

**MAKING OMNIBUS CONSOLIDATED  
APPROPRIATIONS FOR FISCAL YEAR 1997**

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**CONFERENCE REPORT**

TO ACCOMPANY

**H.R. 3610**



SEPTEMBER 28, 1996.—Ordered to be printed

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WASHINGTON : 1996

[COMMITTEE PRINT]

NOTICE: This is a draft only, subject to change until approved by the full Committee

Calendar No. 000

104TH CONGRESS 2d Session	SENATE	REPORT 104-000
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DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE,  
THE JUDICIARY, AND RELATED AGENCIES APPROPRIATION BILL, 1997

JUNE 00 (legislative day, JUNE 00), 1996.—Ordered to be printed

Mr. GREGG, from the Committee on Appropriations,  
submitted the following

REPORT

[To accompany H.R. 3814]

The Committee on Appropriations, to which was referred the bill (H.R. 3814) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies programs for the fiscal year ending September 30, 1997, and for other purposes, reports the same to the Senate with amendments and recommends that the bill as amended do pass.

*Amount in new budget (obligational) authority*

Total bill as reported to Senate .....
Amount of appropriations, 1996 .....
Amount of budget estimates, 1997, as amended ...
The bill as reported to the Senate:
Above the appropriations for 1996 .....
Below the estimates for 1997 .....

## ADMINISTRATIVE PROVISIONS—LEGAL SERVICES CORPORATION

**SEC. 501. (a) CONTINUATION OF COMPETITIVE SELECTION PROCESS.**—None of the funds appropriated in this Act to the Legal Services Corporation may be used to provide financial assistance to any person or entity except through a competitive selection process conducted in accordance with regulations promulgated by the Corporation in accordance with the criteria set forth in subsections (c), (d), and (e) of section 503 of Public Law 104-134 (110 Stat. 1321-52 et seq.).

**(b) INAPPLICABILITY OF NONCOMPETITIVE PROCEDURES.**—For purposes of the funding provided in this Act, rights under sections 1007(a)(9) and 1011 of the Legal Services Corporation Act (42 U.S.C. 2996f(a)(9) and 42 U.S.C. 2996j) shall not apply.

**SEC. 502. (a) CONTINUATION OF REQUIREMENTS AND RESTRICTIONS.**—None of the funds appropriated in this Act to the Legal Services Corporation shall be expended for any purpose prohibited or limited by, or contrary to any of the provisions of—

(1) sections 501, 502, 505, 506, and 507 of Public Law 104-134 (110 Stat. 1321-51 et seq.), and all funds appropriated in this Act to the Legal Services Corporation shall be subject to the same terms and conditions as set forth in such sections, except that all references in such sections to 1995 and 1996 shall be deemed to refer instead to 1996 and 1997, respectively; and

(2) section 504 of Public Law 104-134 (110 Stat. 1321-53 et seq.), and all funds appropriated in this Act to the Legal Services Corporation shall be subject to the same terms and conditions set forth in such section, except that—

(A) subsection (c) of such section 504 shall not apply;

(B) paragraph (3) of section 508(b) of Public Law 104-134 (110 Stat. 1321-58) shall apply with respect to the requirements of subsection (a)(13) of such section 504, except that all references in such section 508(b) to the date of enactment shall be deemed to refer to April 26, 1996; and

(C) subsection (a)(11) of such section 504 shall not be construed to prohibit a recipient from using funds derived from a source other than the Corporation to provide related legal assistance to—

(i) an alien who has been battered or subjected to extreme cruelty in the United States by a spouse or a parent, or by a member of the spouse's or parent's family residing in the same household as the alien and the spouse or parent consented or acquiesced to such battery or cruelty; or

(ii) an alien whose child has been battered or subjected to extreme cruelty in the United States by a spouse or parent of the alien (without the active participation of the alien in the battery or extreme cruelty), or by a member of the spouse's or parent's family residing in the same household as the alien and the spouse or parent consented or acquiesced to such battery or cruelty, and the alien did not actively participate in such battery or cruelty.

