

AMENDMENTS ADOPTED TO THE
COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
FOR FY 2012

Full Committee Markup
House Appropriations Committee
Wednesday, July 13, 2011

HO 1690 TO BY
VV

An Amendment Offered by Mr. Wolf of Virginia

Commerce, Justice, Science
and Related Agencies Appropriations Bill, FY 2012

On page 67, line 25 of the bill, before the period, insert the following:

: *Provided*, That NASA shall implement the recommendations of the most recent National Research Council planetary decadal survey and shall follow the decadal survey's recommended decision rules regarding program implementation, including a strict adherence to the recommendation that NASA include in a balanced program a flagship class mission if such mission can be appropriately de-scoped and accommodated within the overall funding levels appropriated by Congress

On page 47 of the Report, strike the first full paragraph and insert the following:

Gulf Coast Claims Facility.—The Committee is aware of the ongoing controversy regarding the payment of claims to victims of the Deepwater Horizon oil spill under the Gulf Coast Claims Facility (GCCF) and the Department's concerns regarding the application of appropriate standards for the GCCF under existing Federal law. The Committee appreciates the testimony of the Attorney General that DOJ will do as much as it can to make sure that the claims process works for the residents of the Gulf Coast. To ensure that the GCCF is operating in accordance with the letter and intent of existing law, and in a timely, transparent and consistent manner, the Committee directs the Department, in consultation with the Government Accountability Office (GAO), to identify an independent auditor to evaluate GCCF's claims determination methodologies and the qualifications of GCCF personnel.

On page 48 of the Report, at the end of the first full paragraph, insert the following:

The Committee encourages the Department to leverage the technologies it has deployed in the national capital region's Integrated Wireless Network as it considers future deployments in other regions.

On page 54 of the Report, at the end of the paragraph entitled "White collar crime.—", insert the following:

The Committee expects the FBI to investigate thoroughly complex, high-priority financial and mortgage fraud cases, including those that may have contributed to the financial crisis and the crisis in the housing sector.

On page 55 of the Report, strike the second full paragraph and insert the following:

Southwest border and Caribbean enforcement. --The Committee expects DEA, within the funding provided, to prioritize resources for law enforcement activities on the Southwest border, in Mexico and the Caribbean, including continuation of funding for additional positions originally provided through supplemental appropriations in fiscal years 2009 and 2010, and for the Mexican Sensitive Investigation Unit program.

On page 56 of the Report, at the end of the first full paragraph before the period insert the following:

,including in the Caribbean region.

On page 70 of the Report, before the first full paragraph, insert the following:

The Committee directs NASA to continue aggressive efforts to ensure a seamless employment transition for Space Shuttle program employees. These efforts should include the provision of individualized assistance for affected employees (civil servants and contractors) to ensure that they have access to all necessary training and skills development opportunities; notices of employment openings within NASA or known openings in other government agencies or the private sector; and information about potential non-employment options, such as early retirement or unemployment benefits. NASA should make a particular effort to reach out to other government agencies with active aerospace programs, such as the Department of Defense, in order to match departing employees with new potential employers.

NASA is also directed to report to the Committee by September 30, 2012 with comprehensive outcome data on the Shuttle workforce. Those data should include the number of Shuttle workers who departed from the agency or one of its prime contractors prior to August 31, 2012; an accounting of how many of those departed employees received individualized transition assistance from NASA prior to their departure; and a breakdown of post-Shuttle employment status for those employees as of August 31, 2012 (retired, unemployed, moved within NASA, moved to a different government agency).

Carter J

Added to
288-19

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE,
AND RELATED AGENCIES APPROPRIATIONS BILL
OFFERED BY MR. CARTER OF TEXAS**

At the end of the bill (before the short title), add the following:

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

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

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



McCollum 1
McCollum 2
en bloc
agreed to

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MS. MCCOLLUM OF MINNESOTA**

Page 103, after line 22, insert the following new section (and redesignate the succeeding section accordingly):

1 SEC. 539. None of the funds made available by this
2 Act may be used to enter into a contract, memorandum
3 of understanding, or cooperative agreement with, make a
4 grant to, or provide a loan or loan guarantee to, any corporation that was convicted of a felony criminal violation
5 under any Federal law within the preceding 24 months.
6



McCollum 2
McCollum 1
en bloc
agreed on

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MS. MCCOLLUM OF MINNESOTA**

Page 103, after line 22, insert the following new section (and redesignate the succeeding section accordingly):

1 SEC. 539. None of the funds made available by this
2 Act may be used to enter into a contract, memorandum
3 of understanding, or cooperative agreement with, make a
4 grant to, or provide a loan or loan guarantee to, any cor-
5 poration that has any unpaid Federal tax liability that has
6 been assessed, for which all judicial and administrative
7 remedies have been exhausted or have lapsed, and that
8 is not being paid in a timely manner pursuant to an agree-
9 ment with the authority responsible for collecting the tax
10 liability.



Rehberg I

Commerce, Justice and Science Appropriations

Agreed to
25-16

Rehberg Amendment Number 1

At the appropriate place in the bill, insert:
None of the funds made available by this Act may be used to require a person licensed under section 923 of title 18, United States Code, to report information to the Department of Justice regarding the sale of multiple rifles or shotguns to the same person.

KINGSTON
AGREED TO JJ

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. KINGSTON OF GEORGIA**

At the appropriate place in the Committee Report,
insert the following:

1 The Committee is aware of a June 23, 2011, letter
2 from the House Resources and Agriculture Committees
3 and the House Appropriations Subcommittee on Interior,
4 Environment, and Related Agencies, to the Departments
5 of Commerce, Interior, Agriculture and the Environmental
6 Protection Agency (EPA) that addresses the scope of the
7 National Research Council's (NRC) review of scientific
8 methods and assumptions and economic impacts associ-
9 ated with Federal Endangered Species Act biological opin-
10 ions for pesticides registered by EPA under the Federal
11 Insecticide, Fungicide, and Rodenticide Act (FIFRA).

12 The Committee understands that the National Oce-
13 anic and Atmospheric Administration is working with the
14 NRC on this review and expects that the NRC will address
15 the issues outlined in the letter referenced above.

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FARR
Alameda PD
VU

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. FARR OF CALIFORNIA**

Page 13, line 17, increase the dollar amount by \$48,000,000.

At the appropriate place in the Committee Report, add the following:

- 1 \$12,458,000 shall be used to increase funds for Pacific
- 2 Salmon Protected Species Research and Management for
- 3 a total of \$58,566,000;
- 4 \$15,056,000 shall be used to increase funds for the Na-
- 5 tional Marine Sanctuary program for a total of
- 6 \$46,853,000;
- 7 \$378,000 shall be used to increase funds for Marine De-
- 8 bris for a total of \$3,172,000;
- 9 \$9,731,070 shall be used to increase funds for Fisheries
- 10 Habitat Restoration for a total of \$22,229,070;
- 11 \$6,374,000 shall be used to increase funds for the Inte-
- 12 grated Ocean Observing System for a total of
- 13 \$26,360,000;

1 \$807,000 shall be used to increase funds for the National
2 Estuarine Research Reserve System for a total of
3 \$16,404,000; and
4 \$3,033,000 shall be used to increase funds for Cooperative
5 Research for a total of \$10,068,000.

Page 103, after line 22, insert the following (and re-designate the subsequent section accordingly):

6 SEC. 539. (a) There is hereby rescinded an amount
7 equal to 0.1 percent of—

8 (1) the budget authority provided by this Act
9 for fiscal year 2012 for any discretionary account of
10 this Act; and

11 (2) the budget authority provided in any ad-
12 vance appropriation for fiscal year 2012 for any dis-
13 cretionary account in any prior year Commerce, Jus-
14 tice, Science, and Related Agencies Appropriation
15 Act.

16 (b) Any rescission made by subsection (a) shall be
17 applied proportionately—

18 (1) to each discretionary account and each item
19 of budget authority described in such subsection;
20 and

21 (2) within each such account and item, to each
22 program, project, and activity (with programs,
23 projects, and activities as delineated in this Act or

1 the accompanying joint statement of managers cov-
2 ering such account or item).

3 (c) This section shall not apply to the budget author-
4 ity provided by this Act for “National Oceanic and Atmos-
5 pheric Administration—Operations, Research, and Facili-
6 ties”.

7 (d) Within 30 days after the date of the enactment
8 of this section, the Director of the Office of Management
9 and Budget shall submit to the Committees on Appropria-
10 tions of the House of Representatives and the Senate a
11 report specifying the account and amount of each rescis-
12 sion made pursuant to this section.



Honda (#5)

AGREED TO
VV

**Amendment to Commerce Justice Science
Appropriations Bill
Offered by Mr. Honda of California**

Page 52, line 13, increase the dollar amount by
\$1,000,000.

Page 54, line 10, insert the following (and redesignate succeeding paragraphs accordingly):

e (10) \$1,000,000 for grants for wrongful conviction review;

Page 98, line 17, increase the dollar amount by
\$500,000.

Page 98, line 19, increase the dollar amount by
\$500,000.

Flake #1

AGASSON
VU

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. FLAKE OF ARIZONA**

At the appropriate place in the Committee Report,
insert the following:

- 1 All additional fees collected by the USPTO during the cur-
- 2 rent fiscal year above what is appropriated in this bill
- 3 should be available for use only by the USPTO.



Austria
ACCEPTED
JJ

Amendment by Rep. Austria
FY12 Commerce, Justice, Science Appropriations Bill

At the appropriate place in the report, insert the following:

Orbiter disposition.—NASA is directed to submit quarterly reports to the Committee on the status of its disposition of the four Space Shuttle orbiters. Those reports should include 1) expected dates of the physical transfer of each orbiter to its final destination; 2) the total cost to NASA (net of any contribution made by the orbiter recipient) for the storage, preparation and transport of each orbiter; 3) details on how each orbiter will be physically moved and a plan for ensuring the safety of the orbiters in transit; 4) a description of each recipient's physical and educational plan for displaying its orbiter; and 5) notification if any orbiter recipient has failed to meet a financial or physical milestone to which it had committed as a condition of orbiter receipt and, if so, an action plan for how NASA and the recipient will address that missed milestone.

If at any time NASA determines that a recipient cannot or will not meet the milestones (financial or physical) to which it committed as a condition of orbiter receipt, NASA should immediately notify the Committee and provide a proposed course of action.