

[COMMITTEE PRINT]

NOTICE: This bill is a draft for use of the Committee and its Staff only, in preparation for markup.

Calendar No. 000116TH CONGRESS
2^D SESSION**S. 0000****[Report No. 116-000]**

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2021, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE _____, 2020

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

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2021, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 Departments of Commerce and Justice, Science, and Re-
4 lated Agencies for the fiscal year ending September 30,
5 2021, and for other purposes, namely:

6

TITLE I

7

DEPARTMENT OF COMMERCE

8

INTERNATIONAL TRADE ADMINISTRATION

9

OPERATIONS AND ADMINISTRATION

10 For necessary expenses for international trade activi-
11 ties of the Department of Commerce provided for by law,
12 to carry out activities associated with facilitating, attract-
13 ing, and retaining business investment in the United
14 States, and for engaging in trade promotional activities
15 abroad, including expenses of grants and cooperative
16 agreements for the purpose of promoting exports of
17 United States firms, without regard to sections 3702 and
18 3703 of title 44, United States Code; full medical coverage
19 for dependent members of immediate families of employees
20 stationed overseas and employees temporarily posted over-
21 seas; travel and transportation of employees of the Inter-
22 national Trade Administration between two points abroad,
23 without regard to section 40118 of title 49, United States
24 Code; employment of citizens of the United States and
25 aliens by contract for services; rental of space abroad for

1 periods not exceeding 10 years, and expenses of alteration,
2 repair, or improvement; purchase or construction of tem-
3 porary demountable exhibition structures for use abroad;
4 payment of tort claims, in the manner authorized in the
5 first paragraph of section 2672 of title 28, United States
6 Code, when such claims arise in foreign countries; not to
7 exceed \$294,300 for official representation expenses
8 abroad; purchase of passenger motor vehicles for official
9 use abroad, not to exceed \$45,000 per vehicle; obtaining
10 insurance on official motor vehicles; and rental of tie lines,
11 \$539,250,000, of which \$70,000,000 shall remain avail-
12 able until September 30, 2022: *Provided*, That
13 \$11,000,000 is to be derived from fees to be retained and
14 used by the International Trade Administration, notwith-
15 standing section 3302 of title 31, United States Code: *Pro-*
16 *vided further*, That, of amounts provided under this head-
17 ing, not less than \$16,400,000 shall be for China anti-
18 dumping and countervailing duty enforcement and compli-
19 ance activities: *Provided further*, That the provisions of the
20 first sentence of section 105(f) and all of section 108(c)
21 of the Mutual Educational and Cultural Exchange Act of
22 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in car-
23 rying out these activities; and that for the purpose of this
24 Act, contributions under the provisions of the Mutual
25 Educational and Cultural Exchange Act of 1961 shall in-

1 clude payment for assessments for services provided as
2 part of these activities.

3 BUREAU OF INDUSTRY AND SECURITY

4 OPERATIONS AND ADMINISTRATION

5 For necessary expenses for export administration and
6 national security activities of the Department of Com-
7 merce, including costs associated with the performance of
8 export administration field activities both domestically and
9 abroad; full medical coverage for dependent members of
10 immediate families of employees stationed overseas; em-
11 ployment of citizens of the United States and aliens by
12 contract for services abroad; payment of tort claims, in
13 the manner authorized in the first paragraph of section
14 2672 of title 28, United States Code, when such claims
15 arise in foreign countries; not to exceed \$13,500 for offi-
16 cial representation expenses abroad; awards of compensa-
17 tion to informers under the Export Control Reform Act
18 of 2018 (subtitle B of title XVII of the John S. McCain
19 National Defense Authorization Act for Fiscal Year 2019;
20 Public Law 115–232; 132 Stat. 2208; 50 U.S.C. 4801 et
21 seq.), and as authorized by section 1(b) of the Act of June
22 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase
23 of passenger motor vehicles for official use and motor vehi-
24 cles for law enforcement use with special requirement vehi-
25 cles eligible for purchase without regard to any price limi-

1 tation otherwise established by law, \$132,652,000, to re-
2 main available until expended: *Provided*, That the provi-
3 sions of the first sentence of section 105(f) and all of sec-
4 tion 108(c) of the Mutual Educational and Cultural Ex-
5 change Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall
6 apply in carrying out these activities: *Provided further*,
7 That payments and contributions collected and accepted
8 for materials or services provided as part of such activities
9 may be retained for use in covering the cost of such activi-
10 ties, and for providing information to the public with re-
11 spect to the export administration and national security
12 activities of the Department of Commerce and other ex-
13 port control programs of the United States and other gov-
14 ernments.

15 ECONOMIC DEVELOPMENT ADMINISTRATION

16 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

17 For grants for economic development assistance as
18 provided by the Public Works and Economic Development
19 Act of 1965, for trade adjustment assistance, and for
20 grants authorized by sections 27 and 28 of the Stevenson-
21 Wydler Technology Innovation Act of 1980 (15 U.S.C.
22 3722 and 3723), as amended, \$299,000,000 to remain
23 available until expended, of which \$38,500,000 shall be
24 for grants under such section 27 and \$2,000,000 shall be
25 for grants under such section 28.

1 SALARIES AND EXPENSES

2 For necessary expenses of administering the eco-
3 nomic development assistance programs as provided for by
4 law, \$41,000,000: *Provided*, That these funds may be used
5 to monitor projects approved pursuant to title I of the
6 Public Works Employment Act of 1976; title II of the
7 Trade Act of 1974; sections 27 and 28 of the Stevenson-
8 Wydler Technology Innovation Act of 1980 (15 U.S.C.
9 3722 and 3723), as amended; and the Community Emer-
10 gency Drought Relief Act of 1977.

11 MINORITY BUSINESS DEVELOPMENT AGENCY

12 MINORITY BUSINESS DEVELOPMENT

13 For necessary expenses of the Department of Com-
14 merce in fostering, promoting, and developing minority
15 business enterprises, including expenses of grants, con-
16 tracts, and other agreements with public or private organi-
17 zations, \$42,500,000, of which not more than
18 \$15,500,000 shall be available for overhead expenses, in-
19 cluding salaries and expenses, rent, utilities, and informa-
20 tion technology services.

21 ECONOMIC AND STATISTICAL ANALYSIS

22 SALARIES AND EXPENSES

23 For necessary expenses, as authorized by law, of eco-
24 nomic and statistical analysis programs of the Department

1 of Commerce, \$111,855,000, to remain available until
2 September 30, 2022.

3 BUREAU OF THE CENSUS

4 CURRENT SURVEYS AND PROGRAMS

5 For necessary expenses for collecting, compiling, ana-
6 lyzing, preparing, and publishing statistics, provided for
7 by law, \$285,000,000: *Provided*, That, from amounts pro-
8 vided herein, funds may be used for promotion, outreach,
9 and marketing activities.

10 PERIODIC CENSUSES AND PROGRAMS

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses for collecting, compiling, ana-
13 lyzing, preparing, and publishing statistics for periodic
14 censuses and programs provided for by law,
15 \$1,514,709,000, to remain available until September 30,
16 2022: *Provided*, That, from amounts provided herein,
17 funds may be used for promotion, outreach, and mar-
18 keting activities: *Provided further*, That within the
19 amounts appropriated, \$3,556,000 shall be transferred to
20 the “Office of Inspector General” account for activities as-
21 sociated with carrying out investigations and audits re-
22 lated to the Bureau of the Census.

1 NATIONAL TELECOMMUNICATIONS AND INFORMATION
2 ADMINISTRATION
3 SALARIES AND EXPENSES

4 For necessary expenses, as provided for by law, of
5 the National Telecommunications and Information Ad-
6 ministration (NTIA), \$45,576,000, to remain available
7 until September 30, 2022: *Provided*, That, notwith-
8 standing 31 U.S.C. 1535(d), the Secretary of Commerce
9 shall charge Federal agencies for costs incurred in spec-
10 trum management, analysis, operations, and related serv-
11 ices, and such fees shall be retained and used as offsetting
12 collections for costs of such spectrum services, to remain
13 available until expended: *Provided further*, That the Sec-
14 retary of Commerce is authorized to retain and use as off-
15 setting collections all funds transferred, or previously
16 transferred, from other Government agencies for all costs
17 incurred in telecommunications research, engineering, and
18 related activities by the Institute for Telecommunication
19 Sciences of NTIA, in furtherance of its assigned functions
20 under this paragraph, and such funds received from other
21 Government agencies shall remain available until ex-
22 pended.

1 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING
2 AND CONSTRUCTION

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

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

10 For necessary expenses of the United States Patent
11 and Trademark Office (USPTO) provided for by law, in-
12 cluding defense of suits instituted against the Under Sec-
13 retary of Commerce for Intellectual Property and Director
14 of the USPTO, \$3,695,295,000, to remain available until
15 expended: *Provided*, That the sum herein appropriated
16 from the general fund shall be reduced as offsetting collec-
17 tions of fees and surcharges assessed and collected by the
18 USPTO under any law are received during fiscal year
19 2021, so as to result in a fiscal year 2021 appropriation
20 from the general fund estimated at \$0: *Provided further*,
21 That during fiscal year 2021, should the total amount of
22 such offsetting collections be less than \$3,695,295,000,
23 this amount shall be reduced accordingly: *Provided fur-*
24 *ther*, That any amount received in excess of
25 \$3,695,295,000 in fiscal year 2021 and deposited in the

1 Patent and Trademark Fee Reserve Fund shall remain
2 available until expended: *Provided further*, That the Direc-
3 tor of USPTO shall submit a spending plan to the Com-
4 mittees on Appropriations of the House of Representatives
5 and the Senate for any amounts made available by the
6 preceding proviso and such spending plan shall be treated
7 as a reprogramming under section 505 of this Act and
8 shall not be available for obligation or expenditure except
9 in compliance with the procedures set forth in that section:
10 *Provided further*, That any amounts reprogrammed in ac-
11 cordance with the preceding proviso shall be transferred
12 to the United States Patent and Trademark Office “Sala-
13 ries and Expenses” account: *Provided further*, That the
14 budget of the President submitted for fiscal year 2022
15 under section 1105 of title 31, United States Code, shall
16 include within amounts provided under this heading for
17 necessary expenses of the USPTO any increases that are
18 expected to result from an increase promulgated through
19 rule or regulation in offsetting collections of fees and sur-
20 charges assessed and collected by the USPTO under any
21 law in either fiscal year 2021 or fiscal year 2022: *Provided*
22 *further*, That if, subsequent to the transmittal of the budg-
23 et of the President submitted for fiscal year 2022 under
24 section 1105 of title 31, United States Code, increases are
25 expected to result from an increase in offsetting collections

1 of fees and surcharges, as described in the previous pro-
2 viso, an amendment to the Budget shall be transmitted
3 to reflect such increases within amounts provided under
4 this heading for necessary expenses of the USPTO: *Pro-*
5 *vided further*, That the Director of the USPTO shall sub-
6 mit a report to the Committees on Appropriations of the
7 House of Representatives and the Senate, no later than
8 June 30, 2021, which details USPTO’s projected expenses
9 for fiscal year 2022, broken out by business unit, fiscal
10 quarter, and object class: *Provided further*, That from
11 amounts provided herein, not to exceed \$900 shall be
12 made available in fiscal year 2021 for official reception
13 and representation expenses: *Provided further*, That in fis-
14 cal year 2021 from the amounts made available for “Sala-
15 ries and Expenses” for the USPTO, the amounts nec-
16 essary to pay (1) the difference between the percentage
17 of basic pay contributed by the USPTO and employees
18 under section 8334(a) of title 5, United States Code, and
19 the normal cost percentage (as defined by section
20 8331(17) of that title) as provided by the Office of Per-
21 sonnel Management (OPM) for USPTO’s specific use, of
22 basic pay, of employees subject to subchapter III of chap-
23 ter 83 of that title, and (2) the present value of the other-
24 wise unfunded accruing costs, as determined by OPM for
25 USPTO’s specific use of post-retirement life insurance

1 and post-retirement health benefits coverage for all
2 USPTO employees who are enrolled in Federal Employees
3 Health Benefits (FEHB) and Federal Employees Group
4 Life Insurance (FEGLI), shall be transferred to the Civil
5 Service Retirement and Disability Fund, the FEGLI
6 Fund, and the Employees FEHB Fund, as appropriate,
7 and shall be available for the authorized purposes of those
8 accounts: *Provided further*, That any differences between
9 the present value factors published in OPM's yearly 300
10 series benefit letters and the factors that OPM provides
11 for USPTO's specific use shall be recognized as an im-
12 puted cost on USPTO's financial statements, where appli-
13 cable: *Provided further*, That, notwithstanding any other
14 provision of law, all fees and surcharges assessed and col-
15 lected by USPTO are available for USPTO only pursuant
16 to section 42(c) of title 35, United States Code, as amend-
17 ed by section 22 of the Leahy-Smith America Invents Act
18 (Public Law 112-29): *Provided further*, That within the
19 amounts appropriated, \$2,000,000 shall be transferred to
20 the "Office of Inspector General" account for activities as-
21 sociated with carrying out investigations and audits re-
22 lated to the USPTO.

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

4 For necessary expenses of the National Institute of
5 Standards and Technology (NIST), \$786,500,000, to re-
6 main available until expended, of which not to exceed
7 \$9,000,000 may be transferred to the “Working Capital
8 Fund”: *Provided*, That not to exceed \$5,000 shall be for
9 official reception and representation expenses: *Provided*
10 *further*, That NIST may provide local transportation for
11 summer undergraduate research fellowship program par-
12 ticipants.

13 INDUSTRIAL TECHNOLOGY SERVICES

14 For necessary expenses for industrial technology
15 services, \$165,500,000, to remain available until ex-
16 pended, of which \$149,500,000 shall be for the Hollings
17 Manufacturing Extension Partnership, and of which
18 \$16,000,000 shall be for the National Network for Manu-
19 facturing Innovation (also known as “Manufacturing
20 USA”).

