

HR 2829

Financial Services and General Government Appropriations Act, 2008

Congress: 110 (2007–2009, Ended)

Chamber: House

Policy Area: Economics and Public Finance

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Sponsor

Name: Rep. Serrano, Jose E. [D-NY-16]

Party: Democratic • **State:** NY • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Appropriations Committee	House	Reported Original Measure	Jun 22, 2007
Appropriations Committee	Senate	Reported By	Jul 13, 2007

Subjects & Policy Tags

Policy Area:

Economics and Public Finance

Related Bills

Bill	Relationship	Last Action
110 HR 2764	Related bill	Dec 26, 2007: Became Public Law No: 110-161.
110 HRES 517	Procedurally related	Jun 27, 2007: Motion to reconsider laid on the table Agreed to without objection.

Financial Services and General Government Appropriations Act, 2008 - **Title I: Department of the Treasury** - Department of the Treasury Appropriations Act, 2008 - Makes appropriations for FY2008 to the Department of the Treasury for: (1) departmental offices; (2) department-wide systems and capital investments programs; (3) the Office of Inspector General; (4) the Treasury Inspector General for Tax Administration; (5) the Air Transportation Stabilization Program Account; (6) the Financial Crimes Enforcement Network; (7) the Financial Management Service; (8) the Alcohol and Tobacco Tax and Trade Bureau; (9) the U.S. Mint for the U.S. Mint Public Enterprise Fund; (10) the Bureau of the Public Debt; (11) the Community Development Financial Institutions Fund Program Account; and (12) the Internal Revenue Service (IRS).

Sets forth certain transfers of funds, including a certain rescission of funds.

(Sec. 102) Requires the IRS to maintain a training program for IRS employees in taxpayers' rights, in dealing courteously with taxpayers, and in cross-cultural relations.

(Sec. 104) Makes funds for the IRS under any Act available for improved facilities and increased staffing to provide sufficient and effective 1-800 help line service for taxpayers.

(Sec. 105) Earmarks at least \$177 million out of funds made available to the IRS by this Act for operating expenses of the Taxpayer Advocate Service, of which at least \$115 million shall be available from the IRS Enforcement account.

(Sec. 106) Earmarks at least \$6.822 billion for tax enforcement only out of IRS funds made available by this Act. Requires, in addition to such available funds, \$406 million to be available for enhanced tax law enforcement, subject to the same terms and conditions.

(Sec. 107) Authorizes the transfer of up to 10% of amounts made available for FY2008 among the IRS Taxpayer Services, Enforcement, and Operations Support accounts to implement their restructuring, after notice to the congressional appropriations committees and 30 days have elapsed.

(Sec. 108) Requires the IRS to: (1) develop a strategic plan detailing approaches to increase the voluntary tax compliance rate to 85% in FY2009; and (2) submit it by April 13, 2008, to the IRS Oversight Board for review and approval before submitting it to the congressional appropriations committees.

(Sec. 109) Extends the Secretary of the Treasury's authority through July 22, 2013, to establish, fix the compensation of, and appoint individuals to certain designated critical administrative, technical, and professional positions needed to carry out IRS functions.

(Sec. 110) Extends the Secretary's authority through such date to provide: (1) recruitment, retention and relocation incentives, and relocation expenses for certain IRS employees; and (2) performance awards for certain IRS senior executives.

(Sec. 111) Transfers from the Office of Management and Budget (OMB) to the Office of Personnel Management (OPM) the authority to fix the rate of basic pay for IRS positions designated by the Secretary under streamlined critical pay authority.

(Sec. 112) Authorizes the use of at least \$1 million of funds made available in this Act to enter into, renew, extend, administer, implement, enforce, provide oversight of, or make any payment related to any qualified tax collection contract.

(Sec. 113) Requires the use of certain funds to retrain and reassign to collection activities employees whose current positions are being eliminated as a result of ramping down of IRS processing facilities. Prohibits the number of such employees reassigned and retrained from being less than the number of private sector employees handling cases under qualified tax collection contracts.

Prohibits the use of funds available in this Act to expand the number of qualified tax collection contracts while the IRS is eliminating positions in its processing centers.

Requires the IRS, in conjunction with the National Taxpayer Advocate, to study and report to the congressional appropriations committees on a comparison of employees of firms under qualified tax collection contracts and reassigned IRS processing center employees.

