Professor Handlin’s appealing writing style allowed him to touch a generation of Americans far beyond the confines of the academic world. His observations on our history dealt movingly with the experiences of immigrants from the beginning of our history. During his brilliant career, he published nearly a book a year, and each received wide acclaim.

As he notes, Americans have argued over immigration for centuries. To those concerned that today’s immigrants do not contribute to American life, he replies that in 1850, 27 languages were spoken in Boston. Yet, these immigrants quickly learned English and joined our communities, just as immigrants are doing today.

When asked last month whether he still viewed our ethnic diversity a basic strength, he responded unequivocally, “More so than ever.”

As we consider immigration reform today, we would do well to keep Professor Handlin’s insights in mind. I know my colleagues join me in commending the contributions of this great scholar and outstanding American. I wish many happy returns as he and his family celebrate his 80th birthday this weekend.

THE BAD DEBT BOXSCORE

Mr. HELMS. Mr. President, on that evening in 1972 when I first was elected to the Senate, I made a commitment to myself that I would never fail to see a young person, or a group of young people, who wanted to see me.

It has proved enormously beneficial to me because I have been inspired by the estimated 60,000 young people with whom I have visited during the nearly 23 years I have been in the Senate. Most of them have been concerned about the enormity of the Federal debt that has now run up for the coming generations to pay.

The young people and I almost always discuss the fact that under the U.S. Constitution, no President can spend a dime of Federal money that has not first been authorized and appropriated by both the House and Senate of the United States.

That is why I began making these daily reports to the Senate on February 22, 1992. I wanted to make a matter of daily record of the precise size of the Federal debt which as of yesterday, Wednesday, September 20, stood at $4,967,473,200,287.86 or $18,856.61 for every man, woman, and child in America on a per capita basis.

THE REED FAMILY OF POPULAR BLUFF, MO

Mr. ASHCROFT. Mr. President, today I rise to salute a family from southeast Missouri, whose dedication to providing a better life for their children and whose commitment to education serves as a model for parents and families across America.

Ferdie Reed had to leave school in the sixth grade to work in the cotton fields outside his home of Poplar Bluff, MO, and has worked as a night watchman at Three Rivers Community College for the past 28 years. He married Lillie Mae Arrington in 1956 and together they raised 11 children, stressing the values of hard work and responsibility as the keys to a successful future. Ferdie worked hard to provide for his family by farming, while holding other jobs. Lillie devoted herself to her family as a full time mother and was active in the work of the Reed’s local church. She proved to be an inspiration for her children by going back to school and earning her General Equivalency Degree.

The emphasis the Reed family places on education and their example of hard work was followed by their 11 children, all of whom graduated from Three Rivers Community College in Poplar Bluff. Ten of the children have also gone on to earn bachelors’ degrees at 4-year universities. Together, the 11 Reed children have more than 170 years of education.

Recently, the Reeds were honored in their home of Poplar Bluff for their dedication to education and the positive impact they have had on their children and their community. I join today in honoring Ferdie and Lillie Reed, as well as their children, Wendell, Ferdie Jr., Linda, Brenda, Sharon, Patricia, Kathryn, David, Karen, Paul, and Mary Ann for their significant achievements. I salute them for their dedication, determination, and perseverance in the pursuit of a better life through education.

Mr. FAIRCLOTH. Mr. President, I suggest the absence of a quorum.

Mr. BROWN. Mr. President, this amendment is about simple fairness. We have obtained their money. We have obtained a contract to deliver equipment and we do not want to deliver that equipment. I understand the feelings of those Members who have that position. But, Mr. President, it is wrong to take somebody’s money and not deliver the equipment and not give them their money back.

If this were Sears, Roebuck in the United States, we would lock them up. The consumer protection laws do not apply to the U.S. Government, but, Mr. President, simple fairness does. The American people understand this issue because they understand what it is like when someone who is selling something takes their money and does not deliver either the product or the money. That is what this amendment is all about. It is about fairness, and it is about saying either give them their money back or give them the equipment they contracted for.

Mr. President, I retain the remainder of my time.

The Senate resumed consideration of the bill.

Mr. BROWN. Mr. President, I ask unanimous consent that further proceedings under the quorum call be rescinded.

Mr. FAIRCLOTH. Without objection, it is so ordered.

CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Under the previous order, morning business is closed.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 1996

The PRESIDING OFFICER. Under the previous order, the hour of 10 a.m. having arrived, the Senate will now resume consideration of H.R. 1688, which the clerk will report.

The legislative clerk read as follows:

A bill (H.R. 1688) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996.
The PRESIDING OFFICER. It was charged to the Senator that suggested it.

Mr. GLENN. Would the Chair repeat? The PRESIDING OFFICER. It was charged to the Senator who suggested it.

Mr. BROWN. Mr. President, my sense is that fairness would require that it be charged to both sides equally.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. BROWN. I suggest the absence of a quorum and request the time be charged equally to both sides.

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

The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. GLENN. Mr. President, I ask unanimous consent that further proceedings under the quorum call be rescinded.

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

Mr. GLENN. Mr. President, I cannot disagree more with my distinguished colleague from Colorado when he says this is just a matter of fairness about giving money back as though we or-dered something from Sears, Roebuck and did not get it so we ought to get our money back. That is such a sim-plistic view that it mocks what we have been trying to do with our non-proliferation policy, our nuclear non-proliferation policy for the last 30 years.

We have tried to prevent the spread of nuclear weapons around this world. That is what this issue is all about. It is a nonproliferation issue. The ques-tion: Are we serious about a U.S. lead-ership role in nonproliferation policy or are we not? I share the concern that Pakistan should get its money back, but not at the expense of dumping our nuclear efforts around the world to further nuclear nonproliferation be mocked by the 178 nations that signed up under the Non-Proliferation Treaty. That is what this is all about.

Pakistan has been the most egre-gious violator. They refused to join the NPT and refused to cooperate and repeatedely told us untruth after untruth after untruth, lie after lie, about their intentions on nuclear weapons.

They deliberately misled us—misled me personally. I was over there a couple times. Once I met with President Zia; with Yaqub Khan, the Foreign Minister; Mr. Khan, from their atomic energy commission. They told me they had no program at all. They said that our intelligence was just flat wrong.

Prime Minister Benazir Bhutto repeatedely has made statements that they have no nuclear weapons objectives. And yet we know that is not true. So now this is about not just about fairness of giving the money back as though a purchase had been made at Sears; this is a matter of non-proliferation and are we serious about it or not?

We all love to get up and make our press conference statements about how much we are against nuclear prolifera-tion and we do not want to see nuclear weapons programs around the world. We, in fact, right now are getting control of our nuclear weapons stockpiles with the former Soviet Union, now the Russians, and we are scaling those down. At the same time we ask other nations, please we do not go ahead with nuclear weapons pro-grams. We will cooperate with you if you do not.

We cooperated with Pakistan when they were threatened and mutual in-terest indicated we should send weap-ons to the Mujaheddin in Afghanistan. It was in Pakistan’s interest we do that also. It was not just a gratuitous favor to the United States.

Through the years over and over we were offered to sell a nuclear weapons program by their officials when we knew they did. During this time period we were successful in turn-ing off a Taiwanese effort to start a nuclear weapons program. We were suc-cessful in turning off a South Korean effort to start a nuclear weapons pro-gram. South Africa, they finally gave up on their efforts after having a nu-clear weapon or being close to it. Ar-gentina and Brazil ceased their efforts. And 178 nations signed up under NPT.

This is a great success story.

Do we mean it when we say we have a nonproliferation policy or not? I am very critical of this administration. I sent a long letter to the President with my position on this back in April. I included it in the RECORD last night. I think this is sort of a test case here. Do we mean it or not? If we let Pakistan go ahead and say we reward them then we mean it or not? If we let Pakistan go ahead with nuclear weapons pro-grams, we will cooperate with you if they are doing, and they continued and paid the rest of that money after the Pressler amendment was adopted, hoping that we would back down, that we were not serious about our nuclear nonproliferation policy, and they were right. We backed down. The United States of America was backing down on nuclear nonproliferation.

It is not easy for the Pakis, because they are entitled to some sympathy in their national security plight in South Asia. They fought three wars with a much larger adversary, India, who was also pursuing a nuclear weapons pro-gram and had exploded a device in 1984, and mainly built their program be-cause of China’s nuclear efforts.

Do we have sympathy? I am in favor of that, but I do not have much sym-path when they have deliberately mis-led us, lied to us all through the years.

Mr. President, one after the other, of-ficials in Pakistan have not told us the truth. I said before my own personal experience in meeting with President Zia, the foreign minister, Yaqub Khan, and from the atomic energy commis-sion, Mir Khan, was that they all as-sured us they had no program when we knew that they did.

Let me read a few quotes. Back in 1988, opposition leader Benazir Bhutto, shortly before coming Prime Minister: We don’t want any controversy (with the US) on the nuclear issue . . . We want it clear beyond doubt that we’re interested only in energy, not nuclear weapons.

Again, interview with Time maga-zine, November 1988: We think the nuclear [nuclear] program for energy purposes and nothing else.

Prime Minister Benazir Bhutto, interview in Calcutta Telegraph, De-cember 1988:
I can tell you with confidence that there is no bomb programme in Pakistan ... There is no bomb programme ... there is no bomb programme.

December, 1988:
We’re committed to a peaceful energy program. We don’t have any [nuclear] weapons policy ... Pakistan doesn’t have any intention to get a nuclear device or a nuclear weapon.

Another one in June 1989, Prime Minister Benazir Bhutto, in an address before a joint meeting of Congress, right down the hall, a joint meeting of Congress, and made this statement to all of us. I was in attendance at that meeting:

Speaking for Pakistan, I can declare that we do not possess nor do we intend to make a nuclear device. That is our policy.

New York Times, 1989 interview with Prime Minister Benazir Bhutto:
Pakistan has not, nor do we have any intention of putting together or making, a bomb, or taking it to the point where you can put it together.

So much for the word of Pakistan.

So when we say, Mr. President, that this is an issue of just giving the money back, as though we have made a deal, and putting it back in place, that is extremely misleading, and I disagree with that characterization of what this is about.

What this is about is whether the United States has a nuclear non-proliferation policy and whether we are truly willing to stick to it or are we not. Do we have the guts to make the tough decisions in the interest of seeing nuclear weapons not spread further around the world, just at the same time we are trying to get our own nuclear weapons stockpiles and those of the former Soviet Union under control and doing a good job in that area.

Mr. President, that is what this vote is all about. I know from the vote yesterday what the vote is likely to be today. I think it is a wrong vote because it sends all the wrong signals to the 178 nonproliferation members around the world who are doing what we wanted them to do, what we tried to lead them to do and which they have continued to do, and that is try and stop the spread of nuclear weapons around the world. That is what this vote is all about.

I reserve the remainder of my time.

Mr. BROWN addressed the Chair. The PRESIDING OFFICER. The Chair recognizes the Senator from Colorado.

Mr. BROWN. I yield myself 3 minutes.

Mr. President, there are several important points raised by the distinguished Senator from Ohio that I want to compliment the Senator from Colorado on his diligence and his effort to bring some rationality and reason to this debate, to try to get us to focus on fairness and equity in dealing with this problem of the world.

I certainly would not want any of my comments that I made last night in the debate, or any I might make now, to be construed to indicate in any way that I have it in for India. That is not it at all. But I do believe that the history of our relations with Pakistan are such that we have to start dealing in a more evenhanded fashion in that part of the world.

Last night in my remarks, I went over the long history of Pakistani—United States friendly relations. I do not mean to belabor that again and go over that, other than to just say that going clear back to when Pakistan got its independence, Pakistan has always been oriented toward the United States. They supported us in the Korean war. As the Senator from Colorado pointed out, the flights of the U-2 over the Soviet Union came from Pakistan. After the U-2 was shot down, Nikita Khrushchev threatened Pakistan with nuclear weapons. Pakistan stuck with the United States. In the gulf war, Pakistan helped us out; they were on our side. In Somalia—and even in Haiti, Pakistan had troops to help restore democracy to Haiti.

So in almost everything that we have done, Pakistan has been our strong friend and ally. Yet, I believe we have not treated them evenhandedly. All the hostility is on our times.

Last night, I quoted—and I want to repeat that—the statement by the Secretary of State, Warren Christopher, in

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I sincerely believe that is an inaccurate statement, and I want to draw the attention of the Members to the facts. The reality is, if this amendment is adopted we will have to start dealing in a more balanced policy.
We appreciate the bipartisan interest we have seen in improving our relationship with Pakistan. We would support an amendment that would redirect aid to Pakistan that is in our own interest, such as trade promotion, counterterrorism assistance, and counter-narcotics assistance, and counter-narcotics programs. We also support language that would allow for the return of military equipment which Pakistan had already paid for. To engage Pakistan on issues of concern to us, including non-proliferation, it is essential to resolve this unfair situation.

That is what the Brown amendment does.

Again, Mr. President, I ask unanimous consent that this letter, dated September 20, from Secretary of State Christopher, be printed in its entirety in the RECORD at this point.

There being no objection, the letter was ordered to be printed in the RECORD, as follows:


Hon. Thomas A. Daschle, Democratic Leader, U.S. Senate.

Dear Senator Daschle: As the Senate begins consideration of the FY 1996 Foreign Operations Appropriations bill, I would like to address several issues in the version of the bill as reported by the full Appropriations Committee.

At the outset I would like to thank Chairman McConnell and Senator Leahy for their willingness to work with us and to include priority initiatives such as a long-term extension of the Middle East Peace Facilitation Act (MEPFA) and a drawdown authority for Jordan in the subcommittee mark. We would oppose any amendments that would alter the carefully negotiated language for either of these initiatives. Also, we appreciate the Subcommittee's removal of objectionable conditions adopted by the House on population assistance and aid to Turkey, Haiti, and Mexico. We hope to continue in this cooperative fashion to produce a Foreign Operations bill that can be presented to the President with bipartisan support.

Despite the favorable aspects of the legislation, there are several items that are of great concern to the Department of State. The funding levels throughout the bill are well below the President's request level. The Foreign Operations cuts, coupled with the cuts proposed to international programs in the Senate's Commerce, Justice, State Department Appropriations bill, represent a serious threat to America's leadership in international affairs.

The bill also contains numerous earmarks and substantially restructures our foreign aid accounts. We expect international agencies to help in the effort as we work to balance the budget as the President's budget plan makes clear. However, we, the Administration, should have the flexibility to apply funds to the programs that provide the best results. Earmarks in our programs for the New Independent States, international Counter-narcotics, and economic assistance would prevent us from being able to respond to the crisis and unexpected requirements of the post-Cold War world. Further, the proportionality requirement in the new Economic Assistance Act would restrict our ability to change the distribution of these funds from year to year. We oppose these restrictions.

The bill also contains a number of objectionable provisions. Restrictions in the Act would detract from our ability to contribute to the Korean Energy Development Organization (KEDO) in, would, in effect, prevent U.S. funding of KEDO and greatly hinder, if not destroy, the international effort to implement the Agreed Framework. We oppose linking KEDO funds to the South Korean-South Korean dialogue. Imposing an artificial and unrealistic deadline on North/South talks, which have taken years to progress, would not only cost the United States and Pakistan managers to work with us, and hope that these other issues can be resolved on the Senate floor or in conference.

Sincerely,

Warren Christopher.

Mr. HARKIN. Mr. President, there is also a letter from Secretary Perry, the Secretary of Defense, who said:

This is an effort to resolve issues involving "fairness" that have become a major irritant in our relationship with Pakistan—it is in no way an effort to resume a military supply relationship. Meanwhile, our ability to work with Pakistan to achieve non-proliferation goals is eroding. The status quo, unfortunately, offers few incentives for future cooperation or restraint by Pakistan—or by India, whose nuclear and missile programs are also of concern.

We do not hear much talk about that around here. The nuclear programs and the missile programs of India ought to be a big concern of ours also.

Secretary Perry concluded:

If we succeed in putting this issue behind us, we will be in a better position to engage Pakistan in a constructive way on issues of concern to us, particularly non-proliferation.

I ask unanimous consent that the letter from Secretary Perry, dated August 2, also be printed in the RECORD.

There being no objection, the letter was ordered to be printed in the RECORD, as follows:


Hon. Sam Nunn, Ranking Democrat, Committee on Armed Services, Washington, DC.

Dear Senator Nunn: For the past six months, the Administration has wrestled with the difficult problem of trying to build a stronger, more flexible relationship with Pakistan—an important ally and potential harbinger of democracy in a troubled region which has been a long-time friend and has become a major partner in peacekeeping operations while promoting the very important non-proliferation goals of the Pressler Amendment. Based on a detailed review within the Administration and consultation with Congress, the President has decided to address this matter on three fronts:

First, he strongly supports provisions already contained in the House and Senate versions of the Foreign Aid Authorization bill that would permit us to resume economic assistance and limited military assistance affecting clear U.S. interests (including in peacekeeping, counterterrorism and counter-narcotics as well as IMET).

Second, the President has decided to seek authority, as provided by an amendment to be proposed by Senator Brown, that would release approximately $370 million worth of embargoed military equipment purchased by Pakistan under the Pressler sanctions. This authority would specifically exclude the release of the P-16s. Among the items that would be released are three P-3C...
Orion maritime patrol aircraft, Harpoon anti-ship missiles, counter-motor radar, howitzers, and support kits for F-16s and Cobra helicopters already in the Pakistani inventory. These items will not disturb the conventional arms balance in South Asia which overwhelmingly favors India.

Finally, the President has decided that, rather than the 28 F-16s it had previously promised to Pakistan, he will seek to sell them to a third country and deposit the proceeds of any sale in the Pakistan Trust Fund to reimburse, as much as possible, Pakistan’s investment in these aircraft.

While we recognize that this is not a perfect solution, it is, we believe, the course which will best help us resolve a difficult problem with a country which has long been a friend. This is an effort to resolve issues involving non-strategic equipment that have become a major irritant in our relationship with Pakistan—it is in no way an effort to resume a military supply relationship. Meanwhile, our ability to work with Pakistan to achieve non-proliferation goals is eroding. The status quo, unfortunately, offers few incentives for future cooperation or restraint by Pakistan—indeed, the nuclear and missile programs are also of concern. If we succeed in putting this issue behind us, we will be in a better position to engage Pakistan in a constructive way on issues of concern to us, particularly non-proliferation.

The second aspect of this three-part effort—embodied in Senator Brown’s pending amendment to the legislation—would repeal the embargoed Pakistan equipment other than the F-16s—may be coming to a vote very shortly. I urge you to support our efforts to resolve this problem by supporting Senator Brown’s amendment when it is offered.

Sincerely,

WILLIAM J. PERRY

PUTTING THE RELEASE OF EMBARGOED PAKISTANI EQUIPMENT INTO PERSPECTIVE

The total package has a value of $388 million—not $700 million as has been reported. Although the F-3C Orion provides a long-range offensive capability, three aircraft would hardly disturb India’s nearly 2 to 1 advantage over Pakistan in naval systems:

It is claimed that the F-3s provide a “theatrical advantage capability” against Indian naval targets as far south as Cochin; however, it should be noted that because the Pakistan Navy has no aircraft carriers (of which the Indian Navy has two), the Pakistanis would be unable to provide fighters to escort these slow aircraft when operating at such a great distance from Karachi—thus leaving them vulnerable to interception by either land-based Indian Air Force fighters or carrier-based Indian Navy aircraft.

It is incorrect to say that the F-3C represents a new naval system for Pakistan as the Indian Navy already has two squadrons of similar maritime patrol aircraft that include five IL-38 (the Russian version of the P-3) and eight TU-142M, or Bear F, aircraft. While these aircraft do not have a system equivalent to the Harpoon, they do have equipment to locate submarines and are capable of launching torpedoes.

The Indian Navy also possesses an anti-ship missile, the Sea Eagle, which is similar to the Harpoon. Although not capable of being launched from the maritime patrol aircraft mentioned above, the Indian Sea Eagles can be carried on the Sea Harrier jets and the Sea King helicopters which operate from India’s two aircraft carriers—thus giving the Indian Navy a more formidable long-range strike capability than that provided by three F-3s.

C-NITE would enable Pak Cobra helicopters to launch TOW 2 anti-tank guided missiles at night; however, these 19 helicopters, so equipped, would hardly offset India’s 2 to 1 advantage (by over 2000 tanks) over Pakistan.

The Pakistani F-16s are already equipped with the AN/ALR-69 radar warning receiver and AN/ALQ-131 electronic counter measures jamming equipment. These are defensive systems. The ALR-69 on the F-16 aircraft alerts the pilot that a radar has “painted” his aircraft; the ALQ-131 electronically deflects the hostile missile. The ALR-69 and ALQ-131 provide a countermeasure which would enhance the reliability of these systems rather than provide any new military capability.

Since Pakistan has previously received over 200 AIM-9L air-to-air missiles, the release of 360 more will not provide any new capability. Furthermore, India will still enjoy an almost 2 to 1 advantage in jet combat aircraft over Pakistan to include a better than 2 to 1 advantage in aircraft equivalent to the Pakistan F-16s (i.e., MiG-29 and Mirage 2000).

The 24 howitzers that would be released to Pakistan are M198 155 mm towed howitzers. Given the fact that the Indian Army has over 3000 towed artillery pieces (almost twice the number in the Pakistani inventory), 24 more will not make a significant difference. It should be noted that during the nearly five years that these howitzers were embargoed, India acquired over 250 equivalent artillery pieces from Czechoslovakia and Russia/ USSR.

In regard to MK-46 torpedoes, Pakistan will receive parts that constitute less than one operational MK-46. As for the 753 rockets, these constitute a resupply of ammunition for one of the weapons systems on the Pakistan Cobra helicopters—they do not provide Pakistan any new capability.

BROWN AMENDMENT TEXT

Add the following subparagraph to section 620K of the Foreign Assistance Act of 1961:

(1) Applicability.—(a) The restrictions of section 620(e) of the Foreign Assistance Act of 1961 shall continue to apply to contracts for the delivery of F-16 aircraft to Pakistan.

(b) Notwithstanding the restrictions contained in section 620(e), military equipment, other than non-strategic equipment, may be transferred to Pakistan pursuant to contracts of cases entered into before October 1, 1990.

IMPACT OF THE BROWN AMENDMENT

The proposed legislation would authorize the release of approximately $388 million worth of military equipment purchased by Pakistan before the imposition of Pressler sanctions (1 October 1990) but not delivered to Pakistan due to Pressler sanctions. Specifically prohibited from release to Pakistan under this legislation are the 28 Pakistani F-16s. Items to be released include:

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INITIATIVE TO STRENGTHEN RELATIONS WITH PAKISTAN

After extensive review and consultations with Congress, President Clinton decided to support legislation to permit a stronger and more flexible relationship with Pakistan, while maintaining the nonproliferation goals of the Pressler Amendment.

The President’s decision builds on provisions already in the House and Senate versions of the Foreign Aid Authorization bills, which would permit the United States to resume economic assistance and limited forms of military assistance (including IMEQ, counterterrorism, and peacekeeping assistance) to Pakistan.

The President has decided to seek authority, as provided for in legislation proposed by Congress, to sell the aircraft and return to Pakistan approximately $370 million in military equipment, exclusive of F-16s, contracted for by Pakistan prior to the imposition of Pressler sanctions in October, 1990.

This equipment includes air-to-air and anti-ship missiles, radars, howitzers, three F-3C Orion Aircraft, and support kits for the F-16 inventory in Pakistan’s possession. This non-strategic equipment does not have the symbolism that the F-16s have come to acquire in the region. Release of this equipment would be the first step to the Pressler Amendment. We do not seek repeal of the Amendment or a resumed military supply relationship with Pakistan.

The President also decided not to seek release of the 28 F-16s in the pipeline. Instead, he will seek to sell the aircraft and return the proceeds of any sale to Pakistan, to reimburse as much as possible of the $469 million that Pakistan has expended on these aircraft.

Putting these issues behind us will permit a more normal and productive relationship between Washington and Islamabad, without which real progress on nonproliferation and other issues of importance to the United States will remain difficult.

Finally, in making his decision, the President stressed the importance of there being no substantial change in the status quo in Pakistan with regard to nonproliferation issues of concern to the United States. In particular, we expect that Pakistan will exercise restraint in the nuclear and missile areas.

Mr. HARKIN. On July 28, to the National Press Club, Secretary of State Christopher responds to a question.
This gets to the heart of the arguments made by the Senator from Ohio and the Senator from Michigan about the so-called evidence that justifies the imposition of sanctions.

Here was the question: Will the Clinton Administration order additional sanctions against China for supplying missile technology to Pakistan and Iran?

SECRETARY CHRISTOPHER. As I mentioned in my remarks, we are concerned about proliferation issues, and we are certainly concerned about it as they relate to South Asia. We monitor it very carefully and very closely.

At the present time, although there is a fairly large body of evidence, we do not think there is the evidence there that would justify the imposition of sanctions. I ask unanimous consent that that be printed in the RECORD, also.

There being no objection, the material was ordered to be printed in the RECORD.


QUESTION. Will the Clinton Administration order additional sanctions against China for supplying missile technology to Pakistan and Iran?

SECRETARY CHRISTOPHER. As I mentioned in my remarks, we are concerned about proliferation issues, and we are certainly concerned about it as they relate to South Asia. We monitor it very carefully and very closely.

At the present time, although there is a fairly large body of evidence, we do not think there is the evidence there that would justify the imposition of sanctions. But I want to assure all of you that we feel an obligation to keep this matter carefully under review and to follow and comply with the law in this regard.

Mr. HARKIN. Again, I want to point out that under the missile technology control regime, which has been talked about by the Senator from Michigan and the Senator from Ohio, even under that, even if MTCR sanctions were imposed tomorrow, all of the items in the Brown amendment could still go to Pakistan, because MTCR violations only prohibited new licenses to Pakistan and China. These items were already licensed in the 1980's.

Again, Mr. President, there is a lot of talk about Pakistan not admitting certain things. I think the Senator from Colorado answered that quite adequately.

Again I would just ask a question: Has India ever admitted that they have a nuclear weapon? If not, are they lying to us, also?

I think that is enough of that. Mr. President, I want to close my remarks by pointing out that Pakistan has always gone the extra mile to try to get a reasonable solution and compromise in that part of the world with India. Let us keep in mind what we are talking about. We have a large country with 981 million people, a large nation, with 981 million people, facing Pakistan, a small country with only about 125 million people. We have to kind of keep that in context.

I want to review for my colleagues some of the proposals that Pakistan has put forward, going back over 20 years. First of all, Pakistan proposed to establish a nuclear-weapons-free zone in South Asia in 1974.

In 1979, they proposed to join the Indo-Pakistan declaration renouncing the acquisition and manufacturing of nuclear weapons.

In 1979, they proposed to have mutual inspections by India and Pakistan of nuclear facilities.

Also in 1979, they proposed simultaneous adherence to the Non-Proliferation Treaty by India and Pakistan.

Again in 1979, they proposed to endorse a simultaneous acceptance of full-scope international atomic energy safeguards and to have the IAEA do inspections.

They proposed, also in 1987, an agreement on a bilateral or regional nuclear test ban treaty.

In 1981, Pakistan proposed to commence a multilateral conference on the question of nuclear proliferation in South Asia.

A couple years ago, they proposed to create a missile-free zone in all of South Asia.

Pakistan has proposed all this. What is the stumbling block? India will not accept any of these. They are the ones that have said “no” to all of these proposals. Yet, we are the ones that are sticking it to Pakistan. I do not understand this at all. It seems to me that this is the kind of regime that we want in South Asia. We ought to be behind these proposals, and we ought to be using our influence with India and other countries in that area to agree with Pakistan, to sit down and negotiate these proposals, which were made in good faith by Pakistan.

Last, Mr. President, two quotes, first by President Clinton, April 11, 1995:

I don’t think what happened was fair to Pakistan in terms of the money . . . I don’t think that is fair for us to keep the money and the equipment. That is not right. And I am going to try to find a resolution to it. I don’t like this.

President Clinton, April 11, 1995. That is exactly what the Brown amendment does.

The PRESIDING OFFICER. The time of the Senator has expired.

Mr. BROWN. Mr. President, I yield to the Senator from Iowa 2 additional minutes.

Mr. HARKIN. Mr. President, the President is supporting the Brown amendment because it reflects exactly what President Clinton said April 11.

On the same date, Prime Minister Bhutto said:

The Prensler amendment has been a disincentive for a regional solution to the proliferation issue.

April 11, 1995. Prime Minister Bhutto. Mr. President, it is time to put this behind us. It is time for fairness and equity. It is time for us to recognize that if we want to support the democratic forces in Pakistan, if we want to give Prime Minister Bhutto the support she needs to consolidate the democracy forces in Pakistan, then we have to put this behind us.

This will do more to help promote a regional solution to these problems than anything else we can do.

It is simply a question of fairness and equity. I hope that the President will be overwhelemed, overwhelming in favor of the Brown amendment. Let Pakistan know we will not turn our backs on Pakistan after all of these years of friendship and support that Pakistan has given to us.

I yield back whatever time is remaining. I thank the Senator from Colorado for his leadership on this.

Mr. GLENN. Mr. President, I yield 2 minutes to the distinguished Senator from Illinois, Senator SIMON.

Mr. SIMON. Mr. President, I will vote against the Brown amendment, though I agree with much of what my colleague from Iowa has to say. I will vote against any weapons in any amendment that go to Pakistan or India or China until we get this nuclear thing worked out.

Many of the things that Senator HARKIN says are correct; for example, Pakistan and India. Pakistan suggesting that they have mutual inspection of nuclear facilities and so forth. The difficulty is India also fears China. There has to be a tripartite agreement. I think that necessarily means United States leadership working together with Russia to bring that about.

There is no question Pakistan has some legitimate grievances. We ought to get those worked out. I think the Feinstein amendment that is going to be coming along shortly will help to move in that direction.

We want to maintain friendship with Pakistan. Pakistan has moved from a dictatorship to a functioning democracy. Like all functioning democracies, it has problems. We ought to be working with Pakistan.

However, I do not think we ought to be sending weapons to any one of the three parties, who now have the greatest nuclear threat, I think, anywhere in the world.

I think it would be a mistake to approve the Brown amendment.

Mr. GLENN. How much time is remaining?

The PRESIDING OFFICER. The Chair will advise the Senator from Ohio that his side has 15 minutes.

Mr. GLENN. I yield 3 minutes to Senator LEVIN.

Mr. LEVIN. I thank the Chair and my friend from Ohio.

Mr. President, the Brown amendment moves us in the opposite direction of trying to restrain missile proliferation. We have a law on our books and it says that where there is a determination that there is a transfer of a missile with a certain range and payload has been made that we will then impose sanctions.

There is a large body of evidence. It is up on the fourth floor. We have had three briefings. The briefers left the
material for us to look at. It is right there, a couple floors above us, for any of us to look at, to see whether or not each of us are satisfied that, in fact, a missile of a certain range and payload in excess of the missile technology control regime, has been transferred from China to Pakistan. Under American law, if that occurs, sanctions are supposed to be imposed.

Now, what the Brown amendment does is take us in the opposite direction. It would have us amend Pressler, to the effect of transfer of significant military equipment to Pakistan.

Instead of looking at this evidence and deciding whether or not it proves incontrovertible that there has been a transfer of missiles in excess of the range and payload that is provided for in the missile technology control regime which we have incorporated in our law, the amendment before the Senate would say that still could apply, but we will move in exactly the opposite direction.

This amendment makes a mockery—if it passes this Senate—will make a mockery of our efforts to restrain the proliferation of missiles. That is the issue before the Senate. It is American law. I say now says if there is a transfer of a missile or missiles that meet certain tests, sanctions will be imposed.

I do not think we can in good conscience say that we are fighting the proliferation of missiles if we do not take the time to at least look at that evidence two floors above us, and instead of acting on it, whatever our conclusions are, under American law, we move in exactly the opposite direction, amend Pressler, allow for the transfer of military equipment which otherwise could not be transferred. That is the issue before this Senate.

I hope we will adopt the Feinstein amendment, which would provide that any appropriate funds that are owed to Pakistan that they have given to us, whatever is equitable, be returned to Pakistan, without tossing the missile technology control regime.

I thank the Chair.

Mr. BROWN. Mr. President, I yield myself 2 minutes.

Mr. President, I want to deal with an aspect of this that I think is a fundamental problem because we have not addressed, maybe we have not addressed it for a good reason.

This amendment is about fairness and about the inequity of keeping both their money and their arms. I think Americans will respond strongly to that. They understand it, and would be outraged at any retailer who did the same thing or anyone who signed contracts to sell as well.

Other Members have brought up significant issues and concerns about arms in Southeast Asia. That is appropriate, and it is of concern. It is why I made sure with the adoption of this amendment that very strong sanctions stay in place that send a clear message that Pakistan is paying a price for having developed weapons.

Mr. President, the aspect of this that needs Members’ attention is this: We have sanctions that will sanction Pakistan developed nuclear weapons, but we do not have sanctions that will sanction India for developing nuclear weapons. They are two nations, side by side.

The fact is, Pakistan’s program literally came about in part because India was Pakistan’s adversary and India developed nuclear weapons. We cannot ignore that when you think about trying to solve this problem.

There has been a lot of concern raised about missile. That is a valid concern. I think we need to do more in that area.

Mr. President, you cannot talk about it in a vacuum. The fact is, Pakistan developed their program after India developed theirs. There are strong indications that the potential of Pakistan’s missiles, if they have them and if they uncrate them, is somewhat similar to what the potential of the Indian missiles are. If anything, India has stronger missiles. You cannot talk about this in a vacuum. If you do talk about it in a vacuum and you think about it in a vacuum, you are doomed to failure. We want a nonproliferation program that works, that is effective.

Mr. BROWN. Mr. President, I yield 3 minutes to the Senator from Iowa.

The PRESIDING OFFICER. The 2 minutes of the Senator has expired.

Mr. BROWN. Mr. President, I yield 3 minutes to the Senator from Iowa.

The Chair recognizes the Senator from Iowa.

Mr. HARKIN. Mr. President, I want to respond, perhaps, to my colleague from Illinois who talked about the weapons going to Pakistan. What we have looked over the list of the items that are going. I thought I might, just for the RECORD, point out what some people have said about these items. All of the experts agree, it will not in any way upset the balance.

Steve Cohen is the director of program in arms control, disarmament and international security at the University of Illinois. He said,

In terms of the regional military balance, I don’t think that the release of this military equipment ... will have ... significant impact on the balance one way or the other.

George Tanham, who was a vice president of the Rand Corp., says, “I agree.” He said,

In fact, there is no balance now. India dominates so strongly. They have twice as large an army as Pakistan, twice as large an Air Force, twice as large a Navy, twice as many tanks, twice as many airplanes. * * * India has overwhelming strength.

So this small amount of equipment will not upset any balance. All of the experts basically agree that this amount of items that we are sending over there; it will not in any way upset that regional balance.

James Clad, professor at Georgetown University said:

They offer for Pakistan exactly as Dr. Tanham pointed out, an equalizing hand in trying to somehow correct the subcontinental mismatch of conventional weaponry capability and geography.

So, again, I have gone over this list. I do not know if anyone has ever put it in the RECORD. But of the military equipment, adding to about $368 million, the biggest items are three P-3C aircraft, four-engine turboprop aircraft, they are very strong aircraft. They do not have the capability in any way to threaten India, and I would be glad to get into a discussion with anyone if they would like to discuss that.

I want to make sure this is in the RECORD. I ask unanimous consent that a list of the items be printed in the RECORD and also a description of these items be printed in the RECORD at this point.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

PUTTING THE RELEASE OF EMBARGOED PAKISTANI EQUIPMENT INTO PERSPECTIVE

The total package has a value of $368 million—not $700 million as has been reported.

But of the military equipment included in the P-3C long-range offensive capability, three aircraft would hardly disturb India’s nearly 2 to 1 advantage over Pakistan in naval systems.

It is claimed that the “lethal standoff capability” against Indian naval targets as far south as Cochin; however, it should be noted that because the Pakistan Navy has no aircraft carriers (of which the Indian Navy has two), the Pakistanis would be unable to provide fighters to escort these slow aircraft when operating at such a great distance from shore, leaving them vulnerable to interception by either land-based Indian Air Force fighters or carrier based Indian Navy aircraft.

It is incorrect to say that the P-3C represents a new weapons system for the region as the Indian Navy already possesses two squadrons of similar maritime patrol aircraft that include five IL-38 (the Russian version of the P-3) and eight Tu-142 Bear F aircraft. While these aircraft do not have a system equivalent to the Harpoon, they are capable of towing a target to locate submarines and are capable of launching torpedoes.

The Indian Navy also possesses an anti-surface, the Sea Harrier, which is similar to the Harpoon. Although not capable of being launched from the maritime patrol aircraft mentioned above, the Indian Sea Eagles can be carried on the Sea Harrier jets and the Sea King helicopters which operate from India’s two aircraft carriers—thus giving the Indian Navy a more formidable long-range strike capability than that provided by three P-3s.

C-NITE would enable Pak Cobra helicopters to launch TOW 2 anti-tank guided missiles; nevertheless, the Sea Harrier jets and Sea King helicopters, so equipped, would hardly offset India’s 2 to 1 advantage (by over 2000 tanks) over Pakistan.

The Pakistani F-16s are already equipped with an AN/ALR-69 radar warning receiver and AN/ALQ-131 electronic counter measures jamming equipment. These are defensive rather than offensive systems. The ALR-69 alerts the pilot that a radar has “painted” his aircraft; the ALQ-131 electronically de-foils the hostile missile. The ALR-69 and ALQ-131 kits that would be released would enhance the reliability of these systems rather than provide any new military capability and it utilizes.

Since Pakistan has previously received over 200 AIM-9L air-to-missiles, the release
of 360 more will not provide any new capability. Furthermore, India will still enjoy an almost 2 to 1 advantage in jet combat aircraft over Pakistan to include a better than 2 to 1 advantage in aircraft equivalent to the Pakistani F-16s (i.e., MiG-29 and Mirage 2000).

The 24 howitzers that would be released to Pakistan are M198 155 mm towed howitzers. Given the fact that the Indian Army has over 30,000 towed artillery pieces (almost twice the number in the Pakistani inventory), 24 more will not make a significant difference. It would be noted that during the nearly five years that these howitzers were embargoed, India acquired over 250 equivalent artillery pieces from Czechoslovakia and Russia/USSR.

In regard to MK-47 torpedoes, Pakistan will receive part that constitute less than one operational MK-46. As for the 2.75” rockets, these constitute a resupply of ammunition for one of the weapon systems on the Pakistani Cobra helicopters—they do not give Pakistan any new capability.

MILITARY EQUIPMENT (LESS F-16 AIRCRAFT) PURCHASED BY PAKISTAN BUT NOT DELIVERED DUE TO PRESSLER SANCTIONS

The PRESIDING OFFICER. The time of the Senate has expired. Who yields time? The Chair recognizes the Senator from Ohio.

Mr. GLENN. Mr. President, I yield 5 minutes to the distinguished Senator from California.

Mr. FEINSTEIN. Mr. President, I want to tell you how I look at this. If one were to take the top trouble spots of the world and say which are most likely to have a nuclear confrontation, I would have to name India and Pakistan as one of the top two.

So what are we doing? We are adding to the arsenal of one of those two countries at a very sensitive time, at a time which is a few months before a general election in India, when flames of hatred between the two countries are now being fanned by politicians on both sides of the India-Pakistan border. We are taking sophisticated weaponry and we are supplying several hundred million dollars worth of equipment.

The P-3C aircraft capable of sophisticated surveillance; the 28 Harpoon missiles capable of air-to-surface or surface-to-surface launch; 360 AIM-9L surface-to-air missiles; 135 TOW-2 missile launchers; spare parts for F-16’s, and other sophisticated equipment, and we are launching that into the middle of this situation.

I heard the same experts testify. None of them could answer the question, “What does India do, then?” That seems to me to be the central question. I will tell you what I think India does. I think India deploys the Prithvi missile. I think that this is a big step in the arms race and very difficult situation between the two countries.

Is Pakistan a friend? Yes. Has Pakistan been helpful in a number of different pursuits? Yes.

I say there is a way we can say thank you in an amendment which some of us will offer following this amendment, that will take what I consider to be the good parts of the Brown amendment, the economic aid, the military networking, the antiterrorism help, the anticorruption help, and also carry with it a sense of the Senate that will say, the honorable thing and the fair thing for us to do is sell the F-16’s, repay the money to Pakistan, and provide whatever equity requires. That is the right thing to do. That is something that is not going to change the balance of power.

So, I believe very strongly that the Brown amendment is a mistake. I have had three security briefings. Those briefings run directly counter to statements made by Pakistan. Let me tell you what they run directly counter to.

“We are a very responsible country and we do not believe in the proliferation of nuclear weapons.” That is not true. That was a statement made by the Pakistani Foreign Minister in 1994. It is simply not true.

“I want to say categorically and finally that Pakistan has not made nuclear weapons. Pakistan does not intend to make nuclear weapons.” The Pakistani Foreign Minister, 1994. That statement is categorically untrue.

“We have made a sovereign decision not to produce nuclear weapons.” Again, a foreign ministry spokesman—understand?

“We have not detonated one, nor have we got nuclear weapons. Being a responsible state and state committed to nonproliferation, we in Pakistan, through five successive governments, have taken a policy decision to follow a peaceful nuclear program.”

I do not believe, based on three classified briefings, that these statements are true and correct. Therefore, I believe it is a mistake in judgment to add to the proliferation in the area by putting sophisticated weaponry in the hands of one of these countries at a time where there is a very sensitive and very difficult situation between the two countries.

I yield my time.

Mr. HARKIN. May I ask the Senator to yield?

Mr. BROWN. I yield to the Senator from Iowa 2 additional minutes.

The PRESIDING OFFICER. The Chair recognizes the Senator from Iowa.

Mr. HARKIN. Mr. President, surely the Senator from California does not want to imply in any way that the articles on this list add one iota to any nuclear capability of Pakistan? That is simply—that belies common sense. You can look at the list. There is nothing on here that has any link to nuclear proliferation or nuclear weaponry. Talk about a P-3C aircraft as being some kind of offensive aircraft? I happen to have flown in P-3 aircraft. It is a four-engine turbo-prop, basically built as an antisubmarine reconnaissance aircraft. The fact is that India already has two squadrons of similar type of patrol aircraft. I also point out that India has two aircraft carriers which Pakistan does not have.

They talk about the P-3 aircraft being able to penetrate and go far south as Cochin in India. The fact is that it would have to do so without any fighter escorts whatsoever. This is a very slow airplane. India could shoot that thing down in a minute.

So the arguments made by the Senator from California I find are just off the mark because this in no way disrupts any balance or in any way adds to any kind of nuclear capability whatsoever.

I yield back any time I may have.

Mr. GLENN. Mr. President, I yield to the Senator from Massachusetts 2 minutes.

Before of I yield, I yield myself such time as I may require.

I would just add that a good part of this package is F-16 parts to keep the
The proposed transfer of military hardware not only contradicts the Pressler ban, it also fails to meet the standards of the licensing policy for commercial military sales to Pakistan. I might add that many in Congress strongly object to the administration’s decision to license commercial sales in the first place. Under that policy, any equipment which could upgrade Pakistan’s military capability is to be denied a license. By the admission of its own administration, many of the items they want to transfer now would be denied a license according to this standard.

There you have it. The administration is willing to eviscerate the Pressler amendment, and it is willing to waive its already lax standards while getting nothing in return. If we are asked to undo a decade-old pillar of our non-proliferation policy, then the least we can ask for are some requirements on Pakistan’s nuclear program.

I expect that some will say that Pakistan already paid for this equipment—it is rightfully theirs, and we owe it to send them the money. Setting aside the argument that Pakistan knew a situation like this would result if it failed to be certified, I would favor finding a way to compensate Pakistan in some manner. We would propose that the administration sell this equipment to third parties, and send the proceeds from such sales to Pakistan, just as it plans to do in the case of the F-16s.

Mr. President, the Pressler amendment achieved what billions of aid dollars could not—a halt to fissile material production by Pakistan. Congress is not always right, but in this case we were.

Now is not the time to discard a policy that has worked. Press reports indicate that Pakistan has clandestinely acquired M-11 missiles from China, that it is quietly cooperating with Iran’s nuclear ambitions, and that it has recently engaged in military exercises with Iran.

Mr. President, unless we reject the Brown amendment, we will be putting our imprint on these very dangerous developments.

The late Zulfiqar Ali Bhutto, the present prime minister’s father, once declared that his countrymen would eat grass in order to acquire nuclear capability. And Mr. President, Pakistan is indeed more or less following through on this promise. It has built a clandestine nuclear weapons program of unknown safety at tremendous cost, while doing nothing to improve the plight of its tens of millions of citizens. We should not make their job any easier in this regard.

Unfortunately, that would be the effect of resuming economic assistance.
I fully understand the complex security situation that exists among India, Pakistan, and China. And I believe that we should be doing more to address the sources of instability among these three countries if we are to successfully deal with the nuclear menace in that part of the world.

But I do not think that the nuclear capability of Pakistan’s neighbors should be an excuse for not enforcing our laws with respect to Pakistan.

The fact is there is no Pressler amendment for India, but there are laws that have been used to invoke sanctions to blunt India’s nuclear weapons ambitions. I would also note that India, unlike Pakistan, did not receive billions of dollars in aid in aid for the expressed purpose of preventing the development of a nuclear weapon.

The point is that we have to uphold the laws that are on our books. Pakistan was well aware of the Pressler amendment. It supported the amendment’s adoption. And it chose to ignore the consequences of non-compliance with the amendment.

It is that simple. And it is up to us to demonstrate that an issue of such vital importance to our national security, we mean what we say.

Mr. President, we must not reward the kind of behavior Pakistan has demonstrated. Others are watching this debate closely, and how we act in this situation could well affect the decisions of many other potential nuclear states.

Mr. GLENN. Mr. President, I ask unanimous consent to have printed in the RECORD a table identifying the military equipment to be transferred to Pakistan pursuant to the amendment.

There being no objection, the table was ordered to be printed in the RECORD, as follows:

<table>
<thead>
<tr>
<th>Item Stored</th>
<th>Shared quantity</th>
<th>Shared value (millions)</th>
<th>Funding source</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Non-standard support equipment</strong></td>
<td>9 5</td>
<td>Cash</td>
<td></td>
</tr>
<tr>
<td>Standard support equipment</td>
<td>204 13</td>
<td>Cash</td>
<td></td>
</tr>
<tr>
<td>Test equipment</td>
<td>NA</td>
<td>1</td>
<td>Cash</td>
</tr>
<tr>
<td>AEG-111 pots and spares</td>
<td>213</td>
<td>Cash</td>
<td></td>
</tr>
<tr>
<td>Class A equipment</td>
<td>245,001</td>
<td>1.5</td>
<td>Cash</td>
</tr>
<tr>
<td>Other Air Force items</td>
<td>NA</td>
<td>82</td>
<td>FMF/Cash</td>
</tr>
<tr>
<td><strong>Air Force sub-total</strong></td>
<td>NA</td>
<td>36</td>
<td></td>
</tr>
<tr>
<td><strong>Grand total</strong></td>
<td>NA</td>
<td>968</td>
<td></td>
</tr>
</tbody>
</table>

Mr. BROWN. Mr. President, how much time remains?

The PRESIDING OFFICER. There are 4 minutes on each side.

Mr. BROWN. Mr. President, I have offered the amendment, and I would like to close and retain the remainder of my time.

Mr. GLENN addressed the Chair.

The PRESIDING OFFICER. The Chair recognizes the Senator from Ohio.

Mr. GLENN. Mr. President, I yield myself such time as I may require.

Mr. President, there appears to be no appreciation in the remarks on the Senate floor by the supporters of the Pressler amendment of the history of Pakistan’s violation of our laws. I do not condone India’s nuclear weapons program, and I do not think there is any Senator in the Senate who has been more outspoken about that matter than I have.

I was in opposition to India’s program. I led the fight in 1980 that ultimately resulted in the cutoff of nuclear materials to India because of her guarded nuclear program. So I certainly do not come down on India’s side on this either. But India has not violated United States nonproliferation law.

When we passed the Glenn–Symington amendment in 1970, we did not have Pakistan in mind. The law applied to everyone; it was not aimed at a particular country. But Pakistan violated our law. As a result, the Carter administration—going clear back that far—cut them off from military and economic assistance. Then the Reagan administration got a waiver from the law for Pakistan for a temporary period for Pakistan only. We tilted in favor of Pakistan, for Pakistan only, in order to send aid after the Afghan invasion occurred.

Because relief from our nonproliferation law was given to Pakistan, the Congress set up a new line in the sand. We said we really mean it now. And we mean it, Pakistan. We passed the Pressler amendment, and it was Pakistan-specific.

So it is incorrect to say that we are not being evenhanded. It is not unenforced to say that those who violate our laws should not then be given the benefit of our shipments of economic and military help. Those should be punished, those who do not abide by our laws. Those who abide by our laws should not be punished.

So I do not and will not defend the Indian program, but they did not violate our nonproliferation laws. And to claim that fairness requires that we ignore a violation of our laws time after time after time and not telling us the truth about what was going on, is to just condone behavior that we do not want to see exist. So I will not support changing our laws just to accommodate violations of our nonproliferation laws.

Mr. President, this is not a matter of fairness that we are talking about. It is a matter of nonproliferation. Are we going to have a nonproliferation policy for the United States of America and mean it? Or are we not? And that is the question.

I want to give Pakistan’s money back even though most of it was paid in after the Pressler amendment was passed, so they knew what they were doing. They are not dummies. They knew exactly what they were doing. Now they want to say—they got caught and want us to make them whole. I would not see them get their money back—if we can sell the airplanes to somebody else.

To stand back and make a mockery of our nonproliferation laws when we have 178 other nations signed up under NPT and are trusting us to deal with that country—that is the issue. Are we a nation that stands for nonproliferation and backs up the laws we have to that effect, or are we not? That is what this vote is all about.

I know Senator Pressler is on the floor.

How much time do I have remaining?

The PRESIDING OFFICER. The Senator has no time remaining.

Mr. PRESSLER. I ask unanimous consent that I may proceed for 1 minute.

The PRESIDING OFFICER. Is there objection?

Mr. BROWN. Mr. President, does the Senate ask for a 1 additional minute on each side?

The PRESIDING OFFICER. Is there objection?

Mr. BROWN. I object.

The PRESIDING OFFICER. Objection is heard.

Mr. LEVIN addressed the Chair.

The PRESIDING OFFICER. The Senator from Colorado has the remaining time.

Mr. LEVIN. Will the Senator from Colorado yield for a unanimous consent request?

Mr. BROWN. I would be glad to yield.

Mr. LEVIN. Mr. President, I ask unanimous consent that there be 1 additional minute on each side so that Senator Pressler can speak for 1 additional minute.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Who seeks recognition?

Mr. PRESSLER addressed the Chair.

The PRESIDING OFFICER. The Chair recognizes the Senator from South Dakota.

Mr. PRESSLER. Mr. President, I thank the Senator from Ohio for his remarks. His leadership on this issue has been remarkable.
Mr. President, I am concerned about nonproliferation, and all Members ought to be concerned about it. They ought to be aware that if this amendment is agreed to, very strong, tough sanctions remain in place against Pakistan—a bar on military sales, a bar on military assistance, and a variety of other tough sanctions.

A lot has been said about the nonproliferation policy. The fact is this. Our current nonproliferation policy with regard to India is that India may build and develop nuclear weapons and there are no sanctions. That is a fact. Our policy is that Pakistan may not do that, and there are heavy sanctions. That is not even-handed any way you slice it.

There are a couple considerations I hope Members will keep in mind as you slice it. The first is that the United States cannot continue to reward a proliferator. We are rewarding a proliferator. We are rewarding a country that has violated an agreement on nuclear nonproliferation. And it is an amazing thing, because if it happens, all bets are off on nuclear nonproliferation.

I want to commend Senator Glenn for his leadership on this issue. He has fought it for years.

I made my speech last night. This is an amazing thing; if our country is for proliferation, we will be rewarding a country for proliferation.

The PRESIDING OFFICER. The Chair recognizes the Senator from Colorado.

Mr. Brown. Mr. President, I yield myself the remainder of my time.

Mr. President, I am concerned about nonproliferation, and all Members ought to be concerned about it. They ought to be aware that if this amendment is agreed to, very strong, tough sanctions remain in place against Pakistan—a bar on military sales, a bar on military assistance, and a variety of other tough sanctions.

A lot has been said about the nonproliferation policy. The fact is this. Our current nonproliferation policy with regard to India is that India may build and develop nuclear weapons and there are no sanctions. That is a fact. Our policy is that Pakistan may not do that, and there are heavy sanctions. That is not even-handed any way you slice it.

There are a couple considerations I hope Members will keep in mind as you consider this question. We have gone to the Pakistanis year after year and asked them for their help. They consider this question. We have asked Pakistan to sign a mutual defense treaty with the United States at a tough time, and they did. Later on, we asked that the Pakistanis allow us to build a base in Pakistan to fly military aircraft out of it and spy on the Soviet Union, and they said yes. In 1990, we asked them to condemn the Soviet Union’s invasion of Afghanistan and asked for the Pakistanis’ support. They voted with us in condemning that invasion. India voted no.

In 1990, we asked Pakistan’s help in the war against Iraq, and they delivered troops.

In 1992 and 1993, we asked Pakistan’s assistance for troops in Somalia, and they said yes and responded.

In 1993, we asked for their help with troops in Haiti, and they again said yes.

In 1995, we went to Pakistan and asked their help in apprehending a terrorist and returning him to the United States, the mastermind, at least the one we suspected was the mastermind, of the World Trade Center bombing, and they said yes.

Mr. President, when we have needed help Pakistan has responded and been there to help us. This amendment has specific language in it that makes it clear that any ballistic missile sanctions are not affected by this.

And last, the President of the United States has gone out on a limb. He has negotiated a compromise. He has shown leadership. This is not the time to condemn him.

Mr. President, I will yield the remainder of my time to the distinguished Senator from Illinois.

Ms. MOSELEY-BRAUN. Mr. President, I wish to see the United States as a country that keeps its word in international affairs.