21 CONSTRUCTION OF RESEARCH FACILITIES

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

1 nology, as authorized by sections 13 through 15 of the
2 National Institute of Standards and Technology Act (15
3 U.S.C. 278c–278e), \$98,000,000, to remain available until
4 expended: *Provided*, That the Secretary of Commerce shall
5 include in the budget justification materials for fiscal year
6 2022 that the Secretary submits to Congress in support
7 of the Department of Commerce budget (as submitted
8 with the budget of the President under section 1105(a)
9 of title 31, United States Code) an estimate for each Na-
10 tional Institute of Standards and Technology construction
11 project having a total multi-year program cost of more
12 than \$5,000,000, and simultaneously the budget justifica-
13 tion materials shall include an estimate of the budgetary
14 requirements for each such project for each of the 5 subse-
15 quent fiscal years.

16 NATIONAL OCEANIC AND ATMOSPHERIC
17 ADMINISTRATION
18 OPERATIONS, RESEARCH, AND FACILITIES
19 (INCLUDING TRANSFER OF FUNDS)

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

1 the purposes of conducting activities pursuant to coopera-
2 tive agreements; and relocation of facilities,
3 \$3,807,958,000, to remain available until September 30,
4 2022: *Provided*, That fees and donations received by the
5 National Ocean Service for the management of national
6 marine sanctuaries may be retained and used for the sala-
7 ries and expenses associated with those activities, notwith-
8 standing section 3302 of title 31, United States Code: *Pro-*
9 *vided further*, That in addition, \$246,171,000 shall be de-
10 rived by transfer from the fund entitled “Promote and De-
11 velop Fishery Products and Research Pertaining to Amer-
12 ican Fisheries”, which shall only be used for fishery activi-
13 ties related to the Saltonstall-Kennedy Grant Program;
14 Fisheries Data Collections, Surveys and Assessments;
15 Fisheries Management Programs and Services; and Inter-
16 jurisdictional Fisheries Grants: *Provided further*, That not
17 to exceed \$66,389,000 shall be for payment to the “De-
18 partment of Commerce Working Capital Fund”: *Provided*
19 *further*, That of the \$4,071,629,000 provided for in direct
20 obligations under this heading, \$3,807,958,000 is appro-
21 priated from the general fund, \$246,171,000 is provided
22 by transfer, and \$17,500,000 is derived from recoveries
23 of prior year obligations: *Provided further*, That any devi-
24 ation from the amounts designated for specific activities
25 in the explanatory statement accompanying this Act, or

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

10 PROCUREMENT, ACQUISITION AND CONSTRUCTION

11 (INCLUDING TRANSFER OF FUNDS)

12 For procurement, acquisition and construction of
13 capital assets, including alteration and modification costs,
14 of the National Oceanic and Atmospheric Administration,
15 \$1,537,558,000, to remain available until September 30,
16 2023, except that funds provided for acquisition and con-
17 struction of vessels and aircraft, and construction of facili-
18 ties shall remain available until expended: *Provided*, That
19 of the \$1,550,558,000 provided for in direct obligations
20 under this heading, \$1,537,558,000 is appropriated from
21 the general fund and \$13,000,000 is provided from recov-
22 eries of prior year obligations: *Provided further*, That any
23 deviation from the amounts designated for specific activi-
24 ties in the explanatory statement accompanying this Act,
25 or any use of deobligated balances of funds provided under

1 this heading in previous years, shall be subject to the pro-
2 cedures set forth in section 505 of this Act: *Provided fur-*
3 *ther*, That the Secretary of Commerce shall include in
4 budget justification materials for fiscal year 2022 that the
5 Secretary submits to Congress in support of the Depart-
6 ment of Commerce budget (as submitted with the budget
7 of the President under section 1105(a) of title 31, United
8 States Code) an estimate for each National Oceanic and
9 Atmospheric Administration procurement, acquisition or
10 construction project having a total of more than
11 \$5,000,000 and simultaneously the budget justification
12 shall include an estimate of the budgetary requirements
13 for each such project for each of the 5 subsequent fiscal
14 years: *Provided further*, That, within the amounts appro-
15 priated, \$2,000,000 shall be transferred to the “Office of
16 Inspector General” account for activities associated with
17 carrying out investigations and audits related to satellite
18 procurement, acquisition and construction.

19 PACIFIC COASTAL SALMON RECOVERY

20 For necessary expenses associated with the restora-
21 tion of Pacific salmon populations, \$65,000,000, to re-
22 main available until September 30, 2022: *Provided*, That,
23 of the funds provided herein, the Secretary of Commerce
24 may issue grants to the States of Washington, Oregon,
25 Idaho, Nevada, California, and Alaska, and to the Feder-

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

16 FISHERMEN'S CONTINGENCY FUND

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

21 FISHERIES FINANCE PROGRAM ACCOUNT

22 Subject to section 502 of the Congressional Budget
23 Act of 1974, during fiscal year 2021, obligations of direct
24 loans may not exceed \$24,000,000 for Individual Fishing
25 Quota loans and not to exceed \$100,000,000 for tradi-

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

3 DEPARTMENTAL MANAGEMENT

4 SALARIES AND EXPENSES

5 For necessary expenses for the management of the
6 Department of Commerce provided for by law, including
7 not to exceed \$4,500 for official reception and representa-
8 tion, \$73,000,000: *Provided*, That no employee of the De-
9 partment of Commerce may be detailed or assigned from
10 a bureau or office funded by this Act or any other Act
11 to offices within the Office of the Secretary of the Depart-
12 ment of Commerce for more than 30 days in a fiscal year
13 unless the individual's employing bureau or office is fully
14 reimbursed for the salary and expenses of the employee
15 for the entire period of assignment using funds provided
16 under this heading. *Provided further*, That amounts made
17 available to the Department of Commerce in this or any
18 prior Act may not be transferred pursuant to section 508
19 of this or any prior Act to the account funded under this
20 heading.

21 RENOVATION AND MODERNIZATION

22 For necessary expenses for the renovation and mod-
23 ernization of the Herbert C. Hoover Building, \$1,000,000,
24 to remain available until expended.

1 NONRECURRING EXPENSES FUND

2 For necessary expenses for a business application
3 system modernization, \$30,000,000, to remain available
4 until September 30, 2023: *Provided*, That amounts in the
5 Department of Commerce Nonrecurring Expenses Fund
6 may be obligated only after the Committees on Appropria-
7 tions of the House of Representatives and the Senate are
8 notified at least 15 days in advance of the planned use
9 of funds.

10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector
12 General in carrying out the provisions of the Inspector
13 General Act of 1978 (5 U.S.C. App.), \$34,000,000: *Pro-*
14 *vided*, That notwithstanding section 6413 of the Middle
15 Class Tax Relief and Job Creation Act of 2012 (Public
16 Law 112–96), an additional \$2,000,000, to remain avail-
17 able until expended, shall be derived from the Public Safe-
18 ty Trust Fund for activities associated with carrying out
19 investigations and audits related to the First Responder
20 Network Authority (FirstNet).

21 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

22 (INCLUDING TRANSFER OF FUNDS)

23 SEC. 101. During the current fiscal year, applicable
24 appropriations and funds made available to the Depart-
25 ment of Commerce by this Act shall be available for the

1 activities specified in the Act of October 26, 1949 (15
2 U.S.C. 1514), to the extent and in the manner prescribed
3 by the Act, and, notwithstanding 31 U.S.C. 3324, may
4 be used for advanced payments not otherwise authorized
5 only upon the certification of officials designated by the
6 Secretary of Commerce that such payments are in the
7 public interest.

8 SEC. 102. During the current fiscal year, appropria-
9 tions made available to the Department of Commerce by
10 this Act for salaries and expenses shall be available for
11 hire of passenger motor vehicles as authorized by 31
12 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
13 3109; and uniforms or allowances therefor, as authorized
14 by law (5 U.S.C. 5901–5902).

15 SEC. 103. Not to exceed 5 percent of any appropria-
16 tion made available for the current fiscal year for the De-
17 partment of Commerce 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: *Provided*, That any transfer pursuant to this section
21 shall be treated as a reprogramming of funds under sec-
22 tion 505 of this Act and shall not be available for obliga-
23 tion or expenditure except in compliance with the proce-
24 dures set forth in that section: *Provided further*, That the
25 Secretary of Commerce shall notify the Committees on Ap-

1 appropriations at least 15 days in advance of the acquisition
2 or disposal of any capital asset (including land, structures,
3 and equipment) not specifically provided for in this Act
4 or any other law appropriating funds for the Department
5 of Commerce.

6 SEC. 104. The requirements set forth by section 105
7 of the Commerce, Justice, Science, and Related Agencies
8 Appropriations Act, 2012 (Public Law 112–55), as
9 amended by section 105 of title I of division B of Public
10 Law 113–6, are hereby adopted by reference and made
11 applicable with respect to fiscal year 2021: *Provided*, That
12 the life cycle cost for the Joint Polar Satellite System is
13 \$11,322,125,000, the life cycle cost of the Polar Follow-
14 On Program is \$6,837,900,000, the life cycle cost for the
15 Geostationary Operational Environmental Satellite R-Se-
16 ries Program is \$11,700,100,000, and the life cycle cost
17 for the Space Weather Follow On Program is
18 \$692,800,000.

19 SEC. 105. Notwithstanding any other provision of
20 law, the Secretary of Commerce may furnish services (in-
21 cluding but not limited to utilities, telecommunications,
22 and security services) necessary to support the operation,
23 maintenance, and improvement of space that persons,
24 firms, or organizations are authorized, pursuant to the
25 Public Buildings Cooperative Use Act of 1976 or other

1 authority, to use or occupy in the Herbert C. Hoover
2 Building, Washington, DC, or other buildings, the mainte-
3 nance, operation, and protection of which has been dele-
4 gated to the Secretary from the Administrator of General
5 Services pursuant to the Federal Property and Adminis-
6 trative Services Act of 1949 on a reimbursable or non-
7 reimbursable basis. Amounts received as reimbursement
8 for services provided under this section or the authority
9 under which the use or occupancy of the space is author-
10 ized, up to \$200,000, shall be credited to the appropria-
11 tion or fund which initially bears the costs of such services.

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

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

1 statute administered by the National Oceanic and Atmos-
2 pheric Administration.

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

13 SEC. 109. To carry out the responsibilities of the Na-
14 tional Oceanic and Atmospheric Administration (NOAA),
15 the Administrator of NOAA is authorized to: (1) enter
16 into grants and cooperative agreements with; (2) use on
17 a non-reimbursable basis land, services, equipment, per-
18 sonnel, and facilities provided by; and (3) receive and ex-
19 pend funds made available on a consensual basis from: a
20 Federal agency, State or subdivision thereof, local govern-
21 ment, tribal government, territory, or possession or any
22 subdivisions thereof: *Provided*, That funds received for
23 permitting and related regulatory activities pursuant to
24 this section shall be deposited under the heading "Na-
25 tional Oceanic and Atmospheric Administration—Oper-

1 ations, Research, and Facilities” and shall remain avail-
2 able until September 30, 2022, for such purposes: *Pro-*
3 *vided further*, That all funds within this section and their
4 corresponding uses are subject to section 505 of this Act.

5 SEC. 110. Amounts provided by this Act or by any
6 prior appropriations Act that remain available for obliga-
7 tion, for necessary expenses of the programs of the Eco-
8 nomics and Statistics Administration of the Department
9 of Commerce, including amounts provided for programs
10 of the Bureau of Economic Analysis and the Bureau of
11 the Census, shall be available for expenses of cooperative
12 agreements with appropriate entities, including any Fed-
13 eral, State, or local governmental unit, or institution of
14 higher education, to aid and promote statistical, research,
15 and methodology activities which further the purposes for
16 which such amounts have been made available.

17 This title may be cited as the “Department of Com-
18 merce Appropriations Act, 2021”.

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

5 For expenses necessary for the administration of the
6 Department of Justice, \$116,740,000, of which not to ex-
7 ceed \$4,000,000 for security and construction of Depart-
8 ment of Justice facilities shall remain available until ex-
9 pended.

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

12 For necessary expenses for information sharing tech-
13 nology, including planning, development, deployment and
14 departmental direction, \$34,064,000, to remain available
15 until expended: *Provided*, That the Attorney General may
16 transfer up to \$40,000,000 to this account, from funds
17 available to the Department of Justice for information
18 technology, to remain available until expended, for enter-
19 prise-wide information technology initiatives: *Provided fur-*
20 *ther*, That the transfer authority in the preceding proviso
21 is in addition to any other transfer authority contained
22 in this Act: *Provided further*, That any transfer pursuant
23 to the first proviso shall be treated as a reprogramming
24 under section 505 of this Act and shall not be available

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

3 EXECUTIVE OFFICE FOR IMMIGRATION REVIEW

4 (INCLUDING TRANSFER OF FUNDS)

5 For expenses necessary for the administration of im-
6 migration-related activities of the Executive Office for Im-
7 migration Review, \$734,000,000, of which \$4,000,000
8 shall be derived by transfer from the Executive Office for
9 Immigration Review fees deposited in the “Immigration
10 Examinations Fee” account, and of which not less than
11 \$20,000,000 shall be available for services and activities
12 provided by the Legal Orientation Program: *Provided,*
13 That not to exceed \$35,000,000 of the total amount made
14 available under this heading shall remain available until
15 expended.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector
18 General, \$110,565,000, including not to exceed \$10,000
19 to meet unforeseen emergencies of a confidential char-
20 acter: *Provided,* That not to exceed \$4,000,000 shall re-
21 main available until September 30, 2022.

