

## Calendar No. 289

110TH CONGRESS  
1ST SESSION**H. R. 3093**

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IN THE SENATE OF THE UNITED STATES

JULY 30, 2007

Received; read twice and placed on the calendar

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**AN ACT**

Making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*  
3 That the following sums are appropriated, out of any  
4 money in the Treasury not otherwise appropriated, for the  
5 fiscal year ending September 30, 2008, and for other pur-  
6 poses, namely:

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

5           For necessary expenses for international trade activi-  
6 ties of the Department of Commerce provided for by law,  
7 and for engaging in trade promotional activities abroad,  
8 including expenses of grants and cooperative agreements  
9 for the purpose of promoting exports of United States  
10 firms, without regard to 44 U.S.C. 3702 and 3703; full  
11 medical coverage for dependent members of immediate  
12 families of employees stationed overseas and employees  
13 temporarily posted overseas; travel and transportation of  
14 employees of the United States and Foreign Commercial  
15 Service between two points abroad, without regard to 49  
16 U.S.C. 40118; employment of Americans and aliens by  
17 contract for services; rental of space abroad for periods  
18 not exceeding 10 years, and expenses of alteration, repair,  
19 or improvement; purchase or construction of temporary  
20 demountable exhibition structures for use abroad; pay-  
21 ment of tort claims, in the manner authorized in the first  
22 paragraph of 28 U.S.C. 2672 when such claims arise in  
23 foreign countries; not to exceed \$327,000 for official rep-  
24 resentation expenses abroad; purchase of passenger motor  
25 vehicles for official use abroad, not to exceed \$45,000 per

1 vehicle; obtaining insurance on official motor vehicles; and  
2 rental of tie lines, \$430,431,000, to remain available until  
3 September 30, 2009, of which \$8,000,000 is to be derived  
4 from fees to be retained and used by the International  
5 Trade Administration, notwithstanding 31 U.S.C. 3302:  
6 *Provided*, That \$49,564,000 shall be for Manufacturing  
7 and Services; \$42,960,000 shall be for Market Access and  
8 Compliance; \$65,601,000 shall be for the Import Adminis-  
9 tration of which \$5,900,000 shall be for the Office of  
10 China Compliance; \$245,702,000 shall be for the United  
11 States and Foreign Commercial Service; and \$26,604,000  
12 shall be for Executive Direction and Administration: *Pro-*  
13 *vided further*, That the provisions of the first sentence of  
14 section 105(f) and all of section 108(c) of the Mutual Edu-  
15 cational and Cultural Exchange Act of 1961 (22 U.S.C.  
16 2455(f) and 2458(c)) shall apply in carrying out these ac-  
17 tivities without regard to section 5412 of the Omnibus  
18 Trade and Competitiveness Act of 1988 (15 U.S.C. 4912);  
19 and that for the purpose of this Act, contributions under  
20 the provisions of the Mutual Educational and Cultural Ex-  
21 change Act of 1961 shall include payment for assessments  
22 for services provided as part of these activities.

1                   BUREAU OF INDUSTRY AND SECURITY  
2                   OPERATIONS AND ADMINISTRATION

3           For necessary expenses for export administration and  
4 national security activities of the Department of Com-  
5 merce, including costs associated with the performance of  
6 export administration field activities both domestically and  
7 abroad; full medical coverage for dependent members of  
8 immediate families of employees stationed overseas; em-  
9 ployment of Americans and aliens by contract for services  
10 abroad; payment of tort claims, in the manner authorized  
11 in the first paragraph of 28 U.S.C. 2672 when such claims  
12 arise in foreign countries; not to exceed \$15,000 for offi-  
13 cial representation expenses abroad; awards of compensa-  
14 tion to informers under the Export Administration Act of  
15 1979, and as authorized by section 1 of title VI of the  
16 Act of June 15, 1917 (22 U.S.C. 401(b)); and purchase  
17 of passenger motor vehicles for official use and motor vehi-  
18 cles for law enforcement use with special requirement vehi-  
19 cles eligible for purchase without regard to any price limi-  
20 tation otherwise established by law, \$78,776,000, to re-  
21 main available until expended, of which \$14,767,000 shall  
22 be for inspections and other activities related to national  
23 security: *Provided*, That the provisions of the first sen-  
24 tence of section 105(f) and all of section 108(c) of the  
25 Mutual Educational and Cultural Exchange Act of 1961

1 (22 U.S.C. 2455(f) and 2458(c)) shall apply in carrying  
2 out these activities: *Provided further*, That payments and  
3 contributions collected and accepted for materials or serv-  
4 ices provided as part of such activities may be retained  
5 for use in covering the cost of such activities, and for pro-  
6 viding information to the public with respect to the export  
7 administration and national security activities of the De-  
8 partment of Commerce and other export control programs  
9 of the United States and other governments.

10           ECONOMIC DEVELOPMENT ADMINISTRATION

11           ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

12           For grants for economic development assistance as  
13 provided by the Public Works and Economic Development  
14 Act of 1965, and for trade adjustment assistance,  
15 \$270,000,000, to remain available until expended.

16                           SALARIES AND EXPENSES

17           For necessary expenses of administering the eco-  
18 nomic development assistance programs as provided for by  
19 law, \$32,800,000: *Provided*, That these funds may be used  
20 to monitor projects approved pursuant to title I of the  
21 Public Works Employment Act of 1976, title II of the  
22 Trade Act of 1974, and the Community Emergency  
23 Drought Relief Act of 1977.

## 1 MINORITY BUSINESS DEVELOPMENT AGENCY

## 2 MINORITY BUSINESS DEVELOPMENT

3 For necessary expenses of the Department of Com-  
4 merce in fostering, promoting, and developing minority  
5 business enterprise, including expenses of grants, con-  
6 tracts, and other agreements with public or private organi-  
7 zations, \$31,225,000.

## 8 ECONOMIC AND INFORMATION INFRASTRUCTURE

## 9 ECONOMIC AND STATISTICAL ANALYSIS

## 10 SALARIES AND EXPENSES

11 For necessary expenses, as authorized by law, of eco-  
12 nomic and statistical analysis programs of the Department  
13 of Commerce, \$86,500,000, to remain available until Sep-  
14 tember 30, 2009.

## 15 BUREAU OF THE CENSUS

## 16 SALARIES AND EXPENSES

17 For expenses necessary for collecting, compiling, ana-  
18 lyzing, preparing, and publishing statistics, provided for  
19 by law, \$196,838,000.

## 20 PERIODIC CENSUSES AND PROGRAMS

21 For necessary expenses to collect and publish statis-  
22 tics for periodic censuses and programs provided for by  
23 law, \$1,035,406,000 (reduced by \$10,000,000), to remain  
24 available until September 30, 2009: *Provided*, That none  
25 of the funds provided in this or any other Act for any  
26 fiscal year may be used for the collection of census data

1 on race identification that does not include “some other  
2 race” as a category.

3 NATIONAL TELECOMMUNICATIONS AND INFORMATION

4 ADMINISTRATION

5 SALARIES AND EXPENSES

6 For necessary expenses, as provided for by law, of  
7 the National Telecommunications and Information Ad-  
8 ministration (NTIA), \$18,581,000 (increased by  
9 \$5,000,000), to remain available until September 30,  
10 2009: *Provided*, That notwithstanding 31 U.S.C. 1535(d),  
11 the Secretary of Commerce shall charge Federal agencies  
12 for costs incurred in spectrum management, analysis, and  
13 operations, and related services and such fees shall be re-  
14 tained and used as offsetting collections for costs of such  
15 spectrum services, to remain available until expended: *Pro-*  
16 *vided further*, That the Secretary of Commerce is author-  
17 ized to retain and use as offsetting collections all funds  
18 transferred, or previously transferred, from other Govern-  
19 ment agencies for all costs incurred in telecommunications  
20 research, engineering, and related activities by the Insti-  
21 tute for Telecommunication Sciences of NTIA, in further-  
22 ance of its assigned functions under this paragraph, and  
23 such funds received from other Government agencies shall  
24 remain available until expended.

1 PUBLIC TELECOMMUNICATIONS FACILITIES, PLANNING  
2 AND CONSTRUCTION

3 For the administration of grants authorized by sec-  
4 tion 392 of the Communications Act of 1934,  
5 \$21,728,000, to remain available until expended as au-  
6 thorized by section 391 of the Act: *Provided*, That not to  
7 exceed \$2,000,000 shall be available for program adminis-  
8 tration as authorized by section 391 of the Act: *Provided*  
9 *further*, That, notwithstanding the provisions of section  
10 391 of the Act, the prior year unobligated balances may  
11 be made available for grants for projects for which appli-  
12 cations have been submitted and approved during any fis-  
13 cal year.

14 UNITED STATES PATENT AND TRADEMARK OFFICE  
15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Patent  
17 and Trademark Office provided for by law, including de-  
18 fense of suits instituted against the Under Secretary of  
19 Commerce for Intellectual Property and Director of the  
20 United States Patent and Trademark Office,  
21 \$1,915,500,000, to remain available until expended: *Pro-*  
22 *vided*, That the sum herein appropriated from the general  
23 fund shall be reduced as offsetting collections assessed and  
24 collected pursuant to section 31 of Act of July 5, 1946  
25 (60 Stat. 437; 15 U.S.C. 1113) and 35 U.S.C. 41 and



1 376 are received during fiscal year 2008, so as to result  
2 in a fiscal year 2008 appropriation from the general fund  
3 estimated at \$0: *Provided further*, That during fiscal year  
4 2008, should the total amount of offsetting fee collections  
5 be less than \$1,915,500,000, this amount shall be reduced  
6 accordingly: *Provided further*, That from amounts pro-  
7 vided herein, not to exceed \$1,000 shall be made available  
8 in fiscal year 2008 for official reception and representa-  
9 tion expenses: *Provided further*, That in fiscal year 2008  
10 from the amounts made available for “Salaries and Ex-  
11 penses” for the United States Patent and Trademark Of-  
12 fice (PTO), the amounts necessary to pay: (1) the dif-  
13 ference between the percentage of basic pay contributed  
14 by the PTO and employees under section 8334(a) of title  
15 5, United States Code, and the normal cost percentage  
16 (as defined by section 8331(17) of that title) of basic pay,  
17 of employees subject to subchapter III of chapter 83 of  
18 that title; and (2) the present value of the otherwise un-  
19 funded accruing costs, as determined by the Office of Per-  
20 sonnel Management, of post-retirement life insurance and  
21 post-retirement health benefits coverage for all PTO em-  
22 ployees, shall be transferred to the Civil Service Retire-  
23 ment and Disability Fund, the Employees Life Insurance  
24 Fund, and the Employees Health Benefits Fund, as ap-  
25 propriate, and shall be available for the authorized pur-

1 poses of those accounts: *Provided further*, That sections  
2 801, 802, and 803 of division B, of Public Law 108–447  
3 shall remain in effect during fiscal year 2008.

4 SCIENCE AND TECHNOLOGY

5 TECHNOLOGY ADMINISTRATION

6 SALARIES AND EXPENSES

7 For necessary expenses for the Under Secretary for  
8 Technology, \$1,000,000, to remain available until Sep-  
9 tember 30, 2009.

10 NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

11 SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

12 For necessary expenses of the National Institute of  
13 Standards and Technology, \$500,517,000, to remain  
14 available until expended, of which not to exceed  
15 \$12,500,000 may be transferred to the “Working Capital  
16 Fund”.

17 INDUSTRIAL TECHNOLOGY SERVICES

18 For necessary expenses of the Hollings Manufac-  
19 turing Extension Partnership of the National Institute of  
20 Standards and Technology, \$108,757,000, to remain  
21 available until expended.

22 In addition, for necessary expenses of the Advanced  
23 Technology Program of the National Institute of Stand-  
24 ards and Technology, \$93,062,000, to remain available  
25 until expended.

## 1 CONSTRUCTION OF RESEARCH FACILITIES

2 For construction of new research facilities, including  
3 architectural and engineering design, and for renovation  
4 and maintenance of existing facilities, not otherwise pro-  
5 vided for the National Institute of Standards and Tech-  
6 nology, as authorized by the Act entitled “An Act to estab-  
7 lish the National Bureau of Standards” (15 U.S.C. 278c-  
8 278e), \$128,865,000, to remain available until expended.

## 9 NATIONAL OCEANIC AND ATMOSPHERIC

## 10 ADMINISTRATION

## 11 OPERATIONS, RESEARCH, AND FACILITIES

## 12 (INCLUDING TRANSFERS OF FUNDS)

13 For necessary expenses of activities authorized by law  
14 for the National Oceanic and Atmospheric Administration,  
15 including maintenance, operation, and hire of aircraft and  
16 vessels; grants, contracts, or other payments to nonprofit  
17 organizations for the purposes of conducting activities  
18 pursuant to cooperative agreements; and relocation of fa-  
19 cilities, \$2,847,556,000 (reduced by \$500,000) (increased  
20 by \$500,000), to remain available until September 30,  
21 2009, except for funds provided for cooperative enforce-  
22 ment which shall remain available until September 30,  
23 2010: *Provided*, That fees and donations received by the  
24 National Ocean Service for the management of national  
25 marine sanctuaries may be retained and used for the sala-  
26 ries and expenses associated with those activities, notwith-

1 standing 31 U.S.C. 3302: *Provided further*, That the Ad-  
2 ministrator of the National Oceanic and Atmospheric Ad-  
3 ministration may engage in formal and informal education  
4 activities, including primary and secondary education, re-  
5 lated to the agency’s mission goals: *Provided further*, That  
6 in addition, \$3,000,000 shall be derived by transfer from  
7 the fund entitled “Coastal Zone Management” and in ad-  
8 dition \$77,000,000 shall be derived by transfer from the  
9 fund entitled “Promote and Develop Fishery Products and  
10 Research Pertaining to American Fisheries”: *Provided*  
11 *further*, That of the \$2,938,556,000 provided for in direct  
12 obligations under this heading \$2,847,556,000 is appro-  
13 priated from the general fund, \$80,000,000 is provided  
14 by transfer, and \$11,000,000 is derived from recoveries  
15 of prior year obligations. *Provided further*, That any devi-  
16 ation from the amounts designated for specific activities  
17 in the report accompanying this Act, or any use of  
18 deobligated balances of funds provided under this heading  
19 in previous years, shall be subject to the procedures set  
20 forth in section 505 of this Act.

