

2013 PROPOSED APPROPRIATIONS LANGUAGE

Department of Justice

The information provided below provides the proposed appropriations language, by account, for the Department of Justice for 2013. New language proposed for 2013 is italicized and underlined, and 2012 enacted language proposed for deletion is bracketed. In addition, any substantive changes from the Department of Justice Appropriations Act for 2012 are described in more detail; changes such as new funding levels, changes in the number of motor vehicles, changes in references to fiscal years, minor program name changes, and deletion of references to emergency funding designations and prior year rescissions are not discussed.

Program	Appropriations Language
General Administration, Salaries and Expenses	<p>For expenses necessary for the administration of the Department of Justice, [\$110,822,000] <u><i>\$127,667,000</i></u>, of which not to exceed \$4,000,000 for security and construction of Department of Justice facilities shall remain available until expended: <u><i>Provided, That the Attorney General is authorized to transfer funds appropriated within the General Administration to any office in this account: Provided further, That this transfer authority is in addition to transfers authorized under section 505 of this Act.</i></u></p> <p>JUSTIFICATION: Restores transfer authority historically included in the General Administration language.</p>
National Drug Intelligence Center	<p>[For necessary expenses of the National Drug Intelligence Center, \$20,000,000.]</p> <p>JUSTIFICATION: The FY 2013 request proposes to close NDIC and merge core functions, including Document and Media Exploitation and strategic intelligence reporting, into DEA. This is an efficiency improvement and the merger will be completed by the end of FY 2012. DEA funding requirements to support the ongoing activities are addressed in the FY 2013 Budget. The NDIC appropriation is deleted.</p>
Justice Information Sharing Technology	<p>For necessary expenses for information sharing technology, including planning, development, deployment and departmental direction, [\$44,307,000] <u><i>\$33,426,000</i></u>, to remain available until expended.</p> <p>NO SIGNIFICANT CHANGES.</p>
Law Enforcement Wireless Communications	<p>[For the costs of developing and implementing communications systems supporting Federal law enforcement and for the costs of operations and maintenance of existing Land Mobile Radio legacy systems, \$87,000,000, to remain available until expended: <i>Provided, That the Attorney General shall transfer to this account all funds made available to the Department of Justice for the purchase of portable and mobile radios: Provided further, That any transfer pursuant to the previous proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.</i>]</p> <p>JUSTIFICATION: The FY 2013 request realigns funding for the Radio/Interoperability program and eliminates the LEWC appropriation. Base Operations and Maintenance (O&M) funding for legacy radio networks is transferred back to the components. The Law Enforcement Radio program lead (and associated funding) shifts from the Justice Management Division to the FBI. To effectively implement these changes in FY 2013, the planning and transition to the new structure will begin in FY 2012.</p>

<p>Administrative Review and Appeals</p>	<p>For expenses necessary for the administration of pardon and clemency petitions and immigration-related activities, [\$305,000,000] <u>\$313,438,000</u>, of which \$4,000,000 shall be derived by transfer from the Executive Office for Immigration Review fees deposited in the "Immigration Examinations Fee" account.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Detention Trustee (also see U.S. Marshals Service, Federal Prisoner Detention)</p>	<p>[For necessary expenses of the Federal Detention Trustee, \$1,580,595,000, to remain available until expended: <i>Provided</i>, That the Trustee shall be responsible for managing the Justice Prisoner and Alien Transportation System: <i>Provided further</i>, That not to exceed \$20,000,000 shall be considered "funds appropriated for State and local law enforcement assistance" pursuant to 18 U.S.C. 4013(b).]</p> <p>JUSTIFICATION: The FY 2013 request proposes to delete the OFDT appropriation and merge detention functions currently performed by OFDT into USMS. This is an efficiency improvement. Plans are underway for this merger so that it can be effective in FY 2013 and full-year savings can be realized.</p>
<p>Office of the Inspector General</p>	<p>For necessary expenses of the Office of Inspector General, [\$84,199,000] <u>\$85,985,000</u>, including not to exceed \$10,000 to meet unforeseen emergencies of a confidential character.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>United States Parole Commission, Salaries and Expenses</p>	<p>For necessary expenses of the United States Parole Commission as authorized, [\$12,833,000] <u>\$12,772,000</u>.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>General Legal Activities, Salaries and Expenses</p>	<p>For expenses necessary for the legal activities of the Department of Justice, not otherwise provided for, including not to exceed \$20,000 for expenses of collecting evidence, to be expended under the direction of, and to be accounted for solely under the certificate of, the Attorney General; and rent of private or Government-owned space in the District of Columbia, [\$863,367,000] <u>\$903,603,000</u>, of which not to exceed \$10,000,000 for litigation support contracts shall remain available until expended: <i>Provided</i>, That of the total amount appropriated, not to exceed \$9,000 shall be available to INTERPOL Washington for official reception and representation expenses: <i>Provided further</i>, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for litigation activities of the Civil Division, the Attorney General may transfer such amounts to "Salaries and Expenses, General Legal Activities" from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: <i>Provided further</i>, That any transfer pursuant to the previous proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section: <i>Provided further</i>, That of the amount appropriated, such sums as may be necessary shall be available to reimburse the Office of Personnel Management for salaries and expenses associated with the election monitoring program under section 8 of the Voting Rights Act of 1965 (42 U.S.C. 1973f): <i>Provided further</i>, That of the amounts provided under this heading for the election monitoring program, \$3,390,000 shall remain available until expended.</p> <p>In addition, for reimbursement of expenses of the Department of Justice associated with processing cases under the National Childhood Vaccine Injury Act</p>