22 UNITED STATES PAROLE COMMISSION

23 SALARIES AND EXPENSES

24 For necessary expenses of the United States Parole
25 Commission as authorized, \$13,539,000: *Provided,* That

1 standing section 205 of this Act, upon a determination
2 by the Attorney General that emergent circumstances re-
3 quire additional funding for litigation activities of the Civil
4 Division, the Attorney General may transfer such amounts
5 to “Salaries and Expenses, General Legal Activities” from
6 available appropriations for the current fiscal year for the
7 Department of Justice, as may be necessary to respond
8 to such circumstances: *Provided further*, That any transfer
9 pursuant to the preceding proviso shall be treated as a
10 reprogramming under section 505 of this Act and shall
11 not be available for obligation or expenditure except in
12 compliance with the procedures set forth in that section:
13 *Provided further*, That of the amount appropriated, such
14 sums as may be necessary shall be available to the Civil
15 Rights Division for salaries and expenses associated with
16 the election monitoring program under section 8 of the
17 Voting Rights Act of 1965 (52 U.S.C. 10305) and to reim-
18 burse the Office of Personnel Management for such sala-
19 ries and expenses: *Provided further*, That of the amounts
20 provided under this heading for the election monitoring
21 program, \$3,390,000 shall remain available until ex-
22 pended: *Provided further*, That of the amount appro-
23 priated, not less than \$195,754,000 shall be available for
24 the Criminal Division, including related expenses for the
25 Mutual Legal Assistance Treaty Program.

1 In addition, for expenses of the Department of Jus-
2 tice associated with processing cases under the National
3 Childhood Vaccine Injury Act of 1986, not to exceed
4 \$15,000,000, to be appropriated from the Vaccine Injury
5 Compensation Trust Fund and to remain available until
6 expended.

7 SALARIES AND EXPENSES, ANTITRUST DIVISION

8 For expenses necessary for the enforcement of anti-
9 trust and kindred laws, \$188,524,000, to remain available
10 until expended: *Provided*, That notwithstanding any other
11 provision of law, fees collected for premerger notification
12 filings under the Hart-Scott-Rodino Antitrust Improve-
13 ments Act of 1976 (15 U.S.C. 18a), regardless of the year
14 of collection (and estimated to be \$150,000,000 in fiscal
15 year 2021), shall be retained and used for necessary ex-
16 penses in this appropriation, and shall remain available
17 until expended: *Provided further*, That the sum herein ap-
18 propriated from the general fund shall be reduced as such
19 offsetting collections are received during fiscal year 2021,
20 so as to result in a final fiscal year 2021 appropriation
21 from the general fund estimated at \$38,524,000.

22 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

23 For necessary expenses of the Offices of the United
24 States Attorneys, including inter-governmental and coop-
25 erative agreements, \$2,337,177,000: *Provided*, That of the

1 total amount appropriated, not to exceed \$7,200 shall be
2 available for official reception and representation ex-
3 penses: *Provided further*, That not to exceed \$25,000,000
4 shall remain available until expended: *Provided further*,
5 That each United States Attorney shall establish or par-
6 ticipate in a task force on human trafficking.

7 UNITED STATES TRUSTEE SYSTEM FUND

8 For necessary expenses of the United States Trustee
9 Program, as authorized, \$232,361,000, to remain avail-
10 able until expended: *Provided*, That, notwithstanding any
11 other provision of law, deposits to the United States
12 Trustee System Fund and amounts herein appropriated
13 shall be available in such amounts as may be necessary
14 to pay refunds due depositors: *Provided further*, That, not-
15 withstanding any other provision of law, fees deposited
16 into the Fund pursuant to section 589a(b) of title 28,
17 United States Code (as limited by section 1004(b) of the
18 Bankruptcy Judgeship Act of 2017 (division B of Public
19 Law 115–72)), shall be retained and used for necessary
20 expenses in this appropriation and shall remain available
21 until expended: *Provided further*, That to the extent that
22 fees deposited into the Fund in fiscal year 2021, net of
23 amounts necessary to pay refunds due depositors, exceed
24 \$232,361,000, those excess amounts shall be available in
25 future fiscal years only to the extent provided in advance

1 in appropriations Acts: *Provided further*, That the sum
2 herein appropriated from the general fund shall be re-
3 duced (1) as such fees are received during fiscal year
4 2021, net of amounts necessary to pay refunds due deposi-
5 tors, (estimated at \$318,000,000) and (2) to the extent
6 that any remaining general fund appropriations can be de-
7 rived from amounts deposited in the Fund in previous fis-
8 cal years that are not otherwise appropriated, so as to re-
9 sult in a final fiscal year 2021 appropriation from the gen-
10 eral fund estimated at \$0.

11 SALARIES AND EXPENSES, FOREIGN CLAIMS

12 SETTLEMENT COMMISSION

13 For expenses necessary to carry out the activities of
14 the Foreign Claims Settlement Commission, including
15 services as authorized by section 3109 of title 5, United
16 States Code, \$2,366,000.

17 FEES AND EXPENSES OF WITNESSES

18 For fees and expenses of witnesses, for expenses of
19 contracts for the procurement and supervision of expert
20 witnesses, for private counsel expenses, including ad-
21 vances, and for expenses of foreign counsel, \$270,000,000,
22 to remain available until expended, of which not to exceed
23 \$16,000,000 is for construction of buildings for protected
24 witness safesites; not to exceed \$3,000,000 is for the pur-
25 chase and maintenance of armored and other vehicles for

1 witness security caravans; and not to exceed \$25,000,000
2 is for the purchase, installation, maintenance, and up-
3 grade of secure telecommunications equipment and a se-
4 cure automated information network to store and retrieve
5 the identities and locations of protected witnesses: *Pro-*
6 *vided*, That amounts made available under this heading
7 may not be transferred pursuant to section 205 of this
8 Act.

9 SALARIES AND EXPENSES, COMMUNITY RELATIONS

10 SERVICE

11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses of the Community Relations
13 Service, \$16,500,000: *Provided*, That notwithstanding sec-
14 tion 205 of this Act, upon a determination by the Attorney
15 General that emergent circumstances require additional
16 funding for conflict resolution and violence prevention ac-
17 tivities of the Community Relations Service, the Attorney
18 General may transfer such amounts to the Community Re-
19 lations Service, from available appropriations for the cur-
20 rent fiscal year for the Department of Justice, as may be
21 necessary to respond to such circumstances: *Provided fur-*
22 *ther*, That any transfer pursuant to the preceding proviso
23 shall be treated as a reprogramming under section 505
24 of this Act and shall not be available for obligation or ex-

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

3 ASSETS FORFEITURE FUND

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

8 UNITED STATES MARSHALS SERVICE

9 SALARIES AND EXPENSES

10 For necessary expenses of the United States Mar-
11 shals Service, \$1,490,000,000, of which not to exceed
12 \$6,000 shall be available for official reception and rep-
13 resentation expenses, and not to exceed \$25,000,000 shall
14 remain available until expended.

15 CONSTRUCTION

16 For construction in space that is controlled, occupied,
17 or utilized by the United States Marshals Service for pris-
18 oner holding and related support, \$15,000,000, to remain
19 available until expended.

20 FEDERAL PRISONER DETENTION

21 For necessary expenses related to United States pris-
22 oners in the custody of the United States Marshals Service
23 as authorized by section 4013 of title 18, United States
24 Code, \$2,200,609,000, to remain available until expended:
25 *Provided*, That not to exceed \$20,000,000 shall be consid-

1 ered “funds appropriated for State and local law enforce-
2 ment assistance” pursuant to section 4013(b) of title 18,
3 United States Code: *Provided further*, That the United
4 States Marshals Service shall be responsible for managing
5 the Justice Prisoner and Alien Transportation System.

6 NATIONAL SECURITY DIVISION

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFER OF FUNDS)

9 For expenses necessary to carry out the activities of
10 the National Security Division, \$117,451,000, of which
11 not to exceed \$5,000,000 for information technology sys-
12 tems shall remain available until expended: *Provided*, That
13 notwithstanding section 205 of this Act, upon a deter-
14 mination by the Attorney General that emergent cir-
15 cumstances require additional funding for the activities of
16 the National Security Division, the Attorney General may
17 transfer such amounts to this heading from available ap-
18 propriations for the current fiscal year for the Department
19 of Justice, as may be necessary to respond to such cir-
20 cumstances: *Provided further*, That any transfer pursuant
21 to the preceding proviso shall be treated as a reprogram-
22 ming under section 505 of this Act and shall not be avail-
23 able for obligation or expenditure except in compliance
24 with the procedures set forth in that section.

1 INTERAGENCY LAW ENFORCEMENT

2 INTERAGENCY CRIME AND DRUG ENFORCEMENT

3 For necessary expenses for the identification, inves-
4 tigation, and prosecution of individuals associated with the
5 most significant drug trafficking organizations,
6 transnational organized crime, and money laundering or-
7 ganizations not otherwise provided for, to include inter-
8 governmental agreements with State and local law en-
9 forcement agencies engaged in the investigation and pros-
10 ecution of individuals involved in transnational organized
11 crime and drug trafficking, \$550,458,000, of which
12 \$50,000,000 shall remain available until expended: *Pro-*
13 *vided*, That any amounts obligated from appropriations
14 under this heading may be used under authorities avail-
15 able to the organizations reimbursed from this appropria-
16 tion.

17 FEDERAL BUREAU OF INVESTIGATION

18 SALARIES AND EXPENSES

19 For necessary expenses of the Federal Bureau of In-
20 vestigation for detection, investigation, and prosecution of
21 crimes against the United States, \$9,748,686,000, of
22 which not to exceed \$216,900,000 shall remain available
23 until expended: *Provided*, That not to exceed \$284,000
24 shall be available for official reception and representation
25 expenses.

1 CONSTRUCTION

2 For necessary expenses, to include the cost of equip-
3 ment, furniture, and information technology requirements,
4 related to construction or acquisition of buildings, facili-
5 ties, and sites by purchase, or as otherwise authorized by
6 law; conversion, modification, and extension of federally
7 owned buildings; preliminary planning and design of
8 projects; and operation and maintenance of secure work
9 environment facilities and secure networking capabilities;
10 \$566,100,000, to remain available until expended.

11 DRUG ENFORCEMENT ADMINISTRATION

12 SALARIES AND EXPENSES

13 For necessary expenses of the Drug Enforcement Ad-
14 ministration, including not to exceed \$70,000 to meet un-
15 foreseen emergencies of a confidential character pursuant
16 to section 530C of title 28, United States Code; and ex-
17 penses for conducting drug education and training pro-
18 grams, including travel and related expenses for partici-
19 pants in such programs and the distribution of items of
20 token value that promote the goals of such programs,
21 \$2,341,263,000, of which not to exceed \$75,000,000 shall
22 remain available until expended and not to exceed \$90,000
23 shall be available for official reception and representation
24 expenses.

1 CONSTRUCTION

2 For necessary expenses, to include the cost of prelimi-
3 nary planning and design, equipment, furniture, and infor-
4 mation technology requirements, related to the construc-
5 tion or acquisition of buildings, facilities, and sites by pur-
6 chase, or as otherwise authorized by law, for the addition
7 of a laboratory and warehouse to meet the demand of test-
8 ing synthetic drugs, including fentanyl, \$50,000,000, to
9 remain available until expended.

10 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

11 EXPLOSIVES

12 SALARIES AND EXPENSES

13 For necessary expenses of the Bureau of Alcohol, To-
14 bacco, Firearms and Explosives, for training of State and
15 local law enforcement agencies with or without reimburse-
16 ment, including training in connection with the training
17 and acquisition of canines for explosives and fire
18 accelerants detection, and for provision of laboratory as-
19 sistance to State and local law enforcement agencies, with
20 or without reimbursement, \$1,448,887,000, of which not
21 to exceed \$36,000 shall be for official reception and rep-
22 resentation expenses, not to exceed \$1,000,000 shall be
23 available for the payment of attorneys' fees as provided
24 by section 924(d)(2) of title 18, United States Code, and
25 not to exceed \$25,000,000 shall remain available until ex-

1 pended: *Provided*, That none of the funds appropriated
2 herein shall be available to investigate or act upon applica-
3 tions for relief from Federal firearms disabilities under
4 section 925(c) of title 18, United States Code: *Provided*
5 *further*, That such funds shall be available to investigate
6 and act upon applications filed by corporations for relief
7 from Federal firearms disabilities under section 925(c) of
8 title 18, United States Code: *Provided further*, That no
9 funds made available by this or any other Act may be used
10 to transfer the functions, missions, or activities of the Bu-
11 reau of Alcohol, Tobacco, Firearms and Explosives to
12 other agencies or Departments.

13 FEDERAL PRISON SYSTEM

14 SALARIES AND EXPENSES

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses of the Federal Prison System
17 for the administration, operation, and maintenance of
18 Federal penal and correctional institutions, and for the
19 provision of technical assistance and advice on corrections
20 related issues to foreign governments, \$7,656,750,000 of
21 which not less than \$409,483,000 shall be for the pro-
22 grams and activities authorized by the First Step Act of
23 2018 (Public Law 115–391): *Provided*, That the Attorney
24 General may transfer to the Department of Health and
25 Human Services such amounts as may be necessary for

1 direct expenditures by that Department for medical relief
2 for inmates of Federal penal and correctional institutions:
3 *Provided further*, That the Director of the Federal Prison
4 System, where necessary, may enter into contracts with
5 a fiscal agent or fiscal intermediary claims processor to
6 determine the amounts payable to persons who, on behalf
7 of the Federal Prison System, furnish health services to
8 individuals committed to the custody of the Federal Prison
9 System: *Provided further*, That not to exceed \$5,400 shall
10 be available for official reception and representation ex-
11 penses: *Provided further*, That not to exceed \$50,000,000
12 shall remain available until expended for necessary oper-
13 ations: *Provided further*, That, of the amounts provided
14 for contract confinement, not to exceed \$20,000,000 shall
15 remain available until expended to make payments in ad-
16 vance for grants, contracts and reimbursable agreements,
17 and other expenses: *Provided further*, That the Director
18 of the Federal Prison System may accept donated prop-
19 erty and services relating to the operation of the prison
20 card program from a not-for-profit entity which has oper-
21 ated such program in the past, notwithstanding the fact
22 that such not-for-profit entity furnishes services under
23 contracts to the Federal Prison System relating to the op-
24 eration of pre-release services, halfway houses, or other
25 custodial facilities.

