

**AMENDMENT TO THE RULES COMMITTEE PRINT
FOR H.R. 4435
OFFERED BY MR. BEN RAY LUJÁN OF NEW
MEXICO**

At the end of subtitle B of title XXXI, add the following new section:

1 **SEC. 3122. DEPARTMENT OF ENERGY RESEARCH AND DE-**
2 **VELOPMENT GRANTS.**

3 (a) RESEARCH AND DEVELOPMENT GRANTS.—

4 (1) IN GENERAL.—A director may accept
5 grants for research and development activities from
6 foundations and other nonprofit organizations.

7 (2) WAIVER OF INDIRECT COSTS.—

8 (A) IN GENERAL.—Subject to subpara-
9 graph (B), a director may waive the indirect
10 costs for the grants described in paragraph (1)
11 to the extent required by the operating charter
12 of the foundation or nonprofit organization.

13 (B) LIMITATION ON WAIVER.—

14 (i) TOTAL AMOUNT.—The total
15 amount waived under subparagraph (A)
16 may not be greater than one-half of one
17 percent of the total budget of the National

1 Laboratory for which the director is the
2 head.

3 (ii) LABORATORY MISSION SUP-
4 PORT.—The director may not make a waiv-
5 er under subparagraph (A) unless the di-
6 rector determines that the research and de-
7 velopment supported pursuant to the grant
8 accepted under paragraph (1) exercises ca-
9 pabilities that support the science, tech-
10 nology, energy, environmental, or national
11 security missions of the Department of En-
12 ergy or the National Nuclear Security Ad-
13 ministration.

14 (b) DEFINITIONS.—In this section:

15 (1) The term “director” means the director of
16 a National Laboratory.

17 (2) The term “National Laboratory” has the
18 meaning given the term in section 2 of the Energy
19 Policy Act of 2005 (42 U.S.C. 15801).