<p>General Legal Activities, Salaries and Expenses (continued)</p>	<p>of 1986, not to exceed \$7,833,000, to be appropriated from the Vaccine Injury Compensation Trust Fund.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Antitrust Division, Salaries and Expenses</p>	<p>For expenses necessary for the enforcement of antitrust and kindred laws, [\$159,587,000] <u>\$164,753,000</u>, to remain available until expended: <i>Provided</i>, That notwithstanding any other provision of law, fees collected for premerger notification filings under the Hart-Scott-Rodino Antitrust Improvements Act of 1976 (15 U.S.C. 18a), regardless of the year of collection (and estimated to be [\$108,000,000] <u>\$117,500,000</u> in fiscal year [2012] <u>2013</u>), shall be retained and used for necessary expenses in this appropriation, and shall remain available until expended: <i>Provided further</i>, That the sum herein appropriated from the general fund shall be reduced as such offsetting collections are received during fiscal year [2012] <u>2013</u>, so as to result in a final fiscal year [2012] <u>2013</u> appropriation from the general fund estimated at [\$51,587,000] <u>\$47,253,000</u>.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>United States Attorneys, Salaries and Expenses</p>	<p>For necessary expenses of the Offices of the United States Attorneys, including inter-governmental and cooperative agreements, [\$1,960,000,000] <u>\$1,974,378,000</u>: <i>Provided</i>, That of the total amount appropriated, not to exceed \$7,200 shall be available for official reception and representation expenses: <i>Provided further</i>, That not to exceed \$25,000,000 shall remain available until expended[: <i>Provided further</i>, That each United States Attorney shall establish or participate in a United States Attorney-led task force on human trafficking].</p> <p>JUSTIFICATION: The FY 2013 request proposes to delete language requiring each U.S. Attorney to establish or participate in a U.S. Attorney-led human trafficking task force.</p>
<p>Foreign Claims Settlement Commission, Salaries and Expenses</p>	<p>For expenses necessary to carry out the activities of the Foreign Claims Settlement Commission, including services as authorized by section 3109 of title 5, United States Code, [\$2,000,000] <u>\$2,139,000</u>.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>United States Marshals Service, Salaries and Expenses*</p>	<p>For necessary expenses of the United States Marshals Service, [\$1,174,000,000; of which not to exceed \$10,000,000 shall be available for necessary expenses for increased deputy marshals and staff related to border enforcement initiatives] <u>\$1,203,488,000</u>, of which not to exceed \$6,000 shall be available for official reception and representation expenses, and not to exceed \$15,000,000 shall remain available until expended.</p> <p style="text-align: center;"><i>(cancellation)</i></p> <p><u><i>Of the unobligated balances from prior year appropriations under this heading, \$14,400,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</i></u></p> <p>JUSTIFICATION: The FY 2013 appropriations language for salaries and expenses removes the stipulation that up to \$10 million be available for necessary expenses for increased deputy marshals and staff related to border enforcement initiatives, making it consistent with the language from fiscal years prior to 2012.</p>

<p>United States Marshals Service, Salaries and Expenses* (continued)</p>	<p>In FY 2012, additional funding was provided by Congress for the specific purpose of supporting southwest border enforcement activities, prompting the addition of this language. Since the FY 2013 request does not include any enhancements or additional funding above standard inflationary increases, the inclusion of this language is not necessary. The USMS will continue to commit significant base resources to southwest border activities.</p>
<p>United States Marshals Service, Construction</p>	<p>For construction in space controlled, occupied or utilized by the United States Marshals Service for prisoner holding and related support, [\$15,000,000] \$10,000,000, to remain available until expended[, of which not to exceed \$8,250,000 shall be available for detention upgrades at Federal courthouses to support border enforcement initiatives].</p> <p>JUSTIFICATION: The FY 2013 appropriations language for construction removes the stipulation that up to \$8.25 million be available for detention upgrades at federal courthouses to support border enforcement initiatives, making it consistent with the language from fiscal years prior to 2012. In FY 2012, additional funding was provided by Congress for the specific purpose of supporting southwest border enforcement activities, prompting the addition of this language. Since the FY 2013 request does not include any enhancements or additional funding above standard inflationary increases, the inclusion of this language is not necessary. The USMS will continue to commit significant base resources to southwest border activities.</p>
<p>United States Marshals Service, Federal Prisoner Detention</p>	<p><u>For necessary expenses related to United States prisoners in the custody of the United States Marshals Service as authorized by 18 U.S.C. 4013, \$1,668,235,000, to remain available until expended: Provided, That not to exceed \$20,000,000 shall be considered "funds appropriated for State and local law enforcement assistance" pursuant to 18 U.S.C. 4013(b): Provided further, That the United States Marshals Service shall be responsible for managing the Justice Prisoner and Alien Transportation System: Provided further, That unobligated balances from the funds appropriated under the heading "General Administration, Detention Trustee" shall be transferred to and merged with this account.</u></p> <p>JUSTIFICATION: The Federal Prisoner Detention appropriation is established under the USMS. The FY 2013 request proposes to delete the OFDT appropriation and merge detention functions currently performed by OFDT into USMS under the Federal Prisoner Detention account. This is an efficiency improvement. Plans are underway for this merger so that it can be effective in FY 2013 and full-year savings can be realized.</p>
<p>Fees and Expenses of Witnesses</p>	<p>For fees and expenses of witnesses, for expenses of contracts for the procurement and supervision of expert witnesses, for private counsel expenses, including advances, and for expenses of foreign counsel, \$270,000,000, to remain available until expended, of which not to exceed \$10,000,000 is for construction of buildings for protected witness safesites; not to exceed \$3,000,000 is for the purchase and maintenance of armored and other vehicles for witness security caravans; and not to exceed \$11,000,000 is for the purchase, installation, maintenance, and upgrade of secure telecommunications equipment and a secure automated information network to store and retrieve the identities and locations of protected witnesses.</p> <p>NO SIGNIFICANT CHANGES.</p>

<p>Community Relations Service, Salaries and Expenses</p>	<p>For necessary expenses of the Community Relations Service, [\$11,456,000] <u>\$12,036,000</u>: <i>Provided</i>, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for conflict resolution and violence prevention activities of the Community Relations Service, the Attorney General may transfer such amounts to the Community Relations Service, from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: <i>Provided further</i>, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>United States Trustee System Fund</p>	<p>For necessary expenses of the United States Trustee Program, as authorized, [\$223,258,000] <u>\$227,407,000</u>, to remain available until expended and to be derived from the United States Trustee System Fund: <i>Provided</i>, That, notwithstanding any other provision of law, deposits to the Fund shall be available in such amounts as may be necessary to pay refunds due depositors: <i>Provided further</i>, That, notwithstanding any other provision of law, [\$223,258,000] <u>\$227,407,000</u> of offsetting collections pursuant to 28 U.S.C. 589a(b) shall be retained and used for necessary expenses in this appropriation and shall remain available until expended: <i>Provided further</i>, That the sum herein appropriated from the Fund shall be reduced as such offsetting collections are received during fiscal year [2012] <u>2013</u>, so as to result in a final fiscal year [2012] <u>2013</u> appropriation from the Fund estimated at \$0.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Assets Forfeiture Fund</p>	<p style="text-align: center;"><u>(including cancellation)</u></p> <p>For expenses authorized by 28 U.S.C. 524(c)(1)(B), (F), and (G), \$20,948,000, to be derived from the Department of Justice Assets Forfeiture Fund.</p> <p><u>Of the unobligated balances available under this heading, \$675,000,000 are hereby permanently cancelled.</u></p> <p>NO SIGNIFICANT CHANGES.</p>
<p>National Security Division, Salaries and Expenses</p>	<p>For expenses necessary to carry out the activities of the National Security Division, [\$87,000,000;] <u>\$90,039,000</u>, of which not to exceed \$5,000,000 for information technology systems shall remain available until expended: <i>Provided</i>, That notwithstanding section 205 of this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for the activities of the National Security Division, the Attorney General may transfer such amounts to this heading from available appropriations for the current fiscal year for the Department of Justice, as may be necessary to respond to such circumstances: <i>Provided further</i>, That any transfer pursuant to the preceding proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.</p> <p>NO SIGNIFICANT CHANGES.</p>