1 BUILDINGS AND FACILITIES

2 For planning, acquisition of sites, and construction
3 of new facilities; purchase and acquisition of facilities and
4 remodeling, and equipping of such facilities for penal and
5 correctional use, including all necessary expenses incident
6 thereto, by contract or force account; and constructing,
7 remodeling, and equipping necessary buildings and facili-
8 ties at existing penal and correctional institutions, includ-
9 ing all necessary expenses incident thereto, by contract or
10 force account, \$127,000,000, to remain available until ex-
11 pended: *Provided*, That labor of United States prisoners
12 may be used for work performed under this appropriation.

13 FEDERAL PRISON INDUSTRIES, INCORPORATED

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

22 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL
23 PRISON INDUSTRIES, INCORPORATED

24 Not to exceed \$2,700,000 of the funds of the Federal
25 Prison Industries, Incorporated, shall be available for its

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

13 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

14 OFFICE ON VIOLENCE AGAINST WOMEN

15 VIOLENCE AGAINST WOMEN PREVENTION AND

16 PROSECUTION PROGRAMS

17 (INCLUDING TRANSFER OF FUNDS)

18 For grants, contracts, cooperative agreements, and
19 other assistance for the prevention and prosecution of vio-
20 lence against women, as authorized by the Omnibus Crime
21 Control and Safe Streets Act of 1968 (34 U.S.C. 10101
22 et seq.) ("the 1968 Act"); the Violent Crime Control and
23 Law Enforcement Act of 1994 (Public Law 103-322)
24 ("the 1994 Act"); the Victims of Child Abuse Act of 1990
25 (Public Law 101-647) ("the 1990 Act"); the Prosecu-

1 torial Remedies and Other Tools to end the Exploitation
2 of Children Today Act of 2003 (Public Law 108–21); the
3 Juvenile Justice and Delinquency Prevention Act of 1974
4 (34 U.S.C. 11101 et seq.) (“the 1974 Act”); the Victims
5 of Trafficking and Violence Protection Act of 2000 (Public
6 Law 106–386) (“the 2000 Act”); the Violence Against
7 Women and Department of Justice Reauthorization Act
8 of 2005 (Public Law 109–162) (“the 2005 Act”); the Vio-
9 lence Against Women Reauthorization Act of 2013 (Public
10 Law 113–4) (“the 2013 Act”); the Rape Survivor Child
11 Custody Act of 2015 (Public Law 114–22) (“the 2015
12 Act”); and the Abolish Human Trafficking Act (Public
13 Law 115–392); and for related victims services,
14 \$513,500,000, to remain available until expended, of
15 which \$445,000,000 shall be derived by transfer from
16 amounts available for obligation in this Act from the Fund
17 established by section 1402 of chapter XIV of title II of
18 Public Law 98–473 (34 U.S.C. 20101), notwithstanding
19 section 1402(d) of such Act of 1984, and merged with the
20 amounts otherwise made available under this heading:
21 *Provided*, That except as otherwise provided by law, not
22 to exceed 5 percent of funds made available under this
23 heading may be used for expenses related to evaluation,
24 training, and technical assistance: *Provided further*, That
25 any balances remaining available from prior year appro-

1 priations under this heading for tracking violence against
2 Indian women, as authorized by section 905 of the 2005
3 Act, shall also be available to enhance the ability of tribal
4 government entities to access, enter information into, and
5 obtain information from, Federal criminal information
6 databases, as authorized by section 534 of title 28, United
7 States Code: *Provided further*, That some or all of such
8 balances may be transferred, at the discretion of the At-
9 torney General, to “General Administration, Justice Infor-
10 mation Sharing Technology” for the tribal access program
11 for national crime information in furtherance of this pur-
12 pose: *Provided further*, That the authority to transfer
13 funds under the previous proviso shall be in addition to
14 any other transfer authority contained in this Act: *Pro-*
15 *vided further*, That of the amount provided—

16 (1) \$215,000,000 is for grants to combat vio-
17 lence against women, as authorized by part T of the
18 1968 Act;

19 (2) \$40,000,000 is for transitional housing as-
20 sistance grants for victims of domestic violence, dat-
21 ing violence, stalking, or sexual assault as authorized
22 by section 40299 of the 1994 Act;

23 (3) \$2,500,000 is for the National Institute of
24 Justice and the Bureau of Justice Statistics for re-
25 search, evaluation, and statistics of violence against

1 women and related issues addressed by grant pro-
2 grams of the Office on Violence Against Women,
3 which shall be transferred to “Research, Evaluation
4 and Statistics” for administration by the Office of
5 Justice Programs;

6 (4) \$12,500,000 is for a grant program to pro-
7 vide services to advocate for and respond to youth
8 victims of domestic violence, dating violence, sexual
9 assault, and stalking; assistance to children and
10 youth exposed to such violence; programs to engage
11 men and youth in preventing such violence; and as-
12 sistance to middle and high school students through
13 education and other services related to such violence:
14 *Provided*, That unobligated balances available for
15 the programs authorized by sections 41201, 41204,
16 41303, and 41305 of the 1994 Act, prior to its
17 amendment by the 2013 Act, shall be available for
18 this program: *Provided further*, That 10 percent of
19 the total amount available for this grant program
20 shall be available for grants under the program au-
21 thorized by section 2015 of the 1968 Act: *Provided*
22 *further*, That the definitions and grant conditions in
23 section 40002 of the 1994 Act shall apply to this
24 program;

1 (5) \$53,000,000 is for grants to encourage ar-
2 rest policies as authorized by part U of the 1968
3 Act, of which \$4,000,000 is for a homicide reduction
4 initiative;

5 (6) \$40,000,000 is for sexual assault victims
6 assistance, as authorized by section 41601 of the
7 1994 Act;

8 (7) \$45,000,000 is for rural domestic violence
9 and child abuse enforcement assistance grants, as
10 authorized by section 40295 of the 1994 Act;

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

14 (9) \$47,000,000 is for legal assistance for vic-
15 tims, as authorized by section 1201 of the 2000 Act;

16 (10) \$5,500,000 is for enhanced training and
17 services to end violence against and abuse of women
18 in later life, as authorized by section 40801 of the
19 1994 Act;

20 (11) \$19,000,000 is for grants to support fami-
21 lies in the justice system, as authorized by section
22 1301 of the 2000 Act: *Provided*, That unobligated
23 balances available for the programs authorized by
24 section 1301 of the 2000 Act and section 41002 of

1 the 1994 Act, prior to their amendment by the 2013
2 Act, shall be available for this program;

3 (12) \$6,500,000 is for education and training
4 to end violence against and abuse of women with
5 disabilities, as authorized by section 1402 of the
6 2000 Act;

7 (13) \$1,000,000 is for the National Resource
8 Center on Workplace Responses to assist victims of
9 domestic violence, as authorized by section 41501 of
10 the 1994 Act;

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

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

21 (16) \$4,000,000 is for grants to assist tribal
22 governments in exercising special domestic violence
23 criminal jurisdiction, as authorized by section 904 of
24 the 2013 Act: *Provided*, That the grant conditions in

1 section 40002(b) of the 1994 Act shall apply to this
2 program; and

3 (17) \$1,000,000 is for the purposes authorized
4 under the 2015 Act.

5 OFFICE OF JUSTICE PROGRAMS

6 RESEARCH, EVALUATION AND STATISTICS

7 For grants, contracts, cooperative agreements, and
8 other assistance authorized by title I of the Omnibus
9 Crime Control and Safe Streets Act of 1968 (“the 1968
10 Act”); the Juvenile Justice and Delinquency Prevention
11 Act of 1974 (“the 1974 Act”); the Missing Children’s As-
12 sistance Act (34 U.S.C. 11291 et seq.); the Prosecutorial
13 Remedies and Other Tools to end the Exploitation of Chil-
14 dren Today Act of 2003 (Public Law 108–21); the Justice
15 for All Act of 2004 (Public Law 108–405); the Violence
16 Against Women and Department of Justice Reauthoriza-
17 tion Act of 2005 (Public Law 109–162) (“the 2005 Act”);
18 the Victims of Child Abuse Act of 1990 (Public Law 101–
19 647); the Second Chance Act of 2007 (Public Law 110–
20 199); the Victims of Crime Act of 1984 (Public Law 98–
21 473); the Adam Walsh Child Protection and Safety Act
22 of 2006 (Public Law 109–248) (“the Adam Walsh Act”);
23 the PROTECT Our Children Act of 2008 (Public Law
24 110–401); subtitle C of title II of the Homeland Security
25 Act of 2002 (Public Law 107–296) (“the 2002 Act”); the

1 Prison Rape Elimination Act of 2003 (Public Law 108–
2 79) (“PREA”); the NICS Improvement Amendments Act
3 of 2007 (Public Law 110–180); the Violence Against
4 Women Reauthorization Act of 2013 (Public Law 113–
5 4) (“the 2013 Act”); the Comprehensive Addiction and
6 Recovery Act of 2016 (Public Law 114–198); the First
7 Step Act of 2018 (Public Law 115–391); and other pro-
8 grams, \$81,000,000, to remain available until expended,
9 of which—

10 (1) \$45,000,000 is for criminal justice statistics
11 programs, and other activities, as authorized by part
12 C of title I of the 1968 Act, of which \$3,000,000 is
13 for a data collection on law enforcement suicide; and

14 (2) \$36,000,000 is for research, development,
15 and evaluation programs, and other activities as au-
16 thorized by part B of title I of the 1968 Act and
17 subtitle C of title II of the 2002 Act, and for activi-
18 ties authorized by or consistent with the First Step
19 Act of 2018, of which \$5,000,000 is for research
20 targeted toward developing a better understanding
21 of the domestic radicalization phenomenon, and ad-
22 vancing evidence-based strategies for effective inter-
23 vention and prevention; \$1,000,000 is for research
24 to study the root causes of school violence to include
25 the impact and effectiveness of grants made under

1 the STOP School Violence Act; \$1,500,000 is for a
2 national study to identify improvements for law en-
3 forcement officials who respond to and investigate
4 child pornography crimes; \$5,000,000 is for the re-
5 search, design, and testing of a scalable national
6 model to reduce incarceration rates for minor proba-
7 tion and parole violations; and not less than
8 \$2,000,000 is for research, testing, and evaluation
9 of the use of counter-unmanned aircraft systems in
10 support of law enforcement operations.

11 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

12 (INCLUDING TRANSFER OF FUNDS)

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

1 tims of Trafficking and Violence Protection Act of 2000
2 (Public Law 106–386); the NICS Improvement Amend-
3 ments Act of 2007 (Public Law 110–180); subtitle C of
4 title II of the Homeland Security Act of 2002 (Public Law
5 107–296) (“the 2002 Act”); the Second Chance Act of
6 2007 (Public Law 110–199); the Prioritizing Resources
7 and Organization for Intellectual Property Act of 2008
8 (Public Law 110–403); the Victims of Crime Act of 1984
9 (Public Law 98–473); the Mentally Ill Offender Treat-
10 ment and Crime Reduction Reauthorization and Improve-
11 ment Act of 2008 (Public Law 110–416); the Violence
12 Against Women Reauthorization Act of 2013 (Public Law
13 113–4) (“the 2013 Act”); the Comprehensive Addiction
14 and Recovery Act of 2016 (Public Law 114–198)
15 (“CARA”); the Justice for All Reauthorization Act of
16 2016 (Public Law 114–324); Kevin and Avonte’s Law (di-
17 vision Q of Public Law 115–141) (“Kevin and Avonte’s
18 Law”); the Keep Young Athletes Safe Act of 2018 (title
19 III of division S of Public Law 115–141) (“the Keep
20 Young Athletes Safe Act”); the STOP School Violence Act
21 of 2018 (title V of division S of Public Law 115–141)
22 (“the STOP School Violence Act”); the Fix NICS Act of
23 2018 (title VI of division S of Public Law 115–141); the
24 Project Safe Neighborhoods Grant Program Authorization
25 Act of 2018 (Public Law 115–185); the SUPPORT for

1 Patients and Communities Act (Public Law 115–271); the
2 Second Chance Reauthorization Act of 2018 (Public Law
3 115–391); the Ashanti Alert Act of 2018 (Public Law
4 115–401); and other programs, \$1,811,000,000, to re-
5 main available until expended as follows—

6 (1) \$481,000,000 for the Edward Byrne Memo-
7 rial Justice Assistance Grant program as authorized
8 by subpart 1 of part E of title I of the 1968 Act
9 (except that section 1001(c), and the special rules
10 for Puerto Rico under section 505(g), of title I of
11 the 1968 Act shall not apply for purposes of this
12 Act), of which, notwithstanding such subpart 1—

13 (A) \$13,000,000 is for the Officer Robert
14 Wilson III Memorial Initiative on Preventing
15 Violence Against Law Enforcement Officer Re-
16 siliance and Survivability (VALOR);

17 (B) \$9,500,000 is for an initiative to sup-
18 port evidence-based policing;

19 (C) \$8,000,000 is for an initiative to en-
20 hance prosecutorial decision-making;

21 (D) \$2,400,000 is for the operation, main-
22 tenance, and expansion of the National Missing
23 and Unidentified Persons System;

24 (E) \$7,500,000 is for a grant program for
25 State and local law enforcement to provide offi-

1 cer training on responding to individuals with
2 mental illness or disabilities;

3 (F) \$2,000,000 is for a student loan re-
4 payment assistance program pursuant to sec-
5 tion 952 of Public Law 110–315;

6 (G) \$15,500,000 is for prison rape preven-
7 tion and prosecution grants to States and units
8 of local government, and other programs, as au-
9 thorized by the Prison Rape Elimination Act of
10 2003 (Public Law 108–79);

11 (H) \$3,000,000 is for a grant program au-
12 thorized by Kevin and Avonte’s Law;

13 (I) \$4,000,000 is for the establishment of
14 a national center on forensics at an accredited
15 university of higher education with affiliate
16 medical and law schools, in partnership with a
17 co-located full-service State department of fo-
18 rensic science with a medical examiner function;

19 (J) \$20,000,000 is for grants authorized
20 under the Project Safe Neighborhoods Grant
21 Authorization Act of 2018 (Public Law 115–
22 185);

