

Union Calendar No. 93

114TH CONGRESS
1ST SESSION

H. R. 2578

[Report No. 114–130]

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 27, 2015

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

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, 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 fiscal year ending September 30, 2016, and for other pur-
6 poses, namely:

7 TITLE I

8 DEPARTMENT OF COMMERCE

9 INTERNATIONAL TRADE ADMINISTRATION

10 OPERATIONS AND ADMINISTRATION

11 For necessary expenses for international trade activi-
12 ties of the Department of Commerce provided for by law,
13 and for engaging in trade promotional activities abroad,
14 including expenses of grants and cooperative agreements
15 for the purpose of promoting exports of United States
16 firms, without regard to sections 3702 and 3703 of title
17 44, United States Code; full medical coverage for depend-
18 ent members of immediate families of employees stationed
19 overseas and employees temporarily posted overseas; travel
20 and transportation of employees of the International
21 Trade Administration between two points abroad, without
22 regard to section 40118 of title 49, United States Code;
23 employment of citizens of the United States and aliens by
24 contract for services; rental of space abroad for periods
25 not exceeding 10 years, and expenses of alteration, repair,

1 or improvement; purchase or construction of temporary
2 demountable exhibition structures for use abroad; pay-
3 ment of tort claims, in the manner authorized in the first
4 paragraph of section 2672 of title 28, United States Code,
5 when such claims arise in foreign countries; not to exceed
6 \$294,300 for official representation expenses abroad; pur-
7 chase of passenger motor vehicles for official use abroad,
8 not to exceed \$45,000 per vehicle; obtaining insurance on
9 official motor vehicles; and rental of tie lines,
10 \$472,000,000, to remain available until September 30,
11 2017, of which \$10,000,000 is to be derived from fees to
12 be retained and used by the International Trade Adminis-
13 tration, notwithstanding section 3302 of title 31, United
14 States Code: *Provided*, That, of amounts provided under
15 this heading, not less than \$16,400,000 shall be for China
16 antidumping and countervailing duty enforcement and
17 compliance activities: *Provided further*, That the provisions
18 of the first sentence of section 105(f) and all of section
19 108(c) of the Mutual Educational and Cultural Exchange
20 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply
21 in carrying out these activities; and that for the purpose
22 of this Act, contributions under the provisions of the Mu-
23 tual Educational and Cultural Exchange Act of 1961 shall
24 include payment for assessments for services provided as
25 part of these activities.

1 BUREAU OF INDUSTRY AND SECURITY
2 OPERATIONS AND ADMINISTRATION

3 For necessary expenses for export administration and
4 national security activities of the Department of Com-
5 merce, including costs associated with the performance of
6 export administration field activities both domestically and
7 abroad; full medical coverage for dependent members of
8 immediate families of employees stationed overseas; em-
9 ployment of citizens of the United States and aliens by
10 contract for services abroad; payment of tort claims, in
11 the manner authorized in the first paragraph of section
12 2672 of title 28, United States Code, when such claims
13 arise in foreign countries; not to exceed \$13,500 for offi-
14 cial representation expenses abroad; awards of compensa-
15 tion to informers under the Export Administration Act of
16 1979, and as authorized by section 1(b) of the Act of June
17 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
18 of passenger motor vehicles for official use and motor vehi-
19 cles for law enforcement use with special requirement vehi-
20 cles eligible for purchase without regard to any price limi-
21 tation otherwise established by law, \$110,000,000, to re-
22 main available until expended: *Provided*, That the provi-
23 sions of the first sentence of section 105(f) and all of sec-
24 tion 108(c) of the Mutual Educational and Cultural Ex-
25 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall

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

10 ECONOMIC DEVELOPMENT ADMINISTRATION

11 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

12 For grants for economic development assistance as
13 provided by the Public Works and Economic Development
14 Act of 1965, for trade adjustment assistance, for grants
15 authorized by section 27 of the Stevenson-Wydler Tech-
16 nology Innovation Act of 1980 (15 U.S.C. 3722),
17 \$213,000,000, to remain available until expended.

18 SALARIES AND EXPENSES

19 For necessary expenses of administering the eco-
20 nomic development assistance programs as provided for by
21 law, \$37,000,000: *Provided*, That these funds may be used
22 to monitor projects approved pursuant to title I of the
23 Public Works Employment Act of 1976, title II of the
24 Trade Act of 1974, section 27 of the Stevenson-Wydler

1 Technology Innovation Act of 1980 (15 U.S.C. 3722), and
2 the Community Emergency Drought Relief Act of 1977.

3 MINORITY BUSINESS DEVELOPMENT AGENCY

4 MINORITY BUSINESS DEVELOPMENT

5 For necessary expenses of the Department of Com-
6 merce in fostering, promoting, and developing minority
7 business enterprise, including expenses of grants, con-
8 tracts, and other agreements with public or private organi-
9 zations, \$32,000,000.

10 ECONOMICS AND STATISTICS ANALYSIS

11 SALARIES AND EXPENSES

12 For necessary expenses, as authorized by law, of eco-
13 nomic and statistical analysis programs of the Department
14 of Commerce, \$100,000,000, to remain available until
15 September 30, 2017.

16 BUREAU OF THE CENSUS

17 CURRENT SURVEYS AND PROGRAMS

18 For necessary expenses for collecting, compiling, ana-
19 lyzing, preparing and publishing statistics, provided for by
20 law, \$265,000,000: *Provided*, That, from amounts pro-
21 vided herein, funds may be used for promotion, outreach,
22 and marketing activities: *Provided further*, That the Bu-
23 reau of the Census shall collect data for the Annual Social
24 and Economic Supplement to the Current Population Sur-
25 vey using the same health insurance questions included

1 in previous years, in addition to the revised questions im-
2 plemented in the Current Population Survey beginning in
3 February 2014.

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

6 For necessary expenses for collecting, compiling, ana-
7 lyzing, preparing and publishing statistics for periodic cen-
8 suses and programs provided for by law, \$848,000,000,
9 to remain available until September 30, 2017: *Provided*,
10 That, from amounts provided herein, funds may be used
11 for promotion, outreach, and marketing activities: *Pro-*
12 *vided further*, That within the amounts appropriated,
13 \$1,551,000 shall be transferred to the “Office of Inspector
14 General” account for activities associated with carrying
15 out investigations and audits related to the Bureau of the
16 Census: *Provided further*, That not more than 50 percent
17 of the amounts made available under this heading for in-
18 formation technology related to 2020 census delivery, in-
19 cluding the Census Enterprise Data Collection and Proc-
20 essing (CEDCaP) program, may be obligated until the
21 Secretary submits to the Committees on Appropriations
22 of the House of Representatives and the Senate a plan
23 for expenditure that (1) identifies for each CEDCaP
24 project/investment over \$25,000 (a) the functional and
25 performance capabilities to be delivered and the mission

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

8 NATIONAL TELECOMMUNICATIONS AND INFORMATION
9 ADMINISTRATION

10 SALARIES AND EXPENSES

11 For necessary expenses, as provided for by law, of
12 the National Telecommunications and Information Ad-
13 ministration (NTIA), \$35,200,000, to remain available
14 until September 30, 2017: *Provided*, That, notwith-
15 standing 31 U.S.C. 1535(d), the Secretary of Commerce
16 shall charge Federal agencies for costs incurred in spec-
17 trum management, analysis, operations, and related serv-
18 ices, and such fees shall be retained and used as offsetting
19 collections for costs of such spectrum services, to remain
20 available until expended: *Provided further*, That the Sec-
21 retary of Commerce is authorized to retain and use as off-
22 setting collections all funds transferred, or previously
23 transferred, from other Government agencies for all costs
24 incurred in telecommunications research, engineering, and
25 related activities by the Institute for Telecommunication

1 Sciences of NTIA, in furtherance of its assigned functions
2 under this paragraph, and such funds received from other
3 Government agencies shall remain available until ex-
4 pended.

5 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
6 AND CONSTRUCTION

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

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

14 For necessary expenses of the United States Patent
15 and Trademark Office (USPTO) provided for by law, in-
16 cluding defense of suits instituted against the Under Sec-
17 retary of Commerce for Intellectual Property and Director
18 of the USPTO, \$3,272,000,000, to remain available until
19 expended: *Provided*, That the sum herein appropriated
20 from the general fund shall be reduced as offsetting collec-
21 tions of fees and surcharges assessed and collected by the
22 USPTO under any law are received during fiscal year
23 2016, so as to result in a fiscal year 2016 appropriation
24 from the general fund estimated at \$0: *Provided further*,
25 That during fiscal year 2016, should the total amount of

1 such offsetting collections be less than \$3,272,000,000
2 this amount shall be reduced accordingly: *Provided fur-*
3 *ther*, That any amount received in excess of
4 \$3,272,000,000 in fiscal year 2016 and deposited in the
5 Patent and Trademark Fee Reserve Fund shall remain
6 available until expended: *Provided further*, That the Direc-
7 tor of USPTO shall submit a spending plan to the Com-
8 mittees on Appropriations of the House of Representatives
9 and the Senate for any amounts made available by the
10 preceding proviso and such spending plan shall be treated
11 as a reprogramming under section 505 of this Act and
12 shall not be available for obligation or expenditure except
13 in compliance with the procedures set forth in that section:
14 *Provided further*, That any amounts reprogrammed in ac-
15 cordance with the preceding proviso shall be transferred
16 to the United States Patent and Trademark Office “Sala-
17 ries and Expenses” account: *Provided further*, That from
18 amounts provided herein, not to exceed \$900 shall be
19 made available in fiscal year 2016 for official reception
20 and representation expenses: *Provided further*, That in fis-
21 cal year 2016 from the amounts made available for “Sala-
22 ries and Expenses” for the USPTO, the amounts nec-
23 essary to pay (1) the difference between the percentage
24 of basic pay contributed by the USPTO and employees
25 under section 8334(a) of title 5, United States Code, and

1 the normal cost percentage (as defined by section
2 8331(17) of that title) as provided by the Office of Per-
3 sonnel Management (OPM) for USPTO's specific use, of
4 basic pay, of employees subject to subchapter III of chap-
5 ter 83 of that title, and (2) the present value of the other-
6 wise unfunded accruing costs, as determined by OPM for
7 USPTO's specific use of post-retirement life insurance
8 and post-retirement health benefits coverage for all
9 USPTO employees who are enrolled in Federal Employees
10 Health Benefits (FEHB) and Federal Employees Group
11 Life Insurance (FEGLI), shall be transferred to the Civil
12 Service Retirement and Disability Fund, the FEGLI
13 Fund, and the FEHB Fund, as appropriate, and shall be
14 available for the authorized purposes of those accounts:
15 *Provided further*, That any differences between the present
16 value factors published in OPM's yearly 300 series benefit
17 letters and the factors that OPM provides for USPTO's
18 specific use shall be recognized as an imputed cost on
19 USPTO's financial statements, where applicable: *Provided*
20 *further*, That, notwithstanding any other provision of law,
21 all fees and surcharges assessed and collected by USPTO
22 are available for USPTO only pursuant to section 42(c)
23 of title 35, United States Code, as amended by section
24 22 of the Leahy-Smith America Invents Act (Public Law
25 112-29): *Provided further*, That within the amounts ap-

1 appropriated, \$2,000,000 shall be transferred to the “Office
2 of Inspector General” account for activities associated
3 with carrying out investigations and audits related to the
4 USPTO.

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

8 For necessary expenses of the National Institute of
9 Standards and Technology (NIST), \$675,000,000, to re-
10 main available until expended, of which not to exceed
11 \$9,000,000 may be transferred to the “Working Capital
12 Fund”: *Provided*, That not to exceed \$5,000 shall be for
13 official reception and representation expenses: *Provided*
14 *further*, That NIST may provide local transportation for
15 summer undergraduate research fellowship program par-
16 ticipants.

17 INDUSTRIAL TECHNOLOGY SERVICES

18 For necessary expenses of the Hollings Manufac-
19 turing Extension Partnership of the National Institute of
20 Standards and Technology, \$130,000,000, to remain
21 available until expended.

