

117TH CONGRESS  
2D SESSION

# S. 4664

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2023, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

JULY 28, 2022

Mrs. SHAHEEN introduced the following bill; which was read twice and referred to the Committee on Appropriations

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## A BILL

Making appropriations for the Departments of Commerce and Justice, Science, and Related Agencies for the fiscal year ending September 30, 2023, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       Departments of Commerce and Justice, Science, and Re-  
6       lated Agencies for the fiscal year ending September 30,  
7       2023, and for other purposes, namely:

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

5 For necessary expenses for international trade activi-  
6 ties of the Department of Commerce provided for by law,  
7 to carry out activities associated with facilitating, attract-  
8 ing, and retaining business investment in the United  
9 States, and for engaging in trade promotional activities  
10 abroad, including expenses of grants and cooperative  
11 agreements for the purpose of promoting exports of  
12 United States firms, without regard to sections 3702 and  
13 3703 of title 44, United States Code; full medical coverage  
14 for dependent members of immediate families of employees  
15 stationed overseas and employees temporarily posted over-  
16 seas; travel and transportation of employees of the Inter-  
17 national Trade Administration between two points abroad,  
18 without regard to section 40118 of title 49, United States  
19 Code; employment of citizens of the United States and  
20 aliens by contract for services; rental of space abroad for  
21 periods not exceeding 10 years, and expenses of alteration,  
22 repair, or improvement; purchase or construction of tem-  
23 porary demountable exhibition structures for use abroad;  
24 payment of tort claims, in the manner authorized in the  
25 first paragraph of section 2672 of title 28, United States

1 Code, when such claims arise in foreign countries; not to  
2 exceed \$294,300 for official representation expenses  
3 abroad; purchase of passenger motor vehicles for official  
4 use abroad, not to exceed \$45,000 per vehicle; not to ex-  
5 ceed \$325,000 for purchase of armored vehicles without  
6 regard to the general purchase price limitations; obtaining  
7 insurance on official motor vehicles; and rental of tie lines,  
8 \$625,000,000, of which \$80,000,000 shall remain avail-  
9 able until September 30, 2024: *Provided, That*  
10 \$12,000,000 is to be derived from fees to be retained and  
11 used by the International Trade Administration, notwith-  
12 standing section 3302 of title 31, United States Code: *Pro-*  
13 *vided further,* That, of amounts provided under this head-  
14 ing, not less than \$16,400,000 shall be for China anti-  
15 dumping and countervailing duty enforcement and compli-  
16 ance activities: *Provided further,* That the provisions of the  
17 first sentence of section 105(f) and all of section 108(c)  
18 of the Mutual Educational and Cultural Exchange Act of  
19 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in car-  
20 rying out these activities; and that for the purpose of this  
21 Act, contributions under the provisions of the Mutual  
22 Educational and Cultural Exchange Act of 1961 shall in-  
23 clude payment for assessments for services provided as  
24 part of these activities.

BUREAU OF INDUSTRY AND SECURITY  
OPERATIONS AND ADMINISTRATION

For necessary expenses for export administration and national security activities of the Department of Commerce, including costs associated with the performance of export administration field activities both domestically and abroad; full medical coverage for dependent members of immediate families of employees stationed overseas; employment of citizens of the United States and aliens by contract for services abroad; payment of tort claims, in the manner authorized in the first paragraph of section 2672 of title 28, United States Code, when such claims arise in foreign countries; not to exceed \$13,500 for official representation expenses abroad; awards of compensation to informers under the Export Control Reform Act of 2018 (subtitle B of title XVII of the John S. McCain National Defense Authorization Act for Fiscal Year 2019; Public Law 115–232; 132 Stat. 2208; 50 U.S.C. 4801 et seq.), and as authorized by section 1(b) of the Act of June 15, 1917 (40 Stat. 223; 22 U.S.C. 401(b)); and purchase of passenger motor vehicles for official use and motor vehicles for law enforcement use with special requirement vehicles eligible for purchase without regard to any price limitation otherwise established by law, \$199,636,000, of which \$76,000,000 shall remain available until expended:

1 *Provided*, That the provisions of the first sentence of sec-  
 2 tion 105(f) and all of section 108(c) of the Mutual Edu-  
 3 cational and Cultural Exchange Act of 1961 (22 U.S.C.  
 4 2455(f) and 2458(c)) shall apply in carrying out these ac-  
 5 tivities: *Provided further*, That payments and contribu-  
 6 tions collected and accepted for materials or services pro-  
 7 vided as part of such activities may be retained for use  
 8 in covering the cost of such activities, and for providing  
 9 information to the public with respect to the export admin-  
 10 istration and national security activities of the Depart-  
 11 ment of Commerce and other export control programs of  
 12 the United States and other governments.

### 13 ECONOMIC DEVELOPMENT ADMINISTRATION

#### 14 ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

15 For grants for economic development assistance as  
 16 provided by the Public Works and Economic Development  
 17 Act of 1965, for trade adjustment assistance, and for  
 18 grants authorized by sections 27 and 28 of the Stevenson-  
 19 Wydler Technology Innovation Act of 1980 (15 U.S.C.  
 20 3722 and 3723), as amended, \$380,000,000 to remain  
 21 available until expended, of which \$50,000,000 shall be  
 22 for grants under such section 27 and \$10,000,000 shall  
 23 be for grants under such section 28: *Provided*, That of  
 24 the amounts provided under this heading, \$20,000,000  
 25 shall be for grants to support local labor markets and local

1 communities experiencing high prime-age employment  
 2 gaps: *Provided further*, That any deviation from the  
 3 amounts designated for specific activities in the explana-  
 4 tory statement accompanying this Act, or any use of  
 5 deobligated balances of funds provided under this heading  
 6 in previous years, shall be subject to the procedures set  
 7 forth in section 505 of this Act.

#### 8 SALARIES AND EXPENSES

9 For necessary expenses of administering the eco-  
 10 nomic development assistance programs as provided for by  
 11 law, \$70,018,000: *Provided*, That funds provided under  
 12 this heading may be used to monitor projects approved  
 13 pursuant to title I of the Public Works Employment Act  
 14 of 1976; title II of the Trade Act of 1974; sections 27  
 15 and 28 of the Stevenson-Wydler Technology Innovation  
 16 Act of 1980 (15 U.S.C. 3722 and 3723), as amended; and  
 17 the Community Emergency Drought Relief Act of 1977.

#### 18 MINORITY BUSINESS DEVELOPMENT AGENCY

##### 19 MINORITY BUSINESS DEVELOPMENT

20 For necessary expenses of the Minority Business De-  
 21 velopment Agency in fostering, promoting, and developing  
 22 minority business enterprises, as authorized by law,  
 23 \$70,000,000, of which not more than \$23,100,000 shall  
 24 be available for overhead expenses, including salaries and

1 expenses, rent, utilities, and information technology serv-  
 2 ices.

### 3 ECONOMIC AND STATISTICAL ANALYSIS

#### 4 SALARIES AND EXPENSES

5 For necessary expenses, as authorized by law, of eco-  
 6 nomic and statistical analysis programs of the Department  
 7 of Commerce, \$128,000,000, to remain available until  
 8 September 30, 2024.

#### 9 BUREAU OF THE CENSUS

#### 10 CURRENT SURVEYS AND PROGRAMS

11 For necessary expenses for collecting, compiling, ana-  
 12 lyzing, preparing, and publishing statistics, provided for  
 13 by law, \$330,000,000: *Provided*, That, from amounts pro-  
 14 vided herein, funds may be used for promotion, outreach,  
 15 and marketing activities.

#### 16 PERIODIC CENSUSES AND PROGRAMS

#### 17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for collecting, compiling, ana-  
 19 lyzing, preparing, and publishing statistics for periodic  
 20 censuses and programs provided for by law,  
 21 \$1,155,000,000, to remain available until September 30,  
 22 2024: *Provided*, That, from amounts provided herein,  
 23 funds may be used for promotion, outreach, and mar-  
 24 keting activities: *Provided further*, That within the  
 25 amounts appropriated, \$3,556,000 shall be transferred to

1 the “Office of Inspector General” account for activities as-  
 2 sociated with carrying out investigations and audits re-  
 3 lated to the Bureau of the Census.

4 NATIONAL TELECOMMUNICATIONS AND INFORMATION  
 5 ADMINISTRATION  
 6 SALARIES AND EXPENSES

7 For necessary expenses, as provided for by law, of  
 8 the National Telecommunications and Information Ad-  
 9 ministration (NTIA), \$65,000,000, to remain available  
 10 until September 30, 2024: *Provided*, That, notwith-  
 11 standing 31 U.S.C. 1535(d), the Secretary of Commerce  
 12 shall charge Federal agencies for costs incurred in spec-  
 13 trum management, analysis, operations, and related serv-  
 14 ices, and such fees shall be retained and used as offsetting  
 15 collections for costs of such spectrum services, to remain  
 16 available until expended: *Provided further*, That the Sec-  
 17 retary of Commerce is authorized to retain and use as off-  
 18 setting collections all funds transferred, or previously  
 19 transferred, from other Government agencies for all costs  
 20 incurred in telecommunications research, engineering, and  
 21 related activities by the Institute for Telecommunication  
 22 Sciences of NTIA, in furtherance of its assigned functions  
 23 under this paragraph, and such funds received from other  
 24 Government agencies shall remain available until ex-  
 25 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, \$4,253,404,000, 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 2023, so as to result in a fiscal year 2023 appropriation  
20 from the general fund estimated at \$0: *Provided further*,  
21 That during fiscal year 2023, should the total amount of  
22 such offsetting collections be less than \$4,253,404,000,  
23 this amount shall be reduced accordingly: *Provided further*,  
24 That any amount received in excess of \$4,253,404,000 in  
25 fiscal year 2023 and deposited in the Patent and Trade-

1 mark Fee Reserve Fund shall remain available until ex-  
2 pended: *Provided further*, That the Director of USPTO  
3 shall submit a spending plan to the Committees on Appro-  
4 priations of the House of Representatives and the Senate  
5 for any amounts made available by the preceding proviso  
6 and such spending plan shall be treated as a reprogram-  
7 ming under section 505 of this Act and shall not be avail-  
8 able for obligation or expenditure except in compliance  
9 with the procedures set forth in that section: *Provided fur-*  
10 *ther*, That any amounts reprogrammed in accordance with  
11 the preceding proviso shall be transferred to the United  
12 States Patent and Trademark Office “Salaries and Ex-  
13 penses” account: *Provided further*, That the budget of the  
14 President submitted for fiscal year 2024 under section  
15 1105 of title 31, United States Code, shall include within  
16 amounts provided under this heading for necessary ex-  
17 penses of the USPTO any increases that are expected to  
18 result from an increase promulgated through rule or regu-  
19 lation in offsetting collections of fees and surcharges as-  
20 sessed and collected by the USPTO under any law in ei-  
21 ther fiscal year 2023 or fiscal year 2024: *Provided further*,  
22 That from amounts provided herein, not to exceed  
23 \$13,500 shall be made available in fiscal year 2023 for  
24 official reception and representation expenses: *Provided*  
25 *further*, That in fiscal year 2023 from the amounts made

1 available for “Salaries and Expenses” for the USPTO, the  
2 amounts necessary to pay (1) the difference between the  
3 percentage of basic pay contributed by the USPTO and  
4 employees under section 8334(a) of title 5, United States  
5 Code, and the normal cost percentage (as defined by sec-  
6 tion 8331(17) of that title) as provided by the Office of  
7 Personnel Management (OPM) for USPTO’s specific use,  
8 of basic pay, of employees subject to subchapter III of  
9 chapter 83 of that title, and (2) the present value of the  
10 otherwise unfunded accruing costs, as determined by OPM  
11 for USPTO’s specific use of post-retirement life insurance  
12 and post-retirement health benefits coverage for all  
13 USPTO employees who are enrolled in Federal Employees  
14 Health Benefits (FEHB) and Federal Employees Group  
15 Life Insurance (FEGLI), shall be transferred to the Civil  
16 Service Retirement and Disability Fund, the FEGLI  
17 Fund, and the Employees FEHB Fund, as appropriate,  
18 and shall be available for the authorized purposes of those  
19 accounts: *Provided further*, That any differences between  
20 the present value factors published in OPM’s yearly 300  
21 series benefit letters and the factors that OPM provides  
22 for USPTO’s specific use shall be recognized as an im-  
23 puted cost on USPTO’s financial statements, where appli-  
24 cable: *Provided further*, That, notwithstanding any other  
25 provision of law, all fees and surcharges assessed and col-

1 lected by USPTO are available for USPTO only pursuant  
 2 to section 42(c) of title 35, United States Code, as amend-  
 3 ed by section 22 of the Leahy-Smith America Invents Act  
 4 (Public Law 112–29): *Provided further*, That within the  
 5 amounts appropriated, \$2,450,000 shall be transferred to  
 6 the “Office of Inspector General” account for activities as-  
 7 sociated with carrying out investigations and audits re-  
 8 lated to the USPTO.

9 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY  
 10 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES  
 11 (INCLUDING TRANSFER OF FUNDS)

12 For necessary expenses of the National Institute of  
 13 Standards and Technology (NIST), \$974,946,000, to re-  
 14 main available until expended, of which not to exceed  
 15 \$9,000,000 may be transferred to the “Working Capital  
 16 Fund”: *Provided*, That of the amounts appropriated under  
 17 this heading, \$47,457,000 shall be used for the projects,  
 18 and in the amounts, specified in the table immediately fol-  
 19 lowing the paragraph “NIST External Projects” in the  
 20 explanatory statement accompanying this Act: *Provided*  
 21 *further*, That the amounts made available for the projects  
 22 referenced in the preceding proviso may not be transferred  
 23 for any other purpose: *Provided further*, That not to ex-  
 24 ceed \$5,000 shall be for official reception and representa-  
 25 tion expenses: *Provided further*, That NIST may provide

1 local transportation for summer undergraduate research  
 2 fellowship program participants.

3 INDUSTRIAL TECHNOLOGY SERVICES

4 For necessary expenses for industrial technology  
 5 services, \$270,000,000, to remain available until ex-  
 6 pended, of which \$200,000,000 shall be for the Hollings  
 7 Manufacturing Extension Partnership, and of which  
 8 \$70,000,000 shall be for the Manufacturing USA Pro-  
 9 gram.

10 CONSTRUCTION OF RESEARCH FACILITIES

11 For construction of new research facilities, including  
 12 architectural and engineering design, and for renovation  
 13 and maintenance of existing facilities, not otherwise pro-  
 14 vided for the National Institute of Standards and Tech-  
 15 nology, as authorized by sections 13 through 15 of the  
 16 National Institute of Standards and Technology Act (15  
 17 U.S.C. 278c–278e), \$451,393,000, to remain available  
 18 until expended: *Provided*, That of the amounts appro-  
 19 priated under this heading, \$201,726,000 shall be used  
 20 for the projects, and in the amounts, specified in the table  
 21 immediately following the paragraph “NIST Extramural  
 22 Construction” in the explanatory statement accompanying  
 23 this Act: *Provided further*, That up to one percent of  
 24 amounts made available for the projects referenced in the  
 25 preceding proviso may be used for the administrative costs

1 of such projects: *Provided further*, That the Director of  
2 the National Institute of Standards and Technology shall  
3 submit a spending plan to the Committees on Appropria-  
4 tions of the House of Representatives and the Senate for  
5 any amounts made available by the preceding proviso and  
6 such spending plan shall be treated as a reprogramming  
7 under section 505 of this Act and shall not be available  
8 for obligation or expenditure except in compliance with the  
9 procedures set forth in that section: *Provided further*, That  
10 the Secretary of Commerce shall include in the budget jus-  
11 tification materials for fiscal year 2024 that the Secretary  
12 submits to Congress in support of the Department of  
13 Commerce budget (as submitted with the budget of the  
14 President under section 1105(a) of title 31, United States  
15 Code) an estimate for each National Institute of Stand-  
16 ards and Technology construction project having a total  
17 multi-year program cost of more than \$5,000,000, and si-  
18 multaneously the budget justification materials shall in-  
19 clude an estimate of the budgetary requirements for each  
20 such project for each of the 5 subsequent fiscal years.

