

George W. Bush Presidential Library

Collection: Executive Clerk, Office of the

Series: Saunders, G. Timothy (Tim) - Bill Files

Folder Title: 11/02/2002 [H.R. 2215] [771575] [1]

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Memorandum	21st Century Department of Justice Appropriations Authorization Act - To: POTUS - From: Mitchell E. Daniels, Jr.	7	10/30/2002	P5;
003	Email	[Re: Response to OVP comments on S. 2215 signing statement] - To: James J. Jukes et al. - From: Harriet Miers	1	10/30/2002	P5;
004	Statement	[Draft re: H.R. 2215]	4	N.D.	P5;
005	Statement	[Draft re: H.R. 2215]	4	N.D.	P5;
006	Memorandum	21st Century Department of Justice Appropriations Authorization Act - To: POTUS - From: Mitchell E. Daniels, Jr.	7	10/30/2002	P5;
007	Discussion Paper	[Other Provisions of H.R. 2215 - Attachment B]	11	N.D.	P5;

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11/02/2002 [H.R. 2215] [771575] [1]

FRC ID:

6362

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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010	Discussion Paper	[Other Provisions of H.R. 2215 - Attachment B]	11	N.D.	P5;
011	Letter	[Views of the United States Department of State] - To: Mitchell E. Daniels, Jr. - From: Paul V. Kelly	3	10/29/2002	P5;
012	Letter	[Views of the U.S. Department of Justice] - To: Mitchell E. Daniels, Jr. - From: Daniel J. Bryant	13	10/18/2002	P5;
013	Statement	[Draft re: H.R. 2215] - From: U.S. Department of Justice	2	10/18/2002	P5;
T002	Statement	H.R. 2215 - From: White House	1	11/02/2002	Transferred

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LAW_M**771575**

FG006-01

Barcode Scanning SheetCollection Code: **SECLOG**

Staff Name:

Document Date:

Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9469 NARA # 9360 BOX 5
FOLDER 4A BILL FILE RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - NOV 02 02 ENROLLED BILL H.R.
2215 - 21ST CENTURY DEPARTMENT OF JUSTICE
APPROPRIATIONS AUTHORIZATION ACT**

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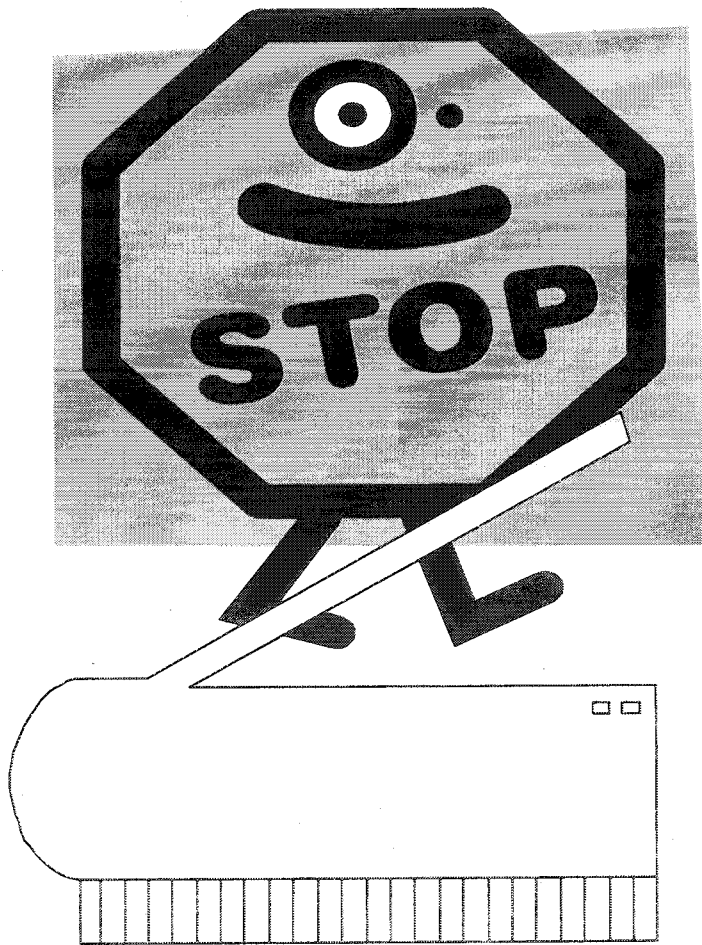
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ORM
Scanning insert sheet



