

[FULL COMMITTEE PRINT]

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Union Calendar No. _____

114TH CONGRESS
2D SESSION

H. R. _____

[Report No. 114-____]

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2017, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2016

Mr. CULBERSON, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2017, and for other purposes.

1 or improvement; purchase or construction of temporary
2 demountable exhibition structures for use abroad; pay-
3 ment of tort claims, in the manner authorized in the first
4 paragraph of section 2672 of title 28, United States Code,
5 when such claims arise in foreign countries; not to exceed
6 \$294,300 for official representation expenses abroad; pur-
7 chase of passenger motor vehicles for official use abroad,
8 not to exceed \$45,000 per vehicle; obtaining insurance on
9 official motor vehicles; and rental of tie lines,
10 \$495,000,000, to remain available until September 30,
11 2018, of which \$12,000,000 is to be derived from fees to
12 be retained and used by the International Trade Adminis-
13 tration, notwithstanding section 3302 of title 31, United
14 States Code: *Provided*, That, of amounts provided under
15 this heading, not less than \$16,400,000 shall be for China
16 antidumping and countervailing duty enforcement and
17 compliance activities: *Provided further*, That the provisions
18 of the first sentence of section 105(f) and all of section
19 108(c) of the Mutual Educational and Cultural Exchange
20 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply
21 in carrying out these activities; and that for the purpose
22 of this Act, contributions under the provisions of the Mu-
23 tual Educational and Cultural Exchange Act of 1961 shall
24 include payment for assessments for services provided as
25 part of these activities.

1 BUREAU OF INDUSTRY AND SECURITY
2 OPERATIONS AND ADMINISTRATION

3 For necessary expenses for export administration and
4 national security activities of the Department of Com-
5 merce, including costs associated with the performance of
6 export administration field activities both domestically and
7 abroad; full medical coverage for dependent members of
8 immediate families of employees stationed overseas; em-
9 ployment of citizens of the United States and aliens by
10 contract for services abroad; payment of tort claims, in
11 the manner authorized in the first paragraph of section
12 2672 of title 28, United States Code, when such claims
13 arise in foreign countries; not to exceed \$13,500 for offi-
14 cial representation expenses abroad; awards of compensa-
15 tion to informers under the Export Administration Act of
16 1979, and as authorized by section 1(b) of the Act of June
17 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
18 of passenger motor vehicles for official use and motor vehi-
19 cles for law enforcement use with special requirement vehi-
20 cles eligible for purchase without regard to any price limi-
21 tation otherwise established by law, \$114,000,000, to re-
22 main available until expended: *Provided*, That the provi-
23 sions of the first sentence of section 105(f) and all of sec-
24 tion 108(c) of the Mutual Educational and Cultural Ex-
25 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall

1 apply in carrying out these activities: *Provided further*,
2 That payments and contributions collected and accepted
3 for materials or services provided as part of such activities
4 may be retained for use in covering the cost of such activi-
5 ties, and for providing information to the public with re-
6 spect to the export administration and national security
7 activities of the Department of Commerce and other ex-
8 port control programs of the United States and other gov-
9 ernments.

10 ECONOMIC DEVELOPMENT ADMINISTRATION

11 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

12 For grants for economic development assistance as
13 provided by the Public Works and Economic Development
14 Act of 1965, for trade adjustment assistance, and for
15 grants authorized by section 27 of the Stevenson-Wydler
16 Technology Innovation Act of 1980 (15 U.S.C. 3722),
17 \$225,000,000, to remain available until expended, of
18 which \$15,000,000 shall be for grants under such section
19 27.

20 SALARIES AND EXPENSES

21 For necessary expenses of administering the eco-
22 nomic development assistance programs as provided for by
23 law, \$39,500,000: *Provided*, That these funds may be used
24 to monitor projects approved pursuant to title I of the
25 Public Works Employment Act of 1976, title II of the

1 Trade Act of 1974, section 27 of the Stevenson-Wydler
2 Technology Innovation Act of 1980 (15 U.S.C. 3722), and
3 the Community Emergency Drought Relief Act of 1977.

4 MINORITY BUSINESS DEVELOPMENT AGENCY

5 MINORITY BUSINESS DEVELOPMENT

6 For necessary expenses of the Department of Com-
7 merce in fostering, promoting, and developing minority
8 business enterprise, including expenses of grants, con-
9 tracts, and other agreements with public or private organi-
10 zations, \$34,000,000.

11 ECONOMIC AND STATISTICAL ANALYSIS

12 SALARIES AND EXPENSES

13 For necessary expenses, as authorized by law, of eco-
14 nomic and statistical analysis programs of the Department
15 of Commerce, \$107,000,000, to remain available until
16 September 30, 2018.

17 BUREAU OF THE CENSUS

18 CURRENT SURVEYS AND PROGRAMS

19 For necessary expenses for collecting, compiling, ana-
20 lyzing, preparing and publishing statistics, provided for by
21 law, \$270,000,000: *Provided*, That, from amounts pro-
22 vided herein, funds may be used for promotion, outreach,
23 and marketing activities: *Provided further*, That the Bu-
24 reau of the Census shall collect and analyze data for the
25 Annual Social and Economic Supplement to the Current

1 Population Survey using the same health insurance ques-
2 tions included in previous years, in addition to the revised
3 questions implemented in the Current Population Survey
4 beginning in February 2014.

5 PERIODIC CENSUSES AND PROGRAMS
6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses for collecting, compiling, ana-
8 lyzing, preparing and publishing statistics for periodic cen-
9 suses and programs provided for by law, \$1,200,000,000,
10 to remain available until September 30, 2018: *Provided,*
11 That, from amounts provided herein, funds may be used
12 for promotion, outreach, and marketing activities: *Pro-*
13 *vided further,* That within the amounts appropriated,
14 \$2,580,000 shall be transferred to the “Office of Inspector
15 General” account for activities associated with carrying
16 out investigations and audits related to the Bureau of the
17 Census: *Provided further,* That not more than 50 percent
18 of the amounts made available under this heading for in-
19 formation technology related to 2020 census delivery, in-
20 cluding the Census Enterprise Data Collection and Proc-
21 essing (CEDCaP) program, may be obligated until the
22 Secretary submits to the Committees on Appropriations
23 of the House of Representatives and the Senate a plan
24 for expenditure that: (1) identifies for each CEDCaP
25 project/investment over \$25,000: (A) the functional and

1 performance capabilities to be delivered and the mission
2 benefits to be realized; (B) the estimated lifecycle cost, in-
3 cluding estimates for development as well as maintenance
4 and operations; and (C) key milestones to be met; (2) de-
5 tails for each project/investment: (A) reasons for any cost
6 and schedule variances; and (B) top risks and mitigation
7 strategies; and (3) has been submitted to the Government
8 Accountability Office.

9 NATIONAL TELECOMMUNICATIONS AND INFORMATION

10 ADMINISTRATION

11 SALARIES AND EXPENSES

12 For necessary expenses, as provided for by law, of
13 the National Telecommunications and Information Ad-
14 ministration (NTIA), \$36,322,000, to remain available
15 until September 30, 2018: *Provided*, That, notwith-
16 standing 31 U.S.C. 1535(d), the Secretary of Commerce
17 shall charge Federal agencies for costs incurred in spec-
18 trum management, analysis, operations, and related serv-
19 ices, and such fees shall be retained and used as offsetting
20 collections for costs of such spectrum services, to remain
21 available until expended: *Provided further*, That the Sec-
22 retary of Commerce is authorized to retain and use as off-
23 setting collections all funds transferred, or previously
24 transferred, from other Government agencies for all costs
25 incurred in telecommunications research, engineering, and

1 related activities by the Institute for Telecommunication
2 Sciences of NTLA, in furtherance of its assigned functions
3 under this paragraph, and such funds received from other
4 Government agencies shall remain available until ex-
5 pended.

6 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
7 AND CONSTRUCTION

8 For the administration of prior-year grants, recov-
9 eries and unobligated balances of funds previously appro-
10 priated are available for the administration of all open
11 grants until their expiration.

12 UNITED STATES PATENT AND TRADEMARK OFFICE
13 SALARIES AND EXPENSES
14 (INCLUDING TRANSFERS OF FUNDS)

15 For necessary expenses of the United States Patent
16 and Trademark Office (USPTO) provided for by law, in-
17 cluding defense of suits instituted against the Under Sec-
18 retary of Commerce for Intellectual Property and Director
19 of the USPTO, \$3,230,000,000, to remain available until
20 expended: *Provided*, That the sum herein appropriated
21 from the general fund shall be reduced as offsetting collec-
22 tions of fees and surcharges assessed and collected by the
23 USPTO under any law are received during fiscal year
24 2017, so as to result in a fiscal year 2017 appropriation
25 from the general fund estimated at \$0: *Provided further*,

1 That during fiscal year 2017, should the total amount of
2 such offsetting collections be less than \$3,230,000,000
3 this amount shall be reduced accordingly: *Provided fur-*
4 *ther,* That any amount received in excess of
5 \$3,230,000,000 in fiscal year 2017 and deposited in the
6 Patent and Trademark Fee Reserve Fund shall remain
7 available until expended: *Provided further,* That the Direc-
8 tor of USPTO shall submit a spending plan to the Com-
9 mittees on Appropriations of the House of Representatives
10 and the Senate for any amounts made available by the
11 preceding proviso and such spending plan shall be treated
12 as a reprogramming under section 505 of this Act and
13 shall not be available for obligation or expenditure except
14 in compliance with the procedures set forth in that section:
15 *Provided further,* That any amounts reprogrammed in ac-
16 cordance with the preceding proviso shall be transferred
17 to the United States Patent and Trademark Office “Sala-
18 ries and Expenses” account: *Provided further,* That from
19 amounts provided herein, not to exceed \$900 shall be
20 made available in fiscal year 2017 for official reception
21 and representation expenses: *Provided further,* That in fis-
22 cal year 2017 from the amounts made available for “Sala-
23 ries and Expenses” for the USPTO, the amounts nec-
24 essary to pay (1) the difference between the percentage
25 of basic pay contributed by the USPTO and employees

1 under section 8334(a) of title 5, United States Code, and
2 the normal cost percentage (as defined by section
3 8331(17) of that title) as provided by the Office of Per-
4 sonnel Management (OPM) for USPTO's specific use, of
5 basic pay, of employees subject to subchapter III of chap-
6 ter 83 of that title, and (2) the present value of the other-
7 wise unfunded accruing costs, as determined by OPM for
8 USPTO's specific use of post-retirement life insurance
9 and post-retirement health benefits coverage for all
10 USPTO employees who are enrolled in Federal Employees
11 Health Benefits (FEHB) and Federal Employees Group
12 Life Insurance (FEGLI), shall be transferred to the Civil
13 Service Retirement and Disability Fund, the FEGLI
14 Fund, and the FEHB Fund, as appropriate, and shall be
15 available for the authorized purposes of those accounts:
16 *Provided further*, That any differences between the present
17 value factors published in OPM's yearly 300 series benefit
18 letters and the factors that OPM provides for USPTO's
19 specific use shall be recognized as an imputed cost on
20 USPTO's financial statements, where applicable: *Provided*
21 *further*, That, notwithstanding any other provision of law,
22 all fees and surcharges assessed and collected by USPTO
23 are available for USPTO only pursuant to section 42(c)
24 of title 35, United States Code, as amended by section
25 22 of the Leahy-Smith America Invents Act (Public Law

1 112–29): *Provided further*, That within the amounts ap-
2 propriated, \$2,000,000 shall be transferred to the “Office
3 of Inspector General” account for activities associated
4 with carrying out investigations and audits related to the
5 USPTO.

6 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY
7 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES
8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses of the National Institute of
10 Standards and Technology (NIST), \$680,000,000, to re-
11 main available until expended, of which not to exceed
12 \$9,000,000 may be transferred to the “Working Capital
13 Fund”: *Provided*, That not to exceed \$5,000 shall be for
14 official reception and representation expenses: *Provided*
15 *further*, That NIST may provide local transportation for
16 summer undergraduate research fellowship program par-
17 ticipants.

18 INDUSTRIAL TECHNOLOGY SERVICES

19 For necessary expenses for industrial technology
20 services, \$135,000,000, to remain available until ex-
21 pended, of which \$130,000,000 shall be for the Hollings
22 Manufacturing Extension Partnership, and of which
23 \$5,000,000 shall be for the National Network for Manu-
24 facturing Innovation.

1 CONSTRUCTION OF RESEARCH FACILITIES

2 For construction of new research facilities, including
3 architectural and engineering design, and for renovation
4 and maintenance of existing facilities, not otherwise pro-
5 vided for the National Institute of Standards and Tech-
6 nology, as authorized by sections 13 through 15 of the
7 National Institute of Standards and Technology Act (15
8 U.S.C. 278c–278e), \$50,000,000, to remain available until
9 expended: *Provided*, That the Secretary of Commerce shall
10 include in the budget justification materials that the Sec-
11 retary submits to Congress in support of the Department
12 of Commerce budget (as submitted with the budget of the
13 President under section 1105(a) of title 31, United States
14 Code) an estimate for each National Institute of Stand-
15 ards and Technology construction project having a total
16 multi-year program cost of more than \$5,000,000, and si-
17 multaneously the budget justification materials shall in-
18 clude an estimate of the budgetary requirements for each
19 such project for each of the 5 subsequent fiscal years.

