

100TH CONGRESS  
2D SESSION

# H. R. 4775

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IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 1988

Ordered to be printed with the amendments of the Senate numbered

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## AN ACT

Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1989, 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 money  
4 in the Treasury not otherwise appropriated, for the Treasury  
5 Department, the United States Postal Service, the Executive  
6 Office of the President, and certain Independent Agencies,  
7 for the fiscal year ending September 30, 1989, and for other  
8 purposes, namely:

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## TITLE I

### (1) OFFICE OF THE SECRETARY

#### SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary, including operation and maintenance of the Treasury Building and Annex; hire of passenger motor vehicles; not to exceed \$22,000 for official reception and representation expenses; not to exceed \$200,000 for unforeseen emergencies of a confidential nature, to be allocated and expended under the direction of the Secretary of the Treasury and to be accounted for solely on his certificate; not to exceed \$573,000, to remain available until expended, for repairs and improvements to the Main Treasury Building and Annex; \$59,618,000.

#### INTERNATIONAL AFFAIRS

For necessary expenses of the international affairs function of the Office of the Secretary; hire of passenger motor vehicles; maintenance, repairs, and improvements of, and purchase of commercial insurance policies for, real properties leased or owned overseas, when necessary for the performance of official business; not to exceed \$2,000,000 for official travel expenses; and not to exceed \$73,000 for official reception and representation expenses; \$24,063,000.

1                    *DEPARTMENTAL OFFICES*2                    *SALARIES AND EXPENSES*

3            *For necessary expenses of the Departmental Offices in-*  
4 *cluding operation and maintenance of the Treasury Building*  
5 *and Annex; hire of passenger motor vehicles; maintenance,*  
6 *repairs and improvements of, and purchase of commercial in-*  
7 *surance policies for real properties leased or owned overseas,*  
8 *when necessary for the performance of official business; not*  
9 *to exceed \$95,000 for official reception and representation*  
10 *expenses; not to exceed \$200,000 for unforeseen emergencies*  
11 *of a confidential nature, to be allocated and expended under*  
12 *the direction of the Secretary of the Treasury and to be ac-*  
13 *counted for solely on his certificate; not to exceed \$573,000 to*  
14 *remain available until expended, for repairs and improve-*  
15 *ments to the Main Treasury Building and Annex,*  
16 *\$83,000,000.*

17            **FEDERAL LAW ENFORCEMENT TRAINING**18                    **CENTER**19                    **SALARIES AND EXPENSES**

20            **(2)** **For necessary expenses of the Federal Law En-**  
21 **forcement Training Center, as a bureau of the Department of**  
22 **the Treasury, including purchase (not to exceed fifteen for**  
23 **police-type use) and hire of passenger motor vehicles; for ex-**  
24 **penses for student athletic and related activities; uniforms**  
25 **without regard to the general purchase price limitation for**

1 the current fiscal year; the conducting of and participating in  
2 firearms matches and presentation of awards; for community  
3 relations in support of law enforcement training; not to  
4 exceed \$3,000,000 for major maintenance and facility im-  
5 provements, and related equipment for the Federal Law En-  
6 forcement Training Center to remain available until expend-  
7 ed; not to exceed \$5,000 for official reception and representa-  
8 tion expenses; room and board for student interns; and serv-  
9 ices as authorized by 5 U.S.C. 3109: *Provided*, That funds  
10 appropriated in this account shall be available for State and  
11 local government law enforcement training on a space-avail-  
12 able basis; training of foreign law enforcement officials on a  
13 space-available basis with reimbursement of actual costs to  
14 this appropriation; acceptance of gifts; training of private  
15 sector security officials on a space available basis with reim-  
16 bursement of actual costs to this appropriation; travel ex-  
17 penses of non-Federal personnel to attend State and local  
18 course development meetings at the Center: *Provided fur-*  
19 *ther*, That the Federal Law Enforcement Training Center  
20 shall hire and maintain an average of not less than 325 direct  
21 full-time equivalent positions for fiscal year 1989;  
22 \$31,018,000.

23 *For necessary expenses of the Federal Law Enforce-*  
24 *ment Training Center, as a bureau of the Department of the*  
25 *Treasury, including purchase (not to exceed fifteen for police-*

1 *type use) and hire of passenger motor vehicles; for expenses*  
2 *for student athletic and related activities; uniforms without*  
3 *regard to the general purchase price limitation for the current*  
4 *fiscal year; the conducting of and participating in firearms*  
5 *matches and presentation of awards; for public awareness*  
6 *and enhancing community support of law enforcement train-*  
7 *ing; not to exceed \$5,000 for official reception and represen-*  
8 *tation expenses; room and board for student interns; and*  
9 *services as authorized by 5 U.S.C. 3109: Provided, That the*  
10 *Center is authorized the acceptance of gifts: Provided further,*  
11 *That funds appropriated in this account shall be available for*  
12 *State and local government law enforcement training on a*  
13 *space-available basis; training of foreign law enforcement of-*  
14 *ficials on a space-available basis with reimbursement of*  
15 *actual costs to this appropriation; training of private sector*  
16 *security officials on a space-available basis with reimburse-*  
17 *ment of actual costs to this appropriation; travel expenses of*  
18 *non-Federal personnel to attend State and local course devel-*  
19 *opment meetings at the Center: Provided further, That the*  
20 *Federal Law Enforcement Training Center shall hire up to*  
21 *and maintain an average of not less than 425 direct full-time*  
22 *equivalent positions for fiscal year 1989; \$34,664,000: Pro-*  
23 *vided further, That none of the funds appropriated under this*  
24 *heading shall be used to reduce the level of advanced training*

1 *or other training activities of the Federal Law Enforcement*  
2 *Training Center at Marana, Arizona.*

3 *ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND*  
4 *RELATED EXPENSES*

5 *For acquisition, construction, improvements, and relat-*  
6 *ed expenses (to include design, equipment, furnishings, and*  
7 *other such costs) for the Federal Law Enforcement Training*  
8 *Center, \$25,000,000 to remain available until expended:*  
9 *Provided, That of this amount, \$7,000,000 shall remain*  
10 *available for the acquisition, renovation, and adaptation of*  
11 *the former Artesia Christian College campus in Artesia, New*  
12 *Mexico, as a facility of the Federal Law Enforcement Train-*  
13 *ing Center: Provided further, That \$18,000,000 shall be*  
14 *available for the first phase of implementation of the Master*  
15 *Plan for the expansion of the Federal Law Enforcement*  
16 *Training Center at Glynco, Georgia, and for on-going main-*  
17 *tenance, facility improvements, and related equipment: Pro-*  
18 *vided further, That the Master Plan for the Federal Law*  
19 *Enforcement Training Center shall make provision for con-*  
20 *struction of an advanced firearms training range for partici-*  
21 *pating agencies with specialized firearms training require-*  
22 *ments.*

## 1 FINANCIAL MANAGEMENT SERVICE

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Financial Management  
 4 Service, ~~(3) \$280,461,000~~ \$276,000,000, of which not to  
 5 exceed ~~(4) \$11,737,000~~ \$14,737,000, shall remain avail-  
 6 able until expended for systems modernization initiatives.

7 ~~(5) PAYMENT OF GOVERNMENT LOSSES IN SHIPMENT~~

8 For ~~payment of Government losses in shipment, in ac-~~  
 9 ~~cordance with section 2 of the Act approved July 8, 1937~~  
 10 ~~(40 U.S.C. 722) \$960,000, to remain available until~~  
 11 ~~expended.~~

## 12 BUREAU OF ALCOHOL, TOBACCO AND FIREARMS

## 13 SALARIES AND EXPENSES

14 For necessary expenses of the Bureau of Alcohol, To-  
 15 bacco and Firearms, including purchase of not to exceed five  
 16 hundred vehicles for police-type use for replacement only  
 17 ~~(6) without regard to the general purchase price limitation~~  
 18 ~~for the current fiscal year; and hire of passenger motor vehi-~~  
 19 ~~cles; hire of aircraft; and services of expert witnesses at such~~  
 20 ~~rates as may be determined by the Director; not to exceed~~  
 21 ~~\$5,000 for official reception and representation expenses; for~~  
 22 ~~training of State and local law enforcement agencies with or~~  
 23 ~~without reimbursement; provision of laboratory assistance to~~  
 24 ~~State and local agencies, with or without reimburse-~~  
 25 ~~ment; (7) \$231,003,000 \$240,000,000, of which~~

1 ~~(8)~~ ~~\$15,000,000~~ \$20,000,000 shall be available solely for  
2 the enforcement of the Federal Alcohol Administration Act  
3 during fiscal year 1989, and of which not to exceed  
4 \$1,000,000 shall be available for the payment of attorneys'  
5 fees as provided by 18 U.S.C. 924(d)(2): *Provided*, That no  
6 funds appropriated herein shall be available for administrative  
7 expenses in connection with consolidating or centralizing  
8 within the Department of the Treasury the records of re-  
9 ceipts and disposition of firearms maintained by Federal fire-  
10 arms licensees or for issuing or carrying out any provisions of  
11 the proposed rules of the Department of the Treasury,  
12 Bureau of Alcohol, Tobacco and Firearms, on Firearms Reg-  
13 ulations, as published in the Federal Register, volume 43,  
14 number 55, of March 21, 1978: *Provided further*, That none  
15 of the funds appropriated herein shall be available for explo-  
16 sive identification or detection tagging research, develop-  
17 ment, or implementation: *Provided further*, That not to  
18 exceed \$300,000 shall be available for research and develop-  
19 ment of an explosive identification and detection device: *Pro-*  
20 *vided further*, That funds made available under this Act shall  
21 be used to maintain a base level of ~~(9)~~ ~~3,451~~ 3,701 full-time  
22 equivalent positions for fiscal year 1989 ~~(10)~~, of which no  
23 fewer than 543 full-time equivalent positions shall be allocat-  
24 ed for the Armed Career Criminal Apprehension Pro-  
25 gram ~~(11)~~: *Provided further*, That not to exceed \$2,500,000



1 *shall be available until expended for the purchase of a main-*  
 2 *frame processor and associated hardware and software for*  
 3 *special occupational and excise tax processing, and \$300,000*  
 4 *shall be available until expended for the development and im-*  
 5 *plementation of a secure communications and intelligence*  
 6 *facility.*

## 7 UNITED STATES CUSTOMS SERVICE

### 8 SALARIES AND EXPENSES

9 For necessary expenses of the United States Customs  
 10 Service, including purchase of up to one thousand motor ve-  
 11 hicles for replacement only, including nine hundred and  
 12 ninety for police-type use and commercial operations; hire of  
 13 passenger motor vehicles; not to exceed \$110,000 for official  
 14 reception and representation expenses, including \$100,000 to  
 15 be available only for the Customs Cooperation Council meet-  
 16 ing; and awards of compensation to informers, as authorized  
 17 by any Act enforced by the United States Customs Service;  
 18 ~~(12) \$1,004,821,000~~ *\$1,046,000,000*; ~~(13) of which such~~  
 19 ~~sums as become available in the Customs User Fee Account,~~  
 20 ~~except sums subject to section 13031(f)(3) of the Consolida-~~  
 21 ~~ed Omnibus Reconciliation Act of 1985, as amended (19~~  
 22 ~~U.S.C. 58c(f)(3)), shall be derived from that Account;~~ of the  
 23 total, not to exceed \$150,000 shall be available for payment  
 24 for rental space in connection with preclearance operations,  
 25 and not to exceed \$4,000,000, to remain available until ex-

1 pended, for research: *Provided*, That uniforms may be pur-  
2 chased without regard to the general purchase price limita-  
3 tion for the current fiscal year: *Provided further*, That none  
4 of the funds made available by this Act shall be available for  
5 administrative expenses to pay any employee overtime pay in  
6 an amount in excess of \$25,000: *Provided further*, That the  
7 Commissioner or his designee may waive this limitation in  
8 individual cases in order to prevent excessive costs or to meet  
9 emergency requirements of the Service (14): ~~*Provided fur-*~~  
10 ~~*ther*~~, That none of the funds made available by this Act may  
11 be used for administrative expenses in connection with the  
12 proposed redirection of the Equal Employment Opportunity  
13 Program: *Provided further*, That none of the funds made  
14 available by this Act shall be available for administrative ex-  
15 penses to reduce the number of Customs Service regions  
16 below seven during fiscal year 1989: *Provided further*, That  
17 the United States Customs Service shall hire and maintain an  
18 average of not less than (15) ~~16,599~~ 16,799 full-time  
19 equivalent positions in fiscal year 1989 (16): *Provided fur-*  
20 ~~*ther*~~, That all of the additional full-time equivalent positions  
21 made available by this Act for the United States Customs  
22 Service over the full-time equivalent positions level of 16,099  
23 contained in the President's budget for fiscal year 1989 shall  
24 be allocated only for commercial operations of the Customs  
25 Service in fiscal year 1989: *Provided further*, That none of

1 the funds made available in this or any other Act may be  
2 used to fund more than nine hundred positions in the Head-  
3 quarters staff of the United States Customs Service in the  
4 fiscal year ending September 30, 1989: *Provided further,*  
5 That no funds appropriated by this Act may be used to  
6 reduce to single eight-hour shifts at airports and that all cur-  
7 rent services as provided by the Customs Service shall con-  
8 tinue through September 30, 1989: *Provided further,* That  
9 not less than \$300,000 shall be expended for additional part-  
10 time and temporary positions in the Honolulu Customs  
11 District.

12 OPERATION AND MAINTENANCE, AIR INTERDICTION  
13 PROGRAM

14 For expenses, not otherwise provided for, necessary for  
15 the hire, lease, acquisition (transfer or acquisition from any  
16 other agency), operation and maintenance of aircraft, and  
17 other related equipment of the Air Program;  
18 ~~(17) \$132,262,000~~ \$142,262,000, to remain available until  
19 expended: *Provided,* That no aircraft or other related equip-  
20 ment, shall be transferred ~~(18) on a permanent basis~~ to any  
21 other Federal agency, Department, or office outside of the  
22 Department of the Treasury during fiscal year 1989.

## 1                   CUSTOMS FORFEITURE FUND

2                   (LIMITATION ON AVAILABILITY OF DEPOSITS)

3           For necessary expenses of the Customs Forfeiture  
4 Fund, not to exceed \$10,000,000, as authorized by Public  
5 Law 98-573, to be derived from deposits in the Fund.

## 6                   CUSTOMS SERVICES AT SMALL AIRPORTS

7                   (TO BE DERIVED FROM FEES COLLECTED)

8           Such sums as may be necessary, not to exceed  
9 \$1,588,000, for expenses for the provision of Customs serv-  
10 ices at certain small airports designated by the Secretary of  
11 the Treasury, including expenditures for the salaries and ex-  
12 penses of individuals employed to provide such services, to be  
13 derived from fees collected by the Secretary of the Treasury  
14 pursuant to section 236 of Public Law 98-573 for each of  
15 these airports, and to remain available until expended.

## 16                   UNITED STATES MINT

17                   SALARIES AND EXPENSES

18           For necessary expenses of the United States Mint;  
19 ~~(19) \$47,869,000~~ \$46,000,000, of which \$665,000 shall  
20 remain available until expended for research and develop-  
21 ment projects.

## 22                   BUREAU OF THE PUBLIC DEBT

23                   ADMINISTERING THE PUBLIC DEBT

24           For necessary expenses connected with any public-  
25 debt issues of the United States; ~~(20) \$242,840,000~~

1 \$219,430,000, of which not to exceed \$700,000 **(21)** shall  
 2 be available for expenses of the National Economic Com-  
 3 mission.

4 **(22)** PAYMENT OF GOVERNMENT LOSSES IN SHIPMENT

5 For payment of Government losses in shipment, in ac-  
 6 cordance with section 2 of the Act approved July 8, 1937 (40  
 7 U.S.C. 722) \$960,000, to remain available until expended.

8 INTERNAL REVENUE SERVICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the Internal Revenue Serv-  
 11 ice, not otherwise provided; for executive direction and man-  
 12 agement services, and hire of passenger motor vehicles (31  
 13 U.S.C. 1343(b)); and services as authorized by 5 U.S.C.  
 14 3109, at such rates as may be determined by the Commis-  
 15 sioner; **(23)** ~~\$94,547,000~~ \$87,165,000, of which not to  
 16 exceed \$25,000 for official reception and representation ex-  
 17 penses and of which not to exceed \$500,000 shall remain  
 18 available until expended, for research.