Remainder of case not scanned

STATEMENT BY THE PRESIDENT

Today I have signed into law H.R. 2215, entitled the "21st Century Department of Justice Appropriations Authorization Act." The Act grants and amends statutory authorities relating to Federal law enforcement activities and authorizes appropriations for the Department of Justice.

Section 202 of the Act adds a new section 530D to title 28, United States Code, that purports to impose on the executive branch substantial obligations for reporting to the Congress activities of the Department of Justice involving challenges to or nonenforcement of law that conflicts with the Constitution. The executive branch shall construe section 530D of title 28, and related provisions in section 202 of the Act, in a manner consistent with the constitutional authorities of the President to supervise the unitary executive branch and to withhold information the disclosure of which could impair foreign relations, the national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties. To implement section 202(b)(3) of the Act, the Attorney General, on my behalf, shall advise the heads of executive agencies of the enactment of section 202 and of this direction concerning construction of that section and section 530D of title 28. Furthermore, section 202(a) requires that the President report to the Congress the issuance of any "unclassified Executive Order or similar memorandum or order" that establishes or implements a policy of intra-circuit non-acquiescence or of refraining from enforcing, applying, or administering a Federal statute, rule, regulation, program, or policy on the ground that it is unconstitutional. Based upon the text and structure of this section, the executive branch shall construe this reporting obligation to cover only unclassified orders in writing that are officially promulgated and are not included in the reports of the Attorney General or other Federal officers to whom this section applies.

Section 205(b) of the Act amends section 1913 of title 18, United States Code, relating to use of Federal appropriated funds for certain advocacy activities. Section 1913, as amended, does not prohibit the making of any communication whose prohibition by section 1913 "might, in the opinion of the Attorney General, violate the Constitution or interfere with the conduct of foreign policy, counter-intelligence, intelligence, or national security activities." This provision will accordingly be interpreted to avoid applications that might violate the Constitution or interfere with foreign policy and other functions. Further, the executive branch shall construe section 1913 as amended in a manner consistent with the President's constitutional authority to conduct the Nation's foreign affairs, to supervise the unitary executive branch, and to recommend to the consideration of the Congress such measures as the President shall judge necessary and expedient. Finally, section 1913 states that "violations of this section shall constitute violations of section 1352(a) of title 31." The only reasonable construction of this statutory language is that it makes applicable the penalties set forth in section 1352(a) to violations of section 1913, and the executive branch shall construe this provision accordingly.

Provisions in the Act, including sections 207(d), 309, and 11025(a), purport to require executive branch officials to submit to the Congress plans for internal executive branch activities or recommendations relating to legislation. The executive branch shall construe such provisions in a manner consistent with the President's constitutional authorities to supervise the unitary executive branch and to recommend for the consideration of the Congress such measures as the President judges necessary and expedient.

Section 402 of the Act adds sections 2002 and 2004 to the Omnibus Crime Control and Safe Streets Act of 1968, which purport to give "final authority" to a subordinate of the

Attorney General over certain grants, cooperative agreements, and contracts awarded by the subordinate's office and to allow the Attorney General to act on behalf of the President to give the subordinate a role representing the U.S. Government at the United Nations and other international fora. The executive branch shall construe sections 2002 and 2004 in a manner consistent with the President's constitutional authorities to supervise the unitary executive branch and to conduct the Nation's foreign affairs and, subject to those authorities, with the Secretary of State's authority pursuant to 22 U.S.C. section 2672.

Section 2301(c) of the Act requires the Attorney General to "devise a plan to implement recommendations of the General Accounting Office to" accomplish goals specified in the statute. Consistent with the principles enunciated by the U.S. Supreme Court in 1983 in *INS v. Chadha*, the executive branch shall construe section 2301(c) as referring only to recommendations of the GAO in existence at the time of enactment of the Act and as requiring the devising of a plan and submission of a report on the plan, but not implementation of the plan.