20 NATIONAL OCEANIC AND ATMOSPHERIC

21 ADMINISTRATION

22 OPERATIONS, RESEARCH, AND FACILITIES

23 (INCLUDING TRANSFER OF FUNDS)

24 For necessary expenses of activities authorized by law
25 for the National Oceanic and Atmospheric Administration,

1 including maintenance, operation, and hire of aircraft and
2 vessels; grants, contracts, or other payments to nonprofit
3 organizations for the purposes of conducting activities
4 pursuant to cooperative agreements; and relocation of fa-
5 cilities, \$3,298,000,000, to remain available until Sep-
6 tember 30, 2018, except that funds provided for coopera-
7 tive enforcement shall remain available until September
8 30, 2019: *Provided*, That fees and donations received by
9 the National Ocean Service for the management of na-
10 tional marine sanctuaries may be retained and used for
11 the salaries and expenses associated with those activities,
12 notwithstanding section 3302 of title 31, United States
13 Code: *Provided further*, That in addition, \$130,164,000
14 shall be derived by transfer from the fund entitled “Pro-
15 mote and Develop Fishery Products and Research Per-
16 taining to American Fisheries”, which shall only be used
17 for fishery activities related to the Saltonstall-Kennedy
18 Grant Program, Cooperative Research, Annual Stock As-
19 sessments, Survey and Monitoring Projects, Interjurisdic-
20 tional Fisheries Grants, and Fish Information Networks:
21 *Provided further*, That of the \$3,445,664,000 provided for
22 in direct obligations under this heading, \$3,298,000,000
23 is appropriated from the general fund, \$130,164,000 is
24 provided by transfer and \$17,500,000 is derived from re-
25 coveries of prior year obligations: *Provided further*, That

1 any deviation from the amounts designated for specific ac-
2 tivities in the report accompanying this Act, or any use
3 of deobligated balances of funds provided under this head-
4 ing in previous years, shall be subject to the procedures
5 set forth in section 505 of this Act: *Provided further*, That
6 in addition, for necessary retired pay expenses under the
7 Retired Serviceman's Family Protection and Survivor
8 Benefits Plan, and for payments for the medical care of
9 retired personnel and their dependents under the Depend-
10 ents' Medical Care Act (10 U.S.C. ch. 55), such sums as
11 may be necessary.

12 PROCUREMENT, ACQUISITION AND CONSTRUCTION

13 (INCLUDING TRANSFER OF FUNDS)

14 For procurement, acquisition and construction of
15 capital assets, including alteration and modification costs,
16 of the National Oceanic and Atmospheric Administration,
17 \$2,217,635,000, to remain available until September 30,
18 2019, except that funds provided for acquisition and con-
19 struction of vessels and construction of facilities shall re-
20 main available until expended: *Provided*, That of the
21 \$2,230,635,000 provided for in direct obligations under
22 this heading, \$2,217,635,000 is appropriated from the
23 general fund and \$13,000,000 is provided from recoveries
24 of prior year obligations: *Provided further*, That any devi-
25 ation from the amounts designated for specific activities

1 in the report accompanying this Act, or any use of
2 deobligated balances of funds provided under this heading
3 in previous years, shall be subject to the procedures set
4 forth in section 505 of this Act: *Provided further*, That
5 the Secretary of Commerce shall include in budget jus-
6 tification materials that the Secretary submits to Congress
7 in support of the Department of Commerce budget (as
8 submitted with the budget of the President under section
9 1105(a) of title 31, United States Code) an estimate for
10 each National Oceanic and Atmospheric Administration
11 procurement, acquisition or construction project having a
12 total of more than \$5,000,000 and simultaneously the
13 budget justification shall include an estimate of the budg-
14 etary requirements for each such project for each of the
15 5 subsequent fiscal years: *Provided further*, That, within
16 the amounts appropriated, \$1,302,000 shall be transferred
17 to the “Office of Inspector General” account for activities
18 associated with carrying out investigations and audits re-
19 lated to satellite procurement, acquisition and construc-
20 tion: *Provided further*, That none of the funds for Con-
21 stellation Observing System for Meteorology, Ionosphere,
22 and Climate-2 (COSMIC-2)/Global Navigation Satellite
23 System - Radio Occultation (GNSS-RO) shall be available
24 for obligations until 15 days after the Undersecretary of
25 Commerce for Oceans and Atmosphere submits to the

1 Committees on Appropriations of the House of Represent-
2 atives and the Senate the plan detailed in the report ac-
3 companying this Act.

4 PACIFIC COASTAL SALMON RECOVERY

5 For necessary expenses associated with the restora-
6 tion of Pacific salmon populations, \$65,000,000, to re-
7 main available until September 30, 2018: *Provided*, That,
8 of the funds provided herein, the Secretary of Commerce
9 may issue grants to the States of Washington, Oregon,
10 Idaho, Nevada, California, and Alaska, and to the Feder-
11 ally recognized tribes of the Columbia River and Pacific
12 Coast (including Alaska), for projects necessary for con-
13 servation of salmon and steelhead populations that are
14 listed as threatened or endangered, or that are identified
15 by a State as at-risk to be so listed, for maintaining popu-
16 lations necessary for exercise of tribal treaty fishing rights
17 or native subsistence fishing, or for conservation of Pacific
18 coastal salmon and steelhead habitat, based on guidelines
19 to be developed by the Secretary of Commerce: *Provided*
20 *further*, That all funds shall be allocated based on sci-
21 entific and other merit principles and shall not be available
22 for marketing activities: *Provided further*, That funds dis-
23 bursed to States shall be subject to a matching require-
24 ment of funds or documented in-kind contributions of at
25 least 33 percent of the Federal funds.

1 FISHERMEN'S CONTINGENCY FUND

2 For carrying out the provisions of title IV of Public
3 Law 95-372, not to exceed \$350,000, to be derived from
4 receipts collected pursuant to that Act, to remain available
5 until expended.

6 FISHERIES FINANCE PROGRAM ACCOUNT

7 Subject to section 502 of the Congressional Budget
8 Act of 1974, during fiscal year 2017, obligations of direct
9 loans may not exceed \$24,000,000 for Individual Fishing
10 Quota loans and not to exceed \$100,000,000 for tradi-
11 tional direct loans as authorized by the Merchant Marine
12 Act of 1936.

13 DEPARTMENTAL MANAGEMENT

14 SALARIES AND EXPENSES

15 For necessary expenses for the management of the
16 Department of Commerce provided for by law, including
17 not to exceed \$4,500 for official reception and representa-
18 tion, \$58,000,000.

19 RENOVATION AND MODERNIZATION

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses for the renovation and mod-
22 ernization of the Herbert C. Hoover Building, including
23 security-related costs, \$4,000,000, to remain available
24 until expended: *Provided*, That the Secretary of Commerce
25 may transfer up to \$8,000,000 to this account from funds

1 available to the Department of Commerce: *Provided fur-*
2 *ther*, That the transfer authority provided in the first pro-
3 viso is in addition to any other transfer authority con-
4 tained in this Act: *Provided further*, That any transfer
5 pursuant to the authority provided under this heading
6 shall be treated as a reprogramming under section 505
7 of this Act and shall not be available for obligation or ex-
8 penditure except in compliance with the procedures set
9 forth in that section.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the provisions of the Inspector
13 General Act of 1978 (5 U.S.C. App.), \$35,000,000.

14 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 101. During the current fiscal year, applicable
17 appropriations and funds made available to the Depart-
18 ment of Commerce by this Act shall be available for the
19 activities specified in the Act of October 26, 1949 (15
20 U.S.C. 1514), to the extent and in the manner prescribed
21 by the Act, and, notwithstanding 31 U.S.C. 3324, may
22 be used for advanced payments not otherwise authorized
23 only upon the certification of officials designated by the
24 Secretary of Commerce that such payments are in the
25 public interest.

1 SEC. 102. During the current fiscal year, appropria-
2 tions made available to the Department of Commerce by
3 this Act for salaries and expenses shall be available for
4 hire of passenger motor vehicles as authorized by 31
5 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
6 3109; and uniforms or allowances therefor, as authorized
7 by law (5 U.S.C. 5901–5902).

8 SEC. 103. Not to exceed 5 percent of any appropria-
9 tion made available for the current fiscal year for the De-
10 partment of Commerce in this Act may be transferred be-
11 tween such appropriations, but no such appropriation shall
12 be increased by more than 10 percent by any such trans-
13 fers: *Provided*, That any transfer pursuant to this section
14 shall be treated as a reprogramming of funds under sec-
15 tion 505 of this Act and shall not be available for obliga-
16 tion or expenditure except in compliance with the proce-
17 dures set forth in that section: *Provided further*, That the
18 Secretary of Commerce shall notify the Committees on Ap-
19 propriations at least 15 days in advance of the acquisition
20 or disposal of any capital asset (including land, structures,
21 and equipment) not specifically provided for in this Act
22 or any other law appropriating funds for the Department
23 of Commerce.

24 SEC. 104. The requirements set forth by section 105
25 of the Commerce, Justice, Science, and Related Agencies

1 Appropriations Act, 2012 (Public Law 112–55), as
2 amended by section 105 of title I of division B of Public
3 Law 113–6, are hereby adopted by reference and made
4 applicable with respect to fiscal year 2017: *Provided*, That
5 the life cycle cost for the Joint Polar Satellite System is
6 \$11,322,125,000 and the life cycle cost for the Geo-
7 stationary Operational Environmental Satellite R-Series
8 Program is \$10,828,059,000.

9 SEC. 105. Notwithstanding any other provision of
10 law, the Secretary may furnish services (including but not
11 limited to utilities, telecommunications, and security serv-
12 ices) necessary to support the operation, maintenance, and
13 improvement of space that persons, firms, or organizations
14 are authorized, pursuant to the Public Buildings Coopera-
15 tive Use Act of 1976 or other authority, to use or occupy
16 in the Herbert C. Hoover Building, Washington, DC, or
17 other buildings, the maintenance, operation, and protec-
18 tion of which has been delegated to the Secretary from
19 the Administrator of General Services pursuant to the
20 Federal Property and Administrative Services Act of 1949
21 on a reimbursable or non-reimbursable basis. Amounts re-
22 ceived as reimbursement for services provided under this
23 section or the authority under which the use or occupancy
24 of the space is authorized, up to \$200,000, shall be cred-

1 ited to the appropriation or fund which initially bears the
2 costs of such services.

3 SEC. 106. Nothing in this title shall be construed to
4 prevent a grant recipient from deterring child pornog-
5 raphy, copyright infringement, or any other unlawful ac-
6 tivity over its networks.

7 SEC. 107. The Administrator of the National Oceanic
8 and Atmospheric Administration is authorized to use, with
9 their consent, with reimbursement and subject to the lim-
10 its of available appropriations, the land, services, equip-
11 ment, personnel, and facilities of any department, agency,
12 or instrumentality of the United States, or of any State,
13 local government, Indian tribal government, Territory, or
14 possession, or of any political subdivision thereof, or of
15 any foreign government or international organization, for
16 purposes related to carrying out the responsibilities of any
17 statute administered by the National Oceanic and Atmos-
18 pheric Administration.

19 SEC. 108. The National Technical Information Serv-
20 ice shall not charge any customer for a copy of any report
21 or document generated by the Legislative Branch unless
22 the Service has provided information to the customer on
23 how an electronic copy of such report or document may
24 be accessed and downloaded for free online. Should a cus-
25 tomer still require the Service to provide a printed or dig-

1 ital copy of the report or document, the charge shall be
2 limited to recovering the Service's cost of processing, re-
3 producing, and delivering such report or document.

4 This title may be cited as the "Department of Com-
5 merce Appropriations Act, 2017".

6

TITLE II

7

DEPARTMENT OF JUSTICE

8

GENERAL ADMINISTRATION

9

SALARIES AND EXPENSES

10 For expenses necessary for the administration of the
11 Department of Justice, \$115,000,000, of which not to ex-
12 ceed \$4,000,000 for security and construction of Depart-
13 ment of Justice facilities shall remain available until ex-
14 pended.

15

JUSTICE INFORMATION SHARING TECHNOLOGY

16

(INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses for information sharing tech-
18 nology, including planning, development, deployment and
19 departmental direction, \$40,000,000, to remain available
20 until expended: *Provided*, That the Attorney General may
21 transfer up to \$35,400,000 to this account, from funds
22 available to the Department of Justice for information
23 technology, to remain available until expended, for enter-
24 prise-wide information technology initiatives: *Provided fur-*
25 *ther*, That the transfer authority in the preceding proviso

1 is in addition to any other transfer authority contained
2 in this Act: *Provided further*, That any transfer pursuant
3 to the first proviso shall be treated as a reprogramming
4 under section 505 of this Act and shall not be available
5 for obligation or expenditure except in compliance with the
6 procedures set forth in that section.

7 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

8 (INCLUDING TRANSFER OF FUNDS)

9 For expenses necessary for the administration of im-
10 migration-related activities of the Executive Office for Im-
11 migration Review, \$457,154,000, of which \$4,000,000
12 shall be derived by transfer from the Executive Office for
13 Immigration Review fees deposited in the “Immigration
14 Examinations Fee” account: *Provided*, That not to exceed
15 \$15,000,000 of the total amount made available under
16 this heading shall remain available until expended.

17 OFFICE OF THE PARDON ATTORNEY

18 For expenses necessary for the administration of par-
19 don and clemency petitions, \$4,496,000.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector
22 General, \$93,709,000, including not to exceed \$10,000 to
23 meet unforeseen emergencies of a confidential character.

1 UNITED STATES PAROLE COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses of the United States Parole
4 Commission as authorized, \$13,308,000: *Provided*, That,
5 notwithstanding any other provision of law, upon the expi-
6 ration of a term of office of a Commissioner, the Commis-
7 sioner may continue to act until a successor has been ap-
8 pointed.

9 LEGAL ACTIVITIES

10 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

11 For expenses necessary for the legal activities of the
12 Department of Justice, not otherwise provided for, includ-
13 ing not to exceed \$20,000 for expenses of collecting evi-
14 dence, to be expended under the direction of, and to be
15 accounted for solely under the certificate of, the Attorney
16 General; and rent of private or Government-owned space
17 in the District of Columbia, \$893,000,000, of which not
18 to exceed \$20,000,000 for litigation support contracts
19 shall remain available until expended: *Provided*, That of
20 the amount provided for INTERPOL Washington dues
21 payments, not to exceed \$685,000 shall remain available
22 until expended: *Provided further*, That of the total amount
23 appropriated, not to exceed \$9,000 shall be available to
24 INTERPOL Washington for official reception and rep-
25 resentation expenses: *Provided further*, That of the

1 amount appropriated, such sums as may be necessary
2 shall be available to the Civil Rights Division for salaries
3 and expenses associated with the election monitoring pro-
4 gram under section 8 of the Voting Rights Act of 1965
5 (52 U.S.C. 10305) and to reimburse the Office of Per-
6 sonnel Management for such salaries and expenses: *Pro-*
7 *vided further*, That of the amounts provided under this
8 heading for the election monitoring program, \$3,390,000
9 shall remain available until expended.

10 In addition, for reimbursement of expenses of the De-
11 partment of Justice associated with processing cases
12 under the National Childhood Vaccine Injury Act of 1986,
13 not to exceed \$10,000,000, to be appropriated from the
14 Vaccine Injury Compensation Trust Fund.