We entered into a contract with Pakistan to sell military equipment and accepted more than $1 billion for that equipment. Likewise, we have made it quite clear that we will not do business with countries that profligate. We all understand that the transfer of the F-16’s cannot be completed now because Pakistan has chosen not to work with the United States on proliferation. Under the agreement, the United States cannot continue to retain both the planes and the money in the process break its word. I believe this issue is as simple as that. Since the sale cannot be completed, I believe we have an obligation to come to an agreement to reimburse the Government and the people of Pakistan.

The President has offered a thoughtful solution which is being offered by the distinguished Senator from Colorado. I support it and I encourage my colleagues to support it.

I know my time has expired. I thank the Chair.

The PRESIDING OFFICER. All time has expired.

Mr. Brown. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. The yeas and nays have been requested. Is there a sufficient second? There appears to be a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. The question is on agreeing to the amendment. The yeas and nays have been ordered. The clerk will call the roll.

The bill clerk called the roll.

The PRESIDING OFFICER (Mr. FRIST). Are there any other Senators in the Chamber who desire to vote?

The result was announced—yeas 55, nays 45, as follows:

(Rollcall Vote No. 454 Leg.)

YEAS—55

Ashcroft
Baucus
Baucus
Brown
Bryan
Campbell
Chafee
Cochran
Cohen
Craig
Dodd
Dole
Domenci
Faircloth
Ford
Gorton
Graham

Moseley-Braun
Murkowski
Murray
Nickels
Packwood
Reid
Roth
Santorum
Shelby
Simpson
Smith
Thomas
Thompson
Thurmond
Warner

NAYS—45

Abraham
Akaka
Bennett
Biden
Bingaman
Boxer
Bradley
Brooks
Bumpers
Byrd
Conrad
Coverdell
D’Amato
Daschle
DeWine

Dorgan
Dodd
Ford
Gorton
Grassley
Griffith
Harkin
Hatch
Huelskamp
Inhofe
Isakson
Jackson
Jeffords
Kean
Kerry
Kerry
Kerry
Kohl
Laufenberg
Leahy

Lieberman
MacCain
McClellan
McConnell
Moynihan
Nunn
Pell
Presler
Pryor
Robb
Robb
Roth
Rubenstein
Sarbanes
Simon
Speier
Wellstone

So the amendment (No. 2708) was agreed to.

Mr. Brown. Mr. President, I move to reconsider the vote by which the amendment was agreed to.

Ms. MOSELEY-BRAUN. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

ADVANCED TELECOMMUNICATIONS

Mr. Burns. Mr. President, I have been a supporter of the possibilities offered to this Nation’s public and private sector by the burgeoning growth of the telecommunications industry. Coming from a rural Western State...
with vast distances between our communities, I realized that advanced telecommunications was likely the only avenue to Montana that could overcome the burdens of distance and geography to allow rural Americans to compete in a rapidly changing economy.

This spring, three United States universities—Montana State University, Virginia Commonwealth University, and Portland State University—combined with two universities from Northern Ireland—Queens University of Belfast and Armagh and the University of Ulster—to form the Distance Learning Consortium for International Management in the United States and European Union. This consortium has been formed for the purpose of providing interactive video and voice technologies. The consortium will offer programs in the area of international business, focusing on such topics as joint market opportunities, issue topical interest germane to the U.S. and E.C. markets.

The project would make it possible for a businessman in Billings, MT, and anywhere else in America to walk into one of the participating universities and at all-time, interactive block of instruction on the latest in European Community regulations, or distribution channels, or constraints regarding their exports. These programs would be taught by some of the leading European experts. Conversely, a businessman in the European Community would be able to access the latest information on U.S. trade, commerce, regulations, and opportunities in a similar fashion.

While the consortium will utilize their own match, the consortium needs initial support of $500,000 to develop their interrelated curricula and harmonize their separate distance learning technologies.

I hope the manager of this bill will consider this project during its conference with the House.

Mr. MCCONNELL. I appreciate Senator BURNS bringing this project to my attention, and I will be happy to work with him on this project.

Mr. President, it is my understanding that the distinguished Senator from South Carolina is going to address the Senate for a few moments, and then we will move along with our agenda. I yield the floor.

Mr. THURMOND addressed the Chair.

The PRESIDING OFFICER. The Senator from South Carolina.

DRAWDOWN AUTHORITY FOR JORDAN

Mr. THURMOND. Mr. President, I rise in opposition to section 576 of H.R. 1868, the Foreign Operations Appropriations Act, which would provide authority for the President to drawdown $100 million of defense articles from Department of Defense stocks.

I oppose the inclusion of this provision in the bill because there are no funds appropriated in the bill to reimburse the Department of Defense for the defense articles, services, training, or military education that would be provided. In fact, this provision would waive section 506(c) of the Foreign Assistance Act of 1961, which requires that there be an authorization and appropriation. The provision would also waive the requirement under section 632(d) of the Foreign Assistance Act of 1961, which would require the Department of State to reimburse the Department of Defense for the defense items which have to be replaced. In short, the Army will have to find $501 million in its own budget to pay for the training, transportation and handling, as well as repair and defense items which are to be sent to Jordan.

Mr. President, I believe it is important to support nations who work with the United States to achieve peace in regions where we have national interests, and where it is consistent with our other security priorities around the world. I appreciate the role that Jordan played in the Middle East peace process. I believe Jordan should have the defense items, services, and military training, that enable them to protect their borders and respond to terrorist threats. However, there are no funds appropriated in this bill or the foreign aid bill for this drawdown. This is a function of the international affairs budget and there should be an appropriate authorization and appropriation within the foreign aid and foreign operations bills.

Mr. President, when the Defense authorization bill was before this body, the administration sought support for a similar provision. In a letter supporting the proposed amendment to the Defense authorization bill, the Secretary of Defense stated that without replacement of the nonexcess items and reimbursement to the military services for transportation and other costs, military readiness will suffer. Mr. President, I believe the United States should provide Jordan with the defense items that would be authorized by this drawdown. However, I cannot support the use of Defense funds without reimbursement to pay for this authority.

I will not offer an amendment to strike this provision from the bill. However, I want all Members to understand that the Senate Armed Services Committee worked very hard to ensure that the Defense budget was not used for nondefense items.

This provision would use Defense funds to provide the defense articles and services to a foreign nation. The Armed Services Committee worked very hard to ensure that the Defense budget was not used for nondefense items.

Mr. President, with regard to the Jordanian drawdown, the $100 million drawdown will allow the United States to keep its commitments to King Hussein to address legitimate security concerns of Jordan in a post-peace environment. King Hussein’s courage demonstrated by providing refuge to the Iraqi defectors only increases his security problems.

Moreover, this drawdown package demonstrates America’s resolve to support those who support peace in that area of the world. We are at a very critical time in the peace process and it is important we maintain our credibility if we are to maintain our leadership role in brokering further peace agreements.

The drawdown is designed to address the immediate needs of the Jordanian Armed Forces primarily for border security. In the immediate post-peace treaty era with Israel, Jordan finds itself hard-pressed to prevent infiltration of its border with Israel by potential terrorists and smugglers. They desperately need to increase their capability to survey the border, especially at night.

I am well aware of the economic constraints our Nation faces as it fights a bulging deficit, which is precisely why the drawdown package is tailored so that it has a minimum impact upon our force readiness.

Mr. President, I will also say, while not typically being a spokesman for the administration, they are strongly in support of the Jordanian drawdown, as well.

I yield the floor.

Mr. LEAHY. Mr. President, I concur with what the distinguished chairman has said. I think this is extremely important. I have met a number of times with Jordanian officials, and a number of times with King Hussein regarding this and other issues involving Jordan.

Jordan is in a critical, pivotal position. I remember last year—actually, about 11 months ago, I had the privilege of accompanying the President of the United States to the signing ceremony of the peace agreement between Jordan and Israel, signed out in the desert in Al Qabab, in 110-degree weather. I remember as though it was yesterday. There was a stiff desert wind blowing. People from Israel and Jordan and from the United States were there to witness the signing of this historic peace agreement.

There was a very moving speech by Prime Minister Rabin and by King Hussein. The President of the United States was speaking for all Americans about our pride in this historic agreement.

Every commitment that King Hussein has made, he has kept. Every step he has said he would, he has taken—many with great courage and great foresight.

This is not an easy time in the Middle East. Prime Minister Rabin, who...
Justly deserves his Nobel Peace Prize, has pushed so hard to keep a peace agreement going in the face of political opposition and terrorist attacks. He and Foreign Minister Peres have worked so hard on this. There is really a handful of people in the Middle East who are not about peace—not so much for their generation, because their generation will soon reach a time when it fades from the scene, but for the generation of children, Arab and Jew alike. They are facing a potential war that would have used their parents did not have, but a potential they now have. This is an area where we can help. The United States has strong and real security interests in that part of the world. We should help.

So I strongly support the administration’s position. I think the President and Secretary of State are right.

Mr. LEAHY. Mr. President, I ask unanimous consent, on behalf of Senator Byrd and others, to allow a follow-up amendment to his staff, Paul Mazur, the privilege of the floor during the consideration of H.R. 1868, the foreign ops bill.

Mr. President. Without objection, it is so ordered.

Mr. LEVIN. Mr. President, I rise to discuss section 557 of this bill, a provision which I support. Last year, the Senate adopted my amendment to section 557 of this bill, a provision which I support. Last year, the Senate adopted my amendment to allow the transfer of nonlethal defense articles to Albania. I am pleased to see that this provision is being extended this year in both the Senate and House bills, and that it is in fact being expanded to cover all countries eligible to participate in NATO’s Partnership for Peace Program, including Albania.

Albania is one of the poorest countries in Europe. Somehow, despite decades of dictatorship and brutal Communist rule, the seeds of democracy survived in the people and have begun to sprout. The people of Albania still look to the United States as a model, admiring our values and desiring our support. In just a few short years, Albania has become an important ally of the United States in the fragile region of the Balkans and is working closely with NATO.

Mr. Specter. Mr. President, for 20 years the United States Government has been prohibited from training foreign police forces. The Foreign Assistance Act reflected earlier congressional concern that U.S. personnel should not train security forces in repressive regimes. But for more than a decade we have recognized that some overseas police training is necessary and important—particularly in the area of antiterrorism. This year’s pending foreign operations appropriations bill adds another important exemption: It allows the training of overseas police forces to monitor and enforce sanctions. But I believe that another exemption is needed. The President, civilian officials, and U.S. military commanders, need the authority to conduct public-safety training during and after significant military operations.

As the United States discovered in Grenada, Panama, and Haiti, public order is likely to collapse when existing regimes collapse. In each of these cases, U.S. forces were unable to depart until order was restored—and a mechanism for maintaining public safety was created. In none of these cases was this done smoothly or efficiently. The U.S. Justice Department’s International Criminal Investigative Training Assistance Program (ICITAP), which is permitted under current law to perform training in this hemisphere, did not perform well. Given the relatively small size of its training organization, and the demands created by hostile and demanding environments, this was not surprising.

During the past 10 years, there has not been an effective civilian organization for conducting public-safety training in the context of a U.S. military operation. In the words of the Commission on Roles and Missions of the Armed Forces, “our recent experience in Latin America, the Caribbean, and

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S14007
Africa shows that there are no civilian agencies capable of short-notice lawenforcement operations and training in hostile, demanding environments."

In the absence of an effective civilian training organization, the U.S. military is the only entity to perform public-safety training. Military commanders worked hard to ensure that they did so without violating section 660. In Somalia, for example, marines trained "auxiliary security forces" rather than police forces. But because of section 660 restrictions, military commanders could not plan and train for this mission. In short, it was done on an ad hoc, reactive basis.

Mr. President, I am pleased the Senate has accepted my amendment on overseas training, which would permit the President to use whatever agency of Government was most appropriate to train public-safety forces during and after a military operation. In some cases, such as Haiti, the environment was not that of peace, and the training mission could be carried out by the Justice Department. But in other, more dangerous situations, such as Panama, the President might direct local military commanders to conduct short-term training. Once one is restored, civilian agencies could take over longer-term training and assistance.

In the post-cold-war world, the United States in my judgment will from time to time be compelled to use the military force to protect our interests and to carry out other operations where public safety will be an issue. Mr. President, I believe this amendment will help U.S. military commanders perform this mission much more effectively in the future. I thank the distinguished managers of the pending legislation for accepting my amendment.

I thank the Chair and yield the floor.

Mr. DAMATO. Mr. President, I rise today to discuss United States aid to the PLO, as it has been included in the fiscal year 1996 foreign operations appropriations bill and to explain my vote on the subject.

We have to face the facts. The PLO is not complying with its responsibilities. It has failed to restrain the radicals in Gaza; failed to extradite terrorist murderers in its custody to Israel; it has failed to change the PLO Covenant; and it has failed to come clean with the amount of its assets. Most importantly, the PLO’s overwhelming failure to restrain the radical elements within its areas of control is an insult to Israel and everyone who had placed hope in Yasir Arafat’s ability to deliver the peace.

Mr. President, I am angered that the PLO will be funded in this foreign aid bill, and moreover, with the fewest of strings attached. The PLO is not living up to its end of the bargain, but the United States is rewarding this behavior of murderers, nonetheless. I would venture to say that the PLO has no plans to live up to its bargain. They were created with murder in mind, and they will continue that way.

I must say that I fear for Israel. While we provide aid and comfort for the PLO, Yasir Arafat concludes deals with Hamas, rediverts aid, and continues to support those elements of his own people who are killing all the way to the bank. The United States should be ashamed of itself for giving aid and comfort to these murderers. In the end, though, it will not be the United States that suffers first. It will be, and is, Israel, and its people.

I want it known very clearly, I voted for the foreign operations appropriations bill so that Israel could receive the aid that it needs at this crucial time. It is in no way a vote in favor of aid to the PLO. However virulently against funding the PLO in the manner in which it will be funded, I am not willing to hurt Israel by voting against the entire bill. In fact, I think that it was wrong to link the two aid packages together, because, as myself who support aid to Israel but not the PLO, are put in a difficult position. If one votes to kill the aid to the PLO by voting against the overall bill, he or she also votes to kill the aid to Israel. This is wrong and it distresses me greatly.

Mr. President, I ask to have printed in the RECORD, a letter to me from four grieving mothers, whose children have been taken from them by terrorist acts committed by the PLO, and whose people to which the United States will be providing aid. This letter pleads for extradition by the PLO to Israel of the murderers of their children. I urge my colleagues to read this heartrending letter to further understand the mistake we are committing by providing this aid to the PLO with so few strings attached.

Mr. President, I also ask to have printed in the RECORD, copies of documents that are purported to be from the Palestinian Economic Council for Development and Reconstruction, otherwise known as PECedar. These documents, which I make no claim to their authenticity, highlight a series of alleged economic diversions and schemes by the PLO to divert money in the West Bank to leverage against Israel. Finally, I ask to have printed in the RECORD an article on this same subject by A. M. Rosenthal that details the documents in question.

There being no objection, the material was ordered to be printed in the RECORD, as follows:


DEAR SENATOR: We are the mothers grieving for our precious children, of blessed memory, who were brutally murdered by murderous terrorists from the Palestinian Liberation Organization while they innocently biked the countryside of the land of Israel. We, as mothers, have never been active politically. For years we tirelessly and lovingly dedicated our lives to our children. In one day, our dreams were shattered when we received the bitter news that unconscionable murderers, with their knives in hand, butchered our beloved children.

We turn to you at this critical hour with regard to the granting of financial aid to the Palestinian Authority. We beseech your assistance regarding one specific issue—the extradition of the murderers who were apprehended by the Palestinian Authority and are currently being held in the occupied territories of its citizens in order that they be tried in the courts of the State of Israel.

The State of Israel has turned to the Palestinian Authority and has asked for the extradition of the murderers. However, the Palestinian Authority has refused to comply and transfer the killers of our children to the Israeli authorities.

We are terrified, anguished and distraught by the Palestinian Authority’s refusal to comply. We have turned to the President of the State of Israel, Mr. Ezer Weitzman, who unequivocally stated to us his support of having the peace talks and the Palestinian Authority refuse to comply and extradite the murderers to the State of Israel.

We look upon this issue of the extradition of the savage murderers of our children as simply a political issue, but as a moral issue of the highest order.

The United States of America has been courageously battling terrorism for many years, seeking a new peaceful world. It behooves this great country to insure the extradition of terrorists as a primary condition for the continuation of aid to the Palestinian Authority. Compliance with this matter by the Palestinian Authority will be a true test of the sincerity of the P.L.O., heretofore a terrorist organization, now professing to be a peace-seeking one.

As mothers struggling to cope with the incessant pain and sorrow of our losses, we wish to have a dialogue with members of the Senate. It would be scandalously immoral to provide the P.L.O. with funds as long as they continue to refuse to allow the State of Israel to bring the terrorists to justice.

Dear Senator, your intervention is our only hope. Our children cannot return to us. We dare not compromise their honor. Please accept our heartfelt appreciation for your efforts regarding this critical issue.

Sincerely,

YEHUDIT SHACHOR.
BILHA BACHRACH.
RIFKA FORER.
BATTYA BACHAR.

[From the New York Times, June 12, 1995] On My Mind:

THE P.L.O. PAPERS
AID, CONGRESS AND A MOTHER-IN-LAW

(By A. M. Rosenthal)

Should the United States continue giving hundreds of millions of dollars to the Palestine Liberation Organization, and under what conditions?

Has Yasir Arafat lived up to the existing conditions of American aid? For instance, is all international money distributed through the P.L.O. being used for the economic benefit of Palestinians in areas turned over by Israel? Or has he used foreign help for his own personal and political purposes?

What is going on, according to copies of 28 letters in my possession. They deal with orders from Mr. Arafat’s top finance aide in the Palestinian National Authority to Pecdar, the Palestinian economic development organization, which handles international aid and is supposed to be independent of political direction from Mr. Arafat.
of compliance, to allocate money to such projects as buying a large chicken farm, other land, apartments and companies for P.L.O. notables, enlarging holdings in Jerusalem, and for an expanded propaganda apparatus, the money to be channeled through Mr. Arafat’s mother-in-law.

Pieces of the correspondence have been printed in Israel, but have not surfaced publicly in the U.S. until this column.

The P.L.O. says they are forgeries. The Israeli Government does not want anything to interfere with U.S. aid to the P.L.O., as these letters could, but has been interestingly non-committal about the letters.

The commission also does not want any glitches about U.S. aid to the P.L.O. But American intelligence has been asked to examine the letters by Representative Ben Gilman, New York Republican, chairman of the House International Relations Committee.

I got them from Israeli and American sources who feel the labor Government’s negotiating techniques with the P.L.O. and Syria amount to a giveaway of Israeli security that will not bring a lasting peace but make it impossible.

Israeli officials finger Yigal Carmo, former adviser on terrorism to the previous and current Israeli Prime Ministers, as the source. He denies this. After I showed him the letters a month ago he returned with a reply he said he wished he did not have to make: certain informants in Arab usage gave him pause. Now he says that after consultations with other Palestinian and Israeli specialists, his linguistic questions are answered and the letters are authentic.

Other anti-terrorist experts, who spent four months checking the letters, say they are not forgeries.

Spokesmen for the U.S., Israel and the World Jewish Congress say they believe that the political projects outlined in the letters do not come from their contributions. They volunteered that the money could have come from other contributing nations or that international funding could have freed up more P.L.O. funds for secret political actions.

The letters are not the only question that the House and Senate will have to consider about continuing the $500 million U.S. aid to the P.L.O.

Why has Mr. Arafat not lived up to the condition that P.L.O. eliminate the death to Israel clauses from its covenant? Will he ever stop encouraging Palestinians to believe that the peace negotiations are the final stage of the covenant goal of control over all of what is now Israel? Why have more Israelis died in terrorist attacks since the Oslo agreement than before?

But the basic question before Congress is this:

Will peace be killed by insisting on P.L.O. compliance with conditions already outlined by the P.L.O. and stipulated by the U.S. Constitution? That is what Israeli and U.S. officials say they believe. Or could that make a lasting peace somewhat more possible? (My belief.)

In the Senate, Alfonse M. D’Amato, a Republican, demands proof of P.L.O. compliance on anti-terrorist action and changing the covenant as a price of aid. In the House, Democrats and Republicans have introduced wording that would also reduce aid if any is mispent. Among them are Democrats Elliot Engel and Charles Schumer of New York and Republican Norm D. Long of New Jersey and Tom DeLay of Texas.

That’s one great thing about Congress—there are always members of both parties around to bring you information about which the Administration of the day wants only considerable shut-up.

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PAPAL ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION, (PECDAR).

December 17, 1994.

To the comrade Mohammad Zuhdi Alnashashiby, Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 12.12.1994 No. M-346 requesting the founding of a corporation of the name of corporation of advancing for import and export Palestinian seated in the city of Ramallah which shall be managed by the comrade Jameel Alfarid by the participation of the national Palestinian authority by 60% (six million US DOLLARS) a contact has been established with the comrade Alfarid and the following steps have been taken:

1. The required amount has been shifted to the account of the comrade Jameel Alfarid abroad for covering the financial commercial credits.
2. The receiving bank has confirmed reception of the transfer.
3. We have obtained a written commitment from the comrade Jameel Alfarid that the amount is a deposit in his hands.
4. We request to inform the comrade leader Abu Amar about the details and performance of the matter.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE,

To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PECDAR), Jerusalem.

Greetings of return.

In accordance with the desire of the comrade leader Abu Amar President of the National Palestinian Authority to found a company for importing and exporting Ltd, according to the necessity and in order to ensure full and effective control on the commercial market it has been decided to assign this matter to the comrade Jameel Alfarid with the participation of members of the frame of FATAH in the West Bank in the following manner:

1. To found a company in the name of “the Palestinian advanced company for importing and exporting under the management of the comrade Jameel Alfarid who shall choose such appropriate people from the frame of FATAH.
2. The capital of the company shall be ten million dollars.
3. The National Palestinian Authority shall participate for 60% and its participation shall be registered in the name of sworn members of the frame of FATAH.
4. The central office of the company will be in the city of Ramallah may open branches in any part of the West Bank and Gaza Strip.
5. Please take all necessary steps for full execution of the matter and have us informed.

Respectfully,

Muhammad Zuhdi Alnashashiby,
Finance Minister.

PAPAL ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION, (PECDAR).


To the comrade Mohammad Zuhdi Alnashashiby, Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 28.11.1994 No. MP/39/227 in the matter of founding a general contracting company for importing huge apparatus and construction similar to what is in international companies under the control and management of the comrade Jameel Alfarid, the part of the National Palestinian Authority in the capital being thirty million dollars from fifty million dollars namely a proportion of 60%, we are to inform you the following:

1. The required transfer of the amount has been effected to the account of the comrade Jameel Alfarid according to his request in his personal account abroad.
2. The bank has confirmed receipt of the transferred money.
3. We have taken a commitment from the comrade Jameel Alfarid that the amount is a trust in his hand on behalf of the national Palestinian authority.
4. We do inform the leader comrade Abu Amar the President of the National Palestinian Authority about the matter in the due way.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE,

To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PECDAR), Jerusalem.

Greetings of return.

The comrade leader Abu Amar has communicated to us his wish for the formation of a general contracting company for building and importing of the huge apparatus for building like bulldozers and cars and modern supplies. Since the brother Jameel Alfarid has a wide experience in this field it has been decided to assign to him this matter in the following manner:

1. A limited company shall be founded with shareholders from inland and abroad and it ought to compete with the international companies.
2. The capital of this capital shall be one million American dollar.
3. The company shall be sited in the city of Ramallah.
4. The national authority shall participate by 60% in the capital and its participation shall be registered in the names of men belonging to the cadre of FATAH who are reliable.
5. The approved capital of the company shall be fifty million dollars.
6. The necessary measures shall be taken for a speedy foundation of the company.

Please ensure taking the necessary financial and secondary measures to support the comrade leader Abu Amar the President of the National Palestinian Authority.

Respectfully,

Muhammad Zuhdi Alnashashiby,
Finance Minister.

PAPAL ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION, (PECDAR).


To the comrade Mohammad Zuhdi Alnashashiby, Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 17.9.1994 No. MP/39/155 we inform you immediately that all the measures for the execution of the orders of the comrade leader Abu Amar President of the National Palestinian Authority in the matter of financing the special central computer, in the following way:

1. On the basis of banking arrangements with the brother Dr. Nabeel Sha’ath minister in the Ministry of Planning and International Cooperation, it appears that he prefers to deal with his sons Ali and Maxin in this project.
2. The required informations have been obtained from the sons accounts abroad.
3. There was accomplished the transfer of eight dollars as required.
4. The bank has confirmed receipt of the transfer. Please inform the leader comrade Abu Amar President of the National Palestinian Authority that his orders have been executed in due form.

Respectfully,
Chairman, Palestinian Economic Council, Development and Reconstruction.

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The National Palestinian Authority, Ministry of Finance.

To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PECDAR), Jerusalem.

Greetings of return.

Following our letter of 17.9.1994 No. MP/30/153 and in performance of the instructions, provided therein to the comrades and the management Dr. Nabil Sha'ath, President of the National Palestinian Authority and in pursuance of performing the projects (the comrade Dr. Nabeel Sha’ath) chairman of the Palestinian Economic Council for development and reconstruction, the second project concentrates on the following:

1. The private special central computer: There shall be founded a corporation for the private (or special) central computer in addition to the one which is the National Palestinian Authority.

2. The said corporation shall instruct and counsel the central computer of the Authority in all places of the Gaza Strip. This activity shall further extend to the West Bank and to Jerusalem, capital of the Palestinian State.

3. The capital of the private corporation shall be eight US million dollars which shall be paid by the National Authority immediately to the corporation.

4. The corporation shall immediately appoint the necessary staff from the country and abroad, and they should be highly qualified.

5. The direct managers shall be the sons of Dr. Nabeel Sha’ath, Ali and Mazin, who are experts in this field.

The comrade leader Abu Amar, President of the National Palestinian Authority shows the highest interest in this scientific and technological project and urges to deal with it diligently.

Respectfully,

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P. Zuhdi Alnashashiby.

PALESTINIAN ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION (PECDAR),


To the comrade Mohammad Zuhdi Alnashashiby, Finance Minister—Gaza.

Greetings of return.

Referring to your letter dated 7.10.1994 No. MP/30/305 concerning the development projects which are under the management of the comrade Dr. Amin Hadad one of the pillars of the PECDAR member of the economic delegation which was negotiated in Paris and on the basis of the decree of the comrade leader Abu Amar, the transfer of fifteen million dollars has been effected according to the bank instructions which have been brought to us by him.

We have checked the effective transfer of the said amount to his personal account in due course. Please inform the comrade leader Abu Amar that it has been done according to his wish.

Respectfully,
Chairman, Palestinian Economic Council, Development and Reconstruction.

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The National Palestinian Authority, Ministry of Finance.

To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PECDAR), Jerusalem.

Greetings of return.

On the basis of a decree of the comrade leader Abu Amar, President of the National Palestinian Authority and his full faith in one of the elements of the Palestinian Economic Council for development and reconstruction (PECDAR) and its unrelenting efforts for the setting of the institutions of the Authority, the leader symbol has decided to nominate Dr. Amin Hadad to manage the private project and construction and to appoint the faithful and reliable elements from among the cadre of “Fathi”. In order that the Authority should stay away from these projects the following shall be done:

1. The projects shall have the special stamp “A private or public shareholders corporation”.

2. The foundation of construction which shall be named “The Palestinian corporation for projects and construction” shall build dwelling flats in the city of Ramallah with a capital of fifteen million US dollars.

3. There is no objection in having landowners participating in the said corporation.

4. A financial arrangement shall be provided with Dr. Amin Hadad to pay the appointed amount in a way convenient to him.

5. The properties of this corporation shall belong to the National Palestinian Authority.

We stress that the comrade leader Abu Amar has the highest interest in this matter.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

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P. Zuhdi Alnashashiby.

PALESTINIAN ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION (PECDAR),


To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PECDAR), Jerusalem.

Greetings of return.

In accordance with the instructions of the comrade leader Abu Amar, and whereas it is mandatory to initiate a technological scientific activity in the Gaza Strip and West Bank on a desirable scientific level, it has been decided to bestow this function on the Ministry of Planning and International Cooperation. Dr. Nabil Sha’ath, since these are public and personal projects and they should not contradict the interests of the other party who could exploit them politically in international circles among the donors and the Americans and thus may cause hard problems to the National Palestinian Authority. Therefore, the comrade leader Abu Amar has decided to start as follows:

1. To found a technological architectural corporation having the required qualifications. It will start its activities first of all in the Gaza Strip and the West Bank. To the Arab villages and their suburbs.

2. The said corporation shall deal with instructing and counseling in the architectural and technological matters in the private and public sectors.

---

Chairman, Palestinian Economic Council, Development and Reconstruction.
September 21, 1995

CONGRESSIONAL RECORD — SENATE S14011

3. The capital of the corporation shall be five million US dollars. It may be increased, if necessary, by setting a shareholders corporation with the participation of Palestinians from the country and abroad.

We emphasize that the comrade leader Abu Amar considers the matter of setting the corporation as specially important.

Respectfully,

MUHAMMAD ZUHDI ALNASHASHIBY,

PALESTINIAN ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION (PEDCAR)


To the comrade Mohammad Zuhdi Alnashashiby, Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 20.10.1994 No. MP/30/225 in the matter of the industries and antiques of Naplouse in this project.

Dr. Amin Hadad.

1. He has given a commitment personal to the comrade Dr. Amin Hadad in the manner he prefers for the operation of financing.

2. A Commitment has been obtained from the comrade Dr. Amin Hadad that the said corporation belongs to the Palestinian Authority and that it is a deposit in his hands.

3. You will be informed at the completion of the procedures of financing and reception of the amount and its deposit in the account of the comrade Dr. Amin Hadad soon with the wish of God.

Please inform the comrade Abu Amar president of the National Palestinian Authority on the details of the procedures.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

It is forbidden to read this document without the special authorization of the President.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE.


To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PEDCAR), Jerusalem.

Greetings of return.

In execution of the order of the comrade leader Abu Amar the President of the National Palestinian Authority to bestow on the comrade Dr. Amin Hadad the function of developing industries in Naplouse and mainly the soap industry and the antiques in the city and the neighbouring villages by founding a corporation which will gather all industrials in the city with a capital for an amount of ten million US dollars in which the National Authority shall participate with six million dollars it being 60% of the capital.

We request to take the necessary measures for the setting of this corporation on the aforesaid conditions, The National Authority shall be represented by Dr. Amin Hadad in his name and on behalf of persons from our staff reliable and having a good name.

In accordance with the desire of the comrade leader Abu Amar President of the National Palestinian Authority, the amount of six million US dollars should be diligently paid in a due way.

Respectfully,

MUHAMMAD ZUHDI ALNASHASHIBY,

Finance Minister.

PALESTINIAN ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION (PEDCAR),

November 11, 1994.

To the comrade Mohammad Zuhdi Alnashashiby Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 30.10.1994 No. MP/30/241 concerning the Palestinian corporation for importation of iron and steel Ltd which the comrade Dr. Amin Hadad member of (PEDCAR) instructed to found we are to inform you the following:

1. An understanding has been reached with the comrade Hadad in the manner he prefers for the operation of financing.

2. A commitment has been obtained from the comrade Dr. Amin Hadad that the said corporation belongs to the Palestinian Authority and that it is a deposit in his hands.

3. You will be informed at the completion of the procedures of financing and reception of the amount and its deposit in the account of the comrade Dr. Amin Hadad soon with the wish of God.

Please inform the comrade Abu Amar president of the National Palestinian Authority on the details of the procedures.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

It is forbidden to read this document without the special authorization of the President.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE.

August 12, 1994.

To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PEDCAR), Jerusalem.

Greetings of return.

Referring to your letter dated 20.10.1994 No. MP/30/225 in the matter of the industries and antiques of Naplouse in this project.

Dr. Amin Hadad.

1. An understanding has been reached with the comrade Hadad in the manner he prefers for the operation of financing.

2. A commitment has been obtained from the comrade Dr. Amin Hadad that the said corporation belongs to the Palestinian Authority and that it is a deposit in his hands.

3. You will be informed at the completion of the procedures of financing and reception of the amount and its deposit in the account of the comrade Dr. Amin Hadad soon with the wish of God.

Please inform the comrade Abu Amar president of the National Palestinian Authority on the details of the procedures.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

It is forbidden to read this document without the special authorization of the President.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE.


To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PEDCAR), Jerusalem.

Greetings of return.

Whereas the National Palestinian Authority acts through the faithful Palestinian elements to build and execute the economic projects and to help our people to progress and to be self-sufficient in our local markets and to rely on our products provided by our faithful people, therefore the comrade leader Abu Amar has decided as follows:

1. To set a huge poultry farm on a space of land of ten dounams. The place has already been chosen in the district of Ramallah. It will require the purchase of machines for . . . and whatever is needed by the farmer in order to compete with the international farm.

2. The capital of this farm shall be 1.5 million US dollars at the start.

3. The farm shall be managed by the pressman Mr. Ibrahim Alkarain owner of the review “Alawda” (The Return) and of the Palestinian Press Office Review Alawda, as follows:

1. We obtained all the plans and necessary informations to build and execute the economic project.

2. The pressman Mr. Ibrahim Alkarain owner of the review “Alawda” (The Return) and of the Palestinian Press Office Review Alawda, will manage the farm with the needed materials as the comrade leader Abu Amar high interest in the matter as it will provide work to Palestinians.

Respectfully,

MUHAMMAD ZUHDI ALNASHASHIBY,

Finance Minister.

PALESTINIAN ECONOMIC COUNCIL, DEVELOPMENT AND RECONSTRUCTION (PEDCAR),

September 8, 1994.

To the comrade Mohammad Zuhdi Alnashashiby Finance Minister—Gaza.

Greetings of Return.

Referring to your letter dated 12.8.1994 No. MP/30/85 which includes the decree by the comrade leader Abu Amar concerning the setting and founding of a poultry farm in Beer Zeit (Ramallah) which will specialize in strengthening the Palestinian economy we inform you as follows:

1. We obtained all the plans and necessary informations to build and execute the economic project. we have studied it and have decided as follows:

2. We have contacted the comrade pressman Mr. Ibrahim Alkarain from him the necessary bank informations.

3. The transfer of the required amount has been effected from the “special accounts”.

4. The bank has confirmed to us receipt of the amount and its transfer in the account of the comrade Ibrahim Alkarain.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

It is forbidden to read this document without the special authorization of the President.

THE NATIONAL PALESTINIAN AUTHORITY, MINISTRY OF FINANCE.


To the Chairman of the Palestinian Economic Council for Development and Reconstruction (PEDCAR), Jerusalem.

Greetings of return.

Whereas in accordance with the order of the comrade leader Abu Amar President of the National Palestinian Authority and that his orders have been fully executed.

Respectfully,

Chairman, Palestinian Economic Council, Development and Reconstruction.

We refer to your letter dated 19.11.1994 No. MP/30/226 and are to inform you immediately that all the measures for the execution of the instructions of the comrade leader Abu Amar President of the National Palestinian Authority concerning the financing of the Palestinian Press office Review Alawda, as follows:

1. The necessary informations have been obtained from the pressman Mr. Ibrahim Alkarain owner of the review “Alawda” (The Return) and of the Palestinian Press Office Review Alawda.

2. The transfer has been effected of 2.5 million American dollars.

3. The bank has confirmed receipt of the transfer.

4. The way of transfer is sophisticated and the other party cannot in any way discover the way and style which has been taken in the transfer.

5. We have received an exceedingly important letter from the comrade Remonda...
Referring to your letter dated 25.8.1994 No. MP/30/111 concerning the building of dwelling flats in Arab Jerusalem and its suburbs by decree of the leader comrade Abu Amar and assigning the matter to Dr. Ahmad Tiby with direct responsibility we are to clarify the following:

1. The transfer of the amount of twelve million US dollars in the same way is not easy now.
2. Half of the amount may be transferred immediately (namely six million dollars) and the other half may be paid after a month from today.
3. The comrade Dr. Ahmad Tiby has consented to divide the amount and has affirmed that there is no urgency now and no prejudice will come out of the postponement.

It is forbidden to read this document without the special authorization of the President.

Chairman, Palestinian Economic Council, Development and Reconstruction.

It is forbidden to read this document without the special authorization of the President.

Chairman.
To the Chairman of the Palestinian Eco-

nomic Council for Development and Re-

construction (PECORD)—Jerusalem

Greetings of peace.

Since the National Palestinian Authority,

with the assistance of faithful palestinian

elements, is building various assisting appa-

ratuses, and of strengthening the basis of

the palestinian state to which all aspire with

the help of God in our beloved homeland

while concentrating on the holy Jerusalem

in order to clarify our position there and

intensify our presence in an active and

strong way;

And whereas we don’t want to have this ac-

tivity appear in the name of the National

Palestinian Authority lest it would be ex-

ploited counter for political aims in inter-

national circles by the other party and con-

sequently jeopardize the peace process and

the good name of the Palestinian Authority

in the international circles by the (missing

word) and mainly the American administra-

tion;

Therefore the comrade leader has decided

as follows:

1. To found a land corporation which will

be sited in Jerusalem, which will purchase

lands in East Jerusalem and in the Old City

and only in the name of this corporation.

2. The capital of the corporation shall be

fifteen million american dollars at the start.

3. The manager of the chairman of the

board will be Dr. Ahmad Tiby and the mem-

bers of the board the following:

1. Bassam Tdcel Hameed Alsa’ih, 2. Haj

Faiz tk’ubahidy, 3. Abdu Abu Diyab, 4. The

lawyer Ali Guzlan, 5. Abdel Rauf Abu Assab


We stress that it is the desire of the com-

rade leader Abu Amar that the meetings of

the Board will be the following:

Among the more recent issues that

need to be addressed in the addendum

are the agreement Prime Minister

Chernomyrdin signed last October to

withdraw Russian troops from Moldova

within 3 years, which Moscow now seeks
to nullify by pressuring Moldova for

permanent basing rights. There

have been further coup attempts in

Azerbaijan in which Moscow might

have had a hand as part of its intense

effort to compel Azerbaijan to ship its

oil through a Russian pipeline. Moscow

continues its pressures to unify the de-

fense policies of the newly independent

states, with President Yeltsin person-

ally endorsing the effort just last week.

And so I am offering an amendment

today to require that the report be de-

classified to the maximum extent pos-

sible. The amendment also requires

substitution of an addendum, unclassi-

fied to the maximum extent possible,

updating the information in the report.

Among the more recent issues that

need to be addressed in the addendum

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effort to compel Azerbaijan to ship its

oil through a Russian pipeline. Moscow

continues its pressures to unify the de-

fense policies of the newly independent

states, with President Yeltsin person-

ally endorsing the effort just last week.
which the administration is not pro-
posing to amend in response to Russian
threats to abandon the treaty.

Ironically, the Russians now object.
After having negotiated and signed and
ratified the CFE treaty—they now ob-
ject to its provisions.

So, clearly, the need for a well in-
formed public debate is greater today
than when the Senate voted on this
last year, calling for the President’s re-
port. The amendment I offer would en-
sure that such a debate can take place
in Congress, in the media, and in other
public fora. So I urge my colleagues to
accept, or if not accept, adopt the
amendment.

Mr. MCCONNELL. I thank the Sen-
ator from Maine for bringing up a real-
ly, I think, significant issue, just the
continued presence of Russian troops
in the former Soviet Republics, and
how that intimidates those young de-
mocracies.

So I think the amendment of the
Senator is very well advised. This is
the kind of information, it seems to
me, that ought to be shared. I com-
mend him for his amendment and I am
prepared to support it. I am aware of
no opposition on this side.

Mr. LEAHY. Mr. President, I have
earlier discussed his amendment with
the Senator from Maine. There is much
I find very appealing, for a number of
reasons that he has laid out. There
have been just a couple of questions
raised on this side. I wonder if we
might delay any action just for a few
more minutes.

What I am going to do is suggest the
absence of a quorum, but it will be only
for a very few—I see the chairman may
have something else to say about it.
But I suggest, in a few more minutes
we may be able to resolve this whole
issue. I am sure that would be agree-
able from Madison.

Mr. COHEN. I have no objection.

The PRESIDING OFFICER. The Sen-
ator from Vermont.

Mr. LEAHY. Mr. President, I have
earlier discussed his amendment with
the Senate from Maine. There is much
I find very appealing, for a number of
reasons that he has laid out. There
have been just a couple of questions
raised on this side. I wonder if we
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more minutes.

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absence of a quorum, but it will be only
for a very few—I see the chairman may
have something else to say about it.
But I suggest, in a few more minutes
we may be able to resolve this whole
issue. I am sure that would be agree-
able from Madison.

Mr. COHEN. I have no objection.

The PRESIDING OFFICER. The Sen-
ator from Kentucky.

Mr. MCCONNELL. Mr. President, let
me say in conclusion on the Cohen
amendment, I think Senator KERRY
will be here shortly to, as well, offer an
amendment upon which a rollcall will
be required.

Mr. D’AMATO. Mr. President, I rise
to discuss with the chairman of the subcommittee an issue of importance
regarding the opening of offices for the
Federal Bureau of Investigation and the
Secret Service in the triborder area of
Argentina, Brazil, and Paraguay. This
area has been identified as extremely
dangerous with criminal and
terrorist elements running rampant in
the area. Today’s organized terrorist
and criminal organizations are inter-
national in nature and the presence of
these agencies is of paramount impor-
tance to the security of the United
States and its elected officials. The
subcommittee, in its deliberations saw
the preponderance of these criminal ac-
tivities and appropriated funds for the
establishment and maintenance of of-
ices for both agencies. The bill in its
current form allocates $5 million for
both agencies to establish and main-
tain offices. It is my understanding
that this appropriation is to be split
evenly between the Federal Bureau of
Investigation and the Secret Service,
$2.5 million per agency. I realize that
this was the intent of the sub-
committee and I merely wanted the op-
portunity to ensure that the Record
accurately reflects this appropriation.

Mr. MCCONNELL. Mr. President, the
Senator from New York is correct, and
I thank him for his concern. This
appropriation is intended to fund the es-
establishment and maintenance of offices
for the Federal Bureau of Investigation
and the Secret Service. The intent of
the subcommittee is for these funds to
be split evenly between the two agen-
cies. I understand the ambiguity of the
wording in the bill and I hope this dia-
log will answer any questions or uncer-
tainties.

Mr. D’AMATO. I thank my friend and
colleague for that clarification. I feel
the importance and immediacy of fill-
ing these law enforcement positions
should not be delayed to bureaucratic
debate on the amount of funds awarded
to the different agencies.

Mr. MCCONNELL, Mr. President, I
suggest the absence of a quorum.

The PRESIDING OFFICER. The
clerk will call the roll.

The 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.
THOMAS). Without objection, it is so or-
dered.

AMENDMENT NO. 2724

Mr. MCCONNELL, Mr. President, we
have now cleared the Cohen amend-
ment on both sides. I am not aware of
any need for further debate.

Mr. LEAHY, Mr. President, as I noted
earlier, I support the Cohen amend-
mendment. I wanted to doublecheck with a
couple of people on this side. I appre-
iate the Senator from Maine and the
Senator from Kentucky delaying ac-
tion while we did that. That checking
has been done.

I compliment the Senator from
Maine on his amendment. It is accept-
able on this side.

The PRESIDING OFFICER. If there
is further debate, the question is on
agreeing to the amendment of the Sen-
ator from Maine.

The amendment (No. 2724) was agreed
to.

Mr. MCCONNELL, Mr. President, I
move to reconsider the vote by which
the amendment was agreed to.

Mr. LEAHY. I move to lay aside that amend-
ment offered there has to be unani-
ous consent.

Mr. HARKIN addressed the Chair.

The PRESIDING OFFICER. The Sen-
ator from Iowa.

Mr. HARKIN. Mr. President, par-
lamentary inquiry: What is the situa-
tion before the Senate right now?
Mr. McCONNELL. Mr. President, I say to my friend from Iowa, would he be agreeable to vote on a motion to table his amendment at a quarter to 1? Mr. President, I ask unanimous consent that there be a vote on the Harkin amendment, on or in relation to the Harkin amendment at 12:45.

The PRESIDING OFFICER. Is there objection? The Chair hears none, and it is so ordered.

Mr. HARKIN. I thank the Senator. Mr. President, did I understand the unanimous consent that there would be a tabling motion at quarter to 1 with no amendments to my amendment?

The PRESIDING OFFICER. There is a vote ordered on the amendment or in relation to the amendment at 12:45.

Mr. McCONNELL. I might say to the Senator from Iowa, it would be my intention to offer a motion to table at that point.

Mr. HARKIN. A plain motion to table?

Mr. McCONNELL. Yes, a plain motion to table.

Mr. LEAHY. Mr. President, could we ask unanimous consent that no other motions to amendments be in order?

The PRESIDING OFFICER. Is there objection?

Mr. McCONNELL. I have no objection.

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

Mr. HARKIN. I thank the Chair. I thank the floor managers.

AMENDMENT No. 270

(Purpose: To express the sense of the Senate on the conference report on S. 4, the Line-Item Veto Act)

Mr. HARKIN. Mr. President, I have an amendment I send to the desk and ask for its immediate consideration on behalf of myself, Senator FEINGOLD, Senator DORGAN, and Senator BRADLEY.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:
The Senator from Iowa [Mr. HARKIN], for himself, Mr. FEINGOLD, Mr. DORGAN, and Mr. BRADLEY, proposes an amendment numbered 2725.

The amendment is as follows:

At the appropriate place, insert the following:

SEC. 4. SENSE OF THE SENATE ON THE CONFERENCE ON S. 4, THE LINE ITEM VETO ACT.

(a) FINDINGS.—The Senate finds that—

(1) the line-item veto was a major plank in the House Minority “Contract With America” and has received strong bipartisan support in the 104th Congress;

(2) the House of Representatives on February 6, 1995, passed H.R. 2, the Line Item Veto Act of 1995, on a vote of 294–134;

(3) the Senate on March 24, 1995, passed S. 4, the Separate Enrollment and Line Item Veto Act of 1995, on a vote of 69–29;

(4) the House of Representatives passed S. 4, with the text of H.R. 2 inserted, by voice vote on May 17, 1995, 50 days after passage by the Senate;

(5) notwithstanding the failure of the House of Representatives to request a conference agreed with the Senate amendment, requested a conference, and appointed conference on S. 4 on June 20, 1995;

(6) the House of Representatives appointed conference on September 7, 1995, 168 days after both Houses of the Congress had passed line-item veto legislation;

(7) with the passage of time, it increasingly appears that the Congress may pass and send to the President not only the appropriations bills for fiscal years 1996 but also the reconciliation bill, as amended by H. Con. Res. 67 (the concurrent resolution setting forth the congressional budget for fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002) without first passing and sending to the President a line-item veto bill;

(8) it is now only 9 days until the end of the fiscal year, when the fiscal year appropriation bills need to become law in order to avoid disruption of the Government services; and

(9) the conference on S. 4 still have not met.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) the conferences on S. 4 should meet by September 26;

(2) the conferences should expeditiously resolve the differences between the 2 bills in sufficient time for the House of Representatives and the Senate to consider the conference report on S. 4 prior to the time the President is required to act upon the first fiscal year appropriation bill; and

(3) if the conferences do not complete action on the conference report in time to allow for the House of Representatives and Senate to consider the conference report prior to the time the President is required to act upon the fiscal year 1996 appropriation bills, S. 4 should, to the extent possible, contain provisions making the provisions of S. 4 applicable to the fiscal year 1996 appropriation bills and the 1995 reconciliation bill.

Mr. HARKIN. Mr. President, this resolution provides that the conferences meet on the line-item veto legislation by next Tuesday, September 26.

This sense-of-the-Senate amendment provides that Congress move forward and send the line-item veto legislation to the President expeditiously. It calls on the conferences, as I said, to meet by next Tuesday, and further calls on the conferences to resolve their differences and bring a conference report to the floor in time for the President to use the authority of the line-item veto on the first fiscal year appropriation bills. And if the conferences do not complete action by that time, the amendment provides that it is the sense of the Senate that the conferences should include a provision to make it effective for the fiscal year 1996 bills already signed.

Mr. President, this body passed a line-item veto bill on March 23. The other body passed it on February 6. It was part of their so-called 100-day Contract With America. But we had to wait not 100 days, or 130, or 140, or 150, we had to wait 168 days for the other body to pass it. And we are not much further than we were a half-year ago toward passing a line-item veto.

Mr. President, I must confess, I am a little confused. I thought this was supposed to be priority legislation of the majority party. I thought we needed it now—not next month, not next year, not next decade, but now. And I thought I heard that the line-item veto was too important to take a back seat to partisan politics.

Well, I know what the cynics might say, “Wait a second. I know what is going on here. The majority does not want to hand this new power over to a Democratic President.”

I have to say that could not be the case. After all, on the day that the line-item veto passed the House, the Speaker of the House, Speaker Gingrich said:

It does show our sincerity, I think, that we are prepared to deal with giving President Clinton increased power because we think it is good for America.

On the day the legislation passed the Senate, our majority leader, Senator DOLE, said:

During the 1980’s, opponents of the line-item veto used to say that Republicans supported it only because a Republican happened to be President at the time. With the passage of this measure we hope to dispel that myth once and for all. We believe that any President of the United States, as Chief Executive, should be given more power to reduce Federal spending. . . . Now we are in the majority, and we are prepared . . . to give this authority to a Democratic President.

So, Mr. President, this could not certainly be about party but about partisan politics. This could not be about a Republican Congress and Democratic President. So let us move forward.

Now, Mr. President, I do not think that the line-item veto is a panacea for everything. I had concerns and still have some concerns about it. But I also see the huge job we face in responsibly balancing the budget. I believe the time has come to use all the tools we have. And the line-item veto is one of those tools. We need every effective tool we need out the wasteful spending and cut the pork and not the people. It will help this country reach a balanced budget more easily and hopefully more quickly.

Let me repeat the words of the majority leader.

We all believe that any President of the United States, as Chief Executive, should be given more power to reduce Federal spending. If we cannot control ourselves given more power to reduce Federal spending, then the authority of the line-item veto on the Chief Executive should be given more power to reduce Federal spending. If we cannot control ourselves given more power to reduce Federal spending, then the authority of the line-item veto on the Chief Executive should be given more power to reduce Federal spending.

I believe that the conferences and the congressional leadership owe the American people a proposal that will pass the House and the Senate and be sent to the President so he has the ability
to exercise the line-item veto on appropriate provisions in the 13 appropriations bills that we are now passing. It can and should be done. Let us have a conference report before the House and the Senate by the end of this month so this President can exercise the line-item veto. The majority party has said for so long that they want to give to the President.

Mr. President, I yield the floor.

Mr. FEINGOLD addressed the Chair. The PRESIDING OFFICER. The Senator from Wisconsin.

Mr. FEINGOLD. I thank the Chair, and I especially thank my colleague and friend from Iowa, Mr. HARKIN, who has taken the lead on this. I am delighted to participate with him, along with the Senator from North Dakota, Mr. DORGAN, and the Senator from New Jersey, Mr. BRADLEY, in expressing the sense of the Senate that the conferences on S. 4, the line-item veto bill, should, by expeditiously resolving the differences of the two Houses in time to consider the conference report on S. 4 prior to the President needing to sign the fiscal year 1996 appropriations bills and also this year's reconciliation bill.

If the conferees do not complete action on the conference report in time to allow Congress to consider the report, prior to the President signing of the fiscal year 1996 appropriations bills and this year's reconciliation bill, as the Senator from Iowa pointed out, this amendment further expresses the sense of the Senate that the line-item veto conference report should, to the extent possible, contain provisions making the bill applicable to the fiscal year 1996 appropriations bills and the 1995 reconciliation bill. Simply stated, it would give this President, President Clinton, the opportunity to clean out some of the pork in the bills that we may pass in next few weeks this year instead of having to wait until next year.

Mr. President, the Senate passed S. 4, the Line-Item Veto Act of 1995 on March 23, many months ago. A few weeks earlier, in early February, the other body had passed their own version of this important legislation. And this was trumpeted quite loudly throughout the country as one of the leading items in the so-called Contract With America. For something other than an emergency appropriations bill, that was very rapid consideration, and that was not until last week that the other body finally appointed conferees that target these very budget practices that tend to load up our bills with pork and they cannot be eliminated because of the lack of a line-item veto. I was especially pleased that an amendment we offered to the line-item veto bill relating to emergency appropriations was also included in the Senate version of the measure. So this also is dependent on moving quickly on the line-item veto issue.

Senator MCCAIN is committed to budget reform. And I believe many of his Republican colleagues in this body share that commitment. I believe that they are ready and willing to provide President Clinton with the line-item veto authority in time to exercise it during this budget cycle.

However, Mr. President, as I noted, it was not until last week that the other body finally appointed conferees that allowed Congress the opportunity to come to an agreement on this important issue and give this President, President Clinton, the flexibility that he needs to shape this Federal budget. With the fiscal year almost at an end, and work on various appropriations bills and reconciliation measures continued to move forward. In the next few weeks, this delay in hammering out a line-item veto measure may well jeopardize our ability to provide President Clinton with this very important additional authority.

This amendment, we are offering today speaks to this very issue by expressing the sense of the Senate that if a new line-item veto authority is created, that this President be able to act on that authority on this year's appropriations and this year's reconciliation bill.

This amendment allows Members to go on record to refute those who would suggest that the line-item delay is partisanship. And in doing so, it also expresses clear support to allow the President to begin to exercise the kind of specific budget pruning that many of us feel is a necessary response to the budget abuses that do persist in this year's appropriations bills. Mr. President, the line-item veto bill did not end in this place on November 8. I have a suspicion it increased over the 103d Congress. Just last month, my friend and colleague, Senator MCCAIN, who has authored a number of pork barrel measures into a group of porksters, took to the floor and specifically identified a number of problems with the fiscal year 1996 defense appropriations bill. He mentioned an appropriation of $20 million to fund an unauthorized transfer of federally owned educational facilities on military installations to local education agencies.

