

Union Calendar No. 471

114TH CONGRESS
2D SESSION**H. R. 5393****[Report No. 114–605]**

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

IN THE HOUSE OF REPRESENTATIVES

JUNE 7, 2016

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

A BILL

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

1 *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, 2017, and for other pur-
6 poses, namely:

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

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

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

20 BUREAU OF INDUSTRY AND SECURITY

21 OPERATIONS AND ADMINISTRATION

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

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

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

4 ECONOMIC DEVELOPMENT ADMINISTRATION

5 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

6 For grants for economic development assistance as
7 provided by the Public Works and Economic Development
8 Act of 1965, for trade adjustment assistance, and for
9 grants authorized by section 27 of the Stevenson-Wydler
10 Technology Innovation Act of 1980 (15 U.S.C. 3722),
11 \$225,000,000, to remain available until expended, of
12 which \$15,000,000 shall be for grants under such section
13 27.

14 SALARIES AND EXPENSES

15 For necessary expenses of administering the eco-
16 nomic development assistance programs as provided for by
17 law, \$39,500,000: *Provided*, That these funds may be used
18 to monitor projects approved pursuant to title I of the
19 Public Works Employment Act of 1976, title II of the
20 Trade Act of 1974, section 27 of the Stevenson-Wydler
21 Technology Innovation Act of 1980 (15 U.S.C. 3722), and
22 the Community Emergency Drought Relief Act of 1977.

1 MINORITY BUSINESS DEVELOPMENT AGENCY

2 MINORITY BUSINESS DEVELOPMENT

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

8 ECONOMIC AND STATISTICAL ANALYSIS

9 SALARIES AND EXPENSES

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

14 BUREAU OF THE CENSUS

15 CURRENT SURVEYS AND PROGRAMS

16 For necessary expenses for collecting, compiling, ana-
17 lyzing, preparing and publishing statistics, provided for by
18 law, \$270,000,000: *Provided*, That, from amounts pro-
19 vided herein, funds may be used for promotion, outreach,
20 and marketing activities: *Provided further*, That the Bu-
21 reau of the Census shall collect and analyze data for the
22 Annual Social and Economic Supplement to the Current
23 Population Survey using the same health insurance ques-
24 tions included in previous years, in addition to the revised

1 questions implemented in the Current Population Survey
2 beginning in February 2014.

3 PERIODIC CENSUSES AND PROGRAMS

4 (INCLUDING TRANSFER OF FUNDS)

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

cluding estimates for development as well as maintenance and operations; and (C) key milestones to be met; (2) details for each project/investment: (A) reasons for any cost and schedule variances; and (B) top risks and mitigation strategies; and (3) has been submitted to the Government Accountability Office.

NATIONAL TELECOMMUNICATIONS AND INFORMATION
ADMINISTRATION
SALARIES AND EXPENSES

For necessary expenses, as provided for by law, of the National Telecommunications and Information Administration (NTIA), \$36,322,000, to remain available until September 30, 2018: *Provided*, That, notwithstanding 31 U.S.C. 1535(d), the Secretary of Commerce shall charge Federal agencies for costs incurred in spectrum management, analysis, operations, and related services, and such fees shall be retained and used as offsetting collections for costs of such spectrum services, to remain available until expended: *Provided further*, That the Secretary of Commerce is authorized to retain and use as offsetting collections all funds transferred, or previously transferred, from other Government agencies for all costs incurred in telecommunications research, engineering, and related activities by the Institute for Telecommunication Sciences of NTIA, in furtherance of its assigned functions

1 under this paragraph, and such funds received from other
2 Government agencies shall remain available until ex-
3 pended.

4 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
5 AND CONSTRUCTION

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

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

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

1 this amount shall be reduced accordingly: *Provided fur-*
2 *ther*, That any amount received in excess of
3 \$3,230,000,000 in fiscal year 2017 and deposited in the
4 Patent and Trademark Fee Reserve Fund shall remain
5 available until expended: *Provided further*, That the Direc-
6 tor of USPTO shall submit a spending plan to the Com-
7 mittees on Appropriations of the House of Representatives
8 and the Senate for any amounts made available by the
9 preceding proviso and such spending plan shall be treated
10 as a reprogramming under section 505 of this Act and
11 shall not be available for obligation or expenditure except
12 in compliance with the procedures set forth in that section:
13 *Provided further*, That any amounts reprogrammed in ac-
14 cordance with the preceding proviso shall be transferred
15 to the United States Patent and Trademark Office “Sala-
16 ries and Expenses” account: *Provided further*, That from
17 amounts provided herein, not to exceed \$900 shall be
18 made available in fiscal year 2017 for official reception
19 and representation expenses: *Provided further*, That in fis-
20 cal year 2017 from the amounts made available for “Sala-
21 ries and Expenses” for the USPTO, the amounts nec-
22 essary to pay (1) the difference between the percentage
23 of basic pay contributed by the USPTO and employees
24 under section 8334(a) of title 5, United States Code, and
25 the normal cost percentage (as defined by section

1 8331(17) of that title) as provided by the Office of Per-
2 sonnel Management (OPM) for USPTO's specific use, of
3 basic pay, of employees subject to subchapter III of chap-
4 ter 83 of that title, and (2) the present value of the other-
5 wise unfunded accruing costs, as determined by OPM for
6 USPTO's specific use of post-retirement life insurance
7 and post-retirement health benefits coverage for all
8 USPTO employees who are enrolled in Federal Employees
9 Health Benefits (FEHB) and Federal Employees Group
10 Life Insurance (FEGLI), shall be transferred to the Civil
11 Service Retirement and Disability Fund, the FEGLI
12 Fund, and the FEHB Fund, as appropriate, and shall be
13 available for the authorized purposes of those accounts:
14 *Provided further*, That any differences between the present
15 value factors published in OPM's yearly 300 series benefit
16 letters and the factors that OPM provides for USPTO's
17 specific use shall be recognized as an imputed cost on
18 USPTO's financial statements, where applicable: *Provided*
19 *further*, That, notwithstanding any other provision of law,
20 all fees and surcharges assessed and collected by USPTO
21 are available for USPTO only pursuant to section 42(c)
22 of title 35, United States Code, as amended by section
23 22 of the Leahy-Smith America Invents Act (Public Law
24 112–29): *Provided further*, That within the amounts ap-
25 propriated, \$2,000,000 shall be transferred to the “Office

1 of Inspector General” account for activities associated
2 with carrying out investigations and audits related to the
3 USPTO.

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

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

16 INDUSTRIAL TECHNOLOGY SERVICES

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

23 CONSTRUCTION OF RESEARCH FACILITIES

24 For construction of new research facilities, including
25 architectural and engineering design, and for renovation

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

17 NATIONAL OCEANIC AND ATMOSPHERIC

18 ADMINISTRATION

19 OPERATIONS, RESEARCH, AND FACILITIES

20 (INCLUDING TRANSFER OF FUNDS)

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

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

1 ing in previous years, shall be subject to the procedures
 2 set forth in section 505 of this Act: *Provided further*, That
 3 in addition, for necessary retired pay expenses under the
 4 Retired Serviceman's Family Protection and Survivor
 5 Benefits Plan, and for payments for the medical care of
 6 retired personnel and their dependents under the Depend-
 7 ents' Medical Care Act (10 U.S.C. ch. 55), such sums as
 8 may be necessary.

9 PROCUREMENT, ACQUISITION AND CONSTRUCTION

10 (INCLUDING TRANSFER OF FUNDS)

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

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

1 PACIFIC COASTAL SALMON RECOVERY

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

23 FISHERMEN'S CONTINGENCY FUND

24 For carrying out the provisions of title IV of Public
25 Law 95–372, not to exceed \$350,000, to be derived from

1 receipts collected pursuant to that Act, to remain available
2 until expended.

3 FISHERIES FINANCE PROGRAM ACCOUNT

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

10 DEPARTMENTAL MANAGEMENT

11 SALARIES AND EXPENSES

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

16 RENOVATION AND MODERNIZATION

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for the renovation and mod-
19 ernization of the Herbert C. Hoover Building, including
20 security-related costs, \$4,000,000, to remain available
21 until expended: *Provided*, That the Secretary of Commerce
22 may transfer up to \$8,000,000 to this account from funds
23 available to the Department of Commerce: *Provided fur-*
24 *ther*, That the transfer authority provided in the first pro-
25 viso is in addition to any other transfer authority con-

1 tained in this Act: *Provided further*, That any transfer
2 pursuant to the authority provided under this heading
3 shall be treated as a reprogramming under section 505
4 of this Act and shall not be available for obligation or ex-
5 penditure except in compliance with the procedures set
6 forth in that section.

7 OFFICE OF INSPECTOR GENERAL

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

11 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

12 (INCLUDING TRANSFER OF FUNDS)

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

23 SEC. 102. During the current fiscal year, appropria-
24 tions made available to the Department of Commerce by
25 this Act for salaries and expenses shall be available for

1 hire of passenger motor vehicles as authorized by 31
2 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
3 3109; and uniforms or allowances therefor, as authorized
4 by law (5 U.S.C. 5901–5902).