21 In addition, for necessary retired pay expenses under  
22 the Retired Serviceman’s Family Protection and Survivor  
23 Benefits Plan, and for payments for the medical care of  
24 retired personnel and their dependents under the Depend-

1 ents, Medical Care Act (10 U.S.C. chapter 55), such sums  
2 as may be necessary.

3 NATIONAL ACADEMY OF SCIENCES'

4 CLIMATE CHANGE STUDY COMMITTEE

5 Of the amounts provided for the "National Oceanic  
6 and Atmospheric Administration, Operations, Research  
7 and Facilities", \$6,000,000 shall be for necessary ex-  
8 penses in support of an agreement between the Adminis-  
9 trator of the National Oceanic and Atmospheric Adminis-  
10 tration and the National Academies under which the Na-  
11 tional Academies shall establish the Climate Change Study  
12 Committee to investigate and study the serious and sweep-  
13 ing issues relating to global climate change and make rec-  
14 ommendations regarding what steps must be taken and  
15 what strategies must be adopted in response to global cli-  
16 mate change, including the science and technology chal-  
17 lenges thereof.

18 The agreement shall provide for: establishment of and  
19 appointment of members to the Climate Change Study  
20 Committee by the National Academies; organization by  
21 the National Academies of a Summit on Global Climate  
22 Change to help define the parameters of the study, not  
23 to exceed 3 days in length and to be attended by pre-  
24 eminent experts on global climate change selected by the  
25 National Academies; and issuance of a report by the Cli-  
26 mate Change Study Committee not later than 2 years

1 after the date the Climate Change Study Committee is  
2 first convened, containing its findings, conclusions, and  
3 recommendations. Of such amount, \$1,000,000 shall be  
4 for the Summit on Global Climate Change and \$5,000,000  
5 shall be for the other activities of the Climate Change  
6 Study Committee.

7       PROCUREMENT, ACQUISITION AND CONSTRUCTION

8       For procurement, acquisition and construction of  
9 capital assets, including alteration and modification costs,  
10 of the National Oceanic and Atmospheric Administration,  
11 \$1,039,098,000, to remain available until September 30,  
12 2010, except funds provided for construction of facilities  
13 which shall remain available until expended: *Provided*,  
14 That of the amounts provided for the National Polar-or-  
15 biting Operational Environmental Satellite System, funds  
16 shall only be made available on a dollar-for-dollar match-  
17 ing basis with funds provided for the same purpose by the  
18 Department of Defense: *Provided further*, That except to  
19 the extent expressly prohibited by any other law, the De-  
20 partment of Defense may delegate procurement functions  
21 related to the National Polar-orbiting Operational Envi-  
22 ronmental Satellite System to officials of the Department  
23 of Commerce pursuant to section 2311 of title 10, United  
24 States Code. *Provided further*, That any deviation from the  
25 amounts designated for specific activities in the report ac-  
26 companying this Act, or any use of deobligated balances

1 of funds provided under this heading in previous years,  
2 shall be subject to the procedures set forth in section 505  
3 of this Act.

4 PACIFIC COASTAL SALMON RECOVERY

5 For necessary expenses associated with the restora-  
6 tion of Pacific salmon populations, \$64,825,000, to re-  
7 main available until September 30, 2009: *Provided*, That  
8 of the funds provided herein the Secretary of Commerce  
9 may issue grants to the States of Washington, Oregon,  
10 Idaho, California, and Alaska, and the Columbia River  
11 and Pacific Coastal Tribes for projects necessary for res-  
12 toration of salmon and steelhead populations that are list-  
13 ed as threatened or endangered, or identified by a State  
14 as at-risk to be so-listed, for maintaining populations nec-  
15 essary for exercise of tribal treaty fishing rights or native  
16 subsistence fishing, or for conservation of Pacific coastal  
17 salmon and steelhead habitat, based on guidelines to be  
18 developed by the Secretary of Commerce: *Provided further*,  
19 That funds disbursed to States shall be subject to a  
20 matching requirement of funds or documented in-kind  
21 contributions of at least 33 percent of the Federal funds:  
22 *Provided further*, That non-Federal funds provided pursu-  
23 ant to the second proviso be used in direct support of this  
24 program.

1 COASTAL ZONE MANAGEMENT FUND  
2 (INCLUDING TRANSFER OF FUNDS)

3 Of amounts collected pursuant to section 308 of the  
4 Coastal Zone Management Act of 1972 (16 U.S.C.  
5 1456a), not to exceed \$3,000,000 shall be transferred to  
6 the “Operations, Research, and Facilities” account to off-  
7 set the costs of implementing such Act.

8 FISHERIES FINANCE PROGRAM ACCOUNT

9 Subject to section 502 of the Congressional Budget  
10 Act of 1974, during fiscal year 2008, obligations of direct  
11 loans may not exceed \$8,000,000 for Individual Fishing  
12 Quota loans as authorized by the Merchant Marine Act,  
13 1936.

14 OTHER

15 DEPARTMENTAL MANAGEMENT

16 SALARIES AND EXPENSES

17 For expenses necessary for the departmental manage-  
18 ment of the Department of Commerce provided for by law,  
19 including not to exceed \$5,000 for official entertainment,  
20 \$58,693,000 (reduced by \$25,000,000).

21 HCHB RENOVATION AND MODERNIZATION

22 For expenses necessary for the renovation and mod-  
23 ernization of the Herbert C. Hoover Building, \$3,364,000,  
24 to remain available until expended.



## 1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses of the Office of Inspector  
3 General in carrying out the provisions of the Inspector  
4 General Act of 1978 (5 U.S.C. App.), \$23,426,000.

## 5 NATIONAL INTELLECTUAL PROPERTY LAW

## 6 ENFORCEMENT COORDINATION COUNCIL

7 For necessary expenses of the National Intellectual  
8 Property Law Enforcement Coordination Council to co-  
9 ordinate domestic and international intellectual property  
10 protection and law enforcement relating to intellectual  
11 property among Federal and foreign entities, \$1,000,000,  
12 to remain available until September 30, 2009.

## 13 GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

## 14 (INCLUDING TRANSFER OF FUNDS)

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

25 SEC. 102. During the current fiscal year, appropria-  
26 tions made available to the Department of Commerce by

1 this Act for salaries and expenses shall be available for  
2 hire of passenger motor vehicles as authorized by 31  
3 U.S.C. 1343 and 1344; services as authorized by 5 U.S.C.  
4 3109; and uniforms or allowances therefor, as authorized  
5 by 5 U.S.C. 5901–5902.

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

22       SEC. 104. Any costs incurred by a department or  
23 agency funded under this title resulting from personnel  
24 actions taken in response to funding reductions included  
25 in this title or from actions taken for the care and protec-

1 tion of loan collateral or grant property shall be absorbed  
2 within the total budgetary resources available to such de-  
3 partment or agency: *Provided*, That the authority to trans-  
4 fer funds between appropriations accounts as may be nec-  
5 essary to carry out this section is provided in addition to  
6 authorities included elsewhere in this Act: *Provided fur-*  
7 *ther*, That use of funds to carry out this section shall be  
8 treated as a reprogramming of funds under section 505  
9 of this Act and shall not be available for obligation or ex-  
10 penditure except in compliance with the procedures set  
11 forth in that section.

12 SEC. 105. Section 3315b of title 19, United States  
13 Code, is amended by inserting “, including food when se-  
14 questered,” following “for the establishment and oper-  
15 ations of the United States Section and for the payment  
16 of the United States share of the expenses”.

17 SEC. 106. Section 214 of division B, Public Law  
18 108–447 (118 Stat. 2884–86) is amended—

19 (1) by inserting “and subject to subsection (f)”  
20 after “program” in subsection (a); and

21 (2) by striking subsection (f) and inserting the  
22 following:

23 “(f) FUNDING.—There are authorized to be appro-  
24 priated to carry out the provisions of this section, up to  
25 \$4,000,000 annually.”.

1       SEC. 107. (a) Section 318 of the National Marine  
2 Sanctuaries Act (16 U.S.C. 1445c) is amended—

3               (1) by inserting “and subject to subsection (e)”  
4 following the word “program” in subsection (a); and  
5               (2) by striking subsection (e) and inserting the  
6 following:

7       “(e) FUNDING.—There are authorized to be appro-  
8 priated to the Secretary of Commerce up to \$500,000 an-  
9 nually, to carry out the provisions of this section.”.

10       (b) Section 210 of the Department of Commerce and  
11 Related Agencies Appropriations Act, 2001 (Public Law  
12 106–553) is repealed.

13       SEC. 108. Notwithstanding the requirements of sub-  
14 section (d) of section 4703 of title 5, United States Code,  
15 the personnel management demonstration project estab-  
16 lished by the Department of Commerce pursuant to such  
17 section 4703 may be expanded to involve more than 5,000  
18 individuals, and is extended indefinitely.

19       SEC. 109. (a) The Stevenson-Wydler Technology In-  
20 novation Act of 1980 (15 U.S.C. 3701 et seq.) is amended  
21 by striking section 5 and paragraphs (1) and (3) of section  
22 4, and redesignating paragraphs (2) and (4) through (13)  
23 of section 4 as paragraphs (1) through (11), respectively.

24       (b) Section 212(b) of the National Technical Infor-  
25 mation Act of 1988 (15 U.S.C. 3704b) is amended by

1 striking “Under Secretary of Commerce for Technology”  
2 and inserting “Director of the National Institute of Stand-  
3 ards and Technology”.

4 TITLE II—DEPARTMENT OF JUSTICE

5 GENERAL ADMINISTRATION

6 SALARIES AND EXPENSES

7 For expenses necessary for the administration of the  
8 Department of Justice, \$104,777,000 (reduced by  
9 \$6,250,000) (reduced by \$5,000,000) (reduced by  
10 \$25,000,000), of which not to exceed \$3,317,000 is for  
11 security for and construction of Department of Justice fa-  
12 cilities, to remain available until expended: *Provided*, That  
13 not to exceed 45 permanent positions, 46 full-time equiva-  
14 lent workyears, and \$12,684,000 shall be expended for the  
15 Department Leadership Program: *Provided further*, That  
16 not to exceed 24 permanent positions, 24 full-time equiva-  
17 lent workyears, and \$3,734,000 shall be expended for the  
18 Office of Legislative Affairs: *Provided further*, That not  
19 to exceed 22 permanent positions, 22 full-time equivalent  
20 workyears, and \$2,968,000 shall be expended for the Of-  
21 fice of Public Affairs: *Provided further*, That the latter two  
22 aforementioned offices may utilize non-reimbursable de-  
23 tails of career employees within the caps described in the  
24 preceding two provisos.

## 1 JUSTICE INFORMATION SHARING TECHNOLOGY

2 For necessary expenses for information sharing tech-  
3 nology, including planning, development, deployment and  
4 departmental direction, \$100,500,000, to remain available  
5 until expended, of which not less than \$21,000,000 is for  
6 the unified financial management system.

## 7 TACTICAL LAW ENFORCEMENT WIRELESS

## 8 COMMUNICATIONS

9 For the costs of developing and implementing a na-  
10 tion-wide Integrated Wireless Network supporting Federal  
11 law enforcement and homeland security missions, and for  
12 the costs of operations and maintenance of existing Land  
13 Mobile Radio legacy systems, \$81,353,000, to remain  
14 available until September 30, 2009: *Provided*, That the  
15 Attorney General shall transfer to this account all funds  
16 made available to the Department of Justice for the pur-  
17 chase of portable and mobile radios: *Provided further*,  
18 That any transfer made under the preceding proviso shall  
19 be subject to section 505 of this Act.

## 20 ADMINISTRATIVE REVIEW AND APPEALS

21 For expenses necessary for the administration of par-  
22 don and clemency petitions and immigration-related activi-  
23 ties, \$251,499,000, of which, \$4,000,000 shall be derived  
24 by transfer from the Executive Office for Immigration Re-  
25 view fees deposited in the “Immigration Examination  
26 Fee” account.

## 1 DETENTION TRUSTEE

2 For necessary expenses of the Federal Detention  
3 Trustee, \$1,260,872,000, to remain available until ex-  
4 pended: *Provided*, That the Trustee shall be responsible  
5 for managing the Justice Prisoner and Alien Transpor-  
6 tation System: *Provided further*, That not to exceed  
7 \$5,000,000 shall be considered “funds appropriated for  
8 State and local law enforcement assistance” pursuant to  
9 18 U.S.C. 4013(b).

## 10 OFFICE OF INSPECTOR GENERAL

11 For necessary expenses of the Office of Inspector  
12 General, \$74,708,000 including not to exceed \$10,000 to  
13 meet unforeseen emergencies of a confidential character.