1 NATIONAL OCEANIC AND ATMOSPHERIC  
2 ADMINISTRATION  
3 OPERATIONS, RESEARCH, AND FACILITIES  
4 (INCLUDING TRANSFERS OF FUNDS)

5 For necessary expenses of activities authorized by law  
6 for the National Oceanic and Atmospheric Administration,  
7 including maintenance, operation, and hire of aircraft and  
8 vessels; pilot programs for State-led fisheries manage-  
9 ment, notwithstanding any other provision of law; grants,  
10 contracts, or other payments to nonprofit organizations  
11 for the purposes of conducting activities pursuant to coop-  
12 erative agreements; and relocation of facilities,  
13 \$4,589,855,000, to remain available until September 30,  
14 2024: *Provided*, That fees and donations received by the  
15 National Ocean Service for the management of national  
16 marine sanctuaries may be retained and used for the sala-  
17 ries and expenses associated with those activities, notwith-  
18 standing section 3302 of title 31, United States Code: *Pro-*  
19 *vided further*, That in addition, \$343,901,000 shall be de-  
20 rived by transfer from the fund entitled “Promote and De-  
21 velop Fishery Products and Research Pertaining to Amer-  
22 ican Fisheries”, which shall only be used for fishery activi-  
23 ties related to the Saltonstall-Kennedy Grant Program;  
24 Fisheries Data Collections, Surveys, and Assessments; Ob-  
25 servers and Training; Fisheries Management Programs

1 and Services; and Interjurisdictional Fisheries Grants:  
2 *Provided further*, That not to exceed \$71,299,000 shall be  
3 for payment to the “Department of Commerce Working  
4 Capital Fund”: *Provided further*, That of the  
5 \$4,956,506,000 provided for in direct obligations under  
6 this heading, \$4,589,855,000 is appropriated from the  
7 general fund, \$343,901,000 is provided by transfer, and  
8 \$22,750,000 is derived from recoveries of prior year obli-  
9 gations: *Provided further*, That of the amounts appro-  
10 priated under this heading, \$61,934,000 shall be used for  
11 the projects, and in the amounts, specified in the table  
12 immediately following the paragraph “NOAA Special  
13 Projects” in the explanatory statement accompanying this  
14 Act: *Provided further*, That the amounts made available  
15 for the projects referenced in the preceding proviso may  
16 not be transferred for any other purpose: *Provided further*,  
17 That any deviation from the amounts designated for spe-  
18 cific activities in the explanatory statement accompanying  
19 this Act, or any use of deobligated balances of funds pro-  
20 vided under this heading in previous years, shall be subject  
21 to the procedures set forth in section 505 of this Act: *Pro-*  
22 *vided further*, That, of the amounts appropriated under  
23 this heading, \$750,000 shall be transferred to the “Office  
24 of Inspector General” account for activities associated  
25 with carrying out investigations and audits related to Na-

1 tional Weather Service operations: *Provided further*, That  
 2 in addition, for necessary retired pay expenses under the  
 3 Retired Serviceman's Family Protection and Survivor  
 4 Benefits Plan, and for payments for the medical care of  
 5 retired personnel and their dependents under the Depend-  
 6 ents' Medical Care Act (10 U.S.C. ch. 55), such sums as  
 7 may be necessary.

8       PROCUREMENT, ACQUISITION AND CONSTRUCTION  
 9               (INCLUDING TRANSFER OF FUNDS)

10       For procurement, acquisition and construction of  
 11 capital assets, including alteration and modification costs,  
 12 of the National Oceanic and Atmospheric Administration,  
 13 \$1,874,329,000, to remain available until September 30,  
 14 2025, except that funds provided for acquisition and con-  
 15 struction of vessels and aircraft, and construction of facili-  
 16 ties shall remain available until expended: *Provided*, That  
 17 of the \$1,887,329,000 provided for in direct obligations  
 18 under this heading, \$1,874,329,000 is appropriated from  
 19 the general fund and \$13,000,000 is provided from recov-  
 20 eries of prior year obligations: *Provided further*, That any  
 21 deviation from the amounts designated for specific activi-  
 22 ties in the explanatory statement accompanying this Act,  
 23 or any use of deobligated balances of funds provided under  
 24 this heading in previous years, shall be subject to the pro-  
 25 cedures set forth in section 505 of this Act: *Provided fur-*

1 *ther*, That the Secretary of Commerce shall include in  
 2 budget justification materials for fiscal year 2024 that the  
 3 Secretary submits to Congress in support of the Depart-  
 4 ment of Commerce budget (as submitted with the budget  
 5 of the President under section 1105(a) of title 31, United  
 6 States Code) an estimate for each National Oceanic and  
 7 Atmospheric Administration procurement, acquisition or  
 8 construction project having a total of more than  
 9 \$5,000,000 and simultaneously the budget justification  
 10 shall include an estimate of the budgetary requirements  
 11 for each such project for each of the 5 subsequent fiscal  
 12 years: *Provided further*, That, within the amounts appro-  
 13 priated, \$3,000,000 shall be transferred to the “Office of  
 14 Inspector General” account for activities associated with  
 15 carrying out investigations and audits related to satellite  
 16 and vessel procurement, acquisition and construction.

17 PACIFIC COASTAL SALMON RECOVERY

18 For necessary expenses associated with the restora-  
 19 tion of Pacific salmon populations, \$65,000,000, to re-  
 20 main available until September 30, 2024: *Provided*, That,  
 21 of the funds provided herein, the Secretary of Commerce  
 22 may issue grants to the States of Washington, Oregon,  
 23 Idaho, Nevada, California, and Alaska, and to the feder-  
 24 ally recognized Tribes of the Columbia River and Pacific  
 25 Coast (including Alaska), for projects necessary for con-

1 servation of salmon and steelhead populations that are  
 2 listed as threatened or endangered, or that are identified  
 3 by a State as at-risk to be so listed, for maintaining popu-  
 4 lations necessary for exercise of Tribal treaty fishing  
 5 rights or native subsistence fishing, or for conservation of  
 6 Pacific coastal salmon and steelhead habitat, based on  
 7 guidelines to be developed by the Secretary of Commerce:  
 8 *Provided further*, That all funds shall be allocated based  
 9 on scientific and other merit principles and shall not be  
 10 available for marketing activities: *Provided further*, That  
 11 funds disbursed to States shall be subject to a matching  
 12 requirement of funds or documented in-kind contributions  
 13 of at least 33 percent of the Federal funds.

14 FISHERIES DISASTER ASSISTANCE

15 For necessary expenses of administering the fishery  
 16 disaster assistance programs authorized by the Magnuson-  
 17 Stevens Fishery Conservation and Management Act (Pub-  
 18 lic Law 94-265) and the Interjurisdictional Fisheries Act  
 19 (title III of Public Law 99-659), \$300,000.

20 FISHERMEN'S CONTINGENCY FUND

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

## 1 FISHERIES FINANCE PROGRAM ACCOUNT

2 Subject to section 502 of the Congressional Budget  
3 Act of 1974, during fiscal year 2023, obligations of direct  
4 loans may not exceed \$24,000,000 for Individual Fishing  
5 Quota loans and not to exceed \$100,000,000 for tradi-  
6 tional direct loans as authorized by the Merchant Marine  
7 Act of 1936.

## 8 DEPARTMENTAL MANAGEMENT

## 9 SALARIES AND EXPENSES

10 For necessary expenses for the management of the  
11 Department of Commerce provided for by law, including  
12 not to exceed \$4,500 for official reception and representa-  
13 tion, \$95,000,000: *Provided*, That no employee of the De-  
14 partment of Commerce may be detailed or assigned from  
15 a bureau or office funded by this Act or any other Act  
16 to offices within the Office of the Secretary of the Depart-  
17 ment of Commerce for more than 180 days in a fiscal year  
18 unless the individual's employing bureau or office is fully  
19 reimbursed for the salary and expenses of the employee  
20 for the entire period of assignment using funds provided  
21 under this heading: *Provided further*, That amounts made  
22 available to the Department of Commerce in this or any  
23 prior Act may not be transferred pursuant to section 508  
24 of this or any prior Act to the account funded under this

1 heading, except in the case of extraordinary circumstances  
 2 that threaten life or property.

3 RENOVIATION AND MODERNIZATION

4 For necessary expenses for the renovation and mod-  
 5 ernization of the Herbert C. Hoover Building, \$1,142,000.

6 NONRECURRING EXPENSES FUND

7 For necessary expenses for technology modernization  
 8 projects and cybersecurity risk mitigation of the Depart-  
 9 ment of Commerce, \$50,000,000, to remain available until  
 10 September 30, 2025: *Provided*, That amounts made avail-  
 11 able under this heading are in addition to such other funds  
 12 as may be available for such purposes: *Provided further*,  
 13 That any unobligated balances of expired discretionary  
 14 funds transferred to the Department of Commerce Non-  
 15 recurring Expenses Fund, as authorized by section 111  
 16 of title I of division B of Public Law 116–93, may be obli-  
 17 gated only after the Committees on Appropriations of the  
 18 House of Representatives and the Senate are notified at  
 19 least 15 days in advance of the planned use of funds.

20 OFFICE OF INSPECTOR GENERAL

21 For necessary expenses of the Office of Inspector  
 22 General in carrying out the provisions of the Inspector  
 23 General Act of 1978 (5 U.S.C. App.), \$49,771,000: *Pro-*  
 24 *vided*, That notwithstanding section 6413 of the Middle  
 25 Class Tax Relief and Job Creation Act of 2012 (Public

1 Law 112–96), an additional \$2,000,000, to remain avail-  
2 able until expended, shall be derived from the Public Safe-  
3 ty Trust Fund for activities associated with carrying out  
4 investigations and audits related to the First Responder  
5 Network Authority (FirstNet).

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

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

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

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

17        SEC. 104. The requirements set forth by section 105  
18        of the Commerce, Justice, Science, and Related Agencies  
19        Appropriations Act, 2012 (Public Law 112–55), as  
20        amended by section 105 of title I of division B of Public  
21        Law 113–6, are hereby adopted by reference and made  
22        applicable with respect to fiscal year 2023: *Provided*, That  
23        the life cycle cost for the Joint Polar Satellite System is  
24        \$11,322,125,000, the life cycle cost of the Polar Follow  
25        On Program is \$6,837,900,000, the life cycle cost for the

1 Geostationary Operational Environmental Satellite R-Se-  
2 ries Program is \$11,700,100,000, and the life cycle cost  
3 for the Space Weather Follow On Program is  
4 \$692,800,000.

5       SEC. 105. Notwithstanding any other provision of  
6 law, the Secretary of Commerce may furnish services (in-  
7 cluding but not limited to utilities, telecommunications,  
8 and security services) necessary to support the operation,  
9 maintenance, and improvement of space that persons,  
10 firms, or organizations are authorized, pursuant to the  
11 Public Buildings Cooperative Use Act of 1976 or other  
12 authority, to use or occupy in the Herbert C. Hoover  
13 Building, Washington, DC, or other buildings, the mainte-  
14 nance, operation, and protection of which has been dele-  
15 gated to the Secretary from the Administrator of General  
16 Services pursuant to the Federal Property and Adminis-  
17 trative Services Act of 1949 on a reimbursable or non-  
18 reimbursable basis. Amounts received as reimbursement  
19 for services provided under this section or the authority  
20 under which the use or occupancy of the space is author-  
21 ized, up to \$200,000, shall be credited to the appropria-  
22 tion or fund which initially bears the costs of such services.

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

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

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

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

1        SEC. 109. To carry out the responsibilities of the Na-  
2 tional Oceanic and Atmospheric Administration (NOAA),  
3 the Administrator of NOAA is authorized to: (1) enter  
4 into grants and cooperative agreements with; (2) use on  
5 a non-reimbursable basis land, services, equipment, per-  
6 sonnel, and facilities provided by; and (3) receive and ex-  
7 pend funds made available on a consensual basis from: a  
8 Federal agency, State or subdivision thereof, local govern-  
9 ment, Tribal government, Territory, or possession or any  
10 subdivisions thereof: *Provided*, That funds received for  
11 permitting and related regulatory activities pursuant to  
12 this section shall be deposited under the heading “Na-  
13 tional Oceanic and Atmospheric Administration—Oper-  
14 ations, Research, and Facilities” and shall remain avail-  
15 able until September 30, 2024, for such purposes: *Pro-*  
16 *vided further*, That all funds within this section and their  
17 corresponding uses are subject to section 505 of this Act.

18        SEC. 110. Amounts provided by this Act or by any  
19 prior appropriations Act that remain available for obliga-  
20 tion, for necessary expenses of the programs of the Eco-  
21 nomics and Statistics Administration of the Department  
22 of Commerce, including amounts provided for programs  
23 of the Bureau of Economic Analysis and the Bureau of  
24 the Census, shall be available for expenses of cooperative  
25 agreements with appropriate entities, including any Fed-

1 eral, State, or local governmental unit, or institution of  
 2 higher education, to aid and promote statistical, research,  
 3 and methodology activities which further the purposes for  
 4 which such amounts have been made available.

5 SEC. 111. Amounts provided by this Act for the Hol-  
 6 lings Manufacturing Extension Partnership under the  
 7 heading “National Institute of Standards and Tech-  
 8 nology—Industrial Technology Services” shall not be sub-  
 9 ject to cost share requirements under 15 U.S.C.  
 10 278k(e)(2): *Provided*, That the authority made available  
 11 pursuant to this section shall be elective, in whole or in  
 12 part, for any Manufacturing Extension Partnership Cen-  
 13 ter that also receives funding from a State that is condi-  
 14 tioned upon the application of a Federal cost sharing re-  
 15 quirement.

16 SEC. 112. The Secretary of Commerce, or the des-  
 17 ignee of the Secretary, may waive—

18 (1) in whole or in part, the matching require-  
 19 ments under sections 306 and 306A, and the cost  
 20 sharing requirements under section 315, of the  
 21 Coastal Zone Management Act of 1972 (16 U.S.C.  
 22 1455, 1455a, and 1461) as necessary at the request  
 23 of the grant applicant, for amounts made available  
 24 under this Act under the heading “Operations, Re-

1 search, and Facilities” under the heading “National  
2 Oceanic and Atmospheric Administration”; and  
3 (2) up to 50 percent of the matching require-  
4 ments under sections 306 and 306A, and the cost  
5 sharing requirements under section 315, of the  
6 Coastal Zone Management Act of 1972 (16 U.S.C.  
7 1455, 1455a, and 1461) as necessary at the request  
8 of the grant applicant, for amounts made available  
9 under this Act under the heading “Procurement, Ac-  
10 quisition and Construction” under the heading “Na-  
11 tional Oceanic and Atmospheric Administration”.  
12 This title may be cited as the “Department of Com-  
13 merce Appropriations Act, 2023”.

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, \$145,000,000, of which  
7 \$4,000,000 shall remain available until September 30,  
8 2024, and of which not to exceed \$4,000,000 for security  
9 and construction of Department of Justice facilities shall  
10 remain available until expended.

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

13 For necessary expenses for information sharing tech-  
14 nology, including planning, development, deployment and  
15 departmental direction, \$275,000,000, to remain available  
16 until expended: *Provided*, That the Attorney General may  
17 transfer up to \$40,000,000 to this account, from funds  
18 available to the Department of Justice for information  
19 technology, to remain available until expended, for enter-  
20 prise-wide information technology initiatives: *Provided fur-*  
21 *ther*, That the transfer authority in the preceding proviso  
22 is in addition to any other transfer authority contained  
23 in this Act: *Provided further*, That any transfer pursuant  
24 to the first proviso shall be treated as a reprogramming  
25 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, \$950,000,000, 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 \$30,000,000 shall be available for services and activities  
 12 provided by the Legal Orientation Program: *Provided*,  
 13 That not to exceed \$50,000,000 of the total amount made  
 14 available under this heading shall remain available until  
 15 September 30, 2027.

16 OFFICE OF INSPECTOR GENERAL

17 For necessary expenses of the Office of Inspector  
 18 General, \$139,856,000, 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, 2024.

22 UNITED STATES PAROLE COMMISSION  
 23 SALARIES AND EXPENSES

24 For necessary expenses of the United States Parole  
 25 Commission as authorized, \$14,591,000: *Provided*, That,

1 notwithstanding any other provision of law, upon the expi-  
 2 ration of a term of office of a Commissioner, the Commis-  
 3 sioner may continue to act until a successor has been ap-  
 4 pointed.

## 5 LEGAL ACTIVITIES

### 6 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

#### 7 (INCLUDING TRANSFER OF FUNDS)

8 For expenses necessary for the legal activities of the  
 9 Department of Justice, not otherwise provided for, includ-  
 10 ing not to exceed \$20,000 for expenses of collecting evi-  
 11 dence, to be expended under the direction of, and to be  
 12 accounted for solely under the certificate of, the Attorney  
 13 General; the administration of pardon and clemency peti-  
 14 tions; and rent of private or Government-owned space in  
 15 the District of Columbia, \$1,100,000,000, of which not  
 16 to exceed \$50,000,000 for litigation support contracts and  
 17 information technology projects, including cybersecurity  
 18 and hardening of critical networks, shall remain available  
 19 until expended: *Provided*, That of the amount provided for  
 20 INTERPOL Washington dues payments, not to exceed  
 21 \$685,000 shall remain available until expended: *Provided*  
 22 *further*, That of the total amount appropriated, not to ex-  
 23 ceed \$9,000 shall be available to INTERPOL Washington  
 24 for official reception and representation expenses: *Pro-*  
 25 *vided further*, That of the total amount appropriated, not

1 to exceed \$9,000 shall be available to the Criminal Divi-  
2 sion for official reception and representation expenses:  
3 *Provided further*, That notwithstanding section 205 of this  
4 Act, upon a determination by the Attorney General that  
5 emergent circumstances require additional funding for liti-  
6 gation activities of the Civil Division, the Attorney General  
7 may transfer such amounts to “Salaries and Expenses,  
8 General Legal Activities” from available appropriations  
9 for the current fiscal year for the Department of Justice,  
10 as may be necessary to respond to such circumstances:  
11 *Provided further*, That any transfer pursuant to the pre-  
12 ceding proviso shall be treated as a reprogramming under  
13 section 505 of this Act and shall not be available for obli-  
14 gation or expenditure except in compliance with the proce-  
15 dures set forth in that section: *Provided further*, That of  
16 the amount appropriated, such sums as may be necessary  
17 shall be available to the Civil Rights Division for salaries  
18 and expenses associated with the election monitoring pro-  
19 gram under section 8 of the Voting Rights Act of 1965  
20 (52 U.S.C. 10305) and to reimburse the Office of Per-  
21 sonnel Management for such salaries and expenses: *Pro-*  
22 *vided further*, That of the amounts provided under this  
23 heading for the election monitoring program, \$3,390,000  
24 shall remain available until expended: *Provided further*,  
25 That any funds provided under this heading in prior year

1 appropriations Acts that remain available to the Civil  
 2 Rights Division for salaries and expenses associated with  
 3 the election monitoring program under section 8 of the  
 4 Voting Rights Act of 1965 (52 U.S.C. 10305) may also  
 5 be used to carry out any authorized purposes of the Civil  
 6 Rights Division: *Provided further*, That amounts  
 7 repurposed by the preceding proviso may not be used to  
 8 increase the number of permanent positions.