19 PROCESSING TAX RETURNS

20 For necessary expenses of the Internal Revenue Service  
 21 not otherwise provided for; including processing tax returns;  
 22 revenue accounting; computer services; and hire of passenger  
 23 motor vehicles (31 U.S.C. 1343(b)); and services as author-  
 24 ized by 5 U.S.C. 3109, at such rates as may be  
 25 determined by the Commissioner; **(24)** ~~\$1,850,134,000~~

1 \$1,691,076,000, of which not to exceed \$80,000,000 shall  
2 remain available until expended for systems modernization  
3 initiatives: *Provided*, That, of the total amount appropriated  
4 under this heading, \$22,900,000 shall be available for the  
5 Statistics of Income Program in fiscal year 1989.

6 EXAMINATIONS AND APPEALS

7 For necessary expenses of the Internal Revenue Service  
8 for determining and establishing tax liabilities; employee  
9 plans and exempt organizations; tax litigation; hire of  
10 passenger motor vehicles (31 U.S.C. 1343(b)); and services  
11 as authorized by 5 U.S.C. 3109, at such rates as may  
12 be determined by the Commissioner; ~~(25) \$1,864,819,000~~  
13 \$1,849,581,000.

14 INVESTIGATION, COLLECTION, AND TAXPAYER SERVICE

15 For necessary expenses of the Internal Revenue Service  
16 for investigation and enforcement activities; including pur-  
17 chase (not to exceed four hundred and fifty-one for replace-  
18 ment only, for police-type use) and hire of passenger motor  
19 vehicles (31 U.S.C. 1343(b)); securing unfiled tax returns;  
20 collecting unpaid accounts; examining selected employment  
21 and excise tax returns; technical rulings; enforcement litiga-  
22 tion; providing assistance to taxpayers; and services as au-  
23 thorized by 5 U.S.C. 3109, at such rates as may be deter-  
24 mined by the Commissioner: *Provided*, That notwithstanding  
25 any other provision of the Act, none of the funds made avail-

1 able by this Act shall be used to reduce the number of posi-  
 2 tions allocated to taxpayer service activities below fiscal year  
 3 1984 levels, or to reduce the number of positions allocated to  
 4 any other direct taxpayer assistance functions below fiscal  
 5 year 1984 levels, including, but not limited to Internal Reve-  
 6 nue Service toll-free telephone tax law assistance and walk-  
 7 in assistance available at Internal Revenue Service field of-  
 8 fices: *Provided further*, That the Internal Revenue Service  
 9 shall fund the Tax Counseling for the Elderly Program at  
 10 ~~(26) \$2,650,000~~ \$2,850,000. The Internal Revenue Serv-  
 11 ice shall absorb within existing funds the administrative costs  
 12 of the program in order that the full ~~(27) \$2,650,000~~  
 13 \$2,850,000 can be devoted to program requirements;  
 14 ~~(28) \$1,490,225,000~~ \$1,431,058,000.

#### 15 ADMINISTRATIVE PROVISIONS—INTERNAL REVENUE

#### 16 SERVICE

17 SECTION 1. Not to exceed 4 per centum of any appro-  
 18 priation made available to the Internal Revenue Service for  
 19 the current fiscal year by this Act may be transferred to any  
 20 other Internal Revenue Service appropriation.

21 SEC. 2. Not to exceed 15 per centum, or \$15,000,000,  
 22 whichever is greater, of any appropriation made available to  
 23 the Internal Revenue Service for document matching for the  
 24 current fiscal year by this Act may be transferred to any

1 other Internal Revenue Service appropriation for document  
2 matching.

3 UNITED STATES SECRET SERVICE

4 SALARIES AND EXPENSES

5 For necessary expenses of the United States Secret  
6 Service, including purchase (not to exceed three hundred and  
7 forty-three vehicles for police-type use for replacement only  
8 (29) without regard to the general purchase limitation for  
9 the current fiscal year) and hire of passenger motor vehicles;  
10 hire of aircraft; training and assistance requested by State  
11 and local governments, which may be provided without reim-  
12 bursement; services of expert witnesses at such rates as may  
13 be determined by the Director; rental of buildings in the Dis-  
14 trict of Columbia, and fencing, lighting, guard booths, and  
15 other facilities on private or other property not in Govern-  
16 ment ownership or control, as may be necessary to perform  
17 protective functions; the conducting of and participating in  
18 firearms matches and presentation of awards and for travel of  
19 Secret Service employees on protective missions without  
20 regard to the limitations on such expenditures in this or any  
21 other Act: *Provided*, That approval is obtained in advance  
22 from the House and Senate Committees on Appropriations;  
23 for repairs, alterations, and minor construction at the James  
24 J. Rowley Secret Service Training Center; for research and  
25 development; for making grants to conduct behavioral re-



1 search in support of protective research and operations; not  
2 to exceed \$12,500 for official reception and representation  
3 expenses; for payment in advance for commercial accommo-  
4 dations as may be necessary to perform protective functions;  
5 and for uniforms without regard to the general purchase  
6 price limitation for the current fiscal year;  
7 ~~(30) \$362,000,000~~ \$354,500,000, of which \$2,500,000  
8 shall remain available until expended for continued construc-  
9 tion at the James J. Rowley Secret Service Training Center,  
10 and of which \$7,126,000 shall be available for Presidential  
11 candidate protective activities pursuant to 18 U.S.C.  
12 3056(a)(7).

13 DEPARTMENT OF THE TREASURY—GENERAL  
14 PROVISIONS

15 SECTION 101. Appropriations to the Treasury Depart-  
16 ment in this Act shall be available for uniforms or allowances  
17 therefor, as authorized by law (5 U.S.C. 5901), including  
18 maintenance, repairs, and cleaning; purchase of insurance for  
19 official motor vehicles operated in foreign countries; entering  
20 into contracts with the Department of State for the furnish-  
21 ing of health and medical services to employees and their  
22 dependents serving in foreign countries; and services as  
23 authorized by 5 U.S.C. 3109.

24 SEC. 102. None of the funds appropriated by this title  
25 shall be used in connection with the collection of any under-

1 payment of any tax imposed by the Internal Revenue Code of  
2 1954 unless the conduct of officers and employees of the In-  
3 ternal Revenue Service in connection with such collection  
4 complies with subsection (a) of section 805 (relating to com-  
5 munications in connection with debt collection), and section  
6 806 (relating to harassment or abuse), of the Fair Debt  
7 Collection Practices Act (15 U.S.C. 1692).

8       SEC. 103. Not to exceed 2 per centum of any appropria-  
9 tions in this Act for the Department of the Treasury may be  
10 transferred between such appropriations. However, no such  
11 appropriation shall be increased or decreased by more than 1  
12 per centum and any such proposed transfers shall be ap-  
13 proved in advance by the Committees on Appropriations of  
14 the House and Senate.

15       SEC. 104. None of the funds made available by this Act  
16 may be used to place the United States Secret Service, the  
17 United States Customs Service, or the Bureau of Alcohol,  
18 Tobacco and Firearms under the operation, oversight, or ju-  
19 risdiction of the Inspector General of the Department of the  
20 Treasury.

21       This title may be cited as the "Treasury Department  
22 Appropriations Act, 1989".

## 1 TITLE II

## 2 POSTAL SERVICE

## 3 PAYMENT TO THE POSTAL SERVICE FUND

4 For payment to the Postal Service Fund for revenue  
5 forgone on free and reduced rate mail, pursuant to subsection  
6 (c) of section 2401 of title 39, United States Code;  
7 \$436,417,000: *Provided*, That mail for overseas voting and  
8 mail for the blind shall continue to be free: *Provided further*,  
9 That six-day delivery and rural delivery of mail shall con-  
10 tinue at not less than the 1983 level: *Provided further*, That  
11 none of the funds made available to the Postal Service by this  
12 Act shall be used to implement any rule, regulation, or policy  
13 of charging any officer or employee of any State or local child  
14 support enforcement agency, or any individual participating  
15 in a State or local program of child support enforcement, a  
16 fee for information requested or provided concerning an ad-  
17 dress of a postal customer: *Provided further*, That none of  
18 the funds provided in this Act shall be used to consolidate or  
19 close small rural and other small post offices in the fiscal year  
20 ending on September 30, 1989.

## 21 (31) SENSE OF SENATE PROVISION

22 *It is the sense of the Senate that no funds appropriated*  
23 *under this Act or made available by 39 U.S.C. 2401(a) be*  
24 *used by the United States Postal Service to implement Phase*  
25 *II of the contract between the United States Postal Service*

1 and Perot Systems until forty-five days after the General  
2 Accounting Office reports to Congress on the Perot Systems  
3 sole source contract and that the General Accounting Office  
4 report to Congress within forty-five days of the adoption of  
5 this amendment.

6           **(32) UNITED STATES POSTAL SERVICE—**

7                           **ADMINISTRATIVE PROVISION**

8           **SECTION 1.** Funds made available to the United States  
9 Postal Service pursuant to section 2401(a) of title 39, United  
10 States Code, shall be used hereafter to continue full postal  
11 service to the people of Holly Springs proper, including up-  
12 grading, remodeling, and improving the United States Post  
13 Office building located at 110 North Memphis Street, Holly  
14 Springs, Mississippi.

15           This title may be cited as the "Postal Service Appro-  
16 priation Act, 1989".

17                           **TITLE III**

18                           **EXECUTIVE OFFICE OF THE PRESIDENT**

19                           **COMPENSATION OF THE PRESIDENT**

20           For compensation of the President, including an expense  
21 allowance at the rate of \$50,000 per annum as authorized by  
22 3 U.S.C. 102; \$250,000: *Provided*, That none of the funds  
23 made available for official expenses shall be expended for any  
24 other purpose and any unused amount shall revert to the  
25 Treasury pursuant to section 1552 of title 31 of the United

1 States Code: *Provided further*, That none of the funds made  
2 available for official expenses shall be considered as taxable  
3 to the President.

#### 4 OFFICE OF ADMINISTRATION

##### 5 SALARIES AND EXPENSES

6 For necessary expenses of the Office of Administration;  
7 **(33)** ~~\$16,900,000~~ \$16,800,000, including services as au-  
8 thorized by 5 U.S.C. 3109 and 3 U.S.C. 107, and hire of  
9 passenger motor vehicles.

#### 10 THE WHITE HOUSE OFFICE

##### 11 SALARIES AND EXPENSES

12 For necessary expenses for the White House as author-  
13 ized by law, including not to exceed \$3,850,000 for services  
14 as authorized by 5 U.S.C. 3109 and 3 U.S.C. 105; including  
15 subsistence expenses as authorized by 3 U.S.C. 105, which  
16 shall be expended and accounted for as provided in that sec-  
17 tion; hire of passenger motor vehicles, newspapers, periodi-  
18 cals, teletype news service, and travel (not to exceed  
19 \$100,000 to be expended and accounted for as provided by 3  
20 U.S.C. 103); not to exceed \$20,000 for official entertainment  
21 expenses, to be available for allocation within the Executive  
22 Office of the President; \$27,950,000.

## 1 EXECUTIVE RESIDENCE AT THE WHITE HOUSE

## 2 OPERATING EXPENSES

3 For the care, maintenance, repair and alteration, refur-  
4 nishing, improvement, heating and lighting, including electric  
5 power and fixtures, of the Executive Residence at the White  
6 House and official entertainment expenses of the President;  
7 \$5,698,000, to be expended and accounted for as provided by  
8 3 U.S.C. 105, 109-110, 112-114.

## 9 OFFICIAL RESIDENCE OF THE VICE PRESIDENT

## 10 OPERATING EXPENSES

11 For the care, maintenance, repair and alteration, refur-  
12 nishing, improvement, heating and lighting, including electric  
13 power and fixtures, of the official residence of the Vice Presi-  
14 dent, the hire of passenger motor vehicles, and not to exceed  
15 \$75,000 for official entertainment expenses of the Vice Presi-  
16 dent, to be accounted for solely on his certificate; \$258,000:  
17 *Provided*, That advances or repayments or transfers from this  
18 appropriation may be made to any department or agency for  
19 expenses of carrying out such activities.

## 20 SPECIAL ASSISTANCE TO THE PRESIDENT

## 21 SALARIES AND EXPENSES

22 For necessary expenses to enable the Vice President to  
23 provide assistance to the President in connection with spe-  
24 cially assigned functions, services as authorized by 5 U.S.C.  
25 3109 and 3 U.S.C. 106, including subsistence expenses as

1 authorized by 3 U.S.C. 106, which shall be expended and  
2 accounted for as provided in that section; and hire of passen-  
3 ger motor vehicles; \$2,199,000.

#### 4 COUNCIL OF ECONOMIC ADVISERS

##### 5 SALARIES AND EXPENSES

6 For necessary expenses of the Council in carrying out  
7 its functions under the Employment Act of 1946 (15 U.S.C.  
8 1021); \$2,787,000.

#### 9 OFFICE OF POLICY DEVELOPMENT

##### 10 SALARIES AND EXPENSES

11 For necessary expenses of the Office of Policy Develop-  
12 ment, including services as authorized by 5 U.S.C. 3109, and  
13 3 U.S.C. 107; \$3,000,000.

#### 14 NATIONAL CRITICAL MATERIALS COUNCIL

##### 15 SALARIES AND EXPENSES

16 For necessary expenses of the National Critical Mate-  
17 rials Council, including activities as authorized by Public  
18 Law 98-373; ~~(34) \$178,000~~ \$300,000.

#### 19 NATIONAL SECURITY COUNCIL

##### 20 SALARIES AND EXPENSES

21 For necessary expenses of the National Security Coun-  
22 cil, including services as authorized by 5 U.S.C. 3109;  
23 \$5,100,000.

## 1 OFFICE OF MANAGEMENT AND BUDGET

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Office of Management  
4 and Budget, including hire of passenger motor vehicles,  
5 services as authorized by 5 U.S.C. 3109; ~~(35) \$39,780,000~~  
6 \$39,500,000, of which not to exceed \$4,500,000 shall be  
7 available to carry out the provisions of 44 U.S.C., chapter  
8 35: *Provided*, That, as provided in 31 U.S.C. 1301(a), appro-  
9 priations shall be applied only to the objects for which appro-  
10 priations were made except as otherwise provided by law:  
11 *Provided further*, That none of the funds appropriated in this  
12 Act for the Office of Management and Budget may be used  
13 for the purpose of reviewing any agricultural marketing  
14 orders or any activities or regulations under the provisions  
15 of the Agricultural Marketing Agreement Act of 1937 (7  
16 U.S.C. 601 et seq.): *Provided further*, That none of the funds  
17 made available for the Office of Management and Budget by  
18 this Act may be expended for the ~~(36) review~~ *altering* of  
19 the transcript of actual testimony of witnesses, except for tes-  
20 timony of officials of the Office of Management and Budget,  
21 before the Committee on Appropriations or the Committee on  
22 Veterans' Affairs or their subcommittees: *Provided further*,  
23 That this proviso shall not apply to printed hearings released  
24 by the Committee on Appropriations or the Committee on  
25 Veterans' Affairs: *Provided further*, That none of the funds



1 made available by this Act or any other Act shall be used to  
2 reduce the scope or publication frequency of statistical data  
3 relative to the operations and production of the alcoholic bev-  
4 erage and tobacco industries below fiscal year 1985 levels:  
5 *Provided further*, That none of the funds appropriated by this  
6 Act shall be available to the Office of Management and  
7 Budget for revising, curtailing or otherwise amending the ad-  
8 ministrative and/or regulatory methodology employed by the  
9 Bureau of Alcohol, Tobacco and Firearms to assure compli-  
10 ance with section 205, title 27 of the United States Code  
11 (Federal Alcohol Administration Act) or with regulations,  
12 rulings or forms promulgated thereunder (37): ~~*Provided*~~  
13 ~~*further*~~, That none of the funds appropriated by this Act for  
14 the Office of Management and Budget shall be used by the  
15 Director or other official or employee of the Office of Man-  
16 agement and Budget to prevent or delay the obligation or  
17 expenditure of funds identified in either an appropriations bill  
18 or in the accompanying reports except for proposed rescis-  
19 sions as permitted by title X of Public Law 93-344, as  
20 amended.