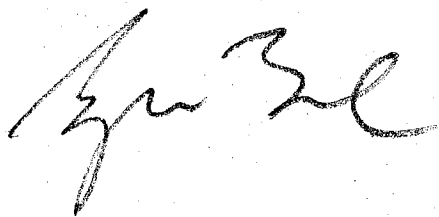
Section 2303(b) purports to give the Comptroller General, a legislative agent, a right of access to all relevant documents and information that the Comptroller General deems necessary in conducting a study required by the Act. The executive branch shall construe section 2303(b) in a manner consistent with the constitutional authorities of the President to supervise the unitary executive branch and to withhold information the disclosure of which could impair foreign relations, the national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties.

Section 2504 purports to require the Attorney General to conduct a prosecutor exchange program with a foreign country. The executive branch shall construe section 2504 in a manner consistent with the President's constitutional authorities

to conduct the Nation's foreign affairs, participate in international negotiations, and supervise the unitary executive branch.

Section 11015 of the Act purports to give U.S. Attorneys in certain circumstances "exclusive authority" to select an annuity broker for structured settlement purposes. The executive branch shall construe this section in a manner consistent with the President's constitutional authority to supervise the unitary executive branch.

Section 11026(c) of the Act purports to require all Federal law enforcement agencies to comply with requests from the General Accounting Office for certain information in the course of GAO preparation of a report on crime statistics. The executive branch shall construe section 11026(c) in a manner consistent with the constitutional authorities of the President to supervise the unitary executive branch and to withhold information the disclosure of which could impair foreign relations, the national security, the deliberative processes of the Executive, or the performance of the Executive's constitutional duties.



THE WHITE HOUSE,

November 2, 2002.

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WHITE HOUSE STAFFING MEMORANDUMDate: 10-30-02 11:30AM ACTION / CONCURRENCE / COMMENT DUE BY: ASAPSubject: SIGNING STATEMENT FOR ENROLLED BILL H.R. 2215 - 21ST CENTURY
DEPARTMENT OF JUSTICE APPROPRIATIONS AUTHORIZATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☐
CALIO	☒	☐	RICE	☒	☐
CONNAUGHTON	☐	☐	RIDGE	☒	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☒	SPELLINGS	☒	☐
GERSON	☒	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO THE STAFF SECRETARY, EXTENSION 62702/FAX 62215, ASAP AND SEND A COPY TO JIM JUKES, EXTENSION 53458/FAX 56148. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

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Dianne M. Wells

10/30/2002 11:09:39 AM

Record Type: Record

To: See the distribution list at the bottom of this message

cc: James J. Jukes/OMB/EOP@EOP, Richard E. Green/OMB/EOP@EOP, Lisa J. Macecevic/OMB/EOP@EOP

Subject: Attached is the OMB proposed signing statement for H.R. 2215 - 21st Century Department of Justice Appropriations Authorization Act



HR2215 SS.wpd

Message Sent To:

G. Timothy Saunders/WHO/EOP@EOP
David E. Kalbaugh/WHO/EOP@EOP
William W. McCathran/WHO/EOP@EOP
Sherman A. Williams/WHO/EOP@EOP
Edwin R. Thomas III/WHO/EOP@EOP
Wanda M. Evans/WHO/EOP@EOP
Harriet Miers/WHO/EOP@EOP
Stuart W. Bowen/WHO/EOP@EOP

