

[FULL COMMITTEE PRINT]

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Union Calendar No. _____

115TH CONGRESS
2D SESSION

H. R. _____

[Report No. 115-____]

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2019, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

____ --, 2018

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, 2019, and for other purposes.

1 or improvement; purchase or construction of temporary
2 demountable exhibition structures for use abroad; pay-
3 ment of tort claims, in the manner authorized in the first
4 paragraph of section 2672 of title 28, United States Code,
5 when such claims arise in foreign countries; not to exceed
6 \$294,300 for official representation expenses abroad; pur-
7 chase of passenger motor vehicles for official use abroad,
8 not to exceed \$45,000 per vehicle; obtaining insurance on
9 official motor vehicles; and rental of tie lines,
10 \$491,000,000, to remain available until September 30,
11 2020, of which \$11,000,000 is to be derived from fees to
12 be retained and used by the International Trade Adminis-
13 tration, notwithstanding section 3302 of title 31, United
14 States Code: *Provided*, That, of amounts provided under
15 this heading, not less than \$16,400,000 shall be for China
16 antidumping and countervailing duty enforcement and
17 compliance activities: *Provided further*, That the provisions
18 of the first sentence of section 105(f) and all of section
19 108(c) of the Mutual Educational and Cultural Exchange
20 Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply
21 in carrying out these activities; and that for the purpose
22 of this Act, contributions under the provisions of the Mu-
23 tual Educational and Cultural Exchange Act of 1961 shall
24 include payment for assessments for services provided as
25 part of these activities.

1 BUREAU OF INDUSTRY AND SECURITY
2 OPERATIONS AND ADMINISTRATION

3 For necessary expenses for export administration and
4 national security activities of the Department of Com-
5 merce, including costs associated with the performance of
6 export administration field activities both domestically and
7 abroad; full medical coverage for dependent members of
8 immediate families of employees stationed overseas; em-
9 ployment of citizens of the United States and aliens by
10 contract for services abroad; payment of tort claims, in
11 the manner authorized in the first paragraph of section
12 2672 of title 28, United States Code, when such claims
13 arise in foreign countries; not to exceed \$13,500 for offi-
14 cial representation expenses abroad; awards of compensa-
15 tion to informers under the Export Administration Act of
16 1979, and as authorized by section 1(b) of the Act of June
17 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
18 of passenger motor vehicles for official use and motor vehi-
19 cles for law enforcement use with special requirement vehi-
20 cles eligible for purchase without regard to any price limi-
21 tation otherwise established by law, \$113,500,000, to re-
22 main available until expended: *Provided*, That the provi-
23 sions of the first sentence of section 105(f) and all of sec-
24 tion 108(c) of the Mutual Educational and Cultural Ex-
25 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall

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

10 ECONOMIC DEVELOPMENT ADMINISTRATION

11 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

12 For grants for economic development assistance as
13 provided by the Public Works and Economic Development
14 Act of 1965, for trade adjustment assistance, and for
15 grants authorized by section 27 of the Stevenson-Wydler
16 Technology Innovation Act of 1980 (15 U.S.C. 3722),
17 \$262,500,000, to remain available until expended, of
18 which \$21,000,000 shall be for grants under such section
19 27.

20 SALARIES AND EXPENSES

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

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

4 MINORITY BUSINESS DEVELOPMENT AGENCY

5 MINORITY BUSINESS DEVELOPMENT

6 For necessary expenses of the Department of Com-
7 merce in fostering, promoting, and developing minority
8 business enterprise, including expenses of grants, con-
9 tracts, and other agreements with public or private organi-
10 zations, \$40,000,000.

11 ECONOMIC AND STATISTICAL ANALYSIS

12 SALARIES AND EXPENSES

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

17 BUREAU OF THE CENSUS

18 CURRENT SURVEYS AND PROGRAMS

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

1 PERIODIC CENSUSES AND PROGRAMS
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses for collecting, compiling, ana-
4 lyzing, preparing and publishing statistics for periodic cen-
5 suses and programs provided for by law, \$4,529,698,000,
6 to remain available until September 30, 2021: *Provided*,
7 That, from amounts provided herein, funds may be used
8 for promotion, outreach, and marketing activities: *Pro-*
9 *vided further*, That within the amounts appropriated,
10 \$3,556,000 shall be transferred to the “Office of Inspector
11 General” account for activities associated with carrying
12 out investigations and audits related to the Bureau of the
13 Census: *Provided further*, That not more than 50 percent
14 of the amounts made available under this heading for in-
15 formation technology related to 2020 census delivery, in-
16 cluding the Census Enterprise Data Collection and Proc-
17 essing (CEDCaP) program, may be obligated until the
18 Secretary updates the previous expenditure plan and re-
19 submits to the Committees on Appropriations of the
20 House of Representatives and the Senate a plan for ex-
21 penditure that: (1) identifies for each CEDCaP project/
22 investment over \$25,000: (A) the functional and perform-
23 ance capabilities to be delivered and the mission benefits
24 to be realized; (B) an updated estimated lifecycle cost, in-
25 cluding cumulative expenditures to date by fiscal year, and

1 all revised estimates for development, maintenance, and
2 operations; (C) key milestones to be met; and (D) impacts
3 of cost variances on other Census programs; (2) details
4 for each project/investment: (A) reasons for any cost and
5 schedule variances; and (B) top risks and mitigation strat-
6 egies; and (3) has been submitted to the Government Ac-
7 countability Office.

8 NATIONAL TELECOMMUNICATIONS AND INFORMATION

9 ADMINISTRATION

10 SALARIES AND EXPENSES

11 For necessary expenses, as provided for by law, of
12 the National Telecommunications and Information Ad-
13 ministration (NTIA), \$39,500,000: *Provided*, That, not-
14 withstanding 31 U.S.C. 1535(d), the Secretary of Com-
15 merce shall charge Federal agencies for costs incurred in
16 spectrum management, analysis, operations, and related
17 services, and such fees shall be retained and used as off-
18 setting collections for costs of such spectrum services, to
19 remain available until expended: *Provided further*, That
20 the Secretary of Commerce is authorized to retain and use
21 as offsetting collections all funds transferred, or previously
22 transferred, from other Government agencies for all costs
23 incurred in telecommunications research, engineering, and
24 related activities by the Institute for Telecommunication
25 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, \$3,370,000,000, 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 2019, so as to result in a fiscal year 2019 appropriation
23 from the general fund estimated at \$0: *Provided further*,
24 That during fiscal year 2019, should the total amount of
25 such offsetting collections be less than \$3,370,000,000

1 this amount shall be reduced accordingly: *Provided fur-*
2 *ther*, That any amount received in excess of
3 \$3,370,000,000 in fiscal year 2019 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 2019 for official reception
19 and representation expenses: *Provided further*, That in fis-
20 cal year 2019 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), \$720,000,000, 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, \$145,000,000, to remain available until ex-
19 pended, of which \$140,000,000 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 (also known as “Manufacturing
23 USA”).

1 CONSTRUCTION OF RESEARCH FACILITIES

2 For construction of new research facilities, including
3 architectural and engineering design, and for renovation
4 and maintenance of existing facilities, not otherwise pro-
5 vided for the National Institute of Standards and Tech-
6 nology, as authorized by sections 13 through 15 of the
7 National Institute of Standards and Technology Act (15
8 U.S.C. 278c–278e), \$120,000,000, to remain available
9 until expended: *Provided*, That the Secretary of Commerce
10 shall include in the budget justification materials that the
11 Secretary submits to Congress in support of the Depart-
12 ment of Commerce budget (as submitted with the budget
13 of the President under section 1105(a) of title 31, United
14 States Code) an estimate for each National Institute of
15 Standards and Technology construction project having a
16 total multi-year program cost of more than \$5,000,000,
17 and simultaneously the budget justification materials shall
18 include an estimate of the budgetary requirements for
19 each such project for each of the 5 subsequent fiscal years.

20 NATIONAL OCEANIC AND ATMOSPHERIC

21 ADMINISTRATION

22 OPERATIONS, RESEARCH, AND FACILITIES

23 (INCLUDING TRANSFER OF FUNDS)

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

1 including maintenance, operation, and hire of aircraft and
2 vessels; grants, contracts, or other payments to nonprofit
3 organizations for the purposes of conducting activities
4 pursuant to cooperative agreements; and relocation of fa-
5 cilities, \$3,473,654,000, to remain available until Sep-
6 tember 30, 2020, except that funds provided for coopera-
7 tive enforcement shall remain available until September
8 30, 2021: *Provided*, That fees and donations received by
9 the National Ocean Service for the management of na-
10 tional marine sanctuaries may be retained and used for
11 the salaries and expenses associated with those activities,
12 notwithstanding section 3302 of title 31, United States
13 Code: *Provided further*, That in addition, \$144,000,000
14 shall be derived by transfer from the fund entitled “Pro-
15 mote and Develop Fishery Products and Research Per-
16 taining to American Fisheries”, which shall only be used
17 for fishery activities related to the Saltonstall-Kennedy
18 Grant Program, Cooperative Research, Annual Stock As-
19 sessments, Survey and Monitoring Projects, Interjurisdic-
20 tional Fisheries Grants, and Fish Information Networks:
21 *Provided further*, That of the \$3,645,154,000 provided for
22 in direct obligations under this heading, \$3,473,654,000
23 is appropriated from the general fund, \$144,000,000 is
24 provided by transfer, and \$27,500,000 is derived from re-
25 coveries of prior year obligations: *Provided further*, That

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

12 PROCUREMENT, ACQUISITION AND CONSTRUCTION

13 (INCLUDING TRANSFER OF FUNDS)

14 For procurement, acquisition and construction of
15 capital assets, including alteration and modification costs,
16 of the National Oceanic and Atmospheric Administration,
17 \$1,607,613,000, to remain available until September 30,
18 2021, except that funds provided for acquisition and con-
19 struction of vessels and construction of facilities shall re-
20 main available until expended: *Provided*, That of the
21 \$1,620,613,000 provided for in direct obligations under
22 this heading, \$1,607,613,000 is appropriated from the
23 general fund and \$13,000,000 is provided from recoveries
24 of prior year obligations: *Provided further*, That any devi-
25 ation from the amounts designated for specific activities

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

21 PACIFIC COASTAL SALMON RECOVERY

22 For necessary expenses associated with the restora-
23 tion of Pacific salmon populations, \$65,000,000, to re-
24 main available until September 30, 2020: *Provided*, That,
25 of the funds provided herein, the Secretary of Commerce

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

18 FISHERMEN'S CONTINGENCY FUND

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

23 FISHERY DISASTER ASSISTANCE

24 For the necessary expenses associated with the miti-
25 gation of fishery disasters, \$20,000,000 to remain avail-

1 able until expended: *Provided*, That funds shall be used
2 for mitigating the effects of commercial fishery failures
3 and fishery resource disasters as declared by the Secretary
4 of Commerce.