9       In addition, for reimbursement of expenses of the De-  
 10 partment of Justice associated with processing cases  
 11 under the National Childhood Vaccine Injury Act of 1986,  
 12 \$31,738,000, to be appropriated from the Vaccine Injury  
 13 Compensation Trust Fund and to remain available until  
 14 expended.

15       SALARIES AND EXPENSES, ANTITRUST DIVISION

16       For expenses necessary for the enforcement of anti-  
 17 trust and kindred laws, \$225,000,000, to remain available  
 18 until expended: *Provided*, That notwithstanding any other  
 19 provision of law, fees collected for premerger notification  
 20 filings under the Hart-Scott-Rodino Antitrust Improve-  
 21 ments Act of 1976 (15 U.S.C. 18a), regardless of the year  
 22 of collection (and estimated to be \$190,000,000 in fiscal  
 23 year 2023), shall be retained and used for necessary ex-  
 24 penses in this appropriation, and shall remain available  
 25 until expended: *Provided further*, That the sum herein ap-

1   appropriated from the general fund shall be reduced as such  
 2   offsetting collections are received during fiscal year 2023,  
 3   so as to result in a final fiscal year 2023 appropriation  
 4   from the general fund estimated at \$35,000,000.

5       SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

6       For necessary expenses of the Offices of the United  
 7   States Attorneys, including inter-governmental and coop-  
 8   erative agreements, \$2,565,000,000: *Provided*, That of the  
 9   total amount appropriated, not to exceed \$19,600 shall be  
 10   available for official reception and representation ex-  
 11   penses: *Provided further*, That not to exceed \$40,000,000  
 12   shall remain available until expended: *Provided further*,  
 13   That each United States Attorney shall establish or par-  
 14   ticipate in a task force on human trafficking.

15       UNITED STATES TRUSTEE SYSTEM FUND

16       For necessary expenses of the United States Trustee  
 17   Program, as authorized, \$260,277,000, to remain avail-  
 18   able until expended: *Provided*, That, notwithstanding any  
 19   other provision of law, deposits of discretionary offsetting  
 20   collections to the United States Trustee System Fund and  
 21   amounts herein appropriated shall be available in such  
 22   amounts as may be necessary to pay refunds due deposi-  
 23   tors: *Provided further*, That, notwithstanding any other  
 24   provision of law, fees deposited into the Fund as discre-  
 25   tionary offsetting collections pursuant to section 589a of

1 title 28, United States Code (as limited by section  
 2 589a(f)(2) of title 28, United States Code), shall be re-  
 3 tained and used for necessary expenses in this appropria-  
 4 tion and shall remain available until expended: *Provided*  
 5 *further*, That to the extent that fees deposited into the  
 6 Fund as discretionary offsetting collections in fiscal year  
 7 2023, net of amounts necessary to pay refunds due deposi-  
 8 tors, exceed \$260,277,000, those excess amounts shall be  
 9 available in future fiscal years only to the extent provided  
 10 in advance in appropriations Acts: *Provided further*, That  
 11 the sum herein appropriated from the general fund shall  
 12 be reduced (1) as such fees are received during fiscal year  
 13 2023, net of amounts necessary to pay refunds due deposi-  
 14 tors, (estimated at \$269,000,000) and (2) to the extent  
 15 that any remaining general fund appropriations can be de-  
 16 rived from amounts deposited in the Fund as discretionary  
 17 offsetting collections in previous fiscal years that are not  
 18 otherwise appropriated, so as to result in a final fiscal year  
 19 2023 appropriation from the general fund estimated at \$0.

20 SALARIES AND EXPENSES, FOREIGN CLAIMS

21 SETTLEMENT COMMISSION

22 For expenses necessary to carry out the activities of  
 23 the Foreign Claims Settlement Commission, including  
 24 services as authorized by section 3109 of title 5, United  
 25 States Code, \$2,504,000.

1 FEES AND EXPENSES OF WITNESSES

2 For fees and expenses of witnesses, for expenses of  
 3 contracts for the procurement and supervision of expert  
 4 witnesses, for private counsel expenses, including ad-  
 5 vances, and for expenses of foreign counsel, \$270,000,000,  
 6 to remain available until expended, of which not to exceed  
 7 \$16,000,000 is for construction of buildings for protected  
 8 witness safesites; not to exceed \$3,000,000 is for the pur-  
 9 chase and maintenance of armored and other vehicles for  
 10 witness security caravans; and not to exceed \$35,000,000  
 11 is for the purchase, installation, maintenance, and up-  
 12 grade of secure telecommunications equipment and a se-  
 13 cure automated information network to store and retrieve  
 14 the identities and locations of protected witnesses: *Pro-*  
 15 *vided*, That amounts made available under this heading  
 16 may not be transferred pursuant to section 205 of this  
 17 Act.

18 SALARIES AND EXPENSES, COMMUNITY RELATIONS

19 SERVICE

20 (INCLUDING TRANSFER OF FUNDS)

21 For necessary expenses of the Community Relations  
 22 Service, \$25,024,000: *Provided*, That notwithstanding sec-  
 23 tion 205 of this Act, upon a determination by the Attorney  
 24 General that emergent circumstances require additional  
 25 funding for conflict resolution and violence prevention ac-

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

#### 11 ASSETS FORFEITURE FUND

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

#### 16 UNITED STATES MARSHALS SERVICE

##### 17 SALARIES AND EXPENSES

18 For necessary expenses of the United States Mar-  
 19 shals Service, \$1,730,000,000, of which not to exceed  
 20 \$20,000 shall be available for official reception and rep-  
 21 resentation expenses, and not to exceed \$25,000,000 shall  
 22 remain available until expended.

##### 23 CONSTRUCTION

24 For construction in space that is controlled, occupied,  
 25 or utilized by the United States Marshals Service for pris-

1 oner holding and related support, \$19,260,000, to remain  
2 available until expended.

3 FEDERAL PRISONER DETENTION

4 For necessary expenses related to United States pris-  
5 oners in the custody of the United States Marshals Service  
6 as authorized by section 4013 of title 18, United States  
7 Code, \$2,150,000,000, to remain available until expended:  
8 *Provided*, That not to exceed \$20,000,000 shall be consid-  
9 ered “funds appropriated for State and local law enforce-  
10 ment assistance” pursuant to section 4013(b) of title 18,  
11 United States Code: *Provided further*, That the United  
12 States Marshals Service shall be responsible for managing  
13 the Justice Prisoner and Alien Transportation System.

14 NATIONAL SECURITY DIVISION

15 SALARIES AND EXPENSES

16 (INCLUDING TRANSFER OF FUNDS)

17 For expenses necessary to carry out the activities of  
18 the National Security Division, \$128,000,000, of which  
19 not to exceed \$5,000,000 for information technology sys-  
20 tems shall remain available until expended: *Provided*, That  
21 notwithstanding section 205 of this Act, upon a deter-  
22 mination by the Attorney General that emergent cir-  
23 cumstances require additional funding for the activities of  
24 the National Security Division, the Attorney General may  
25 transfer such amounts to this heading from available ap-

1 appropriations for the current fiscal year for the Department  
 2 of Justice, as may be necessary to respond to such cir-  
 3 cumstances: *Provided further*, That any transfer pursuant  
 4 to the preceding proviso shall be treated as a reprogram-  
 5 ming under section 505 of this Act and shall not be avail-  
 6 able for obligation or expenditure except in compliance  
 7 with the procedures set forth in that section.

## 8 INTERAGENCY LAW ENFORCEMENT

### 9 INTERAGENCY CRIME AND DRUG ENFORCEMENT

10 For necessary expenses for the identification, inves-  
 11 tigation, and prosecution of individuals associated with the  
 12 most significant drug trafficking organizations,  
 13 transnational organized crime, and money laundering or-  
 14 ganizations not otherwise provided for, to include inter-  
 15 governmental agreements with State and local law en-  
 16 forcement agencies engaged in the investigation and pros-  
 17 ecution of individuals involved in transnational organized  
 18 crime and drug trafficking, \$550,458,000, of which  
 19 \$50,000,000 shall remain available until expended: *Pro-*  
 20 *vided*, That any amounts obligated from appropriations  
 21 under this heading may be used under authorities avail-  
 22 able to the organizations reimbursed from this appropria-  
 23 tion.

## 1                   FEDERAL BUREAU OF INVESTIGATION

## 2                   SALARIES AND EXPENSES

3           For necessary expenses of the Federal Bureau of In-  
4 vestigation for detection, investigation, and prosecution of  
5 crimes against the United States, \$10,741,900,000, of  
6 which not to exceed \$216,900,000 shall remain available  
7 until expended: *Provided*, That not to exceed \$284,000  
8 shall be available for official reception and representation  
9 expenses.

## 10                   CONSTRUCTION

11          For necessary expenses, to include the cost of equip-  
12 ment, furniture, and information technology requirements,  
13 related to construction or acquisition of buildings, facili-  
14 ties, and sites by purchase, or as otherwise authorized by  
15 law; conversion, modification, and extension of federally  
16 owned buildings; preliminary planning and design of  
17 projects; and operation and maintenance of secure work  
18 environment facilities and secure networking capabilities;  
19 \$662,000,000, to remain available until expended.

## 20                   DRUG ENFORCEMENT ADMINISTRATION

## 21                   SALARIES AND EXPENSES

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

1 penses for conducting drug education and training pro-  
 2 grams, including travel and related expenses for partici-  
 3 pants in such programs and the distribution of items of  
 4 token value that promote the goals of such programs,  
 5 \$2,565,116,000, of which not to exceed \$75,000,000 shall  
 6 remain available until expended and not to exceed \$90,000  
 7 shall be available for official reception and representation  
 8 expenses: *Provided*, That, notwithstanding section 3672 of  
 9 Public Law 106–310, up to \$10,000,000 may be used to  
 10 reimburse States, units of local government, Indian Tribal  
 11 Governments, other public entities, and multi-jurisdic-  
 12 tional or regional consortia thereof for expenses incurred  
 13 to clean up and safely dispose of substances associated  
 14 with clandestine methamphetamine laboratories, conver-  
 15 sion and extraction operations, tableting operations, or  
 16 laboratories and processing operations for fentanyl and  
 17 fentanyl-related substances which may present a danger  
 18 to public health or the environment.

19 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND

20 EXPLOSIVES

21 SALARIES AND EXPENSES

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

1 and acquisition of canines for explosives and fire  
2 accelerants detection; and for provision of laboratory as-  
3 sistance to State and local law enforcement agencies, with  
4 or without reimbursement, \$1,650,000,000, of which not  
5 to exceed \$36,000 shall be for official reception and rep-  
6 resentation expenses, not to exceed \$1,000,000 shall be  
7 available for the payment of attorneys' fees as provided  
8 by section 924(d)(2) of title 18, United States Code, and  
9 not to exceed \$25,000,000 shall remain available until ex-  
10 pended: *Provided*, That none of the funds appropriated  
11 herein shall be available to investigate or act upon applica-  
12 tions for relief from Federal firearms disabilities under  
13 section 925(c) of title 18, United States Code: *Provided*  
14 *further*, That such funds shall be available to investigate  
15 and act upon applications filed by corporations for relief  
16 from Federal firearms disabilities under section 925(c) of  
17 title 18, United States Code: *Provided further*, That no  
18 funds made available by this or any other Act may be used  
19 to transfer the functions, missions, or activities of the Bu-  
20 reau of Alcohol, Tobacco, Firearms and Explosives to  
21 other agencies or Departments.

## 22 CONSTRUCTION

23 For necessary expenses related to construction of lab-  
24 oratory facilities, to include the cost of equipment, fur-  
25 niture, and information technology requirements; con-

1 struction or acquisition of buildings, facilities, and sites  
 2 by purchase, or as otherwise authorized by law; conver-  
 3 sion, modification and extension of federally owned build-  
 4 ings; and preliminary planning and design of projects;  
 5 \$75,000,000, to remain available until expended.

6 FEDERAL PRISON SYSTEM

7 SALARIES AND EXPENSES

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses of the Federal Prison System  
 10 for the administration, operation, and maintenance of  
 11 Federal penal and correctional institutions, and for the  
 12 provision of technical assistance and advice on corrections  
 13 related issues to foreign governments, \$8,100,000,000:  
 14 *Provided*, That not less than \$409,483,000 shall be for  
 15 the programs and activities authorized by the First Step  
 16 Act of 2018 (Public Law 115–391): *Provided further*, That  
 17 the Attorney General may transfer to the Department of  
 18 Health and Human Services such amounts as may be nec-  
 19 essary for direct expenditures by that Department for  
 20 medical relief for inmates of Federal penal and correc-  
 21 tional institutions: *Provided further*, That the Director of  
 22 the Federal Prison System, where necessary, may enter  
 23 into contracts with a fiscal agent or fiscal intermediary  
 24 claims processor to determine the amounts payable to per-  
 25 sons who, on behalf of the Federal Prison System, furnish

1 health services to individuals committed to the custody of  
 2 the Federal Prison System: *Provided further*, That not to  
 3 exceed \$5,400 shall be available for official reception and  
 4 representation expenses: *Provided further*, That not to ex-  
 5 ceed \$50,000,000 shall remain available until expended for  
 6 necessary operations: *Provided further*, That, of the  
 7 amounts provided for contract confinement, not to exceed  
 8 \$20,000,000 shall remain available until expended to  
 9 make payments in advance for grants, contracts and reim-  
 10 bursable agreements, and other expenses: *Provided fur-*  
 11 *ther*, That the Director of the Federal Prison System may  
 12 accept donated property and services relating to the oper-  
 13 ation of the prison card program from a not-for-profit en-  
 14 tity which has operated such program in the past, notwith-  
 15 standing the fact that such not-for-profit entity furnishes  
 16 services under contracts to the Federal Prison System re-  
 17 lating to the operation of pre-release services, halfway  
 18 houses, or other custodial facilities.

#### 19 BUILDINGS AND FACILITIES

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

1 ties at existing penal and correctional institutions, includ-  
2 ing all necessary expenses incident thereto, by contract or  
3 force account, \$179,300,000, to remain available until ex-  
4 pended: *Provided*, That labor of United States prisoners  
5 may be used for work performed under this appropriation.

6 FEDERAL PRISON INDUSTRIES, INCORPORATED

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

15 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL  
16 PRISON INDUSTRIES, INCORPORATED

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

1 of commodities acquired or produced, including selling and  
 2 shipping expenses, and expenses in connection with acqui-  
 3 sition, construction, operation, maintenance, improvement,  
 4 protection, or disposition of facilities and other property  
 5 belonging to the corporation or in which it has an interest.