<p>Interagency Crime and Drug Enforcement</p>	<p>For necessary expenses for the identification, investigation, and prosecution of individuals associated with the most significant drug trafficking, and affiliated money laundering organizations not otherwise provided for, to include inter-governmental agreements with State and local law enforcement agencies engaged in the investigation and prosecution of individuals involved in organized crime drug trafficking, [\$527,512,000] <u>\$524,793,000</u>, of which \$50,000,000 shall remain available until expended: <i>Provided</i>, That any amounts obligated from appropriations under this heading may be used under authorities available to the organizations reimbursed from this appropriation.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Federal Bureau of Investigation, Salaries and Expenses*</p>	<p>For necessary expenses of the Federal Bureau of Investigation for detection, investigation, and prosecution of crimes against the United States, [\$8,036,991,000, of which not to exceed \$150,000,000 shall remain available until expended] <u>\$8,151,021,000</u>: <i>Provided</i>, <u>That not to exceed \$216,900,000 shall remain available until expended</u>: <i>Provided further</i>, That not to exceed \$184,500 shall be available for official reception and representation expenses.</p> <p style="text-align: center;"><i>(cancellation)</i></p> <p><u><i>Of the unobligated balances from prior year appropriations under this heading, \$162,226,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</i></u></p> <p>JUSTIFICATION: The FY 2013 request proposes to terminate the LEWC appropriation and transfer funding to the FBI for IWN development requirements and to the FBI, DEA, ATF and USMS for legacy radio operations and maintenance. Funding for IWN development will continue to be no-year as reflected by the \$66,900,000 increase to the FBI's current carryover authority.</p>
<p>Federal Bureau of Investigation, Construction</p>	<p>For necessary expenses, to include the cost of equipment, furniture, and information technology requirements, related to construction or acquisition of buildings, facilities and sites by purchase, or as otherwise authorized by law; conversion, modification and extension of Federally-owned buildings; preliminary planning and design of projects; and operation and maintenance of secure work environment facilities and secure networking capabilities; \$80,982,000, to remain available until expended.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Drug Enforcement Administration, Salaries and Expenses*</p>	<p>For necessary expenses of the Drug Enforcement Administration, including not to exceed \$70,000 to meet unforeseen emergencies of a confidential character pursuant to 28 U.S.C. 530C; and expenses for conducting drug education and training programs, including travel and related expenses for participants in such programs and the distribution of items of token value that promote the goals of such programs, [\$2,025,000,000] <u>\$2,050,904,000</u>; of which not to exceed \$75,000,000 shall remain available until expended and not to exceed \$90,000 shall be available for official reception and representation expenses.</p> <p style="text-align: center;"><i>(cancellation)</i></p> <p><u><i>Of the unobligated balances from prior year appropriations under this heading, \$15,600,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an</i></u></p>

<p>Drug Enforcement Administration, Salaries and Expenses* (continued)</p>	<p><u>emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</u></p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Drug Enforcement Administration, Construction</p>	<p>[For necessary expenses, to include the cost of equipment, furniture, and information technology requirements, related to construction or acquisition of buildings and of the operation and maintenance of secure work environment facilities and secure networking capabilities, \$10,000,000, to remain available until expended.]</p> <p>JUSTIFICATION: No new Construction funding is requested for DEA in FY 2013; as such, the language is proposed for deletion.</p>
<p>Bureau of Alcohol, Tobacco, Firearms and Explosives, Salaries and Expenses*</p>	<p>For necessary expenses of the Bureau of Alcohol, Tobacco, Firearms and Explosives, for training of State and local law enforcement agencies with or without reimbursement, including training in connection with the training and acquisition of canines for explosives and fire accelerants detection; and for provision of laboratory assistance to State and local law enforcement agencies, with or without reimbursement, [\$1,152,000,000] <u>\$1,153,345,000</u>, of which not to exceed \$36,000 shall be for official reception and representation expenses, not to exceed \$1,000,000 shall be available for the payment of attorneys' fees as provided by section 924(d)(2) of title 18, United States Code, and not to exceed [\$15,000,000] <u>\$20,000,000</u> shall remain available until expended: <i>Provided</i>, That no funds appropriated herein [or hereafter] shall be available for salaries or administrative expenses in connection with consolidating or centralizing, within the Department of Justice, the records, or any portion thereof, of acquisition and disposition of firearms maintained by Federal firearms licensees: <i>Provided further</i>, That no funds appropriated herein shall be used to pay administrative expenses or the compensation of any officer or employee of the United States to implement an amendment or amendments to 27 CFR 478.118 or to change the definition of "Curios or relics" in 27 CFR 478.11 or remove any item from ATF Publication 5300.11 as it existed on January 1, 1994: <i>Provided further</i>, That none of the funds appropriated herein shall be available to investigate or act upon applications for relief from Federal firearms disabilities under 18 U.S.C. 925(c): <i>Provided further</i>, That such funds shall be available to investigate and act upon applications filed by corporations for relief from Federal firearms disabilities under section 925(c) of title 18, United States Code: <i>Provided further</i>, That no funds made available by this or any other Act may be used to transfer the functions, missions, or activities of the Bureau of Alcohol, Tobacco, Firearms and Explosives to other agencies or Departments: <i>Provided further</i>, That[, during the current fiscal year and in each fiscal year thereafter,] no funds appropriated under this or any other Act may be used to disclose part or all of the contents of the Firearms Trace System database maintained by the National Trace Center of the Bureau of Alcohol, Tobacco, Firearms and Explosives or any information required to be kept by licensees pursuant to section 923(g) of title 18, United States Code, or required to be reported pursuant to paragraphs (3) and (7) of such section, except to: (1) a Federal, State, local, or tribal law enforcement agency, or a Federal, State, or local prosecutor; or (2) a foreign law enforcement agency solely in connection with or for use in a criminal investigation or prosecution; or (3) a Federal agency for a national security or intelligence purpose; unless such disclosure of such data to any of the entities described in (1), (2) or (3) of this proviso would compromise the identity of any undercover law enforcement officer or confidential informant, or interfere with any case under investigation; and no person or entity described in (1), (2) or (3) shall</p>