Requires the Secretary to establish and implement a disability preference program as part of any additional qualified tax collection contracts.

(Sec. 114) Prohibits the use of the funds made available in this Act for any purpose related to ramping down or eliminating submission processing activities, including reductions in force (RIF) at the IRS Philadelphia or Andover Service Centers, until the IRS has submitted to congressional appropriations committees a detailed report that reviews the potential for transferring submission processing employees currently employed at such Centers to Automated Collection System (ACS) positions within their commuting area.

(Sec. 119) Bars the use of funds to the Department or the Bureau of Engraving and Printing to redesign the \$1 Federal Reserve note.

(Sec. 121) Extends from eight years to 10 years the authorization for the personnel management demonstration project providing for the compensation and performance management of not more than a combined total of 950 employees who fill critical scientific, technical, engineering, intelligence analyst, language translator, and medical positions in the Bureau of Alcohol, Tobacco and Firearms (ATF).

(Sec. 123) Prohibits the use of funds appropriated by this Act or any other source to merge the U.S. Mint and the Bureau of Engraving and Printing without the approval of specified congressional committees.

(Sec. 124) Deems funds appropriated by this Act, or made available by the transfer of funds in it, for the Department's intelligence or intelligence related activities to be specifically authorized by Congress for such purposes in the National Security Act of 1947 during FY2008 until the enactment of the Intelligence Authorization Act for Fiscal Year 2008.

(Sec. 125) Requires charging to the Check Forgery Insurance Fund of the amount of any relief granted to a Department's official or agent resulting from the Comptroller General's authority to relieve him or her from liability for the physical loss or deficiency of public money, vouchers, checks, securities, or records.

Title II: Executive Office of the President and Funds Appropriated to the President - Executive Office of the President Appropriations Act, 2008 - Makes appropriations for FY2008 for compensation of the President and designated White House agencies, including: (1) the Council of Economic Advisers; (2) the Office of Policy Development; (3) the National Security Council (NSC); (4) the Privacy and Civil Liberties Oversight Board; (5) the Office of Administration; (6) the Office of Management and Budget (OMB); (7) the Office of National Drug Control Policy; (8) various other specified federal drug control programs; (9) special assistance to the President; and (10) the official residence of the Vice President.

Expresses the sense of the Senate that the President should amend Executive Order 12958 to be consistent with the letter from his Counsel dated July 12, 2007.

Sets forth certain transfers of funds.

(Sec. 202) Requires the President to submit to the congressional appropriations committees, before the initial obligation of funds appropriated for the Office of National Drug Control Policy, a financial plan on the proposed uses of all such funds on a project-by-project basis.

(Sec. 203) Allows the transfer between appropriated programs of up to 3% of any appropriations in this Act made available to the Office of National Drug Control Policy, upon the advance approval of the congressional appropriations committees.

(Sec. 204) Allows, upon the advance approval of the congressional appropriations committees, the reprogramming of up to \$1 million of such available appropriations within a program, project, or activity.

(Sec. 205) Prohibits, without advance approval of the congressional appropriations committees, the availability of any part of any appropriation for the Office of National Drug Control Policy for any program, project or activity in excess of amounts set forth in the budget estimates submitted to Congress, unless otherwise provided for in this Act or through a reprogramming of funds.

Title III: The Judiciary - The Judiciary Appropriations Act, 2008 - Makes appropriations to the Judiciary for FY2008 for: (1) the U.S. Supreme Court; (2) the U.S. Court of Appeals for the Federal Circuit; (3) the U.S. Court of International Trade; (4) the courts of appeals, district courts, and other judicial services; (5) fees of jurors and commissioners; (6) court security; (7) the Administrative Office of the U.S. Courts; (8) the Federal Judicial Center; (9) judicial retirement funds; and (10) the U.S. Sentencing Commission.

Sets forth certain transfers of funds.

(Sec. 305) Authorizes federal justices and judges to receive a salary adjustment during FY2007 pursuant to the Continuing Resolution for FY1982 and from funds appropriated in this Act.

(Sec. 306) Provides for the mandatory or discretionary delegation, in certain circumstances, of the duties and powers of the Administrator of General Services to a federal (including judicial or legislative branch) agency instead of only to an executive agency.

(Sec. 307) Requires the U.S. Marshals Service to provide, for a pilot program, specified security services (except investigations) for courthouses which federal law authorizes the Department of Homeland Security (DHS) to provide.