**(b) DEFINITIONS.**—For purposes of subsection (a)(2)(C):

(1) The term "battered" shall have the meaning given to subtitle G of L. 103-322; 108

(2) The term "financial assistance" directly received from, the battered person or entity receiving such assistance shall mean the requirements of section 503. (a) (1) (110 Stat. 1321-52 et seq.), other than the requirements of section 503. (a) (2) (110 Stat. 1321-53 et seq.)

(b) REQUIREMENTS.—None of the funds appropriated in this Act to the Legal Services Corporation shall be expended for any purpose prohibited or limited by, or contrary to any of the provisions of—

For necessary expenses authorized by title 42, U.S.C. 2996j, not to exceed \$1,189,000.

NATIONAL

For necessary expenses of the Commission, as authorized by title 42, U.S.C. 2996j, not to exceed \$494,000.

For activities authorized by Public Law 103-322 (in title 42, U.S.C. 2996j) and the Program: Provide for necessary expenses, both direct and indirect, not to exceed \$5,000 may be used for such purposes.

SEC

For necessary expenses of the Commission, including the cost of space (to include rent, utilities, and elsewhere) and representation, not to exceed \$10,000 may be used for such purposes. The International Commission on the Status of Women, which not to exceed \$10,000 may be used for such purposes. For necessary expenses of the Commission, including the cost of space (to include rent, utilities, and elsewhere) and representation, not to exceed \$10,000 may be used for such purposes. For necessary expenses of the Commission, including the cost of space (to include rent, utilities, and elsewhere) and representation, not to exceed \$10,000 may be used for such purposes.

## CORPORATION

SELECTION PROC-  
to the Legal Serv-  
assistance to any  
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Stat. 1321-52 et

PROCEDURES.—For  
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10 Stat. 1321-53  
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(a)(2)(C):

(1) The term "battered or subjected to extreme cruelty" has the meaning given such term under regulations issued pursuant to subtitle G of the Violence Against Women Act of 1994 (Pub. L. 103-322; 108 Stat. 1953).

(2) The term "related legal assistance" means legal assistance directly related to the prevention of, or obtaining of relief from, the battery or cruelty described in such subsection.

SEC. 503. (a) CONTINUATION OF AUDIT REQUIREMENTS.—The requirements of section 509 of Public Law 104-134 (110 Stat. 1321-58 et seq.), other than subsection (l) of such section, shall apply during fiscal year 1997.

(b) REQUIREMENT OF ANNUAL AUDIT.—An annual audit of each person or entity receiving financial assistance from the Legal Services Corporation under this Act shall be conducted during fiscal year 1997 in accordance with the requirements referred to in subsection (a).

## MARINE MAMMAL COMMISSION

## SALARIES AND EXPENSES

For necessary expenses of the Marine Mammal Commission as authorized by title II of Public Law 92-522, as amended, \$1,189,000.

## NATIONAL BANKRUPTCY REVIEW COMMISSION

## SALARIES AND EXPENSES

For necessary expenses of the National Bankruptcy Review Commission, as authorized by the Bankruptcy Reform Act of 1994, \$494,000.

## OUNCE OF PREVENTION COUNCIL

For activities authorized by sections 30101 and 30102 of Public Law 103-322 (including administrative costs), \$1,500,000, to remain available until expended, for the Ounce of Prevention Grant Program: Provided, That the Council may accept and use gifts and donations, both real and personal, for the purpose of aiding or facilitating the authorized activities of the Council, of which not to exceed \$5,000 may be used for official reception and representation expenses.

## SECURITIES AND EXCHANGE COMMISSION

## SALARIES AND EXPENSES

For necessary expenses for the Securities and Exchange Commission, including services as authorized by 5 U.S.C. 3109, the rental of space (to include multiple year leases) in the District of Columbia and elsewhere, and not to exceed \$3,000 for official reception and representation expenses, \$260,400,000, of which not to exceed \$10,000 may be used toward funding a permanent secretariat for the International Organization of Securities Commissions, and of which not to exceed \$100,000 shall be available for expenses for consultations and meetings hosted by the Commission with foreign governmental and other regulatory officials, members of their delega-