5 FISHERIES FINANCE PROGRAM ACCOUNT

6 Subject to section 502 of the Congressional Budget
7 Act of 1974, during fiscal year 2019, obligations of direct
8 loans may not exceed \$24,000,000 for Individual Fishing
9 Quota loans and not to exceed \$100,000,000 for tradi-
10 tional direct loans as authorized by the Merchant Marine
11 Act of 1936.

12 DEPARTMENTAL MANAGEMENT

13 SALARIES AND EXPENSES

14 For necessary expenses for the management of the
15 Department of Commerce provided for by law, including
16 not to exceed \$4,500 for official reception and representa-
17 tion, \$68,000,000.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector
20 General in carrying out the provisions of the Inspector
21 General Act of 1978 (5 U.S.C. App.), \$34,744,000: *Pro-*
22 *vided*, That notwithstanding section 6413(b) of the Middle
23 Class Tax Relief and Job Creation Act of 2012 (Public
24 Law 112–96), \$2,000,000, to remain available until ex-
25 pended, from the amounts provided under this heading,

1 shall be derived from the Public Safety Trust Fund for
2 activities associated with carrying out investigations and
3 audits related to the First Responder Network Authority
4 (FirstNet).

5 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE
6 (INCLUDING TRANSFER OF FUNDS)

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

17 SEC. 102. During the current fiscal year, appropria-
18 tions made available to the Department of Commerce by
19 this Act for salaries and expenses shall be available for
20 hire of passenger motor vehicles as authorized by 31
21 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
22 3109; and uniforms or allowances therefor, as authorized
23 by law (5 U.S.C. 5901–5902).

24 SEC. 103. Not to exceed 5 percent of any appropria-
25 tion made available for the current fiscal year for the De-

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

15 SEC. 104. The requirements set forth by section 105
16 of the Commerce, Justice, Science, and Related Agencies
17 Appropriations Act, 2012 (Public Law 112–55), as
18 amended by section 105 of title I of division B of Public
19 Law 113–6, are hereby adopted by reference and made
20 applicable with respect to fiscal year 2019: *Provided*, That
21 the life cycle cost for the Joint Polar Satellite System is
22 \$11,322,125,000 and the life cycle cost for the Geo-
23 stationary Operational Environmental Satellite R-Series
24 Program is \$10,828,059,000.

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

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

23 SEC. 107. The Administrator of the National Oceanic
24 and Atmospheric Administration is authorized to use, with
25 their consent, with reimbursement and subject to the lim-

1 its of available appropriations, the land, services, equip-
2 ment, personnel, and facilities of any department, agency,
3 or instrumentality of the United States, or of any State,
4 local government, Indian tribal government, Territory, or
5 possession, or of any political subdivision thereof, or of
6 any foreign government or international organization, for
7 purposes related to carrying out the responsibilities of any
8 statute administered by the National Oceanic and Atmos-
9 pheric Administration.

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

20 SEC. 109. To carry out the responsibilities of the Na-
21 tional Oceanic and Atmospheric Administration (NOAA),
22 the Administrator of NOAA is authorized to: (1) enter
23 into grants and cooperative agreements with; (2) use on
24 a non-reimbursable basis land, services, equipment, per-
25 sonnel, and facilities provided by; and (3) receive and ex-

1 pend funds made available on a consensual basis from: a
2 Federal agency, State or subdivision thereof, local govern-
3 ment, tribal government, territory, or possession or any
4 subdivisions thereof: *Provided*, That funds received for
5 permitting and related regulatory activities pursuant to
6 this section shall be deposited under the heading “Na-
7 tional Oceanic and Atmospheric Administration—Oper-
8 ations, Research, and Facilities” and shall remain avail-
9 able until September 30, 2021, for such purposes: *Pro-*
10 *vided further*, That all funds within this section and their
11 corresponding uses are subject to section 505 of this Act.

12 This title may be cited as the “Department of Com-
13 merce Appropriations Act, 2019”.

14 TITLE II

15 DEPARTMENT OF JUSTICE

16 GENERAL ADMINISTRATION

17 SALARIES AND EXPENSES

18 For expenses necessary for the administration of the
19 Department of Justice, \$114,000,000, of which not to ex-
20 ceed \$4,000,000 for security and construction of Depart-
21 ment of Justice facilities shall remain available until ex-
22 pended.

1 JUSTICE INFORMATION SHARING TECHNOLOGY
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses for information sharing tech-
4 nology, including planning, development, deployment and
5 departmental direction, \$40,000,000, to remain available
6 until expended: *Provided*, That the Attorney General may
7 transfer up to \$50,000,000 to this account, from funds
8 available to the Department of Justice for information
9 technology, to remain available until expended, for enter-
10 prise-wide information technology initiatives: *Provided fur-*
11 *ther*, That the transfer authority in the preceding proviso
12 is in addition to any other transfer authority contained
13 in this Act: *Provided further*, That any transfer pursuant
14 to the first proviso shall be treated as a reprogramming
15 under section 505 of this Act and shall not be available
16 for obligation or expenditure except in compliance with the
17 procedures set forth in that section.

18 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
19 (INCLUDING TRANSFER OF FUNDS)

20 For expenses necessary for the administration of im-
21 migration-related activities of the Executive Office for Im-
22 migration Review, \$630,000,000, of which \$4,000,000
23 shall be derived by transfer from the Executive Office for
24 Immigration Review fees deposited in the “Immigration
25 Examinations Fee” account: *Provided*, That not to exceed

1 \$50,000,000 of the total amount made available under
2 this heading shall remain available until expended.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector
5 General, \$102,000,000, including not to exceed \$10,000
6 to meet unforeseen emergencies of a confidential char-
7 acter.

8 UNITED STATES PAROLE COMMISSION

9 SALARIES AND EXPENSES

10 For necessary expenses of the United States Parole
11 Commission as authorized, \$12,672,000: *Provided*, That,
12 notwithstanding any other provision of law, upon the expi-
13 ration of a term of office of a Commissioner, the Commis-
14 sioner may continue to act until a successor has been ap-
15 pointed.

16 LEGAL ACTIVITIES

17 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

18 For expenses necessary for the legal activities of the
19 Department of Justice, not otherwise provided for, includ-
20 ing not to exceed \$20,000 for expenses of collecting evi-
21 dence, to be expended under the direction of, and to be
22 accounted for solely under the certificate of, the Attorney
23 General; the administration of pardon and clemency peti-
24 tions; and rent of private or Government-owned space in
25 the District of Columbia, \$897,500,000, of which not to

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

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

23 SALARIES AND EXPENSES, ANTITRUST DIVISION

24 For expenses necessary for the enforcement of anti-
25 trust and kindred laws, \$164,977,000, to remain available

1 until expended: *Provided*, That notwithstanding any other
2 provision of law, fees collected for premerger notification
3 filings under the Hart-Scott-Rodino Antitrust Improve-
4 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
5 of collection (and estimated to be \$136,000,000 in fiscal
6 year 2019), shall be retained and used for necessary ex-
7 penses in this appropriation, and shall remain available
8 until expended: *Provided further*, That the sum herein ap-
9 propriated from the general fund shall be reduced as such
10 offsetting collections are received during fiscal year 2019,
11 so as to result in a final fiscal year 2019 appropriation
12 from the general fund estimated at \$28,977,000.

13 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

14 For necessary expenses of the Offices of the United
15 States Attorneys, including inter-governmental and coop-
16 erative agreements, \$2,250,000,000: *Provided*, That of the
17 total amount appropriated, not to exceed \$7,200 shall be
18 available for official reception and representation ex-
19 penses: *Provided further*, That not to exceed \$25,000,000
20 shall remain available until expended: *Provided further*,
21 That each United States Attorney shall establish or par-
22 ticipate in a task force on human trafficking.

23 UNITED STATES TRUSTEE SYSTEM FUND

24 For necessary expenses of the United States Trustee
25 Program, as authorized, \$230,000,000, to remain avail-

1 able until expended: *Provided*, That, notwithstanding any
2 other provision of law, deposits to the United States
3 Trustee System Fund and amounts herein appropriated
4 shall be available in such amounts as may be necessary
5 to pay refunds due depositors: *Provided further*, That, not-
6 withstanding any other provision of law, fees deposited
7 into the Fund pursuant to section 589a(b) of title 28,
8 United States Code (as limited by section 1004(b) of the
9 Bankruptcy Judgeship Act of 2017 (division B of Public
10 Law 115–72)), shall be retained and used for necessary
11 expenses in this appropriation and shall remain available
12 until expended: *Provided further*, That to the extent that
13 fees deposited into the Fund in fiscal year 2019, net of
14 amounts necessary to pay refunds due depositors, exceed
15 \$230,000,000, those excess amounts shall be available in
16 future fiscal years only to the extent provided in advance
17 in appropriations Acts: *Provided further*, That the sum
18 herein appropriated from the general fund shall be re-
19 duced (1) as such fees are received during fiscal year
20 2019, net of amounts necessary to pay refunds due deposi-
21 tors, (estimated at \$360,000,000) and (2) to the extent
22 that any remaining general fund appropriations can be de-
23 rived from amounts deposited in the Fund in previous fis-
24 cal years that are not otherwise appropriated, so as to re-

1 sult in a final fiscal year 2019 appropriation from the gen-
2 eral fund estimated at \$0.

3 SALARIES AND EXPENSES, FOREIGN CLAIMS

4 SETTLEMENT COMMISSION

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

9 FEES AND EXPENSES OF WITNESSES

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

1 SALARIES AND EXPENSES, COMMUNITY RELATIONS
2 SERVICE
3 (INCLUDING TRANSFER OF FUNDS)

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

19 ASSETS FORFEITURE FUND

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

1 UNITED STATES MARSHALS SERVICE

2 SALARIES AND EXPENSES

3 For necessary expenses of the United States Mar-
4 shals Service, \$1,392,400,000, of which not to exceed
5 \$6,000 shall be available for official reception and rep-
6 resentation expenses, and not to exceed \$25,000,000 shall
7 remain available until expended.

8 CONSTRUCTION

9 For construction in space controlled, occupied or uti-
10 lized by the United States Marshals Service for prisoner
11 holding and related support, \$25,000,000, to remain avail-
12 able until expended.