22 CONSTRUCTION OF RESEARCH FACILITIES

23 For construction of new research facilities, including
24 architectural and engineering design, and for renovation
25 and maintenance of existing facilities, not otherwise pro-

1 vided for the National Institute of Standards and Tech-
2 nology, as authorized by sections 13 through 15 of the
3 National Institute of Standards and Technology Act (15
4 U.S.C. 278c–278e), \$50,000,000, to remain available until
5 expended: *Provided*, That the Secretary of Commerce shall
6 include in the budget justification materials that the Sec-
7 retary submits to Congress in support of the Department
8 of Commerce budget (as submitted with the budget of the
9 President under section 1105(a) of title 31, United States
10 Code) an estimate for each National Institute of Stand-
11 ards and Technology construction project having a total
12 multi-year program cost of more than \$5,000,000, and si-
13 multaneously the budget justification materials shall in-
14 clude an estimate of the budgetary requirements for each
15 such project for each of the 5 subsequent fiscal years.

16 NATIONAL OCEANIC AND ATMOSPHERIC

17 ADMINISTRATION

18 OPERATIONS, RESEARCH, AND FACILITIES

19 (INCLUDING TRANSFER OF FUNDS)

20 For necessary expenses of activities authorized by law
21 for the National Oceanic and Atmospheric Administration,
22 including maintenance, operation, and hire of aircraft and
23 vessels; grants, contracts, or other payments to nonprofit
24 organizations for the purposes of conducting activities
25 pursuant to cooperative agreements; and relocation of fa-

1 cilities, \$3,147,877,000, to remain available until Sep-
2 tember 30, 2017, except that funds provided for coopera-
3 tive enforcement shall remain available until September
4 30, 2018: *Provided*, That fees and donations received by
5 the National Ocean Service for the management of na-
6 tional marine sanctuaries may be retained and used for
7 the salaries and expenses associated with those activities,
8 notwithstanding section 3302 of title 31, United States
9 Code: *Provided further*, That in addition, \$130,164,000
10 shall be derived by transfer from the fund entitled “Pro-
11 mote and Develop Fishery Products and Research Per-
12 taining to American Fisheries”, which shall only be used
13 for fishery activities related to the Saltonstall-Kennedy
14 Grant Program, Cooperative Research, Annual Stock As-
15 sessments, Survey and Monitoring Projects, Interjurisdic-
16 tional Fisheries Grants, and Fish Information Networks:
17 *Provided further*, That of the \$3,295,541,000 provided for
18 in direct obligations under this heading \$3,147,877,000
19 is appropriated from the general fund, \$130,164,000 is
20 provided by transfer, and \$17,500,000 is derived from re-
21 coveries of prior year obligations: *Provided further*, That
22 the total amount available for National Oceanic and At-
23 mospheric Administration corporate services administra-
24 tive support costs shall not exceed \$208,100,000: *Provided*
25 *further*, That any deviation from the amounts designated

1 for specific activities in the report accompanying this Act,
2 or any use of deobligated balances of funds provided under
3 this heading in previous years, shall be subject to the pro-
4 cedures set forth in section 505 of this Act: *Provided fur-*
5 *ther*, That in addition, for necessary retired pay expenses
6 under the Retired Serviceman's Family Protection and
7 Survivor Benefits Plan, and for payments for the medical
8 care of retired personnel and their dependents under the
9 Dependents Medical Care Act (10 U.S.C. 55), such sums
10 as may be necessary.

11 PROCUREMENT, ACQUISITION AND CONSTRUCTION

12 (INCLUDING TRANSFER OF FUNDS)

13 For procurement, acquisition and construction of
14 capital assets, including alteration and modification costs,
15 of the National Oceanic and Atmospheric Administration,
16 \$1,960,034,000, to remain available until September 30,
17 2018, except that funds provided for construction of facili-
18 ties shall remain available until expended: *Provided*, That
19 of the \$1,973,034,000 provided for in direct obligations
20 under this heading, \$1,960,034,000 is appropriated from
21 the general fund and \$13,000,000 is provided from recov-
22 eries of prior year obligations: *Provided further*, That any
23 deviation from the amounts designated for specific activi-
24 ties in the report accompanying this Act, or any use of
25 deobligated balances of funds provided under this heading

1 in previous years, shall be subject to the procedures set
2 forth in section 505 of this Act: *Provided further*, That
3 the Secretary of Commerce shall include in budget jus-
4 tification materials that the Secretary submits to Congress
5 in support of the Department of Commerce budget (as
6 submitted with the budget of the President under section
7 1105(a) of title 31, United States Code) an estimate for
8 each National Oceanic and Atmospheric Administration
9 procurement, acquisition or construction project having a
10 total of more than \$5,000,000 and simultaneously the
11 budget justification shall include an estimate of the budg-
12 etary requirements for each such project for each of the
13 5 subsequent fiscal years: *Provided further*, That, within
14 the amounts appropriated, \$1,302,000 shall be transferred
15 to the “Office of Inspector General” account for activities
16 associated with carrying out investigations and audits re-
17 lated to satellite procurement, acquisition and construc-
18 tion.

19 PACIFIC COASTAL SALMON RECOVERY

20 For necessary expenses associated with the restora-
21 tion of Pacific salmon populations, \$65,000,000, to re-
22 main available until September 30, 2017: *Provided*, That,
23 of the funds provided herein, the Secretary of Commerce
24 may issue grants to the States of Washington, Oregon,
25 Idaho, Nevada, California, and Alaska, and to the Feder-

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

16 FISHERMEN'S CONTINGENCY FUND

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

21 FISHERIES FINANCE PROGRAM ACCOUNT

22 Subject to section 502 of the Congressional Budget
23 Act of 1974, during fiscal year 2016, obligations of direct
24 loans may not exceed \$24,000,000 for Individual Fishing
25 Quota loans and not to exceed \$100,000,000 for tradi-

1 tional direct loans as authorized by the Merchant Marine
2 Act of 1936.

3 DEPARTMENTAL MANAGEMENT

4 SALARIES AND EXPENSES

5 For necessary expenses for the management of the
6 Department of Commerce provided for by law, including
7 not to exceed \$4,500 for official reception and representa-
8 tion, \$50,000,000.

9 RENOVATION AND MODERNIZATION

10 For necessary expenses for the renovation and mod-
11 ernization of the Herbert C. Hoover Building, \$3,989,000,
12 to remain available until expended, of which \$1,082,000
13 shall be for security systems and \$2,907,000 shall be for
14 blast-resistant windows.

15 OFFICE OF INSPECTOR GENERAL

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

19 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

20 (INCLUDING TRANSFER OF FUNDS)

21 SEC. 101. During the current fiscal year, applicable
22 appropriations and funds made available to the Depart-
23 ment of Commerce by this Act shall be available for the
24 activities specified in the Act of October 26, 1949 (15
25 U.S.C. 1514), to the extent and in the manner prescribed

1 by the Act, and, notwithstanding 31 U.S.C. 3324, may
2 be used for advanced payments not otherwise authorized
3 only upon the certification of officials designated by the
4 Secretary of Commerce that such payments are in the
5 public interest.

6 SEC. 102. During the current fiscal year, appropria-
7 tions made available to the Department of Commerce by
8 this Act for salaries and expenses shall be available for
9 hire of passenger motor vehicles as authorized by 31
10 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
11 3109; and uniforms or allowances therefor, as authorized
12 by law (5 U.S.C. 5901–5902).

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

1 and equipment) not specifically provided for in this Act
2 or any other law appropriating funds for the Department
3 of Commerce.

4 SEC. 104. The requirements set forth by section 105
5 of the Commerce, Justice, Science, and Related Agencies
6 Appropriations Act, 2012 (Public Law 112–55), as
7 amended by section 105 of title I of division B of Public
8 Law 113–6, are hereby adopted by reference and made
9 applicable with respect to fiscal year 2016: *Provided*, That
10 the life cycle cost for the Joint Polar Satellite System is
11 \$11,322,125,000 and the life cycle cost for the Geo-
12 stationary Operational Environmental Satellite R-Series
13 Program is \$10,828,059,000.

14 SEC. 105. Notwithstanding any other provision of
15 law, the Secretary may furnish services (including but not
16 limited to utilities, telecommunications, and security serv-
17 ices) necessary to support the operation, maintenance, and
18 improvement of space that persons, firms, or organizations
19 are authorized, pursuant to the Public Buildings Coopera-
20 tive Use Act of 1976 or other authority, to use or occupy
21 in the Herbert C. Hoover Building, Washington, DC, or
22 other buildings, the maintenance, operation, and protec-
23 tion of which has been delegated to the Secretary from
24 the Administrator of General Services pursuant to the
25 Federal Property and Administrative Services Act of 1949

1 on a reimbursable or non-reimbursable basis. Amounts re-
2 ceived as reimbursement for services provided under this
3 section or the authority under which the use or occupancy
4 of the space is authorized, up to \$200,000, shall be cred-
5 ited to the appropriation or fund which initially bears the
6 costs of such services.

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

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

23 SEC. 108. The National Technical Information Serv-
24 ice shall not charge any customer for a copy of any report
25 or document generated by the Legislative Branch unless

1 the Service has provided information to the customer on
2 how an electronic copy of such report or document may
3 be accessed and downloaded for free online. Should a cus-
4 tomer still require the Service to provide a printed or dig-
5 ital copy of the report or document, the charge shall be
6 limited to recovering the Service’s cost of processing, re-
7 producing, and delivering such report or document.

8 SEC. 109. The Secretary of Commerce may waive the
9 requirement for bonds under 40 U.S.C. 3131 with respect
10 to contracts for the construction, alteration, or repair of
11 vessels, regardless of the terms of the contracts as to pay-
12 ment or title, when the contract is made under the Coast
13 and Geodetic Survey Act of 1947 (33 U.S.C. 883a et seq.).

14 SEC. 110. In fiscal year 2016, the National Institute
15 of Standards and Technology may use unobligated bal-
16 ances from the “National Institute of Standards and
17 Technology—Industrial Technology Services” account for
18 the purposes of and subject to the limitations in section
19 34(e)(2) of the National Institute of Standards and Tech-
20 nology Act (15 U.S.C. 278s(e)(2)).

21 This title may be cited as the “Department of Com-
22 merce Appropriations Act, 2016”.

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, \$105,000,000, 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, \$25,842,000, 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.

1 ADMINISTRATIVE REVIEW AND APPEALS
2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses necessary for the administration of par-
4 don and clemency petitions and immigration-related activi-
5 ties, \$426,791,000, of which \$4,000,000 shall be derived
6 by transfer from the Executive Office for Immigration Re-
7 view fees deposited in the “Immigration Examinations
8 Fee” account: *Provided*, That under this heading of the
9 amount available for the Executive Office for Immigration
10 Review, not to exceed \$15,000,000 shall remain available
11 until expended.

12 OFFICE OF INSPECTOR GENERAL

13 For necessary expenses of the Office of Inspector
14 General, \$92,000,000, including not to exceed \$10,000 to
15 meet unforeseen emergencies of a confidential character.

16 UNITED STATES PAROLE COMMISSION

17 SALARIES AND EXPENSES

18 For necessary expenses of the United States Parole
19 Commission as authorized, \$13,308,000.

20 LEGAL ACTIVITIES

21 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

22 For expenses necessary for the legal activities of the
23 Department of Justice, not otherwise provided for, includ-
24 ing not to exceed \$20,000 for expenses of collecting evi-
25 dence, to be expended under the direction of, and to be

1 accounted for solely under the certificate of, the Attorney
2 General; and rent of private or Government-owned space
3 in the District of Columbia, \$885,000,000, of which not
4 to exceed \$20,000,000 for litigation support contracts
5 shall remain available until expended: *Provided*, That of
6 the amount provided for INTERPOL Washington dues
7 payments, not to exceed \$685,000 shall remain available
8 until expended: *Provided further*, That of the total amount
9 appropriated, not to exceed \$9,000 shall be available to
10 INTERPOL Washington for official reception and rep-
11 resentation expenses: *Provided further*, That of the
12 amount appropriated, such sums as may be necessary
13 shall be available to the Civil Rights Division for salaries
14 and expenses associated with the election monitoring pro-
15 gram under section 8 of the Voting Rights Act of 1965
16 (52 U.S.C. 10305) and to reimburse the Office of Per-
17 sonnel Management for such salaries and expenses: *Pro-*
18 *vided further*, That of the amounts provided under this
19 heading for the election monitoring program, \$3,390,000
20 shall remain available until expended.

