

**Calendar No. 186**

115TH CONGRESS  
1ST SESSION

**S. 1662**

**[Report No. 115–139]**

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2018, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

JULY 27, 2017

Mr. SHELBY, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

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**A BILL**

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2018, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       Departments of Commerce and Justice, Science, and Re-  
6       lated Agencies for the fiscal year ending September 30,  
7       2018, and for other purposes, namely:

1 TITLE I  
2 DEPARTMENT OF COMMERCE  
3 INTERNATIONAL TRADE ADMINISTRATION  
4 OPERATIONS AND ADMINISTRATION

5 For necessary expenses for international trade activi-  
6 ties of the Department of Commerce provided for by law,  
7 and for engaging in trade promotional activities abroad,  
8 including expenses of grants and cooperative agreements  
9 for the purpose of promoting exports of United States  
10 firms, without regard to sections 3702 and 3703 of title  
11 44, United States Code; full medical coverage for depend-  
12 ent members of immediate families of employees stationed  
13 overseas and employees temporarily posted overseas; travel  
14 and transportation of employees of the International  
15 Trade Administration between two points abroad, without  
16 regard to section 40118 of title 49, United States Code;  
17 employment of citizens of the United States and aliens by  
18 contract for services; rental of space abroad for periods  
19 not exceeding 10 years, and expenses of alteration, repair,  
20 or improvement; purchase or construction of temporary  
21 demountable exhibition structures for use abroad; pay-  
22 ment of tort claims, in the manner authorized in the first  
23 paragraph of section 2672 of title 28, United States Code,  
24 when such claims arise in foreign countries; not to exceed  
25 \$294,300 for official representation expenses abroad; pur-

1 chase of passenger motor vehicles for official use abroad,  
 2 not to exceed \$45,000 per vehicle; obtaining insurance on  
 3 official motor vehicles; and rental of tie lines,  
 4 \$495,000,000, to remain available until September 30,  
 5 2019, of which \$13,000,000 is to be derived from fees to  
 6 be retained and used by the International Trade Adminis-  
 7 tration, notwithstanding section 3302 of title 31, United  
 8 States Code: *Provided*, That, of amounts provided under  
 9 this heading, not less than \$16,400,000 shall be for China  
 10 antidumping and countervailing duty enforcement and  
 11 compliance activities: *Provided further*, That the provisions  
 12 of the first sentence of section 105(f) and all of section  
 13 108(c) of the Mutual Educational and Cultural Exchange  
 14 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply  
 15 in carrying out these activities; and that for the purpose  
 16 of this Act, contributions under the provisions of the Mu-  
 17 tual Educational and Cultural Exchange Act of 1961 shall  
 18 include payment for assessments for services provided as  
 19 part of these activities.

20 BUREAU OF INDUSTRY AND SECURITY

21 OPERATIONS AND ADMINISTRATION

22 For necessary expenses for export administration and  
 23 national security activities of the Department of Com-  
 24 merce, including costs associated with the performance of  
 25 export administration field activities both domestically and

1 abroad; full medical coverage for dependent members of  
2 immediate families of employees stationed overseas; em-  
3 ployment of citizens of the United States and aliens by  
4 contract for services abroad; payment of tort claims, in  
5 the manner authorized in the first paragraph of section  
6 2672 of title 28, United States Code, when such claims  
7 arise in foreign countries; not to exceed \$13,500 for offi-  
8 cial representation expenses abroad; awards of compensa-  
9 tion to informers under the Export Administration Act of  
10 1979, and as authorized by section 1(b) of the Act of June  
11 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase  
12 of passenger motor vehicles for official use and motor vehi-  
13 cles for law enforcement use with special requirement vehi-  
14 cles eligible for purchase without regard to any price limi-  
15 tation otherwise established by law, \$112,500,000, to re-  
16 main available until expended: *Provided*, That the provi-  
17 sions of the first sentence of section 105(f) and all of sec-  
18 tion 108(c) of the Mutual Educational and Cultural Ex-  
19 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall  
20 apply in carrying out these activities: *Provided further*,  
21 That payments and contributions collected and accepted  
22 for materials or services provided as part of such activities  
23 may be retained for use in covering the cost of such activi-  
24 ties, and for providing information to the public with re-  
25 spect to the export administration and national security

1 activities of the Department of Commerce and other ex-  
2 port control programs of the United States and other gov-  
3 ernments.

4 ECONOMIC DEVELOPMENT ADMINISTRATION

5 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

6 For grants for economic development assistance as  
7 provided by the Public Works and Economic Development  
8 Act of 1965, for trade adjustment assistance, and for  
9 grants authorized by section 27 of the Stevenson-Wydler  
10 Technology Innovation Act of 1980 (15 U.S.C. 3722),  
11 \$215,000,000, to remain available until expended, of  
12 which \$21,000,000 shall be for grants under such section  
13 27.

14 SALARIES AND EXPENSES

15 For necessary expenses of administering the eco-  
16 nomic development assistance programs as provided for by  
17 law, \$39,000,000: *Provided*, That these funds may be used  
18 to monitor projects approved pursuant to title I of the  
19 Public Works Employment Act of 1976, title II of the  
20 Trade Act of 1974, section 27 of the Stevenson-Wydler  
21 Technology Innovation Act of 1980 (15 U.S.C. 3722), and  
22 the Community Emergency Drought Relief Act of 1977.

1           MINORITY BUSINESS DEVELOPMENT AGENCY

2                   MINORITY BUSINESS DEVELOPMENT

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

8                   ECONOMIC AND STATISTICAL ANALYSIS

9                           SALARIES AND EXPENSES

10          For necessary expenses, as authorized by law, of eco-  
 11 nomic and statistical analysis programs of the Department  
 12 of Commerce, \$99,000,000, to remain available until Sep-  
 13 tember 30, 2019.

14                   BUREAU OF THE CENSUS

15                           CURRENT SURVEYS AND PROGRAMS

16          For necessary expenses for collecting, compiling, ana-  
 17 lyzing, preparing and publishing statistics, provided for by  
 18 law, \$270,000,000: *Provided*, That, from amounts pro-  
 19 vided herein, funds may be used for promotion, outreach,  
 20 and marketing activities.

21                           PERIODIC CENSUSES AND PROGRAMS

22                                   (INCLUDING TRANSFER OF FUNDS)

23          For necessary expenses for collecting, compiling, ana-  
 24 lyzing, preparing and publishing statistics for periodic cen-  
 25 suses and programs provided for by law, \$1,251,000,000,

1 to remain available until September 30, 2019: *Provided*,  
2 That, from amounts provided herein, funds may be used  
3 for promotion, outreach, and marketing activities: *Pro-*  
4 *vided further*, That within the amounts appropriated,  
5 \$2,580,000 shall be transferred to the “Office of Inspector  
6 General” account for activities associated with carrying  
7 out investigations and audits related to the Bureau of the  
8 Census: *Provided further*, That not more than 50 percent  
9 of the amounts made available under this heading for in-  
10 formation technology related to 2020 census delivery, in-  
11 cluding the Census Enterprise Data Collection and Proc-  
12 essing (CEDCaP) program, may be obligated until the  
13 Secretary updates the previous expenditure plan and re-  
14 submits to the Committees on Appropriations of the  
15 House of Representatives and the Senate a plan for ex-  
16 penditure that: (1) identifies for each CEDCaP project/  
17 investment over \$25,000: (A) the functional and perform-  
18 ance capabilities to be delivered and the mission benefits  
19 to be realized; (B) an updated estimated lifecycle cost, in-  
20 cluding cumulative expenditures to date by fiscal year, and  
21 all revised estimates for development, maintenance, and  
22 operations; (C) key milestones to be met; and (D) impacts  
23 of cost variances on other Census programs; (2) details  
24 for each project/investment: (A) reasons for any cost and  
25 schedule variances and (B) top risks and mitigation strat-

egies; and (3) has been submitted to the Government Accountability Office.

NATIONAL TELECOMMUNICATIONS AND INFORMATION  
ADMINISTRATION  
SALARIES AND EXPENSES

For necessary expenses, as provided for by law, of the National Telecommunications and Information Administration (NTIA), \$32,000,000, to remain available until September 30, 2019: *Provided*, That, notwithstanding 31 U.S.C. 1535(d), the Secretary of Commerce shall charge Federal agencies for costs incurred in spectrum management, analysis, operations, and related services, and such fees shall be retained and used as offsetting collections for costs of such spectrum services, to remain available until expended: *Provided further*, That the Secretary of Commerce is authorized to retain and use as offsetting collections all funds transferred, or previously transferred, from other Government agencies for all costs incurred in telecommunications research, engineering, and related activities by the Institute for Telecommunication Sciences of NTIA, in furtherance of its assigned functions under this paragraph, and such funds received from other Government agencies shall remain available until expended.

1 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING  
 2 AND CONSTRUCTION

3 For the administration of prior-year grants, recov-  
 4 eries and unobligated balances of funds previously appro-  
 5 priated are available for the administration of all open  
 6 grants until their expiration.

7 UNITED STATES PATENT AND TRADEMARK OFFICE  
 8 SALARIES AND EXPENSES  
 9 (INCLUDING TRANSFERS OF FUNDS)

10 For necessary expenses of the United States Patent  
 11 and Trademark Office (USPTO) provided for by law, in-  
 12 cluding defense of suits instituted against the Under Sec-  
 13 retary of Commerce for Intellectual Property and Director  
 14 of the USPTO, \$3,500,000,000, to remain available until  
 15 expended: *Provided*, That the sum herein appropriated  
 16 from the general fund shall be reduced as offsetting collec-  
 17 tions of fees and surcharges assessed and collected by the  
 18 USPTO under any law are received during fiscal year  
 19 2018, so as to result in a fiscal year 2018 appropriation  
 20 from the general fund estimated at \$0: *Provided further*,  
 21 That during fiscal year 2018, should the total amount of  
 22 such offsetting collections be less than \$3,500,000,000  
 23 this amount shall be reduced accordingly: *Provided fur-*  
 24 *ther*, That any amount received in excess of  
 25 \$3,500,000,000 in fiscal year 2018 and deposited in the

1 Patent and Trademark Fee Reserve Fund shall remain  
2 available until expended: *Provided further*, That the Direc-  
3 tor of USPTO shall submit a spending plan to the Com-  
4 mittees on Appropriations of the House of Representatives  
5 and the Senate for any amounts made available by the  
6 preceding proviso and such spending plan shall be treated  
7 as a reprogramming under section 505 of this Act and  
8 shall not be available for obligation or expenditure except  
9 in compliance with the procedures set forth in that section:  
10 *Provided further*, That any amounts reprogrammed in ac-  
11 cordance with the preceding proviso shall be transferred  
12 to the United States Patent and Trademark Office “Sala-  
13 ries and Expenses” account: *Provided further*, That from  
14 amounts provided herein, not to exceed \$900 shall be  
15 made available in fiscal year 2018 for official reception  
16 and representation expenses: *Provided further*, That in fis-  
17 cal year 2018 from the amounts made available for “Sala-  
18 ries and Expenses” for the USPTO, the amounts nec-  
19 essary to pay (1) the difference between the percentage  
20 of basic pay contributed by the USPTO and employees  
21 under section 8334(a) of title 5, United States Code, and  
22 the normal cost percentage (as defined by section  
23 8331(17) of that title) as provided by the Office of Per-  
24 sonnel Management (OPM) for USPTO’s specific use, of  
25 basic pay, of employees subject to subchapter III of chap-

1 ter 83 of that title, and (2) the present value of the other-  
2 wise unfunded accruing costs, as determined by OPM for  
3 USPTO's specific use of post-retirement life insurance  
4 and post-retirement health benefits coverage for all  
5 USPTO employees who are enrolled in Federal Employees  
6 Health Benefits (FEHB) and Federal Employees Group  
7 Life Insurance (FEGLI), shall be transferred to the Civil  
8 Service Retirement and Disability Fund, the FEGLI  
9 Fund, and the FEHB Fund, as appropriate, and shall be  
10 available for the authorized purposes of those accounts:  
11 *Provided further*, That any differences between the present  
12 value factors published in OPM's yearly 300 series benefit  
13 letters and the factors that OPM provides for USPTO's  
14 specific use shall be recognized as an imputed cost on  
15 USPTO's financial statements, where applicable: *Provided*  
16 *further*, That, notwithstanding any other provision of law,  
17 all fees and surcharges assessed and collected by USPTO  
18 are available for USPTO only pursuant to section 42(c)  
19 of title 35, United States Code, as amended by section  
20 22 of the Leahy-Smith America Invents Act (Public Law  
21 112–29): *Provided further*, That within the amounts ap-  
22 propriated, \$2,000,000 shall be transferred to the “Office  
23 of Inspector General” account for activities associated  
24 with carrying out investigations and audits related to the  
25 USPTO.

1 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY  
 2 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES  
 3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the National Institute of  
 5 Standards and Technology (NIST), \$695,000,000, to re-  
 6 main available until expended, of which not to exceed  
 7 \$9,000,000 may be transferred to the “Working Capital  
 8 Fund”: *Provided*, That not to exceed \$5,000 shall be for  
 9 official reception and representation expenses: *Provided*  
 10 *further*, That NIST may provide local transportation for  
 11 summer undergraduate research fellowship program par-  
 12 ticipants.

13 INDUSTRIAL TECHNOLOGY SERVICES

14 For necessary expenses for industrial technology  
 15 services, \$145,000,000, to remain available until ex-  
 16 pended, of which \$130,000,000 shall be for the Hollings  
 17 Manufacturing Extension Partnership, and of which  
 18 \$15,000,000 shall be for the National Network for Manu-  
 19 facturing Innovation (also known as “Manufacturing  
 20 USA”).

21 CONSTRUCTION OF RESEARCH FACILITIES

22 For construction of new research facilities, including  
 23 architectural and engineering design, and for renovation  
 24 and maintenance of existing facilities, not otherwise pro-  
 25 vided for the National Institute of Standards and Tech-

1 nology, as authorized by sections 13 through 15 of the  
 2 National Institute of Standards and Technology Act (15  
 3 U.S.C. 278c–278e), \$104,000,000, to remain available  
 4 until expended: *Provided*, That the Secretary of Commerce  
 5 shall include in the budget justification materials that the  
 6 Secretary submits to Congress in support of the Depart-  
 7 ment of Commerce budget (as submitted with the budget  
 8 of the President under section 1105(a) of title 31, United  
 9 States Code) an estimate for each National Institute of  
 10 Standards and Technology construction project having a  
 11 total multi-year program cost of more than \$5,000,000,  
 12 and simultaneously the budget justification materials shall  
 13 include an estimate of the budgetary requirements for  
 14 each such project for each of the 5 subsequent fiscal years.

