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## House of Representatives

### EXPLANATORY STATEMENT SUBMITTED BY MR. ROGERS OF KENTUCKY, CHAIRMAN OF THE HOUSE COMMITTEE ON APPROPRIATIONS REGARDING THE HOUSE AMENDMENT TO THE SENATE AMENDMENT ON H.R. 3547, CONSOLIDATED APPROPRIATIONS ACT, 2014

The following is an explanation of the Consolidated Appropriations Act, 2014.

This Act contains the twelve regular appropriations bills for fiscal year 2014. The divisions contained in the Act are as follows:

- Division A—Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2014;
- Division B—Commerce, Justice, Science, and Related Agencies Appropriations Act, 2014;
- Division C—Department of Defense Appropriations Act, 2014;
- Division D—Energy and Water Development and Related Agencies Appropriations Act, 2014;
- Division E—Financial Services and General Government Appropriations Act, 2014;
- Division F—Department of Homeland Security Appropriations Act, 2014;
- Division G—Department of the Interior, Environment, and Related Agencies Appropriations Act, 2014;
- Division H—Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2014;
- Division I—Legislative Branch Appropriations Act, 2014;
- Division J—Military Construction and Veterans Affairs and Related Agencies Appropriations Act, 2014;
- Division K—Department of State, Foreign Operations, and Related Programs Appropriations Act, 2014; and
- Division L—Transportation, Housing and Urban Development, and Related Agencies Appropriations Act, 2014.

Section 3 of the Act states that, unless expressly provided otherwise, any reference to “this Act” contained in any division shall be treated as referring only to the provisions of that division.

Section 4 of the Act specifies that this explanatory statement shall have the same effect with respect to the allocation of funds and implementation of this legislation as if

it were a joint explanatory statement of a committee of conference.

Section 5 of the Act provides a statement of appropriations.

Section 6 of the Act states that each amount designated by Congress as being for Overseas Contingency Operations/Global War on Terrorism is contingent on the President so designating all such amounts and transmitting such designations to Congress. The provision is consistent with the requirements in the Budget Control Act of 2011 for Overseas Contingency Operations/Global War on Terrorism designations by the President.

Section 7 of the Act addresses possible technical scorekeeping differences for fiscal year 2014 between the Office of Management and Budget and the Congressional Budget Office.

Section 8 of the Act includes the text of the Senate amendment to H.R. 3547, relating to launch liability extension.

The Act does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits as defined by clause 9 of rule XXI of the Rules of the House of Representatives.

### DIVISION A—AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2014

#### CONGRESSIONAL DIRECTIVES

The explanatory statement remains silent on provisions that were in both the House Report (H.Rpt. 113-116) and Senate Report (S.Rpt. 113-46) that remain unchanged by this agreement, except as noted in this explanatory statement.

The agreement restates that executive branch wishes cannot substitute for Congress’ own statements as to the best evidence of congressional intentions, which are the official reports of the Congress. The agreement further points out that funds in this Act must be used for the purposes for which appropriated, as required by section 1301 of title 31 of the United States Code, which provides: “Appropriations shall be applied only to the objects for which the appropriations were made except as otherwise provided by law.”

The House and Senate report language that is not changed by the explanatory statement is approved and indicates congressional intentions. The explanatory statement, while repeating some report language for emphasis, does not intend to negate the

language referred to above unless expressly provided herein.

In cases in which the House or the Senate have directed the submission of a report, such report is to be submitted to both the House and Senate Committees on Appropriations no later than 60 days after enactment, unless otherwise directed.

Hereafter, in Division A of this statement, the term ‘the Committees’ refers to the Committees on Appropriations of the House of Representatives and the Senate.

#### TITLE I—AGRICULTURAL PROGRAMS PRODUCTION, PROCESSING AND MARKETING OFFICE OF THE SECRETARY

(INCLUDING TRANSFERS OF FUNDS)

The agreement provides \$43,778,000 for the Office of the Secretary.

The following table reflects the agreement:

| OFFICE OF THE SECRETARY<br>(Dollars in thousands)               |                 |
|---|-----------------|
| Office of the Secretary .....                                   | \$5,051         |
| Office of Tribal Relations .....                                | 498             |
| Office of Homeland Security and Emergency Coordination .....    | 1,496           |
| Office of Advocacy and Outreach .....                           | 1,209           |
| Office of Assistant Secretary for Administration .....          | 23,590          |
| Departmental Administration .....                               | (22,786)        |
| Office of Assistant Secretary for Congressional Relations ..... | 3,869           |
| Office of Communications .....                                  | 8,065           |
| <b>Total, Office of the Secretary .....</b>                     | <b>\$43,778</b> |

During fiscal year 2013, the Department of Agriculture (USDA) failed to communicate to the Committees information related to a number of Congressional priorities. In particular, the Department failed to provide timely updates on major spending changes for the Modernize and Innovate the Delivery of Agricultural Systems and the Rental Assistance Program among others. In fiscal year 2014 and beyond, it is incumbent upon USDA to promptly notify the Committees in writing and via briefing on major changes in projects or programs in order for the Committees to fulfill their oversight responsibilities.

