



September 14, 2004

**Possible Amendments to the  
FY2005 Treasury-Transportation Appropriations Act (H.R. 5025)  
Part One**

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The following are potential amendments that might be offered. Since the bill is coming to the floor as a privileged matter, there is no House special rule governing its consideration. If your boss is considering offering an amendment, please forward the **text** and talking points to: [paul.teller@mail.house.gov](mailto:paul.teller@mail.house.gov).

*Amendments Pre-Filed in the Congressional Record:*

**Hefley #1:** Reduces by 1% across-the board each amount appropriated or otherwise made available by this Act (that is not *required* to be appropriated or otherwise made available by a provision of law).

**Davis of Florida #2:** Prohibits funds from being used to implement, administer, or enforce the amendments made to section 515.560 or 515.561 of title 31, Code of Federal Regulations (relating to allowable transactions related to travel to Cuba), as published in the Federal Register on June 16, 2004. (*More information on this amendment will be forthcoming in a subsequent amendments document.*)

**Oxley/Frank/Kolbe/Pastor/Hinojosa #3:** Strips the language (offered in subcommittee as a successful amendment by Rep. Culberson) that would prohibit the Treasury Department from using any funds to “publish, implement, administer, or enforce regulations that permit financial institutions to accept the matricula consular identification card” issued by Mexican Consulates as a valid form of identification in opening bank accounts or conducting financial transactions. Chairmen Sensenbrenner and Cox have expressed their opposition to this amendment.

**Kennedy of Minnesota #4:** Reduces funds for Amtrak by \$300 million and increases funds for election reform by \$300 million.

**Sanders #5:** Prohibits funds from being used to assist in overturning the judicial ruling contained in the Memorandum and Order of the United States District Court for the Southern District of Illinois entered on July 31, 2003, in the action entitled *Kathi Cooper, Beth Harrington, and Matthew Hillesheim, Individually and on Behalf of All Those Similarly Situated vs. IBM Personal Pension Plan and IBM Corporation* (Civil No. 99-829-GPM). The

court ruled in *Cooper et al. vs. IBM* that IBM's cash balance pension plan violates federal anti-age discrimination law.

**Sanders #6:** Prohibits funds from being used to assert or argue in a judicial proceeding that a particular defined benefit pension plan does not violate section 411(b)(1)(H)(i) or section 411(d)(6) of the Internal Revenue Code of 1986, section 204(b)(1)(G) or 204(b)(1)(H)(i) of the Employee Retirement Income Security Act of 1974, or section 4(i)(1)(A) of the Age Discrimination in Employment Act of 1967. This amendment is a differently-worded version of Sanders #5 above.

**Sanders #7:** Prohibits funds from being used to assist in overturning any judicial ruling on section 411(b)(1)(H)(i) or section 411(d)(6) of the Internal Revenue Code of 1986, section 204(b)(1)(G) or 204(b)(1)(H)(i) of the Employee Retirement Income Security Act of 1974, or section 4(i)(1)(A) of the Age Discrimination in Employment Act of 1967. This amendment is a differently-worded version of Sanders #5 above.

*Other Possible Amendments:*

**Flake:** Ends the ban on U.S. travel to Cuba.

**Capito:** Prohibits funds from being used to “plan, enter into, implement, or provide oversight of contracts” between the Treasury Department and private collection agencies related to the collection of federal taxes. (A provision in the House-passed FSC-ETI bill would allow the IRS to contract out certain tax-collection services.)

**Brown of Ohio:** Prohibits the Council of Economic Advisers from issuing a publication in FY2005 promoting the inclusion of fast food workers in manufacturing statistics.

**Van Hollen:** Prohibits funds from being used to implement the revision to Office of Management and Budget Circular A-76 made on May 29, 2003. The revised circular A-76 allowed for increased public-private competition in providing certain government services (thereby allowing more private contracting). For more information on A-76, go to this website: [http://www.whitehouse.gov/omb/circulars/a076/rev\\_a76\\_052903.pdf](http://www.whitehouse.gov/omb/circulars/a076/rev_a76_052903.pdf)

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