## 21 OFFICE OF FEDERAL PROCUREMENT POLICY

### 22 SALARIES AND EXPENSES

23 For expenses of the Office of Federal Procurement  
24 Policy, including services as authorized by 5 U.S.C. 3109;  
25 \$2,353,000.

1           **(38) UNANTICIPATED NEEDS**2           **FUNDS APPROPRIATED TO THE PRESIDENT**3                           **UNANTICIPATED NEEDS**

4           For expenses necessary to enable the President to meet  
5 unanticipated needs, in furtherance of the national interest,  
6 security, or defense which may arise at home or abroad  
7 during the current fiscal year; \$1,000,000.

8           This title may be cited as the "Executive Office Appro-  
9 priations Act, 1989".

10           **(39) EXPENSES OF MANAGEMENT IMPROVEMENT**

11           *For expenses necessary to improve the management of*  
12 *Executive agencies by providing a consolidated Federal*  
13 *budget and financial information system, under the direction*  
14 *of the Office of Management and Budget, and to provide a*  
15 *comprehensive office automation system, including equip-*  
16 *ment and software, for the Office of Management and*  
17 *Budget, \$2,950,000, to remain available until expended.*

18           **TITLE IV—INDEPENDENT AGENCIES**19           **ADMINISTRATIVE CONFERENCE OF THE UNITED**20                           **STATES**21                           **SALARIES AND EXPENSES**

22           For necessary expenses of the Administrative Confer-  
23 ence of the United States, established by the Administrative  
24 Conference Act, as amended (5 U.S.C. 571 et seq.), including

1 not to exceed \$1,000 for official reception and representation  
 2 expenses; \$1,865,000.

3                   ADVISORY COMMISSION ON  
 4                   INTERGOVERNMENTAL RELATIONS  
 5                   SALARIES AND EXPENSES

6       For expenses necessary to carry out the provisions of  
 7 the Advisory Commission on Intergovernmental Relations  
 8 Act of 1959, as amended (42 U.S.C. 4271-79);  
 9 ~~(40)~~ ~~\$1,275,000~~ \$1,040,000, and additional amounts not to  
 10 exceed \$200,000, collected from the sale of publications shall  
 11 be credited to and used for the purposes of this appropriation.

12 ~~(41) ADVISORY COMMITTEE ON FEDERAL PAY~~  
 13 ~~SALARIES AND EXPENSES~~

14 ~~For necessary expenses of the Advisory Committee on~~  
 15 ~~Federal Pay, established by 5 U.S.C. 5306; \$205,000.~~

16                   COMMITTEE FOR PURCHASE FROM THE BLIND  
 17                   AND OTHER SEVERELY HANDICAPPED  
 18                   SALARIES AND EXPENSES

19       For necessary expenses of the Committee for Purchase  
 20 From the Blind and Other Severely Handicapped established  
 21 by the Act of June 23, 1971, Public Law 92-28, \$862,000.

## 1 FEDERAL ELECTION COMMISSION

## 2 SALARIES AND EXPENSES

3 For necessary expenses to carry out the provisions of  
4 the Federal Election Campaign Act of 1971, as amended;  
5 \$15,433,000.

## 6 GENERAL SERVICES ADMINISTRATION

## 7 FEDERAL BUILDINGS FUND

## 8 LIMITATIONS ON AVAILABILITY OF REVENUE

9 The revenues and collections deposited into the Fund  
10 established pursuant to section 210(f) of the Federal Property  
11 and Administrative Services Act of 1949, as amended (40  
12 U.S.C. 490(f)), shall be available for necessary expenses of  
13 real property management and related activities not other-  
14 wise provided for, including operation, maintenance, and pro-  
15 tection of federally owned and leased buildings; rental of  
16 buildings in the District of Columbia; restoration of leased  
17 premises; moving Government agencies (including space ad-  
18 justments) in connection with the assignment, allocation and  
19 transfer of space; contractual services incident to cleaning or  
20 servicing buildings and moving; repair and alteration of feder-  
21 ally owned buildings, including grounds, approaches and ap-  
22 purtenances; care and safeguarding of sites; maintenance,  
23 preservation, demolition, and equipment; acquisition of build-  
24 ings and sites by purchase, condemnation, or as otherwise  
25 authorized by law; conversion and extension of federally

1 owned buildings; preliminary planning and design of projects  
 2 by contract or otherwise; construction of new buildings (in-  
 3 cluding equipment for such buildings); and payment of princi-  
 4 pal, interest, taxes, and any other obligations for public build-  
 5 ings acquired by purchase contract, in the aggregate amount  
 6 of **(42)** ~~\$3,053,403,000~~ \$3,026,103,000, of which (1) not to  
 7 exceed **(43)** ~~\$92,139,000~~ \$137,147,000 shall remain avail-  
 8 able until expended for construction of additional projects at  
 9 locations and at maximum construction improvement costs  
 10 (including funds for sites and expenses) as follows:

11 New Construction:

12 Connecticut:

13 Bridgeport, Federal Building, Courthouse

14 Annex, \$4,138,000

15 Hartford, Federal Building, Courthouse

16 Annex, \$6,612,000

17 **(44)** *Florida:*

18 *Lakeland, Federal Building, \$15,000,000*

19 Illinois:

20 Champaign-Urbana, Federal Building, Court-

21 house, \$8,316,000

22 **(45)** *Louisiana:*

23 Baton Rouge, Federal Building, Courthouse,

24 to be constructed on a site donated by the City of

25 Baton Rouge, \$16,758,000

1 Michigan:

2 Detroit, Ambassador Bridge Cargo Inspec-  
3 tion Facility, \$10,197,000

4 Minnesota:

5 International Falls, Border Station, Site,  
6 \$260,000

7 New Jersey:

8 Camden, U.S. Post Office, Courthouse  
9 Annex, \$18,728,000

10 (46) *Newark, Martin Luther King, Jr.,*  
11 *Federal Building, Site and Design (parking facil-*  
12 *ity), \$250,000*

13 Paterson, Federal Building, \$6,552,000

14 Trenton, Federal Building, Courthouse  
15 Annex, \$25,939,000

16 (47) *New Mexico:*

17 *Albuquerque, Grant to the University of*  
18 *New Mexico, Zimmerman Library, Repair and*  
19 *Extension, \$5,000,000*

20 (48) *New York, The Martha Graham*  
21 *Center of Contemporary Dance, \$7,000,000*

22 South Carolina:

23 Columbia, Federal Building and Courthouse  
24 Claim, \$100,000

1 Virgin Islands:

2 St. Croix, Federal Building, Courthouse,

3 \$8,827,000

4 Construction Projects, less than \$500,000,

5 \$2,470,000:

6 (49) *Other selected purchases including op-*

7 *tions to purchase, \$1,000,000:*

8 *Provided*, That each of the immediately foregoing limits of  
9 costs on new construction projects may be exceeded to the  
10 extent that savings are effected in other such projects, but by  
11 not to exceed 10 per centum: *Provided further*, That all  
12 funds for direct construction projects shall expire on Septem-  
13 ber 30, 1990, and remain in the Federal Buildings Fund  
14 except funds for projects as to which funds for design or other  
15 funds have been obligated in whole or in part prior to such  
16 date: *Provided further*, That claims against the Government  
17 of less than \$100,000 arising from direct construction  
18 projects, acquisitions of buildings and purchase contract  
19 projects pursuant to Public Law 92-313, be liquidated with  
20 prior notification to the Committees on Appropriations of the  
21 House and Senate to the extent savings are effected in other  
22 such projects; (2) not to exceed (50) ~~\$550,673,000~~  
23 \$517,424,000 which shall remain available until expended,  
24 for repairs and alterations: *Provided further*, That funds in  
25 the Federal Buildings Fund for Repairs and Alterations shall,  
26 for prospectus projects, be limited to the amount by project

1 as follows, except each project may be increased by an  
 2 amount not to exceed 10 per centum unless advance approval  
 3 is obtained from the Committees on Appropriations of the  
 4 House and Senate for a greater amount:

5 Repairs and Alterations:

6 Alaska:

7 Juneau, Federal Building, Post Office,  
 8 Courthouse, \$24,700,000

9 Alabama:

10 Montgomery, Federal Building, Courthouse,  
 11 \$515,000

12 Arkansas:

13 Pine Bluff, Federal Building, Post Office,  
 14 Courthouse, \$2,084,000

15 California:

16 (51) County of Los Angeles, for a grant for  
 17 Senior Citizens Health Center renovation,  
 18 \$1,000,000

19 (52) California State University at East  
 20 Los Angeles for a grant to establish a center,  
 21 \$800,000

22 (53) San Francisco, 450 Golden Gate  
 23 Avenue, Federal Building, Courthouse,  
 24 \$20,000,000

25 Santa Ana, Federal Building, \$1,406,000



1 San Diego, Federal Building, \$1,742,000

2 District of Columbia:

3 Mary Switzer Federal Building, \$502,000

4 Commerce Building, \$2,457,000

5 Interstate Commerce Building, \$526,000

6 Health and Human Services, \$1,395,000

7 U.S. Customs Building, \$754,000

8 Internal Revenue Service, \$2,179,000

9 Housing and Urban Development,

10 \$1,221,000

11 Hubert H. Humphrey Federal Building,

12 \$606,000

13 ~~(54) Ariel Rios Federal Building, New Post~~

14 ~~Office, \$29,000,000~~

15 ~~(55) General Accounting Office,~~

16 ~~\$12,000,000~~

17 ~~(56) GSA Headquarters, \$23,000,000~~

18 ~~(57) James V. Forrestal Building,~~

19 ~~\$19,970,000~~

20 Florida:

21 Jacksonville, Federal Building, \$6,889,000

22 Miami, Federal Building, \$1,415,000

23 Hawaii:

24 Honolulu, Kalaniano'le Federal Building,

25 \$5,680,000

1 Kentucky:

2           Louisville, Post Office, Courthouse, Custom-  
3 house, \$9,435,000

4 Louisiana:

5           New Orleans, Boggs Federal Building,  
6 Courthouse, \$10,245,000

7           New Orleans, Customhouse, \$1,672,000

8 Maryland:

9           Avondale, Interior (Bureau of Mines),  
10 **(58)** ~~\$6,000,000~~ \$6,500,000

11           Woodlawn, SSA Complex \$7,030,000

12           Baltimore, Garmatz Federal Building, Court-  
13 house, \$800,000

14           Suitland, Federal Building, #3, \$1,926,000

15           Suitland, Federal Building, #4, \$817,000

16           Baltimore, Fallon Federal Building,  
17 \$6,901,000

18 Massachusetts:

19           Boston, John F. Kennedy Federal Building,  
20 \$10,000,000

21           Boston, McCormack Federal Building,  
22 Courthouse, \$3,000,000

23 Missouri:

24           Overland, Federal Archives and Records  
25 Center, \$3,059,000

1 Mississippi:

2 Jackson, Eastland Post Office, Courthouse,

3 \$2,143,000

4 New Jersey:

5 Newark, Rodino Federal Building,

6 \$5,201,000

7 Trenton, Federal Building, Courthouse

8 \$1,417,000

9 New Mexico:

10 Albuquerque, Chavez Federal Building,

11 Courthouse, \$3,207,000

12 Albuquerque, Federal Building, \$1,967,000

13 New York:

14 Brooklyn, Cellar Federal Building,

15 \$16,000,000

16 Rochester, Keating Federal Building,

17 \$6,800,000

18 New York, United States Mission to the

19 United Nations, \$4,300,000

20 **(59)** *North Carolina:*

21 Asheville, Grove Arcade Federal Building,

22 \$2,900,000

23 Ohio:

24 Cleveland, Celebrezze Federal Building,

25 \$5,836,000

1            Pennsylvania:

2            Philadelphia, Green Federal Building,

3            \$1,200,000

4            Philadelphia, SSA Computer Center,

5            \$950,000

6            South Carolina:

7            Charleston, Rivers Federal Building,

8            \$1,275,000

9            Tennessee:

10           Memphis, Davis Federal Building,

11           \$9,466,000

12           Texas:

13           Austin, Federal Building, \$3,241,000

14           Austin, Internal Revenue Service Center,

15           \$3,282,000

16           Austin, Post Office, Courthouse, \$7,995,000

17           Houston, Casey Federal Building, Court-

18           house, \$8,008,000

19           Lubbock, Federal Building, Courthouse,

20           \$3,674,000

21           Utah:

22           Salt Lake City, Post Office, Courthouse,

23           \$2,543,000

1 Virginia:

2 McLean, Central Intelligence Agency, Head-  
3 quarters, \$2,336,000

4 McLean, Central Intelligence Agency Print-  
5 ing Plant, \$746,000

6 Reston, J.W. Powell Federal Building,  
7 \$1,336,000

8 Arlington, Heating Plant, \$593,000

9 Richmond, Annex, \$3,287,000

10 Vermont:

11 Burlington, Federal Building Post Office,  
12 Courthouse, \$4,100,000

13 Wisconsin:

14 Milwaukee, Federal Building, Courthouse,  
15 \$7,586,000

16 **(60) Capital Improvements of United States-Mexico**

17 **Border Facilities, \$28,678,000, as follows:**

18 Nogales, AZ

19 Mariposa, \$102,500

20 Calexico, CA

21 R & A, \$6,202,305

22 San Ysidro, CA

23 Signs/security, \$1,043,855

24 Columbus, NM, \$325,000

25 Brownsville, TX

26 Gateway Bridge

1	Security, \$218,000	1
2	Expand Lanes, \$1,253,865	2
3	R & A, \$3,870,065	3
4	B & M Bridge, \$3,227,000	4
5	Del Rio, TX	5
6	Expand Lanes, \$1,075,000	6
7	Eagle Pass, TX \$4,050,000	7
8	El Paso, TX	8
9	Ysleta, \$2,700,000	9
10	Bridge of the Americas, \$1,000,000	10
11	Hidalgo, TX, \$1,110,410	11
12	Laredo, TX	12
13	Convent Street, \$2,500,000	13
14	<i>Capital Improvements of United States-Mexico Border</i>	
15	<i>Facilities, \$75,799,000 as follows:</i>	
16	<i>Arizona:</i>	
17	<i>Douglas, AZ</i>	
18	<i>New facility/R&amp;A/Safety, \$1,476,000</i>	
19	<i>Lukeville, AZ</i>	
20	<i>R&amp;A/Safety, \$412,000</i>	
21	<i>Naco, AZ</i>	
22	<i>New facility/R&amp;A/Safety, \$577,000</i>	
23	<i>Nogales, AZ</i>	
24	<i>Grande Ave./Morley Gate, New station/</i>	
25	<i>R&amp;A/Safety, \$4,354,000</i>	

- 1                    *Mariposa, R&A, \$1,343,000*
- 2                    *Sasabe, AZ*
- 3                    *New facility/R&A/Safety, \$639,000*
- 4                    *San Luis, AZ*
- 5                    *R&A/Safety, \$898,000*
- 6                    *California:*
- 7                    *Andrade, CA*
- 8                    *New station/R&A/Safety, \$817,000*
- 9                    *Calexico, CA*
- 10                   *New station/R&A/Safety, \$8,680,000*
- 11                   *San Ysidro/Otay Mesa, CA*
- 12                   *New facility/Otay Mesa, \$1,298,000*
- 13                   *Safety, San Ysidro/Otay Mesa, \$4,809,000*
- 14                   *R&A/Signs/Security/Commercial lot im-*
- 15                   *provements, \$8,914,000*
- 16                   *Tecate, CA*
- 17                   *New station/R&A, \$1,550,000*
- 18                   *New Mexico:*
- 19                   *Antelope Wells, NM*
- 20                   *Security/Housing, \$285,000*
- 21                   *Columbus, NM*
- 22                   *Security, \$425,000*
- 23                   *Santa Teresa, NM*
- 24                   *New station, \$3,000,000*