<p>Bureau of Alcohol, Tobacco, Firearms and Explosives, Salaries and Expenses (continued)*</p>	<p>knowingly and publicly disclose such data; and all such data shall be immune from legal process, shall not be subject to subpoena or other discovery, shall be inadmissible in evidence, and shall not be used, relied on, or disclosed in any manner, nor shall testimony or other evidence be permitted based on the data, in a civil action in any State (including the District of Columbia) or Federal court or in an administrative proceeding other than a proceeding commenced by the Bureau of Alcohol, Tobacco, Firearms and Explosives to enforce the provisions of chapter 44 of such title, or a review of such an action or proceeding; except that this proviso shall not be construed to prevent: (A) the disclosure of statistical information concerning total production, importation, and exportation by each licensed importer (as defined in section 921(a)(9) of such title) and licensed manufacturer (as defined in section 921(a)(10) of such title); (B) the sharing or exchange of such information among and between Federal, State, local, or foreign law enforcement agencies, Federal, State, or local prosecutors, and Federal national security, intelligence, or counterterrorism officials; or (C) the publication of annual statistical reports on products regulated by the Bureau of Alcohol, Tobacco, Firearms and Explosives, including total production, importation, and exportation by each licensed importer (as so defined) and licensed manufacturer (as so defined), or statistical aggregate data regarding firearms traffickers and trafficking channels, or firearms misuse, felons, and trafficking investigations: <i>Provided further</i>, That no funds made available by this or any other Act shall be expended to promulgate or implement any rule requiring a physical inventory of any business licensed under section 923 of title 18, United States Code: <i>Provided further</i>, That[, hereafter,] no funds made available by this or any other Act may be used to electronically retrieve information gathered pursuant to 18 U.S.C. 923(g)(4) by name or any personal identification code: <i>Provided further</i>, That no funds authorized or made available under this or any other Act may be used to deny any application for a license under section 923 of title 18, United States Code, or renewal of such a license due to a lack of business activity, provided that the applicant is otherwise eligible to receive such a license, and is eligible to report business income or to claim an income tax deduction for business expenses under the Internal Revenue Code of 1986.</p> <p style="text-align: center;"><u>(cancellation)</u></p> <p><u><i>Of the unobligated balances from prior year appropriations under this heading, \$12,400,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</i></u></p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Bureau of Alcohol, Tobacco, Firearms and Explosives, Violent Crime Reduction Program</p>	<p style="text-align: center;"><u>(cancellation)</u></p> <p><i>Of the unobligated balances from prior year appropriations available under this heading, \$1,028,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</i></p> <p>JUSTIFICATION: The FY 2013 request proposes a rescission of unobligated balances reserved for the GREAT program.</p>

<p>Federal Prison System, Salaries and Expenses</p>	<p>For necessary expenses of the Federal Prison System for the administration, operation, and maintenance of Federal penal and correctional institutions, [including purchase (not to exceed 835, of which 808 are for replacement only) and hire of law enforcement and passenger motor vehicles,] and for the provision of technical assistance and advice on corrections related issues to foreign governments, [\$6,551,281,000] <u>\$6,820,217,000</u>: <i>Provided</i>, That the Attorney General may transfer to the Health Resources and Services Administration such amounts as may be necessary for direct expenditures by that Administration for medical relief for inmates of Federal penal and correctional institutions: <i>Provided further</i>, That the Director of the Federal Prison System, where necessary, may enter into contracts with a fiscal agent or fiscal intermediary claims processor to determine the amounts payable to persons who, on behalf of the Federal Prison System, furnish health services to individuals committed to the custody of the Federal Prison System: <i>Provided further</i>, That not to exceed \$5,400 shall be available for official reception and representation expenses: <i>Provided further</i>, That not to exceed \$50,000,000 shall remain available for necessary operations until September 30, [2013] <u>2014</u>: <i>Provided further</i>, That, of the amounts provided for contract confinement, not to exceed \$20,000,000 shall remain available until expended to make payments in advance for grants, contracts and reimbursable agreements, and other expenses authorized by section 501(c) of the Refugee Education Assistance Act of 1980 (8 U.S.C. 1522 note), for the care and security in the United States of Cuban and Haitian entrants: <i>Provided further</i>, That the Director of the Federal Prison System may accept donated property and services relating to the operation of the prison card program from a not-for-profit entity which has operated such program in the past notwithstanding the fact that such not-for-profit entity furnishes services under contracts to the Federal Prison System relating to the operation of pre-release services, halfway houses, or other custodial facilities.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Federal Prison System, Buildings and Facilities</p>	<p>For planning, acquisition of sites and construction of new facilities; purchase and acquisition of facilities and remodeling, and equipping of such facilities for penal and correctional use, including all necessary expenses incident thereto, by contract or force account; and constructing, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, [\$90,000,000] <u>\$99,189,000</u>, to remain available until expended, of which not less than [\$66,965,000] <u>\$73,796,000</u> shall be available only for modernization, maintenance and repair, and of which not to exceed \$14,000,000 shall be available to construct areas for inmate work programs: <i>Provided</i>, That labor of United States prisoners may be used for work performed under this appropriation.</p> <p style="text-align: center;"><u>(cancellation)</u></p> <p><u><i>Of the unobligated balances from prior year appropriations available under this heading, \$75,000,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</i></u></p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Federal Prison System, Federal Prison Industries, Incorporated</p>	<p>The Federal Prison Industries, Incorporated, is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available, and in accord with the law, and to make such contracts and commitments, without regard to fiscal year limitations as provided by section 9104 of title 31, United States</p>

