MATIC FACILITIES.* None of the funds in this Act may be
9 used to pay any fee charged by the Department of State
10 for the purpose of constructing United States diplomatic
11 facilities.

12 *SEC. 1105. NATIONAL FILM PRESERVATION BOARD*
13 *AND NATIONAL FILM PRESERVATION FOUNDATION.* (a) *EF-*
14 *FECTIVE DATES.*—Notwithstanding the effective date under
15 section 113 of the National Film Preservation Act of 1996
16 (2 U.S.C. 179w), title I of that Act shall be considered to
17 be effective through fiscal year 2005.

18 (b) *AUTHORIZATION OF APPROPRIATIONS.*—Section
19 151711(a) of title 36, United States Code, is amended by
20 striking “2003” and inserting “2005”.

21 *GOVERNMENT PRINTING OFFICE*

22 *CONGRESSIONAL PRINTING AND BINDING*

23 *(INCLUDING TRANSFER OF FUNDS)*

24 *For authorized printing and binding for the Congress*
25 *and the distribution of Congressional information in any*

1 *format; printing and binding for the Architect of the Cap-*
2 *itol; expenses necessary for preparing the semimonthly and*
3 *session index to the Congressional Record, as authorized by*
4 *law (section 902 of title 44, United States Code); printing*
5 *and binding of Government publications authorized by law*
6 *to be distributed to Members of Congress; and printing,*
7 *binding, and distribution of Government publications au-*
8 *thorized by law to be distributed without charge to the re-*
9 *cipient, \$88,800,000: Provided, That this appropriation*
10 *shall not be available for paper copies of the permanent edi-*
11 *tion of the Congressional Record for individual Representa-*
12 *tives, Resident Commissioners or Delegates authorized*
13 *under section 906 of title 44, United States Code: Provided*
14 *further, That this appropriation shall be available for the*
15 *payment of obligations incurred under the appropriations*
16 *for similar purposes for preceding fiscal years: Provided*
17 *further, That notwithstanding the 2-year limitation under*
18 *section 718 of title 44, United States Code, none of the funds*
19 *appropriated or made available under this Act or any other*
20 *Act for printing and binding and related services provided*
21 *to Congress under chapter 7 of title 44, United States Code,*
22 *may be expended to print a document, report, or publica-*
23 *tion after the 27-month period beginning on the date that*
24 *such document, report, or publication is authorized by Con-*
25 *gress to be printed, unless Congress reauthorizes such print-*

1 *ing in accordance with section 718 of title 44, United States*
2 *Code: Provided further, That any unobligated or unex-*
3 *pendent balances in this account or accounts for similar*
4 *purposes for preceding fiscal years may be transferred to*
5 *the Government Printing Office revolving fund for carrying*
6 *out the purposes of this heading, subject to the approval*
7 *of the Committees on Appropriations of the House of Rep-*
8 *resentatives and Senate.*

9 *OFFICE OF SUPERINTENDENT OF DOCUMENTS*

10 *SALARIES AND EXPENSES*

11 *(INCLUDING TRANSFER OF FUNDS)*

12 *For expenses of the Office of Superintendent of Docu-*
13 *ments necessary to provide for the cataloging and indexing*
14 *of Government publications and their distribution to the*
15 *public, Members of Congress, other Government agencies,*
16 *and designated depository and international exchange li-*
17 *braries as authorized by law, \$31,935,000: Provided, That*
18 *amounts of not more than \$2,000,000 from current year*
19 *appropriations are authorized for producing and dissemi-*
20 *nating Congressional serial sets and other related publica-*
21 *tions for fiscal years 2003 and 2004 to depository and other*
22 *designated libraries: Provided further, That any unobli-*
23 *gated or unexpended balances in this account or accounts*
24 *for similar purposes for preceding fiscal years may be*
25 *transferred to the Government Printing Office revolving*
26 *fund for carrying out the purposes of this heading, subject*

1 *to the approval of the Committees on Appropriations of the*
2 *House of Representatives and Senate.*