21 In addition, for reimbursement of expenses of the De-
22 partment of Justice associated with processing cases
23 under the National Childhood Vaccine Injury Act of 1986,
24 not to exceed \$8,000,000, to be appropriated from the
25 Vaccine Injury Compensation Trust Fund.

1 SALARIES AND EXPENSES, ANTITRUST DIVISION

2 For expenses necessary for the enforcement of anti-
3 trust and kindred laws, \$162,246,000, to remain available
4 until expended: *Provided*, That notwithstanding any other
5 provision of law, fees collected for premerger notification
6 filings under the Hart-Scott-Rodino Antitrust Improve-
7 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
8 of collection (and estimated to be \$124,000,000 in fiscal
9 year 2016), shall be retained and used for necessary ex-
10 penses in this appropriation, and shall remain available
11 until expended: *Provided further*, That the sum herein ap-
12 propriated from the general fund shall be reduced as such
13 offsetting collections are received during fiscal year 2016,
14 so as to result in a final fiscal year 2016 appropriation
15 from the general fund estimated at \$38,246,000.

16 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

17 For necessary expenses of the Offices of the United
18 States Attorneys, including inter-governmental and coop-
19 erative agreements, \$1,995,000,000: *Provided*, That of the
20 total amount appropriated, not to exceed \$7,200 shall be
21 available for official reception and representation ex-
22 penses: *Provided further*, That not to exceed \$25,000,000
23 shall remain available until expended: *Provided further*,
24 That each United States Attorney shall establish or par-
25 ticipate in a task force on human trafficking.

1 UNITED STATES TRUSTEE SYSTEM FUND

2 For necessary expenses of the United States Trustee
3 Program, as authorized, \$225,908,000, to remain avail-
4 able until expended and to be derived from the United
5 States Trustee System Fund: *Provided*, That, notwith-
6 standing any other provision of law, deposits to the Fund
7 shall be available in such amounts as may be necessary
8 to pay refunds due depositors: *Provided further*, That, not-
9 withstanding any other provision of law, \$162,000,000 of
10 offsetting collections pursuant to section 589a(b) of title
11 28, United States Code, shall be retained and used for
12 necessary expenses in this appropriation and shall remain
13 available until expended: *Provided further*, That the sum
14 herein appropriated from the Fund shall be reduced as
15 such offsetting collections are received during fiscal year
16 2016, so as to result in a final fiscal year 2016 appropria-
17 tion from the Fund estimated at \$63,908,000.

18 SALARIES AND EXPENSES, FOREIGN CLAIMS

19 SETTLEMENT COMMISSION

20 For expenses necessary to carry out the activities of
21 the Foreign Claims Settlement Commission, including
22 services as authorized by section 3109 of title 5, United
23 States Code, \$2,326,000.

1 FEES AND EXPENSES OF WITNESSES

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

18 SALARIES AND EXPENSES, COMMUNITY RELATIONS

19 SERVICE

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses of the Community Relations
22 Service, \$13,000,000: *Provided*, That notwithstanding sec-
23 tion 205 of this Act, upon a determination by the Attorney
24 General that emergent circumstances require additional
25 funding for conflict resolution and violence prevention ac-

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

11 UNITED STATES MARSHALS SERVICE

12 SALARIES AND EXPENSES

13 For necessary expenses of the United States Mar-
14 shals Service, \$1,220,000,000, of which not to exceed
15 \$6,000 shall be available for official reception and rep-
16 resentation expenses, and not to exceed \$15,000,000 shall
17 remain available until expended.

18 CONSTRUCTION

19 For construction in space controlled, occupied or uti-
20 lized by the United States Marshals Service for prisoner
21 holding and related support, \$11,000,000, to remain avail-
22 able until expended.

1 FEDERAL PRISONER DETENTION
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses related to United States pris-
4 oners in the custody of the United States Marshals Service
5 as authorized by section 4013 of title 18, United States
6 Code, \$1,058,081,000, to remain available until expended:
7 *Provided*, That not to exceed \$20,000,000 shall be consid-
8 ered “funds appropriated for State and local law enforce-
9 ment assistance” pursuant to section 4013(b) of title 18,
10 United States Code: *Provided further*, That the United
11 States Marshals Service shall be responsible for managing
12 the Justice Prisoner and Alien Transportation System:
13 *Provided further*, That any unobligated balances available
14 from funds appropriated under the heading “General Ad-
15 ministration, Detention Trustee” shall be transferred to
16 and merged with the appropriation under this heading.

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

20 For expenses necessary to carry out the activities of
21 the National Security Division, \$95,000,000, of which not
22 to exceed \$5,000,000 for information technology systems
23 shall remain available until expended: *Provided*, That not-
24 withstanding section 205 of this Act, upon a determina-
25 tion by the Attorney General that emergent circumstances

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

11 INTERAGENCY LAW ENFORCEMENT

12 INTERAGENCY CRIME AND DRUG ENFORCEMENT

13 For necessary expenses for the identification, inves-
14 tigation, and prosecution of individuals associated with the
15 most significant drug trafficking and affiliated money
16 laundering organizations not otherwise provided for, to in-
17 clude inter-governmental agreements with State and local
18 law enforcement agencies engaged in the investigation and
19 prosecution of individuals involved in organized crime drug
20 trafficking, \$510,000,000, of which \$50,000,000 shall re-
21 main available until expended: *Provided*, That any
22 amounts obligated from appropriations under this heading
23 may be used under authorities available to the organiza-
24 tions reimbursed from this appropriation.

1 FEDERAL BUREAU OF INVESTIGATION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Bureau of In-
4 vestigation for detection, investigation, and prosecution of
5 crimes against the United States, \$8,489,786,000, of
6 which not to exceed \$216,900,000 shall remain available
7 until expended: *Provided*, That not to exceed \$184,500
8 shall be available for official reception and representation
9 expenses.

10 CONSTRUCTION

11 For necessary expenses, to include the cost of equip-
12 ment, furniture, and information technology requirements,
13 related to construction or acquisition of buildings, facili-
14 ties and sites by purchase, or as otherwise authorized by
15 law; conversion, modification and extension of Federally-
16 owned buildings; preliminary planning and design of
17 projects; and operation and maintenance of secure work
18 environment facilities and secure networking capabilities;
19 \$57,982,000, to remain available until expended.

20 DRUG ENFORCEMENT ADMINISTRATION

21 SALARIES AND EXPENSES

22 For necessary expenses of the Drug Enforcement Ad-
23 ministration, including not to exceed \$70,000 to meet un-
24 foreseen emergencies of a confidential character pursuant
25 to section 530C of title 28, United States Code; and ex-

1 penses for conducting drug education and training pro-
2 grams, including travel and related expenses for partici-
3 pants in such programs and the distribution of items of
4 token value that promote the goals of such programs,
5 \$2,073,945,000; of which not to exceed \$75,000,000 shall
6 remain available until expended and not to exceed \$90,000
7 shall be available for official reception and representation
8 expenses.

9 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
10 EXPLOSIVES

11 SALARIES AND EXPENSES

12 For necessary expenses of the Bureau of Alcohol, To-
13 bacco, Firearms and Explosives, for training of State and
14 local law enforcement agencies with or without reimburse-
15 ment, including training in connection with the training
16 and acquisition of canines for explosives and fire
17 accelerants detection; and for provision of laboratory as-
18 sistance to State and local law enforcement agencies, with
19 or without reimbursement, \$1,250,000,000, of which not
20 to exceed \$36,000 shall be for official reception and rep-
21 resentation expenses, not to exceed \$1,000,000 shall be
22 available for the payment of attorneys' fees as provided
23 by section 924(d)(2) of title 18, United States Code, and
24 not to exceed \$20,000,000 shall remain available until ex-
25 pended: *Provided*, That none of the funds appropriated

1 herein shall be available to investigate or act upon applica-
2 tions for relief from Federal firearms disabilities under
3 section 925(c) of title 18, United States Code: *Provided*
4 *further*, That such funds shall be available to investigate
5 and act upon applications filed by corporations for relief
6 from Federal firearms disabilities under section 925(c) of
7 title 18, United States Code: *Provided further*, That no
8 funds made available by this or any other Act may be used
9 to transfer the functions, missions, or activities of the Bu-
10 reau of Alcohol, Tobacco, Firearms and Explosives to
11 other agencies or Departments.

12 FEDERAL PRISON SYSTEM

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses of the Federal Prison System
16 for the administration, operation, and maintenance of
17 Federal penal and correctional institutions, and for the
18 provision of technical assistance and advice on corrections
19 related issues to foreign governments, \$6,951,500,000:
20 *Provided*, That the Attorney General may transfer to the
21 Department of Health and Human Services such amounts
22 as may be necessary for direct expenditures by that De-
23 partment for medical relief for inmates of Federal penal
24 and correctional institutions: *Provided further*, That the
25 Director of the Federal Prison System, where necessary,

1 may enter into contracts with a fiscal agent or fiscal inter-
2 mediary claims processor to determine the amounts pay-
3 able to persons who, on behalf of the Federal Prison Sys-
4 tem, furnish health services to individuals committed to
5 the custody of the Federal Prison System: *Provided fur-*
6 *ther*, That not to exceed \$5,400 shall be available for offi-
7 cial reception and representation expenses: *Provided fur-*
8 *ther*, That not to exceed \$50,000,000 shall remain avail-
9 able for necessary operations until September 30, 2017:
10 *Provided further*, That, of the amounts provided for con-
11 tract confinement, not to exceed \$20,000,000 shall remain
12 available until expended to make payments in advance for
13 grants, contracts and reimbursable agreements, and other
14 expenses: *Provided further*, That the Director of the Fed-
15 eral Prison System may accept donated property and serv-
16 ices relating to the operation of the prison card program
17 from a not-for-profit entity which has operated such pro-
18 gram in the past, notwithstanding the fact that such not-
19 for-profit entity furnishes services under contracts to the
20 Federal Prison System relating to the operation of pre-
21 release services, halfway houses, or other custodial facili-
22 ties.

23 BUILDINGS AND FACILITIES

24 For planning, acquisition of sites and construction of
25 new facilities; purchase and acquisition of facilities and re-

1 modeling, and equipping of such facilities for penal and
2 correctional use, including all necessary expenses incident
3 thereto, by contract or force account; and constructing,
4 remodeling, and equipping necessary buildings and facili-
5 ties at existing penal and correctional institutions, includ-
6 ing all necessary expenses incident thereto, by contract or
7 force account, \$230,000,000, to remain available until ex-
8 pended, of which \$145,000,000 shall be available only for
9 costs related to construction of new facilities: *Provided*,
10 That labor of United States prisoners may be used for
11 work performed under this appropriation.

12 FEDERAL PRISON INDUSTRIES, INCORPORATED

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

21 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL

22 PRISON INDUSTRIES, INCORPORATED

23 Not to exceed \$2,700,000 of the funds of the Federal
24 Prison Industries, Incorporated, shall be available for its
25 administrative expenses, and for services as authorized by

1 section 3109 of title 5, United States Code, to be com-
2 puted on an accrual basis to be determined in accordance
3 with the corporation's current prescribed accounting sys-
4 tem, and such amounts shall be exclusive of depreciation,
5 payment of claims, and expenditures which such account-
6 ing system requires to be capitalized or charged to cost
7 of commodities acquired or produced, including selling and
8 shipping expenses, and expenses in connection with acqui-
9 sition, construction, operation, maintenance, improvement,
10 protection, or disposition of facilities and other property
11 belonging to the corporation or in which it has an interest.