He mentioned a transfer that was not even reviewed by the Armed Services Committee. He mentioned a $1 million earmark for the marine and environmental research and training station, also unauthorized, and he mentioned that this is contrary to the wishes of the Navy. Senator MCCAIN also mentioned the granting of authority for the Coast Guard to draw $300 million from the defense business operations fund, a new authority that I informed was not considered by the Armed Services Committee. So, Mr. President, there are many examples, but these are good examples of the kinds of provisions that could and should be eliminated with the appropriate application of the line-item veto, and there are equally good candidates for line-item veto review by the President in other appropriations bills as well.

I do not think any fairminded person would suggest that this year's crop of appropriations bills are especially pure of legislative mischief that the line-item veto authority should be postponed until next year. There is plenty that needs to be taken out now. That should be reason enough to act on a line-item veto in a timely manner, but I also believe there is another, possibly more important reason for acting quickly, and it goes to the heart of the original line-item veto debate.

Mr. President, I supported the line-item veto measure as it passed this body, and hope to support a conference committee agreement as well, but the question is a very close one for me. I have deep concerns about the potential abuse of an overly expansive line-item veto authority.

In Wisconsin, we have seen the abuse of an overly broad veto authority by a number of Governors, and it is safe to say that no one anticipated the extent of those abuses when the line-item veto authority was first contemplated. Mr. President, I understand Governor Thompson has used the veto authority not only to rewrite entire laws, but to increase spending and increase taxes.
Mr. MCCONNELL. The Senator from West Virginia will have the last 5 minutes before the vote, at which point I believe the President must be recognized to make a motion to table.

Mr. HARKIN. Reserving the right to object, since we have about 20 minutes left for debate, I wonder if we can at least equally divide whatever time is remaining.

Mr. MCCONNELL. I think that will be fine, divide the remaining time until 10 minutes to 1 evenly.

The PRESIDING OFFICER. The Senator from Iowa says, “Let’s buy blimps,” without a hearing on why we need blimps to defend America, maybe someone can get out a veto pen and say, “I’m sorry, in the interest of the American taxpayer, that is something we ought not do.” That is why a line-item veto makes sense; you can go into those bills and do it.

In the recent defense bill, they resurrect star wars. They have $300 million to build a new star wars project with an accelerated deployment in 1999. The President says, “That does not make any sense. In my judgment, it is an abysmal waste of the taxpayer’s money.”

If the President had the line-item veto, the President could go into that appropriations bill and veto the line for star wars. Veto the line that says, “Let’s spend $300 million we don’t have to buy something we don’t need.”

I would like the President to have that veto power. Why does he not have it? Because we have a lot of folks who are stalling and foot dragging. They talk about the line-item veto, but they really do not believe in it. Had they believed in it, they would have brought that back from conference.

Mr. President, do you know something? They have not even been to conference—have not even been to conference. Month after month after month they roar and bellow around here having press conferences and all kinds of charades on the steps of the Capitol talking about what they stand for, what they fight for. The fact is, what they fight for is evident on the floor of the Senate and the House. They do not fight so much for the line-item veto. Apparently, they would be willing to pass it and talk about it, but they are not ever willing to go to conference.
The Senator from Iowa is saying, let us get this thing to conference, get it back and get it done. If you believe in it, as you say you do, join us, let us finish the job. Let us give this President the opportunity with the line-item veto to write a line through some blimps, strike a line through some star wars, get rid of some trucks, yes, even get rid of a few submarines that this country does not need and is now going to apparently ask the taxpayers to pay for it.

That is why we should have the line-item veto. I hope we adopt the amendment Senator HARKIN offers. I intend to support it.

Mr. President, I yield back the remainder of my time.

Mr. MCCONNELL. How much time do I have, Mr. President?

The PRESIDING OFFICER. Ten minutes.

Mr. MCCONNELL. I yield 8 minutes to the distinguished Senator from West Virginia.

The PRESIDING OFFICER. The Senator from West Virginia.

Mr. BYRD. Mr. President, I thank the distinguished Senator from Kentucky [Mr. MCCONNELL].

Mr. President, I was not informed that there was about to be a time limitation on this amendment. I just happened to be eating one of those "coal miner's steaks," one of those bologna sandwiches, downstairs in my office when I heard the booming voice of my friend from Iowa, Mr. HARKIN, coming across the TV screen advocating this piece of foolishness.

I was somewhat surprised that nobody had called me to see if I had any objections to limiting the time on this amendment. I think everybody in the Senate, including all the staff, knows that I do not enter into time agreements on line-item veto amendments or constitutional amendments to balance the budget.

Nevertheless, "the moving finger writes, "having written, moves on," so we are limited as to our time.

I hope that the Senate will table this silly amendment and do so with an overwhelming vote. Number one, the Senate should not be trying to tell the other body what it should do. Under the Senate rules, Senators on this floor are not supposed to criticize any Member of the other body or criticize the other body concerning its work. Certainly, we are not supposed to attempt to intrigue, in any way, the other body as to how it should act.

Now, we are going to get ourselves into a situation where, in the House, they will be making speeches critical of the Senate or adopting measures that the Senate has rejected, as this amendment would instruct House conferees. I think we ought to be very careful about floor action or debate that can disturb the comity between the two Houses.

It has two ways. This rule is a good rule.

Secondly, Mr. President, this is truly a political maneuver. I want, as much as anybody, to oppose many of the efforts being made by Senators on both sides of the aisle, and Members on both sides of the Capitol, to cut or emasculate vital programs. Some programs need to be cut. Some funding programs need to be reduced. Some programs, perhaps, need to be eliminated. But I think that we are going too far in some of the things that are being advocated by the party that is now in control of both Houses.

I expect to see the President use his veto on occasions when merit would require it. I will be among the foremost in defending some of the programs that stand to be cut or in opposing misguided policies. As ranking member on the Senate Appropriations Committee, I am confronted with such problems every day. So I am not at all happy with some of the actions that are taking place around here.

But this amendment is a political move. I do not think it is a very worthy one. It is never worthy to play politics with the Constitution of the United States. I will say it this way. I have great respect for the Senators who are advocating this approach. Their intentions are good. But I must say that I am surprised at some of those who are advocating it. I am under the impression that some of the supporters of this amendment have been against the line-item veto in the past. Yet, now they, apparently, are advocating for it, Senator President be given the line-item veto.

I do not advocate that any President be given the line-item veto. I was against it when Mr. Reagan was President. I was against it when Mr. Bush was President. I am against it now that Mr. Clinton is President. I do not think it is appropriate for us on the Democratic side to advocate giving this President, President Clinton, a line-item veto.

In the final paragraph, the amendment advocates or proposes that the Senate, under the Democratic side to advocate giving this President, President Clinton, a line-item veto.

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The Senator from Iowa is saying, let us finish the job. Let us give this President the line-item veto. We cannot change the Constitution of the United States by legislation—resolution of other Senate amendments. Now, that is the sense of the Senate and the House and the amendment and, therefore, it will not have much impact anyhow. However, it is the wrong direction in which to move.

Mr. President, Nero, the Roman Emperor who reigned from 54 to 68 A.D., was condemned by the Senate. When he heard that the Senate had passed a decree condemning him, he fled. He was in the company of one of his servants and two or three friends, and they fled to a country house, where he sought to remain hidden from the Senate. When he heard the sound of horses' feet approaching—bearing the Senate-appointed enforcers of the execution decree—he tried to get one of those persons who were with him to die first so as to show him—Nero—how to die, and thus give him the courage to die. But he had no takers. So when the horses' hooves sounded louder and louder and were almost upon him, he put a dagger to his throat and said, "I die shamefully."

Mr. President, the day that the Congress hands to the President the line-item veto, the Congress will put a dagger to its own throat and it will "die shamefully."

I hope that the manager of the bill will move to table this iniquitous amendment and that it will be tabled overwhelmingly.

Mr. MCCONNELL. Mr. President, I will soon move to table the Harkin amendment and ask for the yeas and nays.

The PRESIDING OFFICER. The motion is not in order until the Senator has utilized his time.

The Senator from Iowa.

Mr. HARKIN. I thank the Chair. I understand the opposition of the Senator from West Virginia, which has been long, constant, consistent, and eloquent. I understand that.

However, I point out that some of the words he used, like "foolish" and "silly" and all that—I simply point out, Mr. President, that on August 1 of this year, the Senate passed a similar resolution, stating it is the sense of the Senate that the Speaker of the House should move to appoint conferees on S. 4 immediately so that the House and Senate may resolve their differences on this important legislation.

That resolution passed 83 to 14 in this body.

Mr. BYRD. Will the Senator state whether or not it had my vote?

Mr. HARKIN. Of course, it did not have the vote of the Senator from West Virginia. I wanted to point out that it was a sense-of-the-Senate resolution. It dealt with the Speaker of the House. We have done this before many times. It passed 83 to 14. I also point out to the Senator from West Virginia that...
there was a 30-minute time limit, also, on that resolution on August 1. So we operated under a 30-minute time limit at that time.

Mr. President, again, this is similar to the Dorgan resolution of August 1. It passed 93-0.

All we are saying in this resolution is, wait a minute, it is time for the conferences to meet.

Now, I have been informed that there is maybe tentatively possibly a meeting of September 27, not that it has been published or anything like that. I hope that takes place.

I hope we pass this overwhelmingly so that the conferences will get these instructions to meet and to report the bill expeditiously back to the Senate and the House so that the Senate and House can work its will and send this on to the President.

Again as I said, Mr. President, I may also have misgivings about line-item vetoes, but I think the time has come because of the great deficits we are operating under that we need to give this President the line-item veto.

I could not agree more with the Senator from North Dakota when he said it just looks as though the majority party is trying to hold this up so that the President cannot line-item veto some of the pork, some of the profligate spending, some of the wasteful spending, that is in these appropriations bills. The time to give the President the power is now.

This resolution is very similar in tone and in verbiage to the resolution that passed here on August 1 by 83-14. We should not back down. We should continue the effort. We should demand that the conferences meet. We should get this bill before us and give the President the line-item veto that he needs to cut some of the wasteful spending out of this bill.

Mr. FEINGOLD. How much time is remaining?

The PRESIDING OFFICER. Thirty seconds.

Mr. HARKIN. I yield 30 seconds to the Senator from Wisconsin.

Mr. FEINGOLD. I thank the Senator from Iowa. I have a lot of misgivings about any notion of a constitutional amendment for a line-item veto and would oppose it.

However, what passed the Senate was a 5-year sunset line-item veto. I think we are going to have this experiment anyway, since that is going to be an outcome of the 104th Congress, get on with it, and let this President have that opportunity.

Mr. MCKINNELL. Mr. President, I move to table the amendment, and I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The PRESIDING OFFICER. The question is on agreeing to the motion to table the amendment No. 2725 offered by the Senator from Iowa [Mr. HARKIN].

The yeas and nays were ordered.

The result was announced—yeas 76, nays 24, as follows: [Rollcall Vote No. 455 Leg.]

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The motion to lay on the table the amendment (No. 2725) was agreed to.

Mr. MCKINNELL. Mr. President, I move to reconsider the vote by which the motion was agreed to.

Several Senators addressed the Chair.

The PRESIDING OFFICER. The majority leader.

Mr. DOLE. Mr. President, first let me make a general statement.

As Members on both sides know, we are trying to work together so we can finish all the appropriations bills by next Saturday on the 30th. I do not think there will be a Saturday session this week because, frankly, some of the Members who would have to manage the bills are not here. We have not had much success in working out that Saturday session. So I would hope that we can keep the Medicare amendments home in any event because, and others, off the bill. But if they have to be offered, do not come around next week to me and say, “Why can’t we go home?” So I will just leave it up to whatever. We probably will not go home in any event because maybe it does not make any difference.

AMENDMENT NO. 2167

Mr. DOLE. Mr. President, I want to make a few comments about the Dole-Helms amendment offered yesterday. Our amendment will save money, make government more efficient, and better protect American interests overseas. The Foreign Affairs Reinvention Act of 1995 streamlines and consolidates U.S. Foreign Affairs agencies. Our amendment builds on the work the Senator HELMS and his staff in their months of effort to reduce bureaucracy, and reinvent the international agencies for the U.S. Government.

In July, the Senate considered S. 908, the Foreign Affairs Reinvention Act of 1995. At administration prodding, Democrats filibustered the bill. The Senate fell five votes short of invoking cloture on two successive votes on August 1. Because of the lack of Democratic willingness to allow consideration of reorganization legislation, I was forced to return S. 908 to the Senate Calendar.

During debate on S. 908, Democrats conceded the need for reorganization. Secretary Lieberman said:

Senator Helms and his committee, I say, have acted on sound impulse, which is that we do need to do a searching reappraisal of the way we conduct our foreign policy in the post-cold-war era. The committee has produced a coherent new architecture for our Foreign Affairs agencies.

Democrats supported reorganization, but they expressed concern over Congress mandating the details of reorganization. Give the President flexibility they said. Senator KERRY of Massachusetts, for example, said:

All we are suggesting is give the President a mandate from the Congress to make the cuts, but allow the President to determine exactly how they are going to be made.

Mr. President, that is exactly what the Dole-Helms amendment does.

The amendment requires the President to submit a plan in 6 months with the following guidelines:

Achieve cost savings of $3 billion over 4 years; Abolish at least two of three major Foreign Affairs agencies; and Specify how the consolidation of government more efficient, and better streamlined bloated bureaucracies and eliminates duplication. It increases the control of the Secretary of State over the conduct of American foreign policy. That is why five former Secretaries of State from Henry Kissinger to Jim Baker endorsed Senator HELMS’ original effort. The Dole-Helms amendment also meets the stated concerns of Senate Democrats about Presidential flexibility in reorganizing Foreign Affairs agencies.

The scaremongers in the administration claim reorganization is a ploy by
isolationists—some kind of veiled effort to help America withdraw from the world. Nothing could be further from the truth. Our plan is a way to better support American engagement in the world. Five Secretaries of State are not isolationists and would not endorse plans that diminished America’s ability to protect its global interests.

After sitting on the budget sidelines all year—we have had all this talk about line-item vetoes since March; we have had this all year long—the administration now says funding cuts will impede American diplomacy. Yet the best way to avoid deep cuts in programs is to save money by reducing duplication and by streamlining bureaucracy. I do not want to complicate action on Senator MCCONNELL’s legislation. Much of this plan is consistent with legislation proposed by Senator MCCONNELL earlier this year.

We have tried to reach agreement with other Senators, and I believe the Senate should know what offer has been made and rejected. Senator KERRY yesterday suggested he would support an agreement along the following lines: Pull the amendment from this bill; bring up freestanding legislation which requires the President to submit a proposal to abolish only one agency—only one agency; vote after 4 hours of debate; release all 15 State Department nominees currently on the Executive Calendar; resume the normal business of the Foreign Relations Committee on nominations and treaties.

Mr. President, that is a very fair deal. No one guarantees the outcome of the vote or the outcome of the conference or the eventual fate of any conference report. Nominees would be confirmed immediately, like today, or whenever we had the vote, and more would be reported to the Senate. Unfortunately, after Chairman HELMS indicated his willingness to accept the terms proposed by Senator KERRY, the White House and One State Department official said, “There’s nothing in that deal for us.”

I must say we also made inquiries, I made inquiries to the White House, saying this seems to be a reasonable proposal to me to have all these Ambassadors confirmed, talking about eliminating one agency. I thought it was a rather reasonable effort. We would do it freestanding. It would have to go through the House. The President could veto it if he wished. There are all kinds of options the President has.

So it would seem to me that the partisanship out of the White House and State Department does not serve our country well and only jeopardizes important issues from Ambassadors to China, Indonesia, Panama, and other critical countries to ratification of the START II treaty.

I do not know if President Clinton knows what his advisers turned down because he has not been in town much the last few weeks, but I do know that 15 nominees and their families know what has happened. They ought to know what has happened and they ought to know who turned it down.

I do not know why the Clinton administration would want to keep gridlock going on foreign affairs. I do not know why they are now afraid of the reorganization proposal by Secretary Christiane Amanpour. I hope they quit saying “no, no, no” and begin to engage honestly in the legislative process. If they have a counteroffer, let us hear it.

So it would seem to me, if the President had this information, he would be saying, “Take the KERRY proposal.” Let us set it aside, take it off this bill, and have 4 hours of debate. I hope the President would weigh in; if not, the Vice President, or, if not, somebody in the administration. I think we have made a lot of agreements around here, and I certainly think this is a very reasonable effort—one agency, freestanding bill, 4 hours of debate. It has to go to the House. The President can make a counteroffer to my amendment and it may put the floor back immediately. The other nominations pending in the Senate go back through the orderly business and come back to the floor.

So I would hope there could be some disposition because I know the Senator from North Carolina shares the view of the Senator from Kentucky. We want to get this bill finished. We want to finish the bill this evening. Then we want to take up the District of Columbia appropriations. It is appropriate that we move forward with State-Justice—if not, VA/HUD. And there is one other one floating around out there somewhere, but it is a major one.

So I would just hope that we could resolve this issue. I know the manager wants to move very quickly. There are other relevant amendments. But I must say—and this is a relevant—amendment—if we are going to continue to have a lot of amendments that we do not want to have with this bill, then I think we can do it. I do not know what the managers have in mind. But hopefully we can complete action by early this evening.

The PRESIDING OFFICER. The Senator from New Jersey.

Mr. BRADLEY. Mr. President, I wanted to just take a moment to offer my congratulations to Senator MCCONNELL and Senator LEAHY and the Appropriations Committee for presenting the Senate with a useful and constructive foreign operations bill. Unlike the President, Mr. President, I thought that with respect to possible agreements or nonagreements. I thought that Senator DOLK made a very fair summary of most of the journey that the discussions have traveled. But I think there is one incorrect judgment made, and that is whether or not I had at any time signed off on what was a negotiation in progress, and in fact as part of the negotiation we had proposed that the START treaty be permitted to come to the floor of the Senate as that was a part of our foreign aid and defense-related bills that have come to the Senate floor in this budget cycle, this bill tries to be forward looking and positions America to continue to play an important role in the world.

The committee, under the leadership of Chairman MCCONNELL and the ranking member, Senator LEAHY, was able to work within a tight budget constraint and still find extra funding for the truly essential programs for America in this present commitment. One committee out of the former Soviet Union and Eastern Europe where the committee increased funding from the House levels by $125 million for the NIS assistance and $11 million for Eastern Europe and the Baltic States. Now, of course, it is up to the administration to use this money on good programs that help the people of the NIS, Eastern Europe, and make sure that we get this money for American consultants.

The committee also managed to squeeze out an extra $37 million to combat drug trafficking. Mr. President, I have the committee’s action on international financial institutions. Every $1 of U.S. assistance to these institutions results in $20 of donor support for developing countries. So I was very pleased to see the committee find almost $200 million over the House level.

These are just a few examples of the way Senator MCCONNELL and Senator LEAHY and their committee staffs and their committee were able to do more with less. In light of the overall reduction in foreign aid programs and primary care programs for children in developing countries, I would urge the administration to use this flexibility the committee provided to adequately fund these programs.

Again, Mr. President, I would like to offer my congratulations on a job well done to Chairman MCCONNELL and his ranking member, Senator LEAHY.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. KERRY. Mr. President, the distinguished majority leader said he would be back in a moment. I know Senator HELMS was here a minute ago. I would like to make sure the RECORD accurately reflects where we have traveled with respect to possible agreements or nonagreements. I thought that Senator DOLK made a very fair summary of most of the journey that the discussions have traveled. But I think there is one incorrect judgment made, and that is whether or not I had at any time signed off on what was a negotiation in progress, and in fact as part of the negotiation we had proposed that the START treaty be permitted to come to the floor of the Senate as that was a part of our foreign aid and defense-related bills that have come to the Senate floor in this budget cycle, this bill tries to be forward looking and positions America to continue to play an important role in the world.

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These are just a few examples of the way Senator MCCONNELL and Senator LEAHY and their committee staffs and their committee were able to do more with less. In light of the overall reduction in foreign aid programs and primary care programs for children in developing countries, I would urge the administration to use this flexibility the committee provided to adequately fund these programs.

Again, Mr. President, I would like to offer my congratulations on a job well done to Chairman MCCONNELL and his ranking member, Senator LEAHY.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. KERRY. Mr. President, I wanted to just take a moment to offer my congratulations to Senator MCCONNELL and Senator LEAHY and the Appropriations Committee for presenting the Senate with a useful and constructive foreign operations bill. Unlike the President, Mr. President, I thought that with respect to possible agreements or nonagreements. I thought that Senator DOLK made a very fair summary of most of the journey that the discussions have traveled. But I think there is one incorrect judgment made, and that is whether or not I had at any time signed off on what was a negotiation in progress, and in fact as part of the negotiation we had proposed that the START treaty be permitted to come to the floor of the Senate as that was a part of our foreign aid and defense-related bills that have come to the Senate floor in this budget cycle, this bill tries to be forward looking and positions America to continue to play an important role in the world. 
freestanding bill, but it allowed no amendments. And we had a number of
Members on our side who were obviously, as I think anybody would be here,
concerned about this thing being presented fait accompli without the ability to be able to amend it.

So that was also under discussion at the time, and we never had any clouture with respect to this. In fact, I have never had any sort of final conversation with either Senator HELMS or his staff. Also true, however, that the administration did signal back directly to Senator DOLFI as well as to Senator HELMS that some form of whatever was under discussion was not acceptable, and that I am aware of, and that message was indeed conveyed.

Mr. DODD. Will my colleague yield for a point?
Mr. KERRY. I am happy to yield.
Mr. DODD. Mr. President, I appreciate the way Senator DOLE and my colleague from Massachusetts is making.

I just wanted to ask my colleague from Massachusetts as well if he would not agree with me, having listened to the remarks, with all due respect, talk about the families of these nominees who are now being held up because we do not agree to this formulation that he has presented, that it was in fact the very hords that were put on those nominations—this is almost October—back in July. If we are going to express sympathy for these families of the nominees, let us not try to blame the Clinton administration or Democrats here who have a legitimate substantive concern. I would have just, you know, a gargantuan impact in the capacity of this country to affect its foreign policy around the world.

Now, I am prepared—certainly speaking just for myself, this Senator—if we could find a way in God’s will to get to the last discussion that had we suggested that there was some problems with the numbers. And we wanted to try to come closer to the House structure on numbers.

Now, I believe that if we were to embrace the House structure on numbers, we could conceivably proceed forward. But there did not even seem to be a response to that. So we had no sense of whether or not that might be possible.

Mr. McCONNELL. Will the Senator from Massachusetts?
Mr. KERRY. I will be happy to yield.
Mr. McCONNELL. Does the Senator from Massachusetts support the underlying bill?
Mr. KERRY. Apart from this?
Mr. McCONNELL. Yes. Would you like to see it become law?
Mr. KERRY. I think the rest of the bill is, generally speaking, acceptable.

Mr. McCONNELL. One of the concerns I have for the President indicated to me yesterday in conversation that the President is going to veto this bill if the HELMS amendment on reorganization is in this bill.

Now, I personally support, in concept, what the Senator from North Carolina is trying to do.

What I am mystified by is why it is not possible, on the assumption that my friend from Massachusetts and other Democrats support this bill, why it is not possible for an agreement that would take this issue off of this bill and have it dealt with free standing. It seems to me it serves everybody’s interest, the Senator from North Carolina, the Senator from Massachusetts. Certainly it serves my interest, because I would like to see this bill become law.

I am mystified as to why we are not able to work out an agreement, particularly since the Senator from North Carolina generally offered to allow—how many nominees?

Mr. HELMS. All of them.
Mr. McCONNELL. All of them, whatever nominees may be currently pending in the Foreign Relations Committee to go forward. I am stunned that we cannot reach an agreement here because it seems to me the agreement that has been suggested serves everyone’s interest.

Mr. KERRY. Well, I know that the Senator from Kentucky is not easily stunned. So I understand that this must be one of those major legislative brouhahas. But I am not sure that it really is. I do not think it is that stupefying. At this moment in the administrative process, a consolidation in a format that the administration does not accept at a level of reduction that the administration does not accept is not going anywhere.

Mr. McCONNELL. Right.

Mr. KERRY. But if, merely because the chairman holds up all the nominations, and then attaches himself to a bill that his colleagues on his side of the aisle want very badly, all of a sudden we on this side of the aisle are supposed to give up our legislative prerogative and reward the holding of hostage of all of these ambassadors with the creation of a legislative agenda that is contrary to the administration’s interests, I do not find it very puzzling why people would oppose that.

Mr. McCONNELL. Would the Senator yield?
Mr. KERRY. Yes.
Mr. McCONNELL. You would not be giving up a thing. Presumably, as a freestanding measure, the President would veto it and it would not become law. You would not have lost a thing.

Mr. KERRY. Well, I know that the Senator from Kentucky is not easily stunned. So that was also under discussion at the time that the administration does not accept at a level of reduction that the administration does not accept is not going anywhere.

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vote for a one-agency abolition requirement. But the Senator seems completely unwilling even to embrace the notion that we would move closer to the structure of the House on numbers or we could agree to have the START treaty as the floor. Mr. HELMS. Mr. President, I object to the thrust of the Senator’s comments.

Mr. KERRY. Mr. President—

The PRESIDING OFFICER. The Senator from Massachusetts has the floor. Mr. HELMS. Mr. President, I have always been willing to yield, by an appropriate request, to a colleague. I would be happy to yield.

Mr. HELMS. No. I thank the Senator for his generosity, but I want the floor in my own right before I begin to discuss what the real facts are.

When the Senator is ready to yield the floor, I want the floor.

Mr. KERRY. Well, let me ask the Senator from North Carolina, if I may. I would like the Senator, is it not a fair representation on my part that the Senator seems to be concerned that there are more numbers in the House than in the Senate?

Mr. HELMS. That is correct. That part of it is correct, yes.

Mr. KERRY. So it is correct then that the Senator is appropriately representing that there has always been a difference in the amount of money that we have been willing to embrace as appropriate for a mandated reduction.

Mr. HELMS. But the amount in question depends on which of the conversations the Senator is referring to.

Mr. KERRY. Well, let me ask the Senator—

Mr. HELMS. With all due respect, Senator, you have been all over the map with what you have been saying.

Mr. KERRY. I am happy to have it right, and I want it to be very clear to everybody, then there cannot be any question about any conversation.

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Mr. HELMS. What is a moving target?

Mr. HELMS. That is precisely what it is, a moving target.

Mr. KERRY. Beg your pardon.

Mr. HELMS. The Senator has been a moving target from the very beginning.

Mr. KERRY. Let me say to my friend from North Carolina, there was a conversation early on between Senator LEARY, and we subsequently engaged in a conversation. I do not think I had any late-in-the-day conversations at all yesterday. The entire discussion was in the morning and in the early afternoon. I came over immediately and saw your able assistant that there were concerns by other Senators being expressed, and those concerns entailed whether or not we could get the full agenda of the committee liberated, and I specifically mentioned not just the START treaty but also the CWC treaty.

We were told the CWC treaty was out of the question, but the START treaty we would see. I never personally had a response with respect to the START treaty, and I do know that the administration in between that had made it clear to the Senator that the numbers were simply unacceptable.

It seems to me that the key here is to try to see whether or not we could get an agreement on the numbers. I think we have an agreement on the rest of the framework. I am prepared to vote for a consolidation requirement—always have been; I was in the committee. But the issue is whether we are going to do it under a stricture of numbers that are so draconian that we are leaving no discretion and no capacity for the Department itself to operate properly.

And facing that, it is not appropriate for us to be concerned about creating a freestanding entity that then could go over to the House—for instance, it could go to the House, and it could then be attached to the authorization bill in the House. The authorization bill could be what comes back, and we are faced with sort of this same round robin, unless there is some meeting of the minds.

Mr. President, I will be happy to see if we can engage in some discussion on that. In the meantime, I am prepared to yield the floor.

The PRESIDING OFFICER. The Senator from North Carolina.

Mr. HELMS. Mr. President, the exchanges on this floor sometimes may sound a little more heated than they really are. My reaction to some of the things that have been said is more amusement than anything else.

It is a fact that Senator PELL did not want to manage the State Department reorganization bill offered by the Senator from North Carolina and approved by every Republican Senator.

It is also true that after Senator PELL with other Republican Senators on the Democrat side came to me and told me what a great bill this was. In addition to that, I do not think the Senator from New Jersey [Mr. BRADLEY], will object to mentioning the conversation we had at a dinner sponsored by the Senate wives. He came over to the table where Dorothy Helms and I were seated with others, and said, “That’s a great bill. I want to help you with it any way I can.” I did not realize, until Senator PELL, my good friend, one of the kindest, most gentle men I have ever known, advised me that Senator KERRY was his designee to oppose my bill, and I think Senator PELL will verify what I have just said.

Mr. PELL. Will the Senator yield for one correction?

Mr. HELMS. Certainly.

Mr. PELL. I yielded to the Senator from Massachusetts not to oppose but to manage the bill. There is a difference.

Mr. HELMS. All right, I accept that. I understood it the other way. But if the Senator remembers it that way, that is fine. I have no quarrel with Senator PELL. He is a thoroughbred gentleman. Always has been, always will be.

The moment that we began discussion of the State Department reorganization bill, which by the way, Mr. President, let me reiterate, five former Secretaries of State came before the committee or wrote to the committee, or both, and say, in effect, this is the greatest thing since sliced bread, it needs to be done. As soon as the markup, as we call it, began, there was one protest, one suggestion after another. I do not know how many times the distinguished Senator from Massachusetts and I went to the back room. We recessed the committee; he would make a proposition, and I would agree to it.

Then someone would insist on another concession, and another and there would always be something else, and I suggested changing that is the way it has been on this floor each time legislation comes up regarding State Department reorganization.

The truth of the matter is, Mr. President, the State Department does not like this bill—well, half of the State Department. You would be surprised, Mr. President, at how many State Department people tell us privately that they want this bill. The opposition from the bureaucrats has been vociferous because they do not want to lose their well-paying positions.

Here you have, for example, the Agency for International Development,
the foreign aid giveaway program, if you please, which has lobbed everybody in sight. They had a session down at the National Press Club where they engaged in personal ridicule. Brian Atwood for example said, “Well, Helms drew up his reorganization plan on the back of an envelop.”

Immediately the media came to me: “Did you hear what Brian Atwood said?”

“Well, yes, I did.” I acknowledged.

“That is your response?”

I said, “Abraham Lincoln did pretty well on the back of an envelop. I hope I do one-tenth as well.”

That is the way it has been.

The Vice President is in charge of reinventing Government and has done so with much fanfare. He pledged that “we are going to do this, and we are going to do that.” I myself talked with the Vice President on the telephone and said, “Mr. Vice President, let’s work something in this thing.” All we got was a little bit of doubletalk and to this day—to this day—not one scintilla has come from the reinventing office. I will tell you what they reinvented up there, or down there. They have reinvented a horse and buggy, and that is about all.

Senator KERRY came on the floor back in July—July 31. There was a concerted effort from the Democrats: “Don’t vote for cloture,” they intoned, including the three Senators—four Senators actually—who told me what a great bill it was. But not one Democrat, except the distinguished ranking member of the committee, voted for cloture. And I do not want to speak for Senator FELL, I believe I am correct in my understanding that he has never voted for cloture. There was a phalanx of opposition. They were not going to allow it to be voted on because they do not want to trim down the bureaucracy, they do not want to cut foreign aid. But despite this, they acknowledged that we bring down our bill to the Senate floor.

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Now, we have moved from abolishing three agencies to abolishing two agencies to abolishing one. I believe Senator KERRY has already acknowledged that this is the case. My recollection is that he accepted the $3 billion savings provision when I offered my proposition—one agency abolition.

Mr. KERRY: Will the Senator yield for one point?

Mr. HELMS: Yes, briefly.

Mr. KERRY: The Senator said he accepted the $3 billion. The $3 billion was originally in his bill. We proposed $2 billion. So nothing was accepted.

Mr. HELMS: Mr. President, when we agreed to move it to one agency—I will ask the Senator what he recalls he said yesterday about the amount of money?

Mr. KERRY: Mr. President, I say to my friend that I told my aide, Steve, was there at the time. We were interested in trying to see if we could use the structure of the House numbers, because under that structure we felt there was sufficient discretion within the capacity of the administration to do the consolidating that would be required. It seems to me that given the effect of the meltdown of the conference anyway, and the House has a position, it was a reasonable proposal to try to make in the spirit of cooperation. His staff informed me, Mr. President, at that time that there was a contingency fund contained within the Helms legislation of about $125 million, and that that fund was not sufficient to take care of some of the concerns of the administration because it had flexibility.

So I then went back to examine that, but found, in fact, that there are other problems presented because the money is not there. So you have a serious problem if the money is, in fact, not there. No. 1. And we never actually got back to a further conversation.

Mr. HELMS: Mr. President, I cannot yield for the Senator to take a speech. Mr. KERRY: I am trying to explain.

Mr. HELMS: Please, Senator. There is no money in this amendment, none. So on what does the Senator base his conversation about that?

Mr. KERRY: To answer the question, the Senator is absolutely correct. There is no money in his amendment.

Mr. HELMS: That is not what the Senator has been saying.

Mr. KERRY: The money is in the appropriations bill, but it is not in the appropriations bill in the amount that the money is in the Senator’s amendment. So for us to accept his staff’s word that because it is authorized, somehow the problem goes away, is incorrect. The problem remains because the appropriators have not given us the money.

Mr. HELMS: Mr. President, maybe we are getting somewhere. I think before this exchange with the distinguished Senator from Massachusetts began, he said something to the effect, “perhaps we can get together.” Is that what the Senator said?

Mr. KERRY: I am always prepared to try to see if we can work things out.

Mr. HELMS: All right. Let us see how far the Senator is willing to go. May I ask the Senator if he is suggesting a reduction in the $3 billion savings as required in the amendment?

Mr. KERRY: Mr. President, I have suggested an alternative figure. Mr. HELMS: I did not understand the response.

Mr. KERRY: That is affirmative. We have suggested an alternative figure and structure.

Mr. HELMS: Well, there is only one figure. There is only one figure in the amendment. Do you want to go to $2.7 million in savings as a compromise?

Mr. KERRY: Mr. President, first of all, I would love to put in a quorum call and have a moment to talk to my friend and see if we can work through it. Again, let me outline what we have suggested as a fair approach. We would like to know a date certain that the START Treaty could come to the floor and have a vote.

Mr. HELMS: Mr. President, I cannot allow my friend to take off on a rhetorical gambit. I did not mention the START Treaty.

The PRESIDING OFFICER. The Senator from North Carolina has the floor.

Mr. HELMS: The Senator from Massachusetts knows as well as anybody that neither of us can set the date for a START Treaty in this amendment. The leadership will set that date, not Senator KERRY, not JESSE HELMS, not in this legislation and not in the amendment.

Mr. KERRY: Will the Senator yield for a question?

Mr. HELMS: If I know the answer, I will, yes.

Mr. KERRY: I know the Senator knows the answer to this because he taunts most of us how to do it. That is, through a unanimous-consent request, when there is this kind of a legislative impasse, you can accomplish anything on the Senate floor; is that not true?

Mr. HELMS: Well, yes, but agreements involving the scheduling of treaties has happened on either side. The Senator knows what he is doing when, at the last minute, as another feature of his compromise, he wants to stipulate when the START Treaty will start.

Mr. KERRY addressed the Chair.

Mr. HELMS: I have the floor, do I not?

The PRESIDING OFFICER. The Senator has the floor.

Mr. HELMS: Let me tell you the position the Democrats are in and the administration is in. They moan and groan about the Ambassador being held up. They remind me of the fellow who shot his mother and father and then asked the court for mercy because he was an orphan. They have deliberately blocked consideration of the original State Department reorganization bill, beginning on the first day of the 105th Congress.

Who was the Senator whom they brought in for 2 hours 12 minutes? The distinguished senior Senator from Massachusetts, who wanted to talk about the minimum wage. For the past 2 years, during his chairmanship of the relevant Senate committee, the senior Senator from Massachusetts did not even mention minimum wage.

So, obviously, a filibuster began at the beginning. The instructions had been handed down. And, yes, I am perfectly willing to clear the deck and clear all of the Ambassadors and all the rest of it to the extent I am able to. But I cannot speak for the majority leader, BOB DOLE, and I will not, or for the minority leader, to work out to their satisfaction.

Let me state a few things that I will be willing to do. If the Senator from Massachusetts wants to present, representing the majority of his side, a revised figure in the savings required in the amendment, we will talk about it. I want to know how much reduction they want in the savings. But I
will tell you one thing, Mr. President; the American people want at least $3 billion saved in the foreign aid give-away. That is the meat of the coconut. That is what the Democrats oppose. That is what Brian Atwood is opposing.

Some of our discussions, I am going to bring up the arrangement by the Agency for International Development to move into a sort of Taj Mahal, at $55 per square foot. It is going to cost—in the bill there is about $40 million just for moving expenses for the Agency for International Development—the foreign aid giveaway program which, by the way, began as one of those Federal temporary programs. Mr. President, there is nothing so close to eternal life as a temporary Federal bureaucracy. This is a demonstration of it. That is the reason they are fighting so hard. I have never seen such lobbying. Wendy Sherman, a nice lady, has absolutely reached the ultimate in ferocity in campaigning against this legislation in its very beginning.

She is good at what she does. I acknowledge that. I have told her so.

The fight is about whether the U.S. Senate and the U.S. Congress is going to do what the people demanded in last year’s election—what is to cut Fed- eral spending. One of the top things on the minds of 80 percent of the American people is cutting foreign aid.

That is the problem with this bill. That is the reason we keep getting this stone stew. I see the distinguished Chaplain of the U.S. Senate sitting there, our good friend, Dr. Ogilvie. I related to him the story about the farmer who had a vis- itor one day who claimed he could make a delicious stew out of a stone, water, and nothing more.

His friend said, “I want to see you do it.” So he got a stone, put it in a pot of water. He said to his friend, “This would be a better stew if you had a few carrots. And this friend got a few carrots. “And it would be better if it had a few beans, beef,” and added vari- ous other ingredients. In the end, his stone stew was tasty.

That is the way our dear friend from Massachusetts negotiates. He comes and says, “We will do this but it needs more of that. How about more of some- thing else?” I agree but it doesn’t come to an end. This happened in committee, as well as here on the floor yesterday. “Then, you have to do this; and you have to do this, too.” I have tried to be accommo- dating. From three agencies to two agencies to one agency. See? Then Sen- ator KERRY comes back and he ends up requesting the great big piece of roast beef, that is something that he knows I cannot do, that is to guarantee when the START treaty is going to be con- sidered by the Senate. That is his coup de tat, the way to kill any hope of any negotiation.

Now, I will accept the Senator’s statement as his word. His word is his bond. If he wants to sit down in good faith and specify what he is willing to do, I am willing to work with him.

Now, I have been provided with some figures. The moving of the quarters of the Agency for International Develop- ment for fiscal year 1994 and 1995 at a cost to the taxpayers of $14 million. That is just the move. In fiscal year 1996 it will cost another $7 million. For fiscal year 1997, another $9 million. This little temporary agency that started way back yonder is going to take 3 years to move, one bureaucratic mess to the Taj Mahal at $55 a square foot.

Anyway, let me say again for the RECORD, I will not debate further with the Senator from Massachusetts, if he decides to sit down and negotiate in good faith, and specify what he is willing to do and stick by it, he has a deal. I will either accept it or reject it in equally good faith.

I yield the floor.

Ms. SNOWE. I thank you, Mr. Presi- dent.

I certainly want to join in this dis- cussion because I think it is critical as chair of the Subcommittee on Inter- national Operations in this Senate, and I have been the ranking member of the same subcommittee in the House of Representatives for the last 10 years.

The fight is about whether the U.S. Senate and the U.S. Congress is going to do what the people demanded in last year’s election—what is to cut Fed- eral spending. One of the top things on the minds of 80 percent of the American people is cutting foreign aid.

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Now, I will accept the Senator’s statement as his word. His word is his bond. If he wants to sit down in good faith and specify what he is willing to do, I am willing to work with him.

Now, I have been provided with some figures. The moving of the quarters of the Agency for International Develop- ment for fiscal year 1994 and 1995 at a cost to the taxpayers of $14 million. That is just the move. In fiscal year 1996 it will cost another $7 million. For fiscal year 1997, another $9 million. This little temporary agency that started way back yonder is going to take 3 years to move, one bureaucratic mess to the Taj Mahal at $55 a square foot.

Anyway, let me say again for the RECORD, I will not debate further with the Senator from Massachusetts, if he decides to sit down and negotiate in good faith, and specify what he is willing to do and stick by it, he has a deal. I will either accept it or reject it in equally good faith.

I yield the floor.

Ms. SNOWE. I thank you, Mr. Presi- dent.

I certainly want to join in this dis- cussion because I think it is critical as chair of the Subcommittee on Inter- national Operations in this Senate, and I have been the ranking member of the same subcommittee in the House of Representatives for the last 10 years.

The fight is about whether the U.S. Senate and the U.S. Congress is going to do what the people demanded in last year’s election—what is to cut Fed- eral spending. One of the top things on the minds of 80 percent of the American people is cutting foreign aid.

That is the problem with this bill. That is the reason we keep getting this stone stew. I see the distinguished Chaplain of the U.S. Senate sitting there, our good friend, Dr. Ogilvie. I related to him the story about the farmer who had a vis- itor one day who claimed he could make a delicious stew out of a stone, water, and nothing more.

His friend said, “I want to see you do it.” So he got a stone, put it in a pot of water. He said to his friend, “This would be a better stew if you had a few carrots. And this friend got a few carrots. “And it would be better if it had a few beans, beef,” and added vari- ous other ingredients. In the end, his stone stew was tasty.

That is the way our dear friend from Massachusetts negotiates. He comes and says, “We will do this but it needs more of that. How about more of some- thing else?” I agree but it doesn’t come to an end. This happened in committee, as well as here on the floor yesterday. “Then, you have to do this; and you have to do this, too.” I have tried to be accommo- dating. From three agencies to two agencies to one agency. See? Then Sen- ator KERRY comes back and he ends up requesting the great big piece of roast beef, that is something that he knows I cannot do, that is to guarantee when the START treaty is going to be con- sidered by the Senate. That is his coup de tat, the way to kill any hope of any negotiation.

Now, I will accept the Senator’s statement as his word. His word is his bond. If he wants to sit down in good faith and specify what he is willing to do, I am willing to work with him.
Then it came to the committee markup, and the Senator from Massachusetts did propose an alternative at the last minute but we said again “Let’s work before we go to the floor.” We went to the floor and nothing happened and that was clear we had to move on to other subjects pending before the Senate. So here we are now on the appropriations bill.

What we would like to know is, how do we move beyond this so we can solve this question, complete the State Department authorization, and also do what we need to do with respect to savings? We have to achieve $3 billion in savings, and that is the issue here. I cannot believe that the President would oppose consolidation within the State Department. There are five former Secretaries of State and two former National Security Advisers who have endorsed this proposal. That represents many years of experience with respect to savings.

I cannot believe we would just systematically reject out of hand the idea of consolidation. At a time when we are driving to balance the budget over the next 7 years, we are saying we are not going to do it with respect to the State Department and related agencies. A proposal was put forward—come your way, down to one agency—and we have still yet to make any progress.

I think that is regrettable. I certainly have not experienced this in all the years in which I have addressed this issue. Believe me, we had many contentious issues with previous administrations on the State Department, but we were able to resolve them. At the very least, we had a President who was willing to submit a proposal. This President has not.

I yield the floor.

Mr. LEAHY. Mr. President, I am concerned that we have a proposal to reform U.S. foreign affairs agencies on this bill. It is a major proposal. It restructures the way we administer our foreign aid programs. It merges most foreign affairs functions into the Department of State.

The reason I am concerned is it is in this bill. This is an appropriations bill. We have had a lot of hearings on appropriations bills, but Vermont farmers, so many of the things we have discussed in general will be in our whole foreign policy apparatus.

If we are going to have that debate, we have an excellent Foreign Relations Committee. They can bring an authorization bill to the floor. They have once. Bring one down, get it passed. That is where it should be. But to suddenly take the appropriations bill—not even the State Department appropriation—out of the appropriations bill, but the foreign operations appropriations bill—and say let us rewrite the Department of State and our whole foreign policy apparatus, that makes very, very little sense to me.

It would be like saying we are going to take the Agriculture Appropriations bill and while we are doing it, let us redo the Department of Housing and Urban Development. Because, after all, the District of Columbia is an urban area and the Department of Housing and Urban Development handles urban matters. It is about that related. To do it here, simply because the Senate rejected attempts to do it in another guise, does not make much sense to me.

I have long advocated better coordination among the executive branch agencies and foreign policymaking. I have done that in both Democrat and Republican administrations because both Democrat and Republican administrations have had problems in such coordination. And the proposal before us here would result in U.S. national interests being less well, not better, served.

Why is the Foreign Agriculture Service administered by the Department of Agriculture rather than the Department of State? Because farmers know they can count on USDA to represent their interests better than the Department of State. And all experiences have proven that.

If, 15 years ago, did we take the commercial function away from the Department of State and create a foreign commercial service in the Department of Commerce? It was because State had for years neglected export promotion. They would sacrifice export interests to foreign policy priorities. They treated their own commercial officers as second-class employees, and it was because the American business community demanded we do something better.

The reason we have separate Foreign Service bureaucracies is that many of our foreign policy interests are actually domestic policy interests and they are best pursued abroad by technical experts from domestic policy agencies, not by foreign policy generalists from the State Department. You go to the domestic policy agencies that know a particular area and send them.

I do not know about North Carolina farmers or Maine farmers but Vermont farmers are not going to allow the State Department expand its influence over U.S. foreign agricultural policy. If you shift power from domestic agencies to the State Department, that is not going to strengthen representation of United States interests and United States policy, but it will strengthen representation of French interests and Argentine interests and Russian interests and interests of other parts of the world.

I have been advocating reform of our foreign aid program ever since the fall of the Berlin wall so I am happy to see a discussion of this issue. Sponsors of the amendment say our foreign aid program should further our national interests. I do not know anybody who agrees more with that than I do. But I do not agree with the definition of the problem.

The problem is not that the Agency for International Development is doing some things we should not do. The problem is how ignoring America’s national interests. The problem is, since 1961—going back to a time before I was old enough to vote—when the Foreign Assistance Act was enacted, much of our foreign aid was allocated to winning allies in the fight against communism. Billions went to rightwing dictatorships with little or no commitment to democracy or improving the living conditions of their people or even allowing business competition—either our business competition or their own business competition.

So a lot of that aid failed by standards that we, all of us, would apply today. But it is unfair and I believe it is even disingenuous to judge AID’s effectiveness against the failures of the past, because in the past our goals were fundamentally different.

The Secretary of State has full authority under statute to give policy direction to AID. The State Department, after all, is the foreign policy branch of the Government. And every day, if AID’s projects deviate from State Department policy, it is not because AID is out of control. It is because the people at the State Department are not paying enough attention to their people or even allowing business competition. I think the amendment ignores the considerable efforts of administration to improve AID’s performance. There have been years of neglect—we all have to admit that—under the previous administrations. But, with Brian Atwood at the head of the AID, with the efforts of an awful lot of people and with the support of an awful lot of Members of Congress, Republican and Democrat alike, there have been significant improvements.

Over the past 2 years, we have seen dramatic progress at the Agency for International Development and the Treasury and State Departments in redefining our foreign aid priorities. They focus resources where they can achieve the most advance in U.S. interests abroad. They have done that, in spite of the constraints of an obsolete Foreign Assistance Act—as I said, a Foreign Assistance Act that passed later in that year when I finally became old enough to vote. It has been a long time. That could require some changes.

We are not going to do it in the appropriations bill. As I said before, it would be like trying to reorganize HUD on the District of Columbia appropriations bill. We have enough trouble trying to take care of the problems of the District of Columbia.

Here we have major issues. Chairman檄檄, and I and others on both sides of the aisle have worked very closely to try to improve things and try to work within the constraints of the amount of money we have for those
I might put it a little more bluntly. The State Department speciality is making policy. It has never—and probably never will—manage these kinds of programs well. Secretary Eagleburger offered the hope that with Cabinet selection of Under Secretaries it might be able to trade a bureaucracy that is doing reasonably well and getting better every day at delivering foreign aid with one that has no competence or outside chance that it might get better. If we disperse the responsibilities among Assistant Secretaries of State, we are going to hear more stories about misguided failed projects—not fewer—and more questions about why we have foreign aid—not fewer.

AID performs a wide array of tasks that enjoy overwhelming support among the American people. Every year they managed programs worth $1 billion aimed at protecting the Earth’s environment. Does protecting the Earth’s atmosphere and atmosphere matter to us Americans? Why, it should. Does it further our foreign policy interest? Of course, it does. A century from now we are not going to have any foreign policy unless we join other countries today in protecting our environment because we will be spending all of the time just trying to stay alive in an environment not suited for the habitat of humans.

Every year AID manages hundreds of millions of dollars in international health programs. Is this money wasteful? Is tuberculosis infectious? Is AIDS infectious? Of course, they are. Tuberculosis just does not sit in one country. AIDS just does not sit in one country. They go worldwide. I tell you right now. There are 250 million Americans who will tell you unequivocally that we can do things to try to wipe out these diseases worldwide so they do not come across our borders they would be for it.

Every year AID commits a large part of its budget to promoting free markets and democratic development in countries where the United States has important interests. That is not diplomacy. It is hands-on assistance that requires people with special expertise on the ground who can get the job done, working with foreign governments and private organizations on the nuts and bolts of solving real problems. That is what AID does.

When we get those free markets going, when we get that democracy going, do you know who profits by it? Many, many times companies in my State, and the other 49 States, because they export. We all know that we are getting far more exports, and a far greater increase in our exports, I should say, in the developing world than we do in the developed world. The greatest percentage of new export jobs are created in exporting to the developing world, not to the rich world.

We have a strong need to rewrite the Foreign Assistance Act. We define the framework for foreign aid. That is the job of the Foreign Relations Committee. They had an opportunity earlier this year to do that. I suspect that they will work at it again, and will bring it to the floor. And we will have a real debate, and we will agree with some, disagree with some, and finally the Senate will work its will on such legislation; but not on an appropriations bill.

AID can continue downsizing and improve its efficiency. Let us not abolish an agency that is aggressively adapting itself to the changed world we live in to a shrinking foreign aid budget.

Mr. President, I strongly hope that this legislation will not be considered on this bill. The distinguished leadership can bring it up as an authorizing piece of legislation if it wants. We can argue and debate other things. Let us get our appropriations bill through. If we stick to the items that are within the jurisdiction of the Appropriations Committee, if we vote on matters that are within the jurisdictions of the Appropriations Committee, if we vote on matters that are actually part of this bill, why, we could be done before the Dracula hour of legislation.

My colleagues, the Dracula hour is what I refer to, as the time when too often we end up voting. Those are the hours after darkness when people who work for family-friendly organizations tend to see their families. And those who want to be home tend to be there. Where we with a sense of camaraderie and perhaps people who do not have families tend to stay here together eagerly looking forward to vote after vote into the wee hours of the night.

Frankly, Mr. President, if we could just talk about appropriations matters on this, we could all go home for supper tonight. Think what a novel idea. Think of opening the door and having people say, ‘Oh, you look so familiar. Didn’t I see your picture in the paper once?’ To have, if you have one, a pet responding perhaps with some dim memory of who you are, and not bite you as you come in the door; to have your neighbors look out and say, ‘I know him’ or her. Perhaps they might even ask for an autograph, or at least not call the police thinking you are a stranger.

Think how wonderful it would be and we would probably have a good piece of legislation.

I see the distinguished Republican leader on the floor. I see others seeking the floor.

I yield the floor.

Mr. DOLE addressed the Chair.

THE PRESIDING OFFICER. The majority leader.

Mr. DOLE. Mr. President, I think the Senator from Rhode Island is also seeking recognition.

I am going to offer an amendment and make a brief statement, and then I think there will be statements made in support of it as well as in opposition.

I ask unanimous consent that all pending amendments be set aside.

THE PRESIDING OFFICER. Without objection, it is so ordered.
Mr. DOLE. Mr. President, I send an amendment to the desk and ask for its consideration.

I ask that the amendment be read. It is very brief. I think that will sort of explain the purpose of the amendment as I see it.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Kansas (Mr. DOLE), for himself, Senator SIMON, Mr. HELMS, Mr. HATFIELD, Mr. D’AMATO, Mrs. FEINSTEIN, and Ms. MOSKELY-BRAUN, proposes an amendment numbered 2726:

The amendment is as follows:

At the appropriate place in the Bill, add the following:

LIMITATION ON ASSISTANCE TO COUNTRIES THAT RESTRICT THE TRANSPORT OR DELIVERY OF UNITED STATES HUMANITARIAN ASSISTANCE

SEC. 3. (a) IN GENERAL.—None of the funds made available in this Act may be used for assistance in support of any country when it is made known to the President that the government of such country prohibits or otherwise restricts, directly or indirectly, the transport or delivery of United States humanitarian assistance.

(b) EXCEPTION.—Subsection (a) shall not apply to humanitarian assistance in a country when it is made known to the President that the ability of the United States to provide humanitarian assistance in that country is clearly affected by this legislation.

Mr. DOLE. Mr. President, I ask unanimous consent that in addition to Senator SIMON, Senator HELMS, Senator HATFIELD, Senator D’AMATO, Senator FEINSTEIN, and Senator CAROL MOSKELY-BRAUN be added as cosponsors.

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

Mr. DOLE. Mr. President, I rise today to thank my colleagues for their support of the Humanitarian Aid Corridor Act. The amendment that has been introduced is, I think, is clear and precise, not very long. We just had it read. It has strong bipartisan support, and it furthers an important American foreign policy objective, which is to facilitate the prompt delivery of humanitarian aid.

The amendment, which overwhelmingly passed the House, prohibits U.S. foreign assistance to countries that impede or prohibit the delivery of assistance to other countries. This legislation also recognizes that there may be a compelling U.S. national security interest which would override the principle of non-interference with humanitarian aid.

For this reason, U.S. foreign aid to nations in violation of this act may be continued, but in addition to the United States determines that such assistance is in the national security interest of the United States.

Let me say, Mr. President, this bill does not single out or exempt any one country. All nations are held on standard. The intent is simple, to ensure that American humanitarian aid can be delivered where it is needed and when it is needed.