15 NATIONAL OCEANIC AND ATMOSPHERIC

16 ADMINISTRATION

17 OPERATIONS, RESEARCH, AND FACILITIES

18 (INCLUDING TRANSFER OF FUNDS)

19 For necessary expenses of activities authorized by law  
 20 for the National Oceanic and Atmospheric Administration,  
 21 including maintenance, operation, and hire of aircraft and  
 22 vessels; pilot programs for state-led fisheries management,  
 23 notwithstanding any other provision of law; grants, con-  
 24 tracts, or other payments to nonprofit organizations for  
 25 the purposes of conducting activities pursuant to coopera-

1 tive agreements; and relocation of facilities,  
 2 \$3,416,401,000, to remain available until September 30,  
 3 2019, except that funds provided for cooperative enforce-  
 4 ment shall remain available until September 30, 2020:  
 5 *Provided*, That fees and donations received by the Na-  
 6 tional Ocean Service for the management of national ma-  
 7 rine sanctuaries may be retained and used for the salaries  
 8 and expenses associated with those activities, notwith-  
 9 standing section 3302 of title 31, United States Code: *Pro-*  
 10 *vided further*, That in addition, \$144,000,000 shall be de-  
 11 rived by transfer from the fund entitled “Promote and De-  
 12 velop Fishery Products and Research Pertaining to Amer-  
 13 ican Fisheries”, which shall only be used for fishery activi-  
 14 ties related to the Saltonstall-Kennedy Grant Program,  
 15 Cooperative Research, Annual Stock Assessments, Survey  
 16 and Monitoring Projects, Interjurisdictional Fisheries  
 17 Grants, and Fish Information Networks: *Provided further*,  
 18 That of the \$3,577,901,000 provided for in direct obliga-  
 19 tions under this heading, \$3,416,401,000 is appropriated  
 20 from the general fund, \$144,000,000 is provided by trans-  
 21 fer, and \$17,500,000 is derived from recoveries of prior  
 22 year obligations: *Provided further*, That the total amount  
 23 available for National Oceanic and Atmospheric Adminis-  
 24 tration corporate services administrative support costs  
 25 shall not exceed \$238,032,000: *Provided further*, That any

1 deviation from the amounts designated for specific activi-  
 2 ties in the report accompanying this Act, or any use of  
 3 deobligated balances of funds provided under this heading  
 4 in previous years, shall be subject to the procedures set  
 5 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 \$2,111,534,000, to remain available until September 30,  
 18 2020, 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 \$2,129,034,000 provided for in direct obligations under  
 22 this heading, \$2,111,534,000 is appropriated from the  
 23 general fund and \$17,500,000 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.

#### 21 PACIFIC COASTAL SALMON RECOVERY

22 For necessary expenses associated with the restora-  
 23 tion of Pacific salmon populations, \$65,000,000, to re-  
 24 main available until September 30, 2019: *Provided*, That,  
 25 of the funds provided herein, the Secretary of Commerce

1 may issue grants to the States of Washington, Oregon,  
 2 Idaho, Nevada, California, and Alaska, and to the Feder-  
 3 ally recognized tribes of the Columbia River and Pacific  
 4 Coast (including Alaska), for projects necessary for con-  
 5 servation of salmon and steelhead populations that are  
 6 listed as threatened or endangered, or that are identified  
 7 by a State as at-risk to be so listed, for maintaining popu-  
 8 lations necessary for exercise of tribal treaty fishing rights  
 9 or native subsistence fishing, or for conservation of Pacific  
 10 coastal salmon and steelhead habitat, based on guidelines  
 11 to be developed by the Secretary of Commerce: *Provided*  
 12 *further*, That all funds shall be allocated based on sci-  
 13 entific and other merit principles and shall not be available  
 14 for marketing activities: *Provided further*, That funds dis-  
 15 bursed to States shall be subject to a matching require-  
 16 ment of funds or documented in-kind contributions of at  
 17 least 33 percent of the Federal funds.

18 FISHermen's CONTINGENCY FUND

19 For carrying out the provisions of title IV of Public  
 20 Law 95-372, not to exceed \$349,000, to be derived from  
 21 receipts collected pursuant to that Act, to remain available  
 22 until expended.

23 FISHERIES FINANCE PROGRAM ACCOUNT

24 Subject to section 502 of the Congressional Budget  
 25 Act of 1974, during fiscal year 2018, obligations of direct

1 loans may not exceed \$24,000,000 for Individual Fishing  
 2 Quota loans and not to exceed \$100,000,000 for tradi-  
 3 tional direct loans as authorized by the Merchant Marine  
 4 Act of 1936.

## 5 DEPARTMENTAL MANAGEMENT

### 6 SALARIES AND EXPENSES

7 For necessary expenses for the management of the  
 8 Department of Commerce provided for by law, including  
 9 not to exceed \$4,500 for official reception and representa-  
 10 tion, \$58,000,000.

### 11 RENOVATION AND MODERNIZATION

#### 12 (INCLUDING TRANSFER OF FUNDS)

13 For necessary expenses for the renovation and mod-  
 14 ernization of the Herbert C. Hoover Building, including  
 15 security-related costs, \$1,000,000, to remain available  
 16 until expended: *Provided*, That the Secretary of Commerce  
 17 may transfer up to \$8,224,000 to this account from funds  
 18 available to the Department of Commerce: *Provided fur-*  
 19 *ther*, That the transfer authority provided in the first pro-  
 20 viso is in addition to any other transfer authority con-  
 21 tained in this Act: *Provided further*, That any transfer  
 22 pursuant to the authority provided under this heading  
 23 shall be treated as a reprogramming under section 505  
 24 of this Act and shall not be available for obligation or ex-

penditure except in compliance with the procedures set forth in that section.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General in carrying out the provisions of the Inspector General Act of 1978 (5 U.S.C. App.), \$32,744,000.

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

(INCLUDING TRANSFER OF FUNDS)

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

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

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

17        SEC. 104. The requirements set forth by section 105  
18        of the Commerce, Justice, Science, and Related Agencies  
19        Appropriations Act, 2012 (Public Law 112–55), as  
20        amended by section 105 of title I of division B of Public  
21        Law 113–6, are hereby adopted by reference and made  
22        applicable with respect to fiscal year 2018: *Provided*, That  
23        the life cycle cost for the Joint Polar Satellite System is  
24        \$11,322,125,000 and the life cycle cost for the Geo-

1 stationary Operational Environmental Satellite R-Series  
2 Program is \$10,828,059,000.

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

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

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

13        SEC. 108. The National Technical Information Serv-  
14 ice shall not charge any customer for a copy of any report  
15 or document generated by the Legislative Branch unless  
16 the Service has provided information to the customer on  
17 how an electronic copy of such report or document may  
18 be accessed and downloaded for free online. Should a cus-  
19 tomer still require the Service to provide a printed or dig-  
20 ital copy of the report or document, the charge shall be  
21 limited to recovering the Service's cost of processing, re-  
22 producing, and delivering such report or document.

23        SEC. 109. The Secretary of Commerce may waive the  
24 requirement for bonds under 40 U.S.C. 3131 with respect  
25 to contracts for the construction, alteration, or repair of

1 vessels, regardless of the terms of the contracts as to pay-  
2 ment or title, when the contract is made under the Coast  
3 and Geodetic Survey Act of 1947 (33 U.S.C. 883a et seq.).

4       SEC. 110. To carry out the responsibilities of the Na-  
5 tional Oceanic and Atmospheric Administration (NOAA),  
6 the Administrator of NOAA is authorized to: (1) enter  
7 into grants and cooperative agreements with; (2) use on  
8 a non-reimbursable basis land, services, equipment, per-  
9 sonnel, and facilities provided by; and (3) receive and ex-  
10 pend funds made available on a consensual basis from: a  
11 Federal agency, State or subdivision thereof, local govern-  
12 ment, tribal government, territory, or possession or any  
13 subdivisions thereof: *Provided*, That funds received for  
14 permitting and related regulatory activities pursuant to  
15 this section shall be deposited under the heading “Na-  
16 tional Oceanic and Atmospheric Administration—Oper-  
17 ations, Research, and Facilities” and shall remain avail-  
18 able until September 30, 2020, for such purposes: *Pro-*  
19 *vided further*, That all funds within this section and their  
20 corresponding uses are subject to section 505 of this Act.

21       SEC. 111. Amounts provided by this Act or by any  
22 prior appropriations Act that remain available for obliga-  
23 tion, for necessary expenses of the programs of the Eco-  
24 nomics and Statistics Administration of the Department  
25 of Commerce, including amounts provided for programs

1 of the Bureau of Economic Analysis and the Bureau of  
2 the Census, shall be available for expenses of cooperative  
3 agreements with appropriate entities, including any Fed-  
4 eral, State, or local governmental unit, or institution of  
5 higher education, to aid and promote statistical, research,  
6 and methodology activities which further the purposes for  
7 which such amounts have been made available.

8       This title may be cited as the “Department of Com-  
9 merce Appropriations Act, 2018”.

1 TITLE II  
2 DEPARTMENT OF JUSTICE  
3 GENERAL ADMINISTRATION  
4 SALARIES AND EXPENSES

5 For expenses necessary for the administration of the  
6 Department of Justice, \$114,000,000, of which not to ex-  
7 ceed \$4,000,000 for security and construction of Depart-  
8 ment of Justice facilities shall remain available until ex-  
9 pended.

10 JUSTICE INFORMATION SHARING TECHNOLOGY  
11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for information sharing tech-  
13 nology, including planning, development, deployment and  
14 departmental direction, \$30,941,000, to remain available  
15 until expended: *Provided*, That the Attorney General may  
16 transfer up to \$35,400,000 to this account, from funds  
17 available to the Department of Justice for information  
18 technology, to remain available until expended, for enter-  
19 prise-wide information technology initiatives: *Provided fur-*  
20 *ther*, That the transfer authority in the preceding proviso  
21 is in addition to any other transfer authority contained  
22 in this Act: *Provided further*, That any transfer pursuant  
23 to the first proviso shall be treated as a reprogramming  
24 under section 505 of this Act and shall not be available

1 for obligation or expenditure except in compliance with the  
 2 procedures set forth in that section.

3 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

4 (INCLUDING TRANSFER OF FUNDS)

5 For expenses necessary for the administration of im-  
 6 migration-related activities of the Executive Office for Im-  
 7 migration Review, \$500,397,000, of which \$4,000,000  
 8 shall be derived by transfer from the Executive Office for  
 9 Immigration Review fees deposited in the “Immigration  
 10 Examinations Fee” account: *Provided*, That not to exceed  
 11 \$15,000,000 of the total amount made available under  
 12 this heading shall remain available until expended.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector  
 15 General, \$96,500,000, including not to exceed \$10,000 to  
 16 meet unforeseen emergencies of a confidential character.

17 UNITED STATES PAROLE COMMISSION

18 SALARIES AND EXPENSES

19 For necessary expenses of the United States Parole  
 20 Commission as authorized, \$13,308,000: *Provided*, That,  
 21 notwithstanding any other provision of law, upon the expi-  
 22 ration of a term of office of a Commissioner, the Commis-  
 23 sioner may continue to act until a successor has been ap-  
 24 pointed.

## LEGAL ACTIVITIES

## SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, including not to exceed \$20,000 for expenses of collecting evidence, to be expended under the direction of, and to be accounted for solely under the certificate of, the Attorney General; the administration of pardon and clemency petitions; and rent of private or Government-owned space in the District of Columbia, \$897,500,000, of which not to exceed \$20,000,000 for litigation support contracts shall remain available until expended: *Provided*, That of the amount provided for INTERPOL Washington dues payments, not to exceed \$685,000 shall remain available until expended: *Provided further*, That of the total amount appropriated, not to exceed \$9,000 shall be available to INTERPOL Washington for official reception and representation expenses: *Provided further*, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for litigation activities of the Civil Division, the Attorney General may transfer such amounts to “Salaries and Expenses, General Legal Activities” from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond

1 to such circumstances: *Provided further*, That any transfer  
 2 pursuant to the preceding proviso shall be treated as a  
 3 reprogramming under section 505 of this Act and shall  
 4 not be available for obligation or expenditure except in  
 5 compliance with the procedures set forth in that section:  
 6 *Provided further*, That of the amount appropriated, such  
 7 sums as may be necessary shall be available to the Civil  
 8 Rights Division for salaries and expenses associated with  
 9 the election monitoring program under section 8 of the  
 10 Voting Rights Act of 1965 (52 U.S.C. 10305) and to reim-  
 11 burse the Office of Personnel Management for such sala-  
 12 ries and expenses: *Provided further*, That of the amounts  
 13 provided under this heading for the election monitoring  
 14 program, \$3,390,000 shall remain available until ex-  
 15 pended.

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

21 SALARIES AND EXPENSES, ANTITRUST DIVISION

22 For expenses necessary for the enforcement of anti-  
 23 trust and kindred laws, \$164,977,000, to remain available  
 24 until expended: *Provided*, That notwithstanding any other  
 25 provision of law, fees collected for premerger notification

1 filings under the Hart-Scott-Rodino Antitrust Improve-  
 2 ments Act of 1976 (15 U.S.C. 18a), regardless of the year  
 3 of collection (and estimated to be \$126,000,000 in fiscal  
 4 year 2018), shall be retained and used for necessary ex-  
 5 penses in this appropriation, and shall remain available  
 6 until expended: *Provided further*, That the sum herein ap-  
 7 propriated from the general fund shall be reduced as such  
 8 offsetting collections are received during fiscal year 2018,  
 9 so as to result in a final fiscal year 2018 appropriation  
 10 from the general fund estimated at \$38,977,000.

11 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

12 For necessary expenses of the Offices of the United  
 13 States Attorneys, including inter-governmental and coop-  
 14 erative agreements, \$2,057,252,000: *Provided*, That of the  
 15 total amount appropriated, not to exceed \$7,200 shall be  
 16 available for official reception and representation ex-  
 17 penses: *Provided further*, That not to exceed \$25,000,000  
 18 shall remain available until expended: *Provided further*,  
 19 That each United States Attorney shall establish or par-  
 20 ticipate in a task force on human trafficking.