12 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

13 OFFICE ON VIOLENCE AGAINST WOMEN

14 VIOLENCE AGAINST WOMEN PREVENTION AND

15 PROSECUTION PROGRAMS

16 For grants, contracts, cooperative agreements, and
17 other assistance for the prevention and prosecution of vio-
18 lence against women, as authorized by the Omnibus Crime
19 Control and Safe Streets Act of 1968 (42 U.S.C. 3711
20 et seq.) ("the 1968 Act"); the Violent Crime Control and
21 Law Enforcement Act of 1994 (Public Law 103-322)
22 ("the 1994 Act"); the Victims of Child Abuse Act of 1990
23 (Public Law 101-647) ("the 1990 Act"); the Prosecu-
24 torial Remedies and Other Tools to end the Exploitation
25 of Children Today Act of 2003 (Public Law 108-21); the

1 Juvenile Justice and Delinquency Prevention Act of 1974
2 (42 U.S.C. 5601 et seq.) (“the 1974 Act”); the Victims
3 of Trafficking and Violence Protection Act of 2000 (Public
4 Law 106–386) (“the 2000 Act”); the Violence Against
5 Women and Department of Justice Reauthorization Act
6 of 2005 (Public Law 109–162) (“the 2005 Act”); and the
7 Violence Against Women Reauthorization Act of 2013
8 (Public Law 113–4) (“the 2013 Act”); and for related vic-
9 tims services, \$479,000,000, to remain available until ex-
10 pended: *Provided*, That of the amount provided—

11 (1) \$196,000,000 is for grants to combat vio-
12 lence against women, as authorized by part T of the
13 1968 Act;

14 (2) \$28,000,000 is for transitional housing as-
15 sistance grants for victims of domestic violence, dat-
16 ing violence, stalking, or sexual assault as authorized
17 by section 40299 of the 1994 Act;

18 (3) \$8,000,000 is for the National Institute of
19 Justice for research and evaluation of violence
20 against women and related issues addressed by
21 grant programs of the Office on Violence Against
22 Women, which shall be transferred to and adminis-
23 tered by the Office of Justice Programs;

24 (4) \$11,000,000 is for a grant program to pro-
25 vide services to advocate for and respond to youth

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

18 (5) \$51,000,000 is for grants to encourage ar-
19 rest policies as authorized by part U of the 1968
20 Act, of which \$4,000,000 is for a homicide reduction
21 initiative;

22 (6) \$35,000,000 is for sexual assault victims
23 assistance, as authorized by section 41601 of the
24 1994 Act;

1 (7) \$33,000,000 is for rural domestic violence
2 and child abuse enforcement assistance grants, in-
3 cluding as authorized by section 40295 of the 1994
4 Act;

5 (8) \$16,000,000 is for grants to reduce violent
6 crimes against women on campus, as authorized by
7 section 304 of the 2005 Act;

8 (9) \$42,500,000 is for legal assistance for vic-
9 tims, as authorized by section 1201 of the 2000 Act;

10 (10) \$4,500,000 is for enhanced training and
11 services to end violence against and abuse of women
12 in later life, as authorized by section 40802 of the
13 1994 Act;

14 (11) \$16,000,000 is for grants to support fami-
15 lies in the justice system, as authorized by section
16 1301 of the 2000 Act: *Provided*, That unobligated
17 balances available for the programs authorized by
18 section 1301 of the 2000 Act and section 41002 of
19 the 1994 Act, prior to their amendment by the 2013
20 Act, shall be available for this program;

21 (12) \$6,000,000 is for education and training
22 to end violence against and abuse of women with
23 disabilities, as authorized by section 1402 of the
24 2000 Act;

1 (13) \$500,000 is for the National Resource
2 Center on Workplace Responses to assist victims of
3 domestic violence, as authorized by section 41501 of
4 the 1994 Act;

5 (14) \$1,000,000 is for analysis and research on
6 violence against Indian women, including as author-
7 ized by section 904 of the 2005 Act: *Provided*, That
8 such funds may be transferred to and administered
9 by the Office of Justice Programs;

10 (15) \$500,000 is for a national clearinghouse
11 that provides training and technical assistance on
12 issues relating to sexual assault of American Indian
13 and Alaska Native women;

14 (16) \$25,000,000 for victim services programs
15 for victims of trafficking, as authorized by section
16 107(b)(2) of Public Law 106–386, for programs au-
17 thorized under Public Law 109–164, or programs
18 authorized under Public Law 113–4; and

19 (17) \$5,000,000 for the purposes authorized
20 under the Rape Survivor Child Custody Act.

21 OFFICE OF JUSTICE PROGRAMS

22 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

23 For grants, contracts, cooperative agreements, and
24 other assistance authorized by the Violent Crime Control
25 and Law Enforcement Act of 1994 (Public Law 103–322)

1 (“the 1994 Act”); the Omnibus Crime Control and Safe
2 Streets Act of 1968 (“the 1968 Act”); the Justice for All
3 Act of 2004 (Public Law 108–405); the Victims of Child
4 Abuse Act of 1990 (Public Law 101–647) (“the 1990
5 Act”); the Trafficking Victims Protection Reauthorization
6 Act of 2005 (Public Law 109–164); the Violence Against
7 Women and Department of Justice Reauthorization Act
8 of 2005 (Public Law 109–162) (“the 2005 Act”); the
9 Adam Walsh Child Protection and Safety Act of 2006
10 (Public Law 109–248) (“the Adam Walsh Act”); the Vic-
11 tims of Trafficking and Violence Protection Act of 2000
12 (Public Law 106–386); the NICS Improvement Amend-
13 ments Act of 2007 (Public Law 110–180); subtitle D of
14 title II of the Homeland Security Act of 2002 (Public Law
15 107–296) (“the 2002 Act”); the Second Chance Act of
16 2007 (Public Law 110–199); the Prioritizing Resources
17 and Organization for Intellectual Property Act of 2008
18 (Public Law 110–403); the Victims of Crime Act of 1984
19 (Public Law 98–473); the Mentally Ill Offender Treat-
20 ment and Crime Reduction Reauthorization and Improve-
21 ment Act of 2008 (Public Law 110–416); the Violence
22 Against Women Reauthorization Act of 2013 (Public Law
23 113–4) (“the 2013 Act”); and other programs,
24 \$1,015,400,000, to remain available until expended as fol-
25 lows—

1 (1) \$409,000,000 for the Edward Byrne Memo-
2 rial Justice Assistance Grant program as authorized
3 by subpart 1 of part E of title I of the 1968 Act
4 (except that section 1001(c), and the special rules
5 for Puerto Rico under section 505(g) of title I of the
6 1968 Act shall not apply for purposes of this Act),
7 of which, notwithstanding such subpart 1,
8 \$20,000,000 is for grants for law enforcement ac-
9 tivities associated with the presidential nominating
10 conventions, \$15,000,000 is for an Officer Robert
11 Wilson III memorial initiative on Preventing Vio-
12 lence Against Law Enforcement Officer Resilience
13 and Survivability (VALOR), \$4,000,000 is for use
14 by the National Institute of Justice for research tar-
15 geted toward developing a better understanding of
16 the domestic radicalization phenomenon, and ad-
17 vancing evidence-based strategies for effective inter-
18 vention and prevention, \$22,500,000 is for the
19 matching grant program for law enforcement armor
20 vests, as authorized by section 2501 of title I of the
21 1968 Act, and \$2,500,000 is for a program to im-
22 prove juvenile indigent defense;

23 (2) \$220,000,000 for the State Criminal Alien
24 Assistance Program, as authorized by section
25 241(i)(5) of the Immigration and Nationality Act (8

1 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
2 shall request compensation for any cost greater than
3 the actual cost for Federal immigration and other
4 detainees housed in State and local detention facili-
5 ties;

6 (3) \$41,000,000 for Drug Courts, as authorized
7 by section 1001(a)(25)(A) of title I of the 1968 Act;

8 (4) \$7,000,000 for mental health courts and
9 adult and juvenile collaboration program grants, as
10 authorized by parts V and HH of title I of the 1968
11 Act, and the Mentally Ill Offender Treatment and
12 Crime Reduction Reauthorization and Improvement
13 Act of 2008 (Public Law 110–416);

14 (5) \$2,000,000 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 (6) \$5,000,000 for economic, high technology
19 and Internet crime prevention grants, including as
20 authorized by section 401 of Public Law 110–403;

21 (7) \$20,000,000 for sex offender management
22 assistance, as authorized by the Adam Walsh Act,
23 and related activities;

24 (8) \$1,000,000 for the National Sex Offender
25 Public Website;

1 (9) \$73,000,000 for grants to States to up-
2 grade criminal and mental health records for the
3 National Instant Criminal Background Check Sys-
4 tem, including as authorized by the NICS Improve-
5 ment Amendments Act of 2007 (Public Law 110-
6 180);

7 (10) \$125,000,000 for DNA-related and foren-
8 sic programs and activities, of which—

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

22 (B) \$4,000,000 is for the purposes de-
23 scribed in the Kirk Bloodsworth Post-Convic-
24 tion DNA Testing Program (Public Law 108-
25 405, section 412); and

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

4 (11) \$6,000,000 for the court-appointed special
5 advocate program, as authorized by section 217 of
6 the 1990 Act;

7 (12) \$5,000,000 for a veterans treatment
8 courts program;

9 (13) \$11,000,000 for a program to monitor
10 prescription drugs and scheduled listed chemical
11 products;

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

17 (15) \$75,000,000 is for the Comprehensive
18 School Safety Initiative; and

19 (16) \$2,400,000 for the operationalization,
20 maintenance and expansion of the National Missing
21 and Unidentified Persons System:

22 *Provided*, That, if a unit of local government uses any of
23 the funds made available under this heading to increase
24 the number of law enforcement officers, the unit of local
25 government will achieve a net gain in the number of law

1 enforcement officers who perform non-administrative pub-
2 lic sector safety service.

3 JUVENILE JUSTICE PROGRAMS

4 For grants, contracts, cooperative agreements, and
5 other assistance, the following amounts are made available
6 until expended—

7 (1) \$95,000,000 for youth mentoring grants;

8 (2) \$19,000,000 for programs authorized by
9 the Victims of Child Abuse Act of 1990;

10 (3) \$68,000,000 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); and

16 (4) \$1,500,000 for child abuse training pro-
17 grams for judicial personnel and practitioners, as
18 authorized by section 222 of the Victims of Child
19 Abuse Act of 1990.

20 PUBLIC SAFETY OFFICER BENEFITS

21 (INCLUDING TRANSFER OF FUNDS)

22 For payments and expenses authorized under section
23 1001(a)(4) of title I of the Omnibus Crime Control and
24 Safe Streets Act of 1968, such sums as are necessary (in-
25 cluding amounts for administrative costs), to remain avail-

1 able until expended; and \$16,300,000 for payments au-
2 thorized by section 1201(b) of such Act and for edu-
3 cational assistance authorized by section 1218 of such Act,
4 to remain available until expended: *Provided*, That not-
5 withstanding section 205 of this Act, upon a determina-
6 tion by the Attorney General that emergent circumstances
7 require additional funding for such disability and edu-
8 cation payments, the Attorney General may transfer such
9 amounts to “Public Safety Officer Benefits” from avail-
10 able appropriations for the Department of Justice as may
11 be necessary to respond to such circumstances: *Provided*
12 *further*, That any transfer pursuant to the preceding pro-
13 viso shall be treated as a reprogramming under section
14 505 of this Act and shall not be available for obligation
15 or expenditure except in compliance with the procedures
16 set forth in that section.

17 COMMUNITY ORIENTED POLICING SERVICES

18 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

19 (INCLUDING TRANSFER OF FUNDS)

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

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

5 (2) \$30,000,000 for assistance to Indian tribes;

6 (3) \$52,500,000 for initiatives to improve po-
7 lice–community relations, as described in the report
8 accompanying this Act;

9 (4) \$41,000,000 for a grant program for com-
10 munity-based sexual assault response reform;

11 (5) \$68,000,000 for offender reentry programs
12 and research, as authorized by the Second Chance
13 Act of 2007 (Public Law 110–199), without regard
14 to the time limitations specified at section 6(1) of
15 such Act; and

16 (6) \$35,000,000 is for regional information
17 sharing activities, as authorized by part M of title I
18 of the Omnibus Crime Control and Safe Streets Act
19 of 1968.

20 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

21 (INCLUDING TRANSFER OF FUNDS)

22 SEC. 201. In addition to amounts otherwise made
23 available in this title for official reception and representa-
24 tion expenses, a total of not to exceed \$50,000 from funds
25 appropriated to the Department of Justice in this title

1 shall be available to the Attorney General for official re-
2 ception and representation expenses.

3 SEC. 202. None of the funds appropriated by this
4 title shall be available to pay for an abortion, except where
5 the life of the mother would be endangered if the fetus
6 were carried to term, or in the case of rape or incest: *Pro-*
7 *vided*, That should this prohibition be declared unconstitu-
8 tional by a court of competent jurisdiction, this section
9 shall be null and void.

