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.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2023, and for other purposes, namely:

1
2
3
4
5
6
TITLE I

DEPARTMENT OF COMMERCE

INTERNATIONAL TRADE ADMINISTRATION

OPERATIONS AND ADMINISTRATION

For necessary expenses for international trade activities of the Department of Commerce provided for by law, to carry out activities associated with facilitating, attracting, and retaining business investment in the United States, and for engaging in trade promotional activities abroad, including expenses of grants and cooperative agreements for the purpose of promoting exports of United States firms, without regard to sections 3702 and 3703 of title 44, United States Code; full medical coverage for dependent members of immediate families of employees stationed overseas and employees temporarily posted overseas; travel and transportation of employees of the International Trade Administration between two points abroad, without regard to section 40118 of title 49, United States Code; employment of citizens of the United States and aliens by contract for services; rental of space abroad for periods not exceeding 10 years, and expenses of alteration, repair, or improvement; purchase or construction of temporary demountable exhibition structures for use 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 $294,300 for official representation expenses abroad; purchase of passenger motor vehicles for official use abroad, not to exceed $45,000 per vehicle; not to exceed $325,000 for purchase of armored vehicles without regard to the general purchase price limitations; obtaining insurance on official motor vehicles; and rental of tie lines, $629,876,000, of which $85,000,000 shall remain available until September 30, 2024: Provided, That $12,000,000 is to be derived from fees to be retained and used by the International Trade Administration, notwithstanding section 3302 of title 31, United States Code: Provided further, That, of amounts provided under this heading, not less than $16,400,000 shall be for China antidumping and countervailing duty enforcement and compliance activities: Provided further, That the provisions of the first sentence of section 105(f) and all of section 108(c) of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2455(f) and 2458(c)) shall apply in carrying out these activities; and that for the purpose of this Act, contributions under the provisions of the Mutual Educational and Cultural Exchange Act of 1961 shall include payment for assessments for services provided as part of these activities: Provided further, That, of amounts provided under this heading, up to $3,000,000, to remain
available until expended, shall be for the purpose of car-
rying out a pilot fellowship program of the United States
Commercial Service under which the Secretary of Com-
merce may make competitive grants to appropriate institu-
tions of higher education or students to increase the level
of knowledge and awareness of, and interest in employ-
ment with, that Service among minority students: Pro-
vided further, That any grants awarded under such pro-
gram shall be made pursuant to regulations to be pre-
scribed by the Secretary, which shall require as a condition
of the initial receipt of grant funds, a commitment by pro-
spective grantees to accept full-time employment in the
Global Markets unit of the International Trade Adminis-
tration upon the completion of participation in the pro-
gram.

BUREAU OF INDUSTRY AND SECURITY

OPERATIONS AND ADMINISTRATION

For necessary expenses for export administration and
national security activities of the Department of Com-
merce, 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; em-
ployment 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 offi-
cial representation expenses abroad; awards of compensa-
tion to informers under the Export Control Reform Act
of 2018 (subtitle B of title XVII of the John S. McCain
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 vehi-
cles for law enforcement use with special requirement vehi-
cles eligible for purchase without regard to any price limi-
tation otherwise established by law, $191,389,000, of
which $75,800,000 shall remain available until expended:
Provided, That the provisions of the first sentence of sec-
tion 105(f) and all of section 108(c) of the Mutual Edu-
2455(f) and 2458(c)) shall apply in carrying out these ac-
tivities: Provided further, That payments and contribu-
tions collected and accepted for materials or services pro-
vided as part of such activities may be retained for use
in covering the cost of such activities, and for providing
information to the public with respect to the export admin-
istration and national security activities of the Depart-
ment of Commerce and other export control programs of
the United States and other governments.

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

For economic development assistance as provided by
the Public Works and Economic Development Act of
1965, for trade adjustment assistance, and for grants au-
thorized by sections 27 and 28 of the Stevenson-Wydler
Technology Innovation Act of 1980 (15 U.S.C. 3722 and
3723), as amended, $445,000,000 to remain available
until expended, of which $50,000,000 shall be for grants
under such section 27 and $4,500,000 shall be for grants
under such section 28: Provided, That of the amounts pro-
vided under this heading, $70,000,000 shall be for grants
to support local labor markets and local communities expe-
riencing high prime-age employment gaps: Provided fur-
ther, That any deviation from the amounts designated for
specific activities in the report accompanying this Act, or
any use of deobligated balances of funds provided under
this heading in previous years, shall be subject to the pro-
cedures set forth in section 505 of this Act.

SALARIES AND EXPENSES

For necessary expenses of administering the eco-

nomic development assistance programs as provided for by
law, $65,000,000: Provided, That funds provided under
this heading may be used to monitor projects approved pursuant to title I of the Public Works Employment Act of 1976; title II of the Trade Act of 1974; sections 27 and 28 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3722 and 3723), as amended; and the Community Emergency Drought Relief Act of 1977.

MINORITY BUSINESS DEVELOPMENT AGENCY

MINORITY BUSINESS DEVELOPMENT

For necessary expenses of the Minority Business Development Agency in fostering, promoting, and developing minority business enterprises, as authorized by the Minority Business Development Act of 2021 (division K of Public Law 117–58), $73,000,000.

ECONOMIC AND STATISTICAL ANALYSIS

SALARIES AND EXPENSES

For necessary expenses, as authorized by law, of economic and statistical analysis programs of the Department of Commerce, $132,320,000, to remain available until September 30, 2024.

BUREAU OF THE CENSUS

CURRENT SURVEYS AND PROGRAMS

For necessary expenses for collecting, compiling, analyzing, preparing, and publishing statistics, provided for by law, $336,176,000: Provided, That, from amounts pro-
vided herein, funds may be used for promotion, outreach, and marketing activities.

PERIODIC CENSUSES AND PROGRAMS

For necessary expenses for collecting, compiling, analyzing, preparing, and publishing statistics for periodic censuses and programs provided for by law, $1,169,294,000, to remain available until September 30, 2024: Provided, That, from amounts provided herein, funds may be used for promotion, outreach, and marketing activities.

NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses, as provided for by law, of the National Telecommunications and Information Administration (NTIA), $62,000,000, to remain available until September 30, 2024: Provided, That, notwithstanding 31 U.S.C. 1535(d), the Secretary of Commerce shall charge Federal agencies for costs incurred in spectrum management, analysis and operations, and related services and such fees shall be retained and used as offsetting collections for costs of such spectrum services, to remain available until expended: Provided further, That the Secretary of Commerce is authorized to retain and use as offsetting collections all funds transferred, or previously
transferred, from other Government agencies for all costs incurred in telecommunications research, engineering, and related activities by the Institute for Telecommunication Sciences of NTIA, in furtherance of its assigned functions under this paragraph, and such funds received from other Government agencies shall remain available until expended.

PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING AND CONSTRUCTION

For the administration of prior-year grants, recoveries and unobligated balances of funds previously appropriated are available for the administration of all open grants until their expiration.

UNITED STATES PATENT AND TRADEMARK OFFICE

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the United States Patent and Trademark Office (USPTO) provided for by law, including defense of suits instituted against the Under Secretary of Commerce for Intellectual Property and Director of the USPTO, $4,253,404,000, to remain available until expended: Provided, That the sum herein appropriated from the general fund shall be reduced as offsetting collections of fees and surcharges assessed and collected by the USPTO under any law are received during fiscal year...
2023, so as to result in a fiscal year 2023 appropriation from the general fund estimated at $0: Provided further, That during fiscal year 2023, should the total amount of such offsetting collections be less than $4,253,404,000, this amount shall be reduced accordingly: Provided further, That any amount received in excess of $4,253,404,000 in fiscal year 2023 and deposited in the Patent and Trademark Fee Reserve Fund shall remain available until expended: Provided further, That the Director of USPTO shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for any amounts made available by the preceding proviso and such spending plan 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: Provided further, That any amounts reprogrammed in accordance with the preceding proviso shall be transferred to the United States Patent and Trademark Office “Salaries and Expenses” account: Provided further, That the budget of the President submitted for fiscal year 2024 under section 1105 of title 31, United States Code, shall include within amounts provided under this heading for necessary expenses of the USPTO any increases that are expected to result from an increase promulgated through

•HR 8256 RH
rule or regulation in offsetting collections of fees and sur-
charges assessed and collected by the USPTO under any
law in either fiscal year 2023 or fiscal year 2024: Provided
further, That from amounts provided herein, not to exceed
$13,500 shall be made available in fiscal year 2023 for
official reception and representation expenses: Provided
further, That in fiscal year 2023 from the amounts made
available for “Salaries and Expenses” for the USPTO, the
amounts necessary to pay (1) the difference between the
percentage of basic pay contributed by the USPTO and
employees under section 8334(a) of title 5, United States
Code, and the normal cost percentage (as defined by sec-
tion 8331(17) of that title) as provided by the Office of
Personnel Management (OPM) for USPTO’s specific use,
of basic pay, of employees subject to subchapter III of
chapter 83 of that title, and (2) the present value of the
otherwise unfunded accruing costs, as determined by OPM
for USPTO’s specific use of post-retirement life insurance
and post-retirement health benefits coverage for all
USPTO employees who are enrolled in Federal Employees
Health Benefits (FEHB) and Federal Employees Group
Life Insurance (FEGLI), shall be transferred to the Civil
Service Retirement and Disability Fund, the FEGLI
Fund, and the Employees FEHB Fund, as appropriate,
and shall be available for the authorized purposes of those
accounts: Provided further, That any differences between
the present value factors published in OPM’s yearly 300
series benefit letters and the factors that OPM provides
for USPTO’s specific use shall be recognized as an im-
puted cost on USPTO’s financial statements, where appli-
cable: Provided further, That, notwithstanding any other
provision of law, all fees and surcharges assessed and col-
lected by USPTO are available for USPTO only pursuant
to section 42(c) of title 35, United States Code, as amend-
ed by section 22 of the Leahy-Smith America Invents Act
(Public Law 112–29).

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

For necessary expenses of the National Institute of
Standards and Technology (NIST), $953,000,000, to re-
main available until expended, of which not to exceed
$9,000,000 may be transferred to the “Working Capital
Fund”: Provided, That of the amounts appropriated under
this heading, $18,075,000 shall be used for the projects,
and in the amounts, specified in the table titled “NIST
STRS Community Project Funding” in the report accom-
panying this Act: Provided further, That the amounts
made available for the projects referenced in the preceding
proviso may not be transferred for any other purpose: Pro-
vided further, That not to exceed $5,000 shall be for official reception and representation expenses: Provided further, That NIST may provide local transportation for summer undergraduate research fellowship program participants.

INDUSTRIAL TECHNOLOGY SERVICES

For necessary expenses for industrial technology services, $230,000,000, to remain available until expended, of which $212,000,000 shall be for the Hollings Manufacturing Extension Partnership, and of which $18,000,000 shall be for the Manufacturing USA Program.

CONSTRUCTION OF RESEARCH FACILITIES

For construction of new research facilities, including architectural and engineering design, and for renovation and maintenance of existing facilities, not otherwise provided for the National Institute of Standards and Technology, as authorized by sections 13 through 15 of the National Institute of Standards and Technology Act (15 U.S.C. 278c–278e), $291,181,000, to remain available until expended: Provided, That of the amounts appropriated under this heading, $141,181,000 shall be used for the projects, and in the amounts, specified in the table titled “NIST Construction Community Project Funding” in the report accompanying this Act: Provided further,
That up to one percent of amounts made available for the projects referenced in the preceding proviso may be used for the administrative costs of such projects: Provided further, That the Director of the National Institute of Standards and Technology shall submit a spending plan to the Committees on Appropriations of the House of Representatives and the Senate for any amounts made available by the preceding proviso and such spending plan 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: Provided further, That the Secretary of Commerce shall include in the budget justification materials for fiscal year 2024 that the Secretary submits to Congress in support of the Department of Commerce budget (as submitted with the budget of the President under section 1105(a) of title 31, United States Code) an estimate for each National Institute of Standards and Technology construction project having a total multi-year program cost of more than $5,000,000, and simultaneously the budget justification materials shall include an estimate of the budgetary requirements for each such project for each of the 5 subsequent fiscal years.
For necessary expenses of activities authorized by law for the National Oceanic and Atmospheric Administration, including maintenance, operation, and hire of aircraft and vessels; pilot programs for State-led fisheries management, notwithstanding any other provision of law; grants, contracts, or other payments to nonprofit organizations for the purposes of conducting activities pursuant to cooperative agreements; and relocation of facilities, $4,608,232,000, to remain available until September 30, 2024: Provided, That fees and donations received by the National Ocean Service for the management of national marine sanctuaries may be retained and used for the salaries and expenses associated with those activities, notwithstanding section 3302 of title 31, United States Code: Provided further, That in addition, $348,871,000 shall be derived by transfer from the fund entitled “Promote and Develop Fishery Products and Research Pertaining to American Fisheries”, which shall only be used for the Fishery Science and Management program activities: Provided further, That not to exceed $71,298,000 shall be for payment to the “Department of Commerce Working Capital
Provided further, That of the $4,974,603,000 provided for in direct obligations under this heading, $4,608,232,000 is appropriated from the general fund, $348,871,000 is provided by transfer, and $17,500,000 is derived from recoveries of prior year obligations: Provided further, That of the amounts appropriated under this heading, $55,781,000 shall be used for the projects, and in the amounts, specified in the table titled “NOAA Community Project Funding” in the report accompanying this Act: Provided further, That the amounts made available for the projects referenced in the preceding proviso may not be transferred for any other purpose: Provided further, That any deviation from the amounts designated for specific activities in the report accompanying this Act, or any use of deobligated balances of funds provided under this heading in previous years, shall be subject to the procedures set forth in section 505 of this Act: Provided further, That, of the amounts appropriated under this heading, $2,000,000 shall be transferred to the “Marine Mammal Unusual Mortality Event Fund” for necessary expenses associated with unusual mortality events of marine mammals as authorized by title IV of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1421 et seq.): Provided further, That in addition, for necessary retired pay expenses under the Retired Serviceman’s Family Protection
and Survivor Benefits Plan, and for payments for the
medical care of retired personnel and their dependents
under the Dependents’ Medical Care Act (10 U.S.C. ch.
55), such sums as may be necessary.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