15 SALARIES AND EXPENSES, ANTITRUST DIVISION

16 For expenses necessary for the enforcement of anti-
17 trust and kindred laws, \$164,977,000, to remain available
18 until expended: *Provided*, That notwithstanding any other
19 provision of law, fees collected for premerger notification
20 filings under the Hart-Scott-Rodino Antitrust Improve-
21 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
22 of collection (and estimated to be \$125,000,000 in fiscal
23 year 2017), shall be retained and used for necessary ex-
24 penses in this appropriation, and shall remain available
25 until expended: *Provided further*, That the sum herein ap-

1 appropriated from the general fund shall be reduced as such
2 offsetting collections are received during fiscal year 2017,
3 so as to result in a final fiscal year 2017 appropriation
4 from the general fund estimated at \$39,977,000.

5 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

6 For necessary expenses of the Offices of the United
7 States Attorneys, including inter-governmental and coop-
8 erative agreements, \$2,050,000,000: *Provided*, That of the
9 total amount appropriated, not to exceed \$7,200 shall be
10 available for official reception and representation ex-
11 penses: *Provided further*, That not to exceed \$25,000,000
12 shall remain available until expended: *Provided further*,
13 That each United States Attorney shall establish or par-
14 ticipate in a task force on human trafficking.

15 UNITED STATES TRUSTEE SYSTEM FUND

16 For necessary expenses of the United States Trustee
17 Program, as authorized, \$225,908,000, to remain avail-
18 able until expended: *Provided*, That, notwithstanding any
19 other provision of law, deposits to the United States
20 Trustee System Fund and amounts herein appropriated
21 shall be available in such amounts as may be necessary
22 to pay refunds due depositors: *Provided further*, That, not-
23 withstanding any other provision of law, fees collected pur-
24 suant to section 589a(b) of title 28, United States Code,
25 shall be retained and used for necessary expenses in this

1 appropriation and shall remain available until expended:
2 *Provided further*, That to the extent that fees collected in
3 fiscal year 2017, net of amounts necessary to pay refunds
4 due depositors, exceed \$225,908,000, those excess
5 amounts shall be available in future fiscal years only to
6 the extent provided in advance in appropriations Acts:
7 *Provided further*, That the sum herein appropriated from
8 the general fund shall be reduced (1) as such fees are re-
9 ceived during fiscal year 2017, net of amounts necessary
10 to pay refunds due depositors, (estimated at
11 \$163,000,000) and (2) to the extent that any remaining
12 general fund appropriations can be derived from amounts
13 deposited in the Fund in previous fiscal years that are not
14 otherwise appropriated, so as to result in a final fiscal year
15 2017 appropriation from the general fund estimated at
16 \$62,908,000.

17 SALARIES AND EXPENSES, FOREIGN CLAIMS

18 SETTLEMENT COMMISSION

19 For expenses necessary to carry out the activities of
20 the Foreign Claims Settlement Commission, including
21 services as authorized by section 3109 of title 5, United
22 States Code, \$2,374,000.

23 FEES AND EXPENSES OF WITNESSES

24 For fees and expenses of witnesses, for expenses of
25 contracts for the procurement and supervision of expert

1 witnesses, for private counsel expenses, including ad-
2 vances, and for expenses of foreign counsel, \$270,000,000,
3 to remain available until expended, of which not to exceed
4 \$16,000,000 is for construction of buildings for protected
5 witness safesites; not to exceed \$3,000,000 is for the pur-
6 chase and maintenance of armored and other vehicles for
7 witness security caravans; and not to exceed \$13,000,000
8 is for the purchase, installation, maintenance, and up-
9 grade of secure telecommunications equipment and a se-
10 cure automated information network to store and retrieve
11 the identities and locations of protected witnesses: *Pro-*
12 *vided*, That amounts made available under this heading
13 may not be transferred pursuant to section 205 of this
14 Act.

15 SALARIES AND EXPENSES, COMMUNITY RELATIONS

16 SERVICE

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses of the Community Relations
19 Service, \$15,500,000: *Provided*, That notwithstanding sec-
20 tion 205 of this Act, upon a determination by the Attorney
21 General that emergent circumstances require additional
22 funding for conflict resolution and violence prevention ac-
23 tivities of the Community Relations Service, the Attorney
24 General may transfer such amounts to the Community Re-
25 lations Service, from available appropriations for the cur-

1 rent fiscal year for the Department of Justice, as may be
2 necessary to respond to such circumstances: *Provided fur-*
3 *ther*, That any transfer pursuant to the preceding proviso
4 shall be treated as a reprogramming under section 505
5 of this Act and shall not be available for obligation or ex-
6 penditure except in compliance with the procedures set
7 forth in that section.

8 ASSETS FORFEITURE FUND

9 For expenses authorized by subparagraphs (B), (F),
10 and (G) of section 524(e)(1) of title 28, United States
11 Code, \$20,514,000, to be derived from the Department
12 of Justice Assets Forfeiture Fund.

13 UNITED STATES MARSHALS SERVICE

14 SALARIES AND EXPENSES

15 For necessary expenses of the United States Mar-
16 shals Service, \$1,258,000,000, of which not to exceed
17 \$6,000 shall be available for official reception and rep-
18 resentation expenses, and not to exceed \$15,000,000 shall
19 remain available until expended.

20 CONSTRUCTION

21 For construction in space controlled, occupied or uti-
22 lized by the United States Marshals Service for prisoner
23 holding and related support, \$10,000,000, to remain avail-
24 able until expended.

1 FEDERAL PRISONER DETENTION
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses related to United States pris-
4 oners in the custody of the United States Marshals Service
5 as authorized by section 4013 of title 18, United States
6 Code, \$1,475,000,000, to remain available until expended:
7 *Provided*, That not to exceed \$20,000,000 shall be consid-
8 ered “funds appropriated for State and local law enforce-
9 ment assistance” pursuant to section 4013(b) of title 18,
10 United States Code: *Provided further*, That the United
11 States Marshals Service shall be responsible for managing
12 the Justice Prisoner and Alien Transportation System:
13 *Provided further*, That any unobligated balances available
14 from funds appropriated under the heading “General Ad-
15 ministration, Detention Trustee” shall be transferred to
16 and merged with the appropriation under this heading.

17 NATIONAL SECURITY DIVISION
18 SALARIES AND EXPENSES
19 (INCLUDING TRANSFER OF FUNDS)

20 For expenses necessary to carry out the activities of
21 the National Security Division, \$97,337,000, of which not
22 to exceed \$5,000,000 for information technology systems
23 shall remain available until expended: *Provided*, That not-
24 withstanding section 205 of this Act, upon a determina-
25 tion by the Attorney General that emergent circumstances

1 require additional funding for the activities of the National
2 Security Division, the Attorney General may transfer such
3 amounts to this heading from available appropriations for
4 the current fiscal year for the Department of Justice, as
5 may be necessary to respond to such circumstances: *Pro-*
6 *vided further*, That any transfer pursuant to the preceding
7 proviso shall be treated as a reprogramming under section
8 505 of this Act and shall not be available for obligation
9 or expenditure except in compliance with the procedures
10 set forth in that section.

11 INTERAGENCY LAW ENFORCEMENT

12 INTERAGENCY CRIME AND DRUG ENFORCEMENT

13 For necessary expenses for the identification, inves-
14 tigation, and prosecution of individuals associated with the
15 most significant drug trafficking organizations,
16 transnational organized crime, and money laundering or-
17 ganizations not otherwise provided for, to include inter-
18 governmental agreements with State and local law en-
19 forcement agencies engaged in the investigation and pros-
20 ecution of individuals involved in transnational organized
21 crime and drug trafficking, \$522,135,000, of which
22 \$50,000,000 shall remain available until expended: *Pro-*
23 *vided*, That any amounts obligated from appropriations
24 under this heading may be used under authorities avail-

1 able to the organizations reimbursed from this appropria-
2 tion.

3 FEDERAL BUREAU OF INVESTIGATION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Federal Bureau of In-
6 vestigation for detection, investigation, and prosecution of
7 crimes against the United States, \$8,768,884,000, of
8 which not to exceed \$216,900,000 shall remain available
9 until expended: *Provided*, That not to exceed \$184,500
10 shall be available for official reception and representation
11 expenses.

12 CONSTRUCTION

13 For necessary expenses, to include the cost of equip-
14 ment, furniture, and information technology requirements,
15 related to construction or acquisition of buildings, facili-
16 ties and sites by purchase, or as otherwise authorized by
17 law; conversion, modification and extension of Federally-
18 owned buildings; preliminary planning and design of
19 projects; and operation and maintenance of secure work
20 environment facilities and secure networking capabilities;
21 \$308,982,000, to remain available until expended.

22 DRUG ENFORCEMENT ADMINISTRATION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Drug Enforcement Ad-
25 ministration, including not to exceed \$70,000 to meet un-

1 foreseen emergencies of a confidential character pursuant
2 to section 530C of title 28, United States Code; and ex-
3 penses for conducting drug education and training pro-
4 grams, including travel and related expenses for partici-
5 pants in such programs and the distribution of items of
6 token value that promote the goals of such programs,
7 \$2,102,976,000, of which not to exceed \$75,000,000 shall
8 remain available until expended and not to exceed \$90,000
9 shall be available for official reception and representation
10 expenses.

11 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

12 EXPLOSIVES

13 SALARIES AND EXPENSES

14 For necessary expenses of the Bureau of Alcohol, To-
15 bacco, Firearms and Explosives, for training of State and
16 local law enforcement agencies with or without reimburse-
17 ment, including training in connection with the training
18 and acquisition of canines for explosives and fire
19 accelerants detection; and for provision of laboratory as-
20 sistance to State and local law enforcement agencies, with
21 or without reimbursement, \$1,257,757,000, of which not
22 to exceed \$36,000 shall be for official reception and rep-
23 resentation expenses, not to exceed \$1,000,000 shall be
24 available for the payment of attorneys' fees as provided
25 by section 924(d)(2) of title 18, United States Code, and

1 not to exceed \$20,000,000 shall remain available until ex-
2 pended: *Provided*, That none of the funds appropriated
3 herein shall be available to investigate or act upon applica-
4 tions for relief from Federal firearms disabilities under
5 section 925(c) of title 18, United States Code: *Provided*
6 *further*, That such funds shall be available to investigate
7 and act upon applications filed by corporations for relief
8 from Federal firearms disabilities under section 925(c) of
9 title 18, United States Code: *Provided further*, That no
10 funds made available by this or any other Act may be used
11 to transfer the functions, missions, or activities of the Bu-
12 reau of Alcohol, Tobacco, Firearms and Explosives to
13 other agencies or Departments.

14 FEDERAL PRISON SYSTEM

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses of the Federal Prison System
18 for the administration, operation, and maintenance of
19 Federal penal and correctional institutions, and for the
20 provision of technical assistance and advice on corrections
21 related issues to foreign governments, \$7,016,791,000:
22 *Provided*, That the Attorney General may transfer to the
23 Department of Health and Human Services such amounts
24 as may be necessary for direct expenditures by that De-
25 partment for medical relief for inmates of Federal penal

1 and correctional institutions: *Provided further*, That the
2 Director of the Federal Prison System, where necessary,
3 may enter into contracts with a fiscal agent or fiscal inter-
4 mediary claims processor to determine the amounts pay-
5 able to persons who, on behalf of the Federal Prison Sys-
6 tem, furnish health services to individuals committed to
7 the custody of the Federal Prison System: *Provided fur-*
8 *ther*, That not to exceed \$5,400 shall be available for offi-
9 cial reception and representation expenses: *Provided fur-*
10 *ther*, That not to exceed \$50,000,000 shall remain avail-
11 able for necessary operations until September 30, 2018:
12 *Provided further*, That, of the amounts provided for con-
13 tract confinement, not to exceed \$20,000,000 shall remain
14 available until expended to make payments in advance for
15 grants, contracts and reimbursable agreements, and other
16 expenses: *Provided further*, That the Director of the Fed-
17 eral Prison System may accept donated property and serv-
18 ices relating to the operation of the prison card program
19 from a not-for-profit entity which has operated such pro-
20 gram in the past, notwithstanding the fact that such not-
21 for-profit entity furnishes services under contracts to the
22 Federal Prison System relating to the operation of pre-
23 release services, halfway houses, or other custodial facili-
24 ties.

1 BUILDINGS AND FACILITIES

2 For planning, acquisition of sites and construction of
3 new facilities; purchase and acquisition of facilities and re-
4 modeling, and equipping of such facilities for penal and
5 correctional use, including all necessary expenses incident
6 thereto, by contract or force account; and constructing,
7 remodeling, and equipping necessary buildings and facili-
8 ties at existing penal and correctional institutions, includ-
9 ing all necessary expenses incident thereto, by contract or
10 force account, \$140,000,000, to remain available until ex-
11 pended, of which \$50,000,000 shall be available only for
12 costs related to construction of new facilities: *Provided*,
13 That labor of United States prisoners may be used for
14 work performed under this appropriation.

15 FEDERAL PRISON INDUSTRIES, INCORPORATED

16 The Federal Prison Industries, Incorporated, is here-
17 by authorized to make such expenditures within the limits
18 of funds and borrowing authority available, and in accord
19 with the law, and to make such contracts and commit-
20 ments without regard to fiscal year limitations as provided
21 by section 9104 of title 31, United States Code, as may
22 be necessary in carrying out the program set forth in the
23 budget for the current fiscal year for such corporation.

1 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
2 PRISON INDUSTRIES, INCORPORATED

3 Not to exceed \$2,700,000 of the funds of the Federal
4 Prison Industries, Incorporated, shall be available for its
5 administrative expenses, and for services as authorized by
6 section 3109 of title 5, United States Code, to be com-
7 puted on an accrual basis to be determined in accordance
8 with the corporation's current prescribed accounting sys-
9 tem, and such amounts shall be exclusive of depreciation,
10 payment of claims, and expenditures which such account-
11 ing system requires to be capitalized or charged to cost
12 of commodities acquired or produced, including selling and
13 shipping expenses, and expenses in connection with acqui-
14 sition, construction, operation, maintenance, improvement,
15 protection, or disposition of facilities and other property
16 belonging to the corporation or in which it has an interest.