13 FEDERAL PRISONER DETENTION

14 For necessary expenses related to United States pris-
15 oners in the custody of the United States Marshals Service
16 as authorized by section 4013 of title 18, United States
17 Code, \$1,568,793,000, to remain available until expended:
18 *Provided*, That not to exceed \$20,000,000 shall be consid-
19 ered “funds appropriated for State and local law enforce-
20 ment assistance” pursuant to section 4013(b) of title 18,
21 United States Code: *Provided further*, That the United
22 States Marshals Service shall be responsible for managing
23 the Justice Prisoner and Alien Transportation System.

1 NATIONAL SECURITY DIVISION

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For expenses necessary to carry out the activities of
5 the National Security Division, \$101,369,000, of which
6 not to exceed \$5,000,000 for information technology sys-
7 tems shall remain available until expended: *Provided*, That
8 notwithstanding section 205 of this Act, upon a deter-
9 mination by the Attorney General that emergent cir-
10 cumstances require additional funding for the activities of
11 the National Security Division, the Attorney General may
12 transfer such amounts to this heading from available ap-
13 propriations for the current fiscal year for the Department
14 of Justice, as may be necessary to respond to such cir-
15 cumstances: *Provided further*, That any transfer pursuant
16 to the preceding proviso shall be treated as a reprogram-
17 ming under section 505 of this Act and shall not be avail-
18 able for obligation or expenditure except in compliance
19 with the procedures set forth in that section.

20 INTERAGENCY LAW ENFORCEMENT

21 INTERAGENCY CRIME AND DRUG ENFORCEMENT

22 For necessary expenses for the identification, inves-
23 tigation, and prosecution of individuals associated with the
24 most significant drug trafficking organizations,
25 transnational organized crime, and money laundering or-

1 ganizations not otherwise provided for, to include inter-
2 governmental agreements with State and local law en-
3 forcement agencies engaged in the investigation and pros-
4 ecution of individuals involved in transnational organized
5 crime and drug trafficking, \$570,000,000, of which
6 \$50,000,000 shall remain available until expended: *Pro-*
7 *vided*, That any amounts obligated from appropriations
8 under this heading may be used under authorities avail-
9 able to the organizations reimbursed from this appropria-
10 tion.

11 FEDERAL BUREAU OF INVESTIGATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Federal Bureau of In-
14 vestigation for detection, investigation, and prosecution of
15 crimes against the United States, \$9,254,347,000, of
16 which not to exceed \$216,900,000 shall remain available
17 until expended: *Provided*, That not to exceed \$184,500
18 shall be available for official reception and representation
19 expenses.

20 CONSTRUCTION

21 For necessary expenses, to include the cost of equip-
22 ment, furniture, and information technology requirements,
23 related to construction or acquisition of buildings, facili-
24 ties and sites by purchase, or as otherwise authorized by
25 law; conversion, modification and extension of federally

1 owned buildings; preliminary planning and design of
2 projects; and operation and maintenance of secure work
3 environment facilities and secure networking capabilities;
4 \$65,000,000, to remain available until expended.

5 DRUG ENFORCEMENT ADMINISTRATION
6 SALARIES AND EXPENSES

7 For necessary expenses of the Drug Enforcement Ad-
8 ministration, including not to exceed \$70,000 to meet un-
9 foreseen emergencies of a confidential character pursuant
10 to section 530C of title 28, United States Code; and ex-
11 penses for conducting drug education and training pro-
12 grams, including travel and related expenses for partici-
13 pants in such programs and the distribution of items of
14 token value that promote the goals of such programs,
15 \$2,319,692,000, of which not to exceed \$75,000,000 shall
16 remain available until expended and not to exceed \$90,000
17 shall be available for official reception and representation
18 expenses.

19 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND
20 EXPLOSIVES
21 SALARIES AND EXPENSES

22 For necessary expenses of the Bureau of Alcohol, To-
23 bacco, Firearms and Explosives, for training of State and
24 local law enforcement agencies with or without reimburse-
25 ment, including training in connection with the training

1 and acquisition of canines for explosives and fire
2 accelerants detection; and for provision of laboratory as-
3 sistance to State and local law enforcement agencies, with
4 or without reimbursement, \$1,316,678,000, of which not
5 to exceed \$36,000 shall be for official reception and rep-
6 resentation expenses, not to exceed \$1,000,000 shall be
7 available for the payment of attorneys' fees as provided
8 by section 924(d)(2) of title 18, United States Code, and
9 not to exceed \$20,000,000 shall remain available until ex-
10 pended: *Provided*, That none of the funds appropriated
11 herein shall be available to investigate or act upon applica-
12 tions for relief from Federal firearms disabilities under
13 section 925(c) of title 18, United States Code: *Provided*
14 *further*, That such funds shall be available to investigate
15 and act upon applications filed by corporations for relief
16 from Federal firearms disabilities under section 925(c) of
17 title 18, United States Code: *Provided further*, That no
18 funds made available by this or any other Act may be used
19 to transfer the functions, missions, or activities of the Bu-
20 reau of Alcohol, Tobacco, Firearms and Explosives to
21 other agencies or Departments.

1 FEDERAL PRISON SYSTEM

2 SALARIES AND EXPENSES

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses of the Federal Prison System
5 for the administration, operation, and maintenance of
6 Federal penal and correctional institutions, and for the
7 provision of technical assistance and advice on corrections
8 related issues to foreign governments, \$7,152,400,000:
9 *Provided*, That the Attorney General may transfer to the
10 Department of Health and Human Services such amounts
11 as may be necessary for direct expenditures by that De-
12 partment for medical relief for inmates of Federal penal
13 and correctional institutions: *Provided further*, That the
14 Director of the Federal Prison System, where necessary,
15 may enter into contracts with a fiscal agent or fiscal inter-
16 mediary claims processor to determine the amounts pay-
17 able to persons who, on behalf of the Federal Prison Sys-
18 tem, furnish health services to individuals committed to
19 the custody of the Federal Prison System: *Provided fur-*
20 *ther*, That not to exceed \$5,400 shall be available for offi-
21 cial reception and representation expenses: *Provided fur-*
22 *ther*, That not to exceed \$50,000,000 shall remain avail-
23 able for necessary operations until September 30, 2020:
24 *Provided further*, That, of the amounts provided for con-
25 tract confinement, not to exceed \$20,000,000 shall remain

1 available until expended to make payments in advance for
2 grants, contracts and reimbursable agreements, and other
3 expenses: *Provided further*, That the Director of the Fed-
4 eral Prison System may accept donated property and serv-
5 ices relating to the operation of the prison card program
6 from a not-for-profit entity which has operated such pro-
7 gram in the past, notwithstanding the fact that such not-
8 for-profit entity furnishes services under contracts to the
9 Federal Prison System relating to the operation of pre-
10 release services, halfway houses, or other custodial facili-
11 ties.

12 BUILDINGS AND FACILITIES

13 For planning, acquisition of sites and construction of
14 new facilities; purchase and acquisition of facilities and re-
15 modeling, and equipping of such facilities for penal and
16 correctional use, including all necessary expenses incident
17 thereto, by contract or force account; and constructing,
18 remodeling, and equipping necessary buildings and facili-
19 ties at existing penal and correctional institutions, includ-
20 ing all necessary expenses incident thereto, by contract or
21 force account, \$150,000,000, to remain available until ex-
22 pended: *Provided*, That labor of United States prisoners
23 may be used for work performed under this appropriation.

1 FEDERAL PRISON INDUSTRIES, INCORPORATED

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

10 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
11 PRISON INDUSTRIES, INCORPORATED

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

1 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES
2 OFFICE ON VIOLENCE AGAINST WOMEN
3 VIOLENCE AGAINST WOMEN PREVENTION AND
4 PROSECUTION PROGRAMS
5 (INCLUDING TRANSFER OF FUNDS)

6 For grants, contracts, cooperative agreements, and
7 other assistance for the prevention and prosecution of vio-
8 lence against women, as authorized by the Omnibus Crime
9 Control and Safe Streets Act of 1968 (34 U.S.C. 10101
10 et seq.) (“the 1968 Act”); the Violent Crime Control and
11 Law Enforcement Act of 1994 (Public Law 103–322)
12 (“the 1994 Act”); the Victims of Child Abuse Act of 1990
13 (Public Law 101–647) (“the 1990 Act”); the Prosecu-
14 torial Remedies and Other Tools to end the Exploitation
15 of Children Today Act of 2003 (Public Law 108–21); the
16 Juvenile Justice and Delinquency Prevention Act of 1974
17 (34 U.S.C. 11101 et seq.) (“the 1974 Act”); the Victims
18 of Trafficking and Violence Protection Act of 2000 (Public
19 Law 106–386) (“the 2000 Act”); the Violence Against
20 Women and Department of Justice Reauthorization Act
21 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
22 lence Against Women Reauthorization Act of 2013 (Public
23 Law 113–4) (“the 2013 Act”); and the Rape Survivor
24 Child Custody Act of 2015 (Public Law 114–22) (“the
25 2015 Act”); and for related victims services,

1 \$493,000,000, to remain available until expended: *Pro-*
2 *vided*, That except as otherwise provided by law, not to
3 exceed 5 percent of funds made available under this head-
4 ing may be used for expenses related to evaluation, train-
5 ing, and technical assistance: *Provided further*, That of the
6 amount provided—

7 (1) \$215,000,000 is for grants to combat vio-
8 lence against women, as authorized by part T of the
9 1968 Act;

10 (2) \$35,500,000 is for transitional housing as-
11 sistance grants for victims of domestic violence, dat-
12 ing violence, stalking, or sexual assault as authorized
13 by section 40299 of the 1994 Act;

14 (3) \$3,500,000 is for the National Institute of
15 Justice and the Bureau of Justice Statistics for re-
16 search, evaluation, and statistics of violence against
17 women and related issues addressed by grant pro-
18 grams of the Office on Violence Against Women,
19 which shall be transferred to “Research, Evaluation
20 and Statistics” for administration by the Office of
21 Justice Programs;

22 (4) \$11,000,000 is for a grant program to pro-
23 vide services to advocate for and respond to youth
24 victims of domestic violence, dating violence, sexual
25 assault, and stalking; assistance to children and

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

16 (5) \$53,000,000 is for grants to encourage ar-
17 rest policies as authorized by part U of the 1968
18 Act, of which up to \$4,000,000 is for a homicide re-
19 duction initiative;

20 (6) \$35,500,000 is for sexual assault victims
21 assistance, as authorized by section 41601 of the
22 1994 Act;