3 *GOVERNMENT PRINTING OFFICE REVOLVING FUND*

4 *The Government Printing Office may make such ex-*
5 *penditures, within the limits of funds available and in ac-*
6 *cord with the law, and to make such contracts and commit-*
7 *ments without regard to fiscal year limitations as provided*
8 *by section 9104 of title 31, United States Code, as may be*
9 *necessary in carrying out the programs and purposes set*
10 *forth in the budget for the current fiscal year for the Govern-*
11 *ment Printing Office revolving fund: Provided, That not*
12 *more than \$5,000 may be expended on the certification of*
13 *the Public Printer in connection with official representation*
14 *and reception expenses: Provided further, That the revolving*
15 *fund shall be available for the hire or purchase of not more*
16 *than 12 passenger motor vehicles: Provided further, That*
17 *expenditures in connection with travel expenses of the advi-*
18 *sory councils to the Public Printer shall be deemed nec-*
19 *essary to carry out the provisions of title 44, United States*
20 *Code: Provided further, That the revolving fund shall be*
21 *available for temporary or intermittent services under sec-*
22 *tion 3109(b) of title 5, United States Code, but at rates for*
23 *individuals not more than the daily equivalent of the an-*
24 *nual rate of basic pay for level V of the Executive Schedule*
25 *under section 5316 of such title: Provided further, That the*

1 revolving fund and the funds provided under the headings
2 “OFFICE OF SUPERINTENDENT OF DOCUMENTS” and “SAL-
3 ARIES AND EXPENSES” together may not be available for
4 the full-time equivalent employment of more than 2,621
5 workyears (or such other number of workyears as the Public
6 Printer may request, subject to the approval of the Commit-
7 tees on Appropriations of the House of Representatives and
8 Senate): Provided further, That activities financed through
9 the revolving fund may provide information in any format:
10 Provided further, That not more than \$10,000 may be ex-
11 pended from the revolving fund in support of the activities
12 of the Benjamin Franklin Tercentenary Commission estab-
13 lished by Public Law 107–202.

14 *ADMINISTRATIVE PROVISION*

15 *SEC. 1301. DISCOUNTS FOR SALES COPIES.* Section
16 1708 of title 44, United States Code, is amended by striking
17 “of not to exceed 25 percent may be allowed to book dealers
18 and quantity purchasers”, and inserting in lieu thereof the
19 following: “may be allowed as determined by the Super-
20 intendent of Documents”.

21 *GOVERNMENT ACCOUNTABILITY OFFICE*

22 *SALARIES AND EXPENSES*

23 *For necessary expenses of the Government Account-*
24 *ability Office, including not more than \$12,500 to be ex-*
25 *pended on the certification of the Comptroller General of*

1 *the United States in connection with official representation*
2 *and reception expenses; temporary or intermittent services*
3 *under section 3109(b) of title 5, United States Code, but*
4 *at rates for individuals not more than the daily equivalent*
5 *of the annual rate of basic pay for level IV of the Executive*
6 *Schedule under section 5315 of such title; hire of one pas-*
7 *senger motor vehicle; advance payments in foreign countries*
8 *in accordance with section 3324 of title 31, United States*
9 *Code; benefits comparable to those payable under section*
10 *901(5), (6), and (8) of the Foreign Service Act of 1980 (22*
11 *U.S.C. 4081(5), (6), and (8)); and under regulations pre-*
12 *scribed by the Comptroller General of the United States,*
13 *rental of living quarters in foreign countries, \$470,000,000:*
14 *Provided, That not more than \$4,919,000 of payments re-*
15 *ceived under section 782 of title 31, United States Code,*
16 *shall be available for use in fiscal year 2005: Provided fur-*
17 *ther, That not more than \$2,500,000 of reimbursements re-*
18 *ceived under section 9105 of title 31, United States Code,*
19 *shall be available for use in fiscal year 2005: Provided fur-*
20 *ther, That this appropriation and appropriations for ad-*
21 *ministrative expenses of any other department or agency*
22 *which is a member of the National Intergovernmental Audit*
23 *Forum or a Regional Intergovernmental Audit Forum shall*
24 *be available to finance an appropriate share of either Fo-*
25 *rum's costs as determined by the respective Forum, includ-*