(Sec. 308) Requires the court for the Western District of Washington to be held at Vancouver (currently, only at Bellingham, Seattle, and Tacoma).

Title IV: District of Columbia - District of Columbia Appropriations Act, 2008 - Makes appropriations to the District of Columbia for FY2008, including amounts for the federal payments: (1) for District of Columbia Resident Tuition Support; (2) for emergency planning and security costs in the District; (3) to District of Columbia Courts; (4) for Defender Services in District of Columbia Courts; (5) to the Court Services and Offender Supervision Agency for the District of Columbia; (6) to the District of Columbia Public Defender Service; (7) to the DC Water and Sewer Authority; (8) to the Criminal Justice Coordinating Council; (9) for school improvement; (10) for construction of a bioterrorism and forensics laboratory; (11) for

DC central library and branch locations; (12) for reimbursement to the Federal Bureau of Investigation (FBI); and (13) to the Executive Office of the Mayor of the District.

Requires certain funds appropriated for operating expenses to be subject to the provisions of, allocated, and expended as proposed under "Title III--District of Columbia Funds" of the Fiscal Year 2008 Proposed Budget and Financial Plan submitted to Congress by the District of Columbia on June 7, 2007.

Title V: Independent Agencies - Makes appropriations for FY2008 for independent agencies, including: (1) the Commodity Futures Trading Commission; (2) the Consumer Product Safety Commission (CPSC); (3) the Election Assistance Commission; (4) the Federal Communication Commission (FCC); (5) the Federal Deposit Insurance Corporation (FDIC), for its Office of Inspector General; (6) the Federal Election Commission (FEC); (7) the Federal Labor Relations Authority (FLRA); (8) the Federal Trade Commission (FTC); (9) the General Services Administration (GSA); (10) government-wide policy and operating expenses; (11) the GSA Office of Inspector General; (12) the Electronic Government Fund; (13) allowances and office staff for former presidents; (14) the Federal Citizen Information Center Fund; (15) the Merit Systems Protection Board; (16) Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation; (17) the Environmental Dispute Resolution Fund; (18) the National Archives and Records Administration; (19) the National Historic Publications and Records Commission Grants Program; (20) the National Credit Union Administration (NCUA); (21) the Community Development Credit Union Revolving Loan Fund; (22) the Office of Government Ethics; (23) the Office of Personnel Management (OPM), including the Office of Inspector General; (24) the government payment for annuitants, employee health benefits, employee life insurance, and the Civil Service Retirement and Disability Fund; (25) the Office of Special Counsel; (26) the Securities and Exchange Commission (SEC); (27) the Selective Service System; (28) the Small Business Administration (SBA), including the Office of Inspector General; (29) the U.S. Postal Service; and (30) the U.S. Tax Court.

Sets forth certain transfers of funds.

(Sec. 501) Amends the Universal Service Antideficiency Temporary Suspension Act to extend through December 31, 2008, the prohibition on applying certain provisions relating to limitations on expending, obligating, or apportioning appropriations to the collection or receipt of federal universal service contributions or their expenditure or obligation for universal service support programs.

(Sec. 502) Prohibits the use of funds by the FCC to modify, amend, or change its rules or regulations for universal service support payments to implement the February 27, 2004, recommendations of the Federal-State Joint Board on Universal Service regarding single connection or primary line restrictions on universal service support payments.

(Sec. 516) Prohibits the use of funds by GSA to reorganize its organizational structure through an operating plan change without approval by the congressional appropriations committees.

(Sec. 521) Requires all disaster loans issued in Alaska or North Dakota to be administered by SBA. Prohibits the sale of such loans during FY2008.

(Sec. 522) Requires funds made available under the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 for Nevada's Commission on Economic Development to be made available to the Nevada Center for Entrepreneurship and Technology (CET).

Title VI: General Provisions (This Act) - Sets forth permissions for and restrictions upon the use of funds under this Act.

(Sec. 607) Prohibits payment of the salary from any appropriation under this Act for any person filling a position (other than temporary) formerly held by an employee who has: (1) left to enter the U.S. Armed Forces; (2) satisfactorily completed his or her period of active military or naval service; (3) within 90 days after release from such service, or from hospitalization continuing after discharge for up to one year, applied for restoration to his former position; and (4) been certified by OPM as still qualified to perform the duties of his or her former position, but not been restored to it.