23 (7) \$40,000,000 is for rural domestic violence
24 and child abuse enforcement assistance grants, as
25 authorized by section 40295 of the 1994 Act;

1 (8) \$20,000,000 is for grants to reduce violent
2 crimes against women on campus, as authorized by
3 section 304 of the 2005 Act;

4 (9) \$45,000,000 is for legal assistance for vic-
5 tims, as authorized by section 1201 of the 2000 Act;

6 (10) \$5,000,000 is for enhanced training and
7 services to end violence against and abuse of women
8 in later life, as authorized by section 40802 of the
9 1994 Act;

10 (11) \$16,000,000 is for grants to support fami-
11 lies in the justice system, as authorized by section
12 1301 of the 2000 Act: *Provided*, That unobligated
13 balances available for the programs authorized by
14 section 1301 of the 2000 Act and section 41002 of
15 the 1994 Act, prior to their amendment by the 2013
16 Act, shall be available for this program;

17 (12) \$6,000,000 is for education and training
18 to end violence against and abuse of women with
19 disabilities, as authorized by section 1402 of the
20 2000 Act;

21 (13) \$500,000 is for the National Resource
22 Center on Workplace Responses to assist victims of
23 domestic violence, as authorized by section 41501 of
24 the 1994 Act;

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

7 (15) \$500,000 is for a national clearinghouse
8 that provides training and technical assistance on
9 issues relating to sexual assault of American Indian
10 and Alaska Native women;

11 (16) \$4,000,000 is for grants to assist tribal
12 governments in exercising special domestic violence
13 criminal jurisdiction, as authorized by section 904 of
14 the 2013 Act: *Provided*, That the grant conditions in
15 section 40002(b) of the 1994 Act shall apply to this
16 program; and

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

19 OFFICE OF JUSTICE PROGRAMS

20 RESEARCH, EVALUATION AND STATISTICS

21 For grants, contracts, cooperative agreements, and
22 other assistance authorized by title I of the Omnibus
23 Crime Control and Safe Streets Act of 1968 (“the 1968
24 Act”); the Juvenile Justice and Delinquency Prevention
25 Act of 1974 (“the 1974 Act”); the Missing Children’s As-

1 sistance Act (34 U.S.C. 11291 et seq.); the Prosecutorial
2 Remedies and Other Tools to end the Exploitation of Chil-
3 dren Today Act of 2003 (Public Law 108–21); the Justice
4 for All Act of 2004 (Public Law 108–405); the Violence
5 Against Women and Department of Justice Reauthoriza-
6 tion Act of 2005 (Public Law 109–162) (“the 2005 Act”);
7 the Victims of Child Abuse Act of 1990 (Public Law 101–
8 647); the Second Chance Act of 2007 (Public Law 110–
9 199); the Victims of Crime Act of 1984 (Public Law 98–
10 473); the Adam Walsh Child Protection and Safety Act
11 of 2006 (Public Law 109–248) (“the Adam Walsh Act”);
12 the PROTECT Our Children Act of 2008 (Public Law
13 110–401); subtitle D of title II of the Homeland Security
14 Act of 2002 (Public Law 107–296) (“the 2002 Act”); the
15 NICS Improvement Amendments Act of 2007 (Public
16 Law 110–180); the Violence Against Women Reauthoriza-
17 tion Act of 2013 (Public Law 113–4) (“the 2013 Act”);
18 and other programs, \$94,000,000, to remain available
19 until expended, of which—

20 (1) \$50,000,000 is for criminal justice statistics
21 programs, and other activities, as authorized by part
22 C of title I of the 1968 Act, of which \$5,000,000 is
23 for a nationwide incident-based crime statistics pro-
24 gram; and

1 (2) \$44,000,000 is for research, development,
2 and evaluation programs, and other activities as au-
3 thorized by part B of title I of the 1968 Act and
4 subtitle D of title II of the 2002 Act, of which
5 \$4,000,000 is for research targeted toward devel-
6 oping a better understanding of the domestic
7 radicalization phenomenon, and advancing evidence-
8 based strategies for effective intervention and pre-
9 vention.

10 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

11 (INCLUDING TRANSFER OF FUNDS)

12 For grants, contracts, cooperative agreements, and
13 other assistance authorized by the Violent Crime Control
14 and Law Enforcement Act of 1994 (Public Law 103–322)
15 (“the 1994 Act”); the Omnibus Crime Control and Safe
16 Streets Act of 1968 (“the 1968 Act”); the Justice for All
17 Act of 2004 (Public Law 108–405); the Victims of Child
18 Abuse Act of 1990 (Public Law 101–647) (“the 1990
19 Act”); the Trafficking Victims Protection Reauthorization
20 Act of 2005 (Public Law 109–164); the Violence Against
21 Women and Department of Justice Reauthorization Act
22 of 2005 (Public Law 109–162) (“the 2005 Act”); the
23 Adam Walsh Child Protection and Safety Act of 2006
24 (Public Law 109–248) (“the Adam Walsh Act”); the Vic-
25 tims of Trafficking and Violence Protection Act of 2000

1 (Public Law 106–386); the NICS Improvement Amend-
2 ments Act of 2007 (Public Law 110–180); subtitle D of
3 title II of the Homeland Security Act of 2002 (Public Law
4 107–296) (“the 2002 Act”); the Second Chance Act of
5 2007 (Public Law 110–199); the Prioritizing Resources
6 and Organization for Intellectual Property Act of 2008
7 (Public Law 110–403); the Victims of Crime Act of 1984
8 (Public Law 98–473); the Mentally Ill Offender Treat-
9 ment and Crime Reduction Reauthorization and Improve-
10 ment Act of 2008 (Public Law 110–416); the Violence
11 Against Women Reauthorization Act of 2013 (Public Law
12 113–4) (“the 2013 Act”); the Comprehensive Addiction
13 and Recovery Act of 2016 (Public Law 114–198)
14 (“CARA”); the Justice for All Reauthorization Act of
15 2016 (Public Law 114–324); the Keep Young Athletes
16 Safe Act of 2018 (title III of division S of Public Law
17 115–141) (“the Keep Young Athletes Safe Act”); the
18 STOP School Violence Act of 2018 (title V of division S
19 of Public Law 115–141) (“the STOP School Violence
20 Act”); the Project Safe Neighborhoods Grant Program
21 Authorization Act of 2017 (H.R. 3249, as passed by the
22 House of Representatives on March 14, 2018) (“the PSN
23 Act”); and other programs, \$2,008,500,000, to remain
24 available until expended as follows—

1 (1) \$441,500,000 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 \$15,000,000 is for the Officer Robert Wilson III
9 Memorial Initiative on Preventing Violence Against
10 Law Enforcement Officer Resilience and Surviv-
11 ability (VALOR), \$2,500,000 is for a program to
12 improve juvenile indigent defense, \$2,400,000 is for
13 the operationalization, maintenance and expansion of
14 the National Missing and Unidentified Persons Sys-
15 tem, \$50,000,000 is for competitive and evidence-
16 based programs to reduce gun crime and gang vio-
17 lence, as authorized by the PSN Act, \$3,000,000 is
18 for the Capital Litigation Improvement Grant Pro-
19 gram, as authorized by section 426 of Public Law
20 108–405, and for grants for wrongful conviction re-
21 view, \$15,500,000 is for prison rape prevention and
22 prosecution grants to States and units of local gov-
23 ernment, and other programs, as authorized by the
24 Prison Rape Elimination Act of 2003 (Public Law
25 108–79), \$2,000,000 is for the Missing Alzheimer’s

1 Disease Patient Alert Program, and \$10,000,000 is
2 for emergency law enforcement assistance for events
3 occurring during or after fiscal year 2019, as au-
4 thorized by section 609M of the Justice Assistance
5 Act of 1984 (34 U.S.C. 50101);

6 (2) \$255,000,000 for the State Criminal Alien
7 Assistance Program, as authorized by section
8 241(i)(5) of the Immigration and Nationality Act (8
9 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
10 shall request compensation for any cost greater than
11 the actual cost for Federal immigration and other
12 detainees housed in State and local detention facili-
13 ties;

14 (3) \$100,000,000 for victim services programs
15 for victims of trafficking, as authorized by section
16 107(b)(2) of Public Law 106–386, for programs au-
17 thorized under Public Law 109–164, or programs
18 authorized under Public Law 113–4;

19 (4) \$11,000,000 for economic, high technology,
20 white collar and Internet crime prevention grants,
21 including as authorized by section 401 of Public
22 Law 110–403;

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

1 (6) \$22,500,000 for the matching grant pro-
2 gram for law enforcement armor vests, as authorized
3 by section 2501 of title I of the 1968 Act;

4 (7) \$1,000,000 for the National Sex Offender
5 Public Website;

6 (8) \$75,000,000 for grants to States to up-
7 grade criminal and mental health records for the
8 National Instant Criminal Background Check Sys-
9 tem, of which no less than \$25,000,000 shall be for
10 grants made under the authorities of the NICS Im-
11 provement Amendments Act of 2007 (Public Law
12 110–180);

13 (9) \$130,000,000 for DNA-related and forensic
14 programs and activities, of which—

15 (A) \$120,000,000 is for a DNA analysis
16 and capacity enhancement program and for
17 other local, State, and Federal forensic activi-
18 ties, including the purposes authorized under
19 section 2 of the DNA Analysis Backlog Elimini-
20 nation Act of 2000 (Public Law 106–546) (the
21 Debbie Smith DNA Backlog Grant Program):
22 *Provided*, That up to 4 percent of funds made
23 available under this paragraph may be used for
24 the purposes described in the DNA Training
25 and Education for Law Enforcement, Correc-

1 tional Personnel, and Court Officers program
2 (Public Law 108–405, section 303);

3 (B) \$6,000,000 is for the purposes de-
4 scribed in the Kirk Bloodsworth Post-Convic-
5 tion DNA Testing Grant Program (Public Law
6 108–405, section 412); and

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

10 (10) \$47,500,000 for a grant program for com-
11 munity-based sexual assault response reform;

12 (11) \$12,000,000 for the court-appointed spe-
13 cial advocate program, as authorized by section 217
14 of the 1990 Act;

15 (12) \$30,000,000 for assistance to Indian
16 tribes;

17 (13) \$85,000,000 for offender reentry programs
18 and research, as authorized by the Second Chance
19 Act of 2007 (Public Law 110–199), without regard
20 to the time limitations specified at section 6(1) of
21 such Act, of which \$5,000,000 is for Children of In-
22 carcerated Parents Demonstrations to enhance and
23 maintain parental and family relationships for incar-
24 cerated parents as a reentry or recidivism reduction
25 strategy;