1	<i>Texas:</i>	
2	<i>Amastad Dam, TX</i>	
3	<i>R&amp;A, \$150,000</i>	
4	<i>Brownsville, TX</i>	
5	<i>Gateway Bridge, Security/R&amp;A/Lane ex-</i>	
6	<i>pansion/New Bridge, \$10,402,000</i>	
7	<i>B&amp;M Bridge, Replace station, \$3,227,000</i>	
8	<i>Los Indios, Replace station, \$190,000</i>	
9	<i>Del Rio, TX</i>	
10	<i>Security/Lane expansion, \$1,075,000</i>	
11	<i>Eagle Pass, TX</i>	
12	<i>Security/R&amp;A, \$4,050,000</i>	
13	<i>El Paso, TX</i>	
14	<i>Bridge of the Americas, Design/R&amp;A/</i>	
15	<i>Import Lot Paving, \$3,058,000</i>	
16	<i>Paso del Norte, Extension/R&amp;A,</i>	
17	<i>\$1,150,000</i>	
18	<i>Ysleta, Design/Construction, \$2,700,000</i>	
19	<i>Fabens, TX</i>	
20	<i>Site acquisition/Security, \$800,000</i>	
21	<i>Falcon Dam, TX</i>	
22	<i>R&amp;A, \$310,000</i>	
23	<i>Hidalgo, TX</i>	
24	<i>Safety/Design/R&amp;A, \$1,110,000</i>	



1           *Laredo, TX*  
2                   *Juarez-Lincoln Bridge, Site/Design/R&A,*  
3                   *\$3,000,000*  
4                   *New bridge, \$500,000*  
5                   *Convent Street, Design upgrade, \$2,650,000*  
6           *Presidio, TX*  
7                   *Security/Housing, \$1,000,000*  
8                   *Progreso, TX*  
9                   *Security/R&A, \$400,000*  
10           *Roma, TX*  
11                   *Safety, \$550,000*  
12           Minor Repairs and Alterations, ~~(61) \$212,780,000~~  
13   *\$194,780,000 (62), of which up to \$2,000,000 shall be*  
14   *made available to fund a pilot project establishing safe areas-*  
15   *of-refuge from fire for the disabled in six existing Federal*  
16   *buildings in the United States (63): Provided, That by no*  
17   *later than July 30, 1989, the Administrator of General Serv-*  
18   *ices shall assess the level of unobligated balances, if any, in*  
19   *the Federal Buildings Fund and request reprogramming of*  
20   *such balances, not to exceed \$10,000,000, to provide addi-*  
21   *tional funding for United States-Mexico Border Facility*  
22   *projects: Provided further, That additional projects for which*  
23   *prospectuses have been fully approved may be funded under*  
24   *this category only if advance approval is obtained from the*  
25   *Committees on Appropriations of the House and Senate:*  
26   *Provided further, That all funds for repairs and alterations*

1 prospectus projects shall expire on September 30, 1990, and  
2 remain in the Federal Buildings Fund except funds for  
3 projects as to which funds for design or other funds have been  
4 obligated in whole or in part prior to such date; (3) not to  
5 exceed ~~(64) \$142,450,000~~ \$133,000,000 for payment on  
6 purchase contracts entered into prior to July 1,  
7 1975; (4) not to exceed ~~(65) \$1,200,000,000~~  
8 \$1,177,532,000 for rental of space; (5) not to exceed  
9 ~~(66) \$881,703,000~~ \$882,000,000 for real property oper-  
10 ations; (6) not to exceed ~~(67) \$49,740,000~~ \$49,000,000 for  
11 program direction and centralized services; and (7) not to  
12 exceed ~~(68) \$136,698,000~~ \$130,000,000 for design and  
13 construction services which shall remain available until ex-  
14 pended: *Provided further*, That obligations of funds for lease,  
15 lease purchase, or installment purchase public buildings  
16 projects authorized in ~~(69) the fiscal year 1988 Continuing~~  
17 ~~Resolution~~ *Public Law 100-202* for the General Services  
18 Administration at Oakland, California and San Francisco,  
19 California, and for the Environmental Protection Agency and  
20 Department of Transportation shall be limited to the current  
21 fiscal year for which payments are due without regard to 31  
22 U.S.C. 1341(a)(1)(B): *Provided further*, That for the purposes  
23 of this authorization, buildings constructed pursuant to the  
24 Public Buildings Purchase Contract Act of 1954 (40 U.S.C.  
25 356), the Public Buildings Amendments of 1972 (40 U.S.C.

1 490), and buildings under the control of another department  
2 or agency where alterations of such buildings are required in  
3 connection with the moving of such other department or  
4 agency from buildings then, or thereafter to be, under the  
5 control of the General Services Administration shall be con-  
6 sidered to be federally owned buildings: *Provided further,*  
7 That none of the funds available to the General Services Ad-  
8 ministration with the exception of those for Capital Improve-  
9 ments for United States-Mexico Border Facilities;  
10 ~~(70) Memphis, Tennessee, Internal Revenue Service~~  
11 ~~Center~~; Avondale, Maryland, Interior Department (Bureau of  
12 Mines) ~~(71) Baton Rouge, Louisiana, Federal Building/~~  
13 ~~Courthouse; and Lakeland, Florida, Federal Building~~ shall  
14 be available for expenses in connection with any construc-  
15 tion, repair, alteration, and acquisition project for which a  
16 prospectus, if required by the Public Buildings Act of 1959,  
17 as amended, has not been approved, except that necessary  
18 funds may be expended for each project for required expenses  
19 in connection with the development of a proposed prospectus:  
20 *Provided further,* That funds available in the Federal Build-  
21 ings Fund may be expended for emergency repairs when ad-  
22 vance approval is obtained from the Committees on Appro-  
23 priations of the House and Senate: *Provided further,* That  
24 amounts necessary to provide reimbursable special services to  
25 other agencies under section 210(f)(6) of the Federal Proper-

1 ty and Administrative Services Act of 1949, as amended (40  
 2 U.S.C. 490(f)(6)) and amounts to provide such reimbursable  
 3 fencing, lighting, guard booths, and other facilities on private  
 4 or other property not in Government ownership or control as  
 5 may be appropriate to enable the United States Secret Serv-  
 6 ice to perform its protective functions pursuant to 18 U.S.C.  
 7 3056, as amended, shall be available from such revenues and  
 8 collections: *Provided further*, That revenues and collections  
 9 and any other sums accruing to this fund during fiscal year  
 10 1989 excluding reimbursements under section 210(f)(6) of the  
 11 Federal Property and Administrative Services Act of  
 12 1949 (40 U.S.C. 490(f)(6)) in excess of  
 13 **(72)** ~~\$3,053,403,000~~ \$3,026,103,000 shall remain in the  
 14 Fund and shall not be available for expenditure except as  
 15 authorized in appropriation Acts.

16 FEDERAL SUPPLY SERVICE

17 OPERATING EXPENSES

18 For expenses authorized by law, not otherwise provided  
 19 for, necessary for property management activities, utilization  
 20 of excess and disposal of surplus personal property, rehabili-  
 21 tation of personal property, transportation management ac-  
 22 tivities, transportation audits by in-house personnel, procure-  
 23 ment, and other related supply management activities,  
 24 including services as authorized by 5 U.S.C. 3109;  
 25 **(73)** ~~\$47,829,000~~ \$47,000,000.

## 1 FEDERAL PROPERTY RESOURCES SERVICE

## 2 OPERATING EXPENSES

## 3 (INCLUDING TRANSFER OF FUNDS)

4 For expenses, not otherwise provided for, necessary for  
5 carrying out the functions of the Administrator with respect  
6 to utilization of excess real property; the disposal of surplus  
7 real property, the utilization survey, deed compliance inspec-  
8 tion, appraisal, environmental and cultural analysis, and land  
9 use planning functions pertaining to excess and surplus real  
10 property; **(74)** ~~\$12,109,000~~ \$12,000,000 to be derived from  
11 proceeds from transfers of excess real property and disposal  
12 of surplus real property and related personal property, sub-  
13 ject to the provisions of the Land and Water Conservation  
14 Fund Act of 1965, as amended (16 U.S.C. 4601-5).

## 15 REAL PROPERTY RELOCATION

16 For expenses not otherwise provided for,  
17 **(75)** ~~\$16,000,000~~ \$10,000,000, to remain available until  
18 expended, necessary for carrying out the functions of the Ad-  
19 ministrator with respect to relocation of Federal agencies  
20 from property which has been determined by the Administra-  
21 tor to be other than optimally utilized under the provisions of  
22 section 210(e) of the Federal Property and Administrative  
23 Services Act of 1949, as amended: *Provided*, That such relo-  
24 cations shall only be undertaken when the estimated proceeds  
25 from the disposition of the original facilities approximate the  
26 appraised fair market value of such new facilities and exceed

1 the estimated costs of relocation. Relocation costs include ex-  
2 penses for and associated with acquisition of sites and facili-  
3 ties, and expenses of moving or repurchasing equipment and  
4 personal property. These funds may be used for payments to  
5 other Federal entities to accomplish the relocation functions:  
6 *Provided further, That nothing in this paragraph shall be*  
7 *construed as relieving the Administrator of General Services*  
8 *or the head of any other Federal agency from any obligation*  
9 *or restriction under the Public Buildings Act of 1959 (includ-*  
10 *ing any obligation concerning submission and approval of a*  
11 *prospectus), the Federal Property and Administrative Serv-*  
12 *ices Act of 1949, as amended, or any other Federal law, or*  
13 *as authorizing the Administrator of General Services or the*  
14 *head of any other Federal agency to take actions inconsistent*  
15 *with statutory obligations or restrictions placed upon the Ad-*  
16 *ministrator of General Services or such agency head with*  
17 *respect to authority to acquire or dispose of real prop-*  
18 *erty (76):* *Provided further, That notwithstanding any pro-*  
19 *vision of this or any other Act, not more than \$1,500,000 of*  
20 *the appropriations made available under the heading "Real*  
21 *Property Relocation" by this Act or by Public Law 100-202,*  
22 *shall be available to pay for the relocation costs associated*  
23 *with the facility at Loran Station, Makahuena Point, Island*  
24 *of Kauai, Hawaii: Provided further, That upon relocation,*  
25 *such property shall be sold by the Administrator of General*

1 *Services at not less than the estimated fair market value*  
2 *through a competitive public sale.*

3       GENERAL MANAGEMENT AND ADMINISTRATION

4                   SALARIES AND EXPENSES

5       For necessary expenses of agency management of ac-  
6 tivities under the control of the General Services Administra-  
7 tion, and general administrative and staff support services not  
8 otherwise provided for; for providing accounting, records  
9 management, and other support incident to adjudication of  
10 Indian Tribal Claims by the United States Court of Claims,  
11 and services authorized by 5 U.S.C. 3109; \$122,774,000, of  
12 which \$800,000 shall be available only for, and is hereby  
13 specifically earmarked for personnel and associated costs in  
14 support of Congressional District and Senate State offices:  
15 *Provided, That this appropriation shall be available, subject*  
16 *to reimbursement by the applicable agency, for services per-*  
17 *formed for other agencies pursuant to subsections (a) and (b)*  
18 *of section 1535 of title 31, United States Code.*

19       INFORMATION RESOURCES MANAGEMENT SERVICE

20                   OPERATING EXPENSES

21       For expenses authorized by law, not otherwise provided  
22 for, necessary for carrying out Government-wide and internal  
23 responsibilities relating to automated data management, tele-  
24 communications, information resources management, and re-  
25 lated activities, including services as authorized by 5 U.S.C.

1 3109; and for the Information Security Oversight Office es-  
2 tablished pursuant to Executive Order 12356;  
3 ~~(77) \$36,835,000~~ \$33,000,000.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector Gen-  
6 eral; ~~(78) \$25,400,000~~ \$25,000,000: *Provided*, That not to  
7 exceed \$10,000 shall be available for payment for informa-  
8 tion and detection of fraud against the Government, including  
9 payment for recovery of stolen Government property.

10 ALLOWANCES AND OFFICE STAFF FOR FORMER

11 PRESIDENTS

12 For carrying out the provisions of the Act of August 25,  
13 1958, as amended (3 U.S.C. 102 note), and Public Law 95-  
14 138; ~~(79) \$1,431,000~~ \$1,400,000: *Provided*, That the Ad-  
15 ministrator of General Services shall transfer to the Secre-  
16 tary of the Treasury such sums as may be necessary to carry  
17 out the provisions of such Acts.

18 EXPENSES, PRESIDENTIAL TRANSITION

19 For expenses necessary to carry out the provisions of  
20 the Presidential Transition Act of 1963, as amended (3  
21 U.S.C. 102, note), \$3,000,000: *Provided*, That the availabil-  
22 ity of these funds shall be in accordance with sections 3(b)  
23 and 4 of the Act.



## 1 NATIONAL DEFENSE STOCKPILE TRANSACTION FUND

2 For the fiscal year ending September 30, 1989, in addi-  
3 tion to the funds previously appropriated to the National De-  
4 fense Stockpile Transaction Fund, notwithstanding the provi-  
5 sions of 50 U.S.C. 98h, there is hereby appropriated  
6 ~~(80) \$18,000,000~~ \$27,000,000 to the Fund, to remain  
7 available until expended, the amounts to be allocated for the  
8 following projects:

9 (81) University of Hawaii at Manoa pursuant to  
10 50 U.S.C. 98a and 98g(a), for a grant to construct and  
11 equip a strategic materials research facility;  
12 \$15,000,000;

13 University of Texas at El Paso pursuant to 50  
14 U.S.C. 98a and g for a grant to study and facilitate  
15 the development, transfer, and installation of strategic  
16 materials technologies among American industries;  
17 \$3,000,000.

18 University of Hawaii at Manoa pursuant to 50  
19 U.S.C. 98a and 98g(a), for a grant to construct and  
20 equip a strategic materials research facility,  
21 \$10,000,000;

22 Loyola College in Maryland pursuant to 50  
23 U.S.C. 98a and 98g(a), for a grant to pay the federal  
24 share of the cost of construction and equipment, includ-  
25 ing approaches and appurtenances and costs already



1 gram requirements. Any transfers proposed shall be submit-  
2 ted promptly to the Committees on Appropriations of the  
3 House and Senate for approval.

4       SEC. 4. Funds in the Federal Buildings Fund made  
5 available for fiscal year 1989 for Federal Buildings Fund  
6 activities may be transferred between such activities only to  
7 the extent necessary for mandatory program requirements.  
8 Any transfers proposed shall be submitted promptly to the  
9 Committees on Appropriations of the House and Senate for  
10 approval.

11       (82) SEC. 5. Funds hereafter made available to the  
12 General Services Administration for the payment of rent  
13 shall be available for the purpose of leasing, for periods not to  
14 exceed thirty years, space in buildings erected on land owned  
15 by the United States.

16       SEC. (83) 6 5. The Administrator of General Services  
17 shall proceed with the site selection and design for construc-  
18 tion of a facility of not less than 182,000 usable square feet  
19 for the Social Security Administration in Wilkes-Barre,  
20 Pennsylvania, pursuant to section 115 of the joint resolution  
21 entitled, "A Joint Resolution making continuing appropria-  
22 tions for the fiscal year 1987 and for other purposes",  
23 approved October 30, 1986 (100 Stat. 3341-49; Public Law  
24 99-591).

1           SEC. ~~(84)~~ 7 6. Notwithstanding any provisions of this  
2 Act or any other Act in any fiscal year, the Administrator of  
3 General Services is authorized and directed to charge the  
4 Department of the Interior for ~~(85)~~ *design and* alterations  
5 to the Avondale, Maryland property at rates so as to recover  
6 the approximate applicable cost incurred by General Services  
7 Administration in providing such alterations, and the Depart-  
8 ment of the Interior is authorized to repay such charges out  
9 of any appropriation available to the department and the pay-  
10 ments shall be deposited in the fund established by 40 USC  
11 490(f).

12           ~~(86)~~ SEC. 8. (a) ~~LEASE-PURCHASE AGREEMENT.~~—  
13 The Administrator of General Services shall acquire from the  
14 State of Tennessee or a political subdivision thereof by lease-  
15 purchase a building to house the Internal Revenue Service  
16 Center in Memphis, Tennessee, and such other Federal agen-  
17 cies as may be appropriate.

18           (b) ~~LIMITATIONS.~~—

19           (1) ~~SIZE.~~—The building to be acquired under sub-  
20 section (a) may not exceed 600,000 gross square feet  
21 in size plus such additional space as may be necessary  
22 for parking.

23           (2) ~~COST.~~—The total cost of the lease-purchase  
24 agreement under this section to the United States may

1 not exceed \$36,000,000, plus reasonable interest  
2 thereon, as well as operating costs, if applicable.