6 STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

7 OFFICE ON VIOLENCE AGAINST WOMEN

8 VIOLENCE AGAINST WOMEN PREVENTION AND

9 PROSECUTION PROGRAMS

10 (INCLUDING TRANSFER OF FUNDS)

11 For grants, contracts, cooperative agreements, and  
 12 other assistance for the prevention and prosecution of vio-  
 13 lence against women, as authorized by the Omnibus Crime  
 14 Control and Safe Streets Act of 1968 (34 U.S.C. 10101  
 15 et seq.) (“the 1968 Act”); the Indian Civil Rights Act of  
 16 1968 (Public Law 90–284) (“the Indian Civil Rights  
 17 Act”); the Violent Crime Control and Law Enforcement  
 18 Act of 1994 (Public Law 103–322) (“the 1994 Act”); the  
 19 Victims of Child Abuse Act of 1990 (Public Law 101–  
 20 647) (“the 1990 Act”); the Prosecutorial Remedies and  
 21 Other Tools to end the Exploitation of Children Today Act  
 22 of 2003 (Public Law 108–21); the Juvenile Justice and  
 23 Delinquency Prevention Act of 1974 (34 U.S.C. 11101 et  
 24 seq.) (“the 1974 Act”); the Victims of Trafficking and Vi-  
 25 olence Protection Act of 2000 (Public Law 106–386)

1 (“the 2000 Act”); the Violence Against Women and De-  
 2 partment of Justice Reauthorization Act of 2005 (Public  
 3 Law 109–162) (“the 2005 Act”); the Violence Against  
 4 Women Reauthorization Act of 2013 (Public Law 113–  
 5 4) (“the 2013 Act”); the Justice for Victims of Traf-  
 6 ficking Act of 2015 (Public Law 114–22) (“the 2015  
 7 Act”); the Abolish Human Trafficking Act (Public Law  
 8 115–392); and the Violence Against Women Act Reau-  
 9 thorization Act of 2022 (division W of Public Law 117–  
 10 103) (“the 2022 Act”); and for related victims services,  
 11 \$732,000,000, to remain available until expended: *Pro-*  
 12 *vided*, That except as otherwise provided by law, not to  
 13 exceed 5 percent of funds made available under this head-  
 14 ing may be used for expenses related to evaluation, train-  
 15 ing, and technical assistance: *Provided further*, That of the  
 16 amount provided—

17           (1) \$230,000,000 is for grants to combat vio-  
 18           lence against women, as authorized by part T of the  
 19           1968 Act;

20           (2) \$53,000,000 is for transitional housing as-  
 21           sistance grants for victims of domestic violence, dat-  
 22           ing violence, stalking, or sexual assault as authorized  
 23           by section 40299 of the 1994 Act;

24           (3) \$2,500,000 is for the National Institute of  
 25           Justice and the Bureau of Justice Statistics for re-

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

7 (4) \$20,000,000 is for a grant program to pro-  
8 vide services to advocate for and respond to youth  
9 victims of domestic violence, dating violence, sexual  
10 assault, and stalking; assistance to children and  
11 youth exposed to such violence; programs to engage  
12 men and youth in preventing such violence; and as-  
13 sistance to middle and high school students through  
14 education and other services related to such violence,  
15 of which \$4,000,000 is to engage men and youth in  
16 preventing domestic violence, dating violence, sexual  
17 assault, and stalking: *Provided*, That unobligated  
18 balances available for the programs authorized by  
19 sections 41201, 41204, 41303, and 41305 of the  
20 1994 Act, prior to its amendment by the 2013 Act,  
21 shall be available for this program: *Provided further*,  
22 That 10 percent of the total amount available for  
23 this grant program shall be available for grants  
24 under the program authorized by section 2015 of the  
25 1968 Act: *Provided further*, That the definitions and

1 grant conditions in section 40002 of the 1994 Act  
2 shall apply to this program;

3 (5) \$65,500,000 is for grants to improve the  
4 criminal justice response as authorized by part U of  
5 the 1968 Act, of which \$4,000,000 is for a homicide  
6 reduction initiative, up to \$4,000,000 is for a do-  
7 mestic violence lethality reduction initiative,  
8 \$5,000,000 is for an initiative to promote effective  
9 policing and prosecution responses to domestic vio-  
10 lence, dating violence, sexual assault, and stalking,  
11 including evaluation of the effectiveness of funded  
12 interventions, and \$3,000,000 is for an initiative to  
13 enhance prosecution and investigation of online  
14 abuse and harassment: *Provided*, That subsections  
15 2101(c) and (d) of the 1968 Act shall not apply to  
16 these initiatives;

17 (6) \$100,000,000 is for sexual assault victims  
18 assistance, as authorized by section 41601 of the  
19 1994 Act;

20 (7) \$58,000,000 is for rural domestic violence  
21 and child abuse enforcement assistance grants, as  
22 authorized by section 40295 of the 1994 Act;

23 (8) \$25,000,000 is for grants to reduce violent  
24 crimes against women on campus, as authorized by  
25 section 304 of the 2005 Act, of which \$12,500,000

1 is for grants to Historically Black Colleges and Uni-  
2 versities, Hispanic-Serving Institutions, and Tribal  
3 colleges and universities;

4 (9) \$55,000,000 is for legal assistance for vic-  
5 tims, as authorized by section 1201 of the 2000 Act;

6 (10) \$10,000,000 is for enhanced training and  
7 services to end violence against and abuse of women  
8 in later life, as authorized by section 40801 of the  
9 1994 Act;

10 (11) \$25,000,000 is for grants to support fami-  
11 lies in the justice system, as authorized by section  
12 1301 of the 2000 Act: *Provided*, That unobligated  
13 balances available for the programs authorized by  
14 section 1301 of the 2000 Act and section 41002 of  
15 the 1994 Act, prior to their amendment by the 2013  
16 Act, shall be available for this program;

17 (12) \$16,000,000 is for education and training  
18 to end violence against and abuse of women with  
19 disabilities, as authorized by section 1402 of the  
20 2000 Act;

21 (13) \$1,000,000 is for the National Resource  
22 Center on Workplace Responses to assist victims of  
23 domestic violence, as authorized by section 41501 of  
24 the 1994 Act;

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

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

11          (16) \$15,000,000 is for programs to assist  
12          Tribal Governments in exercising special Tribal  
13          criminal jurisdiction, as authorized by section 204 of  
14          the Indian Civil Rights Act: *Provided*, That the  
15          grant conditions in section 40002(b) of the 1994 Act  
16          shall apply to grants made;

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

19          (18) \$15,000,000 is for a pilot program on re-  
20          storative practices, including evaluations of those  
21          practices, as authorized by section 109 of the 2022  
22          Act;

23          (19) \$4,000,000 is for a National Deaf Services  
24          Line to provide remote services to Deaf victims of  
25          domestic violence, dating violence, sexual assault,

1       and stalking: *Provided*, That the definitions and  
2       grant conditions in section 40002 of the 1994 Act  
3       shall apply to this service line;

4               (20) \$10,000,000 is for culturally specific serv-  
5       ices for victims, as authorized by section 121 of the  
6       2005 Act;

7               (21) \$5,000,000 is for is for grants for out-  
8       reach and services to underserved populations, as  
9       authorized by section 120 of the 2005 Act;

10              (22) \$3,000,000 is for an initiative to support  
11       cross-designation of tribal prosecutors as Tribal Spe-  
12       cial Assistant United States Attorneys: *Provided*,  
13       That the definitions and grant conditions in section  
14       40002 of the 1994 Act shall apply to this initiative;

15              (23) \$4,000,000 is for an initiative to provide  
16       financial assistance to victims, including evaluation  
17       of the effectiveness of funded projects: *Provided*,  
18       That the definitions and grant conditions in section  
19       40002 of the 1994 Act shall apply to this initiative;

20              (24) \$5,000,000 is for the purposes authorized  
21       under section 205 of the 2022 Act;

22              (25) \$5,000,000 is for grants to States that  
23       have in place a law that provides to sexual assault  
24       survivors the rights under section 3772 of title 18,  
25       United States Code; and

1           (26) \$2,000,000 is for a pilot program to im-  
2       prove victim services on college campuses.

3                       OFFICE OF JUSTICE PROGRAMS

4                       RESEARCH, EVALUATION AND STATISTICS

5       For grants, contracts, cooperative agreements, and  
6 other assistance authorized by title I of the Omnibus  
7 Crime Control and Safe Streets Act of 1968 (“the 1968  
8 Act”); the Violent Crime Control and Law Enforcement  
9 Act of 1994 (Public Law 103–322) (“the 1994 Act”); the  
10 Juvenile Justice and Delinquency Prevention Act of 1974  
11 (“the 1974 Act”); the Missing Children’s Assistance Act  
12 (34 U.S.C. 11291 et seq.); the Prosecutorial Remedies and  
13 Other Tools to end the Exploitation of Children Today Act  
14 of 2003 (Public Law 108–21) (“the PROTECT Act”); the  
15 Justice for All Act of 2004 (Public Law 108–405); the  
16 Violence Against Women and Department of Justice Re-  
17 authorization Act of 2005 (Public Law 109–162) (“the  
18 2005 Act”); the Victims of Child Abuse Act of 1990 (Pub-  
19 lic Law 101–647); the Second Chance Act of 2007 (Public  
20 Law 110–199); the Victims of Crime Act of 1984 (Public  
21 Law 98–473); the Adam Walsh Child Protection and Safe-  
22 ty Act of 2006 (Public Law 109–248) (“the Adam Walsh  
23 Act”); the PROTECT Our Children Act of 2008 (Public  
24 Law 110–401); subtitle C of title II of the Homeland Se-  
25 curity Act of 2002 (Public Law 107–296) (“the 2002

1 Act”); the Prison Rape Elimination Act of 2003 (Public  
 2 Law 108–79) (“PREA”); the NICS Improvement Amend-  
 3 ments Act of 2007 (Public Law 110–180); the Violence  
 4 Against Women Reauthorization Act of 2013 (Public Law  
 5 113–4) (“the 2013 Act”); the Comprehensive Addiction  
 6 and Recovery Act of 2016 (Public Law 114–198); the  
 7 First Step Act of 2018 (Public Law 115–391); and other  
 8 programs, \$88,000,000, to remain available until ex-  
 9 pended, 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; and

13 (2) \$43,000,000 is for research, development,  
 14 and evaluation programs, and other activities as au-  
 15 thorized by part B of title I of the 1968 Act and  
 16 subtitle C of title II of the 2002 Act, and for activi-  
 17 ties authorized by or consistent with the First Step  
 18 Act of 2018, of which \$1,200,000 is for a study on  
 19 certain school-based crimes and \$1,000,000 is for a  
 20 study on law enforcement and community agency re-  
 21 sponses to opioid overdoses.

22 STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE  
 23 (INCLUDING TRANSFER OF FUNDS)

24 For grants, contracts, cooperative agreements, and  
 25 other assistance authorized by the Violent Crime Control

1 and Law Enforcement Act of 1994 (Public Law 103–322)  
 2 (“the 1994 Act”); the Omnibus Crime Control and Safe  
 3 Streets Act of 1968 (Public Law 90–351) (“the 1968  
 4 Act”); the Justice for All Act of 2004 (Public Law 108–  
 5 405); the Victims of Child Abuse Act of 1990 (Public Law  
 6 101–647) (“the 1990 Act”); the Trafficking Victims Pro-  
 7 tection Reauthorization Act of 2005 (Public Law 109–  
 8 164); the Violence Against Women and Department of  
 9 Justice Reauthorization Act of 2005 (Public Law 109–  
 10 162) (“the 2005 Act”); the Adam Walsh Child Protection  
 11 and Safety Act of 2006 (Public Law 109–248) (“the  
 12 Adam Walsh Act”); the Victims of Trafficking and Vio-  
 13 lence Protection Act of 2000 (Public Law 106–386); the  
 14 NICS Improvement Amendments Act of 2007 (Public  
 15 Law 110–180); subtitle C of title II of the Homeland Se-  
 16 curity Act of 2002 (Public Law 107–296) (“the 2002  
 17 Act”); the Prison Rape Elimination Act of 2003 (Public  
 18 Law 108–79); the Second Chance Act of 2007 (Public  
 19 Law 110–199); the Prioritizing Resources and Organiza-  
 20 tion for Intellectual Property Act of 2008 (Public Law  
 21 110–403); the Victims of Crime Act of 1984 (Public Law  
 22 98–473); the Mentally Ill Offender Treatment and Crime  
 23 Reduction Reauthorization and Improvement Act of 2008  
 24 (Public Law 110–416); the Violence Against Women Re-  
 25 authorization Act of 2013 (Public Law 113–4) (“the 2013

1 Act”); the Comprehensive Addiction and Recovery Act of  
 2 2016 (Public Law 114–198) (“CARA”); the Justice for  
 3 All Reauthorization Act of 2016 (Public Law 114–324);  
 4 Kevin and Avonte’s Law (division Q of Public Law 115–  
 5 141) (“Kevin and Avonte’s Law”); the Keep Young Ath-  
 6 letes Safe Act of 2018 (title III of division S of Public  
 7 Law 115–141) (“the Keep Young Athletes Safe Act”); the  
 8 STOP School Violence Act of 2018 (title V of division S  
 9 of Public Law 115–141) (“the STOP School Violence  
 10 Act”); the Fix NICS Act of 2018 (title VI of division S  
 11 of Public Law 115–141); the Project Safe Neighborhoods  
 12 Grant Program Authorization Act of 2018 (Public Law  
 13 115–185); the SUPPORT for Patients and Communities  
 14 Act (Public Law 115–271); the Second Chance Reauthor-  
 15 ization Act of 2018 (Public Law 115–391); the Matthew  
 16 Shepard and James Byrd, Jr. Hate Crimes Prevention  
 17 Act (Public Law 111–84); the Ashanti Alert Act of 2018  
 18 (Public Law 115–401); the Missing Persons and Unidenti-  
 19 fied Remains Act of 2019 (Public Law 116–277); the  
 20 Jabara-Heyer NO HATE Act (34 U.S.C. 30507); the Vio-  
 21 lence Against Women Act Reauthorization Act of 2022  
 22 (division W of Public Law 117–103) (“the 2022 Act”);  
 23 and other programs, \$2,394,500,000, to remain available  
 24 until expended as follows—

1           (1) \$815,000,000 for the Edward Byrne Memo-  
2       rial Justice Assistance Grant program as authorized  
3       by subpart 1 of part E of title I of the 1968 Act  
4       (except that section 1001(c), and the special rules  
5       for Puerto Rico under section 505(g), of title I of  
6       the 1968 Act shall not apply for purposes of this  
7       Act), of which, notwithstanding such subpart 1—

8           (A) \$13,000,000 is for an Officer Robert  
9       Wilson III memorial initiative on Preventing Vi-  
10      olence Against Law Enforcement and Ensuring  
11      Officer Resilience and Survivability (VALOR);

12          (B) \$5,000,000 is for the operation, main-  
13      tenance, and expansion of the National Missing  
14      and Unidentified Persons System;

15          (C) \$10,000,000 is for a grant program  
16      for State and local law enforcement to provide  
17      officer training on responding to individuals  
18      with mental illness or disabilities;

19          (D) \$5,000,000 is for a student loan re-  
20      payment assistance program pursuant to sec-  
21      tion 952 of Public Law 110–315;

22          (E) \$15,500,000 is for prison rape preven-  
23      tion and prosecution grants to States and units  
24      of local government, and other programs, as au-

1           thorized by the Prison Rape Elimination Act of  
2           2003 (Public Law 108–79);

3           (F) \$3,000,000 is for the Missing Ameri-  
4           cans Alert Program (title XXIV of the 1994  
5           Act), as amended by Kevin and Avonte’s Law;

6           (G) \$20,000,000 is for grants authorized  
7           under the Project Safe Neighborhoods Grant  
8           Authorization Act of 2018 (Public Law 115–  
9           185);

10          (H) \$15,000,000 is for the Capital Litiga-  
11          tion Improvement Grant Program, as author-  
12          ized by section 426 of Public Law 108–405,  
13          and for grants for wrongful conviction review;

14          (I) \$3,000,000 is for a national center on  
15          restorative justice;

16          (J) \$1,000,000 is for the purposes of the  
17          Ashanti Alert Communications Network as au-  
18          thorized under the Ashanti Alert Act of 2018  
19          (Public Law 115–401);

20          (K) \$3,500,000 is for a grant program to  
21          replicate family-based alternative sentencing  
22          pilot programs;

23          (L) \$2,000,000 is for a grant program to  
24          support child advocacy training in post-sec-  
25          ondary education;

1 (M) \$8,000,000 is for a rural violent crime  
2 initiative, including assistance for law enforce-  
3 ment;

4 (N) \$7,500,000 is for grants authorized  
5 under the Missing Persons and Unidentified  
6 Remains Act of 2019 (Public Law 116–277);

7 (O) \$4,000,000 is for a drug data research  
8 center to combat opioid abuse;

9 (P) \$3,000,000 is for grants to accredited  
10 institutions of higher education to support fo-  
11 rensic ballistics programs;

12 (Q) \$5,000,000 is for the purposes author-  
13 ized under section 1506 of the 2022 Act;

14 (R) \$5,000,000 is for a program to im-  
15 prove virtual training for law enforcement; and

16 (S) \$102,430,000 is for discretionary  
17 grants to improve the functioning of the crimi-  
18 nal justice system, to prevent or combat juve-  
19 nile delinquency, and to assist victims of crime  
20 (other than compensation), which shall be used  
21 for the projects, and in the amounts, specified  
22 under the heading, “Byrne Discretionary  
23 Grants”, in the explanatory statement accom-  
24 panying this Act: *Provided*, That such amounts  
25 may not be transferred for any other purpose;

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

9           (3) \$100,000,000 for victim services programs  
10      for victims of trafficking, as authorized by section  
11      107(b)(2) of Public Law 106–386, for programs au-  
12      thorized under Public Law 109–164, or programs  
13      authorized under Public Law 113–4;

14          (4) \$13,000,000 for a grant program to prevent  
15      and address economic, high technology, white collar,  
16      and Internet crime, including as authorized by sec-  
17      tion 401 of Public Law 110–403, of which not less  
18      than \$2,500,000 is for intellectual property enforce-  
19      ment grants including as authorized by section 401,  
20      and \$2,000,000 is for grants to develop databases  
21      on Internet of Things device capabilities and to build  
22      and execute training modules for law enforcement;

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

1           (6) \$30,000,000 for the Patrick Leahy Bullet-  
2       proof Vest Partnership Grant Program, as author-  
3       ized by section 2501 of title I of the 1968 Act: *Pro-*  
4       *vided*, That \$1,500,000 shall be transferred directly  
5       to the National Institute of Standards and Tech-  
6       nology’s Office of Law Enforcement Standards for  
7       research, testing, and evaluation programs;