## 14 UNITED STATES PAROLE COMMISSION

## 15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Parole  
17 Commission as authorized, \$12,194,000.

## 18 LEGAL ACTIVITIES

## 19 SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

20 For expenses necessary for the legal activities of the  
21 Department of Justice, not otherwise provided for, includ-  
22 ing not to exceed \$20,000 for expenses of collecting evi-  
23 dence, to be expended under the direction of, and to be  
24 accounted for solely under the certificate of, the Attorney  
25 General; and rent of private or Government-owned space  
26 in the District of Columbia, \$750,584,000, of which not

1 to exceed \$10,000,000 for litigation support contracts  
2 shall remain available until expended: *Provided*, That of  
3 the total amount appropriated, not to exceed \$1,000 shall  
4 be available to the United States National Central Bu-  
5 reau, INTERPOL, for official reception and representa-  
6 tion expenses: *Provided further*, That notwithstanding sec-  
7 tion 205 of this Act, upon a determination by the Attorney  
8 General that emergent circumstances require additional  
9 funding for litigation activities of the Civil Division, the  
10 Attorney General may transfer such amounts to “Salaries  
11 and Expenses, General Legal Activities” from available  
12 appropriations for the current fiscal year for the Depart-  
13 ment of Justice, as may be necessary to respond to such  
14 circumstances: *Provided further*, That any transfer pursu-  
15 ant to the previous proviso shall be treated as a re-  
16 programming under section 505 of this Act and shall not  
17 be available for obligation or expenditure except in compli-  
18 ance with the procedures set forth in that section.

19 In addition, for reimbursement of expenses of the De-  
20 partment of Justice associated with processing cases  
21 under the National Childhood Vaccine Injury Act of 1986,  
22 not to exceed \$6,833,000, to be appropriated from the  
23 Vaccine Injury Compensation Trust Fund.

24 SALARIES AND EXPENSES, ANTITRUST DIVISION

25 For expenses necessary for the enforcement of anti-  
26 trust and kindred laws, \$155,097,000, to remain available



1 until expended: *Provided*, That, notwithstanding any other  
2 provision of law, fees collected for premerger notification  
3 filings under the Hart-Scott-Rodino Antitrust Improve-  
4 ments Act of 1976 (15 U.S.C. 18a), regardless of the year  
5 of collection (and estimated to be \$139,000,000 in fiscal  
6 year 2008), shall be retained and used for necessary ex-  
7 penses in this appropriation, and shall remain available  
8 until expended: *Provided further*, That the sum herein ap-  
9 propriated from the general fund shall be reduced as such  
10 offsetting collections are received during fiscal year 2008,  
11 so as to result in a final fiscal year 2008 appropriation  
12 from the general fund estimated at \$16,097,000.

13 SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

14 For necessary expenses of the Offices of the United  
15 States Attorneys, including inter-governmental and coop-  
16 erative agreements, \$1,747,822,000 (increased by  
17 \$750,000): *Provided*, That of the total amount appro-  
18 priated, not to exceed \$8,000 shall be available for official  
19 reception and representation expenses: *Provided further*,  
20 That not to exceed \$20,000,000 shall remain available  
21 until expended.

22 UNITED STATES TRUSTEE SYSTEM FUND

23 For necessary expenses of the United States Trustee  
24 System, as authorized, \$189,000,000, to remain available  
25 until expended and to be derived from the United States  
26 Trustee System Fund: *Provided*, That amounts deposited

1 in the Fund in fiscal year 2008 in excess of \$184,000,000,  
2 but not to exceed \$231,899,000, shall be available until  
3 expended for the necessary expenses of the United States  
4 Trustee System as provided in section 589a(a) of title 28,  
5 United States Code: *Provided further*, That, notwith-  
6 standing any other provision of law, deposits to the Fund  
7 shall be available in such amounts as may be necessary  
8 to pay refunds due depositors.

9 SALARIES AND EXPENSES, FOREIGN CLAIMS

10 SETTLEMENT COMMISSION

11 For expenses necessary to carry out the activities of  
12 the Foreign Claims Settlement Commission, including  
13 services as authorized by 5 U.S.C. 3109, \$1,709,000.

14 UNITED STATES MARSHALS SERVICE

15 SALARIES AND EXPENSES

16 For necessary expenses of the United States Mar-  
17 shals Service, \$883,766,000; of which not to exceed  
18 \$6,000 shall be available for official reception and rep-  
19 resentation expenses; of which not to exceed \$4,000,000  
20 shall be for information technology systems and shall re-  
21 main available until expended; and of which not less than  
22 \$12,397,000 shall be available for the costs of courthouse  
23 security equipment, including furnishings, relocations, and  
24 telephone systems and cabling, and shall remain available  
25 until expended.

## 1 CONSTRUCTION

2 For construction in space controlled, occupied or uti-  
3 lized by the United States Marshals Service for prisoner  
4 holding and related support, \$2,451,000, to remain avail-  
5 able until expended.

## 6 FEES AND EXPENSES OF WITNESSES

7 For fees and expenses of witnesses, for expenses of  
8 contracts for the procurement and supervision of expert  
9 witnesses, for private counsel expenses, including ad-  
10 vances, and for expenses of foreign counsel, \$168,300,000,  
11 to remain available until expended, of which not to exceed  
12 \$10,000,000 is for construction of buildings for protected  
13 witness safesites; not to exceed \$3,000,000 is for the pur-  
14 chase and maintenance of armored and other vehicles for  
15 witness security caravans; and not to exceed \$9,000,000  
16 is for the purchase, installation, maintenance and upgrade  
17 of secure telecommunications equipment and a secure  
18 automated information network to store and retrieve the  
19 identities and locations of protected witnesses.

## 20 SALARIES AND EXPENSES, COMMUNITY RELATIONS

## 21 SERVICE

22 For necessary expenses of the Community Relations  
23 Service, \$9,794,000: *Provided*, That notwithstanding sec-  
24 tion 205 of this Act, upon a determination by the Attorney  
25 General that emergent circumstances require additional  
26 funding for conflict resolution and violence prevention ac-

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

11 ASSETS FORFEITURE FUND

12 For expenses authorized by 28 U.S.C. 524(e)(1)(B),  
13 (F), and (G), \$20,990,000, to be derived from the Depart-  
14 ment of Justice Assets Forfeiture Fund.

15 SALARIES AND EXPENSES, NATIONAL SECURITY DIVISION

16 For expenses necessary to carry out the activities of  
17 the National Security Division, \$78,056,000; of which not  
18 to exceed \$5,000,000 for information technology systems  
19 shall remain available until expended: *Provided*, That not-  
20 withstanding section 205 of this Act, upon a determina-  
21 tion by the Attorney General that emergent circumstances  
22 require additional funding for the activities of the National  
23 Security Division, the Attorney General may transfer such  
24 amounts to this heading from available appropriations for  
25 the current fiscal year for the Department of Justice, as  
26 may be necessary to respond to such circumstances: *Pro-*

1 *vided further*, That any such transfer shall be treated as  
2 a reprogramming under section 505 of this Act and shall  
3 not be available for obligation or expenditure except in  
4 compliance with the procedures set forth in that section.

5 INTERAGENCY LAW ENFORCEMENT

6 INTERAGENCY CRIME AND DRUG ENFORCEMENT

7 For necessary expenses for the identification, inves-  
8 tigation, and prosecution of individuals associated with the  
9 most significant drug trafficking and affiliated money  
10 laundering organizations not otherwise provided for, to in-  
11 clude inter-governmental agreements with State and local  
12 law enforcement agencies engaged in the investigation and  
13 prosecution of individuals involved in organized crime drug  
14 trafficking, \$509,154,000, of which \$50,000,000 shall re-  
15 main available until expended: *Provided*, That any  
16 amounts obligated from these appropriations may be used  
17 under authorities available to the organizations reim-  
18 bursed from this appropriation.

19 FEDERAL BUREAU OF INVESTIGATION

20 SALARIES AND EXPENSES

21 For necessary expenses of the Federal Bureau of In-  
22 vestigation for detection, investigation, and prosecution of  
23 crimes against the United States; \$6,498,111,000 (in-  
24 creased by \$5,500,000); of which not to exceed  
25 \$150,000,000 shall remain available until expended; and

1 of which \$2,308,580,000 shall be for counterterrorism in-  
2 vestigations, foreign counterintelligence, and other activi-  
3 ties related to our national security: *Provided*, That not  
4 to exceed \$205,000 shall be available for official reception  
5 and representation expenses: *Provided further*, That not  
6 to exceed \$170,000 shall be available in 2008 for expenses  
7 associated with the celebration of the 100th anniversary  
8 of the Federal Bureau of Investigation.

9 CONSTRUCTION

10 For necessary expenses to construct or acquire build-  
11 ings and sites by purchase, or as otherwise authorized by  
12 law (including equipment for such buildings); conversion  
13 and extension of federally-owned buildings; and prelimi-  
14 nary planning and design of projects; \$33,191,000 (re-  
15 duced by \$5,000,000), to remain available until expended.

16 DRUG ENFORCEMENT ADMINISTRATION

17 SALARIES AND EXPENSES

18 For necessary expenses of the Drug Enforcement Ad-  
19 ministration, including not to exceed \$70,000 to meet un-  
20 foreseen emergencies of a confidential character pursuant  
21 to 28 U.S.C. 530C; and expenses for conducting drug edu-  
22 cation and training programs, including travel and related  
23 expenses for participants in such programs and the dis-  
24 tribution of items of token value that promote the goals  
25 of such programs, \$1,842,569,000; of which not to exceed  
26 \$75,000,000 shall remain available until expended; and of

1 which not to exceed \$100,000 shall be available for official  
2 reception and representation expenses.

3 BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND  
4 EXPLOSIVES  
5 SALARIES AND EXPENSES

6 For necessary expenses of the Bureau of Alcohol, To-  
7 bacco, Firearms and Explosives, including the purchase of  
8 not to exceed 822 vehicles for police-type use, of which  
9 650 shall be for replacement only; not to exceed \$25,000  
10 for official reception and representation expenses; for  
11 training of State and local law enforcement agencies with  
12 or without reimbursement, including training in connec-  
13 tion with the training and acquisition of canines for explo-  
14 sives and fire accelerants detection; and for provision of  
15 laboratory assistance to State and local law enforcement  
16 agencies, with or without reimbursement, \$1,013,980,000,  
17 of which not to exceed \$1,000,000 shall be available for  
18 the payment of attorneys' fees as provided by 18 U.S.C.  
19 924(d)(2); and of which \$10,000,000 shall remain avail-  
20 able until expended: *Provided*, That no funds appropriated  
21 herein shall be available for salaries or administrative ex-  
22 penses in connection with consolidating or centralizing,  
23 within the Department of Justice, the records, or any por-  
24 tion thereof, of acquisition and disposition of firearms  
25 maintained by Federal firearms licensees: *Provided fur-*

1 *ther*, That no funds appropriated herein shall be used to  
2 pay administrative expenses or the compensation of any  
3 officer or employee of the United States to implement an  
4 amendment or amendments to 27 CFR 178.118 or to  
5 change the definition of “Curios or relics” in 27 CFR  
6 178.11 or remove any item from ATF Publication  
7 5300.11 as it existed on January 1, 1994: *Provided fur-*  
8 *ther*, That none of the funds appropriated herein shall be  
9 available to investigate or act upon applications for relief  
10 from Federal firearms disabilities under 18 U.S.C. 925(c):  
11 *Provided further*, That such funds shall be available to in-  
12 vestigate and act upon applications filed by corporations  
13 for relief from Federal firearms disabilities under section  
14 925(c) of title 18, United States Code: *Provided further*,  
15 That no funds made available by this or any other Act  
16 may be used to transfer the functions, missions, or activi-  
17 ties of the Bureau of Alcohol, Tobacco, Firearms and Ex-  
18 plosives to other agencies or Departments in fiscal year  
19 2008: *Provided further*, That, beginning in fiscal year  
20 2008 and thereafter, no funds appropriated under this or  
21 any other Act may be used to disclose part or all of the  
22 contents of the Firearms Trace System database main-  
23 tained by the National Trace Center of the Bureau of Al-  
24 cohol, Tobacco, Firearms and Explosives or any informa-  
25 tion required to be kept by licensees pursuant to section



1 923(g) of title 18, United States Code, or required to be  
2 reported pursuant to paragraphs (3) and (7) of such sec-  
3 tion 923(g), except to: (1) a Federal, State, local, tribal,  
4 or foreign law enforcement agency, or a Federal, State,  
5 or local prosecutor, solely in connection with and for use  
6 in a criminal investigation or prosecution; or (2) a Federal  
7 agency for a national security or intelligence purpose; and  
8 all such data shall be immune from legal process, shall  
9 not be subject to subpoena or other discovery, shall be in-  
10 admissible in evidence, and shall not be used, relied on,  
11 or disclosed in any manner, nor shall testimony or other  
12 evidence be permitted based on the data, in a civil action  
13 in any State (including the District of Columbia) or Fed-  
14 eral court or in an administrative proceeding other than  
15 a proceeding commenced by the Bureau of Alcohol, To-  
16 bacco, Firearms and Explosives to enforce the provisions  
17 of chapter 44 of such title, or a review of such an action  
18 or proceeding; except that this proviso shall not be con-  
19 strued to prevent: (A) the disclosure of statistical informa-  
20 tion concerning total production, importation, and expor-  
21 tation by each licensed importer (as defined in section  
22 921(a)(9) of such title) and licensed manufacturer (as de-  
23 fined in section 921(1)(10) of such title); (B) the sharing  
24 or exchange of such information among and between Fed-  
25 eral, State, local, or foreign law enforcement agencies,

1 Federal, State, or local prosecutors, and Federal national  
2 security, intelligence, or counterterrorism officials; or (C)  
3 the publication of annual statistical reports on products  
4 regulated by the Bureau of Alcohol, Tobacco, Firearms  
5 and Explosives, including total production, importation,  
6 and exportation by each licensed importer (as so defined)  
7 and licensed manufacturer (as so defined), or statistical  
8 aggregate data regarding firearms traffickers and traf-  
9 ficking channels, or firearms misuse, felons, and traf-  
10 ficking investigations: *Provided further*, That no funds  
11 made available by this or any other Act shall be expended  
12 to promulgate or implement any rule requiring a physical  
13 inventory of any business licensed under section 923 of  
14 title 18, United States Code: *Provided further*, That no  
15 funds under this Act may be used to electronically retrieve  
16 information gathered pursuant to 18 U.S.C. 923(g)(4) by  
17 name or any personal identification code: *Provided further*,  
18 That no funds authorized or made available under this or  
19 any other Act may be used to deny any application for  
20 a license under section 923 of title 18, United States Code,  
21 or renewal of such a license due to a lack of business activ-  
22 ity, provided that the applicant is otherwise eligible to re-  
23 ceive such a license, and is eligible to report business in-  
24 come or to claim an income tax deduction for business ex-  
25 penses under the Internal Revenue Code of 1986.