The agreement reiterates that reports requested by the Committees are an important part of congressional oversight. The Department is consistently delinquent in submitting these reports, especially due to excessively long reviews in the Office of the Secretary. The Secretary is directed to ensure that the dates and directives, which are

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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**DIVISION B—COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES APPROPRIATIONS ACT, 2014**

Report language included in House Report 113-171 (“the House report”) or Senate Report 113-78 (“the Senate report”) that is not changed by this explanatory statement or this Act is approved. The explanatory statement, while repeating some language for emphasis, is not intended to negate the language referred to above unless expressly provided herein. In cases where both the House report and the Senate report address a particular issue not specifically addressed in the explanatory statement, the House report and the Senate report should be read as consistent and are to be interpreted accordingly. In cases where the House report or the Senate report directs the submission of a report, such report is to be submitted to both the House and Senate Committees on Appropriations (“the Committees”).

Each department and agency funded in this Act shall follow the directions set forth in this Act and the accompanying statement and shall not reallocate resources or reorganize activities except as provided herein. Reprogramming procedures shall apply to funds provided in this Act; unobligated balances from previous appropriations Acts that are available for obligation or expenditure in fiscal year 2014; and non-appropriated resources such as fee collections that are used to meet program requirements in fiscal year 2014. These procedures are specified in section 505 of this Act.

Any reprogramming request shall include any out-year budgetary impacts and a separate accounting of program or mission impacts on estimated carryover funds. Any program, project or activity cited in this statement, or in the House report or the Senate report and not changed by this Act or statement, shall be construed as the position of the Congress and shall not be subject to reductions or reprogramming without prior approval of the Committees. Further, any department or agency funded in this Act which plans a reduction-in-force shall notify the Appropriations Committees of the House and Senate by letter no later than 30 days in advance of the date of any such planned personnel action.

When a department or agency submits a reprogramming or transfer request to the Appropriations Committees of the House and Senate and does not receive identical responses by the House and Senate, it shall be the responsibility of the department or agency seeking the reprogramming to reconcile the differences between the two bodies before proceeding. If reconciliation is not possible, the items in disagreement in the reprogramming or transfer request shall be considered unapproved.

In compliance with section 535 of this Act, the Departments of Commerce and Justice, the National Aeronautics and Space Administration and the National Science Foundation shall submit spending plans, signed by the respective department or agency head, for the Committees’ review not later than 30 days after enactment of this Act.

**TITLE I—DEPARTMENT OF COMMERCE  
INTERNATIONAL TRADE ADMINISTRATION  
OPERATIONS AND ADMINISTRATION**

This Act includes \$470,000,000 in total resources for the programs of the International Trade Administration (ITA). This amount is offset by \$9,439,000 in estimated fee collections, resulting in a direct appropriation of \$460,561,000. Within this amount, no less than \$320,000,000 shall be designated for Global Market activities, subject to section 505 reprogramming requirements of this Act. Language in the House and Senate reports re-

garding U.S. Export Assistance Centers is adopted but modified to clarify that ITA shall brief the Committees on Appropriations regarding these matters no later than 90 days after enactment of this Act.

**SelectUSA.**—The agreement includes up to \$7,000,000 for SelectUSA activities. SelectUSA activities shall not encourage investment in the United States by state-owned entities.

**Interagency Trade Enforcement Center (ITEC).**—The agreement includes up to \$7,500,000 for ITEC. The agreement acknowledges the concerns in the House report regarding reimbursements and clarifies that agencies may transfer or reprogram funds in accordance with existing authorities and section 505 of this Act. However, the agreement underscores concerns raised with respect to transferring funds to other agencies. Further guidance regarding this matter is included elsewhere in this statement under the heading “Office of the United States Trade Representative.” ITA shall submit detailed spending plans for SelectUSA and ITEC with the fiscal year 2014 Department of Commerce spending plan.

**BUREAU OF INDUSTRY AND SECURITY  
OPERATIONS AND ADMINISTRATION**

This Act includes \$101,450,000 for the Bureau of Industry and Security.

**ECONOMIC DEVELOPMENT ADMINISTRATION**

This Act includes \$246,500,000 for the programs and administrative expenses of the Economic Development Administration (EDA).

**ECONOMIC DEVELOPMENT ASSISTANCE  
PROGRAMS**

This Act includes \$209,500,000 for Economic Development Assistance Programs. Funds are to be distributed as follows; any deviation of funds shall be subject to the procedures set forth in section 505 of this Act:

|  |                      |
|--|----------------------|
| Public Works .....   | \$96,000,000         |
| Planning .....   | 29,000,000           |
| Technical Assistance .....   | 11,000,000           |
| Research and Evaluation .....  | 1,500,000            |
| Trade Adjustment Assistance .....  | 15,000,000           |
| Economic Adjustment Assistance .....   | 42,000,000           |
| Section 26 Innovative Manufacturing Loan Guarantees .....                      | 5,000,000            |
| Section 27 Science Parks Loan Guarantees and Regional Innovation Program ..... | 10,000,000           |
| <b>Total .....</b>   | <b>\$209,500,000</b> |

**Assistance for coal mining communities.**—The agreement includes House report language regarding efforts to assist communities impacted by economic dislocation in the coal and timber industries. In addition, the agreement includes no less than \$3,000,000 to enhance regional business development in areas negatively impacted by the downturn in the coal industry. Priority shall be given to those distressed counties whose coal mining job losses since July 1, 2011, as determined by data compiled by the Department of Labor, Mine Safety and Health Administration, Mine Data Retrieval System, exceed the average for job losses in the entire economy. Funds may be used for small business technical assistance, training development programs, export assistance, and other related programs.