17 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

18 OFFICE ON VIOLENCE AGAINST WOMEN

19 VIOLENCE AGAINST WOMEN PREVENTION AND

20 PROSECUTION PROGRAMS

21 (INCLUDING TRANSFER OF FUNDS)

22 For grants, contracts, cooperative agreements, and
23 other assistance for the prevention and prosecution of vio-
24 lence against women, as authorized by the Omnibus Crime
25 Control and Safe Streets Act of 1968 (42 U.S.C. 3711

1 et seq.) (“the 1968 Act”); the Violent Crime Control and
2 Law Enforcement Act of 1994 (Public Law 103–322)
3 (“the 1994 Act”); the Victims of Child Abuse Act of 1990
4 (Public Law 101–647) (“the 1990 Act”); the Prosecu-
5 torial Remedies and Other Tools to end the Exploitation
6 of Children Today Act of 2003 (Public Law 108–21); the
7 Juvenile Justice and Delinquency Prevention Act of 1974
8 (42 U.S.C. 5601 et seq.) (“the 1974 Act”); the Victims
9 of Trafficking and Violence Protection Act of 2000 (Public
10 Law 106–386) (“the 2000 Act”); the Violence Against
11 Women and Department of Justice Reauthorization Act
12 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
13 lence Against Women Reauthorization Act of 2013 (Public
14 Law 113–4) (“the 2013 Act”); and the Rape Survivor
15 Child Custody Act of 2015 (Public Law 114–22) (“the
16 2015 Act”); and for related victims services,
17 \$527,500,000, to remain available until expended: *Pro-*
18 *vided*, That except as otherwise provided by law, not to
19 exceed 5 percent of funds made available under this head-
20 ing may be used for expenses related to evaluation, train-
21 ing, and technical assistance: *Provided further*, That of the
22 amount provided—
23 (1) \$215,000,000 is for grants to combat vio-
24 lence against women, as authorized by part T of the
25 1968 Act;

1 (2) \$30,000,000 is for transitional housing as-
2 sistance grants for victims of domestic violence, dat-
3 ing violence, stalking, or sexual assault as authorized
4 by section 40299 of the 1994 Act;

5 (3) \$5,000,000 is for the National Institute of
6 Justice for research and evaluation of violence
7 against women and related issues addressed by
8 grant programs of the Office on Violence Against
9 Women, which shall be transferred to “Research,
10 Evaluation and Statistics” for administration by the
11 Office of Justice Programs;

12 (4) \$11,000,000 is for a grant program to pro-
13 vide services to advocate for and respond to youth
14 victims of domestic violence, dating violence, sexual
15 assault, and stalking; assistance to children and
16 youth exposed to such violence; programs to engage
17 men and youth in preventing such violence; and as-
18 sistance to middle and high school students through
19 education and other services related to such violence:
20 *Provided*, That unobligated balances available for
21 the programs authorized by sections 41201, 41204,
22 41303, and 41305 of the 1994 Act, prior to its
23 amendment by the 2013 Act, shall be available for
24 this program: *Provided further*, That 10 percent of
25 the total amount available for this grant program

1 shall be available for grants under the program au-
2 thORIZED by section 2015 of the 1968 Act: *Provided*
3 *further*, That the definitions and grant conditions in
4 section 40002 of the 1994 Act shall apply to this
5 program;

6 (5) \$51,000,000 is for grants to encourage ar-
7 rest policies as authorized by part U of the 1968
8 Act, of which \$4,000,000 is for a homicide reduction
9 initiative;

10 (6) \$35,000,000 is for sexual assault victims
11 assistance, as authorized by section 41601 of the
12 1994 Act;

13 (7) \$34,000,000 is for rural domestic violence
14 and child abuse enforcement assistance grants, as
15 authorized by section 40295 of the 1994 Act;

16 (8) \$20,000,000 is for grants to reduce violent
17 crimes against women on campus, as authorized by
18 section 304 of the 2005 Act;

19 (9) \$45,000,000 is for legal assistance for vic-
20 tims, as authorized by section 1201 of the 2000 Act;

21 (10) \$5,000,000 is for enhanced training and
22 services to end violence against and abuse of women
23 in later life, as authorized by section 40802 of the
24 1994 Act;

1 (11) \$16,000,000 is for grants to support fami-
2 lies in the justice system, as authorized by section
3 1301 of the 2000 Act: *Provided*, That unobligated
4 balances available for the programs authorized by
5 section 1301 of the 2000 Act and section 41002 of
6 the 1994 Act, prior to their amendment by the 2013
7 Act, shall be available for this program;

8 (12) \$6,000,000 is for education and training
9 to end violence against and abuse of women with
10 disabilities, as authorized by section 1402 of the
11 2000 Act;

12 (13) \$500,000 is for the National Resource
13 Center on Workplace Responses to assist victims of
14 domestic violence, as authorized by section 41501 of
15 the 1994 Act;

16 (14) \$1,000,000 is for analysis and research on
17 violence against Indian women, including as author-
18 ized by section 904 of the 2005 Act: *Provided*, That
19 such funds may be transferred to “Research, Eval-
20 uation and Statistics” for administration by the Of-
21 fice of Justice Programs;

22 (15) \$500,000 is for a national clearinghouse
23 that provides training and technical assistance on
24 issues relating to sexual assault of American Indian
25 and Alaska Native women;

1 (16) \$5,000,000 is for grants to assist tribal
2 governments;

3 (17) \$45,000,000 for victim services programs
4 for victims of trafficking, as authorized by section
5 107(b)(2) of Public Law 106–386, for programs au-
6 thorized under Public Law 109–164, or programs
7 authorized under Public Law 113–4; and

8 (18) \$2,500,000 for the purposes authorized
9 under the 2015 Act.

10 OFFICE OF JUSTICE PROGRAMS

11 RESEARCH, EVALUATION AND STATISTICS

12 For grants, contracts, cooperative agreements, and
13 other assistance authorized by title I of the Omnibus
14 Crime Control and Safe Streets Act of 1968 (“the 1968
15 Act”); subtitle D of title II of the Homeland Security Act
16 of 2002 (Public Law 107–296) (“the 2002 Act”); and
17 other programs, \$93,000,000, to remain available until ex-
18 pended, of which—

19 (1) \$48,000,000 is for criminal justice statistics
20 programs, and other activities, as authorized by part
21 C of title I of the 1968 Act, of which up to
22 \$6,000,000 is for the National Crime Victimization
23 Survey Sample Boost for Subnational Estimates
24 program;

1 (2) \$40,000,000 is for research, development,
2 and evaluation programs, and other activities as au-
3 thorized by part B of title I of the 1968 Act and
4 subtitle D of title II of the 2002 Act; and

5 (3) \$5,000,000 is for a nationwide incident-
6 based crime statistics program.

7 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

8 For grants, contracts, cooperative agreements, and
9 other assistance authorized by the Violent Crime Control
10 and Law Enforcement Act of 1994 (Public Law 103–322)
11 (“the 1994 Act”); the Omnibus Crime Control and Safe
12 Streets Act of 1968 (“the 1968 Act”); the Justice for All
13 Act of 2004 (Public Law 108–405); the Victims of Child
14 Abuse Act of 1990 (Public Law 101–647) (“the 1990
15 Act”); the Trafficking Victims Protection Reauthorization
16 Act of 2005 (Public Law 109–164); the Violence Against
17 Women and Department of Justice Reauthorization Act
18 of 2005 (Public Law 109–162) (“the 2005 Act”); the
19 Adam Walsh Child Protection and Safety Act of 2006
20 (Public Law 109–248) (“the Adam Walsh Act”); the Vic-
21 tims of Trafficking and Violence Protection Act of 2000
22 (Public Law 106–386); the NICS Improvement Amend-
23 ments Act of 2007 (Public Law 110–180); subtitle D of
24 title II of the Homeland Security Act of 2002 (Public Law
25 107–296) (“the 2002 Act”); the Second Chance Act of

1 2007 (Public Law 110–199); the Prioritizing Resources
2 and Organization for Intellectual Property Act of 2008
3 (Public Law 110–403); the Victims of Crime Act of 1984
4 (Public Law 98–473); the Mentally Ill Offender Treat-
5 ment and Crime Reduction Reauthorization and Improve-
6 ment Act of 2008 (Public Law 110–416); the Violence
7 Against Women Reauthorization Act of 2013 (Public Law
8 113–4) (“the 2013 Act”); and other programs,
9 \$1,199,906,000, to remain available until expended as fol-
10 lows—

11 (1) \$476,000,000 for the Edward Byrne Memo-
12 rial Justice Assistance Grant program as authorized
13 by subpart 1 of part E of title I of the 1968 Act
14 (except that section 1001(c), and the special rules
15 for Puerto Rico under section 505(g) of title I of the
16 1968 Act shall not apply for purposes of this Act),
17 of which, notwithstanding such subpart 1,
18 \$20,000,000 is for the Officer Robert Wilson III
19 Memorial Initiative on Preventing Violence Against
20 Law Enforcement Officer Resilience and Surviv-
21 ability (VALOR), \$22,500,000 is for the matching
22 grant program for law enforcement armor vests, as
23 authorized by section 2501 of title I of the 1968
24 Act, \$4,000,000 is for use by the National Institute
25 of Justice for research targeted toward developing a

1 better understanding of the domestic radicalization
2 phenomenon, and advancing evidence-based strate-
3 gies for effective intervention and prevention,
4 \$2,400,000 is for the operationalization, mainte-
5 nance and expansion of the National Missing and
6 Unidentified Persons System, and \$2,500,000 is for
7 a program to improve juvenile indigent defense;

8 (2) \$273,906,000 for the State Criminal Alien
9 Assistance Program, as authorized by section
10 241(i)(5) of the Immigration and Nationality Act (8
11 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
12 shall request compensation for any cost greater than
13 the actual cost for Federal immigration and other
14 detainees housed in State and local detention facili-
15 ties;

16 (3) \$2,000,000 for the Capital Litigation Im-
17 provement Grant Program, as authorized by section
18 426 of Public Law 108–405, and for grants for
19 wrongful conviction review;

20 (4) \$10,000,000 for white collar crime preven-
21 tion grants, including as authorized by section 401
22 of Public Law 110–403;

23 (5) \$20,000,000 for sex offender management
24 assistance, as authorized by the Adam Walsh Act,
25 and related activities;

1 (6) \$1,000,000 for the National Sex Offender
2 Public Website;

3 (7) \$20,000,000 for competitive and evidence-
4 based programs to reduce gun crime and gang vio-
5 lence;

6 (8) \$73,000,000 for grants to States to up-
7 grade criminal and mental health records for the
8 National Instant Criminal Background Check Sys-
9 tem;

10 (9) \$125,000,000 for DNA-related and forensic
11 programs and activities, of which—

12 (A) \$117,000,000 is for a DNA analysis
13 and capacity enhancement program and for
14 other local, State, and Federal forensic activi-
15 ties, including the purposes authorized under
16 section 2 of the DNA Analysis Backlog Elimini-
17 nation Act of 2000 (Public Law 106–546) (the
18 Debbie Smith DNA Backlog Grant Program):
19 *Provided*, That up to 4 percent of funds made
20 available under this paragraph may be used for
21 the purposes described in the DNA Training
22 and Education for Law Enforcement, Correc-
23 tional Personnel, and Court Officers program
24 (Public Law 108–405, section 303);

1 (B) \$4,000,000 is for the purposes de-
2 scribed in the Kirk Bloodsworth Post-Convic-
3 tion DNA Testing Grant Program (Public Law
4 108–405, section 412); and

5 (C) \$4,000,000 is for Sexual Assault Fo-
6 rensic Exam Program grants, including as au-
7 thorized by section 304 of Public Law 108–405;

8 (10) \$9,000,000 for the court-appointed special
9 advocate program, as authorized by section 217 of
10 the 1990 Act;

11 (11) \$12,000,000 for prison rape prevention
12 and prosecution grants to States and units of local
13 government, and other programs, as authorized by
14 the Prison Rape Elimination Act of 2003 (Public
15 Law 108–79);

16 (12) \$103,000,000 for comprehensive opioid
17 abuse reduction activities, including—

18 (A) \$42,000,000 for Drug Courts, as au-
19 thorized by section 1001(a)(25)(A) of title I of
20 the 1968 Act;

21 (B) \$12,000,000 for mental health courts
22 and adult and juvenile collaboration program
23 grants, as authorized by parts V and HH of
24 title I of the 1968 Act, and the Mentally Ill Of-
25 fender Treatment and Crime Reduction Reau-

1 (1) \$90,000,000 for youth mentoring grants;

2 (2) \$20,000,000 for programs authorized by
3 the Victims of Child Abuse Act of 1990;

4 (3) \$72,250,000 for missing and exploited chil-
5 dren programs, including as authorized by sections
6 404(b) and 405(a) of the Juvenile Justice and De-
7 linquency Prevention Act of 1974 (except that sec-
8 tion 102(b)(4)(B) of the PROTECT Our Children
9 Act of 2008 (Public Law 110–401) shall not apply
10 for purposes of this Act); and

11 (4) \$2,000,000 for child abuse training pro-
12 grams for judicial personnel and practitioners, as
13 authorized by section 222 of the Victims of Child
14 Abuse Act of 1990.

15 PUBLIC SAFETY OFFICER BENEFITS

16 (INCLUDING TRANSFER OF FUNDS)

17 For payments and expenses authorized under section
18 1001(a)(4) of title I of the Omnibus Crime Control and
19 Safe Streets Act of 1968, such sums as are necessary (in-
20 cluding amounts for administrative costs), to remain avail-
21 able until expended; and \$16,300,000 for payments au-
22 thorized by section 1201(b) of such Act and for edu-
23 cational assistance authorized by section 1218 of such Act,
24 to remain available until expended: *Provided*, That not-
25 withstanding section 205 of this Act, upon a determina-

1 tion by the Attorney General that emergent circumstances
2 require additional funding for such disability and edu-
3 cation payments, the Attorney General may transfer such
4 amounts to “Public Safety Officer Benefits” from avail-
5 able appropriations for the Department of Justice as may
6 be necessary to respond to such circumstances: *Provided*
7 *further*, That any transfer pursuant to the preceding pro-
8 viso shall be treated as a reprogramming under section
9 505 of this Act and shall not be available for obligation
10 or expenditure except in compliance with the procedures
11 set forth in that section.