21 UNITED STATES TRUSTEE SYSTEM FUND

22 For necessary expenses of the United States Trustee  
 23 Program, as authorized, \$225,908,000, to remain avail-  
 24 able until expended: *Provided*, That, notwithstanding any  
 25 other provision of law, deposits to the United States

1 Trustee System Fund and amounts herein appropriated  
2 shall be available in such amounts as may be necessary  
3 to pay refunds due depositors: *Provided further*, That, not-  
4 withstanding any other provision of law, fees collected pur-  
5 suant to section 589a(b) of title 28, United States Code,  
6 shall be retained and used for necessary expenses in this  
7 appropriation and shall remain available until expended:  
8 *Provided further*, That to the extent that fees collected in  
9 fiscal year 2018, net of amounts necessary to pay refunds  
10 due depositors, exceed \$225,908,000, those excess  
11 amounts shall be available in future fiscal years only to  
12 the extent provided in advance in appropriations Acts:  
13 *Provided further*, That the sum herein appropriated from  
14 the general fund shall be reduced (1) as such fees are re-  
15 ceived during fiscal year 2018, net of amounts necessary  
16 to pay refunds due depositors (estimated at  
17 \$135,000,000), and (2) to the extent that any remaining  
18 general fund appropriations can be derived from amounts  
19 deposited in the Fund in previous fiscal years that are not  
20 otherwise appropriated, so as to result in a final fiscal year  
21 2018 appropriation from the general fund estimated at  
22 \$90,908,000.

## 1 SALARIES AND EXPENSES, FOREIGN CLAIMS

## 2 SETTLEMENT COMMISSION

3 For expenses necessary to carry out the activities of  
4 the Foreign Claims Settlement Commission, including  
5 services as authorized by section 3109 of title 5, United  
6 States Code, \$2,409,000.

## 7 FEES AND EXPENSES OF WITNESSES

8 For fees and expenses of witnesses, for expenses of  
9 contracts for the procurement and supervision of expert  
10 witnesses, for private counsel expenses, including ad-  
11 vances, and for expenses of foreign counsel, \$270,000,000,  
12 to remain available until expended, of which not to exceed  
13 \$16,000,000 is for construction of buildings for protected  
14 witness safesites; not to exceed \$3,000,000 is for the pur-  
15 chase and maintenance of armored and other vehicles for  
16 witness security caravans; and not to exceed \$15,000,000  
17 is for the purchase, installation, maintenance, and up-  
18 grade of secure telecommunications equipment and a se-  
19 cure automated information network to store and retrieve  
20 the identities and locations of protected witnesses: *Pro-*  
21 *vided*, That amounts made available under this heading  
22 may not be transferred pursuant to section 205 of this  
23 Act.

1 SALARIES AND EXPENSES, COMMUNITY RELATIONS

2 SERVICE

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Community Relations  
 5 Service, \$15,500,000: *Provided*, That notwithstanding sec-  
 6 tion 205 of this Act, upon a determination by the Attorney  
 7 General that emergent circumstances require additional  
 8 funding for conflict resolution and violence prevention ac-  
 9 tivities of the Community Relations Service, the Attorney  
 10 General may transfer such amounts to the Community Re-  
 11 lations Service, from available appropriations for the cur-  
 12 rent fiscal year for the Department of Justice, as may be  
 13 necessary to respond to such circumstances: *Provided fur-*  
 14 *ther*, That any transfer pursuant to the preceding proviso  
 15 shall be treated as a reprogramming under section 505  
 16 of this Act and shall not be available for obligation or ex-  
 17 penditure except in compliance with the procedures set  
 18 forth in that section.

19 ASSETS FORFEITURE FUND

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

## 1 UNITED STATES MARSHALS SERVICE

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the United States Mar-  
4 shals Service, \$1,270,000,000, of which not to exceed  
5 \$6,000 shall be available for official reception and rep-  
6 resentation expenses, and not to exceed \$15,000,000 shall  
7 remain available until expended.

## 8 CONSTRUCTION

9 For construction in space controlled, occupied or uti-  
10 lized by the United States Marshals Service for prisoner  
11 holding and related support, \$14,971,000, to remain avail-  
12 able until expended.

## 13 FEDERAL PRISONER DETENTION

## 14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses related to United States pris-  
16 oners in the custody of the United States Marshals Service  
17 as authorized by section 4013 of title 18, United States  
18 Code, \$1,536,000,000, to remain available until expended:  
19 *Provided*, That not to exceed \$20,000,000 shall be consid-  
20 ered “funds appropriated for State and local law enforce-  
21 ment assistance” pursuant to section 4013(b) of title 18,  
22 United States Code: *Provided further*, That the United  
23 States Marshals Service shall be responsible for managing  
24 the Justice Prisoner and Alien Transportation System:  
25 *Provided further*, That any unobligated balances available

1 from funds appropriated under the heading “General Ad-  
 2 ministration, Detention Trustee” shall be transferred to  
 3 and merged with the appropriation under this heading.

4 NATIONAL SECURITY DIVISION

5 SALARIES AND EXPENSES

6 (INCLUDING TRANSFER OF FUNDS)

7 For expenses necessary to carry out the activities of  
 8 the National Security Division, \$101,031,000, of which  
 9 not to exceed \$5,000,000 for information technology sys-  
 10 tems shall remain available until expended: *Provided*, That  
 11 notwithstanding section 205 of this Act, upon a deter-  
 12 mination by the Attorney General that emergent cir-  
 13 cumstances require additional funding for the activities of  
 14 the National Security Division, the Attorney General may  
 15 transfer such amounts to this heading from available ap-  
 16 propriations for the current fiscal year for the Department  
 17 of Justice, as may be necessary to respond to such cir-  
 18 cumstances: *Provided further*, That any transfer pursuant  
 19 to the preceding proviso shall be treated as a reprogram-  
 20 ming under section 505 of this Act and shall not be avail-  
 21 able for obligation or expenditure except in compliance  
 22 with the procedures set forth in that section.

## 1 INTERAGENCY LAW ENFORCEMENT

## 2 INTERAGENCY CRIME AND DRUG ENFORCEMENT

3 For necessary expenses for the identification, inves-  
4 tigation, and prosecution of individuals associated with the  
5 most significant drug trafficking organizations,  
6 transnational organized crime, and money laundering or-  
7 ganizations not otherwise provided for, to include inter-  
8 governmental agreements with State and local law en-  
9 forcement agencies engaged in the investigation and pros-  
10 ecution of individuals involved in transnational organized  
11 crime and drug trafficking, \$517,000,000, of which  
12 \$50,000,000 shall remain available until expended: *Pro-*  
13 *vided*, That any amounts obligated from appropriations  
14 under this heading may be used under authorities avail-  
15 able to the organizations reimbursed from this appropria-  
16 tion.

## 17 FEDERAL BUREAU OF INVESTIGATION

## 18 SALARIES AND EXPENSES

19 For necessary expenses of the Federal Bureau of In-  
20 vestigation for detection, investigation, and prosecution of  
21 crimes against the United States, \$8,832,201,000, of  
22 which not to exceed \$216,900,000 shall remain available  
23 until expended: *Provided*, That not to exceed \$184,500  
24 shall be available for official reception and representation  
25 expenses.

## 1 CONSTRUCTION

2 For necessary expenses, to include the cost of equip-  
3 ment, furniture, and information technology requirements,  
4 related to construction or acquisition of buildings, facili-  
5 ties and sites by purchase, or as otherwise authorized by  
6 law; conversion, modification and extension of federally  
7 owned buildings; preliminary planning and design of  
8 projects; and operation and maintenance of secure work  
9 environment facilities and secure networking capabilities;  
10 \$155,000,000, to remain available until expended.

## 11 DRUG ENFORCEMENT ADMINISTRATION

## 12 SALARIES AND EXPENSES

13 For necessary expenses of the Drug Enforcement Ad-  
14 ministration, including not to exceed \$70,000 to meet un-  
15 foreseen emergencies of a confidential character pursuant  
16 to section 530C of title 28, United States Code; and ex-  
17 penses for conducting drug education and training pro-  
18 grams, including travel and related expenses for partici-  
19 pants in such programs and the distribution of items of  
20 token value that promote the goals of such programs,  
21 \$2,115,777,000, of which not to exceed \$75,000,000 shall  
22 remain available until expended and not to exceed \$90,000  
23 shall be available for official reception and representation  
24 expenses.

1 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND  
2 EXPLOSIVES  
3 SALARIES AND EXPENSES

4 For necessary expenses of the Bureau of Alcohol, To-  
5 bacco, Firearms and Explosives, for training of State and  
6 local law enforcement agencies with or without reimburse-  
7 ment, including training in connection with the training  
8 and acquisition of canines for explosives and fire  
9 accelerants detection; and for provision of laboratory as-  
10 sistance to State and local law enforcement agencies, with  
11 or without reimbursement, \$1,273,776,000, of which not  
12 to exceed \$36,000 shall be for official reception and rep-  
13 resentation expenses, not to exceed \$1,000,000 shall be  
14 available for the payment of attorneys' fees as provided  
15 by section 924(d)(2) of title 18, United States Code, and  
16 not to exceed \$20,000,000 shall remain available until ex-  
17 pended: *Provided*, That none of the funds appropriated  
18 herein shall be available to investigate or act upon applica-  
19 tions for relief from Federal firearms disabilities under  
20 section 925(c) of title 18, United States Code: *Provided*  
21 *further*, That such funds shall be available to investigate  
22 and act upon applications filed by corporations for relief  
23 from Federal firearms disabilities under section 925(c) of  
24 title 18, United States Code: *Provided further*, That no  
25 funds made available by this or any other Act may be used

1 to transfer the functions, missions, or activities of the Bu-  
 2 reau of Alcohol, Tobacco, Firearms and Explosives to  
 3 other agencies or Departments.

4 FEDERAL PRISON SYSTEM

5 SALARIES AND EXPENSES

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Federal Prison System  
 8 for the administration, operation, and maintenance of  
 9 Federal penal and correctional institutions, and for the  
 10 provision of technical assistance and advice on corrections  
 11 related issues to foreign governments, \$7,080,248,000:  
 12 *Provided*, That the Attorney General may transfer to the  
 13 Department of Health and Human Services such amounts  
 14 as may be necessary for direct expenditures by that De-  
 15 partment for medical relief for inmates of Federal penal  
 16 and correctional institutions: *Provided further*, That the  
 17 Director of the Federal Prison System, where necessary,  
 18 may enter into contracts with a fiscal agent or fiscal inter-  
 19 mediary claims processor to determine the amounts pay-  
 20 able to persons who, on behalf of the Federal Prison Sys-  
 21 tem, furnish health services to individuals committed to  
 22 the custody of the Federal Prison System: *Provided fur-*  
 23 *ther*, That not to exceed \$5,400 shall be available for offi-  
 24 cial reception and representation expenses: *Provided fur-*  
 25 *ther*, That not to exceed \$50,000,000 shall remain avail-

1 able for necessary operations until September 30, 2019:  
 2 *Provided further*, That, of the amounts provided for con-  
 3 tract confinement, not to exceed \$20,000,000 shall remain  
 4 available until expended to make payments in advance for  
 5 grants, contracts and reimbursable agreements, and other  
 6 expenses: *Provided further*, That the Director of the Fed-  
 7 eral Prison System may accept donated property and serv-  
 8 ices relating to the operation of the prison card program  
 9 from a not-for-profit entity which has operated such pro-  
 10 gram in the past, notwithstanding the fact that such not-  
 11 for-profit entity furnishes services under contracts to the  
 12 Federal Prison System relating to the operation of pre-  
 13 release services, halfway houses, or other custodial facili-  
 14 ties.

#### 15 BUILDINGS AND FACILITIES

16 For planning, acquisition of sites and construction of  
 17 new facilities; purchase and acquisition of facilities and re-  
 18 modeling, and equipping of such facilities for penal and  
 19 correctional use, including all necessary expenses incident  
 20 thereto, by contract or force account; and constructing,  
 21 remodeling, and equipping necessary buildings and facili-  
 22 ties at existing penal and correctional institutions, includ-  
 23 ing all necessary expenses incident thereto, by contract or  
 24 force account, \$60,000,000, to remain available until ex-

1    pending: *Provided*, That labor of United States prisoners  
2    may be used for work performed under this appropriation.

3           FEDERAL PRISON INDUSTRIES, INCORPORATED

4           The Federal Prison Industries, Incorporated, is here-  
5    by authorized to make such expenditures within the limits  
6    of funds and borrowing authority available, and in accord  
7    with the law, and to make such contracts and commit-  
8    ments without regard to fiscal year limitations as provided  
9    by section 9104 of title 31, United States Code, as may  
10   be necessary in carrying out the program set forth in the  
11   budget for the current fiscal year for such corporation.

12          LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL  
13                  PRISON INDUSTRIES, INCORPORATED

14          Not to exceed \$2,700,000 of the funds of the Federal  
15   Prison Industries, Incorporated, shall be available for its  
16   administrative expenses, and for services as authorized by  
17   section 3109 of title 5, United States Code, to be com-  
18   puted on an accrual basis to be determined in accordance  
19   with the corporation's current prescribed accounting sys-  
20   tem, and such amounts shall be exclusive of depreciation,  
21   payment of claims, and expenditures which such account-  
22   ing system requires to be capitalized or charged to cost  
23   of commodities acquired or produced, including selling and  
24   shipping expenses, and expenses in connection with acqui-  
25   sition, construction, operation, maintenance, improvement,

1 protection, or disposition of facilities and other property  
 2 belonging to the corporation or in which it has an interest.