**Regional and Innovative Manufacturing Programs.**—The agreement adopts and reiterates all House report language regarding loan guarantees under section 26 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3721), and all Senate report language regarding grants under section 27 of such Act (15 U.S.C. 3722). For these programs, and for loan guarantees under section 27 of such Act (15 U.S.C. 3722), all available

funding from fiscal year 2014 and prior years shall be centrally administered by EDA rather than by the regions. Program delays are unacceptable, and EDA is directed to work expeditiously to implement these programs and obligate the funds. In addition, the agreement clarifies that funding for all section 26 loan guarantees and section 27 grants and loan guarantees shall be administered and awarded in accordance with the requirements of 15 U.S.C. 3721–3722 rather than the Public Works and Economic Development Act (PWEDA). Other EDA programs shall continue to be implemented under the requirements of PWEDA and the Trade Adjustment Assistance Extension Act and administered through the regional offices and in compliance with related application eligibility requirements.

**SALARIES AND EXPENSES**

This Act includes \$37,000,000 for EDA salaries and expenses. The agreement modifies Senate report language regarding vacancies to note that EDA is expected to fill mission critical vacancies in both headquarters and the field as quickly as possible. The agreement also adopts Senate report language directing EDA to provide information on staff vacancies to the Committees on Appropriations no later than 30 days after enactment of this Act and every 180 days thereafter.

**MINORITY BUSINESS DEVELOPMENT AGENCY**

**MINORITY BUSINESS DEVELOPMENT**  
This Act includes \$28,000,000 for the Minority Business Development Agency.

**ECONOMIC AND STATISTICAL ANALYSIS**

**SALARIES AND EXPENSES**  
This Act includes \$99,000,000 for Economic and Statistical Analysis.

**BUREAU OF THE CENSUS**  
This Act includes \$945,000,000 for the Bureau of the Census.

**SALARIES AND EXPENSES**  
This Act includes \$252,000,000 for the salaries and expenses of the Bureau of the Census.

**PERIODIC CENSUSES AND PROGRAMS**  
This Act includes \$693,000,000 for periodic censuses and programs. The agreement does not include Senate language designating specific funding levels for the American Community Survey.

**NATIONAL TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION**

**SALARIES AND EXPENSES**  
This Act includes \$46,000,000 for the salaries and expenses of the National Telecommunications and Information Administration.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**SALARIES AND EXPENSES  
(INCLUDING TRANSFERS OF FUNDS)**  
This Act includes language making available to the United States Patent and Trademark Office (USPTO) \$3,024,000,000, the full amount of offsetting fee collections estimated for fiscal year 2014.

**Patents End-to-End.**—The agreement adopts House and Senate report language regarding the Patents End-to-End program, and the USPTO shall submit a report on these matters to the Committees on Appropriations no later than 90 days after enactment of this Act.

**NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY**

This Act includes \$850,000,000 for the National Institute of Standards and Technology (NIST).

**SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES**

This Act includes \$651,000,000 for NIST’s scientific and technical core programs. Within these amounts, an increase of \$30,000,000 is

changes to rules regarding in-flight use of mobile phones.

**CONSTRUCTION**

This Act includes \$97,482,000 for FBI Construction, of which up to \$16,500,000 is included for additional facilities to support the exploitation and warehousing of IEDs by the TEDAC. This is in lieu of the Senate proposal to transfer funds to the “Salaries and Expenses” account.

**DRUG ENFORCEMENT ADMINISTRATION  
SALARIES AND EXPENSES**

This Act includes a direct appropriation of \$2,018,000,000 for the salaries and expenses of the Drug Enforcement Administration (DEA). DEA expects to derive \$360,917,000 from fees deposited in the Diversion Control Fund to carry out the Diversion Control Program. The agreement includes language under the Community Oriented Policing Services (COPS) program transferring \$10,000,000 to DEA for methamphetamine lab cleanup. DEA shall continue anti-gang enforcement efforts, including collaboration with other Federal, State and local law enforcement agencies, from within the amounts provided.

**BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND  
EXPLOSIVES**

**SALARIES AND EXPENSES**

This Act includes \$1,179,000,000 for the salaries and expenses of the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). ATF shall continue cooperative anti-gang enforcement efforts with other Federal, State and local law enforcement agencies from within the amounts provided.

*Firearms tracing, enforcement and regulatory oversight.*—Within the amount provided, ATF is expected to undertake an enhancement of its enforcement and regulatory efforts, to include updating and expanding the National Integrated Ballistic Imaging Network (NIBIN), as proposed in both House and Senate reports. ATF shall provide a briefing, in lieu of the report called for in the House report, to the Committees on Appropriations no later than 60 days after the date of enactment of this Act on the allocation of fiscal year 2014 funding for violent crime enforcement, regulatory efforts and firearms tracing, to include NIBIN.

**FEDERAL PRISON SYSTEM  
SALARIES AND EXPENSES  
(INCLUDING TRANSFER OF FUNDS)**

This Act includes \$6,769,000,000 for the salaries and expenses of the Federal Prison System, including \$2,492,500,000 for Inmate Care and Programs, \$2,951,000,000 for Institution Security and Administration, \$1,114,500,000 for Contract Confinement, and \$211,000,000 for Management and Administration. The Bureau of Prisons (BOP) shall give top priority in this account to filling existing and new vacancies to ensure safe and secure operations at existing facilities.