Currently, there is one country that is clearly affected by this legislation. Turkey, a valuable ally in NATO and in Operation Desert Storm, continues to receive a large amount of assistance in the form of grants and concessional loans financed by U.S. tax-payers. At the same time, however, they continue to enforce an immoral blockade on Armenia.

Mr. President, today marks the fourth anniversary of Armenia’s independence from the Soviet Union. We as Americans welcome their independence and through our humanitarian efforts strive to help this fledgling democracy grow and prosper. Their road has not been an easy one, but the United States has been willing to provide the assistance they need. The delivery of humanitarian assistance to aid those in need is consistent with the fundamental values of our Nation. This legislation will also strengthen our ability to deliver humanitarian assistance, which, as I stated before, is an important component of our foreign policy.

Just let me conclude by saying it does not make sense to offer U.S. taxpayer dollars unconditionally to countries that hinder humanitarian relief efforts. And in light of budgetary constraints, it is imperative that U.S. relief efforts be timely and efficient. The Federal budget deficit and spending constraints of the House will have a significant cost on the efficiency in the usage of U.S. foreign assistance. And no doubt about it, countries that prevent the delivery of such assistance or intentionally increase the cost of the delivery of such assistance do not deserve unrestricted American assistance.

I urge my colleagues to support this amendment, not for partisan politics, but for the belief in the fundamental values this Nation is built on.

Let me reemphasize out there is receiving American aid and they are preventing delivery of assistance paid for by the American taxpayers or if they circumvent delivery or make it difficult or impossible, or impede delivery, or increase the cost of delivery, then I do not believe they should receive American assistance. And that is all this amendment is about. It does not exempt any specific country. It does not apply to a particular country. Right now, it applies to Turkey, but in the future it will apply to any other country that would follow the same practice.

I hope, if the amendment cannot be accepted, it can be voted on rather quickly.

I also ask unanimous consent to add my colleague, Senator MURRAY, as a cosponsor, and my colleagues, Senator KERRY from Massachusetts, Senator PRESSLER from South Dakota, and the manager of the bill, the Senator from Kentucky, Mr. McCONNELL, as cosponsors.

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

Mr. DOLE. I see my primary cosponsor, Senator SIMON, is in the Chamber, and I yield the floor.

Mr. McCONNELL addressed the Chair.

The PRESIDING OFFICER. The Senator from Kentucky.

Mr. McCONNELL. Let me just say very briefly I wish to commend the majority leader for this legislation. Like many of my colleagues, I share the desire to see that countries are not allowed to block delivery of U.S. humanitarian assistance. Senator Dole has led a bipartisan coalition of Senators in promoting this ideal through the cosponsorship of this amendment. I applaud his efforts and am glad to be a cosponsor of this amendment.

This particular measure enjoys widespread support in both the House and the Senate. Earlier this year, the House International Relations Committee approved the bill by a vote of 27 to 7. The Senate Foreign Relations Committee followed suit and voted in favor of the bill by a vote of 14 to 4. And most recently the House voted to include this provision in the foreign operations appropriations bill which passed the House overwhelmingly.

Countries which choose to block the delivery of U.S. humanitarian assistance exponentially increase the cost of that assistance. Currently, we find ourselves facing a situation where we are forced to stretch every dollar in the foreign assistance account. Allowing a nation to needlessly increase the cost of our assistance, thereby further limiting the amount of aid we are able to provide, is simply unacceptable. We have a responsibility to the American taxpayer to ensure that their hard-earned money is sufficiently utilized.

If the United States is going to remain actively engaged in world affairs, as I believe it should, it must be allowed to provide assistance which is needed. This amendment makes good budget sense and is an important moral statement.

Clearly, we cannot afford to leave this issue unaddressed. I think Senator Dole’s proposal offers a reasonable and intelligent solution to this problem. I deeply appreciate his efforts and leadership on the issue.

In addition, I would like to thank him for including an emergency waiver provision in the proposal. While we want to ensure countries do not block our efforts to deliver assistance, it is important that we provide the President the ability to waive this provision in the event of humanitarian or security emergencies.

Mr. President, I yield the floor.

The PRESIDING OFFICER. The Senator from Illinois.

Mr. SIMON. Mr. President, I thank the Chair.

I am pleased to be a cosponsor of this legislation.

As Senator Dole pointed out, this does not apply specifically to the language to any one country. Now, it does apply immediately to our relationship with Turkey because Armenia faces a very, very grim situation. And I have
to say I was a little appalled when, I guess about 2 years ago, I flew to Armenia with colleagues in the Senate and we could not fly over Turkey, after all the aid we have given Turkey. We had to go around to get to Armenia. But when you get there, you see the countryside there was quite amazing, what once were beautiful trees on great avenues, because they are desperate for fuel. It is a tough situation.

Ironically, Turkey would benefit economically by entering into normal diplomatic and trade relations with Armenia. Azerbaijan wants to have an oil line going from Azerbaijan, through Armenia, through Turkey to supply the world with oil. Turkey benefits. Armenia benefits. Azerbaijan benefits. This is not an anti-Turkish resolution, but it does say in simple words, if you get American aid, you cannot stop humanitarian assistance to another country.

That has been what Turkey has been doing. I regret that. Turkey has been a valuable ally. I am old enough, perhaps unlike the Presiding Officer; I can remember the Korean war very well when Turkey was one of the few countries that were providing assistance. In many ways I feel grateful to Turkey, but I believe the message beyond this is that Turkey ought to be getting along better with her neighbors. That means Greece, that means Armenia.

But the principle that is in this legislation is sound: You do not get American foreign aid if you block humanitarian assistance to a nation that needs it. I am pleased to be a cosponsor. And I hope the Senate will overwhelmingly accept the amendment.

Mr. COCHRAN. Mr. President, I hope this amendment will not damage the longstanding alliance between the United States and Turkey.

Located in one of the most volatile regions of the world, bordered by Greece, Bulgaria, Iraq, Iran, Syria, and several former Soviet Republics, Turkey acts as a stabilizing force in the region. She has stood with the United States in all its conflicts since the Second World War, from the Korean war to the gulf war. She was the bulwark of NATO's southern flank during the cold war, defending 37 percent of the NATO-Warsaw Pact land frontier, as well as her Black Sea coast and the straits controlling Soviet access to the Mediterranean.

Turkey is connected geographically, ethnically, or politically to the problems of Iraq, Iran, Armenia, Azerbaijan, Bosnia, Cyprus, Greece, Bulgaria, Russia, Tajikistan, Syria, and Islamic fundamentalism. As one journalist has written, "Turkish foreign policy today is a 360-degree nightmare." Now more than ever, the United States should work with Turkey as she continues to be the strong bridge between Western civilization and the Muslim world, with her Western orientation serving as a model for many of the republics of the former Soviet Union.

I believe that both Turkey and Armenia recognize their need to lessen tensions and to cooperate with the United States to resolve regional problems, including the Armenian-Azerbaijan conflict over Nagorno-Karabakh. As a good will gesture toward Armenia in April 1996, Turkey opened a land corridor connecting Erzurum to Yerevan, previously closed for 2 years. I hope that Armenia will reciprocate and that the process toward improved relations—already well under way—will continue.

Mrs. FEINSTEIN. Mr. President, I rise today in support of the proposed amendment to prohibit U.S. assistance to countries that prohibit or restrict the transport or delivery of U.S. humanitarian aid. This is a basic matter of principle: No country should have the right to interfere with the delivery of humanitarian assistance anywhere. When the United States provides food, medicine, and clothing to suffering civilian populations, in response to war or natural disaster, it is simply not justifiable for a country to block this assistance, especially when that country receives assistance from the United States itself.

The United States goes to great lengths to ensure that nations in dire need for humanitarian aid receive it in the most expedient and efficient way. Supplying humanitarian aid to people in need is consistent with the basic values of our Nation, and we should not ignore this as we hinder its delivery.

This amendment would apply to all countries which receive U.S. assistance. However, as we all know, the major problem in this area today lies with Turkey's blocking of United States humanitarian aid to Armenia, a contemptible practice which has gone on for over 2 years.

While Turkey has made some progress on this issue, agreeing to open an air corridor to Armenia, this does not end the problem of humanitarian assistance which must be transported over land. The bulk of the assistance we send to Armenia requires such land conveyance.

It is my hope that the administration will work with Turkey to ensure that all routes available for bringing humanitarian aid to Armenia are opened. Opening an air corridor is only the first step toward resolving this serious problem. Perhaps by working with Turkey on this issue, we can help to avoid ever having to impose the aid cutoff called for in this amendment.

It is important to note that this amendment includes a national security waiver, thereby recognizing the fact that there may be compelling national security interests which require U.S. assistance to countries even when the recipient is blocking humanitarian aid to others. This waiver also appropriately preserves the President's prerogative to conduct U.S. foreign policy. The President is the most important United States ally, and I realize that assistance to Turkey is an integral part of our foreign policy to ensure regional security in that part of the world. However, we simply cannot continue to assist Turkey, or any other nation, which impedes the delivery of humanitarian aid to others. Again, this is a matter of principle, and it is my hope that my colleagues from both sides of the aisle will support it.

Mr. PELL addressed the Chair.

The PRESIDING OFFICER. The Senator from Rhode Island.

REORGANIZATION AND THE FOREIGN RELATIONS COMMITTEE'S BUSINESS

Mr. PELL. Mr. President, earlier today some statements were made on the floor of the Senate concerning the proposed reorganization plan for the State Department. The suggestion was made that Democratic Members—specifically those on the Foreign Relations Committee, are responsible for holding up the processing of Ambassadorial nominations and other business by delaying the passage of the reorganization plan.

I think that suggestion warrants a response. Why? The reorganization plan at issue is not a bipartisan plan. I only wish it was. Its existence was made known only yesterday. It was crafted without the knowledge or input of even one Democratic Member.

Already, it is clear that there are serious differences and much disagreement about the plan.

I have other thoughts about this plan which should be expressed later.

But I just wanted to respond to the suggestion that somehow it is the Democratic side of the committee that is delaying the consideration of nominations, legislation, treaties, and other important matters.

The truth is that there is not, nor has there ever been, a Democratic hold on the Foreign Relations Committee's business. It is entirely the prerogative and within the power of our Republican colleagues to resume the committee's business. The halt in activity is an attempt to force an amendment that is supported and endorsed only by Republicans. We should not succumb to it simply because the proponents state erroneously that Democratic Members are responsible for the delay.

Mr. President, during the years that I chaired the Foreign Relations Committee, I always tried to move every nomination and conduct business in both a timely and collegial fashion. Never—never—during those years—and I was regularly introduced on the committee—since 1964—can I recall a time when the committee was stopped dead in its tracks to force the consideration of a controversial measure. I do not think that is a proper way to conduct business and a tactic I have always—always resisted using over a great many years.

I would hate to see it being used now, and the Senate becoming a battlefield, saying some of the Members will not do what they were hired to do, plus the treaty, plus the nomination, and in the meantime say, "We will not do what we are
supposed to do until you do what we want you to do.’” And I think it is a bad precedent.

I would hope that the Senate turns it down.

I yield the floor.

Mr. LEAHY addressed the Chair.

The PRESIDING OFFICER. The Senator from Vermont.

AMENDMENT NO. 278

Mr. LEAHY. Mr. President, I understand to have one or two others who might want to speak—that we may not have any others that want to speak on the pending amendment.

Am I correct, Mr. President, in understanding that the pending amendment in the Doles amendment on humanitarian corridors?

The PRESIDING OFFICER. The Senator is correct.

Mr. LEAHY. Mr. President, I agree with the distinguished Republican leader on this amendment. In fact, I would ask to be named as a co-sponsor of the amendment.

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

Mr. LEAHY. Mr. President, one of the greatest things the United States can do as a country with worldwide reach is to help in humanitarian matters. We are very, very fortunate as a country. Periodically, we have faced devastating situations in our own country. We did in Los Angeles, of course, during the earthquakes. We did in Florida during the hurricanes. We have seen devastation of Americans in the Virgin Islands in Puerto Rico in the past few days. But we are such a powerful nation and such a wealthy nation that we can help each other out. Whether it is the flood of a couple years ago in Montpelier, VT, my hometown, we are America; and through our Federal Government, we came together to help with the floods in the Midwest of a year ago. But there are other countries that are so small and so poor that when they are faced with an earthquake with tornados or faced with flooding, devastation, they have nowhere to look to but the international community. And the United States, along with many of our allies, have always responded.

I remember earthquakes in Armenia, flooding in Bangladesh, famine in Africa, earthquakes in other parts of the world—Mexico, for example—we have responded. We have the ability to reach out and fly supplies literally anywhere in the world. We have the ability to send medical technicians and experts and rescue operations and others anywhere in the world. It is something that, just to stop and think, in our lifetime is impossible for any nation to even think of doing this in the way that we do with the communications, the logistics, just the resources. And a child suffering loss of family because of an earthquake, anywhere in the world, is a child. An adult who had their whole livelihood washed away in a flood, is an adult suffering, no matter where they are in the world.

If the United States and the American people, through everything from Red Cross, Catholic Charities, Decatur, and the Federal Government, respond, we respond not to say, well, we will respond to this child because they are politically correct, but not this child because they have a different ideology or something, we respond because they are human beings suffering. We responded in countries that technically were countries that were adversaries of ours. We responded because they were human beings suffering. We will always continue to do so. But I think when we do it, and I think when our allies do, we should not be blocked from giving that humanitarian aid because we give it not to advance a political agenda of the people aided or of our own. We do it to help people suffering.

So this amendment is not intended to embarrass or cause problems with Turkey or any other country. It is a matter of principle. It says that the people’s needs should not be denied aid for political reasons. We have given aid. I remember a time even during the cold war when those allied with the Soviet Union who were in need, and the United States, like our allies, responded to the call upon to. It is like a ship hearing another ship in distress. You do not ask what flag they carry; you say they are under distress, and we go to help them.

So, I would say to any of our allies who may be concerned about such an amendment, this is not intended to embarrass you. It is intended to carry what has always been the policy of the United States. People desperately need help. If we can help, we do. We do this in Vermont. If a neighbor’s home or barn is on fire, or they are suddenly incapacitated, we go to help them. We do this as world neighbors, too.

Mr. President, I would hope that the amendment would be accepted. And while we have allies, and there are others coming, I was going to put in a call for a quorum, although I see the distinguished chairman on his feet. I yield to him.

Mr. McCONNELL addressed the Chair.

The PRESIDING OFFICER. The Senator from Kentucky.

Mr. McCONNELL. I am unaware of anyone who wants to speak on this side, nor am I aware of any calls for a quorum. But there are other countries that were adversaries of ours. We respond in countries that technically were countries that were adversaries of ours. We respond, because we are human beings suffering. We respond not to say, well, we will respond to this child because they are politically correct, but not this child because they have a different ideology or something, we respond because they are human beings suffering. We responded in countries that technically were countries that were adversaries of ours. We responded, because we are human beings suffering.

In any case, the building known as the Federal Triangle and dubbed by one of the Washington newspapers as a "blueprint for a boondoggle," was originally supposed to cost $362 million. But its cost ended up being in the neighborhood of $700 million. Tom Sherman, former Assistant Administrator at the Agency for International Development, at AID was preparing to spend $40 million to move its offices into some of the most expensive real estate in the entire Washington area.

Apparently, AID officials must believe they are playing with Monopoly money, and that the Agency for International Development has just landed on Boardwalk.

In any case, the building known as the Federal Triangle and dubbed by one of the Washington newspapers as "a blueprint for a boondoggle," was originally supposed to cost $362 million. But its cost ended up being in the neighborhood of $700 million. Tom Sherman, former Assistant Administrator at the Agency for International Development, at AID was preparing to spend $40 million to move its offices into some of the most expensive real estate in the entire Washington area.

Yet, despite congressional efforts to abolish the Agency for International Development, that agency now intends to burrow in at this plush, new Taj Mahal on Pennsylvania Avenue, further isolating itself from the Department of State.

(Mrs. HUTCHISON assumed the Chair.)

Mr. HELMS. Now, you will recall, Madam President, that early on I referred to the fact that five former Secretaries of State have endorsed—and now Senator Dole has joined in sponsorship—my plan was to reorganize the State Department and to abolish three independent Federal agencies. When I say independent, I mean independent. All three of these agencies were established as temporary Federal agencies. As I said earlier today, there is nothing so near eternal life as a temporary Federal agency. The Agency for International Development is one of the three agencies that would be abolished under my plan to reorganize the
State Department. And AID itself says its proposed move has already cost the taxpayers $13.6 million in fiscal years 1994 and 1995, and will cost at least an additional $27 million in fiscal years 1996 and 1997.

When a federal agency contemplates such a move, it usually does so with the goal of saving taxpayers’ money. But that is not the goal of the Agency for International Development. AID, obviously, intends to go in exactly the opposite direction. Right now AID pays $20 million for its leases in the DC area, but after the move, AID will spend more than $32 million a year in rent. So this move would, in fact, increase the Agency for International Development’s annual rent by more than a third.

The pending amendment, which I shall send to the desk momentarily, would save at least $16 million next year alone by prohibiting AID from spending any money to facilitate its move out of the State Department.

So let me explain why this move will be so costly to the American taxpayers, 80 percent of whom do not like to see what that is. The chart clearly shows that the average cost to lease space in either Virginia or Maryland is less than $29 per square foot. Even in central Washington the going rate for leasing space is $37 per square foot. But, at this moment, under the terms negotiated by the Agency for International Development and the General Services Administration, AID intends to lease the Federal Triangle building for a minimum—that is a minimum—of $55 per square foot, which is far more than any private business in Washington would agree to pay. It does not take a rocket scientist to perceive that the people at the Agency for International Development have been snookered in this deal—whether they knew it or not is yet to be determined.

More shocking, I suppose, is that the Agency for International Development have been snookered in this deal—whether they knew it or not is yet to be determined.

So, Madam President, while some of us in Congress are working to abolish the Agency for International Development, the Agency for International Development, itself, has been busily figuring out ways to spend even more Federal Government money—meaning the taxpayers’ money—with this new move out of the State Department.

So I say, Madam President, I hope the Senate will vote to give the taxpayers a break for a change. The Agency for International Development neither needs, nor deserves, to be an occupant of a Taj Mahal. This facility, by the way, is the second largest in the District of Columbia, the Pentagon being the largest.

Now then, Madam President, I send my amendment.

Mr. LEAHY. Madam President, what is the parliamentary situation?

The PRESIDING OFFICER. The pending question is the Dole amendment.

Mr. LEAHY. Does that have to be set aside, or is this an amendment to the Dole amendment?

Mr. HELMS. It was set aside. I inform the Chair.

Mr. LEAHY. The understanding of the Senator from Vermont is that it was not set aside.

The PRESIDING OFFICER. I am told by the Parliamentarian that the Senator from Rhode Island objected to the Dole amendment being included with the pending business is still the Dole amendment.

Mr. HELMS. I think what he objected to—but I will not contest the issue—was my sending the amendment to the desk. If that is the Chair’s ruling, fine. But, Madam President.

Mr. LEAHY. If the Senator will withhold, let me explain the situation, the way I understand it is.

Madam President, I do not want to stop the Senator from bringing this or any other amendment up, unless it is something that requires a point of order. But we have one amendment pending, and that was set aside to take up an amendment by the distinguished Republican leader. I would like to start getting some of these things that are backed up here voted on one way or the other. I would like to get the humanitarian one done and then go to others.

I say that only because I am afraid we will keep having amendments after amendments out here in either 9 o’clock or 10 o’clock tonight when everybody will be coming to the distinguished Senator from Kentucky and myself saying, “When will we go home? on the outside chance we will see our family again.” and then we start voting.

I know that is not the intent of the distinguished Senator from North Carolina, but I wonder if maybe we could get rid of the one that is there once the debate on this one is over, and then go on to more.

I know that an objection was made by the distinguished Senator from Rhode Island, and I will at least for the moment—I am sure the Senator from North Carolina understands we have to protect the quorum. Therefore, I suggest the absence of a quorum.

The PRESIDING OFFICER. The amendment to the Dole amendment.

The bill clerk proceeded to call the roll.

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

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

Mr. BYRD. I shall not detain the Senate long. I apologize to Senators for the delay, but I have to say that there are too many things happening today. I am tied up in a conference on the Transportation appropriations bill when I understood that Mr. Dole had offered his amendment and hoped to have a vote soon.

Therefore, with that explanation, I shall proceed now to what I have to say otherwise.

Senator Dole has offered an amendment which, although it does not spell out by name the country Turkey, it is clearly aimed at Turkey. The amendment, a report of S. 230, the Humanitarian Aid Corridors Act, cuts U.S. assistance to countries that “prohibit or restrict the transport or delivery of United States humanitarian assistance” to other countries. It is clearly aimed at Turkey’s refusal to allow aid to pass through Turkey to Armenia.

I would like to say I have been listening to statements that have been made and I would like to, as Paul Harvey says on the radio—or used to say, I do not get a chance to listen to him anymore—tell the rest of the story. Why does Turkey restrict the passage of aid to Armenia? Or, I should say, why did Turkey restrict the passage of aid to Armenia, since Turkey opened the air corridor from Erzurum to Yerevan on April 20, 1995, subject to the establishment of direct communication links and an aviation protocol between the two countries?

Prior to 1993, Turkey allowed hundreds of tons of third party assistance to pass through its territory and air space to Armenia. The conflict in Nagorno-Karabakh, an autonomous region of ethnic Armenians located within the
Republic of Azerbaijan, Azerbaijan and Armenia are both neighbors of Turkey. Currently, more than 20 percent of the Armenian territory is occupied by Armenia, and one of every seven Azerbaijani is a refugee in his own country. At the time, the official U.S. reaction was to condemn the Armenian offensive, which undermined the CSCE-sponsored—Conference on Security and Cooperation in Europe—CSCE-sponsored peace process. Human rights groups have shown they are the victims of rights abuses against Azerbaijan. In February 1995, the Human Rights Watch/Helsinki group published a 118-page report on the subject, entitled “Azerbaijan: Seven Years of Conflict in the Nagorno-Karabakh.” Madame President, if human rights were the real issue here, perhaps aid to Armenia should also be reduced.

So, I say this just to say that this is a matter that is so more complicated than has been presented thus far. The government of Turkey is not to be said to be acting capriciously. It has responded to the concerns of its own citizens, who are culturally closer to the Azeris than to the Armenians. Public opinion in Turkey, something that we respect, a great deal in this country, would not support assistance going to Armenia. Humanitarian aid to Armenia, which would allow that nation to concentrate on a military offensive in Azerbaijan while still addressing the needs of its own people, while Azeris were being turned into refugees, simply could not be tolerated. Cutting off the passage of aid was a political decision, designed to help push for the end of the conflict between Armenia and Azerbaijan as quickly as possible. This is not unreasonable, but it is understandable.

I would also note, as an aside, that Armenia is slated to receive $55 million in U.S. assistance from this bill. However, as these same issues Armenia cooperation in allowing humanitarian aid to reach Azerbaijan, it is not entirely clear that Armenia will not also be caught in the net that is being woven in this amendment for Turkey.

Finally, I would like to again remind my colleagues of the many sound reasons the United States has for maintaining a strong relationship with Turkey. I have only yesterday noted the unique Ankara, predominately Muslim nation, a representative democracy in a region that is increasingly becoming radicalized and extremist. Turkey was among the first nations to recognize Israel, and it has been an example and a supporter of peace in the Middle East.

Turkey is also a member of NATO, and during the Cold War was responsible for defending 37 percent of the NATO/Warsaw Pact border, along the strategically critical Southern Front. Turkey continues to maintain a large military, like the United States, but unlike most other NATO allies. This military security allowed Turkey to stand bravely with the West, in the face of some internal opposition, against Saddam Hussein, and all this despite a 331 kilometer border with Iraq. Turkey has paid the price for that cooperation. It closed the oil pipeline from Iraq, losing millions in revenues. It has supported the economic sanctions against Iraq, previously its second largest trading partner. It made quite a sacrifice in doing that. Over 2,000 Turkish oil tankers originated in Incirlik, Turkey. Since the war, over 23,000 sorties flown over to protect the Kurds in northern Iraq have been flown from bases in Turkey.

The U.S. Operation Provide Comfort to support the Kurds in Iraq would not be possible without the support of the Turkish government and its people. Both Secretaries of Defense Perry and Chairman of the Joint Chiefs of Staff, General Shalikashvili, have written letters in support of a continued strong U.S.-Turkish relationship. A continued strong relationship with Turkey is in our interest. It is in the interests of Turkey. It is in the interests of Israel. It is in the interests of Greece.

Poorly disguised pro-Armenian, anti-Turkish amendments and bills serve only to undermine the support that the United States needs to serve our interests in safeguarding the stability of the region. H.R. 1561, as reported by the Committee, would authorize 150 programs at significantly reduced levels. Adequate International Affairs funding, however, is essential to crisis prevention and gives us an alternative to unilateral action in support of our interests. For example, foreign affairs spending can mitigate internal and external conflicts that, left to foster, could require U.S. military logistical involvement and possibly direct intervention, with escalating human and material costs. The costs of such interventions are borne primarily in the DOD budget at the expense of readiness. Underfunding the International Affairs budget, in my view, runs the risk that the United States will be unable to protect its interests except with military force.

I am also disturbed by some provisions of H.R. 1561 which would impose unnecessary restrictions on the ability of the President to conduct U.S. foreign policy. Its prohibition on assistance to countries which in any way restrict the flow of U.S. humanitarian aid would unduly damage our important security relationship with Turkey. Cutting off security assistance to this important Western-style democracy would only hurt our efforts to contain the threat in the Middle East. Other restrictions in H.R. 1561 would hinder our ability to implement and fund the Aired Framework with North Korea, under-cutting our achievements in preventing the spread of nuclear weapons. Finally, H.R. 1561 would restrict our ability to contribute to international organizations which can help shield our security interests.

I appreciate the support for military assistance activities, particularly IMET, included in H.R. 1561. However, for the reasons stated above, I would recommend that the President veto the bill if it were presented to him in its present form.

Sincerely,

WILLIAM J. PEHRY
Hon. SONNY CALLAHAN,
Chairman, Committee on Appropriations
Washington, DC.
Turkey has had a tradition of supporting Western interests over the past 50 years. From 1950 to 1953, Turkey provided a 4,500-man infantry brigade to join the United States in support of anti-Communist forces in Korea. Turkish forces fought with enormous valor and distinction. Turkey was also the bulwark of NATO during the early years of the Cold War, defending 37% of the NATO-Warsaw Pact land frontier, as well as Turkey’s Black Sea coast and the straits controlling passage to the Mediterranean.

During Operations Desert Shield and Desert Storm, Turkey was a stalwart supporter of the United States and coalition efforts, from the deployment of Joint Task Force Proven Force fighters and other aircraft to Incirlik Air Base. The Turks committed their forces to UNPROFOR in Bosnia. Turkey repatriated and Saddam Hussein would have subjugated the Kurds of northern Iraq.Incorrectly so.

In Somalia, contributing 350 troops and the commander of the military elements of the U.N. force after U.S. forces withdrew. They also support current operations in Deny Flight and Sharp Guard with over 1,500 troops in Bosnia. Turkey represents a positive role in the Middle East peace equation and uses traditional influence with the Central Asian Republics to spread democratic values, secular principles, and to promote market-based economies. In our endeavors to reduce tensions in the Aegean between Greece and Turkey, the Turkish military has been forthcoming in providing unilaterial support to the Greeks and working with us to establish military-to-military Confidence Building Measures to bring about a reduction in tensions.

Turkey’s continued participation in NATO as a strong and steady partner remains vitally important as new security arrangements evolve in Europe. Next to the U.S., Turkey maintains the largest standing army in NATO. We have come a long way toward efforts to moderate commensurate with the threats they face in this rough neighborhood. While some of Turkey’s neighbors continue development of weapons of mass destruction, Turkey faces increasing fiscal constraints in efforts to modernize and remain vulnerable to the threats posed by these weapons.

It is my understanding that some individuals would eliminate military assistance to Turkey based on human rights concerns. The Turks have taken seriously efforts to improve human rights awareness among its personnel. Progress is visible in their newfound willingness to discuss this sensitive subject. They have implemented new rules of engagement for all military operations and provided additional training to many soldiers assigned to anti-terrorist operations in northern Iraq. Recent operations in northern Iraq drew sharp criticism from many of Turkey’s European neighbors, evidence that Turkish military support to great lengths to protect the lives of innocent civilians while destroying terrorist base camps. There has been, in short, significant progress in the right direction.

I have personally engaged General KaradayI, Turkey’s Chief of Defense, in dialogue regarding human rights and found him to be willing to assist in moving forward with new measures aimed at enhancing Turkish democracy and human rights. The Turks are not yet back on track on human rights and is ready to make a concerted effort to see democratization legislation pass. Imposing more restrictions today on an already troubled relationship will only drive the United States to increase support for them and taking on the role of adversary, we lose access to key decision makers. Recent progress combined with Turkey’s requests to augment U.S. air power should drive the United States to increase support to Turkey in order to achieve our objectives, not destroy bilateral relations.

Your support in ensuring continued military assistance to Turkey is appreciated. Please do not hesitate to call if I can be of further assistance.

Sincerely,

JOHN M. SHALIKASHVILI,
Chairman, Joint Chiefs of Staff.

U.S. DEPARTMENT OF STATE,
OFFICE OF THE SPOKESMAN.

TURKEY: OPENING OF AIR CORRIDOR WITH GEORGIA.

The United States is pleased to note that the government of Turkey has decided to re-open an air corridor to Armenia. This should help the flow of humanitarian aid to Armenia. It represents the first concrete step in what appears to be a warming trend in Turkish-Armenian relations, and can help further efforts for peace in Nagorno-Karabakh and stability in the region.

Mr. SIMON addressed the Chair.

THE PRESIDING OFFICER. The Senator from Illinois is recognized.

Mr. SIMON. Madam President, let me respond just briefly to my friend from West Virginia, and he is my friend. I have tremendous respect for him, and he gives us a historical perspective not only in the Senate but from the centuries. If you visit the Simon household, you will see in one of the rooms a print of a painting by a young Robert Byrd done some years ago. I forget the year. I am sure Robert Byrd could tell you the year of that painting.

Mr. BYRD. It would have to be at least, Madam President, 100 years ago for me to have been young.

[Laughter]

Although I feel that my spirit is still young.

Mr. SIMON. But let me, Madam President, respond to what Senator Byrd had to say. When he called this a poorly deserved anti-Turkey amendment, both Senator DOLE and I mentioned in discussing the amendment initially that it would immediately affect Turkey. There has been no attempt to hide that. Though the principle, we think, is sound, a nation that denies humanitarian assistance to another nation should not get American foreign aid.

On the situation in Karabakh, I have not visited that region. I have visited Yerevan, the capital of Armenia, and Baku, the capital of Azerbaijan. Karabakh is a region where the large majority of people are Armenian by heritage. Again, I say this as someone who has not visited the area, but there is a division of opinion within Karabakh. Some of them want that as an independent country. Some of them want Karabakh to be part of Armenia. I have met with representatives of both sides, while clearly the sympathy and public opinion in Armenia is powerful just as it is in Turkey—Senator Byrd mentioned public opinion in Turkey—the Government of Armenia has assisted by providing electricity to Karabakh, even though there is a problem in that region now a cease-fire, and there is movement toward negotiation.

There have been small steps forward. And one of the small steps forward was mentioned by Senator Byrd when the Prime Minister of Turkey—and right now the Prime Minister of Turkey is trying to reorganize the Government of Turkey, as I am sure Senator Byrd is aware. But she has shown some small steps toward reconciliation with Armenia. We ought to be encouraging those small steps, and other steps to be taken. That is the aim of this resolution.

Mr. BYRD. Will the Senator yield just at that point?

Mr. SIMON. I am pleased to yield.

Mr. BYRD. We should be encouraging additional steps. I am just not sure that this is the way to go about it.

Mr. SIMON. That is where my friend and I differ. I think this is a way to send a message, and as the Senator from West Virginia has pointed out, we have the flexibility I wish the President could negate this. The President can say it is in our national interest to go ahead despite this violation. So I think it is wise.

One other point Senator Byrd makes that I think is a point which we should keep in mind—not only in this but in other things. Turkey is predominantly a Moslem country. We are going to have to be more sensitive to the Moslem world than we have been. We have in the United States more Moslems than we have Presbyterians today, one of the amazing statistics, at least as it applies to me when I learned it. That is why I think what we did in Somalia by helping the people of Somalia was very important, and I think it was one of George Bush’s finest hours despite the criticism that sometimes is made of our small reaction.

But the principle that is established here in the Dole amendment I think is sound. Does it apply to Turkey right now? Yes. Will it apply in other situations in the future? Does it have flexibility with it? Yes. Because we permitted the President of the United States to have a waiver.
So I think the resolution should be adopted. I hope we will accept it, and move ahead.

Again, I make clear that neither on the part of Senator Dole nor on my part is this designed as an anti-Turkey amendment. It is a message, however, to the Turkish Government.

Madam President, I yield the floor.

Mr. BYRD addressed the Chair.

The PRESIDING OFFICER. The Senator from West Virginia is recognized.

Mr. BYRD. Madam President, my distinguished friend says that this amendment sends a message. He interprets the message in a different way from the way I interpret it. That is what I am concerned about. It will not be interpreted in Turkey as the way, perhaps, Senator Simon wants it to be. I cannot speak authoritatively, of course. But I do not believe this is the way to send a postcard message to the Turks. I am concerned that we will send a message that backfires. I have no particular axe to grind for Turkey, or for Greece, or for Israel. I am not anti-Turkey. I am not anti-Armenian. I am not anti-Israel. I am not anti-Greek. I am pro all of them. But I am even more pro-American. My first interest and my last interest, and my interest all the time, is in what I feel to be the best interests of the United States of America.

I think we sometimes offer amendments that may appeal to this, or that, or some other special interest group or lobby, and there are some pretty powerful ones that can sway a lot of votes in this Senate. I suppose in that regard, I might wish that Turkey had a more powerful American lobby. Turkey does not have a powerful lobby in this country. And for that matter neither do the American people.

I am here lobbying for the American people. I do not claim to be more patriotic than any other Senator. I do not ascribe any ulterior purpose to anyone. We are all patriotic. But I am afraid that we often and I am underestimating the interests of our own country when we become a little overly enthusiastic at times in sending so-called messages to countries that are our friends, and that have demonstrated time and time again their friendship towards the United States.

Look at the strategic position of Turkey on the map. The people of Israel, and the people of Greece should recognize that there is a strong Turkey protecting their flanks and their security interests. There are forces within Turkey that are striving to turn Turkey's face away from the West and may someday succeed in converting Turkey into another Iran. Then where would Israel be? Then where would NATO be? Our own security interests would suffer. I am just pro United States, and I see Turkey as a friend, an ally. So we cannot afford to insult her. It seems that we have a purpose here. That is why I am up Turkey around—to send a message.

Madam President, I respect the views of other Senators, but I hope the Senate

Mr. LEAHY. We seem to have a communication problem. Might we enter a quorum call for just a moment?

Mr. HELMS. Fine.

Mr. LEAHY. Madam President, 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. HELMS. Madam President, I ask unanimous consent that further proceedings under the quorum call be dispensed with.

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

Mr. HELMS. I thank the Chair.

AMENDMENT NO. 2727 TO COMMITTEE AMENDMENT ON PAGE 2, LINE 2

(Purpose: To prohibit the use of funds for relocating the Agency for International Development to the Federal Triangle Building, Washington, District of Columbia)

Mr. HELMS. Madam President, oh, about 30, 40 minutes ago I was delayed in having my amendment, which is now at the desk, stated.

When I asked unanimous consent to have all amendments laid aside, except the committee amendment, there was an objection. Now, as objection, as I understand it, is so ordered. So I now ask that the amendment be stated.

The PRESIDING OFFICER. Is there objection?

If not, the clerk will read the amendment.

The assistant legislative clerk read as follows:

The Senator from North Carolina [Mr. HELMS] proposes an amendment numbered 2727 to the committee amendment on page 2, line 25.

The amendment is as follows:

At the appropriate place in the committee amendment insert the following:

PROHIBITION ON USE OF FUNDS FOR RELOCATING AID TO FEDERAL TRIANGLE BUILDING

SEC. 577. Notwithstanding any other provision of law, none of the funds appropriated or otherwise made available by this Act may be used to relocate the Agency for International Development, or any part of that agency, to the Federal Triangle Building in Washington, District of Columbia.

Mr. HELMS. Mr. President, while the Senate Foreign Relations Committee was busy approving legislation abolishing the Agency for International Development, the entrenched bureaucracy at USAID has been preparing to spend $40 million to move its offices into some of the most expensive real estate in the entire Washington area. Apparently, AID officials think they are playing with monopoly money and that AID has just landed on Boardwalk.

The building, known as the Federal Triangle and dubbed by the Washington Times a “Blueprint for a Boondoggle,” was originally supposed to cost $352 million but its cost has soared to $700 million. Tom Sherman, former assistant administrator of GSA called it the project from Hell. Yet, despite congressional efforts to abolish AID, they intend to burrow-in at this plush,
Mr. MCCONNELL. Madam President, while Congress is working to abolish the amendment (No. 2727) was

Mr. LEAHY. I move to lay that amendment on the table.

Mr. BINGAMAN. Mr. President, this amendment, as the language of the amendment just read indicates, is an effort to put the Senate on record and the Congress on record as favoring protection of some basic humanitarian efforts made by Americans on behalf of the Cuban people.

Mr. LEAHY. Madam President, while the amendment would allow Cuban-Americans and American citizens currently residing in the United States to provide modest cash remittances to Cuba or aid the Cuban Government, this amendment is not intended to protect the rights of Cuban-Americans to travel to Cuba or aid the Cuban Government, but it will go a great distance in aiding or in easing the suffering of the Cuban people.

Second, the amendment would protect the rights of Cuban-Americans to travel to Cuba in the event of a medical emergency or death in their immediate family. Cuban-Americans would be able to travel for periods of up to 30 days for such emergencies. I am sure any efforts to bring democracy to Cuba or aid the Cuban Government, but it will go a great distance in aiding or in easing the suffering of the Cuban people.

Finally, the amendment says that the United States would not be prohibited from participating in humanitarian efforts of multilateral organizations of which the United States is a member, where such humanitarian relief efforts are made in the aftermath of a natural disaster on the island of Cuba.

The PRESIDING OFFICER (Mr. GORMON). The Senator from New Mexico [Mr. BINGAMAN] proposes an amendment numbered 2728.

The amendment is as follows:

At the appropriate place insert the following:

SEC. PROTECTION OF HUMANITARIAN EFFORTS.

Notwithstanding any provision of law to the contrary:

(a) FAMILY SUPPORT PAYMENTS.---Residents of the United States shall not be prohibited from sending to their parents, siblings, or children, living in Cuba small amounts of money (not to exceed $200 per month) to be used for the purchase of basic necessities, including food, clothing, household supplies, rent, medicine, and medical care.

(b) COMPASSIONATE TRAVEL.---Residents of the United States shall not be prohibited from traveling to Cuba for a period up to thirty (30) days to attend to a medical emergency involving, or to attend the funeral of, such resident's parent, sibling, spouse, or child.

(c) NATIONAL DISASTER RELIEF.---The United States shall not be prohibited from participating in humanitarian relief efforts made by Americans on behalf of the Cuban people.

More importantly, it also allows Cuban-Americans currently residing in the United States to be among the hundreds of immediate family members who may have still remaining in Cuba.

First, the amendment would allow Cuban-Americans and American citizens who currently reside in the United States to provide modest cash remittances of not more than $200 a month to immediate family members.

The reason that this is an important protection is that, as we presently have in place a policy or Executive order that is prohibiting those remittances. That has been in place ever since we were negotiating sometime last year with the Cuban Government. I do not believe that this will hurt any efforts to bring democracy to Cuba or aid the Cuban Government, but it will go a great distance in aiding or in easing the suffering of the Cuban people.

Second, the amendment would protect the rights of Cuban-Americans to travel to Cuba in the event of a medical emergency or death in their immediate family. Cuban-Americans would be able to travel for periods of up to 30 days for such emergencies. I am sure my colleagues would want that any individual should be able to freely travel in order to attend the funeral of a family member or deal with a family medical emergency.

Finally, the amendment says that the United States would not be prohibited from participating in humanitarian efforts of multilateral organizations in the aftermath of any natural

Mr. BINGAMAN. Mr. President, while the amendment would be the major reorganization amendment that we debated earlier today.

Mr. BINGAMAN. Madam President, this amendment, as the language of the amendment just read indicates, is an effort to put the Senate on record and the Congress on record as favoring protection of some basic humanitarian efforts made by Americans on behalf of the Cuban people.

Mr. LEAHY. Madam President, while the amendment would allow Cuban-Americans and American citizens currently residing in the United States to provide modest cash remittances to Cuba or aid the Cuban Government, this amendment is not intended to protect the rights of Cuban-Americans to travel to Cuba or aid the Cuban Government, but it will go a great distance in aiding or in easing the suffering of the Cuban people.

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Mr. BINGAMAN. Mr. President, while the amendment would allow Cuban-Americans and American citizens currently residing in the United States to provide modest cash remittances to Cuba or aid the Cuban Government, this amendment is not intended to protect the rights of Cuban-Americans to travel to Cuba or aid the Cuban Government, but it will go a great distance in aiding or in easing the suffering of the Cuban people.

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Finally, the amendment says that the United States would not be prohibited from participating in humanitarian efforts of multilateral organizations in the aftermath of any natural
disaster that might occur involving the island of Cuba. These international e
forts or humanitarian efforts referred to would be efforts initiated by multilateral organizations of which we are already a member, and we, of course, would be supporting these relief efforts through those organizations.

Mr. President, I am sure that all Members of the Senate will agree that the protection of these basic humanitarian efforts by Americans and Cuban-Americans on behalf of the Cuban people and family members is the right thing to do. We may have serious disagreements about United States policy and how that policy can best achieve democracy in Cuba, but surely we can all agree that such a policy should not be inhumane to the people of that country.

Our Government’s dispute with the Cuba Government should not interfere with clearly humanitarian efforts and basic family rights of Cuban-Americans residing in this country.

Mr. President, I believe it is important to be on record in support of this, particularly in light of some of the Executive orders that have been issued recently.

I urge my colleagues to support the amendment. I yield the floor.

Mr. LEAHY. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. BINGAMAN. Mr. President, I ask unanimous consent that the order for the quorum be dispensed with.

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

Mr. BINGAMAN. Mr. President, I ask unanimous consent that Senator PELL, the Senator from Rhode Island, be listed as a cosponsor of the amendment.

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

Mr. HELMS. Mr. President, will the Chair inform me as to what the lineup of amendments is at the present time?

The PRESIDING OFFICER. The Senator from North Carolina.

Mr. HELMS. Mr. President, will the Chair inform me as to what the lineup of amendments is at the present time?

The PRESIDING OFFICER. The Senator from North Carolina.

Mr. HELMS. Mr. President, the distinguished Senator from North Carolina suggesting that we handle the—I do not see a number on this—PLO amendment?

Mr. McCONNELL. Mr. President, is the distinguished Senator from North Carolina suggesting that we handle the—PLO amendment?

Mr. HELMS. Middle East peace, yes. Mr. McCONNELL. It is my understanding that that has been cleared on both sides. Is that Senator LEAHY’s understanding?

Mr. LEAHY. I am doublechecking that right now. If it is, we can dispense with it in about 2 minutes. Maybe we can save ourselves even more time if we can withhold for just a couple of minutes.

Mr. HELMS. In any case, if the Senator will yield, I do have a statement which would take 5, 10 minutes in connection with the amendment.

Mr. LEAHY. I have no problem with that at all. That might kill two birds with one stone.

Mr. HELMS. I thank the managers of the bill. I shall be as brief as possible. This amendment, as I understand it, has been cleared on both sides. I hope that is correct.

Mr. President, Senator PELL, the distinguished Senator from Rhode Island and ranking member of the Foreign Relations Committee and the several other cosponsors of the Middle East Peace Facilitation Act of 1995 introduced our bill, S. 1064, on July 21, with the now-obvious overly-optimistic assumption that it could and would be incorporated into the State Department authorization bill.

I shall not recount the well-known reasons why the Foreign Relations Committee’s State Department authorization bill was given such scant consideration by the minority of the Senate, except to say that it ran into bureaucratic bombardment from the State Department, the White House, and a coterie of independent agency bureaucrats who were tormented by the very idea that their multimillion dollar playpens might be broken up, which, I might add, was precisely the intent of my piece of legislation.

In any case, we are with the Foreign Relations Committee’s authorization bill now in part tacked onto the Foreign Relations Committee, and I and the several other cosponsors of the Middle East Peace Facilitation Act, which is now pending.

If you wonder if I trust Yasser Arafat, the answer is “no.” His hands are bloody; his career is smeared with unspeakable acts of terrorism. I will never fully understand how the leaders of Israel could reach the decision to turn over land to Arafat, a man whose creed calls for the destruction of the nation of Israel, and whose co-conspirators have referred to Israel as the “eternal enemy.”

Will this peace process convince Arafat that he cannot promote peace while he is winking at gun-toting terrorists in Hamas? I do not know, but I frankly doubt it. Will it matter to Arafat that the Congress of the United States regards Jerusalem as the capital of Israel, and that this Congress has not the slightest predisposition or intent to help finance PLO offices in Jerusalem? I think not.

One thing is certain about the Middle East Peace Facilitation Act of 1995, the pending amendment. One thing or the other is going to happen. Yasser Arafat will have a final opportunity to demonstrate that for once a leopard can change its spots. He will have an opportunity to astonish everybody by demonstrating that he does indeed wish to end this ruinous and honorless conflict and that he has even a spark of genuineness in him.

But Yasser Arafat will have a final opportunity to demonstrate that for once a leopard can change its spots. He will have an opportunity to astonish everybody by demonstrating that he does indeed wish to end this ruinous and honorless conflict and that he has even a spark of genuineness in him.
The legislative clerk read as follows:

The Senator from North Carolina [Mr. HELMS] proposes an amendment numbered 2729.

Mr. HELMS. I ask unanimous consent reading of the amendment be dispensed with.

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

The amendment is as follows:

On page 113, lines 23 and 26, strike “eighteen” and insert “twelve”.

On page 119, line 15, insert “and thereby nullified” after the phrase “effectively disavowed.”

On page 120, lines 3 and 4, strike “in accordance with the terms that may be agreed with Israel” and insert “that neither engage in nor practice terrorism or violence in the implementation of their political goals.”

On page 120, line 15, strike “and”.

On page 120, line 19, strike the period and insert “; and”.

On page 120, between lines 19 and 20, insert the following:

(7) the P.L.O. has not funded, either partially or wholly, or has ceased funding, either partially or wholly, any office, or other presence of the Palestinian Authority in Jerusalem;

(8) the P.L.O. is cooperating fully with the Government of the United States on the provision of information on United States nationals known to have been held at any time by the P.L.O. as prisoners.

At the appropriate place in the Committee amendment, insert the following new section:

COERCIVE POPULATION CONTROL METHODS

Sec. 8. Notwithstanding any other provision of this Act or other law, none of the funds appropriated by this Act may be made available for the United Nations Population Fund (UNFPA), unless the President certifies to the appropriate congressional committee that (1) the United Nations Population Fund has terminated all activities in the People’s Republic of China; or (2) during the 12 months preceding such certification, there have been no abortions as the result of coercion associated with the family planning policies of the national government or other governmental entities within the People’s Republic of China. As used in this section the term “coercion” includes physical duress or abuse, destruction or confiscation of property, loss of legal livelihood, or severe psychological pressure.

The PRESIDING OFFICER. If there is no further debate on the amendment, the question is on agreeing to the amendment.

The amendment (No. 2729) was agreed to.

Mr. HELMS. I move to reconsider the vote.

Mr. McCONNELL. I move to lay that motion on the table.

The motion to lay on the table was disagreed to.

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

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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

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

Mr. HELMS. Mr. President, I have an unprinted amendment—it is a printed amendment—at the desk. I ask it to be stated.

The PRESIDING OFFICER. Does the Senator ask unanimous consent to set aside the pending amendment?

Mr. HELMS. Yes, sir. I thank the chair.

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

AMENDMENT NO. 2730 TO THE COMMITTEE AMENDMENT

(Purpose: To restrict the availability of funds for the U.N. Population Fund (UNFPA))

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from North Carolina [Mr. HELMS] proposes an amendment numbered 2730 to the committee amendment.

Mr. HELMS. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

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

The amendment is as follows:

At the appropriate place in the Committee amendment, insert the following new section:

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Mr. HELMS. Mr. President, the pending amendment is directed toward the U.N. Population Program familiarly known as UNFPA. It is directed at the U.N. Population Program and the People’s Republic of China.

The arrest earlier this year of my friend, Harry Wu—and he is a friend of a lot of Senators here—again highlights, I think, China’s dismal human...
rights record. And of course all Senators have heard the horror stories associated with the brutal population control program of the People’s Republic of China.

The pending bill proposes to hand over another $35 million to UNFPA—$20 million less than the Clinton administration proposed in my judgment, and I think the judgment of many other Senators, it is still $35 million too much. I, therefore, expect a few UNFPA to come down to the Senate floor and say that U.N. Population Program activities in China really don’t matter because UNFPA does some good things elsewhere. Others will claim that language specifically restricting the United States contribution from being used in China is all that is needed. But, I do not buy that, and neither do the American people, if I am any judge of the attitude of the people.

Either UNFPA is mixed up in China’s grotesque and cruel population control program, or it is not. And the fact is, UNFPA helped design China’s one-child-per-family population control program 20 years ago, and it has actively supported the program ever since. Indeed, UNFPA holds up China’s program as a model for the developing world.

The pending amendment insists that the U.N. Population Program terminate its activities in China or the United States Government will terminate its association with UNFPA. It is as simple as that. The amendment is identical to language in the House version of this bill, and should be included in this bill.

Let me say, parenthetically, that a foreign aid conference report may experience some trouble in the House unless this and other pro-life, pro-child provisions remain. Foreign aid is as unpopular in the House as it has ever been, and I do not think that pro-life Congressmen will be inclined to vote for this bill without language protecting unborn children.

Mr. President, let us be clear about the kind of abuses that occur in China under the nose of UNFPA. Women are drugged into government clinics and forced to have an abortion if they already have one child. Women and men are forced, like animals, to undergo sterilization procedures if they violate the one-child policy. This inhumane program—which UNFPA is so proud—has caused an alarming increase in abortions of baby girls because many Chinese value boys more.

In light of this cruelty against the most innocent and helpless members of the human race, the Christian Coalition’s Contract with the American Family specifically targets eliminating funding for UNFPA. A cogent explanation of why UNFPA is targeted is on pages 72-74 of the contract. I shall do everything in my power to require that UNFPA pull out of China, or face termination of United States taxpayers’ funding.

Mr. President, this bill carries another provision—as have previous foreign aid appropriations bills since 1985—designed to prohibit funding UNFPA, but without identifying UNFPA by name. The provision, known as the Kemp-Kasten amendment, prohibits funding of any “organization or program which, as determined by the President of the United States, supports or participates in the management of a program of coercive abortion or sterilization.” Senator Kasten and Congressman Kemp had Communist China in mind, where UNFPA operates one of its cornerstone programs.

From 1986-92, the Reagan and Bush administrations determined that UNFPA was in violation of the Kemp-Kasten amendment. Indeed, President Bush vetoed the fiscal year 1990 foreign operations appropriations bill because it gutted the Kemp-Kasten amendment. President Clinton proposed funding UNFPA because it was the only organization that violated the Kemp-Kasten amendment and because, as Mr. Bush put it:

The [U.N. Population Program] participates in and strongly advocates the program of a particular foreign government [China] which relies heavily upon compulsory abortion. This fund received no United States assistance since 1986, precisely because of its involvement in the coercive abortion policy.

It is well known that one of the first actions taken by President Clinton, when he assumed office, was to reverse this longstanding policy—despite the administration’s full knowledge of China’s cruel program and UNFPA’s close relationship with it. That is why the pending amendment is the pending business in the Senate right now.

AID Administrator Brian Atwood told the chairman of the House Foreign Operations Appropriations Subcommittee, in an August 6, 1993, letter, that "...if there are not significant improvements in China’s population program, the United States will not support continued UNFPA assistance to China beyond 1995 when the current program ends."

The fact is, Mr. President, the situation in China has worsened, but UNFPA does not intend to pull out of China, and the Clinton administration has every intention of contributing money to UNFPA. The administration apparently gives UNFPA a wink and a nod in New York, and then glibly tells Americans "trust us, the United States doesn’t support UNFPA assistance to China."

Let me say this in conclusion. Mr. President, Americans already believe that too much of their tax money goes to the United Nations. Poll after poll after poll shows that. And they certainly do not want any administration to give money to the U.N. Population Program, thereby condoning that organization, including its involvement with China’s grotesque population control program.

Since China clearly has made no improvement on human rights, and since UNFPA’s relationship with China remains unchanged, I strongly urge Senators to support the amendment to force UNFPA out of China.

The PRESIDING OFFICER. The Senator from Kentucky.

Mr. MITCHELL. Thank you, Mr. President, as the Senator from North Carolina, I believe, mentioned in his statement, the amendment he offered was in the original chairmen’s mark which was then stripped out at the subcommittee level, so I obviously support the amendment of the Senator from North Carolina.

One of the thoughts that my friend from Vermont and I were discussing is the possibility of a hour and half, or a 2-hour time agreement on the amendment, if that is acceptable to the Senator from North Carolina. That would give Senators notice that there would be a vote at a time certain in a couple of hours from now.

I am curious. I would ask Senator LEAHY if he has any feeling about the appropriateness of such time agreement.

Mr. LEAHY. Mr. President, I strongly support it if we are ever going to finish this bill in our lifetime. I understand one Senator is not on the floor, therefore, would be on the floor in about a minute or two.

I would suggest this, that we go off this amendment for about 3 minutes, bring back the Bingaman amendment during that time, and then 3 minutes from going back to the Senator from North Carolina.

Mr. President, I ask unanimous consent that we go off the pending amendment, go back to the Bingaman amendment, and I assure my colleague I will be asking that we go back to the Helms amendment in a matter of 3 or 4 minutes.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. HELMS. Mr. President, I ask for the yeas and nays on the amendment.

