

Mr. McCONNELL. I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Mr. THUNE). Without objection, it is so ordered.

#### COPYRIGHT ROYALTY JUDGES PROGRAM TECHNICAL CORRECTIONS ACT

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 515, H.R. 1036.

The PRESIDING OFFICER. The clerk will state the bill by title.

The assistant legislative clerk read as follows:

A bill (H.R. 1036) to amend title 17, United States Code, to make technical corrections relating to Copyright Royalty Judges, and for other purposes.

There being no objection, the Senate proceeded to consider the bill, which had been reported from the Committee on the Judiciary, with an amendment, as follows:

(The part intended to be stricken is shown in boldface brackets and the part intended to be inserted is shown in italic.)

H.R. 1036

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Copyright Royalty Judges Program Technical Corrections Act".

#### SEC. 2. REFERENCE.

Any reference in this Act to a provision of title 17, United States Code, refers to such provision as amended by the Copyright Royalty and Distribution Reform Act of 2004 (Public Law 108-419) and the Satellite Home Viewer Extension and Reauthorization Act of 2004 (title IX of division J of Public Law 108-447).

#### SEC. 3. AMENDMENTS TO CHAPTER 8 OF TITLE 17, UNITED STATES CODE.

Chapter 8 of title 17, United States Code, is amended as follows:

(1) Section 801(b)(1) is amended, in the matter preceding subparagraph (A), by striking "119 and 1004" and inserting "119, and 1004".

(2) Section 801 is amended by adding at the end the following:

"(f) EFFECTIVE DATE OF ACTIONS.—On and after the date of the enactment of the Copyright Royalty and Distribution Reform Act of 2004, in any case in which time limits are prescribed under this title for performance of an action with or by the Copyright Royalty Judges, and in which the last day of the prescribed period falls on a Saturday, Sunday, holiday, or other nonbusiness day within the District of Columbia or the Federal Government, the action may be taken on the next succeeding business day, and is effective as of the date when the period expired."

(3) Section 802(f)(1)(A) is amended—

(A) in clause (i), by striking "clause (ii) of this subparagraph and subparagraph (B)" and inserting "subparagraph (B) and clause (ii) of this subparagraph"; and

(B) by striking clause (ii) and inserting the following:

"(ii) One or more Copyright Royalty Judges may, or by motion to the Copyright Royalty Judges, any participant in a proceeding may, request from the Register of Copyrights an interpretation of any material questions of substantive law that relate to the construction of provisions of this title and arise in the course of the proceeding. Any request for a written interpretation shall be in writing and on the record, and reasonable provision shall be made to permit participants in the proceeding to comment on the material questions of substantive law in a manner that minimizes duplication and delay. Except as provided in subparagraph (B), the Register of Copyrights shall deliver to the Copyright Royalty Judges a written response within 14 days after the receipt of all briefs and comments from the participants. The Copyright Royalty Judges shall apply the legal interpretation embodied in the response of the Register of Copyrights if it is timely delivered, and the response shall be included in the record that accompanies the final determination. The authority under this clause shall not be construed to authorize the Register of Copyrights to provide an interpretation of questions of procedure before the Copyright Royalty Judges, the ultimate adjustments and determinations of copyright royalty rates and terms, the ultimate distribution of copyright royalties, or the acceptance or rejection of royalty claims, rate adjustment petitions, or petitions to participate in a proceeding."

(4) Section 802(f)(1)(D) is amended by inserting a comma after "undertakes to consult with".

(5) Section 803(a)(1) is amended—

(A) by striking "The Copyright" and inserting "The Copyright Royalty Judges shall act in accordance with this title, and to the extent not inconsistent with this title, in accordance with subchapter II of chapter 5 of title 5, in carrying out the purposes set forth in section 801. The Copyright"; and

(B) by inserting after "Congress, the Register of Copyrights," the following: "copyright arbitration royalty panels (to the extent those determinations are not inconsistent with a decision of the Librarian of Congress or the Register of Copyrights)."