Senate report language regarding a Government Accountability Office (GAO) assessment of the growing cost of housing Federal inmates and detainees is adopted by reference, as is the requirement for the BOP to submit a comprehensive plan to address prison population growth. Further direction on Federal corrections reform is provided under “State and Local Law Enforcement Assistance” in this statement.

Within funding provided, BOP is expected to use contract confinement funding at no less than the fiscal year 2013 level to alleviate overcrowding. Similarly, within the funding provided, BOP should continue efforts to expand Second Chance Act and Residential Drug Abuse Program capacity.

BOP shall include detailed, project-specific information on activations in the Departmental spending plan required by this Act.

**BUILDINGS AND FACILITIES**

This Act includes \$90,000,000 for the construction, acquisition, modernization, maintenance and repair of prison and detention facilities housing Federal inmates.

BOP is directed to include detailed project-specific spending plans for both the New Construction and the Modernization and Repair decision units, along with a comprehensive report on the current modernization and repair backlog, in the Department’s spending plan required by this Act. The agreement adopts Senate language requiring BOP to use the findings from the GAO report on prison overcrowding in preparing a long-term plan to address needs, including, where warranted, the construction of new facilities; and House language directing BOP to move forward with ongoing facilities planning for future prison construction to meet projected capacity requirements.

**LIMITATION ON ADMINISTRATIVE EXPENSES,  
FEDERAL PRISON INDUSTRIES, INCORPORATED**

This Act includes a limitation on administrative expenses of \$2,700,000 for Federal Prison Industries, Incorporated (FPI).

**STATE AND LOCAL LAW ENFORCEMENT  
ACTIVITIES**

In total, this Act includes \$2,274,300,000 for State and local law enforcement and crime prevention programs. This amount includes \$2,193,300,000 in discretionary budget authority and \$81,000,000 scored as mandatory for Public Safety Officer Benefits.

House and Senate report language regarding management and administration expenses is adopted by reference, and it is clarified that the Department’s methodology for assessing these costs should be both fair and equitable across all grant programs.

*Spending plan.*—The Department shall submit a spending plan and related materials for each program funded under this heading to the Committees on Appropriations not later than 30 days after the enactment of this Act, along with the overall spending plan required by this Act. In matters in the House report under this heading that call for a plan for the use of funds for a specific grant program, such requirement shall be satisfied by inclusion in the overall spending plan unless otherwise provided herein.

*Vision 21.*—The agreement includes \$12,500,000 in discretionary funding under State and Local Law Enforcement Assistance for Vision 21, which seeks to bring better technology, planning, research and data into the crime victims services field. House report language regarding Vision 21 is not adopted.

**OFFICE ON VIOLENCE AGAINST WOMEN  
VIOLENCE AGAINST WOMEN PREVENTION AND  
PROSECUTION PROGRAMS**

This Act includes \$417,000,000 for the Office on Violence Against Women (OVW). These funds are distributed as follows:

**VIOLENCE AGAINST WOMEN PREVENTION AND  
PROSECUTION PROGRAMS  
(In thousands of dollars)**

| Program   | Amount    |
|---|-----------|
| STOP Grants .....   | \$193,000 |
| Transitional Housing Assistance .....                     | 24,750    |
| Research and Evaluation on Violence Against Women .....   | 3,250     |
| Consolidated Youth-Oriented Program .....                 | 10,000    |
| Grants to Encourage Arrest Policies .....                 | 50,000    |
| Homicide Reduction Initiative .....                       | (4,000)   |
| Sexual Assault Victims Services .....                     | 27,000    |
| Rural Domestic Violence and Child Abuse Enforcement ..... | 36,000    |
| Violence on College Campuses .....                        | 9,000     |
| Civil Legal Assistance .....                              | 37,000    |
| Elder Abuse Grant Program .....                           | 4,250     |
| Family Civil Justice .....                                | 15,000    |
| Education and Training for Disabled Female Victims .....  | 5,750     |
| National Resource Center on Workplace Responses .....     | 500       |
| Research on Violence Against Indian Women .....           | 1,000     |
| Indian Country—Sexual Assault Clearinghouse .....         | 500       |

**VIOLENCE AGAINST WOMEN PREVENTION AND  
PROSECUTION PROGRAMS—Continued**

(In thousands of dollars)

| Program   | Amount    |
|---|-----------|
| TOTAL, Violence Against Women Prevention and Prosecution Programs ..... | \$417,000 |

*Research and evaluation on violence against women.*—Language in the House report regarding honor violence is adopted by reference. No less than \$250,000 of the funds provided for research and evaluation on violence against women shall be for the Bureau of Justice Statistics (BJS) to collect statistics and report on the incidence of honor violence in the United States. The report on this matter required by the House report shall include these statistics.

**OFFICE OF JUSTICE PROGRAMS**

Senate report language regarding a miscommunication that appears to have occurred between the Department and a grantee is adopted by reference.