## 1 FEDERAL PRISON SYSTEM

## 2 SALARIES AND EXPENSES

3 For necessary expenses of the Federal Prison System  
4 for the administration, operation, and maintenance of  
5 Federal penal and correctional institutions, including pur-  
6 chase (not to exceed 669, of which 642 are for replacement  
7 only) and hire of law enforcement and passenger motor  
8 vehicles, and for the provision of technical assistance and  
9 advice on corrections related issues to foreign govern-  
10 ments, \$5,171,440,000: *Provided*, That the Attorney Gen-  
11 eral may transfer to the Health Resources and Services  
12 Administration such amounts as may be necessary for di-  
13 rect expenditures by that Administration for medical relief  
14 for inmates of Federal penal and correctional institutions:  
15 *Provided further*, That the Director of the Federal Prison  
16 System, where necessary, may enter into contracts with  
17 a fiscal agent or fiscal intermediary claims processor to  
18 determine the amounts payable to persons who, on behalf  
19 of the Federal Prison System, furnish health services to  
20 individuals committed to the custody of the Federal Prison  
21 System: *Provided further*, That not to exceed \$6,000 shall  
22 be available for official reception and representation ex-  
23 penses: *Provided further*, That not to exceed \$50,000,000  
24 shall remain available for necessary operations until Sep-  
25 tember 30, 2009: *Provided further*, That, of the amounts

1 provided for contract confinement, not to exceed  
2 \$20,000,000 shall remain available until expended to  
3 make payments in advance for grants, contracts and reim-  
4 bursable agreements, and other expenses authorized by  
5 section 501(c) of the Refugee Education Assistance Act  
6 of 1980, for the care and security in the United States  
7 of Cuban and Haitian entrants: *Provided further*, That the  
8 Director of the Federal Prison System may accept donated  
9 property and services relating to the operation of the pris-  
10 on card program from a not-for-profit entity which has  
11 operated such program in the past notwithstanding the  
12 fact that such not-for-profit entity furnishes services  
13 under contracts to the Federal Prison System relating to  
14 the operation of pre-release services, halfway houses, or  
15 other custodial facilities.

16 BUILDINGS AND FACILITIES

17 For the modernization, maintenance, and repair of  
18 buildings and facilities, including all necessary expenses  
19 incident thereto, by contract or force account,  
20 \$95,003,000, to remain available until expended, of which  
21 not to exceed \$14,000,000 shall be available to construct  
22 areas for inmate work programs: *Provided*, That labor of  
23 United States prisoners may be used for work performed  
24 under this appropriation.

1 FEDERAL PRISON INDUSTRIES, INCORPORATED

2 The Federal Prison Industries, Incorporated, is here-  
3 by authorized to make such expenditures, within the limits  
4 of funds and borrowing authority available, and in accord  
5 with the law, and to make such contracts and commit-  
6 ments, without regard to fiscal year limitations as pro-  
7 vided by section 9104 of title 31, United States Code, as  
8 may be necessary in carrying out the program set forth  
9 in the budget for the current fiscal year for such corpora-  
10 tion, including purchase (not to exceed five for replace-  
11 ment only) and hire of passenger motor vehicles.

12 LIMITATION ON ADMINISTRATIVE EXPENSES, FEDERAL  
13 PRISON INDUSTRIES, INCORPORATED

14 Not to exceed \$2,477,000 of the funds of the Federal  
15 Prison Industries, Incorporated shall be available for its  
16 administrative expenses, and for services as authorized by  
17 5 U.S.C. 3109, to be computed on an accrual basis to be  
18 determined in accordance with the corporation's current  
19 prescribed accounting system, and such amounts shall be  
20 exclusive of depreciation, payment of claims, and expendi-  
21 tures which such accounting system requires to be capital-  
22 ized or charged to cost of commodities acquired or pro-  
23 duced, including selling and shipping expenses, and ex-  
24 penses in connection with acquisition, construction, oper-  
25 ation, maintenance, improvement, protection, or disposi-

1 tion of facilities and other property belonging to the cor-  
2 poration or in which it has an interest.

3 OFFICE ON VIOLENCE AGAINST WOMEN  
4 VIOLENCE AGAINST WOMEN PREVENTION AND  
5 PROSECUTION PROGRAMS

6 For grants, contracts, cooperative agreements, and  
7 other assistance for the prevention and prosecution of vio-  
8 lence against women, as authorized by the Omnibus Crime  
9 Control and Safe Streets Act of 1968 (42 U.S.C. 3711  
10 et seq.) (“the 1968 Act”); the Violent Crime Control and  
11 Law Enforcement Act of 1994 (Public Law 103–322)  
12 (“the 1994 Act”); the Victims of Child Abuse Act of 1990  
13 (Public Law 101–647) (“the 1990 Act”); the Prosecu-  
14 torial Remedies and Other Tools to end the Exploitation  
15 of Children Today Act of 2003 (Public Law 108–21); the  
16 Victims of Trafficking and Violence Protection Act of  
17 2000 (Public Law 106–386) (“the 2000 Act”); and the  
18 Violence Against Women and Department of Justice Re-  
19 authorization Act of 2005 (Public Law 109–162) (“the  
20 2005 Act”); \$430,000,000 (increased by \$10,000,000), in-  
21 cluding amounts for administrative costs, to remain avail-  
22 able until expended as follows:

23 (1) \$12,000,000 for the court-appointed special  
24 advocate program, as authorized by section 217 of  
25 the 1990 Act.

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

4           (3) \$205,000,000 for grants to combat violence  
5           against women, as authorized by part T of the 1968  
6           Act, as amended by section 101 of the 2005 Act, of  
7           which—

8                   (A) \$20,000,000 shall be for transitional  
9                   housing assistance grants for victims of domes-  
10                  tic violence, stalking or sexual assault as au-  
11                  thorized by section 40299 of the 1994 Act, as  
12                  amended by section 602 of the 2005 Act; and

13                   (B) \$2,000,000 shall be for the National  
14                  Institute of Justice for research and evaluation  
15                  of violence against women.

16           (4) \$63,000,000 for grants to encourage arrest  
17           policies as authorized by part U of the 1968 Act, as  
18           amended by section 102 of the 2005 Act.

19           (5) \$10,000,000 for sexual assault victims as-  
20           sistance, as authorized by section 202 of the 2005  
21           Act.

22           (6) \$40,000,000 (increased by \$10,000,000) for  
23           rural domestic violence and child abuse enforcement  
24           assistance grants, as authorized by section 40295 of

1 the 1994 Act, as amended by section 203 of the  
2 2005 Act.

3 (7) \$6,000,000 for training programs as au-  
4 thORIZED by section 40152 of the 1994 Act, as  
5 amended by section 108 of the 2005 Act, and for re-  
6 lated local demonstration projects.

7 (8) \$3,000,000 for grants to improve the stalk-  
8 ing and domestic violence databases, as authorized  
9 by section 40602 of the 1994 Act, as amended by  
10 section 109 of the 2005 Act.

11 (9) \$10,000,000 for grants to reduce violent  
12 crimes against women on campus, as authorized by  
13 section 304 of the 2005 Act.

14 (10) \$40,000,000 for legal assistance for vic-  
15 tims, as authorized by section 1201 of the 2000 Act,  
16 as amended by section 103 of the 2005 Act.

17 (11) \$5,000,000 for enhancing protection for  
18 older and disabled women from domestic violence  
19 and sexual assault, as authorized by section 40802  
20 of the 1994 Act, as amended by section 205 of the  
21 2005 Act.

22 (12) \$15,000,000 for the safe havens for chil-  
23 dren program, as authorized by section 1301 of the  
24 2000 Act, as amended by section 306 of the 2005  
25 Act.



1           (13) \$8,000,000 for education and training to  
2           end violence against and abuse of women with dis-  
3           abilities, as authorized by section 1402 of the 2000  
4           Act, as amended by section 204 of the 2005 Act.

5           (14) \$10,000,000 for an engaging men and  
6           youth in prevention program, as authorized by the  
7           2005 Act.

8                           OFFICE OF JUSTICE PROGRAMS

9   JUSTICE ASSISTANCE

10          For grants, contracts, cooperative agreements, and  
11          other assistance authorized by title I of the Omnibus  
12          Crime Control and Safe Streets Act of 1968, the Missing  
13          Children's Assistance Act, including salaries and expenses  
14          in connection therewith, the Prosecutorial Remedies and  
15          Other Tools to end the Exploitation of Children Today Act  
16          of 2003 (Public Law 108–21), the Justice for All Act of  
17          2004 (Public Law 108–405), the Violence Against Women  
18          and Department of Justice Reauthorization Act of 2005  
19          (Public Law 109–162), and the Victims of Crime Act of  
20          1984, \$250,000,000, to remain available until expended:  
21          *Provided*, That not to exceed \$127,915,000 (increased by  
22          \$1,747,111) shall be expended in total for Office of Jus-  
23          tice Programs management and administration.

24                           STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

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

1 and Law Enforcement Act of 1994 (Public Law 103–322)  
2 (“the 1994 Act”); the Omnibus Crime Control and Safe  
3 Streets Act of 1968 (“the 1968 Act”); the Trafficking Vic-  
4 tims Protection Reauthorization Act of 2005 (Public Law  
5 109–164); the Violence Against Women and Department  
6 of Justice Reauthorization Act of 2005 (Public Law 109–  
7 162); and the Victims of Trafficking and Violence Protec-  
8 tion Act of 2000 (Public Law 106–386); and other pro-  
9 grams; \$1,315,000,000 (increased by \$10,000,000) (in-  
10 creased by \$55,000,000) (including amounts for adminis-  
11 trative costs, which shall be transferred to and merged  
12 with the “Justice Assistance” account): *Provided*, That  
13 funding provided under this heading shall remain available  
14 until expended as follows:

15           (1) \$600,000,000 for the Edward Byrne Memo-  
16           rial Justice Assistance Grant program as authorized  
17           by subpart 1 of part E of title I of the 1968 Act,  
18           as amended by section 1111 of Public Law 109–162  
19           (except that the special rules for Puerto Rico under  
20           section 505(g) of the 1968 Act, as amended by sec-  
21           tion 1111 of Public Law 109–162, shall not apply  
22           for purposes of this Act), of which \$25,000,000 is  
23           for State and local law enforcement for security as-  
24           sociated with the 2008 Presidential Candidate Nomi-  
25           nating Conventions, to be divided equally between

1 the conventions; and \$10,000,000 is for the National  
2 Institute of Justice in assisting units of local govern-  
3 ment to identify, select, develop, modernize, and pur-  
4 chase new technologies for use by law enforcement.

5 (2) \$405,000,000 (increased by \$55,000,000)  
6 for the State Criminal Alien Assistance Program, as  
7 authorized by section 241(i)(5) of the Immigration  
8 and Nationality Act (8 U.S.C. 1231(i)(5)), as  
9 amended by section 1196 of Public Law 109–162.

10 (3) \$30,000,000 (increased by \$10,000,000) for  
11 the Southwest Border Prosecutor Initiative to reim-  
12 burse State, county, parish, tribal, municipal govern-  
13 ments only for costs associated with the prosecution  
14 of criminal cases declined by local offices of the  
15 United States Attorneys.

16 (4) \$124,500,000 for discretionary grants, not-  
17 withstanding the provisions of section 505 of the  
18 1968 Act.

19 (5) \$1,000,000 for the Missing Alzheimer’s Dis-  
20 ease Patient Alert Program, as authorized by section  
21 240001(c) of the 1994 Act.

22 (6) \$15,000,000 for activities authorized under  
23 Public Law 109–164.

1           (7) \$40,000,000 for Drug Courts, as authorized  
2 by section 1001(25)(A) of title I of the 1968 Act,  
3 as amended by section 1142 of Public Law 109–162.

4           (8) \$7,500,000 for a prescription drug moni-  
5 toring program.

6           (9) \$25,000,000 for prison rape prevention and  
7 prosecution programs, as authorized by the Prison  
8 Rape Elimination Act of 2003 (Public Law 108–79),  
9 of which \$1,800,000 shall be transferred to the Na-  
10 tional Prison Rape Elimination Commission for au-  
11 thorized activities.

12           (10) \$10,000,000 for grants for residential sub-  
13 stance abuse treatment for State prisoners, as au-  
14 thorized by part S of the 1968 Act.

15           (11) \$5,000,000 for a program to improve  
16 State and local law enforcement intelligence capabili-  
17 ties including antiterrorism training and training to  
18 ensure that constitutional rights, civil liberties, civil  
19 rights, and privacy interests are protected.

20           (12) \$31,000,000 for assistance to Indian  
21 tribes, of which—

22                   (A) \$12,000,000 shall be available for  
23 grants under section 20109(a)(2) of subtitle A  
24 of title II of the 1994 Act;

1 (B) \$12,000,000 shall be available for the  
2 Tribal Courts Initiative; and

3 (C) \$7,000,000 shall be available for tribal  
4 alcohol and substance abuse reduction assist-  
5 ance grants.

6 (13) \$1,000,000 for a capital litigation im-  
7 provement grant program.

8 (14) \$10,000,000 for mental health courts and  
9 adult and juvenile collaboration program grants, as  
10 authorized by parts V and HH of title I of the 1968  
11 Act.