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

21 SEC. 104. The requirements set forth by section 105
22 of the Commerce, Justice, Science, and Related Agencies
23 Appropriations Act, 2012 (Public Law 112–55), as
24 amended by section 105 of title I of division B of Public
25 Law 113–6, are hereby adopted by reference and made

1 applicable with respect to fiscal year 2017: *Provided*, That
2 the life cycle cost for the Joint Polar Satellite System is
3 \$11,322,125,000 and the life cycle cost for the Geo-
4 stationary Operational Environmental Satellite R-Series
5 Program is \$10,828,059,000.

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

24 SEC. 106. Nothing in this title shall be construed to
25 prevent a grant recipient from deterring child pornog-

1 raphy, copyright infringement, or any other unlawful ac-
2 tivity over its networks.

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

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

DEPARTMENT OF JUSTICE

SALARIES AND EXPENSES

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

(INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses for information sharing tech-
15 nology, including planning, development, deployment and
16 departmental direction, \$40,000,000, to remain available
17 until expended: *Provided*, That the Attorney General may
18 transfer up to \$35,400,000 to this account, from funds
19 available to the Department of Justice for information
20 technology, to remain available until expended, for enter-
21 prise-wide information technology initiatives: *Provided fur-*
22 *ther*, That the transfer authority in the preceding proviso
23 is in addition to any other transfer authority contained
24 in this Act: *Provided further*, That any transfer pursuant
25 to the first proviso shall be treated as a reprogramming

1 under section 505 of this Act and shall not be available
2 for obligation or expenditure except in compliance with the
3 procedures set forth in that section.

4 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
5 (INCLUDING TRANSFER OF FUNDS)

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

14 OFFICE OF THE PARDON ATTORNEY

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

17 OFFICE OF INSPECTOR GENERAL

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

21 UNITED STATES PAROLE COMMISSION

22 SALARIES AND EXPENSES

23 For necessary expenses of the United States Parole
24 Commission as authorized, \$13,308,000: *Provided*, That,
25 notwithstanding any other provision of law, upon the expi-

1 ration of a term of office of a Commissioner, the Commis-
2 sioner may continue to act until a successor has been ap-
3 pointed.

4 LEGAL ACTIVITIES

5 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

6 For expenses necessary for the legal activities of the
7 Department of Justice, not otherwise provided for, includ-
8 ing not to exceed \$20,000 for expenses of collecting evi-
9 dence, to be expended under the direction of, and to be
10 accounted for solely under the certificate of, the Attorney
11 General; and rent of private or Government-owned space
12 in the District of Columbia, \$893,000,000, of which not
13 to exceed \$20,000,000 for litigation support contracts
14 shall remain available until expended: *Provided*, That of
15 the amount provided for INTERPOL Washington dues
16 payments, not to exceed \$685,000 shall remain available
17 until expended: *Provided further*, That of the total amount
18 appropriated, not to exceed \$9,000 shall be available to
19 INTERPOL Washington for official reception and rep-
20 resentation expenses: *Provided further*, That of the
21 amount appropriated, such sums as may be necessary
22 shall be available to the Civil Rights Division for salaries
23 and expenses associated with the election monitoring pro-
24 gram under section 8 of the Voting Rights Act of 1965
25 (52 U.S.C. 10305) and to reimburse the Office of Per-

1 sonnel Management for such salaries and expenses: *Pro-*
 2 *vided further*, That of the amounts provided under this
 3 heading for the election monitoring program, \$3,390,000
 4 shall remain available until expended.

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

10 SALARIES AND EXPENSES, ANTITRUST DIVISION

11 For expenses necessary for the enforcement of anti-
 12 trust and kindred laws, \$164,977,000, to remain available
 13 until expended: *Provided*, That notwithstanding any other
 14 provision of law, fees collected for premerger notification
 15 filings under the Hart-Scott-Rodino Antitrust Improve-
 16 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
 17 of collection (and estimated to be \$125,000,000 in fiscal
 18 year 2017), shall be retained and used for necessary ex-
 19 penses in this appropriation, and shall remain available
 20 until expended: *Provided further*, That the sum herein ap-
 21 propriated from the general fund shall be reduced as such
 22 offsetting collections are received during fiscal year 2017,
 23 so as to result in a final fiscal year 2017 appropriation
 24 from the general fund estimated at \$39,977,000.

1 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

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

11 UNITED STATES TRUSTEE SYSTEM FUND

12 For necessary expenses of the United States Trustee
13 Program, as authorized, \$225,908,000, to remain avail-
14 able until expended: *Provided*, That, notwithstanding any
15 other provision of law, deposits to the United States
16 Trustee System Fund and amounts herein appropriated
17 shall be available in such amounts as may be necessary
18 to pay refunds due depositors: *Provided further*, That, not-
19 withstanding any other provision of law, fees collected pur-
20 suant to section 589a(b) of title 28, United States Code,
21 shall be retained and used for necessary expenses in this
22 appropriation and shall remain available until expended:
23 *Provided further*, That to the extent that fees collected in
24 fiscal year 2017, net of amounts necessary to pay refunds
25 due depositors, exceed \$225,908,000, those excess

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

13 SALARIES AND EXPENSES, FOREIGN CLAIMS

14 SETTLEMENT COMMISSION

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

19 FEES AND EXPENSES OF WITNESSES

20 For fees and expenses of witnesses, for expenses of
21 contracts for the procurement and supervision of expert
22 witnesses, for private counsel expenses, including ad-
23 vances, and for expenses of foreign counsel, \$270,000,000,
24 to remain available until expended, of which not to exceed
25 \$16,000,000 is for construction of buildings for protected

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

11 SALARIES AND EXPENSES, COMMUNITY RELATIONS

12 SERVICE

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses of the Community Relations
15 Service, \$15,500,000: *Provided*, That notwithstanding sec-
16 tion 205 of this Act, upon a determination by the Attorney
17 General that emergent circumstances require additional
18 funding for conflict resolution and violence prevention ac-
19 tivities of the Community Relations Service, the Attorney
20 General may transfer such amounts to the Community Re-
21 lations Service, from available appropriations for the cur-
22 rent fiscal year for the Department of Justice, as may be
23 necessary to respond to such circumstances: *Provided fur-*
24 *ther*, That any transfer pursuant to the preceding proviso
25 shall be treated as a reprogramming under section 505

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

4 ASSETS FORFEITURE FUND

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

9 UNITED STATES MARSHALS SERVICE

10 SALARIES AND EXPENSES

11 For necessary expenses of the United States Mar-
12 shals Service, \$1,258,000,000, of which not to exceed
13 \$6,000 shall be available for official reception and rep-
14 resentation expenses, and not to exceed \$15,000,000 shall
15 remain available until expended.

16 CONSTRUCTION

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

21 FEDERAL PRISONER DETENTION

22 (INCLUDING TRANSFER OF FUNDS)

23 For necessary expenses related to United States pris-
24 oners in the custody of the United States Marshals Service
25 as authorized by section 4013 of title 18, United States

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

12 NATIONAL SECURITY DIVISION

13 SALARIES AND EXPENSES

14 (INCLUDING TRANSFER OF FUNDS)

15 For expenses necessary to carry out the activities of
 16 the National Security Division, \$97,337,000, of which not
 17 to exceed \$5,000,000 for information technology systems
 18 shall remain available until expended: *Provided*, That not-
 19 withstanding section 205 of this Act, upon a determina-
 20 tion by the Attorney General that emergent circumstances
 21 require additional funding for the activities of the National
 22 Security Division, the Attorney General may transfer such
 23 amounts to this heading from available appropriations for
 24 the current fiscal year for the Department of Justice, as
 25 may be necessary to respond to such circumstances: *Pro-*

1 *vided further*, That any transfer pursuant to the preceding
 2 proviso shall be treated as a reprogramming under section
 3 505 of this Act and shall not be available for obligation
 4 or expenditure except in compliance with the procedures
 5 set forth in that section.

6 INTERAGENCY LAW ENFORCEMENT

7 INTERAGENCY CRIME AND DRUG ENFORCEMENT

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

22 FEDERAL BUREAU OF INVESTIGATION

23 SALARIES AND EXPENSES

24 For necessary expenses of the Federal Bureau of In-
 25 vestigation for detection, investigation, and prosecution of

1 crimes against the United States, \$8,768,884,000, of
2 which not to exceed \$216,900,000 shall remain available
3 until expended: *Provided*, That not to exceed \$184,500
4 shall be available for official reception and representation
5 expenses.

6 CONSTRUCTION

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

16 DRUG ENFORCEMENT ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Drug Enforcement Ad-
19 ministration, including not to exceed \$70,000 to meet un-
20 foreseen emergencies of a confidential character pursuant
21 to section 530C of title 28, United States Code; and ex-
22 penses for conducting drug education and training pro-
23 grams, including travel and related expenses for partici-
24 pants in such programs and the distribution of items of
25 token value that promote the goals of such programs,

1 \$2,102,976,000, of which not to exceed \$75,000,000 shall
2 remain available until expended and not to exceed \$90,000
3 shall be available for official reception and representation
4 expenses.