(Sec. 608) Prohibits the expenditure of funds under this Act by an entity unless it agrees that such expenditure will comply with the Buy American Act.

(Sec. 609) Prohibits the availability of funds under this Act to any person or entity that has been convicted of violating the Buy American Act.

(Sec. 612) Prohibits the availability of funds under this Act for use by the Executive Office of the President to request from the Federal Bureau of Investigation (FBI) any official background investigation report on any individual, except when: (1) such individual has given his or her express written consent for such request within six months before the date of such request and during the same presidential administration; or (2) such request is required due to extraordinary circumstances involving national security.

(Sec. 613) Makes certain cost accounting standards promulgated under the Office of Federal Procurement Policy Act inapplicable to a federal employees health benefits program contract.

(Sec. 614) Authorizes OPM to accept and utilize (without regard to any restriction on unanticipated travel expenses) funds made available to OPM pursuant to court approval for resolving litigation and implementing any settlement agreements regarding the nonforeign area cost-of-living allowance program.

(Sec. 615) Makes the restriction on purchasing nondomestic articles, materials, and supplies set forth in the Buy American Act inapplicable to the acquisition by the federal government of commercial information technology.

(Sec. 616) Prohibits the Board of Governors of the Federal Reserve System and the Secretary of the Treasury from determining, for purposes of the Bank Holding Company Act of 1956 or the Revised Statutes of the United States, that real estate brokerage activity or real estate management activity is a financial activity subject to their jurisdiction.

(Sec. 617) Amends the International Emergency Economic Powers Act to: (1) make it unlawful for any person to conspire to violate, or cause a violation of a license, order, regulation, or prohibition under the Act; (2) increase the maximum civil penalty from \$50,000 to the greater of \$250,000 or twice the amount of the transaction involved; and (3) increase the maximum criminal fine from \$50,000 to \$1 million.

(Sec. 618) Requires the Secretary to report to the appropriate congressional committees on the overall impact of economic sanctions on the government of Sudan and the crisis in Darfur. Requires the Administrator of General Services to report to such committees on any contractors identified in the Secretary's report that also have in effect procurement contracts with the U.S. government.

Requires the SEC to make available on its website certain information related to the petroleum industry of Sudan.

(Sec. 619) Prohibits the use of funds to administer, implement, or enforce the amendment made to 31 CFR 515.533 (published in the Federal Register on February 25, 2005), the Cuban Assets Control Regulations, regarding transactions incident to U.S. exportations and reexportations of U.S.-origin items to Cuba, including negotiation of executory contracts.

(Sec. 620) Amends the Trade Sanctions Reform and Export Enhancement Act of 2000 to require the Secretary to promulgate regulations under which the travel-related transactions listed in 31 CFR 515.560 are authorized by general license (currently on a case-by-case basis only) for travel to, from, or within Cuba for the marketing and sale of agricultural and medical goods.

Title VII: General Provisions Government-Wide - Sets forth requirements for the use of appropriations by designated departments, agencies, and corporations.

(Sec. 716) Sets restrictions upon the use of appropriations by any federal department, agency, or instrumentality unless it has in place, and will continue to administer in good faith, a written policy designed to ensure that all workplaces are free from discrimination and sexual harassment and are not in violation of title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, and the Rehabilitation Act of 1973.

(Sec. 730) Extends through FY2008 the authorization for the franchise fund pilot programs implemented in six executive agencies, with the exception of DHS.

(Sec. 731) Prohibits the use of funds by federal agencies to collect, review, create, or contract for any aggregation of data by any means of any personally identifiable information relating to an individual's access to or use of any federal government Internet site.

(Sec. 732) Prohibits the use of funds to enter into or renew a contract for a federal employee health plan which includes a provision providing prescription drug coverage, except where the contract also includes a provision for contraceptive coverage. Exempts specified religious plans from such prohibition. Prohibits a federal employee health plan, however, from discriminating against an individual on the basis that the individual refuses to prescribe or otherwise provide for contraceptives because such activities would be contrary to his or her religious beliefs or moral convictions.

(Sec. 733) Recognizes the U.S. Anti-Doping Agency (USADA) as the official anti-doping agency for Olympic, Pan American, and Paralympic sport in the United States.

(Sec. 734) Allows the use of funds appropriated for official travel by federal departments and agencies, if consistent with OMB Circular A-126 regarding official travel for government personnel, to participate in the fractional aircraft ownership pilot program.