12 (15) \$10,000,000 for sex offender management  
13 assistance as authorized by the Adam Walsh Child  
14 Protection and Safety Act of 2006 (Public Law  
15 109–248), the Violence Against Women and Depart-  
16 ment of Justice Reauthorization Act of 2005 (Public  
17 Law 109–162), and the Violent Crime Control and  
18 Law Enforcement Act of 1994 (Public Law 103–  
19 322):

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

## 1           COMMUNITY ORIENTED POLICING SERVICES

2           For activities authorized by the Violent Crime Con-  
3 trol and Law Enforcement Act of 1994 (Public Law 103-  
4 322), the Omnibus Crime Control and Safe Streets Act  
5 of 1968 (“the 1968 Act”), the Violence Against Women  
6 and Department of Justice Reauthorization Act of 2005  
7 (Public Law 109–162), and the USA PATRIOT Improve-  
8 ment and Reauthorization Act of 2005 (Public Law 109-  
9 177) (including administrative costs), \$725,000,000, to  
10 remain available until expended: *Provided*, That of the  
11 funds under this heading, not to exceed \$2,575,000 shall  
12 be available for the Office of Justice Programs for reim-  
13 bursable services associated with programs administered  
14 by the Community Oriented Policing Services Office: *Pro-*  
15 *vided further*, That any balances made available through  
16 prior year deobligations shall only be available in accord-  
17 ance with section 505 of this Act. Of the amount pro-  
18 vided—

19           (1) \$30,000,000 is for the matching grant pro-  
20 gram for armor vests for law enforcement officers,  
21 as authorized by section 2501 of part Y of the 1968  
22 Act;

23           (2) \$85,000,000 is for grants to address public  
24 safety and methamphetamine manufacturing, sale,

1 and use in hot spots as authorized by section 754  
2 of Public Law 109–177;

3 (3) \$128,000,000 is for law enforcement tech-  
4 nologies and interoperable communications;

5 (4) \$15,000,000 is for an offender re-entry pro-  
6 gram;

7 (5) \$12,000,000 is for grants to upgrade crimi-  
8 nal records, as authorized under the Crime Identifi-  
9 cation Technology Act of 1998 (42 U.S.C. 14601);

10 (6) \$175,000,000 is for a DNA analysis and  
11 capacity enhancement program, and for other local,  
12 State, and Federal forensic activities, of which not  
13 less than \$151,000,000 shall be for reducing and  
14 eliminating the backlog of DNA samples and for in-  
15 creasing State and local DNA laboratory capacity;

16 (7) \$18,000,000 is for improving tribal law en-  
17 forcement, including equipment and training;

18 (8) \$80,000,000 is for programs to reduce gun  
19 crime and gang violence;

20 (9) \$4,000,000 is for training and technical as-  
21 sistance;

22 (10) \$49,692,000 is for the Office of Weed and  
23 Seed Strategies, as authorized by section 103 of the  
24 1968 Act, as amended by section 1121 of Public  
25 Law 109–162;

1           (11) not to exceed \$28,308,000 is for program  
2 management and administration; and

3           (12) \$100,000,000 for grants under section  
4 1701 of title I of the 1968 Act (42 U.S.C. 3796dd)  
5 for the hiring and rehiring of additional career law  
6 enforcement officers under part Q of such title not-  
7 withstanding subsection (i) of such section.

8                           JUVENILE JUSTICE PROGRAMS

9           For grants, contracts, cooperative agreements, and  
10 other assistance authorized by the Juvenile Justice and  
11 Delinquency Prevention Act of 1974 (“the 1974 Act”), the  
12 Omnibus Crime Control and Safe Streets Act of 1968  
13 (“the 1968 Act”), the Violence Against Women and De-  
14 partment of Justice Reauthorization Act of 2005 (Public  
15 Law 109–162), and other juvenile justice programs, in-  
16 cluding salaries and expenses in connection therewith to  
17 be transferred to and merged with the appropriations for  
18 Justice Assistance, \$399,900,000, to remain available  
19 until expended as follows:

20           (1) \$725,000 for concentration of Federal ef-  
21 forts, as authorized by section 204 of the 1974 Act.

22           (2) \$81,175,000 for State and local programs  
23 authorized by section 221 of the 1974 Act, including  
24 training and technical assistance to assist small,  
25 non-profit organizations with the Federal grants  
26 process.



1           (3) \$53,000,000 for demonstration projects, as  
2 authorized by sections 261 and 262 of the 1974 Act.

3           (4) \$100,000,000 for youth mentoring grants.

4           (5) \$70,000,000 for delinquency prevention, as  
5 authorized by section 505 of the 1974 Act, of  
6 which—

7                 (A) \$17,500,000 shall be for the Tribal  
8 Youth Program;

9                 (B) \$25,000,000 shall be for a gang resist-  
10 ance education and training program; and

11                 (C) \$25,000,000 shall be for grants of  
12 \$360,000 to each State and \$6,640,000 shall be  
13 available for discretionary grants to States, for  
14 programs and activities to enforce State laws  
15 prohibiting the sale of alcoholic beverages to  
16 minors or the purchase or consumption of alco-  
17 holic beverages by minors, prevention and re-  
18 duction of consumption of alcoholic beverages  
19 by minors, and for technical assistance and  
20 training.

21           (6) \$20,000,000 for the Secure Our Schools  
22 Act, as authorized by part AA of the 1968 Act, as  
23 amended by section 1169 of Public Law 109–162.

24           (7) \$15,000,000 for programs authorized by  
25 the Victims of Child Abuse Act of 1990.

1           (8) \$60,000,000 for the Juvenile Accountability  
2       Block Grants program as authorized by part R of  
3       the 1968 Act, as amended by section 1166 of Public  
4       Law 109–162 and Guam shall be considered a  
5       State:

6   *Provided*, That not more than 10 percent of each amount  
7   may be used for research, evaluation, and statistics activi-  
8   ties designed to benefit the programs or activities author-  
9   ized: *Provided further*, That not more than 2 percent of  
10  each amount may be used for training and technical as-  
11  sistance: *Provided further*, That the previous two provisos  
12  shall not apply to demonstration projects, as authorized  
13  by sections 261 and 262 of the 1974 Act.

14                           PUBLIC SAFETY OFFICERS BENEFITS

15       For payments and expenses authorized by part L of  
16  title I of the Omnibus Crime Control and Safe Streets Act  
17  of 1968 (42 U.S.C. 3796), such sums as are necessary,  
18  as authorized by section 6093 of Public Law 100–690  
19  (102 Stat. 4339–4340) (including amounts for adminis-  
20  trative costs, which amounts shall be paid to the “Justice  
21  Assistance” account), to remain available until expended;  
22  and \$5,000,000 for payments authorized by section  
23  1201(b) of such Act; and \$4,100,000 for educational as-  
24  sistance, as authorized by section 1212 of such Act.

## 1       GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

2       SEC. 201. In addition to amounts otherwise made  
3 available in this title for official reception and representa-  
4 tion expenses, a total of not to exceed \$60,000 from funds  
5 appropriated to the Department of Justice in this title  
6 shall be available to the Attorney General for official re-  
7 ception and representation expenses.

8       SEC. 202. None of the funds appropriated by this  
9 title shall be available to pay for an abortion, except where  
10 the life of the mother would be endangered if the fetus  
11 were carried to term, or in the case of rape: *Provided*,  
12 That should this prohibition be declared unconstitutional  
13 by a court of competent jurisdiction, this section shall be  
14 null and void.

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

18       SEC. 204. Nothing in the preceding section shall re-  
19 move the obligation of the Director of the Bureau of Pris-  
20 ons to provide escort services necessary for a female in-  
21 mate to receive such service outside the Federal facility:  
22 *Provided*, That nothing in this section in any way dimin-  
23 ishes the effect of section 203 intended to address the phil-  
24 osophical beliefs of individual employees of the Bureau of  
25 Prisons.

1        SEC. 205. Not to exceed 5 percent of any appropria-  
2 tion made available for the current fiscal year for the De-  
3 partment of Justice in this Act may be transferred be-  
4 tween such appropriations, but no such appropriation, ex-  
5 cept as otherwise specifically provided, shall be increased  
6 by more than 10 percent by any such transfers: *Provided*,  
7 That any transfer pursuant to this section shall be treated  
8 as a reprogramming of funds under section 505 of this  
9 Act and shall not be available for obligation except in com-  
10 pliance with the procedures set forth in that section: *Pro-*  
11 *vided further*, That none of the funds appropriated to  
12 “Buildings and Facilities, Federal Prison System” in this  
13 or any other Act may be transferred to “Salaries and Ex-  
14 penses, Federal Prison System”, or any other Department  
15 of Justice account, unless the President certifies that such  
16 a transfer is necessary to the national security interests  
17 of the United States, and such authority shall not be dele-  
18 gated, and shall be subject to section 505 of this Act.

19        SEC. 206. The Attorney General is authorized to ex-  
20 tend through September 30, 2009, the Personnel Manage-  
21 ment Demonstration Project transferred to the Attorney  
22 General pursuant to section 1115 of the Homeland Secu-  
23 rity Act of 2002, Public Law 107–296 (6 U.S.C. 533)  
24 without limitation on the number of employees or the posi-  
25 tions covered.

1        SEC. 207. Notwithstanding any other provision of  
2 law, Public Law 102–395 section 102(b) shall extend to  
3 the Bureau of Alcohol, Tobacco, Firearms and Explosives  
4 in the conduct of undercover investigative operations and  
5 shall apply without fiscal year limitation with respect to  
6 any undercover investigative operation initiated by the Bu-  
7 reau of Alcohol, Tobacco, Firearms and Explosives that  
8 is necessary for the detection and prosecution of crimes  
9 against the United States.

10        SEC. 208. None of the funds made available to the  
11 Department of Justice in this Act may be used for the  
12 purpose of transporting an individual who is a prisoner  
13 pursuant to conviction for crime under State or Federal  
14 law and is classified as a maximum or high security pris-  
15 oner, other than to a prison or other facility certified by  
16 the Federal Bureau of Prisons as appropriately secure for  
17 housing such a prisoner.

18        SEC. 209. (a) None of the funds appropriated by this  
19 Act may be used by Federal prisons to purchase cable tele-  
20 vision services, to rent or purchase videocassettes, video-  
21 cassette recorders, or other audiovisual or electronic equip-  
22 ment used primarily for recreational purposes.

23        (b) The preceding sentence does not preclude the  
24 renting, maintenance, or purchase of audiovisual or elec-

1 tronic equipment for inmate training, religious, or edu-  
2 cational programs.

3       SEC. 210. None of the funds made available under  
4 this title shall be obligated or expended for SENTINEL,  
5 or for any other major new or enhanced information tech-  
6 nology program having total estimated development costs  
7 in excess of \$100,000,000, unless the Deputy Attorney  
8 General and the investment review board certify to the  
9 Committee on Appropriations that the information tech-  
10 nology program has appropriate program management  
11 and contractor oversight mechanisms in place, and that  
12 the program is compatible with the enterprise architecture  
13 of the Department of Justice.

14       SEC. 211. (a) Section 589a of title 28, United States  
15 Code, is amended in subsection (b) by—

16           (1) striking “and” in paragraph (8);

17           (2) striking the period in paragraph (9) and in-  
18 sserting “; and”; and

19           (3) adding the following new paragraph:

20           “(10) fines imposed under section 110(l) of title  
21 11, United States Code.”.

22       (b) Section 110(l)(4)(A) of title 11, United States  
23 Code, is amended to read as follows:

24           “(A) Fines imposed under this subsection in judicial  
25 districts served by United States trustees shall be paid to

1 the United States trustees, who shall deposit an amount  
2 equal to such fines in the United States Trustee Fund.”.

3       SEC. 212. (a) Section 1930(a) of title 28, United  
4 States Code, is amended in paragraph (6) by striking all  
5 that follows “whichever occurs first.” and inserting the  
6 following: “The fee shall be \$325 for each quarter in which  
7 disbursements total less than \$15,000; \$650 for each  
8 quarter in which disbursements total \$15,000 or more but  
9 less than \$75,000; \$975 for each quarter in which dis-  
10 bursements total \$75,000 or more but less than \$150,000;  
11 \$1,625 for each quarter in which disbursements total  
12 \$150,000 or more but less than \$225,000; \$1,950 for each  
13 quarter in which disbursements total \$225,000 or more  
14 but less than \$300,000; \$4,875 for each quarter in which  
15 disbursements total \$300,000 or more but less than  
16 \$1,000,000; \$6,500 for each quarter in which disburse-  
17 ments total \$1,000,000 or more but less than \$2,000,000;  
18 \$9,750 for each quarter in which disbursements total  
19 \$2,000,000 or more but less than \$3,000,000; \$10,400  
20 for each quarter in which disbursements total \$3,000,000  
21 or more but less than \$5,000,000; \$13,000 for each quar-  
22 ter in which disbursements total \$5,000,000 or more but  
23 less than \$15,000,000; \$20,000 for each quarter in which  
24 disbursements total \$15,000,000 or more but less than  
25 \$30,000,000; and \$30,000 for each quarter in which dis-

1 bursements total more than \$30,000,000. The fee shall  
2 be payable on the last day of the calendar month following  
3 the calendar quarter for which the fee is owed”.

4 (b) This section and the amendment made by this  
5 section shall take effect January 1, 2008, or the date of  
6 the enactment of this Act, whichever is later.

7 SEC. 213. None of the funds appropriated by this Act  
8 may be used to plan for, begin, continue, finish, process,  
9 or approve a public-private competition under the Office  
10 of Management and Budget Circular A-76 or any suc-  
11 cessor administrative regulation, directive, or policy for  
12 work performed by employees of the Bureau of Prisons  
13 or of Federal Prison Industries, Incorporated.