12 COMMUNITY ORIENTED POLICING SERVICES

13 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

14 (INCLUDING TRANSFER OF FUNDS)

15 For grants, contracts, cooperative agreements, and
16 other assistance, the following amounts are made available
17 until expended: *Provided*, That any balances made avail-
18 able through prior year deobligations shall only be avail-
19 able in accordance with section 505 of this Act—

20 (1) \$11,000,000 for anti-methamphetamine-re-
21 lated activities, which shall be transferred to the
22 Drug Enforcement Administration upon enactment
23 of this Act;

24 (2) \$65,000,000 for assistance to Indian tribes;

1 were carried to term, or in the case of rape or incest: *Pro-*
2 *vided*, That should this prohibition be declared unconstitu-
3 tional by a court of competent jurisdiction, this section
4 shall be null and void.

5 SEC. 203. None of the funds appropriated under this
6 title shall be used to require any person to perform, or
7 facilitate in any way the performance of, any abortion.

8 SEC. 204. Nothing in the preceding section shall re-
9 move the obligation of the Director of the Bureau of Pris-
10 ons to provide escort services necessary for a female in-
11 mate to receive such service outside the Federal facility:
12 *Provided*, That nothing in this section in any way dimin-
13 ishes the effect of section 203 intended to address the phil-
14 osophical beliefs of individual employees of the Bureau of
15 Prisons.

16 SEC. 205. Not to exceed 5 percent of any appropria-
17 tion made available for the current fiscal year for the De-
18 partment of Justice in this Act may be transferred be-
19 tween such appropriations, but no such appropriation, ex-
20 cept as otherwise specifically provided, shall be increased
21 by more than 10 percent by any such transfers: *Provided*,
22 That any transfer pursuant to this section shall be treated
23 as a reprogramming of funds under section 505 of this
24 Act and shall not be available for obligation except in com-
25 pliance with the procedures set forth in that section.

1 SEC. 206. None of the funds made available under
2 this title may be used by the Federal Bureau of Prisons
3 or the United States Marshals Service for the purpose of
4 transporting an individual who is a prisoner pursuant to
5 conviction for crime under State or Federal law and is
6 classified as a maximum or high security prisoner, other
7 than to a prison or other facility certified by the Federal
8 Bureau of Prisons as appropriately secure for housing
9 such a prisoner.

10 SEC. 207. (a) None of the funds appropriated by this
11 Act may be used by Federal prisons to purchase cable tele-
12 vision services, or to rent or purchase audiovisual or elec-
13 tronic media or equipment used primarily for recreational
14 purposes.

15 (b) Subsection (a) does not preclude the rental, main-
16 tenance, or purchase of audiovisual or electronic media or
17 equipment for inmate training, religious, or educational
18 programs.

19 SEC. 208. None of the funds made available under
20 this title shall be obligated or expended for any new or
21 enhanced information technology program having total es-
22 timated development costs in excess of \$100,000,000, un-
23 less the Deputy Attorney General and the investment re-
24 view board certify to the Committees on Appropriations
25 of the House of Representatives and the Senate that the

1 information technology program has appropriate program
2 management controls and contractor oversight mecha-
3 nisms in place, and that the program is compatible with
4 the enterprise architecture of the Department of Justice.

5 SEC. 209. The notification thresholds and procedures
6 set forth in section 505 of this Act shall apply to devi-
7 ations from the amounts designated for specific activities
8 in this Act and in the report accompanying this Act, and
9 to any use of deobligated balances of funds provided under
10 this title in previous years.

11 SEC. 210. None of the funds appropriated by this Act
12 may be used to plan for, begin, continue, finish, process,
13 or approve a public-private competition under the Office
14 of Management and Budget Circular A-76 or any suc-
15 cessor administrative regulation, directive, or policy for
16 work performed by employees of Federal Prison Indus-
17 tries, Incorporated.

18 SEC. 211. Notwithstanding any other provision of
19 law, no funds shall be available for the salary, benefits,
20 or expenses of any United States Attorney assigned dual
21 or additional responsibilities by the Attorney General or
22 his designee that exempt that United States Attorney
23 from the residency requirements of section 545 of title 28,
24 United States Code.

1 SEC. 212. At the discretion of the Attorney General,
2 and in addition to any amounts that otherwise may be
3 available (or authorized to be made available) by law, with
4 respect to funds appropriated by this title under the head-
5 ings “Research, Evaluation and Statistics”, “State and
6 Local Law Enforcement Assistance”, and “Juvenile Jus-
7 tice Programs”—

8 (1) up to 3 percent of funds made available to
9 the Office of Justice Programs for grant or reim-
10 bursement programs may be used by such Office to
11 provide training and technical assistance; and

12 (2) up to 3 percent of funds made available for
13 grant or reimbursement programs under such head-
14 ings, except for amounts appropriated specifically for
15 research, evaluation, or statistical programs adminis-
16 tered by the National Institute of Justice and the
17 Bureau of Justice Statistics, shall be transferred to
18 and merged with funds provided to the National In-
19 stitute of Justice and the Bureau of Justice Statis-
20 tics, to be used by them for research, evaluation, or
21 statistical purposes, without regard to the authoriza-
22 tions for such grant or reimbursement programs.

23 SEC. 213. None of the funds made available under
24 this or any other Act, for fiscal year 2017 and each fiscal
25 year thereafter, other than for the national instant crimi-

1 nal background check system established under section
2 103 of the Brady Handgun Violence Prevention Act (18
3 U.S.C. 922 note), may be used by a Federal law enforce-
4 ment officer to facilitate the transfer of an operable fire-
5 arm to an individual if the Federal law enforcement officer
6 knows or suspects that the individual is an agent of a drug
7 cartel, unless law enforcement personnel of the United
8 States continuously monitor or control the firearm at all
9 times.

10 SEC. 214. (a) None of the income retained in the De-
11 partment of Justice Working Capital Fund pursuant to
12 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
13 527 note) shall be available for obligation during fiscal
14 year 2017, except up to \$40,000,000 may be obligated for
15 implementation of a unified Department of Justice finan-
16 cial management system.

17 (b) Not to exceed \$30,000,000 of the unobligated bal-
18 ances transferred to the capital account of the Department
19 of Justice Working Capital Fund pursuant to title I of
20 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
21 shall be available for obligation in fiscal year 2017, and
22 any use, obligation, transfer or allocation of such funds
23 shall be treated as a reprogramming of funds under sec-
24 tion 505 of this Act.

1 (c) Not to exceed \$10,000,000 of the excess unobli-
2 gated balances available under section 524(c)(8)(E) of
3 title 28, United States Code, shall be available for obliga-
4 tion during fiscal year 2017, and any use, obligation,
5 transfer or allocation of such funds shall be treated as a
6 reprogramming of funds under section 505 of this Act.

7 This title may be cited as the “Department of Justice
8 Appropriations Act, 2017”.

9 TITLE III

10 SCIENCE

11 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

12 For necessary expenses of the Office of Science and
13 Technology Policy, in carrying out the purposes of the Na-
14 tional Science and Technology Policy, Organization, and
15 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
16 passenger motor vehicles, and services as authorized by
17 section 3109 of title 5, United States Code, not to exceed
18 \$2,250 for official reception and representation expenses,
19 and rental of conference rooms in the District of Colum-
20 bia, \$5,555,000.

21 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

22 SCIENCE

23 For necessary expenses, not otherwise provided for,
24 in the conduct and support of science research and devel-
25 opment activities, including research, development, oper-

1 ations, support, and services; maintenance and repair, fa-
2 cility planning and design; space flight, spacecraft control,
3 and communications activities; program management; per-
4 sonnel and related costs, including uniforms or allowances
5 therefor, as authorized by sections 5901 and 5902 of title
6 5, United States Code; travel expenses; purchase and hire
7 of passenger motor vehicles; and purchase, lease, charter,
8 maintenance, and operation of mission and administrative
9 aircraft, \$5,597,000,000, to remain available until Sep-
10 tember 30, 2018: *Provided*, That the formulation and de-
11 velopment costs (with development cost as defined under
12 section 30104 of title 51, United States Code) for the
13 James Webb Space Telescope shall not exceed
14 \$8,000,000,000: *Provided further*, That should the indi-
15 vidual identified under subsection (c)(2)(E) of section
16 30104 of title 51, United States Code, as responsible for
17 the James Webb Space Telescope determine that the de-
18 velopment cost of the program is likely to exceed that limi-
19 tation, the individual shall immediately notify the Admin-
20 istrator and the increase shall be treated as if it meets
21 the 30 percent threshold described in subsection (f) of sec-
22 tion 30104: *Provided further*, That, of the amounts pro-
23 vided, \$260,000,000 is for an orbiter and a lander to meet
24 the science goals for the Jupiter Europa mission as out-
25 lined in the most recent planetary science decadal survey:

1 *Provided further*, That the National Aeronautics and
2 Space Administration shall use the Space Launch System
3 as the launch vehicle or vehicles for the Jupiter Europa
4 mission, plan for an orbiter launch no later than 2022 and
5 a lander launch no later than 2024, and include in the
6 fiscal year 2018 budget the 5-year funding profile nec-
7 essary to achieve these goals.

8
9 AERONAUTICS

9 For necessary expenses, not otherwise provided for,
10 in the conduct and support of aeronautics research and
11 development activities, including research, development,
12 operations, support, and services; maintenance and repair,
13 facility planning and design; space flight, spacecraft con-
14 trol, and communications activities; program manage-
15 ment; personnel and related costs, including uniforms or
16 allowances therefor, as authorized by sections 5901 and
17 5902 of title 5, United States Code; travel expenses; pur-
18 chase and hire of passenger motor vehicles; and purchase,
19 lease, charter, maintenance, and operation of mission and
20 administrative aircraft, \$712,000,000, to remain available
21 until September 30, 2018.

22
23 SPACE TECHNOLOGY

23 For necessary expenses, not otherwise provided for,
24 in the conduct and support of space technology research
25 and development activities, including research, develop-

1 ment, operations, support, and services; maintenance and
2 repair, facility planning and design; space flight, space-
3 craft control, and communications activities; program
4 management; personnel and related costs, including uni-
5 forms or allowances therefor, as authorized by sections
6 5901 and 5902 of title 5, United States Code; travel ex-
7 penses; purchase and hire of passenger motor vehicles; and
8 purchase, lease, charter, maintenance, and operation of
9 mission and administrative aircraft, \$739,200,000, to re-
10 main available until September 30, 2018.

11 EXPLORATION

12 For necessary expenses, not otherwise provided for,
13 in the conduct and support of exploration research and
14 development activities, including research, development,
15 operations, support, and services; maintenance and repair,
16 facility planning and design; space flight, spacecraft con-
17 trol, and communications activities; program manage-
18 ment; personnel and related costs, including uniforms or
19 allowances therefor, as authorized by sections 5901 and
20 5902 of title 5, United States Code; travel expenses; pur-
21 chase and hire of passenger motor vehicles; and purchase,
22 lease, charter, maintenance, and operation of mission and
23 administrative aircraft, \$4,183,000,000, to remain avail-
24 able until September 30, 2018: *Provided*, That not less
25 than \$1,350,000,000 shall be for the Orion Multi-Purpose

1 Crew Vehicle: *Provided further*, That not less than
2 \$2,000,000,000 shall be for the Space Launch System
3 (SLS) launch vehicle, which shall have a lift capability not
4 less than 130 metric tons and which shall have core ele-
5 ments and an exploration upper stage developed simulta-
6 neously: *Provided further*, That of the amounts provided
7 for SLS, not less than \$250,000,000 shall be for explo-
8 ration upper stage development: *Provided further*, That
9 \$429,000,000 shall be for exploration ground systems:
10 *Provided further*, That the National Aeronautics and
11 Space Administration shall provide to the Committees on
12 Appropriations of the House of Representatives and the
13 Senate, concurrent with the annual budget submission, a
14 5-year budget profile and funding projection that adheres
15 to a 70 percent Joint Confidence Level and is consistent
16 with the Key Decision Point C (KDP-C) for the SLS and
17 with the management agreement contained in the KDP-
18 C for the Orion Multi-Purpose Crew Vehicle: *Provided fur-*
19 *ther*, That \$404,000,000 shall be for exploration research
20 and development.

21 SPACE OPERATIONS

22 For necessary expenses, not otherwise provided for,
23 in the conduct and support of space operations research
24 and development activities, including research, develop-
25 ment, operations, support and services; space flight, space-

1 craft control and communications activities, including op-
2 erations, production, and services; maintenance and re-
3 pair, facility planning and design; program management;
4 personnel and related costs, including uniforms or allow-
5 ances therefor, as authorized by sections 5901 and 5902
6 of title 5, United States Code; travel expenses; purchase
7 and hire of passenger motor vehicles; and purchase, lease,
8 charter, maintenance and operation of mission and admin-
9 istrative aircraft, \$4,890,300,000, to remain available
10 until September 30, 2018.

11 EDUCATION

12 For necessary expenses, not otherwise provided for,
13 in the conduct and support of aerospace and aeronautical
14 education research and development activities, including
15 research, development, operations, support, and services;
16 program management; personnel and related costs, includ-
17 ing uniforms or allowances therefor, as authorized by sec-
18 tions 5901 and 5902 of title 5, United States Code; travel
19 expenses; purchase and hire of passenger motor vehicles;
20 and purchase, lease, charter, maintenance, and operation
21 of mission and administrative aircraft, \$115,000,000, to
22 remain available until September 30, 2018, of which
23 \$18,000,000 shall be for the Experimental Program to
24 Stimulate Competitive Research and \$40,000,000 shall be

1 for the National Space Grant College and Fellowship Pro-
2 gram.

3 SAFETY, SECURITY AND MISSION SERVICES

4 For necessary expenses, not otherwise provided for,
5 in the conduct and support of science, aeronautics, space
6 technology, exploration, space operations and education
7 research and development activities, including research,
8 development, operations, support, and services; mainte-
9 nance and repair, facility planning and design; space
10 flight, spacecraft control, and communications activities;
11 program management; personnel and related costs, includ-
12 ing uniforms or allowances therefor, as authorized by sec-
13 tions 5901 and 5902 of title 5, United States Code; travel
14 expenses; purchase and hire of passenger motor vehicles;
15 not to exceed \$63,000 for official reception and represen-
16 tation expenses; and purchase, lease, charter, mainte-
17 nance, and operation of mission and administrative air-
18 craft, \$2,835,400,000, to remain available until Sep-
19 tember 30, 2018.