WHITE HOUSE STAFFING MEMORANDUMDate: 10-30-02 11:30AM ACTION / CONCURRENCE / COMMENT DUE BY: ASAPSubject: ENROLLED BILL H.R. 2215 - 21ST CENTURY DEPARTMENT OF JUSTICE
APPROPRIATIONS AUTHORIZATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☒	☐
CARD	☒	☐	IRASTORZA	☐	☐
BARTLETT	☒	☐	JOHNSON	☐	☐
BLAKEMAN	☐	☐	LINDSEY	☒	☐
BOLTEN	☒	☐	MARBURGER	☐	☐
BRIDGELAND	☐	☐	MIERS	☐	☐
CALIO	☒	☐	RICE	☒	☐
CONNAUGHTON	☐	☐	RIDGE	☒	☐
DANIELS	☐	☒	ROVE	☒	☐
FLEISCHER	☐	☒	SPELLINGS	☒	☐
GERSON	☒	☐	CLERK	☐	☒
GONZALES	☒	☐	_____	☐	☐
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD YOUR COMMENTS TO JIM JUKES, EXTENSION 53458/FAX 56148, ASAP
AND SEND A COPY TO THE STAFF SECRETARY. THANK YOU.

RESPONSE: _____

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Memorandum	21st Century Department of Justice Appropriations Authorization Act - To: POTUS - From: Mitchell E. Daniels, Jr.	7	10/30/2002	P5;

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FOLDER TITLE:

11/02/2002 [H.R. 2215] [771575] [1]

FRC ID:

6362

OA Num.:

9469

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9360

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OFFICE OF THE EXECUTIVE CLERK
TRACKING SHEET FOR PRESIDENTIAL DOCUMENTS

TITLE: H.R. 2215 - 21st Century Department of Justice
Appropriations Authorization Act

WDA 11/4/2002

TYPE DOCUMENT:

PROCLAMATION

LETTER(S)

EXECUTIVE ORDER

MESSAGE TO THE CONGRESS/SENATE

MEMORANDUM

STATEMENT BY THE PRESIDENT

DECISION MEMORANDUM

SIGNING STATEMENT

DETERMINATION (numbered)

TREATY/CONVENTION/AGREEMENT, etc.

OTHER: _____

RECEIVED: (Advance: 10/30/02 Time: 11:09 a.m./p.m.)
In final: / /02 Time: a.m./p.m.

SENT TO CORRESPONDENCE FOR TYPING IN FINAL:

(Advance: 10/30/02 Time: 11:40 a.m./p.m.)
In final: / /02 Time: a.m./p.m.

TO HARRIET MIERS' OFFICE:

(For staffing: / /02 Time: a.m./p.m.)
In final: 10/30/02 Time: 5 a.m./p.m.

*INFO, INCLUDING STENCIL AND DISC, TO PRESS OFFICE:

Date: / /02 Time: a.m./p.m.
POSTED: / /02 Time: a.m./p.m.

NOTIFICATIONS:

(Person/time) NSC (#____), when appropriate -- Desk Officer;
W.H. Situation Room -- x6-9425.

(Person/time) Ginger Gregory, x6-2230, Legislative Affairs
(for messages to the Congress)

(Person/time) (Other)

(Person/time) (Other)

OTHER INFORMATION:

Attachment A

Appropriations Authorizations Contained in H.R. 2215 for Specified Accounts
of the Department of Justice for FY 2003
(\$ in millions)

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Federal Bureau of Investigation	4,323.9
United States Marshals Service	737.3
Federal Prison System	4,605.1
Drug Enforcement Administration	1,582.0
Immigration and Naturalization Service	4,131.8
Fees and Expenses of Witnesses	156.1
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Counterterrorism Fund	35.0
Office of Justice Programs	215.8
Legal Activities Office	15.9
TOTAL	20,511.9

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Discussion Paper	[Other Provisions of H.R. 2215 - Attachment B]	11	N.D.	P5;

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Statement	[Draft re: H.R. 2215]	4	N.D.	P5;

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October 9, 2002

The Honorable Mitchell Daniels
Director, Office of Management
and Budget
Washington, DC 20503

Attention: Assistant Director for Legislative Reference

Dear Mr. Daniels:

Thank you for providing the Department of Commerce with the opportunity to provide our views on the Conference Report on H.R. 2215, the 21st Century Department of Justice Appropriations Authorization Act. Our review is limited to Title III of Division C of the Conference Report, which contains provisions within the purview of the Department. Based on that review, we recommend that the President approve the enrolled bill.