The PRESIDING OFFICER. On the Helms amendment.

Mr. HELMS. Yes. The PRESIDING OFFICER. Is there objection to the request? Hearing no objection, is there a sufficient second? There is a sufficient second.

The yeas and nays were ordered.

Mr. HELMS. I thank the Chair. I thank the managers.

Mr. BINGAMAN. Mr. President, what is the pending business?

The PRESIDING OFFICER. The Chair informs the Senator from New Mexico that the pending amendment is the amendment of the Senator from New Mexico.

AMENDMENT NO. 2731 TO AMENDMENT NO. 2728

(Purpose: To allow residents of the United States to send to their immediate family members in Cuba small amounts of money to pay for basic necessities such as food, clothing, and medical care.)

Mr. BINGAMAN. Mr. President, I send a second amendment to the desk and ask for its immediate consideration.
The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:
The Senator from New Mexico (Mr. BINGA-
MAN) proposes an amendment numbered 2731
to amendment No. 2732.
Mr. BINGAMAN. Mr. President, I ask unanimous consent that the amendment be dispensed with.

Mr. LEAHY. Mr. President, I yield the floor.

Mr. BINGAMAN. Mr. President, I ask for the yeas and nays on the second-de-
gree amendment.

The PRESIDING OFFICER. Is there a sufficient second?

Mr. LEAHY. Mr. President, I have a sufficient second.

The yeas and nays were ordered.

Mr. BINGAMAN. Mr. President, I ask unanimous consent that the vote on the amendment occur at 6:30.

Mr. LEAHY. Mr. President, I ask unanimous consent that the vote on the amendment be divided under control of the managers.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the vote on the amendment be equally divided in the usual fashion.

The PRESIDING OFFICER. Is there objection?

Mr. LEAHY. Mr. President, I ask unanimous consent that the amendment be called equally.

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

The amendment is as follows:

(a) FAMILY SUPPORT PAYMENTS. — Residents of the United States shall not be prohibited from sending to their parents, siblings, spouses, or children currently residing in Cuba small amounts of money (not to exceed $125 per month) to be used for the purchase of basic necessities, including food, clothing, household supplies, rent, medicines, and medical care.

(b) COMPASSIONATE TRAVEL. — Residents of the United States shall not be prohibited from traveling to Cuba for a period up to thirty (30) days to attend to a medical emergency, or to attend the funeral of, such resident's parent, sibling, spouse, or child.

(c) NATIONAL DISASTER RELIEF. — The United States shall not be prohibited from participating in humanitarian relief efforts of multilateral organizations of which the United States is a member, where such humanitar-
ian relief efforts are made in the aftermath of a natural disaster on the island of Cuba.

Mr. BINGAMAN. Mr. President, I ask for the yeas and nays on the second-de-
gree amendment.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

Mr. BINGAMAN. Mr. President, I yield the floor.

Mr. LEAHY. Mr. President, I ask unanimous consent that we temporarily lay aside the Bingaman amendment and that we go back to the Helms amendment that we were discussing just a moment ago.

Mr. BINGAMAN. Mr. President, I yield the floor.

Mr. LEAHY. Mr. President, I ask unanimous consent that we temporarily lay aside the Bingaman amendment and that we go back to the Helms amendment that we were discussing just a moment ago.

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

Mr. McCONNELL. Mr. President, what I was going to suggest, subject to the approval of the other side, is that we schedule the vote on the Helms amendment for 6:30.

Would that work?

Mr. BINGAMAN. Mr. President, restoring the right to object, would it be possible in that same unanimous-con-
sent agreement to have a provision for a vote on the second-degree amend-
ment that I just offered giving sufficient time for debate?

Mr. McCONNELL. I say to my friend from New Mexico, we are still trying to get the input from one Senator on his amendment now as amended. So at this particular moment I think that would not be possible.

Mr. BINGAMAN. I will not object.

Mr. LEAHY. Mr. President, I have absolutely no objection. In fact, I think it would be a good idea to have the vote on the Helms amendment in an hour and a half, with the time equally divided under control of the managers.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the vote on the Helms amendment occur at 6:30 and that the amendment on the amendment be equally divided in the usual fashion.

The PRESIDING OFFICER. Is there objection?

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

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

The amendment is as follows:

AMENDMENT NO. 2730
Mr. LEAHY. Mr. President, I yield 15 minutes from the side in opposition to the distinguished Senator from Wis-
consin (Mr. FEINGOLD).

Mr. FEINGOLD. Thank you, Mr. President. I thank the manager very much for the 15 minutes in order to op-
pose the Helms amendment. I object to UNFPA and to support the committee language on population and abortion.

Everyone understands that this is the same debate we had in the Senate For-
egn Relations Committee this sum-
mer, when the committee voted by a decisive 11-5 vote to authorize $35 million in funding for UNFPA.

The UNFPA is the world's leading family planning agency, with approxi-
ately one-third of all population as-

cistance to developing countries chan-
neled through it.

It provides funds and training for ma-
ternal and child health care, family planning devices, and technical assist-
ance for population programs.

UNFPA's own mandate, is not involved in abortions or abortion-re-
lated services. It is family planning agency.

So, this is a debate on population. It should not be a debate on abortion.

That is what the amendment by the Senator from North Carolina demon-
strates a fundamental misunder-
standing of what the UNFPA does, and will do nothing to end the horrific practice of coercive abortion.

Nowhere in the world—including China does the UNFPA involve itself with abortion policy or the delivery of abortion and abortion-related services. Indeed, if I believed that UNFPA or any U.S. Government program was being used to support coercive abortion, I would do nothing to end the horrific practice of coercive abortion.

Like the chairman, I too, am the fa-
ther of two daughters and am horrified by the Chinese policies on baby girls.

To insinuate that anyone in this body supports such a practice is really dis-

That is one of the reasons I intro-
duced legislation with the chairman to re-voke most-favored-nation status for China. I believe it should be at the forefront of our human rights agenda with China.

It should be an issue at bilateral and multilateral fora;

It should be linked to benefits, such as MFN, which the Chinese desire;

It should be a subject for the U.N. Commission on Human Rights;

And it should be an issue for foreign corporations in China as they are sin-
cerely interested in improving the quality of life for their Chinese em-

But withdrawing from the UNFPA would do nothing to combat coercive abortion because UNFPA is not in-

involved in the policy, and current law governing the United States contri-

bution to UNFPA wholly separates United States funds from being used in China altogether.

That law was reaffirmed by a strong, bipartisan 11-5 vote in the Senate For-
egn Relations Committee last month when we debated the UNFPA issue in an amendment to the foreign aid au-

authorizaton bill.

Current law not only explicitly pro-
hibits United States funds from being used in UNFPA's China program, it also mandates that UNFPA must hold United States funds in separate accoun-
to ensure that they are not co-

mingled with other moneys which may be supporting family planning services in China.

Our provisions also require that the administration certify that China is re-
cieving only the $7 million which the UNFPA 5-year plan allocates. Under current law, if the report shows that UNFPA invests more than $7 million in China, then the United States contribution to UNFPA will be deducted by that proportion. There is no way that additional funds from the United States can be put in in this way.

Mr. President, we will do more to in-
fluence the China program if we stay involved with UNFPA. The current program ends in December 1986. If we are not contributors to UNFPA, then we will not be at the table at the end of the year to help decide if and how this organization will work in China. That is certainly no way to stop coer-

cive abortion.

Further, if we withdraw, we will pull no other country with us. Let me re-

mind my colleagues that when the United States withdrew from UNFPA in 1984, not one single other country 

joined in our boycott. In any event, it makes no sense to withdraw from this organization since it is in fact exactly the services performed by UNFPA that make abortion less likely and less fre-

September 21, 1995 CONGRESSIONAL RECORD — SENATE
Let us talk about that for a minute. Let us talk about the threat of overpopulation to our national security interests and what UNFPA and global population programs are doing to address it. The world population is exploding. From 1 to 2 billion people, today, we are up to 5 to 6 billion people, with 1 million born every 96 hours. At this rate, we will have quadrupled our population by the end of this century.

Overpopulation hampers economic development. It harms world food standards, threatens food security. It stresses the environment, it harms the status of women, and it often forces dangerous migration and refugee patterns. These are among the most serious threats in the 21st century. We must be able to use the achievements of the 20th century; namely, family planning, to counter them. With the UNFPA in the lead, contraceptive use worldwide has quintupled in the past 20 years while the average family size has been cut in half. According to the World Health Organization, approximately 320 million couples still completely lack access to family planning services and information.

Mr. President, population will be the key to whether improved economic policies succeed; whether we will coexist with our environment or deplete it; and whether political crises become self-sustaining and whether political crises become self-perpetuating. Whether policies succeed; whether we will coexist as a global community.

There are fortunately, Mr. President, many success stories to illustrate this point.

The so-called Asian Tiger economies—Indonesia, Malaysia, and Thailand—have been very successful in family planning programs, and they have been put together with assistance from UNFPA.

I have also visited, Mr. President, a family planning clinic in Tunisia which has one of the most successful programs in the world. It is also a country which is fast modernizing and developing a strong middle class. In my view, there is no coincidence that the economies of these countries are doing so well. There is no coincidence that the role of women in these societies is improving. Like human rights, global population concerns are U.S. national concerns.

Let me say again, while I share the outrage of the Senator from North Carolina about China’s abortion policy, I believe that it makes no sense to sacrifice UNFPA for China’s abortion policy in which that organization plays no role. If we can focus on what the real issue is here, I think my colleagues will be persuaded that a U.S. contribution to the UNFPA is clearly in our national interest and does not contradict our national values.

Mr. President, this amendment really spawns false debate, and I urge the Senate to follow both the Foreign Relations Committee and also the Appropriations Committee and to defeat it.

I thank the Chair and yield the remainder of whatever time I have back to the manager. I yield the floor.

Mrs. MURRAY addressed the Chair.

The PRESIDING OFFICER. The Senator from Washington.

Mrs. MURRAY. Thank the Chair.

The PRESIDING OFFICER. The Senator from Washington is informed that time is controlled. Does she wish to ask unanimous consent to take a certain amount of time from the Senator from Vermont?

Mrs. MURRAY. How much time remains on our side?

The PRESIDING OFFICER. There are 43 minutes and 7 seconds.

Mrs. MURRAY. Will the Senator from Vermont yield 10 minutes?

I thank the Senator.

The PRESIDING OFFICER. Without objection, the Senator from Washington has 10 minutes.

Mrs. MURRAY. I thank the Chair.

Mr. President, the debate surrounding UNFPA began over a decade ago during the Reagan administration. Foes of UNFPA claimed then, as they do today, that the United States should withdraw support for UNFPA because of the Chinese influence. In China, where there have been persistent reports of government sanctioned forced abortions.

There is no question that the Chinese do many things that I abhor. Forcing women to have abortions or forcing individuals to undergo sterilization is a gross violation of human rights and should be condemned by our Government at the highest levels.

Likewise, the killing of female infants is a problem for this important country and appears to often go unpunished by Chinese officials. But it would be illogical—and counterproductive—for the United States to pull out of those international agencies that give aid to children in China because of the horrific practice of female infanticide that plagues that nation.

So why should we ask this organization to carry the sins of China on its shoulders when it comes to the question of family planning? The facts have never supported this approach. When the question of UNFPA funding was first debated during the Reagan administration, officials under President Reagan investigated the issue and found, and I quote from an AID document from that time, “that UNFPA is a benevolent factor in China which works to decrease the incidence of coerced abortion” in China by providing effective family planning services.

But the same Reagan investigation found absolutely no evidence that the UNFPA participated in or supported in any way China’s coercive family planning practices. Sadly, caught up in the pro-life politics of the time, UNFPA was nonetheless defunded by President Reagan. President Clinton has since resumed U.S. support for this agency and therein lie the roots of today’s debate. Through all of this, however, the facts have been clear, that UNFPA has been part of the solution in China by helping to reduce the incidence of abortion in that country and others by providing high-quality voluntary family planning services. UNFPA’s goal is to eliminate the need for abortions. The guiding maternal and child health care and voluntary family planning services. These are the kinds of programs that are unquestionably the most effective means of preventing abortion. And the majority of UNFPA’s assistance goes toward programs in these areas. Ironically, by denying support to this most effective international family planning agency, the Helms amendment might well have the unintended effect of increasing the incidence of abortion in China.

It has been policy, by others during this debate, the committee bill before us continues the longstanding policy of banning the use of U.S. funds for abortions overseas. That ban, commonly known as the Helms amendment, has been part of the permanent foreign aid statutes since 1973 and remains unchanged in the committee’s bill.

In addition, the bill prohibits the use of U.S. funds for abortion lobbying.

So the real question facing the Senate today is this: The committee bill is already stringently antiabortion, but by disqualifying one of the most tried and true family planning organizations from receiving U.S. support, do we really want to make this bill antifamily planning as well?

Let me take a minute to review for my colleagues the important work that is being done by UNFPA and why U.S. support for this organization is so important. The United States played a key role in establishing the UNFPA in the late 1960’s, seeking to form an organization where we could work with other nations to address the problem of overpopulation. Since that time, UNFPA has become a respected and trusted source of safe and effective family planning services for women and families in poor and developing nations.

With programs in over 140 countries, UNFPA is the world’s largest voluntary family planning organization. The guiding philosophy behind UNFPA’s work in the developing world is to invest in women. UNFPA recognizes that
by investing in women, we strengthen entire communities as well as national economies. In addition to family planning services, UNFPA provides life-saving maternal health care programs.

While childbirth anywhere carries certain risks, in the developing world mothers are at even greater risk. Statistically, in Africa, for example, 1 out of every 21 women will die as a result of pregnancy or childbirth, making the African woman 200 times more likely to die as a result of bearing her children than a European woman.

The kinds of programs provided by UNFPA can prevent many of these maternal deaths. So when we support UNFPA, we are supporting those women and families across the developing world who seek the means to space their births and avoid high-risk pregnancies.

Equally important, when we support UNFPA we are increasing the chances that child survival rates will rise across the world. We know that babies born in quick succession to a mother whose body is not yet recovered from her previous birth are the least likely to survive.

UNFPA programs seek to support children’s rights and help women understand the vital link between child survival and family planning.

For the record, let me outline UNFPA’s position on abortion. UNFPA does not and never has supported abortions or abortion-related services in any country it operates in. According to the UNFPA’s governing council, it is “the policy of the UNFPA not to provide assistance for abortion, abortion services, or abortion-related equipment and supplies as a method of family planning.”

So, as I noted in my earlier remarks, the Helms amendment will do nothing to prevent abortions in China or elsewhere, but it will prevent vital health servicesdelivered to women and children in the world’s poorest nations.

I urge my colleagues to remember what is really at stake here. This is a public health issue and an extremely serious one. Family planning saves lives. Experts estimate that the lives of 5.6 million children and 200,000 women could be saved every year if all the women who wanted to limit their families had access to family planning. I ask my colleagues to reflect about those statistics: 5.6 million children and 200,000 women every year.

So when we debate this issue of whether to support voluntary family planning programs like UNFPA, let us keep this debate focused squarely on where it belongs—on the world’s young women who struggle against impossible odds to better their lives and who desperately need reproductive health care services. Let us keep this debate squarely focused on young mothers around the world who have small children or babies and need family planning assistance to ensure that they do not become pregnant again too quickly and endangering their own lives and that of their babies and young children. Let us keep this debate squarely focused on thousands of women in poor nations who, lacking access to reproductive health care, resort to self-induced abortions and too often tragically lose their lives. It is estimated that at least 500,000 women will die from pregnancy-related causes, roughly 200,000 from illegal abortions which are prevented when women have family planning services.

The issue of defunding the UNFPA came before Congress again and again when Presidents Bush and Reagan were in office. Congress repeatedly voted for the United States to resume funding. So let us move on to the task of ensuring that women in the developing world have access to the kinds of reproductive health services they deserve, the kinds of services that will save their lives and the lives of their children.

In closing, Mr. President, I urge my colleagues to remember that this is a public health issue and an extremely serious one. We should reject the Helms amendment and vote in support of women and children across our globe. I yield the floor.

The PRESIDING OFFICER (Mr. ABRAHAM). Who yields time?

Mr. LEAHY. Mr. President, how much time is remaining for those in opposition to the amendment?

The PRESIDING OFFICER. You have 3 minutes 30 seconds.

Mr. LEAHY. Mr. President, I yield myself such time as I may require.

Mr. President, I strongly oppose this amendment. What it does is it reverses the action taken by the subcommittee in legislation that was then in the full bill as reported out of the full committee.

By a vote of 5-5 the Foreign Operations Subcommittee passed my amendment to restrict UNFPA’s funds. It was an amendment that strengthened, not weakened, the UNFPA’s program in China. I moved to strike the House language, taking the same position as the distinguished Senator from Wisconsin, and before her, the distinguished Senator from Washington. The Foreign Operations Subcommittee approved of my amendment. And that is the condition we are in.

When you look at what we have done, the bill simply continues current law and practice. We are not asking for anything radically different. This is what we have always done. At a time when we support for voluntary family planning programs and women’s reproductive health is growing around the world, it would be foolhardy for the United States to once again, as we did in the early 1980’s, surrender our leadership in this arena.

This bill has the same prohibition on funding for abortion that we had for years. Now, I have listened to some speaking around this Chamber. I want to make sure everybody understands. No funds in this bill can be used for abortion. It is not just the case that there is not any money in there for abortion; there is an explicit prohibition against money being used for abortion. So, basically, we are putting up a very clear case here.

And then the question is, what might happen in China? No funds in this bill can be used in China. None. nada, neant, rien.

So what is the problem? The whole point of the program in this bill is to promote contraceptive and other alternatives to abortion—alternatives to abortion. We are trying to have alternatives to abortion. We say none of the money can be used for abortion and none of the money can be used in China where they have forced abortions, and, instead, the money can be used for alternatives to abortion. We all ought to jump on board with that one. Every dollar is for voluntary family planning.

If you support this amendment, you are opposing voluntary family planning. If you support the amendment on the floor right now, you are against voluntary family planning. Provisions relating to the U.N. population fund would be cut to virtually nothing and would contribute to this organization, which is the largest international family planning agency in the world.

UNFPA does not fund abortions. It funds contraceptives and information, education about family planning in 140 countries. It is absolutely vital that the United States play a leading role in this agency, especially when the decisions we make today will determine if the world’s population doubles or triples.

Can you imagine what this bill would look like, the overall foreign aid bill here, if the world population doubled or tripled?

That is not our population of the United States, that is the rest of the world, most of it in the area where we have the gravest concerns in this bill.

The bill does not earmark funding for UNFPA, but it would permit up to $35 million for UNFPA, which even in the unlikely possibility that that amount is available, is still $15 million below last year’s level, and it contains all the restrictions on our contributions.

There is an explicit prohibition against using U.S. funds in China, despite the fact that UNFPA’s programs in China promote voluntary family planning and human rights.

Let us not go backward in this bill, not when so many governments are finally seeking help in limiting the growth of their own population growth. Many of these countries are already impoverished, and the poverty increases because the population grows. We have the technology, the expertise, and we ought to help.

This amendment would require UNFPA withdraw from China. That is not a decision UNFPA can do, nor can we pass a law to require it to do. It is a decision of its governing board. It
is made up of donor governments and a large majority support UNFPA's program in China. By attaching a requirement that UNFPA cannot meet, we cut off funding in 139 other countries.

There is no money for abortion, no money for abortion. There is no reason to vote for this amendment, unless somehow you are against voluntary family planning altogether. If you have that attitude, then I guess there is nothing I can say.

I ask unanimous consent that a letter from Stirling Scruggs, the chief of information at UNFPA, be printed in the RECORD.

There being no objection, the letter was ordered to be printed in the RECORD, as follows:

UNITED NATIONS POPULATION FUND,
July 26, 1995.

Senator Patrick Leahy,
Senate Russell Building,
Washington, DC.

Dear Senator Leahy: It has just come to my attention that on June 28, 1995 during a debate on the House floor, Representative Chris Smith and Senator Jesse Helms, Executive Director of UNFPA, "China has every reason to feel proud of and pleased with its remarkable achievements made in its family planning policy and control of its population growth over the past 10 years. Now the country could offer its experiences and special experts to help other countries." Senator Jesse Helms used the same quote in the Senate Foreign Relations Committee Report accompanying S.961.

I believe this quote comes from China Daily, a Chinese English language newspaper published in Beijing. I was with Dr. Sadik when she was interviewed for this article in 1991. This article was a terrible distortion of what she actually said. Dr. Sadik did say that China should be proud of its record of improving women's and children's health since 1949. She commended China's continuing efforts to improve maternal and child health by discussing a joint UNFPA and UNICEF project in 300 poor counties in China that especially focuses on improving children's health through training and supplies for nutrition, breast-feeding, assisted deliveries and supplies for treatment of acute respiratory infection and diarrhea, promotion of prenatal care and nutrition, breast-feeding, assisted deliveries and supplies for treatment of acute respiratory infection and diarrhea. Dr. Sadik also said that the principle of informed free choice is essential to the long-term success of family planning programmes; that any form of coercion has no part of play, that governmental goals or family planning should be defined in terms of unmet needs for information and services; and that informed free choices, while legitimately the subject of government development strategies, should not be imposed on family-planning providers in the form of targets or quotas for the recruitment of clients.

In particular, Dr. Sadik has been a champion of reproductive equality and reproductive rights. In the 14 years I have known her, I have never heard her use the phrase "population control." We deeply appreciate your past and continuing support and hope you can help set the record straight regarding the quote used by Representative Smith and Senator Helms.

Sincerely,

Stirling D. Scruggs,
Chief, Information and External Relations Division.

Mr. LEAHY. Mr. President, I yield the floor.

THE PRESIDING OFFICER. Who yields time?

Mr. LEAHY. Mr. President, I yield time to the PRESIDING OFFICER.

Mr. LEAHY. Mr. President, how much time do I have remaining?

THE PRESIDING OFFICER. Twenty-six minutes.

Who yields time?

Ms. MIKULSKI. Mr. President, I rise in opposition to the Helms amendment to end U.S. participation in the United Nations Population Fund, UNFPA. It will have a disastrous effect on women's health. It would weaken the most effective organization we have for delivering family planning services to the world's poorest women. And it ignores the fact the United States funds are not used for abortions and are not used in China.

Over 100 million women throughout the world cannot obtain or are not using family planning because they are poor, uneducated, and lack access to care; 20 million of these women will seek unsafe abortions. Some will die, some will be disabled. Only 25 to 35 percent of women in Africa and Asia receive prenatal care. Many of these women are very young—still children themselves. When children have children, their chance of schooling, a good job, self-sufficiency. Why is the UNFPA so important? Because it has the infrastructure, the expertise, and the personnel to be the most effective program for providing family planning services around the world. It specializes—it does nothing but provide family planning and maternal and child health. And it is in 140 countries where family planning programs are only in 56 countries. At a time when foreign aid is being cut to the bone—UNFPA makes the most use of scarce U.S. foreign aid dollars.

We should be clear about what is in the bill—and what isn't. There is no money for abortions or abortion lobbying. Federal funds cannot be used to fund abortions—this bill retains this prohibition. That is why opponents of this amendment include Senators who strongly believed that abortion should be prohibited. That is why they know that effective family planning actually reduces abortions.

There is no money for China in this bill. We all agree that coerced abortions and the willful destruction of life is wrong. That is why no United States funds may be spent in China now. The bill retains this policy. United States contributions to UNFPA are segregated from other UNFPA funds; none of the United States funds are used for China; and the United States contribution would be fully refunded if any United States funds were used for China or for abortions. These provisions ensure that not one cent of United States funds can be used in China.

What is in the bill? We simply maintain current law. We continue to provide modest funding for UNFPA. Without U.S. funds—there is no U.S. influence. We would have to say on how and where international family planning services are delivered.

In this bill we seek to maintain our modest role in providing family planning around the world. I wish we could do more to ensure that all women have access to family planning. But the bill passed by the committee ensures that we continue to do something to help the world's poorest to control their own lives. I strongly urge my colleagues to support the Helms amendment.

Mrs. BOXER. Mr. President, I rise today in opposition to the Helms amendment, which would defund the United Nations Population Fund [UNFPA].

UNFPA is the largest internationally funded source of population assistance, directly managing one-third of the world's population assistance in developing countries. The United States was instrumental in creating the UNFPA in 1969 and until 1985 provided nearly 30 percent of its funding.

The UNFPA is the principal multilateral instrument providing worldwide family planning and population assistance. Operating in over 140 countries, in the poorest and most remote regions of the world, nearly half of the UNFPA assistance is used for family planning services and maternal and child health care. Another 18 percent is allocated for related population information, education, and communication.
The fund also provides support for population data collection and analysis, demographic and socio-economic research, and population policy formulation and evaluation.

In 1993 UNFPA supported 1,560 projects in 141 countries, including 14 countries in sub-Saharan Africa, 33 countries in Latin America and the Caribbean, 39 countries in Asia and the Pacific, and 23 countries in the Arab States and Europe.

UNFPA programs contribute to improving the quality and safety of contraceptive, to reducing the incidence of abortion and to improving reproductive health and strengthening the status of women. These programs have saved the lives of countless women and children.

UNFPA also helps to promote male participation and responsibility in family planning programs, address adolescent reproductive health, and reach isolated rural areas with high demands for family planning services.

The Helms amendment is really just a back door assault on family planning and that is a big mistake. Experts now recognize that population is an explosive problem and the committee has responsibilities recommended steps to deal with it.

This is about population. The specific emphasis states that none of the funds made available to the UNFPA shall be made available for activities in the People’s Republic of China. I strongly support this prohibition and oppose any coercive population practices around the world.

I urge my colleagues to recognize the importance of family planning and oppose the Helms amendment.

Mr. BINGAMAN. Mr. President, I rise to speak in opposition to the amendment offered by my colleague from North Carolina.

I would like to take a few moments to talk about the United Nation’s population program more generally. Because quite clearly, the underlying intent of the amendment is to eliminate U.S. funding for all of UNFPA’s population stabilization efforts.

Mr. President, I believe direct, substantial, and long-term benefits flow to American families from our national investment in sustainable development and population efforts.

Today, as we approach the 21st century, the world that will be more economically competitive and more challenging than ever before. This is not the time to be weakening our role as the world leader in these areas.

Instead, I believe it is in the best interest of America’s children and families for the Congress to reaffirm and solidify our commitment in to population stabilization, reproductive choice, and other critical health and sustainable development programs.

For the past 12 years or so, I have spent a lot of my time here in the Senate focusing on the domestic and international high tech industries. I have worked to develop strategies to strengthen the technology and manufacturing bases in this country and to secure higher-wage jobs for Americans.

I have focused on these issues because of my concern for the long-term economic viability of our Nation. I believe that the economic future, the United States must be fully equipped to compete long-term with Japan and other highly developed countries.

But at the same time, I believe we cannot have a successful economic strategy in this country if we do not devote serious attention to the economics of the developing world.

Over the past 10 years or so, growth in U.S. exports to the developing world has exploded; and today, developing countries account for about 40 percent of a growing U.S. export market.

In fact, trade with the developing world is growing at a rate that far exceeds the growth rate of U.S. exports to developed countries.

Between 1990 and 1993, U.S. exports to developing countries grew by 6.2 percent.

In 1993 alone, U.S. exports to developing countries grew more than 14 percent. Over the period between 1990-93, exports to developing countries rose nearly 50 percent—49.8 percent.

In terms of dollars, Latin America is a good example. In Latin America, United States exports rose by nearly $30 billion between 1989 and 1993—from $44 billion to $71 billion—representing a 61 percent gain.

I believe a significant factor in this growth has been the modest U.S. commitment to development and population assistance in the developing countries.

Thailand, Costa Rica, Mexico are examples of countries in which a small United States investment in population and development assistance has repaid itself many times over in increased economic opportunities.

It is in our economic interest to continue support for UNFPA. The concerns raised by the Senator from North Carolina are addressed under current law and in the bill before the Senate today.

I urge my colleagues to reject this amendment.

Mr. LEAHY. Mr. President, I suggest the absence of a quorum and ask unanimous consent that the time run equally.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered. The clerk will call the roll.

The bill 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. Without objection, it is so ordered.

Mr. McCONNELL. Mr. President, there is currently laid aside an amendment which is in the second degree. I believe, by the Senator from New Mexico, Senator BINGAMAN. I ask unanimous consent that a vote on or in relation to the Bingaman amendment occur immediately at the end of the currently scheduled vote at 6:30, and that the duration of time on that vote to immediately follow the Helms amendment be 10 minutes.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Mr. LEAHY. Mr. President, the distinguished Senator from Maine is on the floor and wishes to speak. I ask her how much time she would like.

Ms. SNOWE. About 8 minutes.

Mr. LEAHY. I yield 8 minutes to the distinguished Senator from Maine.

The PRESIDING OFFICER. The Senator from Maine.

Ms. SNOWE. Mr. President, I want to thank the Senator from Vermont for yielding me time. I certainly want to express my position on this issue with respect to international family planning and the amendment that was offered by Senator HELMS because I think that this is a very important issue.

I certainly oppose the restrictions that would be placed by the Helms amendment with respect to funding for UNFPA, which has been an effective organization in providing for family planning services throughout the developing world.

I think it is important to understand, first off, that the current law already contains strong conditions about U.S. contributions to UNFPA. For more than a decade, no United States funds provided to UNFPA have been spent in China. In addition, it requires half of the United States contribution to UNFPA to be spent after March 1 so that Congress can review the amount that UNFPA has budgeted for activities in China as reported to Congress in mid-February.

This is important because it provides us with the opportunity to ensure that UNFPA has not taken any action to increase the amount of money it spends in its programs in China so there is no direct correlation between the United States contribution to UNFPA and the amount that it provides to China.

It also will ensure, for those who have been critics of our contributions to UNFPA, that our funds are not fungible and that United States funds are used in China even indirectly. I think it is important to note that our contributions to UNFPA cannot be commingled with UNFPA’s funds at all. They are maintained in separate accounts and cannot be spent on UNFPA’s activities in China.

I think that is important, because we want to make sure that our funds are in no way linked. No. 1, but second, to ensure we are not doing anything directly or indirectly to enhance their program activities in China.

But I think we should understand what the funding of UNFPA is not about. First of all, it is not about abortion. UNFPA has a firm policy against any involvement in abortion services advocacy.
Second, and I think we all recognize and are concerned about China’s controversial population program, which we have constantly opposed, and I think the United States needs to be at the forefront of opposing this. I am very concerned about the situation in China, and also about the abuses and the policies that have been promoted by the government, which are the subject of this debate.

So many of the worst abuses appear to be occurring at the provincial level. But it is essential to underscore the fact that the Chinese government is determined to prevent such abuses from recurring.

UNFPA has a very successful voluntary program with respect to family planning throughout the developing world. It has a presence in more than 140 countries, and nearly half of UNFPA’s support is in the area of mothers and children’s health care and family planning.

There are other areas, including education, population data collection and analysis, and research on demographic and socioeconomic relationships. I would like to emphasize that it is important, that UNFPA does not provide support, nor has it ever provided a policy of support for abortions or abortion-related activities anywhere in the world.

UNFPA was established back in 1969, interestingly enough, with strong encouragement from the United States. It happens to be the largest multilateral provider of population and family planning assistance to the developing countries. Approximately one-third of all population assistance to developing countries goes through UNFPA.

So it has a presence in a number of countries where it plays a very critical role. Consider the facts. According to the World Health Organization, of the 500,000 women who die each year of pregnancy-related causes, 99 percent are in the developing world. So we should be doing everything as a country to support the activities of organizations like UNFPA and what they are doing in many of these Third World countries. We should be for family planning programs. We should not be doing everything to undermine the value of family planning programs in these countries.

As a matter of fact, the United States was the leader, the forerunner in support of these family planning programs internationally. We did everything to encourage, as I said, organizations like UNFPA and USF to do everything that they can to support strong programs in the developing world regarding family planning programs.

So I think that it is fortunate that, despite the contributions of such valuable organizations, we are now getting it interspersed and intertwined with the abortion debate. We all have our disagreements on the issue of abortion. But no one should be able to disagree on the issue of family planning. That is why we should be supporting such organizations, because the more they can do in providing family planning services to these countries, the more we will reduce not only the incidence of death, but of abortion as well.

So I hope that Members of the Senate will oppose the Helms amendment. We all know that rapid population growth is becoming a very critical problem. If we continue to think that the world population is going to grow by 90 million people this year alone, this is like adding a new country the size of Nigeria to the world every year, or a city the size of New York City every month. Based on various assumptions about fertility rates, the U.N. population projections for the middle of the next century range between 8 and 12 billion people.

This rapid population growth has serious implications for global economic, and social stability. Ground water supplies are dwindling; rivers and lakes are fouled with pollutants from industries, municipalities, and agriculture. Tropical forests are being cleared at the rate of 17 million hectares a year.

Rapid population growth, especially when overlaid with sharp social or economic divisions, places great strains on political institutions. So to the extent that population pressures contribute to weakening economic and political structures, they adversely affect international stability and peace. This directly affects our national security interests around the world.

Let us consider for a moment the benefits of population assistance, because they are substantial. A cost-benefit analysis of Thailand’s family planning program, which reduced the average number of children per woman from 6 in the late 1960’s to 2.1 in 1991, found that the average return on each dollar invested was estimated to be more than $7.

The PRESIDING OFFICER. The time of the Senator has expired.

Ms. SNOWE. I ask for 5 additional minutes.

Mr. LEAHY. How much time remains?

The PRESIDING OFFICER. There are 16 minutes 40 seconds remaining.

Mr. LEAHY. I know the Senator from Wyoming needs some time. How much will he need?

Mr. SIMPSON. Six minutes.

Mr. LEAHY. I yield the Senator from Maine an additional 5 minutes.

Ms. SNOWE. A similar study in Mexico, which has also invested in family planning, 9 pesos are saved that would have to be spent on maternal and child health care. In Indonesia, each dollar spent on family planning will result in $12.5 of savings in public expenditures for health and education. This does not even take into account the benefits that accrue to every single person on this planet from reduced environmental trauma, reduced immigration pressures, improved standards of living, and improved social and political stability.

So I think that the benefits are clear of international family planning programs, and that is why we should not impede the ability of organizations, like UNFPA, that have done so much to enhance family planning services in the developing world.

In the 28 countries with the largest U.S.-funded family planning programs, the average number of children born per family has dropped from 6 in the 1960’s to 4 today, a decline of one-third. Since the 1960’s, births for women in developing countries have dropped 37 percent, child mortality by 50 percent, and primary school enrollment is up by 38 percent. None of this would have been accomplished without U.S. leadership in international family planning.

To forestall the still-coming world population crisis, we need to strengthen and continue our leadership and not pull away from our leadership.

So I hope that we will defeat the Helms amendment because I think we have to do everything that we can to support these services. I want to repeat, once again, that UNFPA is not involved in any of the abuses or coercive programs that have been advanced by the Government of China, or the provincial government within China. In fact, they have done everything to discourage it. It is more important that we have a presence in the world, the fact is that they will, at the end of their 5 years, be reexamining their program. They are doing everything they can to reduce the abuses that are occurring in China. We should do everything that we can to assist them in the process.

We have limited our contributions to UNFPA in the past. We know that our funds are not being used for UNFPA’s program in China. Our appropriation process already places restrictions that our funds are not mingled in any way with UNFPA’s program in China.

So we have already in place the necessary procedures and restrictions to ensure that our money is not being used in any way, directly or indirectly, in China. So I urge my colleagues to support the committee position and oppose this amendment, so that we can continue to permit our U.S. leadership in the effort to stabilize the world’s population through voluntary family planning services. We can only do this by supporting the efforts of UNFPA and the private organizations that have had a proven record of effectiveness and efficiency. We must maintain our international leadership, not just to assist the poor countries of the world that need our assistance, but, first and foremost, to maintain our leadership in international family planning programs for our own Nation and our own future.

With that, Mr. President, I yield the remainder of my time.
Mr. LEAHY. Mr. President, I see the distinguished senior Senator from Wyoming on the floor. I yield to him 6 minutes.

Mr. SIMPSON. Mr. President, I thank the Chair. I particularly thank my friend, Senator Boxleitner, who has been such a stalwart worker in this area. Senator Snowe has proven time and time again, on these issues and other issues of reproductive choice, that this issue is not about abortion. It is sad, but true, and somehow this issue of funding the U.N. Population Fund sets back on the issue of abortion. That is not so.

I support this U.S. funding. I commend my colleague from Maine and thank her for her consistency and the energy that she puts into this program and all programs of this nature. It is wonderful to have an ally like that because it has sometimes been a rather lonely venture over here on these particular issues. But you have to, in this situation, give President Clinton some credit, because during the Reagan-Bush administrations, these programs fell into disarray on the issue of abortion, which is very unfortunate.

This year, we are looking at funding levels that I do understand where we are, obviously, with the budget. I just left a room where we will talk about how we are going to get $270 billion in savings in Medicare and some $180 billion in Medicaid. We all know what is confronting us. But I do not like to see these programs unfairly targeted. It sends a wrong message to the rest of the world. I was a congressional delegate at a conference in Cairo with Senator John Kerry. There were not a great deal of our colleagues seeking passage to Egypt at that time.

I have always very much admired President Mubarak and the Government of Egypt. They gave us a remarkable convention and convocation, and I was impressed with the leadership of the Vice President in that effort as that consensus document was formed concerning maternal and child health care, strengthening family planning programs, promotion of educational opportunities for girls and women, improving the status of rights of women across the world, discussion of all issues, including contraception, fertility, and so many other serious things.

Of all the challenges that face the countries on this side of them all around the world—none compares to the increasing of the population of the Earth. Every single effort we use or try to do here to protect the environment, promote economic development, jobs, everything is compromised and severely injured by the staggering growth in the world's population.

I hope we realize that there are currently 5.7 billion people on the Earth, and in 1950, when my mother was a fresh man at the University of Wyoming, not that long ago, there were 2.5 billion people on the face of the Earth. Mr. President, 2.5 billion in 1950; 5.7 billion today.

Where do we think we are going if current birth and death rates continue? The world's population will again double in 40 years. We will not have to worry about methane gas from cows and how much propellant there is in a shaving cream can. There will not be anything on earth. It will be totally overpopulated.

Then what happens to the babies, the old, and the people we all talk about all day who have not enough to sustain them. Civilizations have gone down in that fashion.

Here we are again, same issue. I think we should show our support here. The fund is supported entirely by voluntary contributions, not by the U.N.'s regular budget. There are donors ready to assist, budget has been cut back, and it would be a real shame if the United States were to back away from its commitment to the world's largest source of multilateral assistance for population program.

This is unfair to all the restrictions in the past, as Senator Snowe has said. These restrictions are already in place to address concerns about U.S. funds being spent in China. Under current appropriations law, foreign aid funding is denied to any organization or program that supports or participates in the management of a program of coerced abortion or involuntary sterilization in any country. That is in the law.

Furthermore, current appropriation law requires the United States contribution to this program may be used in China. The United States is not funding any of the population activities of China. The U.N. Population Fund does not fund abortions or support coercive activities. UNFPA funds go toward family planning services and maternal and child health care across the developing world.

No U.S. funds may be commingled with other U.N. funds, and no money is used in China. The United States contribution to this program is not so.

For those reasons, I strongly oppose the pending amendment introduced by the Senator from North Carolina to require the United States to stop funding this program unless the fund withdraws from China.

I have serious concerns about China, its abortion policy, its coercion in that area, but forcing the U.N. population fund to withdraw from China will not affect that policy. In fact, without the careful monitoring that the fund performs, conditions in China will just simply get much worse.

The world and the United States cannot turn our back on what is currently going on in China. We certainly cannot turn our back on the necessity of these funds for the rest of the world, for the sake of humanity.

I thank the Chair.

Mr. LEAHY. How much time is remaining?

The PRESIDING OFFICER. On your side 6 minutes 20 seconds, and the other side has 49 minutes.

Mr. McCONNELL. Mr. President, I believe under the unanimous consent agreement, time runs equally charged, is that right?

I suggest the absence of a quorum, and I ask that the time be equally charged.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

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

The PRESIDING OFFICER. Without objection, it is so ordered. Who yields time?

Mr. McCONNELL. Mr. President, I am told that Senator LEAHY is controlling the time on the other side and is more than happy to yield at least 3 minutes to the Senator from Vermont.

Mr. McCONNELL. Mr. President, there are few issues that bear more directly on the future of the globe, and on our own health and way of living, than population growth. If the world's population continues to grow at the current rate, our prosperity and the potential for our prosperity in much of the developing world are at grave risk. And if we are slow in stepping up to the challenge of controlling population growth, then it just might be too late.

Experience has proven that it does not take a lot of money to have a large effect upon population growth. However, it does take efficient programming, consistency, and a commitment for the long term. The U.S. Agency for International Development runs the premier bilateral family planning program, and UNFPA runs the largest and most effective multilateral program.

I am troubled by certain aspects of this debate. For many years we have hashed over the issue of what kind of conditions we should place on organizations that receive our assistance. A majority of this body repeatedly spoke up in opposition to imposing stricter conditions upon family planning activities overseas than we impose on U.S. organizations receiving family planning funding at home. This policy seemed to be clearly in our best interest and was certainly the most effective way of supporting the best international family planning programs. We thought that debate had been settled. Yet here we are again.

Mr. President, I do not think a lot has changed in the rest of the world since we last revisited this issue. Our family planning assistance is still urgently needed. UNFPA is still the premier international family planning organization. And it is in the best interest to cooperate with those groups which are doing the best work. Imposing stringent conditions upon our assistance will merely undercut our own long-term goal—which is to prevent population growth and reduce population from robbing all of us of the opportunity to give our children a better future.

I yield the floor.
The PRESIDING OFFICER. Who yields time? The Senator from Kentucky.

Mr. McCONNELL. Is the Senator from Kentucky correct that the time will be charged equally to both sides if there is an absence of a quorum suggested?

The PRESIDING OFFICER. That will require unanimous consent.

Mr. McCONNELL. Mr. President, I ask unanimous consent that during the quorum call the time be charged equally to both sides, and I suggest the absence of a quorum.

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

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. Without objection, it is so ordered.

Mr. McCONNELL. Mr. President, and Members of the Senate, the situation is this: Senator KERRY is now on the floor prepared to offer an amendment. It will be our intention to debate the Kerry amendment between now and the first vote at 6:30 and then stack the vote on the Kerry amendment. All Senators should be aware that in all likelihood there will now be three votes beginning at 6:30.

I see Senator KERRY is here. I am certain that he will shortly send his amendment to the desk.

Mr. KERRY addressed the Chair.

The PRESIDING OFFICER. The Senator from Massachusetts.

Mr. KERRY. Thank you, Mr. President.

AMENDMENT NO. 2732 AND AMENDMENT NO. 2733

Mr. KERRY. Mr. President, I send two amendments to the desk and ask for their consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Massachusetts (Mr. Kerry) proposes amendments numbered 2732 and 2733.

Mr. KERRY. Mr. President, I ask unanimous consent that reading of the amendments be dispensed with.

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

The amendments are as follows:

AMENDMENT NO. 2732

On page 26 of the bill, strike lines 4 through 22.

AMENDMENT NO. 2733

On page 29 of the bill, strike the word “Appropriations:” on line 17 and all that follows it on that page and insert in lieu thereof: “Appropriations.”

Mr. KERRY. Mr. President, these two amendments are in sequence. They amend two different committee amendments but they go to the same issue. Obviously, if the first one fails, on a vote, I would be happy to have a voice vote sequentially on the other.

This amendment is an amendment to the bill in order to strike earmarks that designate a total of $32.7 million which is taken from the Department of State’s budget for international narcotics control and anticrime assistance, and it is transferred to the Federal Bureau of Investigation. And in one case, a small amount of money transferred to the GI Service.

In my judgment—and particularly in the judgment, more importantly, of both the Justice Department and the State Department—this earmark has a number of problems. First, it appears to be a very small benefit or funding of the FBI going around the normal appropriations process of the Senate in order to obtain from the foreign operations bill what it could not obtain from its own appropriations bill.

It is my understanding that Senator HOLLINGS advised the FBI very directly that he wanted the FBI, and the committee wanted the FBI, to concentrate first on its efforts of crime fighting here at home in the United States, and that, with what was going on, it was extremely important, he did not think they ought to place their principal thrust on operations so far away from home.

So when the FBI asked for money and in its own budget placed agents abroad, the committee looked at those requests and decided not to give the FBI that money that it wanted. The FBI now has come back through a different appropriations bill and received an earmark taken out of the State Department’s appropriations.

I believe—again more importantly—the Justice Department and the State Department believe—that this backdoor approach creates a lot of difficulties. It is not simply that both the Departments of State and Justice oppose it, but the FBI’s earmark takes funds not just from the State Department it winds up taking money from every other U.S. law enforcement agency engaged in fighting crime abroad. It takes money from the Enforcement Administration. It takes money from the U.S. Customs. It takes money from the Financial Enforcement Center of the Treasury Department. From the Internal Revenue Service, from the Secret Service, and from diplomatic security.

The result is that the money that is grabbed here by the FBI in this earmark outside of its own appropriations bill would shut down operations and training programs that the United States has installed in a number of different countries and which link up all of these law enforcement agencies, each of which are operating as part of a team.

When this earmark does destroy the team, eliminates the training programs, and winds up plunging the money down in the hands of the FBI, when the committee that has jurisdiction over the FBI said we do not want to do that, then let me tell you some of the programs that will be lost by virtue of this earmark, this very special earmark for the FBI. We would lose the training program in Byelarus by the U.S. Customs for enforcing limits on contraband which help our own customs here at home make cases involving smuggling out of Byelarus.

We would lose the funding for the Newly Independent States by the IRS which is specifically trying to fight the multibillion-dollar problem of money laundering. There would be no more cases made as a result of the relationship which we would lose from that money.

We would lose the training by the Secret Service in computer crime investigations in the former Soviet Union, and there would be no further crime computer tips to the Secret Service or its counterparts in Russia or the Ukraine because the Secret Service would be taken out of that linkage altogether.

In addition, there would be no further training in Russia in postblast investigation of the kind that was needed to find out who shot the embassy the other day. Maybe the FBI can do this on its own. But the fact is that if they cannot, you will have cut off the assistance of those other agencies that currently exist.

We would lose the training program of people in the former Soviet Union or Central Europe that deals with fraudulent passports, visas, travel documents. This is not a specialty of the FBI—never has been a specialty of the FBI. It is a specialty of the State Department diplomatic service and their programs will be robbed of money because of this earmark.

We would lose the antidrug training by the DEA in Byelarus, Georgia, Kazakhstan, Ukraine, Turkmenistan, and Uzbekistan.

We would lose the training with the Hungarian police to develop witness protection programs that would help the United States to fight organized crime and we would shut down our airport interdiction program that we currently have in Budapest which is conducted by the DEA. The Baltics would lose their drug enforcement programs.

We would lose the training in dealing with fraudulent travel documents. We would see a shutdown of our courses and training in Central European law enforcement agencies on how to deal with gunrunners and also with the information sharing that we have currently set up with our own law enforcement agencies.

In Poland, we would lose the efforts to combat economic crime and counterfeiting, activities that threaten United States citizens and particularly our business and our currency.

We would have to shut down the advanced counterfeit investigations that our Secret Service is currently engaged in with the Polish Government. And we would have to shut down our postblast training in Poland as well as our computer training.

In Rumania, we would lose the combating of economic fraud and counterfeiting as well as the postblast training
taking place there, and we would lose
the United States capacity currently
developed against the use in Rumania
of fraudulent visas and passports.
In summary, Mr. President, if the
FBI gets this money earmarked at the
expense of a State Department, it cur-
currently meets out this money to
these various activities, we would be
shutting out these other agencies, un-
less the FBI decided out of their good
will to somehow bring them in and par-
cel all kinds of political reasons why
they did not want to have use it. There
are all kinds of political reasons why
the people who are there now that the
Ambassador wants to have use it, but
the Ambassador in the country could
decide that the Ambassador does not
want those moneys used or those peo-
ple positioned, and the Ambassador, as
the personal representative of the exec-
tutive in a foreign country, has the
right to determine what entities will
be based in a country. That is why
these efforts are coordinated out of the
State Department in the first place.
What that means is that if the FBI
wants to have someone abroad and the
Ambassador does not believe it is a
good idea for that person to be there,
given the underlying political situa-
tion, the FBI is not permitted to base
somebody there.
So here we are taking the money
away from the people who have the
right to decide who is going to be there
doing it, and you might in effect wind
up not only cutting the money from
the NIS account, an ac-
count we substantially increase over the
House count we substantially increase over the
House

The fact of the matter is, Mr. Presi-
dent, if we are going to continue this
program, which has been extremely ef-
fective, the only way to do it is the
way that we have in the under-
lying bill. The FBI—the letter from Di-
rector Freeh to me of September 18
makes the point, "The FBI does not
have funding for these international
training efforts in our budget. It is
from the support that you and your
colleagues provided last year that we
were able to undertake these endeav-
or. Because the FBI has no separate
appropriation for this purpose, we must
rely upon the Department of State for
grants." That was the situation last
year, Mr. President.
Let me tell you what happened, Mr.
President and Members of the Senate.
Last year the Senate provided $30 mil-
lon for this purpose. The FBI had
begged for the money from the State
Department. The State Department be-
grudgingly gave them $6 million.
In other words, the State Depart-
ment does not like this project. They
are against this project. The $12.6 mil-
lion earmark in this underlying bill
is for the International Law En-
forcement Center in Budapest, as well
as short-term training sessions in Pol-
land, Estonia, Lithuania, Latvia,
Kazakhstan, Moldova, the Czech Re-
public, Slovakia, Kyrgyzstan, and Slo-
venia. They are earmarked for the FBI
but will support the DEA, BATF, Se-
cret Service, and other law enforce-
ment agencies working in the center in
Budapest.
What is this about, Mr. President?
Russian organized crime is5 attracting
us in a bigger way. And if there is
any provision in this foreign operations
appropriations bill that directly affects
us here at home, it is the efforts the
FBI has been making to help the Newly
Independent States begin to deal more
effectively with their own criminal
problem which is spilling over to our
shores.
Now, some people say that foreign
aid is something they have a hard time
understanding. They have a hard time
seeing how it has any impact here.
Well, of all the items in this bill, the
one that has the most direct bearing on
us here at home is the efforts we are
making with the Russians and with the
other nations that we used to begin to
get a handle on an extraor-
dinarily serious crime problem that is
spilling over to our shores.
The reason these earmarks are nec-
essary is because if it is left up to the
State Department like it was last year,
Mr. President, they will not give this
program anything or very little, be-
cause they do not care about it.
This is about priorities. And what the
underlying bill says is that it is a pri-
ority for us to help them do a better
job of dealing with an organized crimi-
nal threat that not only adversely af-
flicts them, but adversely affects us. So
the Kerry amendment is completely in-
appropriate, and I certainly hope that
it will not be approved.
Early this week the Russian Am-
bassador was in my office, and we dis-
cussed a number of issues, including
this very issue, the devastating impact
that crime was having on Russia’s eco-
nomic and political process. And Am-
bassador Vorontsov lamented the fact
that corruption and violence over there
has reached epidemic proportion. Last
Tuesday, the New York Times provided
a disturbing analysis of the weaknesses
of the banking sector over there.
To quote the New York Times arti-
cle:
Banking in Russia has developed a reputa-
tion as a risky business, especially for bank-
kers who are gunned down.
Gunned down—
with horrifying frequency by mobsters in-
tent on intimidation and extortion.
At the end of August, the Washington
Post ran an editorial titled, ‘‘Murder Inc. in Moscow.’’ The editorial called
attention to an unusual demonstration
outside the secret police headquarters.
Middle-aged businessmen with brief-
case and bodyguards in tow were pro-
testing the murder of a colleague Ivan
Kivalidi. As the Post pointed out, Mr.
Kivalidi, chairman of the Russian Busi-
ness Round Table, was a ‘‘notable fig-
ure in the world of Russian finance; a
casualty in the war now underway be-
tween the two kinds of private enter-
prise in Russia—the legitimate and the
violently criminal.’’
Although a $1 million reward was of-
fered for information on his murder,
his colleagues were pessimistic.
There were grounds to suspect that the
police were closely related to the killings. None of the inves-
tigations of contract killings in the
last year produced results.’’

S14046
CONGRESSIONAL RECORD—SENATE
September 21, 1995
When Prime Minister Chernomyrdin announced new tough anticrime measures, he was scorned—scorned—by the local news media. Izvestia questioned the 70 pages of crimefighting declarations already issued by the Government, and the result, they asked, was the government no better able to fight crime.

Now, everyone is impressed by the remarkable progress Russia has achieved. But as the Washington Post warns, if the crime trend continues, "Russians are going to believe that democracy means lawlessness. And that respect for law means weakness. Uncontrollable violent crime is turning into a greater threat than any political force now on the scene."

This is not a new problem. Since our trip to Moscow in 1993, Senator LEAHY and I have repeatedly raised the crime problem. It was the principal concern expressed by the business community, our business community. Indeed, the principal impediment to expanding foreign investment is law enforcement. There are no longer borders or boundaries. The problem has swept across the ocean and arrived here at home.

In July, the FBI arrested five Russians in New York City involved in a string of international extortion and murder cases.

And extortion is not the worst of the problems we can expect. For the past 2 years, Judge Freeh has warned of the ominous rise in arrests of individuals involved in smuggling nuclear material—smuggling nuclear material, Mr. President.

Yet the administration keeps citing the need for flexibility, just as they did last year when they prevailed upon the conference to strip out $30 million for law enforcement activities. In the meantime, the problems have gotten worse. Crime is a serious problem. The solution requires a serious effort and investment on our part.

This spring with congressional support, we opened an international law enforcement training center in Budapest. In addition, the FBI cobbled together short-term, in country training programs. But those activities have been ad hoc and funded on a shoestring.

Concerned about this crazy quilt approach, I asked the FBI for an unofficial and rough estimate of the costs for several initiatives which would address our interests in this area.

Roughly $12 million is needed to sustain training, exchanges and investigative and technical assistance both at the center in Budapest and in country. I believe these programs should be complemented by an ongoing presence of legal attaches, so I have also provided funds to support legal attaches in Estonia, Ukraine, and Kazakhstan. Given the magnitude of the problem, this is really a relatively modest investment.