(6) Section 803(b) is amended—

(A) in paragraph (1)(A)(i)(V)—

(i) by striking "in the case of" and inserting "the publication of notice requirement shall not apply in the case of"; and

(ii) by striking ", such notice may not be published.";

(B) in paragraph (2)—

(i) in subparagraph (A), by striking", together with a filing fee of \$150";

(ii) in subparagraph (B), by striking "and" after the semicolon;

(iii) in subparagraph (C), by striking the period and inserting "; and"; and

(iv) by adding at the end the following:

"(D) the petition to participate is accompanied by either—

"(i) in a proceeding to determine royalty rates, a filing fee of \$150; or

"(ii) in a proceeding to determine distribution of royalty fees—

"(I) a filing fee of \$150; or

"(II) a statement that the petitioner (individually or as a group) will not seek a distribution of more than \$1000, in which case the amount distributed to the petitioner shall not exceed \$1000."

(C) in paragraph (3)(A)—

(i) by striking "(A) IN GENERAL.—Promptly" and inserting "(A) COMMENCEMENT OF PROCEEDINGS.—

"(i) RATE ADJUSTMENT PROCEEDING.—Promptly"; and

(ii) by adding at the end the following:

"(ii) DISTRIBUTION PROCEEDING.—Promptly after the date for filing of petitions to participate in a proceeding to determine the distribution of royalties, the Copyright Royalty Judges shall make available to all participants in the proceeding a list of such participants. The initiation of a voluntary negotiation period among the participants shall be set at a time determined by the Copyright Royalty Judges."

(D) in paragraph (4)(A), by striking the last sentence; and

(E) in paragraph (6)(C)—

(i) in clause (i)—

(I) in the first sentence, by inserting "and written rebuttal statements" after "written direct statements";

(II) in the first sentence, by striking "which may" and inserting "which, in the case of written direct statements, may"; and

(III) by striking "clause (iii)" and inserting "clause (iv)";

(ii) by amending clause (ii)(I) to read as follows:

"(ii)(I) Following the submission to the Copyright Royalty Judges of written direct statements and written rebuttal statements by the participants in a proceeding under paragraph (2), the Copyright Royalty Judges, after taking into consideration the views of the participants in the proceeding, shall determine a schedule for conducting and completing discovery.";

(iii) by amending clause (iv) to read as follows:

"(iv) Discovery in connection with written direct statements shall be permitted for a period of 60 days, except for discovery ordered by the Copyright Royalty Judges in connection with the resolution of motions, orders, and disputes pending at the end of such period. The Copyright Royalty Judges may order a discovery schedule in connection with written rebuttal statements."; and

(iv) by amending clause (x) to read as follows:

"(x) The Copyright Royalty Judges shall order a settlement conference among the participants in the proceeding to facilitate the presentation of offers of settlement among the participants. The settlement conference shall be held during a 21-day period following the 60-day discovery period specified in clause (iv) and shall take place outside the presence of the Copyright Royalty Judges."

(7) Section 803(c)(2)(B) is amended by striking "concerning rates and terms".

(8) Section 803(c)(4) is amended by striking ", with the approval of the Register of Copyrights,".

(9) Section 803(c)(7) is amended by striking "of Copyright" and inserting "of the Copyright".

(10) Section 803(d)(2)(C)(i)(I) is amended by striking "statements of account and any report of use" and inserting "applicable statements of account and reports of use".

(11) Section 803(d)(3) is amended by striking "If the court, pursuant to section 706 of title 5, modifies" and inserting "Section 706 of title 5 shall apply with respect to review by the court of appeals under this subsection. If the court modifies".

(12) Section 804(b)(1)(B) is amended—

(A) by striking "801(b)(3)(B) or (C)" and inserting "801(b)(2)(B) or (C)"; and

(B) in the last sentence, by striking "change is" and inserting "change in".

(13) Section 804(b)(3) is amended—

(A) in subparagraph (A), by striking "effective date" and inserting "date of enactment"; and

(B) in subparagraph (C)—

(i) in clause (ii), by striking "that is filed" and inserting "is filed"; and

(ii) in clause (iii), by striking "such subsections (b)" and inserting "subsections (b)".