For procurement, acquisition and construction of
capital assets, including alteration and modification costs,
of the National Oceanic and Atmospheric Administration,
$2,131,000,000, to remain available until September 30,
2025, except that funds provided for acquisition and con-
struction of vessels and aircraft, and construction of facili-
ties shall remain available until expended: Provided, That
of the $2,144,000,000 provided for in direct obligations
under this heading, $2,131,000,000 is appropriated from
the general fund and $13,000,000 is provided from recov-
eries of prior year obligations: Provided further, That any
deviation from the amounts designated for specific activi-
ties in the report accompanying this Act, or any use of
deobligated balances of funds provided under this heading
in previous years, shall be subject to the procedures set
forth in section 505 of this Act: Provided further, That
the Secretary of Commerce shall include in budget jus-
tification materials for fiscal year 2024 that the Secretary
submits to Congress in support of the Department of
Commerce budget (as submitted with the budget of the
President under section 1105(a) of title 31, United States Code) an estimate for each National Oceanic and Atmospheric Administration procurement, acquisition or construction project having a total of more than $5,000,000 and simultaneously the budget justification shall include an estimate of the budgetary requirements for each such project for each of the 5 subsequent fiscal years.

PACIFIC COASTAL SALMON RECOVERY

For necessary expenses associated with the restoration of Pacific salmon populations, $65,000,000, to remain available until September 30, 2024: Provided, That, of the funds provided herein, the Secretary of Commerce may issue grants to the States of Washington, Oregon, Idaho, Nevada, California, and Alaska, and to the federally recognized Tribes of the Columbia River and Pacific Coast (including Alaska), for projects necessary for conservation of salmon and steelhead populations that are listed as threatened or endangered, or that are identified by a State as at-risk to be so listed, for maintaining populations necessary for exercise of Tribal treaty fishing rights or native subsistence fishing, or for conservation of Pacific coastal salmon and steelhead habitat, based on guidelines to be developed by the Secretary of Commerce: Provided further, That all funds shall be allocated based on scientific and other merit principles and shall not be
available for marketing activities: Provided further, That funds disbursed to States shall be subject to a matching requirement of funds or documented in-kind contributions of at least 33 percent of the Federal funds.

FISHERIES DISASTER ASSISTANCE

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

FISHERMEN’S CONTINGENCY FUND

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

FISHERIES FINANCE PROGRAM ACCOUNT

Subject to section 502 of the Congressional Budget Act of 1974, during fiscal year 2023, obligations of direct loans may not exceed $24,000,000 for Individual Fishing Quota loans and not to exceed $100,000,000 for traditional direct loans as authorized by the Merchant Marine Act of 1936.
DEPARTMENTAL MANAGEMENT

SALARIES AND EXPENSES

For necessary expenses for the management of the Department of Commerce provided for by law, including not to exceed $4,500 for official reception and representation, $98,000,000: Provided, That no employee of the Department of Commerce may be detailed or assigned from a bureau or office funded by this Act or any other Act to offices within the Office of the Secretary of the Department of Commerce for more than 180 days in a fiscal year unless the individual’s employing bureau or office is fully reimbursed for the salary and expenses of the employee for the entire period of assignment using funds provided under this heading: Provided further, That amounts made available to the Department of Commerce in this or any prior Act may not be transferred pursuant to section 508 of this or any prior Act to the account funded under this heading, except in the case of extraordinary circumstances that threaten life or property.

RENOVATION AND MODERNIZATION

For necessary expenses for the renovation and modernization of the Herbert C. Hoover Building, $1,142,000.

NONRECURRING EXPENSES FUND

For necessary expenses for technology modernization projects and cybersecurity risk mitigation of the Depart-
ment of Commerce, $44,000,000, to remain available until September 30, 2025, of which up to $10,000,000 shall be available for a business application system modernization:

Provided, That amounts made available under this heading are in addition to such other funds as may be available for such purposes: Provided further, That any unobligated balances of expired discretionary funds transferred to the Department of Commerce Nonrecurring Expenses Fund, as authorized by section 111 of title I of division B of Public Law 116–93, may be obligated only after the Committees on Appropriations of the House of Representatives and the Senate are notified at least 15 days in advance of the planned use of funds.

OFFICE OF INSPECTOR GENERAL


GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

(including transfer of funds)

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

SEC. 102. During the current fiscal year, appropri-
tions made available to the Department of Commerce by
this Act for salaries and expenses shall be available for
hire of passenger motor vehicles as authorized by 31
U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.
3109; and uniforms or allowances therefor, as authorized

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

Sec. 104. The requirements set forth by section 105 of the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2012 (Public Law 112–55), as amended by section 105 of title I of division B of Public Law 113–6, are hereby adopted by reference and made applicable with respect to fiscal year 2023: Provided, That the life cycle cost for the Joint Polar Satellite System is $11,322,125,000, the life cycle cost of the Polar Follow On Program is $6,837,900,000, the life cycle cost for the Geostationary Operational Environmental Satellite R–Series Program is $11,700,100,000, and the life cycle cost for the Space Weather Follow On Program is $692,800,000.

Sec. 105. Notwithstanding any other provision of law, the Secretary of Commerce may furnish services (including but not limited to utilities, telecommunications, and security services) necessary to support the operation, maintenance, and improvement of space that persons, firms, or organizations are authorized, pursuant to the Public Buildings Cooperative Use Act of 1976 or other authority, to use or occupy in the Herbert C. Hoover Building, Washington, DC, or other buildings, the maintenance, operation, and protection of which has been dele-
gated to the Secretary from the Administrator of General Services pursuant to the Federal Property and Administrative Services Act of 1949 on a reimbursable or non-reimbursable basis. Amounts received as reimbursement for services provided under this section or the authority under which the use or occupancy of the space is authorized, up to $200,000, shall be credited to the appropriation or fund which initially bears the costs of such services.

Sec. 106. Nothing in this title shall be construed to prevent a grant recipient from deterring child pornography, copyright infringement, or any other unlawful activity over its networks.

Sec. 107. The Administrator of the National Oceanic and Atmospheric Administration is authorized to use, with their consent, with reimbursement and subject to the limits of available appropriations, the land, services, equipment, personnel, and facilities of any department, agency, or instrumentality of the United States, or of any State, local government, Indian Tribal government, Territory, or possession, or of any political subdivision thereof, or of any foreign government or international organization, for purposes related to carrying out the responsibilities of any statute administered by the National Oceanic and Atmospheric Administration.
SEC. 108. The National Technical Information Service shall not charge any customer for a copy of any report or document generated by the Legislative Branch unless the Service has provided information to the customer on how an electronic copy of such report or document may be accessed and downloaded for free online. Should a customer still require the Service to provide a printed or digital copy of the report or document, the charge shall be limited to recovering the Service’s cost of processing, reproducing, and delivering such report or document.

SEC. 109. To carry out the responsibilities of the National Oceanic and Atmospheric Administration (NOAA), the Administrator of NOAA is authorized to: (1) enter into grants and cooperative agreements with; (2) use on a non-reimbursable basis land, services, equipment, personnel, and facilities provided by; and (3) receive and expend funds made available on a consensual basis from: a Federal agency, State or subdivision thereof, local government, Tribal government, Territory, or possession or any subdivisions thereof. Provided, That funds received for permitting and related regulatory activities pursuant to this section shall be deposited under the heading “National Oceanic and Atmospheric Administration—Operations, Research, and Facilities” and shall remain available until September 30, 2024, for such purposes.
vided further, That all funds within this section and their corresponding uses are subject to section 505 of this Act.

SEC. 110. Amounts provided by this Act or by any prior appropriations Act that remain available for obligation, for necessary expenses of the programs of the Economics and Statistics Administration of the Department of Commerce, including amounts provided for programs of the Bureau of Economic Analysis and the Bureau of the Census, shall be available for expenses of cooperative agreements with appropriate entities, including any Federal, State, or local governmental unit, or institution of higher education, to aid and promote statistical, research, and methodology activities which further the purposes for which such amounts have been made available.

SEC. 111. Amounts provided by this Act for the Hollings Manufacturing Extension Partnership under the heading “National Institute of Standards and Technology—Industrial Technology Services” shall not be subject to cost share requirements under 15 U.S.C. 278k(e)(2): Provided, That the authority made available pursuant to this section shall be elective, in whole or in part, for any Manufacturing Extension Partnership Center that also receives funding from a State that is conditioned upon the application of a Federal cost sharing requirement.
Sec. 112. The Secretary of Commerce, or the designee of the Secretary, may waive—

(1) in whole or in part, the matching requirements under sections 306 and 306A, and the cost sharing requirements under section 315, of the Coastal Zone Management Act of 1972 (16 U.S.C. 1455, 1455a, and 1461) as necessary at the request of the grant applicant, for amounts made available under this Act under the heading “Operations, Research, and Facilities” under the heading “National Oceanic and Atmospheric Administration”; and

(2) up to 50 percent of the matching requirements under sections 306 and 306A, and the cost sharing requirements under section 315, of the Coastal Zone Management Act of 1972 (16 U.S.C. 1455, 1455a, and 1461) as necessary at the request of the grant applicant, for amounts made available under this Act under the heading “Procurement, Acquisition and Construction” under the heading “National Oceanic and Atmospheric Administration”.

This title may be cited as the “Department of Commerce Appropriations Act, 2023”.
TITLE II

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

For expenses necessary for the administration of the Department of Justice, $148,000,000, of which $6,000,000 shall remain available until September 30, 2024, and of which not to exceed $4,000,000 for security and construction of Department of Justice facilities shall remain available until expended.

JUSTICE INFORMATION SHARING TECHNOLOGY

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses for information sharing technology, including planning, development, deployment and departmental direction, $143,902,000, to remain available until expended: Provided, That the Attorney General may transfer up to $40,000,000 to this account, from funds available to the Department of Justice for information technology, to remain available until expended, for enterprise-wide information technology initiatives: Provided further, That the transfer authority in the preceding proviso is in addition to any other transfer authority contained in this Act: Provided further, That any transfer pursuant to the first 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.