1 (14) \$100,000,000 for activities authorized by
2 the STOP School Violence Act;

3 (15) \$70,000,000 for initiatives to improve po-
4 lice-community relations, of which \$22,500,000 is
5 for a competitive matching grant program for pur-
6 chases of body-worn cameras for State, local and
7 tribal law enforcement, \$30,000,000 is for a justice
8 reinvestment initiative, for activities related to crimi-
9 nal justice reform and recidivism reduction,
10 \$2,500,000 is for research and statistics on commu-
11 nity trust, which may be transferred to “Research,
12 Evaluation and Statistics”, and \$15,000,000 is for
13 an Edward Byrne Memorial criminal justice innova-
14 tion program;

15 (16) \$380,000,000 for comprehensive opioid
16 abuse reduction activities, including as authorized by
17 CARA, and for the following programs, which shall
18 address opioid abuse reduction consistent with un-
19 derlying program authorities—

20 (A) \$75,000,000 for Drug Courts, as au-
21 thorized by section 1001(a)(25)(A) of title I of
22 the 1968 Act;

23 (B) \$30,000,000 for mental health courts
24 and adult and juvenile collaboration program
25 grants, as authorized by parts V and HH of

1 title I of the 1968 Act, and the Mentally Ill Of-
2 fender Treatment and Crime Reduction Reau-
3 thorization and Improvement Act of 2008 (Pub-
4 lic Law 110–416);

5 (C) \$30,000,000 for grants for Residential
6 Substance Abuse Treatment for State Pris-
7 oners, as authorized by part S of title I of the
8 1968 Act;

9 (D) \$20,000,000 for a veterans treatment
10 courts program;

11 (E) \$30,000,000 for a program to monitor
12 prescription drugs and scheduled listed chemical
13 products; and

14 (F) \$195,000,000 for a comprehensive
15 opioid abuse program;

16 (17) \$225,500,000 for grants under section
17 1701 of title I of the 1968 Act (34 U.S.C. 10381)
18 for the hiring and rehiring of additional career law
19 enforcement officers under part Q of such title not-
20 withstanding subsection (i) of such section: *Pro-*
21 *vided*, That within the amounts appropriated under
22 this paragraph, \$5,000,000 is for an initiative to
23 support evidence-based policing: *Provided further*,
24 That within the amounts appropriated under this
25 paragraph, \$2,500,000 is for an initiative to enhance

1 prosecutorial decision-making: *Provided further,*
2 That within the amounts appropriated under this
3 paragraph, \$35,000,000 is for improving tribal law
4 enforcement, including hiring, equipment, training,
5 anti-methamphetamine activities, and anti-opioid ac-
6 tivities: *Provided further,* That of the amounts ap-
7 propriated under this paragraph, \$10,000,000 is for
8 community policing development activities in fur-
9 therance of the purposes in section 1701: *Provided*
10 *further,* That of the amounts appropriated under
11 this paragraph \$40,000,000 is for regional informa-
12 tion sharing activities, as authorized by part M of
13 title I of the 1968 Act, which shall be transferred
14 to and merged with “Research, Evaluation, and Sta-
15 tistics”: *Provided further,* That of the amounts ap-
16 propriated under this paragraph, \$20,000,000 is for
17 activities authorized by the POLICE Act of 2016
18 (Public Law 114–199); and

19 (18) \$2,500,000 for grants authorized by the
20 Keep Young Athletes Safe Act:

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

1 lic sector safety service: *Provided further*, That balances
2 from the “Community Oriented Policing Services Pro-
3 grams” account may be transferred into this account: *Pro-*
4 *vided further*, That the transfer authority in the preceding
5 proviso is in addition to any other transfer authority con-
6 tained in this Act: *Provided further*, That any transfer
7 pursuant to the second proviso shall be treated as a re-
8 programming under section 505 of this Act and shall not
9 be available for obligation or expenditure except in compli-
10 ance with the procedures set forth in that section.

11 JUVENILE JUSTICE PROGRAMS

12 For grants, contracts, cooperative agreements, and
13 other assistance, the following amounts are made available
14 until expended—

- 15 (1) \$100,000,000 for youth mentoring grants;
16 (2) \$21,000,000 for programs authorized by
17 the Victims of Child Abuse Act of 1990;
18 (3) \$76,000,000 for missing and exploited chil-
19 dren programs, including as authorized by sections
20 404(b) and 405(a) of the Juvenile Justice and De-
21 linquency Prevention Act of 1974 (except that sec-
22 tion 102(b)(4)(B) of the PROTECT Our Children
23 Act of 2008 (Public Law 110–401) shall not apply
24 for purposes of this Act); and

1 (4) \$2,000,000 for child abuse training pro-
2 grams for judicial personnel and practitioners, as
3 authorized by section 222 of the Victims of Child
4 Abuse Act of 1990.

5 PUBLIC SAFETY OFFICER BENEFITS

6 (INCLUDING TRANSFER OF FUNDS)

7 For payments and expenses authorized under section
8 1001(a)(4) of title I of the Omnibus Crime Control and
9 Safe Streets Act of 1968, such sums as are necessary (in-
10 cluding amounts for administrative costs), to remain avail-
11 able until expended; and \$24,800,000 for payments au-
12 thorized by section 1201(b) of such Act and for edu-
13 cational assistance authorized by section 1218 of such Act,
14 to remain available until expended: *Provided*, That not-
15 withstanding section 205 of this Act, upon a determina-
16 tion by the Attorney General that emergent circumstances
17 require additional funding for such disability and edu-
18 cation payments, the Attorney General may transfer such
19 amounts to “Public Safety Officer Benefits” from avail-
20 able appropriations for the Department of Justice as may
21 be necessary to respond to such circumstances: *Provided*
22 *further*, That any transfer pursuant to the preceding pro-
23 viso shall be treated as a reprogramming under section
24 505 of this Act and shall not be available for obligation

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

3 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE
4 (INCLUDING TRANSFER OF FUNDS)

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

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

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

21 SEC. 204. Nothing in the preceding section shall re-
22 move the obligation of the Director of the Bureau of Pris-
23 ons to provide escort services necessary for a female in-
24 mate to receive such service outside the Federal facility:
25 *Provided*, That nothing in this section in any way dimin-

1 ishes the effect of section 203 intended to address the phil-
2 osophical beliefs of individual employees of the Bureau of
3 Prisons.

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

14 SEC. 206. None of the funds made available under
15 this title may be used by the Federal Bureau of Prisons
16 or the United States Marshals Service for the purpose of
17 transporting an individual who is a prisoner pursuant to
18 conviction for crime under State or Federal law and is
19 classified as a maximum or high security prisoner, other
20 than to a prison or other facility certified by the Federal
21 Bureau of Prisons as appropriately secure for housing
22 such a prisoner.

23 SEC. 207. (a) None of the funds appropriated by this
24 Act may be used by Federal prisons to purchase cable tele-
25 vision services, or to rent or purchase audiovisual or elec-

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

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

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

18 SEC. 209. The notification thresholds and procedures
19 set forth in section 505 of this Act shall apply to devi-
20 ations from the amounts designated for specific activities
21 in this Act and in the report accompanying this Act, and
22 to any use of deobligated balances of funds provided under
23 this title in previous years.

24 SEC. 210. Notwithstanding any other provision of
25 law, no funds shall be available for the salary, benefits,

1 or expenses of any United States Attorney assigned dual
2 or additional responsibilities by the Attorney General or
3 his designee that exempt that United States Attorney
4 from the residency requirements of section 545 of title 28,
5 United States Code.

6 SEC. 211. At the discretion of the Attorney General,
7 and in addition to any amounts that otherwise may be
8 available (or authorized to be made available) by law, with
9 respect to funds appropriated by this title under the head-
10 ings “Research, Evaluation and Statistics”, “State and
11 Local Law Enforcement Assistance”, and “Juvenile Jus-
12 tice Programs”—

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

17 (2) up to 2 percent of funds made available for
18 grant or reimbursement programs under such head-
19 ings, except for amounts appropriated specifically for
20 research, evaluation, or statistical programs adminis-
21 tered by the National Institute of Justice and the
22 Bureau of Justice Statistics, shall be transferred to
23 and merged with funds provided to the National In-
24 stitute of Justice and the Bureau of Justice Statis-
25 tics, to be used by them for research, evaluation, or

1 statistical purposes, without regard to the authoriza-
2 tions for such grant or reimbursement programs.

3 SEC. 212. Notwithstanding any other provision of
4 law, section 20109(a) of subtitle A of title II of the Violent
5 Crime Control and Law Enforcement Act of 1994 (34
6 U.S.C. 12109(a)) shall not apply to amounts made avail-
7 able by this or any other Act.

8 SEC. 213. None of the funds made available under
9 this or any other Act, for fiscal year 2019 and each fiscal
10 year thereafter, other than for the national instant crimi-
11 nal background check system established under section
12 103 of the Brady Handgun Violence Prevention Act (34
13 U.S.C. 40901), may be used by a Federal law enforcement
14 officer to facilitate the transfer of an operable firearm to
15 an individual if the Federal law enforcement officer knows
16 or suspects that the individual is an agent of a drug cartel,
17 unless law enforcement personnel of the United States
18 continuously monitor or control the firearm at all times.

19 SEC. 214. (a) None of the income retained in the De-
20 partment of Justice Working Capital Fund pursuant to
21 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
22 527 note) shall be available for obligation during fiscal
23 year 2019, except up to \$5,000,000 may be obligated for
24 implementation of a unified Department of Justice finan-
25 cial management system.

1 (b) Not to exceed \$30,000,000 of the unobligated bal-
2 ances transferred to the capital account of the Department
3 of Justice Working Capital Fund pursuant to title I of
4 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
5 shall be available for obligation in fiscal year 2019, and
6 any use, obligation, transfer or allocation of such funds
7 shall be treated as a reprogramming of funds under sec-
8 tion 505 of this Act.

9 (c) Not to exceed \$10,000,000 of the excess unobli-
10 gated balances available under section 524(c)(8)(E) of
11 title 28, United States Code, shall be available for obliga-
12 tion during fiscal year 2019, and any use, obligation,
13 transfer or allocation of such funds shall be treated as a
14 reprogramming of funds under section 505 of this Act.

15 This title may be cited as the “Department of Justice
16 Appropriations Act, 2019”.

17 TITLE III

18 SCIENCE

19 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

20 For necessary expenses of the Office of Science and
21 Technology Policy, in carrying out the purposes of the Na-
22 tional Science and Technology Policy, Organization, and
23 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
24 passenger motor vehicles, and services as authorized by
25 section 3109 of title 5, United States Code, not to exceed

1 \$2,250 for official reception and representation expenses,
2 and rental of conference rooms in the District of Colum-
3 bia, \$5,544,000.