1 *ing necessary travel expenses of non-Federal participants:*
 2 *Provided further, That payments hereunder to the Forum*
 3 *may be credited as reimbursements to any appropriation*
 4 *from which costs involved are initially financed: Provided*
 5 *further, That this appropriation and appropriations for*
 6 *administrative expenses of any other department or agency*
 7 *which is a member of the American Consortium on Inter-*
 8 *national Public Administration (ACIPA) shall be available*
 9 *to finance an appropriate share of ACIPA costs as deter-*
 10 *mined by the ACIPA, including any expenses attributable*
 11 *to membership of ACIPA in the International Institute of*
 12 *Administrative Sciences.*

13 *ADMINISTRATIVE PROVISION*

14 *SEC. 1401. REPORTS TO THE COMPTROLLER GEN-*
 15 *ERAL. (a) LIMITATIONS ON EXPENDITURES, OBLIGATIONS,*
 16 *AND VOLUNTARY SERVICES.—Section 1351 of title 31,*
 17 *United States Code, is amended by inserting “A copy of*
 18 *each report shall also be transmitted to the Comptroller*
 19 *General on the same date the report is transmitted to the*
 20 *President and Congress.” after the first sentence.*

21 *(b) PROHIBITED OBLIGATIONS AND EXPENDITURES.—*
 22 *Section 1517(b) of title 31, United States Code, is amended*
 23 *by inserting “A copy of each report shall also be transmitted*
 24 *to the Comptroller General on the same date the report is*

1 *transmitted to the President and Congress.” after the first*
2 *sentence.*

3 *PAYMENT TO THE OPEN WORLD LEADERSHIP*

4 *CENTER TRUST FUND*

5 *For a payment to the Open World Leadership Center*
6 *Trust Fund for financing activities of the Open World*
7 *Leadership Center, \$13,500,000.*

8 *ADMINISTRATIVE PROVISION*

9 *SEC. 1501. EXPANSION OF OPEN WORLD LEADERSHIP*

10 *COUNTRIES.—Section 313(j) of the Legislative Branch Ap-*
11 *propriations Act, 2001 (2 U.S.C. 1151(j)) is amended—*

12 *(1) in paragraph (1), by striking “and” after the*
13 *semicolon;*

14 *(2) in paragraph (2), by striking the period and*
15 *inserting “; and”; and*

16 *(3) by adding at the end the following:*

17 *“(3) any other country that is designated by the*
18 *Board, except that the Board shall notify the Commit-*
19 *tees on Appropriations of the Senate and the House*
20 *of Representatives of the designation at least 90 days*
21 *before the designation is to take effect.”.*

22 *TITLE II—GENERAL PROVISIONS*

23 *SEC. 201. MAINTENANCE AND CARE OF PRIVATE VEHI-*

24 *CLES. No part of the funds appropriated in this Act shall*
25 *be used for the maintenance or care of private vehicles, ex-*

1 *cept for emergency assistance and cleaning as may be pro-*
2 *vided under regulations relating to parking facilities for the*
3 *House of Representatives issued by the Committee on House*
4 *Administration and for the Senate issued by the Committee*
5 *on Rules and Administration.*

6 *SEC. 202. FISCAL YEAR LIMITATION. No part of the*
7 *funds appropriated in this Act shall remain available for*
8 *obligation beyond fiscal year 2005 unless expressly so pro-*
9 *vided in this Act.*

10 *SEC. 203. RATES OF COMPENSATION AND DESIGNA-*
11 *TION. Whenever in this Act any office or position not spe-*
12 *cifically established by the Legislative Pay Act of 1929 (46*
13 *Stat. 32 et seq.) is appropriated for or the rate of compensa-*
14 *tion or designation of any office or position appropriated*
15 *for is different from that specifically established by such*
16 *Act, the rate of compensation and the designation in this*
17 *Act shall be the permanent law with respect thereto: Pro-*
18 *vided, That the provisions in this Act for the various items*
19 *of official expenses of Members, officers, and committees of*
20 *the Senate and House of Representatives, and clerk hire for*
21 *Senators and Members of the House of Representatives shall*
22 *be the permanent law with respect thereto.*