8           (7) \$1,000,000 for the National Sex Offender  
9       Public Website;

10          (8) \$125,000,000 for grants to States to up-  
11       grade criminal and mental health records for the  
12       National Instant Criminal Background Check Sys-  
13       tem, of which no less than \$25,000,000 shall be for  
14       grants made under the authorities of the NICS Im-  
15       provement Amendments Act of 2007 (Public Law  
16       110–180) and Fix NICS Act of 2018;

17          (9) \$35,000,000 for Paul Coverdell Forensic  
18       Sciences Improvement Grants under part BB of title  
19       I of the 1968 Act;

20          (10) \$173,000,000 for DNA-related and foren-  
21       sic programs and activities, of which—

22                (A) \$132,000,000 is for section 2 of the  
23       DNA Analysis Backlog Elimination Act of 2000  
24       (Public Law 106–546), the Debbie Smith DNA  
25       Backlog Grant Program: *Provided*, That not

1 less than 5 percent, but not more than 7 per-  
2 cent, of the funds made available under this  
3 subparagraph shall be for subsection (a)(9) of  
4 such section;

5 (B) \$20,000,000 for other local, State, and  
6 Federal forensic activities;

7 (C) \$15,000,000 is for section 412 of Pub-  
8 lic Law 108–405, the Kirk Bloodsworth Post  
9 Conviction DNA Testing Grant Program; and

10 (D) \$6,000,000 is for section 304 of Pub-  
11 lic Law 108–405, the Sexual Assault Nurse Ex-  
12 aminer Training Program Grants;

13 (11) \$75,000,000 for community-based grant  
14 programs to improve the response to sexual assault,  
15 including assistance for investigation and prosecu-  
16 tion of related cold cases;

17 (12) \$15,000,000 for the court-appointed spe-  
18 cial advocate program, as authorized by section 217  
19 of the 1990 Act;

20 (13) \$65,000,000 for assistance to Indian  
21 Tribes;

22 (14) \$125,000,000 for offender reentry pro-  
23 grams and research, as authorized by the Second  
24 Chance Act of 2007 (Public Law 110–199) and by  
25 the Second Chance Reauthorization Act of 2018

1 (Public Law 115–391), without regard to the time  
2 limitations specified at section 6(1) of such Act, of  
3 which not to exceed—

4 (A) \$8,000,000 is for a program to im-  
5 prove State, local, and Tribal probation or pa-  
6 role supervision efforts and strategies;

7 (B) \$5,000,000 is for children of incarcer-  
8 ated parents demonstration programs to en-  
9 hance and maintain parental and family rela-  
10 tionships for incarcerated parents as a reentry  
11 or recidivism reduction strategy;

12 (C) \$5,000,000 is for additional replication  
13 sites employing the Project HOPE Opportunity  
14 Probation with Enforcement model imple-  
15 menting swift and certain sanctions in proba-  
16 tion, of which no less than \$500,000 shall be  
17 used for a project that provides training, tech-  
18 nical assistance, and best practices; and

19 (D) \$10,000,000 is for a grant program  
20 for crisis stabilization and community reentry,  
21 as authorized by the Crisis Stabilization and  
22 Community Reentry Act of 2020 (Public Law  
23 116–281):

24 *Provided*, That up to \$7,500,000 of funds made  
25 available in this paragraph may be used for perform-

1       ance-based awards for Pay for Success projects, of  
2       which up to \$5,000,000 shall be for Pay for Success  
3       programs implementing the Permanent Supportive  
4       Housing Model and reentry housing;

5           (15) \$455,000,000 for comprehensive opioid  
6       abuse reduction activities, including as authorized by  
7       CARA, and for the following programs, which shall  
8       address opioid, stimulant, and substance use dis-  
9       orders consistent with underlying program authori-  
10      ties, of which—

11           (A) \$95,000,000 is for Drug Courts, as  
12       authorized by section 1001(a)(25)(A) of title I  
13       of the 1968 Act;

14           (B) \$45,000,000 is for mental health  
15       courts and adult and juvenile collaboration pro-  
16       gram grants, as authorized by parts V and HH  
17       of title I of the 1968 Act, and the Mentally Ill  
18       Offender Treatment and Crime Reduction Re-  
19       authorization and Improvement Act of 2008  
20       (Public Law 110–416);

21           (C) \$45,000,000 is for grants for Residen-  
22       tial Substance Abuse Treatment for State Pris-  
23       oners, as authorized by part S of title I of the  
24       1968 Act;

1 (D) \$35,000,000 is for a veterans treat-  
2 ment courts program;

3 (E) \$35,000,000 is for a program to mon-  
4 itor prescription drugs and scheduled listed  
5 chemical products; and

6 (F) \$200,000,000 is for a comprehensive  
7 opioid, stimulant, and substance use disorder  
8 program;

9 (16) \$2,500,000 for a competitive grant pro-  
10 gram authorized by the Keep Young Athletes Safe  
11 Act;

12 (17) \$82,000,000 for grants to be administered  
13 by the Bureau of Justice Assistance for purposes au-  
14 thorized under the STOP School Violence Act;

15 (18) \$3,000,000 for grants to State and local  
16 law enforcement agencies for the expenses associated  
17 with the investigation and prosecution of criminal of-  
18 fenses involving civil rights, authorized by the Em-  
19 mettt Till Unsolved Civil Rights Crimes Reauthoriza-  
20 tion Act of 2016 (Public Law 114–325);

21 (19) \$15,000,000 for grants to State, local, and  
22 Tribal law enforcement agencies to conduct edu-  
23 cational outreach and training on hate crimes and to  
24 investigate and prosecute hate crimes, as authorized  
25 by section 4704 of the Matthew Shepard and James

1 Byrd, Jr. Hate Crimes Prevention Act (Public Law  
2 111–84);

3 (20) \$10,000,000 for grants to support commu-  
4 nity-based approaches to advancing justice and rec-  
5 onciliation, facilitating dialogue between all parties,  
6 building local capacity, de-escalating community ten-  
7 sions, and preventing hate crimes through conflict  
8 resolution and community empowerment and edu-  
9 cation;

10 (21) \$10,000,000 for programs authorized  
11 under the Jabara-Heyer NO HATE Act (34 U.S.C.  
12 30507);

13 (22) \$35,000,000 for a competitive matching  
14 grant program for purchases of body-worn cameras  
15 for State, local, and Tribal law enforcement;

16 (23) \$40,000,000 for a justice reinvestment ini-  
17 tiative, for activities related to criminal justice re-  
18 form and recidivism reduction; and

19 (24) \$50,000,000 for a community violence  
20 intervention and prevention initiative:

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

1 lic sector safety service: *Provided further*, That in the  
 2 spending plan submitted pursuant to section 528 of this  
 3 Act, the Office of Justice Programs shall specifically and  
 4 explicitly identify all changes in the administration of com-  
 5 petitive grant programs for fiscal year 2023, including  
 6 changes to applicant eligibility, priority areas or  
 7 weightings, and the application review process.

#### 8 JUVENILE JUSTICE PROGRAMS

9 For grants, contracts, cooperative agreements, and  
 10 other assistance authorized by the Juvenile Justice and  
 11 Delinquency Prevention Act of 1974 (“the 1974 Act”); the  
 12 Omnibus Crime Control and Safe Streets Act of 1968  
 13 (“the 1968 Act”); the Violence Against Women and De-  
 14 partment of Justice Reauthorization Act of 2005 (Public  
 15 Law 109–162) (“the 2005 Act”); the Missing Children’s  
 16 Assistance Act (34 U.S.C. 11291 et seq.); the PROTECT  
 17 Act (Public Law 108–21); the Victims of Child Abuse Act  
 18 of 1990 (Public Law 101–647) (“the 1990 Act”); the  
 19 Adam Walsh Child Protection and Safety Act of 2006  
 20 (Public Law 109–248) (“the Adam Walsh Act”); the  
 21 PROTECT Our Children Act of 2008 (Public Law 110–  
 22 401); the Violence Against Women Reauthorization Act  
 23 of 2013 (Public Law 113–4) (“the 2013 Act”); the Justice  
 24 for All Reauthorization Act of 2016 (Public Law 114–  
 25 324); the Missing Children’s Assistance Act of 2018 (Pub-

1 lie Law 115–267); the Juvenile Justice Reform Act of  
 2 2018 (Public Law 115–385); the Victims of Crime Act  
 3 of 1984 (chapter XIV of title II of Public Law 98–473)  
 4 (“the 1984 Act”); the Comprehensive Addiction and Re-  
 5 covery Act of 2016 (Public Law 114–198); and other juve-  
 6 nile justice programs, \$471,000,000, to remain available  
 7 until expended as follows—

8           (1) \$90,000,000 for programs authorized by  
 9           section 221 of the 1974 Act, and for training and  
 10          technical assistance to assist small, nonprofit organi-  
 11          zations with the Federal grants process: *Provided*,  
 12          That of the amounts provided under this paragraph,  
 13          \$500,000 shall be for a competitive demonstration  
 14          grant program to support emergency planning  
 15          among State, local, and Tribal juvenile justice resi-  
 16          dential facilities;

17           (2) \$110,000,000 for youth mentoring grants;

18           (3) \$78,500,000 for delinquency prevention, of  
 19          which, pursuant to sections 261 and 262 of the  
 20          1974 Act—

21                   (A) \$5,000,000 shall be for grants to pre-  
 22                   vent trafficking of girls;

23                   (B) \$20,000,000 shall be for the Tribal  
 24                   Youth Program;

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

4 (D) \$6,500,000 shall be for competitive  
5 grants focusing on girls in the juvenile justice  
6 system;

7 (E) \$16,000,000 shall be for an initiative  
8 relating to youth affected by opioids, stimu-  
9 lants, and substance use disorder;

10 (F) \$15,000,000 shall be for an initiative  
11 relating to children exposed to violence; and

12 (G) \$5,000,000 shall be for grants to pro-  
13 tect vulnerable and at-risk youth;

14 (4) \$50,000,000 for programs authorized by  
15 the Victims of Child Abuse Act of 1990;

16 (5) \$110,000,000 for missing and exploited  
17 children programs, including as authorized by sec-  
18 tions 404(b) and 405(a) of the 1974 Act (except  
19 that section 102(b)(4)(B) of the PROTECT Our  
20 Children Act of 2008 (Public Law 110–401) shall  
21 not apply for purposes of this Act);

22 (6) \$5,000,000 for child abuse training pro-  
23 grams for judicial personnel and practitioners, as  
24 authorized by section 222 of the 1990 Act;

1           (7) \$2,500,000 for a program to improve juve-  
 2       nile indigent defense; and

3           (8) \$25,000,000 for an initiative relating to al-  
 4       ternatives to youth incarceration:

5   *Provided*, That not more than 10 percent of each amount  
 6   may be used for research, evaluation, and statistics activi-  
 7   ties designed to benefit the programs or activities author-  
 8   ized: *Provided further*, That not more than 2 percent of  
 9   the amounts designated under paragraphs (1) through (3)  
 10   and (6) may be used for training and technical assistance:  
 11   *Provided further*, That the two preceding provisos shall not  
 12   apply to grants and projects administered pursuant to sec-  
 13   tions 261 and 262 of the 1974 Act and to missing and  
 14   exploited children programs.

15                   PUBLIC SAFETY OFFICER BENEFITS

16                   (INCLUDING TRANSFER OF FUNDS)

17       For payments and expenses authorized under section  
 18   1001(a)(4) of title I of the Omnibus Crime Control and  
 19   Safe Streets Act of 1968, such sums as are necessary (in-  
 20   cluding amounts for administrative costs), to remain avail-  
 21   able until expended; and \$34,800,000 for payments au-  
 22   thorized by section 1201(b) of such Act and for edu-  
 23   cational assistance authorized by section 1218 of such Act,  
 24   to remain available until expended: *Provided*, That not-  
 25   withstanding section 205 of this Act, upon a determina-

tion by the Attorney General that emergent circumstances require additional funding for such disability and education payments, the Attorney General may transfer such amounts to “Public Safety Officer Benefits” from available appropriations for the Department of Justice as may be necessary to respond to such circumstances: *Provided further*, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.

## COMMUNITY ORIENTED POLICING SERVICES

### COMMUNITY ORIENTED POLICING SERVICES PROGRAMS

#### (INCLUDING TRANSFER OF FUNDS)

For activities authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103–322); the Omnibus Crime Control and Safe Streets Act of 1968 (“the 1968 Act”); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162) (“the 2005 Act”); the American Law Enforcement Heroes Act of 2017 (Public Law 115–37); the Law Enforcement Mental Health and Wellness Act (Public Law 115–113) (“the LEMHW Act”); the SUPPORT for Patients and Communities Act (Public Law 115–271); and the Supporting and Treating Officers

1 In Crisis Act of 2019 (Public Law 116–32) (“the STOIC  
 2 Act”), \$583,711,000, to remain available until expended:  
 3 *Provided*, That any balances made available through prior  
 4 year deobligations shall only be available in accordance  
 5 with section 505 of this Act: *Provided further*, That of the  
 6 amount provided under this heading—

7           (1) \$307,000,000 is for grants under section  
 8       1701 of title I of the 1968 Act (34 U.S.C. 10381)  
 9       for the hiring and rehiring of additional career law  
 10      enforcement officers under part Q of such title not-  
 11      withstanding subsection (I) of such section: *Pro-*  
 12      *vided*, That, notwithstanding section 1704(c) of such  
 13      title (34 U.S.C. 10384(c)), funding for hiring or re-  
 14      hiring a career law enforcement officer may not ex-  
 15      ceed \$125,000 unless the Director of the Office of  
 16      Community Oriented Policing Services grants a  
 17      waiver from this limitation: *Provided further*, That of  
 18      the amounts appropriated under this paragraph,  
 19      \$40,000,000 is for improving Tribal law enforce-  
 20      ment, including hiring, equipment, training, anti-  
 21      methamphetamine activities, and anti-opioid activi-  
 22      ties: *Provided further*, That of the amounts appro-  
 23      priated under this paragraph \$48,000,000 is for re-  
 24      gional information sharing activities, as authorized  
 25      by part M of title I of the 1968 Act, which shall be

1 transferred to and merged with “Research, Evalua-  
2 tion, and Statistics” for administration by the Office  
3 of Justice Programs: *Provided further*, That of the  
4 amounts appropriated under this paragraph, no less  
5 than \$6,000,000 is to support the Tribal Access  
6 Program: *Provided further*, That of the amounts ap-  
7 propriated under this paragraph, \$10,000,000 is for  
8 training, peer mentoring, mental health program ac-  
9 tivities, and other support services as authorized  
10 under the LEMHW Act and the STOIC Act: *Pro-*  
11 *vided further*, That of the amounts appropriated  
12 under this paragraph, \$7,500,000 is for the collabo-  
13 rative reform model of technical assistance in fur-  
14 therance of section 1701 of title I of the 1968 Act  
15 (34 U.S.C. 10381);

16 (2) \$11,000,000 is for activities authorized by  
17 the POLICE Act of 2016 (Public Law 114–199);

18 (3) \$20,000,000 is for competitive grants to  
19 State law enforcement agencies in States with high  
20 seizures of precursor chemicals, finished meth-  
21 amphetamine, laboratories, and laboratory dump sei-  
22 zures: *Provided*, That funds appropriated under this  
23 paragraph shall be utilized for investigative purposes  
24 to locate or investigate illicit activities, including

1 precursor diversion, laboratories, or methamphet-  
2 amine traffickers;

3 (4) \$40,000,000 is for competitive grants to  
4 statewide law enforcement agencies in States with  
5 high rates of primary treatment admissions for her-  
6 oin and other opioids: *Provided*, That these funds  
7 shall be utilized for investigative purposes to locate  
8 or investigate illicit activities, including activities re-  
9 lated to the distribution of heroin or unlawful dis-  
10 tribution of prescription opioids, or unlawful heroin  
11 and prescription opioid traffickers through statewide  
12 collaboration;

13 (5) \$53,000,000 is for competitive grants to be  
14 administered by the Community Oriented Policing  
15 Services Office for purposes authorized under the  
16 STOP School Violence Act (title V of division S of  
17 Public Law 115–141);

18 (6) \$60,000,000 is for community policing de-  
19 velopment activities in furtherance of section 1701  
20 of title I of the 1968 Act (34 U.S.C. 10381); and

21 (7) \$92,711,000 is for a law enforcement tech-  
22 nologies and interoperable communications program,  
23 and related law enforcement and public safety equip-  
24 ment, which shall be used for the projects, and in  
25 the amounts, specified under the heading, “COPS

1 Law Enforcement Technology and Equipment”, in  
 2 the explanatory statement accompanying this Act:  
 3 *Provided*, That such amounts may not be trans-  
 4 ferred for any other purpose: *Provided further*, That  
 5 grants funded by such amounts shall not be subject  
 6 to section 1703 of title I of the 1968 Act (34 U.S.C.  
 7 10383).

8 GENERAL PROVISIONS—DEPARTMENT OF JUSTICE  
 9 (INCLUDING TRANSFER OF FUNDS)

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

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

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

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

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

- 21                (1) paragraph (1)(S) under the heading “State  
22                and Local Law Enforcement Assistance”; and  
23                (2) paragraph (7) under the heading “Commu-  
24                nity Oriented Policing Services Programs”.