3 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

4 OFFICE ON VIOLENCE AGAINST WOMEN

5 VIOLENCE AGAINST WOMEN PREVENTION AND

6 PROSECUTION PROGRAMS

7 (INCLUDING TRANSFER OF FUNDS)

8 For grants, contracts, cooperative agreements, and  
 9 other assistance for the prevention and prosecution of vio-  
 10 lence against women, as authorized by the Omnibus Crime  
 11 Control and Safe Streets Act of 1968 (42 U.S.C. 3711  
 12 et seq.) (“the 1968 Act”); the Violent Crime Control and  
 13 Law Enforcement Act of 1994 (Public Law 103–322)  
 14 (“the 1994 Act”); the Victims of Child Abuse Act of 1990  
 15 (Public Law 101–647) (“the 1990 Act”); the Prosecu-  
 16 torial Remedies and Other Tools to end the Exploitation  
 17 of Children Today Act of 2003 (Public Law 108–21); the  
 18 Juvenile Justice and Delinquency Prevention Act of 1974  
 19 (42 U.S.C. 5601 et seq.) (“the 1974 Act”); the Victims  
 20 of Trafficking and Violence Protection Act of 2000 (Public  
 21 Law 106–386) (“the 2000 Act”); the Violence Against  
 22 Women and Department of Justice Reauthorization Act  
 23 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-  
 24 lence Against Women Reauthorization Act of 2013 (Public  
 25 Law 113–4) (“the 2013 Act”); and the Rape Survivor

1 Child Custody Act of 2015 (Public Law 114–22) (“the  
 2 2015 Act”); and for related victims services,  
 3 \$483,500,000, to remain available until expended, of  
 4 which \$379,000,000 shall be derived by transfer from  
 5 amounts available for obligation in this Act from the Fund  
 6 established by section 1402 of chapter XIV of title II of  
 7 Public Law 98–473 (42 U.S.C. 10601), notwithstanding  
 8 section 1402(d) of such Act of 1984, and merged with the  
 9 amounts otherwise made available under this heading:  
 10 *Provided*, That except as otherwise provided by law, not  
 11 to exceed 5 percent of funds made available under this  
 12 heading may be used for expenses related to evaluation,  
 13 training, and technical assistance: *Provided further*, That  
 14 of the amount provided—

15           (1) \$215,000,000 is for grants to combat vio-  
 16           lence against women, as authorized by part T of the  
 17           1968 Act;

18           (2) \$31,000,000 is for transitional housing as-  
 19           sistance grants for victims of domestic violence, dat-  
 20           ing violence, stalking, or sexual assault as authorized  
 21           by section 40299 of the 1994 Act;

22           (3) \$3,000,000 is for the National Institute of  
 23           Justice for research and evaluation of violence  
 24           against women and related issues addressed by  
 25           grant programs of the Office on Violence Against

1 Women, which shall be transferred to “Research,  
 2 Evaluation and Statistics” for administration by the  
 3 Office of Justice Programs;

4 (4) \$11,000,000 is for a grant program to pro-  
 5 vide services to advocate for and respond to youth  
 6 victims of domestic violence, dating violence, sexual  
 7 assault, and stalking; assistance to children and  
 8 youth exposed to such violence; programs to engage  
 9 men and youth in preventing such violence; and as-  
 10 sistance to middle and high school students through  
 11 education and other services related to such violence:  
 12 *Provided*, That unobligated balances available for  
 13 the programs authorized by sections 41201, 41204,  
 14 41303, and 41305 of the 1994 Act, prior to its  
 15 amendment by the 2013 Act, shall be available for  
 16 this program: *Provided further*, That 10 percent of  
 17 the total amount available for this grant program  
 18 shall be available for grants under the program au-  
 19 thorized by section 2015 of the 1968 Act: *Provided*  
 20 *further*, That the definitions and grant conditions in  
 21 section 40002 of the 1994 Act shall apply to this  
 22 program;

23 (5) \$53,000,000 is for grants to encourage ar-  
 24 rest policies as authorized by part U of the 1968

1 Act, of which \$4,000,000 is for a homicide reduction  
2 initiative;

3 (6) \$35,000,000 is for sexual assault victims  
4 assistance, as authorized by section 41601 of the  
5 1994 Act;

6 (7) \$36,000,000 is for rural domestic violence  
7 and child abuse enforcement assistance grants, as  
8 authorized by section 40295 of the 1994 Act;

9 (8) \$20,000,000 is for grants to reduce violent  
10 crimes against women on campus, as authorized by  
11 section 304 of the 2005 Act;

12 (9) \$45,000,000 is for legal assistance for vic-  
13 tims, as authorized by section 1201 of the 2000 Act;

14 (10) \$5,000,000 is for enhanced training and  
15 services to end violence against and abuse of women  
16 in later life, as authorized by section 40802 of the  
17 1994 Act;

18 (11) \$16,000,000 is for grants to support fami-  
19 lies in the justice system, as authorized by section  
20 1301 of the 2000 Act: *Provided*, That unobligated  
21 balances available for the programs authorized by  
22 section 1301 of the 2000 Act and section 41002 of  
23 the 1994 Act, prior to their amendment by the 2013  
24 Act, shall be available for this program;

1           (12) \$6,000,000 is for education and training  
2           to end violence against and abuse of women with  
3           disabilities, as authorized by section 1402 of the  
4           2000 Act;

5           (13) \$500,000 is for the National Resource  
6           Center on Workplace Responses to assist victims of  
7           domestic violence, as authorized by section 41501 of  
8           the 1994 Act;

9           (14) \$1,000,000 is for analysis and research on  
10          violence against Indian women, including as author-  
11          ized by section 904 of the 2005 Act: *Provided*, That  
12          such funds may be transferred to “Research, Eval-  
13          uation and Statistics” for administration by the Of-  
14          fice of Justice Programs;

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

19          (16) \$4,000,000 is for grants to assist tribal  
20          governments in exercising special domestic violence  
21          criminal jurisdiction, as authorized by section 904 of  
22          the 2013 Act: *Provided*, That the grant conditions in  
23          section 40002(b) of the 1994 Act shall apply to this  
24          program; and

1           (17) \$1,500,000 for the purposes authorized  
2       under the 2015 Act.

3                       OFFICE OF JUSTICE PROGRAMS  
4                       RESEARCH, EVALUATION AND STATISTICS  
5                       (INCLUDING TRANSFER OF FUNDS)

6       For grants, contracts, cooperative agreements, and  
7 other assistance authorized by title I of the Omnibus  
8 Crime Control and Safe Streets Act of 1968 (“the 1968  
9 Act”); the Juvenile Justice and Delinquency Prevention  
10 Act of 1974 (“the 1974 Act”); the Missing Children’s As-  
11 sistance Act (42 U.S.C. 5771 et seq.); the Prosecutorial  
12 Remedies and Other Tools to end the Exploitation of Chil-  
13 dren Today Act of 2003 (Public Law 108–21); the Justice  
14 for All Act of 2004 (Public Law 108–405); the Violence  
15 Against Women and Department of Justice Reauthoriza-  
16 tion Act of 2005 (Public Law 109–162) (“the 2005 Act”);  
17 the Victims of Child Abuse Act of 1990 (Public Law 101–  
18 647); the Second Chance Act of 2007 (Public Law 110–  
19 199); the Victims of Crime Act of 1984 (Public Law 98–  
20 473); the Adam Walsh Child Protection and Safety Act  
21 of 2006 (Public Law 109–248) (“the Adam Walsh Act”);  
22 the PROTECT Our Children Act of 2008 (Public Law  
23 110–401); subtitle D of title II of the Homeland Security  
24 Act of 2002 (Public Law 107–296) (“the 2002 Act”); the  
25 NICS Improvement Amendments Act of 2007 (Public

1 Law 110–180); the Violence Against Women Reauthoriza-  
 2 tion Act of 2013 (Public Law 113–4) (“the 2013 Act”);  
 3 and other programs, \$85,000,000, to remain available  
 4 until expended, of which—

5 (1) \$45,500,000 is for criminal justice statistics  
 6 programs, and other activities, as authorized by part  
 7 C of title I of the 1968 Act, of which \$5,000,000 is  
 8 for a nationwide incident-based crime statistics pro-  
 9 gram; and

10 (2) \$39,500,000 is for research, development,  
 11 and evaluation programs, and other activities as au-  
 12 thorized by part B of title I of the 1968 Act and  
 13 subtitle D of title II of the 2002 Act, of which  
 14 \$4,000,000 is for research targeted toward devel-  
 15 oping a better understanding of the domestic  
 16 radicalization phenomenon, and advancing evidence-  
 17 based strategies for effective intervention and pre-  
 18 vention.

19 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE  
 20 (INCLUDING TRANSFER OF FUNDS)

21 For grants, contracts, cooperative agreements, and  
 22 other assistance authorized by the Violent Crime Control  
 23 and Law Enforcement Act of 1994 (Public Law 103–322)  
 24 (“the 1994 Act”); the Omnibus Crime Control and Safe  
 25 Streets Act of 1968 (“the 1968 Act”); the Justice for All

1 Act of 2004 (Public Law 108–405); the Victims of Child  
 2 Abuse Act of 1990 (Public Law 101–647) (“the 1990  
 3 Act”); the Trafficking Victims Protection Reauthorization  
 4 Act of 2005 (Public Law 109–164); the Violence Against  
 5 Women and Department of Justice Reauthorization Act  
 6 of 2005 (Public Law 109–162) (“the 2005 Act”); the  
 7 Adam Walsh Child Protection and Safety Act of 2006  
 8 (Public Law 109–248) (“the Adam Walsh Act”); the Vic-  
 9 tims of Trafficking and Violence Protection Act of 2000  
 10 (Public Law 106–386); the NICS Improvement Amend-  
 11 ments Act of 2007 (Public Law 110–180); subtitle D of  
 12 title II of the Homeland Security Act of 2002 (Public Law  
 13 107–296) (“the 2002 Act”); the Second Chance Act of  
 14 2007 (Public Law 110–199); the Prioritizing Resources  
 15 and Organization for Intellectual Property Act of 2008  
 16 (Public Law 110–403); the Victims of Crime Act of 1984  
 17 (Public Law 98–473); the Mentally Ill Offender Treat-  
 18 ment and Crime Reduction Reauthorization and Improve-  
 19 ment Act of 2008 (Public Law 110–416); the Violence  
 20 Against Women Reauthorization Act of 2013 (Public Law  
 21 113–4) (“the 2013 Act”); the Comprehensive Addiction  
 22 and Recovery Act of 2016 (Public Law 114–198)  
 23 (“CARA”); the Justice for All Reauthorization Act of  
 24 2016 (Public Law 114–324); and other programs,

1 \$1,171,000,000, to remain available until expended as fol-  
2 lows—

3           (1) \$404,500,000 for the Edward Byrne Memo-  
4 rial Justice Assistance Grant program as authorized  
5 by subpart 1 of part E of title I of the 1968 Act  
6 (except that section 1001(c), and the special rules  
7 for Puerto Rico under section 505(g) of title I of the  
8 1968 Act shall not apply for purposes of this Act),  
9 of which, notwithstanding such subpart 1,  
10 \$7,500,000 is for the Officer Robert Wilson III Me-  
11 morial Initiative on Preventing Violence Against  
12 Law Enforcement Officer Resilience and Surviv-  
13 ability (VALOR), \$5,000,000 is for an initiative to  
14 support evidence-based policing, \$2,500,000 is for  
15 an initiative to enhance prosecutorial decision-mak-  
16 ing, \$2,400,000 is for the operationalization, mainte-  
17 nance and expansion of the National Missing and  
18 Unidentified Persons System, \$2,500,000 is for a  
19 national training initiative to improve police-based  
20 responses to people with mental illness or develop-  
21 mental disabilities, \$6,500,000 is for competitive  
22 and evidence-based programs to reduce gun crime  
23 and gang violence, and \$2,000,000 is for a student  
24 loan repayment assistance program pursuant to sec-  
25 tion 952 of Public Law 110–315;

1           (2) \$100,000,000 for the State Criminal Alien  
2       Assistance Program, as authorized by section  
3       241(i)(5) of the Immigration and Nationality Act (8  
4       U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction  
5       shall request compensation for any cost greater than  
6       the actual cost for Federal immigration and other  
7       detainees housed in State and local detention facili-  
8       ties;

9           (3) \$45,000,000 for victim services programs  
10      for victims of trafficking, as authorized by section  
11      107(b)(2) of Public Law 106–386, for programs au-  
12      thorized under Public Law 109–164, or programs  
13      authorized under Public Law 113–4;

14          (4) \$2,500,000 for the Capital Litigation Im-  
15      provement Grant Program, as authorized by section  
16      426 of Public Law 108–405, and for grants for  
17      wrongful conviction review;

18          (5) \$14,000,000 for economic, high technology,  
19      white collar and Internet crime prevention grants,  
20      including as authorized by section 401 of Public  
21      Law 110–403;

22          (6) \$20,000,000 for sex offender management  
23      assistance, as authorized by the Adam Walsh Act,  
24      and related activities;

1           (7) \$22,500,000 for the matching grant pro-  
2           gram for law enforcement armor vests, as authorized  
3           by section 2501 of title I of the 1968 Act: *Provided*,  
4           That \$1,500,000 is transferred directly to the Na-  
5           tional Institute of Standards and Technology's Of-  
6           fice of Law Enforcement Standards for research,  
7           testing and evaluation programs;

8           (8) \$1,000,000 for the National Sex Offender  
9           Public Website;

10          (9) \$73,000,000 for grants to States to up-  
11          grade criminal and mental health records for the  
12          National Instant Criminal Background Check Sys-  
13          tem, of which no less than \$25,000,000 shall be for  
14          grants made under the authorities of the NICS Im-  
15          provement Amendments Act of 2007 (Public Law  
16          110–180);

17          (10) \$13,500,000 for Paul Coverdell Forensic  
18          Sciences Improvement Grants under part BB of title  
19          I of the 1968 Act;

20          (11) \$125,000,000 for DNA-related and foren-  
21          sic programs and activities, of which—

22                (A) \$117,000,000 is for a DNA analysis  
23                and capacity enhancement program and for  
24                other local, State, and Federal forensic activi-  
25                ties, including the purposes authorized under

1 section 2 of the DNA Analysis Backlog Elimination Act of 2000 (Public Law 106–546) (the  
2 Debbie Smith DNA Backlog Grant Program):  
3 *Provided*, That up to 4 percent of funds made  
4 available under this paragraph may be used for  
5 the purposes described in the DNA Training  
6 and Education for Law Enforcement, Correctional  
7 Personnel, and Court Officers program  
8 (Public Law 108–405, section 303);

9  
10 (B) \$4,000,000 is for the purposes described in the Kirk Bloodsworth Post-Conviction  
11 DNA Testing Grant Program (Public Law  
12 108–405, section 412); and

13  
14 (C) \$4,000,000 is for Sexual Assault Forensic Exam Program grants, including as authorized  
15 by section 304 of Public Law 108–405;

16  
17 (12) \$45,000,000 for a grant program for community-based sexual assault response reform;

18  
19 (13) \$9,000,000 for the court-appointed special  
20 advocate program, as authorized by section 217 of  
21 the 1990 Act;

22 (14) \$70,000,000 for offender reentry programs  
23 and research, as authorized by the Second Chance  
24 Act of 2007 (Public Law 110–199), without regard  
25 to the time limitations specified at section 6(1) of