**RESEARCH, EVALUATION AND STATISTICS**

This Act provides \$120,000,000 for the Research, Evaluation and Statistics account. These funds are distributed as follows:

**RESEARCH, EVALUATION AND STATISTICS  
(In thousands of dollars)**

| Program  | Amount    |
|--|-----------|
| Bureau of Justice Statistics .....               | \$45,000  |
| National Institute of Justice .....              | 40,000    |
| Regional information sharing activities .....    | 30,000    |
| Forensics Initiative .....                       | 4,000     |
| Transfer to NIST .....                           | (3,000)   |
| Evaluation Clearinghouse .....                   | 1,000     |
| TOTAL, Research, Evaluation and Statistics ..... | \$120,000 |

*Forensic sciences.*—The agreement provides \$4,000,000 for a forensics initiative, of which \$1,000,000 is to support the Forensic Science Advisory Committee, to be chaired by the Attorney General and the Director of the National Institute of Standards and Technology (NIST), and \$3,000,000 is provided, by transfer, to NIST to support Scientific Working Groups. DOJ shall coordinate its forensics initiative activities with NIST.

There is concern that the administration’s forensic sciences initiative, as proposed in the budget request, lacks the involvement of the State and local practitioner community, making the community an observer—not a participant—in addressing forensic reform, and thereby running the risk that the initiative will not take into consideration existing, proven standards and processes used within the community. It is expected that the Forensic Science Advisory Committee will consider the need to exercise independent scientific judgment and, among other factors, recommendations from leading scientific organizations and leading professional organizations in the field of forensic science. It is also expected that the Forensic Science Advisory Committee will consult with key and relevant stakeholder groups prior to advancing forensic science solutions or reforms.

**STATE AND LOCAL LAW ENFORCEMENT  
ASSISTANCE**

This Act includes \$1,171,500,000 for State and Local Law Enforcement Assistance programs. These funds are distributed as follows:

**STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE  
(In thousands of dollars)**

| Program  | Amount    |
|--|-----------|
| Byrne Memorial Justice Assistance Grants .....                   | \$376,000 |
| State and Local Anti-terrorism Training .....                    | (1,000)   |
| State and Local Assistance Help Desk and Diagnostic Center ..... | (1,000)   |

STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE—

Continued

(In thousands of dollars)

| Program   | Amount             |
|---|--------------------|
| VALOR Initiative .....  | (15,000)           |
| Domestic Radicalization Research .....                                    | (4,000)            |
| Puerto Rico Plebiscite .....  | (2,500)            |
| Smart Policing .....  | (5,000)            |
| Smart Prosecution .....   | (2,500)            |
| State Criminal Alien Assistance Program .....                             | 180,000            |
| Byrne Competitive Grants .....  | 13,500             |
| Victims of Trafficking Grants .....                                       | 14,250             |
| Drug Courts .....   | 40,500             |
| Mentally Ill Offender Act .....   | 8,250              |
| Residential Substance Abuse Treatment .....                               | 10,000             |
| Capital Litigation and Wrongful Conviction Review .....                   | 2,000              |
| Economic, High-tech and Cyber Crime Prevention .....                      | 10,000             |
| John R. Justice Grant Program .....                                       | 2,000              |
| Adam Walsh Act Implementation .....                                       | 20,000             |
| Children Exposed to Violence Initiative .....                             | 8,000              |
| Byrne Criminal Justice Innovation Program .....                           | 10,500             |
| Bulletproof Vests Partnerships .....                                      | 22,500             |
| Transfer to NIST/OLES .....   | (1,500)            |
| National Sex Offender Public Website .....                                | 1,000              |
| Violent Gang and Gun Crime Reduction .....                                | 8,500              |
| National Instant Criminal Background Check System (NICS) Initiative ..... | 58,500             |
| NICS Act Record Improvement Program .....                                 | (12,000)           |
| National Criminal History Improvement Program .....                       | (46,500)           |
| Paul Coverdell Forensic Science .....                                     | 12,000             |
| DNA Initiative .....  | 125,000            |
| Debbie Smith DNA Backlog Grants .....                                     | (117,000)          |
| Kirk Bloodworth Post-Conviction DNA Testing Grants .....                  | (4,000)            |
| Sexual Assault Forensic Exam Program Grants .....                         | (4,000)            |
| CASA—Special Advocates .....  | 6,000              |
| Tribal Assistance .....   | 30,000             |
| Second Chance Act/Offender Reentry .....                                  | 67,750             |
| Smart Probation .....   | (6,000)            |
| Children of Incarcerated Parents Demo Grants .....                        | (2,000)            |
| Pay for Success (Discretionary) .....                                     | (7,500)            |
| Veterans Treatment Courts .....   | 4,000              |
| Missing Alzheimer's Patients Grants .....                                 | 750                |
| Prescription Drug Monitoring .....  | 7,000              |
| Prison Rape Prevention and Prosecution .....                              | 12,500             |
| Campus Public Safety .....  | 2,000              |
| Justice Reinvestment Initiative .....                                     | 27,500             |
| Charles Colson Task Force on Federal Corrections .....                    | (1,000)            |
| Project HOPE Opportunity Probation with Enforcement .....                 | 4,000              |
| Vision 21 .....   | 12,500             |
| Comprehensive School Safety Initiative .....                              | 75,000             |
| <b>TOTAL, State and Local Law Enforcement Assistance</b> .....            | <b>\$1,171,500</b> |

*Human trafficking.*—The agreement includes \$14,250,000 for victims of human trafficking. OJP shall consult with stakeholders in determining the overall allocation of this funding, including amounts allocated to assist foreign national victims, and such details shall be included in the spending plan required by this Act.

*DNA grants.*—Senate bill language regarding certain requirements for Debbie Smith Act grants is not included. OJP shall ensure that labs receiving funds made available through the Debbie Smith DNA Backlog Grant Program are operating in good standing and properly accredited before disbursing grant funding.