(Sec. 735) Bars the use of funds to implement or enforce restrictions or limitations on the Coast Guard Congressional Fellowship Program, or to implement the proposed OPM regulations to add sections 300.311 - 300.316 to part 300 of title 5 of the Code of Federal Regulations, published in the Federal Register, volume 68, number 174, on September 9, 2003 (relating to the detail of executive branch employees to the legislative branch).

(Sec. 736) Prohibits an executive branch agency from purchasing, constructing, and/or leasing any additional facilities, except within or contiguous to existing locations, to conduct federal law enforcement training without advance approval of congressional appropriations committees. Authorizes the Federal Law Enforcement Training Center to obtain the temporary use of additional facilities by lease, contract, or other agreement for training which cannot be accommodated in existing Center facilities.

(Sec. 737) Requires the head of each appropriate executive department and agency to transfer certain funds to or reimburse the FAA to ensure the uninterrupted, continuous operation by the FAA of the Midway Atoll Airfield for the entirety of FY2008 and any period thereafter that precedes the enactment of the Financial Services and General

Government Appropriations Act, 2009.

Limits the total funds transferred or reimbursed to \$6 million for any 12-month period.

(Sec. 738) Bars the availability of funds for transfers or reimbursements to the E-Government Initiatives sponsored by OMB before 15 days following an OMB report to the congressional appropriations committees and receipt of their approval of such transfer.

(Sec. 739) Prohibits the use of funds for conversion to contractor performance of any activity or function of an executive agency performed by more than 10 federal employees, unless certain requirements are met for public-private competition, cost-effectiveness, and preservation of employer-sponsored health insurance plans meeting specified criteria.

Exempts from these requirements: (1) the Department of Defense (DOD); (2) the airport security screening opt-out program; (3) a commercial or industrial type function included on the procurement list established pursuant to the Javits-Wagner-O'Day Act (JWOA), or planned to be converted to performance by a qualified nonprofit agency for the blind or other severely handicapped individuals in accordance with JWOA; (4) DOD depot contracts or contracts for depot maintenance; or (5) activities that are the subject of an ongoing competition that was publicly announced before the enactment of this Act.

Redefines "interested party" to modify the eligibility of federal employees to protest procurement actions under OMB Circular A-76. Makes eligible to protest such action, with respect to a public-private competition, or a decision to convert a federal employee function to private sector performance without such competition: (1) any official who submitted the agency tender in such competition; and (2) one person designated as their agent by a majority of the federal agency employees engaged in the performance of such activity or function.

Directs the Comptroller General to administer matters in a manner best suited for expediting final resolution of such protests and final action in such competitions.

Grants an interested federal agency official or designated federal employee representative the right to intervene in a civil action commenced by a private sector interested party.

Prohibits the use of funds available in this Act by: (1) OMB to direct or require another agency to prepare, undertake, continue, or complete a public-private competition or direct conversion under OMB Circular A-76 or any other administrative regulation, directive, or policy; or (2) an agency to take such action as a result of OMB direction or requirement.

(Sec. 740) Requires a pay increase of 3.5% for civilian employees of DOD and DHS for FY2008.

(Sec. 741) Bars the use of funds by an executive branch agency, unless otherwise authorized by existing law, to produce any prepackaged news story intended for broadcast or distribution in the United States, unless the story includes a clear notification within its text or audio that it was prepared or funded by that agency.

(Sec. 742) Bars the use of funds in contravention of the Privacy Act or regulations concerning protection of privacy and freedom of information.

(Sec. 743) Requires each executive department and agency to evaluate the creditworthiness of an individual before issuing him or her a government travel charge card. Prohibits issuance of such a card, except in specified circumstances,

to individuals that either lack a credit history or are found to have an unsatisfactory credit history.

Requires such evaluation to include an assessment of the individual's consumer report from a consumer reporting agency.

Amends the Consumer Fair Credit Reporting Act to conform with this section.

(Sec. 745) Prohibits the use of funds for any federal government contract with any foreign incorporated entity which is treated as an inverted domestic corporation under the Homeland Security Act of 2002, or any subsidiary of such an entity.

Requires any Secretary to waive such prohibition if so required in the interest of national security.

(Sec. 746) Requires each executive department and agency to establish on the homepage of its website an obvious, direct link to the website of its respective Inspector General.