23 (K) \$7,000,000 is for the Capital Litiga-
24 tion Improvement Grant Program, as author-

1 ized by section 426 of Public Law 108–405,
2 and for grants for wrongful conviction review;

3 (L) \$17,500,000 is for community-based
4 violence prevention initiatives;

5 (M) \$1,500,000 is for a national center for
6 restorative justice;

7 (N) \$1,000,000 is for the purposes of the
8 Ashanti Alert Network as authorized under the
9 Ashanti Alert Act of 2018 (Public Law 115–
10 401);

11 (O) \$5,000,000 is for a grant program to
12 replicate family-based alternative sentencing
13 pilot programs;

14 (P) \$1,000,000 is for a grant program to
15 support child advocacy training in post-sec-
16 ondary education; and

17 (Q) \$9,000,000 is for a rural violent crime
18 initiative, including assistance for law enforce-
19 ment;

20 (2) \$150,000,000 for the State Criminal Alien
21 Assistance Program, as authorized by section
22 241(i)(5) of the Immigration and Nationality Act (8
23 U.S.C. 1231(i)(5)): *Provided*, That no jurisdiction
24 shall request compensation for any cost greater than
25 the actual cost for Federal immigration and other

1 detainees housed in State and local detention facili-
2 ties;

3 (3) \$85,000,000 for victim services programs
4 for victims of trafficking, as authorized by section
5 107(b)(2) of Public Law 106–386, for programs au-
6 thorized under Public Law 109–164, or programs
7 authorized under Public Law 113–4;

8 (4) \$14,000,000 for economic, high technology,
9 white collar, and Internet crime prevention grants,
10 including as authorized by section 401 of Public
11 Law 110–403, of which \$2,500,000 is for competi-
12 tive grants that help State and local law enforce-
13 ment tackle intellectual property thefts, and
14 \$2,000,000 is for grants to develop databases on
15 Internet of Things device capabilities and to build
16 and execute training modules for law enforcement;

17 (5) \$20,000,000 for sex offender management
18 assistance, as authorized by the Adam Walsh Act,
19 and related activities;

20 (6) \$30,000,000 for the Patrick Leahy Bullet-
21 proof Vest Partnership Grant Program, as author-
22 ized by section 2501 of title I of the 1968 Act: *Pro-*
23 *vided*, That \$1,500,000 is transferred directly to the
24 National Institute of Standards and Technology's

1 Office of Law Enforcement Standards for research,
2 testing, and evaluation programs;

3 (7) \$1,000,000 for the National Sex Offender
4 Public Website;

5 (8) \$85,000,000 for grants to States to up-
6 grade criminal and mental health records for the
7 National Instant Criminal Background Check Sys-
8 tem, of which no less than \$25,000,000 shall be for
9 grants made under the authorities of the NICS Im-
10 provement Amendments Act of 2007 (Public Law
11 110–180) and Fix NICS Act of 2018;

12 (9) \$35,000,000 for Paul Coverdell Forensic
13 Sciences Improvement Grants under part BB of title
14 I of the 1968 Act;

15 (10) \$141,000,000 for DNA-related and foren-
16 sic programs and activities, of which—

17 (A) \$110,000,000 is for the purposes au-
18 thorized under section 2 of the DNA Analysis
19 Backlog Elimination Act of 2000 (Public Law
20 106–546) (the Debbie Smith DNA Backlog
21 Grant Program): *Provided*, That up to 4 per-
22 cent of funds made available under this para-
23 graph may be used for the purposes described
24 in the DNA Training and Education for Law
25 Enforcement, Correctional Personnel, and

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

3 (B) \$19,000,000 for other local, State, and
4 Federal forensic activities;

5 (C) \$8,000,000 is for the purposes de-
6 scribed in the Kirk Bloodsworth Post-Convic-
7 tion DNA Testing Grant Program (Public Law
8 108–405, section 412); and

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

12 (11) \$48,000,000 for a grant program for com-
13 munity-based sexual assault response reform;

14 (12) \$12,500,000 for the court-appointed spe-
15 cial advocate program, as authorized by section 217
16 of the 1990 Act;

17 (13) \$50,000,000 for assistance to Indian
18 tribes;

19 (14) \$100,000,000 for offender reentry pro-
20 grams and research, as authorized by the Second
21 Chance Act of 2007 (Public Law 110–199) and by
22 the Second Chance Reauthorization Act of 2018
23 (Public Law 115–391), without regard to the time
24 limitations specified at section 6(1) of such Act, of
25 which not to exceed \$6,000,000 is for a program to

1 improve State, local, and tribal probation or parole
2 supervision efforts and strategies; \$5,000,000 is for
3 Children of Incarcerated Parents Demonstrations to
4 enhance and maintain parental and family relation-
5 ships for incarcerated parents as a reentry or recidi-
6 vism reduction strategy; and \$4,500,000 is for addi-
7 tional replication sites employing the Project HOPE
8 Opportunity Probation with Enforcement model im-
9 plementing swift and certain sanctions in probation,
10 of which no less than \$500,000 shall be used for a
11 project that provides training, technical assistance,
12 and best practices: *Provided*, That up to \$7,500,000
13 of funds made available in this paragraph may be
14 used for performance-based awards for Pay for Suc-
15 cess projects, of which up to \$5,000,000 shall be for
16 Pay for Success programs implementing the Perma-
17 nent Supportive Housing Model;

18 (15) \$392,000,000 for comprehensive opioid
19 abuse reduction activities, including as authorized by
20 CARA, and for the following programs, which shall
21 address opioid, stimulant, and substance abuse re-
22 duction consistent with underlying program authori-
23 ties—

1 (A) \$82,000,000 for Drug Courts, as au-
2 thorized by section 1001(a)(25)(A) of title I of
3 the 1968 Act;

4 (B) \$35,000,000 for mental health courts
5 and adult and juvenile collaboration program
6 grants, as authorized by parts V and HH of
7 title I of the 1968 Act, and the Mentally Ill Of-
8 fender Treatment and Crime Reduction Reau-
9 thorization and Improvement Act of 2008 (Pub-
10 lic Law 110–416);

11 (C) \$34,000,000 for grants for Residential
12 Substance Abuse Treatment for State Pris-
13 oners, as authorized by part S of title I of the
14 1968 Act;

15 (D) \$24,000,000 for a veterans treatment
16 courts program;

17 (E) \$32,000,000 for a program to monitor
18 prescription drugs and scheduled listed chemical
19 products; and

20 (F) \$185,000,000 for a comprehensive
21 opioid, stimulant, and substance abuse pro-
22 gram;

23 (16) \$2,500,000 for a competitive grant pro-
24 gram authorized by the Keep Young Athletes Safe
25 Act;

1 (17) \$67,000,000 for grants to be administered
2 by the Bureau of Justice Assistance for purposes au-
3 thorized under the STOP School Violence Act; and

4 (18) \$2,000,000 for grants to State and local
5 law enforcement agencies for the expenses associated
6 with the investigation and prosecution of criminal of-
7 fenses, involving civil rights, authorized by the Em-
8 mett Till Unsolved Civil Rights Crimes Reauthoriza-
9 tion Act of 2016 (Public Law 114–325); and

10 (19) \$95,000,000 for initiatives to improve po-
11 lice-community relations, of which \$35,000,000 is
12 for a competitive matching grant program for pur-
13 chases of body-worn cameras for State, local, and
14 Tribal law enforcement; \$35,000,000 is for a justice
15 reinvestment initiative, for activities related to crimi-
16 nal justice reform and recidivism reduction; and
17 \$25,000,000 is for an Edward Byrne Memorial
18 criminal justice innovation program:

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

1 JUVENILE JUSTICE PROGRAMS

2 For grants, contracts, cooperative agreements, and
3 other assistance authorized by the Juvenile Justice and
4 Delinquency Prevention Act of 1974 (“the 1974 Act”); the
5 Omnibus Crime Control and Safe Streets Act of 1968
6 (“the 1968 Act”); the Violence Against Women and De-
7 partment of Justice Reauthorization Act of 2005 (Public
8 Law 109–162) (“the 2005 Act”); the Missing Children’s
9 Assistance Act (34 U.S.C. 11291 et seq.); the Prosecu-
10 torial Remedies and Other Tools to end the Exploitation
11 of Children Today Act of 2003 (Public Law 108–21); the
12 Victims of Child Abuse Act of 1990 (Public Law 101–
13 647) (“the 1990 Act”); the Adam Walsh Child Protection
14 and Safety Act of 2006 (Public Law 109–248) (“the
15 Adam Walsh Act”); the PROTECT Our Children Act of
16 2008 (Public Law 110–401); the Violence Against Women
17 Reauthorization Act of 2013 (Public Law 113–4) (“the
18 2013 Act”); the Justice for All Reauthorization Act of
19 2016 (Public Law 114–324); the Missing Children’s As-
20 sistance Act of 2018 (Public Law 115–267); the Juvenile
21 Justice Reform Act of 2018 (Public Law 115–385); and
22 other juvenile justice programs, \$348,000,000, to remain
23 available until expended as follows—

24 (1) \$70,000,000 for programs authorized by
25 section 221 of the 1974 Act, and for training and

1 technical assistance to assist small, nonprofit organi-
2 zations with the Federal grants process: *Provided*,
3 That of the amounts provided under this paragraph,
4 \$500,000 shall be for a competitive demonstration
5 grant program to support emergency planning
6 among State, local, and tribal juvenile justice resi-
7 dential facilities;

8 (2) \$100,000,000 for youth mentoring grants;

9 (3) \$50,000,000 for delinquency prevention, of
10 which, pursuant to sections 261 and 262 of the
11 1974 Act—

12 (A) \$2,000,000 shall be for grants to pre-
13 vent trafficking of girls;

14 (B) \$10,000,000 shall be for the Tribal
15 Youth Program;

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

19 (D) \$3,000,000 shall be for competitive
20 grants focusing on girls in the juvenile justice
21 system;

22 (E) \$10,000,000 shall be for an opioid-af-
23 fected youth initiative; and

24 (F) \$8,000,000 shall be for an initiative
25 relating to children exposed to violence;

1 (4) \$30,000,000 for programs authorized by
2 the Victims of Child Abuse Act of 1990;

3 (5) \$92,000,000 for missing and exploited chil-
4 dren programs, including as authorized by sections
5 404(b) and 405(a) of the 1974 Act (except that sec-
6 tion 102(b)(4)(B) of the PROTECT Our Children
7 Act of 2008 (Public Law 110–401) shall not apply
8 for purposes of this Act);

9 (6) \$3,500,000 for child abuse training pro-
10 grams for judicial personnel and practitioners, as
11 authorized by section 222 of the 1990 Act; and

12 (7) \$2,500,000 for a program to improve juve-
13 nile indigent defense:

14 *Provided*, That not more than 10 percent of each amount
15 may be used for research, evaluation, and statistics activi-
16 ties designed to benefit the programs or activities author-
17 ized: *Provided further*, That not more than 2 percent of
18 the amounts designated under paragraphs (1) through (3)
19 and (6) may be used for training and technical assistance:

20 *Provided further*, That the two preceding provisos shall not
21 apply to grants and projects administered pursuant to sec-
22 tions 261 and 262 of the 1974 Act and to missing and
23 exploited children programs.

1 PUBLIC SAFETY OFFICER BENEFITS
2 (INCLUDING TRANSFER OF FUNDS)

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

1 COMMUNITY ORIENTED POLICING SERVICES

2 COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

3 (INCLUDING TRANSFER OF FUNDS)

4 For activities authorized by the Violent Crime Con-
5 trol and Law Enforcement Act of 1994 (Public Law 103-
6 322); the Omnibus Crime Control and Safe Streets Act
7 of 1968 (“the 1968 Act”); the Violence Against Women
8 and Department of Justice Reauthorization Act of 2005
9 (Public Law 109-162) (“the 2005 Act”); the American
10 Law Enforcement Heroes Act of 2017 (Public Law 115-
11 37); the Law Enforcement Mental Health and Wellness
12 Act (Public Law 115-113) (“the LEMHW Act”); the
13 SUPPORT for Patients and Communities Act (Public
14 Law 115-271); and the Supporting and Treating Officers
15 In Crisis Act of 2019 (Public Law 116-32) (“the STOIC
16 Act”), \$360,000,000, to remain available until expended:
17 *Provided*, That any balances made available through prior
18 year deobligations shall only be available in accordance
19 with section 505 of this Act: *Provided further*, That of the
20 amount provided under this heading—

21 (1) \$239,000,000 is for grants under section
22 1701 of title I of the 1968 Act (34 U.S.C. 10381)
23 for the hiring and rehiring of additional career law
24 enforcement officers under part Q of such title not-
25 withstanding subsection (i) of such section: *Pro-*

1 *vided*, That, notwithstanding section 1704(c) of such
2 title (34 U.S.C. 10384(c)), funding for hiring or re-
3 hiring a career law enforcement officer may not ex-
4 ceed \$125,000 unless the Director of the Office of
5 Community Oriented Policing Services grants a
6 waiver from this limitation: *Provided further*, That
7 within the amounts appropriated under this para-
8 graph, \$30,500,000 is for improving tribal law en-
9 forcement, including hiring, equipment, training,
10 anti-methamphetamine activities, and anti-opioid ac-
11 tivities: *Provided further*, That of the amounts ap-
12 propriated under this paragraph \$40,000,000 is for
13 regional information sharing activities, as authorized
14 by part M of title I of the 1968 Act, which shall be
15 transferred to and merged with “Research, Evalua-
16 tion, and Statistics” for administration by the Office
17 of Justice Programs: *Provided further*, That within
18 the amounts appropriated under this paragraph, no
19 less than \$3,000,000 is to support the Tribal Access
20 Program: *Provided further*, That within the amounts
21 appropriated under this paragraph, \$10,000,000 is
22 for training, peer mentoring, mental health program
23 activities, and other support services as authorized
24 under the LEMHW Act and STOIC Act;

1 (2) \$10,000,000 is for activities authorized by
2 the POLICE Act of 2016 (Public Law 114–199);

3 (3) \$15,000,000 is for competitive grants to
4 State law enforcement agencies in States with high
5 seizures of precursor chemicals, finished meth-
6 amphetamine, laboratories, and laboratory dump sei-
7 zures: *Provided*, That funds appropriated under this
8 paragraph shall be utilized for investigative purposes
9 to locate or investigate illicit activities, including
10 precursor diversion, laboratories, or methamphet-
11 amine traffickers;

12 (4) \$35,000,000 is for competitive grants to
13 statewide law enforcement agencies in States with
14 high rates of primary treatment admissions for her-
15 oin and other opioids: *Provided*, That these funds
16 shall be utilized for investigative purposes to locate
17 or investigate illicit activities, including activities re-
18 lated to the distribution of heroin or unlawful dis-
19 tribution of prescription opioids, or unlawful heroin
20 and prescription opioid traffickers through statewide
21 collaboration;

22 (5) \$33,000,000 is for competitive grants to be
23 administered by the Community Oriented Policing
24 Services Office for purposes authorized under the

1 STOP School Violence Act (title V of division S of
2 Public Law 115–141); and

3 (6) \$28,000,000 is for community policing de-
4 velopment activities in furtherance of section 1701
5 of title I of the 1968 Act (34 U.S.C. 10381).