23 *SEC. 204. CONSULTING SERVICES. The expenditure of*
24 *any appropriation under this Act for any consulting service*
25 *through procurement contract, under section 3109 of title*

1 5, *United States Code*, shall be limited to those contracts
2 where such expenditures are a matter of public record and
3 available for public inspection, except where otherwise pro-
4 vided under existing law, or under existing *Executive order*
5 issued under existing law.

6 *SEC. 205. AWARDS AND SETTLEMENTS.* Such sums as
7 may be necessary are appropriated to the account described
8 in subsection (a) of section 415 of the *Congressional Ac-*
9 *countability Act (2 U.S.C. 1415(a))* to pay awards and set-
10 tlements as authorized under such subsection.

11 *SEC. 206. COSTS OF LBFMC.* Amounts available for
12 administrative expenses of any legislative branch entity
13 which participates in the *Legislative Branch Financial*
14 *Managers Council (LBFMC)* established by charter on
15 March 26, 1996, shall be available to finance an appro-
16 priate share of LBFMC costs as determined by the LBFMC,
17 except that the total LBFMC costs to be shared among all
18 participating legislative branch entities (in such allocations
19 among the entities as the entities may determine) may not
20 exceed \$2,000.

21 *SEC. 207. LIMITATION ON TRANSFERS.* None of the
22 funds made available in this Act may be transferred to any
23 department, agency, or instrumentality of the *United States*
24 *Government*, except pursuant to a transfer made by, or

1 *transfer authority provided in, this Act or any other appro-*
2 *riation Act.*

3 *SEC. 208. VOLUNTARY COMPLIANCE WITH GOVERN-*
4 *MENT eTRAVEL SERVICE REGULATION. (a) DEFINITION.—*

5 *In this section, the term “agency” means the—*

- 6 (1) *Architect of the Capitol;*
- 7 (2) *Congressional Budget Office;*
- 8 (3) *Government Accountability Office;*
- 9 (4) *Government Printing Office;*
- 10 (5) *Library of Congress; and*
- 11 (6) *Office of Compliance.*

12 (b) *COMPLIANCE ELECTION.—Notwithstanding any*
13 *other provision of law, an agency, at the discretion of the*
14 *head of the agency, may—*

- 15 (1) *elect to comply with the requirements of*
16 *parts 300–3, 301–50, 301–52, 301–70, and 301–73 of*
17 *title 41 of the Code of Federal Regulations, or any*
18 *modification to those requirements, (relating to the*
19 *Governmentwide eTravel Service); and*
- 20 (2) *if the head of the agency makes an election*
21 *to comply under paragraph (1), enter into an agree-*
22 *ment with the General Services Administration to*
23 *modify those requirements, as applicable to that agen-*
24 *cy, relating to confidentiality of information or other*
25 *concerns of the head of the agency.*

1 (c) *EFFECTIVE DATE.*—*This section shall apply with*
2 *respect to fiscal year 2005 and each fiscal year thereafter.*

3 *SEC. 209. CONGRESSIONAL RECOGNITION FOR EXCEL-*
4 *LENCE IN ARTS EDUCATION. Section 210 of the Legislative*
5 *Branch Appropriations Act, 2003 is amended—*

6 (1) *by striking the first proviso; and*

7 (2) *by striking “Provide further,” and inserting*
8 *“Provided,”.*

9 *SEC. 210. TRANSFER OF JURISDICTION OVER REAL*
10 *PROPERTY NEAR JAPANESE AMERICAN PATRIOTISM MEMO-*
11 *RIAL. (a) TRANSFER OF JURISDICTION.—*

12 (1) *IN GENERAL.*—*Jurisdiction over the parcels*
13 *of Federal real property described under paragraph*
14 *(2) (over which jurisdiction was transferred under*
15 *section 514(b)(2)(C) of the Omnibus Parks and Public*
16 *Lands Management Act of 1996 (40 U.S.C. 5102 note;*
17 *Public Law 104–333)) is transferred to the Architect*
18 *of the Capitol, without consideration.*