**SEC. 4. ADDITIONAL TECHNICAL AMENDMENTS.**

(a) DISTRIBUTION OF ROYALTY FEES.—Section 111(d) of title 17, United States Code, is amended—

(1) in the second sentence of paragraph (2), by striking all that follows “Librarian of Congress” and inserting “upon authorization by the Copyright Royalty Judges.”;

(2) in paragraph (4)—

(A) in subparagraph (B)—

(i) by striking the second sentence and inserting the following: “If the Copyright Royalty Judges determine that no such controversy exists, the Copyright Royalty Judges shall authorize the Librarian of Congress to proceed to distribute such fees to the copyright owners entitled to receive them, or to their designated agents, subject to the deduction of reasonable administrative costs under this section.”; and

(ii) in the last sentence, by striking “finds” and inserting “find”;

(B) by striking subparagraph (C) and inserting the following:

“(C) During the pendency of any proceeding under this subsection, the Copyright Royalty Judges shall have the discretion to authorize the Librarian of Congress to proceed to distribute any amounts that are not in controversy.”.

(b) SOUND RECORDINGS.—Section 114(f) of title 17, United States Code, is amended—

(1) in paragraph (1)(A), in the first sentence, by striking “except where” and all that follows through the end period and inserting “except in the case of a different transitional period provided under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004, or such other period as the parties may agree.”;

(2) by amending paragraph (2)(A) to read as follows:

“(2)(A) Proceedings under chapter 8 shall determine reasonable rates and terms of royalty payments for public performances of sound recordings by means of eligible non-subscription transmission services and new subscription services specified by subsection (d)(2) during the 5-year period beginning on January 1 of the second year following the year in which the proceedings are to be commenced, except in the case of a different transitional period provided under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004, or such other period as the parties may agree. Such rates and terms shall distinguish among the different types of eligible nonsubscription transmission services and new subscription services then in operation and shall include a minimum fee for each such type of service. Any copyright owners of sound recordings or any entities performing sound recordings affected by this paragraph may submit to the Copyright Royalty Judges licenses covering such eligible nonsubscription transmissions and new subscription services with respect to such sound recordings. The parties to each proceeding shall bear their own costs.”; and

(3) in paragraph (2)(B), in the last sentence, by striking “negotiated under” and inserting “described in”.

(c) PHONORECORDS OF NONDRAMATIC MUSICAL WORKS.—Section 115(c)(3) of title 17, United States Code, is amended—

(1) in subparagraph (B), by striking “subparagraphs (B) through (F)” and inserting “this subparagraph and subparagraphs (C) through (E)”;

(2) in subparagraph (D), in the third sentence, by inserting “in subparagraphs (B) and (C)” after “described”;

(3) in subparagraph (E), in clauses (i) and (ii)(I), by striking “(C) or (D)” each place it appears and inserting “(C) and (D)”.

(d) NONCOMMERCIAL BROADCASTING.—Section 118 of title 17, United States Code, is amended—

(1) in subsection (b)(3), by striking “copyright owners in works” and inserting “owners of copyright in works”; and

(2) in subsection (c)—

(A) in the matter preceding paragraph (1), by striking “established by” and all that follows through “engage” and inserting “established by the Copyright Royalty Judges under subsection (b)(4), engage”;

(B) in paragraph (1), by striking “(g)” and inserting “(f)”.

(e) SATELLITE CARRIERS.—Section 119 of title 17, United States Code, is amended—

(1) in subsection (b)(4)—

(A) in subparagraph (B), by striking the second sentence and inserting the following: “If the Copyright Royalty Judges determine that no such controversy exists, the Copyright Royalty Judges shall authorize the Librarian of Congress to proceed to distribute such fees to the copyright owners entitled to receive them, or to their designated agents, subject to the deduction of reasonable administrative costs under this section.”; and

(B) by amending subparagraph (C) to read as follows:

“(C) WITHHOLDING OF FEES DURING CONTROVERSY.—During the pendency of any proceeding under this subsection, the Copyright Royalty Judges shall have the discretion to authorize the Librarian of Congress to proceed to distribute any amounts that are not in controversy.”; and

(2) in subsection (c)(1)(F)(i), in the last sentence, by striking “arbitrary” and inserting “arbitration”.