I ask unanimous consent to have printed in the RECORD a recent exchange of letters I had with Judge Freeh about my decision to expand the Bureau's role and an August 26, 1995, newspaper article.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. DEPARTMENT OF JUSTICE,
FEDERAL BUREAU OF INVESTIGATION,
Hon. MITCH MCCONNELL,
Chairman, Subcommittee on Foreign Operations, Senate Appropriations Committee.

Dear Mr. Chairman: I am writing to advise you the Departments of State and Justice are adamantly opposed to any ear-marking of funding for the Federal Bureau of Investigation Operations, Export Finacing, and Related Programs Appropriation Bill, 1996. Pursuant to those objections, I respectfully request the Committee not to use this mechanism to fund the FBI programs in question.

The programs for which this funding is being made available remain critically important and the FBI remains committed to the democratization process in Central Europe, Russia, and the New Independent States. Quite frankly, it has been through the support and commitment of people like yourself that the FBI in the past year has been able to make a significant impact in the region. As you know, in the past year, we have brought in over 700 middle to upper-level police officers in their countries, at the FBI Academy in Quantico, and through innovative efforts at our newly created International Law Enforcement Academy in Budapest.

As we continue our efforts, we are hopeful that the Department of State will continue to support our efforts to confront the problems of international organized crime, drug trafficking, nuclear trafficking, and terrorism.

Sincerely yours,

LOUIS J. FREEH,
Director.

U.S. DEPARTMENT OF JUSTICE,
FEDERAL BUREAU OF INVESTIGATION,
Hon. MITCH MCCONNELL,
Chairman, Subcommittee on Foreign Operations, Committee on Appropriations, U.S. Senate.

Dear Mr. Chairman: Thank you for your letter of this date. My view, remains that the law enforcement training initiatives we have undertaken and cop-to-cop relationship building that will continue are absolutely essential to the long-term public safety and national security of the United States. In addition to the contributions these efforts provide toward democratization, we have seen tangible results from the joint investigations and subsequent prosecutions of international criminals made possible only because of these initiatives.

The FBI does not have funding for these international training efforts in our budget. It is from the support that you and your colleagues provided last year that we were able to undertake these endeavors. Because the FBI has no separate appropriation for this purpose, we must rely upon the Department of State for grants.

In a related issue, I understand that the Commerce, State, Justice appropriations bill for Fiscal Year 1997 would deny some funding that could be used for limited expanson of our Legal Attaché program. These offices are essential in our effort to combat international crime.

I hope this information has been helpful to you.

Sincerely yours,

LOUIS J. FREEH,
Director.

U.S. SENATE,

Hon. LOUIS J. FREEH,
Director,
Federal Bureau of Investigation,
Washington, DC.

DEAR JUDGE FREEH: I have received your letter of September 15th, and appreciate the detailed circumstances you outlined.

As you know, I share your belief that combating the growing international crime problem is essential. I am sympathetic to the Department's objections to some earmarks but worry that eliminating this provision would deny funds to this worthwhile effort.

Would the FBI be able to fund these programs without support of the Foreign Operations Appropriation Bill?

I look forward to your reply, and congratulate you on the success this initiative has enjoyed to date.

Sincerely,

MITCH MCCONNELL,
United States Senator.

[From the Washington Post, Aug. 26, 1995] MURDER INC. IN MOSCOW

As demonstrations go in Moscow, it was decidedly unusual. The participants were middle-aged businessmen carrying briefcases, surrounded by their bodyguards, gathered near the building that houses the secret police for the purpose of protesting the murder of a banker—and calling attention to the very slight chance that justice will ever catch up with the people who did it. The victim, a man named Ivan Kivelidi, was also chairman of the Russian Business Round Table and a notable figure in the emerging world of Russian finance. He was a casualty in the war now underway between the two kinds of private enterprise in Russia—the legitimate and the violently criminal.

Mr. Kivelidi’s death is important because it is typical of many in a country where racketeering has become pervasive. Anyone who hopes to see Russia develop as a prosperous democracy can only read with dread about this epidemic of killings, the great majority of which remain unsolved. If Russia’s elected government cannot organize effective law enforcement, it risks being replaced by other kinds of government as public fears increase.

Russia’s police and system of justice is disorganized and demoralized, frequently corrupt and generally ineffectual. The post-Soviet government has taken steps to change it from the instrument of repression that it used to be into something else. But...
the transformation has gotten bogged down, leaving the system uncertain and incompetent, with salaries eroded by inflation and with no consensus regarding its purpose and its future.

If this condition continues, Russians are going to begin to believe that democracy means confusion and that respect for law means nothing. Russia is an immensely rich country, with immense natural resources and a well-educated population. In less than four years since the collapse of the Soviet Union, its private sector has grown with remarkable speed. After a sharp economic decline, a recovery now seems to be well underway.

This promise of growth and steadily improving living conditions depends on political and social stability. Uncontrollable violent crime is turning into a greater threat to the economy than Western political forces. The recent arrests in New York, in Brighton Beach, which is becoming all too clear. At the beginning of 1994, according to Russian First Deputy Minister of Internal Affairs Mikhail Yegorov, there were 5,691 organized crime groups in Russia, with over 100,000 gang members.

In addition to the number of groups operating in Russia, there are close to 100 criminal groups operating in 29 countries, including Germany, Italy, Poland, Hungary, the Baltic Countries, Turkey, China, and 24 in the United States alone, with a concentration in my own backyard of Brighton Beach, NY.

In Brighton Beach, Russian organized crime gangs become intimately involved in gasoline-tax scams, insurance fraud, drug trafficking, forgery, and contract killings.

In addition to New York, Russian organized crime gangs operate in San Francisco, Los Angeles, Miami, Chicago. Their activities range from money laundering, illegal money transactions, prostitution, narcotics trafficking, and contract killings.

Additionally, it is very alarming to look at the activities of these gangs in counterfeiting U.S. Federal Reserve Notes, FRN's. During fiscal year 1992, there were no counterfeit FRNs reported as appearing in Russia by either Russian or United States governmental entities. The reason for the absence of reported counterfeit U.S. currency activity was apparently in direct correlation to the restricted Russian-American political and economic relationship.

During fiscal year 1993, however, without any assistance directed at the detection of counterfeit U.S. currency, $1,049,090 in counterfeit U.S. currency was documented as appearing in Russia. Accordingly to law enforcement officials, this activity is apparently in direct relationship to the collapse of the ruble and the actual amount of activity would readily become more apparent when U.S. law enforcement personnel can get to the region.

If we do not begin to work on solving this problem now, we are headed for a situation where crime will so inundate the region that democracy itself becomes threatened and perhaps fall. If an extremist were to come to power in a backlash to a situation of near or total anarchy, we might find ourselves again threatened with confrontation with Russia. As for the other former states of the Soviet Union, they might also find themselves threatened by the resurgence nationalism these extremists espouse.

For these reasons, we must act now to stem the tide of Russian organized crime. If we do not act now, the fate of Russia and our own security will become threatened. We cannot allow this country to slip from the edge, from slipping through our hands. If the Russian crime syndicates continue at the pace they are taking, it
could cause a right-wing backlash in Russia, bringing another dictatorial leader to power, this time from the right. This situation would invariably throw the fate of democratic reform into doubt and cast the world back into the third world yet impacting my city, the city of New York, and its people.

I have to tell you, this earmark is essential for the security of the United States, and it is being used today productively to fight crime. We have an area in New York that, unfortunately, has become a magnet for organized crime. That is in Brooklyn, Brighton Beach. I want you to know that they are doing a thriving business.

What the FBI is attempting to do is to coordinate, to train and to build the kind of relationship abroad, not only in Russia, but in other areas as well. I hope that we continue. We should be doing this.

Mr. KERRY. Mr. President, I thank the distinguished chairman.

The PRESIDING OFFICER. The Senate is now in the hands of the Senator from Massachusetts.

Mr. KERRY. Mr. President, I thank my colleague and friend for his comments. I also want to know what this Senator has done in this area. It is precisely because of that that I am here today.

It was my intention, and is my intention, to ask at the end of my comments to withdraw these amendments, but I wanted to raise this debate. My hope is that, in the days to come, there can be some further discussion in the context of the conference, and otherwise, to guarantee what is really at the heart of what this Senate is concerned about.

I do not think there is any Senator— I do not say this with any special finger pointing—but I think I have had as many hearings and as much focus in my 11 years here on international crime and organized crime as anyone in the Senate. It is my concern that what is at stake here is the capacity to control and the capacity to have oversight and an appropriate coordination. This is not just whether the FBI should get money. It is a question about how it ought to get the money and who will coordinate these international efforts today.

It ought to be of great concern to Senators that both the Justice Department and Treasury Department are opposed to a subagency coming in and getting funding separately outside of the Cabinet process, outside of the normal appropriations process. It ought to be of concern that the FBI wants to begin a training program in Ukraine for a model of the FBI on their own, without the oversight and input and constructive effort of all of these other agencies. This is a team effort in this country. We have always been best when law enforcement is a team effort.

This represents solo flying. I respectfully suggest that we ought to be concerned about this question of control.

The fact is that the FBI has received over half of the funds available to the State Department for this purpose last year, and every single one of the FBI’s request to undertake training last year was granted by the State Department.

Not a single FBI request was turned down. So let us put this in its proper perspective.

But, on the other hand, I think it is the kind of issue where Senators coming to the floor and voting with the Appropriations Committee is lest the way they are, that this would be best resolved through further discussions.

My hope is the appropriate parties will engage in that effort so that we can guarantee that we are not injuring other aspects of a coordinated team effort; rather, that we are enhancing all of our capacity to fight this new and significantly increasing threat of international organized crime.

So I ask unanimous consent that I be permitted to withdraw both amendments.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered. The amendments are withdrawn.

The amendments (Nos. 2732 and 2733) were withdrawn.

Mr. McCONNELL. Mr. President, I want to thank my friend from Massachusetts for withdrawing the amendments. It has been a useful discussion.

I ask unanimous consent that immediately following the vote on the Helms amendment No. 2730, which will start momentarily, that there be 4 minutes of debate equally divided in the usual form prior to a motion to table the Bingaman amendment, upon which we will vote right after the Helms amendment.

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

VOTE ON AMENDMENT NO. 2730

The PRESIDING OFFICER. The hour of 6:30 having arrived, under the previous order, the question is on agreeing to the Helms amendment No. 2730.

The yeas and nays have been ordered. The clerk will call the roll.

The legislative clerk called the roll.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 43, nays 57, as follows:

[Rollcall Vote No. 456 Leg.]

YEAS—43

Abraham       Faichle        Lugar
Bennett       FiZZIOT         McCain
Biden         Gorton         McConnell
Bond          Gramm         Markowski
Breaux        Grassley       Nickles
Burns         Gregg          Pryor
Coats         Hatch          Santorum
Cochrans       Hefflin        Shelby
Coverdell     Hutchison       Smith
Craig          Inouye         Thompson
D’Amato        Inhofe         Thurmond
DeWine          Kempthorne      Warner
Dole           Ky
Domenici       Lott
So the amendment (No. 2730) was rejected.

Mr. LEAHY. Mr. President, I move to reconsider the vote by which the amendment was rejected.

Mr. INOUYE. I move to lay that motion on the table.

Mr. McCONNELL. Mr. President, I am going to yield the floor. I hope the Senator from New Mexico would seek recognition.

Mr. BINGAMAN. The Senator from New Mexico is in his place.

Mr. McCONNELL. Mr. President, I am informed by the managers of the bill that it would be more appropriate to offer this as an amendment to the Bingaman amendment which is scheduled for consideration next week.

For that reason, I withdraw the amendment at this time.

The PRESIDING OFFICER. Is there objection? Without objection, the amendment is withdrawn.

Mr. LEAHY. Mr. President, I have been discussing this with the distinguished chairman.

Mr. FORD. Mr. President, may we have order?

The PRESIDING OFFICER. The Senator will please suspend. The Senate is not in order.

Mr. LEAHY. I yield to the Senator from Kentucky.
Mr. McCONNELL addressed the Chair. The PRESIDING OFFICER. The Senator from Kentucky.

Mr. McCONNELL. Mr. President, and Members of the Senate, where we are we have an amendment pending on which we will be voting, a motion to table very shortly, the Helms amendment. And in all likelihood the only additional vote will be final passage. There is one other amendment we are still up for—so there could possibly be two rollcall votes on final passage; but in all likelihood one rollcall on an amendment, a tabling motion, and then final passage. So we are very, very close to finishing the bill.

Mr. LEAHY. Mr. President, following that, I would hope Senators would cooperate. We know we are going to have this pass this bill. We know the distinguished Republican leader and the distinguished Democratic leader have said there are other bills coming along behind it. I would hope we would go forward with it.

I note one thing for my colleagues. I have listened to the discussion of the distinguished Republican leader this afternoon and the distinguished chairman of the Foreign Relations Committee. I assume this would mean, if he has his up-or-down vote, or a clear vote on his amendment—

The PRESIDING OFFICER. Will the Senator suspend while the Senate comes to order?

Mr. McCONNELL. Mr. President, I assume after that vote we would then go forward with the confirmation of a number of ambassadors. This is not just some small matter. It is now mid-September, and we have people who have children. The children do not know where they are going to be going to school, and they do not know whether they will move out of the house or in.

This is a very, very real situation for these families. We may have our efforts back and forth with each other, but the children ought to have some idea where they are going to be going to school, and what they are going to be doing.

Mr. McCONNELL. Mr. President, I note the absence of a quorum. The PRESIDING OFFICER. The clerk will call the roll. The 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. Without objection, it is so ordered.

Mr. McCONNELL. Mr. President, is the Senator from Kentucky correct that the pending amendment is the Helms amendment regarding State Department reorganization?

AMENDMENT NO. 2712, WITHDRAWN

The PRESIDING OFFICER. The pending question is on the Murkowski amendment.

Mr. MURKOWSKI. Mr. President, I have reviewed the revision of section 575 of the committee amendment of H.R. 1868 concerning North Korea, to which I understand the managers of the bill have agreed. I do not believe that this revised section is as strong or specific as it should be, nor is it even as strong as the original version. Further, I still believe that my amendment provides a more comprehensive and fundamental structure for monitoring compliance with the agreed framework on nuclear issues between the United States and North Korea.

Nevertheless, it appears to me that the revised section 575 takes at least a few more steps toward the objectives of my amendment, No. 2712. Just as importantly, it puts the administration and the North Koreans on notice that we will be monitoring closely the implementation of the agreed framework on nuclear issues, including North Korea's commitment to participate in dialog with the Republic of Korea.

As a result, and to save time for the Senate as it moves to complete this bill, and because the revised amendment at least some way toward my amendment, I would like to withdraw my amendment at this time. However, in doing so, I want to advise my colleagues that since this issue deserves extensive further debate and action within the Senate, I am going to propose my amendment in the form of a freestanding bill in the near future. I also advise my colleagues that my friend Senator HELMS has promised to consider this matter in his committee.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the Murkowski amendment be laid aside and the Helms amendment No. 2712 be referred to committee.

Mr. HELMS. Mr. President, I withdraw the amendment (No. 2712) was rejected.

So the motion to table the amendment (No. 2707) was rejected.

Mr. HELMS. Mr. President, I move to reconsider the vote by which the motion was rejected.

Mr. DOLE. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

Mr. HELMS addressed the Chair.

The PRESIDING OFFICER. The Senator from North Carolina.

AMENDMENT NO. 2707, WITHDRAWN

Mr. HELMS. Mr. President, parliamentary inquiry. Have the yeas and nays been ordered on the amendment? The PRESIDING OFFICER. The yeas and nays have not been ordered on the amendment.

Mr. HELMS. Mr. President, I withdraw the amendment. The amendment (No. 2707) was withdrawn.

Mr. LEAHY addressed the Chair.

The PRESIDING OFFICER. The Senator from Vermont.

AMENDMENT NO. 2707, WITHDRAWN

Mr. LEAHY. Mr. President, obviously, I agree with the withdrawal of the amendment and hope that will be an issue better addressed in another forum. I am pleased it was. I also hope that we may see soon—Ambassadors—this confirmation is still being withheld—so the family, the children, everybody else can make plans, especially since the school year is now upon us.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the committee amendments be considered and agreed to, en bloc; that the bill be considered as original text for the purpose...
of further amendment; and that no points of order be waived thereon by reason of this agreement.

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

So the committee amendments were agreed to.

The PRESIDING OFFICER. Are there further amendments?

Mr. NUNN. Mr. President, I have great reservations about a provision in this bill that cuts overall aid to Russia based on the Iranian nuclear reactor sale. I will not delay the Senate tonight. I will ask for Senators to think very carefully about this. I think it is essential that we understand that the number one national security challenge we have in the next 5, 10 years relates to proliferation.

I completely agree with the critics of this sale by the Russians to the Iranians. It is my view that this is against the U.S. national security interests and to the security interests of Russia. We have a common security interest in preventing the proliferation of nuclear weapons. We differ because the Russians are making the sale for economic reasons. The question is: How do we respond? Do we respond with a shotgun blast, cutting overall aid which is what this bill does, or do we have a more refined approach, a rifle approach, making it clear that our own policy is not in any way going to permit them to do this without protest, nevertheless, reserving some economic leverage—

Mr. BYRD. Mr. President, may we have order?

The PRESIDING OFFICER. The Senate will be in order.

Mr. NUNN. Mr. President, I think it is important that we not use all of our economic leverage on this matter, as important as it is. If the Russians wanted the Iranians to have nuclear weapons, they could get them nuclear weapon technology and equipment to Iran. Yet, this provision in this bill acts as if the Russians are indeed trying to give the Iranians a nuclear weapons capacity. That is not what the Russians are doing. They are trying to gain economic advantage because of their economic situation. I do not have an amendment on this. I think all Members ought to think about this very carefully. The Russians are the only empire in history with 30,000 nuclear weapons that has collapsed, the thousands and thousands of tons of chemical weapons, and no one even knows how much in biological weapons, and with scientists that know how to produce this material and know how to make these weapons of mass destruction.

We have an enormous amount of security at stake in maintaining our good relationship with Russia, as long as they proceed and struggle toward democracy and market reform. If Russia becomes unstable, if Russia becomes paranoiac, if Russia becomes nationalistic, we are going to have terrible difficulties in the years ahead, and even the months ahead, in dealing with this situation. That may happen, inevitably, but certainly we should do no harm.

This provision in this bill is going to cause very big problems if it remains in conference. I hope all Senators will think about that situation. I hope the conferees will look very carefully as to whether they can use a rifle approach, making it clear what our policy is, making it clear that we disagree with the fact that it has some penalties attached, but not cutting overall economic assistance to a country that really holds the future of nuclear proliferation in its hands with its huge arsenal of weapons, and a country whose own stability is enormously important to our own national security.

I ask the conferees to consider this matter very carefully when they go to conference and not to be locked into this position, which I think is unwise and against our own national security interests.

Mr. President, I would like to comment briefly on the section of H.R. 1868 that provides:

No funds may be made available under this heading for Russia unless the President determines and certifies in writing to the Committee on Appropriations that the Government of the Russian Federation has terminated all planning and implementation of arrangements to provide Iran with technical expertise, training, technology or equipment necessary to develop a nuclear reactor or to expand Iranian nuclear research facilities or programs.

It is clear, Mr. President, that the Government of Russia has decided, over strong and I believe well-founded United States objections, to proceed with the sale of the light water reactor technology and equipment to Iran. So the effect of this provision would be to block all United States foreign assistance to Russia in the coming fiscal year.

Mr. President, I oppose the sale of Russian nuclear reactor technology and equipment to Iran. It is not in our country’s national security interests. I believe it also will not serve Russia’s national security interests.

However, I think we need to consider carefully whether a cutoff of all foreign assistance to Russia will advance our national security interests. I have serious doubts that this provision will serve U.S. interests.

First, I believe Russia’s decision to proceed with this sale was based on economic considerations. The Russian economy, and particularly the budget of the Ministry of Atomic Energy, badly needs additional revenue. From their perspective, this deal appears very lucrative.

Second, in my view, a cutoff of U.S. foreign assistance is not going to stop this sale. The decision has been made at the highest level, after the Russian side listened to the best arguments the United States side could make in opposition to the proposed sale. The Russian Government has invested too much time and too much money, and expects too much monetary return, for this decision to be reversed because of cessation of United States aid.

Third, I believe Russia has wrongly discounted the disruptive impact on international affairs that Iran could play, should it succeed in developing even crude nuclear weapons. Yet it is unreasonable to assume that Russia wants to help Iran to become a nuclear power state. For example, if Iran were to develop over 20,000 nuclear warheads, tons of weapons-grade fissile material, and hundreds of scientists and technicians skilled in creating nuclear weapons. Russia does not need to build a light water reactor in order to create the Iranian nuclear weapons program. If Russia decides to supply Iran with nuclear weapons, it can do so in a few hours.

Fourth, I believe we must ask whether United States influence on Russia to safeguard nuclear technology, to prevent it from being applied to the Iranian nuclear weapons program, will be increased by a ban on United States assistance to Russia. I think the reverse is more likely: that cessation of United States aid will decrease the likelihood of Russian cooperation with us on this vital issue.

Mr. President, our concern over Russia’s determination to continue with sale of civilian nuclear reactor technology and equipment to Iran should be addressed, in my view, with a carefully aimed marksman’s rifle, not with a shotgun blast that demolishes everything in front of it. If we cut off all aid because of this sale to Iran, what do we take away the next time Russia acts in a way we believe is contrary to our interests? We will have fired all our ammunition and will have little economic leverage left.

It may be that some aspects of our assistance to Russia merit critical review and reduction. That is another issue entirely. Overall, however, I believe that assistance is an important contribution to movement toward the development of market economy, a political democracy, and a pluralistic society in Russia. To my mind, this is clearly in our national security interests, and should not go to a total halt because of our disagreement with an unwise decision by the current Russian Government.

Mr. President, I offer these remarks in the hope that the Senate conferees will review this provision carefully as they enter into conference on H.R. 1868.

Mr. LEVIN. Mr. President, I want to associate myself with the remarks of Senator Nunn, relative to the provision restricting funds for Russia.

I hope the conferees will add Presidential waiver language to that section. Otherwise the language could endanger the chances for our relationship with Russia to continue to grow and could lessen the chances for democracy to survive in Russia.

Mr. LEAHY. Mr. President, I will be very brief. The Senate from Georgia has raised the issue of concern that many of the rest of us have. I hope this is a matter, as we work through conference, that can be handled. During
this whole bill, we have been helped by the cooperation on both sides, by the distinguished chairman, by Robin Cleveland, Jim Bond and his staff, Tim Rieser on mine. I am sure that will continue that throughout the conference.

AMENDMENTS NO. 274 THROUGH 276, EN BLOC

Mr. McCONNELL. Mr. President, I send a group of amendments, en bloc, to the desk and ask for their immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Kentucky [Mr. McConnell] proposes amendments numbered 2744 through 2767, en bloc.

Mr. McConnell. Mr. President, I ask unanimous consent that reading of the amendments be dispensed with.

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

The amendments are as follows:

AMENDMENT NO. 274

(Purpose: To make $3,000,000 available for the World Food Program)

On page 43, line 17, strike out “Provided,”

and insert in lieu thereof “Provided, That not less than $2,000,000 shall be provided for the World Food Program: Provided further.”

Mr. COCHRAN. Mr. President, I thank the distinguished chairman of the Appropriations Subcommittee on Foreign Operations for accepting my amendment making $3,000,000 available for the World Food Program [WFP].

As the largest WFP donor, the United States expects more and more every year from WFP as the key provider of food aid in emergencies. In its investigation of WFP effectiveness, the General Accounting Office determined that a larger cash component in United States food donations is needed to improve the efficiency of our food aid distribution operations in such difficult emergencies as those found in Rwanda, Bosnia, Angola, and Sudan.

While this earmark will not increase WFP funding from this account, it will contribute the current level of U.S. support and give us time to address through other legislation the fundamental problem of linking cash to food in order to improve the management of food aid so desperately needed around the world.

I deeply appreciate the acceptance of my amendment and thank the chairman and his staff for their consideration of this important issue.

AMENDMENT NO. 275

On page 11, line 10 insert after “Zaire”:

“Provided further. That. Not less than $2,000,000 shall be provided to the International Fertilizer Development Center.”

AMENDMENT NO. 276

At the appropriate place under the heading on page 8, “Economic Assistance” add the following proviso: “Provided further. That, Not less than $2,000,000 shall be provided for the United States Telecommunications Training Institute.”
and aircraft devoted to the interdiction of drugs from South America. America’s low-key drug czar, Lee Brown, has warned of the need to restore assets to the interdiction force structure. He reported that all Federal agencies involved in drug interdiction had reached a consensus to maintain adequate resources in theater, we must return to the 1992-93 levels of effort. But shortly after that warning, the administration released its fiscal year 1996 budget requesting a cut in interdiction funding of $123 million, a reduction of almost 28 percent below the fiscal year 1992 level.

Even drug treatment and especially prevention—often held up by this administration as alternatives to rigid enforcement, had their budgets trimmed by $100 million and $30 million, respectively.

According to recent testimony from the GAO’s Joseph Kelly, Director in Charge International Affairs Issues, National Security and International Affairs Division, before the House Representatives, Subcommittee on National Security, International Affairs, and Criminal Justice, Committee on Government Reform and Oversight, the executive branch had difficulty implementing any of the shifting resources from the transit zone to the source countries.

Defense Department officials have also complained that the amount of resources applied to the transit zone has been increased while resources were reduced in the source countries. For example, the DEA is reducing its presence in Colombia, the U.S. Southern Command is now flying fewer sorties each month in support of source-country interdiction than it did in 1993, and counternarcotics assistance to the three primary source countries was less in 1995 than in 1991 or 1992. In short, Kelly admits that “shifting resources between and within agencies is problematic.”

Kelly mentions other severe problems with America’s so-called war on drugs, including the need for better coordination. No single organization seems in charge of the drug war in either the cocaine source or the transit countries. He mentioned better leadership as required to develop a coherent plan, and to integrate all U.S. programs.

What we have now is virtually no strategy at all. The result is “U.S. Falling Far Short in the Drug War,” as written in the Washington Post by Jeffrey Smith. Smith and others have noted—and frankly, I am deeply concerned—that American officials on both sides of the aisle are seriously underestimating drug traffickers. I have now arrived at what I think is a bleak, yet accurate, account of the tragedy of drug abuse, the violence, the health costs, the destruction of lives. But I doubt that this Senate or our antidrug officials have fully grasped the magnitude of the problem, and the sheer danger of the drug trade.

Corruption is leading a path right to the heart of the political system. And many foreign leaders appear unable to deal with the problem. The facts are daunting: Large, criminal drug trafficking empires, better armed than many police forces, and with ties to other organized international crime, are wreaking destruction around the world, particularly in this hemisphere. The CIA estimates that illicit narcotics is a $300 billion a year industry. Yet, U.S. and independent experts warn that cuts are harming Washington’s ability to interdict the drug trade or to leverage the pressure from major criminal organizations involved in drug activities on different continents.

A senior U.S. intelligence official recently stated that these organizations “are developing massive capital. I am concerned that they are going to link together * * * to leverage Democratic societies around the world * * * There is a tremendous dimension to this problem that we have hardly begun to understand.”

“Spy Agency Adapts Cold-War Tactics for Drug War,” by Jonathan Landay, July 5, 1995. Political instability, rising corruption, and porous borders in the United States, Europe, and Asia have enabled criminal organizations to expand into lucrative opium growing areas and new cocaine markets.

The technological advancement of the drug trade also has been underestimated. Colombia’s Cali cartel has apparently changed its transportation mode from single- and twin-engine aircraft to larger commercial aircraft, such as 707’s and 727’s. There are no estimates on how many large commercial flights are used. But the traffickers are creating economies of scale to bring in tons of cocaine. Jeffrey Smith notes: “The United States and other developed countries are falling further behind in the war on drugs as criminal organizations in Latin America and Asia have increased production and become more sophisticated in distributing cocaine and heroin.”

With profits as high as 75 percent, heroin and cocaine producers can afford to spend tens of billions of dollars annually on sophisticated counterintelligence programs, telecommunications equipment, as well as hiring some of the best marketing and legal talent that U.S. colleges and universities produce. While the problem has often been reduced to efforts to undermine America’s crime mob, that comparison may be misleading. Today’s drug leaders are better armed, have much more funds at their disposal, and have access to sophisticated technology to carry out their trade.

In the Western Hemisphere, drug traffickers have invested in a nationwide chain of pharmacies; legal drug labs—even their own brand of aspirin and vitamins; investments in soccer teams; hotels; shopping centers; car dealerships; apartments; poultry farms; ranches with thousands of heads of cattle—and they are even believed to have purchased some newly privatized State industries, according to the FBI and other sources.

Based on the extent of coca leaf production in South America, the Western Hemisphere’s annual cocaine production is about 1,100 metric tons. Drug users in the United States consume an estimated 300 tons; police and customs seizes another 300 tons. That leaves a tremendous glut of cocaine on the world market, keeping street dealers on several continents flush, despite continuing victories like the arrest of major traffickers.

Proponents of efforts to stop the production of drug crops and substances at the source—in Latin America and Asia—believe that reducing the foreign supply of drugs is crucial to lowering the levels of drug use in the United States. They argue that, coupled with intense law enforcement, such programs would make it easier to locate and destroy crops in the field than to locate subsequently processed drugs in America’s streets. Opponents generally believe that the reduction of the foreign supply is unrealistic, and that the only ultimate solution is the reduction of demand. By now, every reasonable person has surely come to the conclusion that it will take both: We must decrease demand, even as we reduce the flow of illegal drugs.

Here’s just a sample of the reality I must deal with in trying to stem the tide. “Spy Agency Adapts Cold-War Tactics for Drug War.” Here’s just a sample of the reality I must deal with in trying to stem the tide. The Westen Hemisphere Subcommittee chairman on the Foreign Relations Committee:

Mexico: Fifty to 70 percent of the illegal drugs that enter the United States are smuggled through Mexico. Between 60 to 80 percent of the foreign-grown marijuana sold in the United States is of Mexican origin, and Mexico supplies about 23 percent of the heroin. Mexico is also a key transshipment point for cocaine entering the United States, and has expanded its role ever more recently as a clearinghouse for worldwide drug shipments and money laundering.

The Office of National Drug Control Policy has designated Mexico as the second most important country in the international narcotics program, behind Colombia. The DEA has recently noted that Mexico can be reclassified as a source country so it can be considered for more resources under the administration’s counterdrug strategy.

Faced with a growing threat from narcotics trafficker, President Zedillo has singled out the drug trade as Mexico’s most pressing national security problem. But even that key admission is not enough. In a disturbing development, drug smugglers are buying passenger jets and flying in huge amounts of drugs into Mexico for transport to the United States. In July, the State Department, drug-laden cargo jets “are one of the most difficult and critical challenges * * facing Mexico.”
International Narcotics Control Strategy Report, March 1995. Zedillo has ordered the Mexican military to take a greater role in the counterdrug fight, including the use of air force fighter jets to intercept cocaine-laden planes.

Experts say that Mexican drug organization is a massive business using the tourist industry and stock market, while converting billions of dollars in drug profits into legitimate forms of capital. Mexico’s National University estimates that Mexican drug lords spend as much as $500 million a year on lobbying. Some bankers suspect that last December’s financial crisis was partly the result of a massive transfer of drug money.

Colombia: We vigorously congratulate recent success in Colombia apprehending Cali cartel kingpins, Gilberto Rodriguez Orejuela and Jose Santacruz Londono, among others. The Cali cartel has accounted for at least 80 percent of the cocaine shipped into the United States. The arrested and temporarily await more traffickers being brought to justice. But we are wise enough to recognize that the problems down there are far from over. We need to determine that those captured will be prosecuted. These kingpins must be prosecuted, fully. These kingpins were achieved despite the criminals’ resolve.

Then, as now, we recognize the valiant efforts made by law enforcement personnel in Mexico, Colombia, and Peru. The Cali and Medellin cartels have lost their lives to stopping the flow of illegal drugs into this country. In the past decade, Colombia has lost 23 judges, 63 journalists, 4 presidential candidates, and more than 3,000 police officers and journalists. We agree with many of the leaders of the region that America simply must do more to curb its appetite for illegal drugs. They must not see us as hypocritical—watching their every move, while reducing our own financial commitment to the problem.

But, even more, I fear that political leadership and world class American will to fight the drug scourge is eroding throughout the Western Hemisphere. But now here in America we seem asleep in the face of a problem that is devastating our future and threatening our national security. If we are willing to commit the resources and implement a coherent program, even as we attack the drug consumption problem, we may achieve renewed success. The alternative—reducing badly needed counterdrug resources at this crucial time—would further threaten our national security, would risk democracy and stability throughout the hemisphere, and would place our young people’s very lives at risk.

Mr. GRASSLEY. I support the amendment to restore funding to the international narcotics program. I am aware that the bill already contains a considerable increase for the program, but it still remains well below what is essential to sustain a viable international narcotics effort.

In the last several years, funding for our international narcotics program has been in a free fall. In addition, the administration has failed to articulate a coherent strategy or consistently defend the programs that it has put forward. This has left the impression that it does not care about the drug program, does not see fit to push its own ideas.

Some in Congress seem to have concluded from this that the drug program does not work and that the money can do better service someplace else.

Both views are wrong.

When we made the drug issue a continuing policy concern we saw success. And when we provided our efforts with adequate guidance and support, backed up by the moral authority of the Congress and the public, we made significant progress on the drug problem. We saw the result in steady declines in use, the most important barometer of how we are doing.

We can also see the results of a rethinking from our earlier efforts. In the last 2 years we have seen marijuana use among 12-17-year-olds soar, up 50 percent. At this rate, within the next year or so we will have wiped out the gains made in reducing use over the last 13 years. It is from this new, emerging user population that tomorrow’s addicts will come. The situation reminds me of what happened to us in the 1970’s. We let indifference get the better of us. We had to suffer a major drug epidemic to learn our lesson. We cannot afford to let that lesson go to waste.

It is a national tragedy if we let drug use escape us again. With serious effort we reversed the worst years of drug abuse. What clearer indication can there be of the effects of meaningful effort and indifferent effort than in these contrasting pictures.

More important, I would remind my colleagues that it has been Congress that has lead the effort in representing the public’s interest on the drug question. In 1986 and 1988, we moved to increase both the funding for our drug efforts and to put pressure on the administration to take forceful action. We saw results. Just this year, the Senate Foreign Relations Committee, and Senator HELMS and COBERDELL, took the lead in putting pressure on Colombia to do something about arresting drug kingpins, something everyone told us could not and would not happen. Well, it happened in jig time. Consistency and meaning what you say are still very much a foreign policy and a national security. It is that kind of fortitude and stick-with-it-ness that we still need.

We still have a substantial responsibility to represent the American public on the drug issue. And we still have the need to be the leaders in insisting on adequate funding for well-executed programs. This does not mean we have to measure our drug efforts by impossible standards of success. We need to be realistic and we need to be consistent.

Given recent gains in putting drug kingpins behind bars in Colombia, we also need to build on our efforts to go after the second and third tier of cartel leaders. This means continued support for our international programs.

I would also remind my colleagues, that the money we spend on this for-
more people than all the terrorists combined. Drug dealers, here and abroad, are real enemies whose actions have direct and immediate consequences on the quality of life in our homes and on our streets. Money spent on this international program pays real dividends in safe streets and peace of mind when we are willing to act and we can see the consequences when we fail.

I support the amendment to increase the international narcotics program by a further $20 million, which still brings the total for the President this year to $40 million below the administration's request. This funding will help us do the job we must continue to do.

AMENDMENT NO. 278
(Purpose: To provide for the transfer of excess defense articles to Estonia)

At the end of section 546 of the bill, insert the following:

(c) The President may transfer to Estonia such excess defense articles as the President determines necessary to help modernize the defense capabilities of Estonia, subject to the requirements of subsections (b) through (f) of section 519 of the Foreign Assistance Act of 1961.

Mr. BURTON. Five years ago I was invited to be the first United States Senator to address the newly elected Estonian Parliament as it liberated itself from 50 years of illegal Soviet occupation. I was denied entry into Estonia by the Soviet regime, but have since learned that Estonians have developed between the American and Estonian hearts. Our colleague, Mr. GORTON, five years ago, after expressing his interest in Estonia as it liberated itself from 50 years of Soviet domination. Its resources are very limited; its army small—merely 4,000 soldiers I am told.

This amendment gives the President authority to transfer to Estonia such excess defense articles as the President determines necessary to help modernize its defense capabilities. The transfer is subject to the provisions of section 519 subsections (b) through (f) of the Foreign Assistance Act of 1961. In short, those provisions authorize the President to transfer excess, nonlethal defense articles only if the equipment is drawn from existing DOD stocks, no DOD procurement funds are used in connection with the transfer, the President determines the transfer will not have an adverse impact on the United States' military readiness, and the transfer is preferable to selling them; require the President to notify the Senate and House Committees on Appropriations, Armed Services—or National Security—and Foreign relations; require the President to submit an annual report to sad committees detailing the value of the shipment, require said country to pay for packing, handling, and transportation costs.

Estonia has joined the United Nations, the Organization for Security and Cooperation in Europe and the Partnership for Peace. Its government has developed a robust democracy while fully embracing the principles of a market economy. For our part, any help the United States can provide will, I believe, be invaluable to our strategic and mutual interests. This amendment does just that.

AMENDMENT NO. 279
On page 18, line 24, after “assistance:” insert the following: “Provided further, That not less than the Egyptian pound equivalent of $85,000,000 generated from funds made available by this paragraph, or from any other source including from funds made available for fiscal year 1997, shall for a fiscal year 1998 be made available to the United States pursuant to the United States-Egypt Economic, Technical and Related Assistance Agreement of July 15, 1978, for the following endowments established under such agreements: the Egyptian pound equivalent of $50,000,000 shall be made available to replenish the existing endowment for the American University in Cairo, and the Egyptian pound equivalent of $35,000,000 shall be made available to replenish the existing endowment for projects and programs which promote the preservation and restoration of Egyptian antiquities.”

Mr. STEVENS. Mr. President, the amendment I am offering would designate 85 million dollars’ worth of Egyptian local currencies to be used for two programs in Egypt that have enjoyed considerable support from this body in the past. This amendment does not affect the dollar appropriation for Egypt nor does it add any new money to the bill.

First, the amendment requires that the existing endowment for the American University in Cairo be replenished by the equivalent of 50 million in Egyptian pounds. The Congress has twice before directed that local currencies generated from our aid programs be used to support AUC. However, as the pound has devalued against the dollar, the value of the existing endowment for AUC has continued to shrink, thus making an additional contribution necessary. In addition, lower interest rates, while obviously good for the general economy decline from these funds.

Mr. President, AUC is an institution of outstanding importance, not only in providing an American-type university education in Cairo and elsewhere in the Middle East, but also as a key element in the close relationships that have developed between the American and Egyptian peoples. Our colleague, the distinguished chairman of the Appropriations Committee, was instrumental in securing the original allotment of Egyptian pounds for this important institution.

AUC is a cost-effective instrument for building cultural and intellectual bridges. Reflecting on its American heritage, AUC attracts Egyptians from all sectarian communities. Egyptian youths compete for an opportunity to acquire the American-style education that is often the only process, and learn something intangible about American culture and values. Several years ago the State Department concluded that, “AUC enhances United States long-term national interest in Egypt and the Middle East and does it at a very reasonable cost.” I and my colleagues have supported the work of AUC for many years, and note that the Egyptology department at AUC played a pivotal role concerning the recent find in the Valley of the Kings.

Mr. President, this amendment, which represents the third congressionally directed contribution to the endowment of AUC, is a “no-cost” way of fostering U.S. values in a region of the world that is vital to our national interests.

The second program for which local currencies are designated is an endowment for the preservation of Egyptian antiquities. Again, prior legislation, written by Senator INOUYE and I, had directed the establishment of an endowment with Egyptian local currencies. The amendment makes the equivalent of $35 million available for this purpose.

Egypt’s cultural heritage is one of the richest and most important in the world’s history. Yet, it is seriously endangered by pollution, decay, and the simple passage of time. An endowment was established in the Foreign Aid Appropriations Act for fiscal 1993 to address this problem and for reasons similar to those affecting AUC, the endowment now needs replenishment. Mr. President, both of these programs are worthy ones. In the past, the Congress has used this innovative way of providing them with support without costing the taxpayer anything. I would hope that this practice can continue with the adoption of my amendment.

AMENDMENT NO. 279
In lieu of the matter proposed to be stricken insert the following:

NORTH AMERICAN DEVELOPMENT BANK
For payment to the North American Development Bank by the Secretary of the Treasury, for the United States share of the paid-in portion of the capital stock: $25,000,000, to remain available until expended. Provided, that for the payment to the Enterprise for the Americas Multilateral Investment Fund by the Secretary of the Treasury, for the United States contribution to the fund to be administered by the Inter-American Development Bank, $45,000,000 is provided to remain available until expended.

LIMITATION ON CALLABLE CAPITAL
Subscriptions
The United States Governor of the North American Development Bank may subscribe without fiscal year limitation to the callable capital portion of the United States share of...
the capital stock of the North American Development Bank in an amount not exceed, $318,750,000.

Mr. DOMENICI. Mr. President, I rise to offer an amendment to raise the fiscal year 1996 appropriation for the North American Development Bank, which was $25 million. I believe that this amendment makes good economic sense as well as good environmental sense.

Mr. President, some of today's most pressing environmental problems are along the United States-Mexico border. Rapid population growth along both sides of the border have created situations where large numbers of people are living in areas that have inadequate drinking water, wastewater, or municipal solid waste facilities.

To address this situation, the United States and Mexico entered into a joint agreement to establish the North American Development Bank [NAD-Bank]. NAD-Bank will provide the capital for these much-needed border projects, choosing those projects from lists developed by the multinational Border Environment Cooperation Commission (BECC).

NAD-Bank will not provide grants or equity funding for environmental infrastructure projects, but instead will act as a real world investment bank, providing financing to both public and private entities to build the environmental projects recommended by the BECC.

NAD-Bank ensures that the best projects are constructed through the following criteria:

- All projects financed by the NAD-Bank must address the environment along the 100 km region on both sides of the United States-Mexico border.
- NAD-Bank projects must be able to demonstrate repayment of their loans and guarantees. NAD-Bank will closely review factors that may affect capital outlays, construction, operations and maintenance, and project revenues—user fees, state/local backing, guarantors.
- All beneficiaries must share some project costs and/or responsibilities.
- Projects must use designs and technologies which result in a least cost solution for long term facilities' operations and maintenance.

In addition to the fact that NAD-Bank's projects will promote a healthier environment, NAD-Bank's activities will benefit the United States economy as a whole.

Specifically, properly planned and developed border infrastructure will help United States-Mexico trade to flow freely.

Finally, NAD-Bank was created by the United States and Mexican governments as an equal partnership to address these environmental problems. Mexico has already put up its share of the money of NAD-Bank. We have an obligation to show that we are committed to addressing these problems as is our southern neighbor.

In sum, therefore, this amendment makes good economic as well as good environmental sense, and I urge its adoption.

Mrs. HUTCHISON. Mr. President, I rise tonight in support of the North American Development Bank, which was created to assist border States and local communities in coordinating, designing, and facilitating border infrastructure projects. It is a unique binational financial institution which acts as a catalyst for public and private capital investment for projects certified by its sister organization, the Border Environment Cooperation Commission [BECC].

Established through a joint agreement between the United States and Mexico, the NADBank also establishes the United States and Mexico as equal partners, under which both the United States and Mexico contribute equally to the Bank's projects. Importantly, each government's capital subscription is not an operational expenditure. It represents an investment in a sound financial institution which will appreciate with the Bank's earnings and may eventually be returned to its investors—United States and Mexican citizens.

The NADBank's role is a crucial one; it acts as the lead bank, like an investment bank, financing border environmental infrastructure projects as a complement to other public and private sector financial sources. It also has an important private sector orientation. Unlike other multilateral development banks which lend primarily to public entities, the NADBank may provide financing to any entity—public or private.

What will NADBank capital be used for? Well, 90 percent will go to border projects. Importantly, 10 percent will be used to fund separate domestic programs in the United States and Mexico beyond the Mexican border.

Clearly, the role of the NADBank is an important one not just to border States but to America as a whole.

Mr. President, pollution does not require a visa. Border pollution impacts both Mexico and the United States, and growing public health concerns and a lack of adequate clean water prevent economic growth extending out and beyond the border regions. Growing health concerns due to the inadequacy of municipal infrastructure are a potential time bomb. If the health risks associated with lack of adequate infrastructure are not addressed, the border will face even more severe health problems over the next decade. The NADBank, in its efforts to address growing infrastructure needs, will benefit the entire border region's health standards. The proper use of the Bank's capital will be guarded carefully, therefore, as if it were a trust for our children.

Properly planned and developed border infrastructure will help United States-Mexico trade to flow freely.

Mr. BINGAMAN. Mr. President, I rise today to join my colleagues, Senator DOMENICI of New Mexico, Senator HUTCHISON of Texas, and Senator KYL of Arizona, in supporting the amendment to restore funding to the North American Development Bank, better known as the NADBank. As a conponent of this amendment, I want to tell you the important role that funding is to improving environmental conditions along the United States-Mexico border. This is important not only to my State of New Mexico, but to all the border States and to our Nation.

The North American Development Bank was created in 1993 as a supplement to the North American Free Trade Agreement [NAFTA]. Its purpose is to provide loans and loan guarantees to projects certified by the Border Environmental Cooperation Commission [BECC], also created as part of the NAFTA. For high priority border environmental and health projects. Due to its lack of capital, the border region cannot be self-financing in its endeavor to develop and implement these types of infrastructure projects. These projects are absolutely critical to the border area in maintaining manageable problems with air and water pollution, wastewater treatment, municipal solid waste, and hazardous waste.

The NADBank is patterned after other multilateral development banks, such as the World Bank and the Inter-American Development Bank. The United States is required to contribute $25 million over a 4-year period in initial paid-in capital. The NADBank will then use this capital, along with funds raised in the financial markets and other resources to fund environmental and health projects along the border and to supplement privately funded projects. These funds will be combined with existing State and local funding, Federal grants and State revolving loans, and World Bank and Inter-American Development Bank loan guarantees. This is a substantial investment that is needed to provide the basic level of protection to human health and the environment.

Rapid population growth and industrialization in the border cities has overwhelmed existing wastewater, water supply, and solid waste infrastructure. Untreated industrial sewage currently flows north to the United States and into the Rio Grande River. Thousands of residents lack safe drinking water and adequate solid waste disposal facilities. Air quality is severely deteriorated by emissions of industrial pollutants, and dangerous levels of carbon monoxide and ozone-forming hydrocarbons from urban traffic.

Let me be clear that while this funding is for binational projects, U.S. citizens will realize substantial benefit from potential border infrastructure improvements. Many people live in metropolitan areas along the United States-Mexico border. This population is critically impacted by water
pollution coming across the border from Mexico in areas such as the Tijuana River and New River in California, the Santa Cruz River in Arizona, and the Rio Grande in Texas and my home State of New Mexico. By investing in pollution control in these areas, we can improve the quality of life for American citizens, protect the environment, and safeguard the interests of our Nation.

In January 1996, the Governing Council of IFAD agreed that the target for the Fourth Replenishment should be $600 million, and urged both developing and developed countries to join in a partnership to achieve this target. To date, the United States is the only country that has not announced its pledge.

As you know, the U.S. commitment to the Fourth Replenishment is expected to be $92 million over a 3-year period. While the transfer authority of $15 million is a positive step for IFAD, it does not fulfill the first $30 million annual payment by the United States toward its expected 3-year pledge.

The transfer authority for $30 million would allow the United States to continue its leadership in IFAD and allow us to continue our successful work to increase the productivity and incomes of the rural poor. A transfer of $30 million to IFAD will also make it possible for the United States to pledge its commitment of $92 million to the Fourth Replenishment, bringing the 3-year negotiations on this replenishment to a successful conclusion. Once the Fourth Replenishment is concluded, a new governing body of IFAD will be elected.

In closing, I would urge my colleagues to support this amendment, to ensure the future protection and preservation of the environment along the United States-Mexico border. It is good, not only for the health of our border communities, but also for the environment along the United States-Mexico border, and for the economy of the entire United States.

AMENDMENT NO. 271

On page 43, under the heading, “International Organizations and Programs,” add the following proviso: “Provided further, That not less than $1,500,000 of the funds appropriated under this heading shall be made available for the United Nations Fund for Victims of Torture.”

AMENDMENT NO. 272

(Purpose: To increase transfer authority for IFAD)

Page 11, line 3, strike “$15,000,000” and insert in lieu thereof “$30,000,000.”

Mr. DODD. Mr. President, I send to the desk an amendment and ask for its immediate consideration. The amendment I am offering simply increases the transfer authority that the administration may utilize to fund the U.S. contribution to IFAD. Specifically the amendment increases that authority by $15 million. Let me assure my colleagues that this transfer authority will not require any offsetting cuts to be made as the overall funding of the foreign operations budget is not increased.

The International Fund for Agricultural Development [IFAD] is the only international financial institution with the specific mandate to address rural poverty, hunger, and malnutrition. To this end, IFAD promotes participatory, cost-effective approaches to help poor groups, including farmers, rural women, and the landless to increase their output and incomes in sustainable ways.

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of the armed forces suspected of wrong doing are to remain in effect until the President certifies to the Congress that the Guatemalan Armed Forces are cooperating with efforts to investigate a number of high profile human rights cases and to hold the murderers of Michael DeVine, Myrna Mack, and Efrain Bamaca Velasquez, the husband of United States citizen Jennifer Harbury.

I would ask unanimous consent that an April 7, 1995, letter on this subject to President Clinton be printed in the RECORD following the conclusion of my statement. Appended to that letter is a list of the human rights cases that we believe are particularly worthy of special consideration by the U.S. Government.

Mr. President, Guatemala is at an important turning point in its rather tragic history. A civil war has been waged for 35 years. More than 140,000 Guatemalans have lost their lives as a result of that conflict. The bulk of those killings occurred in the 1980’s when the Guatemalan Armed Forces mounted massive counterinsurgency operations, particularly against rural populations.

But killings have not been limited to the seventies and eighties. Political violence in this decade has been more targeted, most notably against teachers, human rights workers, and politicians. In 1994, the Guatemalan Catholic Church reported that there were some 356 political killings and another 40 cases of forced disappearances. Almost none of these cases have been resolved.

Thanks in large measure to the efforts of the U.N.-facilitated peace negotiations, the parties to the conflict have been making progress in reaching a diplomatic solution to their difficulties. As of now, the talks are being held in a number of areas of mutual concern.

On March 29, 1994, the parties signed a global accord on human rights that sets forth basic human rights principles the Government also requested the deployment of a U.N. human rights verification mission to Guatemala early in 1995 in order to monitor compliance with that agreement. In the most recent report of the U.N. verification mission, it found that impunity remains the most serious obstacle to the enjoyment of human rights in Guatemala, despite the manifest concern and commitment of the President of the republic to combat it.

The Guatemalan military and security forces, like every other sector of Guatemalan society, must demonstrate that they are not above the law, that their members will be held accountable for illegal acts. The first step in making this a reality is a demonstration such forces that they are prepared to cooperate in bringing to justice those within their ranks responsible for some of the most notorious human rights abuses—most notably the murder of U.S. citizen Michael DeVine.

The pending amendment is intended to prod those in control of the military and security forces to take demonstrable steps to end nearly 40 years of impunity. Mr. President, I believe that this amendment has been carefully targeted to lend support to the President of Guatemala in his efforts to reorganize the military and security forces and to establish control over such forces in the context of a final peace agreement. I would urge my colleagues to support this amendment.

AMENDMENT NO. 274

(Purpose: To permit the continued provision of assistance to Burma only if certain conditions are satisfied)

On page 104, strike lines 7 through 10 and insert the following:

Snc. 570. None of the funds made available in this Act may be used for international narcotics control assistance under chapter 8 of part I of the Foreign Assistance Act of 1961, or crop substitution assistance, directly for the Government of Burma unless the Secretary of State certifies to the appropriate congressional committees that any such programs that the United States human rights concerns in Burma and serve a vital United States national interest.

The President shall include in the annual International Narcotics Control Strategy Report submitted under chapter 8 of part I of the Foreign Assistance Act of 1961 a description of the programs funded under this section.

Mr. KERRY. Mr. President, I rise in support of my colleague from Arizona’s amendment to restore authority for the State Department to use funds for counter narcotics efforts and crop substitution programs in Burma as long as the President certifies that any such program is fully consistent with human rights concerns and serves vital United States interests.

Human rights is an issue of extreme importance and deep concern to every Senator in this Chamber, and must remain a significant element in our dealings around the world, and no Senator is more committed to the issue than Senator McCain.

His amendment is a commonsense amendment that gives the United States the necessary flexibility to act in its interest in a nation which provides 60 percent of the heroin smuggled into this country. To prohibit counter narcotics efforts would be ill-advised and counterproductive.

Whatever our deep and abiding concern for human rights, it is important to note, Mr. President, that Burma’s most noted victim of human rights violations, Aung San Suu Kyi, supports drug control efforts in her own country, and that, Mr. President, is the best argument for support of the McCain amendment.

We have three important objectives in Burma—democracy, counter narcotics, and human rights. All three demand our attention and our support; but common sense would tell us that we cannot diminish potential success in any of these areas because of specific failures in another as long as we are insensitive to the impact of actions on overall diplomatic progress.

Mr. President, the State Department is well aware of congressional concerns and I fully anticipate that it will conduct counternarcotics efforts consistent with our overall international policy and in consultation with the Congress.

I think, therefore, that this is a commonsense amendment that allows us to do what we need to do to fight the drug problem while recognizing the limitations of our involvement and maintaining a strong focus on human rights.

I would urge support of the Senator from Arizona’s amendment, and I yield the floor.

Mr. MCCAIN. Mr. President, this amendment would modify the provision in the underlying bill that prohibits funding for international narcotics control assistance in Burma. The amendment would modify that prohibition by permitting such assistance only if the Secretary of State certifies to Congress that such programs are fully consistent with United States human rights concerns in Burma, and that they serve a vital United States national interest.