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
(INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the administration of im-
migration-related activities of the Executive Office for Im-
migration Review, $964,423,000, of which $4,000,000
shall be derived by transfer from the Executive Office for
Immigration Review fees deposited in the “Immigration
Examinations Fee” account, and of which not less than
$34,000,000 shall be available for services and activities
provided by the Legal Orientation Program: Provided,
That not to exceed $125,000,000 of the total amount
made available under this heading shall remain available
until September 30, 2027, of which $75,000,000 shall be
available for necessary build-out and modifications of
courtroom space.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector
General, $135,856,000, including not to exceed $10,000
to meet unforeseen emergencies of a confidential char-
acter: Provided, That not to exceed $6,000,000 shall re-
main available until September 30, 2024.
UNITED STATES PAROLE COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the United States Parole Commission as authorized, $14,591,000: Provided, That, notwithstanding any other provision of law, upon the expiration of a term of office of a Commissioner, the Commissioner may continue to act until a successor has been appointed.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES (INCLUDING TRANSFER OF FUNDS)

For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, including not to exceed $20,000 for expenses of collecting evidence, to be expended under the direction of, and to be accounted for solely under the certificate of, the Attorney General; the administration of pardon and clemency petitions; and rent of private or Government-owned space in the District of Columbia, $1,164,000,000, of which not to exceed $50,000,000 for litigation support contracts and information technology projects, including cybersecurity and hardening of critical networks, shall remain available until expended: Provided, That of the amount provided for INTERPOL Washington dues payments, not to exceed $685,000 shall remain available until expended: Provided
further, That of the total amount appropriated, not to exceed $9,000 shall be available to INTERPOL Washington for official reception and representation expenses: Provided further, That of the total amount appropriated, not to exceed $9,000 shall be available to the Criminal Division for official reception and representation expenses: Provided further, That notwithstanding section 204 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for litigation activities of the Civil Division, the Attorney General may transfer such amounts to “Salaries and Expenses, General Legal Activities” from available appropriations for the current fiscal year 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: Provided further, That of the amount appropriated, such sums as may be necessary shall be available to the Civil Rights Division for salaries and expenses associated with the election monitoring program under section 8 of the Voting Rights Act of 1965 (52 U.S.C. 10301 et seq.) and other federal statutes enforced by the Civil Rights Division that protect the right
to vote, including the Help America Vote Act of 2002 (Public Law 107–252), National Voter Registration Act of 1993 (Public Law 103–31), Uniformed and Overseas Citizens Absentee Voting Act (Public Law 99–410), Civil Rights Act of 1870 (Act of May 31, 1870, ch. 114), Civil Rights Act of 1957 (Public Law 85–315), Civil Rights Act of 1960 (Public Law 86–449), Civil Rights Act of 1964 (Public Law 88–352), and Americans with Disabilities Act of 1990 (Public Law 101–336) and to reimburse the Office of Personnel Management for such salaries and expenses: Provided further, That any funds provided under this heading in prior year appropriations Acts that remain available to the Civil Rights Division for the election monitoring program may be used for the purposes in the preceding proviso: Provided further, That of the amounts provided under this heading for the election monitoring program, $3,390,000 shall remain available until expended.

In addition, for reimbursement of expenses of the Department of Justice associated with processing cases under the National Childhood Vaccine Injury Act of 1986, $31,738,000, to be appropriated from the Vaccine Injury Compensation Trust Fund and to remain available until expended.
SALARIES AND EXPENSES, ANTITRUST DIVISION

For expenses necessary for the enforcement of anti-trust and kindred laws, $230,000,000, to remain available until expended, of which not to exceed $5,000 shall be available for official reception and representation expenses: Provided, That notwithstanding any other provision of law, fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18a), regardless of the year of collection (and estimated to be $190,000,000 in fiscal year 2023), shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: Provided further, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year 2023, so as to result in a final fiscal year 2023 appropriation from the general fund estimated at $40,000,000.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For necessary expenses of the Offices of the United States Attorneys, including inter-governmental and cooperative agreements, $2,700,000,000: Provided, That of the total amount appropriated, not to exceed $19,600 shall be available for official reception and representation expenses: Provided further, That not to exceed $40,000,000 shall remain available until expended: Provided further,
That each United States Attorney shall establish or participate in a task force on human trafficking.

UNITED STATES TRUSTEE SYSTEM FUND

For necessary expenses of the United States Trustee Program, as authorized, $255,000,000, to remain available until expended: Provided, That, notwithstanding any other provision of law, deposits of discretionary offsetting collections to the United States Trustee System Fund and amounts herein appropriated shall be available in such amounts as may be necessary to pay refunds due depositors: Provided further, That, notwithstanding any other provision of law, fees deposited into the Fund as discretionary offsetting collections pursuant to section 589a of title 28, United States Code (as limited by section 589a(f)(2) of title 28, United States Code), shall be retained and used for necessary expenses in this appropriation and shall remain available until expended: Provided further, That to the extent that fees deposited into the Fund as discretionary offsetting collections in fiscal year 2023, net of amounts necessary to pay refunds due depositors, exceed $255,000,000, those excess amounts shall be available in future fiscal years only to the extent provided in advance in appropriations Acts: Provided further, That the sum herein appropriated from the general fund shall be reduced (1) as such fees are received during fiscal year
2023, net of amounts necessary to pay refunds due depositors, (estimated at $269,000,000) and (2) to the extent that any remaining general fund appropriations can be derived from amounts deposited in the Fund as discretionary offsetting collections in previous fiscal years that are not otherwise appropriated, so as to result in a final fiscal year 2023 appropriation from the general fund estimated at $0.

SALARIES AND EXPENSES, FOREIGN CLAIMS SETTLEMENT COMMISSION

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

FEES AND EXPENSES OF WITNESSES

For fees and expenses of witnesses, for expenses of contracts for the procurement and supervision of expert witnesses, for private counsel expenses, including advances, and for expenses of foreign counsel, $270,000,000, to remain available until expended, of which not to exceed $16,000,000 is for construction of buildings for protected witness safesites; not to exceed $3,000,000 is for the purchase and maintenance of armored and other vehicles for witness security caravans; and not to exceed $35,000,000 is for the purchase, installation, maintenance, and upgrade of secure telecommunications equipment and a se-
cure automated information network to store and retrieve
the identities and locations of protected witnesses: *Provided*, That amounts made available under this heading
may not be transferred pursuant to section 204 of this
Act.

SALARIES AND EXPENSES, COMMUNITY RELATIONS
SERVICE

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Community Relations
Service, $25,024,000: *Provided*, That notwithstanding sec-
tion 204 of this Act, upon a determination by the Attorney
General that emergent circumstances require additional
funding for conflict resolution and violence prevention ac-
tivities of the Community Relations Service, the Attorney
General may transfer such amounts to the Community Re-
lations Service, from available appropriations for the cur-
rent fiscal year for the Department of Justice, as may be
necessary to respond to such circumstances: *Provided fur-
ther*, 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 ex-
penditure except in compliance with the procedures set
forth in that section.
ASSETS FORFEITURE FUND

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

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

For necessary expenses of the United States Marshals Service, $1,725,000,000, of which not to exceed $20,000 shall be available for official reception and representation expenses, and not to exceed $25,000,000 shall remain available until expended.

CONSTRUCTION

For construction in space that is controlled, occupied, or utilized by the United States Marshals Service for prisoner holding and related support, $19,260,000, to remain available until expended.

FEDERAL PRISONER DETENTION

For necessary expenses related to United States prisoners in the custody of the United States Marshals Service as authorized by section 4013 of title 18, United States Code, $2,129,789,000, to remain available until expended: Provided, That not to exceed $20,000,000 shall be considered “funds appropriated for State and local law enforcement assistance” pursuant to section 4013(b) of title 18,
United States Code: Provided further, That the United States Marshals Service shall be responsible for managing the Justice Prisoner and Alien Transportation System.

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For expenses necessary to carry out the activities of the National Security Division, $133,512,000, of which not to exceed $5,000,000 for information technology systems shall remain available until expended: Provided, That notwithstanding section 204 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for the activities of the National Security Division, the Attorney General may transfer such amounts to this heading from available appropriations for the current fiscal year 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.
INTERAGENCY LAW ENFORCEMENT

INTERAGENCY CRIME AND DRUG ENFORCEMENT

For necessary expenses for the identification, investigation, and prosecution of individuals associated with the most significant drug trafficking organizations, transnational organized crime, and money laundering organizations not otherwise provided for, to include intergovernmental agreements with State and local law enforcement agencies engaged in the investigation and prosecution of individuals involved in transnational organized crime and drug trafficking, $550,458,000, of which $50,000,000 shall remain available until expended: Provided, That any amounts obligated from appropriations under this heading may be used under authorities available to the organizations reimbursed from this appropriation.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For necessary expenses of the Federal Bureau of Investigation for detection, investigation, and prosecution of crimes against the United States, $10,676,000,000, of which not to exceed $216,900,000 shall remain available until expended: Provided, That not to exceed $284,000 shall be available for official reception and representation expenses.
CONSTRUCTION

For necessary expenses, to include the cost of equipment, furniture, and information technology requirements, related to construction or acquisition of buildings, facilities, and sites by purchase, or as otherwise authorized by law; conversion, modification, and extension of federally owned buildings; preliminary planning and design of projects; and operation and maintenance of secure work environment facilities and secure networking capabilities; $61,895,000, to remain available until expended.

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

For necessary expenses of the Drug Enforcement Administration, including not to exceed $70,000 to meet unforeseen emergencies of a confidential character pursuant to section 530C of title 28, United States Code; and expenses for conducting drug education and training programs, including travel and related expenses for participants in such programs and the distribution of items of token value that promote the goals of such programs, $2,523,116,000, of which not to exceed $75,000,000 shall remain available until expended and not to exceed $90,000 shall be available for official reception and representation expenses: Provided, That, notwithstanding section 3672 of Public Law 106–310, up to $10,000,000 may be used to
reimburse States, units of local government, Indian Tribal Governments, other public entities, and multi-jurisdictional or regional consortia thereof for expenses incurred to clean up and safely dispose of substances associated with clandestine methamphetamine laboratories, conversion and extraction operations, tableting operations, or laboratories and processing operations for fentanyl and fentanyl-related substances which may present a danger to public health or the environment.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

For necessary expenses of the Bureau of Alcohol, Tobacco, Firearms and Explosives, for training of State and local law enforcement agencies with or without reimbursement, including training in connection with the training and acquisition of canines for explosives and fire accelerants detection; and for provision of laboratory assistance to State and local law enforcement agencies, with or without reimbursement, $1,732,528,000, of which not to exceed $36,000 shall be for official reception and representation expenses, not to exceed $1,000,000 shall be available for the payment of attorneys’ fees as provided by section 924(d)(2) of title 18, United States Code, and not to exceed $25,000,000 shall remain available until exp-
provided: Provided, That none of the funds appropriated herein shall be available to investigate or act upon applications for relief from Federal firearms disabilities under section 925(c) of title 18, United States Code: Provided further, That such funds shall be available to investigate and act upon applications filed by corporations for relief from Federal firearms disabilities under section 925(c) of title 18, United States Code: Provided further, That no funds made available by this or any other Act may be used to transfer the functions, missions, or activities of the Bureau of Alcohol, Tobacco, Firearms and Explosives to other agencies or Departments.

Federal Prison System

Salaries and Expenses

(including transfer of funds)

For necessary expenses of the Federal Prison System for the administration, operation, and maintenance of Federal penal and correctional institutions, and for the provision of technical assistance and advice on corrections related issues to foreign governments, $8,415,550,000: Provided, That not less than $409,483,000 shall be for the programs and activities authorized by the First Step Act of 2018 (Public Law 115–391), of which not less than 2 percent shall be transferred to and merged with the appropriation for “Office of Justice Programs—Research,
Evaluation and Statistics” for the National Institute of Justice to carry out evaluations of programs and activities related to the First Step Act of 2018: Provided further, That the Attorney General may transfer to the Department of Health and Human Services such amounts as may be necessary for direct expenditures by that Department for medical relief for inmates of Federal penal and correctional institutions: Provided further, That the Director of the Federal Prison System, where necessary, may enter into contracts with a fiscal agent or fiscal intermediary claims processor to determine the amounts payable to persons who, on behalf of the Federal Prison System, furnish health services to individuals committed to the custody of the Federal Prison System: Provided further, That not to exceed $5,400 shall be available for official reception and representation expenses: Provided further, That not to exceed $50,000,000 shall remain available until expended for necessary operations: Provided further, That, of the amounts provided for contract confinement, not to exceed $20,000,000 shall remain available until expended to make payments in advance for grants, contracts and reimbursable agreements, and other expenses: Provided further, That the Director of the Federal Prison System may accept donated property and services relating to the operation of the prison card program from a not-for-profit en-
tity which has operated such program in the past, notwith-
standing the fact that such not-for-profit entity furnishes
services under contracts to the Federal Prison System re-
ating to the operation of pre-release services, halfway
houses, or other custodial facilities.

BUILDINGS AND FACILITIES

For planning, acquisition of sites, and construction
of new facilities; purchase and acquisition of facilities and
remodeling, and equipping of such facilities for penal and
correctional use, including all necessary expenses incident
thereto, by contract or force account; and constructing,
remodeling, and equipping necessary buildings and facili-
ties at existing penal and correctional institutions, includ-
ing all necessary expenses incident thereto, by contract or
force account, $300,000,000, to remain available until ex-
pended: Provided, That labor of United States prisoners
may be used for work performed under this appropriation.

FEDERAL PRISON INDUSTRIES, INCORPORATED

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

LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL PRISON INDUSTRIES, INCORPORATED

Not to exceed $2,700,000 of the funds of the Federal Prison Industries, Incorporated, shall be available for its administrative expenses, and for services as authorized by section 3109 of title 5, United States Code, to be computed on an accrual basis to be determined in accordance with the corporation’s current prescribed accounting system, and such amounts shall be exclusive of depreciation, payment of claims, and expenditures which such accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the corporation or in which it has an interest.