4 NATIONAL SPACE COUNCIL

5 For necessary expenses of the National Space Coun-
6 cil, in carrying out the purposes of Title V of Public Law
7 100-685 and Executive Order 13803, hire of passenger
8 motor vehicles, and services as authorized by section 3109
9 of title 5, United States Code, not to exceed \$2,250 for
10 official reception and representation expenses,
11 \$1,965,000: *Provided*, That notwithstanding any other
12 provision of law, the National Space Council may accept
13 personnel support from Federal agencies, departments,
14 and offices, and such Federal agencies, departments, and
15 offices may detail staff without reimbursement to the Na-
16 tional Space Council for purposes provided herein.

17 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
18 SCIENCE

19 For necessary expenses, not otherwise provided for,
20 in the conduct and support of science research and devel-
21 opment activities, including research, development, oper-
22 ations, support, and services; maintenance and repair, fa-
23 cility planning and design; space flight, spacecraft control,
24 and communications activities; program management; per-
25 sonnel and related costs, including uniforms or allowances

1 therefor, as authorized by sections 5901 and 5902 of title
2 5, United States Code; travel expenses; purchase and hire
3 of passenger motor vehicles; and purchase, lease, charter,
4 maintenance, and operation of mission and administrative
5 aircraft, \$6,680,600,000, to remain available until Sep-
6 tember 30, 2020: *Provided*, That the formulation and de-
7 velopment costs (with development cost as defined under
8 section 30104 of title 51, United States Code) for the
9 James Webb Space Telescope shall not exceed
10 \$8,000,000,000: *Provided further*, That should the indi-
11 vidual identified under subsection (c)(2)(E) of section
12 30104 of title 51, United States Code, as responsible for
13 the James Webb Space Telescope determine that the de-
14 velopment cost of the program is likely to exceed that limi-
15 tation, the individual shall immediately notify the Admin-
16 istrator and the increase shall be treated as if it meets
17 the 30 percent threshold described in subsection (f) of sec-
18 tion 30104: *Provided further*, That, of the amounts pro-
19 vided, \$545,000,000 is for an orbiter and \$195,000,000
20 is for a lander to meet the science goals for the Jupiter
21 Europa mission as recommended in previous Planetary
22 Science Decadal surveys: *Provided further*, That the Na-
23 tional Aeronautics and Space Administration shall use the
24 Space Launch System as the launch vehicles for the Jupi-
25 ter Europa missions, plan for an orbiter launch no later

1 than 2022 and a lander launch no later than 2024, and
2 include in the fiscal year 2020 budget the 5-year funding
3 profile necessary to achieve these goals.

4 AERONAUTICS

5 For necessary expenses, not otherwise provided for,
6 in the conduct and support of aeronautics 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, \$715,000,000, to remain available
17 until September 30, 2020.

18 EXPLORATION RESEARCH AND TECHNOLOGY

19 For necessary expenses, not otherwise provided for,
20 in the conduct and support of space technology research
21 and development activities, including research, develop-
22 ment, operations, support, and services; maintenance and
23 repair, facility planning and design; space flight, space-
24 craft control, and communications activities; program
25 management; personnel and related costs, including uni-

1 forms or allowances therefor, as authorized by sections
2 5901 and 5902 of title 5, United States Code; travel ex-
3 penses; purchase and hire of passenger motor vehicles; and
4 purchase, lease, charter, maintenance, and operation of
5 mission and administrative aircraft, \$900,000,000, to re-
6 main available until September 30, 2020.

7 DEEP SPACE EXPLORATION SYSTEMS

8 For necessary expenses, not otherwise provided for,
9 in the conduct and support of exploration research and
10 development activities, including research, development,
11 operations, support, and services; maintenance and repair,
12 facility planning and design; space flight, spacecraft con-
13 trol, and communications activities; program manage-
14 ment; personnel and related costs, including uniforms or
15 allowances therefor, as authorized by sections 5901 and
16 5902 of title 5, United States Code; travel expenses; pur-
17 chase and hire of passenger motor vehicles; and purchase,
18 lease, charter, maintenance, and operation of mission and
19 administrative aircraft, \$5,083,900,000, to remain avail-
20 able until September 30, 2020: *Provided*, That not less
21 than \$1,350,000,000 shall be for the Orion Multi-Purpose
22 Crew Vehicle: *Provided further*, That not less than
23 \$2,150,000,000 shall be for the Space Launch System
24 (SLS) launch vehicle, which shall have a lift capability not
25 less than 130 metric tons and which shall have core ele-

1 ments and an Exploration Upper Stage developed simulta-
2 neously: *Provided further*, That of the amounts provided
3 for SLS, not less than \$300,000,000 shall be for Explo-
4 ration Upper Stage development: *Provided further*, That
5 \$545,000,000 shall be for Exploration Ground Systems:
6 *Provided further*, That the National Aeronautics and
7 Space Administration (NASA) shall provide to the Com-
8 mittees on Appropriations of the House of Representatives
9 and the Senate, concurrent with the annual budget sub-
10 mission, a 5-year budget profile for an integrated system
11 that includes the Space Launch System, the Orion Multi-
12 Purpose Crew Vehicle, and associated ground systems that
13 will ensure an Exploration Mission-2 crewed launch as
14 early as possible, as well as a system-based funding profile
15 for a sustained launch cadence beyond the initial crewed
16 test launch: *Provided further*, That \$1,038,900,000 shall
17 be for advanced exploration systems, of which
18 \$504,000,000 shall be for a lunar orbital platform.

19 LOW-EARTH ORBIT AND SPACEFLIGHT OPERATIONS

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

1 pair, facility planning and design; program management;
2 personnel and related costs, including uniforms or allow-
3 ances therefor, as authorized by sections 5901 and 5902
4 of title 5, United States Code; travel expenses; purchase
5 and hire of passenger motor vehicles; and purchase, lease,
6 charter, maintenance and operation of mission and admin-
7 istrative aircraft, \$4,624,700,000, to remain available
8 until September 30, 2020.

9 EDUCATION

10 For necessary expenses, not otherwise provided for,
11 in the conduct and support of aerospace and aeronautical
12 education research and development activities, including
13 research, development, operations, support, and services;
14 program management; personnel and related costs, includ-
15 ing uniforms or allowances therefor, as authorized by sec-
16 tions 5901 and 5902 of title 5, United States Code; travel
17 expenses; purchase and hire of passenger motor vehicles;
18 and purchase, lease, charter, maintenance, and operation
19 of mission and administrative aircraft, \$90,000,000, to re-
20 main available until September 30, 2020, of which
21 \$18,000,000 shall be for the Established Program to
22 Stimulate Competitive Research and \$40,000,000 shall be
23 for the National Space Grant College and Fellowship Pro-
24 gram.

1 SAFETY, SECURITY AND MISSION SERVICES

2 For necessary expenses, not otherwise provided for,
3 in the conduct and support of science, aeronautics, space
4 technology, exploration, space operations and education
5 research and development activities, including research,
6 development, operations, support, and services; mainte-
7 nance and repair, facility planning and design; space
8 flight, spacecraft control, and communications activities;
9 program management; personnel and related costs, includ-
10 ing uniforms or allowances therefor, as authorized by sec-
11 tions 5901 and 5902 of title 5, United States Code; travel
12 expenses; purchase and hire of passenger motor vehicles;
13 not to exceed \$63,000 for official reception and represen-
14 tation expenses; and purchase, lease, charter, mainte-
15 nance, and operation of mission and administrative air-
16 craft, \$2,850,000,000, to remain available until Sep-
17 tember 30, 2020.

18 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND

19 RESTORATION

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

1 ance and restoration, \$562,240,000, to remain available
2 until September 30, 2024: *Provided*, That proceeds from
3 leases deposited into this account shall be available for a
4 period of 5 years to the extent and in amounts as provided
5 in annual appropriations Acts: *Provided further*, That such
6 proceeds referred to in the preceding proviso shall be avail-
7 able for obligation for fiscal year 2019 in an amount not
8 to exceed \$9,470,300: *Provided further*, That each annual
9 budget request shall include an annual estimate of gross
10 receipts and collections and proposed use of all funds col-
11 lected pursuant to section 20145 of title 51, United States
12 Code.

13 OFFICE OF INSPECTOR GENERAL

14 For necessary expenses of the Office of Inspector
15 General in carrying out the Inspector General Act of 1978,
16 \$39,300,000, of which \$500,000 shall remain available
17 until September 30, 2020.

18 ADMINISTRATIVE PROVISIONS

19 (INCLUDING TRANSFERS OF FUNDS)

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

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

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

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

20 The unexpired balances of a previous account, for ac-
21 tivities for which funds are provided in this Act, may be
22 transferred to the new account established in this Act that
23 provides such activities. Balances so transferred shall be
24 merged with the funds in the newly established account,

1 but shall be available under the same terms, conditions
2 and period of time as previously appropriated.

3 Not more than 50 percent of the amounts made avail-
4 able in this Act for the Lunar Orbital Platform; Advanced
5 Cislunar and Surface Capabilities; Commercial LEO De-
6 velopment; and Lunar Discovery and Exploration, exclud-
7 ing the Lunar Reconnaissance Orbiter, may be obligated
8 until the Administrator submits a multi-year plan to the
9 Committees on Appropriations of the House of Represent-
10 atives and the Senate that identifies estimated dates, by
11 fiscal year, for Space Launch System flights to build the
12 Lunar Orbital Platform; the commencement of partner-
13 ships with commercial entities for additional LEO mis-
14 sions to land humans and rovers on the Moon; and con-
15 ducting additional scientific activities on the Moon. The
16 multi-year plan shall include key milestones to be met by
17 fiscal year to achieve goals for each of the lunar programs
18 described in the previous sentence and funding required
19 by fiscal year to achieve such milestones.

20 NATIONAL SCIENCE FOUNDATION

21 RESEARCH AND RELATED ACTIVITIES

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

1 Code; maintenance and operation of aircraft and purchase
2 of flight services for research support; acquisition of air-
3 craft; and authorized travel; \$6,651,500,000, to remain
4 available until September 30, 2020, of which not to exceed
5 \$600,000,000 shall remain available until expended for
6 polar research and operations support, and for reimburse-
7 ment to other Federal agencies for operational and science
8 support and logistical and other related activities for the
9 United States Antarctic program: *Provided*, That receipts
10 for scientific support services and materials furnished by
11 the National Research Centers and other National Science
12 Foundation supported research facilities may be credited
13 to this appropriation.