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

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

21 SEC. 205. Not to exceed 5 percent of any appropria-
22 tion made available for the current fiscal year for the De-
23 partment of Justice in this Act may be transferred be-
24 tween such appropriations, but no such appropriation, ex-
25 cept as otherwise specifically provided, shall be increased

1 by more than 10 percent by any such transfers: *Provided*,
2 That any transfer pursuant to this section shall be treated
3 as a reprogramming of funds under section 505 of this
4 Act and shall not be available for obligation except in com-
5 pliance with the procedures set forth in that section.

6 SEC. 206. The Attorney General is authorized to ex-
7 tend through September 30, 2016, the Personnel Manage-
8 ment Demonstration Project transferred to the Attorney
9 General pursuant to section 1115 of the Homeland Secu-
10 rity Act of 2002 (Public Law 107–296; 28 U.S.C. 599B)
11 without limitation on the number of employees or the posi-
12 tions covered.

13 SEC. 207. None of the funds made available under
14 this title may be used by the Federal Bureau of Prisons
15 or the United States Marshals Service for the purpose of
16 transporting an individual who is a prisoner pursuant to
17 conviction for crime under State or Federal law and is
18 classified as a maximum or high security prisoner, other
19 than to a prison or other facility certified by the Federal
20 Bureau of Prisons as appropriately secure for housing
21 such a prisoner.

22 SEC. 208. (a) None of the funds appropriated by this
23 Act may be used by Federal prisons to purchase cable tele-
24 vision services, or to rent or purchase audiovisual or elec-

1 tronic media or equipment used primarily for recreational
2 purposes.

3 (b) Subsection (a) does not preclude the rental, main-
4 tenance, or purchase of audiovisual or electronic media or
5 equipment for inmate training, religious, or educational
6 programs.

7 SEC. 209. None of the funds made available under
8 this title shall be obligated or expended for any new or
9 enhanced information technology program having total es-
10 timated development costs in excess of \$100,000,000, un-
11 less the Deputy Attorney General and the investment re-
12 view board certify to the Committees on Appropriations
13 of the House of Representatives and the Senate that the
14 information technology program has appropriate program
15 management controls and contractor oversight mecha-
16 nisms in place, and that the program is compatible with
17 the enterprise architecture of the Department of Justice.

18 SEC. 210. The notification thresholds and procedures
19 set forth in section 505 of this Act shall apply to devi-
20 ations from the amounts designated for specific activities
21 in this Act and in the report accompanying this Act, and
22 to any use of deobligated balances of funds provided under
23 this title in previous years.

24 SEC. 211. None of the funds appropriated by this Act
25 may be used to plan for, begin, continue, finish, process,

1 or approve a public-private competition under the Office
2 of Management and Budget Circular A-76 or any suc-
3 cessor administrative regulation, directive, or policy for
4 work performed by employees of Federal Prison Indus-
5 tries, Incorporated.

6 SEC. 212. Notwithstanding any other provision of
7 law, no funds shall be available for the salary, benefits,
8 or expenses of any United States Attorney assigned dual
9 or additional responsibilities by the Attorney General or
10 his designee that exempt that United States Attorney
11 from the residency requirements of section 545 of title 28,
12 United States Code.

13 SEC. 213. At the discretion of the Attorney General,
14 and in addition to any amounts that otherwise may be
15 available (or authorized to be made available) by law, with
16 respect to funds appropriated by this title under the head-
17 ings “Violence Against Women Prevention and Prosecu-
18 tion Programs”, “State and Local Law Enforcement As-
19 sistance”, “Juvenile Justice Programs”, and “Community
20 Oriented Policing Services Programs”—

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

1 (2) funds made available for grant or reim-
2 bursement programs under such headings, except for
3 amounts appropriated specifically for research, eval-
4 uation, or statistical programs administered by the
5 National Institute of Justice and the Bureau of Jus-
6 tice Statistics, may be transferred to and merged
7 with funds provided to the National Institute of Jus-
8 tice and the Bureau of Justice Statistics, to be used
9 by them for research, evaluation, or statistical pur-
10 poses, without regard to the authorizations for such
11 grant or reimbursement programs: *Provided*, That
12 the transfer authority in this paragraph is in addi-
13 tion to any other transfer authority contained in this
14 Act: *Provided further*, That any transfer pursuant to
15 this subsection shall be subject to the notification
16 procedures applicable to a reprogramming of funds
17 under section 505 of this Act.

18 SEC. 214. Notwithstanding any other provision of
19 law, section 20109(a) of subtitle A of title II of the Violent
20 Crime Control and Law Enforcement Act of 1994 (42
21 U.S.C. 13709(a)) shall not apply to amounts made avail-
22 able by this or any other Act.

23 SEC. 215. None of the funds made available under
24 this or any other Act, for fiscal year 2016 and each fiscal
25 year thereafter, other than for the national instant crimi-

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

10 SEC. 216. (a) None of the income retained in the De-
11 partment of Justice Working Capital Fund pursuant to
12 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
13 527 note) shall be available for obligation during fiscal
14 year 2016, except up to \$40,000,000 may be obligated for
15 implementation of a unified Department of Justice finan-
16 cial management system.

17 (b) Not to exceed \$30,000,000 of the unobligated bal-
18 ances transferred to the capital account of the Department
19 of Justice Working Capital Fund pursuant to title I of
20 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
21 shall be available for obligation in fiscal year 2016, and
22 any use, obligation, transfer or allocation of such funds
23 shall be treated as a reprogramming of funds under sec-
24 tion 505 of this Act.

1 (c) Any use, obligation, transfer or allocation of ex-
2 cess unobligated balances available under section
3 524(c)(8)(E) of title 28, United States Code, shall be
4 treated as a reprogramming of funds under section 505
5 of this Act.

6 (d) Of amounts available in the Assets Forfeiture
7 Fund in fiscal year 2016, \$154,700,000 shall be for pay-
8 ments associated with joint law enforcement operations as
9 authorized by section 524(c)(1)(I) of title 28, United
10 States Code, and \$20,514,000 shall be for payments asso-
11 ciated with subparagraphs (B), (F), and (G) of section
12 524(c)(1) of title 28, United States Code.

13 (e) The Attorney General shall submit a spending
14 plan to the Committees on Appropriations of the House
15 of Representatives and the Senate not later than 30 days
16 after the date of enactment of this Act detailing the
17 planned distribution of Assets Forfeiture Fund joint law
18 enforcement operations funding during fiscal year 2016.

19 SEC. 217. (a) Of the funds appropriated by this Act
20 under each of the headings “General Administration—Sal-
21 aries and Expenses”, “United States Marshals Service—
22 Salaries and Expenses”, “Federal Bureau of Investiga-
23 tion—Salaries and Expenses”, “Drug Enforcement Ad-
24 ministration—Salaries and Expenses”, and “Bureau of
25 Alcohol, Tobacco, Firearms and Explosives—Salaries and

1 Expenses”, \$20,000,000 shall not be available for obliga-
2 tion until the Attorney General demonstrates to the Com-
3 mittees on Appropriations of the House of Representatives
4 and the Senate that all recommendations included in the
5 Office of Inspector General of the Department of Justice,
6 Evaluation and Inspections Division Report 15-04 entitled
7 “The Handling of Sexual Harassment and Misconduct Al-
8 legations by the Department’s Law Enforcement Compo-
9 nents”, dated March, 2015, have been implemented or are
10 in the process of being implemented.

11 (b) The Inspector General of the Department of Jus-
12 tice shall report to the Committees on Appropriations of
13 the House of Representatives and the Senate not later
14 than 90 days after the date of enactment of this Act on
15 the status of the Department’s implementation of rec-
16 ommendations included in the report specified in sub-
17 section (a).

18 This title may be cited as the “Department of Justice
19 Appropriations Act, 2016”.

20 TITLE III

21 SCIENCE

22 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

23 For necessary expenses of the Office of Science and
24 Technology Policy, in carrying out the purposes of the Na-
25 tional Science and Technology Policy, Organization, and

1 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
2 passenger motor vehicles, and services as authorized by
3 section 3109 of title 5, United States Code, not to exceed
4 \$2,250 for official reception and representation expenses,
5 and rental of conference rooms in the District of Colum-
6 bia, \$5,555,000.

7 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
8 SCIENCE

9 For necessary expenses, not otherwise provided for,
10 in the conduct and support of science research and devel-
11 opment activities, including research, development, oper-
12 ations, support, and services; maintenance and repair, fa-
13 cility planning and design; space flight, spacecraft control,
14 and communications activities; program management; per-
15 sonnel and related costs, including uniforms or allowances
16 therefor, as authorized by sections 5901 and 5902 of title
17 5, United States Code; travel expenses; purchase and hire
18 of passenger motor vehicles; and purchase, lease, charter,
19 maintenance, and operation of mission and administrative
20 aircraft, \$5,237,500,000, to remain available until Sep-
21 tember 30, 2017: *Provided*, That the formulation and de-
22 velopment costs (with development cost as defined under
23 section 30104 of title 51, United States Code) for the
24 James Webb Space Telescope shall not exceed
25 \$8,000,000,000: *Provided further*, That should the indi-

1 vidual identified under subsection (c)(2)(E) of section
2 30104 of title 51, United States Code, as responsible for
3 the James Webb Space Telescope determine that the de-
4 velopment cost of the program is likely to exceed that limi-
5 tation, the individual shall immediately notify the Admin-
6 istrator and the increase shall be treated as if it meets
7 the 30 percent threshold described in subsection (f) of sec-
8 tion 30104: *Provided further*, That, \$140,000,000 shall be
9 for a Jupiter Europa mission to assure progress on a mis-
10 sion which meets the Planetary Science decadal objectives,
11 consisting of an orbiter and studies of both a surface ele-
12 ment as well as sample analysis of plumes emanating from
13 the surface: *Provided further*, That NASA shall use the
14 Space Launch System as the launch vehicle for a Jupiter
15 Europa mission, plan for a launch no later than 2022,
16 and include in the fiscal year 2017 budget the five year
17 funding profile necessary to achieve those goals.

18 AERONAUTICS

19 For necessary expenses, not otherwise provided for,
20 in the conduct and support of aeronautics research and
21 development activities, including research, development,
22 operations, support, and services; maintenance and repair,
23 facility planning and design; space flight, spacecraft con-
24 trol, and communications activities; program manage-
25 ment; personnel and related costs, including uniforms or

1 allowances therefor, as authorized by sections 5901 and
2 5902 of title 5, United States Code; travel expenses; pur-
3 chase and hire of passenger motor vehicles; and purchase,
4 lease, charter, maintenance, and operation of mission and
5 administrative aircraft, \$600,000,000, to remain available
6 until September 30, 2017.

7
8 **SPACE TECHNOLOGY**

8 For necessary expenses, not otherwise provided for,
9 in the conduct and support of space technology research
10 and development activities, including research, develop-
11 ment, operations, support, and services; maintenance and
12 repair, facility planning and design; space flight, space-
13 craft control, and communications activities; program
14 management; personnel and related costs, including uni-
15 forms or allowances therefor, as authorized by sections
16 5901 and 5902 of title 5, United States Code; travel ex-
17 penses; purchase and hire of passenger motor vehicles; and
18 purchase, lease, charter, maintenance, and operation of
19 mission and administrative aircraft, \$625,000,000, to re-
20 main available until September 30, 2017, of which
21 \$25,000,000 shall be for icy satellites surface technology
22 and test beds.