STATE AND LOCAL LAW ENFORCEMENT ACTIVITIES

OFFICE ON VIOLENCE AGAINST WOMEN

VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For grants, contracts, cooperative agreements, and other assistance for the prevention and prosecution of vio-


vided, That except as otherwise provided by law, not to exceed 5 percent of funds made available under this heading may be used for expenses related to evaluation, training, and technical assistance: Provided further, That of the amount provided—

(1) $225,000,000 is for grants to combat violence against women, as authorized by part T of the 1968 Act;

(2) $45,000,000 is for transitional housing assistance grants for victims of domestic violence, dating violence, stalking, or sexual assault as authorized by section 40299 of the 1994 Act;

(3) $2,500,000 is for the National Institute of Justice and the Bureau of Justice Statistics for research, evaluation, and statistics of violence against women and related issues addressed by grant programs of the Office on Violence Against Women, which shall be transferred to “Office of Justice Programs—Research, Evaluation and Statistics” for administration by the Office of Justice Programs;

(4) $17,000,000 is for a grant program to provide services to advocate for and respond to youth victims of domestic violence, dating violence, sexual assault, and stalking; assistance to children and youth exposed to such violence; programs to engage
men and youth in preventing such violence; and assistance to middle and high school students through education and other services related to such violence, of which $3,500,000 is to engage men and youth in preventing domestic violence, dating violence, sexual assault, and stalking: Provided, That unobligated balances available for the programs authorized by sections 41201, 41204, 41303, and 41305 of the 1994 Act, prior to its amendment by the 2013 Act, shall be available for this program: Provided further, That 10 percent of the total amount available for this grant program shall be available for grants under the program authorized by section 2015 of the 1968 Act: Provided further, That the definitions and grant conditions in section 40002 of the 1994 Act shall apply to this program;

(5) $65,000,000 is for grants to improve the criminal justice response as authorized by part U of title I of the 1968 Act, of which $4,000,000 is for a homicide reduction initiative and up to $4,000,000 is for a domestic violence lethality reduction initiative; $7,500,000 is for an initiative to promote effective policing and prosecution responses to domestic violence, dating violence, sexual assault, and stalking, including evaluation of the effectiveness of fund-
ed interventions ("Policing and Prosecution Initiative"); and $1,500,000 is for an initiative to enhance prosecution and investigation of online abuse and harassment ("Prosecution and Investigation of Online Abuse Initiative"): Provided, That subsections (c) and (d) of section 2101 of the 1968 Act shall not apply to the Policing and Prosecution Initiative or the Prosecution and Investigation of Online Abuse Initiative;

(6) $67,850,000 is for sexual assault victims assistance, as authorized by section 41601 of the 1994 Act;

(7) $50,000,000 is for rural domestic violence and child abuse enforcement assistance grants, as authorized by section 40295 of the 1994 Act;

(8) $25,000,000 is for grants to reduce violent crimes against women on campus, as authorized by section 304 of the 2005 Act, of which $12,000,000 is for grants to Historically Black Colleges and Universities, Hispanic-Serving Institutions, and Tribal colleges;

(9) $55,000,000 is for legal assistance for victims, as authorized by section 1201 of the 2000 Act;

(10) $8,000,000 is for enhanced training and services to end violence against and abuse of women
in later life, as authorized by section 40801 of the 1994 Act;
(11) $22,000,000 is for grants to support families in the justice system, as authorized by section 1301 of the 2000 Act: Provided, That unobligated balances available for the programs authorized by section 1301 of the 2000 Act and section 41002 of the 1994 Act, prior to their amendment by the 2013 Act, shall be available for this program;
(12) $9,000,000 is for education and training to end violence against and abuse of women with disabilities, as authorized by section 1402 of the 2000 Act;
(13) $1,000,000 is for the National Resource Center on Workplace Responses to assist victims of domestic violence, as authorized by section 41501 of the 1994 Act;
(14) $1,090,000 is for analysis and research on violence against Indian women, including as authorized by section 904 of the 2005 Act: Provided, That such funds may be transferred to “Research, Evaluation and Statistics” for administration by the Office of Justice Programs;
(15) $500,000 is for a national clearinghouse that provides training and technical assistance on
issues relating to sexual assault of American Indian
and Alaska Native women;

(16) $5,500,000 is for grants to assist Tribal
Governments in exercising special Tribal criminal ju-
risdiction, as authorized by section 204 of the Indian
Civil Rights Act: Provided, That the grant condi-
tions in section 40002(b) of the 1994 Act shall
apply to this program;

(17) $3,500,000 is for the purposes authorized
under the 2015 Act;

(18) $11,000,000 is for a grant program to
support restorative justice responses to domestic vio-
lence, dating violence, sexual assault, and stalking,
including evaluations of those responses: Provided,
That the definitions and grant conditions in section
109 of the 2022 Act, shall apply to this program;

(19) $12,410,000 is for culturally specific serv-
ices for victims, as authorized by section 121 of the
2005 Act;

(20) $3,150,000 is for an initiative to support
cross-designation of tribal prosecutors as Tribal Spe-
cial Assistant United States Attorneys: Provided,
That the definitions and grant conditions in section
40002 of the 1994 Act shall apply to this initiative;
(21) $1,500,000 is to address emerging issues related to violence against women: Provided, That the grant conditions in section 40002(b) of the 1994 Act shall apply to this initiative;

(22) $1,000,000 is for an initiative to support victims of domestic violence, dating violence, sexual assault, and stalking, including through the provision of technical assistance: Provided, That the grant conditions in section 206 of the 2022 Act shall apply to this initiative;

(23) $1,000,000 is for a National Deaf Services Line to provide remote services to Deaf victims of domestic violence, dating violence, sexual assault, and stalking: Provided, That the definitions and grant conditions in section 40002 of the 1994 Act shall apply to this service line;

(24) $5,000,000 is for grants for outreach and services to underserved populations, as authorized by section 120 of the 2005 Act; and

(25) $4,000,000 is for an initiative to provide financial assistance to victims, including evaluation of the effectiveness of funded projects; Provided, That the definitions and grant conditions in section 40002 of the 1994 Act shall apply to this initiative.
Office of Justice Programs

Research, Evaluation and Statistics

ments Act of 2007 (Public Law 110–180); the Violence Against Women Reauthorization Act of 2013 (Public Law 113–4) ("the 2013 Act"); the Comprehensive Addiction and Recovery Act of 2016 (Public Law 114–198); the First Step Act of 2018 (Public Law 115–391); and other programs, $80,000,000, to remain available until expended, of which—

(1) $45,000,000 is for criminal justice statistics programs, and other activities, as authorized by part C of title I of the 1968 Act; and

(2) $35,000,000 is for research, development, and evaluation programs, and other activities as authorized by part B of title I of the 1968 Act and subtitle C of title II of the 2002 Act, and for activities authorized by or consistent with the First Step Act of 2018, of which $8,000,000 is for research targeted toward developing a better understanding of the domestic radicalization phenomenon, and advancing evidence-based strategies for effective intervention and prevention; $1,000,000 is for research to study the root causes of school violence to include the impact and effectiveness of grants made under the STOP School Violence Act of 2018 (title V of division S of Public Law 115–141); $2,000,000 is for research on violence against American Indians
and Alaska Natives or otherwise affecting indigenous communities, in connection with extractive industry activities; $1,000,000 is for research on gun violence prevention; and $1,000,000 is for surveys on the campus sexual assault climate.

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)

(A) $15,000,000 is for an Officer Robert Wilson III memorial initiative on Preventing Violence Against Law Enforcement and Ensuring Officer Resilience and Survivability (VALOR);

(B) $8,000,000 is for an initiative to enhance prosecutorial decision-making;

(C) $5,000,000 is for the operation, maintenance, and expansion of the National Missing and Unidentified Persons System;
(D) $10,000,000 is for a grant program for State and local law enforcement to provide officer training on responding to individuals with mental illness or disabilities;

(E) $5,000,000 is for a student loan repayment assistance program pursuant to section 952 of Public Law 110–315;

(F) $18,000,000 is for prison rape prevention and prosecution grants to States and units of local government, and other programs, as authorized by PREA;

(G) $3,000,000 is for the Missing Americans Alert Program (title XXIV of the 1994 Act), as amended by Kevin and Avonte’s Law;

(H) $40,000,000 is for grants authorized under the Project Safe Neighborhoods Grant Authorization Act of 2018 (Public Law 115–185);

(I) $15,000,000 is for the Capital Litigation Improvement Grant Program, as authorized by section 426 of Public Law 108–405, and for grants for wrongful conviction review;

(J) $4,000,000 is for a national center on restorative justice;
(K) $1,000,000 is for the purposes of the Ashanti Alert Communications Network as authorized under the Ashanti Alert Act of 2018 (Public Law 115–401);

(L) $4,500,000 is for a grant program to replicate and support family-based alternative sentencing programs;

(M) $2,000,000 is for a grant program to support child advocacy training in post-secondary education;

(N) $8,000,000 is for a rural violent crime initiative, including assistance for law enforcement;

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

(P) $3,000,000 is for grants to accredited institutions of higher education to support forensic ballistics programs;

(Q) $131,613,000 is for discretionary grants to improve the functioning of the criminal justice system, to prevent or combat juvenile delinquency, and to assist victims of crime (other than compensation), which shall be used for the projects, and in the amounts, specified
in the table titled “Byrne Discretionary Community Project Grants”, in the report accompanying this Act: Provided, That such amounts may not be transferred for any other purpose;

(R) $2,000,000 is for grants to States and units of local government to deploy managed access systems to combat contraband cell phone use in prison;

(S) $2,000,000 is for grants for development of child-friendly family visitation spaces in correctional facilities;

(T) $10,000,000 is for a grant program to provide law enforcement officer training on racial profiling, de-escalation, and duty to intervene; and

(U) $7,000,000 is for programs for cybercrime enforcement, as authorized by sections 1401 and 1402 of the 2022 Act;

(2) $234,000,000 for the State Criminal Alien Assistance Program, as authorized by section 241(I)(5) of the Immigration and Nationality Act (8 U.S.C. 1231(I)(5)): Provided, That no jurisdiction shall request compensation for any cost greater than the actual cost for Federal immigration and other
detainees housed in State and local detention facilities;

(3) $95,000,000 for victim services programs for victims of trafficking, as authorized by section 107(b)(2) of the Victims of Trafficking Act, by the TVPRA of 2005, or programs authorized under Public Law 113–4;

(4) $13,000,000 for a grant program to prevent and address economic, high technology, white collar, and Internet crime, including as authorized by section 401 of Public Law 110–403, of which $2,500,000 is for intellectual property enforcement grants including as authorized by section 401 and $2,000,000 is for grants to develop databases on Internet of Things device capabilities and to build and execute training modules for law enforcement;

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

(6) $30,000,000 for the Patrick Leahy Bulletproof Vest Partnership Grant Program, as authorized by section 2501 of title I of the 1968 Act: Provided, That $1,500,000 shall be transferred directly to the National Institute of Standards and Tech-
ology’s Office of Law Enforcement Standards for research, testing, and evaluation programs;

(7) $1,250,000 for the National Sex Offender Public Website;

(8) $110,000,000 for grants to States to upgrade criminal and mental health records for the National Instant Criminal Background Check System, of which no less than $25,000,000 shall be for grants made under the authorities of the NICS Improvement Amendments Act of 2007 (Public Law 110–180) and Fix NICS Act of 2018;

(9) $40,000,000 for Paul Coverdell Forensic Sciences Improvement Grants under part BB of title I of the 1968 Act;

(10) $168,000,000 for DNA-related and forensic programs and activities, of which—

(A) $128,000,000 is for the purposes authorized under section 2 of the DNA Analysis Backlog Elimination Act of 2000 (Public Law 106–546) (the Debbie Smith DNA Backlog Grant Program): Provided, That up to 4 percent of funds made available under this paragraph may be used for the purposes described in the DNA Training and Education for Law Enforcement, Correctional Personnel, and
Court Officers program (Public Law 108–405, section 303);

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

(C) $14,000,000 is for the purposes described in the Kirk Bloodsworth Post-Conviction DNA Testing Grant Program (Public Law 108–405, section 412); and

(D) $6,000,000 is for Sexual Assault Forensic Exam Program grants, including as authorized by section 304 of Public Law 108–405;

(11) $90,000,000 for community-based grant programs to improve the response to sexual assault, and apply enhanced approaches and techniques to reduce violent crime, including assistance for investigation and prosecution of related cold cases;

(12) $15,000,000 for the court-appointed special advocate program, as authorized by section 217 of the 1990 Act;

(13) $55,000,000 for assistance to Indian Tribes;

(14) $125,000,000 for offender reentry programs and research, as authorized by the Second Chance Act of 2007 (Public Law 110–199) and by the Second Chance Reauthorization Act of 2018
(Public Law 115–391), without regard to the time limitations specified at section 6(1) of such Act, of which not to exceed—