5 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
6 EXPLOSIVES
7 SALARIES AND EXPENSES

8 For necessary expenses of the Bureau of Alcohol, To-
9 bacco, Firearms and Explosives, for training of State and
10 local law enforcement agencies with or without reimburse-
11 ment, including training in connection with the training
12 and acquisition of canines for explosives and fire
13 accelerants detection; and for provision of laboratory as-
14 sistance to State and local law enforcement agencies, with
15 or without reimbursement, \$1,257,757,000, of which not
16 to exceed \$36,000 shall be for official reception and rep-
17 resentation expenses, not to exceed \$1,000,000 shall be
18 available for the payment of attorneys' fees as provided
19 by section 924(d)(2) of title 18, United States Code, and
20 not to exceed \$20,000,000 shall remain available until ex-
21 pended: *Provided*, That none of the funds appropriated
22 herein shall be available to investigate or act upon applica-
23 tions for relief from Federal firearms disabilities under
24 section 925(c) of title 18, United States Code: *Provided*
25 *further*, That such funds shall be available to investigate

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

8 FEDERAL PRISON SYSTEM

9 SALARIES AND EXPENSES

10 (INCLUDING TRANSFER OF FUNDS)

11 For necessary expenses of the Federal Prison System
12 for the administration, operation, and maintenance of
13 Federal penal and correctional institutions, and for the
14 provision of technical assistance and advice on corrections
15 related issues to foreign governments, \$7,016,791,000:
16 *Provided*, That the Attorney General may transfer to the
17 Department of Health and Human Services such amounts
18 as may be necessary for direct expenditures by that De-
19 partment for medical relief for inmates of Federal penal
20 and correctional institutions: *Provided further*, That the
21 Director of the Federal Prison System, where necessary,
22 may enter into contracts with a fiscal agent or fiscal inter-
23 mediary claims processor to determine the amounts pay-
24 able to persons who, on behalf of the Federal Prison Sys-
25 tem, furnish health services to individuals committed to

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

19 BUILDINGS AND FACILITIES

20 For planning, acquisition of sites and construction of
21 new facilities; purchase and acquisition of facilities and re-
22 modeling, and equipping of such facilities for penal and
23 correctional use, including all necessary expenses incident
24 thereto, by contract or force account; and constructing,
25 remodeling, and equipping necessary buildings and facili-

1 ties at existing penal and correctional institutions, includ-
2 ing all necessary expenses incident thereto, by contract or
3 force account, \$140,000,000, to remain available until ex-
4 pended, of which \$50,000,000 shall be available only for
5 costs related to construction of new facilities: *Provided*,
6 That labor of United States prisoners may be used for
7 work performed under this appropriation.

8 FEDERAL PRISON INDUSTRIES, INCORPORATED

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

17 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
18 PRISON INDUSTRIES, INCORPORATED

19 Not to exceed \$2,700,000 of the funds of the Federal
20 Prison Industries, Incorporated, shall be available for its
21 administrative expenses, and for services as authorized by
22 section 3109 of title 5, United States Code, to be com-
23 puted on an accrual basis to be determined in accordance
24 with the corporation's current prescribed accounting sys-
25 tem, and such amounts shall be exclusive of depreciation,

1 payment of claims, and expenditures which such account-
 2 ing system requires to be capitalized or charged to cost
 3 of commodities acquired or produced, including selling and
 4 shipping expenses, and expenses in connection with acqui-
 5 sition, construction, operation, maintenance, improvement,
 6 protection, or disposition of facilities and other property
 7 belonging to the corporation or in which it has an interest.

8 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

9 OFFICE ON VIOLENCE AGAINST WOMEN

10 VIOLENCE AGAINST WOMEN PREVENTION AND

11 PROSECUTION PROGRAMS

12 (INCLUDING TRANSFER OF FUNDS)

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

1 Law 106–386) (“the 2000 Act”); the Violence Against
 2 Women and Department of Justice Reauthorization Act
 3 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
 4 lence Against Women Reauthorization Act of 2013 (Public
 5 Law 113–4) (“the 2013 Act”); and the Rape Survivor
 6 Child Custody Act of 2015 (Public Law 114–22) (“the
 7 2015 Act”); and for related victims services,
 8 \$527,500,000, to remain available until expended: *Pro-*
 9 *vided*, That except as otherwise provided by law, not to
 10 exceed 5 percent of funds made available under this head-
 11 ing may be used for expenses related to evaluation, train-
 12 ing, and technical assistance: *Provided further*, That of the
 13 amount provided—

14 (1) \$215,000,000 is for grants to combat vio-
 15 lence against women, as authorized by part T of the
 16 1968 Act;

17 (2) \$30,000,000 is for transitional housing as-
 18 sistance grants for victims of domestic violence, dat-
 19 ing violence, stalking, or sexual assault as authorized
 20 by section 40299 of the 1994 Act;

21 (3) \$5,000,000 is for the National Institute of
 22 Justice for research and evaluation of violence
 23 against women and related issues addressed by
 24 grant programs of the Office on Violence Against
 25 Women, which shall be transferred to “Research,

1 Evaluation and Statistics” for administration by the
2 Office of Justice Programs;

3 (4) \$11,000,000 is for a grant program to pro-
4 vide services to advocate for and respond to youth
5 victims of domestic violence, dating violence, sexual
6 assault, and stalking; assistance to children and
7 youth exposed to such violence; programs to engage
8 men and youth in preventing such violence; and as-
9 sistance to middle and high school students through
10 education and other services related to such violence:

11 *Provided*, That unobligated balances available for
12 the programs authorized by sections 41201, 41204,
13 41303, and 41305 of the 1994 Act, prior to its
14 amendment by the 2013 Act, shall be available for
15 this program: *Provided further*, That 10 percent of
16 the total amount available for this grant program
17 shall be available for grants under the program au-
18 thorized by section 2015 of the 1968 Act: *Provided*
19 *further*, That the definitions and grant conditions in
20 section 40002 of the 1994 Act shall apply to this
21 program;

22 (5) \$51,000,000 is for grants to encourage ar-
23 rest policies as authorized by part U of the 1968
24 Act, of which \$4,000,000 is for a homicide reduction
25 initiative;

1 (6) \$35,000,000 is for sexual assault victims
2 assistance, as authorized by section 41601 of the
3 1994 Act;

4 (7) \$34,000,000 is for rural domestic violence
5 and child abuse enforcement assistance grants, as
6 authorized by section 40295 of the 1994 Act;

7 (8) \$20,000,000 is for grants to reduce violent
8 crimes against women on campus, as authorized by
9 section 304 of the 2005 Act;

10 (9) \$45,000,000 is for legal assistance for vic-
11 tims, as authorized by section 1201 of the 2000 Act;

12 (10) \$5,000,000 is for enhanced training and
13 services to end violence against and abuse of women
14 in later life, as authorized by section 40802 of the
15 1994 Act;

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

23 (12) \$6,000,000 is for education and training
24 to end violence against and abuse of women with

1 disabilities, as authorized by section 1402 of the
2 2000 Act;

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

7 (14) \$1,000,000 is for analysis and research on
8 violence against Indian women, including as author-
9 ized by section 904 of the 2005 Act: *Provided*, That
10 such funds may be transferred to “Research, Eval-
11 uation and Statistics” for administration by the Of-
12 fice of Justice Programs;

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

17 (16) \$5,000,000 is for grants to assist tribal
18 governments;

19 (17) \$45,000,000 for victim services programs
20 for victims of trafficking, as authorized by section
21 107(b)(2) of Public Law 106–386, for programs au-
22 thorized under Public Law 109–164, or programs
23 authorized under Public Law 113–4; and

24 (18) \$2,500,000 for the purposes authorized
25 under the 2015 Act.

OFFICE OF JUSTICE PROGRAMS

RESEARCH, EVALUATION AND STATISTICS

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

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

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

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

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

For grants, contracts, cooperative agreements, and other assistance authorized by the Violent Crime Control 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 \$1,199,906,000, to remain available until expended as fol-
25 lows—

1 (1) \$476,000,000 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 the Officer Robert Wilson III
9 Memorial Initiative on Preventing Violence Against
10 Law Enforcement Officer Resilience and Surviv-
11 ability (VALOR), \$22,500,000 is for the matching
12 grant program for law enforcement armor vests, as
13 authorized by section 2501 of title I of the 1968
14 Act, \$4,000,000 is for use by the National Institute
15 of Justice for research targeted toward developing a
16 better understanding of the domestic radicalization
17 phenomenon, and advancing evidence-based strate-
18 gies for effective intervention and prevention,
19 \$2,400,000 is for the operationalization, mainte-
20 nance and expansion of the National Missing and
21 Unidentified Persons System, and \$2,500,000 is for
22 a program to improve juvenile indigent defense;

23 (2) \$273,906,000 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 facilities;
5

6 (3) \$2,000,000 for the Capital Litigation Improvement Grant Program, as authorized by section
7 426 of Public Law 108–405, and for grants for
8 wrongful conviction review;
9

10 (4) \$10,000,000 for white collar crime prevention grants, including as authorized by section 401
11 of Public Law 110–403;
12

13 (5) \$20,000,000 for sex offender management assistance, as authorized by the Adam Walsh Act,
14 and related activities;
15

16 (6) \$1,000,000 for the National Sex Offender Public Website;
17

18 (7) \$20,000,000 for competitive and evidence-based programs to reduce gun crime and gang violence;
19
20

21 (8) \$73,000,000 for grants to States to upgrade criminal and mental health records for the
22 National Instant Criminal Background Check System;
23
24