(f) DIGITAL AUDIO RECORDING DEVICES.—Section 1007 of title 17, United States Code, is amended—

(1) in subsection (b)—

(A) in the second sentence, by striking “Librarian of Congress” and inserting “Copyright Royalty Judges”;

(B) in the last sentence, by striking “by the Librarian”;

(2) in subsection (c), in the last sentence, by striking “by the Librarian”.

(g) REMOVAL OF INCONSISTENT PROVISIONS.—The amendments contained in subsection (h) of section 5 of the Copyright Royalty and Distribution Reform Act of 2004 shall be deemed never to have been enacted.

(h) EFFECTIVE DATE.—Section 6(b)(1) of the Copyright Royalty and Distribution Reform Act of 2004 (Public Law 108-419) is amended by striking “commenced before the date of enactment of this Act” and inserting “commenced before the effective date provided in subsection (a)”.

**[SEC. 5. EFFECTIVE DATE.]**

[This Act and the amendments made by this Act shall be effective as if included in the Copyright Royalty and Distribution Reform Act of 2004.]

**SEC. 5. PARTIAL DISTRIBUTION OF ROYALTY FEES.**

Section 801(b)(3)(C) of title 17, United States Code, is amended—

(1) by striking all that precedes clause (i) and inserting the following:

“(C) Notwithstanding section 804(b)(8), the Copyright Royalty Judges, at any time after the filing of claims under section 111, 119, or 1007, may, upon motion of one or more of the claimants and after publication in the Federal Register of a request for responses to the motion from interested claimants, make a partial distribution of such fees, if, based upon all responses received during the 30-day period beginning on the date of such publication, the Copyright Royalty Judges conclude that no claimant entitled to receive such fees has stated a reasonable objection to the partial distribution, and all such claimants—”;

(2) in clause (i), by striking “such” and inserting “the”.

**SEC. 6. EFFECTIVE DATE.**

(a) IN GENERAL.—Except as provided under subsection (b), this Act and the amendments

made by this Act shall be effective as if included in the Copyright Royalty and Distribution Reform Act of 2004.

(b) PARTIAL DISTRIBUTION OF ROYALTY FEES.—Section 5 shall take effect on the date of enactment of this Act.

Mr. LEAHY. Mr. President, I am pleased that the Judiciary Committee unanimously approved the Copyright Royalty Judges Program Technical Corrections Act, H.R. 1036, a bill that makes several important, non-controversial, technical corrections to the Copyright Royalty and Distribution Reform Act of 2004. In particular, I am grateful to Senators SPECTER and HATCH for their efforts in the important work we have done, on this bill and so many others, over the years to strengthen our Nation’s intellectual property laws. When Senators from different parties can collaborate as productively as we have on these tough issues, the legislative process is working the way it should.

The Copyright Royalty and Distribution Reform Act of 2004, which Senator HATCH and I jointly authored, modernized and improved the process by which certain royalty rates, such as those for small webcasters, are determined. Passage of the act was an important step toward creating laws that adequately protect and compensate makers of creative works. The Technical Corrections Act, H.R. 1036, makes truly technical corrections that shore up those laws and further preserve the traditional role of important intellectual property protections.

In addition to these technical corrections, I, along with Chairman SPECTER and Senator HATCH, offered an amendment that makes one more correction. Several copyright holders had brought it to our attention that under current laws, copyright royalty judges do not have the ability to allocate portions of cable and satellite royalties before the end of royalty distribution proceedings. This has resulted in more than \$1 billion in cable and satellite royalties being withheld from rightful recipients. Our amendment rectified the problem by providing copyright royalty judges with explicit statutory discretion for partial distribution of royalties and was included in the legislation that the Judiciary Committee approved last week.

Now that the bill is on the floor, I urge my colleagues to move it quickly, by unanimous consent.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the committee-reported amendment be agreed to, the bill as amended by read the third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The committee amendment was agreed to.

The amendment was ordered to be engrossed and the bill read a third time.