23
24 **EXPLORATION**

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

1 development activities, including research, development,
2 operations, support, and services; maintenance and repair,
3 facility planning and design; space flight, spacecraft con-
4 trol, and communications activities; program manage-
5 ment; personnel and related costs, including uniforms or
6 allowances therefor, as authorized by sections 5901 and
7 5902 of title 5, United States Code; travel expenses; pur-
8 chase and hire of passenger motor vehicles; and purchase,
9 lease, charter, maintenance, and operation of mission and
10 administrative aircraft, \$4,759,300,000, to remain avail-
11 able until September 30, 2017: *Provided*, That not less
12 than \$1,096,300,000 shall be for the Orion Multi-Purpose
13 Crew Vehicle: *Provided further*, That not less than
14 \$2,313,000,000 shall be for the Space Launch System, in-
15 cluding no less than \$1,850,000,000 for launch vehicle de-
16 velopment, which shall have a lift capability not less than
17 130 metric tons and which shall have core elements and
18 an enhanced upper stage developed simultaneously: *Pro-*
19 *vided further*, That of the amounts provided for launch
20 vehicle development, no less than \$50,000,000 shall be for
21 enhanced upper stage development: *Provided further*, That
22 of the funds made available for the Space Launch System,
23 \$410,000,000 shall be for exploration ground systems and
24 \$53,000,000 shall be for program integration: *Provided*
25 *further*, That \$1,000,000,000 shall be for commercial

1 spaceflight activities: *Provided further*, That \$350,000,000
2 shall be for exploration research and development.

3 SPACE OPERATIONS

4 For necessary expenses, not otherwise provided for,
5 in the conduct and support of space operations research
6 and development activities, including research, develop-
7 ment, operations, support and services; space flight, space-
8 craft control and communications activities, including op-
9 erations, production, and services; maintenance and re-
10 pair, facility planning and design; program management;
11 personnel and related costs, including uniforms or allow-
12 ances therefor, as authorized by sections 5901 and 5902
13 of title 5, United States Code; travel expenses; purchase
14 and hire of passenger motor vehicles; and purchase, lease,
15 charter, maintenance and operation of mission and admin-
16 istrative aircraft, \$3,957,300,000, to remain available
17 until September 30, 2017.

18 EDUCATION

19 For necessary expenses, not otherwise provided for,
20 in the conduct and support of aerospace and aeronautical
21 education research and development activities, including
22 research, development, operations, support, and services;
23 program management; personnel and related costs, includ-
24 ing uniforms or allowances therefor, as authorized by sec-
25 tions 5901 and 5902 of title 5, United States Code; travel

1 expenses; purchase and hire of passenger motor vehicles;
2 and purchase, lease, charter, maintenance, and operation
3 of mission and administrative aircraft, \$119,000,000, to
4 remain available until September 30, 2017, of which
5 \$18,000,000 shall be for the Experimental Program to
6 Stimulate Competitive Research and \$40,000,000 shall be
7 for the National Space Grant College program.

8 SAFETY, SECURITY AND MISSION SERVICES

9 For necessary expenses, not otherwise provided for,
10 in the conduct and support of science, aeronautics, space
11 technology, exploration, space operations and education
12 research and development activities, including research,
13 development, operations, support, and services; mainte-
14 nance and repair, facility planning and design; space
15 flight, spacecraft control, and communications activities;
16 program management; personnel and related costs, includ-
17 ing uniforms or allowances therefor, as authorized by sec-
18 tions 5901 and 5902 of title 5, United States Code; travel
19 expenses; purchase and hire of passenger motor vehicles;
20 not to exceed \$63,000 for official reception and represen-
21 tation expenses; and purchase, lease, charter, mainte-
22 nance, and operation of mission and administrative air-
23 craft, \$2,768,600,000, to remain available until Sep-
24 tember 30, 2017.

1 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
2 RESTORATION

3 For necessary expenses for construction of facilities
4 including repair, rehabilitation, revitalization, and modi-
5 fication of facilities, construction of new facilities and ad-
6 ditions to existing facilities, facility planning and design,
7 and restoration, and acquisition or condemnation of real
8 property, as authorized by law, and environmental compli-
9 ance and restoration, \$425,000,000, to remain available
10 until September 30, 2021: *Provided*, That proceeds from
11 leases deposited into this account shall be available for a
12 period of 5 years to the extent and in amounts as provided
13 in annual appropriations Acts: *Provided further*, That not-
14 withstanding section 20145(b)(2)(A) of title 51, United
15 States Code, such proceeds referred to in the preceding
16 proviso shall be available for obligation for fiscal year
17 2016 in an amount not to exceed \$9,470,300: *Provided*
18 *further*, That each annual budget request shall include an
19 annual estimate of gross receipts and collections and pro-
20 posed use of all funds collected pursuant to section 20145
21 of title 51, United States Code.

22 OFFICE OF INSPECTOR GENERAL

23 For necessary expenses of the Office of Inspector
24 General in carrying out the Inspector General Act of 1978,

1 \$37,400,000, of which \$500,000 shall remain available
2 until September 30, 2017.

3 ADMINISTRATIVE PROVISIONS

4 (INCLUDING TRANSFERS OF FUNDS)

5 Funds for any announced prize otherwise authorized
6 shall remain available, without fiscal year limitation, until
7 the prize is claimed or the offer is withdrawn.

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

21 The spending plan required by this Act shall be pro-
22 vided by NASA at the theme, program, project and activ-
23 ity level. The spending plan, as well as any subsequent
24 change of an amount established in that spending plan
25 that meets the notification requirements of section 505 of

1 this Act, shall be treated as a reprogramming under sec-
2 tion 505 of this Act and shall not be available for obliga-
3 tion or expenditure except in compliance with the proce-
4 dures set forth in that section.

5 The unexpired balances of a previous account, for ac-
6 tivities for which funds are provided in this Act, may be
7 transferred to the new account established in this Act that
8 provides for such activities. Balances so transferred shall
9 be merged with the funds in the newly established account,
10 but shall be available under the same terms, conditions
11 and period of time as previously appropriated.

12 NATIONAL SCIENCE FOUNDATION

13 RESEARCH AND RELATED ACTIVITIES

14 For necessary expenses in carrying out the National
15 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
16 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services
17 as authorized by section 3109 of title 5, United States
18 Code; maintenance and operation of aircraft and purchase
19 of flight services for research support; acquisition of air-
20 craft; and authorized travel; \$5,983,645,000, to remain
21 available until September 30, 2017, of which not to exceed
22 \$520,000,000 shall remain available until expended for
23 polar research and operations support, and for reimburse-
24 ment to other Federal agencies for operational and science
25 support and logistical and other related activities for the

1 United States Antarctic program: *Provided*, That receipts
2 for scientific support services and materials furnished by
3 the National Research Centers and other National Science
4 Foundation supported research facilities may be credited
5 to this appropriation.

6 MAJOR RESEARCH EQUIPMENT AND FACILITIES

7 CONSTRUCTION

8 For necessary expenses for the acquisition, construc-
9 tion, commissioning, and upgrading of major research
10 equipment, facilities, and other such capital assets pursu-
11 ant to the National Science Foundation Act of 1950 (42
12 U.S.C. 1861 et seq.), including authorized travel,
13 \$200,030,000, to remain available until expended.

14 EDUCATION AND HUMAN RESOURCES

15 For necessary expenses in carrying out science, math-
16 ematics and engineering education and human resources
17 programs and activities pursuant to the National Science
18 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
19 ing services as authorized by section 3109 of title 5,
20 United States Code, authorized travel, and rental of con-
21 ference rooms in the District of Columbia, \$866,000,000,
22 to remain available until September 30, 2017.

23 AGENCY OPERATIONS AND AWARD MANAGEMENT

24 For agency operations and award management nec-
25 essary in carrying out the National Science Foundation

1 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
2 by section 3109 of title 5, United States Code; hire of pas-
3 senger motor vehicles; uniforms or allowances therefor, as
4 authorized by sections 5901 and 5902 of title 5, United
5 States Code; rental of conference rooms in the District of
6 Columbia; and reimbursement of the Department of
7 Homeland Security for security guard services;
8 \$325,000,000: *Provided*, That not to exceed \$8,280 is for
9 official reception and representation expenses: *Provided*
10 *further*, That contracts may be entered into under this
11 heading in fiscal year 2016 for maintenance and operation
12 of facilities and for other services to be provided during
13 the next fiscal year: *Provided further*, That of the amount
14 provided for costs associated with the acquisition, occu-
15 pancy, and related costs of new headquarters space, not
16 more than \$27,370,000 shall remain available until ex-
17 pended.

18 OFFICE OF THE NATIONAL SCIENCE BOARD

19 For necessary expenses (including payment of sala-
20 ries, authorized travel, hire of passenger motor vehicles,
21 the rental of conference rooms in the District of Columbia,
22 and the employment of experts and consultants under sec-
23 tion 3109 of title 5, United States Code) involved in car-
24 rying out section 4 of the National Science Foundation
25 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209

1 (42 U.S.C. 1880 et seq.), \$4,370,000: *Provided*, That not
2 to exceed \$2,500 shall be available for official reception
3 and representation expenses.

4 OFFICE OF INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector
6 General as authorized by the Inspector General Act of
7 1978, \$15,160,000, of which \$400,000 shall remain avail-
8 able until September 30, 2017.

9 ADMINISTRATIVE PROVISION

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

19 This title may be cited as the “Science Appropria-
20 tions Act, 2016”.

1 TITLE IV
2 RELATED AGENCIES
3 COMMISSION ON CIVIL RIGHTS
4 SALARIES AND EXPENSES

5 For necessary expenses of the Commission on Civil
6 Rights, including hire of passenger motor vehicles,
7 \$9,200,000: *Provided*, That none of the funds appro-
8 priated in this paragraph shall be used to employ in excess
9 of four full-time individuals under Schedule C of the Ex-
10 cepted Service exclusive of one special assistant for each
11 Commissioner: *Provided further*, That none of the funds
12 appropriated in this paragraph shall be used to reimburse
13 Commissioners for more than 75 billable days, with the
14 exception of the chairperson, who is permitted 125 billable
15 days: *Provided further*, That none of the funds appro-
16 priated in this paragraph shall be used for any activity
17 or expense that is not explicitly authorized by section 3
18 of the Civil Rights Commission Act of 1983 (42 U.S.C.
19 1975a).

20 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
21 SALARIES AND EXPENSES

22 For necessary expenses of the Equal Employment
23 Opportunity Commission as authorized by title VII of the
24 Civil Rights Act of 1964, the Age Discrimination in Em-
25 ployment Act of 1967, the Equal Pay Act of 1963, the

1 Americans with Disabilities Act of 1990, section 501 of
2 the Rehabilitation Act of 1973, the Civil Rights Act of
3 1991, the Genetic Information Non-Discrimination Act
4 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
5 ments Act of 2008 (Public Law 110–325), and the Lilly
6 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
7 cluding services as authorized by section 3109 of title 5,
8 United States Code; hire of passenger motor vehicles as
9 authorized by section 1343(b) of title 31, United States
10 Code; nonmonetary awards to private citizens; and up to
11 \$29,500,000 for payments to State and local enforcement
12 agencies for authorized services to the Commission,
13 \$364,500,000: *Provided*, That the Commission is author-
14 ized to make available for official reception and represen-
15 tation expenses not to exceed \$2,250 from available funds:
16 *Provided further*, That the Chair is authorized to accept
17 and use any gift or donation to carry out the work of the
18 Commission.

19 INTERNATIONAL TRADE COMMISSION

20 SALARIES AND EXPENSES

21 For necessary expenses of the International Trade
22 Commission, including hire of passenger motor vehicles
23 and services as authorized by section 3109 of title 5,
24 United States Code, and not to exceed \$2,250 for official

1 reception and representation expenses, \$84,500,000, to re-
2 main available until expended.

3 LEGAL SERVICES CORPORATION

4 PAYMENT TO THE LEGAL SERVICES CORPORATION

5 For payment to the Legal Services Corporation to
6 carry out the purposes of the Legal Services Corporation
7 Act of 1974, \$300,000,000, of which \$266,900,000 is for
8 basic field programs and required independent audits;
9 \$5,100,000 is for the Office of Inspector General, of which
10 such amounts as may be necessary may be used to conduct
11 additional audits of recipients; \$19,000,000 is for manage-
12 ment and grants oversight; \$4,000,000 is for client self-
13 help and information technology; \$4,000,000 is for a Pro
14 Bono Innovation Fund; and \$1,000,000 is for loan repay-
15 ment assistance: *Provided*, That the Legal Services Cor-
16 poration may continue to provide locality pay to officers
17 and employees at a rate no greater than that provided by
18 the Federal Government to Washington, DC-based em-
19 ployees as authorized by section 5304 of title 5, United
20 States Code, notwithstanding section 1005(d) of the Legal
21 Services Corporation Act (42 U.S.C. 2996(d)): *Provided*
22 *further*, That the authorities provided in section 205 of
23 this Act shall be applicable to the Legal Services Corpora-
24 tion: *Provided further*, That, for the purposes of section

1 505 of this Act, the Legal Services Corporation shall be
2 considered an agency of the United States Government.