(A) $8,000,000 is for a program to improve State, local, and Tribal probation or parole supervision efforts and strategies;

(B) $5,000,000 is for children of incarcerated parents demonstration programs to enhance and maintain parental and family relationships for incarcerated parents as a reentry or recidivism reduction strategy;

(C) $5,000,000 is for additional replication sites employing the Project HOPE Opportunity Probation with Enforcement model implementing swift and certain sanctions in probation, of which no less than $500,000 shall be used for a project that provides training, technical assistance, and best practices; and

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

Provided, That up to $7,500,000 of funds made available in this paragraph may be used for perform-
ance-based awards for Pay for Success projects, of
which up to $5,000,000 shall be for Pay for Success
programs implementing the Permanent Supportive
Housing Model and reentry housing;

(15) $460,000,000 for comprehensive opioid
use reduction activities, including as authorized by
CARA, and for the following programs, which shall
address opioid, stimulant, and substance use dis-
orders consistent with underlying program authori-
ties, of which—

(A) $100,000,000 is for Drug Courts, as
authorized by section 1001(a)(25)(A) of title I
of the 1968 Act, without regard to section 2952
of such title or the limitation of section
2951(a)(1) thereof relating to violent offenders;

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

(C) $42,000,000 is for grants related to
residential substance use treatment for State
and local prisoners, as authorized by part S of

   title I of the 1968 Act;

   (D) $38,000,000 is for a veterans treat-

   ment courts program;

   (E) $35,000,000 is for a program to mon-

   itor prescription drugs and scheduled listed

   chemical products; and

   (F) $200,000,000 is for a comprehensive

   opioid, stimulant, and substance use program;

   (16) $2,500,000 for a competitive grant pro-

   gram authorized by the Keep Young Athletes Safe

   Act;

   (17) $120,000,000 for grants to be adminis-

   tered by the Bureau of Justice Assistance for pur-

   poses authorized under the STOP School Violence

   Act;

   (18) $4,000,000 for grants to State and local

   law enforcement agencies for the expenses associated

   with the investigation and prosecution of criminal of-

   fenses involving civil rights, authorized by the Em-

   mett Till Unsolved Civil Rights Crimes Reauthoriza-

   tion Act of 2016 (Public Law 114–325);

   (19) $70,000,000 for grants to State, local, and

   Tribal law enforcement agencies to conduct edu-

   cational outreach and training on hate crimes and to
investigate and prosecute hate crimes, as authorized by section 4704 of the Matthew Shepard and James Byrd, Jr. Hate Crimes Prevention Act (Public Law 111–84);

(20) $30,000,000 for grants to support community-based approaches to advancing justice and reconciliation, facilitating dialogue between all parties, building local capacity, de-escalating community tensions, and preventing hate crimes through conflict resolution and community empowerment and education;

(21) $225,000,000 for initiatives to improve police-community relations, of which $35,000,000 is for a competitive matching grant program for purchases of body-worn cameras for State, local, and Tribal law enforcement; $40,000,000 is for a justice reinvestment initiative, for activities related to criminal justice reform and recidivism reduction; and $150,000,000 is for a community violence intervention and prevention initiative;

(22) $15,000,000 for programs authorized under the Jabara-Heyer NO HATE Act (34 U.S.C. 30507);

(23) $10,000,000 for emergency law enforce-
ment assistance for events occurring during or after
fiscal year 2023, as authorized by section 609M of the Justice Assistance Act of 1984 (34 U.S.C. 50101);

(24) $40,000,000 for an incentivization program for extreme risk protection order laws;

(25) $25,000,000 for a public defender improvement program;

(26) $20,000,000 for regional sexual assault investigative training academies and related activities; and

(27) $15,000,000 for the Accelerating Justice System Reform initiative:

Provided, That, if a unit of local government uses any of the funds made available under this heading to increase the number of law enforcement officers, the unit of local government will achieve a net gain in the number of law enforcement officers who perform non-administrative public sector safety service: Provided further, That in the spending plan submitted pursuant to section 528 of this Act, the Office of Justice Programs shall specifically and explicitly identify all changes in the administration of competitive grant programs for fiscal year 2023, including changes to applicant eligibility, priority areas or weightings, and the application review process.
(1) $75,000,000 for programs authorized by section 221 of the 1974 Act, and for training and technical assistance to assist small, nonprofit organizations with the Federal grants process: Provided, That of the amounts provided under this paragraph, $500,000 shall be for a competitive demonstration grant program to support emergency planning among State, local, and Tribal juvenile justice residential facilities;

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

(3) $62,500,000 for delinquency prevention, of which, pursuant to sections 261 and 262 of the 1974 Act—

(A) $5,000,000 shall be for grants to prevent trafficking of girls;

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

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

(D) $5,500,000 shall be for competitive grants focusing on girls in the juvenile justice system;
(E) $12,000,000 shall be for an initiative relating to youth affected by opioids, stimulants, and other substance use; and

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

(4) $36,000,000 for programs authorized by the Victims of Child Abuse Act of 1990;

(5) $107,500,000 for missing and exploited children programs, including as authorized by sections 404(b) and 405(a) of the 1974 Act (except that section 102(b)(4)(B) of the PROTECT Our Children Act of 2008 (Public Law 110–401) shall not apply for purposes of this Act);

(6) $4,500,000 for child abuse training programs for judicial personnel and practitioners, as authorized by section 222 of the 1990 Act;

(7) $3,000,000 for a program to improve juvenile indigent defense;

(8) $3,500,000 for an initiative relating to alternatives to youth incarceration;

(9) $4,500,000 for an initiative to promote juvenile justice and child welfare collaboration;

(10) $1,000,000 for a program to reduce barriers related to juvenile and criminal records for youth; and
(11) $2,500,000 for a hate crime prevention
and intervention initiative for youth:

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

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

PUBLIC SAFETY OFFICER BENEFITS

(INCLUDING TRANSFER OF FUNDS)

For payments and expenses authorized under section
1001(a)(4) of title I of the Omnibus Crime Control and
Safe Streets Act of 1968, such sums as are necessary (in-
cluding amounts for administrative costs), to remain avail-
able until expended; and $34,800,000 for payments au-
thorized by section 1201(b) of such Act and for edu-
cational assistance authorized by section 1218 of such Act,
to remain available until expended: Provided, That not-
withstanding section 204 of this Act, upon a determina-
tion by the Attorney General that emergent circumstances
require additional funding for such disability and edu-
cation 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 In Crisis Act of 2019 (Public Law 116–32) (“the STOIC Act”), $543,927,000, to remain available until expended:
Provided, That any balances made available through prior year deobligations shall only be available in accordance with section 505 of this Act. Provided further, That of the amount provided under this heading—

(1) $277,400,000 is for grants under section 1701 of title I of the 1968 Act (34 U.S.C. 10381) for the hiring and rehiring of additional career law enforcement officers under part Q of such title notwithstanding subsections (h) and (i) of such section and section 1704(c) of such title. Provided, That, notwithstanding section 1704(c) of such title (34 U.S.C. 10384(c)), funding for hiring or rehiring a career law enforcement officer may not exceed $125,000 unless the Director of the Office of Community Oriented Policing Services grants a waiver from this limitation. Provided further, That of the amounts appropriated under this paragraph, $34,000,000 is for improving Tribal law enforcement, including hiring, equipment, training, anti-methamphetamine activities, and anti-opioid activities. Provided further, That of the amounts appropriated under this paragraph $44,000,000 is for regional information sharing activities, as authorized by part M of title I of the 1968 Act, which shall be transferred to and merged with "Research, Evalua-
tion, and Statistics” for administration by the Office
of Justice Programs: Provided further, That of the
amounts appropriated under this paragraph, no less
than $4,000,000 is to support the Tribal Access
Program: Provided further, That of the amounts ap-
propriated under this paragraph, $10,000,000 is for
training, peer mentoring, mental health program ac-
tivities, and other support services as authorized
under the LEMHW Act and the STOIC Act: Pro-
vided further, That of the amounts appropriated
under this paragraph, $10,000,000 is for the col-
laborative reform model of technical assistance in
furtherance of section 1701 of title I of the 1968
Act (34 U.S.C. 10381): Provided further, That of
the amounts appropriated under this paragraph, no
less than $4,000,000 is for grant programs to create
civilian review boards and develop best practices for
civilian review boards;

(2) $15,000,000 is for activities authorized by
the POLICE Act of 2016 (Public Law 114–199);

(3) $16,500,000 is for competitive grants to
State law enforcement agencies in States with high
seizures of precursor chemicals, finished meth-
amphetamine, laboratories, and laboratory dump sei-
zures: Provided, That funds appropriated under this
paragraph shall be utilized for investigative purposes
to locate or investigate illicit activities, including
precursor diversion, laboratories, or methamphetamine traffickers;

(4) $36,500,000 is for competitive grants to
statewide law enforcement agencies in States with
high rates of primary treatment admissions for heroin and other opioids: Provided, That these funds
shall be utilized for investigative purposes to locate
or investigate illicit activities, including activities re-
lated to the distribution of heroin or unlawful dis-
tribution of prescription opioids, or unlawful heroin
and prescription opioid traffickers through statewide
collaboration;

(5) $55,000,000 is for competitive grants to be
administered by the Community Oriented Policing
Services Office for purposes authorized under the
STOP School Violence Act (title V of division S of
Public Law 115–141);

(6) $50,000,000 is for community policing de-
velopment activities in furtherance of section 1701
of title I of the 1968 Act (34 U.S.C. 10381); and

(7) $93,527,000 is for a law enforcement tech-
nologies and interoperable communications program,
and related law enforcement and public safety equip-
ment, which shall be used for the projects, and in
the amounts, in the table titled “Community Ori-
ented Policing Services, Technology and Equipment
Community Projects”, in the report accompanying
this Act: Provided, That such amounts may not be
transferred for any other purpose: Provided further,
That grants funded by such amounts shall not be
subject to section 1703 of title I of the 1968 Act (34

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

(INCLUDING TRANSFER OF FUNDS)

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

Sec. 202. None of the funds appropriated under this
title shall be used to require any person to perform, or
facilitate in any way the performance of, any abortion.

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

SEC. 204. Not to exceed 5 percent of any appropriation
made available for the current fiscal year for the De-
partment of Justice in this Act may be transferred be-
tween such appropriations, but no such appropriation, ex-
cept as otherwise specifically provided, shall be increased
by more than 10 percent by any such transfers: Provided,

That any transfer pursuant to this section shall be treated
as a reprogramming of funds under section 505 of this
Act and shall not be available for obligation except in com-
pliance with the procedures set forth in that section: Pro-
vided further, That this section shall not apply to the fol-
lowing—

(1) paragraph 1(Q) under the heading “State
and Local Law Enforcement Assistance”; and

(2) paragraph (7) under the heading “Commu-
nity Oriented Policing Services Programs”.

SEC. 205. None of the funds made available under
this title may be used by the Federal Bureau of Prisons
or the United States Marshals Service for the purpose of
transporting an individual who is a prisoner pursuant to
conviction for crime under State or Federal law and is
classified as a maximum or high security prisoner, other
than to a prison or other facility certified by the Federal
Bureau of Prisons as appropriately secure for housing
such a prisoner.

SEC. 206. (a) None of the funds appropriated by this
Act may be used by Federal prisons to purchase cable tele-
vision services, or to rent or purchase audiovisual or elec-
tronic media or equipment used primarily for recreational
purposes.

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

SEC. 207. None of the funds made available under
this title shall be obligated or expended for any new or
enhanced information technology program having total es-
timated development costs in excess of $100,000,000, un-
less the Deputy Attorney General and the investment re-
view board certify to the Committees on Appropriations
of the House of Representatives and the Senate that the
information technology program has appropriate program
management controls and contractor oversight mecha-
nisms in place, and that the program is compatible with
the enterprise architecture of the Department of Justice.

SEC. 208. The notification thresholds and procedures
set forth in section 505 of this Act shall apply to devi-
ations from the amounts designated for specific activities in this Act and in the report accompanying this Act, and to any use of deobligated balances of funds provided under this title in previous years.

Sec. 209. None of the funds appropriated by this Act may be used to plan for, begin, continue, finish, process, or approve a public-private competition under the Office of Management and Budget Circular A–76 or any successor administrative regulation, directive, or policy for work performed by employees of the Bureau of Prisons or of Federal Prison Industries, Incorporated.

Sec. 210. Notwithstanding any other provision of law, no funds shall be available for the salary, benefits, or expenses of any United States Attorney assigned dual or additional responsibilities by the Attorney General or his designee that exempt that United States Attorney from the residency requirements of section 545 of title 28, United States Code.