1 (9) \$125,000,000 for DNA-related and forensic
2 programs and activities, of which—

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

16 (B) \$4,000,000 is for the purposes de-
17 scribed in the Kirk Bloodsworth Post-Convic-
18 tion DNA Testing Grant Program (Public Law
19 108–405, section 412); and

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

23 (10) \$9,000,000 for the court-appointed special
24 advocate program, as authorized by section 217 of
25 the 1990 Act;

1 (11) \$12,000,000 for prison rape prevention
2 and prosecution grants to States and units of local
3 government, and other programs, as authorized by
4 the Prison Rape Elimination Act of 2003 (Public
5 Law 108–79);

6 (12) \$103,000,000 for comprehensive opioid
7 abuse reduction activities, including—

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

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

18 (C) \$12,000,000 for grants for Residential
19 Substance Abuse Treatment for State Pris-
20 oners, as authorized by part S of title I of the
21 1968 Act;

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

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

4 (13) \$75,000,000 for the Comprehensive School
5 Safety Initiative: *Provided*, That section 212 of this
6 Act shall not apply with respect to the amount made
7 available in this paragraph:

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

14 JUVENILE JUSTICE PROGRAMS

15 For grants, contracts, cooperative agreements, and
16 other assistance, the following amounts are made available
17 until expended—

18 (1) \$90,000,000 for youth mentoring grants;

19 (2) \$20,000,000 for programs authorized by
20 the Victims of Child Abuse Act of 1990;

21 (3) \$72,250,000 for missing and exploited chil-
22 dren programs, including as authorized by sections
23 404(b) and 405(a) of the Juvenile Justice and De-
24 linquency Prevention Act of 1974 (except that sec-
25 tion 102(b)(4)(B) of the PROTECT Our Children

1 Act of 2008 (Public Law 110–401) shall not apply
2 for purposes of this Act); and

3 (4) \$2,000,000 for child abuse training pro-
4 grams for judicial personnel and practitioners, as
5 authorized by section 222 of the Victims of Child
6 Abuse Act of 1990.

7 PUBLIC SAFETY OFFICER BENEFITS

8 (INCLUDING TRANSFER OF FUNDS)

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

1 505 of this Act and shall not be available for obligation
2 or expenditure except in compliance with the procedures
3 set forth in that section.

4 COMMUNITY ORIENTED POLICING SERVICES

5 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

6 (INCLUDING TRANSFER OF FUNDS)

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

12 (1) \$11,000,000 for anti-methamphetamine-re-
13 lated activities, which shall be transferred to the
14 Drug Enforcement Administration upon enactment
15 of this Act;

16 (2) \$65,000,000 for assistance to Indian tribes;

17 (3) \$75,000,000 for initiatives to improve po-
18 lice-community relations, as described in the report
19 accompanying this Act;

20 (4) \$45,000,000 for a grant program for com-
21 munity-based sexual assault response reform;

22 (5) \$68,000,000 for offender reentry programs
23 and research, as authorized by the Second Chance
24 Act of 2007 (Public Law 110-199), without regard

1 to the time limitations specified at section 6(1) of
2 such Act; and

3 (6) \$35,000,000 is for regional information
4 sharing activities, as authorized by part M of title I
5 of the Omnibus Crime Control and Safe Streets Act
6 of 1968.

7 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 201. In addition to amounts otherwise made
10 available in this title for official reception and representa-
11 tion expenses, a total of not to exceed \$50,000 from funds
12 appropriated to the Department of Justice in this title
13 shall be available to the Attorney General for official re-
14 ception and representation expenses.

15 SEC. 202. None of the funds appropriated by this
16 title shall be available to pay for an abortion, except where
17 the life of the mother would be endangered if the fetus
18 were carried to term, or in the case of rape or incest: *Pro-*
19 *vided*, That should this prohibition be declared unconstitu-
20 tional by a court of competent jurisdiction, this section
21 shall be null and void.

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

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

9 SEC. 205. Not to exceed 5 percent of any appropria-
10 tion made available for the current fiscal year for the De-
11 partment of Justice in this Act may be transferred be-
12 tween such appropriations, but no such appropriation, ex-
13 cept as otherwise specifically provided, shall be increased
14 by more than 10 percent by any such transfers: *Provided*,
15 That 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 SEC. 206. None of the funds made available under
20 this title may be used by the Federal Bureau of Prisons
21 or the United States Marshals Service for the purpose of
22 transporting an individual who is a prisoner pursuant to
23 conviction for crime under State or Federal law and is
24 classified as a maximum or high security prisoner, other
25 than to a prison or other facility certified by the Federal

1 Bureau of Prisons as appropriately secure for housing
2 such a prisoner.

3 SEC. 207. (a) None of the funds appropriated by this
4 Act may be used by Federal prisons to purchase cable tele-
5 vision services, or to rent or purchase audiovisual or elec-
6 tronic media or equipment used primarily for recreational
7 purposes.

8 (b) Subsection (a) does not preclude the rental, main-
9 tenance, or purchase of audiovisual or electronic media or
10 equipment for inmate training, religious, or educational
11 programs.

12 SEC. 208. None of the funds made available under
13 this title shall be obligated or expended for any new or
14 enhanced information technology program having total es-
15 timated development costs in excess of \$100,000,000, un-
16 less the Deputy Attorney General and the investment re-
17 view board certify to the Committees on Appropriations
18 of the House of Representatives and the Senate that the
19 information technology program has appropriate program
20 management controls and contractor oversight mecha-
21 nisms in place, and that the program is compatible with
22 the enterprise architecture of the Department of Justice.

23 SEC. 209. The notification thresholds and procedures
24 set forth in section 505 of this Act shall apply to devi-
25 ations from the amounts designated for specific activities

1 in this Act and in the report accompanying this Act, and
2 to any use of deobligated balances of funds provided under
3 this title in previous years.

4 SEC. 210. None of the funds appropriated by this Act
5 may be used to plan for, begin, continue, finish, process,
6 or approve a public-private competition under the Office
7 of Management and Budget Circular A-76 or any suc-
8 cessor administrative regulation, directive, or policy for
9 work performed by employees of Federal Prison Indus-
10 tries, Incorporated.

11 SEC. 211. Notwithstanding any other provision of
12 law, no funds shall be available for the salary, benefits,
13 or expenses of any United States Attorney assigned dual
14 or additional responsibilities by the Attorney General or
15 his designee that exempt that United States Attorney
16 from the residency requirements of section 545 of title 28,
17 United States Code.

18 SEC. 212. At the discretion of the Attorney General,
19 and in addition to any amounts that otherwise may be
20 available (or authorized to be made available) by law, with
21 respect to funds appropriated by this title under the head-
22 ings “Research, Evaluation and Statistics”, “State and
23 Local Law Enforcement Assistance”, and “Juvenile Jus-
24 tice Programs”—

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

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

16 SEC. 213. None of the funds made available under
17 this or any other Act, for fiscal year 2017 and each fiscal
18 year thereafter, other than for the national instant crimi-
19 nal background check system established under section
20 103 of the Brady Handgun Violence Prevention Act (18
21 U.S.C. 922 note), may be used by a Federal law enforce-
22 ment officer to facilitate the transfer of an operable fire-
23 arm to an individual if the Federal law enforcement officer
24 knows or suspects that the individual is an agent of a drug
25 cartel, unless law enforcement personnel of the United

1 States continuously monitor or control the firearm at all
2 times.

3 SEC. 214. (a) None of the income retained in the De-
4 partment of Justice Working Capital Fund pursuant to
5 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
6 527 note) shall be available for obligation during fiscal
7 year 2017, except up to \$40,000,000 may be obligated for
8 implementation of a unified Department of Justice finan-
9 cial management system.

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

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

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

1 TITLE III
2 SCIENCE

3 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

4 For necessary expenses of the Office of Science and
5 Technology Policy, in carrying out the purposes of the Na-
6 tional Science and Technology Policy, Organization, and
7 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
8 passenger motor vehicles, and services as authorized by
9 section 3109 of title 5, United States Code, not to exceed
10 \$2,250 for official reception and representation expenses,
11 and rental of conference rooms in the District of Colum-
12 bia, \$5,555,000.

13 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
14 SCIENCE

15 For necessary expenses, not otherwise provided for,
16 in the conduct and support of science research and devel-
17 opment activities, including research, development, oper-
18 ations, support, and services; maintenance and repair, fa-
19 cility planning and design; space flight, spacecraft control,
20 and communications activities; program management; per-
21 sonnel and related costs, including uniforms or allowances
22 therefor, as authorized by sections 5901 and 5902 of title
23 5, United States Code; travel expenses; purchase and hire
24 of passenger motor vehicles; and purchase, lease, charter,
25 maintenance, and operation of mission and administrative

1 aircraft, \$5,597,000,000, to remain available until Sep-
2 tember 30, 2018: *Provided*, That the formulation and de-
3 velopment costs (with development cost as defined under
4 section 30104 of title 51, United States Code) for the
5 James Webb Space Telescope shall not exceed
6 \$8,000,000,000: *Provided further*, That should the indi-
7 vidual identified under subsection (c)(2)(E) of section
8 30104 of title 51, United States Code, as responsible for
9 the James Webb Space Telescope determine that the de-
10 velopment cost of the program is likely to exceed that limi-
11 tation, the individual shall immediately notify the Admin-
12 istrator and the increase shall be treated as if it meets
13 the 30 percent threshold described in subsection (f) of sec-
14 tion 30104: *Provided further*, That, of the amounts pro-
15 vided, \$260,000,000 is for an orbiter and a lander to meet
16 the science goals for the Jupiter Europa mission as out-
17 lined in the most recent planetary science decadal survey:
18 *Provided further*, That the National Aeronautics and
19 Space Administration shall use the Space Launch System
20 as the launch vehicle or vehicles for the Jupiter Europa
21 mission, plan for an orbiter launch no later than 2022 and
22 a lander launch no later than 2024, and include in the
23 fiscal year 2018 budget the 5-year funding profile nec-
24 essary to achieve these goals.