6 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

7 (INCLUDING TRANSFER OF FUNDS)

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

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

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

24 SEC. 204. Nothing in the preceding section shall re-
25 move the obligation of the Director of the Bureau of Pris-

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

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

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

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

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

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

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

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

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

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

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

24 (1) up to 2 percent of funds made available to
25 the Office of Justice Programs for grant or reim-

1 bursement programs may be used by such Office to
2 provide training and technical assistance; and

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

14 SEC. 213. Upon request by a grantee for whom the
15 Attorney General has determined there is a fiscal hard-
16 ship, the Attorney General may, with respect to funds ap-
17 propriated in this or any other Act making appropriations
18 for fiscal years 2018 through 2021 for the following pro-
19 grams, waive the following requirements:

20 (1) For the adult and juvenile offender State
21 and local reentry demonstration projects under part
22 FF of title I of the Omnibus Crime Control and
23 Safe Streets Act of 1968, the requirements under
24 section 2976(g)(1) of such part.

1 (2) For grants to protect inmates and safe-
2 guard communities as authorized by section 6 of the
3 Prison Rape Elimination Act of 2003, the require-
4 ments of section 6(c)(3) of such Act.

5 SEC. 214. Notwithstanding any other provision of
6 law, section 20109(a) of subtitle A of title II of the Violent
7 Crime Control and Law Enforcement Act of 1994 (34
8 U.S.C. 12109(a)) shall not apply to amounts made avail-
9 able by this or any other Act.

10 SEC. 215. None of the funds made available under
11 this Act, other than for the national instant criminal back-
12 ground check system established under section 103 of the
13 Brady Handgun Violence Prevention Act (34 U.S.C.
14 40901), may be used by a Federal law enforcement officer
15 to facilitate the transfer of an operable firearm to an indi-
16 vidual if the Federal law enforcement officer knows or sus-
17 pects that the individual is an agent of a drug cartel, un-
18 less law enforcement personnel of the United States con-
19 tinuously monitor or control the firearm at all times.

20 SEC. 216. (a) None of the income retained in the De-
21 partment of Justice Working Capital Fund pursuant to
22 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.
23 527 note) shall be available for obligation during fiscal
24 year 2021, except up to \$12,000,000 may be obligated for

1 implementation of a unified Department of Justice finan-
2 cial management system.

3 (b) Not to exceed \$30,000,000 of the unobligated bal-
4 ances transferred to the capital account of the Department
5 of Justice Working Capital Fund pursuant to title I of
6 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)
7 shall be available for obligation in fiscal year 2021, and
8 any use, obligation, transfer, or allocation of such funds
9 shall be treated as a reprogramming of funds under sec-
10 tion 505 of this Act.

11 (c) Not to exceed \$10,000,000 of the excess unobli-
12 gated balances available under section 524(c)(8)(E) of
13 title 28, United States Code, shall be available for obliga-
14 tion during fiscal year 2021, and any use, obligation,
15 transfer or allocation of such funds shall be treated as a
16 reprogramming of funds under section 505 of this Act.

17 SEC. 217. Discretionary funds that are made avail-
18 able in this Act for the Office of Justice Programs may
19 be used to participate in Performance Partnership Pilots
20 authorized under such authorities as have been enacted
21 for Performance Partnership Pilots in appropriations acts
22 in prior fiscal years and the current fiscal year.

23 SEC. 218. In fiscal year 2021, within 60 days of a
24 public announcement by the Department of Justice of a
25 judgment, settlement, or any other legal activities that will

1 result in amounts of more than \$25,000,000 being col-
2 lected by the Department, including the collection of fines,
3 penalty assessments, bond and cash forfeitures, and pro-
4 ceeds from the sale of forfeited property, the Department
5 shall submit to the Committees on Appropriations of the
6 House of Representatives and the Senate a detailed ac-
7 counting of the anticipated disposition of the amounts col-
8 lected or to be collected. This accounting shall identify the
9 Fund, Funds, or other accounts into which or to which
10 the collection will be deposited or credited and, if not yet
11 collected, shall provide an estimate of when such collection
12 is expected to be deposited or credited.

13 SEC. 219. Section 1930(a)(6)(B) of title 28, United
14 States Code, shall be applied for this fiscal year and next
15 fiscal year by substituting “\$300,000,000” for
16 “\$200,000,000”.

17 SEC. 220. In fiscal year 2021, the working capital
18 fund for the Department of Justice may be reimbursed
19 or credited with advance payments from funds of Feder-
20 ally recognized tribes for supplies, materials, and services
21 related to access to Federal law enforcement databases at
22 rates which will recover the expenses of operations includ-
23 ing accrual of annual leave and depreciation of plant and
24 equipment of the fund.

1 SEC. 221. The Attorney General rather than the
2 United States marshal for the district shall pay witness
3 fees for fiscal year 2021 outlined in section 1825 of title
4 28, United States Code.

5 SEC. 222. There is hereby appropriated \$5,000,000,
6 to remain available until expended, for an additional
7 amount for “Department of Justice—General Administra-
8 tion”, for expenses associated with the development and
9 operation of a database concerning instances of excessive
10 use of force related to law enforcement matters and officer
11 misconduct, as mandated by section 3 of Executive Order
12 13929 (June 16, 2020): *Provided*, That the Attorney Gen-
13 eral may transfer the funds provided in this section to
14 other appropriations accounts in the Department of Jus-
15 tice to use for expenses associated with the development
16 and operation of such database: *Provided further*, That the
17 transfer authority in the preceding proviso is in addition
18 to any other transfer authority contained in this Act: *Pro-*
19 *vided further*, That any transfer pursuant to the first pro-
20 viso shall be treated as a reprogramming under section
21 505 of this Act and shall not be available for obligation
22 or expenditure except in compliance with the procedures
23 set forth in that section.

24 This title may be cited as the “Department of Justice
25 Appropriations Act, 2021”.

1 TITLE III

2 SCIENCE

3 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

4 For necessary expenses of the Office of Science and
5 Technology Policy, in carrying out the purposes of the Na-
6 tional Science and Technology Policy, Organization, and
7 Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of
8 passenger motor vehicles, and services as authorized by
9 section 3109 of title 5, United States Code, not to exceed
10 \$2,250 for official reception and representation expenses,
11 and rental of conference rooms in the District of Colum-
12 bia, \$5,544,000.

13 NATIONAL SPACE COUNCIL

14 For necessary expenses of the National Space Coun-
15 cil, in carrying out the purposes of Title V of Public Law
16 100–685 and Executive Order 13803, hire of passenger
17 motor vehicles, and services as authorized by section 3109
18 of title 5, United States Code, not to exceed \$2,250 for
19 official reception and representation expenses,
20 \$1,965,000: *Provided*, That notwithstanding any other
21 provision of law, the National Space Council may accept
22 personnel support from Federal agencies, departments,
23 and offices, and such Federal agencies, departments, and
24 offices may detail staff without reimbursement to the Na-
25 tional Space Council for purposes provided herein.

1 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION
2 SCIENCE

3 For necessary expenses, not otherwise provided for,
4 in the conduct and support of science research and devel-
5 opment activities, including research, development, oper-
6 ations, support, and services; maintenance and repair, fa-
7 cility planning and design; space flight, spacecraft control,
8 and communications activities; program management; per-
9 sonnel and related costs, including uniforms or allowances
10 therefor, as authorized by sections 5901 and 5902 of title
11 5, United States Code; travel expenses; purchase and hire
12 of passenger motor vehicles; and purchase, lease, charter,
13 maintenance, and operation of mission and administrative
14 aircraft, \$7,274,700,000, to remain available until Sep-
15 tember 30, 2022: *Provided*, That, \$1,984,400,000 shall be
16 for Earth Science; \$2,674,300,000 shall be for Planetary
17 Science; \$1,346,200,000 shall be for Astrophysics;
18 \$414,700,000 shall be for the James Webb Space Tele-
19 scope; \$776,000,000 shall be for Heliophysics, and
20 \$79,100,000 shall be for Biological and Physical Science:
21 *Provided further*, That the National Aeronautics and
22 Space Administration shall use the Space Launch System
23 as the launch vehicle for the Jupiter Europa Clipper mis-
24 sion.

1 AERONAUTICS

2 For necessary expenses, not otherwise provided for,
3 in the conduct and support of aeronautics research and
4 development activities, including research, development,
5 operations, support, and services; maintenance and repair,
6 facility planning and design; space flight, spacecraft con-
7 trol, and communications activities; program manage-
8 ment; personnel and related costs, including uniforms or
9 allowances therefor, as authorized by sections 5901 and
10 5902 of title 5, United States Code; travel expenses; pur-
11 chase and hire of passenger motor vehicles; and purchase,
12 lease, charter, maintenance, and operation of mission and
13 administrative aircraft, \$828,700,000, to remain available
14 until September 30, 2022.

15 SPACE TECHNOLOGY

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

1 purchase, lease, charter, maintenance, and operation of
2 mission and administrative aircraft, \$1,206,000,000, to
3 remain available until September 30, 2022: *Provided*,
4 That \$227,200,000 shall be for RESTORE-L/SPace In-
5 frastructure DExterous Robot: *Provided further*, That
6 \$110,000,000 shall be for the development and dem-
7 onstration of a nuclear thermal propulsion system, of
8 which \$80,000,000 shall be for the design of a flight dem-
9 onstration system: *Provided further*, That, not later than
10 180 days after the enactment of this Act, the National
11 Aeronautics and Space Administration shall provide a plan
12 for the design of a flight demonstration.

13 EXPLORATION

14 For necessary expenses, not otherwise provided for,
15 in the conduct and support of exploration research and
16 development activities, including research, development,
17 operations, support, and services; maintenance and repair,
18 facility planning and design; space flight, spacecraft con-
19 trol, and communications activities; program manage-
20 ment; personnel and related costs, including uniforms or
21 allowances therefor, as authorized by sections 5901 and
22 5902 of title 5, United States Code; travel expenses; pur-
23 chase and hire of passenger motor vehicles; and purchase,
24 lease, charter, maintenance, and operation of mission and
25 administrative aircraft, \$6,706,400,000, to remain avail-

1 able until September 30, 2022: *Provided*, That not less
2 than \$1,406,700,000 shall be for the Orion Multi-Purpose
3 Crew Vehicle: *Provided further*, That not less than
4 \$2,585,900,000 shall be for the Space Launch System
5 (SLS) launch vehicle, which shall have a lift capability not
6 less than 130 metric tons and which shall have core ele-
7 ments and an Exploration Upper Stage developed simulta-
8 neously to be used to the maximum extent practicable, in-
9 cluding for Earth to Moon missions and a Moon landing:
10 *Provided further*, That of the amounts provided for SLS,
11 not less than \$300,000,000 shall be for Exploration Upper
12 Stage development: *Provided further*, That \$590,000,000
13 shall be for Exploration Ground Systems and associated
14 block 1B activities, including \$74,000,000 for a second
15 mobile launch platform: *Provided further*, That the Na-
16 tional Aeronautics and Space Administration shall provide
17 to the Committees on Appropriations of the House of Rep-
18 resentatives and the Senate, concurrent with the annual
19 budget submission, a 5-year budget profile for an inte-
20 grated system that includes the SLS, the Orion Multi-Pur-
21 pose Crew Vehicle, and associated ground systems that
22 will ensure an Exploration Mission-2 crewed launch as
23 early as possible, as well as a system-based funding profile
24 for a sustained launch cadence beyond the initial crewed

1 test launch: *Provided further*, That \$2,123,800,000 shall
2 be for exploration research and development.

3 SPACE OPERATIONS

4 For necessary expenses, not otherwise provided for,
5 in the conduct and support of space operations research
6 and development activities, including research, develop-
7 ment, operations, support and services; space flight, space-
8 craft control, and communications activities, including op-
9 erations, production, and services; maintenance and re-
10 pair, facility planning and design; program management;
11 personnel and related costs, including uniforms or allow-
12 ances therefor, as authorized by sections 5901 and 5902
13 of title 5, United States Code; travel expenses; purchase
14 and hire of passenger motor vehicles; and purchase, lease,
15 charter, maintenance, and operation of mission and ad-
16 ministrative aircraft, \$3,988,200,000, to remain available
17 until September 30, 2022: *Provided*, That if available bal-
18 ances in the “Science, Space, and Technology Education
19 Trust Fund” are not sufficient to provide for the grant
20 disbursements required under the fourth proviso under
21 such heading in the Department of Housing and Urban
22 Development-Independent Agencies Appropriations Act,
23 1989, (Public Law 100–404), as amended by the Depart-
24 ments of Veterans Affairs and Housing and Urban Devel-
25 opment, and Independent Agencies Appropriations Act,

1 1995, (Public Law 103–327), up to \$1,000,000 shall be
2 available from amounts made available under this heading
3 to make such grant disbursements.