1 such Act, of which not to exceed \$6,000,000 is for  
2 a program to improve State, local, and tribal proba-  
3 tion or parole supervision efforts and strategies,  
4 \$5,000,000 is for Children of Incarcerated Parents  
5 Demonstrations to enhance and maintain parental  
6 and family relationships for incarcerated parents as  
7 a reentry or recidivism reduction strategy, and  
8 \$4,000,000 is for additional replication sites employ-  
9 ing the Project HOPE Opportunity Probation with  
10 Enforcement model implementing swift and certain  
11 sanctions in probation, and for a research project on  
12 the effectiveness of the model: *Provided*, That up to  
13 \$7,500,000 of funds made available in this para-  
14 graph may be used for performance-based awards  
15 for Pay for Success projects, of which up to  
16 \$5,000,000 shall be for Pay for Success programs  
17 implementing the Permanent Supportive Housing  
18 Model;

19 (15) \$50,000,000 for the Comprehensive School  
20 Safety Initiative;

21 (16) \$65,000,000 for initiatives to improve po-  
22 lice-community relations, of which \$22,500,000 is  
23 for a competitive matching grant program for pur-  
24 chases of body-worn cameras for State, local and  
25 tribal law enforcement, \$25,000,000 is for a justice

1 reinvestment initiative, for activities related to criminal justice reform and recidivism reduction, and  
2 \$17,500,000 is for an Edward Byrne Memorial  
3 criminal justice innovation program; and  
4

5 (17) \$111,000,000 for comprehensive opioid  
6 abuse reduction activities, including as authorized by  
7 CARA, and for the following programs, which shall  
8 address opioid abuse reduction consistent with un-  
9 derlying program authorities—

10 (A) \$43,000,000 for Drug Courts, as au-  
11 thorized by section 1001(a)(25)(A) of title I of  
12 the 1968 Act;

13 (B) \$12,000,000 for mental health courts  
14 and adult and juvenile collaboration program  
15 grants, as authorized by parts V and HH of  
16 title I of the 1968 Act, and the Mentally Ill Of-  
17 fender Treatment and Crime Reduction Reau-  
18 thorization and Improvement Act of 2008 (Pub-  
19 lic Law 110–416);

20 (C) \$14,000,000 for grants for Residential  
21 Substance Abuse Treatment for State Pris-  
22 oners, as authorized by part S of title I of the  
23 1968 Act;

24 (D) \$7,000,000 for a veterans treatment  
25 courts program; and

1 (E) \$14,000,000 for a program to monitor  
2 prescription drugs and scheduled listed chemical  
3 products:

4 *Provided*, That, if a unit of local government uses any of  
5 the funds made available under this heading to increase  
6 the number of law enforcement officers, the unit of local  
7 government will achieve a net gain in the number of law  
8 enforcement officers who perform non-administrative pub-  
9 lic sector safety service.

10 JUVENILE JUSTICE PROGRAMS

11 For grants, contracts, cooperative agreements, and  
12 other assistance authorized by the Juvenile Justice and  
13 Delinquency Prevention Act of 1974 (“the 1974 Act”); the  
14 Omnibus Crime Control and Safe Streets Act of 1968  
15 (“the 1968 Act”); the Violence Against Women and De-  
16 partment of Justice Reauthorization Act of 2005 (Public  
17 Law 109–162) (“the 2005 Act”); the Missing Children’s  
18 Assistance Act (42 U.S.C. 5771 et seq.); the Prosecutorial  
19 Remedies and Other Tools to end the Exploitation of Chil-  
20 dren Today Act of 2003 (Public Law 108–21); the Victims  
21 of Child Abuse Act of 1990 (Public Law 101–647) (“the  
22 1990 Act”); the Adam Walsh Child Protection and Safety  
23 Act of 2006 (Public Law 109–248) (“the Adam Walsh  
24 Act”); the PROTECT Our Children Act of 2008 (Public  
25 Law 110–401); the Violence Against Women Reauthoriza-

tion Act of 2013 (Public Law 113–4) (“the 2013 Act”);  
 the Justice for All Reauthorization Act of 2016 (Public  
 Law 114-324); and other juvenile justice programs,  
 \$260,000,000, to remain available until expended as fol-  
 lows—

(1) \$60,000,000 for programs authorized by  
 section 221 of the 1974 Act, and for training and  
 technical assistance to assist small, nonprofit organi-  
 zations with the Federal grants process: *Provided*,  
 That of the amounts provided under this paragraph,  
 \$500,000 shall be for a competitive demonstration  
 grant program to support emergency planning  
 among State, local and tribal juvenile justice resi-  
 dential facilities;

(2) \$80,000,000 for youth mentoring grants;

(3) \$19,000,000 for delinquency prevention, as  
 authorized by section 505 of the 1974 Act, of which,  
 pursuant to sections 261 and 262 thereof—

(A) \$4,000,000 shall be for gang and  
 youth violence education, prevention and inter-  
 vention, and related activities;

(B) \$500,000 shall be for an Internet site  
 providing information and resources on children  
 of incarcerated parents;

1 (C) \$2,000,000 shall be for competitive  
2 grants focusing on girls in the juvenile justice  
3 system; and

4 (D) \$8,000,000 shall be for community-  
5 based violence prevention initiatives, including  
6 for public health approaches to reducing shoot-  
7 ings and violence;

8 (4) \$21,000,000 for programs authorized by  
9 the Victims of Child Abuse Act of 1990;

10 (5) \$76,000,000 for missing and exploited chil-  
11 dren programs, including as authorized by sections  
12 404(b) and 405(a) of the 1974 Act (except that sec-  
13 tion 102(b)(4)(B) of the PROTECT Our Children  
14 Act of 2008 (Public Law 110–401) shall not apply  
15 for purposes of this Act);

16 (6) \$2,000,000 for child abuse training pro-  
17 grams for judicial personnel and practitioners, as  
18 authorized by section 222 of the 1990 Act; and

19 (7) \$2,000,000 for a program to improve juve-  
20 nile indigent defense:

21 *Provided*, That not more than 10 percent of each amount  
22 may be used for research, evaluation, and statistics activi-  
23 ties designed to benefit the programs or activities author-  
24 ized: *Provided further*, That not more than 2 percent of  
25 the amounts designated under paragraphs (1) through (4)

1 and (6) may be used for training and technical assistance:  
 2 *Provided further*, That the two preceding provisos shall not  
 3 apply to grants and projects administered pursuant to sec-  
 4 tions 261 and 262 of the 1974 Act and to missing and  
 5 exploited children programs.

6 PUBLIC SAFETY OFFICER BENEFITS

7 (INCLUDING TRANSFER OF FUNDS)

8 For payments and expenses authorized under section  
 9 1001(a)(4) of title I of the Omnibus Crime Control and  
 10 Safe Streets Act of 1968, such sums as are necessary (in-  
 11 cluding amounts for administrative costs), to remain avail-  
 12 able until expended; and \$16,300,000 for payments au-  
 13 thorized by section 1201(b) of such Act and for edu-  
 14 cational assistance authorized by section 1218 of such Act,  
 15 to remain available until expended: *Provided*, That not-  
 16 withstanding section 205 of this Act, upon a determina-  
 17 tion by the Attorney General that emergent circumstances  
 18 require additional funding for such disability and edu-  
 19 cation payments, the Attorney General may transfer such  
 20 amounts to “Public Safety Officer Benefits” from avail-  
 21 able appropriations for the Department of Justice as may  
 22 be necessary to respond to such circumstances: *Provided*  
 23 *further*, That any transfer pursuant to the preceding pro-  
 24 viso shall be treated as a reprogramming under section  
 25 505 of this Act and shall not be available for obligation

1 or expenditure except in compliance with the procedures  
 2 set forth in that section.

3 COMMUNITY ORIENTED POLICING SERVICES

4 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

5 (INCLUDING TRANSFER OF FUNDS)

6 For activities authorized by the Violent Crime Con-  
 7 trol and Law Enforcement Act of 1994 (Public Law 103–  
 8 322); the Omnibus Crime Control and Safe Streets Act  
 9 of 1968 (“the 1968 Act”); and the Violence Against  
 10 Women and Department of Justice Reauthorization Act  
 11 of 2005 (Public Law 109–162) (“the 2005 Act”),  
 12 \$226,500,000, to remain available until expended: *Pro-*  
 13 *vided*, That any balances made available through prior  
 14 year deobligations shall only be available in accordance  
 15 with section 505 of this Act: *Provided further*, That of the  
 16 amount provided under this heading—

17 (1) \$207,500,000 is for grants under section  
 18 1701 of title I of the 1968 Act (42 U.S.C. 3796dd)  
 19 for the hiring and rehiring of additional career law  
 20 enforcement officers under part Q of such title not-  
 21 withstanding subsection (i) of such section: *Pro-*  
 22 *vided*, That, notwithstanding section 1704(c) of such  
 23 title (42 U.S.C. 3796dd–3(c)), funding for hiring or  
 24 rehiring a career law enforcement officer may not  
 25 exceed \$125,000 unless the Director of the Office of

1 Community Oriented Policing Services grants a  
2 waiver from this limitation: *Provided further*, That of  
3 the amounts appropriated under this paragraph,  
4 \$5,000,000 is for community policing development  
5 activities in furtherance of the purposes in section  
6 1701: *Provided further*, That within the amounts ap-  
7 propriated under this paragraph, \$10,000,000 is for  
8 the collaborative reform model of technical assist-  
9 ance in furtherance of the purposes in section 1701:  
10 *Provided further*, That of the amounts appropriated  
11 under this paragraph \$36,000,000 is for regional in-  
12 formation sharing activities, as authorized by part M  
13 of title I of the 1968 Act, which shall be transferred  
14 to and merged with “Research, Evaluation, and Sta-  
15 tistics” for administration by the Office of Justice  
16 Programs: *Provided further*, That of the amounts  
17 appropriated under this paragraph, \$7,500,000 is  
18 for activities authorized by the POLICE Act of 2016  
19 (Public Law 114–199);

20 (2) \$7,000,000 is for competitive grants to  
21 State law enforcement agencies in States with high  
22 seizures of precursor chemicals, finished meth-  
23 amphetamine, laboratories, and laboratory dump sei-  
24 zures: *Provided*, That funds appropriated under this  
25 paragraph shall be utilized for investigative purposes

1 to locate or investigate illicit activities, including  
 2 precursor diversion, laboratories, or methamphet-  
 3 amine traffickers; and

4 (3) \$12,000,000 is for competitive grants to  
 5 statewide law enforcement agencies in States with  
 6 high rates of primary treatment admissions for her-  
 7 oin and other opioids: *Provided*, That these funds  
 8 shall be utilized for investigative purposes to locate  
 9 or investigate illicit activities, including activities re-  
 10 lated to the distribution of heroin or unlawful dis-  
 11 tribution of prescription opioids, or unlawful heroin  
 12 and prescription opioid traffickers through statewide  
 13 collaboration.

14 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

15 (INCLUDING TRANSFER OF FUNDS)

16 SEC. 201. In addition to amounts otherwise made  
 17 available in this title for official reception and representa-  
 18 tion expenses, a total of not to exceed \$50,000 from funds  
 19 appropriated to the Department of Justice in this title  
 20 shall be available to the Attorney General for official re-  
 21 ception and representation expenses.

22 SEC. 202. None of the funds appropriated by this  
 23 title shall be available to pay for an abortion, except where  
 24 the life of the mother would be endangered if the fetus  
 25 were carried to term, or in the case of rape or incest: *Pro-*

1 *vided*, That should this prohibition be declared unconstitu-  
2 tional by a court of competent jurisdiction, this section  
3 shall be null and void.

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

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

15 SEC. 205. Not to exceed 5 percent of any appropria-  
16 tion made available for the current fiscal year for the De-  
17 partment of Justice in this Act may be transferred be-  
18 tween such appropriations, but no such appropriation, ex-  
19 cept as otherwise specifically provided, shall be increased  
20 by more than 10 percent by any such transfers: *Provided*,  
21 That any transfer pursuant to this section shall be treated  
22 as a reprogramming of funds under section 505 of this  
23 Act and shall not be available for obligation except in com-  
24 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 the Bureau of Prisons  
17 or of Federal Prison Industries, 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 2 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. At the discretion of the Attorney General,  
24 and in addition to any amounts that otherwise may be  
25 available (or authorized to be made available) by law, up

1 to 7 percent of funds made available for grant or reim-  
 2 bursement programs—

3 (1) under the heading “State and Local Law  
 4 Enforcement Assistance”;

5 (2) under the heading “Juvenile Justice Pro-  
 6 grams” (except for funds made available under para-  
 7 graph (5) under such heading) to be transferred to  
 8 and merged with funds made available under the  
 9 heading “State and Local Law Enforcement Assist-  
 10 ance”; and

11 (3) under the heading “Community Oriented  
 12 Policing Services Programs”,

13 shall be available for tribal criminal justice assistance  
 14 without regard to the authorizations for such grant or re-  
 15 imbursement programs.

16 SEC. 214. Upon request by a grantee for whom the  
 17 Attorney General has determined there is a fiscal hard-  
 18 ship, the Attorney General may, with respect to funds ap-  
 19 propriated in this or any other Act making appropriations  
 20 for fiscal years 2015 through 2018 for the following pro-  
 21 grams, waive the following requirements:

22 (1) For the adult and juvenile offender State  
 23 and local reentry demonstration projects under part  
 24 FF of title I of the Omnibus Crime Control and  
 25 Safe Streets Act of 1968 (42 U.S.C. 3797w(g)(1)),

1 the requirements under section 2976(g)(1) of such  
2 part.

3 (2) For State, Tribal, and local reentry courts  
4 under part FF of title I of such Act of 1968 (42  
5 U.S.C. 3797w–2(e)(1) and (2)), the requirements  
6 under section 2978(e)(1) and (2) of such part.

7 (3) For the prosecution drug treatment alter-  
8 natives to prison program under part CC of title I  
9 of such Act of 1968 (42 U.S.C. 3797q–3), the re-  
10 quirements under section 2904 of such part.

11 SEC. 215. Notwithstanding any other provision of  
12 law, section 20109(a) of subtitle A of title II of the Violent  
13 Crime Control and Law Enforcement Act of 1994 (42  
14 U.S.C. 13709(a)) shall not apply to amounts made avail-  
15 able by this or any other Act.