1 AERONAUTICS

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

15 SPACE TECHNOLOGY

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

1 purchase, lease, charter, maintenance, and operation of
2 mission and administrative aircraft, \$739,200,000, to re-
3 main available until September 30, 2018.

4 EXPLORATION

5 For necessary expenses, not otherwise provided for,
6 in the conduct and support of exploration research and
7 development activities, including research, development,
8 operations, support, and services; maintenance and repair,
9 facility planning and design; space flight, spacecraft con-
10 trol, and communications activities; program manage-
11 ment; personnel and related costs, including uniforms or
12 allowances therefor, as authorized by sections 5901 and
13 5902 of title 5, United States Code; travel expenses; pur-
14 chase and hire of passenger motor vehicles; and purchase,
15 lease, charter, maintenance, and operation of mission and
16 administrative aircraft, \$4,183,000,000, to remain avail-
17 able until September 30, 2018: *Provided*, That not less
18 than \$1,350,000,000 shall be for the Orion Multi-Purpose
19 Crew Vehicle: *Provided further*, That not less than
20 \$2,000,000,000 shall be for the Space Launch System
21 (SLS) launch vehicle, which shall have a lift capability not
22 less than 130 metric tons and which shall have core ele-
23 ments and an exploration upper stage developed simulta-
24 neously: *Provided further*, That of the amounts provided
25 for SLS, not less than \$250,000,000 shall be for explo-

1 ration upper stage development: *Provided further*, That
2 \$429,000,000 shall be for exploration ground systems:
3 *Provided further*, That the National Aeronautics and
4 Space Administration shall provide to the Committees on
5 Appropriations of the House of Representatives and the
6 Senate, concurrent with the annual budget submission, a
7 5-year budget profile and funding projection that adheres
8 to a 70 percent Joint Confidence Level and is consistent
9 with the Key Decision Point C (KDP–C) for the SLS and
10 with the management agreement contained in the KDP–
11 C for the Orion Multi-Purpose Crew Vehicle: *Provided fur-*
12 *ther*, That \$404,000,000 shall be for exploration research
13 and development.

14 SPACE OPERATIONS

15 For necessary expenses, not otherwise provided for,
16 in the conduct and support of space operations research
17 and development activities, including research, develop-
18 ment, operations, support and services; space flight, space-
19 craft control and communications activities, including op-
20 erations, production, and services; maintenance and re-
21 pair, facility planning and design; program management;
22 personnel and related costs, including uniforms or allow-
23 ances therefor, as authorized by sections 5901 and 5902
24 of title 5, United States Code; travel expenses; purchase
25 and hire of passenger motor vehicles; and purchase, lease,

1 charter, maintenance and operation of mission and admin-
2 istrative aircraft, \$4,890,300,000, to remain available
3 until September 30, 2018.

4 EDUCATION

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

20 SAFETY, SECURITY AND MISSION SERVICES

21 For necessary expenses, not otherwise provided for,
22 in the conduct and support of science, aeronautics, space
23 technology, exploration, space operations and education
24 research and development activities, including research,
25 development, operations, support, and services; mainte-

1 nance and repair, facility planning and design; space
2 flight, spacecraft control, and communications activities;
3 program management; personnel and related costs, includ-
4 ing uniforms or allowances therefor, as authorized by sec-
5 tions 5901 and 5902 of title 5, United States Code; travel
6 expenses; purchase and hire of passenger motor vehicles;
7 not to exceed \$63,000 for official reception and represen-
8 tation expenses; and purchase, lease, charter, mainte-
9 nance, and operation of mission and administrative air-
10 craft, \$2,835,400,000, to remain available until Sep-
11 tember 30, 2018.

12 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
13 RESTORATION

14 For necessary expenses for construction of facilities
15 including repair, rehabilitation, revitalization, and modi-
16 fication of facilities, construction of new facilities and ad-
17 ditions to existing facilities, facility planning and design,
18 and restoration, and acquisition or condemnation of real
19 property, as authorized by law, and environmental compli-
20 ance and restoration, \$398,000,000, to remain available
21 until September 30, 2022: *Provided*, That proceeds from
22 leases deposited into this account shall be available for a
23 period of 5 years to the extent and in amounts as provided
24 in annual appropriations Acts: *Provided further*, That such
25 proceeds referred to in the preceding proviso shall be avail-

1 able for obligation for fiscal year 2017 in an amount not
2 to exceed \$9,470,300: *Provided further*, That each annual
3 budget request shall include an annual estimate of gross
4 receipts and collections and proposed use of all funds col-
5 lected pursuant to section 20145 of title 51, United States
6 Code.

7 OFFICE OF INSPECTOR GENERAL

8 For necessary expenses of the Office of Inspector
9 General in carrying out the Inspector General Act of 1978,
10 \$38,100,000, of which \$500,000 shall remain available
11 until September 30, 2018.

12 ADMINISTRATIVE PROVISIONS

13 (INCLUDING TRANSFERS OF FUNDS)

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

17 Not to exceed 5 percent of any appropriation made
18 available for the current fiscal year for the National Aero-
19 nautics and Space Administration in this Act may be
20 transferred between such appropriations, but no such ap-
21 propriation, except as otherwise specifically provided, shall
22 be increased by more than 10 percent by any such trans-
23 fers. Balances so transferred shall be merged with and
24 available for the same purposes and the same time period
25 as the appropriations to which transferred. Any transfer

1 pursuant to this provision shall be treated as a reprogram-
2 ming of funds under section 505 of this Act and shall not
3 be available for obligation except in compliance with the
4 procedures set forth in that section.

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

14 The unexpired balances for Commercial Spaceflight
15 Activities contained within the Exploration account may
16 be transferred to the Space Operations account for such
17 activities. Balances so transferred shall be merged with
18 the funds in the Space Operations account and shall be
19 available under the same terms, conditions and period of
20 time as previously appropriated.

21 NATIONAL SCIENCE FOUNDATION

22 RESEARCH AND RELATED ACTIVITIES

23 For necessary expenses in carrying out the National
24 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
25 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services

1 as authorized by section 3109 of title 5, United States
2 Code; maintenance and operation of aircraft and purchase
3 of flight services for research support; acquisition of air-
4 craft; and authorized travel; \$6,079,430,000, to remain
5 available until September 30, 2018, of which not to exceed
6 \$544,000,000 shall remain available until expended for
7 polar research and operations support, and for reimburse-
8 ment to other Federal agencies for operational and science
9 support and logistical and other related activities for the
10 United States Antarctic program: *Provided*, That receipts
11 for scientific support services and materials furnished by
12 the National Research Centers and other National Science
13 Foundation supported research facilities may be credited
14 to this appropriation.

15 MAJOR RESEARCH EQUIPMENT AND FACILITIES

16 CONSTRUCTION

17 For necessary expenses for the acquisition, construc-
18 tion, commissioning, and upgrading of major research
19 equipment, facilities, and other such capital assets pursu-
20 ant to the National Science Foundation Act of 1950 (42
21 U.S.C. 1861 et seq.), including authorized travel,
22 \$87,120,000, to remain available until expended.

23 EDUCATION AND HUMAN RESOURCES

24 For necessary expenses in carrying out science, math-
25 ematics and engineering education and human resources

1 programs and activities pursuant to the National Science
2 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
3 ing services as authorized by section 3109 of title 5,
4 United States Code, authorized travel, and rental of con-
5 ference rooms in the District of Columbia, \$880,000,000,
6 to remain available until September 30, 2018.

7 AGENCY OPERATIONS AND AWARD MANAGEMENT

8 For agency operations and award management nec-
9 essary in carrying out the National Science Foundation
10 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
11 by section 3109 of title 5, United States Code; hire of pas-
12 senger motor vehicles; uniforms or allowances therefor, as
13 authorized by sections 5901 and 5902 of title 5, United
14 States Code; rental of conference rooms in the District of
15 Columbia; and reimbursement of the Department of
16 Homeland Security for security guard services;
17 \$340,000,000: *Provided*, That not to exceed \$8,280 is for
18 official reception and representation expenses: *Provided*
19 *further*, That contracts may be entered into under this
20 heading in fiscal year 2017 for maintenance and operation
21 of facilities and for other services to be provided during
22 the next fiscal year: *Provided further*, That of the amount
23 provided for costs associated with the acquisition, occu-
24 pancy, and related costs of new headquarters space, not

1 more than \$40,700,000 shall remain available until ex-
2 pended.