Title III of Division C of the Conference Report contains the provisions of a number of intellectual property-related bills that previously had passed the House or the Senate.

Subtitle A – Patent and Trademark Office Authorization

Subtitle A incorporates the provisions of H.R. 2047, the Patent and Trademark Office Authorization Act, which passed the Senate on June 26, 2002, and the House November 6, 2001. Section 13102 of subtitle A authorizes appropriations for the United States Patent and Trademark Office (USPTO) for fiscal years 2003-2008 in amounts equal to the patent and trademark fees estimated to be collected in each of those years. While the President's budget does not call for expending all the fees to support USPTO operations, the enrolled bill does not mandate that these specific amounts be appropriated, and appropriators will still be free to adhere to the budget request.

Section 13103 of this subtitle would also require the USPTO to develop within three years a "user friendly" electronic system for filing and processing patent and trademark applications. Such an effort is already underway at the USPTO.

Section 13104 requires the USPTO to develop a five-year strategic plan to enhance patent and trademark quality and reduce pendency. The USPTO issued its "21st Century Strategic Plan" in June of 2002, and the accompanying report language to H.R. 2215 indicates that the Congressional intent of the section is to direct that USPTO prepare annual updates to Congress on that plan.

Finally, sections 13105 and 13106 of subtitle A revise provisions relating to patent reexamination to make the USPTO's administrative reexamination process a more attractive alternative to costly litigation in resolving patentability disputes. The subtitle provides the right of appeal to the Court of Appeals for the Federal Circuit to third parties in *inter partes* reexamination proceedings, and clarifies that reexamination may be based on a patent or printed publication previously cited by or to USPTO, or considered by USPTO.

Subtitle B – Intellectual Property and High Technology Technical Amendments

Subtitle B of Title III incorporates the provisions of S. 320, the Intellectual Property and High Technology Technical Amendments Act of 2001, which passed the Senate on November 15, 2001 and the House on March 15, 2001. This subtitle makes necessary technical corrections to the American Inventors Protection Act of 1999 (Title IV of Appendix I or Pub.L. No.106-113, 113 STAT. 1501A-552) and other patent, trademark and copyright laws. Of particular importance to independent inventors and small American businesses is a clarification relating to “prior art” which is set out in section 13205. This clarification limits foreign applications that may be considered “prior art,” and will ensure that USPTO can rely solely on information published in English in patent applications as it makes the essential determination of novelty during the examination of the application. The clarification would provide an important safeguard for independent inventors and small businesses that do not have access to expensive translation services and foreign patent offices. We also note that this subtitle does not include changes to the organizational structure of the USPTO that had been set out in section 2 of the Senate version of S. 320. The Department had expressed its concerns with a number of those changes in a letter sent to both Judiciary Committees on January 16, 2002.

Subtitle C – Educational Use Copyright Exemption

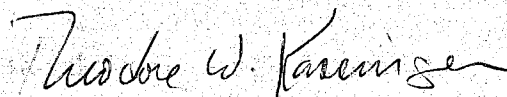
Subtitle C of Title III includes the provisions of S. 487, the Technology, Education and Copyright Harmonization Act of 2001, which passed the Senate on June 7, 2001 and was placed on the House calendar on September 25, 2002. This subtitle amends copyright law to extend the current exemption of educational use of copyrighted materials to distance learning. This change will allow teachers at schools, colleges, and universities to send digitized books, music and movies over the Internet without first getting permission from the copyright holder. The subtitle also requires the USPTO, within 180 days after enactment, after a public comment period and consultation with the Copyright Office, to submit a report to Congress describing technological protection systems intended to protect digitized copyrighted works and to prevent infringement. The Department has no objection to this subtitle.