<p>Federal Prison System, Federal Prison Industries, Incorporated (continued)</p>	<p>Code, as may be necessary in carrying out the program set forth in the budget for the current fiscal year for such corporation, including purchase (not to exceed five for replacement only) and hire of passenger motor vehicles.</p> <p>Limitation on Administrative Expenses, Federal Prison Industries, Incorporated</p> <p>Not to exceed \$2,700,000 of the funds of the Federal Prison Industries, Incorporated shall be available for its administrative expenses, and for services as authorized by section 3109 of title 5, United States Code, to be computed on an accrual basis to be determined in accordance with the corporation's current prescribed accounting system, and such amounts shall be exclusive of depreciation, payment of claims, and expenditures which such accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the corporation or in which it has an interest.</p> <p>NO SIGNIFICANT CHANGES.</p>
<p>Office of Justice Programs, Research, Evaluation, and Statistics</p>	<p>For grants, contracts, cooperative agreements, and other assistance authorized by title I of the Omnibus Crime Control and Safe Streets Act of 1968 ("the 1968 Act"); the Juvenile Justice and Delinquency Prevention Act of 1974 ("the 1974 Act"); the Missing Children's Assistance Act (42 U.S.C. 5771 et seq.); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108-21); the Justice for All Act of 2004 (Public Law 108-405); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) ("the 2005 Act"); the Victims of Child Abuse Act of 1990 (Public Law 101-647); the Second Chance Act of 2007 (Public Law 110-199); the Victims of Crime Act of 1984 (Public Law 98-473); the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248) ("the Adam Walsh Act"); the PROTECT Our Children Act of 2008 (Public Law 110-401); subtitle D of title II of the Homeland Security Act of 2002 (Public Law 107-296) ("the 2002 Act"); <i>the NICS Improvement Amendments Act of 2007 (Public Law 110-180)</i>; and other programs; [\$113,000,000] <u>\$136,000,000</u>, to remain available until expended, of which _</p> <p>(1) [\$45,000,000] <u>\$60,000,000</u> is for criminal justice statistics programs, and other activities, as authorized by part C of title I of the 1968 Act, of which \$36,000,000 is for the administration and redesign of the National Crime Victimization Survey;</p> <p>(2) [\$40,000,000] <u>\$48,000,000</u> is for research, development, and evaluation programs, and other activities as authorized by part B of title I of the 1968 Act and subtitle D of title II of the 2002 Act[: <i>Provided</i>, That of the amounts provided under this heading, \$5,000,000 is transferred directly to the National Institute of Standards and Technology's Office of Law Enforcement Standards from the National Institute of Justice for research, testing and evaluation programs];</p> <p>(3) \$1,000,000 is for an evaluation clearinghouse program; and</p> <p>(4) \$27,000,000 is for regional information sharing activities, as authorized by part M of title I of the 1968 Act.</p> <p>JUSTIFICATION: Adds the NICS Improvement Amendments Act of 2007 and the 1994 Act to the list of authorizations; and deletes language pertaining to the transfer of funds from the National Institute of Justice to the National Institute of Standard's and Technology's Office of Law Enforcement Standards for research, testing and evaluation programs.</p>

Office of Justice
Programs,
State and Local Law
Enforcement
Assistance**

For grants, contracts, cooperative agreements, and other assistance authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103-322) ("the 1994 Act"); the Omnibus Crime Control and Safe Streets Act of 1968 ("the 1968 Act"); the Justice for All Act of 2004 (Public Law 108-405); the Victims of Child Abuse Act of 1990 (Public Law 101-647) ("the 1990 Act"); the Trafficking Victims Protection Reauthorization Act of 2005 (Public Law 109-164); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) ("the 2005 Act"); the Adam Walsh Child Protection and Safety Act of 2006 (Public Law 109-248) ("the Adam Walsh Act"); the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106-386); the NICS Improvement Amendments Act of 2007 (Public Law 110-180); subtitle D of title II of the Homeland Security Act of 2002 (Public Law 107-296) ("the 2002 Act"); the Second Chance Act of 2007 (Public Law 110-199); the Prioritizing Resources and Organization for Intellectual Property Act of 2008 (Public Law 110-403); the Victims of Crime Act of 1984 (Public Law 98-473); the Mentally Ill Offender Treatment and Crime Reduction Reauthorization and Improvement Act of 2008 (Public Law 110-416); and other programs; \$1,162,500,000, \$781,500,000, to remain available until expended as follows _

(1) [\$470,000,000] \$430,000,000 for the Edward Byrne Memorial Justice Assistance Grant program as authorized by subpart 1 of part E of title I of the 1968 Act (except that section 1001(c), and the special rules for Puerto Rico under section 505(g), of title I of the 1968 Act shall not apply for purposes of this Act), of which, notwithstanding such subpart 1, \$2,000,000 is for a program to improve State and local law enforcement intelligence capabilities including antiterrorism training and training to ensure that constitutional rights, civil liberties, civil rights, and privacy interests are protected throughout the intelligence process, \$4,000,000 is for a State, [and] local, and tribal assistance help desk and diagnostic center program, [\$2,000,000] \$5,000,000 is for a Preventing Violence Against Law Enforcement Officer Resilience and Survivability Initiative (VALOR), [\$4,000,000 is for use by the National Institute of Justice for research targeted toward developing a better understanding of the domestic radicalization phenomenon, and advancing evidence-based strategies for effective intervention and prevention, \$6,000,000] and \$6,000,000 is for [activities related to comprehensive] a criminal justice reform and recidivism reduction [efforts by States, and \$100,000,000 is for law enforcement and related security costs, including overtime, associated with the two principal 2012 Presidential Candidate Nominating Conventions] program;

(2) [\$240,000,000] \$70,000,000 for the State Criminal Alien Assistance Program, as authorized by section 241(i)(5) of the Immigration and Nationality Act (8 U.S.C. 1231(i)(5)): Provided, That no jurisdiction shall request compensation for any cost greater than the actual cost for Federal immigration and other detainees housed in State and local detention facilities;

[(3) \$10,000,000 for a border prosecutor initiative to reimburse State, county, parish, tribal, or municipal governments for costs associated with the prosecution of criminal cases declined by local offices of the United States Attorneys;]

[(4) (3) [\$15,000,000] \$25,000,000 for competitive grants to improve the functioning of the criminal justice system, to prevent or combat juvenile delinquency, and to assist victims of crime (other than compensation);

[(5) \$10,500,000 for victim services programs for victims of trafficking, as authorized by section 107(b)(2) of Public Law 106-386 and for programs authorized under Public Law 109-164;]

[(6) (4) [\$35,000,000] \$52,000,000 for Drug Courts, as authorized by section 1001(a)(25)(A) of title I of the 1968 Act[.];]

[(7) \$9,000,000 for] mental health courts and adult and juvenile collaboration program grants, as authorized by parts V and HH of title I of the 1968 Act[.], and the Mentally Ill Offender Treatment and Crime Reduction Reauthorization and Improvement Act of 2008 (Public Law 110-416), and other criminal justice system

Office of Justice
Programs,
State and Local Law
Enforcement Assistance
(continued)**

problem-solving grants:

[(8)] ~~(5)~~ [\$10,000,000] ~~\$21,000,000~~ for grants for Residential Substance Abuse Treatment for State Prisoners, as authorized by part S of title I of the 1968 Act;

[(9)] ~~(6)~~ [\$3,000,000] ~~\$2,000,000~~ for the Capital Litigation Improvement Grant Program, as authorized by section 426 of Public Law 108-405, and for grants for wrongful conviction review;

[(10)] ~~(7)~~ [\$7,000,000] ~~\$15,000,000~~ for economic, high technology and Internet crime prevention grants, including as authorized by section 401 of Public Law 110-403;