3 (3) TERM.—The term of the lease-purchase  
4 agreement under this section may not exceed thirty  
5 years. The agreement shall provide that ownership of  
6 the building will vest in the United States on or before  
7 the end of such term.

8 (4) OBLIGATION OF FUNDS.—Obligations of funds  
9 under this section shall be limited to the current fiscal  
10 year for which payments are due without regard to  
11 section 1341(a)(1)(B) of title 31, United States Code.

12 (e) SALE OF LEASEHOLD INTEREST.—The Adminis-  
13 trator of General Services shall sell any leasehold or other  
14 interest which the United States has in the building which is  
15 providing office space for Internal Revenue Service Center in  
16 Memphis, Tennessee, and shall deposit the proceeds from  
17 such sale in the Federal Buildings Fund established by sec-  
18 tion 210(f) of the Federal Property and Administrative  
19 Services Act of 1949.

20 (87) SEC. 9. The General Services Administration is  
21 directed to construct under their lease-purchase authority, a  
22 40,000 net sq. ft. office building at the CDC campus in  
23 Chamblee, Georgia, designed with funds which Congress  
24 provided the Center for Disease Control in the FY87 Depart-  
25 ment of Labor, Health and Human Services, and Education,

1 and Related Agencies Appropriations, and shall be acquired  
2 without regard to the provisions of the Public Buildings Act  
3 of 1959 regarding prospectus approval by lease-purchase  
4 contracts entered into by the General Services Administra-  
5 tion prior to their construction using funds appropriated an-  
6 nually to GSA from the Federal Buildings Fund for the  
7 rental of space which shall hereafter be available for this pur-  
8 pose. The contracts shall provide for the payment of the pur-  
9 chase price and reasonable interest thereon by lease or in-  
10 stallment payments over a period not to exceed 30 years.  
11 The contracts shall further provide that title to the buildings  
12 shall vest in the United States at or before expiration of the  
13 contract term upon fulfillment of the terms and conditions of  
14 the contracts. The Federal Buildings Fund shall be reim-  
15 bursed from the annual appropriation to the Centers for Dis-  
16 ease Control-Disease Control, Research, and Training (or  
17 any other appropriation hereafter made available to the CDC  
18 for construction of research facilities) and such appropriations  
19 shall hereafter be available for the purpose of reimbursing the  
20 Federal Buildings Fund. Obligations of funds under these  
21 transactions shall be limited to the current fiscal year for  
22 which payments are due without regard to ~~31~~ U.S.C. 1502  
23 and 1341(a)(1)(B).

24       (88) SEC. 7. *The Administrator of General Services*  
25 *is authorized and directed to hire up to and maintain an*

1 *annual average of not less than 1000 full-time equivalent*  
2 *positions for Federal Protective Officers. This shall be ac-*  
3 *complished by increasing existing staff levels at the end of*  
4 *fiscal year 1988 at a rate of not less than 50 positions per*  
5 *year until the full-time equivalency of 1000 is attained by*  
6 *not later than fiscal year 1992.*

7       **(89)** *SEC. 8. Notwithstanding any other provision of*  
8 *law, the Administrator of General Services is hereafter au-*  
9 *thorized to transfer from the available resources of the Feder-*  
10 *al Buildings Fund, in accordance with such rules and proce-*  
11 *dures as may be established by the Office of Management*  
12 *and Budget and the Department of the Treasury, such*  
13 *amounts as are necessary to repay the principal amount of*  
14 *agency borrowings from the Federal Financing Bank.*

15       **(90)** *SEC. 9. Notwithstanding any other provision of*  
16 *law, the General Services Administration is hereby author-*  
17 *ized to sell, at competitive bid, the Federal Building located*  
18 *at 124 South Tennessee Avenue in Lakeland, Florida, and*  
19 *to deposit such proceeds into the Federal Buildings Fund.*

20       **(91)** *SEC. 10. None of the funds appropriated by this*  
21 *Act may be obligated or expended in any way for the purpose*  
22 *of the sale, excessing, surplusing, or disposal of lands in the*  
23 *vicinity of Bull Shoals Lake, Arkansas, administered by the*  
24 *Corps of Engineers, Department of the Army, without the*  
25 *specific approval of the Congress.*

1       (92) SEC. 11. None of the funds appropriated by this  
2 Act may be obligated or expended in any way for the purpose  
3 of the sale, excessing, surplusing, or disposal of lands in the  
4 vicinity of Norfolk Lake, Arkansas, administered by the  
5 Corps of Engineers, Department of the Army, without the  
6 specific approval of the Congress.

7                   NATIONAL ARCHIVES AND RECORDS

8                               ADMINISTRATION

9                                       OPERATING EXPENSES

10       For necessary expenses in connection with National Ar-  
11 chives and Records Administration and related activities, as  
12 provided by law, and for expenses necessary for the review  
13 and declassification of documents, and for the hire of passen-  
14 ger motor vehicles, (93) ~~\$125,962,000~~ \$117,862,000, of  
15 which \$4,000,000 (94) shall be available for allocations and  
16 grants for historical publications and records as authorized by  
17 44 U.S.C. 2504, as amended, (95) and shall remain avail-  
18 able until expended (96), ~~and of which \$4,100,000 shall~~  
19 ~~remain available until expended for continuation of construc-~~  
20 ~~tion at the John F. Kennedy Library in Boston Massachu-~~  
21 ~~setts:~~ *Provided*, That notwithstanding the provisions of 31  
22 U.S.C. 1341(a)(1) or any other provisions of law, the Archi-  
23 vist of the United States is authorized, pursuant to 44 U.S.C.  
24 2903, to enter into a contract for construction and related  
25 services for a new National Archives facility in Prince



1 George's County, Maryland, on a site provided, without  
2 charge, to the United States by the University of Maryland  
3 or the State of Maryland, which site may be transferred to  
4 the United States by less than fee simple estate, but shall  
5 remain available to the United States so long as it shall be  
6 used as a National Archives facility. The contract shall pro-  
7 vide, by lease or installment payments payable out of annual  
8 appropriations over a period not to exceed thirty years, for  
9 the payment of the purchase price and associated costs,  
10 which shall not exceed \$205,000,000 plus escalation to the  
11 midpoint of construction, and reasonable interest thereon.  
12 The contract shall further provide that title to the building  
13 shall vest in the United States at or before the expiration of  
14 the contract term upon fulfillment of the terms and conditions  
15 of the contract.

## 16 OFFICE OF PERSONNEL MANAGEMENT

### 17 SALARIES AND EXPENSES

#### 18 (INCLUDING TRANSFER OF TRUST FUNDS)

19 For necessary expenses to carry out functions of the  
20 Office of Personnel Management pursuant to Reorganization  
21 Plan Numbered 2 of 1978 and the Civil Service Reform Act  
22 of 1978, including services as authorized by 5 U.S.C. 3109,  
23 medical examinations performed for veterans by private phy-  
24 sicians on a fee basis, rental of conference rooms in the Dis-  
25 trict of Columbia and elsewhere, hire of passenger motor ve-

1 hicles, not to exceed \$2,500 for official reception and repre-  
2 sentation expenses, and advances for reimbursements to ap-  
3 plicable funds of the Office of Personnel Management and the  
4 Federal Bureau of Investigation for expenses incurred under  
5 Executive Order 10422 of January 9, 1953, as amended;  
6 (97) ~~\$107,477,000~~ \$108,977,000, of which \$170,000 shall  
7 be for the salaries, administrative support and for other ex-  
8 penses of the Commission on Executive, Legislative and Ju-  
9 dicial Salaries; (98) \$1,000,000 shall be made available for  
10 the establishment of Federal health promotion and disease  
11 prevention programs for Federal employees; (99) and  
12 (100) \$500,000 shall be made available for implementation  
13 of the Combined Federal Campaign in fiscal year 1989; in  
14 addition to \$77,017,000 for administrative expenses, includ-  
15 ing direct procurement of health benefits printing, for the re-  
16 tirement and insurance programs, of which \$7,000,000 shall  
17 be for costs incurred in implementing the recordkeeping  
18 system of the Federal Employees Retirement System, to be  
19 transferred from the appropriate trust funds of the Office of  
20 Personnel Management in the amounts determined by the  
21 Office of Personnel Management without regard to other  
22 statutes: *Provided*, That the provisions of this appropriation  
23 shall not affect the authority to use applicable trust funds as  
24 provided by section 8348(a)(1)(B) of title 5, U.S.C.: *Provided*  
25 *further*, That no part of this appropriation shall be available

1 for salaries and expenses of the Legal Examining Unit of the  
2 Office of Personnel Management established pursuant to Ex-  
3 ecutive Order 9358 of July 1, 1943, or any successor unit of  
4 like purpose: *Provided further*, That the President's Commis-  
5 sion on White House Fellows, established by Executive  
6 Order 11183 of October 3, 1964, may, during the fiscal  
7 year ending September 30, 1989, accept donations of money,  
8 property, and personal services in connection with the devel-  
9 opment of a publicity brochure to provide information about  
10 the White House Fellows, except that no such donations  
11 shall be accepted for travel or reimbursement of travel ex-  
12 penses, or for the salaries of employees of such Commission.

13 **REVOLVING FUND**

14 Pursuant to section 4109(d)(1) of title 5, United States  
15 Code, costs for entertainment expenses of the President's  
16 Commission on Executive Exchange shall not exceed  
17 \$12,000.

18 **GOVERNMENT PAYMENT FOR ANNUITANTS, EMPLOYEES**

19 **HEALTH BENEFITS**

20 For payment of Government contributions with respect  
21 to retired employees, as authorized by chapter 89 of title 5,  
22 United States Code, and the Retired Federal Employees  
23 Health Benefits Act (74 Stat. 849), as amended,  
24 \$2,374,414,000, to remain available until expended.



## 1                   OFFICE OF SPECIAL COUNSEL

## 2                   SALARIES AND EXPENSES

3       For necessary expenses to carry out functions of the  
4 Office of the Special Counsel pursuant to Reorganization  
5 Plan Numbered 2 of 1978 and the Civil Service Reform Act  
6 of 1978 (Public Law 95-454), including services as author-  
7 ized by 5 U.S.C. 3109, payment of fees and expenses for  
8 witnesses, rental of conference rooms in the District of Co-  
9 lumbia and elsewhere, and hire of passenger motor vehicles;  
10 **(101)** ~~\$4,761,000~~ \$5,000,000.

## 11               FEDERAL LABOR RELATIONS AUTHORITY

## 12               SALARIES AND EXPENSES

13       For necessary expenses to carry out functions of the  
14 Federal Labor Relations Authority, pursuant to Reorganiza-  
15 tion Plan Numbered 2 of 1978, and the Civil Service Reform  
16 Act of 1978, including services as authorized by 5 U.S.C.  
17 3109, including hire of experts and consultants, hire of pas-  
18 senger motor vehicles, rental of conference rooms in the Dis-  
19 trict of Columbia and elsewhere; \$17,540,000: *Provided,*  
20 That public members of the Federal Service Impasses Panel  
21 may be paid travel expenses and per diem in lieu of subsist-  
22 ence as authorized by law (5 U.S.C. 5703) for persons em-  
23 ployed intermittently in the Government Service, and com-  
24 pensation as authorized by 5 U.S.C. 3109.

## 1 UNITED STATES TAX COURT

## 2 SALARIES AND EXPENSES

3 For necessary expenses, including contract reporting  
4 and other services as authorized by 5 U.S.C. 3109;  
5 \$29,345,000: *Provided*, That travel expenses of the judges  
6 shall be paid upon the written certificate of the judge; and in  
7 addition, \$1,225,000 shall be available only for installation of  
8 a chiller/air conditioning system in the United States Tax  
9 Court Headquarters Building in the District of Columbia, to  
10 remain available until expended.

11 This title may be cited as the "Independent Agencies  
12 Appropriations Act, 1989".

## 13 TITLE V—GENERAL PROVISIONS

## 14 THIS ACT

15 SECTION 501. Where appropriations in this Act are ex-  
16 pendable for travel expenses of employees and no specific  
17 limitation has been placed thereon, the expenditures for such  
18 travel expenses may not exceed the amount set forth therefor  
19 in the budget estimates submitted for the appropriations: *Pro-*  
20 *vided*, That this section shall not apply to travel performed  
21 by uncompensated officials of local boards and appeal boards  
22 of the Selective Service System; to travel performed directly  
23 in connection with care and treatment of medical benefici-  
24 aries of the Veterans' Administration; to travel of the Office  
25 of Personnel Management in carrying out its observation re-

1 sponsibilities of the Voting Rights Act; or to payments to  
2 interagency motor pools where separately set forth in the  
3 budget schedules.

4       SEC. 502. No part of any appropriations contained in  
5 this Act shall be available to pay the salary of any person  
6 filling a position, other than a temporary position, formerly  
7 held by an employee who has left to enter the Armed Forces  
8 of the United States and has satisfactorily completed his  
9 period of active military or naval service and has within  
10 ninety days after his release from such service or from hospi-  
11 talization continuing after discharge for a period of not more  
12 than one year made application for restoration to his former  
13 position and has been certified by the Office of Personnel  
14 Management as still qualified to perform the duties of his  
15 former position and has not been restored thereto.

16       SEC. 503. No part of any appropriation made available  
17 in this Act shall be used for the purchase or sale of real  
18 estate or for the purpose of establishing new offices inside or  
19 outside the District of Columbia: *Provided*, That this limita-  
20 tion shall not apply to programs which have been approved  
21 by the Congress and appropriations made therefor.

22       SEC. 504. No part of any appropriation contained in this  
23 Act shall remain available for obligation beyond the current  
24 fiscal year unless expressly so provided herein.

1        SEC. 505. The expenditure of any appropriation under  
2 this Act for any consulting service through procurement con-  
3 tract, pursuant to 5 U.S.C. 3109, shall be limited to those  
4 contracts where such expenditures are a matter of public  
5 record and available for public inspection, except where oth-  
6 erwise provided under existing law, or under existing Execu-  
7 tive order issued pursuant to existing law.

8        (102) SEC. 506. *No part of any appropriation con-*  
9 *tained in this Act shall be available for the procurement of, or*  
10 *for the payment of, the salary of any person engaged in the*  
11 *procurement of any hand or measuring tool(s) not produced*  
12 *in the United States or its possessions except to the extent*  
13 *that the Administrator of General Services or his designee*  
14 *shall determine that a satisfactory quality and sufficient*  
15 *quantity of hand or measuring tools produced in the United*  
16 *States or its possessions cannot be procured as and when*  
17 *needed from sources in the United States and its possessions,*  
18 *or except in accordance with procedures prescribed by section*  
19 *6-104.4(b) of Armed Services Procurement Regulation dated*  
20 *January 1, 1969, as such regulation existed on June 15,*  
21 *1970: Provided, That a factor of 75 per centum in lieu of 50*  
22 *per centum shall be used for evaluating foreign source end*  
23 *products against a domestic source end product. This section*  
24 *shall be applicable to all solicitations for bids opened after its*  
25 *enactment.*



1        SEC. (103) ~~506~~ 507. None of the funds made available  
2 to the General Services Administration pursuant to section  
3 210(f) of the Federal Property and Administrative Services  
4 Act of 1949 shall be obligated or expended after the date of  
5 enactment of this Act for the procurement by contract of any  
6 service which, before such date, was performed by individuals  
7 in their capacity as employees of the General Services Ad-  
8 ministration in any position of guards, elevator operators,  
9 messengers, and custodians, except that such funds may be  
10 obligated or expended for the procurement by contract of the  
11 covered services with sheltered workshops employing the se-  
12 verely handicapped under Public Law 92-28.

13        SEC. (104) ~~507~~ 508. No funds appropriated in this  
14 Act shall be available for administrative expenses in connec-  
15 tion with implementing or enforcing any provisions of the  
16 rule TD ATF-66 issued June 13, 1980, by the Department  
17 of the Treasury, Bureau of Alcohol, Tobacco and Firearms  
18 on labeling and advertising of wine, distilled spirits, and malt  
19 beverages, except if the expenditure of such funds, is neces-  
20 sary to comply with a final order of the Federal court system.