19 (2) *PARCELS.*—*The parcels of Federal real prop-*
20 *erty referred to under paragraph (1) are the fol-*
21 *lowing:*

22 (A) *That portion of New Jersey Avenue,*
23 *N.W., between the northernmost point of the*
24 *intersection of New Jersey Avenue, N.W., and D*
25 *Street, N.W., and the northernmost point of the*

1 *intersection of New Jersey Avenue, N.W., and*
2 *Louisiana Avenue, N.W., between squares 631*
3 *and W632, which remains Federal property, and*
4 *whose maintenance and repair shall be the re-*
5 *sponsibility of the District of Columbia.*

6 *(B) That portion of D Street, N.W., between*
7 *its intersection with New Jersey Avenue, N.W.,*
8 *and its intersection with Louisiana Avenue,*
9 *N.W., between squares 630 and W632, which re-*
10 *remains Federal property.*

11 **(b) MISCELLANEOUS.—**

12 **(1) COMPLIANCE WITH OTHER LAWS.—***Compli-*
13 *ance with this section shall be deemed to satisfy the*
14 *requirements of all laws otherwise applicable to trans-*
15 *fers of jurisdiction over parcels of Federal real prop-*
16 *erty.*

17 **(2) UNITED STATES CAPITOL GROUNDS.—**

18 **(A) DEFINITION.—***Section 5102 of title 40,*
19 *United States Code, is amended to include with-*
20 *in the definition of the United States Capitol*
21 *Grounds the parcels of Federal real property de-*
22 *scribed in subsection (a)(2).*

23 **(B) JURISDICTION OF CAPITOL POLICE.—**
24 *The United States Capitol Police shall have ju-*
25 *risdiction over the parcels of Federal real prop-*

1 *erty described in subsection (a)(2) in accordance*
2 *with section 9 of the Act entitled “An Act to de-*
3 *fine the United States Capitol Grounds, to regu-*
4 *late the use thereof, and for other purposes”, ap-*
5 *proved July 31, 1946 (2 U.S.C. 1961).*

6 (3) *EFFECT OF TRANSFER.*—*A person relin-*
7 *quishing jurisdiction over any parcel of Federal real*
8 *property transferred by subsection (a) shall not retain*
9 *any interest in the parcel except as specifically pro-*
10 *vided in this section.*

11 (c) *EFFECTIVE DATE.*—*This Act shall apply to fiscal*
12 *year 2005 and each fiscal year thereafter.*

13 *SEC. 211. COMMISSION ON THE ABRAHAM LINCOLN*
14 *STUDY ABROAD FELLOWSHIP PROGRAM.*—(a) *APPROPRIA-*
15 *TION.*—*There are appropriated, out of any money in the*
16 *Treasury not otherwise appropriated, for the fiscal year*
17 *ending September 30, 2005, \$495,000, for the Commission*
18 *on the Abraham Lincoln Study Abroad Fellowship Program*
19 *established under section 104 of division H of the Consoli-*
20 *dated Appropriations Act, 2004 (Public Law 108–199; 118*
21 *Stat. 435).*

22 (b) *EXTENSION OF REPORT AND TERMINATION*
23 *DATES.*—*Section 104 of division H of the Consolidated Ap-*
24 *propriations Act, 2004 (Public Law 108–199; 118 Stat.*
25 *435) is amended—*

1 *(1) in subsection (f), by striking “December 1,*
2 *2004” and inserting “December 1, 2005”; and*

3 *(2) in subsection (g), by striking “December 31,*
4 *2004” and inserting “December 31, 2005”.*

5 *This Act may be cited as the “Legislative Branch Ap-*
6 *propriations Act, 2005”.*

Passed the House of Representatives July 12, 2004.

Attest: JEFF TRANDAHL,
 Clerk.

Passed the Senate September 21, 2004.

Attest: EMILY J. REYNOLDS,
 Secretary.