Sec. 211. At the discretion of the Attorney General, and in addition to any amounts that otherwise may be available (or authorized to be made available) by law, with respect to funds appropriated by this title under the headings “Research, Evaluation and Statistics”, “State and Local Law Enforcement Assistance”, and “Juvenile Justice Programs” —
(1) up to 2 percent of funds made available to the Office of Justice Programs for grant or reimbursement programs may be used by such Office to provide training and technical assistance; and

(2) up to 2 percent of funds made available for grant or reimbursement programs under such headings, except for amounts appropriated specifically for research, evaluation, or statistical programs administered by the National Institute of Justice and the Bureau of Justice Statistics, shall be transferred to and merged with funds provided to the National Institute of Justice and the Bureau of Justice Statistics, to be used by them for research, evaluation, or statistical purposes, without regard to the authorizations for such grant or reimbursement programs.

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

SEC. 212. Upon request by a grantee for whom the Attorney General has determined there is a fiscal hardship, the Attorney General may, with respect to funds appropriated in this or any other Act making appropriations for fiscal years 2020 through 2023 for the following programs, waive the following requirements:

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

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

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

Sec. 213. Notwithstanding any other provision of
law, section 20109(a) of subtitle A of title II of the Violent
Crime Control and Law Enforcement Act of 1994 (34
U.S.C. 12109(a)) shall not apply to amounts made avail-
able by this or any other Act.

Sec. 214. None of the funds made available under
this Act, other than for the national instant criminal back-
ground check system established under section 103 of the
Brady Handgun Violence Prevention Act (34 U.S.C.
40901), may be used by a Federal law enforcement officer
to facilitate the transfer of an operable firearm to an indi-
vidual if the Federal law enforcement officer knows or sus-
pects that the individual is an agent of a drug cartel, un-
less law enforcement personnel of the United States con-
tinuously monitor or control the firearm at all times.

SEC. 215. Discretionary funds that are made avail-
able in this Act for the Office of Justice Programs may
be used to participate in Performance Partnership Pilots
authorized under such authorities as have been enacted
for Performance Partnership Pilots in appropriations acts
in prior fiscal years and the current fiscal year.

SEC. 216. The Attorney General shall submit to the
Committees on Appropriations of the House of Represent-
atives and the Senate quarterly reports on the Crime Vic-
tims Fund, the Working Capital Fund, the Three Percent
Fund, and the Asset Forfeiture Fund. Such quarterly re-
ports shall contain at least the same level of information
and detail for each Fund as was provided to the Commit-
tees on Appropriations of the House of Representatives
and the Senate in fiscal year 2022.

SEC. 217. In this fiscal year, amounts credited to and
made available in the Department of Justice Working
Capital Fund as an offsetting collection pursuant to sec-
tion 11013 of Public Law 107–273 shall be so credited
and available as provided in that section.

SEC. 218. Section 3201 of the Crime Control Act of
1990 (28 U.S.C. 509 note), is amended—
(1) by striking “or the Immigration and Naturalization Service” and inserting “the Federal Prison System, the Bureau of Alcohol, Tobacco, Firearms and Explosives, or the United States Marshals Service”; and

(2) by striking “25,000” and inserting “50,000”.

SEC. 219. None of the funds made available by this Act may be used to move the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) Canine Training Center or the ATF National Canine Division from Front Royal, Virginia, to another location.

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

TITLE III

SCIENCE

OFFICE OF SCIENCE AND TECHNOLOGY POLICY

For necessary expenses of the Office of Science and Technology Policy, in carrying out the purposes of the National Science and Technology Policy, Organization, and Priorities Act of 1976 (42 U.S.C. 6601 et seq.), hire of passenger motor vehicles, and services as authorized by section 3109 of title 5, United States Code, not to exceed $2,250 for official reception and representation expenses,
and rental of conference rooms in the District of Columbia, $7,965,000.

**National Space Council**

For necessary expenses of the National Space Council, in carrying out the purposes of title V of Public Law 100–685 and Executive Order No. 13803, hire of passenger motor vehicles, and services as authorized by section 3109 of title 5, United States Code, not to exceed $2,250 for official reception and representation expenses, $1,965,000: Provided, That notwithstanding any other provision of law, the National Space Council may accept personnel support from Federal agencies, departments, and offices, and such Federal agencies, departments, and offices may detail staff without reimbursement to the National Space Council for purposes provided herein.

**National Aeronautics and Space Administration Science**

For necessary expenses, not otherwise provided for, in the conduct and support of science research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title
5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $7,905,000,000, to remain available until September 30, 2024.

AERONAUTICS

For necessary expenses, not otherwise provided for, in the conduct and support of aeronautics research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $950,000,000, to remain available until September 30, 2024.

SPACE TECHNOLOGY

For necessary expenses, not otherwise provided for, in the conduct and support of space technology research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, space-
craft control, and communications activities; program
management; personnel and related costs, including uni-
forms or allowances therefor, as authorized by sections
5901 and 5902 of title 5, United States Code; travel ex-
penses; purchase and hire of passenger motor vehicles; and
purchase, lease, charter, maintenance, and operation of
mission and administrative aircraft, $1,250,000,000, to
remain available until September 30, 2024: Provided,
That $227,000,000 shall be for RESTORE–L/SPace In-
frastructure DExterous Robot: Provided further, That
$110,000,000 shall be for the development, production,
and demonstration of a nuclear thermal propulsion sys-
tem, of which $80,000,000 shall be for the design of a
flight demonstration system: Provided further, That, not
later than 180 days after the enactment of this Act, the
National Aeronautics and Space Administration shall pro-
vide a plan for the design of a flight demonstration.

DEEP SPACE EXPLORATION SYSTEMS

For necessary expenses, not otherwise provided for,
in the conduct and support of exploration research and
development activities, including research, development,
operations, support, and services; maintenance and repair,
facility planning and design; space flight, spacecraft con-
trol, and communications activities; program manage-
ment; personnel and related costs, including uniforms or
allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $7,323,700,000, to remain available until September 30, 2024: Provided, That not less than $1,338,700,000 shall be for the Orion Multi-Purpose Crew Vehicle: Provided further, That not less than $2,600,000,000 shall be for the Space Launch System (SLS) launch vehicle, which shall have a lift capability not less than 130 metric tons and which shall have core elements and an Exploration Upper Stage developed simultaneously to be used to the maximum extent practicable, including for Earth to Moon missions and Moon landings: Provided further, That of the amounts provided for SLS, not less than $600,000,000 shall be for SLS Block 1B development including the Exploration Upper Stage and associated systems including related facilitization, to support an SLS Block 1B mission available to launch on Artemis IV in addition to the planned Block 1 missions for Artemis I through Artemis III: Provided further, That up to $749,900,000 shall be for Exploration Ground Systems and associated Block 1B activities, including up to $232,100,000 for a second mobile launch platform: Provided further, That the National Aeronautics and Space
Administration shall provide to the Committees on Appropriations of the House of Representatives and the Senate, concurrent with the annual budget submission, a 5-year budget profile for an integrated system that includes the SLS, the Orion Multi-Purpose Crew Vehicle, and associated ground systems that will ensure a crewed launch as early as possible, as well as a system-based funding profile for a sustained launch cadence that contemplates the use of an SLS Block 1B cargo variant with an 8.4 meter fairing and associated ground systems.

SPACE OPERATIONS

For necessary expenses, not otherwise provided for, in the conduct and support of space operations research and development activities, including research, development, operations, support and services; space flight, spacecraft control, and communications activities, including operations, production, and services; maintenance and repair, facility planning and design; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $4,256,000,000, to remain available until September 30, 2024.
SCIENCE, TECHNOLOGY, ENGINEERING, AND
MATHEMATICS ENGAGEMENT

For necessary expenses, not otherwise provided for, in the conduct and support of aerospace and aeronautical education research and development activities, including research, development, operations, support, and services; program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $150,100,000, to remain available until September 30, 2024, of which $26,000,000 shall be for the Established Program to Stimulate Competitive Research and $62,000,000 shall be for the National Space Grant College and Fellowship Program.

SAFETY, SECURITY AND MISSION SERVICES

For necessary expenses, not otherwise provided for, in the conduct and support of science, aeronautics, space technology, exploration, space operations and education research and development activities, including research, development, operations, support, and services; maintenance and repair, facility planning and design; space flight, spacecraft control, and communications activities;
program management; personnel and related costs, including uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; travel expenses; purchase and hire of passenger motor vehicles; not to exceed $63,000 for official reception and representation expenses; and purchase, lease, charter, maintenance, and operation of mission and administrative aircraft, $3,138,700,000, to remain available until September 30, 2024: Provided, That if available balances in the “Science, Space, and Technology Education Trust Fund” are not sufficient to provide for the grant disbursements required under the third and fourth provisos under such heading in the Department of Housing and Urban Development-Independent Agencies Appropriations Act, 1989 (Public Law 100–404) as amended by the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1995 (Public Law 103–327) up to $1,000,000 shall be available from amounts made available under this heading to make such grant disbursements: Provided further, That of the amounts appropriated under this heading, $4,171,000 shall be used for the projects, and in the amounts, specified in the table titled “NASA Community Projects” in the report accompanying this Act: Provided further, That the amounts made available for the projects
CONSTRUCTION AND ENVIRONMENTAL COMPLIANCE AND RESTORATION

For necessary expenses for construction of facilities including repair, rehabilitation, revitalization, and modification of facilities, construction of new facilities and additions to existing facilities, facility planning and design, and restoration, and acquisition or condemnation of real property, as authorized by law, and environmental compliance and restoration, $424,300,000, to remain available until September 30, 2028: Provided, That proceeds from leases deposited into this account shall be available for a period of 5 years to the extent and in amounts as provided in annual appropriations Acts: Provided further, That such proceeds referred to in the preceding proviso shall be available for obligation for fiscal year 2023 in an amount not to exceed $20,000,000: Provided further, That each annual budget request shall include an annual estimate of gross receipts and collections and proposed use of all funds collected pursuant to section 20145 of title 51, United States Code.

OFFICE OF INSPECTOR GENERAL

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

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFERS OF FUNDS)

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

Not to exceed 5 percent of any appropriation made available for the current fiscal year for the National Aeronautics and Space Administration in this Act may be transferred between such appropriations, but no such appropriation, except as otherwise specifically provided, shall be increased by more than 10 percent by any such transfers. Any funds transferred to “Construction and Environmental Compliance and Restoration” for construction activities shall not increase that account by more than 20 percent. Balances so transferred shall be merged with and available for the same purposes and the same time period as the appropriations to which transferred. Any transfer pursuant to this provision shall be treated as a reprogramming of funds under section 505 of this Act and shall not be available for obligation except in compliance with the procedures set forth in that section.

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

The spending plan required by this Act shall be provided by the National Aeronautics and Space Administration at the theme, program, project, and activity level. The spending plan, as well as any subsequent change of an amount established in that spending plan that meets the notification requirements of section 505 of this Act, 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.

Not more than 20 percent or $50,000,000, whichever is less, of the amounts made available in the current-year Construction and Environmental Compliance and Restoration (CECR) appropriation may be applied to CECR projects funded under previous years’ CECR appropriation.
tions. Use of current-year funds under this provision shall be treated as a reprogramming of funds under section 505 of this act and shall not be available for obligation except in compliance with the procedures set forth in that section.

Of the amounts made available in this Act under the heading “Science, Technology, Engineering, and Mathematics Engagement” (“STEM Engagement”), up to $5,000,000 shall be available to jointly fund, with an additional amount of up to $1,000,000 each from amounts made available in this Act under the headings “Science”, “Aeronautics”, “Space Technology”, “Deep Space Exploration Systems”, and “Space Operations”, projects and activities for engaging students in STEM and increasing STEM research capacities of universities, including Minority Serving Institutions.

NATIONAL SCIENCE FOUNDATION
RESEARCH AND RELATED ACTIVITIES

For necessary expenses in carrying out the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), and Public Law 86–209 (42 U.S.C. 1880 et seq.); services as authorized by section 3109 of title 5, United States Code; maintenance and operation of aircraft and purchase of flight services for research support; acquisition of aircraft; and authorized travel; $7,705,530,000, to remain available until September 30, 2024, of which not to exceed
$640,000,000 shall remain available until expended for polar research and operations support, and for reimbursement to other Federal agencies for operational and science support and logistical and other related activities for the United States Antarctic program: Provided, That receipts for scientific support services and materials furnished by the National Research Centers and other National Science Foundation supported research facilities may be credited to this appropriation.

MAJOR RESEARCH EQUIPMENT AND FACILITIES

CONSTRUCTION

For necessary expenses for the acquisition, construction, commissioning, and upgrading of major research equipment, facilities, and other such capital assets pursuant to the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), including authorized travel, $187,230,000, to remain available until expended.

STEM EDUCATION

For necessary expenses in carrying out science, mathematics, and engineering education and human resources programs and activities pursuant to the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.), including services as authorized by section 3109 of title 5, United States Code, authorized travel, and rental of conference rooms in the District of Columbia,
$1,250,000,000, to remain available until September 30, 2024.