21        SEC. (105) ~~508~~ 509. None of the funds appropriated  
22 or made available by this Act shall be used to competitively  
23 procure electric utility service, except where such procure-  
24 ment is expressly authorized by the Federal Power Act or by  
25 State law or regulation.

1           ~~(106) SEC. 509. None of the funds appropriated in this~~  
2 ~~Act may be used for administrative expenses to close the~~  
3 ~~Federal Information Center of the General Services Adminis-~~  
4 ~~tration located in Sacramento, California.~~

5           SEC. 510. None of the funds made available by this Act  
6 for the Department of the Treasury may be used for the pur-  
7 pose of eliminating any existing requirement for sureties on  
8 customs bonds.

9           SEC. 511. None of the funds made available by this Act  
10 shall be available for any activity or for paying the salary of  
11 any Government employee where funding an activity or  
12 paying a salary to a government employee would result in a  
13 decision, determination, rule, regulation, or policy that would  
14 prohibit the enforcement of section 307 of the 1930 Tariff  
15 Act.

16           SEC. 512. None of the funds made available by this Act  
17 shall be available for the purpose of transferring control over  
18 the Federal Law Enforcement Training Center located at  
19 Glynco, Georgia, ~~(107)~~ and Marana, Arizona, out of the  
20 Treasury Department.

21           SEC. 513. No part of any appropriation contained in this  
22 Act shall be used for publicity or propaganda purposes within  
23 the United States not heretofore authorized by the Congress.

24           SEC. 514. No part of any appropriation contained in this  
25 Act shall be available for the payment of the salary of any

1 officer or employee of the United States Postal Service,  
2 who—

3 (1) prohibits or prevents, or attempts or threatens  
4 to prohibit or prevent, any officer or employee of the  
5 United States Postal Service from having any direct  
6 oral or written communication or contact with any  
7 Member or committee of Congress in connection with  
8 any matter pertaining to the employment of such offi-  
9 cer or employee or pertaining to the United States  
10 Postal Service in any way, irrespective of whether  
11 such communication or contact is at the initiative of  
12 such officer or employee or in response to the request  
13 or inquiry of such Member or committee; or

14 (2) removes, suspends from duty without pay, de-  
15 motes, reduces in rank, seniority, status, pay, or per-  
16 formance of efficiency rating, denies promotion to, relo-  
17 cates, reassigns, transfers, disciplines, or discriminates  
18 in regard to any employment right, entitlement, or  
19 benefit, or any term or condition of employment of, any  
20 officer or employee of the United States Postal Serv-  
21 ice, or attempts or threatens to commit any of the fore-  
22 going actions with respect to such officer or employee,  
23 by reason of any communication or contact of such  
24 officer or employee with any Member or committee of

1 Congress as described in paragraph (1) of this sub-  
2 section.

3 ~~(108)~~ SEC. 515. Except for vehicles provided to the  
4 President, Vice President and their families, or to the United  
5 States Secret Service, none of the funds provided in this Act  
6 to any Department or Agency shall be obligated or expended  
7 to procure passenger automobiles as defined in 15 U.S.C.  
8 2001 with an EPA estimated miles per gallon average of less  
9 than twenty-two miles per gallon. The requirements of this  
10 section may be waived by the Administrator of the General  
11 Services Administration for special purposes or special mis-  
12 sion automobiles.

13 SEC. ~~(109)~~ 516 515. No funds appropriated by this  
14 Act shall be available to pay for an abortion, or the adminis-  
15 trative expenses in connection with any health plan under the  
16 Federal employees health benefit program which provides  
17 any benefits or coverage for abortions.

18 SEC. ~~(110)~~ 517 516. The provision of section  
19 ~~(111)~~ 516 515 shall not apply where the life of the mother  
20 would be endangered if the fetus were carried to term.

21 ~~(112)~~ SEC. 518. No later than October 1, 1989, the  
22 Administrator of General Services, or any Federal officer as-  
23 suming the Administrator's responsibilities with respect to  
24 management of the stockpile, shall use all funds authorized  
25 and appropriated before January 1, 1985 from the National

1 ~~Defense Stockpile Transaction Fund to evaluate, test, re-~~  
2 ~~late, upgrade or purchase stockpile materials to meet Nation-~~  
3 ~~al Defense Stockpile goals and specifications in effect on~~  
4 ~~October 1, 1984.~~

5       **(113)** *SEC. 517. No part of any appropriation con-*  
6 *tained in this Act shall be available for the procurement of, or*  
7 *for the payment of, the salary of any person engaged in the*  
8 *procurement of stainless steel flatware not produced in the*  
9 *United States or its possessions, except to the extent that the*  
10 *Administrator of General Services or his designee shall de-*  
11 *termine that a satisfactory quality and sufficient quantity of*  
12 *stainless steel flatware produced in the United States or its*  
13 *possessions, cannot be procured as and when needed from*  
14 *sources in the United States or its possessions or except in*  
15 *accordance with procedures provided by section 6-104.4(b)*  
16 *of Armed Services Procurement Regulations, dated Janu-*  
17 *ary 1, 1969. This section shall be applicable to all solicita-*  
18 *tions for bids issued after its enactment.*

19       **(114)** *SEC. 519. None of the funds appropriated by*  
20 *this Act may be used to establish on a permanent basis any*  
21 *test or program of the "port of arrival immediate release and*  
22 *enforcement determination."*

23       **SEC. (115)** ~~520~~ *518. None of the funds appropriated*  
24 *by this Act may be used to solicit bids, lease space, or enter*

1 into any contract to close or consolidate executive seminar  
2 centers for the Office of Personnel Management.

3       (116) ~~SEC. 521.~~ Not later than October 1, 1989, of  
4 the amounts made available pursuant to section 518 of the  
5 Treasury, Postal Service and General Government Appro-  
6 priations Act, 1987, as incorporated in section 101(m) of  
7 Public Laws 99-500 and 99-501, not less than \$1,000,000  
8 shall be obligated for a pilot project to upgrade technological-  
9 ly obsolete cobalt deposited in the National Defense Stock-  
10 pile. The funds used in this section for upgrading shall not  
11 exceed \$2,000,000.

12       (117) ~~SEC. 522.~~ The Administrator of General Serv-  
13 ices, under section 210(h) of the Federal Property and Ad-  
14 ministrative Services Act of 1949, as amended, shall acquire,  
15 by means of a lease of up to 30 years duration, space for the  
16 United States Courts in Tacoma, Washington, at the site of  
17 Union Station, Tacoma, Washington.

18       SEC. (118) ~~523~~ 519. Funds under this Act shall be  
19 available as authorized by sections 4501-4506 of title 5,  
20 United States Code, when the achievement involved is certi-  
21 fied, or when an award for such achievement is otherwise  
22 payable, in accordance with such sections. Such funds may  
23 not be used for any purpose with respect to which the preced-  
24 ing sentence relates beyond fiscal year 1989.

1 SEC. (119) ~~524~~ 520. (a) Notwithstanding any other  
2 provision of law, during fiscal year 1989, the authority to  
3 establish higher rates of pay under section 5303 of title 5,  
4 United States Code, may—

5 (1) in addition to positions paid under any of the  
6 pay systems referred to in subsection (a) of section  
7 5303 of title 5, U.S.C., be exercised with respect to  
8 positions paid under any other pay system established  
9 by or under Federal statute for positions within the ex-  
10 ecutive branch of the Government; and

11 (2) in addition to the circumstance described in  
12 the first sentence of subsection (a) of section 5303 of  
13 title 5, U.S.C., be exercised based on—

14 (A) pay rates for the positions involved being  
15 generally less than the rates payable for similar  
16 positions held—

17 (i) by individuals outside the Govern-  
18 ment; or

19 (ii) by other individuals within the exec-  
20 utive branch of the Government;

21 (B) the remoteness of the area or location  
22 involved;

23 (C) the undesirability of the working condi-  
24 tions or the nature of the work involved, including

1 exposure to toxic substances or other occupational  
2 hazards; or

3 (D) any other circumstances which the Presi-  
4 dent (or an agency duly authorized or designated  
5 by the President in accordance with the last sen-  
6 tence of section 5303(a) of title 5, U.S.C., for  
7 purposes of this subparagraph) may identify.

8 Nothing in paragraph (2) shall be considered to permit the  
9 exercise of any authority based on any of the circumstances  
10 under such paragraph without an appropriate finding that  
11 such circumstances are significantly handicapping the Gov-  
12 ernment's recruitment or retention efforts.

13 (b)(1) A rate of pay established during fiscal year 1989  
14 through the exercise of any additional authority under sub-  
15 section (a) of section 5303 of title 5, U.S.C.—

16 (A) shall be subject to revision or adjustment,

17 (B) shall be subject to reduction or termination  
18 (including pay retention), and

19 (C) shall otherwise be treated,

20 in the manner as generally applies with respect to any rate  
21 otherwise established under section 5303 of title 5, United  
22 States Code.

23 (2) The President (or an agency duly authorized or des-  
24 ignated by the President in accordance with the last sentence  
25 of section 5303(a) of title 5, United States Code, for purposes



1 of this subsection) may prescribe any regulations necessary to  
2 carry out this subsection.

3 (c) Any additional authority under this section may,  
4 during fiscal year 1989, be exercised only to the extent that  
5 amounts otherwise appropriated under this Act for purposes  
6 of section 5303 of title 5, United States Code, are available.

7 ~~SEC. (120) 525~~ 521. None of the funds available in  
8 this Act may be used to contract out positions or downgrade  
9 the position classification of the Bureau of Engraving and  
10 Printing Police Force.

11 ~~(121)~~ SEC. 522. *Such sums as may be necessary for*  
12 *fiscal year 1989 pay raises for programs funded by this Act*  
13 *shall be absorbed within the levels appropriated in this Act.*

14 ~~(122)~~ SEC. 523. (a)(1) *Notwithstanding any other*  
15 *provision of this Act, no department, agency, or instrumen-*  
16 *tality of the United States Government receiving appropri-*  
17 *ated funds under this Act for fiscal year 1989, shall, during*  
18 *fiscal year 1989, obligate and expend funds for consulting*  
19 *services involving management and professional services; spe-*  
20 *cial studies and analyses; technical assistance; and manage-*  
21 *ment review of program funded organizations; in excess of an*  
22 *amount equal to 85 percent of the amount obligated and ex-*  
23 *pended by such department, agency, or instrumentality for*  
24 *such services during fiscal year 1987.*

1       (2) Notwithstanding any other provision of this Act, no  
2 department, agency, or instrumentality of the United States  
3 Government receiving appropriated funds under this Act for  
4 fiscal year 1989, shall, during fiscal year 1989, obligate and  
5 expend funds for consulting services involving management  
6 and support services for research and development activities;  
7 engineering development and operational systems develop-  
8 ment; technical representatives; training; quality control, test-  
9 ing, and inspection services; specialized medical services; and  
10 public relations; in excess of an amount equal to 95 percent  
11 of the amount obligated and expended by such department,  
12 agency, or instrumentality for such services during fiscal  
13 year 1987.

14       (3) The term "consulting services" shall be defined con-  
15 sistent with the provision of OMB Circular A-120.

16       (b) The Director of the Office of Management and  
17 Budget shall take such action as may be necessary, through  
18 budget instructions or otherwise, to direct each department,  
19 agency, and instrumentality of the United States to comply  
20 with the provisions of section 1114 of title 31, United States  
21 Code.

22       (c) All savings to any department, agency, or instru-  
23 mentality which result from the application of subsection (a),  
24 shall be used for the 4 percent increase in rates of pay in

1 *such department, agency, or instrumentality made under this*  
2 *Act.*

### 3 TITLE VI—GENERAL PROVISIONS

#### 4 DEPARTMENTS, AGENCIES, AND CORPORATIONS

5 SECTION 601. Unless otherwise specifically provided,  
6 the maximum amount allowable during the current fiscal year  
7 in accordance with section 16 of the Act of August 2, 1946  
8 (60 Stat. 810), for the purchase of any passenger motor vehi-  
9 cle (exclusive of buses and ambulances), is hereby fixed at  
10 \$6,600 except station wagons for which the maximum shall  
11 be \$7,600: *Provided*, That these limits may be exceeded by  
12 not to exceed \$2,700 for police-type vehicles, and by not to  
13 exceed \$4,000 for special heavy-duty vehicles: *Provided fur-*  
14 *ther*, That the limits set forth in this section shall not apply to  
15 electric or hybrid vehicles purchased for demonstration under  
16 the provisions of the Electric and Hybrid Vehicle Research,  
17 Development, and Demonstration Act of 1976.

18 SEC. 602. Appropriations of the executive departments  
19 and independent establishments for the current fiscal year  
20 available for expenses of travel or for the expenses of the  
21 activity concerned, are hereby made available for quarters  
22 allowances and cost-of-living allowances, in accordance with  
23 5 U.S.C. 5922-24.

24 SEC. 603. Unless otherwise specified during the current  
25 fiscal year no part of any appropriation contained in this or

1 any other Act shall be used to pay the compensation of any  
2 officer or employee of the Government of the United States  
3 (including any agency the majority of the stock of which is  
4 owned by the Government of the United States) whose post  
5 of duty is in the continental United States unless such person  
6 (1) is a citizen of the United States, (2) is a person in the  
7 service of the United States on the date of enactment of this  
8 Act, who, being eligible for citizenship, has filed a declaration  
9 of intention to become a citizen of the United States prior to  
10 such date and is actually residing in the United States, (3) is  
11 a person who owes allegiance to the United States, (4) is an  
12 alien from Cuba, Poland, South Vietnam, or the Baltic coun-  
13 tries lawfully admitted to the United States for permanent  
14 residence, or (5) South Vietnamese, Cambodian, and Laotian  
15 refugees paroled in the United States after January 1, 1975:  
16 *Provided*, That for the purpose of this section, an affidavit  
17 signed by any such person shall be considered prima facie  
18 evidence that the requirements of this section with respect to  
19 his status have been complied with: *Provided further*, That  
20 any person making a false affidavit shall be guilty of a felony,  
21 and, upon conviction, shall be fined no more than \$4,000 or  
22 imprisoned for not more than one year, or both: *Provided*  
23 *further*, That the above penal clause shall be in addition to,  
24 and not in substitution for any other provisions of existing  
25 law: *Provided further*, That any payment made to any officer

1 or employee contrary to the provisions of this section shall be  
2 recoverable in action by the Federal Government. This sec-  
3 tion shall not apply to citizens of Ireland, Israel, the Republic  
4 of the Philippines or to nationals of those countries allied  
5 with the United States in the current defense effort, or to  
6 temporary employment of translators, or to temporary em-  
7 ployment in the field service (not to exceed sixty days) as a  
8 result of emergencies.

9 SEC. 604. Appropriations available to any department  
10 or agency during the current fiscal year for necessary ex-  
11 penses, including maintenance or operating expenses, shall  
12 also be available for payment to the General Services Admin-  
13 istration for charges for space and services and those ex-  
14 penses of renovation and alteration of buildings and facilities  
15 which constitute public improvements performed in accord-  
16 ance with the Public Buildings Act of 1959 (73 Stat. 749),  
17 the Public Buildings Amendments of 1972 (86 Stat. 216), or  
18 other applicable law.

19 SEC. 605. Funds made available by this or any other  
20 Act for administrative expenses in the current fiscal year of  
21 the corporations and agencies subject to chapter 91 of title  
22 31, United States Code, shall be available, in addition to ob-  
23 jects for which such funds are otherwise available, for rent in  
24 the District of Columbia; services in accordance with 5  
25 U.S.C. 3109; and the objects specified under this head, all

1 the provisions of which shall be applicable to the expenditure  
2 of such funds unless otherwise specified in the Act by which  
3 they are made available: *Provided*, That in the event any  
4 functions budgeted as administrative expenses are subse-  
5 quently transferred to or paid from other funds, the limita-  
6 tions on administrative expenses shall be correspondingly  
7 reduced.

8       SEC. 606. No part of any appropriation for the current  
9 fiscal year contained in this or any other Act shall be paid to  
10 any person for the filling of any position for which he or she  
11 has been nominated after the Senate has voted not to ap-  
12 prove the nomination of said person.