20 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
21 RESTORATION

22 For necessary expenses for construction of facilities
23 including repair, rehabilitation, revitalization, and modi-
24 fication of facilities, construction of new facilities and ad-
25 ditions to existing facilities, facility planning and design,

1 and restoration, and acquisition or condemnation of real
2 property, as authorized by law, and environmental compli-
3 ance and restoration, \$398,000,000, to remain available
4 until September 30, 2022: *Provided*, That proceeds from
5 leases deposited into this account shall be available for a
6 period of 5 years to the extent and in amounts as provided
7 in annual appropriations Acts: *Provided further*, That such
8 proceeds referred to in the preceding proviso shall be avail-
9 able for obligation for fiscal year 2017 in an amount not
10 to exceed \$9,470,300: *Provided further*, That each annual
11 budget request shall include an annual estimate of gross
12 receipts and collections and proposed use of all funds col-
13 lected pursuant to section 20145 of title 51, United States
14 Code.

15 OFFICE OF INSPECTOR GENERAL

16 For necessary expenses of the Office of Inspector
17 General in carrying out the Inspector General Act of 1978,
18 \$38,100,000, of which \$500,000 shall remain available
19 until September 30, 2018.

20 ADMINISTRATIVE PROVISIONS

21 (INCLUDING TRANSFERS OF FUNDS)

22 Funds for any announced prize otherwise authorized
23 shall remain available, without fiscal year limitation, until
24 a prize is claimed or the offer is withdrawn.

1 Not to exceed 5 percent of any appropriation made
2 available for the current fiscal year for the National Aero-
3 nautics and Space Administration in this Act may be
4 transferred between such appropriations, but no such ap-
5 propriation, except as otherwise specifically provided, shall
6 be increased by more than 10 percent by any such trans-
7 fers. Balances so transferred shall be merged with and
8 available for the same purposes and the same time period
9 as the appropriations to which transferred. Any transfer
10 pursuant to this provision shall be treated as a reprogram-
11 ming of funds under section 505 of this Act and shall not
12 be available for obligation except in compliance with the
13 procedures set forth in that section.

14 The spending plan required by this Act shall be pro-
15 vided by NASA at the theme, program, project and activ-
16 ity level. The spending plan, as well as any subsequent
17 change of an amount established in that spending plan
18 that meets the notification requirements of section 505 of
19 this Act, shall be treated as a reprogramming under sec-
20 tion 505 of this Act and shall not be available for obliga-
21 tion or expenditure except in compliance with the proce-
22 dures set forth in that section.

23 The unexpired balances for Commercial Spaceflight
24 Activities contained within the Exploration account may
25 be transferred to the Space Operations account for such

1 activities. Balances so transferred shall be merged with
2 the funds in the Space Operations account and shall be
3 available under the same terms, conditions and period of
4 time as previously appropriated.

5 NATIONAL SCIENCE FOUNDATION
6 RESEARCH AND RELATED ACTIVITIES

7 For necessary expenses in carrying out the National
8 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
9 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services
10 as authorized by section 3109 of title 5, United States
11 Code; maintenance and operation of aircraft and purchase
12 of flight services for research support; acquisition of air-
13 craft; and authorized travel; \$6,079,430,000, to remain
14 available until September 30, 2018, of which not to exceed
15 \$544,000,000 shall remain available until expended for
16 polar research and operations support, and for reimburse-
17 ment to other Federal agencies for operational and science
18 support and logistical and other related activities for the
19 United States Antarctic program: *Provided*, That receipts
20 for scientific support services and materials furnished by
21 the National Research Centers and other National Science
22 Foundation supported research facilities may be credited
23 to this appropriation.

1 MAJOR RESEARCH EQUIPMENT AND FACILITIES

2 CONSTRUCTION

3 For necessary expenses for the acquisition, construc-
4 tion, commissioning, and upgrading of major research
5 equipment, facilities, and other such capital assets pursu-
6 ant to the National Science Foundation Act of 1950 (42
7 U.S.C. 1861 et seq.), including authorized travel,
8 \$87,120,000, to remain available until expended.

9 EDUCATION AND HUMAN RESOURCES

10 For necessary expenses in carrying out science, math-
11 ematics and engineering education and human resources
12 programs and activities pursuant to the National Science
13 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
14 ing services as authorized by section 3109 of title 5,
15 United States Code, authorized travel, and rental of con-
16 ference rooms in the District of Columbia, \$880,000,000,
17 to remain available until September 30, 2018.

18 AGENCY OPERATIONS AND AWARD MANAGEMENT

19 For agency operations and award management nec-
20 essary in carrying out the National Science Foundation
21 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
22 by section 3109 of title 5, United States Code; hire of pas-
23 senger motor vehicles; uniforms or allowances therefor, as
24 authorized by sections 5901 and 5902 of title 5, United
25 States Code; rental of conference rooms in the District of

1 Columbia; and reimbursement of the Department of
2 Homeland Security for security guard services;
3 \$340,000,000: *Provided*, That not to exceed \$8,280 is for
4 official reception and representation expenses: *Provided*
5 *further*, That contracts may be entered into under this
6 heading in fiscal year 2017 for maintenance and operation
7 of facilities and for other services to be provided during
8 the next fiscal year: *Provided further*, That of the amount
9 provided for costs associated with the acquisition, occu-
10 pancy, and related costs of new headquarters space, not
11 more than \$40,700,000 shall remain available until ex-
12 pended.

13 OFFICE OF THE NATIONAL SCIENCE BOARD

14 For necessary expenses (including payment of sala-
15 ries, authorized travel, hire of passenger motor vehicles,
16 the rental of conference rooms in the District of Columbia,
17 and the employment of experts and consultants under sec-
18 tion 3109 of title 5, United States Code) involved in car-
19 rying out section 4 of the National Science Foundation
20 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209
21 (42 U.S.C. 1880 et seq.), \$4,380,000: *Provided*, That not
22 to exceed \$2,500 shall be available for official reception
23 and representation expenses.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector
3 General as authorized by the Inspector General Act of
4 1978, \$15,200,000, of which \$400,000 shall remain avail-
5 able until September 30, 2018.

6 ADMINISTRATIVE PROVISION

7 (INCLUDING TRANSFER OF FUNDS)

8 Not to exceed 5 percent of any appropriation made
9 available for the current fiscal year for the National
10 Science Foundation in this Act may be transferred be-
11 tween such appropriations, but no such appropriation shall
12 be increased by more than 15 percent by any such trans-
13 fers. Any transfer pursuant to this paragraph shall be
14 treated as a reprogramming of funds under section 505
15 of this Act and shall not be available for obligation except
16 in compliance with the procedures set forth in that section.

17 This title may be cited as the “Science Appropria-
18 tions Act, 2017”.

19 TITLE IV

20 RELATED AGENCIES

21 COMMISSION ON CIVIL RIGHTS

22 SALARIES AND EXPENSES

23 For necessary expenses of the Commission on Civil
24 Rights, including hire of passenger motor vehicles,
25 \$9,200,000: *Provided*, That none of the funds appro-

1 priated in this paragraph may be used to employ any indi-
2 viduals under Schedule C of subpart C of part 213 of title
3 5 of the Code of Federal Regulations exclusive of one spe-
4 cial assistant for each Commissioner: *Provided further,*
5 That none of the funds appropriated in this paragraph
6 shall be used to reimburse Commissioners for more than
7 75 billable days, with the exception of the chairperson,
8 who is permitted 125 billable days: *Provided further,* That
9 none of the funds appropriated in this paragraph shall be
10 used for any activity or expense that is not explicitly au-
11 thorized by section 3 of the Civil Rights Commission Act
12 of 1983 (42 U.S.C. 1975a).

13 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Equal Employment
16 Opportunity Commission as authorized by title VII of the
17 Civil Rights Act of 1964, the Age Discrimination in Em-
18 ployment Act of 1967, the Equal Pay Act of 1963, the
19 Americans with Disabilities Act of 1990, section 501 of
20 the Rehabilitation Act of 1973, the Civil Rights Act of
21 1991, the Genetic Information Nondiscrimination Act
22 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
23 ments Act of 2008 (Public Law 110–325), and the Lilly
24 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
25 cluding services as authorized by section 3109 of title 5,

1 United States Code; hire of passenger motor vehicles as
2 authorized by section 1343(b) of title 31, United States
3 Code; nonmonetary awards to private citizens; and up to
4 \$29,500,000 for payments to State and local enforcement
5 agencies for authorized services to the Commission,
6 \$364,500,000: *Provided*, That the Commission is author-
7 ized to make available for official reception and represen-
8 tation expenses not to exceed \$2,250 from available funds:
9 *Provided further*, That the Chair is authorized to accept
10 and use any gift or donation to carry out the work of the
11 Commission.

12 INTERNATIONAL TRADE COMMISSION

13 SALARIES AND EXPENSES

14 For necessary expenses of the International Trade
15 Commission, including hire of passenger motor vehicles
16 and services as authorized by section 3109 of title 5,
17 United States Code, and not to exceed \$2,250 for official
18 reception and representation expenses, \$90,000,000, to re-
19 main available until expended.

20 LEGAL SERVICES CORPORATION

21 PAYMENT TO THE LEGAL SERVICES CORPORATION

22 For payment to the Legal Services Corporation to
23 carry out the purposes of the Legal Services Corporation
24 Act of 1974, \$350,000,000, of which \$314,300,000 is for
25 basic field programs and required independent audits;

1 \$5,200,000 is for the Office of Inspector General, of which
2 such amounts as may be necessary may be used to conduct
3 additional audits of recipients; \$19,500,000 is for manage-
4 ment and grants oversight; \$5,000,000 is for client self-
5 help and information technology; \$5,000,000 is for a Pro
6 Bono Innovation Fund; and \$1,000,000 is for loan repay-
7 ment assistance: *Provided*, That the Legal Services Cor-
8 poration may continue to provide locality pay to officers
9 and employees at a rate no greater than that provided by
10 the Federal Government to Washington, DC-based em-
11 ployees as authorized by section 5304 of title 5, United
12 States Code, notwithstanding section 1005(d) of the Legal
13 Services Corporation Act (42 U.S.C. 2996(d)): *Provided*
14 *further*, That the authorities provided in section 205 of
15 this Act shall be applicable to the Legal Services Corpora-
16 tion: *Provided further*, That, for the purposes of section
17 505 of this Act, the Legal Services Corporation shall be
18 considered an agency of the United States Government.

19 ADMINISTRATIVE PROVISION—LEGAL SERVICES

20 CORPORATION

21 None of the funds appropriated in this Act to the
22 Legal Services Corporation shall be expended for any pur-
23 pose prohibited or limited by, or contrary to any of the
24 provisions of, sections 501, 502, 503, 504, 505, and 506
25 of Public Law 105–119, and all funds appropriated in this

1 Act to the Legal Services Corporation shall be subject to
2 the same terms and conditions set forth in such sections,
3 except that all references in sections 502 and 503 to 1997
4 and 1998 shall be deemed to refer instead to 2016 and
5 2017, respectively.

6 MARINE MAMMAL COMMISSION

7 SALARIES AND EXPENSES

8 For necessary expenses of the Marine Mammal Com-
9 mission as authorized by title II of the Marine Mammal
10 Protection Act of 1972 (16 U.S.C. 1361 et seq.),
11 \$3,431,000.

12 OFFICE OF THE UNITED STATES TRADE

13 REPRESENTATIVE

14 SALARIES AND EXPENSES

15 For necessary expenses of the Office of the United
16 States Trade Representative, including the hire of pas-
17 senger motor vehicles and the employment of experts and
18 consultants as authorized by section 3109 of title 5,
19 United States Code, \$50,000,000, of which \$1,000,000
20 shall remain available until expended: *Provided*, That not
21 to exceed \$124,000 shall be available for official reception
22 and representation expenses.

1 TRADE ENFORCEMENT TRUST FUND
2 (INCLUDING TRANSFER OF FUNDS)

3 For activities of the United States Trade Representa-
4 tive authorized by section 611 of the Trade Facilitation
5 and Trade Enforcement Act of 2015 (19 U.S.C. 4405),
6 including transfers, \$15,000,000, to be derived from the
7 Trade Enforcement Trust Fund: *Provided*, That any
8 transfer pursuant to subsection (d)(1) of such section shall
9 be treated as a reprogramming under section 505 of this
10 Act.

11 STATE JUSTICE INSTITUTE
12 SALARIES AND EXPENSES

13 For necessary expenses of the State Justice Institute,
14 as authorized by the State Justice Institute Act of 1984
15 (42 U.S.C. 10701 et seq.) \$5,121,000, of which \$500,000
16 shall remain available until September 30, 2018: *Provided*,
17 That not to exceed \$2,250 shall be available for official
18 reception and representation expenses: *Provided further*,
19 That, for the purposes of section 505 of this Act, the State
20 Justice Institute shall be considered an agency of the
21 United States Government.

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TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

(INCLUDING TRANSFER OF FUNDS)

SEC. 501. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 502. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 503. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to section 3109 of title 5, United States Code, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 504. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and the application of each provision to persons or circumstances other than those as to which it is held invalid shall not be affected thereby.

1 SEC. 505. None of the funds provided under this Act,
2 or provided under previous appropriations Acts to the
3 agencies funded by this Act that remain available for obli-
4 gation or expenditure in fiscal year 2017, or provided from
5 any accounts in the Treasury of the United States derived
6 by the collection of fees available to the agencies funded
7 by this Act, shall be available for obligation or expenditure
8 through a reprogramming of funds that: (1) creates or ini-
9 tiates a new program, project or activity; (2) eliminates
10 a program, project or activity; (3) increases funds or per-
11 sonnel by any means for any project or activity for which
12 funds have been denied or restricted; (4) relocates an of-
13 fice or employees; (5) reorganizes or renames offices, pro-
14 grams or activities; (6) contracts out or privatizes any
15 functions or activities presently performed by Federal em-
16 ployees; (7) augments existing programs, projects or ac-
17 tivities in excess of \$500,000 or 10 percent, whichever is
18 less, or reduces by 10 percent funding for any program,
19 project or activity, or numbers of personnel by 10 percent;
20 or (8) results from any general savings, including savings
21 from a reduction in personnel, which would result in a
22 change in existing programs, projects or activities as ap-
23 proved by Congress; unless the House and Senate Com-
24 mittees on Appropriations are notified 15 days in advance
25 of such reprogramming of funds.