1        SEC. 206. None of the funds made available under  
2 this title may be used by the Federal Bureau of Prisons  
3 or the United States Marshals Service for the purpose of  
4 transporting an individual who is a prisoner pursuant to  
5 conviction for crime under State or Federal law and is  
6 classified as a maximum or high security prisoner, other  
7 than to a prison or other facility certified by the Federal  
8 Bureau of Prisons as appropriately secure for housing  
9 such a prisoner.

10       SEC. 207. (a) None of the funds appropriated by this  
11 Act may be used by Federal prisons to purchase cable tele-  
12 vision services, or to rent or purchase audiovisual or elec-  
13 tronic media or equipment used primarily for recreational  
14 purposes.

15       (b) Subsection (a) does not preclude the rental, main-  
16 tenance, or purchase of audiovisual or electronic media or  
17 equipment for inmate training, religious, or educational  
18 programs.

19       SEC. 208. None of the funds made available under  
20 this title shall be obligated or expended for any new or  
21 enhanced information technology program having total es-  
22 timated development costs in excess of \$100,000,000, un-  
23 less the Deputy Attorney General and the investment re-  
24 view board certify to the Committees on Appropriations  
25 of the House of Representatives and the Senate that the

1 information technology program has appropriate program  
2 management controls and contractor oversight mecha-  
3 nisms in place, and that the program is compatible with  
4 the enterprise architecture of the Department of Justice.

5 SEC. 209. The notification thresholds and procedures  
6 set forth in section 505 of this Act shall apply to devi-  
7 ations from the amounts designated for specific activities  
8 in this Act and in the explanatory statement accom-  
9 panying this Act, and to any use of deobligated balances  
10 of funds provided under this title in previous years.

11 SEC. 210. None of the funds appropriated by this Act  
12 may be used to plan for, begin, continue, finish, process,  
13 or approve a public-private competition under the Office  
14 of Management and Budget Circular A-76 or any suc-  
15 cessor administrative regulation, directive, or policy for  
16 work performed by employees of the Bureau of Prisons  
17 or of Federal Prison Industries, Incorporated.

18 SEC. 211. Notwithstanding any other provision of  
19 law, no funds shall be available for the salary, benefits,  
20 or expenses of any United States Attorney assigned dual  
21 or additional responsibilities by the Attorney General or  
22 his designee that exempt that United States Attorney  
23 from the residency requirements of section 545 of title 28,  
24 United States Code.

1        SEC. 212. At the discretion of the Attorney General,  
2 and in addition to any amounts that otherwise may be  
3 available (or authorized to be made available) by law, with  
4 respect to funds appropriated by this title under the head-  
5 ings “Research, Evaluation and Statistics”, “State and  
6 Local Law Enforcement Assistance”, and “Juvenile Jus-  
7 tice Programs”—

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

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

23 This section shall not apply to paragraph (1)(S) under the  
24 heading “State and Local Law Enforcement Assistance”.

1        SEC. 213. Upon request by a grantee for whom the  
2 Attorney General has determined there is a fiscal hard-  
3 ship, the Attorney General may, with respect to funds ap-  
4 propriated in this or any other Act making appropriations  
5 for fiscal years 2020 through 2023 for the following pro-  
6 grams, waive the following requirements:

7            (1) For the adult and juvenile offender State  
8 and local reentry demonstration projects under part  
9 FF of title I of the Omnibus Crime Control and  
10 Safe Streets Act of 1968 (34 U.S.C. 10631 et seq.),  
11 the requirements under section 2976(g)(1) of such  
12 part (34 U.S.C. 10631(g)(1)).

13           (2) For grants to protect inmates and safe-  
14 guard communities as authorized by section 6 of the  
15 Prison Rape Elimination Act of 2003 (34 U.S.C.  
16 30305(c)(3)), the requirements of section 6(c)(3) of  
17 such Act.

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

23        SEC. 215. None of the funds made available under  
24 this Act, other than for the national instant criminal back-  
25 ground check system established under section 103 of the

1 Brady Handgun Violence Prevention Act (34 U.S.C.  
2 40901), may be used by a Federal law enforcement officer  
3 to facilitate the transfer of an operable firearm to an indi-  
4 vidual if the Federal law enforcement officer knows or sus-  
5 pects that the individual is an agent of a drug cartel, un-  
6 less law enforcement personnel of the United States con-  
7 tinuously monitor or control the firearm at all times.

8       SEC. 216. (a) None of the income retained in the De-  
9 partment of Justice Working Capital Fund pursuant to  
10 title I of Public Law 102–140 (105 Stat. 784; 28 U.S.C.  
11 527 note) shall be available for obligation during fiscal  
12 year 2023, except up to \$12,000,000 may be obligated for  
13 implementation of a unified Department of Justice finan-  
14 cial management system.

15       (b) Not to exceed \$30,000,000 of the unobligated bal-  
16 ances transferred to the capital account of the Department  
17 of Justice Working Capital Fund pursuant to title I of  
18 Public Law 102–140 (105 Stat. 784; 28 U.S.C. 527 note)  
19 shall be available for obligation in fiscal year 2023, and  
20 any use, obligation, transfer, or allocation of such funds  
21 shall be treated as a reprogramming of funds under sec-  
22 tion 505 of this Act.

23       (c) Not to exceed \$10,000,000 of the excess unobli-  
24 gated balances available under section 524(c)(8)(E) of  
25 title 28, United States Code, shall be available for obliga-

1 tion during fiscal year 2023, and any use, obligation,  
2 transfer or allocation of such funds shall be treated as a  
3 reprogramming of funds under section 505 of this Act.

4 SEC. 217. Discretionary funds that are made avail-  
5 able in this Act for the Office of Justice Programs may  
6 be used to participate in Performance Partnership Pilots  
7 authorized under such authorities as have been enacted  
8 for Performance Partnership Pilots in appropriations acts  
9 in prior fiscal years and the current fiscal year.

10 SEC. 218. The Attorney General shall submit to the  
11 Committees on Appropriations of the House of Represent-  
12 atives and the Senate quarterly reports on the Crime Vic-  
13 tims Fund, the Working Capital Fund, the Three Percent  
14 Fund, and the Asset Forfeiture Fund. Such quarterly re-  
15 ports shall contain at least the same level of information  
16 and detail for each Fund as was provided to the Commit-  
17 tees on Appropriations of the House of Representatives  
18 and the Senate in fiscal year 2022.

19 SEC. 219. Section 3201 of Public Law 101–647, as  
20 amended (28 U.S.C. 509 note), is hereby amended: (1)  
21 by striking “or the Immigration and Naturalization Serv-  
22 ice” and inserting “the Federal Prison System, the Bu-  
23 reau of Alcohol, Tobacco, Firearms and Explosives, or the  
24 United States Marshals Service”; and (2) by striking  
25 “\$25,000” and inserting “\$50,000”.

1        SEC. 220. Not later than one year after the date of  
2 the enactment of this Act, the Attorney General shall sub-  
3 mit to the Committees on Appropriations of the House  
4 of Representatives and the Senate, and the Committees  
5 on the Judiciary of the House of Representatives and of  
6 the Senate, a report assessing compliance by the Depart-  
7 ment of Justice with section 4712 of title 42, United  
8 States Code, and section 3.908–9 of the Federal Acquisi-  
9 tion Regulation. This report shall further describe the im-  
10 plementation status, and all actions taken in response to,  
11 recommendations related to whistleblower protection from  
12 the Government Accountability Office and the Department  
13 of Justice Office of Inspector General.

14        This title may be cited as the “Department of Justice  
15 Appropriations Act, 2023”.

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, \$7,700,000.

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 No. 13803, hire of pas-  
17 senger motor vehicles, and services as authorized by sec-  
18 tion 3109 of title 5, United States Code, not to exceed  
19 \$2,250 for 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, \$8,045,700,000, to remain available until Sep-  
15 tember 30, 2024.

16 AERONAUTICS

17 For necessary expenses, not otherwise provided for,  
18 in the conduct and support of aeronautics research and  
19 development activities, including research, development,  
20 operations, support, and services; maintenance and repair,  
21 facility planning and design; space flight, spacecraft con-  
22 trol, and communications activities; program manage-  
23 ment; personnel and related costs, including uniforms or  
24 allowances therefor, as authorized by sections 5901 and  
25 5902 of title 5, United States Code; travel expenses; pur-

1 chase and hire of passenger motor vehicles; and purchase,  
2 lease, charter, maintenance, and operation of mission and  
3 administrative aircraft, \$971,500,000, to remain available  
4 until September 30, 2024.

5 SPACE TECHNOLOGY

6 For necessary expenses, not otherwise provided for,  
7 in the conduct and support of space technology research  
8 and development activities, including research, develop-  
9 ment, operations, support, and services; maintenance and  
10 repair, facility planning and design; space flight, space-  
11 craft control, and communications activities; program  
12 management; personnel and related costs, including uni-  
13 forms or allowances therefor, as authorized by sections  
14 5901 and 5902 of title 5, United States Code; travel ex-  
15 penses; purchase and hire of passenger motor vehicles; and  
16 purchase, lease, charter, maintenance, and operation of  
17 mission and administrative aircraft, \$1,263,850,000, to  
18 remain available until September 30, 2024: *Provided*,  
19 That \$110,000,000 shall be for the development, produc-  
20 tion, and demonstration of a nuclear thermal propulsion  
21 system, of which not less than \$45,000,000 shall be for  
22 reactor development, not less than \$45,000,000 shall be  
23 for fuel materials development, and not less than  
24 \$20,000,000 shall be for non-nuclear systems development  
25 and acquisition planning: *Provided further*, That, not later

1 than 180 days after the enactment of this Act, the Na-  
2 tional Aeronautics and Space Administration shall provide  
3 a plan for the design of a flight demonstration.

#### 4 EXPLORATION

5 For necessary expenses, not otherwise provided for,  
6 in the conduct and support of exploration research and  
7 development activities, including research, development,  
8 operations, support, and services; maintenance and repair,  
9 facility planning and design; space flight, spacecraft con-  
10 trol, and communications activities; program manage-  
11 ment; personnel and related costs, including uniforms or  
12 allowances therefor, as authorized by sections 5901 and  
13 5902 of title 5, United States Code; travel expenses; pur-  
14 chase and hire of passenger motor vehicles; and purchase,  
15 lease, charter, maintenance, and operation of mission and  
16 administrative aircraft, \$7,547,750,000, to remain avail-  
17 able until September 30, 2024: *Provided*, That not less  
18 than \$1,338,700,000 shall be for the Orion Multi-Purpose  
19 Crew Vehicle: *Provided further*, That not less than  
20 \$2,600,000,000 shall be for the Space Launch System  
21 (SLS) launch vehicle, which shall have a lift capability not  
22 less than 130 metric tons and which shall have core ele-  
23 ments and an Exploration Upper Stage developed simulta-  
24 neously to be used to the maximum extent practicable, in-  
25 cluding for Earth to Moon missions and Moon landings:

1 *Provided further*, That of the amounts provided for SLS,  
2 not less than \$600,000,000 shall be for SLS Block 1B  
3 development including the Exploration Upper Stage and  
4 associated systems including related facilitization, to sup-  
5 port an SLS Block 1B mission available to launch in 2025  
6 in addition to the planned Block 1 missions for Artemis  
7 1 through Artemis 3: *Provided further*, That \$799,150,000  
8 shall be for Exploration Ground Systems and associated  
9 Block 1B activities, including up to \$281,350,000 for a  
10 second mobile launch platform: *Provided further*, That the  
11 National Aeronautics and Space Administration shall pro-  
12 vide to the Committees on Appropriations of the House  
13 of Representatives and the Senate, concurrent with the  
14 annual budget submission, a 5-year budget profile for an  
15 integrated system that includes the SLS, the Orion Multi-  
16 Purpose Crew Vehicle, and associated ground systems that  
17 will ensure a crewed launch as early as possible, as well  
18 as a system-based funding profile for a sustained launch  
19 cadence that contemplates the use of an SLS Block 1B  
20 cargo variant with an 8.4 meter fairing and associated  
21 ground systems: *Provided further*, That \$2,600,300,000  
22 shall be for exploration research and development.

#### 23 SPACE OPERATIONS

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

1 and development activities, including research, develop-  
2 ment, operations, support and services; space flight, space-  
3 craft control, and communications activities, including op-  
4 erations, production, and services; maintenance and re-  
5 pair, facility planning and design; program management;  
6 personnel and related costs, including uniforms or allow-  
7 ances therefor, as authorized by sections 5901 and 5902  
8 of title 5, United States Code; travel expenses; purchase  
9 and hire of passenger motor vehicles; and purchase, lease,  
10 charter, maintenance, and operation of mission and ad-  
11 ministrative aircraft, \$4,293,500,000, to remain available  
12 until September 30, 2024.

13           SCIENCE, TECHNOLOGY, ENGINEERING, AND  
14                           MATHEMATICS ENGAGEMENT

15       For necessary expenses, not otherwise provided for,  
16 in the conduct and support of aerospace and aeronautical  
17 education research and development activities, including  
18 research, development, operations, support, and services;  
19 program management; personnel and related costs, includ-  
20 ing uniforms or allowances therefor, as authorized by sec-  
21 tions 5901 and 5902 of title 5, United States Code; travel  
22 expenses; purchase and hire of passenger motor vehicles;  
23 and purchase, lease, charter, maintenance, and operation  
24 of mission and administrative aircraft, \$150,100,000, to  
25 remain available until September 30, 2024, of which

1 \$26,000,000 shall be for the Established Program to  
 2 Stimulate Competitive Research and \$57,000,000 shall be  
 3 for the National Space Grant College and Fellowship Pro-  
 4 gram.

5 SAFETY, SECURITY AND MISSION SERVICES

6 For necessary expenses, not otherwise provided for,  
 7 in the conduct and support of science, aeronautics, space  
 8 technology, exploration, space operations and education  
 9 research and development activities, including research,  
 10 development, operations, support, and services; mainte-  
 11 nance and repair, facility planning and design; space  
 12 flight, spacecraft control, and communications activities;  
 13 program management; personnel and related costs, includ-  
 14 ing uniforms or allowances therefor, as authorized by sec-  
 15 tions 5901 and 5902 of title 5, United States Code; travel  
 16 expenses; purchase and hire of passenger motor vehicles;  
 17 not to exceed \$63,000 for official reception and represen-  
 18 tation expenses; and purchase, lease, charter, mainte-  
 19 nance, and operation of mission and administrative air-  
 20 craft, \$3,228,700,000, to remain available until Sep-  
 21 tember 30, 2024: *Provided*, That if available balances in  
 22 the “Science, Space, and Technology Education Trust  
 23 Fund” are not sufficient to provide for the grant disburse-  
 24 ments required under the third and fourth provisos under  
 25 such heading in the Department of Housing and Urban

1 Development-Independent Agencies Appropriations Act,  
 2 1989 (Public Law 100–404) as amended by the Depart-  
 3 ments of Veterans Affairs and Housing and Urban Devel-  
 4 opment, and Independent Agencies Appropriations Act,  
 5 1995 (Public Law 103–327) up to \$1,000,000 shall be  
 6 available from amounts made available under this heading  
 7 to make such grant disbursements: *Provided further*, That  
 8 of the amounts appropriated under this heading,  
 9 \$27,246,000 shall be used for the projects, and in the  
 10 amounts, specified in the table under the heading “NASA  
 11 Special Projects” in the explanatory statement accom-  
 12 panying this Act: *Provided further*, That the amounts  
 13 made available for the projects referenced in the preceding  
 14 proviso may not be transferred for any other purpose.

15 CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND  
 16 RESTORATION

17 For necessary expenses for construction of facilities  
 18 including repair, rehabilitation, revitalization, and modi-  
 19 fication of facilities, construction of new facilities and ad-  
 20 ditions to existing facilities, facility planning and design,  
 21 and restoration, and acquisition or condemnation of real  
 22 property, as authorized by law, and environmental compli-  
 23 ance and restoration, \$424,300,000, to remain available  
 24 until September 30, 2028: *Provided*, That proceeds from  
 25 leases deposited into this account shall be available for a

1 period of 5 years to the extent and in amounts as provided  
 2 in annual appropriations Acts: *Provided further*, That such  
 3 proceeds referred to in the preceding proviso shall be avail-  
 4 able for obligation for fiscal year 2023 in an amount not  
 5 to exceed \$25,000,000: *Provided further*, That each annual  
 6 budget request shall include an annual estimate of gross  
 7 receipts and collections and proposed use of all funds col-  
 8 lected pursuant to section 20145 of title 51, United States  
 9 Code.

#### 10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector  
 12 General in carrying out the Inspector General Act of 1978,  
 13 \$48,400,000, of which \$500,000 shall remain available  
 14 until September 30, 2024.