Requires each Office of Inspector General to: (1) post on its website any public report or audit (or portion of it) issued within one day of its release; (2) provide a website service to allow an individual to request automatic receipt of related information and receive its electronic transmittal, or notice of its availability without further request; and (3) establish a direct website link for individuals to report waste, fraud, and abuse anonymously.

Title VIII: General Provisions (District of Columbia) - Sets forth authorized or prohibited uses of funds appropriated by this Act identical or similar to corresponding provisions of the District of Columbia Appropriations Act, 2007.

(Sec. 804) Prohibits the use of federal funds provided in this Act for publicity or propaganda purposes or implementation of any policy including boycott designed to support or defeat legislation pending before Congress or any state legislature.

Allows the District of Columbia to use local funds provided in this title to carry out lobbying activities on any matter.

(Sec. 805) Authorizes the District of Columbia government to approve and execute reprogramming and transfer requests of local funds under this title through December 1, 2008.

(Sec. 810) Bars the use of federal funds to: (1) implement or enforce the Health Care Benefits Expansion Act of 1992 (also known as the District Domestic Partner Act); or (2) otherwise implement or enforce any system of registration of unmarried, cohabitating couples, including but not limited to registration for the purpose of extending employment, health, or governmental benefits to such couples on the same basis that such benefits are extended to legally married couples.

(Sec. 811) Authorizes the Mayor of the District to accept, obligate, and expend federal, private, and other grants received by the District government that are not reflected in the amounts appropriated in this Act, subject to reports by the Chief Financial Officer of the District (CFO) and review and approval by the DC Council.

(Sec. 813) Prohibits the use of federal funds contained in this Act by the District of Columbia Corporation Counsel or any other officer or entity of the District government to provide assistance for any petition drive or civil action which seeks to require Congress to provide for voting representation in Congress for the District.

Declares that nothing in this section bars the Counsel from reviewing or commenting on briefs in private lawsuits, or from consulting with officials of the District government regarding such lawsuits.

(Sec. 814) Prohibits the use of federal funds contained in this Act for any program of distributing sterile needles or

syringes for the hypodermic injection of any illegal drug.

(Sec. 815) Prohibits the use of funds contained in this Act 60 days after its enactment to pay the salary of any chief financial officer of any District government office or independent agency who has not filed a certification with the Mayor and CFO that the officer understands applicable duties and restrictions, including reports required as a result of this Act or its amendments.

(Sec. 816) Provides that nothing in this Act may be construed to prevent the Council or the Mayor from addressing the issue of the provision of contraceptive coverage by health insurance plans. Expresses the intent of Congress that any legislation enacted on such issue should include a "conscience clause" which provides exceptions for religious beliefs and moral convictions.

(Sec. 817) Requires the Mayor to report annually to specified congressional committees on the following District issues: (1) crime; (2) access to substance and alcohol abuse treatment; (3) management of parolees and pretrial violent offenders; (4) education; (5) improvement in basic District services, including rat control and abatement; (6) application for and management of federal grants; and (7) indicators of child well-being.

(Sec. 819) Prohibits the availability of funds to pay: (1) the fees in excess of \$4,000 of an attorney who represents a party or defends an action, including an administrative proceeding, brought against the DC Public Schools under the Individuals with Disabilities Education Act (IDEA); or (2) the fees of an attorney or firm whom the CFO determines to have a pecuniary interest, either through an attorney, officer, or employee of the firm, in any special education diagnostic services, schools, or other special education service providers.

(Sec. 820) Allows an increase in the amount appropriated by this Act, subject to CFO certification and certain restrictions, by up to \$50 million from funds identified in the comprehensive annual financial report as the District's FY2007 unexpended general fund surplus.

(Sec. 821) Authorizes an increase in appropriations pursuant to this Act, up to specified amounts, and subject to certain restrictions, to account for an unanticipated growth of revenue collections.

(Sec. 822) Authorizes the CFO to conduct short-term borrowing from the emergency and contingency reserve funds, under specified conditions.

(Sec. 823) Prohibits the use of funds contained in this Act to enact or carry out any law, rule, or regulation to legalize or otherwise reduce penalties associated with the possession, use, or distribution of any schedule I substance under the Controlled Substances Act or any tetrahydrocannabinols (THC) derivative.

Provides that the Legalization of Marijuana for Medical Treatment Initiative of 1998, also known as Initiative 59, approved by the electors of the District on November 3, 1998, shall not take effect.