Subtitle D – Madrid Protocol Implementation

Subtitle D of Title III incorporates H.R. 741/S. 407, the Madrid Protocol Implementation Act, which passed the House on March 14, 2001, and was placed on the Senate calendar on July 25, 2001. This subtitle provides implementing language for the Madrid Protocol, which is an international procedural agreement allowing United States trademark owners to file for registration in any number of over 65 member countries by filing a single standardized application at the USPTO, in English, with a single set of fees. American businesses – large and small – seeking to market their products in other countries will be able to gain valuable protection for their trademarks, faster and less expensively than is presently possible. Section 13403 provides that this subtitle will take effect on the later of either ratification by the Senate or one year after the date of enactment of the enrolled bill. The Senate Foreign Relations Committee approved the resolution of ratification on November 14, 2001, but the full Senate has not yet acted.

Once the Madrid Protocol enters into force, the USPTO could experience a rise in the number of trademark applications. The USPTO's costs for processing such applications are funded by filing fees paid by the applicants. Because the income from the fees offsets the cost of processing, there would not be a significant net budgetary impact. In any event, USPTO's access to fee income remains subject to the appropriations process and enactment of the enrolled bill will not require a mandatory increase in appropriations.

Respectfully,

A handwritten signature in dark ink, reading "Theodore W. Kassinger". The signature is fluid and cursive, with a long horizontal stroke at the end.

Theodore W. Kassinger

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Views of the United States Department of State] - To: Mitchell E. Daniels, Jr. - From: Paul V. Kelly	3	10/29/2002	P5;

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Letter	[Views of the U.S. Department of Justice] - To: Mitchell E. Daniels, Jr. - From: Daniel J. Bryant	13	10/18/2002	P5;

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

Deed of Gift Restrictions

A. Closed by Executive Order 13526 governing access to national security information.

B. Closed by statute or by the agency which originated the document.

C. Closed in accordance with restrictions contained in donor's deed of gift.

b(1) National security classified information [(b)(1) of the FOIA]

b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]

b(3) Release would violate a Federal statute [(b)(3) of the FOIA]

b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]

b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]

b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]

b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]

b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Withdrawal Marker

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Statement	[Draft re: H.R. 2215] - From: U.S. Department of Justice	2	10/18/2002	P5;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

COLLECTION:

Executive Clerk, Office Of the

SERIES:

Saunders, G. Timothy (Tim) - Bill Files

FOLDER TITLE:

11/02/2002 [H.R. 2215] [771575] [1]

FRC ID:

6362

OA Num.:

9469

NARA Num.:

9360

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
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Freedom of Information Act - [5 U.S.C. 552(b)]

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Reporting/Study Requirements in Enrolled Bill HR 2215

Sec. 202: Reports on enforcement of laws. Under subsection (a) (enacting new 28 U.S.C. § 530D) the Attorney General ("AG") is required to report to Congress in any instance in which – (A) the Department of Justice ("DOJ") establishes or implements a policy (formal or informal) from enforcing a rule or law on the ground that such rule or law is unconstitutional; (B) DOJ decides either to contest the constitutionality of any statute or rule or to refrain from defending a statute or rule on the ground that such statute or rule is unconstitutional; or (C) DOJ approves any claim or suit against the United States that exceeds \$2 million or that includes injunctive relief that is likely to exceed 3 years in duration. Reports are to be submitted under (A) within 30 days of the establishment of a new policy; under (B) within such time as will "reasonably enable" the Congress to intervene in a pending action; and under (C) within 30 days of the conclusion of each fiscal year quarter.

Under section 202(b), the AG is required to report to Congress within 90 days of enactment of all policies and determinations of which the AG is aware that were in effect upon the date of enactment of the legislation.

Sec. 204: Asset Forfeiture Fund. Section 204(a)(3) requires the AG to notify the Appropriations and Judiciary Committees within 30 days of paying certain rewards from the Asset Forfeiture Fund.

Sec. 205: Oversight reports. Subsection (a) requires the AG no later than May 3, 2002, and every May 3rd thereafter, to report to Congress on grants and cooperative agreements made or entered into by or on behalf of the Office of Justice Programs.

Subsection (e) extends an existing reporting requirement at 18 U.S.C. § 2320(f) (trafficking in counterfeit goods) to include additional information (e.g., the number of fines assessed in criminal copyright infringement cases).