1 SEC. 506. (a) If it has been finally determined by
2 a court or Federal agency that any person intentionally
3 affixed a label bearing a “Made in America” inscription,
4 or any inscription with the same meaning, to any product
5 sold in or shipped to the United States that is not made
6 in the United States, the person shall be ineligible to re-
7 ceive any contract or subcontract made with funds made
8 available in this Act, pursuant to the debarment, suspen-
9 sion, and ineligibility procedures described in sections
10 9.400 through 9.409 of title 48, Code of Federal Regula-
11 tions.

12 (b)(1) To the extent practicable, with respect to au-
13 thorized purchases of promotional items, funds made
14 available by this Act shall be used to purchase items that
15 are manufactured, produced, or assembled in the United
16 States, its territories or possessions.

17 (2) The term “promotional items” has the meaning
18 given the term in OMB Circular A–87, Attachment B,
19 Item (1)(f)(3).

20 SEC. 507. (a) The Departments of Commerce and
21 Justice, the National Science Foundation, and the Na-
22 tional Aeronautics and Space Administration shall provide
23 to the Committees on Appropriations of the House of Rep-
24 resentatives and the Senate a quarterly report on the sta-
25 tus of balances of appropriations at the account level. For

1 unobligated, uncommitted balances and unobligated, com-
2 mitted balances the quarterly reports shall separately
3 identify the amounts attributable to each source year of
4 appropriation from which the balances were derived. For
5 balances that are obligated, but unexpended, the quarterly
6 reports shall separately identify amounts by the year of
7 obligation.

8 (b) The report described in subsection (a) shall be
9 submitted within 30 days of the end of each quarter.

10 (c) If a department or agency is unable to fulfill any
11 aspect of a reporting requirement described in subsection
12 (a) due to a limitation of a current accounting system,
13 the department or agency shall fulfill such aspect to the
14 maximum extent practicable under such accounting sys-
15 tem and shall identify and describe in each quarterly re-
16 port the extent to which such aspect is not fulfilled.

17 SEC. 508. Any costs incurred by a department or
18 agency funded under this Act resulting from, or to pre-
19 vent, personnel actions taken in response to funding re-
20 ductions included in this Act shall be absorbed within the
21 total budgetary resources available to such department or
22 agency: *Provided*, That the authority to transfer funds be-
23 tween appropriations accounts as may be necessary to
24 carry out this section is provided in addition to authorities
25 included elsewhere in this Act: *Provided further*, That use

1 of funds to carry out this section shall be treated as a
2 reprogramming of funds under section 505 of this Act and
3 shall not be available for obligation or expenditure except
4 in compliance with the procedures set forth in that section:
5 *Provided further*, That for the Department of Commerce,
6 this section shall also apply to actions taken for the care
7 and protection of loan collateral or grant property.

8 SEC. 509. None of the funds provided by this Act
9 shall be available to promote the sale or export of tobacco
10 or tobacco products, or to seek the reduction or removal
11 by any foreign country of restrictions on the marketing
12 of tobacco or tobacco products, except for restrictions
13 which are not applied equally to all tobacco or tobacco
14 products of the same type.

15 SEC. 510. None of the funds made available in this
16 Act may be used to pay the salaries and expenses of per-
17 sonnel of the Department of Justice to obligate more than
18 \$2,737,000,000 during fiscal year 2017 from the fund es-
19 tablished by section 1402 of Public Law 98-473 (42
20 U.S.C. 10601).

21 SEC. 511. None of the funds made available to the
22 Department of Justice in this Act may be used to discrimi-
23 nate against or denigrate the religious or moral beliefs of
24 students who participate in programs for which financial

1 assistance is provided from those funds, or of the parents
2 or legal guardians of such students.

3 SEC. 512. None of the funds made available in this
4 Act may be transferred to any department, agency, or in-
5 strumentality of the United States Government, except
6 pursuant to a transfer made by, or transfer authority pro-
7 vided in, this Act or any other appropriations Act.

8 SEC. 513. Any funds provided in this Act used to im-
9 plement E-Government Initiatives shall be subject to the
10 procedures set forth in section 505 of this Act.

11 SEC. 514. (a) None of the funds appropriated or oth-
12 erwise made available under this Act may be used by the
13 Departments of Commerce and Justice, the National Aer-
14 onautics and Space Administration, or the National
15 Science Foundation to acquire a high-impact or moderate-
16 impact information system, as defined for security cat-
17 egorization in the National Institute of Standards and
18 Technology's (NIST) Federal Information Processing
19 Standard Publication 199, "Standards for Security Cat-
20 egorization of Federal Information and Information Sys-
21 tems" unless the agency has—

22 (1) reviewed the supply chain risk for the infor-
23 mation systems against criteria developed by NIST
24 and the Federal Bureau of Investigation (FBI) to
25 inform acquisition decisions for high-impact and

1 moderate-impact information systems within the
2 Federal Government;

3 (2) reviewed the supply chain risk from the pre-
4 sumptive awardee against available and relevant
5 threat information provided by the FBI and other
6 appropriate agencies; and

7 (3) in consultation with the FBI or other ap-
8 propriate Federal entity, conducted an assessment of
9 any risk of cyber-espionage or sabotage associated
10 with the acquisition of such system, including any
11 risk associated with such system being produced,
12 manufactured, or assembled by one or more entities
13 identified by the United States Government as pos-
14 ing a cyber threat, including but not limited to,
15 those that may be owned, directed, or subsidized by
16 the People's Republic of China.

17 (b) None of the funds appropriated or otherwise
18 made available under this Act may be used to acquire a
19 high-impact or moderate-impact information system re-
20 viewed and assessed under subsection (a) unless the head
21 of the assessing entity described in subsection (a) has—

22 (1) developed, in consultation with NIST, the
23 FBI, and supply chain risk management experts, a
24 mitigation strategy for any identified risks;

1 (2) determined, in consultation with NIST and
2 the FBI, that the acquisition of such system is in
3 the national interest of the United States; and

4 (3) reported that determination to the Commit-
5 tees on Appropriations of the House of Representa-
6 tives and the Senate and the agency Inspector Gen-
7 eral.

8 SEC. 515. None of the funds made available in this
9 Act shall be used in any way whatsoever to support or
10 justify the use of torture by any official or contract em-
11 ployee of the United States Government.

12 SEC. 516. (a) Notwithstanding any other provision
13 of law or treaty, in fiscal year 2017 and each fiscal year
14 thereafter, none of the funds appropriated or otherwise
15 made available under this Act or any other Act may be
16 expended or obligated by a department, agency, or instru-
17 mentality of the United States to pay administrative ex-
18 penses or to compensate an officer or employee of the
19 United States in connection with requiring an export li-
20 cense for the export to Canada of components, parts, ac-
21 cessories or attachments for firearms listed in Category
22 I, section 121.1 of title 22, Code of Federal Regulations
23 (International Trafficking in Arms Regulations (ITAR),
24 part 121, as it existed on April 1, 2005) with a total value
25 not exceeding \$500 wholesale in any transaction, provided

1 that the conditions of subsection (b) of this section are
2 met by the exporting party for such articles.

3 (b) The foregoing exemption from obtaining an ex-
4 port license—

5 (1) does not exempt an exporter from filing any
6 Shipper's Export Declaration or notification letter
7 required by law, or from being otherwise eligible
8 under the laws of the United States to possess, ship,
9 transport, or export the articles enumerated in sub-
10 section (a); and

11 (2) does not permit the export without a license
12 of—

13 (A) fully automatic firearms and compo-
14 nents and parts for such firearms, other than
15 for end use by the Federal Government, or a
16 Provincial or Municipal Government of Canada;

17 (B) barrels, cylinders, receivers (frames) or
18 complete breech mechanisms for any firearm
19 listed in Category I, other than for end use by
20 the Federal Government, or a Provincial or Mu-
21 nicipal Government of Canada; or

22 (C) articles for export from Canada to an-
23 other foreign destination.

24 (c) In accordance with this section, the District Di-
25 rectors of Customs and postmasters shall permit the per-

1 manent or temporary export without a license of any un-
2 classified articles specified in subsection (a) to Canada for
3 end use in Canada or return to the United States, or tem-
4 porary import of Canadian-origin items from Canada for
5 end use in the United States or return to Canada for a
6 Canadian citizen.

7 (d) The President may require export licenses under
8 this section on a temporary basis if the President deter-
9 mines, upon publication first in the Federal Register, that
10 the Government of Canada has implemented or main-
11 tained inadequate import controls for the articles specified
12 in subsection (a), such that a significant diversion of such
13 articles has and continues to take place for use in inter-
14 national terrorism or in the escalation of a conflict in an-
15 other nation. The President shall terminate the require-
16 ments of a license when reasons for the temporary require-
17 ments have ceased.

18 SEC. 517. Notwithstanding any other provision of
19 law, in fiscal year 2017 and each fiscal year thereafter,
20 no department, agency, or instrumentality of the United
21 States receiving appropriated funds under this Act or any
22 other Act shall obligate or expend in any way such funds
23 to pay administrative expenses or the compensation of any
24 officer or employee of the United States to deny any appli-
25 cation submitted pursuant to 22 U.S.C. 2778(b)(1)(B)

1 and qualified pursuant to 27 CFR section 478.112 or
2 .113, for a permit to import United States origin “curios
3 or relics” firearms, parts, or ammunition.

4 SEC. 518. None of the funds made available in this
5 Act may be used to include in any new bilateral or multi-
6 lateral trade agreement the text of—

7 (1) paragraph 2 of article 16.7 of the United
8 States–Singapore Free Trade Agreement;

9 (2) paragraph 4 of article 17.9 of the United
10 States–Australia Free Trade Agreement; or

11 (3) paragraph 4 of article 15.9 of the United
12 States–Morocco Free Trade Agreement.

13 SEC. 519. None of the funds made available in this
14 Act may be used to authorize or issue a national security
15 letter in contravention of any of the following laws author-
16 izing the Federal Bureau of Investigation to issue national
17 security letters: The Right to Financial Privacy Act of
18 1978; The Electronic Communications Privacy Act of
19 1986; The Fair Credit Reporting Act; The National Secu-
20 rity Act of 1947; USA PATRIOT Act; USA FREEDOM
21 Act of 2015; and the laws amended by these Acts.

22 SEC. 520. If at any time during any quarter, the pro-
23 gram manager of a project within the jurisdiction of the
24 Departments of Commerce or Justice, the National Aero-
25 nautics and Space Administration, or the National Science

1 Foundation totaling more than \$75,000,000 has reason-
2 able cause to believe that the total program cost has in-
3 creased by 10 percent or more, the program manager shall
4 immediately inform the respective Secretary, Adminis-
5 trator, or Director. The Secretary, Administrator, or Di-
6 rector shall notify the House and Senate Committees on
7 Appropriations within 30 days in writing of such increase,
8 and shall include in such notice: the date on which such
9 determination was made; a statement of the reasons for
10 such increases; the action taken and proposed to be taken
11 to control future cost growth of the project; changes made
12 in the performance or schedule milestones and the degree
13 to which such changes have contributed to the increase
14 in total program costs or procurement costs; new esti-
15 mates of the total project or procurement costs; and a
16 statement validating that the project's management struc-
17 ture is adequate to control total project or procurement
18 costs.

19 SEC. 521. Funds appropriated by this Act, or made
20 available by the transfer of funds in this Act, for intel-
21 ligence or intelligence related activities are deemed to be
22 specifically authorized by the Congress for purposes of sec-
23 tion 504 of the National Security Act of 1947 (50 U.S.C.
24 3094) during fiscal year 2017 until the enactment of the
25 Intelligence Authorization Act for fiscal year 2017.

1 (2) “United States Marshals Service, Federal
2 Prisoner Detention”, \$24,000,000;

3 (3) “Federal Bureau of Investigation, Salaries
4 and Expenses”, \$140,000,000 from fees collected to
5 defray expenses for the automation of fingerprint
6 identification and criminal justice information serv-
7 ices and associated costs;

8 (4) “State and Local Law Enforcement Activi-
9 ties, Office on Violence Against Women, Violence
10 Against Women Prevention and Prosecution Pro-
11 grams”, \$15,000,000;

12 (5) “State and Local Law Enforcement Activi-
13 ties, Office of Justice Programs”, \$40,000,000;

14 (6) “State and Local Law Enforcement Activi-
15 ties, Community Oriented Policing Services”,
16 \$10,000,000;

17 (7) “Legal Activities, Assets Forfeiture Fund”,
18 \$304,000,000.

19 (8) “Drug Enforcement Administration, Sala-
20 ries and Expenses”, \$6,192,000; and

21 (9) “Federal Bureau of Investigation, Salaries
22 and Expenses”, \$51,600,000.

23 (b) The Department of Justice shall submit to the
24 Committees on Appropriations of the House of Represent-
25 atives and the Senate a report no later than September

1 1, 2017, specifying the amount of each rescission made
2 pursuant to subsection (a).

3 SEC. 524. None of the funds made available in this
4 Act may be used to purchase first class or premium airline
5 travel in contravention of sections 301–10.122 through
6 301–10.124 of title 41 of the Code of Federal Regulations.

7 SEC. 525. None of the funds made available in this
8 Act may be used to send or otherwise pay for the attend-
9 ance of more than 50 employees from a Federal depart-
10 ment or agency, who are stationed in the United States,
11 at any single conference occurring outside the United
12 States unless such conference is a law enforcement train-
13 ing or operational conference for law enforcement per-
14 sonnel and the majority of Federal employees in attend-
15 ance are law enforcement personnel stationed outside the
16 United States.

17 SEC. 526. None of the funds appropriated or other-
18 wise made available in this or any other Act may be used
19 to transfer, release, or assist in the transfer or release to
20 or within the United States, its territories, or possessions
21 Khalid Sheikh Mohammed or any other detainee who—

22 (1) is not a United States citizen or a member
23 of the Armed Forces of the United States; and

1 (2) is or was held on or after June 24, 2009,
2 at the United States Naval Station, Guantanamo
3 Bay, Cuba, by the Department of Defense.

4 SEC. 527. (a) None of the funds appropriated or oth-
5 erwise made available in this or any other Act may be used
6 to construct, acquire, or modify any facility in the United
7 States, its territories, or possessions to house any indi-
8 vidual described in subsection (c) for the purposes of de-
9 tention or imprisonment in the custody or under the effec-
10 tive control of the Department of Defense.

