APPENDTX H

1008-C

104TH CONGRESS
2d Session

HOUSE OF REPRESENTATIVES

REPORT 104-537

MAKING APPROPRIATIONS FOR FISCAL YEAR 1996 TO MAKE A FURTHER DOWNPAYMENT TOWARD A BALANCED BUDGET, AND FOR OTHER PURPOSES

CONFERENCE REPORT

TO ACCOMPANY

H.R. 3019



APRIL 25, 1996.—Ordered to be printed

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing vote of the two Houses on the amendment of the Senate to the bill (H.R. 3019) making appropriations for fiscal year 1996 to make a further downpayment toward a balanced budget, and for other purposes, submit the following joint statement to the House and the Senate in explanation of the effects of the action agreed upon by the managers and recommended in the accompanying report.

ommended in the accompanying report.

Report language included by the Senate in the report accompanying S. 1594 (S. Rept. 104–236) which is not changed by the conference are approved by the committee of conference. The statement of the managers while repeating some report language for emphasis, is not intended to negate the language referred to above

unless expressly provided herein.

TITLE I—OMNIBUS APPROPRIATIONS

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES

Section 101(a). The text of the language included under section 101(a) of this conference agreement represents the final agreement on appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies for fiscal year 1996, with the exception of those Department of Justice General Provisions that were enacted into law in Public Law 104-99. It marks the end of the process that began with H.R. 2076, reported by the House Committee on Appropriations (H. Rept. 104-196) on July 19, 1995, and passed by the House on July 26, 1995. The bill was then reported by the Senate Committee on Appropriations (S. Rept. 104– 139) on September 12, 1995, and passed by the Senate on September 29, 1995. The conference report (H. Rept. 104-378, star print) was filed on December 1, 1995, and adopted in the House on December 6, 1995, and in the Senate on December 7, 1995. The President vetoed the bill on December 19, 1995, and on January 3, 1996, although a majority of the House voted for the conference report, the House did not override the veto by the required two-thirds vote. Since that time, funding for many of the programs in this bill has been provided on a temporary basis, although a number of critical law enforcement, judicial, consular, diplomatic security, and small business programs were provided full-year spending authority. While this conference agreement includes the full text of the fiscal year 1996 Commerce, Justice, and State, the Judiciary, and Related Agencies appropriations bill, with the exception noted above, much of the language is identical to the language included in the conference report on H.R. 2076. As a result, only the changes from

the conference report on H.R. 2076 are addressed in the statement of managers that follows. With the exceptions that follow, the statement of managers in the conference report on H.R. 2076 (H. Rept. 104–378, star print) and the applicable portions of the House and Senate reports on H.R. 2076, remain controlling and are incorporated by reference.

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

SALARIES AND EXPENSES

The conference agreement includes \$74,282,000 for General Administration, as provided in both the House and Senate bills. The conference agreement also includes a provision that modifies the language, proposed in the House bill and not included in the Senate bill, that limits the number of positions and amounts for the Department Leadership program. The conference agreement does not limit funding under the Department Leadership program to the Offices of the Attorney General and the Deputy Attorney General, as proposed in the House bill. The Senate bill did not include this provision.

COUNTERTERRORISM FUND

The conference agreement includes \$16,898,000 for the Counterterrorism Fund, as provided in both the House and Senate bills. The conferees understand that balances of \$24,445,000 remain available from the 1995 Supplemental Appropriation, Public Law 104–19, for authorized purposes of this Fund. The Senate bill included a provision in Title III which designated \$7,000,000 for emergency expenses to enhance Federal Bureau of Investigation (FBI) efforts in the United States to combat Middle Eastern terrorism, including efforts to prevent fundraising in the United States on the behalf of organizations that support terrorism to undermine the peace process. These funds would have been available only pursuant to an official budget request that declares the funds to be an emergency.

The conferees support the purposes set forth in the Senate amendment. However, the conferees have not included the emergency appropriation for the FBI proposed by the Senate because the conferees were informed that the Department of Justice did not plan to submit an emergency request for funding as required by the Senate bill and the Department of Justice currently has sufficient funding available to enhance the FBI's efforts to combat the flow of dollars to support Middle Eastern terrorism. The conferees note that there are funding balances available in the Department of Justice Counterterrorism Fund which can be applied to this effort. Accordingly, the Attorney General is directed to submit a proposal by May 15, 1996 to the House and Senate Committees on Appropriations to reprogram no less than \$4,000,000 in funds from the Counterterrorism Fund to enable the FBI to carry out enhanced efforts in the United States to combat Middle Eastern terrorism, and specifically to enhance FBI efforts to prevent fundraising on behalf of organizations that promote terrorism.

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