4 SCIENCE, TECHNOLOGY, ENGINEERING, AND
5 MATHEMATICS ENGAGEMENT

6 For necessary expenses, not otherwise provided for,
7 in the conduct and support of aerospace and aeronautical
8 education research and development activities, including
9 research, development, operations, support, and services;
10 program management; personnel and related costs, includ-
11 ing uniforms or allowances therefor, as authorized by sec-
12 tions 5901 and 5902 of title 5, United States Code; travel
13 expenses; purchase and hire of passenger motor vehicles;
14 and purchase, lease, charter, maintenance, and operation
15 of mission and administrative aircraft, \$120,000,000, to
16 remain available until September 30, 2022, of which
17 \$24,000,000 shall be for the Established Program to
18 Stimulate Competitive Research and \$48,000,000 shall be
19 for the National Space Grant College and Fellowship Pro-
20 gram.

21 SAFETY, SECURITY AND MISSION SERVICES

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

1 development, operations, support, and services; mainte-
2 nance and repair, facility planning and design; space
3 flight, spacecraft control, and communications activities;
4 program management; personnel and related costs, includ-
5 ing uniforms or allowances therefor, as authorized by sec-
6 tions 5901 and 5902 of title 5, United States Code; travel
7 expenses; purchase and hire of passenger motor vehicles;
8 not to exceed \$63,000 for official reception and represen-
9 tation expenses; and purchase, lease, charter, mainte-
10 nance, and operation of mission and administrative air-
11 craft, \$2,936,500,000, to remain available until Sep-
12 tember 30, 2022.

13 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND
14 RESTORATION

15 For necessary expenses for construction of facilities
16 including repair, rehabilitation, revitalization, and modi-
17 fication of facilities, construction of new facilities and ad-
18 ditions to existing facilities, facility planning and design,
19 and restoration, and acquisition or condemnation of real
20 property, as authorized by law, and environmental compli-
21 ance and restoration, \$390,300,000, to remain available
22 until September 30, 2026: *Provided*, That proceeds from
23 leases deposited into this account shall be available for a
24 period of 5 years to the extent and in amounts as provided
25 in annual appropriations Acts: *Provided further*, That such

1 proceeds referred to in the preceding proviso shall be avail-
2 able for obligation for fiscal year 2021 in an amount not
3 to exceed \$18,700,000: *Provided further*, That each an-
4 nual budget request shall include an annual estimate of
5 gross receipts and collections and proposed use of all funds
6 collected pursuant to section 20145 of title 51, United
7 States Code.

8 OFFICE OF INSPECTOR GENERAL

9 For necessary expenses of the Office of Inspector
10 General in carrying out the Inspector General Act of 1978,
11 \$44,200,000, of which \$500,000 shall remain available
12 until September 30, 2022.

13 ADMINISTRATIVE PROVISIONS

14 (INCLUDING TRANSFERS OF FUNDS)

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

18 Not to exceed 5 percent of any appropriation made
19 available for the current fiscal year for the National Aero-
20 nautics and Space Administration in this Act may be
21 transferred between such appropriations, but no such ap-
22 propriation, except as otherwise specifically provided, shall
23 be increased by more than 10 percent by any such trans-
24 fers. Any funds transferred to “Construction and Environ-
25 mental Compliance and Restoration” for construction ac-

1 tivities shall not increase that account by more than 20
2 percent. Balances so transferred shall be merged with and
3 available for the same purposes and the same time period
4 as the appropriations to which transferred. Any transfer
5 pursuant to this provision shall be treated as a reprogram-
6 ming of funds under section 505 of this Act and shall not
7 be available for obligation except in compliance with the
8 procedures set forth in that section.

9 Not to exceed 5 percent of any appropriation pro-
10 vided for the National Aeronautics and Space Administra-
11 tion under previous appropriations Acts that remains
12 available for obligation or expenditure in fiscal year 2021
13 may be transferred between such appropriations, but no
14 such appropriation, except as otherwise specifically pro-
15 vided, shall be increased by more than 10 percent by any
16 such transfers. Any transfer pursuant to this provision
17 shall retain its original availability and shall be treated
18 as a reprogramming of funds under section 505 of this
19 Act and shall not be available for obligation except in com-
20 pliance with the procedures set forth in that section.

21 The spending plan required by this Act shall be pro-
22 vided by the National Aeronautics and Space Administra-
23 tion at the theme, program, project, and activity level. The
24 spending plan, as well as any subsequent change of an
25 amount established in that spending plan that meets the

1 notification requirements of section 505 of this Act, shall
2 be treated as a reprogramming under section 505 of this
3 Act and shall not be available for obligation or expenditure
4 except in compliance with the procedures set forth in that
5 section.

6 Not more than 40 percent of the amounts made avail-
7 able in this Act for the Gateway; Advanced Cislunar and
8 Surface Capabilities; Commercial LEO Development; and
9 Lunar Discovery and Exploration, excluding the Lunar
10 Reconnaissance Orbiter, may be obligated until the Ad-
11 ministrator submits a multi-year plan to the Committees
12 on Appropriations of the House of Representatives and the
13 Senate that identifies estimated dates, by fiscal year, for
14 Space Launch System flights to build the Gateway; the
15 commencement of partnerships with commercial entities
16 for additional LEO missions to land humans and rovers
17 on the Moon; and conducting additional scientific activities
18 on the Moon. The multi-year plan shall include key mile-
19 stones to be met by fiscal year to achieve goals for each
20 of the lunar programs described in the previous sentence
21 and funding required by fiscal year to achieve such mile-
22 stones, as well as funding provided in fiscal year 2021 and
23 previous years.

1 NATIONAL SCIENCE FOUNDATION

2 RESEARCH AND RELATED ACTIVITIES

3 For necessary expenses in carrying out the National
4 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),
5 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services
6 as authorized by section 3109 of title 5, United States
7 Code; maintenance and operation of aircraft and purchase
8 of flight services for research support; acquisition of air-
9 craft; and authorized travel; \$6,907,400,000, to remain
10 available until September 30, 2022, of which not to exceed
11 \$544,000,000 shall remain available until expended for
12 polar research and operations support, and for reimburse-
13 ment to other Federal agencies for operational and science
14 support and logistical and other related activities for the
15 United States Antarctic program: *Provided*, That receipts
16 for scientific support services and materials furnished by
17 the National Research Centers and other National Science
18 Foundation supported research facilities may be credited
19 to this appropriation.

20 MAJOR RESEARCH EQUIPMENT AND FACILITIES

21 CONSTRUCTION

22 For necessary expenses for the acquisition, construc-
23 tion, commissioning, and upgrading of major research
24 equipment, facilities, and other such capital assets pursu-
25 ant to the National Science Foundation Act of 1950 (42

1 U.S.C. 1861 et seq.), including authorized travel,
2 \$239,750,000 to remain available until expended.

3 EDUCATION AND HUMAN RESOURCES

4 For necessary expenses in carrying out science, math-
5 ematics, and engineering education and human resources
6 programs and activities pursuant to the National Science
7 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-
8 ing services as authorized by section 3109 of title 5,
9 United States Code, authorized travel, and rental of con-
10 ference rooms in the District of Columbia, \$963,500,000
11 to remain available until September 30, 2022.

12 AGENCY OPERATIONS AND AWARD MANAGEMENT

13 For agency operations and award management nec-
14 essary in carrying out the National Science Foundation
15 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized
16 by section 3109 of title 5, United States Code; hire of pas-
17 senger motor vehicles; uniforms or allowances therefor, as
18 authorized by sections 5901 and 5902 of title 5, United
19 States Code; rental of conference rooms in the District of
20 Columbia; and reimbursement of the Department of
21 Homeland Security for security guard services;
22 \$345,000,000: *Provided*, That not to exceed \$8,280 is for
23 official reception and representation expenses: *Provided*
24 *further*, That contracts may be entered into under this
25 heading in fiscal year 2021 for maintenance and operation

1 of facilities and for other services to be provided during
2 the next fiscal year.

3 OFFICE OF THE NATIONAL SCIENCE BOARD

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

14 OFFICE OF INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General as authorized by the Inspector General Act of
17 1978, \$17,850,000, of which \$400,000 shall remain avail-
18 able until September 30, 2022.

19 ADMINISTRATIVE PROVISIONS

20 (INCLUDING TRANSFER OF FUNDS)

21 Not to exceed 5 percent of any appropriation made
22 available for the current fiscal year for the National
23 Science Foundation in this Act may be transferred be-
24 tween such appropriations, but no such appropriation shall
25 be increased by more than 10 percent by any such trans-

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

5 The Director of the National Science Foundation
6 (NSF) shall notify the Committees on Appropriations of
7 the House of Representatives and the Senate at least 30
8 days in advance of any planned divestment through trans-
9 fer, decommissioning, termination, or deconstruction of
10 any NSF-owned facilities or any NSF capital assets (in-
11 cluding land, structures, and equipment) valued greater
12 than \$2,500,000.

13 This title may be cited as the “Science Appropria-
14 tions Act, 2021”.

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

5 For necessary expenses of the Commission on Civil
6 Rights, including hire of passenger motor vehicles,
7 \$11,000,000: *Provided*, That none of the funds appro-
8 priated in this paragraph may be used to employ any indi-
9 viduals under Schedule C of subpart C of part 213 of title
10 5 of the Code of Federal Regulations exclusive of one spe-
11 cial assistant for each Commissioner: *Provided further*,
12 That none of the funds appropriated in this paragraph
13 shall be used to reimburse Commissioners for more than
14 75 billable days, with the exception of the chairperson,
15 who is permitted 125 billable days: *Provided further*, That
16 the Chair may accept and use any gift or donation to carry
17 out the work of the Commission: *Provided further*, That
18 none of the funds appropriated in this paragraph shall be
19 used for any activity or expense that is not explicitly au-
20 thorized by section 3 of the Civil Rights Commission Act
21 of 1983 (42 U.S.C. 1975a).

22 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
23 SALARIES AND EXPENSES

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

1 Civil Rights Act of 1964, the Age Discrimination in Em-
2 ployment Act of 1967, the Equal Pay Act of 1963, the
3 Americans with Disabilities Act of 1990, section 501 of
4 the Rehabilitation Act of 1973, the Civil Rights Act of
5 1991, the Genetic Information Nondiscrimination Act
6 (GINA) of 2008 (Public Law 110–233), the ADA Amend-
7 ments Act of 2008 (Public Law 110–325), and the Lilly
8 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-
9 cluding services as authorized by section 3109 of title 5,
10 United States Code; hire of passenger motor vehicles as
11 authorized by section 1343(b) of title 31, United States
12 Code; nonmonetary awards to private citizens; and up to
13 \$30,500,000 for payments to State and local enforcement
14 agencies for authorized services to the Commission,
15 \$394,000,000: *Provided*, That the Commission is author-
16 ized to make available for official reception and represen-
17 tation expenses not to exceed \$2,250 from available funds:
18 *Provided further*, That the Commission may take no action
19 to implement any workforce repositioning, restructuring,
20 or reorganization until such time as the Committees on
21 Appropriations of the House of Representatives and the
22 Senate have been notified of such proposals, in accordance
23 with the reprogramming requirements of section 505 of
24 this Act: *Provided further*, That the Chair may accept and

1 use any gift or donation to carry out the work of the Com-
2 mission.

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, \$103,000,000, to
10 remain 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, \$446,000,000, of which \$408,400,000 is for
16 basic field programs and required independent audits;
17 \$5,300,000 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; \$22,300,000 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 \$1,500,000 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 2020 and
21 2021, 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 \$3,700,000.

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, \$56,000,000, 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.) \$7,000,000, of which \$500,000
6 shall remain available until September 30, 2022: *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.

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TITLE V

GENERAL PROVISIONS

(INCLUDING RESCISSIONS)

(INCLUDING TRANSFER OF FUNDS)

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

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

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

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

1 SEC. 505. None of the funds provided under this Act,
2 or provided under previous appropriations Acts to the
3 agencies funded by this Act that remain available for obli-
4 gation or expenditure in fiscal year 2021, or provided from
5 any accounts in the Treasury of the United States derived
6 by the collection of fees available to the agencies funded
7 by this Act, shall be available for obligation or expenditure
8 through a reprogramming of funds that: (1) creates or ini-
9 tiates a new program, project, or activity; (2) eliminates
10 a program, project, or activity; (3) increases funds or per-
11 sonnel by any means for any project or activity for which
12 funds have been denied or restricted; (4) relocates an of-
13 fice or employees; (5) reorganizes or renames offices, pro-
14 grams, or activities; (6) contracts out or privatizes any
15 functions or activities presently performed by Federal em-
16 ployees; (7) augments existing programs, projects, or ac-
17 tivities in excess of \$500,000 or 10 percent, whichever is
18 less, or reduces by 10 percent funding for any program,
19 project, or activity, or numbers of personnel by 10 percent;
20 or (8) results from any general savings, including savings
21 from a reduction in personnel, which would result in a
22 change in existing programs, projects, or activities as ap-
23 proved by Congress unless the House and Senate Commit-
24 tees on Appropriations are notified 15 days in advance of
25 such reprogramming of funds.

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

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

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

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

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

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

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

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

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

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

15 SEC. 510. Notwithstanding any other provision of
16 law, amounts deposited or available in the Fund estab-
17 lished by section 1402 of chapter XIV of title II of Public
18 Law 98-473 (34 U.S.C. 20101) in any fiscal year in ex-
19 cess of \$1,500,000,000 shall not be available for obligation
20 until the following fiscal year: *Provided*, That notwith-
21 standing section 1402(d) of such Act, of the amounts
22 available from the Fund for obligation: (1) \$10,000,000
23 shall be transferred to the Department of Justice Office
24 of Inspector General and remain available until expended
25 for oversight and auditing purposes associated with this

1 section; and (2) 5 percent shall be available to the Office
2 for Victims of Crime for grants, consistent with the re-
3 quirements of the Victims of Crime Act, to Indian tribes
4 to improve services for victims of crime.