14 SEC. 214. The amounts otherwise provided by this  
15 title are revised by reducing the amount made available  
16 for “GENERAL ADMINISTRATION—SALARIES AND EX-  
17 PENSES”, and increasing the amount made available for  
18 “OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE  
19 AGAINST WOMEN PREVENTION AND PROSECUTION PRO-  
20 GRAMS” (consisting of an additional \$6,000,000 for grants  
21 to assist children and youth exposed to violence,  
22 \$6,000,000 for services to advocate for and respond to  
23 youth, \$1,000,000 for the national tribal sex offender reg-  
24 istry, and \$1,000,000 for research relating to violence  
25 against Indian women, as authorized by sections 41303,



1 41201, 905(b), and 904, respectively, of the Violence  
2 Against Women and Department of Justice Reauthoriza-  
3 tion Act of 2005), by \$14,000,000.

#### 4 TITLE III—SCIENCE

##### 5 OFFICE OF SCIENCE AND TECHNOLOGY POLICY

6 For necessary expenses of the Office of Science and  
7 Technology Policy, in carrying out the purposes of the Na-  
8 tional Science and Technology Policy, Organization, and  
9 Priorities Act of 1976 (42 U.S.C. 6601–6671), hire of  
10 passenger motor vehicles, and services as authorized by  
11 5 U.S.C. 3109, not to exceed \$2,500 for official reception  
12 and representation expenses, and rental of conference  
13 rooms in the District of Columbia, \$5,515,000.

##### 14 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

##### 15 SCIENCE

16 For necessary expenses, not otherwise provided for,  
17 in the conduct and support of science research and devel-  
18 opment activities, including research, development, oper-  
19 ations, support, and services; maintenance; construction of  
20 facilities including repair, rehabilitation, revitalization,  
21 and modification of facilities, construction of new facilities  
22 and additions to existing facilities, facility planning and  
23 design, and restoration, and acquisition or condemnation  
24 of real property, as authorized by law; environmental com-  
25 pliance and restoration; space flight, spacecraft control,

1 and communications activities; program management; per-  
2 sonnel and related costs, including uniforms or allowances  
3 therefor, as authorized by sections 5901 and 5902 of title  
4 5, United States Code; travel expenses; purchase and hire  
5 of passenger motor vehicles; not to exceed \$14,000 for of-  
6 ficial reception and representation expenses; and purchase,  
7 lease, charter, maintenance, and operation of mission and  
8 administrative aircraft, \$5,696,100,000, of which not less  
9 than \$278,000,000 shall be for the Hubble Space Tele-  
10 scope, not less than \$545,000,000 shall be for the James  
11 Webb Space Telescope, not less than \$90,000,000 shall  
12 be for the Global Precipitation Measurement mission, not  
13 less than \$625,700,000 shall be for the Mars Exploration  
14 Program, and not less than \$71,600,000 shall be for the  
15 Space Interferometry Mission, to remain available until  
16 September 30, 2009.

17 AERONAUTICS

18 For necessary expenses, not otherwise provided for,  
19 in the conduct and support of aeronautics research and  
20 development activities, including research, development,  
21 operations, support, and services; maintenance; construc-  
22 tion of facilities including repair, rehabilitation, revitaliza-  
23 tion, and modification of facilities, construction of new fa-  
24 cilities and additions to existing facilities, facility planning  
25 and design, and restoration, and acquisition or condemna-  
26 tion of real property, as authorized by law; environmental

1 compliance and restoration; space flight, spacecraft con-  
2 trol, and communications activities; program manage-  
3 ment; personnel and related costs, including uniforms or  
4 allowances therefor, as authorized by sections 5901 and  
5 5902 of title 5, United States Code; travel expenses; pur-  
6 chase and hire of passenger motor vehicles; not to exceed  
7 \$14,000 for official reception and representation expenses;  
8 and purchase, lease, charter, maintenance, and operation  
9 of mission and administrative aircraft, \$700,000,000 to  
10 remain available until September 30, 2009.

11 EXPLORATION

12 For necessary expenses, not otherwise provided for,  
13 in the conduct and support of exploration research and  
14 development activities, including research, development,  
15 operations, support, and services; maintenance; construc-  
16 tion of facilities including repair, rehabilitation, revitaliza-  
17 tion, and modification of facilities, construction of new fa-  
18 cilities and additions to existing facilities, facility planning  
19 and design, and restoration, and acquisition or condemna-  
20 tion of real property, as authorized by law; environmental  
21 compliance and restoration; space flight, spacecraft con-  
22 trol, and communications activities; program manage-  
23 ment, personnel and related costs, including uniforms or  
24 allowances therefor, as authorized by sections 5901 and  
25 5902 of title 5, United States Code; travel expenses; pur-  
26 chase and hire of passenger motor vehicles; not to exceed

1 \$14,000 for official reception and representation expenses;  
2 and purchase, lease, charter, maintenance, and operation  
3 of mission and administrative aircraft, \$3,923,800,000, to  
4 remain available until September 30, 2009: *Provided*,  
5 That none of the funds under this heading shall be used  
6 for any research, development, or demonstration activities  
7 related exclusively to the human exploration of Mars.

8 EDUCATION

9 For necessary expenses, not otherwise provided for,  
10 in carrying out aerospace and aeronautical education, in-  
11 cluding personnel and related costs, uniforms or allow-  
12 ances therefor, as authorized by sections 5901 and 5902  
13 of title 5, United States Code; travel expenses; purchase  
14 and hire of passenger motor vehicles; not to exceed \$4,000  
15 for official reception and representation expenses; and  
16 purchase, lease, charter, maintenance, and operation of  
17 mission and administrative aircraft, \$220,300,000 to re-  
18 main available until September 30, 2009.

19 CROSS-AGENCY SUPPORT PROGRAMS

20 For necessary expenses, not otherwise provided for,  
21 in the conduct and support of science, aeronautics and ex-  
22 ploration research and development activities, including  
23 research, development, operations, support, and services;  
24 maintenance; construction of facilities including repair, re-  
25 habilitation, revitalization, and modification of facilities,  
26 construction of new facilities and additions to existing fa-

1 cilities, facility planning and design, and restoration, and  
2 acquisition or condemnation of real property, as author-  
3 ized by law; environmental compliance and restoration;  
4 space flight, spacecraft control, and communications ac-  
5 tivities; program management; personnel and related  
6 costs, including uniforms or allowances therefor, as au-  
7 thorized by sections 5901 and 5902 of title 5, United  
8 States Code; travel expenses; purchase and hire of pas-  
9 senger motor vehicles; not to exceed \$10,000 for official  
10 reception and representation expenses; and purchase,  
11 lease, charter, maintenance, and operation of mission and  
12 administrative aircraft, \$356,000,000, to remain available  
13 until September 30, 2009.

14 **SPACE OPERATIONS**

15 For necessary expenses, not otherwise provided for,  
16 in the conduct and support of space operations research  
17 and development activities, including research, develop-  
18 ment, operations, support, and services; maintenance; con-  
19 struction of facilities including repair, rehabilitation, revi-  
20 talization, and modification of facilities, construction of  
21 new facilities and additions to existing facilities, facility  
22 planning and design, and restoration, and acquisition or  
23 condemnation of real property, as authorized by law; envi-  
24 ronmental compliance and restoration; space flight, space-  
25 craft control, and communications activities including op-  
26 erations, production, and services; program management;

1 personnel and related costs, including uniforms or allow-  
2 ances therefor, as authorized by sections 5901 and 5902  
3 of title 5, United States Code; travel expenses; purchase  
4 and hire of passenger motor vehicles; not to exceed  
5 \$14,000 for official reception and representation expenses;  
6 and purchase, lease, charter, maintenance, and operation  
7 of mission and administrative aircraft, \$6,691,700,000 to  
8 remain available until September 30, 2009.

9 OFFICE OF INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector  
11 General in carrying out the Inspector General Act of 1978,  
12 \$34,600,000, to remain available until September 30,  
13 2009.

14 ADMINISTRATIVE PROVISIONS  
15 (INCLUDING TRANSFER OF FUNDS)

16 Notwithstanding the limitation on the duration of  
17 availability of funds appropriated for “Science”, “Aero-  
18 nautics”, “Exploration”, “Cross-Agency Support Pro-  
19 grams”, or “Space Operations” under this title, when any  
20 activity has been initiated by the incurrence of obligations  
21 for construction of facilities or environmental compliance  
22 and restoration activities as authorized by law, such  
23 amount available for such activity shall remain available  
24 until expended. This provision does not apply to the  
25 amounts appropriated for institutional minor revitaliza-

1 tion and minor construction of facilities, and institutional  
2 facility planning and design.

3 Funds for announced prizes otherwise authorized  
4 shall remain available, without fiscal year limitation, until  
5 the prize is claimed or the offer is withdrawn. Funding  
6 shall not be made available for Centennial Challenges un-  
7 less authorized.

8 Funding made available under the headings  
9 “Science”, “Aeronautics”, “Exploration”, “Education”,  
10 “Cross-Agency Support Programs”, and “Space Oper-  
11 ations” for the National Aeronautics and Space Adminis-  
12 tration shall be governed by the terms and conditions spec-  
13 ified in the report accompanying this Act.

14 The unexpired balances of prior appropriations to the  
15 National Aeronautics and Space Administration for activi-  
16 ties for which funds are provided under this Act may be  
17 transferred to the new accounts established for the appro-  
18 priation that provides such activity under this Act. Bal-  
19 ances so transferred may be merged with funds in the  
20 newly established accounts and thereafter may be ac-  
21 counted for as one fund under the same terms and condi-  
22 tions.

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

1 transferred between such appropriations, but no such ap-  
2 propriation, except as otherwise specifically provided, shall  
3 be increased by more than 10 percent by any such trans-  
4 fers. Any transfer pursuant to this provision shall be treat-  
5 ed as a reprogramming of funds under section 505 of this  
6 Act and shall not be available for obligation except in com-  
7 pliance with the procedures set forth in that section.

8       Notwithstanding any other provision of law, no funds  
9 shall be used to implement any Reduction in Force or  
10 other involuntary separations (except for cause) by the  
11 National Aeronautics and Space Administration prior to  
12 September 30, 2008.

13       The Administrator of the National Aeronautics and  
14 Space Administration shall prepare a strategy for mini-  
15 mizing job losses when the National Aeronautics and  
16 Space Administration transitions from the Space Shuttle  
17 to a successor human-rated space transport vehicle. This  
18 strategy shall include: (1) specific initiatives that the Na-  
19 tional Aeronautics and Space Administration has under-  
20 taken, or plans to undertake, to maximize the utilization  
21 of existing civil service and contractor workforces at each  
22 of the affected Centers; (2) efforts to equitably distribute  
23 tasks and workload between the Centers to mitigate the  
24 brunt of job losses being borne by only certain Centers;  
25 (3) new workload, tasks, initiatives, and missions being



1 secured for the affected Centers; and (4) overall projec-  
2 tions of future civil service and contractor workforce levels  
3 at the affected Centers. The Administrator shall transmit  
4 this strategy to Congress not later than 90 days after the  
5 date of enactment of this Act. The Administrator shall up-  
6 date and transmit to Congress this strategy not less than  
7 every six months thereafter until the successor human-  
8 rated space transport vehicle is fully operational.

9 NATIONAL SCIENCE FOUNDATION

10 RESEARCH AND RELATED ACTIVITIES

11 For necessary expenses in carrying out the National  
12 Science Foundation Act of 1950 (42 U.S.C. 1861–1875),  
13 and Public Law 86–209, relating to the National Medal  
14 of Science (42 U.S.C. 1880–1881); services as authorized  
15 by 5 U.S.C. 3109; maintenance and operation of aircraft  
16 and purchase of flight services for research support; acqui-  
17 sition of aircraft; and authorized travel; \$5,139,690,000,  
18 to remain available until September 30, 2009, of which  
19 not to exceed \$510,000,000 shall remain available until  
20 expended for polar research and operations support, and  
21 for reimbursement to other Federal agencies for oper-  
22 ational and science support and logistical and other re-  
23 lated activities for the United States Antarctic program:  
24 *Provided*, That receipts for scientific support services and  
25 materials furnished by the National Research Centers and

1 other National Science Foundation supported research fa-  
2 cilities may be credited to this appropriation.

3 MAJOR RESEARCH EQUIPMENT AND FACILITIES

4 CONSTRUCTION

5 For necessary expenses for the acquisition, construc-  
6 tion, commissioning, and upgrading of major research  
7 equipment, facilities, and other such capital assets pursu-  
8 ant to the National Science Foundation Act of 1950 (42  
9 U.S.C. 1861–1875), including authorized travel,  
10 \$244,740,000, to remain available until expended.

11 EDUCATION AND HUMAN RESOURCES

12 For necessary expenses in carrying out science and  
13 engineering education and human resources programs and  
14 activities pursuant to the National Science Foundation  
15 Act of 1950 (42 U.S.C. 1861–1875), including services  
16 as authorized by 5 U.S.C. 3109, authorized travel, and  
17 rental of conference rooms in the District of Columbia,  
18 \$822,600,000, to remain available until September 30,  
19 2009.

20 AGENCY OPERATIONS AND AWARD MANAGEMENT

21 For agency operations and award management nec-  
22 essary in carrying out the National Science Foundation  
23 Act of 1950 (42 U.S.C. 1861–1875); services authorized  
24 by 5 U.S.C. 3109; hire of passenger motor vehicles; not  
25 to exceed \$9,000 for official reception and representation  
26 expenses; uniforms or allowances therefor, as authorized

1 by 5 U.S.C. 5901–5902; rental of conference rooms in the  
2 District of Columbia; and reimbursement of the General  
3 Services Administration for security guard services;  
4 \$285,590,000 (reduced by \$10,000,000): *Provided*, That  
5 contracts may be entered into under this heading in fiscal  
6 year 2008 for maintenance and operation of facilities, and  
7 for other services, to be provided during the next fiscal  
8 year.