13       SEC. 607. Pursuant to section 1415 of the Act of  
14 July 15, 1952 (66 Stat. 662), foreign credits (including cur-  
15 rencies) owed to or owned by the United States may be used  
16 by Federal agencies for any purpose for which appropriations  
17 are made for the current fiscal year (including the carrying  
18 out of Acts requiring or authorizing the use of such credits),  
19 only when reimbursement therefor is made to the Treasury  
20 from applicable appropriations of the agency concerned: *Pro-*  
21 *vided*, That such credits received as exchanged allowances or  
22 proceeds of sales of personal property may be used in whole  
23 or part payment for acquisition of similar items, to the extent  
24 and in the manner authorized by law, without reimbursement  
25 to the Treasury.

1       SEC. 608. No part of any appropriation contained in this  
2 or any other Act shall be available for interagency financing  
3 of boards, commissions, councils, committees, or similar  
4 groups (whether or not they are interagency entities) which  
5 do not have a prior and specific statutory approval to receive  
6 financial support from more than one agency or instrumen-  
7 tality.

8       SEC. 609. Funds made available by this or any other  
9 Act to (1) the General Services Administration, including the  
10 fund created by the Public Building Amendments of 1972 (86  
11 Stat. 216), and (2) the "Postal Service Fund" (39 U.S.C.  
12 2003), shall be available for employment of guards for all  
13 buildings and areas owned or occupied by the United States  
14 or the Postal Service and under the charge and control of the  
15 General Services Administration or the Postal Service, and  
16 such guards shall have, with respect to such property, the  
17 powers of special policemen provided by the first section of  
18 the Act of June 1, 1948 (62 Stat. 281; 40 U.S.C. 318), but  
19 shall not be restricted to certain Federal property as other-  
20 wise required by the proviso contained in said section and, as  
21 to property owned or occupied by the Postal Service, the  
22 Postmaster General may take the same actions as the Ad-  
23 ministrator of General Services may take under the provi-  
24 sions of sections 2 and 3 of the Act of June 1, 1948 (62 Stat.  
25 281; 40 U.S.C. 318a, 318b), attaching thereto penal conse-

1 quences under the authority and within the limits provided in  
2 section 4 of the Act of June 1, 1948 (62 Stat. 281; 40  
3 U.S.C. 318c): *Provided*, That when the Administrator of  
4 General Services delegates responsibility to protect property  
5 under this charge and control to the head of another Federal  
6 agency, that agency may employ guards to protect the prop-  
7 erty who shall have the same powers of special policemen in  
8 same manner as the foregoing.

9       (123) ~~SEC. 610.~~ None of the funds available under this  
10 or any other Act shall be available for administrative ex-  
11 penses in connection with the designation for construction,  
12 arranging for financing, or execution of contracts or agree-  
13 ments for financing or construction of any additional purchase  
14 contract projects pursuant to section 5 of the Public Building  
15 Amendments of 1972 (Public Law 92-313) during the period  
16 beginning October 1, 1976, and ending September 30,  
17 1989.

18       SEC. (124) ~~611~~ 610. None of the funds made available  
19 pursuant to the provisions of this Act shall be used to imple-  
20 ment, administer, or enforce any regulation which has been  
21 disapproved pursuant to a resolution of disapproval duly  
22 adopted in accordance with the applicable law of the United  
23 States.

24       SEC. (125) ~~612~~ 611. No part of any appropriation  
25 contained in, or funds made available by, this or any other



1 Act shall be available for any agency to pay to the Adminis-  
2 trator of the General Services Administration a higher rate  
3 per square foot for rental of space and services (established  
4 pursuant to section 210(j) of the Federal Property and Ad-  
5 ministrative Services Act of 1949, as amended) than the rate  
6 per square foot established for the space and services by the  
7 General Services Administration for the fiscal year for which  
8 appropriations were granted (126): *Provided, That the*  
9 *amount of space and service levels provided will be adjusted*  
10 *commensurate with the amounts appropriated, or otherwise*  
11 *made available therefor in this or any other Appropriations*  
12 *Acts.*

13 SEC. (127) ~~613~~ 612. (a)(1) Notwithstanding any other  
14 provision of law, and except as otherwise provided in this  
15 section, no part of any of the funds appropriated for the fiscal  
16 years ending September 30, 1989, or September 30, 1990,  
17 by this Act or any other Act, may be used to pay any prevail-  
18 ing rate employee described in section 5342(a)(2)(A) of title  
19 5, United States Code, or any employee covered by section  
20 5348 of that title—

21 (1) during the period from the date of expiration  
22 of the limitation imposed by section 613 of the Treas-  
23 ury, Postal Service, and General Government Appro-  
24 priations Act, 1988, until the first day of the first ap-  
25 plicable pay period that begins not less than ninety

1 days after that date, in an amount that exceeds the  
2 rate payable for the applicable grade and step of the  
3 applicable wage schedule in accordance with such sec-  
4 tion 613; and

5 (2) during the period consisting of the remainder,  
6 if any, of fiscal year 1989, and that portion of fiscal  
7 year 1990, that precedes the normal effective date of  
8 the applicable wage survey adjustment that is to be ef-  
9 fective in fiscal year 1990, in an amount that exceeds,  
10 as a result of a wage survey adjustment, the rate pay-  
11 able under paragraph (1) of this subsection by more  
12 than the overall average percentage adjustment in the  
13 General Schedule during fiscal year 1989.

14 (b) Notwithstanding any other provision of law, no pre-  
15 vailing rate employee described in subparagraph (B) or (C) of  
16 section 5342(a)(2) of title 5, United States Code, may be paid  
17 during the periods for which subsection (a) of this section is in  
18 effect at a rate that exceeds the rates that would be payable  
19 under subsection (a) were subsection (a) applicable to such  
20 employee.

21 (c) For the purpose of this section, the rates payable to  
22 an employee who is covered by this section and who is paid  
23 from a schedule that was not in existence on September 30,  
24 1988, shall be determined under regulations prescribed by  
25 the Office of Personnel Management.

1 (d) Notwithstanding any other provision of law, rates of  
2 premium pay for employees subject to this section may not be  
3 changed from the rates in effect on September 30, 1988,  
4 except to the extent determined by the Office of Personnel  
5 Management to be consistent with the purpose of this section.

6 (e) The provisions of this section shall apply with re-  
7 spect to pay for services performed by any affected employee  
8 on or after October 1, 1988.

9 (f) For the purpose of administering any provision of  
10 law, including section 8431 of title 5, United States Code, or  
11 any rule or regulation that provides premium pay, retirement,  
12 life insurance, or any other employee benefit, that requires  
13 any deduction or contribution, or that imposes any require-  
14 ment or limitation, on the basis of a rate of salary or basic  
15 pay, the rate or salary or basic pay payable after the applica-  
16 tion of this section shall be treated as the rate of salary or  
17 basic pay.

18 (g) Nothing in this section may be construed to permit  
19 or require the payment to any employee covered by this sec-  
20 tion at a rate in excess of the rate that would be payable  
21 were this section not in effect.

22 (h) The Office of Personnel Management may provide  
23 for exceptions to the limitations imposed by this section if the  
24 Office determines that such exceptions are necessary to  
25 ensure the recruitment or retention of qualified employees.

1        SEC. ~~(128)~~ 614 613. None of the funds made available  
2 in this Act may be used to plan, implement, or administer (1)  
3 any reduction in the number of regions, districts or entry  
4 processing locations of the United States Customs Service; or  
5 (2) any consolidation or centralization of duty assessment or  
6 appraisement functions of any offices in the United States  
7 Customs Service.

8        SEC. ~~(129)~~ 615 614. During the period in which the  
9 head of any department or agency, or any other officer or  
10 civilian employee of the Government appointed by the Presi-  
11 dent of the United States, holds office, no funds may be obli-  
12 gated or expended in excess of \$5,000 to renovate, remodel,  
13 furnish, or redecorate the office of such department head,  
14 agency head, officer, or employee, or to purchase furniture or  
15 make improvements for any such office, unless advance  
16 notice of such renovation, remodeling, furnishing, or redeco-  
17 ration is ~~(130)~~ expressly approved by given to the Commit-  
18 tees on Appropriations of the House and Senate.

19        ~~(131)~~ SEC. 616. (a) If any individual or entity which  
20 provides or proposes to provide child care services for Feder-  
21 al employees during fiscal year 1989 or any fiscal year there-  
22 after, applies to the officer or agency of the United States  
23 charged with the allotment of space in the Federal buildings  
24 in the community or district in which such individual or  
25 entity provides or proposes to provide such service, such offi-

1 eer or agency may allot space in such a building to such  
2 individual or entity if—

3 (1) such space is available;

4 (2) such officer or agency determines that such  
5 space will be used to provide child care services to a  
6 group of individuals of whom at least 50 percent are  
7 Federal employees; and

8 (3) such officer or agency determines that such in-  
9 dividual or entity will give priority for available child  
10 care services in such space to Federal employees.

11 (b)(1) If an officer or agency allots space during fiscal  
12 year 1989 or any fiscal year thereafter, to an individual or  
13 entity under subsection (a), such space may be provided to  
14 such individual or entity without charge for rent or services.

15 (2) If there is an agreement for the payment of costs  
16 associated with the provision of space allotted under subsec-  
17 tion (a) or services provided in connection with such space,  
18 nothing in title 31, United States Code, or any other provi-  
19 sion of law, shall be construed to prohibit or restrict payment  
20 by reimbursement to the miscellaneous receipts or other ap-  
21 propriate account of the Treasury.

22 (3) For the purpose of this section, the term "services"  
23 includes the providing of lighting, heating, cooling, electrici-  
24 ty, office furniture, office machines and equipment, telephone  
25 service (including installation of lines and equipment and

1 other expenses associated with telephone service); and secu-  
2 rity systems (including installation and other expenses associ-  
3 ated with security systems).

4 SEC. (132) ~~617~~ 615. Funds appropriated in this or any  
5 other Act may be used to pay travel to the United States for  
6 the immediate family of employees serving abroad in cases of  
7 death or life threatening illness of said employee.

8 SEC. (133) ~~618~~ 616. (a) Notwithstanding the provi-  
9 sions of sections 112 and 113 of title 3, United States Code,  
10 each Executive agency detailing any personnel shall submit a  
11 report on an annual basis in each fiscal year to the Senate  
12 and House Committees on Appropriations on all employees  
13 or members of the armed services detailed to Executive  
14 agencies, listing the grade, position, and offices of each  
15 person detailed and the agency to which each such person is  
16 detailed.

17 (b) The provisions of this section shall not apply to Fed-  
18 eral employees or members of the armed services detailed to  
19 or from—

- 20 (1) the Central Intelligence Agency;
- 21 (2) the National Security Agency;
- 22 (3) the Defense Intelligence Agency;
- 23 (4) the offices within the Department of Defense  
24 for the collection of specialized national foreign intelli-  
25 gence through reconnaissance programs;

1           (5) the Bureau of Intelligence and Research of the  
2     Department of State;

3           (6) any agency, office, or unit of the Army, Navy,  
4     Air Force, and Marine Corps, the Federal Bureau of  
5     Investigation and the Drug Enforcement Administra-  
6     tion of the Department of Justice, the Department of  
7     the Treasury, and the Department of Energy perform-  
8     ing intelligence functions; and

9           (7) the Director of Central Intelligence.

10          (c) The exemptions in part (b) of this section are not  
11     intended to apply to information on the use of personnel de-  
12     tailed to or from the intelligence agencies which is currently  
13     being supplied to the Senate and House Intelligence and Ap-  
14     propriations Committees by the executive branch through  
15     budget justification materials and other reports.

16          (d) For the purposes of this section, the term "Execu-  
17     tive agency" has the same meaning as defined under section  
18     105 of title 5, United States Code (except that the provisions  
19     of section 104(2) of title 5, United States Code shall not  
20     apply) and includes the White House Office, the Executive  
21     Residence, and any office, council, or organizational unit of  
22     the Executive Office of the President.

23          SEC. (134) ~~619~~ 617. (a) None of the funds made avail-  
24     able by this or any other Act with respect to any fiscal year  
25     may be used to make a contract for the manufacture of dis-

1 distinctive paper for United States currency and securities pur-  
2 suant to section 5114 of title 31, United States Code, with  
3 any corporation or other entity owned or controlled by per-  
4 sons not citizens of the United States, or for the manufacture  
5 of such distinctive paper outside of the United States or its  
6 possessions. This subsection shall not apply if the Secretary  
7 of the Treasury determines that no domestic manufacturer of  
8 distinctive paper for United States currency or securities  
9 exists with which to make a contract and if the Secretary of  
10 the Treasury publishes in the Federal Register a written find-  
11 ing stating the basis for the determination.

12 (b) None of the funds made available by this or any  
13 other Act with respect to any fiscal year may be used to  
14 procure paper for passports granted or issued pursuant to the  
15 first section of the Act entitled "An Act to regulate the issue  
16 and validity of passports, and for other purposes", approved  
17 July 3, 1926 (22 U.S.C. 211a), if such paper is manufactured  
18 outside of the United States or its possessions or is procured  
19 from any corporation or other entity owned or controlled by  
20 persons not citizens of the United States. This subsection  
21 shall not apply if no domestic manufacturer for passport  
22 paper exists.

23 SEC. (135) ~~620~~ 618. TEMPORARY AUTHORITY TO  
24 TRANSFER LEAVE.—In order to ensure that the experimen-  
25 tal use of voluntary leave transfers established under Public



1 Laws 99-500, 99-591, and 100-202 may continue and may  
2 cover additional employees in fiscal year 1989, the Office of  
3 Personnel Management may continue to operate by regula-  
4 tion, notwithstanding chapter 63 of title 5, United States  
5 Code, a program under which the unused accrued annual  
6 leave of officers or employees of the Federal Government  
7 may be transferred for use by other officers or employees who  
8 need such leave due to a personal emergency as defined in  
9 the regulations. The Office may provide by regulation for  
10 such exceptions from the provisions of section 7351 of title 5  
11 as the Office may determine appropriate for the transfer of  
12 leave under this section. The Veterans' Administration may  
13 operate a similar program for employees subject to section  
14 4108 of title 38, United States Code. The programs operated  
15 under this section shall expire at the end of fiscal year 1989,  
16 but any leave that has been transferred to an officer or em-  
17 ployee under the programs shall remain available for use  
18 until the personal emergency has ended, and any remaining  
19 unused transferred leave shall, to the extent administratively  
20 feasible, be restored to the leave accounts of the officers or  
21 employees from whose accounts it was originally transferred.

22 **(136) EMPLOYEE DISCLOSURE AGREEMENTS**

23 **(137) SEC. 621.** No funds appropriated in this or any  
24 other Act for fiscal year 1989 may be used to implement or  
25 enforce the agreements in Standard Forms 189 and 4193 of

1 the Government or any other nondisclosure policy, form or  
2 agreement if such policy, form or agreement:

3 (1) concerns information other than that specificall-  
4 ly marked as classified; or, unmarked but known by the  
5 employee to be classified; or, unclassified but known by  
6 the employee to be in the process of a classification  
7 determination;

8 (2) contains the term classifiable;

9 (3) directly or indirectly obstructs, by requirement  
10 of prior written authorization, limitation of authorized  
11 disclosure, or otherwise, the right of any individual to  
12 petition or communicate with Members of Congress in  
13 a secure manner as provided by the rules and proced-  
14 ures of the Congress;

15 (4) interferes with the right of the Congress to  
16 obtain executive branch information in a secure manner  
17 as provided by the rules and procedures of the Con-  
18 gress;

19 (5) imposes any obligations or invokes any reme-  
20 dies inconsistent with statutory law:

21 *Provided*, That nothing in this section shall affect the en-  
22 forcement of those aspects of such nondisclosure policy, form  
23 or agreement that do not fall within subsection (1)-(5) of this  
24 section.

1       (138) SEC. 622. (a)(1)(A) Notwithstanding any other  
2 provision of law, in the case of fiscal year 1989, the overall  
3 percentage of the adjustment under section 5305 of title 5,  
4 United States Code; in the rates of pay under the General  
5 Schedule; and in the rates of pay under the other statutory  
6 pay systems, shall be an increase of 4 percent, except for any  
7 office or position in the legislative, executive, or judicial  
8 branch or in the government of the District of Columbia if the  
9 rate of salary or basic pay payable for that office or position  
10 as of September 30, 1988, was equal to or greater than the  
11 rate of basic pay then payable for level V of the Executive  
12 Schedule under section 5316 of title 5, United States Code.