16 SEC. 216. None of the funds made available under  
17 this Act, other than for the national instant criminal back-  
18 ground check system established under section 103 of the  
19 Brady Handgun Violence Prevention Act (18 U.S.C. 922  
20 note), may be used by a Federal law enforcement officer  
21 to facilitate the transfer of an operable firearm to an indi-  
22 vidual if the Federal law enforcement officer knows or sus-  
23 pects that the individual is an agent of a drug cartel, un-  
24 less law enforcement personnel of the United States con-  
25 tinuously monitor or control the firearm at all times.

1        SEC. 217. Discretionary funds that are made avail-  
2   able in this Act for the Office of Justice Programs may  
3   be used to participate in Performance Partnership Pilots  
4   authorized under section 526 of division H of Public Law  
5   113–76, section 524 of division G of Public Law 113–235,  
6   section 525 of division H of Public Law 114–113, and  
7   such authorities as are enacted for Performance Partner-  
8   ship Pilots in an appropriations Act for fiscal years 2017  
9   and 2018.

10       This title may be cited as the “Department of Justice  
11   Appropriations Act, 2018”.

## 1 TITLE III

## 2 SCIENCE

## 3 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

4 For necessary expenses of the Office of Science and  
5 Technology Policy, in carrying out the purposes of the Na-  
6 tional Science and Technology Policy, Organization, and  
7 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of  
8 passenger motor vehicles, and services as authorized by  
9 section 3109 of title 5, United States Code, not to exceed  
10 \$2,250 for official reception and representation expenses,  
11 and rental of conference rooms in the District of Colum-  
12 bia, \$5,544,000, of which not more than \$1,965,141 shall  
13 be for necessary expenses of the National Space Council,  
14 in carrying out the purposes of Title V of Public Law 100–  
15 685 and Executive Order 13803: *Provided*, That notwith-  
16 standing any other provision of law, the National Space  
17 Council may accept personnel support from Federal agen-  
18 cies, departments, and offices, and such Federal agencies,  
19 departments, and offices may detail staff without reim-  
20 bursement to the National Space Council for purposes  
21 provided herein.

## 22 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

## 23 SCIENCE

24 For necessary expenses, not otherwise provided for,  
25 in the conduct and support of science research and devel-

1 opment activities, including research, development, oper-  
2 ations, support, and services; maintenance and repair, fa-  
3 cility planning and design; space flight, spacecraft control,  
4 and communications activities; program management; per-  
5 sonnel and related costs, including uniforms or allowances  
6 therefor, as authorized by sections 5901 and 5902 of title  
7 5, United States Code; travel expenses; purchase and hire  
8 of passenger motor vehicles; and purchase, lease, charter,  
9 maintenance, and operation of mission and administrative  
10 aircraft, \$5,571,800,000, to remain available until Sep-  
11 tember 30, 2019: *Provided*, That the formulation and de-  
12 velopment costs (with development cost as defined under  
13 section 30104 of title 51, United States Code) for the  
14 James Webb Space Telescope shall not exceed  
15 \$8,000,000,000: *Provided further*, That should the indi-  
16 vidual identified under subsection (c)(2)(E) of section  
17 30104 of title 51, United States Code, as responsible for  
18 the James Webb Space Telescope determine that the de-  
19 velopment cost of the program is likely to exceed that limi-  
20 tation, the individual shall immediately notify the Admin-  
21 istrator and the increase shall be treated as if it meets  
22 the 30 percent threshold described in subsection (f) of sec-  
23 tion 30104.

## 1 AERONAUTICS

2 For necessary expenses, not otherwise provided for,  
3 in the conduct and support of aeronautics research and  
4 development activities, including research, development,  
5 operations, support, and services; maintenance and repair,  
6 facility planning and design; space flight, spacecraft con-  
7 trol, and communications activities; program manage-  
8 ment; personnel and related costs, including uniforms or  
9 allowances therefor, as authorized by sections 5901 and  
10 5902 of title 5, United States Code; travel expenses; pur-  
11 chase and hire of passenger motor vehicles; and purchase,  
12 lease, charter, maintenance, and operation of mission and  
13 administrative aircraft, \$650,000,000, to remain available  
14 until September 30, 2019.

## 15 SPACE TECHNOLOGY

16 For necessary expenses, not otherwise provided for,  
17 in the conduct and support of space technology research  
18 and development activities, including research, develop-  
19 ment, operations, support, and services; maintenance and  
20 repair, facility planning and design; space flight, space-  
21 craft control, and communications activities; program  
22 management; personnel and related costs, including uni-  
23 forms or allowances therefor, as authorized by sections  
24 5901 and 5902 of title 5, United States Code; travel ex-  
25 penses; purchase and hire of passenger motor vehicles; and

1 purchase, lease, charter, maintenance, and operation of  
 2 mission and administrative aircraft, \$700,000,000, to re-  
 3 main available until September 30, 2019: *Provided*, That  
 4 \$130,000,000 shall be for the RESTORE.

5 EXPLORATION

6 For necessary expenses, not otherwise provided for,  
 7 in the conduct and support of exploration research and  
 8 development activities, including research, development,  
 9 operations, support, and services; maintenance and repair,  
 10 facility planning and design; space flight, spacecraft con-  
 11 trol, and communications activities; program manage-  
 12 ment; personnel and related costs, including uniforms or  
 13 allowances therefor, as authorized by sections 5901 and  
 14 5902 of title 5, United States Code; travel expenses; pur-  
 15 chase and hire of passenger motor vehicles; and purchase,  
 16 lease, charter, maintenance, and operation of mission and  
 17 administrative aircraft, \$4,395,000,000, to remain avail-  
 18 able until September 30, 2019: *Provided*, That not less  
 19 than \$1,350,000,000 shall be for the Orion Multi-Purpose  
 20 Crew Vehicle: *Provided further*, That not less than  
 21 \$2,150,000,000 shall be for the Space Launch System  
 22 (SLS) launch vehicle, which shall have a lift capability not  
 23 less than 130 metric tons and which shall have core ele-  
 24 ments and an Exploration Upper Stage developed simulta-  
 25 neously: *Provided further*, That of the amounts provided

1 for SLS, not less than \$300,000,000 shall be for Explo-  
 2 ration Upper Stage development: *Provided further*, That  
 3 \$545,000,000 shall be for Exploration Ground Systems:  
 4 *Provided further*, That the National Aeronautics and  
 5 Space Administration (NASA) shall provide to the Com-  
 6 mittees on Appropriations of the House of Representatives  
 7 and the Senate, concurrent with the annual budget sub-  
 8 mission, a 5-year budget profile for an integrated system  
 9 that includes the Space Launch System, the Orion Multi-  
 10 Purpose Crew Vehicle, and associated ground systems that  
 11 will ensure an Exploration Mission-2 crewed launch as  
 12 early as possible, as well as a system-based funding profile  
 13 for a sustained launch cadence beyond the initial crewed  
 14 test launch: *Provided further*, That acquisition of Orion  
 15 crew vehicles, SLS launch vehicles, Exploration Ground  
 16 Systems, and their associated components may be funded  
 17 incrementally in fiscal year 2018 and thereafter: *Provided*  
 18 *further*, That \$350,000,000 shall be for exploration re-  
 19 search and development.

## 20 SPACE OPERATIONS

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

1 erations, production, and services; maintenance and re-  
2 pair, facility planning and design; program management;  
3 personnel and related costs, including uniforms or allow-  
4 ances therefor, as authorized by sections 5901 and 5902  
5 of title 5, United States Code; travel expenses; purchase  
6 and hire of passenger motor vehicles; and purchase, lease,  
7 charter, maintenance and operation of mission and admin-  
8 istrative aircraft, \$4,751,500,000, to remain available  
9 until September 30, 2019.

10 EDUCATION

11 For necessary expenses, not otherwise provided for,  
12 in the conduct and support of aerospace and aeronautical  
13 education research and development activities, including  
14 research, development, operations, support, and services;  
15 program management; personnel and related costs, includ-  
16 ing uniforms or allowances therefor, as authorized by sec-  
17 tions 5901 and 5902 of title 5, United States Code; travel  
18 expenses; purchase and hire of passenger motor vehicles;  
19 and purchase, lease, charter, maintenance, and operation  
20 of mission and administrative aircraft, \$100,000,000, to  
21 remain available until September 30, 2019, of which  
22 \$18,000,000 shall be for the Established Program to  
23 Stimulate Competitive Research and \$40,000,000 shall be  
24 for the National Space Grant College and Fellowship Pro-  
25 gram.

1 SAFETY, SECURITY AND MISSION SERVICES

2 For necessary expenses, not otherwise provided for,  
 3 in the conduct and support of science, aeronautics, space  
 4 technology, exploration, space operations and education  
 5 research and development activities, including research,  
 6 development, operations, support, and services; mainte-  
 7 nance and repair, facility planning and design; space  
 8 flight, spacecraft control, and communications activities;  
 9 program management; personnel and related costs, includ-  
 10 ing uniforms or allowances therefor, as authorized by sec-  
 11 tions 5901 and 5902 of title 5, United States Code; travel  
 12 expenses; purchase and hire of passenger motor vehicles;  
 13 not to exceed \$63,000 for official reception and represen-  
 14 tation expenses; and purchase, lease, charter, mainte-  
 15 nance, and operation of mission and administrative air-  
 16 craft, \$2,826,900,000, to remain available until Sep-  
 17 tember 30, 2019.

18 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND  
 19 RESTORATION

20 For necessary expenses for construction of facilities  
 21 including repair, rehabilitation, revitalization, and modi-  
 22 fication of facilities, construction of new facilities and ad-  
 23 ditions to existing facilities, facility planning and design,  
 24 and restoration, and acquisition or condemnation of real  
 25 property, as authorized by law, and environmental compli-

1   ance and restoration, \$496,100,000, to remain available  
 2   until September 30, 2023: *Provided*, That proceeds from  
 3   leases deposited into this account shall be available for a  
 4   period of 5 years to the extent and in amounts as provided  
 5   in annual appropriations Acts: *Provided further*, That such  
 6   proceeds referred to in the preceding proviso shall be avail-  
 7   able for obligation for fiscal year 2018 in an amount not  
 8   to exceed \$9,470,300: *Provided further*, That each annual  
 9   budget request shall include an annual estimate of gross  
 10   receipts and collections and proposed use of all funds col-  
 11   lected pursuant to section 20145 of title 51, United States  
 12   Code.

13                   OFFICE OF INSPECTOR GENERAL

14       For necessary expenses of the Office of Inspector  
 15   General in carrying out the Inspector General Act of 1978,  
 16   \$38,000,000, of which \$500,000 shall remain available  
 17   until September 30, 2019.

18                   ADMINISTRATIVE PROVISIONS

19                   (INCLUDING TRANSFERS OF FUNDS)

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

23       Not to exceed 5 percent of any appropriation made  
 24   available for the current fiscal year for the National Aero-  
 25   nautics and Space Administration in this Act may be

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

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

20                   NATIONAL SCIENCE FOUNDATION

21                   RESEARCH AND RELATED ACTIVITIES

22       For necessary expenses in carrying out the National  
 23 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),  
 24 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services  
 25 as authorized by section 3109 of title 5, United States

1 Code; maintenance and operation of aircraft and purchase  
 2 of flight services for research support; acquisition of air-  
 3 craft; and authorized travel; \$5,917,803,000, to remain  
 4 available until September 30, 2019, of which not to exceed  
 5 \$533,000,000 shall remain available until expended for  
 6 polar research and operations support, and for reimburse-  
 7 ment to other Federal agencies for operational and science  
 8 support and logistical and other related activities for the  
 9 United States Antarctic program: *Provided*, That receipts  
 10 for scientific support services and materials furnished by  
 11 the National Research Centers and other National Science  
 12 Foundation supported research facilities may be credited  
 13 to this appropriation.

14 MAJOR RESEARCH EQUIPMENT AND FACILITIES

15 CONSTRUCTION

16 For necessary expenses for the acquisition, construc-  
 17 tion, commissioning, and upgrading of major research  
 18 equipment, facilities, and other such capital assets pursu-  
 19 ant to the National Science Foundation Act of 1950 (42  
 20 U.S.C. 1861 et seq.), including authorized travel,  
 21 \$182,800,000, to remain available until expended.

22 EDUCATION AND HUMAN RESOURCES

23 For necessary expenses in carrying out science, math-  
 24 ematics and engineering education and human resources  
 25 programs and activities pursuant to the National Science

1 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-  
 2 ing services as authorized by section 3109 of title 5,  
 3 United States Code, authorized travel, and rental of con-  
 4 ference rooms in the District of Columbia, \$862,400,000,  
 5 to remain available until September 30, 2019.

6 AGENCY OPERATIONS AND AWARD MANAGEMENT

7 For agency operations and award management nec-  
 8 essary in carrying out the National Science Foundation  
 9 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized  
 10 by section 3109 of title 5, United States Code; hire of pas-  
 11 senger motor vehicles; uniforms or allowances therefor, as  
 12 authorized by sections 5901 and 5902 of title 5, United  
 13 States Code; rental of conference rooms in the District of  
 14 Columbia; and reimbursement of the Department of  
 15 Homeland Security for security guard services;  
 16 \$328,510,000: *Provided*, That not to exceed \$8,280 is for  
 17 official reception and representation expenses: *Provided*  
 18 *further*, That contracts may be entered into under this  
 19 heading in fiscal year 2018 for maintenance and operation  
 20 of facilities and for other services to be provided during  
 21 the next fiscal year: *Provided further*, That of the amount  
 22 provided for costs associated with the acquisition, occu-  
 23 pancy, and related costs of new headquarters space, not  
 24 more than \$5,000,000 shall remain available until ex-  
 25 pended.

1           OFFICE OF THE NATIONAL SCIENCE BOARD

2           For necessary expenses (including payment of sala-  
 3 ries, authorized travel, hire of passenger motor vehicles,  
 4 the rental of conference rooms in the District of Columbia,  
 5 and the employment of experts and consultants under sec-  
 6 tion 3109 of title 5, United States Code) involved in car-  
 7 rying out section 4 of the National Science Foundation  
 8 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209  
 9 (42 U.S.C. 1880 et seq.), \$4,370,000: *Provided*, That not  
 10 to exceed \$2,500 shall be available for official reception  
 11 and representation expenses.

12           OFFICE OF INSPECTOR GENERAL

13           For necessary expenses of the Office of Inspector  
 14 General as authorized by the Inspector General Act of  
 15 1978, \$15,200,000, of which \$400,000 shall remain avail-  
 16 able until September 30, 2019.

