

timely, and effective collection and processing of sexual assault evidence that is awaiting testing, which shall address appropriate steps in the investigation of cases that might involve sexual assault evidence that is awaiting testing, including only—

“(A) how to determine—

“(i) which evidence is to be collected by law enforcement personnel and forwarded for testing; and

“(ii) what information to take into account when establishing the order in which evidence from different cases is to be tested;

“(B) the establishment of a reasonable period of time in which evidence is to be forwarded by emergency response providers, law enforcement personnel, and prosecutors to a laboratory for testing;

“(C) systems to encourage communication within a State or unit of local government among emergency response providers, law enforcement personnel, prosecutors, courts, crime laboratory personnel, and crime victims regarding the status of sexual assault evidence to be tested; and

“(D) standards for conducting the audit of the backlog of sexual assault evidence that is awaiting testing required under subsection (n).”

“(2) **TECHNICAL ASSISTANCE AND TRAINING.**—The Attorney General shall make available technical assistance and training to support States and units of local government in adopting and implementing the guidelines developed under paragraph (1) on and after the date on which the guidelines are published.

“(3) **DEFINITIONS.**—In this subsection, the terms ‘awaiting testing’ and ‘possession’ have the meanings given those terms in subsection (n).”

SEC. 3. REPORTS TO CONGRESS.

Not later than 90 days after the end of each fiscal year for which a grant is made for the purpose described in section 2(a)(6) of the DNA Analysis Backlog Elimination Act of 2000, as amended by section 2, the Attorney General shall submit to Congress a report that—

(1) lists the States and units of local government that have been awarded such grants and the amount of the grant received by each such State or unit of local government;

(2) states the number of extensions granted by the Attorney General under section 2(n)(3) of the DNA Analysis Backlog Elimination Act of 2000, as added by section 2; and

(3) summarizes the processing status of the samples of sexual assault evidence identified in Sexual Assault Forensic Evidence Reports established under section 2(o)(4) of the DNA Analysis Backlog Act of 2000, including the number of samples that have not been tested.

SEC. 4. REDUCING THE RAPE KIT BACKLOG.

Section 2(c)(3) of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135(c)(3)) is amended—

(a) in subparagraph (B), by striking “2014” and inserting “2018”; and

(b) by adding at the end the following:

“(3) For each of fiscal years 2014 through 2018, not less than 75 percent of the total grant amounts shall be awarded for a combination of purposes under paragraphs (1), (2), and (3) of subsection (a).”

SEC. 5. OVERSIGHT AND ACCOUNTABILITY.

All grants awarded by the Department of Justice that are authorized under this Act shall be subject to the following:

(1) **AUDIT REQUIREMENT.**—Beginning in fiscal year 2013, and each fiscal year thereafter, the Inspector General of the Department of Justice shall conduct audits of recipients of grants under this Act to prevent waste, fraud, and abuse of funds by grantees. The Inspector General shall determine the appropriate number of grantees to be audited each year.

(2) **MANDATORY EXCLUSION.**—A recipient of grant funds under this Act that is found to have an unresolved audit finding shall not be eligible

to receive grant funds under this Act during the 2 fiscal years beginning after the 12-month period described in paragraph (5).

(3) **PRIORITY.**—In awarding grants under this Act, the Attorney General shall give priority to eligible entities that, during the 3 fiscal years before submitting an application for a grant under this Act, did not have an unresolved audit finding showing a violation in the terms or conditions of a Department of Justice grant program.

(4) **REIMBURSEMENT.**—If an entity is awarded grant funds under this Act during the 2-fiscal-year period in which the entity is barred from receiving grants under paragraph (2), the Attorney General shall—

(A) deposit an amount equal to the grant funds that were improperly awarded to the grantee into the General Fund of the Treasury; and

(B) seek to recoup the costs of the repayment to the fund from the grant recipient that was erroneously awarded grant funds.

(5) **DEFINED TERM.**—In this section, the term “unresolved audit finding” means an audit report finding in the final audit report of the Inspector General of the Department of Justice that the grantee has utilized grant funds for an unauthorized expenditure or otherwise unallowable cost that is not closed or resolved within a 12-month period beginning on the date when the final audit report is issued.

(6) **NONPROFIT ORGANIZATION REQUIREMENTS.**—

(A) **DEFINITION.**—For purposes of this section and the grant programs described in this Act, the term “nonprofit organization” means an organization that is described in section 501(c)(3) of the Internal Revenue Code of 1986 and is exempt from taxation under section 501(a) of such Code.