[(11)] \$4,000,000 for a student loan repayment assistance program pursuant to section 952 of Public Law 110-315;]

[(12)] \$20,000,000 for sex offender management assistance, as authorized by the Adam Walsh Act and the Violent Crime Control Act of 1994 (Public Law 103-322) and related activities;]

[(13)] \$10,000,000 for an initiative relating to children exposed to violence;]

[(14)] ~~(8)~~ [\$15,000,000] ~~\$20,000,000~~ for an Edward Byrne Memorial criminal justice innovation program, of which not more than \$2,000,000 may be used for activities supporting a review of criminal justice system policies and strategies;

[(15)] ~~(9)~~ [\$24,000,000] ~~\$24,000,000~~ for the matching grant program for law enforcement armor vests, as authorized by section 2501 of title I of the 1968 Act; Provided, That \$1,500,000 is transferred directly to the National Institute of Standards and Technology's Office of Law Enforcement Standards for research, testing and evaluation programs;]

[(16)] ~~(10)~~ [\$1,000,000] ~~\$1,000,000~~ for the National Sex Offender Public Web site;

[(17)] ~~(11)~~ [\$5,000,000] ~~\$5,000,000~~ for competitive and evidence-based programs to reduce gun crime and gang violence;

[(18)] ~~(12)~~ \$5,000,000 for grants to assist State and tribal governments and related activities as authorized by the NICS Improvement Amendments Act of 2007 (Public Law 110-180);

[(19)] ~~(13)~~ \$6,000,000 for the National Criminal History Improvement Program for grants to upgrade criminal records;

[(20)] \$12,000,000 for Paul Coverdell Forensic Sciences Improvement Grants under part BB of title I of the 1968 Act;]

[(21)] \$125,000,000 for DNA-related and forensic programs and activities, of which_]

[(A)] \$117,000,000 is for a DNA analysis and capacity enhancement program and for other local, State, and Federal forensic activities, including the purposes authorized under section 2 of the DNA Analysis Backlog Elimination Act of 2000 (the Debbie Smith DNA Backlog Grant Program);]

[(B)] \$4,000,000 is for the purposes described in the Kirk Bloodsworth Post-Conviction DNA Testing Program (Public Law 108-405, section 412); and]

[(C)] \$4,000,000 is for Sexual Assault Forensic Exam Program Grants, including as authorized by section 304 of Public Law 108-405;]

[(22)] \$4,500,000 for the court-appointed special advocate program, as authorized by section 217 of the 1990 Act;]

[(23)] \$38,000,000 for assistance to Indian tribes;]

[(24)] \$1,000,000 for the purposes described in the Missing Alzheimer's Disease Patient Alert Program (section 240001 of the 1994 Act);]

[(25)] ~~(14)~~ [\$7,000,000] ~~\$7,000,000~~ for a program to monitor prescription drugs and scheduled listed chemical products;

[(26)] ~~(15)~~ [\$12,500,000] ~~\$10,500,000~~ for prison rape prevention and prosecution grants to States and units of local government, and other programs,

<p>Office of Justice Programs, State and Local Law Enforcement Assistance (continued)**</p>	<p>as authorized by the Prison Rape Elimination Act of 2003 (Public Law 108-79), <u>including statistics, data, and research</u>; [and] [(27)] (16) [\$63,000,000] <u>\$8,000,000 for a justice information sharing and technology program; and</u> (17) \$80,000,000 for offender reentry programs and research, as authorized by the Second Chance Act of 2007 (Public Law 110-199), of which [not to exceed \$4,000,000 is for a program to improve State, local, and tribal probation supervision efforts and strategies] <u>\$10,000,000 is for a program to improve State, local, and tribal probation supervision efforts and strategies: Provided, That not to exceed \$20,000,000 of funds made available in this paragraph may be used for performance-based awards for Pay for Success projects: Provided further, That, with respect to the previous proviso, any funds obligated for such projects shall remain available for disbursement until expended, notwithstanding 31 U.S.C. 1552(a): Provided further, That, with respect to the first proviso, any deobligated funds from such projects shall immediately be available for activities authorized under the Second Chance Act of 2007 (Public Law 110-199):</u> <u>Provided further,</u> That, if a unit of local government uses any of the funds made available under this heading to increase the number of law enforcement officers, the unit of local government will achieve a net gain in the number of law enforcement officers who perform non-administrative public sector safety service.</p> <p>JUSTIFICATION: Edits language to include assistance to tribes for a help desk and diagnostic center; deletes language pertaining to research on domestic radicalization; edits language supporting criminal justice reform and recidivism reduction; deletes language pertaining to 2012 Presidential Candidate Nominating Conventions; deletes language pertaining to a border prosecutor initiative; deletes language pertaining to victim services programs for victims of trafficking; edits language to support a drug court, mental health court, and adult and juvenile collaboration program; deletes language pertaining to a student loan repayment assistance program; deletes language pertaining to sex offender management assistance; deletes language pertaining to an initiative relating to children exposed to violence; adds language that provides funding for the review of criminal justice system policies and strategies with an Edward Byrne Memorial criminal justice innovation program; deletes language pertaining to the transfer of funds to the National Institute of Standards and Technology's Office of Law Enforcement Standards for research, testing and evaluation programs; deletes language pertaining to the Paul Coverdell Forensic Science Improvement Grants program; deletes language pertaining to DNA-related and forensic programs and activities, including a DNA analysis and capacity enhancement program, the Kirk Bloodsworth Post-Conviction DNA Testing Program, and Sexual Assault Forensic Exam Program Grants; deletes language pertaining to the court-appointed special advocate program; deletes language pertaining to assistance to Indian tribes; deletes language pertaining to the Missing Alzheimer's Disease Patient Alert Program; edits language to support prison rape prevention and prosecution grants to States and units of local governments, including statistics, data, and research; adds language that provides funding for a justice information sharing and technology program; and adds language specifying specific Second Chance Act activities.</p>
<p>Office of Justice Programs, Juvenile Justice</p>	<p>For grants, contracts, cooperative agreements, and other assistance authorized by the Juvenile Justice and Delinquency Prevention Act of 1974 ("the 1974 Act"); the Omnibus Crime Control and Safe Streets Act of 1968 ("the 1968 Act"); the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) ("the 2005 Act"); the Missing Children's Assistance Act (42 U.S.C. 5771 et seq.); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108-21); the Victims of Child Abuse Act of 1990 (Public Law 101-647) ("the 1990 Act"); the Adam Walsh</p>