17           ADMINISTRATIVE PROVISION

18           (INCLUDING TRANSFER OF FUNDS)

19           Not to exceed 5 percent of any appropriation made  
 20 available for the current fiscal year for the National  
 21 Science Foundation in this Act may be transferred be-  
 22 tween such appropriations, but no such appropriation shall  
 23 be increased by more than 10 percent by any such trans-  
 24 fers. Any transfer pursuant to this paragraph shall be  
 25 treated as a reprogramming of funds under section 505

1 of this Act and shall not be available for obligation except  
2 in compliance with the procedures set forth in that section.

3       This title may be cited as the “Science Appropria-  
4 tions Act, 2018”.

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## TITLE IV

### RELATED AGENCIES

#### COMMISSION ON CIVIL RIGHTS

##### SALARIES AND EXPENSES

For necessary expenses of the Commission on Civil Rights, including hire of passenger motor vehicles, \$9,200,000: *Provided*, That none of the funds appropriated in this paragraph may be used to employ any individuals under Schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations exclusive of one special assistant for each Commissioner: *Provided further*, That none of the funds appropriated in this paragraph shall be used to reimburse Commissioners for more than 75 billable days, with the exception of the chairperson, who is permitted 125 billable days: *Provided further*, That the Chair is authorized to accept and use any gift or donation to carry out the work of the Commission: *Provided further*, That none of the funds appropriated or authorized in this paragraph shall be used for any activity or expense that is not explicitly authorized by section 3 of the Civil Rights Commission Act of 1983 (42 U.S.C. 1975a).

#### EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

##### SALARIES AND EXPENSES

For necessary expenses of the Equal Employment Opportunity Commission as authorized by title VII of the

1 Civil Rights Act of 1964, the Age Discrimination in Em-  
 2 ployment Act of 1967, the Equal Pay Act of 1963, the  
 3 Americans with Disabilities Act of 1990, section 501 of  
 4 the Rehabilitation Act of 1973, the Civil Rights Act of  
 5 1991, the Genetic Information Nondiscrimination Act  
 6 (GINA) of 2008 (Public Law 110–233), the ADA Amend-  
 7 ments Act of 2008 (Public Law 110–325), and the Lilly  
 8 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-  
 9 cluding services as authorized by section 3109 of title 5,  
 10 United States Code; hire of passenger motor vehicles as  
 11 authorized by section 1343(b) of title 31, United States  
 12 Code; nonmonetary awards to private citizens; and up to  
 13 \$29,500,000 for payments to State and local enforcement  
 14 agencies for authorized services to the Commission,  
 15 \$364,500,000: *Provided*, That the Commission is author-  
 16 ized to make available for official reception and represen-  
 17 tation expenses not to exceed \$2,250 from available funds:  
 18 *Provided further*, That the Commission may take no action  
 19 to implement any workforce repositioning, restructuring,  
 20 or reorganization until such time as the Committees on  
 21 Appropriations of the House of Representatives and the  
 22 Senate have been notified of such proposals, in accordance  
 23 with the reprogramming requirements of section 505 of  
 24 this Act: *Provided further*, That the Chair is authorized

1 to accept and use any gift or donation to carry out the  
 2 work of the Commission.

### 3 INTERNATIONAL TRADE COMMISSION

#### 4 SALARIES AND EXPENSES

5 For necessary expenses of the International Trade  
 6 Commission, including hire of passenger motor vehicles  
 7 and services as authorized by section 3109 of title 5,  
 8 United States Code, and not to exceed \$2,250 for official  
 9 reception and representation expenses, \$91,500,000, to re-  
 10 main available until expended.

### 11 LEGAL SERVICES CORPORATION

#### 12 PAYMENT TO THE LEGAL SERVICES CORPORATION

13 For payment to the Legal Services Corporation to  
 14 carry out the purposes of the Legal Services Corporation  
 15 Act of 1974, \$385,000,000, of which \$352,000,000 is for  
 16 basic field programs and required independent audits;  
 17 \$5,000,000 is for the Office of Inspector General, of which  
 18 such amounts as may be necessary may be used to conduct  
 19 additional audits of recipients; \$19,000,000 is for manage-  
 20 ment and grants oversight; \$4,000,000 is for client self-  
 21 help and information technology; \$4,000,000 is for a Pro  
 22 Bono Innovation Fund; and \$1,000,000 is for loan repay-  
 23 ment assistance: *Provided*, That the Legal Services Cor-  
 24 poration may continue to provide locality pay to officers  
 25 and employees at a rate no greater than that provided by

1 the Federal Government to Washington, DC-based em-  
 2 ployees as authorized by section 5304 of title 5, United  
 3 States Code, notwithstanding section 1005(d) of the Legal  
 4 Services Corporation Act (42 U.S.C. 2996(d)): *Provided*  
 5 *further*, That the authorities provided in section 205 of  
 6 this Act shall be applicable to the Legal Services Corpora-  
 7 tion: *Provided further*, That, for the purposes of section  
 8 505 of this Act, the Legal Services Corporation shall be  
 9 considered an agency of the United States Government.

#### 10 ADMINISTRATIVE PROVISION—LEGAL SERVICES

#### 11 CORPORATION

12 None of the funds appropriated in this Act to the  
 13 Legal Services Corporation shall be expended for any pur-  
 14 pose prohibited or limited by, or contrary to any of the  
 15 provisions of, sections 501, 502, 503, 504, 505, and 506  
 16 of Public Law 105–119, and all funds appropriated in this  
 17 Act to the Legal Services Corporation shall be subject to  
 18 the same terms and conditions set forth in such sections,  
 19 except that all references in sections 502 and 503 to 1997  
 20 and 1998 shall be deemed to refer instead to 2017 and  
 21 2018, respectively.

#### 22 MARINE MAMMAL COMMISSION

#### 23 SALARIES AND EXPENSES

24 For necessary expenses of the Marine Mammal Com-  
 25 mission as authorized by title II of the Marine Mammal

1 Protection Act of 1972 (16 U.S.C. 1361 et seq.),  
2 \$3,431,000.

3 OFFICE OF THE UNITED STATES TRADE  
4 REPRESENTATIVE  
5 SALARIES AND EXPENSES  
6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses of the Office of the United  
8 States Trade Representative, including the hire of pas-  
9 senger motor vehicles and the employment of experts and  
10 consultants as authorized by section 3109 of title 5,  
11 United States Code, \$57,600,000, of which \$1,000,000  
12 shall remain available until expended: *Provided*, That of  
13 the total amount made available under this heading, up  
14 to \$10,000,000 may be derived from the Trade Enforce-  
15 ment Trust Fund established in subsection (a) of section  
16 611 of the Trade Facilitation and Trade Enforcement Act  
17 of 2015 (19 U.S.C. 4405) for activities of the United  
18 States Trade Representative authorized by subsection (d)  
19 of such section, including transfers: *Provided further*, That  
20 any transfer pursuant to paragraph (1) of such subsection  
21 (d) shall be treated as a reprogramming under section 505  
22 of this Act: *Provided further*, That of the total amount  
23 made available under this heading, not to exceed \$124,000  
24 shall be available for official reception and representation  
25 expenses.

## STATE JUSTICE INSTITUTE

## SALARIES AND EXPENSES

For necessary expenses of the State Justice Institute,  
as authorized by the State Justice Institute Act of 1984  
(42 U.S.C. 10701 et seq.) \$5,121,000, of which \$500,000  
shall remain available until September 30, 2019: *Provided*,  
That not to exceed \$2,250 shall be available for official  
reception and representation expenses: *Provided further*,  
That, for the purposes of section 505 of this Act, the State  
Justice Institute shall be considered an agency of the  
United States Government.

1 TITLE V  
2 GENERAL PROVISIONS  
3 (INCLUDING RESCISSIONS)  
4 (INCLUDING TRANSFER OF FUNDS)  
5 SEC. 501. No part of any appropriation contained in  
6 this Act shall be used for publicity or propaganda purposes  
7 not authorized by the Congress.  
8 SEC. 502. No part of any appropriation contained in  
9 this Act shall remain available for obligation beyond the  
10 current fiscal year unless expressly so provided herein.  
11 SEC. 503. The expenditure of any appropriation  
12 under this Act for any consulting service through procure-  
13 ment contract, pursuant to section 3109 of title 5, United  
14 States Code, shall be limited to those contracts where such  
15 expenditures are a matter of public record and available  
16 for public inspection, except where otherwise provided  
17 under existing law, or under existing Executive order  
18 issued pursuant to existing law.  
19 SEC. 504. If any provision of this Act or the applica-  
20 tion of such provision to any person or circumstances shall  
21 be held invalid, the remainder of the Act and the applica-  
22 tion of each provision to persons or circumstances other  
23 than those as to which it is held invalid shall not be af-  
24 fected 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 2018, 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. Notwithstanding any other provision of  
16 law, amounts deposited or available in the Fund estab-  
17 lished by section 1402 of chapter XIV of title II of Public  
18 Law 98-473 (42 U.S.C. 10601) in any fiscal year in ex-  
19 cess of \$3,636,000,000 shall not be available for obligation  
20 until the following fiscal year: *Provided*, That notwith-  
21 standing section 1402(d) of such Act, of the amounts  
22 available from the Fund for obligation: (1) \$10,000,000  
23 shall remain available until expended to the Department  
24 of Justice Office of Inspector General for oversight and  
25 auditing purposes; and (2) 5 percent shall be available to

1 the Office for Victims of Crime for grants, consistent with  
2 the requirements of the Victims of Crime Act, to Indian  
3 tribes to improve services for victims of crime.

4 SEC. 511. None of the funds made available to the  
5 Department of Justice in this Act may be used to discrimi-  
6 nate against or denigrate the religious or moral beliefs of  
7 students who participate in programs for which financial  
8 assistance is provided from those funds, or of the parents  
9 or legal guardians of such students.

10 SEC. 512. None of the funds made available in this  
11 Act may be transferred to any department, agency, or in-  
12 strumentality of the United States Government, except  
13 pursuant to a transfer made by, or transfer authority pro-  
14 vided in, this Act or any other appropriations Act.

15 SEC. 513. Not later than 30 days after the date of  
16 the enactment of this Act, the Secretary of Commerce  
17 shall lift the stay on the effective date of the final rule  
18 for the seafood import monitoring program published by  
19 the Secretary on December 9, 2016, (81 Fed. Reg. 88975  
20 et seq.) for the species described in section 300.324(a)(3)  
21 of title 50, Code of Federal Regulations, and ensure that  
22 the effective date of such rule with respect to such species  
23 is the same as the effective date for species listed in sec-  
24 tion 300.324(a)(2) of such title.

1        SEC. 514. (a) The Inspectors General of the Depart-  
2        ment of Commerce, the Department of Justice, the Na-  
3        tional Aeronautics and Space Administration, the Na-  
4        tional Science Foundation, and the Legal Services Cor-  
5        poration shall conduct audits, pursuant to the Inspector  
6        General Act (5 U.S.C. App.), of grants or contracts for  
7        which funds are appropriated by this Act, and shall submit  
8        reports to Congress on the progress of such audits, which  
9        may include preliminary findings and a description of  
10       areas of particular interest, within 180 days after initi-  
11       ating such an audit and every 180 days thereafter until  
12       any such audit is completed.

13       (b) Within 60 days after the date on which an audit  
14       described in subsection (a) by an Inspector General is  
15       completed, the Secretary, Attorney General, Adminis-  
16       trator, Director, or President, as appropriate, shall make  
17       the results of the audit available to the public on the Inter-  
18       net website maintained by the Department, Administra-  
19       tion, Foundation, or Corporation, respectively. The results  
20       shall be made available in redacted form to exclude—

21                (1) any matter described in section 552(b) of  
22       title 5, United States Code; and

23                (2) sensitive personal information for any indi-  
24       vidual, the public access to which could be used to

1       commit identity theft or for other inappropriate or  
2       unlawful purposes.

3       (c) Any person awarded a grant or contract funded  
4       by amounts appropriated by this Act shall submit a state-  
5       ment to the Secretary of Commerce, the Attorney General,  
6       the Administrator, Director, or President, as appropriate,  
7       certifying that no funds derived from the grant or contract  
8       will be made available through a subcontract or in any  
9       other manner to another person who has a financial inter-  
10      est in the person awarded the grant or contract.

11      (d) The provisions of the preceding subsections of  
12      this section shall take effect 30 days after the date on  
13      which the Director of the Office of Management and  
14      Budget, in consultation with the Director of the Office of  
15      Government Ethics, determines that a uniform set of rules  
16      and requirements, substantially similar to the require-  
17      ments in such subsections, consistently apply under the  
18      executive branch ethics program to all Federal depart-  
19      ments, agencies, and entities.

20      SEC. 515. (a) None of the funds appropriated or oth-  
21      erwise made available under this Act may be used by the  
22      Departments of Commerce and Justice, the National Aer-  
23      onautics and Space Administration, or the National  
24      Science Foundation to acquire a high-impact information  
25      system, as defined for security categorization in the Na-

1 tional Institute of Standards and Technology's (NIST)  
2 Federal Information Processing Standard Publication  
3 199, "Standards for Security Categorization of Federal  
4 Information and Information Systems" unless the agency  
5 has—

6           (1) reviewed the supply chain risk for the infor-  
7 mation systems against criteria developed by NIST  
8 to inform acquisition decisions for high-impact infor-  
9 mation systems within the Federal Government and  
10 against international standards and guidelines in-  
11 cluding those developed by NIST;

12           (2) reviewed the supply chain risk from the pre-  
13 sumptive awardee against available and relevant  
14 threat information provided by the Federal Bureau  
15 of Investigation (FBI) and other appropriate agen-  
16 cies; and

17           (3) developed, in consultation with NIST, the  
18 FBI, and supply chain risk management experts, a  
19 mitigation strategy for any identified risks.

20 (b) During fiscal year 2018—

21           (1) the FBI, in consultation with NIST, shall  
22 develop best practices for supply chain risk manage-  
23 ment; and

24           (2) the Departments of Commerce and Justice,  
25 the National Aeronautics and Space Administration,

1       and the National Science Foundation shall incor-  
2       porate such practices into their information tech-  
3       nology procurement practices to the maximum ex-  
4       tent practicable.

5       SEC. 516. None of the funds made available in this  
6       Act shall be used in any way whatsoever to support or  
7       justify the use of torture by any official or contract em-  
8       ployee of the United States Government.