*Byrne-Justice Assistance Grant (JAG) sub-grantees.*—The agreement includes Senate report language regarding State-imposed matching requirements on Byrne-JAG sub-grantees, and DOJ is urged to work with States to find alternatives to such requirements.

*Violent Gang and Gun Crime Reduction.*—The agreement provides \$8,500,000 for competitive grants aimed at reducing homicides and gun-related violent crime in communities overwhelmed by gangs of national significance and illegally purchased and trafficked guns.

*National Instant Criminal Background Check System (NICS) Initiative grants.*—The agreement includes \$58,500,000 for grants to improve records in the NICS system. These funds will strengthen NICS by assisting States in finding ways to add more records to the system, especially mental health records. This will help close gaps in Federal and State records currently available in NICS, which hinder the ability to confirm quickly whether a prospective purchaser is prohibited from acquiring a firearm.

The agreement consolidates the National Criminal History Improvement Program and the NICS Act Record Improvement Program

(NARIP), allowing grants to be made under both authorities. Not less than \$12,000,000 shall be available only for States meeting the requirements for NARIP.

*Comprehensive School Safety Initiative.*—The agreement includes \$75,000,000 for a Comprehensive School Safety Initiative, a research-focused initiative to increase the safety of schools nationwide. The Initiative shall bring together the Nation's best minds to research the root causes of school violence, develop technologies and strategies for increasing school safety, and provide pilot grants to test innovative approaches to enhance school safety across the Nation. The National Institute of Justice (NIJ) shall develop and implement the Initiative and shall report to the Committees on Appropriations no later than 90 days after the date of enactment of this Act on its implementation plans.

NIJ shall collaborate with key partners from law enforcement, mental health, and education disciplines to develop a strategy and model for comprehensive school safety. The model should take into account concerns about the "school-to-prison pipeline" discussed in the Senate report. NIJ shall provide to the Committees on Appropriations a report detailing the results of this effort and an outline of the model not later than 90 days after the date of enactment of this Act. Immediately following the development of this model the NIJ shall make it available via the Department of Justice website.

Of the amounts provided, \$50,000,000 shall be for pilot grants to improve school safety aligned with the model described in the preceding paragraph. These grants may be used to: test and evaluate technologies and strategies to improve school safety; develop and update school safety assessments and plans; provide technical assistance or training; and support and assess other programs and technologies that are intended to enhance overall school safety efforts. Schools, in consultation with law enforcement and school mental health professionals, should coordinate when applying for funding. Uses of such funding should conform to the schools' own comprehensive school safety assessments and plans, and should advance the goal of developing, testing and discerning best practices for school safety. In awarding such grants, NIJ shall take into account the extent to which the activities to be funded by the grants align with the model, are informed by research, and are designed with a rigorous evaluation component to ensure that taxpayer funds are being spent effectively.

In addition, not less than \$25,000,000 shall be for research and evaluation. Such research shall analyze potential root causes of violence in schools, including gaps in the Nation's mental health system and exposure to violence in media. In addition, the Initiative shall examine promising new approaches and technologies to determine the most effective measures for the improvement of school safety, such as the development of comprehensive school safety assessments; the development and implementation of appropriate training modules; effectiveness of surveillance cameras; or new ways of designing schools to improve survivability in the event of a mass shooting incident. NIJ shall disseminate its research results, in both urban and rural areas, so school administrators and local officials can implement proven methods to keep schools and communities safe.

The Department's OIG shall conduct audits and oversight of funds provided under this Initiative. The OIG shall also review concerns raised by the public about specific investments using funds made available in this program, and relay findings of their reviews to the Director of the NIJ and the Committees on Appropriations.

*Colson Task Force.*—Of the amount provided for justice reinvestment, not less than \$1,000,000 is included to establish and support the operations of a nine-person, bipartisan, blue ribbon Charles Colson Task Force on Federal Corrections to address challenges in the Federal corrections system, as described in the House report. To create this task force the Department shall, no later than 60 days after enactment of this Act, choose an organization that will convene individuals with recognized relevant expertise in justice reinvestment and corrections reform. Not later than 12 months after its first meeting, the task force shall prepare and submit a report that contains a statement of its findings, conclusions, and recommendations to the Congress, Attorney General and President.

The task force shall develop practical, data-driven policy options to increase public safety, improve offender accountability, reduce recidivism, and control growth of spending on corrections. Such findings should include legislative actions for the Congress to consider. As part of its work, the task force shall examine: overcrowding in BOP facilities and options to avert continued growth in the system population; measures to address overcrowding within facilities; violence in the system, including gang violence, and improved public safety measures; prison rehabilitation and employment programs; and reentry programs and policies to reduce recidivism. The task force shall also undertake a comprehensive analysis of relevant criminal justice data; identify factors driving the growth in prison populations; study "lessons learned" from successful State-level justice reinvestment initiatives; and evaluate current and potential criminal justice policies, including the cost-effectiveness of spending on corrections.