14 MAJOR RESEARCH EQUIPMENT AND FACILITIES

15 CONSTRUCTION

16 For necessary expenses for the acquisition, construc-
17 tion, commissioning, and upgrading of major research
18 equipment, facilities, and other such capital assets pursu-
19 ant to the National Science Foundation Act of 1950 (42
20 U.S.C. 1861 et seq.), including authorized travel,
21 \$268,040,000, to remain available until expended.

22 EDUCATION AND HUMAN RESOURCES

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

1 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
2 ing services as authorized by section 3109 of title 5,
3 United States Code, authorized travel, and rental of con-
4 ference rooms in the District of Columbia, \$902,000,000,
5 to remain available until September 30, 2020.

6 AGENCY OPERATIONS AND AWARD MANAGEMENT

7 For agency operations and award management nec-
8 essary in carrying out the National Science Foundation
9 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
10 by section 3109 of title 5, United States Code; hire of pas-
11 senger motor vehicles; uniforms or allowances therefor, as
12 authorized by sections 5901 and 5902 of title 5, United
13 States Code; rental of conference rooms in the District of
14 Columbia; and reimbursement of the Department of
15 Homeland Security for security guard services;
16 \$333,630,000: *Provided*, That not to exceed \$8,280 is for
17 official reception and representation expenses: *Provided*
18 *further*, That contracts may be entered into under this
19 heading in fiscal year 2019 for maintenance and operation
20 of facilities and for other services to be provided during
21 the next fiscal year.

22 OFFICE OF THE NATIONAL SCIENCE BOARD

23 For necessary expenses (including payment of sala-
24 ries, authorized travel, hire of passenger motor vehicles,
25 the rental of conference rooms in the District of Columbia,

1 and the employment of experts and consultants under sec-
2 tion 3109 of title 5, United States Code) involved in car-
3 rying out section 4 of the National Science Foundation
4 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209
5 (42 U.S.C. 1880 et seq.), \$4,370,000: *Provided*, That not
6 to exceed \$2,500 shall be available for official reception
7 and representation expenses.

8 OFFICE OF INSPECTOR GENERAL

9 For necessary expenses of the Office of Inspector
10 General as authorized by the Inspector General Act of
11 1978, \$15,350,000, of which \$400,000 shall remain avail-
12 able until September 30, 2020.

13 ADMINISTRATIVE PROVISIONS

14 (INCLUDING TRANSFER OF FUNDS)

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

24 The Director of the National Science Foundation
25 shall notify the Committees on Appropriations of the

1 House of Representatives and the Senate at least 30 days
2 in advance of the acquisition or disposal of any capital
3 asset (including land, structures, and equipment) not spe-
4 cifically provided for in this Act or any other law appro-
5 priating funds for the National Science Foundation.

6 This title may be cited as the “Science Appropria-
7 tions Act, 2019”.

8 TITLE IV

9 RELATED AGENCIES

10 COMMISSION ON CIVIL RIGHTS

11 SALARIES AND EXPENSES

12 For necessary expenses of the Commission on Civil
13 Rights, including hire of passenger motor vehicles,
14 \$9,700,000: *Provided*, That none of the funds appro-
15 priated in this paragraph may be used to employ any indi-
16 viduals under Schedule C of subpart C of part 213 of title
17 5 of the Code of Federal Regulations exclusive of one spe-
18 cial assistant for each Commissioner: *Provided further*,
19 That none of the funds appropriated in this paragraph
20 shall be used to reimburse Commissioners for more than
21 75 billable days, with the exception of the chairperson,
22 who is permitted 125 billable days: *Provided further*, That
23 none of the funds appropriated in this paragraph shall be
24 used for any activity or expense that is not explicitly au-

1 thorized by section 3 of the Civil Rights Commission Act
2 of 1983 (42 U.S.C. 1975a).

3 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the Equal Employment
6 Opportunity Commission as authorized by title VII of the
7 Civil Rights Act of 1964, the Age Discrimination in Em-
8 ployment Act of 1967, the Equal Pay Act of 1963, the
9 Americans with Disabilities Act of 1990, section 501 of
10 the Rehabilitation Act of 1973, the Civil Rights Act of
11 1991, the Genetic Information Nondiscrimination Act
12 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
13 ments Act of 2008 (Public Law 110–325), and the Lilly
14 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
15 cluding services as authorized by section 3109 of title 5,
16 United States Code; hire of passenger motor vehicles as
17 authorized by section 1343(b) of title 31, United States
18 Code; nonmonetary awards to private citizens; and up to
19 \$29,500,000 for payments to State and local enforcement
20 agencies for authorized services to the Commission,
21 \$379,500,000: *Provided*, That the Commission is author-
22 ized to make available for official reception and represen-
23 tation expenses not to exceed \$2,250 from available funds:
24 *Provided further*, That the Chair is authorized to accept

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

3 INTERNATIONAL TRADE COMMISSION

4 SALARIES AND EXPENSES

5 For necessary expenses of the International Trade
6 Commission, including hire of passenger motor vehicles
7 and services as authorized by section 3109 of title 5,
8 United States Code, and not to exceed \$2,250 for official
9 reception and representation expenses, \$95,000,000, to re-
10 main available until expended.

11 LEGAL SERVICES CORPORATION

12 PAYMENT TO THE LEGAL SERVICES CORPORATION

13 For payment to the Legal Services Corporation to
14 carry out the purposes of the Legal Services Corporation
15 Act of 1974, \$410,000,000, of which \$376,000,000 is for
16 basic field programs and required independent audits;
17 \$5,100,000 is for the Office of Inspector General, of which
18 such amounts as may be necessary may be used to conduct
19 additional audits of recipients; \$19,400,000 is for manage-
20 ment and grants oversight; \$4,000,000 is for client self-
21 help and information technology; \$4,500,000 is for a Pro
22 Bono Innovation Fund; and \$1,000,000 is for loan repay-
23 ment assistance: *Provided*, That the Legal Services Cor-
24 poration may continue to provide locality pay to officers
25 and employees at a rate no greater than that provided by

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

10 ADMINISTRATIVE PROVISION—LEGAL SERVICES

11 CORPORATION

12 None of the funds appropriated in this Act to the
13 Legal Services Corporation shall be expended for any pur-
14 pose prohibited or limited by, or contrary to any of the
15 provisions of, sections 501, 502, 503, 504, 505, and 506
16 of Public Law 105–119, and all funds appropriated in this
17 Act to the Legal Services Corporation shall be subject to
18 the same terms and conditions set forth in such sections,
19 except that all references in sections 502 and 503 to 1997
20 and 1998 shall be deemed to refer instead to 2018 and
21 2019, respectively.

22 MARINE MAMMAL COMMISSION

23 SALARIES AND EXPENSES

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

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

3 OFFICE OF THE UNITED STATES TRADE
4 REPRESENTATIVE
5 SALARIES AND EXPENSES

6 For necessary expenses of the Office of the United
7 States Trade Representative, including the hire of pas-
8 senger motor vehicles and the employment of experts and
9 consultants as authorized by section 3109 of title 5,
10 United States Code, \$57,600,000, of which \$1,000,000
11 shall remain available until expended: *Provided*, That of
12 the total amount made available under this heading, not
13 to exceed \$124,000 shall be available for official reception
14 and representation expenses.

15 TRADE ENFORCEMENT TRUST FUND
16 (INCLUDING TRANSFER OF FUNDS)

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

1 STATE JUSTICE INSTITUTE

2 SALARIES AND EXPENSES

3 For necessary expenses of the State Justice Institute,
4 as authorized by the State Justice Institute Act of 1984
5 (42 U.S.C. 10701 et seq.) \$5,821,000, of which \$500,000
6 shall remain available until September 30, 2020: *Provided*,
7 That not to exceed \$2,250 shall be available for official
8 reception and representation expenses: *Provided further*,
9 That, for the purposes of section 505 of this Act, the State
10 Justice Institute shall be considered an agency of the
11 United States Government.

12 TITLE V

13 GENERAL PROVISIONS

14 (INCLUDING RESCISSIONS)

15 (INCLUDING TRANSFER OF FUNDS)

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

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

22 SEC. 503. The expenditure of any appropriation
23 under this Act for any consulting service through procure-
24 ment contract, pursuant to section 3109 of title 5, United
25 States Code, shall be limited to those contracts where such

1 expenditures are a matter of public record and available
2 for public inspection, except where otherwise provided
3 under existing law, or under existing Executive order
4 issued pursuant to existing law.

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

11 SEC. 505. None of the funds provided under this Act,
12 or provided under previous appropriations Acts to the
13 agencies funded by this Act that remain available for obli-
14 gation or expenditure in fiscal year 2019, or provided from
15 any accounts in the Treasury of the United States derived
16 by the collection of fees available to the agencies funded
17 by this Act, shall be available for obligation or expenditure
18 through a reprogramming of funds that: (1) creates or ini-
19 tiates a new program, project or activity; (2) eliminates
20 a program, project or activity; (3) increases funds or per-
21 sonnel by any means for any project or activity for which
22 funds have been denied or restricted; (4) relocates an of-
23 fice or employees; (5) reorganizes or renames offices, pro-
24 grams or activities; (6) contracts out or privatizes any
25 functions or activities presently performed by Federal em-

1 ployees; (7) augments existing programs, projects or ac-
2 tivities in excess of \$500,000 or 10 percent, whichever is
3 less, or reduces by 10 percent funding for any program,
4 project or activity, or numbers of personnel by 10 percent;
5 or (8) results from any general savings, including savings
6 from a reduction in personnel, which would result in a
7 change in existing programs, projects or activities as ap-
8 proved by Congress; unless the House and Senate Com-
9 mittees on Appropriations are notified 15 days in advance
10 of such reprogramming of funds.

11 SEC. 506. (a) If it has been finally determined by
12 a court or Federal agency that any person intentionally
13 affixed a label bearing a “Made in America” inscription,
14 or any inscription with the same meaning, to any product
15 sold in or shipped to the United States that is not made
16 in the United States, the person shall be ineligible to re-
17 ceive any contract or subcontract made with funds made
18 available in this Act, pursuant to the debarment, suspen-
19 sion, and ineligibility procedures described in sections
20 9.400 through 9.409 of title 48, Code of Federal Regula-
21 tions.

22 (b)(1) To the extent practicable, with respect to au-
23 thorized purchases of promotional items, funds made
24 available by this Act shall be used to purchase items that

1 are manufactured, produced, or assembled in the United
2 States, its territories or possessions.