9       SEC. 517. (a) Notwithstanding any other provision  
10      of law or treaty, none of the funds appropriated or other-  
11      wise made available under this Act or any other Act may  
12      be expended or obligated by a department, agency, or in-  
13      strumentality of the United States to pay administrative  
14      expenses or to compensate an officer or employee of the  
15      United States in connection with requiring an export li-  
16      cense for the export to Canada of components, parts, ac-  
17      cessories or attachments for firearms listed in Category  
18      I, section 121.1 of title 22, Code of Federal Regulations  
19      (International Trafficking in Arms Regulations (ITAR),  
20      part 121, as it existed on April 1, 2005) with a total value  
21      not exceeding \$500 wholesale in any transaction, provided  
22      that the conditions of subsection (b) of this section are  
23      met by the exporting party for such articles.

24      (b) The foregoing exemption from obtaining an ex-  
25      port license—

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

7           (2) does not permit the export without a license  
8       of—

9           (A) fully automatic firearms and compo-  
10       nents and parts for such firearms, other than  
11       for end use by the Federal Government, or a  
12       Provincial or Municipal Government of Canada;

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

18          (C) articles for export from Canada to an-  
19       other foreign destination.

20       (c) In accordance with this section, the District Di-  
21       rectors of Customs and postmasters shall permit the per-  
22       manent or temporary export without a license of any un-  
23       classified articles specified in subsection (a) to Canada for  
24       end use in Canada or return to the United States, or tem-  
25       porary import of Canadian-origin items from Canada for

1 end use in the United States or return to Canada for a  
2 Canadian citizen.

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

14 SEC. 518. Notwithstanding any other provision of  
15 law, no department, agency, or instrumentality of the  
16 United States receiving appropriated funds under this Act  
17 or any other Act shall obligate or expend in any way such  
18 funds to pay administrative expenses or the compensation  
19 of any officer or employee of the United States to deny  
20 any application submitted pursuant to 22 U.S.C.  
21 2778(b)(1)(B) and qualified pursuant to 27 CFR section  
22 478.112 or .113, for a permit to import United States ori-  
23 gin “curios or relics” firearms, parts, or ammunition.

1       SEC. 519. None of the funds made available in this  
2 Act may be used to include in any new bilateral or multi-  
3 lateral trade agreement the text of—

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

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

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

10       SEC. 520. None of the funds made available in this  
11 Act may be used to authorize or issue a national security  
12 letter in contravention of any of the following laws author-  
13 izing the Federal Bureau of Investigation to issue national  
14 security letters: The Right to Financial Privacy Act of  
15 1978; The Electronic Communications Privacy Act of  
16 1986; The Fair Credit Reporting Act; The National Secu-  
17 rity Act of 1947; USA PATRIOT Act; USA FREEDOM  
18 Act of 2015; and the laws amended by these Acts.

19       SEC. 521. If at any time during any quarter, the pro-  
20 gram manager of a project within the jurisdiction of the  
21 Departments of Commerce or Justice, the National Aero-  
22 nautics and Space Administration, or the National Science  
23 Foundation totaling more than \$75,000,000 has reason-  
24 able cause to believe that the total program cost has in-  
25 creased by 10 percent or more, the program manager shall

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

16 SEC. 522. Funds appropriated by this Act, or made  
17 available by the transfer of funds in this Act, for intel-  
18 ligence or intelligence related activities are deemed to be  
19 specifically authorized by the Congress for purposes of sec-  
20 tion 504 of the National Security Act of 1947 (50 U.S.C.  
21 3094) during fiscal year 2018 until the enactment of the  
22 Intelligence Authorization Act for fiscal year 2018.

23 SEC. 523. None of the funds appropriated or other-  
24 wise made available by this Act may be used to enter into  
25 a contract in an amount greater than \$5,000,000 or to

1 award a grant in excess of such amount unless the pro-  
2 spective contractor or grantee certifies in writing to the  
3 agency awarding the contract or grant that, to the best  
4 of its knowledge and belief, the contractor or grantee has  
5 filed all Federal tax returns required during the three  
6 years preceding the certification, has not been convicted  
7 of a criminal offense under the Internal Revenue Code of  
8 1986, and has not, more than 90 days prior to certifi-  
9 cation, been notified of any unpaid Federal tax assessment  
10 for which the liability remains unsatisfied, unless the as-  
11 sessment is the subject of an installment agreement or  
12 offer in compromise that has been approved by the Inter-  
13 nal Revenue Service and is not in default, or the assess-  
14 ment is the subject of a non-frivolous administrative or  
15 judicial proceeding.

16 (RESCISSIONS)

17 SEC. 524. (a) Of the unobligated balances from prior  
18 year appropriations available to the Department of Com-  
19 merce, the following funds are hereby rescinded, not later  
20 than September 30, 2018, from the following accounts in  
21 the specified amounts—

22 (1) “Economic Development Administration,  
23 Economic Development Assistance Programs”,  
24 \$15,000,000;

1           (2) “National Oceanic and Atmospheric Admin-  
2           istration, Operations, Research, and Facilities”,  
3           \$20,000,000.

4           (b) Of the unobligated balances available to the De-  
5           partment of Justice, the following funds are hereby re-  
6           scinded, not later than September 30, 2018, from the fol-  
7           lowing accounts in the specified amounts—

8           (1) “Working Capital Fund”, \$399,627,000;

9           (2) “Federal Bureau of Investigation, Salaries  
10          and Expenses”, \$155,390,000 including from, but  
11          not limited to, fees collected to defray expenses for  
12          the automation of fingerprint identification and  
13          criminal justice information services and associated  
14          costs;

15          (3) “State and Local Law Enforcement Activi-  
16          ties, Office on Violence Against Women, Violence  
17          Against Women Prevention and Prosecution Pro-  
18          grams”, \$15,000,000;

19          (4) “State and Local Law Enforcement Activi-  
20          ties, Office of Justice Programs”, \$50,000,000;

21          (5) “State and Local Law Enforcement Activi-  
22          ties, Community Oriented Policing Services”,  
23          \$10,000,000; and

1           (6) “Legal Activities, Assets Forfeiture Fund”,  
2       \$304,000,000, of which \$152,000,000 is perma-  
3       nently rescinded.

4       (c) The Departments of Commerce and Justice shall  
5       submit to the Committees on Appropriations of the House  
6       of Representatives and the Senate a report no later than  
7       September 1, 2018, specifying the amount of each rescis-  
8       sion made pursuant to subsections (a) and (b), and the  
9       Department of Justice shall ensure that sufficient bal-  
10      ances are available in the “Working Capital Fund” to re-  
11      scind the amount specified in subsection (b) and shall  
12      transfer unobligated balances from discretionary appro-  
13      priations (except from “Federal Bureau of Investigation,  
14      Salaries and Expenses”, “Fees and Expenses of Wit-  
15      nesses”, “Public Safety Officer Benefits”, and amounts  
16      that were designated by the Congress as an emergency or  
17      disaster relief requirement pursuant to a concurrent reso-  
18      lution on the budget or section 251(b)(2) of the Balanced  
19      Budget and Emergency Deficit Control Act of 1985) made  
20      available in this Act to the Department into the “Working  
21      Capital Fund” if necessary to meet the amount specified  
22      in subsection (b) and this transfer authority is in addition  
23      to any other transfer authority contained in this Act.

24      SEC. 525. None of the funds made available in this  
25      Act may be used to purchase first class or premium airline

1 travel in contravention of sections 301–10.122 through  
2 301–10.124 of title 41 of the Code of Federal Regulations.

3 SEC. 526. None of the funds made available in this  
4 Act may be used to send or otherwise pay for the attend-  
5 ance of more than 50 employees from a Federal depart-  
6 ment or agency, who are stationed in the United States,  
7 at any single conference occurring outside the United  
8 States unless such conference is a law enforcement train-  
9 ing or operational conference for law enforcement per-  
10 sonnel and the majority of Federal employees in attend-  
11 ance are law enforcement personnel stationed outside the  
12 United States.

13 SEC. 527. None of the funds appropriated or other-  
14 wise made available in this Act may be used to transfer,  
15 release, or assist in the transfer or release to or within  
16 the United States, its territories, or possessions Khalid  
17 Sheikh Mohammed or any other detainee who—

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

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

23 SEC. 528. (a) None of the funds appropriated or oth-  
24 erwise made available in this Act may be used to con-  
25 struct, acquire, or modify any facility in the United States,

1 its territories, or possessions to house any individual de-  
2 scribed in subsection (c) for the purposes of detention or  
3 imprisonment in the custody or under the effective control  
4 of the Department of Defense.

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

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

11 (1) is not a citizen of the United States or a  
12 member of the Armed Forces of the United States;  
13 and

14 (2) is—

15 (A) in the custody or under the effective  
16 control of the Department of Defense; or

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

19 SEC. 529. The Director of the Office of Management  
20 and Budget shall instruct any department, agency, or in-  
21 strumentality of the United States receiving funds appro-  
22 priated under this Act to track undisbursed balances in  
23 expired grant accounts and include in its annual perform-  
24 ance plan and performance and accountability reports the  
25 following:

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

4           (2) The method that the department, agency, or  
5           instrumentality uses to track undisbursed balances  
6           in expired grant accounts.

7           (3) Identification of undisbursed balances in ex-  
8           pired grant accounts that may be returned to the  
9           Treasury of the United States.

10          (4) In the preceding 3 fiscal years, details on  
11          the total number of expired grant accounts with  
12          undisbursed balances (on the first day of each fiscal  
13          year) for the department, agency, or instrumentality  
14          and the total finances that have not been obligated  
15          to a specific project remaining in the accounts.

16          SEC. 530. (a) None of the funds made available by  
17          this Act may be used for the National Aeronautics and  
18          Space Administration (NASA) or the Office of Science  
19          and Technology Policy (OSTP) to develop, design, plan,  
20          promulgate, implement, or execute a bilateral policy, pro-  
21          gram, order, or contract of any kind to participate, col-  
22          laborate, or coordinate bilaterally in any way with China  
23          or any Chinese-owned company unless such activities are  
24          specifically authorized by a law enacted after the date of  
25          enactment of this Act.

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

4 (c) The limitations described in subsections (a) and  
5 (b) shall not apply to activities which NASA or OSTP,  
6 after consultation with the Federal Bureau of Investiga-  
7 tion, have certified—

8 (1) pose no risk of resulting in the transfer of  
9 technology, data, or other information with national  
10 security or economic security implications to China  
11 or a Chinese-owned company; and

12 (2) will not involve knowing interactions with  
13 officials who have been determined by the United  
14 States to have direct involvement with violations of  
15 human rights.

16 (d) Any certification made under subsection (c) shall  
17 be submitted to the Committees on Appropriations of the  
18 House of Representatives and the Senate, and the Federal  
19 Bureau of Investigation, no later than 30 days prior to  
20 the activity in question and shall include a description of  
21 the purpose of the activity, its agenda, its major partici-  
22 pants, and its location and timing.

23 SEC. 531. None of the funds made available by this  
24 Act may be used to pay the salaries or expenses of per-

1 sonnel to deny, or fail to act on, an application for the  
2 importation of any model of shotgun if—

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

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

11 SEC. 532. (a) None of the funds made available in  
12 this Act may be used to maintain or establish a computer  
13 network unless such network blocks the viewing,  
14 downloading, and exchanging of pornography.

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

20 SEC. 533. The Departments of Commerce and Jus-  
21 tice, the National Aeronautics and Space Administration,  
22 the National Science Foundation, the Commission on Civil  
23 Rights, the Equal Employment Opportunity Commission,  
24 the International Trade Commission, the Legal Services  
25 Corporation, the Marine Mammal Commission, the Offices

1 of Science and Technology Policy and the United States  
2 Trade Representative, and the State Justice Institute  
3 shall submit spending plans, signed by the respective de-  
4 partment or agency head, to the Committees on Appro-  
5 priations of the House of Representatives and the Senate  
6 within 45 days after the date of enactment of this Act.

7 SEC. 534. None of the funds made available by this  
8 Act may be obligated or expended to implement the Arms  
9 Trade Treaty until the Senate approves a resolution of  
10 ratification for the Treaty.

11 SEC. 535. Notwithstanding any other provision of  
12 this Act, none of the funds appropriated or otherwise  
13 made available by this Act may be used to pay award or  
14 incentive fees for contractor performance that has been  
15 judged to be below satisfactory performance or for per-  
16 formance that does not meet the basic requirements of a  
17 contract.

18 SEC. 536. None of the funds made available by this  
19 Act may be used by the Attorney General—

20 (1) in contravention of section 7606 of the Ag-  
21 ricultural Act of 2014 (7 U.S.C. 5940); or

22 (2) in a manner that interferes with any activ-  
23 ity under a State law that authorizes the use, dis-  
24 tribution, possession, or cultivation of industrial  
25 hemp (as defined in subsection (b) of that section).

1        SEC. 537. Of the funds appropriated or otherwise  
2 made available in this Act for the National Oceanic and  
3 Atmospheric Administration (NOAA), NOAA shall, as  
4 part of fisheries science and management activities, obli-  
5 gate funding for the placement of at sea monitors on ves-  
6 sels before obligating funding for observer-related costs as-  
7 sociated with standardized bycatch reporting methodology  
8 requirements.

9                                    MEDICAL MARIJUANA

10        SEC. 538. None of the funds made available under  
11 this Act to the Department of Justice may be used, with  
12 respect to any of the States of Alabama, Alaska, Arizona,  
13 Arkansas, California, Colorado, Connecticut, Delaware,  
14 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-  
15 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-  
16 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,  
17 New Hampshire, New Jersey, New Mexico, New York,  
18 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,  
19 Pennsylvania, Rhode Island, South Carolina, Tennessee,  
20 Texas, Utah, Vermont, Virginia, Washington, West Vir-  
21 ginia, Wisconsin, and Wyoming, or with respect to the  
22 District of Columbia, Guam, or Puerto Rico, to prevent  
23 any such State or jurisdiction from implementing a law  
24 that authorizes the use, distribution, possession, or cul-  
25 tivation of medical marijuana.

1       This Act may be cited as the “Commerce, Justice,  
2 Science, and Related Agencies Appropriations Act, 2018”.



Calendar No. 186

115<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**S. 1662**

[Report No. 115–139]

**A BILL**

Making appropriations for the Departments of  
Commerce and Justice, Science, and Related  
Agencies for the fiscal year ending September 30,  
2018, and for other purposes.

JULY 27, 2017

Read twice and placed on the calendar