The bill (H.R. 1036) was read the third time and passed, as follows:

H.R. 1036

*Resolved*, That the bill from the House of Representatives (H.R. 1036) entitled "An Act to amend title 17, United States Code, to make technical corrections relating to Copyright Royalty Judges, and for other purposes." do pass with the following amendment: On page 16, line 4 through 7, strike and insert the following amendment:

On page 16, line 4 through 7, strike and insert the following:

**SEC. 5. PARTIAL DISTRIBUTION OF ROYALTY FEES.**

Section 801(b)(3)(C) of title 17, United States Code, is amended—

(1) by striking all that precedes clause (i) and inserting the following:

"(C) Notwithstanding section 804(b)(8), the Copyright Royalty Judges, at any time after the filing of claims under section 111, 119, or 1007, may, upon motion of one or more of the claimants and after publication in the Federal Register of a request for responses to the motion from interested claimants, make a partial distribution of such fees, if, based upon all responses received during the 30-day period beginning on the date of such publication, the Copyright Royalty Judges conclude that no claimant entitled to receive such fees has stated a reasonable objection to the partial distribution, and all such claimants—"; and

(2) in clause (i), by striking "such" and inserting "the".

**SEC. 6. EFFECTIVE DATE.**

(a) *IN GENERAL*.—Except as provided under subsection (b), this Act and the amendments made by this Act shall be effective as if included in the Copyright Royalty and Distribution Reform Act of 2004.

(b) *PARTIAL DISTRIBUTION OF ROYALTY FEES*.—Section 5 shall take effect on the date of enactment of this Act.

**MAKING TECHNICAL CORRECTIONS TO VIOLENCE AGAINST WOMEN ACT AND DEPARTMENT OF JUSTICE REAUTHORIZATION ACT OF 2005**

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 3693, which was introduced earlier today.

The PRESIDING OFFICER. The clerk will state the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 3693) to make technical corrections to the Violence Against Women and Department of Justice Reauthorization Act of 2005.

There being no objection, the Senate proceeded to consider the bill.

Mr. MCCONNELL. Mr. President, I ask unanimous consent that the bill be read the third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 3693) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 3693

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. UNIVERSAL GRANT CONDITIONS AND DEFINITIONS OF THE VIOLENCE AGAINST WOMEN ACT OF 2005.**

(a) *SHORT TITLE*.—Section 1 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 is amended by—

(1) inserting "(a) *IN GENERAL*" before "This"; and

(2) adding at the end the following:

"(b) *SEPARATE SHORT TITLES*.—Section 3 and titles I through IX of this Act may be cited as the 'Violence Against Women Reauthorization Act of 2005'. Title XI of this Act may be cited as the 'Department of Justice Appropriations Authorization Act of 2005'."

(b) *CLARIFY EFFECTIVE DATES*.—The Violence Against Women Act and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) is amended by adding after section 3 the following new section:

**"SEC. 4. EFFECTIVE DATE OF SPECIFIC SECTIONS.**

"Notwithstanding any other provision of this Act or any other law, sections 101, 102 (except the amendment to section 2101(d) of the Omnibus Crime Control and Safe Streets Act of 1968 included in that section), 103, 121, 203, 204, 205, 304, 306, 602, 906, and 907 of this Act shall not take effect until the beginning of fiscal year 2007."

(c) *ENSURE COMPREHENSIVE DEFINITIONAL SECTION*.—

(1) *CRIMES ON CAMPUSES*.—Section 304 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) is amended by adding at the end the following:

"(g) *DEFINITIONS AND GRANT CONDITIONS*.—In this section the definitions and grant conditions in section 40002 of the Violence Against Women Act of 1994 shall apply."

(2) *OUTREACH TO UNDERSERVED POPULATIONS*.—Section 120 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) is amended by adding at the end the following:

"(i) *DEFINITIONS AND GRANT CONDITIONS*.—In this section the definitions and grant conditions in section 40002 of the Violence Against Women Act of 1994 shall apply."

(3) *CULTURAL SERVICES*.—Section 121 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162) is amended by adding at the end the following:

"(h) *DEFINITIONS AND GRANT CONDITIONS*.—In this section the definitions and grant conditions in section 40002 of the Violence Against Women Act of 1994 shall apply."