3 OFFICE OF THE NATIONAL SCIENCE BOARD

4 For necessary expenses (including payment of sala-
5 ries, authorized travel, hire of passenger motor vehicles,
6 the rental of conference rooms in the District of Columbia,
7 and the employment of experts and consultants under sec-
8 tion 3109 of title 5, United States Code) involved in car-
9 rying out section 4 of the National Science Foundation
10 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209
11 (42 U.S.C. 1880 et seq.), \$4,380,000: *Provided*, That not
12 to exceed \$2,500 shall be available for official reception
13 and representation expenses.

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General as authorized by the Inspector General Act of
17 1978, \$15,200,000, of which \$400,000 shall remain avail-
18 able until September 30, 2018.

19 ADMINISTRATIVE PROVISION

20 (INCLUDING TRANSFER OF FUNDS)

21 Not to exceed 5 percent of any appropriation made
22 available for the current fiscal year for the National
23 Science Foundation in this Act may be transferred be-
24 tween such appropriations, but no such appropriation shall
25 be increased by more than 15 percent by any such trans-

1 fers. Any transfer pursuant to this paragraph shall be
2 treated as a reprogramming of funds under section 505
3 of this Act and shall not be available for obligation except
4 in compliance with the procedures set forth in that section.

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

7 TITLE IV

8 RELATED AGENCIES

9 COMMISSION ON CIVIL RIGHTS

10 SALARIES AND EXPENSES

11 For necessary expenses of the Commission on Civil
12 Rights, including hire of passenger motor vehicles,
13 \$9,200,000: *Provided*, That none of the funds appro-
14 priated in this paragraph may be used to employ any indi-
15 viduals under Schedule C of subpart C of part 213 of title
16 5 of the Code of Federal Regulations exclusive of one spe-
17 cial assistant for each Commissioner: *Provided further*,
18 That none of the funds appropriated in this paragraph
19 shall be used to reimburse Commissioners for more than
20 75 billable days, with the exception of the chairperson,
21 who is permitted 125 billable days: *Provided further*, That
22 none of the funds appropriated in this paragraph shall be
23 used for any activity or expense that is not explicitly au-
24 thorized by section 3 of the Civil Rights Commission Act
25 of 1983 (42 U.S.C. 1975a).

1 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

2 SALARIES AND EXPENSES

3 For necessary expenses of the Equal Employment
4 Opportunity Commission as authorized by title VII of the
5 Civil Rights Act of 1964, the Age Discrimination in Em-
6 ployment Act of 1967, the Equal Pay Act of 1963, the
7 Americans with Disabilities Act of 1990, section 501 of
8 the Rehabilitation Act of 1973, the Civil Rights Act of
9 1991, the Genetic Information Nondiscrimination Act
10 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
11 ments Act of 2008 (Public Law 110–325), and the Lilly
12 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
13 cluding services as authorized by section 3109 of title 5,
14 United States Code; hire of passenger motor vehicles as
15 authorized by section 1343(b) of title 31, United States
16 Code; nonmonetary awards to private citizens; and up to
17 \$29,500,000 for payments to State and local enforcement
18 agencies for authorized services to the Commission,
19 \$364,500,000: *Provided*, That the Commission is author-
20 ized to make available for official reception and represen-
21 tation expenses not to exceed \$2,250 from available funds:
22 *Provided further*, That the Chair is authorized to accept
23 and use any gift or donation to carry out the work of the
24 Commission.

1 INTERNATIONAL TRADE COMMISSION

2 SALARIES AND EXPENSES

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

9 LEGAL SERVICES CORPORATION

10 PAYMENT TO THE LEGAL SERVICES CORPORATION

11 For payment to the Legal Services Corporation to
12 carry out the purposes of the Legal Services Corporation
13 Act of 1974, \$350,000,000, of which \$314,300,000 is for
14 basic field programs and required independent audits;
15 \$5,200,000 is for the Office of Inspector General, of which
16 such amounts as may be necessary may be used to conduct
17 additional audits of recipients; \$19,500,000 is for manage-
18 ment and grants oversight; \$5,000,000 is for client self-
19 help and information technology; \$5,000,000 is for a Pro
20 Bono Innovation Fund; and \$1,000,000 is for loan repay-
21 ment assistance: *Provided*, That the Legal Services Cor-
22 poration may continue to provide locality pay to officers
23 and employees at a rate no greater than that provided by
24 the Federal Government to Washington, DC-based em-
25 ployees as authorized by section 5304 of title 5, United

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

8 ADMINISTRATIVE PROVISION—LEGAL SERVICES
9 CORPORATION

10 None of the funds appropriated in this Act to the
11 Legal Services Corporation shall be expended for any pur-
12 pose prohibited or limited by, or contrary to any of the
13 provisions of, sections 501, 502, 503, 504, 505, and 506
14 of Public Law 105–119, and all funds appropriated in this
15 Act to the Legal Services Corporation shall be subject to
16 the same terms and conditions set forth in such sections,
17 except that all references in sections 502 and 503 to 1997
18 and 1998 shall be deemed to refer instead to 2016 and
19 2017, respectively.

20 MARINE MAMMAL COMMISSION
21 SALARIES AND EXPENSES

22 For necessary expenses of the Marine Mammal Com-
23 mission as authorized by title II of the Marine Mammal
24 Protection Act of 1972 (16 U.S.C. 1361 et seq.),
25 \$3,431,000.

1 OFFICE OF THE UNITED STATES TRADE
2 REPRESENTATIVE
3 SALARIES AND EXPENSES

4 For necessary expenses of the Office of the United
5 States Trade Representative, including the hire of pas-
6 senger motor vehicles and the employment of experts and
7 consultants as authorized by section 3109 of title 5,
8 United States Code, \$50,000,000, of which \$1,000,000
9 shall remain available until expended: *Provided*, That not
10 to exceed \$124,000 shall be available for official reception
11 and representation expenses.

12 TRADE ENFORCEMENT TRUST FUND
13 (INCLUDING TRANSFER OF FUNDS)

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

22 STATE JUSTICE INSTITUTE
23 SALARIES AND EXPENSES

24 For necessary expenses of the State Justice Institute,
25 as authorized by the State Justice Institute Act of 1984

1 (42 U.S.C. 10701 et seq.) \$5,121,000, of which \$500,000
2 shall remain available until September 30, 2018: *Provided*,
3 That not to exceed \$2,250 shall be available for official
4 reception and representation expenses: *Provided further*,
5 That, for the purposes of section 505 of this Act, the State
6 Justice Institute shall be considered an agency of the
7 United States Government.

8 TITLE V

9 GENERAL PROVISIONS

10 (INCLUDING RESCISSIONS)

11 (INCLUDING TRANSFER OF FUNDS)

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

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

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

1 SEC. 504. If any provision of this Act or the applica-
2 tion of such provision to any person or circumstances shall
3 be held invalid, the remainder of the Act and the applica-
4 tion of each provision to persons or circumstances other
5 than those as to which it is held invalid shall not be af-
6 fected thereby.

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

1 or (8) results from any general savings, including savings
2 from a reduction in personnel, which would result in a
3 change in existing programs, projects or activities as ap-
4 proved by Congress; unless the House and Senate Com-
5 mittees on Appropriations are notified 15 days in advance
6 of such reprogramming of funds.

7 SEC. 506. (a) If it has been finally determined by
8 a court or Federal agency that any person intentionally
9 affixed a label bearing a “Made in America” inscription,
10 or any inscription with the same meaning, to any product
11 sold in or shipped to the United States that is not made
12 in the United States, the person shall be ineligible to re-
13 ceive any contract or subcontract made with funds made
14 available in this Act, pursuant to the debarment, suspen-
15 sion, and ineligibility procedures described in sections
16 9.400 through 9.409 of title 48, Code of Federal Regula-
17 tions.

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

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

1 SEC. 507. (a) The Departments of Commerce and
2 Justice, the National Science Foundation, and the Na-
3 tional Aeronautics and Space Administration shall provide
4 to the Committees on Appropriations of the House of Rep-
5 resentatives and the Senate a quarterly report on the sta-
6 tus of balances of appropriations at the account level. For
7 unobligated, uncommitted balances and unobligated, com-
8 mitted balances the quarterly reports shall separately
9 identify the amounts attributable to each source year of
10 appropriation from which the balances were derived. For
11 balances that are obligated, but unexpended, the quarterly
12 reports shall separately identify amounts by the year of
13 obligation.

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

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

23 SEC. 508. Any costs incurred by a department or
24 agency funded under this Act resulting from, or to pre-
25 vent, personnel actions taken in response to funding re-

1 ductions included in this Act shall be absorbed within the
2 total budgetary resources available to such department or
3 agency: *Provided*, That the authority to transfer funds be-
4 tween appropriations accounts as may be necessary to
5 carry out this section is provided in addition to authorities
6 included elsewhere in this Act: *Provided further*, That use
7 of funds to carry out this section shall be treated as a
8 reprogramming of funds under section 505 of this Act and
9 shall not be available for obligation or expenditure except
10 in compliance with the procedures set forth in that section:
11 *Provided further*, That for the Department of Commerce,
12 this section shall also apply to actions taken for the care
13 and protection of loan collateral or grant property.