13       (B) Each increase in a pay rate or schedule which takes  
14 effect pursuant to subparagraph (A) shall, to the maximum  
15 extent practicable, be of the same percentage, and shall take  
16 effect as of the first day of the first applicable pay period  
17 commencing on or after January 1, 1989.

18       (2) Notwithstanding any other provision of law, amounts  
19 appropriated in order to provide for the adjustment under  
20 paragraph (1) shall cover not to exceed 50 percent of the  
21 increase in total pay for fiscal year 1989.

22       (3) For the purpose of this subsection—

23               (A) the term "total pay" means, with respect to a  
24 fiscal year, the total amount of basic pay which will be

1 payable to employees covered by the statutory pay sys-  
2 tems for service performed during such year;

3 (B) the term "increase in total pay" means, with  
4 respect to a fiscal year, that part of total pay for such  
5 year which is attributable to the adjustment taking  
6 effect under this subsection during such year; and

7 (C) the term "statutory pay system" has the  
8 meaning given such term by section 5301(e) of title 5,  
9 United States Code.

10 (b)(1) Any adjustment required by section 1009 of title  
11 37, United States Code, in elements of the compensation of  
12 members of the uniformed services to become effective during  
13 fiscal year 1989 shall not be made.

14 (2) The rates of basic pay, basic allowance for subsis-  
15 tance, and basic allowance for quarters of members of the  
16 uniformed services are increased by 4 percent effective on  
17 January 1, 1989.

18 (139) SEC. 619. (a)(1)(A) Notwithstanding any other  
19 provision of law, in the case of fiscal year 1989, the overall  
20 percentage of the adjustment under section 5305 of title 5,  
21 United States Code, in the rates of pay under the General  
22 Schedule, and in the rates of pay under the other statutory  
23 pay systems, shall be an increase of 4 percent.

24 (B) Each increase in a pay rate or schedule which takes  
25 effect pursuant to subparagraph (A) shall, to the maximum

1 *extent practicable, be of the same percentage, and shall take*  
2 *effect as of the first day of the first applicable pay period*  
3 *commencing on or after January 1, 1989.*

4 (2) *For the purpose of this subsection—*

5 (A) *the term “total pay” means, with respect to a*  
6 *fiscal year, the total amount of basic pay which will be*  
7 *payable to employees covered by the statutory pay sys-*  
8 *tems for service performed during such year;*

9 (B) *the term “increase in total pay” means, with*  
10 *respect to a fiscal year, that part of total pay for such*  
11 *year which is attributable to the adjustment taking*  
12 *effect under this subsection during such year; and*

13 (C) *the term “statutory pay system” has the*  
14 *meaning given such term by section 5301(c) of title 5,*  
15 *United States Code.*

16 (b) *Notwithstanding any other provision of this Act or*  
17 *any other law, no adjustment in rates of pay under section*  
18 *5305 of title 5, United States Code, which becomes effective*  
19 *on or after October 1, 1988, and before October 1, 1989,*  
20 *shall have the effect of increasing the rate of salary or basic*  
21 *pay for any Members of the United States Congress.*

22 (140)(c)(1) *Notwithstanding any provision of section*  
23 *225 of the Federal Salary Act of 1967 (2 U.S.C. 351 et*  
24 *seq.) in the application of such provisions to the rates of pay*  
25 *of Members of Congress, no Member of Congress may receive*

1 *an increase in rate of pay pursuant to any recommendation*  
2 *under section 225(h) of such Act, unless such recommenda-*  
3 *tion is approved by joint resolution on only the issue of such*  
4 *increase by recorded vote.*

5 (2) *Notwithstanding the provisions of section 601(a)(2)*  
6 *of the Legislative Reorganization Act of 1946 (2 U.S.C.*  
7 *31(2)) or any other provision of law, no increase in the rates*  
8 *of pay under section 5305 of title 5, United States Code, in*  
9 *any fiscal year shall have the effect of increasing the rate of*  
10 *pay of any Member of Congress, unless such increase in the*  
11 *rates of pay for Members of Congress is approved by joint*  
12 *resolution on only the issue of such increase by recorded vote.*

13 (141) ~~SEC.~~ 623. *Effective September 1, 1989, none of*  
14 *the funds made available to the Department of the Treasury*  
15 *by this Act shall be used to store, protect, maintain, own,*  
16 *hold or otherwise control more than 35,000,000 fine troy*  
17 *ounces of silver.*

18 (142) ~~SEC.~~ 624. *Effective September 1, 1990, none of*  
19 *the funds made available to the Department of the Treasury*  
20 *by this or any other Act with respect to any fiscal year shall*  
21 *be used to store, protect, maintain, own, hold or otherwise*  
22 *control more than 30,000,000 fine troy ounces of silver.*

23 (143) ~~SEC.~~ 625. *Effective September 1, 1991, none of*  
24 *the funds made available to the Department of the Treasury*  
25 *by this or any other Act with respect to any fiscal year shall*

1 be used to store, protect, maintain, own, hold or otherwise  
2 control more than 25,000,000 fine troy ounces of silver.

3 (144) SEC. 626. The Secretary of the Treasury may  
4 reduce the amount of silver required to be sold pursuant to  
5 this Act if he makes a written determination to the Congress  
6 that such a sale will severely disrupt the domestic market for  
7 silver.

8 (145) SEC. 620. Notwithstanding any other provision  
9 of law, no Executive Branch agency shall purchase, con-  
10 struct, and/or lease any additional facilities, except within or  
11 contiguous to existing locations, to be used for the purpose of  
12 conducting Federal law enforcement training without the ad-  
13 vance approval of the House and Senate Committees on Ap-  
14 propriations.

15 (146) SEC. 621. Employees currently performing  
16 stockpile management and related functions in the Federal  
17 Property Resources Service, General Services Administra-  
18 tion, pursuant to the Strategic and Critical Materials Stock-  
19 piling Act shall continue to perform these functions notwith-  
20 standing enactment of any amendments to this Act placing  
21 the direct functional responsibilities in another Federal de-  
22 partment or agency. Any of these employees transferred from  
23 the Federal Property Resources Service, General Services  
24 Administration, to another Federal department or agency  
25 pursuant to law shall not be subject to agency reduction-in-

1 *force procedures nor shall they be reduced in classification or*  
2 *compensation for two years after such transfer, except for*  
3 *cause. A formal plan implementing these provisions shall be*  
4 *submitted to the House and Senate Committees on Appro-*  
5 *priations by the recipient agency prior to any actual trans-*  
6 *fer that may be mandated.*

7       (147) *SEC. 622. Funds provided in this Act may be*  
8 *used for one-year contracts which are to be performed in two*  
9 *fiscal years so long as the total amount for such contracts is*  
10 *obligated in the year for which the funds are appropriated.*

11       SEC. (148) ~~627~~ 623. *None of the funds appropriated*  
12 *by this or any other Act may be expended by any Federal*  
13 *agency to procure any product or service that is subject to*  
14 *the provisions of Public Law 89-306 and that will be avail-*  
15 *able under the procurement by the Administrator of General*  
16 *Services known as "FTS2000" unless—*

17       (1) *such product or service is procured by the Ad-*  
18 *ministrator of General Services as part of the procure-*  
19 *ment known as "FTS2000"; or*

20       (2) *that agency establishes to the satisfaction of*  
21 *the Administrator of General Services that—*

22               (A) *the agency's requirements for such pro-*  
23 *curement are unique and cannot be satisfied by*  
24 *property and services procured by the Administra-*



1           tor of General Services as part of the procure-  
2           ment known as "FTS2000"; and

3           (B) the agency procurement, pursuant to  
4           such delegation, would be cost-effective and would  
5           not adversely affect the cost-effectiveness of the  
6           FTS2000 procurement.

7           (149) ~~SEC. 628. No funds appropriated under this Act~~  
8           ~~shall be expended in any workplace that is not free of illegal~~  
9           ~~use or possession of controlled substances which is made~~  
10          ~~known to the Federal entity or official to which funds are~~  
11          ~~appropriated under this Act. Pursuant to this section an ap-~~  
12          ~~plicant for funds to be appropriated under this Act shall be~~  
13          ~~ineligible to receive such funds if such applicant fails to in-~~  
14          ~~clude in its application an assurance that it has, and will~~  
15          ~~administer in good faith, a policy designed to ensure that all~~  
16          ~~of its workplaces are free from the illegal use, possession, or~~  
17          ~~distribution of controlled substances by its employees.~~

18          (150) *SEC. 624. Notwithstanding 31 U.S.C. 1346 or*  
19          *section 608 of this Act, funds made available for fiscal year*  
20          *1989 by this or any other Act shall be available for the inter-*  
21          *agency funding of national security and emergency prepared-*  
22          *ness telecommunications initiatives which benefit multiple*  
23          *Federal departments, agencies, or entities, as provided in*  
24          *Executive Order No. 12472 (April 3, 1984).*

1       **(151)** *SEC. 625. Subsection (e)(1) of section 1105 of*  
2 *title 31, United States Code, is amended by deleting the ma-*  
3 *terial beginning "In addition, the analysis" through the end*  
4 *of subsection (e)(1).*

5       **(152)** *SEC. 626. (a) Section 5724(a) of title 5, United*  
6 *States Code, is amended—*

7           *(1) by striking out "and" at the end of paragraph*  
8           *(1);*

9           *(2) by striking out the period at the end of para-*  
10          *graph (2) and inserting in lieu thereof "; and"; and*

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

12           *"(3) upon the separation of a career appointee (as*  
13          *defined in section 3132(a)(4) of this title), the travel*  
14          *expenses of that individual, the transportation expenses*  
15          *of the immediate family of such individual, and the ex-*  
16          *penses of moving (including transporting, packing,*  
17          *crating, temporarily storing, draying, and unpacking)*  
18          *the household goods of such individual and personal ef-*  
19          *fects not in excess of 18,000 pounds net weight, to the*  
20          *place where the individual will reside within the*  
21          *United States, its territories or possessions, the Com-*  
22          *monwealth of Puerto Rico, or the areas and installa-*  
23          *tions in the Republic of Panama made available to the*  
24          *United States pursuant to the Panama Canal Treaty*  
25          *of 1977 and related agreements, as described in section*

1 3(a) of the Panama Canal Act of 1979 (or, if the indi-  
2 vidual dies before the travel, transportation, and  
3 moving is completed, to the place where the family will  
4 reside) if such individual—

5 “(A) has previously been transferred in the  
6 interest of the Government from one official sta-  
7 tion or agency to another for permanent duty as a  
8 career appointee in the Senior Executive Service;  
9 and

10 “(B) is eligible to receive an annuity upon  
11 such separation under the provisions of subchapter  
12 III of chapter 83 or of chapter 84 of this title.”.

13 (b) The amendments made by subsection (a) shall be  
14 carried out by agencies by the use of funds appropriated or  
15 otherwise available for the administrative expenses of each of  
16 such respective agencies. The amendments made by such sub-  
17 section do not authorize the appropriation of funds in  
18 amounts exceeding the sums otherwise authorized to be ap-  
19 propriated for such agencies.

20 (153) SEC. 627. Notwithstanding any other provision  
21 of law, Public Law 89-784, 80 Stat. 1367 and Public Law  
22 90-469, 82 Stat. 666 pertaining to the naming, maintaining  
23 and operating of the William Langer Jewel Bearing Plant  
24 are amended by striking out all references to the “General  
25 Services Administration”, “the Administrator of the General

1 *Services*” and *“Administrator”* and insert in lieu thereof  
2 *“the National Defense Stockpile Manager”*.

3       **(154)** *SEC. 628. For purposes of section 1886 of the*  
4 *Social Security Act, Missouri Baptist Hospital of Sullivan*  
5 *in Sullivan, Missouri is deemed to be located in Franklin*  
6 *County, Missouri, retroactively effective for discharges begin-*  
7 *ning on or after December 22, 1987.*

8       **(155)** *SEC. 629. (a)(1) None of the funds appropriated*  
9 *by this Act may be obligated or expended to enter into any*  
10 *contract for the construction, alteration, or repair of any*  
11 *public building or public work in the United States or any*  
12 *territory or possession of the United States with any contrac-*  
13 *tor or subcontractor of a foreign country, or any supplier of*  
14 *products of a foreign country, during any period in which*  
15 *such foreign country is listed by the United States Trade*  
16 *Representative under subsection (c) of this section.*

17       **(2)** *The President or the head of a Federal agency ad-*  
18 *ministering the funds for the construction, alteration, or*  
19 *repair may waive the restrictions of paragraph (1) of this*  
20 *subsection with respect to an individual contract if the Presi-*  
21 *dent or the head of such agency determines that such action is*  
22 *necessary for the public interest. The authority of the Presi-*  
23 *dent or the head of a Federal agency under this paragraph*  
24 *may not be delegated. The President or the head of a Federal*  
25 *agency waiving such restrictions shall, within 10 days, pub-*

1 *lish a notice thereof in the Federal Register describing in*  
2 *detail the contract involved and the reason for granting the*  
3 *waiver.*

4 *(b)(1) Not later than 30 days after the date of enactment*  
5 *of this Act, the United States Trade Representative shall*  
6 *make a determination with respect to each foreign country of*  
7 *whether such foreign country—*

8 *(A) denies fair and equitable market opportunities*  
9 *for products and services of the United States in pro-*  
10 *curement, or*

11 *(B) denies fair and equitable market opportunities*  
12 *for products and services of the United States in bid-*  
13 *ding,*

14 *for construction projects that cost more than \$500,000 and*  
15 *are funded (in whole or in part) by the government of such*  
16 *foreign country or by an entity controlled directly or indirect-*  
17 *ly by such foreign country.*

18 *(2) In making determinations under paragraph (1), the*  
19 *United States Trade Representative shall take into account*  
20 *information obtained in preparing the report submitted under*  
21 *section 181(b) of the Trade Act of 1974 and such other infor-*  
22 *mation or evidence concerning discrimination in construction*  
23 *projects against United States products and services that are*  
24 *available.*

1       (c)(1) *The United States Trade Representative shall*  
2 *maintain a list of each foreign country which—*

3           (A) *denies fair and equitable market opportunities*  
4 *for products and services of the United States in pro-*  
5 *curement, or*

6           (B) *denies fair and equitable market opportunities*  
7 *for products and services of the United States in bid-*  
8 *ding,*

9 *for construction projects that cost more than \$500,000 and*  
10 *are funded (in whole or in part) by the government of such*  
11 *foreign country or by an entity controlled directly or indirect-*  
12 *ly by such foreign country.*

13       (2) *Any foreign country that is initially listed or that is*  
14 *added to the list maintained under paragraph (1) shall*  
15 *remain on the list until—*

16           (A) *such country removes the barriers in construc-*  
17 *tion projects to United States products and services;*

18           (B) *such country submits to the United States*  
19 *Trade Representative evidence demonstrating that such*  
20 *barriers have been removed; and*

21           (C) *the United States Trade Representative con-*  
22 *ducts an investigation to verify independently that such*  
23 *barriers have been removed and submits, at least 30*  
24 *days before granting any such waiver, a report to each*

1 *House of the Congress identifying the barriers and de-*  
2 *scribing the actions taken to remove them.*

3 (3) *The United States Trade Representative shall pub-*  
4 *lish in the Federal Register the entire list required under*  
5 *paragraph (1) and shall publish in the Federal Register any*  
6 *modifications to such list that are made after publication of*  
7 *the original list.*

8 (d) *For purposes of this section—*

9 (1) *The term “foreign country” includes any for-*  
10 *ign instrumentality. Each territory or possession of a*  
11 *foreign country that is administered separately for cus-*  
12 *toms purposes shall be treated as a separate foreign*  
13 *country.*

14 (2) *Any contractor or subcontractor that is a citi-*  
15 *zen or national of a foreign country, or is controlled*  
16 *directly or indirectly by citizens or nationals of a for-*  
17 *ign country, shall be considered to be a contractor or*  
18 *subcontractor of such foreign country.*

19 (3) *Subject to paragraph (4), any product that is*  
20 *produced or manufactured (in whole or in substantial*  
21 *part) in a foreign country shall be considered to be a*  
22 *product of such foreign country.*

23 (4) *The restrictions of subsection (a)(1) shall not*  
24 *prohibit the use, in the construction, alteration, or*