(d) *CORRECT DEFINITION OF SEXUAL ASSAULT*.—Section 40002(a)(23) of the Violence Against Women Act of 1994, as added by section 3 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162), is amended by striking "prescribed" and inserting "proscribed".

(e) *TRIBAL DEFINITIONS*.—Section 40002(a) of the Violence Against Women Act of 1994, as added by section 3 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162), is amended—

(1) in paragraph (1), by striking "Alaskan" and inserting "Alaska Native";

(2) by redesignating paragraphs (31) through (36) as paragraphs (32) through (37), respectively; and

(3) by adding after paragraph (30) the following:

"(31) *TRIBAL NONPROFIT ORGANIZATION*.—The term 'tribal nonprofit organization' means—

"(A) a victim services provider that has as its primary purpose to assist Native victims of domestic violence, dating violence, sexual assault, or stalking; and

"(B) staff and leadership of the organization must include persons with a demonstrated history of assisting American Indian or Alaska Native victims of domestic violence, dating violence, sexual assault, or stalking."

(f) *CLARIFY MATCHING PROVISION IN THE UNIVERSAL GRANT CONDITION*.—Section 40002(b) of the Violence Against Women Act of 1994, as added by section 3 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162), is amended by striking paragraph (1) and inserting the following:

"(1) *MATCH*.—No matching funds shall be required for any grant or subgrant made under this Act for—

"(A) any tribe, territory, or victim service provider; or

"(B) any other entity, including a State, that—

"(i) petitions for a waiver of any match condition imposed by the Attorney General or the Secretaries of Health and Human Services or Housing and Urban Development; and

"(ii) whose petition for waiver is determined by the Attorney General or the Secretaries of Health and Human Services or Housing and Urban Development to have adequately demonstrated the financial need of the petitioning entity."

**SEC. 2. TITLE I—LAW ENFORCEMENT TOOLS.**

(a) *DUPLICATE PROVISION*.—Title I of the Violence Against Women Act of 2005 (Public Law 109-162) is amended by striking section 108.

(b) *AUTHORIZATION PERIOD*.—Section 1167 of the Violence Against Women Act of 2005 is amended by striking "2006 through 2010" and inserting "2007 through 2011".

(c) *DEFINITION OF SPOUSE OF INTIMATE PARTNER*.—Section 2266(7)(A) of title 18, United States Code, is amended by striking clause (ii) and inserting the following:

"(ii) section 2261A—  
"(I) a spouse or former spouse of the target of the stalking, a person who shares a child in common with the target of the stalking, and a person who cohabits or has cohabited as a spouse with the target of the stalking; or

"(II) a person who is or has been in a social relationship of a romantic or intimate nature with the target of the stalking, as determined by the length of the relationship, the type of the relationship, and the frequency of interaction between the persons involved in the relationship."

(d) *STRIKE REPEATED SECTIONS*.—The Violence Against Women and Department of Justice Reauthorization Act of 2005 is amended by striking sections 1134 and 1135.

(e) *CONDITIONS ON TECHNICAL ASSISTANCE*.—Section 40002(b)(11) of the Violence Against Women Act of 1994 is amended by inserting before "If there" the following: "Of the total amounts appropriated under this title, not less than 3 percent and up to 8 percent, unless otherwise noted, shall be available for providing training and technical assistance relating to the purposes of this title to improve the capacity of the grantees, subgrantees, and other entities."

(f) *REMOVE THE TECHNICAL ASSISTANCE PROVISION IN STOP AND GRANTS TO ENCOURAGE ARREST*.—The Omnibus Crime Control and Safe Streets Act of 1968 is amended—

(1) in section 2007, by striking subsection (i), as added by section 101 of the Violence Against Women and Department of Justice Reauthorization Act of 2005; and

(2) by striking section 2106, as added by section 102 of the Violence Against Women and Department of Justice Reauthorization Act of 2005.

(g) *CORRECT STOP GRANT ALLOCATION*.—Section 2007 (b)(2) of the Omnibus Crime