14 SEC. 509. None of the funds provided by this Act
15 shall be available to promote the sale or export of tobacco
16 or tobacco products, or to seek the reduction or removal
17 by any foreign country of restrictions on the marketing
18 of tobacco or tobacco products, except for restrictions
19 which are not applied equally to all tobacco or tobacco
20 products of the same type.

21 SEC. 510. None of the funds made available in this
22 Act may be used to pay the salaries and expenses of per-
23 sonnel of the Department of Justice to obligate more than
24 \$2,737,000,000 during fiscal year 2017 from the fund es-
25 tablished by section 1402 of Public Law 98-473 (42

1 U.S.C. 10601): *Provided*, That notwithstanding such sec-
2 tion 1402(d), of the amounts available from the Fund for
3 obligation, 5 percent shall be available for grants to Indian
4 tribal governments to improve services and justice for vic-
5 tims of crime.

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

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

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

20 SEC. 514. (a) None of the funds appropriated or oth-
21 erwise made available under this Act may be used by the
22 Departments of Commerce and Justice, the National Aer-
23 onautics and Space Administration, or the National
24 Science Foundation to acquire a high-impact or moderate-
25 impact information system, as defined for security cat-

1 egorization in the National Institute of Standards and
2 Technology's (NIST) Federal Information Processing
3 Standard Publication 199, "Standards for Security Cat-
4 egorization of Federal Information and Information Sys-
5 tems" unless the agency has—

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

12 (2) reviewed the supply chain risk from the pre-
13 sumptive awardee against available and relevant
14 threat information provided by the FBI and other
15 appropriate agencies; and

16 (3) in consultation with the FBI or other ap-
17 propriate Federal entity, conducted an assessment of
18 any risk of cyber-espionage or sabotage associated
19 with the acquisition of such system, including any
20 risk associated with such system being produced,
21 manufactured, or assembled by one or more entities
22 identified by the United States Government as pos-
23 ing a cyber threat, including but not limited to,
24 those that may be owned, directed, or subsidized by
25 the People's Republic of China.

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

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

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

12 (3) reported that determination to the Commit-
13 tees on Appropriations of the House of Representa-
14 tives and the Senate and the agency Inspector Gen-
15 eral.

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

20 SEC. 516. (a) Notwithstanding any other provision
21 of law or treaty, in fiscal year 2017 and each fiscal year
22 thereafter, none of the funds appropriated or otherwise
23 made available under this Act or any other Act may be
24 expended or obligated by a department, agency, or instru-
25 mentality of the United States to pay administrative ex-

1 penses or to compensate an officer or employee of the
2 United States in connection with requiring an export li-
3 cense for the export to Canada of components, parts, ac-
4 cessories or attachments for firearms listed in Category
5 I, section 121.1 of title 22, Code of Federal Regulations
6 (International Trafficking in Arms Regulations (ITAR),
7 part 121, as it existed on April 1, 2005) with a total value
8 not exceeding \$500 wholesale in any transaction, provided
9 that the conditions of subsection (b) of this section are
10 met by the exporting party for such articles.

11 (b) The foregoing exemption from obtaining an ex-
12 port license—

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

19 (2) does not permit the export without a license
20 of—

21 (A) fully automatic firearms and compo-
22 nents and parts for such firearms, other than
23 for end use by the Federal Government, or a
24 Provincial or Municipal Government of Canada;

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

6 (C) articles for export from Canada to an-
7 other foreign destination.

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

16 (d) The President may require export licenses under
17 this section on a temporary basis if the President deter-
18 mines, upon publication first in the Federal Register, that
19 the Government of Canada has implemented or main-
20 tained inadequate import controls for the articles specified
21 in subsection (a), such that a significant diversion of such
22 articles has and continues to take place for use in inter-
23 national terrorism or in the escalation of a conflict in an-
24 other nation. The President shall terminate the require-

1 ments of a license when reasons for the temporary require-
2 ments have ceased.

3 SEC. 517. Notwithstanding any other provision of
4 law, in fiscal year 2017 and each fiscal year thereafter,
5 no department, agency, or instrumentality of the United
6 States receiving appropriated funds under this Act or any
7 other Act shall obligate or expend in any way such funds
8 to pay administrative expenses or the compensation of any
9 officer or employee of the United States to deny any appli-
10 cation submitted pursuant to 22 U.S.C. 2778(b)(1)(B)
11 and qualified pursuant to 27 CFR section 478.112 or
12 .113, for a permit to import United States origin “curios
13 or relics” firearms, parts, or ammunition.

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

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

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

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

23 SEC. 519. None of the funds made available in this
24 Act may be used to authorize or issue a national security
25 letter in contravention of any of the following laws author-

1 izing the Federal Bureau of Investigation to issue national
2 security letters: The Right to Financial Privacy Act of
3 1978; The Electronic Communications Privacy Act of
4 1986; The Fair Credit Reporting Act; The National Secu-
5 rity Act of 1947; USA PATRIOT Act; USA FREEDOM
6 Act of 2015; and the laws amended by these Acts.

7 SEC. 520. If at any time during any quarter, the pro-
8 gram manager of a project within the jurisdiction of the
9 Departments of Commerce or Justice, the National Aero-
10 nautics and Space Administration, or the National Science
11 Foundation totaling more than \$75,000,000 has reason-
12 able cause to believe that the total program cost has in-
13 creased by 10 percent or more, the program manager shall
14 immediately inform the respective Secretary, Adminis-
15 trator, or Director. The Secretary, Administrator, or Di-
16 rector shall notify the House and Senate Committees on
17 Appropriations within 30 days in writing of such increase,
18 and shall include in such notice: the date on which such
19 determination was made; a statement of the reasons for
20 such increases; the action taken and proposed to be taken
21 to control future cost growth of the project; changes made
22 in the performance or schedule milestones and the degree
23 to which such changes have contributed to the increase
24 in total program costs or procurement costs; new esti-
25 mates of the total project or procurement costs; and a

1 statement validating that the project's management struc-
2 ture is adequate to control total project or procurement
3 costs.

4 SEC. 521. Funds appropriated by this Act, or made
5 available by the transfer of funds in this Act, for intel-
6 ligence or intelligence related activities are deemed to be
7 specifically authorized by the Congress for purposes of sec-
8 tion 504 of the National Security Act of 1947 (50 U.S.C.
9 3094) during fiscal year 2017 until the enactment of the
10 Intelligence Authorization Act for fiscal year 2017.

11 SEC. 522. None of the funds appropriated or other-
12 wise made available by this Act may be used to enter into
13 a contract in an amount greater than \$5,000,000 or to
14 award a grant in excess of such amount unless the pro-
15 spective contractor or grantee certifies in writing to the
16 agency awarding the contract or grant that, to the best
17 of its knowledge and belief, the contractor or grantee has
18 filed all Federal tax returns required during the three
19 years preceding the certification, has not been convicted
20 of a criminal offense under the Internal Revenue Code of
21 1986, and has not, more than 90 days prior to certifi-
22 cation, been notified of any unpaid Federal tax assessment
23 for which the liability remains unsatisfied, unless the as-
24 sessment is the subject of an installment agreement or
25 offer in compromise that has been approved by the Inter-

5 SEC. 523. (a) Of the unobligated balances available
6 to the Department of Justice, the following funds are
7 hereby rescinded, not later than September 30, 2017, from
8 the following accounts in the specified amounts—

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

(4) “State and Local Law Enforcement Activities, Office on Violence Against Women, Violence Against Women Prevention and Prosecution Programs”, \$15,000,000;

(6) “State and Local Law Enforcement Activities, Community Oriented Policing Services”, \$10,000,000;

1 (7) “Legal Activities, Assets Forfeiture Fund”,
2 \$304,000,000.

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

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

7 (b) The Department of Justice shall submit to the
8 Committees on Appropriations of the House of Represent-
9 atives and the Senate a report no later than September
10 1, 2017, specifying the amount of each rescission made
11 pursuant to subsection (a).

12 SEC. 524. None of the funds made available in this
13 Act may be used to purchase first class or premium airline
14 travel in contravention of sections 301–10.122 through
15 301–10.124 of title 41 of the Code of Federal Regulations.

16 SEC. 525. None of the funds made available in this
17 Act may be used to send or otherwise pay for the attend-
18 ance of more than 50 employees from a Federal depart-
19 ment or agency, who are stationed in the United States,
20 at any single conference occurring outside the United
21 States unless such conference is a law enforcement train-
22 ing or operational conference for law enforcement per-
23 sonnel and the majority of Federal employees in attend-
24 ance are law enforcement personnel stationed outside the
25 United States.

1 SEC. 526. 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. 527. (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. 528. The Director of the Office of Management
10 and Budget shall instruct any department, agency, or in-
11 strumentality of the United States receiving funds appro-
12 priated under this Act to track undisbursed balances in
13 expired grant accounts and include in its annual perform-
14 ance plan and performance and accountability reports the
15 following:

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

19 (2) The method that the department, agency, or
20 instrumentality uses to track undisbursed balances
21 in expired grant accounts.