That vital national interest is obvious, Mr. President. Sixty percent of the heroin that comes to this country originates in Burma—60 percent. We have a compelling, urgent responsibility to do whatever we can to eliminate or at least reduce Burma’s export of that dangerous narcotic. Without a strategy that addresses the trade in Burma, we have no effective antinarcotic program at all.

I can well understand the Senate’s desire to influence the Burmese regime’s treatment of the Burmese people. That treatment has been abominable, and well deserves our severe reproof. I visited Burma last March and was exposed to a pretty representative sampling of how abominable that treatment has been and continues to be.

Daw Aung San Suu Kyi’s release was a very significant development. But in all candor, it does not represent evidence of political reform or even an indication of progress toward an objective standard of human rights in Burma. Burma has a very long way to go.

I know the authors of this provision feel very strongly, as do I, that the United States must actively support the cause of human freedom in Burma, and make it unmistakably clear to Burma’s State Law and Order Restoration Council, the SLORC, that the United States, indeed, all of the civilized world expect them to begin respecting the will and the rights of the Burmese people.

But what I have difficulty understanding is why we must refrain from acting in our own national interest while we attempt to act in the interest of the Burmese people. I could understand the limitation of our involvement and maintaining a strong focus on human rights.

But I would urge support of the Senator from Arizona’s amendment, and I yield the floor.
SLOC. I would not support this assistance either if the State Department were proposing to simply provide money to the SLOC with the promise that the SLOC would use it to eradicate poppy fields. It is quite probable that most of it going to the efforts of the U.N. Drug Control Program [UNDCP] in Burma; $2 million would be provided to the U.N. to work with ethnic minorities on crop substitution and other programs intended to begin making some, although admittedly small, progress in reducing poppy cultivation. None of that assistance would be funneled through the SLOC.

A limited—a very limited amount of assistance, $50 thousand, I believe—would be funneled through Burma customs officials. But I fail to see the harm in that, given that the amount is so small, and the need for better Burmese control of drug smuggling at the borders so obvious.

Mr. President, that is not what the administration proposed to do with this assistance. First, it is a relatively small amount of money that we are talking about, most of it going to the efforts of the U.N. Drug Control Program [UNDCP] in Burma; $2 million would be provided to the U.N. to work with ethnic minorities on crop substitution and other programs intended to begin making some, although admittedly small, progress in reducing poppy cultivation. None of that assistance would be funneled through the SLOC.

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The Peruvian military needs to make much more progress in the area of respect for human rights before the United States should consider other forms of assistance.

It would be a travesty if the Peruvians were forced to shut down this program because the United States would not send spare parts for two airplanes. Keeping cocaine out of Peru, keeps cocaine off our school yards and street corners. I encourage the Senate to adopt this amendment.

I am opposed to the amendment to have the article printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

[From the New York Times, Sept. 15, 1995]

COLOMBIA ARRESTS RAISE PRICE OF COCAINE

(By Clifford Krauss)

Only a few months after the Colombian Government began arresting the top leaders of the Cali drug cartel, law enforcement officials said the supply and potency of cocaine in New York had dwindled, forcing wholesale and street prices to soar.

In what officials described as the most precipitous shift in almost six years, the wholesale price of cocaine has increased nearly 50 percent since May, while retail prices have gone up 30 percent. Similar increases, they said, are evident in other big Eastern cities dependent on New York-based Cali and smaller Colombian cartels operating on the West Coast.

In addition, they said, recent seizures and intelligence indicate that the size and number of shipments of cocaine into the New York area have declined. Only four months ago, Federal agents say, shipments weighing 1,000 pounds or more were coming into the city in trucks, ships and airplanes; now, they typically weigh less than 200 pounds.

The shifts are also evident in the city's drug markets. Drug dealers in Washington Square Park said this week that the same gram of cocaine that sold for $50 in May now goes for $80, an increase that they said was being passed along by younger buyers who had begun to frequent the area.

“I’ve been around 39 years,” said one Washington Square dealer, who asked that he not be named on condition that he not be named. “I know when they bust the big guys in Colombia, that’s when the coke goes up.”

Law enforcement authorities cautioned that the shifts in supply and price might be temporary, evidence of another periodic realignment of international trafficking networks with little long-lasting importance. But they said that the declining sizes of cocaine shipments and five recent fatal shootouts between competing drug gangs in Queens were strong signs that the world’s richest drug trafficking organization is at least going through a painful period of adjustment.

“Maybe it’s only a breather that is benefiting the community,” said Peter A. Crusio, chief of narcotics investigations in the Queens District Attorney’s office. “But relatively little is coming in. The bigger buyers are not risking moving the cocaine.”

Officials say cocaine buyers can still find the drug in neighborhoods across the city, but New York police officials say laboratory tests show that dealers are now mixing their small bags and tins of cocaine powder with 30 percent more sugar or baking powder to stretch supplies.

On the other hand, officials say supplies and prices of crack—the cocaine-based drug of choice among many poor users—have not been affected, because its purity is low to begin with and abusers need little to become intoxicated.

Though they are encouraged by the tightened supply of cocaine, some police officials expressed concern that shortages of cocaine could spur a rise in heroin use, which is already gaining in popularity and is mostly distributed by organized crime groups that compete with the Cali cartel.

They also warn that profits continue to be stretched, street gangs competing for customers, territory and supplies could turn more violent, much as they did when the crack first became popular in the late 1980’s.

Investigators said information collected through wiretaps and informers indicate that suppliers who held up in California, Colombia and Mexico, where they are stockpiled before moving across the border, because the leaders who once personally supervised their release are in jail or on the run.

Middle-level traffickers, the wiretaps and informers indicated, are holding back shipments, in part because they feared that the captured leaders might be trading information about cartel operations in exchange for more lenient treatment.

“The one who moved the cocaine between Colombia and Mexico, Miguel Angel Rodriguez Orejuela, is out of commission for at least the next year,” the Drug Enforcement Administration official who spoke on condition that he not be named. “One can logically surmise that right now there is a quandary, a state of confusion, and problems with people hooking up with the traffickers both in Colombia and Mexico.”

The most striking effect of the arrests in Colombia, wholesale and street price levels of the drug trade, officials said. Responding to the decreased supplies, several law enforcement officials said top cocaine dealers in New York have raised their prices to their largest distributors to an average of $26,000 per kilogram, from $18,000 only four months ago.

In Detroit, the Drug Enforcement Administration has reported an increase in wholesale prices from $22,000 to $32,000 per kilogram in the last two months.

A bodega owner in Washington Heights said the recent increase had forced him to raise his prices by $0.25 for a pack of marijuana. “People are having an effect,” he said. “They said the coke is getting overstocked.”

The last time cocaine prices in New York rose so much and so fast was in late 1989, when a shooting war broke out between the Medellin cartel and the Colombian Government. The Medellin group never recovered, and they said, because the cartel leaders were able to negotiate a deal with the government that allowed them to continue to be stretched, street gangs competing for customers, territory and supplies could turn more violent, much as they did when the crack first became popular in the late 1980’s.

Mr. LEAHY. Mr. President, I have agreed to accept this amendment, because it is narrowly written and deals only with the authority to provide spare parts for Peruvian aircraft used in the drug interdiction program. It does not authorize funds on equipment for the Peruvian Army. We prohibit military aid to Peru in this bill on account of longstanding human rights concerns. We do not want to undermine that policy in any way, by providing equipment to the army for any purpose.

However, this amendment would not do that. It only permits future of spare parts to permit the Peruvian Air Force to operate its drug interdiction aircraft, which I am told by the sponsor of the amendment, Senator KERRY, are having an effect. I am willing to see that effort continue if it is helping to interrupt the flow of cocaine, but I cannot agree to any assistance to the Peruvian Army.
both sides. It is cosponsored by Senators MIKULSKI, SARBANES, and SIMON.

My amendment is very simple. It says that the President shall seek to ensure that the same percentage of our economic assistance that currently is channeled through PVOs, can be channeled through PVOs next year. This language is identical to a provision that was included in the foreign aid authorization bill reported by the Foreign Relations Committee, and it is similar to a provision in the House-passed foreign operations appropriations bill.

I think this amendment is important because private, voluntary organizations—PVOs—are our most cost-effective vehicle for delivering foreign assistance, and in this era of shrinking budgets we simply cannot afford to abandon our partnership with them. PVOs operate in countries and circumstances in which our government cannot or will not. They not only reflect American values and generosity, but are an efficient means of delivering people-to-people assistance that has a positive and lasting impact on the lives of the poor and builds long-term friendships for the United States.

In demanding broad public support, our partnership with PVOs and cooperatives leverages vast private resources. Much of the assistance we provide through PVOs is matched by contributions from corporations, religious and private individuals. Thus reductions in the level of PVO participation in our foreign aid program could have a very damaging multiplier effect.

Unfortunately, it appears that some cuts in development assistance are unavoidable. My amendment simply seeks to ensure that PVOs are not cut disproportionately. I think it is critical that the Senate go on record in support of the tremendous work done by these organizations and I would urge that the Senate adopt my amendment.

At the appropriate place in the bill, insert the following:

Of the funds appropriated for Turkey under the heading “Economic Assistance”, not less than $5 million shall be made available only through non-governmental organizations to be used only for projects in the ten south-easterly provinces only under a state of emergency, and shall be used only for projects designed to promote economic development, cultural and ethnic tolerance, and human rights, and to support the development and activities of non-governmental organizations in the southeast. Of course, this is a traditionally Kurdish area where Kurds are caught in a vise between PKK terrorism and the Turkish military.

Earlier this week, I released a report on Turkey prepared by members of the minority staff of the Foreign Relations Committee. The report, which was based upon a trip that the staff conducted in August, found, among other things, that the Kurdistan Workers’ Party (PKK) posed a grave threat not only to Turkey, but to regional stability as well. According to the report, the PKK bears direct responsibility for much of the tensions in southeast Turkey and for prompting the recent Turkish invasions of Iraq.

The report also found, however, that the Government of Turkey bears much of the responsibility for the continued suffering in the southeast. The report acknowledges the great political challenges Prime Minister Ciller faces as she tries to address the Kurdish problem—a fact borne out by developments of the last several days by the fall of her government. The bottom line, however, is that the government has been unable—or unwilling—to distinguish between the PKK from the legitimate rights and aspirations of the Kurdish people. As a result, Turkey refuses to engage in a political dialogue with nonviolent Kurdish representatives, and is executing a heavy-handed, indiscriminate military campaign to eradicate what it views as a monolithic threat to the unity of the country.

By equating all Kurdish aspirations with the terrorist designs of the PKK, Turkey effectively has eliminated outlets for nonviolent Kurdish political or cultural expression. As a consequence, Turkey unintentionally may be contributing to the PKK’s appeal. I believe it is important to encourage Turkey to offer Kurds and other groups outlets for nonviolent expression.

One response to the well-chronicled Turkish rights violations has been to cut assistance. In fact, as many of my colleagues may be aware, the House voted to limit economic support funds for Turkey to $21 million. I propose that we take a different approach by addressing some of the very real economic needs Turkey is facing in the southeast—and to do so through non-governmental organizations.

The Foreign Relations Committee staff visited Diyarbakir, one of the main cities in the southeast, which in many ways symbolizes the ethnic difficulties that persist within Turkey. That city has become a haven for rural Kurds forced to evacuate neighboring towns and villages destroyed by the Turkish military. By some estimates, the city’s population has grown from roughly 300,000 to more than 1,500,000 during the past 5 years. Although Turkish officials claim that PUB, and some independent observers suggest that tensions have subsided during the past 2 years, it is evident that any existing calm is tenuous and the result of Turkey’s overwhelming—and at times oppressive—security presence, which has exacted a high cost in terms of human rights violations. I believe that my amendment would have a positive impact by improving economic conditions in a very unstable area.

This amendment also sends an important message to Turkey—as it faces the challenge of forming a new government—about the need to address other underlying problems such as the lack of political participation and human rights abuses in the southeast. Turkish officials speak of the need to increase stability in the southeast. True stability can only come with increased tolerance. This amendment is intended to bolster that effort.

AMENDMENT NO. 2747

On page 36, line 4, after the word “Turkey” insert the following: “: Provided further, That the President should seek the agreement of the Prime Minister of Turkey to permit access throughout Turkey by several international humanitarian organizations, which operate in cooperation with the North Atlantic Treaty Organization of European countries emerging from Communist domination.”

AMENDMENT NO. 2749

(Purpose: To amend the NATO Participation Act of 1994 to expedite the transition to full membership in and cooperation with the North Atlantic Treaty Organization of European countries emerging from Communist domination.)

On page 121, below line 24, add the following:

TITLE VII—NATO PARTICIPATION ACT AMENDMENTS OF 1995

SEC. 701. SHORT TITLE.

This title may be cited as the “NATO Participation Act Amendments of 1995”.

SEC. 702. FINDINGS.

The Congress makes the following findings:

(1) Since 1949, the North Atlantic Treaty Organization (NATO) has played an essential role in guaranteeing the security, freedom, and prosperity of the United States and its partners in the Alliance.

(2) NATO has expanded its membership on three different occasions since 1949.

(3) The sustained commitment of the member countries of NATO to mutual defense of the territory ultimately possible the democratic transformation in Central and Eastern Europe and the demise of the Soviet Union.

(4) NATO was designed to be and remains a defensive military organization whose members have never contemplated the use of, or used, military force to expand the borders of its member states.

(5) While the immediate threat to the security of the United States and its allies has been reduced with the collapse of the Iron Curtain, new security threats such as the situation in Bosnia and Herzegovina, are emerging to the shared interests of the member countries of NATO.

(6) NATO retains the only multilateral security organization capable of conducting effective military operations to protect Western security interests.

(7) NATO has played a significant role in defusing tensions between NATO members and, as a result, no military action has occurred between two NATO member states since the inception of the Cold War.

(8) NATO is also an important diplomatic forum for the discussion of issues of concern.
to its member states and for the peaceful resolution of disputes.

(9) America’s security, freedom, and prosperity remain linked to the security of the countries of Europe. Any threat to the security of Europe, moreover, would contribute to international peace and enhance the security of the region.

(10) Any threat to the security of the newly emerging democracies in Europe would pose a security threat to the United States and its European ally.

(11) The admission to NATO of European countries that have been freed from Communist domination and that meet specific criteria for membership would contribute to the security of the United States.

(12) A number of countries have expressed varying levels of interest in NATO membership, and have taken concrete steps to demonstrate this commitment.

(13) Full integration of Central and East European countries into the North Atlantic Alliance after such countries meet essential criteria for admission would enhance the security of the Alliance and, thereby, contribute to the security of the United States.

(14) The expansion of NATO can create the stable environment needed to successfully complete the political and economic transformation envisioned by the states emerging from Communist domination.

(15) In recognition that not all countries which have requested membership in NATO will participate at the same pace, the accession date for each new member will vary.

(16) Nothing in this title should be construed as precluding the eventual NATO membership of European countries never under Communist domination, namely, Austria, Finland, and Sweden.

(17) The provision of NATO transition assistance should include those countries most ready for closer ties with NATO and should be designed to assist other countries meeting specific criteria to move forward toward eventual NATO membership.

(18) The evaluation of future membership in NATO for countries emerging from Communist domination should be based on the progress of those nations in meeting criteria for NATO transition assistance and evolving NATO criteria, which require enhancement of NATO’s security and the approval of all NATO members.

SEC. 703. UNITED STATES POLICY.

It should be the policy of the United States—

(1) to join with the NATO allies of the United States to redefine the role of the North Atlantic Treaty Organization,

(2) to actively assist European countries emerging from Communist domination in their transition so that such countries may eventually qualify for NATO membership;

(3) to work to define the political and security relationship between an enlarged NATO and the newly transformed organizations.

SEC. 704. REVISIONS TO PROGRAM TO FACILITATE TRANSITION TO NATO MEMBERSHIP.

(a) ESTABLISHMENT OF PROGRAM. —Subsection (a) of section 203 of the NATO Participation Act Amendments of 1995, the President shall transmit to the Congress an evaluation of Poland, Hungary, the Czech Republic, and Slovakia, as well as all other European countries emerging from Communist domination which have expressed an interest in joining NATO, in accordance with the criteria in paragraph (3) and specifically to determine whether those countries are to be eligible to receive assistance under the program established in subsection (a). The President shall provide a report of the countries designated under this section as a result of an evaluation of each designated country’s progress toward conformance with criteria for full NATO membership.

(b) OTHER EUROPEAN COUNTRIES EMERGING FROM COMMUNIST DOMINATION. —In addition to the country or countries designated pursuant to paragraph (1), the President may designate other European countries emerging from Communist domination. The President may make such a designation in the case of any such country only if the President determines, and reports to the designated congressional committees, that such country meets the criteria specified in paragraph (3).

(c) LIMITATION ON DESIGNATION.

(1) The criteria referred to in paragraph (2) are, with respect to each country, that the country—

(A) has made or is making significant progress toward—

(i) sharing values and interests;

(ii) democratic governments;

(iii) free market economics;

(iv) civilian control of the military, of the police, and of intelligence services;

(v) adherence to the values, principles, and political commitments embodied in the Helsinki Final Act of the Organization on Security and Cooperation in Europe; and

(vi) more transparent defense budgets and is participating in and support for NATO military activities;

(B) has made public commitments—

(i) to further the principles of NATO and to contribute to the security of the North Atlantic area;

(ii) to accept the obligations, responsibilities, and costs of NATO membership; and

(iii) to implement infrastructure development activities that will facilitate participation in and support for NATO military activities;

(C) is not ineligible for assistance under section 563 of Public Law 103-306, with respect to transfers of equipment to a country the government of which the Secretary of State has determined is a terrorist government.

(2) Of the amounts made available under sections 201 and 202 of the Arms Export Control Act of 1976 (22 U.S.C. 2394) for fiscal years 1996 and 1997, the Secretary of State shall—

(A) earmark at least $10,000,000 for the countries designated under subsection (b), (C), or (D) of section 203 of the NATO Participation Act Amendments of 1995, and

(B) earmark at least $2,000,000 for the countries designated in accordance with section 564 of the Arms Export Control Act of 1976.

(3) Of the amounts made available under chapter 5 of part II of the Foreign Assistance Act of 1961 (relating to international military education and training) for fiscal year 1996 and $5,000,000 for fiscal year 1997 should support—

(A) the attendance of additional military personnel of countries designated under subsection (d)(1) or (d)(2), particularly Poland, Hungary, the Czech Republic, and Slovakia, at professional military education institutions in the United States, and

(B) other training grants, and grants to loans, for eligible countries.

SEC. 705. TERMINATION OF ELIGIBILITY.

Subsection (d) of such Act is amended—

(1) by striking “subsection (d)” and inserting “subsection (d)(2)”;

(2) by inserting “22 U.S.C. 2394)” before the period at the end.

Section 203(c) of such Act is amended by striking “any other Partnership for Peace country designated under section 203(d)” and inserting “any country designated under section 203(b)(1)(C)(ii)”.

(c) TYPES OF ASSISTANCE. —Section 203(c) of such Act is amended—

(1) by redesigning paragraphs (1) through (4) as paragraphs (A) through (D), respectively; and

(2) by inserting after subparagraph (D) (as redesignated) the following new subparagraph:

“(E) Assistance under chapter 4 of part II of the Foreign Assistance Act of 1961 (relating to the Economic Support Fund).”

(d) Funds appropriated under the ‘Non-proliferation and Disarmament Fund’ account;

(G) Assistance under chapter 6 of part II of the Foreign Assistance Act of 1961 (relating to peacekeeping operations and other programs).”;

(f) Authority for the Department of Defense to pay excess defense articles costs for countries designated for both grant and non-grant assistance;

(g) Authority to convert MFQ loans to grants and grants to loans, for eligible countries.

SEC. 706. TERMINATION OF ELIGIBILITY.

Section 203(f) of the NATO Participation Act Amendments of 1995 (title II of Public Law 103-477, 22 U.S.C. 2394) is amended to read as follows:

The President is authorized to obligate and expend $60,000,000 from funds made available under this Act in support of countries designated to receive transition assistance under section 203(a) of the NATO Participation Act, as follows:

(1) Poland: $24,000,000;

(2) Czech Republic: $10,000,000;

(3) Hungary: $5,000,000;

(4) Slovakia: $5,000,000.

Other European countries designated under subsection (d)(1) or subsection (d)(2):

SEC. 706. TERMINATION OF ELIGIBILITY.

Section 203(f) of the NATO Participation Act Amendments of 1995 (title II of Public Law 103-477, 22 U.S.C. 2394) is amended to read as follows:

The President is authorized to obligate and expend $60,000,000 from funds made available under this Act in support of countries designated to receive transition assistance under section 203(a) of the NATO Participation Act, as follows:

(1) Poland: $20,000,000;

(2) Czech Republic: $10,000,000;

(3) Hungary: $5,000,000;

(4) Slovakia: $5,000,000.

Other European countries designated under subsection (d)(1) or subsection (d)(2): $20,000,000.
"(f) TERMINATION OF ELIGIBILITY.—(1) The eligibility of a country designated under subsection (d) for the program established in subsection (a) shall terminate 60 days after the President certifies under paragraph (2) unless, within the 60-day period, the Congress enacts a joint resolution disapproving the termination of eligibility.

(2) The President determines that the government of a country designated under subsection (d),—
(A) no longer meets the criteria set forth in subsection (d)(2);
(B) is hostile to the NATO alliance; or
(C) poses a national security threat to the United States,
then the President shall so certify to the appropriate congressional committees.

(3) Nothing in this Act shall affect the eligibility of countries to participate under other provisions of law in programs described in this Act.

(b) CONGRESSIONAL PRIORITY PROCEDURES.—Section 203 of such Act is amended by adding at the end the following new subsection:

'(g) CONGRESSIONAL PRIORITY PROCEDURES.—
(1) APPLICABLE PROCEDURES.—A joint resolution described in paragraph (2) which is introduced in a House of Congress after the date on which a certification made under subsection (a) is received by Congress shall be considered in accordance with the procedures set forth in paragraphs (3) through (7) of section 806(c) of the Department of Defense Appropriations Act, 1995 (as contained in Public Law 98-473 (98 Stat. 1936)), except that—
(A) references to the resolution described in paragraph (1) shall be deemed to be references to the joint resolution; and
(B) references to the Committee on Appropriations of the House of Representatives and to the Committee on Appropriations of the Senate shall be deemed to be references to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate.

(2) TEXT OF JOINT RESOLUTION.—A joint resolution under this paragraph is a joint resolution which, after the resolving clause of which is as follows: ‘‘That the Congress causes to be published in the Federal Register pursuant to section 203(f) of the NATO Participation Act of 1994.’’.

SEC. 707. REPORTS.
(a) ANNUAL REPORT.—Section 206 of the NATO Participation Act of 1994 (title II of Public Law 103-447; 22 U.S.C. 1928 note), as redesignated by section 705(c) of this Act, is amended—

(1) by inserting ‘‘ANNUAL’’ in the section heading before the first word;
(2) by inserting ‘‘annual’’ after ‘‘include in the’’ in the matter preceding paragraph (1);
(3) by striking ‘‘the Chairman for Peace’’ and inserting ‘‘European’’; and
(4) by striking paragraph (2) and inserting instead the following new paragraph:

‘‘(2) In the event that the President determines that, despite a period of transition assistance, a country designated under section 203(d) has not, as of January 10, 1999, met criteria for NATO membership set forth by the North Atlantic Council, the President shall transmit a report to the designated congressional committee containing an assessment of the progress made by that country in meeting those standards.’’.

SEC. 708. DEFINITIONS.
The NATO Participation Act of 1994 (title II of Public Law 103-447; 22 U.S.C. 1928 note), as amended by this title, is further amended by adding at the end the following new section:

'SEC. 207. DEFINITIONS. —For purposes of this title:

(1) NATO.—The term ‘‘NATO’’ means the North Atlantic Treaty Organization.

(2) DESIGNATED CONGRESSIONAL COMMITTEES.—The term ‘designated congressional committees’' means—

(A) the Committee on International Relations, the Committee on National Security, and the Committee on Appropriations of the House of Representatives;

(B) the Committee on Foreign Relations, the Committee on Armed Services, and the Committee on Appropriations of the Senate.

(3) DESIGNATING NATION.—The term ‘designating nation’ (as used in subsection (f) of the NATO Participation Act Amendments of 1995) includes, but is not limited to, Albania, Bulgaria, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Moldova, Poland, Romania, Slovakia, Slovenia, and Ukraine.

Mr. ROTH. Mr. President, I rise as a cosponsor of the Brown amendment—the NATO Participation Act Amendment of 1995.

No other issue is more crucial to European security than NATO’s relationship with Central and Eastern Europe. Today, we are in the midst of a historical, revolutionary phase in which the strategic landscape of Europe is particularly malleable—a phase that will not last forever. How the Alliance manages its relationship with the nations of this region during this phase will determine whether or not Europe will ultimately have the benefits of an enduring and stable peace.

Careful, gradual, but undeterred enlargement of NATO should be the geopolitical priority of America’s Europe policy. The Alliance is uniquely qualified to provide the institutional foundation for regional security and peace. No other institution combines the two necessary requisites to serve in this role: a transatlantic dimension and proven operational capability.

The Brown amendment explicitly endorses and facilitates a process of NATO expansion. Passage of this amendment is an important step toward establishing a system of European security consisting of two pillars: an enlarged NATO and a strategic partnership between the Alliance and Russia. By enhancing and reinforcing stability in Eastern Europe, an enlarged NATO would bring greater stability to Russia’s frontiers and would enable Russia to direct more of its energies to the internal challenges of political and economic reform.

Mr. President, this point is too often forgotten in this debate. There has been too strong a tendency in United States policy to overreact to outdated Russian sensitivities at the expense of strategic realities and objectives central to the interests of the Alliance, as well as to the United States.

Finally, Mr. President, let me emphasize the NATO Participation Act Amendments endorse a vision of European security in a manner fully consistent with the spirit and charter of the Washington Treaty. It calls upon the President to undertake programs that will help the nations of Central and Eastern Europe prepare themselves for the responsibilities of NATO membership.

Enlargement is a process for which the Alliance has always been geared. Indeed, Article 10 of the Washington Treaty provides for the enlargement of the Alliance to any European state ‘‘in a position to further the principals of this Treaty and to contribute to the security of the North Atlantic area.’’

Mr. President, America’s policies toward Europe must be designed to shape a strategic landscape that enhances economic, political, and military stability in all parts of Europe. This is in our Nation’s best interest, and it is the intent of the NATO Participation Act Amendments to see such policies implemented. For this reason, I call upon my colleagues to pass this legislation.

Mr. PELL. Mr. President, I want to thank the Senator from Colorado for working with me on this effort to revise S. 602, the NATO Participation Act Amendments of 1995, which he and Senator Simon introduced earlier this year. While there are still a few
changes that I hope we can make down the road. I share the amendment’s goal of assisting our friends in Central and Eastern Europe to make the transition from Communist domination to greater integration with the rest of Europe. I believe that overall, the amendment before me represents an improvement over S. 602, and I will support it.

NATO expansion is very important. In fact, the United States has taken the lead within the Alliance to address the issue of expansion, and there are no signs that NATO members are ready to make the transition to full NATO membership. The criteria, which include having a Democratic government and a free market economy, civilian control of the military and the intelligence services, adherence to OSCE principles, and a commitment to prevent the sale of defense articles to terrorist states, are quite appropriate and reasonable.

I want to be clear, however, that adoption of this amendment should not be taken as a signal that Congress can deem that certain countries are more ready than others for NATO membership. The 16 NATO countries have a process in place for addressing the expansion issue. That is as it should be. NATO has already completed an internal study of expansion, which will be made public as early as next week. Then NATO will begin briefing Partnership for Peace members regarding expansion.

Under Senator Lugar’s leadership, the European Subcommittee is conducting a series of hearings to examine NATO expansion issues. To date, the subcommittee hearings have shown that the issue of expansion has not been thoroughly examined or vetted by the Congress or by the American public. The costs and responsibilities of NATO expansion have not been thoroughly examined. Therefore, any unilateral congressional determination as to which countries are ready for NATO membership is invalid.

This amendment does not make a pronouncement regarding NATO membership. It simply authorizes the President to help countries that are already members of Partnership for Peace, and that may be interested in full NATO membership.

I believe that this amendment strikes an appropriate balance between encouraging the administration to reach out to our friends in Central and Eastern Europe on the one hand and supporting the process among our NATO allies on the other.

AMENDMENT NO. 2790

(Purpose: To provide a substitute for the provision relating to the Korean Peninsula Energy Development Organization)

Strike all after “that” on p. 108 line 18 through line 10 on page 109, and insert in lieu thereof the following:

(a) in accordance with Section I of the Agreed Framework, KEDO has designated a Republic of Korea company, corporation or entity for the purpose of entering into a prime contract to carry out construction of the light water reactors provided for in the Agreed Framework; and

(b) the DPRK is maintaining the freeze on its nuclear facilities as required in the Agreed Framework; and

(c) the United States is taking steps to assure that progress is made on (1) the North South dialogue, including efforts to reduce barriers to trade and investment, such as removing restrictions on travel, telecommunication and financial transactions; and (2) implementation of the January 1, 1992 Joint Declaration on the Denuclearization of the Korean Peninsula.

(d) a report on the specific efforts with regard to subsection (c) shall be submitted by the President to the Committees on Appropriations six months after the date of enactment, and every six months thereafter.

Mr. MCCONNELL. Mr. President, the language in the bill takes the standards for improvements in the United States relationship with North Korea and applies them to the North-South relationship. The language codifies what I believe is our policy of parallel progress between North and South and the United States relationship with the North.

There is real concern that each time the North Koreans want something new in the way of equipment, economic assistance, or a concession, they threaten to lift the freeze. We then inch closer in our bilateral relations. The following concern has been that this has been at the expense of the long-standing United States alliance with the South. Ultimately, I think the North is determined to drive a wedge between the South and the United States. And, their strategy seems to be working. We have responded to threats by canceling joint military exercises, offering unconditional economic aid in the form of oil, while insisting on no clear steps in the North-South dialogue.

Let us keep in mind that in spite of the military intelligence we have, the relationship with North Korea is not just one of energy—North agreed to allow KEDO to use certain heavy water reactors provided for in the Agreed Framework, KEDO, in turn, announced that a reactor originally based on a United States design was modified by the South to be a private letter from President Clinton to President Kim Yong Sam was sufficiently reassuring that the South Korean administration agreed to go along.

Unfortunately, side letters do not bear the same official weight as obligations spelled out in agreements. Once again, the North seems to have achieved their goal of access to energy and easing economic pressure while minimizing contact with the South. I think it is essential to clarify just what we expect in the future and how the dialogue. Ambiguity will ultimately invite challenge and confrontation.

The North’s opposition to a clearly defined role for the South is the threat to stability. The danger does not lie in imposing obligations that are parallel and inconsistent with our own—the danger lies in abandoning our current security commitments to South Korea in an attempt to obtain future compliance with IAEA and NPT requirements.

Mr. President, the principal objection the administration had to the restriction I included in the Foreign Operations bill was the timetable I established for progress in the North-South dialogue. I would like my colleagues to know that the timetable I included was exactly the same as the schedule the United States was expected to comply with in fulfilling obligations to normalize economic and political relations.
However, given the difficulty of the problem I can appreciate the administration not feeling able to move as rapidly as I would like, so I have modified the language to accommodate those concerns. The amendment I am offering on behalf of Senators BYRD, NUNN, HATFIELD, STEVENS, INOUYE, LEAHY, and myself balances our interest in clarifying our goals on the North-South dialog while giving the administration sufficient time and a measure of flexibility to advance those interests.

Mr. BYRD. Mr. President, I thank the distinguished chairman of the subcommittee, and manager of the bill, for his flexibility in accommodating my concerns over the provision in the bill on the Korean Framework Agreement. That agreement, concluded on October 21, 1994, if properly implemented, holds the promise of relaxing tensions on the Korean Peninsula and South Korea. The agreement mainly concerns obligations entered into between the United States and the North Korean Government, but also refers to the need for a dialogue between the North and South Korean Governments as well. In Provision III of the agreement, the North Korea Government has agreed to “engage in a North/South dialogue, as this Agreed Framework will help create an atmosphere that promotes peace and cooperation.” The administration has encouraged progress in this regard, in particular with reference to reducing North-South barriers toward trade and investment, including removing restrictions on travel, telecommunication services, and financial transactions. If such barriers are removed, much of the suspicion, fear, and anger that infuses the North-South relationship can be mitigated, and an atmosphere of peaceful cooperation fostered. Such a development is certainly in the national security interest of the United States.

The amendment also requires the President to certify that the North Korean Government is maintaining their current freeze on nuclear facilities, which is required in the Framework Agreement. This is the quid pro quo for United States support to the South Korean and Japanese coalitions to put into place new light water reactor powerplants in the North, which will help solve the overall nuclear issue on the Korean Peninsula.

The administration supports this amendment. For me, I am pleased that Senators could reach this accommodation on the language in the bill. It supports America’s vital leadership role to bring peace and an atmosphere of cooperation on the Korean Peninsula, and head off any further danger that the North Koreans might pursue a nuclear option which would lead to more tension and perhaps a conflict there.

I commend the chairman, and others who have contributed to this result.

AMENDMENT NO. 2751

On page 24, line 5 add the following after “services”:
“Provided, That these funds shall be in addition to funds justified for programs in the 1996 congressional presentation documents.”

AMENDMENT NO. 2752

(Purpose: To express the sense of the Congress regarding the recent elections in Hong Kong)

At the appropriate place in the bill, insert the following:

SEC. 6. HONG KONG ELECTIONS.

(a) FINDINGS.—The Congress finds the following:

(1) The right to an elected legislature in Hong Kong is guaranteed by the 1984 Sino-British Joint Declaration on the Question of Hong Kong.

(2) The United States-Hong Kong Policy Act declared the Congress’s support for full implementation of the 1984 Sino-British Joint Declaration;

(3) The People’s Republic of China declared in the Joint Declaration that Hong Kong would be “one country, two systems” and would “enjoy a high degree of autonomy” and “a legislative, executive, and independent judicial power” and would have “a legislature constituted by elections”;

(4) On September 17, 1995, the highest number of Hong Kong voters ever demonstrated their commitment to democracy by freely expressing their right to vote in the Legislative Council elections.

(b) SENSE OF CONGRESS.—It is the sense of the Congress that—

(1) the people of Hong Kong are to be congratulated for exercising their right to vote on September 17, 1995;

(2) the People’s Republic of China should respect the clear will of the people of Hong Kong to have a fully democratic government;

(3) the Government of the People’s Republic of China should enter into a dialogue with the democratically elected representatives of the Hong Kong people; and

(4) the Government of the People’s Republic of China should respect the mandate of the people of Hong Kong; and

It is the sense of the Congress in support of last Sunday’s successful elections in Hong Kong.

Mr. PRESSLER. Mr. President, on behalf of myself and others I am offering an amendment that expresses the sense of the Congress in support of last Sunday’s successful elections in Hong Kong.

Mr. President, when Mr. Christopher Patten became Governor of Hong Kong 3 years ago, he made a very important decision. He decided to allow the people of Hong Kong the opportunity to express their preference on a simple issue: democracy—yes or no?

As last Monday’s New York Times editorial noted, “Hong Kong’s voters declared overwhelmingly on Sunday their preference for democracy and their doubts about Beijing’s plans for the colony’s future.” Final returns from Hong Kong showed that the Democratic Party led by Mr. Martin Lee won the largest number of seats, 19, in the 60-seat Legislative Council. Other pro-democracy allies will give Mr. Lee a working majority of 31.

By contrast, pro-Beijing candidates of the Democratic Alliance for the Betterment of Hong Kong won only six seats and the party’s top three officials were defeated. Spokesmen for Beijing have not learned to lose gracefully and have resorted to threats and intimidation.

Again Governor Patten has proved to be the best analyst: “Everybody has to realize that Hong Kong has expressed its views about the present and the future with great clarity.”

Mr. President, the amendment I have offered congratulates the people of Hong Kong for exercising their right to vote, calls on China to respect the clear will of the people of Hong Kong to have a fully democratic government, and calls on China to enter into a dialogue with the democratically elected representatives of the Hong Kong people.

I wish the people of Hong Kong well as they continue to demonstrate their clear will to maintain the cause of democracy. I urge my colleagues to support this amendment.

AMENDMENT NO. 2753

(Purpose: To impose sanctions against Burma, and countries assisting Burma, unless Burma observes basic human rights and permits political freedoms)

At the appropriate place in the bill insert the following:

SEC. 2. SANCTIONS AGAINST BURMA.

Except as provided in section 4, the following sanctions shall apply to Burma, effective 90 days after the date of enactment of this Act (or on such other date as is specified in this section):

(1) INVESTMENTS.—No United States national may make any investment in Burma.

(2) UNITED STATES ASSISTANCE.—United States assistance for Burma is prohibited.

(3) TRADE PRIVILEGES.—The President shall congratulate the people of Burma, and countries assisting Burma, unilaterally terminate all trade privileges pursuant to the Generalized System of Preferences (GSP), and shall continue the suspension of nondiscriminatory trade treatment for Burma (most-favored-nation status), with respect to Burma.

(4) IMPORTATION OF GOODS.—No article which is produced, manufactured, grown, or extracted in Burma may be imported into the United States.

(5) TRADE AND INVESTMENT TREATIES.—The United States should continue to suspend carrying out obligations under bilateral trade and investment treaties with Burma.

(6) TRAVEL RESTRICTIONS.—The Secretary of State shall prohibit the use of United States passports for travel except for travel by United States diplomatic personnel.

(7) DIPLOMATIC REPRESENTATION.—The President is urged not to accept diplomatic representation from Burma at a level greater than the level of diplomatic representation accorded the United States in Burma.

(8) FOREIGN ASSISTANCE.—The United States shall suspend assistance under the Foreign Assistance Act of 1961 and the Arms Export Control Act to any foreign government which sells or otherwise transfers arms to the Government of Burma.

(9) INTERNATIONAL ORGANIZATIONS CONTRIBUTIONS.—The United States shall withhold contributions to each international organization that funds activities in Burma other than humanitarian activities an amount equal to

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the United States proportionate share of that funding.

(10) Multilateral Assistance.—The Secretary of the Treasury shall instruct the United States permanent executive director of each financial institution to vote against any loan or other utilization of the funds of the respective bank to or for Burma.


(12) International Arms Embargo.—The President, acting through the United States Permanent Representative to the United Nations, should urge the establishment by the United Nations of an international arms embargo of Burma.

SEC. 3. AGREEMENTS TO IMPOSE SANCTIONS ON BURMA.

(a) Negotiations With Trading Partners.—

(1) In General.—Not later than 15 days after the date of the enactment of this Act, the President shall initiate negotiations with all foreign countries with which the United States trades for the purpose of entering into a trade agreement with the countries

(A) to support United States sanctions against Burma, and

(B) to cease trade with and investment in Burma.

(2) Certification of Negotiations and Agreements.—Not later than 90 days after the date of the enactment of this Act, the President shall certify to the Congress each country that

(A) has failed to enter into an agreement described in paragraph (1), or

(B) has failed to reach such an agreement but is not enforcing it.

(B) Action by the President.—Notwithstanding any other provision of law, if a certification is made with respect to any country under paragraph (2) the President shall withdraw

(A) any designation of such country—

(1) as a beneficiary developing country for purposes of title V of the Trade Act of 1974 (19 U.S.C. 2461 et seq.),

(2) as a beneficiary country for purposes of the Caribbean Basin Economic Recovery Act (19 U.S.C. 2701 et seq.), or

(3) as a beneficiary country for purposes of the Andean Trade Preference Act (19 U.S.C. 3201 et seq.),

(B) from such countries the benefits of any other special tariff treatment program under which the special rates of duty apply under column 1 of the Harmonized Tariff Schedule of the United States, and

(C) most-favored-nation trade treatment with respect to any such country.

(b) Applicability.—

(1) In General.—The provisions of this section apply to goods, entered, or withdrawn from consumption, originating in or imported from a country with respect to which an action described in subsection (a)(3) has been taken, during the period beginning on the date that is 15 days after the date of the certification described in subsection (a)(2) and ending on the date that is 15 days after the earlier of

(A) the date the President certifies to the Congress that such country has entered into an agreement described in subsection (a)(1) and is enforcing the agreement, or

(B) the date of the certification described in section 4 is made.

(2) Rate of Duty During Period Designation Is Withheld.—During the period described in subsection (1), goods entered, or withdrawn from warehouse for consumption, originating in or imported from a country described in subsection (a)(3) shall be subject to duty at the rates of duty specified for such goods under column 2 of the Harmonized Tariff Schedule of the United States.

SEC. 4. CERTIFICATION.

The sanctions of section 2 shall not apply upon the determination and certification by the appropriate congressional committees that the following conditions are met:

(1) The Government of Burma has unconditionally released all political prisoners, including Aung San Suu Kyi.

(2) The Government of Burma has fully implemented the results of the 1990 elections in Burma. In particular, the Government shall transfer power to civilian authority, the protection of basic human rights, and guaranteeing the right of Burmese citizens to participate freely in the political process, assuring freedom of speech and the right of association and assembly.

(3) The Government of Burma has implemented an effective counterterrorism effort.

SEC. 5. SANCTIONS AGAINST THE PEOPLE’S REPUBLIC OF CHINA.

The Secretary of the Treasury shall instruct the United States executive director of each multilateral financial institution to vote against any loan or other utilization of the facilities of the respective institution to or for the People’s Republic of China until the President determines and certifies to the appropriate congressional committees that the People’s Republic of China has terminated arms sales and other arms transfers to Burma.

SEC. 6. SANCTIONS AGAINST THE GOVERNMENT OF THAILAND.

The President shall withhold all United States assistance for the Government of Thailand until the President determines and certifies to the appropriate congressional committees that the Government of Thailand is fully providing support and relief for Burmese exiles and refugees.

SEC. 7. REPORT.

Not later than 45 days after the date of enactment of this Act, the President shall submit a report to the appropriate congressional committees on—

(1) the chemical and biological weapons capability of Burma;

(2) a plan to provide United States assistance in support of the democracy movement active in Burma; and

(3) the status of arms and other arms transfers to the Government of Burma, including the amount of expenditures by the Government of Burma in the acquisition of arms.

SEC. 8. DEFINITIONS.

As used in this Act:

(1) Appropriate Congressional Committees.—The term “appropriate congressional committees” means the Committee on Appropriations and the Committee on Foreign Relations of the Senate and the Committee on Appropriations and the Committee on International Relations of the House of Representatives.

(2) Investment.—The term “investment” includes any contribution or commitment of funds, commodities, services, patents, processes, or techniques, in the form of—

(A) a loan or loan guarantees;

(B) the purchase or sale of ownership;

(C) participation in royalties, earnings, or profits; and

(D) the furnishing of commodities or services pursuant to a long-term contract.

(3) Humanitarian Activities.—The term “humanitarian activities” means the provision of food, medicine, medical supplies, or clothing and does not include cash transfers.

(4) Financial Institutions.—The term “financial institutions” includes the International Bank for Reconstruction and Development, the International Development Association, the Asian Development Bank, and the International Monetary Fund.

SEC. 9. UNITED STATES REPRESENTATION.

The term “United States assistance” means assistance of any kind which is provided by grant, sale, loan, lease, credit, guaranty, or insurance, or by any other means, by any agency or instrumentality of the United States Government to any foreign country, including—

(A) assistance under the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.);

(B) sales, credits, and guaranties under the Arms Export Control Act (22 U.S.C. 2751 et seq.);


(D) other financing programs of the Commodity Credit Corporation for export sales of nonfood commodities; and


Mr. McCONNELL. Mr. President, in July 1988, Onn Son Sue Chi, leader of the National League for Democracy was placed under house arrest. In spite of her arrest, National League for Democracy representatives swept the elections, held the following May, winning 392 of the 485 seats in Parliament. As we all know, the State Law and Order Restoration Council, SLORC, rejected the outcome and has maintained an iron grip on Burma ever since.

While Sue Chi has now been released, today like all others for the people of Burma marks one more day of ruthless repression. The recent U.N. Special Rapporteur summed up the view of every human rights group and democratic activist I have spoken with. People fearful that anyone can say or do will risk interrogation or arrest. In cold and dispassionate terms he reported his concern about forced labor, forced portage, forced relocations, arbitrary killings, beatings, rape, and confiscation of property by the army. I urge all of you to read the July National Geographic article on Burma. While holding out hope that Burma’s rich natural resources will someday offer its people a prosperous future, the article depicts how clearly the SLORC enriches itself using force and intimidation to exploit both the people and the land—an opinion shared by the Wall Street Journal.

Some of you might ask why I am most concerned about Burma than other countries questionable human or political rights records. I am hard pressed to find another regime on earth that I find as insulited, self serving, and repugnant. This is not a honorable government interested in stability and freedom. It is a dictatorship and signs cease-fires with ethnic leaders then unleashes 10,000 well-armed troops on their camps.
of supporters. Last December, when Manerplaw was under attack. I offered the view that SLORC would release Sue Chi after annihilating all the groups that actively supported her democracy movement. The fall of Manerplaw generally failed to protect its power and wealth. While people starve, this regime has spent 45 percent of its budget on arms.

Unlike China, where I believe economic liberalization is benefiting hundreds of thousands of people and leading to political change, only SLORC officials and their cronies benefit in Burma. I think that is why there is unanimous support for this legislation from Burmese student, ethnic and democracy groups alike.

Before talking about the bill, I want to take just a minute to discuss why I think it is important to move legislation at this point.

As we redefine our priorities in the post-Aid World, there is an urgent need to transnational threats. I put international narcotics trafficking and crime at the top of my list of concerns.

In 1986, 15 percent of the heroin coming into this country was coming from Asia, now it’s 65 percent. Just as important is the purity. National and local law enforcement officials in Kentucky tell me that 10 years ago, heroin on our streets was 2 to 3 percent pure. Today it’s anywhere from 25 to 65 percent pure.

Heroin trafficking is a serious national security threat.

In a Foreign Operations Subcommittee hearing I recently asked the Assistant Secretary of State for Asia, Dr. Win Lord, several questions on Burma, SLORC, and the narcotics problem. His response offers insight into why I think we should press to isolate the SLORC.

Since SLORC has an enormous security apparatus with a tight grip on the nation, I asked him what were the major impediments to an effective counter narcotics effort. He said:

What is going to solve the problem over the long run is a popular, representative open society. Other efforts are minuscule compared to whether you have an open system there.

I agree.

Last November a senior State Department official issued an ultimatum to the SLORC—bilateral relations would only improve if there was progress on human rights, democracy, and counternarcotics. No one disputes, inside or outside the administration, that we have seen a real deterioration on all fronts. Unfortunately, the administration failed to follow through. A few weeks ago, Ambassador Albright visited Burma. According to news accounts she reiterated the November message—we want to see improvements.

SLORC must be wondering by now—improvements, or what? What are the real consequences? So far, none.

Which is why I have decided to move forward with this legislation. Let me turn now to the contents of the amendment.

I think we would all agree that unilateral sanctions are not as successful in applying pressure to a government as an international effort. There are several provisions which address U.S. unilateral action including banning investment, trade, imports, aid and support through international financial institutions. I also require the President to initiate negotiations to secure support with our trading partners for international sanctions. Countries failing to reach agreement on an embargo will risk their MFN and GSP status.

At this point, after years of self-imposed exile, there is very little foreign investment in Burma. I am willing to guess that few nations will be willing to put their existing trading relationship with the United States at risk for potential future financial gain in Burma.

The amendment also requires the executive director at international financial institutions to vote against loans to China if the PRC continues to sell or transfer arms to Burma. The State Department estimates that SLORC spends 45 percent of their budget on weapons—arms used solely to terrorize their own citizens.

The amendment will also suspend United States assistance to Thailand if there continues to be a lack of cooperation in the provision of relief and support to students, refugees, and democratic activists living in exile. Students and leaders have been arbitrarily detained and tortured. The State Department estimates that SLORC confiscates 65 percent of their budget on arms.

The amendment also requires the executive director at international financial institutions to vote against loans to China if the PRC continues to sell or transfer arms to Burma. The State Department estimates that SLORC spends 45 percent of their budget on weapons—arms used solely to terrorize their own citizens.

I think it is important that we respect and promote that agenda. Keeping the pressure on SLORC will assure that her release is translated from a symbolic gesture to freedom and democracy for all Burmese.

President, let me conclude by noting this initiative is supported by a wide variety of organizations and individuals including Nobel Laureate Betty Williams and Desmond Tutu, the AFL-CIO, the Democratic Burmese Students Organization, the National Coalition Government of the Union of Burma, the American Baptist Convention, the American Civil Liberties Union and the United Front for Democracy and Human Rights in Burma. I have also heard from ethnic leaders endorsing the approach including ministers representing the Karen, Karenni, and Mon people asking us not to print in the RECORD letters from some of these groups.

There being no objection, the letters were ordered to be printed in the RECORD, as follows:

NATIONAL COALITION GOVERNMENT OF THE UNION OF BURMA, OFFICE OF THE PRIME MINISTER,


Hon. MITCH MCCONNELL,
U.S. Senate, Russell Building,
Washington, D.C.

DEAR SENATOR MCCONNELL: I have recently learned of your intention to introduce a bill to impose US economic sanctions on Burma. On behalf of the democratically elected government of Burma, I am writing to give you my wholehearted support as well as that of my government in your effort.

The imposition of sanctions should never be taken lightly. Any measure designed to constrict the economy of a country will cause some degree of hardship to the people. However, I believe the democratic forces working to liberate our country believe, that foreign investment serves to
strengthen the outlaw State Law and Restoration Council (SLORC). It is providing SLORC with the means to finance a massive army and intelligence service whose only job is to crush internal dissent. SLORC has cut off all foreign investment into Burma and channelled contracts to the military and its party officials. Unlike other countries, investment will not serve to create a middle class of entrepeneurs, only reinforce allegiance to a regime that has murdered tens of thousands of people whose crime was the desire for democracy and to live in a free society. SLORC is in desperate need of foreign currency. Cutting off access to US funds will be a severe blow to SLORC.

You decided to move forward on this issue will not be popular with the US business community or countries in Europe and Asia. There are many who place trade and money over Burma’s deplorable narcotics, political, and human rights record. I applaud your courage and will do everything in my power to see you succeed.

The United States has a very special place in the hearts of my countrymen. During the massive democracy demonstrations in 1988, students could be seen marching in columns carrying American flags and demonstrating in front of the US Embassy. Supporting us in our struggle is the International Republican Institute. In addition, USAID funds democratic activities inside Burma. The Burmese people desperately want what Americans have: the ability to live in peace without fear of government persecution, respect for human rights, and social justice. American ideals will always be a symbol for what we can achieve.

I want to personally thank you for your leadership and raising your voice to support those who are oppressed. I look forward to assisting you in any way possible. With my highest consideration.

Yours Sincerely,

(SEIN WIN),
Prime Minister.

AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATION;

Hon. WARREN CHRISTOPER,
Secretary of State, U.S. Department of State, Washington, DC.

DEAR MR. SECRETARY: I write to you to express my strong concerns about the continuing egregious behavior of the State Law and Order Restoration Council (SLORC) regime of Burma. Directly contradicting its claims that it seeks peace and national reconciliation, SLORC sent the Burmese army to viciously attack, capture and sack Manerplaw, the headquarters of the Karen people and key base area for many groups, including the Federation of Trade Unions Burma (FTUB), seeking to restore democracy in Burma.

We believe that the blatant, unprovoked attack was a major setback for the cause of democracy in Burma and merits a strong response from the US Government. In the "two visions" policy laid out by Deputy Assistant Secretary Hubbard during his visit to Rangoon, the US indicated that, if progress by SLORC on issues of democracy and human rights was not forthcoming, the US would consider using economic sanctions to isolate the regime. In line with this policy, now is the time for the US to show, by actions, that it is serious.

Accordingly, we urge the US Government to implement a full trade and investment embargo against Burma. Since most US investment enters Burma through joint ventures with SLORC government agencies and entities wholly controlled by the regime, implementing sanctions would have a direct impact on the ability of the SLORC to repress its people and conduct war on groups opposed to this illegitimate government. The withdrawal of the Commercial Officer from the U.S. Embassy in Rangoon would further underscore our call for the U.S. Government to exert pressure to block development and aid projects of international institutions that benefit the SLORC.

Sincerely,

LANE KIRKLAND,
President.

ASIAN-AMERICAN CIVIC ALLIANCE;

Hon. Senator MITCH MCCONNELL,
U.S. Senate, Washington, DC.

DEAR SENATOR: We are very grateful for your encouragement and concern over the release of Aung San Suu Kyi. We hope that you will continue to assist Burma in its fight for democracy.

We are firm in our support for your initiative for US to use economic sanctions against the SLORC. We pray for your success.

With Sincerity and respect,

KYIN HO, M.D.,
President.

OFFICE OF THE SUPREME HEADQUARTERS,
KAREN NATIONAL UNION;

Hon. MITCH MCCONNELL,
U.S. Senate, Washington, DC.

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With Sincerity and respect,

KYIN HO, M.D.,
President.
On June 26, 1995, while commemorating the 50th Anniversary of the United Nations, Bishop Desmond Tutu, Lech Walesa, Oscar Arias Sanchez and myself presented a letter to the United Nations which included the signatures of seven other Laureates asking for the release of Daw Suu. The letter stated, “She has endured six long years of solitary detention, and her imprisonment by the hands of the military regime. There is no sign at all of her release. We resolutely oppose political oppression disguised as criminal detention.” Bishop Tutu, in a statement to a forum at the UN Anniversary called for sanctions to be imposed on Burma.

This legislative initiative is long overdue and plays a crucial role in bringing about a transfer of power to the democratically elected 1990 representatives, allowing them to take their rightful (and legitimate) seats in parliament.

I offer congratulations for implementing this endeavor and hope that your colleagues in the Senate will join you in this worthy effort which I hope will lead to a political dialogue and settlement of the Burma conflict and, most importantly, democracy in Burma.

Most sincerely,  
BETTY WILLIAMS,  
Nobel Laureate 1976.