#### 15 ADMINISTRATIVE PROVISIONS

#### 16 (INCLUDING TRANSFERS OF FUNDS)

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

20 Not to exceed 5 percent of any appropriation made  
 21 available for the current fiscal year for the National Aero-  
 22 nautics and Space Administration in this Act may be  
 23 transferred between such appropriations, but no such ap-  
 24 propriation, except as otherwise specifically provided, shall  
 25 be increased by more than 10 percent by any such trans-

1 fers. Any funds transferred to “Construction and Environ-  
2 mental Compliance and Restoration” for construction ac-  
3 tivities shall not increase that account by more than 20  
4 percent and any funds transferred to or within “Explo-  
5 ration” for Exploration Ground Systems shall not increase  
6 Exploration Ground Systems by more than \$100,000,000.  
7 Balances so transferred shall be merged with and available  
8 for the same purposes and the same time period as the  
9 appropriations to which transferred. Any transfer pursu-  
10 ant to this provision shall be treated as a reprogramming  
11 of funds under section 505 of this Act and shall not be  
12 available for obligation except in compliance with the pro-  
13 cedures set forth in that section.

14       Not to exceed 5 percent of any appropriation pro-  
15 vided for the National Aeronautics and Space Administra-  
16 tion under previous appropriations Acts that remains  
17 available for obligation or expenditure in fiscal year 2023  
18 may be transferred between such appropriations, but no  
19 such appropriation, except as otherwise specifically pro-  
20 vided, shall be increased by more than 10 percent by any  
21 such transfers. Any transfer pursuant to this provision  
22 shall retain its original availability and shall be treated  
23 as a reprogramming of funds under section 505 of this  
24 Act and shall not be available for obligation except in com-  
25 pliance with the procedures set forth in that section.

1       The spending plan required by this Act shall be pro-  
2       vided by the National Aeronautics and Space Administra-  
3       tion at the theme, program, project, and activity level. The  
4       spending plan, as well as any subsequent change of an  
5       amount established in that spending plan that meets the  
6       notification requirements of section 505 of this Act, shall  
7       be treated as a reprogramming under section 505 of this  
8       Act and shall not be available for obligation or expenditure  
9       except in compliance with the procedures set forth in that  
10      section.

11       Not more than 20 percent or \$25,000,000, whichever  
12      is less, of the amounts made available in the current-year  
13      Construction and Environmental Compliance and Restora-  
14      tion (CECR) appropriation may be applied to CECR  
15      projects funded under previous years' CECR appropria-  
16      tions. Use of current-year funds under this provision shall  
17      be treated as a reprogramming of funds under section 505  
18      of this act and shall not be available for obligation except  
19      in compliance with the procedures set forth in that section.

20       Of the amounts made available in this Act under the  
21      heading "Science, Technology, Engineering, and Mathe-  
22      matics Engagement" ("STEM Engagement"), up to  
23      \$5,000,000 shall be available to jointly fund, with an addi-  
24      tional amount of up to \$1,000,000 each from amounts  
25      made available in this Act under the headings "Science",

1 “Aeronautics”, “Space Technology”, “Exploration”, and  
 2 “Space Operations”, projects and activities for engaging  
 3 students in STEM and increasing STEM research capac-  
 4 ities of universities, including Minority Serving Institu-  
 5 tions.

6 Of the amounts made available in this Act for the  
 7 Orion Multi-Purpose Crew Vehicle, up to \$342,000,000  
 8 may be transferred to “Space Operations” for Orion Pro-  
 9 duction and Operations only for items associated with  
 10 Artemis 4 and subsequent missions. The authority pro-  
 11 vided by this paragraph is in addition to the authority pro-  
 12 vided by the second paragraph under this heading. Any  
 13 transfer pursuant to this provision shall be treated as a  
 14 reprogramming of funds under section 505 of this Act and  
 15 shall not be available for obligation except in compliance  
 16 with the procedures set forth in that section.

17 Section 30102(b) of title 51, United States Code, is  
 18 amended by:

19 (1) Redesignating existing paragraph (3) to (4); and  
 20 (2) Inserting, after paragraph (2), the following:

21 “(3) INFORMATION TECHNOLOGY (IT) MOD-  
 22 ERNIZATION.—The fund shall also be available for  
 23 the purpose of funding IT Modernization activities,  
 24 as described in section 1077(b)(3)(A)–(E) of Public  
 25 Law 115–91, on a non-reimbursable basis.”.

1 Not to exceed \$18,162,000 made available for the  
2 current fiscal year in this Act within “Safety, Security and  
3 Mission Services” may be transferred to the Working Cap-  
4 ital Fund of the National Aeronautics and Space Adminis-  
5 tration. Balances so transferred shall be available until ex-  
6 pended only for activities described in section 30102(b)(3)  
7 of title 51, United States Code, as amended by this Act,  
8 and shall remain available until expended. Any transfer  
9 pursuant to this provision shall be treated as a reprogram-  
10 ming of funds under section 505 of this Act and shall not  
11 be available for obligation except in compliance with the  
12 procedures set forth in that section.

13 NATIONAL SCIENCE FOUNDATION

14 RESEARCH AND RELATED ACTIVITIES

15 For necessary expenses in carrying out the National  
16 Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.),  
17 and Public Law 86–209 (42 U.S.C. 1880 et seq.); services  
18 as authorized by section 3109 of title 5, United States  
19 Code; maintenance and operation of aircraft and purchase  
20 of flight services for research support; acquisition of air-  
21 craft; and authorized travel; \$8,321,907,000, to remain  
22 available until September 30, 2024, of which not to exceed  
23 \$640,000,000 shall remain available until expended for  
24 polar research and operations support, and for reimburse-  
25 ment to other Federal agencies for operational and science

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

7 MAJOR RESEARCH EQUIPMENT AND FACILITIES

8 CONSTRUCTION

9 For necessary expenses for the acquisition, construc-  
 10 tion, commissioning, and upgrading of major research  
 11 equipment, facilities, and other such capital assets pursu-  
 12 ant to the National Science Foundation Act of 1950 (42  
 13 U.S.C. 1861 et seq.), including authorized travel,  
 14 \$187,230,000, to remain available until expended.

15 STEM EDUCATION

16 For necessary expenses in carrying out science, math-  
 17 ematics, and engineering education and human resources  
 18 programs and activities pursuant to the National Science  
 19 Foundation Act of 1950 (42 U.S.C. 1861 et seq.), includ-  
 20 ing services as authorized by section 3109 of title 5,  
 21 United States Code, authorized travel, and rental of con-  
 22 ference rooms in the District of Columbia,  
 23 \$1,327,180,000, to remain available until September 30,  
 24 2024.

## 1 AGENCY OPERATIONS AND AWARD MANAGEMENT

2 For agency operations and award management nec-  
 3 essary in carrying out the National Science Foundation  
 4 Act of 1950 (42 U.S.C. 1861 et seq.); services authorized  
 5 by section 3109 of title 5, United States Code; hire of pas-  
 6 senger motor vehicles; uniforms or allowances therefor, as  
 7 authorized by sections 5901 and 5902 of title 5, United  
 8 States Code; rental of conference rooms in the District of  
 9 Columbia; and reimbursement of the Department of  
 10 Homeland Security for security guard services;  
 11 \$473,200,000: *Provided*, That not to exceed \$8,280 is for  
 12 official reception and representation expenses: *Provided*  
 13 *further*, That contracts may be entered into under this  
 14 heading in fiscal year 2023 for maintenance and operation  
 15 of facilities and for other services to be provided during  
 16 the next fiscal year.

## 17 OFFICE OF THE NATIONAL SCIENCE BOARD

18 For necessary expenses (including payment of sala-  
 19 ries, authorized travel, hire of passenger motor vehicles,  
 20 the rental of conference rooms in the District of Columbia,  
 21 and the employment of experts and consultants under sec-  
 22 tion 3109 of title 5, United States Code) involved in car-  
 23 rying out section 4 of the National Science Foundation  
 24 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209  
 25 (42 U.S.C. 1880 et seq.), \$5,090,000: *Provided*, That not

1 to exceed \$2,500 shall be available for official reception  
2 and representation expenses.

3 OFFICE OF INSPECTOR GENERAL

4 For necessary expenses of the Office of Inspector  
5 General as authorized by the Inspector General Act of  
6 1978, \$23,393,000, of which \$400,000 shall remain avail-  
7 able until September 30, 2024.

8 NSF NONRECURRING EXPENSES FUND

9 (INCLUDING TRANSFER OF FUNDS)

10 There is hereby established in the Treasury of the  
11 United States a fund to be known as the “National  
12 Science Foundation Nonrecurring Expenses Fund” (the  
13 Fund): *Provided*, That unobligated balances of expired  
14 discretionary funds appropriated for this or any suc-  
15 ceeding fiscal year from the General Fund of the Treasury  
16 to the National Science Foundation by this or any other  
17 Act may be transferred (not later than the end of the fifth  
18 fiscal year after the last fiscal year for which such funds  
19 are available for the purposes for which appropriated) into  
20 the Fund: *Provided further*, That amounts deposited in the  
21 Fund shall be available until expended, and in addition  
22 to such other funds as may be available for such purposes,  
23 for information and business technology system mod-  
24 ernization and facilities infrastructure improvements, in-  
25 cluding nonrecurring maintenance, necessary for the oper-

1 ation of the Foundation or its funded research facilities,  
 2 subject to approval by the Office of Management and  
 3 Budget: *Provided further*, That amounts in the Fund may  
 4 be obligated only after the Committees on Appropriations  
 5 of the House of Representatives and the Senate are noti-  
 6 fied at least 15 days in advance of the planned use of  
 7 funds.

#### 8 ADMINISTRATIVE PROVISIONS

#### 9 (INCLUDING TRANSFER OF FUNDS)

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

19 The Director of the National Science Foundation  
 20 (NSF) shall notify the Committees on Appropriations of  
 21 the House of Representatives and the Senate at least 30  
 22 days in advance of any planned divestment through trans-  
 23 fer, decommissioning, termination, or deconstruction of  
 24 any NSF-owned facilities or any NSF capital assets (in-

1 cluding land, structures, and equipment) valued greater  
2 than \$2,500,000.

3       This title may be cited as the “Science Appropria-  
4 tions Act, 2023”.

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 \$13,850,000: *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): *Provided further*, That not-  
22 withstanding the preceding proviso, \$1,500,000 shall be  
23 used to separately fund the Commission on the Social Sta-  
24 tus of Black Men and Boys.

## 1        EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

## 2                                SALARIES AND EXPENSES

3        For necessary expenses of the Equal Employment  
4 Opportunity Commission as authorized by title VII of the  
5 Civil Rights Act of 1964, the Age Discrimination in Em-  
6 ployment Act of 1967, the Equal Pay Act of 1963, the  
7 Americans with Disabilities Act of 1990, section 501 of  
8 the Rehabilitation Act of 1973, the Civil Rights Act of  
9 1991, the Genetic Information Nondiscrimination Act  
10 (GINA) of 2008 (Public Law 110–233), the ADA Amend-  
11 ments Act of 2008 (Public Law 110–325), and the Lilly  
12 Ledbetter Fair Pay Act of 2009 (Public Law 111–2), in-  
13 cluding services as authorized by section 3109 of title 5,  
14 United States Code; hire of passenger motor vehicles as  
15 authorized by section 1343(b) of title 31, United States  
16 Code; nonmonetary awards to private citizens; and up to  
17 \$31,500,000 for payments to State and local enforcement  
18 agencies for authorized services to the Commission,  
19 \$460,000,000: *Provided*, That the Commission is author-  
20 ized to make available for official reception and represen-  
21 tation expenses not to exceed \$2,250 from available funds:  
22 *Provided further*, That the Commission may take no action  
23 to implement any workforce repositioning, restructuring,  
24 or reorganization until such time as the Committees on  
25 Appropriations of the House of Representatives and the

1 Senate have been notified of such proposals, in accordance  
 2 with the reprogramming requirements of section 505 of  
 3 this Act: *Provided further*, That the Chair may accept and  
 4 use any gift or donation to carry out the work of the Com-  
 5 mission.

## 6 INTERNATIONAL TRADE COMMISSION

### 7 SALARIES AND EXPENSES

8 For necessary expenses of the International Trade  
 9 Commission, including hire of passenger motor vehicles  
 10 and services as authorized by section 3109 of title 5,  
 11 United States Code, and not to exceed \$2,250 for official  
 12 reception and representation expenses, \$122,400,000, to  
 13 remain available until expended.

## 14 LEGAL SERVICES CORPORATION

### 15 PAYMENT TO THE LEGAL SERVICES CORPORATION

16 For payment to the Legal Services Corporation to  
 17 carry out the purposes of the Legal Services Corporation  
 18 Act of 1974, \$539,000,000, of which \$495,800,000 is for  
 19 basic field programs and required independent audits;  
 20 \$5,700,000 is for the Office of Inspector General, of which  
 21 such amounts as may be necessary may be used to conduct  
 22 additional audits of recipients; \$25,500,000 is for manage-  
 23 ment and grants oversight; \$5,000,000 is for client self-  
 24 help and information technology; \$5,000,000 is for a Pro  
 25 Bono Innovation Fund; and \$2,000,000 is for loan repay-

1 ment assistance: *Provided*, That the Legal Services Cor-  
 2 poration may continue to provide locality pay to officers  
 3 and employees at a rate no greater than that provided by  
 4 the Federal Government to Washington, DC-based em-  
 5 ployees as authorized by section 5304 of title 5, United  
 6 States Code, notwithstanding section 1005(d) of the Legal  
 7 Services Corporation Act (42 U.S.C. 2996d(d)): *Provided*  
 8 *further*, That the authorities provided in section 205 of  
 9 this Act shall be applicable to the Legal Services Corpora-  
 10 tion: *Provided further*, That, for the purposes of section  
 11 505 of this Act, the Legal Services Corporation shall be  
 12 considered an agency of the United States Government.

#### 13 ADMINISTRATIVE PROVISION—LEGAL SERVICES

#### 14 CORPORATION

15 None of the funds appropriated in this Act to the  
 16 Legal Services Corporation shall be expended for any pur-  
 17 pose prohibited or limited by, or contrary to any of the  
 18 provisions of, sections 501, 502, 503, 504, 505, and 506  
 19 of Public Law 105–119, and all funds appropriated in this  
 20 Act to the Legal Services Corporation shall be subject to  
 21 the same terms and conditions set forth in such sections,  
 22 except that all references in sections 502 and 503 to 1997  
 23 and 1998 shall be deemed to refer instead to 2022 and  
 24 2023, respectively: *Provided*, That for the purposes of ap-  
 25 plications of such sections 501 and 502, any requirement

1 relating to the proportion of attorneys serving on the gov-  
 2 erning body of an entity providing legal assistance shall  
 3 be deemed to be satisfied if at least 33 percent of such  
 4 governing body is composed of attorneys otherwise meet-  
 5 ing the criteria established by section 1007(c) of the Legal  
 6 Services Corporation Act (42 U.S.C. 2996f(c)), and sec-  
 7 tion 502(2)(b)(ii) of Public Law 104–134 shall not apply.

#### 8 MARINE MAMMAL COMMISSION

##### 9 SALARIES AND EXPENSES

10 For necessary expenses of the Marine Mammal Com-  
 11 mission as authorized by title II of the Marine Mammal  
 12 Protection Act of 1972 (16 U.S.C. 1361 et seq.),  
 13 \$4,500,000.

#### 14 OFFICE OF THE UNITED STATES TRADE

##### 15 REPRESENTATIVE

##### 16 SALARIES AND EXPENSES

17 For necessary expenses of the Office of the United  
 18 States Trade Representative, including the hire of pas-  
 19 senger motor vehicles and the employment of experts and  
 20 consultants as authorized by section 3109 of title 5,  
 21 United States Code, \$61,540,000, of which \$1,000,000  
 22 shall remain available until expended: *Provided*, That of  
 23 the total amount made available under this heading, not  
 24 to exceed \$124,000 shall be available for official reception  
 25 and representation expenses: *Provided further*, That of the

1 total amount made available under this heading,  
2 \$5,000,000 shall not be available until the United States  
3 Trade Representative has certified to the Committees on  
4 Appropriations of the House of Representatives and the  
5 Senate, in writing, that a process pursuant to which  
6 United States entities and associations of those entities  
7 may request the exclusion of articles from duties imposed  
8 pursuant to the investigation initiated under section 301  
9 of the Trade Act of 1974 (19 U.S.C. 2411) on August  
10 18, 2017, and with respect to which notice was published  
11 in the Federal Register on August 24, 2017 (82 Fed. Reg.  
12 40213), has been established.

13                   TRADE ENFORCEMENT TRUST FUND

14                   (INCLUDING TRANSFER OF FUNDS)

15       For activities of the United States Trade Representa-  
16 tive authorized by section 611 of the Trade Facilitation  
17 and Trade Enforcement Act of 2015 (19 U.S.C. 4405),  
18 including transfers, \$15,000,000, to be derived from the  
19 Trade Enforcement Trust Fund: *Provided*, That any  
20 transfer pursuant to subsection (d)(1) of such section shall  
21 be treated as a reprogramming under section 505 of this  
22 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.) \$7,640,000, of which \$500,000  
6 shall remain available until September 30, 2024: *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.