11 (b) The prohibition in subsection (a) shall not apply
12 to any modification of facilities at United States Naval
13 Station, Guantanamo Bay, Cuba.

14 (c) An individual described in this subsection is any
15 individual who, as of June 24, 2009, is located at United
16 States Naval Station, Guantanamo Bay, Cuba, and who—

17 (1) is not a citizen of the United States or a
18 member of the Armed Forces of the United States;
19 and

20 (2) is—

21 (A) in the custody or under the effective
22 control of the Department of Defense; or

23 (B) otherwise under detention at United
24 States Naval Station, Guantanamo Bay, Cuba.

1 SEC. 528. The Director of the Office of Management
2 and Budget shall instruct any department, agency, or in-
3 strumentality of the United States receiving funds appro-
4 priated under this Act to track undisbursed balances in
5 expired grant accounts and include in its annual perform-
6 ance plan and performance and accountability reports the
7 following:

8 (1) Details on future action the department,
9 agency, or instrumentality will take to resolve
10 undisbursed balances in expired grant accounts.

11 (2) The method that the department, agency, or
12 instrumentality uses to track undisbursed balances
13 in expired grant accounts.

14 (3) Identification of undisbursed balances in ex-
15 pired grant accounts that may be returned to the
16 Treasury of the United States.

17 (4) In the preceding 3 fiscal years, details on
18 the total number of expired grant accounts with
19 undisbursed balances (on the first day of each fiscal
20 year) for the department, agency, or instrumentality
21 and the total finances that have not been obligated
22 to a specific project remaining in the accounts.

23 SEC. 529. (a) None of the funds made available by
24 this Act may be used for the National Aeronautics and
25 Space Administration (NASA) or the Office of Science

1 and Technology Policy (OSTP) to develop, design, plan,
2 promulgate, implement, or execute a bilateral policy, pro-
3 gram, order, or contract of any kind to participate, col-
4 laborate, or coordinate bilaterally in any way with China
5 or any Chinese-owned company unless such activities are
6 specifically authorized by a law enacted after the date of
7 enactment of this Act.

8 (b) None of the funds made available by this Act may
9 be used to effectuate the hosting of official Chinese visitors
10 at facilities belonging to or utilized by NASA.

11 (c) The limitations described in subsections (a) and
12 (b) shall not apply to activities which NASA or OSTP,
13 and the Federal Bureau of Investigation have certified—

14 (1) pose no risk of resulting in the transfer of
15 technology, data, or other information with national
16 security or economic security implications to China
17 or a Chinese-owned company; and

18 (2) will not involve knowing interactions with
19 officials who have been determined by the United
20 States to have direct involvement with violations of
21 human rights.

22 (d) Any certification made under subsection (c) shall
23 be submitted to the Committees on Appropriations of the
24 House of Representatives and the Senate, no later than
25 30 days prior to the activity in question and shall include

1 a description of the purpose of the activity, its agenda,
2 its major participants, and its location and timing.

3 SEC. 530. None of the funds made available by this
4 or any other Act, for fiscal year 2017 and each fiscal year
5 thereafter, may be used to pay the salaries or expenses
6 of personnel to deny, or fail to act on, an application for
7 the importation of any model of shotgun if—

8 (1) all other requirements of law with respect to
9 the proposed importation are met; and

10 (2) no application for the importation of such
11 model of shotgun, in the same configuration, had
12 been denied by the Attorney General prior to Janu-
13 ary 1, 2011, on the basis that the shotgun was not
14 particularly suitable for or readily adaptable to
15 sporting purposes.

16 SEC. 531. (a) None of the funds made available in
17 this Act may be used to maintain or establish a computer
18 network unless such network blocks the viewing,
19 downloading, and exchanging of pornography.

20 (b) Nothing in subsection (a) shall limit the use of
21 funds necessary for any Federal, State, tribal, or local law
22 enforcement agency or any other entity carrying out crimi-
23 nal investigations, prosecution, adjudication, or other law
24 enforcement- or victim assistance-related activity.

1 SEC. 532. The Departments of Commerce and Jus-
2 tice, the National Aeronautics and Space Administration,
3 the National Science Foundation, the Commission on Civil
4 Rights, the Equal Employment Opportunity Commission,
5 the International Trade Commission, the Legal Services
6 Corporation, the Marine Mammal Commission, the Offices
7 of Science and Technology Policy and the United States
8 Trade Representative, and the State Justice Institute
9 shall submit spending plans, signed by the respective de-
10 partment or agency head, to the Committees on Appro-
11 priations of the House of Representatives and the Senate
12 within 45 days after the date of enactment of this Act.

13 SEC. 533. None of the funds made available by this
14 Act may be obligated or expended to implement the Arms
15 Trade Treaty until the Senate approves a resolution of
16 ratification for the Treaty.

17 SEC. 534. None of the funds made available by this
18 Act may be used to relinquish the responsibility of the Na-
19 tional Telecommunications and Information Administra-
20 tion with respect to Internet domain name system func-
21 tions, including responsibility with respect to the authori-
22 tative root zone file and the Internet Assigned Numbers
23 Authority functions.

24 SEC. 535. No funds provided in this Act shall be used
25 to deny an Inspector General funded under this Act timely

1 access to any records, documents, or other materials avail-
2 able to the department or agency over which that Inspec-
3 tor General has responsibilities under the Inspector Gen-
4 eral Act of 1978, or to prevent or impede that Inspector
5 General's access to such records, documents, or other ma-
6 terials, under any provision of law, except a provision of
7 law that expressly refers to the Inspector General and ex-
8 pressly limits the Inspector General's right of access. A
9 department or agency covered by this section shall provide
10 its Inspector General with access to all such records, docu-
11 ments, and other materials in a timely manner. Each In-
12 spector General shall ensure compliance with statutory
13 limitations on disclosure relevant to the information pro-
14 vided by the establishment over which that Inspector Gen-
15 eral has responsibilities under the Inspector General Act
16 of 1978. Each Inspector General covered by this section
17 shall report to the Committees on Appropriations of the
18 House of Representatives and the Senate within 5 cal-
19 endar days any failures to comply with this requirement.

20 SEC. 536. The Department of Commerce, the Na-
21 tional Aeronautics and Space Administration, and the Na-
22 tional Science Foundation shall provide a quarterly report
23 to the Committees on Appropriations of the House of Rep-
24 resentatives and the Senate on any official travel to China

1 by any employee of such Department or agency, including
2 the purpose of such travel.

3 SEC. 537. (a) No funds made available in this Act
4 may be used to facilitate, permit, license, or promote ex-
5 ports to the Cuban military or intelligence service or to
6 any officer of the Cuban military or intelligence service,
7 or an immediate family member thereof.

8 (b) This section does not apply to exports of goods
9 permitted under the Trade Sanctions Reform and Export
10 Enhancement Act of 2000 (22 U.S.C. 7201 et seq.).

11 (c) In this section—

12 (1) the term “Cuban military or intelligence
13 service” includes, but is not limited to, the Ministry
14 of the Revolutionary Armed Forces, and the Min-
15 istry of the Interior, of Cuba, and any subsidiary of
16 either such Ministry; and

17 (2) the term “immediate family member”
18 means a spouse, sibling, son, daughter, parent,
19 grandparent, grandchild, aunt, uncle, niece, or neph-
20 ew.

21 SEC. 538. None of the funds made available by this
22 Act may be used to approve the registration or renewal
23 of, or maintain the registration of, a mark, trade name,
24 or commercial name, under the Act entitled “An Act to
25 provide for the registration and protection of trademarks

1 used in commerce, to carry out the provisions of certain
2 international conventions, and for other purposes”, ap-
3 proved July 6, 1946 (commonly referred to as the “Trade-
4 mark Act of 1946”; 15 U.S.C. 1051 et seq.), including
5 the receipt or acceptance of post-registration affidavits or
6 declarations, where such mark, trade name, or commercial
7 name is the same or substantially similar to a mark, trade
8 name, or commercial name that was used in connection
9 with a business or assets that were confiscated, as that
10 term is defined in section 4(4) of the Cuban Liberty and
11 Democratic Solidarity (LIBERTAD) Act of 1996 (22
12 U.S.C. 6023(4)), unless the original owner of the mark,
13 trade name, or commercial name, or the bona-fide suc-
14 cessor-in-interest has expressly consented.

15 SEC. 539. None of the funds made available by this
16 Act may be used to enter into a civil settlement agreement
17 on behalf of the United States that includes a term requir-
18 ing that any donation be made to any non-party by any
19 party-defendant to such agreement.

20 SEC. 540. None of the funds made available by this
21 Act may be used to require a person licensed under section
22 923 of title 18, United States Code, to report information
23 to the Department of Justice regarding the sale of mul-
24 tiple rifles or shotguns to the same person.

1 SEC. 541. (a)(1) The Secretary, subject to paragraph
2 (2), shall develop and conduct a nonnative predator fish
3 research and removal pilot program to study the effects
4 of removing striped bass, smallmouth bass, largemouth
5 bass, black bass, and other nonnative predator fish species
6 from the Stanislaus River, California, to benefit native
7 anadromous fish. The program shall—

8 (A) be scientifically based, with research ques-
9 tions determined jointly by National Marine Fish-
10 eries Service scientists and the districts' technical
11 experts;

12 (B) be implemented as quickly as possible; and

13 (C) be conducted for not to exceed 5 years.

14 (2)(A) The Secretary shall develop and conduct the
15 program only jointly with the districts.

16 (B) Nothing in this section shall be construed to re-
17 quire the districts to participate in the development or
18 conduct of the program.

19 (b) The management of the program shall be the
20 joint responsibility of the Secretary and the districts.

21 (c) By agreement between the Secretary and the dis-
22 tricts, the program may be conducted by—

23 (1) the districts' personnel;

24 (2) qualified private contractors hired by the
25 districts;

1 (3) personnel of, on loan to, or otherwise as-
2 signed to the National Marine Fisheries Service; or

3 (4) a combination of the foregoing.

4 (d)(1) The districts shall be responsible for 100 per-
5 cent of the cost of the program.

6 (2) The Secretary of Commerce may accept and use
7 contributions of funds from the districts to carry out ac-
8 tivities under the program.

9 (e)(1) The program under this section is deemed to
10 be consistent with the requirements of the Central Valley
11 Project Improvement Act (title XXXIV of Public Law
12 102–575). No provision, plan, or definition established or
13 required by such Act shall be used to prohibit the imposi-
14 tion of the program, or to prevent the accomplishment of
15 its goals.

16 (2) For purposes of the application of the Central
17 Valley Project Improvement Act with respect to the pro-
18 gram, striped bass shall not be treated as anadromous
19 fish.

20 (f) In this section:

21 (1) The term “districts” means the Oakdale Ir-
22 rigation District and the South San Joaquin Irriga-
23 tion District, California.

24 (2) The term “Secretary” means the Secretary
25 of Commerce, acting through the Assistant Adminis-

1 trator for Fisheries of the National Oceanic and At-
2 mospheric Administration.

3 SEC. 542. (a) Not later than two years after the date
4 of the enactment of this Act, the Secretary of Commerce,
5 in consultation with the Director of the California Depart-
6 ment of Fish and Wildlife, shall develop and implement
7 the expanded use of conservation fish hatchery programs
8 to enhance, supplement, and rebuild salmonid fish and
9 other species listed as endangered species or threatened
10 species under the Endangered Species Act of 1973 (16
11 U.S.C. 1531 et seq.), under the biological opinion issued
12 under that Act by the National Marine Fisheries Service,
13 dated June 4, 2009, on the long-term effects of the Cen-
14 tral Valley Project and State Water Project in California.

15 (b) The conservation fish hatchery programs estab-
16 lished under subsection (a) and their associated hatchery
17 and genetic management plans shall be designed—

18 (1) to benefit, enhance, support, and otherwise
19 recover naturally spawning fish species to the point
20 where the measures under the Endangered Species
21 Act of 1973 are no longer necessary for such spe-
22 cies;

23 (2) to address the recommendations of the Cali-
24 fornia Hatchery Scientific Review Group; and

1 (3) to minimize adverse effects to operations of
2 the Central Valley Project and State Water Project
3 (as those terms are used in the Central Valley
4 Project Improvement Act of 2002 (title XXXIV of
5 Public Law 102–575)).

6 (c) In implementing this section, the Secretary—

7 (1) shall give priority to existing and prospec-
8 tive hatchery programs and facilities within the Sac-
9 ramento-San Joaquin Delta and the riverine tribu-
10 taries thereto; and

11 (2) may enter into cooperative agreements for
12 the operation of conservation hatchery programs
13 with the State of California, tribes, and other non-
14 Governmental entities for the benefit, enhancement,
15 and support of naturally spawning fish species.

16 SEC. 543. None of the funds made available in this
17 Act may be used to carry out the program known as “Op-
18 eration Choke Point”.

19 SEC. 544. Of the amounts made available by this Act,
20 not less than 10 percent of each total amount provided,
21 respectively, for Drug Courts, as authorized by section
22 1001(a)(25)(A) of title I of the Omnibus Crime Control
23 and Safe Streets Act of 1968; Public Works grants au-
24 thorized by the Public Works and Economic Development
25 Act of 1965; and grants authorized by section 27 of the

1 Stevenson-Wydler Technology Innovation Act of 1980 (15
2 U.S.C. 3722) shall be allocated for assistance in persistent
3 poverty counties: *Provided*, That for purposes of this sec-
4 tion, the term “persistent poverty counties” means any
5 county that has had 20 percent or more of its population
6 living in poverty over the past 30 years, as measured by
7 the 1990 and 2000 decennial censuses and the most recent
8 Small Area Income and Poverty Estimates.

9 SPENDING REDUCTION ACCOUNT

10 SEC. 545. The amount by which the applicable alloca-
11 tion of new budget authority made by the Committee on
12 Appropriations of the House of Representatives under sec-
13 tion 302(b) of the Congressional Budget Act of 1974 ex-
14 ceeds the amount of proposed new budget authority is \$0.

15 This Act may be cited as the “Commerce, Justice,
16 Science, and Related Agencies Appropriations Act, 2017”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

114TH CONGRESS
2^D Session

H. R. _____

[Report No. 114-_____] _____

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2017, and for other purposes.

, 2016

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed