

AMENDMENTS TO THE COMMERCE, JUSTICE, SCIENCE, AND RELATED
AGENCIES APPROPRIATIONS BILL FY2023

Full Committee Markup
House Appropriations Committee
June 28, 2022

#1

Adopted
VV

**CARTWRIGHT #1
Commerce, Justice, Science
& Related Agencies**

HOUSE APPROPRIATIONS COMMITTEE

June 28, 2022

Fiscal Year 2023 Commerce, Justice, Science,
and Related Agencies Appropriations Bill

MANAGER'S AMENDMENT

OFFERED BY MR. CARTWRIGHT OF PENNSYLVANIA

In the BILL:

On page 7, line 19, strike "\$70,000,000" and insert "\$73,000,000"

On page 21, line 1, strike "\$50,000,000" and insert "\$44,000,000"

On page 73, line 25, strike "\$540,927,000" and insert "\$543,927,000"

On page 75, line 19, strike "\$12,000,000" and insert "\$15,000,000"

In the REPORT:

On page 37, after the paragraph entitled "South Atlantic Reef Fish", insert the following new paragraph:

"The Committee recognizes concerns by the State of Florida regarding the economic implications of possible area closures currently under consideration for the South Atlantic snapper-grouper recreational fishery. The Committee notes its \$5,100,000 investment in independent survey data over the last three fiscal years, including \$3,300,000 for the South Atlantic Great Red Snapper Count, along with language encouraging NMFS to incorporate this data into the agency's own stock assessments as expeditiously as possible to better inform fishery management decisions. The Committee continues to support full integration of the South Atlantic Great Red Snapper Count data into the next stock assessment so that the South Atlantic Fishery Management Council can appropriately use this new abundance data when making management decisions regarding red snapper."

On page 41, strike the paragraph entitled “VORTEX-USA.” and insert the following:

“*VORTEX-USA.*—The recommendation includes an increase of no less than \$4,000,000 above the fiscal year 2022 level for the VORTEX-USA initiative to improve understanding of tornadoes, provide more accurate forecasts, and increase the lead times of tornado warnings. Of these funds, no less than \$10,000,000 is provided for the continuation and expansion of the VORTEX-SE portion of the broader VORTEX-USA initiative.”

On page 45, in the paragraph entitled “National Mesonet Program.” after the sentence ending with “and other data sparse areas.”, insert “NOAA is directed to report to the Committee within 120 days of enactment of this Act on the geographical distribution and use of the increased funds.”

Page 63, after the paragraph entitled “Diversity in DOJ Hiring”, insert the following:

“*Liability Claims.*—The Committee is aware of concerns about accident victims with significant outstanding liability claims made against companies prior to company bankruptcies that were not addressed under the terms of bankruptcy restructuring settlements. The Department is directed to report, not later than 90 days after the date of enactment of this Act, on steps that the Department could take to help such plaintiffs gain access to legal remedies for claims made prior to bankruptcy restructurings.”

On page 73, at the end of the first paragraph, before the period, add:

“, and to minimize impacts on due process and civil rights of pre-trial defendants”

On page 90, in the paragraph entitled “Domestic Violence Resources.” at the end of the last sentence after the word “victims”, strike the period and include the following “, including as authorized by the Abby Honold Act (Public Law 117-103).”

On page 104, in row 6 of the table, strike “Inspirate” and insert “Inspira”.

On page 120 of the report, strike the paragraph entitled “Robotically Assembled Earth Science Platform” and replace it with the following:

*“Robotically Assembled Earth Science Platform.—*The Committee directs NASA to report, not later than 180 days after enactment of this Act, on the feasibility of partnering with industry to develop and demonstrate a prototype on-orbit robotically assembled Earth Science Platform that utilizes robotic assembly and on-orbit structure manufacturing technologies derived from the OSAM–2 SBIR Phase III effort. The report should outline any funding needed to support this effort in fiscal year 2023 and future funding needs associated with this potential demonstration.”

On page 127, in the paragraph entitled “Nuclear Thermal Propulsion” strike the first sentence and insert the following:

“The Committee provides \$110,000,000, equal to the fiscal year 2022 level and \$95,000,000 more than the request, for the development of a nuclear thermal propulsion system capable of specific impulse of 900 per second or greater, of which not less than \$80,000,000 is for the design of test articles that will enable a flight demonstration.”

On page 128, following the paragraph entitled “Leveraging Technologies for Moon to Mars (M2M)” insert the following:

*“Additive Manufacturing.—*The Committee directs NASA, using funds provided within Space Technology, to continue additive manufacturing efforts, including freeform additive manufacturing of high-performance materials. NASA is further directed to evaluate freeform additive manufacturing of high-performance materials in space and to develop, in consultation with industry, processes by which additively manufactured products can be validated or certified utilizing data analysis or other non-destructive testing means.”

On page 129, following the paragraph entitled “Human Landing System (HLS)” insert the following:

*“Human Exploration Programs.—*The Committee directs GAO to continue its review of NASA’s human exploration programs, specifically the SLS program, the Orion program, and Exploration Ground Systems, to include the mobile launch platforms, and the Human Landing Systems program, and to include integration and software development issues that cut across these programs. In addition, the Committee directs GAO to review NASA’s lunar-focused programs, including the Gateway program and other programs or projects that are expected to have an estimated life-cycle cost over \$250,000,000, as part of GAO’s semiannual assessment of NASA major projects.”

On page 135, strike the third full paragraph and insert the following:

“Trustworthy Algorithmic Research.—The Committee urges NSF to increase support for research into the safety and ethical effects of content moderation and recommendation algorithms that will advance new technical methods to reduce the likelihood of unexpected negative effects from these algorithms. The Foundation shall further consider using the special authority provided under Section 5401 (f) of the National Artificial Intelligence Initiative Act, Public Law 116-283, to carry out this research. No later than 180 days after the enactment of this Act, NSF shall provide the Committee with a report on its efforts to prioritize such research.”

On page 136, in the paragraph entitled “Astronomy”, strike “National Optical Astronomy Observatories” and insert “National Optical-Infrared Astronomy Research Laboratory”.

On page 148, immediately following the paragraph entitled “Power Dynamics in the Research Community.” insert the following:

“Open Source Research Risks.—The Committee is concerned that certain open source research capabilities at NSF could be used by adversaries against U.S. allies or U.S. interests. The Committee therefore directs the NSF to collaborate with the Secretary of Defense and the Director of National Intelligence to compile and maintain a list of all NSF-funded open source research capabilities that are known or suspected to have an impact on foreign military operations. Such list shall be reviewed and updated at least annually by the NSF in collaboration with the Secretary of Defense and the Director of National Intelligence, and subsequently shall be reported to the Committee.”

On page 152, in row 12 of the table, strike the second instance of “Hawaii” and insert “HI”

On page 155, in row 8 of the table, strike “CA” and insert “FL”

On page 162, in row 5 of the table, strike “CA” and insert “FL”

On page 164, in row 7 of the table, strike “MI, MI” and insert “MI”

On page 167, in row 10 of the table, strike “CA” and insert “NC”

On page 168, in row 10 of the table, strike “CA” and insert “AZ”

On page 169, in row 3 of the table, strike “Inspirate” and insert “Inspira”.

#2

Not Adopted
25-31

Rep. Robert Aderholt
FY23 - CJS
Amendment #1

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. ADERHOLT OF ALABAMA**

Page 77, insert after line 17 the following (and redesignate succeeding provisions accordingly):

1 SEC. 202. None of the funds appropriated by this
2 title shall be available to pay for an abortion, except where
3 the life of the mother would be endangered if the fetus
4 were carried to term, or in the case of rape or incest:
5 *Provided*, That should this prohibition be declared
6 unconstitutional by a court of competent jurisdiction, this
7 section shall be null and void.

X

3 **Adopted**
VV

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL**

OFFERED BY MS. LEE OF CALIFORNIA and Mr. Joyce of Ohio

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

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

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

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#4

Not Adopted
VV

Rep David Valadao

FY23- Commerce, Justice, & Science

#1

AMENDMENT TO COMMERCE, JUSTICE, & SCIENCE

APPROPRIATIONS BILL

OFFERED BY MR. VALADAO OF CALIFORNIA

At the appropriate place in the report add:

"Protecting Vulnerable and At-Risk Youth.- Of the amount made for Title V- Delinquency Prevention Incentive Grants, the recommendation includes \$5,000,000 for grants for state and local governments and community-based organizations to develop and implement innovative care, treatment, prevention, or service models to support at-risk youth. The Committee directs the Department to ensure that the primary population served by such programs is adolescents and youth in or transitioning out of foster care who have experienced child poverty, child abuse or neglect, human trafficking, juvenile justice involvement, substance abuse disorder, or gang involvement."

#5

Withdrawn

Rep. Ben Cline
FY23 - CJS
Amendment #3

AMENDMENT TO COMMERCE, JUSTICE, SCIENCE

APPROPRIATIONS BILL

OFFERED BY MR. CLINE OF VIRGINIA

Strike section 112.



#6

Adopted VU

Harris #1

Harris #1

Amendment to the Commerce, Justice, Science, and Related Agencies
Appropriations Bill

Offered by

On page 72 of the report, before the Construction header, insert the following:

Supreme Court Security.— The system of government created by our nation's founders includes an independent judiciary that resolves disputes based on law. The threat of violence against judges, Justices and their families undermines the rule of law and the independence of the Third Branch. The Committee appreciates that the USMS is providing security to address threats to Supreme Court Justices. Within the level of funds provided, the Committee directs the USMS to continue providing necessary security to address such threats throughout fiscal year 2023. The USMS is directed to keep the Committee informed of their funding needs to provide appropriate security for the Justices and will consider reprogrammings or transfers if additional funding is required.

JOYCE

#7 Not Adopted
VV

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. JOYCE OF OHIO**

Page 32, line 17, insert before the period at the end the following: “: *Provided further*, That \$2,000,000 shall be for expenses necessary for the creation of a dedicated section within the Environment and Natural Resources Division of the Department of Justice to enforce animal welfare laws, including for the salaries of full-time personnel dedicated to the enforcement of such laws”.

☒

#8

Not Adopted
26-30

Mike Garcia
FY23 - CJS
Amendment 01

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

Page 38, line 22, insert before the period “: *Provided further*, That no less than \$5 million is for a section or office dedicated to countering espionage and influence efforts of the People’s Republic of China targeting American businesses, research institutions, and academia”.

Rep. Guy Reschenthaler

FY 23 CSS

Amdt #1

9

Not Adopted

24-32

**AMENDMENT TO AS COMMERCE, JUSTICE, SCIENCE, AND RELATED
AGENCIES APPROPRIATIONS BILL**

OFFERED BY MR. RESCHENTHALER OF PENNSYLVANIA

Page 69, line 24, after the dollar amount, insert “(reduced by \$1,500,000)”

Page 72, line 1, after the dollar amount, insert “(reduced by \$2,500,000)”

Page 57, line 8, after the dollar amount, insert “(increased by \$1,500,000)”.

Page 62, line 15, after the dollar amount, insert “(increased by \$1,500,000)”.

Page 63, line 3, after the dollar amount, insert “(increased by \$1,500,000)”.

Page 63, line 4, insert before the semicolon, “, of which \$1,500,000 is for grants for forensic genetic genealogy analysis”.

Page 71, line 6, after the dollar amount, insert “(increased by \$1,000,000)”.

10

Not Adopted
24-32

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. MOOLENAAR OF MICHIGAN**

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

1 SEC. _____. None of the funds made available by
2 this Act may be used to implement, administer, or under-
3 take any activities pursuant to the memorandum of the
4 Attorney General entitled "Partnership among Federal,
5 State, Local, Tribal, and Territorial Law Enforcement to
6 Address Threats Against School Administrators, Board
7 Members, Teachers, And Staff", dated October 4, 2021.

☒

11

Not Adopted
UU

NEWHOUSE #1
HAC-CJS Amendment

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL**

OFFERED BY MR. NEWHOUSE OF WASHINGTON

Page 68, line 11, after the first dollar amount, insert “(reduced by \$5,000,000)”.

Page 40, line 21, after the first dollar amount, insert “(increased by \$5,000,000)”.

Page 57, line 8, after the first dollar amount, insert “(reduced by \$5,000,000)”.

[X]

#12

NOT ADOPTED
24-31

Congresswoman Ashley Hinson
FY23-CJS
Amendment #1

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MRS. HINSON OF IOWA**

Page 28, line 6, after the dollar amount, insert “(reduced by \$10,000,000)”.

Page 40, line 21, after the first dollar amount, insert “(increased by \$10,000,000)”.



Diaz-Balart #1

#13

Not Adopted
VV

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. DIAZ-BALART OF FLORIDA**

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

1 SEC. _____. None of the funds appropriated or other-

2 wise made available in this or any other Act may be used

3 to transfer, release, or assist in the transfer or release to

4 or within the United States, its territories, or possessions

5 Khalid Sheikh Mohammed or any other detainee who—

6 (1) is not a United States citizen or a member

7 of the Armed Forces of the United States; and

8 (2) is or was held on or after June 24, 2009,

9 at the United States Naval Station, Guantanamo

10 Bay, Cuba, by the Department of Defense.

11 SEC. _____. (a) None of the funds appropriated or

12 otherwise made available in this or any other Act may be

13 used to construct, acquire, or modify any facility in the

14 United States, its territories, or possessions to house any

15 individual described in subsection (c) for the purposes of

16 detention or imprisonment in the custody or under the ef-

17 fective control of the Department of Defense.

1 (b) The prohibition in subsection (a) shall not apply
2 to any modification of facilities at United States Naval
3 Station, Guantanamo Bay, Cuba.

4 (c) An individual described in this subsection is any
5 individual who, as of June 24, 2009, is located at United
6 States Naval Station, Guantanamo Bay, Cuba, and who—

7 (1) is not a citizen of the United States or a
8 member of the Armed Forces of the United States;
9 and—

10 (2) is—

11 (A) in the custody or under the effective
12 control of the Department of Defense; or

13 (B) otherwise under detention at United
14 States Naval Station, Guantanamo Bay, Cuba.



#14

Not Adopted
VV

AMENDMENT TO COMMERCE, JUSTICE, SCIENCE APPROPRIATIONS BILL

OFFERED BY MR. CLINE OF VIRGINIA

Page 68, strike lines 4 and 5.

#15

Not Adopted
25-30

Rep. Ben Cline
FY23 – CJS
Amendment #1

AMENDMENT TO COMMERCE, JUSTICE, SCIENCE APPROPRIATIONS BILL
OFFERED BY MR. CLINE OF VIRGINIA

In the report, strike the following:

Ammunition Background Checks.—The Committee recognizes that the devastating physical damage inflicted by a gunshot is the result of both the firearm used and the ammunition fired. Under current law, individuals prohibited from purchasing or possessing firearms, including those with certain criminal convictions, or domestic violence restraining orders, or other prohibitors, are likewise prohibited from purchasing or possessing ammunition. However, unlike firearms, Federal law does not require a background check to prevent the illegal purchase of ammunition. The Committee directs the Government Accountability Office (GAO) to report, not later than one year after the date of enactment of this Act, regarding: (1) how best to implement a requirement that background checks be conducted for all ammunition sales, including sales by Federal firearms licensees and private sellers; (2) whether, and if so, how, to include any funding required, the National Criminal Background Check System (NICS) could be expanded to include Federal background check requirements for ammunition purchases; (3) how other countries with similar requirements have implemented such policies and their effectiveness at preventing unauthorized access to ammunition; and; (4) what obstacles, if any, have State or local governments encountered in their efforts to implement background checks for ammunition purchasers.

#16 Withdraw

Legal Representation Pilot Program for Immigrants Facing Removal Proceedings Amendment

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MRS. TORRES OF CALIFORNIA**

Page 29, line 7, strike the first dollar amount and insert "\$914,423,000".

Page 57, line 8, strike the dollar amount and insert "\$2,799,689,000".

Page 57, line 10, strike the dollar amount and insert "\$766,939,000".

Page 57, after line 16, insert the following:

1 (A) \$50,000,000 is for a grant pilot pro-
2 gram to provide legal representation to immi-
3 grant children and families seeking asylum and
4 other forms of legal protection in the United
5 States;

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

6 () LEGAL REPRESENTATION PILOT FOR IMMI-
7 GRANT CHILDREN AND FAMILIES.—The Committee
8 provides \$50,000,000 for the Department to estab-
9 lish a competitive grant program to qualified non-

1 profit organizations for a pilot program to increase
2 representation for thousands of indigent adult immi-
3 grants; including asylum seekers, families, and other
4 vulnerable individuals who face federal immigration
5 court removal proceedings each year without the ad-
6 vice of counsel. The Committee recognizes the com-
7 pelling need to ensure due process for children and
8 families who seek asylum and who must navigate a
9 complex legal system for processing of asylum
10 claims. The Committee supports coordination with
11 grantees and organizations who offer other types of
12 legal assistance or services to immigrants seeking
13 asylum or other forms of legal protection. As with
14 any new pilot program, the Committee expects the
15 Department to assess this program with metrics that
16 will be scaled appropriately to evaluate how this ini-
17 tial investment could be further enhanced to rep-
18 resent a larger portion of un-represented individuals
19 and the impact that it may have on improving at-
20 tendance rates and decreasing court costs. Within
21 90 days of enactment of this Act, the OJP shall
22 brief the Committee on its implementation plan for
23 this pilot.



+17

Rep. Debbie Wasserman Schultz
FY23 – CJS
Amendment #1

Adopted
32-23

ABORTION SAFE HARBOR AMENDMENT

At the appropriate place in the bill, insert:

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

#17 - 2nd
Degree

Not Adopted 24-31

Rep. Herrera Beutler
FY-23 - CJS
Amendment #1

Ms. Herrera Beutler of Washington offers an amendment to amendment offered by Ms. Wasserman Schultz of Florida

Strike: "or (ii) provides assistance to another individual to obtain abortion services."

Rutherford
#1

#18

Not Adopted
24-31

**AMENDMENT TO COMMERCE, JUSTICE, SCIENCE
APPROPRIATIONS BILL
OFFERED BY MR. RUTHERFORD OF FLORIDA**

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

- 1 SEC. _____. None of the funds made available by this
- 2 Act may be used to implement section 19 (establishing ac-
- 3 creditation standards) or section 20 (supporting safe and
- 4 effective policing through grantmaking) of the Executive
- 5 Order on Advancing Effective, Accountable, Policing and
- 6 Criminal Justice Practices to Enhance Public Trust and
- 7 Public Safety, dated May 25, 2022.



#19

Adopted
VU

Mike Garcia
FY-23 CJS
Amendment 02

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

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

1 SEC. ____ . None of the funds made available by this
2 Act may be used to implement a limit on reimbursement
3 available a to local law enforcement jurisdiction under the
4 Domestic Cannabis Suppression/Eradication Program for
5 the purpose of paying overtime pay to a law enforcement
6 officer who engages in eradication efforts against unli-
7 censed or unregistered cannabis grown in a State wherein
8 production or sales of cannabis is lawful.

☒