3 ADMINISTRATIVE PROVISION—LEGAL SERVICES

4 CORPORATION

5 None of the funds appropriated in this Act to the
6 Legal Services Corporation shall be expended for any pur-
7 pose prohibited or limited by, or contrary to any of the
8 provisions of, sections 501, 502, 503, 504, 505, and 506
9 of Public Law 105–119, and all funds appropriated in this
10 Act to the Legal Services Corporation shall be subject to
11 the same terms and conditions set forth in such sections,
12 except that all references in sections 502 and 503 to 1997
13 and 1998 shall be deemed to refer instead to 2015 and
14 2016, respectively.

15 MARINE MAMMAL COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses of the Marine Mammal Com-
18 mission as authorized by title II of the Marine Mammal
19 Protection Act of 1972 (16 U.S.C. 1361 et seq.),
20 \$3,340,000.

21 OFFICE OF THE UNITED STATES TRADE

22 REPRESENTATIVE

23 SALARIES AND EXPENSES

24 For necessary expenses of the Office of the United
25 States Trade Representative, including the hire of pas-

1 senger motor vehicles and the employment of experts and
2 consultants as authorized by section 3109 of title 5,
3 United States Code, \$54,250,000, of which \$1,000,000
4 shall remain available until expended: *Provided*, That not
5 to exceed \$124,000 shall be available for official reception
6 and representation expenses.

7 STATE JUSTICE INSTITUTE

8 SALARIES AND EXPENSES

9 For necessary expenses of the State Justice Institute,
10 as authorized by the State Justice Institute Authorization
11 Act of 1984 (42 U.S.C. 10701 et seq.) \$5,121,000, of
12 which \$500,000 shall remain available until September 30,
13 2017: *Provided*, That not to exceed \$2,250 shall be avail-
14 able for official reception and representation expenses:
15 *Provided further*, That, for the purposes of section 505
16 of this Act, the State Justice Institute shall be considered
17 an agency of the United States Government.

18 TITLE V

19 GENERAL PROVISIONS

20 (INCLUDING RESCISSIONS)

21 (INCLUDING TRANSFER OF FUNDS)

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

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

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

12 SEC. 504. If any provision of this Act or the applica-
13 tion of such provision to any person or circumstances shall
14 be held invalid, the remainder of the Act and the applica-
15 tion of each provision to persons or circumstances other
16 than those as to which it is held invalid shall not be af-
17 fected thereby.

18 SEC. 505. None of the funds provided under this Act,
19 or provided under previous appropriations Acts to the
20 agencies funded by this Act that remain available for obli-
21 gation or expenditure in fiscal year 2016, or provided from
22 any accounts in the Treasury of the United States derived
23 by the collection of fees available to the agencies funded
24 by this Act, shall be available for obligation or expenditure
25 through a reprogramming of funds that: (1) creates or ini-

1 tiates a new program, project or activity; (2) eliminates
2 a program, project or activity; (3) increases funds or per-
3 sonnel by any means for any project or activity for which
4 funds have been denied or restricted; (4) relocates an of-
5 fice or employees; (5) reorganizes or renames offices, pro-
6 grams or activities; (6) contracts out or privatizes any
7 functions or activities presently performed by Federal em-
8 ployees; (7) augments existing programs, projects or ac-
9 tivities in excess of \$500,000 or 10 percent, whichever is
10 less, or reduces by 10 percent funding for any program,
11 project or activity, or numbers of personnel by 10 percent;
12 or (8) results from any general savings, including savings
13 from a reduction in personnel, which would result in a
14 change in existing programs, projects or activities as ap-
15 proved by Congress; unless the House and Senate Com-
16 mittees on Appropriations are notified 15 days in advance
17 of such reprogramming of funds by agencies (excluding
18 agencies of the Department of Justice) funded by this Act
19 and 45 days in advance of such reprogramming of funds
20 by agencies of the Department of Justice funded by this
21 Act.

22 SEC. 506. (a) If it has been finally determined by
23 a court or Federal agency that any person intentionally
24 affixed a label bearing a “Made in America” inscription,
25 or any inscription with the same meaning, to any product

1 sold in or shipped to the United States that is not made
2 in the United States, the person shall be ineligible to re-
3 ceive any contract or subcontract made with funds made
4 available in this Act, pursuant to the debarment, suspen-
5 sion, and ineligibility procedures described in sections
6 9.400 through 9.409 of title 48, Code of Federal Regula-
7 tions.

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

13 (2) The term “promotional items” has the
14 meaning given the term in OMB Circular A-87, At-
15 tachment B, Item (1)(f)(3).

16 SEC. 507. (a) The Departments of Commerce and
17 Justice, the National Science Foundation, and the Na-
18 tional Aeronautics and Space Administration shall provide
19 to the Committees on Appropriations of the House of Rep-
20 resentatives and the Senate a quarterly report on the sta-
21 tus of balances of appropriations at the account level. For
22 unobligated, uncommitted balances and unobligated, com-
23 mitted balances the quarterly reports shall separately
24 identify the amounts attributable to each source year of
25 appropriation from which the balances were derived. For

1 balances that are obligated, but unexpended, the quarterly
2 reports shall separately identify amounts by the year of
3 obligation.

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

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

13 SEC. 508. Any costs incurred by a department or
14 agency funded under this Act resulting from, or to pre-
15 vent, personnel actions taken in response to funding re-
16 ductions included in this Act shall be absorbed within the
17 total budgetary resources available to such department or
18 agency: *Provided*, That the authority to transfer funds be-
19 tween appropriations accounts as may be necessary to
20 carry out this section is provided in addition to authorities
21 included elsewhere in this Act: *Provided further*, That use
22 of funds to carry out this section shall be treated as a
23 reprogramming of funds under section 505 of this Act and
24 shall not be available for obligation or expenditure except
25 in compliance with the procedures set forth in that section:

1 *Provided further*, That for the Department of Commerce,
2 this section shall also apply to actions taken for the care
3 and protection of loan collateral or grant property.

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

11 SEC. 510. None of the funds made available in this
12 Act may be used to pay the salaries and expenses of per-
13 sonnel of the Department of Justice to obligate more than
14 \$2,705,164,000 during fiscal year 2016 from the fund es-
15 tablished by section 1402 of Public Law 98-473 (42
16 U.S.C. 10601).

17 SEC. 511. None of the funds made available to the
18 Department of Justice in this Act may be used to discrimi-
19 nate against or denigrate the religious or moral beliefs of
20 students who participate in programs for which financial
21 assistance is provided from those funds, or of the parents
22 or legal guardians of such students.

23 SEC. 512. None of the funds made available in this
24 Act may be transferred to any department, agency, or in-
25 strumentality of the United States Government, except

1 pursuant to a transfer made by, or transfer authority pro-
2 vided in, this Act or any other appropriations Act.

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

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

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

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

3 (2) sensitive personal information for any indi-
4 vidual, the public access to which could be used to
5 commit identity theft or for other inappropriate or
6 unlawful purposes.

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

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

24 SEC. 515. (a) None of the funds appropriated or oth-
25 erwise made available under this Act may be used by the

1 Departments of Commerce and Justice, the National Aer-
2 onautics and Space Administration, or the National
3 Science Foundation to acquire or renew a high-impact or
4 moderate-impact information system, as defined for secu-
5 rity categorization in the National Institute of Standards
6 and Technology’s (NIST) Federal Information Processing
7 Standard Publication 199, “Standards for Security Cat-
8 egorization of Federal Information and Information Sys-
9 tems” unless the agency has—

10 (1) reviewed the supply chain risk for the infor-
11 mation systems against criteria developed by NIST
12 and the Federal Bureau of Investigation (FBI) to
13 inform acquisition decisions for high-impact and
14 moderate-impact information systems within the
15 Federal Government;

16 (2) reviewed the supply chain risk from the pre-
17 sumptive awardee against available and relevant
18 threat information provided by the FBI and other
19 appropriate agencies; and

20 (3) in consultation with the FBI or other ap-
21 propriate Federal entity, conducted an assessment of
22 any risk of cyber-espionage or sabotage associated
23 with the acquisition of such system, including any
24 risk associated with such system being produced,
25 manufactured, or assembled by one or more entities

1 identified by the United States Government as posing a cyber threat, including but not limited to, 2 those that may be owned, directed, or subsidized by 3 the People's Republic of China. 4

5 (b) None of the funds appropriated or otherwise 6 made available under this Act may be used to acquire a 7 high-impact or moderate-impact information system reviewed and assessed under subsection (a) unless the head 8 of the assessing entity described in subsection (a) has— 9

10 (1) developed, in consultation with NIST, the 11 FBI and supply chain risk management experts, a 12 mitigation strategy for any identified risks;

13 (2) determined, in consultation with NIST and 14 the FBI, that the acquisition of such system is in 15 the national interest of the United States; and

16 (3) reported that determination to the Committees on Appropriations of the House of Representatives and the Senate and the agency Inspector General. 17 18 19

20 SEC. 516. None of the funds made available in this 21 Act shall be used in any way whatsoever to support or 22 justify the use of torture by any official or contract employee of the United States Government. 23

24 SEC. 517. (a) Notwithstanding any other provision 25 of law or treaty, in fiscal year 2016 and each fiscal year

1 thereafter, none of the funds appropriated or otherwise
2 made available under this Act or any other Act may be
3 expended or obligated by a department, agency, or instru-
4 mentality of the United States to pay administrative ex-
5 penses or to compensate an officer or employee of the
6 United States in connection with requiring an export li-
7 cense for the export to Canada of components, parts, ac-
8 cessories or attachments for firearms listed in Category
9 I, section 121.1 of title 22, Code of Federal Regulations
10 (International Trafficking in Arms Regulations (ITAR),
11 part 121, as it existed on April 1, 2005) with a total value
12 not exceeding \$500 wholesale in any transaction, provided
13 that the conditions of subsection (b) of this section are
14 met by the exporting party for such articles.

15 (b) The foregoing exemption from obtaining an ex-
16 port license—

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

23 (2) does not permit the export without a license
24 of—

1 (A) fully automatic firearms and compo-
2 nents and parts for such firearms, other than
3 for end use by the Federal Government, or a
4 Provincial or Municipal Government of Canada;

5 (B) barrels, cylinders, receivers (frames) or
6 complete breech mechanisms for any firearm
7 listed in Category I, other than for end use by
8 the Federal Government, or a Provincial or Mu-
9 nicipal Government of Canada; or

10 (C) articles for export from Canada to an-
11 other foreign destination.

12 (e) In accordance with this section, the District Di-
13 rectors of Customs and postmasters shall permit the per-
14 manent or temporary export without a license of any un-
15 classified articles specified in subsection (a) to Canada for
16 end use in Canada or return to the United States, or tem-
17 porary import of Canadian-origin items from Canada for
18 end use in the United States or return to Canada for a
19 Canadian citizen.

20 (d) The President may require export licenses under
21 this section on a temporary basis if the President deter-
22 mines, upon publication first in the Federal Register, that
23 the Government of Canada has implemented or main-
24 tained inadequate import controls for the articles specified
25 in subsection (a), such that a significant diversion of such

1 articles has and continues to take place for use in inter-
2 national terrorism or in the escalation of a conflict in an-
3 other nation. The President shall terminate the require-
4 ments of a license when reasons for the temporary require-
5 ments have ceased.

6 SEC. 518. Notwithstanding any other provision of
7 law, in fiscal year 2016 and each fiscal year thereafter,
8 no department, agency, or instrumentality of the United
9 States receiving appropriated funds under this Act or any
10 other Act shall obligate or expend in any way such funds
11 to pay administrative expenses or the compensation of any
12 officer or employee of the United States to deny any appli-
13 cation submitted pursuant to 22 U.S.C. 2778(b)(1)(B)
14 and qualified pursuant to 27 CFR section 478.112 or
15 .113, for a permit to import United States origin “curios
16 or relics” firearms, parts, or ammunition.

