

104TH CONGRESS
2D SESSION

S. 2187

To reauthorize appropriations for the Civil Rights Commission Act of 1983,
and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 2, 1996

Mr. BROWN introduced the following bill; which was read twice and referred
to the Committee on the Judiciary

A BILL

To reauthorize appropriations for the Civil Rights
Commission Act of 1983, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Civil Rights Commis-
5 sion Reauthorization Act of 1996”.

6 **SEC. 2. APPROVAL OF SUBMISSION OF REPORTS.**

7 Section 3(c) of the Civil Rights Commission Act of
8 1983 (42 U.S.C. 1975a(c)) is amended by adding at the
9 end the following:

1 “(3) APPROVAL.—The Commission may submit
2 a report under this subsection only with the approval
3 of a majority of the members of the Commission
4 that are present at a meeting when a quorum is
5 present.”.

6 **SEC. 3. APPROVAL OF ISSUANCE OF SUBPOENAS.**

7 Section 3(e)(2) of the Civil Rights Commission Act
8 of 1983 (42 U.S.C. 1975a(e)(2)) is amended—

9 (1) by striking “The Commission” and insert-
10 ing:

11 “(A) IN GENERAL.—The Commission”;

12 and

13 (2) by adding at the end the following:

14 “(B) PROCEDURE FOR WITHHOLDING IS-
15 SUANCE.—

16 “(i) LIST OF WITNESSES.—Prior to
17 the issuance of a subpoena described in
18 subparagraph (A) for any witness called to
19 testify or produce written or other matter
20 for a Commission hearing scheduled pursu-
21 ant to paragraph (1), the Chairperson
22 shall issue a complete list of all witnesses
23 for the hearing, including information
24 identifying the witnesses and the nature of
25 any written or other matter to be pro-

1 duced, to each member of the Commission
2 for review. The Chairperson shall issue the
3 list a reasonable period of time prior to the
4 issuance of the subpoena.

5 “(ii) OBJECTION.—Any member of
6 the Commission objecting to the issuance
7 of a subpoena for any witness on the list
8 shall notify the Chairperson of the objec-
9 tion.

10 “(iii) MEETING.—On receiving such
11 an objection, the Chairperson shall sched-
12 ule a meeting of the Commission to con-
13 sider the objection. At the meeting, on the
14 motion of any member of the Commission,
15 the Commission shall vote on whether to
16 issue the subpoena. The Commission may
17 issue a subpoena only with the approval of
18 a majority of the members of the Commis-
19 sion that are present at a meeting when a
20 quorum is present.”.

21 **SEC. 4. REVIEW OF STAFF DIRECTOR.**

22 Section 4(a)(1) of the Civil Rights Commission Act
23 of 1983 (42 U.S.C. 1975b(a)(1)) is amended—

24 (1) by striking “(A)” and inserting the follow-
25 ing:

1 “(i)”;

2 (2) by striking “(B)” and inserting the follow-
3 ing:

4 “(ii)”;

5 (3) by striking “There shall” and inserting the
6 following:

7 “(A) IN GENERAL.—There shall”; and

8 (4) by adding at the end the following:

9 “(B) REMOVAL.—The Commission may, by
10 majority vote of the Commission, remove the
11 staff director from office.”.

12 **SEC. 5. APPLICATION OF FREEDOM OF INFORMATION ACT,**
13 **PRIVACY ACT OF 1974, AND GOVERNMENT IN**
14 **THE SUNSHINE ACT.**

15 Section 4 of the Civil Rights Commission Act of 1983
16 (42 U.S.C. 1975b) is amended by adding at the end the
17 following:

18 “(f) APPLICATION OF CERTAIN PROVISIONS OF
19 LAW.—The Commission shall be included in the term
20 ‘agency’, as such term is defined for purposes of sections
21 552, 552a, and 552b of title 5, United States Code.”.

22 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

23 Section 5 of the Civil Rights Commission Act of 1983
24 (42 U.S.C. 1975c) is amended by striking “fiscal year

1 1995” each place it appears and inserting “for fiscal year
2 1997”.

3 **SEC. 7. TERMINATION.**

4 Section 6 of the Civil Rights Commission Act of 1983
5 (42 U.S.C. 1975d) is amended by striking “1996” and
6 inserting “1997”.

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