(Sec. 824) Prohibits the expenditure of funds appropriated under this Act for abortions except where the mother's life would be endangered if the fetus were carried to term, or in cases of rape or incest.

(Sec. 825) Amends the District of Columbia Court Reform and Criminal Procedure Act of 1970 to authorize appropriations directly to the Public Defenders Service (PDS) instead of, as currently, through the Court Services and Offender Supervision Agency for the District of Columbia or an appointed trustee for the PDS.

(Sec. 826) Allows the transfer of amounts appropriated in this Act as operating funds to the District's enterprise and

capital funds. Requires such transferred amounts to retain appropriation authority consistent with this Act.

(Sec. 827) Enacts into law the Student Funding Formula Assessment, Educational Data Warehouse, and Enrollment Fund Establishment Amendment Act of 2007.

(Sec. 828) Amends the District of Columbia Home Rule Act to increase the annual salary of the CFO to the basic pay payable for level I times 1.50 of the Executive Schedule.

(Sec. 829) Amends the Victims of Violent Crime Compensation Act of 1996 to require any unobligated balance existing in the Crime Victims Compensation Fund at the end of each fiscal year to be transferred to the Crime Victims Assistance Fund (CVA Fund) for obligation and expenditure without fiscal year limitation. Repeals the mandatory apportionment of such unobligated balance between direct compensation to victims and contribution to the CVA Fund for certain outreach activities.

Actions Timeline

- **Jul 13, 2007:** Committee on Appropriations. Reported by Senator Durbin with an amendment in the nature of a substitute. With written report No. 110-129.
- **Jul 13, 2007:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 268.
- **Jul 12, 2007:** Committee on Appropriations. Ordered to be reported with an amendment in the nature of a substitute favorably.
- **Jun 29, 2007:** Received in the Senate and Read twice and referred to the Committee on Appropriations.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Souder amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Souder demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 28, 2007:** Mr. Serrano moved that the committee rise.
- **Jun 28, 2007:** On motion that the committee rise Agreed to by voice vote.
- **Jun 28, 2007:** Considered as unfinished business. (consideration: CR H7347-7411)
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Moran (KS) amendment.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Lucas (OK) amendment pending a reservation of a point of order.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 18.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake amendment No. 18, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake amendment, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007:** Mr. McCrery raised a point of order against the content of the measure. Mr. McCrery stated that section 106 of the bill exceeded the scope of the bill. The Chair sustained the point of order.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 21.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake amendment No. 21, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 19.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Flake amendment No. 19, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Ellsworth amendment, pending reservation of a point of order.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Wolf amendment, pending reservation of a point of order.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 17.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 28.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous order of the House, the Committee of the Whole proceeded with 10 minutes of debate on the Flake amendment No. 22.

- Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Flake amendment No. 22, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Flake demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the DeFazio amendment.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Emanuel amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Emanuel amendment, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Emanuel demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Campbell (CA) amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Campbell (CA) amendment, the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Campbell (CA) demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Wicker amendment, pending reservation of a point of order. Subsequently, the reservation was removed.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Wicker amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the ayes had prevailed. Mr. Wicker demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 40 minutes of debate on the Pence amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Pence amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the ayes had prevailed. Mr. Pence demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 30 minutes of debate on the Jordan amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Jordan amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Jordan demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 30 minutes of debate on the Price (GA) amendment, pending reservation of a point of order.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Price(GA) amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Price(GA) demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Kingston amendment, pending reservation of a point of order.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 30 minutes of debate on the Musgrave amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Musgrave amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mrs. Musgrave demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
 - **Jun 28, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Goode amendment.
 - **Jun 28, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Goode amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Goode

demanding a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.