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

20 (1) paragraph 2 of article 16.7 of the United
21 States-Singapore Free Trade Agreement;

22 (2) paragraph 4 of article 17.9 of the United
23 States-Australia Free Trade Agreement; or

24 (3) paragraph 4 of article 15.9 of the United
25 States-Morocco Free Trade Agreement.

1 SEC. 520. None of the funds made available in this
2 Act may be used to authorize or issue a national security
3 letter in contravention of any of the following laws author-
4 izing the Federal Bureau of Investigation to issue national
5 security letters: The Right to Financial Privacy Act; The
6 Electronic Communications Privacy Act; The Fair Credit
7 Reporting Act; The National Security Act of 1947; USA
8 PATRIOT Act; and the laws amended by these Acts.

9 SEC. 521. If at any time during any quarter, the pro-
10 gram manager of a project within the jurisdiction of the
11 Departments of Commerce or Justice, the National Aero-
12 nautics and Space Administration, or the National Science
13 Foundation totaling more than \$75,000,000 has reason-
14 able cause to believe that the total program cost has in-
15 creased by 10 percent or more, the program manager shall
16 immediately inform the respective Secretary, Adminis-
17 trator, or Director. The Secretary, Administrator, or Di-
18 rector shall notify the House and Senate Committees on
19 Appropriations within 30 days in writing of such increase,
20 and shall include in such notice: the date on which such
21 determination was made; a statement of the reasons for
22 such increases; the action taken and proposed to be taken
23 to control future cost growth of the project; changes made
24 in the performance or schedule milestones and the degree
25 to which such changes have contributed to the increase

1 in total program costs or procurement costs; new esti-
2 mates of the total project or procurement costs; and a
3 statement validating that the project's management struc-
4 ture is adequate to control total project or procurement
5 costs.

6 SEC. 522. Funds appropriated by this Act, or made
7 available by the transfer of funds in this Act, for intel-
8 ligence or intelligence related activities are deemed to be
9 specifically authorized by the Congress for purposes of sec-
10 tion 504 of the National Security Act of 1947 (50 U.S.C.
11 414) during fiscal year 2016 until the enactment of the
12 Intelligence Authorization Act for fiscal year 2016.

13 SEC. 523. None of the funds appropriated or other-
14 wise made available by this Act may be used to enter into
15 a contract in an amount greater than \$5,000,000 or to
16 award a grant in excess of such amount unless the pro-
17 spective contractor or grantee certifies in writing to the
18 agency awarding the contract or grant that, to the best
19 of its knowledge and belief, the contractor or grantee has
20 filed all Federal tax returns required during the three
21 years preceding the certification, has not been convicted
22 of a criminal offense under the Internal Revenue Code of
23 1986, and has not, more than 90 days prior to certifi-
24 cation, been notified of any unpaid Federal tax assessment
25 for which the liability remains unsatisfied, unless the as-

1 assessment is the subject of an installment agreement or
2 offer in compromise that has been approved by the Inter-
3 nal Revenue Service and is not in default, or the assess-
4 ment is the subject of a non-frivolous administrative or
5 judicial proceeding.

6 (RESCISSIONS)

7 SEC. 524. (a) Of the unobligated balances from prior
8 year appropriations available to the Department of Com-
9 merce's National Technical Information Service,
10 \$10,000,000 are rescinded.

11 (b) Of the unobligated balances available to the De-
12 partment of Justice, the following funds are hereby re-
13 scinded, not later than September 30, 2016, from the fol-
14 lowing accounts in the specified amounts—

15 (1) “Working Capital Fund”, \$100,000,000;

16 (2) “United States Marshals Service, Federal
17 Prisoner Detention”, \$69,500,000;

18 (3) “Federal Bureau of Investigation, Salaries
19 and Expenses”, \$120,000,000 from fines collected to
20 defray expenses for the automation of fingerprint
21 identification and criminal justice information serv-
22 ices and associated costs;

23 (4) “State and Local Law Enforcement Activi-
24 ties, Office on Violence Against Women, Violence

1 Against Women Prevention and Prosecution Pro-
2 grams”, \$15,000,000;

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

5 (6) “State and Local Law Enforcement Activi-
6 ties, Community Oriented Policing Services”,
7 \$20,000,000.

8 (c) The Department of Justice shall submit to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate a report no later than September
11 1, 2016, specifying the amount of each rescission made
12 pursuant to subsection (b).

13 SEC. 525. None of the funds made available in this
14 Act may be used to purchase first class or premium airline
15 travel in contravention of sections 301–10.122 through
16 301–10.124 of title 41 of the Code of Federal Regulations.

17 SEC. 526. None of the funds made available in this
18 Act may be used to send or otherwise pay for the attend-
19 ance of more than 50 employees from a Federal depart-
20 ment or agency at any single conference occurring outside
21 the United States unless such conference is a law enforce-
22 ment training or operational conference for law enforce-
23 ment personnel and the majority of Federal employees in
24 attendance are law enforcement personnel stationed out-
25 side the United States.

1 SEC. 527. None of the funds appropriated or other-
2 wise made available in this or any other Act may be used
3 to transfer, release, or assist in the transfer or release to
4 or within the United States, its territories, or possessions
5 Khalid Sheikh Mohammed or any other detainee who—

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

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

11 SEC. 528. (a) None of the funds appropriated or oth-
12 erwise made available in this or any other Act may be used
13 to construct, acquire, or modify any facility in the United
14 States, its territories, or possessions to house any indi-
15 vidual described in subsection (c) for the purposes of de-
16 tention or imprisonment in the custody or under the effec-
17 tive control of the Department of Defense.

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

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

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

4 (2) is—

5 (A) in the custody or under the effective
6 control of the Department of Defense; or

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

9 SEC. 529. To the extent practicable, funds made
10 available in this Act should be used to purchase light bulbs
11 that are “Energy Star” qualified or have the “Federal En-
12 ergy Management Program” designation.

13 SEC. 530. The Director of the Office of Management
14 and Budget shall instruct any department, agency, or in-
15 strumentality of the United States receiving funds appro-
16 priated under this Act to track undisbursed balances in
17 expired grant accounts and include in its annual perform-
18 ance plan and performance and accountability reports the
19 following:

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

23 (2) The method that the department, agency, or
24 instrumentality uses to track undisbursed balances
25 in expired grant accounts.

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

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

10 SEC. 531. (a) None of the funds made available by
11 this Act may be used for the National Aeronautics and
12 Space Administration (NASA) or the Office of Science
13 and Technology Policy (OSTP) to develop, design, plan,
14 promulgate, implement, or execute a bilateral policy, pro-
15 gram, order, or contract of any kind to participate, col-
16 laborate, or coordinate bilaterally in any way with China
17 or any Chinese-owned company unless such activities are
18 specifically authorized by a law enacted after the date of
19 enactment of this Act.

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

23 (c) The limitations described in subsections (a) and
24 (b) shall not apply to activities which NASA or OSTP has
25 certified—

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

5 (2) will not involve knowing interactions with
6 officials who have been determined by the United
7 States to have direct involvement with violations of
8 human rights.

9 (d) Any certification made under subsection (c) shall
10 be submitted to the Committees on Appropriations of the
11 House of Representatives and the Senate, and the Federal
12 Bureau of Investigation, no later than 30 days prior to
13 the activity in question and shall include a description of
14 the purpose of the activity, its agenda, its major partici-
15 pants, and its location and timing.

16 SEC. 532. None of the funds made available by this
17 or any other Act, for fiscal year 2016 and each fiscal year
18 thereafter, may be used to pay the salaries or expenses
19 of personnel to deny, or fail to act on, an application for
20 the importation of any model of shotgun if—

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

23 (2) no application for the importation of such
24 model of shotgun, in the same configuration, had
25 been denied by the Attorney General prior to Janu-

1 ary 1, 2011, on the basis that the shotgun was not
2 particularly suitable for or readily adaptable to
3 sporting purposes.

4 SEC. 533. (a) None of the funds made available in
5 this Act may be used to maintain or establish a computer
6 network unless such network blocks the viewing,
7 downloading, and exchanging of pornography.

8 (b) Nothing in subsection (a) shall limit the use of
9 funds necessary for any Federal, State, tribal, or local law
10 enforcement agency or any other entity carrying out crimi-
11 nal investigations, prosecution, adjudication, or other law-
12 enforcement related activity.

13 SEC. 534. The Departments of Commerce and Jus-
14 tice, the National Aeronautics and Space Administration,
15 the National Science Foundation, the Commission on Civil
16 Rights, the Equal Employment Opportunity Commission,
17 the International Trade Commission, the Legal Services
18 Corporation, the Marine Mammal Commission, the Offices
19 of Science and Technology Policy and the United States
20 Trade Representative, and the State Justice Institute
21 shall submit spending plans, signed by the respective de-
22 partment or agency head, to the Committees on Appro-
23 priations of the House of Representatives and the Senate
24 within 45 days after the date of enactment of this Act.

1 SEC. 535. None of the funds made available by this
2 Act may be obligated or expended to implement the Arms
3 Trade Treaty until the Senate approves a resolution of
4 ratification for the Treaty.

5 SEC. 536. None of the funds made available by this
6 Act may be used to relinquish the responsibility of the Na-
7 tional Telecommunications and Information Administra-
8 tion with respect to Internet domain name system func-
9 tions, including responsibility with respect to the authori-
10 tative root zone file and the Internet Assigned Numbers
11 Authority functions.

12 SEC. 537. None of the funds made available by this
13 Act may be used to require a person licensed under section
14 923 of title 18, United States Code, to report information
15 to the Department of Justice regarding the sale of mul-
16 tiple rifles or shotguns to the same person.

17 SEC. 538. No funds provided in this Act shall be used
18 to deny the Inspectors General of the Departments of
19 Commerce and Justice, the National Aeronautics and
20 Space Administration, and the National Science Founda-
21 tion timely access to all records, documents, and other ma-
22 terials in the custody or possession of the respective de-
23 partment or agency or to prevent or impede the particular
24 Inspector General's access to such records, documents,
25 and other materials, unless in accordance with an express

1 limitation of section 6(a) of the Inspector General Act, as
2 amended, consistent with the plain language of the Inspec-
3 tor General Act, as amended. The Inspectors General of
4 the Departments of Commerce and Justice, the National
5 Aeronautics and Space Administration, and the National
6 Science Foundation shall report to the Committees on Ap-
7 propriations of the House of Representatives and the Sen-
8 ate within five calendar days any failures to comply with
9 this requirement.

10 SEC. 539. The Department of Commerce, the Na-
11 tional Aeronautics and Space Administration, the Na-
12 tional Science Foundation, and the Office of Science and
13 Technology Policy shall provide a monthly report to the
14 Committees on Appropriations of the House of Represent-
15 atives and the Senate on any official travel to China by
16 any employee of such Department or agency, including the
17 purpose of such travel.

18 SEC. 540. (a) No funds made available in this Act
19 may be used to facilitate, permit, license, or promote ex-
20 ports to the Cuban military or intelligence service or to
21 any officer of the Cuban military or intelligence service,
22 or an immediate family member thereof.

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

1 (c) In this section—

2 (1) the term “Cuban military or intelligence
3 service” includes, but is not limited to, the Ministry
4 of the Revolutionary Armed Forces, and the Min-
5 istry of the Interior, of Cuba, and any subsidiary of
6 either such Ministry; and

7 (2) the term “immediate family member”
8 means a spouse, sibling, son, daughter, parent,
9 grandparent, grandchild, aunt, uncle, niece, or neph-
10 ew.

11 SEC. 541. None of the funds made available by this
12 Act may be expended during fiscal year 2016 for the shut-
13 down of the Stratospheric Observatory for Infrared As-
14 tronomy or for the preparation therefor.

15 SPENDING REDUCTION ACCOUNT

16 SEC. 542. The amount by which the applicable alloca-
17 tion of new budget authority made by the Committee on
18 Appropriations of the House of Representatives under sec-
19 tion 302(b) of the Congressional Budget Act of 1974 ex-
20 ceeds the amount of proposed new budget authority is \$0.

21 This Act may be cited as the “Commerce, Justice,
22 Science, and Related Agencies Appropriations Act, 2016”.

Union Calendar No. 93

114TH CONGRESS
1ST Session

H. R. 2578

[Report No. 114-130]

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2016, and for other purposes.

MAY 27, 2015

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