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

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

16 SEC. 513. (a) The Inspectors General of the Depart-
17 ment of Commerce, the Department of Justice, the Na-
18 tional Aeronautics and Space Administration, the Na-
19 tional Science Foundation, and the Legal Services Cor-
20 poration shall conduct audits, pursuant to the Inspector
21 General Act (5 U.S.C. App.), of grants or contracts for
22 which funds are appropriated by this Act, and shall submit
23 reports to Congress on the progress of such audits, which
24 may include preliminary findings and a description of
25 areas of particular interest, within 180 days after initi-

1 ating such an audit and every 180 days thereafter until
2 any such audit is completed.

3 (b) Within 60 days after the date on which an audit
4 described in subsection (a) by an Inspector General is
5 completed, the Secretary, Attorney General, Adminis-
6 trator, Director, or President, as appropriate, shall make
7 the results of the audit available to the public on the Inter-
8 net website maintained by the Department, Administra-
9 tion, Foundation, or Corporation, respectively. The results
10 shall be made available in redacted form to exclude—

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

13 (2) sensitive personal information for any indi-
14 vidual, the public access to which could be used to
15 commit identity theft or for other inappropriate or
16 unlawful purposes.

17 (c) Any person awarded a grant or contract funded
18 by amounts appropriated by this Act shall submit a state-
19 ment to the Secretary of Commerce, the Attorney General,
20 the Administrator, Director, or President, as appropriate,
21 certifying that no funds derived from the grant or contract
22 will be made available through a subcontract or in any
23 other manner to another person who has a financial inter-
24 est in the person awarded the grant or contract.

1 (d) The provisions of the preceding subsections of
2 this section shall take effect 30 days after the date on
3 which the Director of the Office of Management and
4 Budget, in consultation with the Director of the Office of
5 Government Ethics, determines that a uniform set of rules
6 and requirements, substantially similar to the require-
7 ments in such subsections, consistently apply under the
8 executive branch ethics program to all Federal depart-
9 ments, agencies, and entities.

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

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

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

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

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

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

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

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

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

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

15 SEC. 516. None of the funds made available in this
16 Act may be used to include in any new bilateral or multi-
17 lateral trade agreement the text of—

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

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

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

24 SEC. 517. None of the funds made available in this
25 Act may be used to authorize or issue a national security

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

8 SEC. 518. If at any time during any quarter, the pro-
9 gram manager of a project within the jurisdiction of the
10 Departments of Commerce or Justice, the National Aero-
11 nautics and Space Administration, or the National Science
12 Foundation totaling more than \$75,000,000 has reason-
13 able cause to believe that the total program cost has in-
14 creased by 10 percent or more, the program manager shall
15 immediately inform the respective Secretary, Adminis-
16 trator, or Director. The Secretary, Administrator, or Di-
17 rector shall notify the House and Senate Committees on
18 Appropriations within 30 days in writing of such increase,
19 and shall include in such notice: the date on which such
20 determination was made; a statement of the reasons for
21 such increases; the action taken and proposed to be taken
22 to control future cost growth of the project; changes made
23 in the performance or schedule milestones and the degree
24 to which such changes have contributed to the increase
25 in total program costs or procurement costs; new esti-

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

5 SEC. 519. Funds appropriated by this Act, or made
6 available by the transfer of funds in this Act, for intel-
7 ligence or intelligence related activities are deemed to be
8 specifically authorized by the Congress for purposes of sec-
9 tion 504 of the National Security Act of 1947 (50 U.S.C.
10 3094) during fiscal year 2021 until the enactment of the
11 Intelligence Authorization Act for fiscal year 2021.

12 SEC. 520. None of the funds appropriated or other-
13 wise made available by this Act may be used to enter into
14 a contract in an amount greater than \$5,000,000 or to
15 award a grant in excess of such amount unless the pro-
16 spective contractor or grantee certifies in writing to the
17 agency awarding the contract or grant that, to the best
18 of its knowledge and belief, the contractor or grantee has
19 filed all Federal tax returns required during the three
20 years preceding the certification, has not been convicted
21 of a criminal offense under the Internal Revenue Code of
22 1986, and has not, more than 90 days prior to certifi-
23 cation, been notified of any unpaid Federal tax assessment
24 for which the liability remains unsatisfied, unless the as-
25 sessment is the subject of an installment agreement or

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

5 (RESCISSIONS)

6 SEC. 521. (a) Of the unobligated balances from prior
7 year appropriations available to the Department of Com-
8 merce, the following funds are hereby permanently re-
9 scinded, not later than September 30, 2021, from the fol-
10 lowing accounts in the specified amounts—

11 (1) “Economic Development Administration,
12 Economic Development Assistance Programs”,
13 \$10,000,000; and

14 (2) “National Oceanic and Atmospheric Admin-
15 istration, Fisheries Enforcement Asset Forfeiture
16 Fund”, \$5,000,000.

17 (b) Of the unobligated balances available to the De-
18 partment of Justice, the following funds are hereby per-
19 manently rescinded, not later than September 30, 2021,
20 from the following accounts in the specified amounts—

21 (1) “Working Capital Fund”, \$151,000,000;

22 (2) “Federal Bureau of Investigation, Salaries
23 and Expenses”, \$80,000,000 including from, but not
24 limited to, fees collected to defray expenses for the

1 automation of fingerprint identification and criminal
2 justice information services and associated costs;

3 (3) “State and Local Law Enforcement Activi-
4 ties, Office of Justice Programs”, \$70,000,000; and

5 (4) “State and Local Law Enforcement Activi-
6 ties, Community Oriented Policing Services”,
7 \$15,000,000.

8 (c) The Departments of Commerce and Justice shall
9 submit to the Committees on Appropriations of the House
10 of Representatives and the Senate a report no later than
11 September 1, 2021, specifying the amount of each rescis-
12 sion made pursuant to subsections (a) and (b).

13 (d) The amounts rescinded in subsections (a) and (b)
14 shall not be from amounts that were designated by the
15 Congress as an emergency or disaster relief requirement
16 pursuant to the concurrent resolution on the budget or
17 the Balanced Budget and Emergency Deficit Control Act
18 of 1985.

19 SEC. 522. 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. 523. 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—

4 (1) such conference is a law enforcement train-
5 ing or operational conference for law enforcement
6 personnel and the majority of Federal employees in
7 attendance are law enforcement personnel stationed
8 outside the United States; or

9 (2) such conference is a scientific conference
10 and the department or agency head determines that
11 such attendance is in the national interest and noti-
12 fies the Committees on Appropriations of the House
13 of Representatives and the Senate within at least 15
14 days of that determination and the basis for that de-
15 termination.

16 SEC. 524. The Director of the Office of Management
17 and Budget shall instruct any department, agency, or in-
18 strumentality of the United States receiving funds appro-
19 priated under this Act to track undisbursed balances in
20 expired grant accounts and include in its annual perform-
21 ance plan and performance and accountability reports the
22 following:

23 (1) Details on future action the department,
24 agency, or instrumentality will take to resolve
25 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. 525. (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. 526. (a) None of the funds made available in
21 this Act may be used to maintain or establish a computer
22 network unless such network blocks the viewing,
23 downloading, and exchanging of pornography.

24 (b) Nothing in subsection (a) shall limit the use of
25 funds necessary for any Federal, State, tribal, or local law

1 enforcement agency or any other entity carrying out crimi-
2 nal investigations, prosecution, adjudication, or other law
3 enforcement- or victim assistance-related activity.

4 SEC. 527. The Departments of Commerce and Jus-
5 tice, the National Aeronautics and Space Administration,
6 the National Science Foundation, the Commission on Civil
7 Rights, the Equal Employment Opportunity Commission,
8 the International Trade Commission, the Legal Services
9 Corporation, the Marine Mammal Commission, the Offices
10 of Science and Technology Policy and the United States
11 Trade Representative, the National Space Council, and
12 the State Justice Institute shall submit spending plans,
13 signed by the respective department or agency head, to
14 the Committees on Appropriations of the House of Rep-
15 resentatives and the Senate within 45 days after the date
16 of enactment of this Act.

17 SEC. 528. Notwithstanding any other provision of
18 this Act, none of the funds appropriated or otherwise
19 made available by this Act may be used to pay award or
20 incentive fees for contractor performance that has been
21 judged to be below satisfactory performance or for per-
22 formance that does not meet the basic requirements of a
23 contract, unless the Agency determines that any such devi-
24 ations are due to unforeseeable events, government-driven
25 scope changes, or are not significant within the overall

1 scope of the project and/or program and unless such
2 awards or incentive fees are consistent with 16.401(e)(2)
3 of the FAR.

4 SEC. 529. None of the funds made available by this
5 Act may be used in contravention of section 7606 (“Legit-
6 imacy of Industrial Hemp Research”) of the Agricultural
7 Act of 2014 (Public Law 113–79) by the Department of
8 Justice or the Drug Enforcement Administration.

9 SEC. 530. None of the funds made available under
10 this Act to the Department of Justice may be used, with
11 respect to any of the States of Alabama, Alaska, Arizona,
12 Arkansas, California, Colorado, Connecticut, Delaware,
13 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-
14 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-
15 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,
16 New Hampshire, New Jersey, New Mexico, New York,
17 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,
18 Pennsylvania, Rhode Island, South Carolina, Tennessee,
19 Texas, Utah, Vermont, Virginia, Washington, West Vir-
20 ginia, Wisconsin, and Wyoming, or with respect to the
21 District of Columbia, the Commonwealth of the Northern
22 Mariana Islands, the United States Virgin Islands, Guam,
23 or Puerto Rico, to prevent any of them from implementing
24 their own laws that authorize the use, distribution, posses-
25 sion, or cultivation of medical marijuana.

1 SEC. 531. The Department of Commerce, the Na-
2 tional Aeronautics and Space Administration, and the Na-
3 tional Science Foundation shall provide a quarterly report
4 to the Committees on Appropriations of the House of Rep-
5 resentatives and the Senate on any official travel to China
6 by any employee of such Department or agency, including
7 the purpose of such travel.

8 SEC. 532. 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. 533. (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. 534. (a) Notwithstanding any other provision
16 of law or treaty, none of the funds appropriated or other-
17 wise made available under this Act or any other Act may
18 be expended or obligated by a department, agency, or in-
19 strumentality of the United States to pay administrative
20 expenses or to compensate an officer or employee of the
21 United States in connection with requiring an export li-
22 cense for the export to Canada of components, parts, ac-
23 cessories or attachments for firearms listed in Category
24 I, section 121.1 of title 22, Code of Federal Regulations
25 (International Trafficking in Arms Regulations (ITAR)),

1 part 121, as it existed on April 1, 2005) with a total value
2 not exceeding \$500 wholesale in any transaction, provided
3 that the conditions of subsection (b) of this section are
4 met by the exporting party for such articles.

5 (b) The foregoing exemption from obtaining an ex-
6 port license—

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

13 (2) does not permit the export without a license
14 of—

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

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

24 (C) articles for export from Canada to an-
25 other foreign destination.

1 (c) In accordance with this section, the District Di-
2 rectors of Customs and postmasters shall permit the per-
3 manent or temporary export without a license of any un-
4 classified articles specified in subsection (a) to Canada for
5 end use in Canada or return to the United States, or tem-
6 porary import of Canadian-origin items from Canada for
7 end use in the United States or return to Canada for a
8 Canadian citizen.

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

20 SEC. 535. Notwithstanding any other provision of
21 law, no department, agency, or instrumentality of the
22 United States receiving appropriated funds under this Act
23 or any other Act shall obligate or expend in any way such
24 funds to pay administrative expenses or the compensation
25 of any officer or employee of the United States to deny

1 any application submitted pursuant to 22 U.S.C.
2 2778(b)(1)(B) and qualified pursuant to 27 CFR section
3 478.112 or .113, for a permit to import United States ori-
4 gin “curios or relics” firearms, parts, or ammunition.

5 SEC. 536. None of the funds made available by this
6 Act may be used to pay the salaries or expenses of per-
7 sonnel to deny, or fail to act on, an application for the
8 importation of any model of shotgun if—

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

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

17 SEC. 537. None of the funds made available by this
18 Act may be obligated or expended to implement the Arms
19 Trade Treaty until the Senate approves a resolution of
20 ratification for the Treaty.

21 SEC. 538. The head of any executive branch depart-
22 ment, agency, board, commission, or office funded by this
23 Act shall require that all contracts within their purview
24 that provide award fees link such fees to successful acqui-

1 sition outcomes, specifying the terms of cost, schedule,
2 and performance.

3 SEC. 539. None of the funds provided in this Act
4 shall be available for obligation for the James Webb Space
5 Telescope (JWST) after December 31, 2020, if the indi-
6 vidual identified under subsection (c)(2)(E) of section
7 30104 of title 51, United States Code, as responsible for
8 JWST determines that the formulation and development
9 costs (with development cost as defined under section
10 30104 of title 51, United States Code) are likely to exceed
11 \$8,802,700,000, unless the program is modified so that
12 the costs do not exceed \$8,802,700,000.

13 SEC. 540. Of the amounts made available by this Act,
14 not less than 10 percent of each total amount provided,
15 respectively, for Public Works grants authorized by the
16 Public Works and Economic Development Act of 1965 and
17 grants authorized by section 27 of the Stevenson-Wydler
18 Technology Innovation Act of 1980 (15 U.S.C. 3722) shall
19 be allocated for assistance in persistent poverty counties:
20 *Provided*, That for purposes of this section, the term “per-
21 sistent poverty counties” means any county that has had
22 20 percent or more of its population living in poverty over
23 the past 30 years, as measured by the 1990 and 2000
24 decennial censuses and the most recent Small Area In-

1 come and Poverty Estimates, or any territory or posses-
2 sion of the United States.

3 This Act may be cited as the “Commerce, Justice,
4 Science, and Related Agencies Appropriations Act, 2021”.

[COMMITTEE PRINT]

Calendar No. 000

116TH CONGRESS
2^D SESSION

S. 0000

[Report No. 116--000]

A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2021, and for other purposes.

JUNE 00, 2020

Read twice and placed on the calendar