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

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

7 SEC. 529. (a) None of the funds made available by
8 this Act may be used for the National Aeronautics and
9 Space Administration (NASA) or the Office of Science
10 and Technology Policy (OSTP) to develop, design, plan,
11 promulgate, implement, or execute a bilateral policy, pro-
12 gram, order, or contract of any kind to participate, col-
13 laborate, or coordinate bilaterally in any way with China
14 or any Chinese-owned company unless such activities are
15 specifically authorized by a law enacted after the date of
16 enactment of this Act.

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

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

23 (1) pose no risk of resulting in the transfer of
24 technology, data, or other information with national

1 security or economic security implications to China
2 or a Chinese-owned company; and

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

7 (d) Any certification made under subsection (c) shall
8 be submitted to the Committees on Appropriations of the
9 House of Representatives and the Senate, no later than
10 30 days prior to the activity in question and shall include
11 a description of the purpose of the activity, its agenda,
12 its major participants, and its location and timing.

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

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

20 (2) no application for the importation of such
21 model of shotgun, in the same configuration, had
22 been denied by the Attorney General prior to Janu-
23 ary 1, 2011, on the basis that the shotgun was not
24 particularly suitable for or readily adaptable to
25 sporting purposes.

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

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

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

22 SEC. 533. None of the funds made available by this
23 Act may be obligated or expended to implement the Arms
24 Trade Treaty until the Senate approves a resolution of
25 ratification for the Treaty.

1 SEC. 534. None of the funds made available by this
2 Act may be used to relinquish the responsibility of the Na-
3 tional Telecommunications and Information Administra-
4 tion with respect to Internet domain name system func-
5 tions, including responsibility with respect to the authori-
6 tative root zone file and the Internet Assigned Numbers
7 Authority functions.

8 SEC. 535. No funds provided in this Act shall be used
9 to deny an Inspector General funded under this Act timely
10 access to any records, documents, or other materials avail-
11 able to the department or agency over which that Inspec-
12 tor General has responsibilities under the Inspector Gen-
13 eral Act of 1978, or to prevent or impede that Inspector
14 General's access to such records, documents, or other ma-
15 terials, under any provision of law, except a provision of
16 law that expressly refers to the Inspector General and ex-
17 pressly limits the Inspector General's right of access. A
18 department or agency covered by this section shall provide
19 its Inspector General with access to all such records, docu-
20 ments, and other materials in a timely manner. Each In-
21 spector General shall ensure compliance with statutory
22 limitations on disclosure relevant to the information pro-
23 vided by the establishment over which that Inspector Gen-
24 eral has responsibilities under the Inspector General Act
25 of 1978. Each Inspector General covered by this section

1 shall report to the Committees on Appropriations of the
2 House of Representatives and the Senate within 5 cal-
3 endar days any failures to comply with this requirement.

4 SEC. 536. The Department of Commerce, the Na-
5 tional Aeronautics and Space Administration, and the Na-
6 tional Science Foundation shall provide a quarterly report
7 to the Committees on Appropriations of the House of Rep-
8 resentatives and the Senate on any official travel to China
9 by any employee of such Department or agency, including
10 the purpose of such travel.

11 SEC. 537. (a) No funds made available in this Act
12 may be used to facilitate, permit, license, or promote ex-
13 ports to the Cuban military or intelligence service or to
14 any officer of the Cuban military or intelligence service,
15 or an immediate family member thereof.

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

19 (c) In this section—

20 (1) the term “Cuban military or intelligence
21 service” includes, but is not limited to, the Ministry
22 of the Revolutionary Armed Forces, and the Min-
23 istry of the Interior, of Cuba, and any subsidiary of
24 either such Ministry; and

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

5 SEC. 538. None of the funds made available by this
6 Act may be used to approve the registration or renewal
7 of, or maintain the registration of, a mark, trade name,
8 or commercial name, under the Act entitled “An Act to
9 provide for the registration and protection of trademarks
10 used in commerce, to carry out the provisions of certain
11 international conventions, and for other purposes”, ap-
12 proved July 6, 1946 (commonly referred to as the “Trade-
13 mark Act of 1946”; 15 U.S.C. 1051 et seq.), including
14 the receipt or acceptance of post-registration affidavits or
15 declarations, where such mark, trade name, or commercial
16 name is the same or substantially similar to a mark, trade
17 name, or commercial name that was used in connection
18 with a business or assets that were confiscated, as that
19 term is defined in section 4(4) of the Cuban Liberty and
20 Democratic Solidarity (LIBERTAD) Act of 1996 (22
21 U.S.C. 6023(4)), unless the original owner of the mark,
22 trade name, or commercial name, or the bona-fide suc-
23 cessor-in-interest has expressly consented.

24 SEC. 539. None of the funds made available by this
25 Act may be used to enter into a civil settlement agreement

1 on behalf of the United States that includes a term requir-
2 ing that any donation be made to any non-party by any
3 party-defendant to such agreement.

4 SEC. 540. None of the funds made available by this
5 Act may be used to require a person licensed under section
6 923 of title 18, United States Code, to report information
7 to the Department of Justice regarding the sale of mul-
8 tiple rifles or shotguns to the same person.

9 SEC. 541. (a)(1) The Secretary, subject to paragraph
10 (2), shall develop and conduct a nonnative predator fish
11 research and removal pilot program to study the effects
12 of removing striped bass, smallmouth bass, largemouth
13 bass, black bass, and other nonnative predator fish species
14 from the Stanislaus River, California, to benefit native
15 anadromous fish. The program shall—

16 (A) be scientifically based, with research ques-
17 tions determined jointly by National Marine Fish-
18 eries Service scientists and the districts' technical
19 experts;

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

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

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

1 (B) Nothing in this section shall be construed to re-
2 quire the districts to participate in the development or
3 conduct of the program.

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

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

8 (1) the districts' personnel;

9 (2) qualified private contractors hired by the
10 districts;

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

13 (4) a combination of the foregoing.

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

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

19 (e)(1) The program under this section is deemed to
20 be consistent with the requirements of the Central Valley
21 Project Improvement Act (title XXXIV of Public Law
22 102–575). No provision, plan, or definition established or
23 required by such Act shall be used to prohibit the imposi-
24 tion of the program, or to prevent the accomplishment of
25 its goals.

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

5 (f) In this section:

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

9 (2) The term “Secretary” means the Secretary
10 of Commerce, acting through the Assistant Adminis-
11 trator for Fisheries of the National Oceanic and At-
12 mospheric Administration.

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

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

4 (1) to benefit, enhance, support, and otherwise
5 recover naturally spawning fish species to the point
6 where the measures under the Endangered Species
7 Act of 1973 are no longer necessary for such spe-
8 cies;

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

11 (3) to minimize adverse effects to operations of
12 the Central Valley Project and State Water Project
13 (as those terms are used in the Central Valley
14 Project Improvement Act of 2002 (title XXXIV of
15 Public Law 102–575)).

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

17 (1) shall give priority to existing and prospec-
18 tive hatchery programs and facilities within the Sac-
19 ramento-San Joaquin Delta and the riverine tribu-
20 taries thereto; and

21 (2) may enter into cooperative agreements for
22 the operation of conservation hatchery programs
23 with the State of California, tribes, and other non-
24 Governmental entities for the benefit, enhancement,
25 and support of naturally spawning fish species.

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

4 SEC. 544. Of the amounts made available by this Act,
5 not less than 10 percent of each total amount provided,
6 respectively, for Drug Courts, as authorized by section
7 1001(a)(25)(A) of title I of the Omnibus Crime Control
8 and Safe Streets Act of 1968; Public Works grants au-
9 thorized by the Public Works and Economic Development
10 Act of 1965; and grants authorized by section 27 of the
11 Stevenson-Wydler Technology Innovation Act of 1980 (15
12 U.S.C. 3722) shall be allocated for assistance in persistent
13 poverty counties: *Provided*, That for purposes of this sec-
14 tion, the term “persistent poverty counties” means any
15 county that has had 20 percent or more of its population
16 living in poverty over the past 30 years, as measured by
17 the 1990 and 2000 decennial censuses and the most recent
18 Small Area Income and Poverty Estimates.

19 SEC. 545. None of the funds made available by this
20 Act may be used by the Equal Employment Opportunity
21 Commission for the “collection of information”, as defined
22 in the Paperwork Reduction Act (44 U.S.C.
23 § 3502(3)(A)), from employers as set forth in the notice
24 published by the Commission on February 1, 2016, in the

1 Federal Register (81 Fed. Reg. 5113) or for any final
2 “collection of information” related to such notice.

3 SEC. 546. (a) A State may, in a civil action, obtain
4 all appropriate relief against any party for the purpose
5 of restoring the original autonomous sovereignty reserved
6 to the States by the structure of the Constitution, includ-
7 ing the tenth article of amendment thereto. The court
8 shall promptly hear and determine any such civil action,
9 and shall afford the State any necessary preliminary relief.
10 The courts shall interpret this section liberally to effec-
11 tuate its remedial purposes.

12 (b) The section shall take effect on the date of enact-
13 ment of this Act for fiscal year 2017 and continue in effect
14 through all fiscal years hereafter.

15 SPENDING REDUCTION ACCOUNT

16 SEC. 547. 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, 2017”.

Union Calendar No. 471

114TH CONGRESS
2^D Session

H. R. 5393

[Report No. 114-605]

A BILL

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

JUNE 7, 2016

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