(B) **PROHIBITION.**—The Attorney General shall not award a grant under any grant program described in this Act to a nonprofit organization that holds money in offshore accounts for the purpose of avoiding paying the tax described in section 511(a) of the Internal Revenue Code of 1986.

(C) **DISCLOSURE.**—Each nonprofit organization that is awarded a grant under a grant program described in this Act and uses the procedures prescribed in regulations to create a rebuttable presumption of reasonableness for the compensation of its officers, directors, trustees and key employees, shall disclose to the Attorney General, in the application for the grant, the process for determining such compensation, including the independent persons involved in reviewing and approving such compensation, the comparability data used, and contemporaneous substantiation of the deliberation and decision. Upon request, the Attorney General shall make the information disclosed under this subsection available for public inspection.

(7) **ADMINISTRATIVE EXPENSES.**—Unless otherwise explicitly provided in authorizing legislation, not more than 7.5 percent of the amounts authorized to be appropriated under this Act may be used by the Attorney General for salaries and administrative expenses of the Department of Justice.

(8) **CONFERENCE EXPENDITURES.**—

(A) **LIMITATION.**—No amounts authorized to be appropriated to the Department of Justice under this Act may be used by the Attorney General or by any individual or organization awarded discretionary funds through a cooperative agreement under this Act, to host or support any expenditure for conferences that uses more than \$20,000 in Department funds, unless the Deputy Attorney General or the appropriate Assistant Attorney General, Director, or principal deputy as the Deputy Attorney General may designate, provides prior written authorization that the funds may be expended to host a conference.

(B) **WRITTEN APPROVAL.**—Written approval under subparagraph (A) shall include a written

estimate of all costs associated with the conference, including the cost of all food and beverages, audio/visual equipment, honoraria for speakers, and any entertainment.

(C) **REPORT.**—The Deputy Attorney General shall submit an annual report to the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives on all conference expenditures approved by operation of this paragraph.

(9) **PROHIBITION ON LOBBYING ACTIVITY.**—

(A) **IN GENERAL.**—Amounts authorized to be appropriated under this Act may not be utilized by any grant recipient to—

(i) lobby any representative of the Department of Justice regarding the award of grant funding; or

(ii) lobby any representative of a Federal, State, local, or tribal government regarding the award of grant funding.

(B) **PENALTY.**—If the Attorney General determines that any recipient of a grant under this Act has violated subparagraph (A), the Attorney General shall—

(i) require the grant recipient to repay the grant in full; and

(ii) prohibit the grant recipient from receiving another grant under this Act for not less than 5 years.

SEC. 6. SUNSET.

Effective on December 31, 2018, subsections (a)(6) and (n) of section 2 of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135(a)(6) and (n)) are repealed.

Amend the title so as to read: “A bill to amend the DNA Analysis Backlog Elimination Act of 2000 to provide for Debbie Smith grants for auditing sexual assault evidence backlogs, and for other purposes.”

Mr. SMITH of Texas (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

The amendments were agreed to.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

SPACE EXPLORATION SUSTAINABILITY ACT

Mr. SMITH of Texas. Mr. Speaker, I ask unanimous consent to take from the Speaker’s table the bill (H.R. 6586) to extend the application of certain space launch liability provisions through 2014, with the Senate amendment thereto, and concur in the Senate amendment.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The Clerk will report the Senate amendment.

The Clerk read as follows:

Senate amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Space Exploration Sustainability Act”.

SEC. 2. ASSURANCE OF CORE CAPABILITIES.

Section 203 of the National Aeronautics and Space Administration Authorization Act of 2010 (42 U.S.C. 18313) is amended by adding at the end the following:

“(c) **SENSE OF CONGRESS REGARDING HUMAN SPACE FLIGHT CAPABILITY ASSURANCE.**—It is the sense of Congress that the Administrator shall

proceed with the utilization of the ISS, technology development, and follow-on transportation systems (including the Space Launch System, multi-purpose crew vehicle, and commercial crew and cargo transportation capabilities) under titles III and IV of this Act in a manner that ensures—

“(1) that these capabilities remain inherently complementary and interrelated;

“(2) a balance of the development, sustainment, and use of each of these capabilities, which are of critical importance to the viability and sustainability of the U.S. space program; and

“(3) that resources required to support the timely and sustainable development of these capabilities authorized in either title III or title IV of this Act are not derived from a reduction in resources for the capabilities authorized in the other title.

“(d) LIMITATION.—Nothing in subsection (c) shall apply to or affect any capability authorized by any other title of this Act”.

SEC. 3. EXTENSION OF CERTAIN SPACE LAUNCH LIABILITY PROVISIONS.