<p>Office of Justice Programs, Juvenile Justice (continued)</p>	<p>Child Protection and Safety Act of 2006 (Public Law 109-248) (“the Adam Walsh Act”); the PROTECT Our Children Act of 2008 (Public Law 110-401); and other juvenile justice programs, [\$262,500,000] <u>\$245,000,000</u>, to remain available until expended as follows_</p> <p>(1) [\$40,000,000] <u>\$70,000,000</u> for programs authorized by section 221 of the 1974 Act, and for training and technical assistance to assist small, non-profit organizations with the Federal grants process;</p> <p>(2) [\$78,000,000] <u>\$58,000,000</u> for youth mentoring grants;</p> <p>(3) [\$20,000,000] <u>\$40,000,000</u> for delinquency prevention, as authorized by [section 505] <u>sections 261 and 262</u> of the 1974 Act[, of which, pursuant to sections 261 and 262 thereof_]</p> <p> [(A) \$10,000,000 shall be for the Tribal Youth Program;]</p> <p> [(B) \$5,000,000 shall be for gang and youth violence education, prevention and intervention, and related activities; and]</p> <p> [(C) \$5,000,000 shall be for programs and activities to enforce State laws prohibiting the sale of alcoholic beverages to minors or the purchase or consumption of alcoholic beverages by minors, for prevention and reduction of consumption of alcoholic beverages by minors, and for technical assistance and training];</p> <p>(4) [\$18,000,000 for programs authorized by the Victims of Child Abuse Act of 1990;]</p> <p> [(5)] \$30,000,000 for the Juvenile Accountability Block Grants program as authorized by part R of title I of the 1968 Act; <u>Provided, That</u> [and] Guam shall be considered a State <u>for purposes thereof</u>;</p> <p> [(6)] <u>(5)</u> [\$8,000,000] <u>\$25,000,000</u> for community-based violence prevention initiatives;</p> <p> [(7)] \$65,000,000 for missing and exploited children programs, including as authorized by sections 404(b) and 405(a) of the 1974 Act;]</p> <p> [(8)] \$1,500,000 for child abuse training programs for judicial personnel and practitioners, as authorized by section 222 of the 1990 Act;]</p> <p> <u>(6) \$20,000,000 for an evidence-based competitive juvenile justice demonstration grant program; and</u></p> <p> [(9)] <u>(7)</u> \$2,000,000 for grants and technical assistance in support of the National Forum on Youth Violence Prevention: <i>Provided, That</i> not more than 10 percent of each amount may be used for research, evaluation, and statistics activities designed to benefit the programs or activities authorized: <i>Provided further, That</i> not more than 2 percent of each amount may be used for training and technical assistance: <i>Provided further, That</i> the previous two provisos shall not apply to grants and projects authorized by sections 261 and 262 of the 1974 Act.</p> <p>JUSTIFICATION: Replaces language specifying specific delinquency prevention carveouts (authorized under section 505 of the 1974 Act) with general language authorizing delinquency prevention programs; deletes language pertaining to the programs authorized by the Victims of Child Abuse Act of 1990; edits language that supports Guam as a State; deletes language for missing and exploited children programs; deletes language pertaining to child abuse training programs; and adds language for an evidence-based competitive juvenile-justice demonstration grant program.</p>
<p>Office of Justice Programs, Public Safety Officer Benefits</p>	<p>For payments and expenses authorized under section 1001(a)(4) of title I of the Omnibus Crime Control and Safe Streets Act of 1968, such sums as are necessary (including amounts for administrative costs), to remain available until expended; and \$16,300,000 for payments authorized by section 1201(b) of such Act and for educational assistance authorized by section 1218 of such Act, to remain available until expended: <i>Provided, That</i> notwithstanding section 205 of</p>

<p>Office of Justice Programs, Public Safety Officer Benefits (continued)</p>	<p>this Act, upon a determination by the Attorney General that emergent circumstances require additional funding for such disability and education payments, the Attorney General may transfer such amounts to "Public Safety Officers Benefits" from available appropriations [for the current fiscal year] for the Department of Justice as may be necessary to respond to such circumstances: Provided further, That any transfer pursuant to the previous proviso shall be treated as a reprogramming under section 505 of this Act and shall not be available for obligation or expenditure except in compliance with the procedures set forth in that section.</p> <p>JUSTIFICATION: Deletes unnecessary language relating to emergent circumstances.</p>
<p>Community Oriented Policing Services</p>	<p>For activities authorized by the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103-322); the Omnibus Crime Control and Safe Streets Act of 1968 ("the 1968 Act"); and the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) ("the 2005 Act"), [\$198,500,000] \$289,587,000, to remain available until expended: <i>Provided</i>, That [any balances made available through prior year deobligations shall only be available in accordance with section 505 of this Act], <u>in addition to any amounts that are otherwise available (or authorized to be made available) for training and technical assistance, up to 5 percent of funds made available to the Office of Community Oriented Policing Services for grants may be used to provide training and technical assistance.</u></p> <p>Of the amount provided <u>under this heading</u>:</p> <p>(1) \$12,500,000 is for anti-methamphetamine-related [activities, which shall be transferred to the Drug Enforcement Administration upon enactment of this Act] <u>grants and assistance</u>;</p> <p>(2) \$20,000,000 is for improving tribal law enforcement, including hiring, equipment, training, and anti-methamphetamine activities; and</p> <p>(3) [\$166,000,000] \$257,087,000 is for grants under section 1701 of title I of the 1968 Act (42 U.S.C. 3796dd) for the hiring and rehiring of additional career law enforcement officers under part Q of such title notwithstanding subsections <u>(i) and (h)</u> of such section: <i>Provided</i>, That, notwithstanding subsection (g) of the 1968 Act (42 U.S.C. 3796dd), the Federal share of the costs of a project funded by such grants may not exceed 75 percent unless the Director of the Office of Community Oriented Policing Services waives, wholly or in part, the requirement of a non-Federal contribution to the costs of a project: <i>Provided further</i>, That, notwithstanding 42 U.S.C. 3796dd-3(c), funding for hiring or rehiring a career law enforcement officer may not exceed \$125,000, unless the Director of the Office of Community Oriented Policing Services grants a waiver from this limitation: <i>Provided further</i>, That, within the amounts appropriated, \$15,000,000 shall be transferred to the Tribal Resources Grant Program to be used for [improving tribal law enforcement, including hiring, equipment, training, and anti-methamphetamine activities] <u>the hiring and rehiring of tribal law enforcement officers: Provided further, That, [within the amounts appropriated, \$10,000,000] of the amounts appropriated under this paragraph, \$15,000,000</u> is for community policing development activities in furtherance of the purposes in section 1701; <i>Provided further, That, of the amounts appropriated under this paragraph, notwithstanding subsections (f) and (h) of section 1701 of title I of the 1968 Act, 5 percent may be awarded at the discretion of the Attorney General to address special needs, contingencies, and requirements.</i></p> <p style="text-align: center;"><u>(cancellation)</u></p> <p><u>Of the unobligated balances from prior year appropriations available under this heading, \$12,200,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress</u></p>