- **Jun 28, 2007:** Committee of the Whole House on the state of the Union rises leaving H.R. 2829 as unfinished business.
- **Jun 28, 2007:** Considered as unfinished business.
- **Jun 28, 2007:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Jun 28, 2007:** DEBATE - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Stearns amendment.
- **Jun 28, 2007:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Stearns amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Stearns demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jun 28, 2007:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 2829.
- **Jun 28, 2007:** Mr. Lewis (CA) moved to recommit with instructions to Appropriations. (consideration: CR H7409-7410; text: CR H7409)
- **Jun 28, 2007:** DEBATE - The House proceeded with 10 minutes of debate on the Lewis (CA) motion to recommit with instructions. The instructions contained in the motion seek to designate funds for the IRS under such bill as available only for administering, implementing, and enforcing existing Federal taxes and tariffs as enacted on the date of the enactment of such bill.
- **Jun 28, 2007:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Jun 28, 2007:** On motion to recommit with instructions Failed by the Yeas and Nays: 199 - 222 (Roll no. 605).
- **Jun 28, 2007:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 240 - 179 (Roll no. 606).
- **Jun 28, 2007:** On passage Passed by the Yeas and Nays: 240 - 179 (Roll no. 606).
- **Jun 28, 2007:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 27, 2007:** Rule H. Res. 517 passed House.
- **Jun 27, 2007:** ORDER OF PROCEDURE - Mr. Serrano asked unanimous consent that, during consideration of H.R. 2829 pursuant to House Resolution 517, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 or rule XX.
- **Jun 27, 2007:** Considered under the provisions of rule H. Res. 517. (consideration: CR H7286-7331; text of Title I as reported in House: CR H7297-7298, H7298, H7299-7300, H7300-7301; text of Title II as reported: CR H7301-7302, H7302-7303; text of Title III as reported: CR H7303, H7304; text of Title IV as reported: CR H7304-7306; text of Title V as reported: CR H7306-7307, H7308-7310, H7311-7312; text of Title VI as reported: CR H7312-7313; text of Title VII as reported: CR H7313-7316, H7318-7319; text of Title VIII as reported: CR H7319-7321)
- **Jun 27, 2007:** Rule provides for consideration of H.R. 2829 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be read by paragraph. Bill is open to amendments. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI.
- **Jun 27, 2007:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 517 and Rule XVIII.
- **Jun 27, 2007:** The Speaker designated the Honorable Alcee L. Hastings to act as Chairman of the Committee.
- **Jun 27, 2007:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 2829.
- **Jun 27, 2007:** Committee of the Whole House on the state of the Union rises leaving H.R. 2829 as unfinished business.
- **Jun 27, 2007:** ORDER OF PROCEDURE - Mr. Serrano asked unanimous consent that during further consideration of H.R. 2829 in the Committee of the Whole pursuant to the provisions of H. Res. 517, no further amendment to the bill will be in order except those provided on a list at the desk. Agreed to without objection.
- **Jun 27, 2007:** Considered as unfinished business.
- **Jun 27, 2007:** The House resolved into Committee of the Whole House on the state of the Union for further consideration.
- **Jun 27, 2007:** DEBATE - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Boozman amendment, pending reservation of a point of order.
- **Jun 27, 2007:** DEBATE - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Cuellar amendment.
- **Jun 27, 2007:** DEBATE - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes

of debate on the Cardoza amendment, pending reservation of a point of order. Subsequently, the point of order was removed.

- **Jun 27, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Cardoza amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the ayes had prevailed. Mr. Westmoreland demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the DeFazio amendment.
- **Jun 27, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the DeFazio amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. DeFazio demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Price of Georgia amendment.
- **Jun 27, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Price(GA) amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Price(GA) demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Tom Davis of Virginia amendment.
- **Jun 27, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Tom Davis(VA) amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Tom Davis(VA) demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Miller(NC) amendment.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Inglis amendment.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Garrett of New Jersey amendment.
- **Jun 27, 2007: POSTPONED PROCEEDINGS** - At the conclusion of debate on the Garrett(NJ) amendment the Chair put the question on adoption of the amendment and by voice vote, announced that the noes had prevailed. Mr. Garrett(NJ) demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until a time to be announced.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Conaway amendment, pending reservation of a point of order. Subsequently, the reservation was removed.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Souder amendment, pending reservation of a point of order.
- **Jun 27, 2007: DEBATE** - Pursuant to a previous special order, the Committee of the Whole proceeded with 10 minutes of debate on the Souder amendment No.2.
- **Jun 26, 2007: Rules Committee Resolution H. Res. 517 Reported to House.** Rule provides for consideration of H.R. 2829 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. Measure will be read by paragraph. Bill is open to amendments. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI.
- **Jun 22, 2007: Introduced in House**
- **Jun 22, 2007: The House Committee on Appropriations reported an original measure, H. Rept. 110-207, by Mr. Serrano.**
- **Jun 22, 2007: Placed on the Union Calendar, Calendar No. 126.**