Section 50915(f) of title 51, United States Code, is amended by striking “December 31, 2012” and inserting “December 31, 2013”.

SEC. 4. EXEMPTION FROM INKSNA.

Section 7(1)(B) of the Iran, North Korea, and Syria Nonproliferation Act (50 U.S.C. 1701 note) is amended—

(1) by striking “, or for the purchase of goods or services relating to human space flight, that are”; and

(2) by striking “prior to July 1, 2016” and inserting “prior to December 31, 2020”.

Mr. SMITH of Texas (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

The SPEAKER pro tempore. Is there objection to the original request of the gentleman from Texas?

There was no objection.

A motion to reconsider was laid on the table.

HOUR OF MEETING ON TOMORROW

Mr. DOLD. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 11 a.m. tomorrow.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Illinois?

There was no objection.

ADJOURNMENT

Mr. DOLD. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 12 o'clock and 38 minutes p.m.), under its previous order, the House adjourned until tomorrow, Thursday, January 3, 2013, at 11 a.m.

**EXECUTIVE COMMUNICATIONS,
ETC.**

Under clause 2 of rule XIV, executive communications were taken from the Speaker's table and referred as follows:

9017. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Patrick J. O'Reilly, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

9018. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting Certification Related to Condition 27(C)(i) of Senate Executive Resolution 75 to Advise and Consent to the Ratification of the Chemical Weapons Convention, Subject to Certain Conditions; to the Committee on Foreign Affairs.

9019. A letter from the Secretary, Department of Education, transmitting Semiannual Report to Congress of the Office of the Inspector General for the period April 1, 2012, through September 30, 2012; to the Committee on Oversight and Government Reform.

9020. A letter from the Auditor, District of Columbia, transmitting a report titled, “Audit of the Closure and Consolidation of 23 D.C. Public Schools.”; to the Committee on Oversight and Government Reform.

9021. A letter from the Chairman, National Transportation Safety Board, transmitting the Board's report on competitive sourcing efforts for fiscal year 2012; to the Committee on Oversight and Government Reform.

9022. A letter from the Director, Office of Personnel Management, transmitting the Office's semiannual report from the office of the Inspector General and the Management Response for the period April 1, 2012, through September 30, 2012; to the Committee on Oversight and Government Reform.

9023. A letter from the Administrator, Small Business Administration, transmitting the Administration's semiannual report from the office of the Inspector General for the period April 1 through September 30, 2012; to the Committee on Oversight and Government Reform.

9024. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting the Department's report on the Uniformed and Overseas Citizens Absentee Voting Act for 2012; to the Committee on House Administration.

9025. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period October 1, 2012 through December 31, 2012 as

compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a Public Law 88-454; (H. Doc. No. 112-160); to the Committee on House Administration and ordered to be printed.

**REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS**

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BACHUS: Committee on Financial Services. Fourth Semiannual Report on the Activity of the Committee on Financial Services for the 112th Congress (Rept. 112-742). Referred to the Committee of the Whole House on the state of the Union.

Ms. ROS-LEHTINEN: Committee on Foreign Affairs. Legislative Review and Oversight Activities of the Committee on Foreign Affairs, One Hundred Twelfth Congress (Rept. 112-743). Referred to the Committee of the Whole House on the state of the Union.

Mr. MCKEON: Committee on Armed Services. Fourth Semiannual Report on the Activities of the Committee on Armed Services for the One Hundred Twelfth Congress (Rept. 112-744). Referred to the Committee of the Whole House on the state of the Union.

Mr. HALL: Committee on Science, Space, and Technology. Fourth Semiannual Report of Activities of the Committee on Science, Space, and Technology (Rept. 112-745). Referred to the Committee of the Whole House on the state of the Union.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. STEARNS introduced a resolution (H. Res. 845) amending the Rules of the House of Representatives to establish a standing Committee on Repeals; which was referred to the Committee on Rules.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 751: Ms. ESHOO, Mr. SCHIFF, and Ms. MOORE.

H.R. 3395: Mr. RAHALL.

H.R. 3625: Mr. PERLMUTTER.

H.R. 4373: Mr. MARKEY.

H.R. 5989: Mrs. CAPPS, Mr. LOEBSACK, Ms. NORTON, and Mr. CICILLINE.

H.R. 6490: Mr. MEEHAN, Mr. BISHOP of Georgia, Mr. CICILLINE, Mr. BISHOP of New York, Mr. PAULSEN, Mrs. MILLER of Michigan, and Mr. MCGOVERN.

H.R. 6589: Mr. GOHMERT.

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