<p>Community Oriented Policing Services (continued)</p>	<p><u>as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.</u></p> <p>JUSTIFICATION: Removes the reprogramming restrictions on the use of prior year deobligations and provides authority to use up to 5 percent of program funding for training and technical assistance to grantees, in addition to other funding appropriated specifically for this purpose; removes the requirement that funds provided for Methamphetamine Lab clean-up be transferred from COPS to the Drug Enforcement Administration and requires that this funding be administered through COPS; removes language allowing funds transferred from COPS Hiring Program to the Tribal Resources Group Program to be used for equipment, training and anti-methamphetamine activities and limits the use of such funding to the hiring and rehiring of tribal law enforcement officers; removes the population split requirement from the COPS Hiring Program; and provides discretion to use up to 5 percent of COPS Hiring Program funds to make grant awards to address special needs, contingencies, and requirements without the application of the population split and state minimum requirements.</p>
<p>Office on Violence Against Women</p>	<p>For grants, contracts, cooperative agreements, and other assistance for the prevention and prosecution of violence against women, as authorized by the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3711 et seq.) (“the 1968 Act”); the Violent Crime Control and Law Enforcement Act of 1994 (Public Law 103-322) (“the 1994 Act”); the Victims of Child Abuse Act of 1990 (Public Law 101-647) (“the 1990 Act”); the Prosecutorial Remedies and Other Tools to end the Exploitation of Children Today Act of 2003 (Public Law 108-21); the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5601 et seq.) (“the 1974 Act”); the Victims of Trafficking and Violence Protection Act of 2000 (Public Law 106-386) (“the 2000 Act”); and the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) (“the 2005 Act”); and for related victims services, [\$412,500,000] <u>\$268,000,000</u>, to remain available until expended: <i>Provided</i>, That except as otherwise provided by law, not to exceed [3] <u>8</u> percent of funds made available under this heading may be used for expenses related to evaluation, training, and technical assistance: <i>Provided further</i>, That of the amount provided_</p> <p>(1) [\$189,000,000] <u>\$44,500,000</u> is for grants to combat violence against women, as authorized by part T of the 1968 Act;</p> <p>(2) [\$25,000,000] <u>\$22,000,000</u> is for transitional housing assistance grants for victims of domestic violence, stalking or sexual assault as authorized by section 40299 of the 1994 Act;</p> <p>(3) \$3,000,000 is for the National Institute of Justice for research and evaluation of violence against women and related issues addressed by grant programs of the Office on Violence Against Women, <u>which shall be transferred to "Research, Evaluation, and Statistics" for administration by the Office of Justice Programs;</u></p> <p>(4) \$10,000,000 is for a grant program to provide services to advocate for and respond to youth victims of domestic violence, dating violence, sexual assault, and stalking; assistance to children and youth exposed to such violence; programs to engage men and youth in preventing such violence; and assistance to middle and high school students through education and other services related to such violence: <i>Provided</i>, That unobligated balances available for the programs authorized by sections 41201, 41204, 41303 and 41305 of the 1994 Act shall be available for this program: <i>Provided further</i>, That 10 percent of the total amount available for this grant program shall be available for grants under the program authorized by section 2015 of the 1968 Act; <u><i>Provided further, That the definitions and grant conditions in section 40002 of the 1994 Act shall apply to this program;</i></u></p> <p>(5) \$50,000,000 is for grants to encourage arrest policies as authorized by part U of the 1968 Act, of which \$4,000,000 is for a homicide reduction initiative;</p>

Office on Violence
Against Women
(continued)

(6) \$23,000,000 is for sexual assault victims assistance, as authorized by section 41601 of the 1994 Act;

(7) [~~\$34,000,000~~] \$37,500,000 is for rural domestic violence and child abuse enforcement assistance grants, as authorized by section 40295 of the 1994 Act;

(8) \$9,000,000 is for grants to reduce violent crimes against women on campus, as authorized by section 304 of the 2005 Act;

(9) \$41,000,000 is for legal assistance for victims, as authorized by section 1201 of the 2000 Act;

(10) \$4,250,000 is for enhanced training and services to end violence against and abuse of women in later life, as authorized by section 40802 of the 1994 Act;

(11) \$11,500,000 is for the safe havens for children program, as authorized by section 1301 of the 2000 Act;

(12) \$5,750,000 is for education and training to end violence against and abuse of women with disabilities, as authorized by section 1402 of the 2000 Act;

(13) \$4,500,000 is for the court training and improvements program, as authorized by section 41002 of the 1994 Act;

(14) [~~\$1,000,000~~] \$500,000 is for the National Resource Center on Workplace Responses to assist victims of domestic violence, as authorized by section 41501 of the 1994 Act;

(15) \$1,000,000 is for analysis and research on violence against Indian women, including as authorized by section 904 of the 2005 Act: *Provided, That such funds may be transferred to "Research, Evaluation, and Statistics" for administration by the Office of Justice Programs;* and

(16) \$500,000 is for the Office on Violence Against Women to establish a national clearinghouse that provides training and technical assistance on issues relating to sexual assault of American Indian and Alaska Native women.

(cancellation)

Of the unobligated balances from prior year appropriations available under this heading, \$6,000,000 are hereby permanently cancelled: Provided, That no amounts may be cancelled from amounts that were designated by the Congress as an emergency requirement pursuant to the Concurrent Resolution on the Budget or the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

JUSTIFICATION: Adds language to mandate the transfer of National Institute of Justice research and evaluation funding to OJP; deletes language pertaining to the family court initiative set aside from the Courts Program; adds transfer language to allow the transfer of all or a portion of Indian women research and evaluation funding to OJP; and adds language to fund the National Resource Center (funds for this program were not requested in FY 2012).

*The cancellation language proposed for USMS, FBI, DEA and ATF differs from the language included in the Budget Appendix regarding the types of balances proposed for cancellation. The difference is due only to timing restrictions during production of these separate documents as it is the intent of both the language proposed in the Budget Appendix and the language proposed here to cancel expired balances or balances currently available.

** The language proposed for OJP, State and Local Law Enforcement Assistance, differs slightly from the language included in the Budget Appendix regarding funding levels for certain programs. The difference is due only to timing restrictions during production of these separate documents; the language included here and in the detailed OJP Congressional Justification is the accurate version.