## 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 2023, or provided from  
5 any accounts in the Treasury of the United States derived  
6 by the collection of fees available to the agencies funded  
7 by this Act, shall be available for obligation or expenditure  
8 through a reprogramming of funds that: (1) creates or ini-  
9 tiates a new program, project, or activity; (2) eliminates  
10 a program, project, or activity; (3) increases funds or per-  
11 sonnel by any means for any project or activity for which  
12 funds have been denied or restricted; (4) relocates an of-  
13 fice or employees; (5) reorganizes or renames offices, pro-  
14 grams, or activities; (6) contracts out or privatizes any  
15 functions or activities presently performed by Federal em-  
16 ployees; (7) augments existing programs, projects, or ac-  
17 tivities in excess of \$500,000 or 10 percent, whichever is  
18 less, or reduces by 10 percent funding for any program,  
19 project, or activity, or numbers of personnel by 10 percent;  
20 or (8) results from any general savings, including savings  
21 from a reduction in personnel, which would result in a  
22 change in existing programs, projects, or activities as ap-  
23 proved by Congress; unless the House and Senate Com-  
24 mittees on Appropriations are notified 15 days in advance  
25 of such reprogramming of funds.

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

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

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

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

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

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

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

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

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

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

15       SEC. 510. Notwithstanding any other provision of  
16 law, amounts deposited or available in the Fund estab-  
17 lished by section 1402 of chapter XIV of title II of Public  
18 Law 98–473 (34 U.S.C. 20101) in any fiscal year in ex-  
19 cess of \$1,750,000,000 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, 5 percent shall be  
23 available to the Office for Victims of Crime for grants,  
24 consistent with the requirements of the Victims of Crime

1 Act, to Indian Tribes to improve services for victims of  
2 crime.

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

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

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

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

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

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

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

23 (d) The provisions of the preceding subsections of  
24 this section shall take effect 30 days after the date on  
25 which the Director of the Office of Management and

1 Budget, in consultation with the Director of the Office of  
2 Government Ethics, determines that a uniform set of rules  
3 and requirements, substantially similar to the require-  
4 ments in such subsections, consistently apply under the  
5 executive branch ethics program to all Federal depart-  
6 ments, agencies, and entities.

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

18 (1) reviewed the supply chain risk for the infor-  
19 mation systems against criteria developed by NIST  
20 and the Federal Bureau of Investigation (FBI) to  
21 inform acquisition decisions for high-impact and  
22 moderate-impact information systems within the  
23 Federal Government;

24 (2) reviewed the supply chain risk from the pre-  
25 sumptive awardee against available and relevant

1 threat information provided by the FBI and other  
2 appropriate agencies; and

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

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

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

23 (2) determined, in consultation with NIST and  
24 the FBI, that the acquisition of such system is in  
25 the national interest of the United States; and

1           (3) reported that determination to the Commit-  
2       tees on Appropriations of the House of Representa-  
3       tives and the Senate and the agency Inspector Gen-  
4       eral.

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

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

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

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

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

18       SEC. 517. None of the funds made available in this  
19   Act may be used to authorize or issue a national security  
20   letter in contravention of any of the following laws author-  
21   izing the Federal Bureau of Investigation to issue national  
22   security letters: The Right to Financial Privacy Act of  
23   1978; The Electronic Communications Privacy Act of  
24   1986; The Fair Credit Reporting Act; The National Secu-

1 rity Act of 1947; USA PATRIOT Act; USA FREEDOM  
2 Act of 2015; and the laws amended by these Acts.

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

1        SEC. 519. Funds appropriated by this Act, or made  
2 available by the transfer of funds in this Act, for intel-  
3 ligence or intelligence related activities are deemed to be  
4 specifically authorized by the Congress for purposes of sec-  
5 tion 504 of the National Security Act of 1947 (50 U.S.C.  
6 3094) during fiscal year 2023 until the enactment of the  
7 Intelligence Authorization Act for fiscal year 2023.

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

## (RESCISSIONS)

1

2       SEC. 521. (a) Of the unobligated balances from prior  
3 year appropriations available to the Department of Jus-  
4 tice, the following funds are hereby permanently re-  
5 scinded, not later than September 30, 2023, from the fol-  
6 lowing accounts in the specified amounts—

7           (1) “Federal Prison System, Buildings and Fa-  
8 cilities”, \$520,000,000;

9           (2) “State and Local Law Enforcement Activi-  
10 ties, Office on Violence Against Women, Violence  
11 Against Women Prevention and Prosecution Pro-  
12 grams”, \$15,000,000;

13           (3) “State and Local Law Enforcement Activi-  
14 ties, Office of Justice Programs”, \$75,000,000; and

15           (4) “State and Local Law Enforcement Activi-  
16 ties, Community Oriented Policing Services”,  
17 \$15,000,000.

18       (b) Of the unobligated balances available to the De-  
19 partment of Justice, the following funds are hereby per-  
20 manently rescinded, not later than September 30, 2023,  
21 from the following account in the specified amounts:  
22 “Working Capital Fund”, \$100,000,000.

23       (c) The Department of Justice shall submit to the  
24 Committees on Appropriations of the House of Represent-  
25 atives and the Senate a report no later than September

1 1, 2023, specifying the amount of each rescission made  
2 pursuant to subsections (a) and (b).

3 (d) The amounts rescinded in subsection (a) shall not  
4 be from amounts that were designated by the Congress  
5 as an emergency or disaster relief requirement pursuant  
6 to the concurrent resolution on the budget or the Balanced  
7 Budget and Emergency Deficit Control Act of 1985.

8 SEC. 522. None of the funds made available in this  
9 Act may be used to purchase first class or premium airline  
10 travel in contravention of sections 301–10.122 through  
11 301–10.124 of title 41 of the Code of Federal Regulations.

12 SEC. 523. None of the funds made available in this  
13 Act may be used to send or otherwise pay for the attend-  
14 ance of more than 50 employees from a Federal depart-  
15 ment or agency, who are stationed in the United States,  
16 at any single conference occurring outside the United  
17 States unless—

18 (1) such conference is a law enforcement train-  
19 ing or operational conference for law enforcement  
20 personnel and the majority of Federal employees in  
21 attendance are law enforcement personnel stationed  
22 outside the United States; or

23 (2) such conference is a scientific conference  
24 and the department or agency head determines that  
25 such attendance is in the national interest and noti-

1       fies the Committees on Appropriations of the House  
2       of Representatives and the Senate within at least 15  
3       days of that determination and the basis for that de-  
4       termination.

5       SEC. 524. The Director of the Office of Management  
6       and Budget shall instruct any department, agency, or in-  
7       strumentality of the United States receiving funds appro-  
8       priated under this Act to track undisbursed balances in  
9       expired grant accounts and include in its annual perform-  
10      ance plan and performance and accountability reports the  
11      following:

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

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

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

21           (4) In the preceding 3 fiscal years, details on  
22           the total number of expired grant accounts with  
23           undisbursed balances (on the first day of each fiscal  
24           year) for the department, agency, or instrumentality

1       and the total finances that have not been obligated  
2       to a specific project remaining in the accounts.

3       SEC. 525. To the extent practicable, funds made  
4       available in this Act should be used to purchase light bulbs  
5       that are “Energy Star” qualified or have the “Federal En-  
6       ergy Management Program” designation.

7       SEC. 526. (a) None of the funds made available by  
8       this Act may be used for the National Aeronautics and  
9       Space Administration (NASA), the Office of Science and  
10      Technology Policy (OSTP), or the National Space Council  
11      (NSC) to develop, design, plan, promulgate, implement,  
12      or execute a bilateral policy, program, order, or contract  
13      of any kind to participate, collaborate, or coordinate bilat-  
14      erally in any way with China or any Chinese-owned com-  
15      pany unless such activities are specifically authorized by  
16      a law enacted after the date of enactment of this Act.

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

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

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

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

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

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

14 SEC. 527. (a) None of the funds made available in  
15 this Act may be used to maintain or establish a computer  
16 network unless such network blocks the viewing,  
17 downloading, and exchanging of pornography.

18 (b) Nothing in subsection (a) shall limit the use of  
19 funds necessary for any Federal, State, Tribal, or local  
20 law enforcement agency or any other entity carrying out  
21 criminal investigations, prosecution, adjudication, or other  
22 law enforcement- or victim assistance-related activity.

23 SEC. 528. The Departments of Commerce and Jus-  
24 tice, the National Aeronautics and Space Administration,  
25 the National Science Foundation, the Commission on Civil

1 Rights, the Equal Employment Opportunity Commission,  
2 the International Trade Commission, the Legal Services  
3 Corporation, the Marine Mammal Commission, the Offices  
4 of Science and Technology Policy and the United States  
5 Trade Representative, the National Space Council, and  
6 the State Justice Institute shall submit spending plans,  
7 signed by the respective department or agency head, to  
8 the Committees on Appropriations of the House of Rep-  
9 resentatives and the Senate not later than 45 days after  
10 the date of enactment of this Act.

11 SEC. 529. Notwithstanding any other provision of  
12 this Act, none of the funds appropriated or otherwise  
13 made available by this Act may be used to pay award or  
14 incentive fees for contractor performance that has been  
15 judged to be below satisfactory performance or for per-  
16 formance that does not meet the basic requirements of a  
17 contract.

18 SEC. 530. None of the funds made available by this  
19 Act may be used in contravention of section 7606 (“Legit-  
20 imacy of Industrial Hemp Research”) of the Agricultural  
21 Act of 2014 (Public Law 113–79) by the Department of  
22 Justice or the Drug Enforcement Administration.

23 SEC. 531. None of the funds made available under  
24 this Act to the Department of Justice may be used, with  
25 respect to any of the States of Alabama, Alaska, Arizona,

1 Arkansas, California, Colorado, Connecticut, Delaware,  
2 Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-  
3 tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-  
4 gan, Minnesota, Mississippi, Missouri, Montana, Nevada,  
5 New Hampshire, New Jersey, New Mexico, New York,  
6 North Carolina, North Dakota, Ohio, Oklahoma, Oregon,  
7 Pennsylvania, Rhode Island, South Carolina, South Da-  
8 kota, Tennessee, Texas, Utah, Vermont, Virginia, Wash-  
9 ington, West Virginia, Wisconsin, and Wyoming, or with  
10 respect to the District of Columbia, the Commonwealth  
11 of the Northern Mariana Islands, the United States Virgin  
12 Islands, Guam, or Puerto Rico, to prevent any of them  
13 from implementing their own laws that authorize the use,  
14 distribution, possession, or cultivation of medical mari-  
15 juana.

16 SEC. 532. The Department of Commerce, the Na-  
17 tional Aeronautics and Space Administration, and the Na-  
18 tional Science Foundation shall provide a quarterly report  
19 to the Committees on Appropriations of the House of Rep-  
20 resentatives and the Senate on any official travel to China  
21 by any employee of such Department or agency, including  
22 the purpose of such travel.

23 SEC. 533. Of the amounts made available by this Act,  
24 not less than 10 percent of each total amount provided,  
25 respectively, for Public Works grants authorized by the

1 Public Works and Economic Development Act of 1965 and  
2 grants authorized by section 27 of the Stevenson-Wydler  
3 Technology Innovation Act of 1980 (15 U.S.C. 3722) shall  
4 be allocated for assistance in persistent poverty counties:  
5 *Provided*, That for purposes of this section, the term “per-  
6 sistent poverty counties” means any county that has had  
7 20 percent or more of its population living in poverty over  
8 the past 30 years, as measured by the 1993 Small Area  
9 Income and Poverty Estimates, the 2000 decennial cen-  
10 sus, and the most recent Small Area Income and Poverty  
11 Estimates, or any Territory or possession of the United  
12 States.

13 SEC. 534. (a) Notwithstanding any other provision  
14 of law or treaty, none of the funds appropriated or other-  
15 wise made available under this Act or any other Act may  
16 be expended or obligated by a department, agency, or in-  
17 strumentality of the United States to pay administrative  
18 expenses or to compensate an officer or employee of the  
19 United States in connection with requiring an export li-  
20 cense for the export to Canada of components, parts, ac-  
21 cessories or attachments for firearms listed in Category  
22 I, section 121.1 of title 22, Code of Federal Regulations  
23 (International Trafficking in Arms Regulations (ITAR),  
24 part 121, as it existed on April 1, 2005) with a total value  
25 not exceeding \$500 wholesale in any transaction, provided

1 that the conditions of subsection (b) of this section are  
2 met by the exporting party for such articles.

3 (b) The foregoing exemption from obtaining an ex-  
4 port license—

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

11 (2) does not permit the export without a license  
12 of—

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

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

22 (C) articles for export from Canada to an-  
23 other foreign destination.

24 (c) In accordance with this section, the District Di-  
25 rectors of Customs and postmasters shall permit the per-

1 manent or temporary export without a license of any un-  
2 classified articles specified in subsection (a) to Canada for  
3 end use in Canada or return to the United States, or tem-  
4 porary import of Canadian-origin items from Canada for  
5 end use in the United States or return to Canada for a  
6 Canadian citizen.

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

18 SEC. 535. Notwithstanding any other provision of  
19 law, no department, agency, or instrumentality of the  
20 United States receiving appropriated funds under this Act  
21 or any other Act shall obligate or expend in any way such  
22 funds to pay administrative expenses or the compensation  
23 of any officer or employee of the United States to deny  
24 any application submitted pursuant to 22 U.S.C.  
25 2778(b)(1)(B) and qualified pursuant to 27 CFR section

1 478.112 or .113, for a permit to import United States ori-  
2 gin “curios or relics” firearms, parts, or ammunition.

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

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

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

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

19 SEC. 538. Funds made available to the Department  
20 of Commerce and under the heading “Department of Jus-  
21 tice—Federal Bureau of Investigation—Salaries and Ex-  
22 penses” in this Act and any remaining unobligated bal-  
23 ances of funds made available to the Department of Com-  
24 merce and under the heading “Department of Justice—  
25 Federal Bureau of Investigation—Salaries and Expenses”

1 in prior year Acts, other than amounts designated by the  
2 Congress as being for an emergency requirement pursuant  
3 to a concurrent resolution on the budget or the Balanced  
4 Budget and Emergency Deficit Control Act of 1985, shall  
5 be available to provide payments pursuant to section  
6 901(i)(2) of title IX of division J of the Further Consoli-  
7 dated Appropriations Act, 2020 (22 U.S.C. 2680b(i)(2)):  
8 *Provided*, That payments made pursuant to the matter  
9 preceding this proviso may not exceed \$2,000,000 for the  
10 Department of Commerce and \$5,000,000 for the Federal  
11 Bureau of Investigation.

12 SEC. 539. None of the funds made available by this  
13 Act to the Department of Justice may be used to inves-  
14 tigate or prosecute any individual that (i) crosses state  
15 lines to access abortion services or (ii) provides assistance  
16 to another individual to obtain abortion services.

17 SEC. 540. (a) The remaining unobligated balances of  
18 funds as of September 30, 2023, from amounts made  
19 available to “Office of the United States Trade Represent-  
20 ative—Salaries and Expenses” in title IX of the United  
21 States-Mexico-Canada Agreement Implementation Act  
22 (Public Law 116–113), are hereby rescinded, and an  
23 amount of additional new budget authority equivalent to  
24 the amount rescinded pursuant to this subsection is here-  
25 by appropriated on September 30, 2023, for an additional

1 amount for fiscal year 2023, to remain available until Sep-  
2 tember 30, 2024, and shall be available for the same pur-  
3 poses, in addition to other funds as may be available for  
4 such purposes, and under the same authorities for which  
5 the funds were originally provided in Public Law 116–113,  
6 except that all references to “2023” under such heading  
7 in Public Law 116–113 shall be deemed to refer instead  
8 to “2024”.

9       (b) The remaining unobligated balances of funds as  
10 of September 30, 2023, from amounts made available to  
11 “Office of the United States Trade Representative—  
12 Trade Enforcement Trust Fund” in title IX of the United  
13 States-Mexico-Canada Agreement Implementation Act  
14 (Public Law 116–113), are hereby rescinded, and an  
15 amount of additional new budget authority equivalent to  
16 the amount rescinded pursuant to this subsection is here-  
17 by appropriated on September 30, 2023, for an additional  
18 amount for fiscal year 2023, to remain available until Sep-  
19 tember 30, 2024, and shall be available for the same pur-  
20 poses, in addition to other funds as may be available for  
21 such purposes, and under the same authorities for which  
22 the funds were originally provided in Public Law 116–113,  
23 except that the reference to “2023” under such heading  
24 in Public Law 116–113 shall be deemed to refer instead  
25 to “2024”.

1       (c) The amounts rescinded pursuant to this section  
2 that were previously designated by the Congress as an  
3 emergency requirement pursuant to section  
4 251(b)(2)(A)(i) of the Balanced Budget and Emergency  
5 Deficit Control Act of 1985 are designated by the Con-  
6 gress as an emergency requirement pursuant to section  
7 4001(a)(1) of S. Con. Res. 14 (117th Congress), the con-  
8 current resolution on the budget for fiscal year 2022, and  
9 section 1(e) of H. Res. 1151 (117th Congress), as en-  
10 grossed in the House of Representatives on June 8, 2022.

11       (d) Each amount provided by this section is des-  
12 ignated by the Congress as being for an emergency re-  
13 quirement pursuant to section 4001(a)(1) of S. Con. Res.  
14 14 (117th Congress), the concurrent resolution on the  
15 budget for fiscal year 2022, and section 1(e) of H. Res.  
16 1151 (117th Congress), as engrossed in the House of Rep-  
17 resentatives on June 8, 2022.

18       This Act may be cited as the “Commerce, Justice,  
19 Science, and Related Agencies Appropriations Act, 2023”.

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