JUVENILE JUSTICE PROGRAMS

This Act includes \$254,500,000 for Juvenile Justice programs. These funds are distributed as follows:

JUVENILE JUSTICE PROGRAMS

(In thousands of dollars)

| Program   | Amount           |
|---|------------------|
| Part B—State Formula Grants .....                             | \$55,500         |
| Emergency Planning—Juvenile Detention Facilities .....        | (500)            |
| Youth Mentoring Grants .....                                  | 88,500           |
| Title V—Delinquency Prevention Incentive Grants .....         | 15,000           |
| Tribal Youth .....  | (5,000)          |
| Gang and Youth Violence Education and Prevention .....        | (2,500)          |
| Alcohol Prevention .....                                      | (2,500)          |
| Juvenile Justice and Education Collaboration Assistance ..... | (5,000)          |
| Victims of Child Abuse Programs .....                         | 19,000           |
| Community-Based Violence Prevention Initiatives .....         | 5,500            |
| Missing and exploited children programs .....                 | 67,000           |
| Training for Judicial Personnel .....                         | 1,500            |
| National Forum on Youth Violence Prevention .....             | 1,000            |
| Children of Incarcerated Parents Web Portal .....             | 500              |
| Girls in the Justice System .....                             | 1,000            |
| <b>Total, Juvenile Justice</b> .....                          | <b>\$254,500</b> |

*Missing and exploited children.*—The agreement provides \$67,000,000 for missing and exploited children programs, of which not less than the current year funding shall be provided for Internet Crimes Against Children program—related activities.

*Part B—State Formula Grants.*—The agreement provides \$55,500,000 for Part B—State Formula Grants, which help States implement the Juvenile Justice and Delinquency Prevention Act and improve their juvenile justice systems. As the agreement terminates funding for the Juvenile Accountability Block Grant (JABG) program, the Act allows up to \$10,000,000 provided under the Part B subparagraph to be used for building, expanding, renovating, or operating temporary or permanent juvenile correction, detention, or community corrections facilities, which are authorized activities under the former JABG program. OJP shall ensure that States using funding under this program for operating juvenile facilities include

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COMMERCE, JUSTICE, SCIENCE, AND RELATED AGENCIES  
APPROPRIATIONS BILL, 2014

JULY 23, 2013.—Committed to the Committee of the Whole House on the State of  
the Union and ordered to be printed

Mr. WOLF, from the Committee on Appropriations,  
submitted the following

R E P O R T

together with

MINORITY VIEWS

[To accompany H.R. 2787]

The Committee on Appropriations submits the following report in  
explanation of the accompanying bill making appropriations for  
Commerce, Justice, Science, and related agencies for the fiscal year  
ending September 30, 2014, and for other purposes.

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Section 102 makes appropriations for the Department available for hire of passenger motor vehicles, for services, and for uniforms and allowances as authorized by law.

Section 103 provides the authority to transfer funds between Department of Commerce appropriation accounts and requiring notification to the Committee of certain actions.

Section 104 extends Congressional notification requirements for NOAA satellite programs.

Section 105 provides for reimbursement for services within Department of Commerce buildings.

Section 106 clarifies that grant recipients under the Department of Commerce may continue to deter child pornography, copyright infringement, or any other unlawful activity over their networks.

Section 107 provides the Administrator with the authority to avail NOAA of needed resources, with the consent of those supplying the resources, to carry out responsibilities of any statute administered by NOAA.

Section 108 requires a monthly report on official travel to China.

## TITLE II

### DEPARTMENT OF JUSTICE

#### GENERAL ADMINISTRATION

##### SALARIES AND EXPENSES

The Committee recommends \$103,900,000 for Department of Justice, General Administration, Salaries and Expenses, which is \$4,842,000 below fiscal year 2013 funding, and \$22,308,000 below the request. The Committee has provided separate funding recommendations by decision unit as follows:

|   |               |
|---|---------------|
| Department Leadership .....                         | \$17,094,000  |
| Intergovernmental Relations/External Affairs .....  | 7,564,000     |
| Executive Support/Professional Responsibility ..... | 12,971,000    |
| Justice Management Division .....                   | 66,271,000    |
| Total, Salaries and Expenses .....                  | \$103,900,000 |

*Liaison partnerships.*—The Council on American-Islamic Relations (CAIR) was listed as an unindicted co-conspirator in a case in which the Holy Land Foundation was found guilty of material support of a terrorist organization. The FBI prohibits its employees from engaging in any formal non-investigative cooperation with CAIR. The Committee urges the Attorney General to adopt a similar policy for all Department officials, and requests a report not later than 120 days after the date of enactment of this Act on the form such a policy would take and the status of its implementation.

*Report on terrorist finance cases.*—The Committee strongly supports efforts to identify, investigate, prosecute and disrupt terrorist financing operations, both domestically and abroad, and remains concerned about the transfer of funds from groups within the U.S. to designated terrorist organizations abroad. The Committee is aware that Department efforts, led by the FBI and its Terrorist Financing Operations Section and the National Security Division (NSD), are a critical subset of government-wide joint terrorism investigations and task forces. Such efforts include, in addition to in-

funds shall be available to support local-to-local law enforcement data and information sharing efforts focused on solving routine crimes, especially in rural areas, by sharing law enforcement information not categorized as criminal intelligence. All activities shall be consistent with national information sharing standards and requirements as determined by the Bureau of Justice Assistance.

**STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE**

The Committee recommends \$1,065,000,000 for State and Local Law Enforcement Assistance programs, which is \$54,012,000 below fiscal year 2013 and \$60,000,000 above the request. Funds are distributed as follows:

**STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE**

(in thousands of dollars)

| Program   | Recommendation     |
|---|--------------------|
| <b>Byrne Memorial Justice Assistance Grants</b> .....                     | \$465,000          |
| VALOR Initiative .....  | (15,000)           |
| Domestic Radicalization Research .....                                    | (4,000)            |
| <b>Puerto Rico Plebiscite</b> .....                                       | <b>(2,500)</b>     |
| Comprehensive School Safety Initiative .....                              | (75,000)           |
| State Criminal Alien Assistance Program .....                             | 165,000            |
| Byrne Competitive Grants .....  | 10,000             |
| Victims of Trafficking Grants .....                                       | 13,500             |
| Drug Courts .....   | 41,000             |
| Mentally Ill Offender Act .....   | 7,500              |
| Residential Substance Abuse Treatment .....                               | 6,000              |
| Capital Litigation and Wrongful Conviction Review .....                   | 1,000              |
| Economic, High-tech and Cyber Crime Prevention .....                      | 4,000              |
| Adam Walsh Act Implementation .....                                       | 20,000             |
| National Sex Offender Public Website .....                                | 1,000              |
| National Instant Criminal Background Check System (NICS) Initiative ..... | 55,000             |
| DNA Initiative .....  | 125,000            |
| Debbie Smith DNA Backlog Grants .....                                     | (117,000)          |
| Post-Conviction DNA Testing Grants .....                                  | (4,000)            |
| Sexual Assault Forensic Exam Program Grants .....                         | (4,000)            |
| CASA—Special Advocates .....  | 3,500              |
| Tribal Assistance .....   | 30,000             |
| Second Chance Act/Offender Reentry .....                                  | 55,000             |
| Smart Probation .....   | (5,000)            |
| Veterans Treatment Courts .....   | 4,000              |
| Missing Alzheimer's Patients Grants .....                                 | 1,000              |
| Prescription Drug Monitoring .....  | 7,000              |
| Prison Rape Prevention and Prosecution .....                              | 12,500             |
| Campus Public Safety .....  | 3,000              |
| Justice Reinvestment Initiative .....                                     | 25,000             |
| Charles Colson Task Force on Federal Corrections .....                    | (1,000)            |
| Transfer to DEA for meth lab cleanups .....                               | 10,000             |
| <b>TOTAL, State and Local Law Enforcement Assistance</b> .....            | <b>\$1,065,000</b> |

*National Instant Criminal Background Check System (NICS) Initiative grants.*—The recommendation includes \$55,000,000 for grants to improve records in the NICS system, which is \$37,338,000 above fiscal year 2013 and the same comparable funding level as the request.

NICS is a critical tool for keeping firearms out of the hands of prohibited persons, but is only effective if State records are complete and included. According to the FBI, 16 jurisdictions have submitted fewer than five mental health records into the NICS system, and six jurisdictions submitted none.

plementing the initiative. NIJ shall work closely with the National Center for Campus Public Safety in this effort and shall provide additional operational support to the Center as needed. The initiative shall, at a minimum, provide for research, evaluation and statistics relating to school safety and youth violence, and provide evidence-based grants to States and localities to improve school safety. NIJ shall report to the Committee no later than 90 days after enactment of this Act on its plans for implementation of this initiative.

*Byrne Memorial Justice Assistance Grant (Byrne/JAG) program.*—The recommendation includes \$465,000,000 for the Byrne/JAG program. Funding under this formula program is authorized for law enforcement programs; prosecution and court programs; prevention and education programs; corrections programs; drug treatment and enforcement programs; planning, evaluation, and technology improvement programs; and crime victim and witness programs, other than compensation. Within the amount provided, \$75,000,000 is for the comprehensive school safety initiative described above, \$4,000,000 is for research on domestic radicalization, \$2,500,000 is for a Puerto Rico plebiscite and \$15,000,000 is for the Preventing Violence Against Law Enforcement and Ensuring Officer Resilience and Survivability (VALOR) Initiative. The recommendation for Byrne/JAG formula grants is \$4,054,000 above the fiscal year 2013 level.

*Puerto Rico plebiscite.*—The recommendation includes \$2,500,000 for objective, nonpartisan voter education about, and a plebiscite on, options that would resolve Puerto Rico's future political status. The funds provided for the plebiscite shall not be obligated until 45 days after the Department notifies the Committees on Appropriations that it approves of an expenditure plan from the Puerto Rico State Elections Commission for voter education and plebiscite administration, including approval of the plebiscite ballot. This notification shall include a finding that the voter education materials, plebiscite ballot, and related materials are not incompatible with the Constitution and laws and policies of the United States.

*Bulletproof Vest Partnership (BVP).*—As in the Administration's request, the recommendation does not include additional funding for the BVP. The Department has at least \$30,000,000 in prior-year unobligated balances available to support grant activities in fiscal year 2014. This pause in new appropriated funding for the BVP will not disrupt the program's operations.

*State Criminal Alien Assistance Program (SCAAP).*—The recommendation includes \$165,000,000 for SCAAP, which provides grants that reimburse states and localities for the costs incurred in incarcerating undocumented criminal aliens. The President's request proposed to terminate this program.

*Economic, high-technology and cyber crime prevention.*—The recommendation includes \$4,000,000 for economic, high-technology, and cyber crime prevention. The Committee encourages the Department to assist State and local law enforcement agencies with the prevention, investigation and prosecution of intellectual property crimes. This program, administered by the Bureau of Justice Assistance, provides competitive grants to support and train State and local public safety agencies to combat intellectual property crimes such as counterfeiting and piracy.