9 OFFICE OF THE NATIONAL SCIENCE BOARD

10 For necessary expenses (including payment of sala-  
11 ries, authorized travel, hire of passenger motor vehicles,  
12 the rental of conference rooms in the District of Columbia,  
13 and the employment of experts and consultants under sec-  
14 tion 3109 of title 5, United States Code) involved in car-  
15 rying out section 4 of the National Science Foundation  
16 Act of 1950 (42 U.S.C. 1863) and Public Law 86–209  
17 (42 U.S.C. 1880–1881), \$4,030,000, to remain available  
18 until September 30, 2009: *Provided*, That not more than  
19 \$9,000 shall be available for official reception and rep-  
20 resentation expenses.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses of the Office of Inspector  
23 General as authorized by the Inspector General Act of  
24 1978, \$12,350,000, to remain available until September  
25 30, 2009.

## 1 TITLE IV—RELATED AGENCIES

## 2 COMMISSION ON CIVIL RIGHTS

## 3 SALARIES AND EXPENSES

4 For necessary expenses of the Commission on Civil  
5 Rights, including hire of passenger motor vehicles,  
6 \$9,000,000: *Provided*, That none of the funds appro-  
7 priated in this paragraph shall be used to employ in excess  
8 of four full-time individuals under Schedule C of the Ex-  
9 cepted Service exclusive of one special assistant for each  
10 Commissioner: *Provided further*, That none of the funds  
11 appropriated in this paragraph shall be used to reimburse  
12 Commissioners for more than 75 billable days, with the  
13 exception of the chairperson, who is permitted 125 billable  
14 days.

## 15 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

## 16 SALARIES AND EXPENSES

17 For necessary expenses of the Equal Employment  
18 Opportunity Commission as authorized by title VII of the  
19 Civil Rights Act of 1964, the Age Discrimination in Em-  
20 ployment Act of 1967, the Equal Pay Act of 1963, the  
21 Americans with Disabilities Act of 1990, and the Civil  
22 Rights Act of 1991, including services as authorized by  
23 5 U.S.C. 3109; hire of passenger motor vehicles as author-  
24 ized by 31 U.S.C. 1343(b); nonmonetary awards to private  
25 citizens; and not to exceed \$28,000,000 for payments to

1 State and local enforcement agencies for authorized serv-  
2 ices to the Commission, \$332,748,000: *Provided*, That the  
3 Commission is authorized to make available for official re-  
4 ception and representation expenses not to exceed \$2,500  
5 from available funds: *Provided further*, That no funds  
6 made available under this heading may be used to  
7 outsource operations of the National Contact Center.

8 INTERNATIONAL TRADE COMMISSION

9 SALARIES AND EXPENSES

10 For necessary expenses of the International Trade  
11 Commission, including hire of passenger motor vehicles,  
12 and services as authorized by 5 U.S.C. 3109, and not to  
13 exceed \$2,500 for official reception and representation ex-  
14 penses, \$68,400,000, to remain available until expended.

15 LEGAL SERVICES CORPORATION

16 PAYMENT TO THE LEGAL SERVICES CORPORATION

17 For payment to the Legal Services Corporation to  
18 carry out the purposes of the Legal Services Corporation  
19 Act of 1974, \$377,000,000, of which \$355,134,000 is for  
20 basic field programs and required independent audits;  
21 \$3,041,000 is for the Office of Inspector General, of which  
22 such amounts as may be necessary may be used to conduct  
23 additional audits of recipients; \$13,825,000 is for manage-  
24 ment and administration; \$4,000,000 is for client self-help

1 and information technology; and \$1,000,000 is for loan  
2 repayment assistance.

3 ADMINISTRATIVE PROVISION—LEGAL SERVICES

4 CORPORATION

5 None of the funds appropriated in this Act to the  
6 Legal Services Corporation shall be expended for any pur-  
7 pose prohibited or limited by, or contrary to any of the  
8 provisions of, sections 501 through 506 of Public Law  
9 105–119, and all funds appropriated in this Act to the  
10 Legal Services Corporation shall be subject to the same  
11 terms and conditions set forth in such sections, except that  
12 all references in sections 502 and 503 to 1997 and 1998  
13 shall be deemed to refer instead to 2007 and 2008, respec-  
14 tively.

15 MARINE MAMMAL COMMISSION

16 SALARIES AND EXPENSES

17 For necessary expenses of the Marine Mammal Com-  
18 mission as authorized by title II of Public Law 92–522,  
19 \$3,000,000.

20 NATIONAL VETERANS BUSINESS DEVELOPMENT

21 CORPORATION

22 SALARIES AND EXPENSES

23 For necessary expenses of the National Veterans  
24 Business Development Corporation established under sec-  
25 tion 33 of the Small Business Act (15 U.S.C. 657e),  
26 \$2,500,000, to remain available until expended.

1           OFFICE OF THE UNITED STATES TRADE  
2                           REPRESENTATIVE  
3                           SALARIES AND EXPENSES

4           For necessary expenses of the Office of the United  
5 States Trade Representative, including the hire of pas-  
6 senger motor vehicles and the employment of experts and  
7 consultants as authorized by 5 U.S.C. 3109, \$48,407,000,  
8 of which \$1,000,000 shall remain available until expended:  
9 *Provided*, That not to exceed \$124,000 shall be available  
10 for official reception and representation expenses: *Pro-*  
11 *vided further*, That negotiations of the United States at  
12 the World Trade Organization shall be conducted con-  
13 sistent with the trade negotiating objectives of the United  
14 States contained in section 2102 of the Bipartisan Trade  
15 Promotion Authority Act of 2002 (19 U.S.C. 3802).

16                           STATE JUSTICE INSTITUTE  
17                           SALARIES AND EXPENSES

18           For necessary expenses of the State Justice Institute,  
19 as authorized by the State Justice Institute Authorization  
20 Act of 1984 (42 U.S.C. 10701 et seq.), \$4,640,000: *Pro-*  
21 *vided*, That not to exceed \$2,500 shall be available for offi-  
22 cial reception and representation expenses.

## 1 TITLE V—GENERAL PROVISIONS

2 (INCLUDING TRANSFER OF FUNDS)

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

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

9 SEC. 503. The expenditure of any appropriation  
10 under this Act for any consulting service through procure-  
11 ment contract, pursuant to 5 U.S.C. 3109, shall be limited  
12 to those contracts where such expenditures are a matter  
13 of public record and available for public inspection, except  
14 where otherwise provided under existing law, or under ex-  
15 isting Executive order issued pursuant to existing law.

16 SEC. 504. If any provision of this Act or the applica-  
17 tion of such provision to any person or circumstances shall  
18 be held invalid, the remainder of the Act and the applica-  
19 tion of each provision to persons or circumstances other  
20 than those as to which it is held invalid shall not be af-  
21 fected thereby.

22 SEC. 505. (a) None of the funds provided under this  
23 Act, or provided under previous appropriations Acts to the  
24 agencies funded by this Act that remain available for obli-  
25 gation or expenditure in fiscal year 2008, or provided from



1 any accounts in the Treasury of the United States derived  
2 by the collection of fees available to the agencies funded  
3 by this Act, shall be available for obligation or expenditure  
4 through a reprogramming of funds that: (1) creates new  
5 programs; (2) eliminates a program, project, or activity;  
6 (3) increases funds or personnel by any means for any  
7 project or activity for which funds have been denied or  
8 restricted; (4) relocates an office or employees; (5) reorga-  
9 nizes offices, programs or activities; or (6) contracts out  
10 or privatizes any functions or activities presently per-  
11 formed by Federal employees; unless the Committee on  
12 Appropriations is notified 15 days in advance of such re-  
13 programming of funds.

14 (b) None of the funds provided under this Act, or  
15 provided under previous appropriations Acts to the agen-  
16 cies funded by this Act that remain available for obligation  
17 or expenditure in fiscal year 2008, or provided from any  
18 accounts in the Treasury of the United States derived by  
19 the collection of fees available to the agencies funded by  
20 this Act, shall be available for obligation or expenditure  
21 for activities, programs, or projects through a reprogram-  
22 ming of funds in excess of \$500,000 or 10 percent, which-  
23 ever is less, that: (1) augments existing programs,  
24 projects, or activities; (2) reduces by 10 percent funding  
25 for any existing program, project, or activity, or numbers

1 of personnel by 10 percent as approved by Congress; or  
2 (3) results from any general savings, including savings  
3 from a reduction in personnel, which would result in a  
4 change in existing programs, activities, or projects as ap-  
5 proved by Congress; unless the Committee on Appropria-  
6 tions is notified 15 days in advance of such reprogram-  
7 ming of funds.

8       SEC. 506. Hereafter, none of the funds made avail-  
9 able in this Act may be used to implement, administer,  
10 or enforce any guidelines of the Equal Employment Op-  
11 portunity Commission covering harassment based on reli-  
12 gion, when it is made known to the Federal entity or offi-  
13 cial to which such funds are made available that such  
14 guidelines do not differ in any respect from the proposed  
15 guidelines published by the Commission on October 1,  
16 1993 (58 Fed. Reg. 51266).

17       SEC. 507. If it has been finally determined by a court  
18 or Federal agency that any person intentionally affixed a  
19 label bearing a “Made in America” inscription, or any in-  
20 scription with the same meaning, to any product sold in  
21 or shipped to the United States that is not made in the  
22 United States, the person shall be ineligible to receive any  
23 contract or subcontract made with funds made available  
24 in this Act, pursuant to the debarment, suspension, and

1 ineligibility procedures described in sections 9.400 through  
2 9.409 of title 48, Code of Federal Regulations.

3       SEC. 508. The Departments of Commerce and Jus-  
4 tice, the National Science Foundation, and the National  
5 Aeronautics and Space Administration, shall provide to  
6 the Committee on Appropriations a quarterly accounting  
7 of the cumulative balances of any unobligated funds that  
8 were received by such agency during any previous fiscal  
9 year.

10       SEC. 509. Any costs incurred by a department or  
11 agency funded under this Act resulting from personnel ac-  
12 tions taken in response to funding reductions included in  
13 this Act shall be absorbed within the total budgetary re-  
14 sources available to such department or agency: *Provided*,  
15 That the authority to transfer funds between appropria-  
16 tions accounts as may be necessary to carry out this sec-  
17 tion is provided in addition to authorities included else-  
18 where in this Act: *Provided further*, That use of funds to  
19 carry out this section shall be treated as a reprogramming  
20 of funds under section 505 of this Act and shall not be  
21 available for obligation or expenditure except in compli-  
22 ance with the procedures set forth in that section.

23       SEC. 510. None of the funds provided by this Act  
24 shall be available to promote the sale or export of tobacco  
25 or tobacco products, or to seek the reduction or removal

1 by any foreign country of restrictions on the marketing  
2 of tobacco or tobacco products, except for restrictions  
3 which are not applied equally to all tobacco or tobacco  
4 products of the same type.

5 SEC. 511. None of the funds appropriated pursuant  
6 to this Act or any other provision of law may be used for—

7 (1) the implementation of any tax or fee in con-  
8 nection with the implementation of section 922(t) of  
9 title 18, United States Code; and

10 (2) any system to implement section 922(t) of  
11 title 18, United States Code, that does not require  
12 and result in the destruction of any identifying in-  
13 formation submitted by or on behalf of any person  
14 who has been determined not to be prohibited from  
15 possessing or receiving a firearm no more than 24  
16 hours after the system advises a Federal firearms li-  
17 censee that possession or receipt of a firearm by the  
18 prospective transferee would not violate subsection  
19 (g) or (n) of section 922 of title 18, United States  
20 Code, or State law.

21 SEC. 512. None of the funds made available in this  
22 Act may be used to pay the salaries and expenses of per-  
23 sonnel of the Department of Justice to obligate more than  
24 \$635,000,000 during fiscal year 2008 from the fund es-  
25 tablished by section 1402 of chapter XIV of title II of

1 Public Law 98–473 (42 U.S.C. 10601), and the amount  
2 otherwise provided under this Act for Department of Com-  
3 merce, Departmental Management, Salaries and Expenses  
4 is reduced by \$10,000,000.

5       SEC. 513. None of the funds made available to the  
6 Department of Justice in this Act may be used to discrimi-  
7 nate against or denigrate the religious or moral beliefs of  
8 students who participate in programs for which financial  
9 assistance is provided from those funds, or of the parents  
10 or legal guardians of such students.

11       SEC. 514. None of the funds made available in this  
12 Act may be transferred to any department, agency, or in-  
13 strumentality of the United States Government, except  
14 pursuant to a transfer made by, or transfer authority pro-  
15 vided in, this Act or any other appropriations Act.

16       SEC. 515. Any funds provided in this Act used to im-  
17 plement E-Government Initiatives shall be subject to the  
18 procedures set forth in section 505 of this Act.

19       SEC. 516. (a) Tracing studies conducted by the Bu-  
20 reau of Alcohol, Tobacco, Firearms and Explosives are re-  
21 leased without adequate disclaimers regarding the limita-  
22 tions of the data.

23       (b) The Bureau of Alcohol, Tobacco, Firearms and  
24 Explosives shall include in all such data releases, language  
25 similar to the following that would make clear that trace

1 data cannot be used to draw broad conclusions about fire-  
2 arms-related crime:

3           (1) Firearm traces are designed to assist law  
4 enforcement authorities in conducting investigations  
5 by tracking the sale and possession of specific fire-  
6 arms. Law enforcement agencies may request fire-  
7 arms traces for any reason, and those reasons are  
8 not necessarily reported to the Federal Government.  
9 Not all firearms used in crime are traced and not all  
10 firearms traced are used in crime.

11           (2) Firearms selected for tracing are not chosen  
12 for purposes of determining which types, makes, or  
13 models of firearms are used for illicit purposes. The  
14 firearms selected do not constitute a random sample  
15 and should not be considered representative of the  
16 larger universe of all firearms used by criminals, or  
17 any subset of that universe. Firearms are normally  
18 traced to the first retail seller, and sources reported  
19 for firearms traced do not necessarily represent the  
20 sources or methods by which firearms in general are  
21 acquired for use in crime.