AGENCY OPERATIONS AND AWARD MANAGEMENT

For agency operations and award management necessary in carrying out the National Science Foundation Act of 1950 (42 U.S.C. 1861 et seq.); services authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles; uniforms or allowances therefor, as authorized by sections 5901 and 5902 of title 5, United States Code; rental of conference rooms in the District of Columbia; and reimbursement of the Department of Homeland Security for security guard services; $460,000,000: Provided, That not to exceed $8,280 is for official reception and representation expenses: Provided further, That contracts may be entered into under this heading in fiscal year 2023 for maintenance and operation of facilities and for other services to be provided during the next fiscal year.

OFFICE OF THE NATIONAL SCIENCE BOARD

For necessary expenses (including payment of salaries, authorized travel, hire of passenger motor vehicles, the rental of conference rooms in the District of Columbia, and the employment of experts and consultants under section 3109 of title 5, United States Code) involved in carrying out section 4 of the National Science Foundation
Act of 1950 (42 U.S.C. 1863) and Public Law 86–209 (42 U.S.C. 1880 et seq.), $5,090,000: Provided, That not to exceed $2,500 shall be available for official reception and representation expenses.

OFFICE OF INSPECTOR GENERAL

For necessary expenses of the Office of Inspector General as authorized by the Inspector General Act of 1978, $23,393,000, of which $400,000 shall remain available until September 30, 2024.

ADMINISTRATIVE PROVISIONS

(INCLUDING TRANSFER OF FUNDS)

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

The Director of the National Science Foundation (NSF) shall notify the Committees on Appropriations of the House of Representatives and the Senate at least 30 days in advance of any planned divestment through transfer, decommissioning, termination, or deconstruction of
any NSF-owned facilities or any NSF capital assets (includ-
ing land, structures, and equipment) valued greater than $2,500,000.

NSF NONRECURRING EXPENSES FUND

(INCLUDING TRANSFERS OF FUNDS)

There is hereby established in the Treasury of the United States a fund to be known as the “NSF Non-
recurring Expenses Fund” (the Fund): Provided, That un-
obligated balances of expired discretionary funds appro-
priated for this or any succeeding fiscal year from the General Fund of the Treasury to the National Science Foundation by this or any other Act may be transferred (not later than the end of the fifth fiscal year after the last fiscal year for which such funds are available for the purposes for which appropriated) into the Fund: Provided further, That amounts deposited in the Fund shall be available until expended, and in addition to such other funds as may be available for such purposes, for informa-
tion and business technology system modernization and fa-
cilities infrastructure improvements, including non-
recurring maintenance, necessary for the operation of the Foundation or its funded research facilities, subject to ap-
proval by the Office of Management and Budget: Provided further, That amounts in the Fund may be obligated only after the Committees on Appropriations of the House of
Representatives and the Senate are notified at least 15 days in advance of the planned use of funds.

This title may be cited as the “Science Appropriations Act, 2023”.

TITLE IV
RELATED AGENCIES
COMMISSION ON CIVIL RIGHTS
SALARIES AND EXPENSES
For necessary expenses of the Commission on Civil Rights, including hire of passenger motor vehicles, $14,350,000: Provided, That none of the funds appropriated in this paragraph may be used to employ any individuals under Schedule C of subpart C of part 213 of title 5 of the Code of Federal Regulations exclusive of one special assistant for each Commissioner: Provided further, That none of the funds appropriated in this paragraph shall be used to reimburse Commissioners for more than 75 billable days, with the exception of the chairperson, who is permitted 125 billable days: Provided further, That the Chair may accept and use any gift or donation to carry out the work of the Commission: Provided further, That none of the funds appropriated in this paragraph shall be used for any activity or expense that is not explicitly authorized by section 3 of the Civil Rights Commission Act
of 1983 (42 U.S.C. 1975a): Provided further, That notwithstanding the preceding proviso, $2,000,000 shall be used to separately fund the Commission on the Social Status of Black Men and Boys.

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

SALARIES AND EXPENSES

For necessary expenses of the Equal Employment Opportunity Commission as authorized by title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Equal Pay Act of 1963, the Americans with Disabilities Act of 1990, section 501 of the Rehabilitation Act of 1973, the Civil Rights Act of 1991, the Genetic Information Nondiscrimination Act (GINA) of 2008 (Public Law 110–233), the ADA Amendments Act of 2008 (Public Law 110–325), and the Lilly Ledbetter Fair Pay Act of 2009 (Public Law 111–2), including services as authorized by section 3109 of title 5, United States Code; hire of passenger motor vehicles as authorized by section 1343(b) of title 31, United States Code; nonmonetary awards to private citizens; and up to $31,500,000 for payments to State and local enforcement agencies for authorized services to the Commission, $464,650,000: Provided, That the Commission is authorized to make available for official reception and representation expenses not to exceed $2,250 from available funds:
Provided further, That the Commission may take no action to implement any workforce repositioning, restructuring, or reorganization until such time as the Committees on Appropriations of the House of Representatives and the Senate have been notified of such proposals, in accordance with the reprogramming requirements of section 505 of this Act: Provided further, That the Chair may accept and use any gift or donation to carry out the work of the Commission.

INTERNATIONAL TRADE COMMISSION

SALARIES AND EXPENSES

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

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES CORPORATION

For payment to the Legal Services Corporation to carry out the purposes of the Legal Services Corporation Act of 1974, $675,000,000, of which $631,100,000 is for basic field programs and required independent audits; $5,700,000 is for the Office of Inspector General, of which such amounts as may be necessary may be used to conduct
additional audits of recipients; $26,200,000 is for manage-
ment and grants oversight; $5,000,000 is for client self-
help and information technology; $5,000,000 is for a Pro-
Bono Innovation Fund; and $2,000,000 is for loan repay-
ment assistance: Provided, That the Legal Services Cor-
poration may continue to provide locality pay to officers
and employees at a rate no greater than that provided by
the Federal Government to Washington, DC-based em-
ployees as authorized by section 5304 of title 5, United
States Code, notwithstanding section 1005(d) of the Legal
Services Corporation Act (42 U.S.C. 2996d(d)): Provided
further, That the authorities provided in section 204 of
this Act shall be applicable to the Legal Services Corpora-
tion: Provided further, That, for the purposes of section
505 of this Act, the Legal Services Corporation shall be
considered an agency of the United States Government.

ADMINISTRATIVE PROVISION—LEGAL SERVICES
CORPORATION

None of the funds appropriated in this Act to the
Legal Services Corporation shall be expended for any pur-
pose prohibited or limited by, or contrary to any of the
provisions of, sections 501, 502, 503, 504, 505, and 506
of Public Law 105–119, and all funds appropriated in this
Act to the Legal Services Corporation shall be subject to
the same terms and conditions set forth in such sections,
except that all references in sections 502 and 503 to 1997 and 1998 shall be deemed to refer instead to 2022 and 2023, respectively: Provided, That for the purposes of applications of such sections 501 and 502, any requirement relating to the proportion of attorneys serving on the governing body of an entity providing legal assistance shall be deemed to be satisfied if at least 33 percent of such governing body is composed of attorneys otherwise meeting the criteria established by section 1007(e) of the Legal Services Corporation Act (42 U.S.C. 2996f(e)), and section 502(2)(b)(ii) of Public Law 104–134 shall not apply.

MARINE MAMMAL COMMISSION

SALARIES AND EXPENSES


OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

SALARIES AND EXPENSES

For necessary expenses of the Office of the United States Trade Representative, including the hire of passenger motor vehicles and the employment of experts and consultants as authorized by section 3109 of title 5, United States Code, $60,000,000, of which $1,000,000
shall remain available until expended: *Provided*, That of
the total amount made available under this heading, not
to exceed $124,000 shall be available for official reception
and representation expenses.

**TRADE ENFORCEMENT TRUST FUND**

*(INCLUDING TRANSFER OF FUNDS)*

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

**STATE JUSTICE INSTITUTE**

**SALARIES AND EXPENSES**

For necessary expenses of the State Justice Institute,
as authorized by the State Justice Institute Act of 1984
(42 U.S.C. 10701 et seq.) $7,640,000, of which $500,000
shall remain available until September 30, 2024: *Provided*,
That not to exceed $2,250 shall be available for official
reception and representation expenses: *Provided further*,
That, for the purposes of section 505 of this Act, the State
Justice Institute shall be considered an agency of the
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.
SEC. 505. None of the funds provided under this Act, or
provided under previous appropriations Acts to the
agencies funded by this Act that remain available for obli-
gation or expenditure in fiscal year 2023, or provided from
any accounts in the Treasury of the United States derived
by the collection of fees available to the agencies funded
by this Act, shall be available for obligation or expenditure
through a reprogramming of funds that: (1) creates or ini-
tiates a new program, project, or activity; (2) eliminates
a program, project, or activity; (3) increases funds or per-
sonnel by any means for any project or activity for which
funds have been denied or restricted; (4) relocates an of-
vice or employees; (5) reorganizes or renames offices, pro-
grams, or activities; (6) contracts out or privatizes any
functions or activities presently performed by Federal em-
ployees; (7) augments existing programs, projects, or ac-
tivities in excess of $500,000 or 10 percent, whichever is
less, or reduces by 10 percent funding for any program,
project, or activity, or numbers of personnel by 10 percent;
or (8) results from any general savings, including savings
from a reduction in personnel, which would result in a
change in existing programs, projects, or activities as ap-
proved by Congress; unless the House and Senate Com-
mittees on Appropriations are notified 15 days in advance
of such reprogramming of funds.
SEC. 506. (a) If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a “Made in America” inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, the person shall be ineligible to receive any contract or subcontract made with funds made available in this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.

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

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

SEC. 507. (a) The Departments of Commerce and Justice, the National Science Foundation, and the National Aeronautics and Space Administration shall provide to the Committees on Appropriations of the House of Representatives and the Senate a quarterly report on the status of balances of appropriations at the account level. For
unobligated, uncommitted balances and unobligated, committed balances the quarterly reports shall separately identify the amounts attributable to each source year of appropriation from which the balances were derived. For balances that are obligated, but unexpended, the quarterly reports shall separately identify amounts by the year of obligation.

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

(c) If a department or agency is unable to fulfill any aspect of a reporting requirement described in subsection (a) due to a limitation of a current accounting system, the department or agency shall fulfill such aspect to the maximum extent practicable under such accounting system and shall identify and describe in each quarterly report the extent to which such aspect is not fulfilled.

Sec. 508. Any costs incurred by a department or agency funded under this Act resulting from, or to prevent, personnel actions taken in response to funding reductions included in this Act shall be absorbed within the total budgetary resources available to such department or agency: Provided, That the authority to transfer funds between appropriations accounts as may be necessary to carry out this section is provided in addition to authorities included elsewhere in this Act: Provided further, That use
of funds to carry out this section shall be treated as a
reprogramming of funds 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:

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

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

Sec. 510. Notwithstanding any other provision of
law, amounts deposited or available in the Fund estab-
lished by section 1402 of chapter XIV of title II of Public
Law 98–473 (34 U.S.C. 20101) in any fiscal year in ex-
cess of $2,050,000,000 shall not be available for obligation
until the following fiscal year: Provided, That notwith-
standing section 1402(d) of such Act, of the amounts
available from the Fund for obligation: (1) $10,000,000
shall be transferred to the Department of Justice Office
of Inspector General and remain available until expended
for oversight and auditing purposes associated with this
section; and (2) 5 percent shall be available to the Office for Victims of Crime for grants, consistent with the requirements of the Victims of Crime Act, to Indian Tribes to improve services for victims of crime.

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

SEC. 512. None of the funds made available in this Act may be transferred to any department, agency, or instrumentality of the United States Government, except pursuant to a transfer made by, or transfer authority provided in, this Act or any other appropriations Act.

SEC. 513. (a) The Inspectors General of the Department of Commerce, the Department of Justice, the National Aeronautics and Space Administration, the National Science Foundation, and the Legal Services Corporation shall conduct audits, pursuant to the Inspector General Act (5 U.S.C. App.), of grants or contracts for which funds are appropriated by this Act, and shall submit reports to Congress on the progress of such audits, which may include preliminary findings and a description of areas of particular interest, within 180 days after initi-
ating such an audit and every 180 days thereafter until any such audit is completed.

(b) Within 60 days after the date on which an audit described in subsection (a) by an Inspector General is completed, the Secretary, Attorney General, Administrator, Director, or President, as appropriate, shall make the results of the audit available to the public on the Internet website maintained by the Department, Administration, Foundation, or Corporation, respectively. The results shall be made available in redacted form to exclude—

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

(2) sensitive personal information for any individual, the public access to which could be used to commit identity theft or for other inappropriate or unlawful purposes.

