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:

SEC. 3122. DEPARTMENT OF ENERGY RESEARCH AND DEVELOPMENT GRANTS.

(a) RESEARCH AND DEVELOPMENT GRANTS.—

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

(2) WAIVER OF INDIRECT COSTS.—

(A) IN GENERAL.—Subject to subparagraph (B), a director may waive the indirect costs for the grants described in paragraph (1) to the extent required by the operating charter of the foundation or nonprofit organization.

(B) LIMITATION ON WAIVER.—

(i) TOTAL AMOUNT.—The total amount waived under subparagraph (A) may not be greater than one-half of one percent of the total budget of the National
Laboratory for which the director is the head.

(ii) Laboratory Mission Support.—The director may not make a waiver under subparagraph (A) unless the director determines that the research and development supported pursuant to the grant accepted under paragraph (1) exercises capabilities that support the science, technology, energy, environmental, or national security missions of the Department of Energy or the National Nuclear Security Administration.

(b) Definitions.—In this section:

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

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