22       SEC. 517. None of the funds appropriated or other-  
23 wise made available under this Act may be used to issue  
24 patents on claims directed to or encompassing a human  
25 organism.

1       SEC. 518. None of the funds made available in this  
2 Act shall be used in any way whatsoever to support or  
3 justify the use of torture by any official or contract em-  
4 ployee of the United States Government.

5       SEC. 519. (a) Notwithstanding any other provision  
6 of law or treaty, none of the funds appropriated or other-  
7 wise made available under this Act or any other Act may  
8 be expended or obligated by a department, agency, or in-  
9 strumentality of the United States to pay administrative  
10 expenses or to compensate an officer or employee of the  
11 United States in connection with requiring an export li-  
12 cense for the export to Canada of components, parts, ac-  
13 cessories or attachments for firearms listed in Category  
14 I, section 121.1 of title 22, Code of Federal Regulations  
15 (International Trafficking in Arms Regulations (ITAR),  
16 part 121, as it existed on April 1, 2005) with a total value  
17 not exceeding \$500 wholesale in any transaction, provided  
18 that the conditions of subsection (b) of this section are  
19 met by the exporting party for such articles.

20       (b) The foregoing exemption from obtaining an ex-  
21 port license—

22               (1) does not exempt an exporter from filing any  
23 Shipper's Export Declaration or notification letter  
24 required by law, or from being otherwise eligible  
25 under the laws of the United States to possess, ship,

1 transport, or export the articles enumerated in sub-  
2 section (a); and

3 (2) does not permit the export without a license  
4 of—

5 (A) fully automatic firearms and compo-  
6 nents and parts for such firearms, other than  
7 for end use by the Federal Government, or a  
8 Provincial or Municipal Government of Canada;

9 (B) barrels, cylinders, receivers (frames) or  
10 complete breech mechanisms for any firearm  
11 listed in Category I, other than for end use by  
12 the Federal Government, or a Provincial or Mu-  
13 nicipal Government of Canada; or

14 (C) articles for export from Canada to an-  
15 other foreign destination.

16 (c) In accordance with this section, the District Di-  
17 rectors of Customs and postmasters shall permit the per-  
18 manent or temporary export without a license of any un-  
19 classified articles specified in subsection (a) to Canada for  
20 end use in Canada or return to the United States, or tem-  
21 porary import of Canadian-origin items from Canada for  
22 end use in the United States or return to Canada for a  
23 Canadian citizen.

24 (d) The President may require export licenses under  
25 this section on a temporary basis if the President deter-



1 mines, upon publication first in the Federal Register, that  
2 the Government of Canada has implemented or main-  
3 tained inadequate import controls for the articles specified  
4 in subsection (a), such that a significant diversion of such  
5 articles has and continues to take place for use in inter-  
6 national terrorism or in the escalation of a conflict in an-  
7 other nation. The President shall terminate the require-  
8 ments of a license when reasons for the temporary require-  
9 ments have ceased.

10 SEC. 520. Notwithstanding any other provision of  
11 law, no department, agency, or instrumentality of the  
12 United States receiving appropriated funds under this Act  
13 or any other Act shall obligate or expend in any way such  
14 funds to pay administrative expenses or the compensation  
15 of any officer or employee of the United States to deny  
16 any application submitted pursuant to section 38(b)(1) of  
17 the Arms Control Export Act (22 U.S.C. 2778(b)(1)(B))  
18 and qualified pursuant to 27 CFR 478.112 or 478.113,  
19 for a permit to import United States origin “curios or rel-  
20 ics” firearms, parts, or ammunition.

21 SEC. 521. None of the funds made available in this  
22 Act may be used to include in any new bilateral or multi-  
23 lateral trade agreement the text of—

24 (1) paragraph 2 of article 16.7 of the United  
25 States-Singapore Free Trade Agreement;

1           (2) paragraph 4 of article 17.9 of the United  
2           States-Australia Free Trade Agreement; or

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

5           SEC. 522. Section 313(a) of the National Aeronautics  
6 and Space Act of 1958 (42 U.S.C. 2459f(a)) is amended  
7 by striking paragraph (2) and redesignating paragraph  
8 (3) as paragraph (2).

9           SEC. 523. None of the funds made available in this  
10 Act may be used to authorize or issue a national security  
11 letter in contravention of any of the following laws author-  
12 izing the Federal Bureau of Investigation to issue national  
13 security letters: The Right to Financial Privacy Act; The  
14 Electronic Communications Privacy Act; The Fair Credit  
15 Reporting Act; The National Security Act of 1947; and  
16 the laws amended by these Acts.

17          SEC. 524. None of the funds made available by this  
18 Act may be used to implement the revision to Office of  
19 Management and Budget Circular A-76 made on May 29,  
20 2003.

21          SEC. 525. Section 101(k) of the Emergency Steel  
22 Loan Guarantee Act of 1999 (15 U.S.C. 1841 note) is  
23 amended by striking “2007” and inserting “2009”.

1       SEC. 526. Section 605 of the Harmful Algal Bloom  
2 and Hypoxia Research and Control Act of 1998 (16  
3 U.S.C. 1451 note) is amended—

4           (1) in the matter preceding paragraph (1) by  
5 striking “\$25,500,000 for fiscal year 2008” and in-  
6 serting “\$30,000,000 for each of fiscal years 2008  
7 through 2010”;

8           (2) in each of paragraphs (1), (2), (3), (4), and  
9 (6) by striking “2008” and inserting “2010”; and

10          (3) in paragraph (5) by striking “fiscal year  
11 2008” and inserting “each of fiscal years 2008  
12 through 2010”.

13       SEC. 527. Effective January 13, 2007, section 303A  
14 of the Magnuson-Stevens Fishery Conservation and Man-  
15 agement Act (16 U.S.C. 1853a) is amended—

16           (1) by striking “association” in subsection  
17 (c)(4)(A)(iii) and inserting “association, among will-  
18 ing parties”;

19           (2) by striking paragraph (2) of subsection (i);

20           (3) by striking “(1) IN GENERAL.—” in sub-  
21 section (i) and resetting paragraph (1) as a full  
22 measure paragraph following “(i) TRANSITION  
23 RULES.—”; and

24           (4) by redesignating subparagraphs (A), (B),  
25 and (C) of subsection (i)(1) (before its amendment

1 by paragraph (3)) as paragraphs (1), (2), and (3),  
2 respectively and resetting them as indented para-  
3 graphs 2 ems from the left margin.

4 SEC. 528. None of the funds made available in this  
5 Act may be used to enter into a contract with an entity  
6 that does not participate in the basic pilot program de-  
7 scribed in section 403(a) of the Illegal Immigration Re-  
8 form and Immigrant Responsibility Act of 1996 (8 U.S.C.  
9 1324a note).

10 SEC. 529. The amounts otherwise provided by this  
11 Act are revised by reducing the amount made available  
12 for “DEPARTMENTAL MANAGEMENT—SALARIES AND EX-  
13 PENSES”, and by increasing the amount made available  
14 for “OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE  
15 AGAINST WOMEN PREVENTION AND PROSECUTION PRO-  
16 GRAMS” for the court training and improvements program  
17 authorized by section 105 of the Violence Against Women  
18 and Department of Justice Reauthorization Act of 2005  
19 (Public Law 109–162), by \$5,000,000.

20 TITLE VI—RESCISSIONS

21 DEPARTMENT OF COMMERCE

22 (RESCISSION)

23 Of the unobligated balances available to the Depart-  
24 ment of Commerce from prior year appropriations,  
25 \$41,848,000 are rescinded: *Provided*, That within 30 days

1 after the date of the enactment of this section the Sec-  
2 retary of Commerce shall submit to the Committee on Ap-  
3 propriations of the House of Representatives a report  
4 specifying the amount of each rescission made pursuant  
5 to this section.

6 DEPARTMENT OF JUSTICE

7 (RESCISSION)

8 Of the unobligated balances available to the Depart-  
9 ment of Justice from prior year appropriations,  
10 \$86,000,000 are rescinded: *Provided*, That within 30 days  
11 after the date of the enactment of this section the Attor-  
12 ney General shall submit to the Committee on Appropria-  
13 tions of the House of Representatives and the Senate a  
14 report specifying the amount of each rescission made pur-  
15 suant to this section.

16 GENERAL ADMINISTRATION

17 WORKING CAPITAL FUND

18 (RESCISSION)

19 Of the unobligated balances available under this  
20 heading, \$41,000,000 are rescinded.

21 DETENTION TRUSTEE

22 (RESCISSION)

23 Of the unobligated balances available from prior year  
24 appropriations under this heading, \$135,000,000 are re-  
25 scinded.

## 1                   LEGAL ACTIVITIES

## 2                   ASSETS FORFEITURE FUND

## 3                   (RESCISSION)

4           Of the unobligated balances available under this  
5 heading, \$240,000,000 are rescinded.

## 6                   OFFICE OF JUSTICE PROGRAMS

## 7                   (RESCISSION)

8           Of the unobligated recoveries from prior year appro-  
9 priations available under this heading, \$87,500,000 are  
10 rescinded.

## 11                  COMMUNITY ORIENTED POLICING SERVICES

## 12                  (RESCISSIONS)

13           Of the unobligated recoveries from prior year appro-  
14 priations available under this heading for purposes other  
15 than program management and administration,  
16 \$87,500,000 are rescinded.

17           Of the unobligated funds previously appropriated  
18 from the Violent Crime Reduction Trust Fund under this  
19 heading, \$10,278,000 are rescinded.

## 20                  NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

## 21                  (RESCISSION)

22           Of the unobligated balances available to the National  
23 Aeronautics and Space Administration from prior year ap-  
24 propriations, \$69,832,000 are rescinded: *Provided*, That  
25 within 30 days after the date of the enactment of this sec-  
26 tion the Administrator shall submit to the Committees on

1 Appropriations of the House of Representatives a report  
2 specifying the amount of each rescission made pursuant  
3 to this section.

4 NATIONAL SCIENCE FOUNDATION

5 (RESCISSION)

6 Of the unobligated balances available to the National  
7 Science Foundation from prior year appropriations,  
8 \$24,000,000 are rescinded: *Provided*, That within 30 days  
9 after the date of the enactment of this section the Director  
10 shall submit to the Committee on Appropriations of the  
11 House of Representatives a report specifying the amount  
12 of each rescission made pursuant to this section.

13 TITLE VII—ADDITIONAL GENERAL PROVISIONS

14 SEC. 701. None of the funds made available in this  
15 Act may be used for business-class or first-class airline  
16 travel by employees of the Department of Commerce in  
17 contravention of sections 301–10.122 through 301.10–124  
18 of title 41, Code of Federal Regulations.

19 SEC. 702. None of the funds appropriated in this Act  
20 may be used to enforce—

21 (1) the judgment of the United States District  
22 Court for the Western District of Texas in the case  
23 of United States v. Ignacio Ramos, Et Al. (No.  
24 EP:05–CR–856–KC) decided March 8, 2006; and

1           (2) the sentences imposed by the United States  
2           District Court for the Western District of Texas in  
3           the case of United States v. Ignacio Ramos, Et Al.  
4           (No. EP:05–CR–856–KC) on October 19, 2006.

5           SEC. 703. None of the funds made available in this  
6           Act may be used in contravention of section 642(a) of the  
7           Illegal Immigration Reform and Immigrant Responsibility  
8           Act of 1996 (8 U.S.C. 1373(a)).

9           SEC. 704. None of the funds made available in this  
10          Act may be used in contravention of section 402(e)(1) of  
11          the Illegal Immigration Reform and Immigrant Respon-  
12          sibility Act of 1996 (8 U.S.C. 1324a note).

13          SEC. 705. None of the funds made available in this  
14          Act may be used to carry out the decision of the United  
15          States Court of Appeals for the Second Circuit in Lin,  
16          et al. v. United States Department of Justice rendered  
17          on July 16, 2007.

18          SEC. 706. The amounts otherwise provided in this  
19          Act are revised by reducing the amount made available  
20          for the “DEPARTMENT OF JUSTICE—Office of Jus-  
21          tice Programs—state and local law enforcement assist-  
22          ance” and by increasing the amount made available for  
23          the “DEPARTMENT OF JUSTICE—Office of Justice  
24          Programs—state and local law enforcement assistance” by  
25          \$10,000,000 and \$10,000,000, respectively.



1       SEC. 707. The amount otherwise provided in this Act  
2 for “Department of Justice” is hereby reduced by  
3 \$10,000,000 and increased by \$10,000,000.

4       SEC. 708. None of the funds made available in this  
5 Act may be used in violation of subtitle A of title VIII  
6 (International Space Station Independent Safety  
7 Taskforce) of the NASA Authorization Act of 2005 (Pub-  
8 lic Law 109–155).

9       SEC. 709. None of the funds in this Act may be used  
10 to employ workers described in section 274A(h)(3) of the  
11 Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

12       SEC. 710. None of the funds made available in this  
13 Act may be used to send or otherwise pay for the attend-  
14 ance of more than 50 employees from a Federal depart-  
15 ment or agency at any single conference occurring outside  
16 the United States.

17       SEC. 711. None of the funds made available by this  
18 Act may be used to enforce the amendments made by sub-  
19 title A of title II of Public Law 107–155.

20       SEC. 712. None of the funds made available in this  
21 Act may be used to purchase light bulbs unless the light  
22 bulbs have the “ENERGY STAR” or “Federal Energy  
23 Management Program” designation.

1        This Act may be cited as the “Commerce, Justice,  
2 Science, and Related Agencies Appropriations Act, 2008”.

Passed the House of Representatives July 26, 2007.

Attest:                    LORRAINE C. MILLER,  
*Clerk.*



Calendar No. 289

110<sup>TH</sup> CONGRESS  
1<sup>ST</sup> Session

**H. R. 3093**

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**AN ACT**

Making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

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JULY 30, 2007

Received; read twice and placed on the calendar