(c) Any person awarded a grant or contract funded by amounts appropriated by this Act shall submit a statement to the Secretary of Commerce, the Attorney General, the Administrator, Director, or President, as appropriate, certifying that no funds derived from the grant or contract will be made available through a subcontract or in any other manner to another person who has a financial interest in the person awarded the grant or contract.
(d) The provisions of the preceding subsections of this section shall take effect 30 days after the date on which the Director of the Office of Management and Budget, in consultation with the Director of the Office of Government Ethics, determines that a uniform set of rules and requirements, substantially similar to the requirements in such subsections, consistently apply under the executive branch ethics program to all Federal departments, agencies, and entities.

Sec. 514. (a) None of the funds appropriated or otherwise made available under this Act may be used by the Departments of Commerce and Justice, the National Aeronautics and Space Administration, or the National Science Foundation to acquire a high-impact or moderate-impact information system, as defined for security categorization in the National Institute of Standards and Technology's (NIST) Federal Information Processing Standard Publication 199, “Standards for Security Categorization of Federal Information and Information Systems” unless the agency has—

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

(2) reviewed the supply chain risk from the presumptive awardee against available and relevant threat information provided by the FBI and other appropriate agencies; and

(3) in consultation with the FBI or other appropriate Federal entity, conducted an assessment of any risk of cyber-espionage or sabotage associated with the acquisition of such system, including any risk associated with such system being produced, manufactured, or assembled by one or more entities identified by the United States Government as posing a cyber threat, including but not limited to, those that may be owned, directed, or subsidized by the People's Republic of China, the Islamic Republic of Iran, the Democratic People's Republic of Korea, or the Russian Federation.

(b) None of the funds appropriated or otherwise made available under this Act may be used to acquire a high-impact or moderate-impact information system reviewed and assessed under subsection (a) unless the head of the assessing entity described in subsection (a) has—
(1) developed, in consultation with NIST, the FBI, and supply chain risk management experts, a mitigation strategy for any identified risks;
(2) determined, in consultation with NIST and the FBI, that the acquisition of such system is in the national interest of the United States; and
(3) reported that determination to the Committees on Appropriations of the House of Representatives and the Senate and the agency Inspector General.

SEC. 515. None of the funds made available in this Act shall be used in any way whatsoever to support or justify the use of torture by any official or contract employee of the United States Government.

SEC. 516. None of the funds made available in this Act may be used to include in any new bilateral or multilateral trade agreement the text of—

(1) paragraph 2 of article 16.7 of the United States–Singapore Free Trade Agreement;
(2) paragraph 4 of article 17.9 of the United States–Australia Free Trade Agreement; or
(3) paragraph 4 of article 15.9 of the United States–Morocco Free Trade Agreement.

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

Sec. 518. If at any time during any quarter, the program manager of a project within the jurisdiction of the Departments of Commerce or Justice, the National Aeronautics and Space Administration, or the National Science Foundation totaling more than $75,000,000 has reasonable cause to believe that the total program cost has increased by 10 percent or more, the program manager shall immediately inform the respective Secretary, Administrator, or Director. The Secretary, Administrator, or Director shall notify the House and Senate Committees on Appropriations within 30 days in writing of such increase, and shall include in such notice: the date on which such determination was made; a statement of the reasons for such increases; the action taken and proposed to be taken to control future cost growth of the project; changes made in the performance or schedule milestones and the degree to which such changes have contributed to the increase in total program costs or procurement costs; new esti-
mates of the total project or procurement costs; and a statement validating that the project’s management structure is adequate to control total project or procurement costs.

Sec. 519. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence or intelligence related activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 3094) during fiscal year 2023 until the enactment of the Intelligence Authorization Act for fiscal year 2023.

Sec. 520. None of the funds appropriated or otherwise made available by this Act may be used to enter into a contract in an amount greater than $5,000,000 or to award a grant in excess of such amount unless the prospective contractor or grantee certifies in writing to the agency awarding the contract or grant that, to the best of its knowledge and belief, the contractor or grantee has filed all Federal tax returns required during the three years preceding the certification, has not been convicted of a criminal offense under the Internal Revenue Code of 1986, and has not, more than 90 days prior to certification, been notified of any unpaid Federal tax assessment for which the liability remains unsatisfied, unless the assessment is the subject of an installment agreement or
offer in compromise that has been approved by the Internal Revenue Service and is not in default, or the assessment is the subject of a non-frivolous administrative or judicial proceeding.

(RESCISSIONS)

SEC. 521. (a) Of the unobligated balances from prior year appropriations available to the Department of Justice, the following funds are hereby rescinded, not later than September 30, 2023, from the following accounts in the specified amounts—

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

(2) “State and Local Law Enforcement Activities, Office of Justice Programs”, $75,000,000; and

(3) “State and Local Law Enforcement Activities, Community Oriented Policing Services”, $15,000,000.

(b) Of the unobligated balances available to the Department of Justice, the following funds are hereby permanently rescinded, not later than September 30, 2023, from the following accounts in the specified amounts—

(1) “Working Capital Fund”, $100,000,000; and
(2) “Legal Activities, Assets Forfeiture Fund”, $100,000,000.

(c) The Departments of Justice shall submit to the Committees on Appropriations of the House of Representatives and the Senate a report no later than September 1, 2023, specifying the amount of each rescission made pursuant to subsections (a) and (b).

(d) The amounts rescinded pursuant to subsections (a) and (b) shall not be derived from—

(1) amounts that were designated by the Congress as an emergency or disaster relief requirement pursuant to the concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985;

(2) amounts provided under subparagraph (Q) of paragraph (1) under the heading “State and Local Law Enforcement Activities—Office of Justice Programs—State and Local Law Enforcement Assistance” in title II of division B of Public Law 117–103; or

(3) amounts provided under paragraph (7) under the heading “State and Local Law Enforcement Activities—Community Oriented Policing Services—Community Oriented Policing Services Pro-...
grams” in title II of division B of Public Law 117–
103.

SEC. 522. None of the funds made available in this
Act may be used to purchase first class or premium airline
travel in contravention of sections 301–10.122 through

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

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

(2) such conference is a scientific conference
and the department or agency head determines that
such attendance is in the national interest and noti-
fies the Committees on Appropriations of the House
of Representatives and the Senate within at least 15
days of that determination and the basis for that de-
termination.
SEC. 524. The Director of the Office of Management and Budget shall instruct any department, agency, or instrumentality of the United States receiving funds appropriated under this Act to track undischarged balances in expired grant accounts and include in its annual performance plan and performance and accountability reports the following:

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

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

(3) Identification of undischarged balances in expired grant accounts that may be returned to the Treasury of the United States.

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

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

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

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

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

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

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

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

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

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

SEC. 528. The Departments of Commerce and Justice, the National Aeronautics and Space Administration, the National Science Foundation, the Commission on Civil Rights, the Equal Employment Opportunity Commission, the International Trade Commission, the Legal Services Corporation, the Marine Mammal Commission, the Offices of Science and Technology Policy and the United States
Trade Representative, the National Space Council, and
the State Justice Institute shall submit spending plans,
signed by the respective department or agency head, to
the Committees on Appropriations of the House of Rep-
resentatives and the Senate not later than 45 days after
the date of enactment of this Act.

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

Sec. 530. None of the funds made available by this
Act may be used in contravention of section 7606 ("Legit-
imacy of Industrial Hemp Research") of the Agricultural
Act of 2014 (Public Law 113–79) by the Department of
Justice or the Drug Enforcement Administration.

Sec. 531. None of the funds made available under
this Act to the Department of Justice may be used, with
respect to any of the States of Alabama, Alaska, Arizona,
Arkansas, California, Colorado, Connecticut, Delaware,
Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Ken-
tucky, Louisiana, Maine, Maryland, Massachusetts, Michi-
gan, Minnesota, Mississippi, Missouri, Montana, Nevada,
New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming, or with respect to the District of Columbia, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, or Puerto Rico, to prevent any of them from implementing their own laws that authorize the use, distribution, possession, or cultivation of medical marijuana.

Sec. 532. The Department of Commerce, the National Aeronautics and Space Administration, and the National Science Foundation shall provide a quarterly report to the Committees on Appropriations of the House of Representatives and the Senate on any official travel to China by any employee of such Department or agency, including the purpose of such travel.

Sec. 533. Of the amounts made available by this Act, not less than 10 percent of each total amount provided, respectively, for Public Works grants authorized by the Public Works and Economic Development Act of 1965 and grants authorized by section 27 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3722) shall be allocated for assistance in persistent poverty counties:
Provided, That for purposes of this section, the term “persistent poverty counties” means any county that has had 20 percent or more of its population living in poverty over the past 30 years, as measured by the 1993 Small Area Income and Poverty Estimates, the 2000 decennial census, and the most recent Small Area Income and Poverty Estimates, or any Territory or possession of the United States.

SEC. 534. Funds made available to the Department of Commerce and under the heading “Department of Justice—Federal Bureau of Investigation—Salaries and Expenses” in this Act and any remaining unobligated balances of funds made available to the Department of Commerce and under the heading “Department of Justice—Federal Bureau of Investigation—Salaries and Expenses” in prior year Acts, other than amounts designated by the Congress as being for an emergency requirement pursuant to a concurrent resolution on the budget or the Balanced Budget and Emergency Deficit Control Act of 1985, shall be available to provide payments pursuant to section 901(i)(2) of title IX of division J of the Further Consolidated Appropriations Act, 2020 (22 U.S.C. 2680b(i)(2)): Provided, That payments made pursuant to the matter preceding this proviso may not exceed $2,000,000 for the
Department of Commerce and $5,000,000 for the Federal Bureau of Investigation.

Sec. 535. (a) None of the funds made available by this Act may be used for the National Aeronautics and Space Administration (NASA), the Office of Science and Technology Policy (OSTP), or the National Space Council (NSpC) to develop, design, plan, promulgate, implement, or execute a bilateral policy, program, order, or contract of any kind to participate, collaborate, or coordinate bilaterally in any way with the Russian Federation or any Russian-owned company unless such activities are specifically authorized by a law enacted after the date of enactment of this Act.

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

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

(1) will pose no risk of resulting in the transfer of technology, data, or other information with national security or economic security implications to the Russian Federation or a Russian-owned company; and
(2) will not involve knowing interactions with officials who have been determined by the United States to have direct involvement with violations of human rights.

(d) The limitations described in subsections (a) and (b) shall not apply to activities related to the International Space Station (ISS), U.S. commercial launches supporting ISS, other ongoing cooperative science activities, and urgent safety matters.

(e) Any certification made under subsection (c) shall be submitted to the Committees on Appropriations of the House of Representatives and the Senate, and the Federal Bureau of Investigation, no later than 30 days prior to the activity in question and shall include a description of the purpose of the activity, its agenda, its major participants, and its location and timing.

SEC. 536. None of the funds made available under this Act may be used to conduct, contract for, or otherwise support, live tissue training.

SEC. 537. (a) None of the funds in this Act may be used for design or construction of the Mobile Launcher 2 until 30 days after the Administrator of the National Aeronautics and Space Administration (the “Administrator”) submits a plan to the Committees on Appropriations of the House of Representatives and the Senate (the
“Committees”), the Government Accountability Office, and the Office of Inspector General of the National Aeronautics and Space Administration detailing a cost and schedule baseline for the Mobile Launcher 2. Such plan shall include each of the requirements described in subsection (c)(2) of section 30104 of title 51, United States Code, as well as an estimated date for completion of design and construction of the Mobile Launcher 2.

(b) Not later than 90 days after the submission of the plan described in subsection (a), and every 90 days thereafter, the Administrator shall report to the Committees, the Government Accountability Office, and the Office of Inspector General of the National Aeronautics and Space Administration on steps taken to implement such plan.

SEC. 538. None of the funds made available by this Act to the Department of Justice may be used to prevent an Indian Tribe (as such term is defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 5304)) from enacting or implementing a tribal law that authorizes the use, distribution, possession, or cultivation of marijuana.

SEC. 539. None of the funds made available by this Act to the Department of Justice may be used to prevent a State, the District of Columbia, or a Territory of the
United States from implementing a law authorizing the use, distribution, possession, or cultivation of marijuana.

Sec. 540. None of the funds made available by this Act to the Department of Justice may be used to investigate or prosecute any individual that (i) crosses state lines to access abortion services or (ii) provides assistance to another individual to obtain abortion services.

Sec. 541. None of the funds made available by this Act may be used to implement a limit on reimbursement available to a local law enforcement jurisdiction under the Domestic Cannabis Suppression/Eradication Program for the purpose of paying overtime pay to a law enforcement officer who engages in eradication efforts against unlicensed or unregistered cannabis grown in a State wherein production or sales of cannabis is lawful.

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

June 30, 2022

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

[Report No. 117-395]