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

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

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

21 (c) If a department or agency is unable to fulfill any
22 aspect of a reporting requirement described in subsection
23 (a) due to a limitation of a current accounting system,
24 the department or agency shall fulfill such aspect to the
25 maximum extent practicable under such accounting sys-

1 tem and shall identify and describe in each quarterly re-
2 port the extent to which such aspect is not fulfilled.

3 SEC. 508. Any costs incurred by a department or
4 agency funded under this Act resulting from, or to pre-
5 vent, personnel actions taken in response to funding re-
6 ductions included in this Act shall be absorbed within the
7 total budgetary resources available to such department or
8 agency: *Provided*, That the authority to transfer funds be-
9 tween appropriations accounts as may be necessary to
10 carry out this section is provided in addition to authorities
11 included elsewhere in this Act: *Provided further*, That use
12 of funds to carry out this section shall be treated as a
13 reprogramming of funds under section 505 of this Act and
14 shall not be available for obligation or expenditure except
15 in compliance with the procedures set forth in that section:
16 *Provided further*, That for the Department of Commerce,
17 this section shall also apply to actions taken for the care
18 and protection of loan collateral or grant property.

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

1 SEC. 510. None of the funds made available in this
2 Act may be used to pay the salaries and expenses of per-
3 sonnel of the Department of Justice to obligate more than
4 \$2,600,000,000 during fiscal year 2019 from the fund es-
5 tablished by section 1402 of Public Law 98–473 (34
6 U.S.C. 20101).

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

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

18 SEC. 513. (a) None of the funds appropriated or oth-
19 erwise made available under this Act may be used by the
20 Departments of Commerce and Justice, the National Aer-
21 onautics and Space Administration, or the National
22 Science Foundation to acquire a high-impact or moderate-
23 impact information system, as defined for security cat-
24 egorization in the National Institute of Standards and
25 Technology’s (NIST) Federal Information Processing

1 Standard Publication 199, “Standards for Security Cat-
2 egorization of Federal Information and Information Sys-
3 tems” unless the agency has—

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

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

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

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. 514. 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. 515. (a) Notwithstanding any other provision
21 of law or treaty, in fiscal year 2019 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. 516. Notwithstanding any other provision of
4 law, in fiscal year 2019 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. 517. 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. 518. 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 Security
5 Act of 1947; USA PATRIOT Act; USA FREEDOM
6 Act of 2015; and the laws amended by these Acts.

7 SEC. 519. 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. 520. 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 2019 until the enactment of the
10 Intelligence Authorization Act for fiscal year 2019.

11 SEC. 521. 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-

1 nal Revenue Service and is not in default, or the assess-
2 ment is the subject of a non-frivolous administrative or
3 judicial proceeding.

4 (RESCISSIONS)

5 SEC. 522. (a) Of the unobligated balances from prior
6 year appropriations available to the Department of Com-
7 merce, the following funds are hereby rescinded, not later
8 than September 30, 2019, from the following accounts in
9 the specified amounts—

10 (1) “Economic Development Administration,
11 Economic Development Assistance Programs”,
12 \$10,000,000;

13 (2) “National Institute of Standards and Tech-
14 nology, Industrial Technology Services”, \$2,000,000;

15 (3) “National Oceanic and Atmospheric Admin-
16 istration, Operations, Research, and Facilities”,
17 \$10,000,000; and

18 (4) “National Oceanic and Atmospheric Admin-
19 istration, Procurement, Acquisition and Construc-
20 tion”, \$10,000,000.

21 (b) Of the unobligated balances available to the De-
22 partment of Justice, the following funds are hereby re-
23 scinded, not later than September 30, 2019, from the fol-
24 lowing accounts in the specified amounts—

25 (1) “Working Capital Fund”, \$75,000,000;

1 (2) “Federal Bureau of Investigation, Salaries
2 and Expenses”, \$25,000,000, including, but not lim-
3 ited to, from fees collected to defray expenses for the
4 automation of fingerprint identification and criminal
5 justice information services and associated costs;

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

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

12 (5) “Legal Activities, Assets Forfeiture Fund”,
13 \$674,000,000.

14 (c) The Departments of Commerce and Justice shall
15 submit to the Committees on Appropriations of the House
16 of Representatives and the Senate a report no later than
17 September 1, 2019, specifying the amount of each rescis-
18 sion made pursuant to subsections (a) and (b).

19 SEC. 523. None of the funds made available in this
20 Act may be used to purchase first class or premium airline
21 travel in contravention of sections 301–10.122 through
22 301–10.124 of title 41 of the Code of Federal Regulations.

23 SEC. 524. None of the funds made available in this
24 Act may be used to send or otherwise pay for the attend-
25 ance of more than 50 employees from a Federal depart-

1 ment or agency, who are stationed in the United States,
2 at any single conference occurring outside the United
3 States unless such conference is a law enforcement train-
4 ing or operational conference for law enforcement per-
5 sonnel and the majority of Federal employees in attend-
6 ance are law enforcement personnel stationed outside the
7 United States.

8 SEC. 525. None of the funds appropriated or other-
9 wise made available in this or any other Act may be used
10 to transfer, release, or assist in the transfer or release to
11 or within the United States, its territories, or possessions
12 Khalid Sheikh Mohammed or any other detainee who—

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

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

18 SEC. 526. (a) None of the funds appropriated or oth-
19 erwise made available in this or any other Act may be used
20 to construct, acquire, or modify any facility in the United
21 States, its territories, or possessions to house any indi-
22 vidual described in subsection (c) for the purposes of de-
23 tention or imprisonment in the custody or under the effec-
24 tive control of the Department of Defense.

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

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

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

10 (2) is—

11 (A) in the custody or under the effective
12 control of the Department of Defense; or

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

15 SEC. 527. The Director of the Office of Management
16 and Budget shall instruct any department, agency, or in-
17 strumentality of the United States receiving funds appro-
18 priated under this Act to track undisbursed balances in
19 expired grant accounts and include in its annual perform-
20 ance plan and performance and accountability reports the
21 following:

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

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

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

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

13 SEC. 528. (a) None of the funds made available by
14 this Act may be used for the National Aeronautics and
15 Space Administration (NASA), the Office of Science and
16 Technology Policy (OSTP), or the National Space Council
17 (NSC) to develop, design, plan, promulgate, implement,
18 or execute a bilateral policy, program, order, or contract
19 of any kind to participate, collaborate, or coordinate bilat-
20 erally in any way with China or any Chinese-owned com-
21 pany unless such activities are specifically authorized by
22 a law enacted after the date of enactment of this Act.

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

1 (c) The limitations described in subsections (a) and
2 (b) shall not apply to activities which NASA, OSTP, or
3 NSC, after consultation with the Federal Bureau of Inves-
4 tigation, have certified—

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

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

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

20 SEC. 529. None of the funds made available by this
21 or any other Act, for fiscal year 2019 and each fiscal year
22 thereafter, may be used to pay the salaries or expenses
23 of personnel to deny, or fail to act on, an application for
24 the importation of any model of shotgun if—

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

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

9 SEC. 530. (a) None of the funds made available in
10 this Act may be used to maintain or establish a computer
11 network unless such network blocks the viewing,
12 downloading, and exchanging of pornography.

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

18 SEC. 531. The Departments of Commerce and Jus-
19 tice, the National Aeronautics and Space Administration,
20 the National Science Foundation, the Commission on Civil
21 Rights, the Equal Employment Opportunity Commission,
22 the International Trade Commission, the Legal Services
23 Corporation, the Marine Mammal Commission, the Offices
24 of Science and Technology Policy and the United States
25 Trade Representative, the National Space Council, and

1 the State Justice Institute shall submit spending plans,
2 signed by the respective department or agency head, to
3 the Committees on Appropriations of the House of Rep-
4 resentatives and the Senate within 45 days after the date
5 of enactment of this Act.

6 SEC. 532. None of the funds made available by this
7 Act may be obligated or expended to implement the Arms
8 Trade Treaty until the Senate approves a resolution of
9 ratification for the Treaty.

10 SEC. 533. The Department of Commerce, the Na-
11 tional Aeronautics and Space Administration, and the Na-
12 tional Science Foundation shall provide a quarterly report
13 to the Committees on Appropriations of the House of Rep-
14 resentatives and the Senate on any official travel to China
15 by any employee of such Department or agency, including
16 the purpose of such travel.

17 SEC. 534. Of the amounts made available by this Act,
18 not less than 10 percent of each total amount provided,
19 respectively, for Public Works grants authorized by the
20 Public Works and Economic Development Act of 1965 and
21 grants authorized by section 27 of the Stevenson-Wydler
22 Technology Innovation Act of 1980 (15 U.S.C. 3722) shall
23 be allocated for assistance in persistent poverty counties:
24 *Provided*, That for purposes of this section, the term “per-
25 sistent poverty counties” means any county that has had

1 20 percent or more of its population living in poverty over
2 the past 30 years, as measured by the 1990 and 2000
3 decennial censuses and the most recent Small Area In-
4 come and Poverty Estimates.

5 SEC. 535. 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. 536. None of the funds made available by this
25 Act may be used to require a person licensed under section

1 923 of title 18, United States Code, to report information
2 to the Department of Justice regarding the sale of mul-
3 tiple rifles or shotguns to the same person.

4 SEC. 537. (a) A State may bring a civil action against
5 the United States in an appropriate United States district
6 court for such declaratory and injunctive relief (including
7 preliminary injunctive relief) as may be necessary to re-
8 store the sovereignty reserved to the States by the Con-
9 stitution. It shall be the duty of the courts of the United
10 States to advance on the docket and to expedite to the
11 greatest possible extent the disposition of any such action.

12 (b) This section shall take effect on the date of enact-
13 ment of this Act and continue in effect through all fiscal
14 years thereafter.

15 SEC. 538. None of the funds made available by this
16 Act may be used to relocate the Bureau of Alcohol, To-
17 bacco, Firearms and Explosives (ATF) Canine Training
18 Center or the ATF National Canine Division.

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

24 SEC. 540. None of the funds made available by this
25 Act may be expended during fiscal year 2019 to prepare

1 for the shutdown of the Stratospheric Observatory for In-
2 frared Astronomy.

3 SPENDING REDUCTION ACCOUNT

4 SEC. 541. \$0.

5 This Act may be cited as the “Commerce, Justice,
6 Science, and Related Agencies Appropriations Act, 2019”.

[FULL COMMITTEE PRINT]

Union Calendar No. _____

115TH CONGRESS
2^D SESSION

H. R. _____

[Report No. 115-_____] _____

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2019, and for other purposes.

_____, 2017

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