Sec. 304: Study of untested rape examination kits. AG required to report to Congress within 90 days of enactment on the number of untested rape examination kits that currently exist nationwide.

Sec. 305: Carnivore reports. AG is required to submit two separate reports to Congress regarding use and implementation of Carnivore at the end of FY's 2002 and 2003.

Sec. 306: Allocation of litigating attorneys. Within 180 days of enactment, AG is required to report to Congress regarding the allocation of litigating attorneys among the Department's litigation divisions and the U.S. Attorneys' offices.

Sec. 309: Inspector General ("IG") oversight. Under subsection (b), within 30 days of enactment the DOJ IG is required to provide Congress with an oversight plan for the FBI. Under subsection (c), the AG is required to report within 90 days of enactment on whether there should be established within DOJ a separate office of IG for the FBI.

Sec. 311: Reports on threats and assaults against federal law enforcement officers and judges. Requires the AG to report within 45 days of the end of FY 2002 (i.e., November 14, 2002) on the number of investigations and prosecutions carried out during FY 2002 under 18 U.S.C. §§ 111 and 115.

Sec. 2201: Report on drug testing technologies. Requires National Institute of Justice to report to report within two years of the date of enactment on drug testing technologies.

Sec. 2202: Report on drug abuse treatment and prevention. Requires the AG, in consultation with the Departments of Health and Human Services and Education, to report to Congress within 180 days of enactment on drug abuse treatment, prevention and research programs.

Sec. 2301: Drug courts. Requires the AG within 120 days of enactment to report to Congress regarding implementation of recommendations made by GAO regarding drug courts.

Sec. 11001: Law enforcement tribute grants. AG is required no later than November 30th of each year to report on grants made under this new program.

Sec. 11007: Radiation exposure compensation. Requires the AG to promulgate new regulations under the Radiation Exposure Compensation Act within 180 days of enactment.

Sec. 11011: Study on mental illness and reentry. Requires the AG within two years of the date of enactment to report to Congress regarding various factors affecting offenders' ability successfully to reenter society after incarceration.

Sec. 11015: Annuity brokers. Requires the AG within 180 days of enactment to establish a list of annuity brokers to be used by the Department in civil "structured settlements."

Sec. 11017: Parole Commission extension. States that the AG "should" within 60 days of enactment establish a committee to study the role of the U.S. Parole Commission in the supervised release of DC prisoners and that the AG "should" within 18 months of

enactment submit a plan to Congress regarding the efficient assignment of responsibilities regarding the supervised release of DC offenders.

Sec. 11022: Direct shipment of wine. Requires the AG, in consultation with the Federal Aviation Administration, within two years of enactment, and at two-year intervals thereafter, to report to Congress on implementation of this section (which appears to have the effect of strictly limiting the direct interstate shipment of wine).

Sec. 11023: Webster Commission report. Requires the FBI Director within 6 months of enactment to submit a plan to Congress for implementation of the recommendations of the Webster Commission. Requires the FBI Director one year after the submission of the plan (and for the two years following) to submit a report to Congress on the implementation of the plan.

Sec. 11025: Report on FBI information management and technology. Requires the FBI Director to report to Congress within 9 months of enactment on FBI info technology and management programs.

Sec. 11033: INS regulations under the EB-5 program. Requires INS to promulgate new regulations within 120 days of enactment regarding the EB-5 program, as amended by the bill.

Sec. 12102: Juvenile Justice grants. Requires the AG (enacting new section 1804 of the Omnibus Crime Control and Safe Streets Act of 1968) to promulgate "guidelines" for State and local governments to follow in the use of funds made available under this grant program. No deadline established.

Requires the AG (enacting new section 1808 of the 1968 Act) to report to Congress within 120 days of the end of each fiscal year during which grants are made under this grant program regarding a number of things, such as an assessment of the grant program.

Sec. 12211: Juvenile justice research. Amends the Juvenile Justice and Delinquency Prevention Act of 1974 to require "the Administrator" (presumably of the Office of Justice Programs) to conduct a study regarding various matters related to juvenile justice issues, such as the number of juveniles who were in state custody prior to entry into the juvenile justice system.