AMENDMENT NO. S746

At an appropriate place in the bill add the following new section:

Sec. 7. SENSE OF THE SENATE ON THAILAND.

(a) FINDINGS.—The Senate makes the following findings—

(1) the Royal Thai Government has had a policy of not supporting or cooperating with the Khmer Rouge; and

(2) Thailand is host to large numbers of persons displaced from neighboring countries, placing a significant burden on Thailand’s economy.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the President should—

(1) affirm to the Royal Thai Government the support of the United States for that Government’s policy not to support or cooperate with the Khmer Rouge and encourage the Royal Thai Government to prosecute vigorously its efforts to prevent cooperation between individual members of the Royal Thai Armed forces and the Khmer Rouge; and

(2) take appropriate steps to assist the Royal Thai Government in providing and facilitating the repatriation of displaced persons from Burma and other neighboring countries and to encourage that Government to fully cooperate in such relief efforts.

Mr. COHEN. Mr. President, last year, Mr. President, the foreign operations conference report contained a provision conditioned military sales to Burma and international human rights assistance that Thailand is providing in the border area with Burma, until such time as conditions in that country are conducive to the return of the affected population in conditions of safety and dignity.

The provision conditioned military education and training for Thailand and United States officials, a report on the Thai military’s support for the Khmer Rouge.

This provision was viewed by in Thailand as a ban on military education and training and an accusation that the Government of Thailand was providing support for the Khmer Rouge. The provision was, in fact, somewhat more subtle than that, but this was nonetheless the perception in Thailand and was the basis for the Thai reaction.

This came at a sensitive time in United States-Thailand military relations, as the United States sought Thai approval to deploy six Army prepositioning ships off the Thai coast to support potential combat operations in Korea or the Persian Gulf. As chairperson of the Seapower Subcommittee of the Armed Services Committee, which is responsible for projection forces such as these Army prepo ships, I can assure Members of the Senate that prepositioning more equipment in Asia is critical to defend our interests.

If we had not cut the Defense budget for 11 straight years, perhaps we could afford to preposition such equipment in both the Persian Gulf and Korea. But we only have the money for one set of equipment, and so we must deploy it in a manner to make good use of our resources which is short time to either Korea or the gulf.

The United States military—and the Thai military—were quite optimistic that Thai approval could be obtained for putting these prepo ships off the shores of Thailand, a long-time ally. But the issue became a political hot potato in Bangkok and our request was denied.

The foreign operations provision on IMET and the Khmer Rouge was not the only factor causing this politically sensitive in Thailand, but it was a factor. I was in Bangkok immediately after the Thai denial and know that the foreign operations provision drew great attention in the Thai media and generated a negative reaction by the Thai Government, which unfortunately was exacerbated by similar accusations about Thai Government support to the Khmer Rouge from an Australian official.

By contributing to the denial of the request to preposition ships, the foreign operations provision nearly led Thailand to terminate its support for our military advisory group in Thailand, which is responsible for arranging Thai purchase of United States-produced military equipment.

The great irony is that the concern about Thai Government support to the Khmer Rouge is off target. Thai Government support for the Khmer Rouge was a legitimate concern at one time. But well before the foreign operations provision was enacted, the Government of Thailand adopted a policy of not supporting or cooperating with the Khmer Rouge. United States officials in the best position to know confirm that the Thai Government has adhered to this policy. Thus the Thai Government and the Thai people have a reasonable basis for being upset when accusations are made.

As one Thai official told reporters at the time, “One has to wonder at the American timing. They come here asking for a tremendous favor at a time when their Congress is threatening us over what we believe to be a non-issue.”

I do not mean to suggest that there are no Thai military personnel engaging in any cooperation with members of the Khmer Rouge. We can, should, and are encouraging the Thai Government to work energetically to prevent the cooperation by individuals or groups of personnel deployed in the field. But our military alliance with Thailand, the value of which stretches from the oil fields of the Persian Gulf through the booming economies and vital seaways of Southeast Asia to the Korean DMZ, cannot be made a hostage to such freelancing.

Are we going to suspend military cooperation with certain NATO allies because, according to some press reports, some of their troops deployed as peacekeepers in Bosnia have engaged in unprofessional and even heinous acts?

And so, Mr. President, rather than rewarding those who have been patient and cooperative, let us not gratuitously and even mistakenly criticizing the Thai Government, we should correct the record.

Similar considerations apply on the question of Burmese migrants in Thailand. Last year’s foreign operations bill required a report on “the Thai Government’s efforts to impede support for Burmese democracy advocates, exiles, and refugees” and did so in a way that seemed to link this issue to the imposition of conditions on Thailand’s participation in IMET.

The bill completely ignored the heavy burden imposed on Thailand’s economy over a period of many years by the large numbers of Burmese and migrants and refugees from other countries in the region who have made their way to Thailand. The bill completely ignored the assistance Thailand is providing to these migrants and refugees, as well as Thai facilitation of the assistance provided by private and international relief agencies.

Mr. President, I would like to quote from some official statements about Thailand’s treatment of displaced persons.

State Department spokeswoman Christine Shelley, January 1995:

It has been Thai policy over the years to provide refuge to displaced persons, including Burmese, for as long as it is unsafe for them to return to their place of origin. We commend the Thai for this humanitarian policy.

The Foreign Minister of Australia, January 1995:

Thailand has a good record of sheltering previous waves of Burma border-crossers.

The United Nations High Commissioner for Refugees’ Representative in Thailand, January 1995:

I permit me to express to . . . the Royal Thai Government the international community’s gratitude for the temporary asylum and assistance that Thailand is providing in the border area with Burma, until such time as conditions in that country are conducive to the return of the affected population in conditions of safety and dignity.

A coalition of human rights groups in Burma and international human rights groups January 1995:

We thank the Royal Thai Government for their magnanimous and benevolent treatment of the thousands of Burmese refugees taking shelter on Thai territory.

In direct response to various accusations of Thai Government interference with relief to displaced Burmese, Secretary of State Christopher earlier this year reported to the Congress that:
Royal Thai Government treatment of Burmese democracy advocates, exiles, and refugees is generally humane and in accord with international norms. The Royal Thai Government does not, as a matter of policy or practice, impede humanitarian support for non-combatant Burmese in Thailand.

Thailand may not do everything for the 200,000 Burmese migrants and refugees that might like, including allowing the use of Thailand as the launching pad for political attacks on a well-armed neighbor with whom Bangkok has no choice but to maintain a condominium. While it is easy for to tweak Burmese generals from Washington, the Thais do not have a buffer of 12 time zones. I would also note that Thailand has adhered to the Comprehensive Plan of Action, the U.N.-sponsored plan for handling Vietnamese and other migrants and refugees in the region. In contrast, the 104th Congress has called on the President to encourage the governments of other nations to join the United States in solving the global landmine crisis by implementing moratoria similar to the United States moratorium as a step toward the elimination of antipersonnel landmines.

SEC. 102. AUTHORITY TO CONDUCT A DEMONSTRATION PROJECT.


SEC. 103. EXTENSION OF TIED AID CREDIT PROGRAM AND AUTHORITY TO CONDUCT A DEMONSTRATION PROJECT.

On page 45, line 4, after the word “funds” insert the following:

“Provided further, That of the funds appropriated under this heading, not less than $1,000,000 shall be made available to UNIFEM.”

SEC. 104. AMENDMENT NO. 2756

At the appropriate place, insert the following:

Conventional Weapons Review

(a) Findings.—The Congress makes the following findings:

(1) On September 26, 1994, the President declared that it is a goal of the United States to eventually eliminate antipersonnel landmines.

(2) On December 15, 1994, the United Nations General Assembly adopted a resolution sponsored by the United States which called for international efforts to eliminate antipersonnel landmines.

(3) According to the Department of State, there are an estimated 80,000,000 to 110,000,000 unexploded landmines in 62 countries.

(4) Antipersonnel landmines are routinely used against civilian populations and kill and maim an estimated 70 people each day, or 26,000 people each year.

(5) The Secretary of State has noted that landmines are “slow-motion weapons of mass destruction”.

(6) There are hundreds of varieties of antipersonnel landmines, from a simple type available at a cost of only two dollars to the more complex self-destructing type, and all landmines of whatever variety kill and maim civilians, as well as combatants, indiscriminately.

(b) Conventional Weapons Convention Review.—It is the sense of Congress that, at the United Nations conference to review the 1980 Conventional Weapons Convention, including Protocol II on landmines, that is to be held from September 25 to October 13, 1995, the President should actively support proposals to modify Protocol II that would implement as rapidly as possible the United States goal of eventually eliminating antipersonnel landmines.

(c) Moratorium on Use of Antipersonnel Landmines.—(1) United States Moratorium.—(A) For a period of one year beginning three years after the date of the enactment of this Act, the United States shall not use antipersonnel landmines except along internationally recognized national borders or in semipermanently occupied and demilitarized areas within a perimeter marked area that is monitored by military personnel and protected by adequate means to ensure the exclusion of civilians.

(B) If the President, before the end of the one year period of the United States moratorium under subparagraph (A),
Government of Haiti until the President determines and reports in writing to the Congress that—

(1) the government of Haiti has conducted or is conducting thorough and professional investigation into, and prosecution of those responsible for the murder of Mireille Durocher de Bertin on March 28, 1995, and other possible cases of extrajudicial killings, including the 20 cases of “commando-style executions” cited by the United Nations/ Organization of American States/International Civilian Mission in Haiti on September 12, 1995;

(2)(A) the police and security forces of Haiti, on investigating or arresting civilians, are not engaging in other acts of violence directed at civilians, and are controlling such activities by elements subject to the control of the Government of Haiti;

(B) the government of Haiti is investigating effectively the members within its police and security forces engaged in acts of violence against civilians, and has put in place effective policies to deter and punish such activities in the future.

(3) the Government of Haiti has actively sought and encouraged a law enforcement service from outside Haiti to assist and monitor investigators of the Government of Haiti in their investigation of the murders cited in section 4(a), and

(4)(A) the Government of Haiti has cooperated fully and in a timely fashion with U.S. Federal Bureau of Investigation efforts to investigate the murder of Mireille Durocher de Bertin, including providing access to Haitian government employees in a manner which facilitates prosecution of those responsible for her murder; or

(B) the Government of Haiti has not cooperated fully and in a timely fashion with U.S. Federal Bureau of Investigation efforts to investigate the murder of Mireille Durocher de Bertin, including providing access to Haitian government employees in a manner which facilitates prosecution of those responsible for her murder, in which case the President shall submit a detailed accounting of the areas of non-cooperation and his assessment of all the reasons for such non-cooperation by the government of Haiti.

(b) REPORT.—Not later than 60 days after enactment of this section, the President shall report to the appropriate committees of Congress, based on information available to him, on the identity or identities of those responsible for those murders and any subsequent coverup, and on the status of the Government of Haiti’s investigation of—

(1) the murder of American citizen Richard D. Cardott, 36, was shot to death in Port-au-Prince in March 28, 1995, a Haitian political opponent of Haiti; and

(2) the murders of Bastian Desrosiers, Stevenson Desrosiers, Jacques Nelio, Pierre Schillinger on July 30, 1991;

(3) the murder of Reverend Sylvio Claude on September 17, 1991;

(4) the murder of Roger Lanzofant on September 29, 1991;

(5) the murder of Antoine Izmery on September 11, 1993; and

(6) the murder of Minister of Justice Guy Malary on October 14, 1993.

(c) HUMANITARIAN ASSISTANCE.—Nothing in this section shall be construed to restrict the provisions for humanitarian assistance to the Haitian people by non-governmental or private voluntary organizations.

(d) WAIVERS.—The President may waive the requirements of this section if he determines and certifies to the appropriate committees of Congress that it is necessary to facilitate the peaceful withdrawal of American forces from Haiti.

Mr. DOLE. Mr. President, it has been almost exactly 1 year since the United States sent military forces to restore President Aristide to Haiti. The purpose of U.S. military intervention was to promote democracy and increase observance of human rights. President Clinton argued that American national security interests were at stake in Haiti. I disagreed with President Clinton, and I opposed U.S. military intervention in Haiti.

Many of us were concerned that the invasion of Haiti would not substantially change Haiti, and could lead to unnecessary casualties. We were also concerned that it could be very difficult to withdraw American forces once committed to Haiti.

We shall see in Haiti that American intervention has achieved—Cedras and the thugs that ran Haiti for 3 years are gone. Human rights violations have decreased. The lifting of the economic embargo has resulted in some economic activity, and thanks to the professionalism and bravery of American Armed Forces, American casualties have been limited. However, one American soldier, Sgt. 1st Class Gregory D. Combs, was shot to death on January 12 in Gonaives, Haiti.

Mr. President, we should also be clear about the lack of success in the American intervention in Haiti. The stated purpose of American intervention in Haiti was to restore democracy—not just to restore Aristide, but to restore democracy. Elections have been held, but Haiti has failed the democratic test. The initial June 25 elections were, by objective accounts, deeply flawed. Further states that he witnessed "the compromise of one-third of the ballot boxes in Port-au-Prince." Pastor concluded that it could not determine whether the election was free and fair.

The human rights situation in Haiti is not something America should be proud of. The Joint United Nations Organization of American States International Civilian Mission in Haiti has identified some 20 cases of "commando-style" executions in which theft does not seem to have been the motive. Some might argue that Haiti should not be held to a high standard, or that there have not been enough killings to be concerned. I disagree. The standard should be much higher for a country which was invaded and occupied by American military forces. The Government of Haiti was put in place by American military power. That makes the standard that much higher.

The spectacle daytime killing prompted alarm among Republicans in the U.S. Congress that Aristide, ousted in a 1991 coup, the diplomat noted.

Mr. President, the American people have seen more than $2 billion of their tax dollars go to the Haitian operation. All this amendment says is do not send any more money to the Haitian Government unless the President certifies they are not conducting political assassinations. The amendment is modeled after many similar provisions supported by Democrats throughout the 1980’s. In addition to certification on political killings by Haitian Government forces, it addresses the issue of U.S. cooperation. On March 28, 1995, a Haitian political opponent of President Aristide was killed in broad daylight. President Clinton promptly offered the services of the FBI to investigate the brutal slaying. At one time, 20 FBI special agents were in Haiti. The result of their efforts—the Government of Haiti stonewalled, harassed, and refused cooperation. A high-priced Miami law firm suddenly entered the picture to represent members of the Haitian Government forces that had been killed. And yesterday, the Government of Haiti released four Haitians charged with the crime for "lack of evidence." This is not justice, this is an outrage. This is not good faith. It is an affront to the risk undertaken by the men and women of the American Armed Forces to democratize Haiti.

My amendment says enough is enough. No aid unless our concerns are met. I urge its adoption and ask unanimous consent that the Senate 20 Reuters article dealing with the death of Mireille Durocher Bertin and the release of the suspects be printed in the Record.

There being no objection, the article was ordered to be printed in the Record, as follows:

FOUR HAITIAN SUSPECTS FREEED FOR LACK OF EVIDENCE

PORT-AU-PRINCE.—Four people arrested six months ago in connection with the killing of a leading opponent of Haitian President Jean-Bertrand Aristide were freed Tuesday for lack of evidence, diplomatic and family sources said.

Those freed included brothers Eddy and Patrick Moise, members of the Front for United Militants, a far-left paramilitary group with alleged ties to Libya, who were arrested March 19 for allegedly plotting to kill lawyer Mireille Durocher Bertin.

An ardent defender of former military chief Lt. Gen. Raoul Cedras, Bertin and a citizen, Eugene Benhoura, were gunned down on a busy street in the capital March 28—nine days after the arrest of the Moise brothers.

"It doesn’t mean they are not guilty," said a diplomat, who spoke on condition of anonymity. "But there is just no evidence, no evidence acceptable in a court of law."

Also freed were Haitian-American Claude Douque and his wife Eve, who were charged with use of a front for a front, illegal possession of weapons, and theft.

"If anything had happened to these people in jail it would have been a huge embarrassment for the government," the diplomat noted.

"It was a personal vendetta," said a diplomat, who spoke on condition of anonymity. "The situation is fundamentally different from a country like El Salvador where we simply provided military assistance."

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Mr. President, the arms embargo has prolonged the war in Bosnia. If it had been lifted 3½ years ago, the war would have been over—with far less suffering. Moreover, a couple weeks of NATO air strikes do not substitute for allowing a sovereign nation to defend itself. This issue may be delayed, but cannot be avoided.

I hope that my colleagues will support this measure, as they have supported lifting the arms embargo on Bosnia.

AMENDMENT NO. 276

(Purpose: To establish the Croatian-American Enterprise Fund and make available funds to support the Fund)
At the appropriate place in the bill, insert the following new section:

SEC. 6. CROATIAN-AMERICAN ENTERPRISE FUND.

(a) DESIGNATION OF FUND.—The President shall designate a private, nonprofit organization as eligible to receive funds and support pursuant to this section with respect to Croatia in the same manner and with the same limitations as set forth in section 201(d) of the Support for East European Democracy (SEED) Act of 1989.

(b) APPLICATION OF SEED ACT.—Except as otherwise specifically provided in this section, the provisions contained in section 201 of the Support for East European Democracy (SEED) Act of 1989 (excluding the authorizations of appropriations provided in subsection (b) of that section) shall apply to the Croatian-American Enterprise Fund.

(c) AUTHORIZATION OF APPROPRIATIONS.—(1) There are authorized to be appropriated to the President for purposes of this section, in addition to funds otherwise available for such purposes, $12,000,000 for fiscal year 1996 to fund the Croatian-American Enterprise Fund established under subsection (a).

(2) Funds appropriated under this subsection are authorized to remain available until expended.

(d) APPROPRIATIONS.—Of the funds appropriated under this Act under the heading entitled “ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC STATES”, $12,000,000 shall be available only to support the Croatian-American Enterprise Fund established by subsection (a).

Mr. DOLE. Mr. President, I rise to offer an amendment, together with the distinguished Senator from Utah [Senator HATCH] which would create an enterprise fund for Croatia and makes available $12,000,000 for that purpose.

Much has changed in Croatia over the past few months. The humanitarian crisis will remain with us for the foreseeable future.

Furthermore, a peace settlement along the lines pursued by the administration would not address Kosovo—a serious error from my perspective. In Kosovo, 2 million Albanians continue to live as they have for the past 6 years—under martial law, without jobs and without enough food and medicine. And so, I believe that we must do what we can to ensure that the people of the former Yugoslavia, particularly in Bosnia and Herzegovina and Kosovo, are provided with food and medicine to relieve their suffering.

I trust that my colleagues will support this amendment.

AMENDMENT NO. 276

(Purpose: To impose sanctions against countries harboring war criminals)
At the appropriate place in the bill, insert the following new section:
SEC. SANCTIONS AGAINST COUNTRIES HARBOURING WAR CRIMINALS.

(a) BILATERAL ASSISTANCE.—Assistance may not be provided in any fiscal year under the Foreign Assistance Act of 1961 or the Arms Export Control Act for any country described in subsection (c).

(b) MULTILATERAL ASSISTANCE.—The Secretary of the Treasury shall instruct the United States executive directors of the international financial institutions and the Export-Import Bank of the United States to vote against any extension by such institutions of financial or technical assistance to any country described in subsection (c).

(c) SANCTIONED COUNTRIES.—A country described in this subsection is a country the government of which permits entry into or presence in the territory of such country to any person—

(1) who has been indicted by the International Criminal Tribunal for the former Yugoslavia, the International Criminal Tribunal for Rwanda, or any other international tribunal with similar standing under international law, or

(2) who has been indicted for war crimes or crimes against humanity committed during the period beginning March 23, 1993 and ending on May 8, 1995 under the direction of, or in association with—

(A) the Nazi government of Germany;

(B) any government in any area occupied by the military forces of the Nazi government of Germany;

(C) any government which was established with the assistance or cooperation of the Nazi government of Germany; or

(D) any government which has an ally of the Nazi government of Germany.

(d) DEFINITIONS.—As used in this section—

(A) the term ‘international financial institutions’ includes the International Bank for Reconstruction and Development, the International Monetary Fund, the European Bank for Reconstruction and Development, the International Finance Corporation, the Multilateral Investment Guarantee Agency, the Inter-American Development Bank, the Inter-American Investment Corporation, the African Development Bank, the African Development Fund, and the Asian Development Bank; and

(B) the term “war crime” includes any offense of which is—

(A) a grave breach of any of the four Geneva Conventions for the Protection of War Victims of August 12, 1949;

(B) a violation of the Hague Convention (IV) Respecting the Laws and Customs of War on Land of October 18, 1907, or the Regulations annexed thereto;

(C) a violation of the Convention on the Prevention and Punishment of the Crime of Genocide of December 9, 1948; or

(D) a violation of the Charter of the International Military Tribunal of August 8, 1945.

Mr. DOLE. Mr. President, I offer an amendment which I believe is of great significance—and reflects our commitment to the pursuit of justice around the world.

This amendment would penalize any country that permits entry into or permits the presence of any person indicted for war crimes. Very simply, this amendment would prohibit U.S. bilateral assistance or support for multilateral assistance from international financial institutions to any country that provides sanctuary to war criminals.

Over the past 3 years, we have been witness to crimes against humanity. Courageous journalists revealed the horrors of starving and tortured Bosnian Moslems herded into concentration camps at Manjaca and Omarska. CNN brought the haunting images of the Rwandan genocide into our living rooms.

The crimes against humanity cannot be swept aside or forgotten. We cannot pretend not to know the truth. And because we know the truth, we have a duty to do all we can to bring those responsible to justice.

The International War Crimes Tribunal for the former Yugoslavia, under the able leadership of Justice Goldstone of South Africa, has already handed down a number of indictments—to include Gen. Ratko Mladic, the commander of Bosnian Serb forces and Radovan Karadzic, the leader of the Bosnian Serbs. However, the tribunal does not have the means to pursue these indicted. It is up to the countries where these indicted war criminals reside to turn them over.

Mr. President, the provisions of this legislation would apply not only to war criminals in International War Crimes Tribunals for the former Yugoslavia and Rwanda, but to any individuals indicted for war crimes—including Nazi war criminals.

I want to call to the attention one of the most notorious Nazi war criminals, Alois Brunner, is still alive and believed to be residing in Syria—where he went around 1955. Mr. Senate, he is a former Nazi official Adolf Eichman and has been blamed for the deaths of 100,000 to 120,000 Jews and 60,000 non-Jews. His job was to ship prisoners under his charge to concentration camps. If it is true that Brunner is residing in Syria, then Syria would be subject to the sanctions under this legislation.

I hope that all of my colleagues will support this legislation. Passing this measure will send a strong message to war criminals that there are few places of safe refuge for them. It will also send the message to countries that provide sanctuary to individuals indicted for crimes against humanity, that there is a significant price to pay.

AMENDMENT NO. 275

(Purpose: To limit the use of funds for Bosnia and Herzegovina (other than for refugee or disaster assistance) to activities in the territory of the Bosnian-Croat Federation.)

On page 121, after line 24, insert the following new section:

LIMITATION RELATING TO THE TERRITORY OF THE BOSNIAC-CROAT FEDERATION.

Sec. 655. Funds appropriated by this Act for activities in the internationally-recognized bosnian croat federation (other than refugee and disaster assistance and assistance for restoration of infrastructure, to include power grids, water supplies and natural gas) may only be made available for activities in the territory of the Bosnian-Croat Federation.

Mr. DOLE. Mr. President, I rise to offer an amendment with the distinguished senator from Delaware, Senator BIDEN, which would limit the availability for United States assistance to Bosnia and Herzegovina—with the exception of humanitarian or refugee assistance—to activities in the territory of the Bosnian-Croat Federation.

The purpose of this amendment is two-fold: to induce Bosnia to remain unified and to guarantee United States assistance falling into the hands of war criminals.

The fact is that the recently concluded “Agreed principles” recognizes two entities: the Bosnian-Croat Federation and a Bosnian Serb republic. There is no agreement on a superstructure to unite these entities. The goal of the Bosnian Serb leadership has been to break away from the Republic of Bosnia and Herzegovina. There are no signs that this goal has been abandoned nor are there any indications that recognizing a Bosnian Serb republic is not just an interim step toward a Greater Serbia.

Furthermore, there are no guarantees or provisions in the “Agreed principles” to ensure that the Bosnian Serb republic will not have at its helm indicted war criminals such as Radovan Karadzic and General Mladic. So, if we do not make some provision in this legislation to take this possibility into account, United States assistance could end up in the hands of those indicted by the International War Crimes Tribunal for the former Yugoslavia.

Mr. President, I believe that this legislation sends a strong message of support for a unified Bosnia and Herzegovina, while protecting United States interests. My office has been in contact with the White House and the Bosnian Presidency and they have indicated their support for this measure. In their view, this amendment if adopted will not only encourage Bosnian Serbs to remain in Bosnia, but will prevent United States assistance from being used to shore up the leadership positions of Bosnian Serb separatists and war criminals.

I hope that all of my colleagues will support this measure.
This amendment has two key elements. First, it states sense of Congress that the United States should lead an effort to develop and implement reforms of the United Nations, and it outlines several specific reform proposals that should be considered. This amendment is intended to be an exhaustive list but rather to outline several proposals that are of particular concern. Second, it requires that the President submit to Congress along with his fiscal year 1997 budget a plan recommending a strategic reorganization of the United Nations. It also requires that Congress be closely consulted as the administration develops this plan.

Mr. President, I have long had a keen interest in reforming the United Nations. This is an effort I have undertaken with colleagues in both Houses and on both sides of the aisle. I believe it is imperative that we start to bring together the many divergent voices calling for U.N. reform and develop a single, responsible agenda for reform that all Americans can support.

The language I propose today is a small step, but I believe it will help us advance toward the goal of reaching consensus on what reforms we believe the United Nations must undertake. I urge my colleagues to support this amendment.

The PRESIDING OFFICER. Without objection, the amendments are agreed to, en bloc.

So the amendments (Nos. 2734 through 2767) were agreed to.

Mr. McCONNELL. Mr. President, I move to reconsider the vote.

Mr. LEAHY. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

MICROENTERPRISE PROGRAMS

Mr. DASCHLE. Mr. President, I would like to engage the distinguished chairman of the Appropriations Subcommittee on Foreign Operations, Senator LEAHY, and the distinguished ranking member of the subcommittee, Senator McCONNELL, and the distinguished ranking member of the subcommittee, Senator McCONNELL, and the distinguished ranking member of the subcommittee, Senator LEAHY, in a colloquy on enterprise programs and H.R. 1868, the fiscal year 1996 Foreign Operations, Export Financing, and Related Programs Appropriations bill.

Mr. McCONNELL. Mr. President, Senator LEAHY and I would be happy to discuss the provisions in the appropriations bill regarding microenterprise programs with the Democratic leader, Senator DASCHLE.

Mr. DASCHLE. Mr. President, before discussing the fiscal year 1996 Foreign Operations appropriations bill, I would like to express my sincere appreciation for the support the chairman and the ranking member have given micro-enterprise lending programs in the past. Their leadership in this regard has made it possible for micro-enterprise programs to improve the lives of millions of poor people around the world.
Mr. President, I understand the fiscal year 1996 Foreign Operations appropriations bill, as approved by the Appropriations Committee, does not designate a specific level of support for microenterprise poverty programs.

Mr. MCCONNELL. Mr. President, the Appropriations Committee included language in the bill requiring a proportional allocation of appropriated funds for fiscal year 1995. To ensure that no single account sustains an unreasonable share of reductions, the Appropriations Committee authorized the chairman and the ranking member, Senator LEAHY, and the ranking member, Senator LEAHY, for their efforts on this bill.

Mr. DASCHLE. Mr. President, I would like to begin by commending my colleagues, the chairman of the subcommittee, Senator McCONNELL, and the ranking member, Senator LEAHY, for their efforts on this bill.

Mr. LEAHY. Mr. President, although the committee did not designate specific earmarks for microenterprise poverty programs, I would point out that the report accompanying the bill includes language reaffirming the committee’s strong support for the program’s efforts to encourage micro and small business as a means to help the truly poor transition out of poverty.

Mr. LEAHY. Mr. President, that is correct. The committee recommends approximately $2.1 billion for traditional bilateral aid, which is approximately 16 percent less than the level appropriated for fiscal year 1995. To ensure that no single account sustains an unreasonable share of reductions, the committee included language in the bill that requires a proportional allocation for accounts consistent with levels enacted in fiscal year 1995.

Mr. LEAHY. Mr. President, that is correct. The committee recommends approximately $2.1 billion for traditional bilateral aid, which is approximately 16 percent less than the level appropriated for fiscal year 1995. To ensure that no single account sustains an unreasonable share of reductions, the committee included language in the bill that requires a proportional allocation for accounts consistent with levels enacted in fiscal year 1995.

Mr. DASCHLE. Mr. President, it is also my understanding that the committee included language in the bill that requires a proportional allocation for accounts consistent with levels enacted in fiscal year 1995.

Mr. LEAHY. Mr. President, that is correct. The committee recommends approximately $2.1 billion for traditional bilateral aid, which is approximately 16 percent less than the level appropriated for fiscal year 1995. To ensure that no single account sustains an unreasonable share of reductions, the committee included language in the bill that requires a proportional allocation for accounts consistent with levels enacted in fiscal year 1995.

Mr. DASCHLE. Mr. President, I appreciate knowing that the committee continues to support microenterprise programs and included bill language protecting development assistance from disproportional cuts. As a long-time proponent of microenterprise programs, I would like to encourage the chairman and the ranking member to do everything they can to maintain appropriate funding for these programs when they go to conference with the House.

I would also encourage Senate conference to insist on conference report language reflecting that commitment as well as encouraging AID to allocate one-half of microenterprise resources to poverty lending programs that provide loans of less than $300 and to channel up to $39 million through central mechanisms structured to meet the goals of nongovernmental organizations like the Grameen Trust.

Mr. McCONNELL. Mr. President, Senator LEAHY and I have discussed this matter and would like to assure the Democratic leader that we will do everything we can to include these recommendations into the conference report.

Mr. DASCHLE. Mr. President, I want to thank the chairman and the ranking member of the Appropriations Subcommittee on Foreign Operations for their clarification and assurances.

Mr. HATFIELD. Mr. President, I would like to begin by commending my colleagues, the chairman of the subcommittee, Senator McCONNELL, and the ranking member, Senator LEAHY, for their efforts on this bill.

While I am not pleased with the decreasing funding allocation for foreign aid operations, I understand the reality we face with regard to all of our discretionary spending. I support bringing our budget into balance and believe we must make sacrifices to achieve this end.

However, I continue to believe that foreign aid serves important U.S. interests. We have much more work ahead as we try to build basic health, education, and welfare infrastructures in the developing world. Of course, this cannot be an isolated effort. We must continue to work with our friends and allies throughout the world to expand global development efforts.

My opposition to the military aid in this bill remains firm. The United States is committed to the role of arms sales included year after year in this bill. I would much rather see this money go toward development assistance.

Funding for international family planning assistance continues to be one of my priorities. I have included an earmark for the central office or core funding for AID Office of Population. This earmark will ensure the continued success of AID’s population program, which is arguably the best in the world. Over the past 30 years, this program has been adjusted and fine-tuned time and again so that it runs as efficiently and effectively as it does today.

In addition, I am pleased by the level of funding for migration and refugee assistance. Worldwide, we continue to see a rise in the number of refugees fleeing ethnic strife, civil war, and political persecution. The United States must retain a strong commitment to providing the protection and care of these refugees.

It is my hope that the Senate will act quickly to pass this bill and conference with the House so that we can get it on the President’s desk as soon as possible.

MEPPA AMENDMENTS

Mr. LEAHY. Mr. President, the bill also includes several floor amendments to the Middle East Peace Facilitation Act of 1995. One relates to Palestinian Authority offices in Jerusalem. Under the Israeli-Palestinian agreements, the Palestinian Authority may only maintain offices in the areas under its jurisdiction, which do not include Jerusalem. Recently, Israel and the Palestinians satisfactorily resolved questions that had been raised about existing Palestinian institutions in Jerusalem. The amendment included in the bill would deny assistance to the PLO if it were to fund a new office in Jerusalem that did not conform to Israeli-Palestinian understandings. A second amendment included in the bill requires the PLO to cooperate fully with the United States on the provision of information on U.S. nationals known to have been held by the PLO or its affiliates. The amendment would cut off U.S. assistance if the PLO is not responsive to further, specific U.S. requests for information that may be in its possession.

Mrs. BOXER. Mr. President, in our Nation’s continuing efforts to balance the budget, calls to slash foreign assistance are frequently heard. I will take a few moments today to explain my thoughts on the importance of our foreign assistance programs and the continuing need for U.S. leadership around the world.

It must be understood that foreign assistance is only a minuscule fraction of the Federal budget—less than 1 penny of every dollar spent by the Government is used for foreign assistance. And since the end of World War II, the share of the Federal budget dedicated to foreign assistance has consistently declined. Foreign assistance is not busting the Federal budget. That is a simple fact. Those who believe that we can balance the budget painlessly overnight by slashing foreign assistance are simply wrong.

What do we get for the 1 percent of the budget we invest in foreign assistance? In my view, our meager investment has yielded incalculably valuable returns. Through foreign assistance, we have promoted stability and prosperity throughout the world and avoided countless wars and their tremendous human and financial costs.

For example, in the Middle East—one of the most explosive regions of the world—our commitment to a strong and secure Israel and our dedication to the framework established in the Camp David accords has been a major contributor to the peace process now under way.

Through our foreign assistance programs, we have invested billions to support the State of Israel as a friend, fellow democracy, and key strategic ally. We have sent the equally important message to Israel’s neighbors that they will be welcomed into the community of nations if they are willing to make peace. That was the spirit of the Camp David accords.

More recently, Israel has reached major agreements with Jordan and the Palestinians. Each of these historic agreements was reached with the assistance of U.S. foreign aid and the promise of our development assistance. Without the promise of foreign assistance, it is possible that none of these
important agreements would have been reached.

The bill before the Senate today wisely builds upon the peace process by earmarking funds for our Camp David partners. Also the bill includes a new legislative provision, the Middle East Peace Facilitation Act of 1995, which will enable the administration to continue to play an active role in the Middle East peace process.

For these and other reasons, I urge my colleagues to support this bill.

Mr. DOMENICI. Mr. President, I rise in support of H.R. 1868, the foreign operations, export financing, and related agencies bill for fiscal year 1996.

I am pleased to join the committee in supporting the passage of this bill by the full Senate.

Mr. President, the foreign operations appropriations bill provides $12.3 billion in budget authority and $5.9 billion in new outlays to operate the programs of the Department of State, export and military assistance, bilateral and multilateral economic assistance, and related agencies for fiscal year 1996.

When outlays from prior-year budget authority and other completed actions are taken into account, the Senate bill totals $13.3 billion in BA and $13.8 billion in outlays for fiscal year 1996.

The bill is at the subcommittee’s 602(b) allocation for budget authority and $127.2 million in outlays below the subcommittee’s section 602(b) allocation. It is $2.4 billion in BA and $0.5 billion in outlays below the President’s budget request. It is $442.5 million in BA and $13.4 million in outlays above the House-passed bill.

I want to thank the distinguished chairman and ranking member of the full Appropriations Committee, as well as my friends on the subcommittee, for deleting a provision in the bill that included a directive with respect to the budget scoring of the bill.

This action prevents this bill from being subject to two points of order under the Congressional Budget Act, and I am certain it will expedite consideration of this important bill.

Mr. President, I ask unanimous consent that a table displaying the Budget Committee scoring of this bill be printed in the RECORD, and I urge the adoption of the bill.

The being no objection, the table was ordered to be printed in the RECORD, as follows:

<table>
<thead>
<tr>
<th>FOREIGN OPERATIONS SUBCOMMITTEE—Continued</th>
</tr>
</thead>
<tbody>
<tr>
<td>(Spending totals—Senate-reported bill [fiscal year 1996, in millions of dollars])</td>
</tr>
<tr>
<td>Subtotal mandatory</td>
</tr>
<tr>
<td>Adjusted bill total</td>
</tr>
<tr>
<td>Senate Subcommittee 602(b) allocation:</td>
</tr>
<tr>
<td>Defense discretionary</td>
</tr>
<tr>
<td>Nondefense discretionary</td>
</tr>
<tr>
<td>Violent crime reduction trust fund &amp; Mandatory</td>
</tr>
<tr>
<td>Total allocation</td>
</tr>
</tbody>
</table>

| Adjusted bill total compared to Senate Sub-committee 602(b) allocation: |
| Defense discretionary | | |
| Nondefense discretionary | 12,368 | 13,918 |
| Violent crime reduction trust fund & Mandatory | 44 | 44 |
| Total allocation | 12,354 | 5,797 |

Mrs. FEINSTEIN. Mr. President, I am pleased that the Senate Appropriations Committee has wisely earmarked $350 million for the Office of Population at the U.S. Agency for Development because I understand the extreme importance of family planning program availability and population assistance.

Investment in population assistance programs today will save us from much more costly investments in the future when unchecked population growth results in environmental degradation, scarcity of resources, and pronounced economic hardship. Overpopulation is one of the most serious problems our world faces today.

Reducing spending in these areas will have the immediate effect of negatively impacting, in a serious way, the health and well-being of women and children.

However, I oppose the attempt to prevent these U.S. funds deemed for population planning assistance from contributing to the United Nations Fund for Population Activities [UNFPA]. I would like to emphasize a few particulars about this international organization.

UNFPA is an agency multilateral organization providing global family planning and population assistance programs. UNFPA directly manages one-third of the world’s population assistance to developing countries; its work has saved countless numbers of lives since its inception.

Programs managed by UNFPA improve the quality and safety of contraceptives available to women which contributes to reducing the incidence of abortion. UNFPA does not support abortion or abortion-related activities.

UNFPA helps improve women’s reproductive health and provides both maternal and child health care—basic health care services which are largely unavailable throughout the developing world.

I am dismayed by opponents of UNFPA who wrongly submit that this organization is involved in providing abortion services in China or otherwise. This is simply not the case. Let me state again, UNFPA is not involved in abortion services anywhere.

UNFPA has proven its expertise in this area since its founding in 1969, increasing availability of contraceptives in the developing world, reducing population growths, and saving lives. I believe that U.S. contributions to the U.N. Fund for Population Activities is appropriate and wise, and I oppose this attempt to prevent funding to be used for this purpose.

Mr. BYRD. Mr. President, this foreign operations appropriations bill, totaling $12.3 billion, is 16.5 percent below the President’s request of $15.2 billion. In most respects, it represents a substantial change from previous foreign operations bills. Bilateral economic assistance is cut 22 percent below the President’s request. U.S. contributions to multilateral development banks are cut by 43 percent from the fiscal year 1996 request. While harsh, these cuts are in keeping with the other deep and painful cuts being made in most other appropriations bills that fund vital domestic programs.

In one important respect, however, this foreign aid appropriations bill has not changed to reflect either the current difficult budget realities or the changing world situation. Assistance to Israel and Egypt, and particularly to Israel, remains constant. In fiscal year 1995, Israel received over one-third of the total foreign aid appropriation of $14.4 billion. Israel’s $5.0 billion in foreign aid from the United States included $1.2 billion in economic support funds—a direct cash infusion to the Israeli Government’s coffers—$1.8 billion in foreign military financing grants; $80 million in refugee settlement grants; $2.0 billion in loan guarantees; $10 million in cooperative development grants—for Israel’s foreign aid programs to other countries; and $3.5 million in regional cooperative assistance funds. This total does not include other funds that primarily contained within the Department of Defense appropriations bill, that also benefit Israel’s military, security, and military research and development programs.

Fiscal year 1996, the request for Israel includes $1.2 billion in economic support funds, $1.8 billion in military assistance, $80 million for refugee assistance, $10 million for cooperative development grants, $3.5 million for regional cooperative assistance, and up to $200 million in excess defense equipment. Because of the Camp David Accords that established peace between Israel and Egypt in 1978, Egypt also benefits from United States largesse to Israel. The Camp David Accords were followed by a foreign aid funding equation that also rewards Egypt, but to a lesser degree. In fiscal year 1996, Egypt will receive $1.3 billion in foreign military financing grants, $815 million in
economic support funds, and an earmark for a telecommunications project.

While peace between Israel and Egypt was and remains important, and while the United States-Israel relationship remains close, I must question the wisdom in continuing to reward these two countries at the same historically high levels when the cost is counted in sharply decreased United States assistance in other areas of the world that are also important to the United States. Israel and Egypt made peace in 1978, 17 years ago. How long does the United States intend to reward this accomplishment with financial support? Financial rewards on the same scale have not been offered to Jordan, which most recently agreed to make peace with Israel.

There has been a lot of rhetoric on this floor about “sharing the burden of deficits” with foreign countries. Programs, including historically untouchable programs like Medicare, Medicaid, and veterans benefits, are all being forced to swallow the bitter tonic and budget cuts necessary to meet draconian budget goals. One significant interest of the United States are being cut quite dramatically in order to support the sacrosanct aid to Israel and Egypt and also address other vital foreign interests, such as reducing the former Soviet nuclear stockpile. Other longtime allies, including Turkey and Greece, both important NATO members, have seen significant changes in their foreign assistance. Why not Israel?

Israel has received a day total of more than $67 billion in foreign and military assistance from the United States since its founding in 1949. Since 1976, Israel has been the largest annual recipient of cumulative United States assistance since World War II. Mr. President, I do not raise these points because I am a foe of Israel. I do not wish to be thought of as anti-Israel. I hold no malice toward the people of Israel, but I believe it is time in which military spending is under tremendous pressure, at a time in which other deeply revered and historically important government priorities are being crushed to squeeze out savings for deficit reduction. It simply does not seem fair to shield foreign aid to Israel and Egypt from the same budgetary forces. Surely, we can continue to safeguard the physical and economic security of Israel while subjecting United States assistance to the same budgetary scrutiny that all other assistance and domestic programs undergo.

Mr. President, I have always favored putting my support behind domestic priorities, such as education, roads, police, and other programs that support American competitiveness. All of these domestic priorities are under the budgetary axe. For the most part, U.S. overseas interests supported in this bill are also being reduced. But not the single largest recipients of U.S. aid. This is not reasonable, and it is not equitable. For these reasons, I shall not vote in favor of this bill.

Mr. DODD. Mr. President, I want to put some perspective on the amendment that has just been offered by Senator Dole with respect to Haiti. First, I say without equivocation that I believe that the President’s policy with respect to Haiti has been a tremendous success. I for one am proud of the decision that the President made to restore democracy to Haiti. I thought it was the right thing to do then, and it certainly has proved to be the case thus far.

Let’s review for a moment what has happened since that dramatic moment last September when the President ordered the deployment of United States Forces to Haiti:

The multinational force was peacefully deployed, without loss of life, and facilitated the departure of the military coup leaders. Congress has created that permitted President Aristide to return to Haiti on October 15 to resume office;

The multinational force was replaced by a much smaller U.N. force with the number of U.S. troops significantly reduced;

The Government of Haiti conducted elections and run-offs to fill more than 2,000 parliamentary and municipal posts—the most complex elections in Haiti’s history;

The Armed Forces have been effectively dissolved and the interim police force is being replaced with a professionally trained permanent force under civilian control;

The democratic situation, while by no means perfect, is light years better than 1 year ago when more than 3,000 Haitian were being killed annually;

The Haitian economy which suffered significant decline during the military coup has begun to turn around and show positive growth.

That is quite a remarkable set of accomplishments in a very short period of time. On October 15, President Aristide will have something to celebrate at the 1-year anniversary of his restoration to office.

We have all read press reports of the confusion and disorganization that surrounded last month’s elections in Haiti. I would be the first to say that I would have preferred an electoral process that was picture perfect, and strictly by the book. That didn’t happen. It didn’t happen in large measure because the situation in Haiti isn’t perfect—it is a desperately poor country in which at least 50 percent of the population cannot read or write.

It is a country that has been plagued by political violence for much of its tragic history. It is a country with a history of predominantly dictatorial rule.

I do not seek to make excuses for the events which transpired in Haiti in June, but I do think some analysis of the circumstances surrounding the elections will help to put the process in some perspective.

First and foremost, until 11 months ago the prospects of any election being held in Haiti were virtually zero. Only after President Clinton’s courageous decision last October to return President Aristide to office did the possibility of elections become a real option.

The newly returned Aristide administration faced enormous hurdles to overcome, just to deal with the day-to-day running of the government. It returned to Port-au-Prince to find government offices stripped bare—no typewriters, no paper, no pens, no desks, in some instances toilets were gone. On top of that, the international community insisted that elections for more than 2000 parliamentary and municipal offices be held as quickly as possible. No small task in a country where one can count on one hand, perhaps on one finger, the number of Democratic elections that have occurred. Election preparations had to take place virtually from scratch. Voter registration had to be undertaken on a massive scale nationwide. An election commission had to be formed and thousands of citizens recruited to participate in getting the election organized.

It seems to me that on June 25, the Haitian people made it pretty clear that, despite all the warts associated with the days leading up to the election, they had enough faith in the process to turn out and vote in large numbers. So did the vast majority of Haitian’s political parties—left, right, and center—who chose to have their candidates appear on the ballot. When election day dawned—the people of Haiti came out to participate. They came from miles away. They stood in line, sometimes for hours in the hot sun. They exercised their constitutional right to cast their ballots and to choose the individuals who would represent them in their national and local governmental structures. That to me says a great deal about the validity of the process.

Yes, there were misplaced voter registration cards—yet election officials were able to register nearly 90 percent of all eligible voters. Yes, a very small percentage of political candidates were excluded from running for ill-defined reasons, yet more than 10,000 individuals ended up running for 2,200 public offices. Yes, there were some polling places which did not open on time, or in some cases at all, yet in many others the polling stations opened, the ballots were available and people made their choices.

Haitian authorities have already acknowledged that mistakes were made. They had special elections in August and run off elections in September. Improvements were made to the electoral process. Changes were made in the electoral council.

I for one am glad that the people of Haiti had the opportunity to participate in elections, to impress on them what they were. I suspect that we were to ask them they would overwhelmingly share that view. Today, the people of
Haiti are one step closer to having the kind of government to which they aspire. Tomorrow, as they learn from their mistakes and through their own hard work they will be closer still.

Instead of attempting to score partisan political points, as some would seem to want to do, that we will stand behind our current policy, try to make it work, so that the people of Haiti can have a brighter future after having suffered for so long in the shadows of oppression.

I am unanimously consent that the attached articles be printed in the Record at the conclusion of my remarks.

There being no objection, the material was ordered to be printed in the Record, as follows:

THE HUMAN RIGHTS RECORD OF THE GOVERNMENT OF HAITI

The human rights observers of the joint OAS/UN International Civilian Mission have been in Haiti since February 1993 with two interruptions brought about by evacuations for security reasons.

Our mandate:
- to monitor and report on the human rights situation in the country and to protect human rights; and to contribute to the reinforcement of institutions.

The International Civilian Mission has therefore been able to monitor in the field, the evolution of the human rights situation under the de facto regimes of the period of the coup d’etat and under the constitutional government.

The human rights situation under the military who dominated all the institutions was characterized by widespread and systematic human rights abuses – summary executions, torture or other forms of cruel, inhuman or degrading treatment, forcible disappearances, illegal arrests and detentions; and restrictions on the freedoms of expression and assembly. These abuses were carried out by the security agents of the state—the police and the army and those to whom they gave the orders: ex-paramilitary members of the para-military group, FRAPH.

The return of President Aristide in October 1986 has been accompanied by a decrease in the number of structural changes which have had a positive impact on the human rights situation.

First, the return to constitutional government has brought about the re-assertion of civilian authority and ended the subordination of key institutions to the military;

Second, the elimination of the army as the consequent neutralization of the attaches and the para-military groups have dismantled the repressive network responsible for widespread human rights abuses during the coup d’etat period; and

Third, institutional reforms, in particular the training and deployment of the new civil professional Haitian National Police, improvements to the administration of justice and to prisons in the framework of judicial and penal reforms.

Secondly, structural changes and institutional reforms carried out with the assistance of the international community have been accompanied by the clear determination of the government to improve the quality and the performance of judicial officials and to supervise the conduct of the new security agents (code of conduct, inspectorate for the Haitian National Police, applications of sanctions in cases of misconduct), whose activities impinge directly on the respect or lack thereof for human rights. The outcome of all these elements has been considerable improvement in the human rights situations. Widespread and systematic abuses are no longer the norm. The President and his government are now exercised by different sectors of Haitian society, including by those critical of the policies of the President. The reforms in public institutions and legal procedures are more frequently respected as well as legal and constitutional guarantees. The treatment of prisoners and detainees has improved with the establishment of a new cadre of trained correction officers. President Aristide’s constant calls for reconciliation and the implementation of an important role in limiting incidents of vengeance and contributed to a more relaxed atmosphere and a feeling of security in the country. It should also be emphasized that Haitians have voted three times over the past four months in a secure and largely non-violent climate.

A great deal of ground has been covered over the past eleven months. A clear sign of these improvements is the dramatic decrease in the number of complaints brought to the attention of the International Civilian Mission. However, a lot more remains to be done, and there are concerns. We are concerned by acts of summary “Justice” carried out by the military. There has been a sharp decrease of late. Also of concern is the series of some 20 cases of killings by unidentified individuals, most of them “Commando style” recorded since the beginning of the year, where robbery did not appear to be the motive and the victims were targeted. The reasons for these killings remain unknown. The International Civilian Mission has not been able to identify any set of elements which would link these crimes together or to agents of the state. Some reports of ill-treatment of detainees have been made but for some only or in certain areas have been brought to the attention of the International Civilian Mission. Procedural irregularities with regard to arrest and detention continue to endanger the respect for human rights and due process. The International Civilian Mission has repeatedly urged the government to develop its criminal justice system and bring it to an end to impunity which has been traditional in Haiti.

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The challenge of the coming months will be to build on the steps already taken. Improving human rights means not only reducing human rights violations but also creating and strengthening mechanisms to prevent their recurrence in the long term. The government must pursue the reforms of the institutions which have a direct bearing on the protections of human rights, (justice, prisons and police). Strengthening the mechanisms of accountability will send a clear message that the state will not tolerate human rights violations. The already considerable improvement in the human rights situation must be consolidated.

There have been a number of killings over the past few months of people across the political spectrum. So far there have only been a few attempts to bring perpetrators of past abuses to justice. This is due partly to the slowness of reforms to the judiciary. It is very hard to find the right way to move forward to trial and to get details of the procedures outcome as they do not get much publicity, either inside or outside Haiti. There was a trial in absentia of the ex-police chief of Cays, former lieutenant Emery Piram, and was sentenced to sixty years’ imprisonment for the death under torture of Jean-Claude Museau in 1992. This is one of the few cases the government said it wanted to bring to trial. In addition to this trial, the ex-paramilitary member Gerard Gustave Rambaud (“La Mamba”) has been convicted to life at hard labour for his part in the assassination of Antoine Izemry in September 1993. Other investigations and trials are underway although this represents a very small number of the cases of HRVs known to have taken place under the de facto government.
We are currently investigating the trial proceedings to ensure they conform to international standards.

While it would not be true to say that nothing is happening on this front, it is clearly inadequate and slow and the government has not so far shown much determination to confront the issue. However, the international community must also take its part to help rebuild civil institutions. A significant contribution will be to disburse the already promised assistance to the Truth Commission from what we gather, as well as the six or so cases the government itself said it was investigating, many victims and victims’ relatives have presented their grievances to the authorities so it is not for lack of cases that little progress has been made. It is imperative that impunity in Haiti be broken; time and again we have seen how those who terrorized once can terrorize again.

Amnesty International certainly welcomes what steps have been taken so far to bring perpetrators of past and current abuses to justice and urges the government, as a matter of urgency, to further strengthen the judiciary to ensure that as many cases as possible can be brought to justice, with such steps leading to international standards for a fair trial. We believe it would be very useful if more public concern was shown by the authorities to the progress of investigations and trials.

Insofar as prison conditions are concerned, these are said to be improving gradually and a national overseer of prisons has been appointed. We understand that nutrition has modestly improved and the International Committee of the Red Cross has had access.

[From the Washington Times; Sept. 18, 1995]

HAITI, ONE YEAR LATER

Remember Haiti? One year ago, our attention was focused on that small island country, as 20,000 American troops waited for the signal to move. Self-styled American ambassador at large Jimmy Carter was busy negotiating with Gen. Raoul Cedras, hoping to persuade him to stay on. We have accompanied Gen. Colin Powell was in the news, having accompanied Mr. Carter to lend some muscle to the mission. And back in Georgetown was President Jean-Bertrand Aristide, urging the U.S. government to on dealing with his enemies.

Haiti is as tiny a nation as we could have found to invade, but the thought of sending American soldiers into harm’s way in a place known for its brutal, corrupt regime, abject poverty, notorious prisons made many here at home highly skeptical about the whole enterprise. Nor did it inspire confidence that the Clinton administration had shown itself to be totally inept at handling foreign affairs and previously endured the humiliation of having to withdraw a transport ship with U.N. troops, including 200 American marines, Port-au-Prince when faced with an unruly mob. It would not be too much to say that the operation was attended by the lowest possible level of expectation here at home.

One year later, the good news is that the dire misgivings, expressed among others by this page, have not come true. The only deaths experienced by U.S. soldiers there have been due to suicide. Significant armed resistance to the Americans did not materialize, and the military strongman finally agreed to continue on the scene back in October (with much of their ill-gotten gains). That meant the crippling sanctions could be lifted and President Aristide returned. The flood of boat people from the U.S. to the island, the first place, was stopped. By March 31, the bulk of the U.S. troops could be sent home, and the mission officially over to the United Nations. The remaining Americans are scheduled to leave after the presidential elections early next year.

So far, in sum, a huge success, but one which we have to keep an eye on. Quite a feat to stop what was once the biggest refugee crisis in the Western Hemisphere, but one which has come to haunt the American allies in the region.

The United Nations force of 6,000—including 2,400 American troops—is due to leave at the end of February. The new police force has made a good start. Recruiting has been difficult, but many of the police who previously lived in neighborhoods where police were regarded as the enemy. Reform of the justice system is proceeding well, with judges and prosecutors receiving training from international experts. But with no civil service tradition, much of the government bureaucracy is still dysfunctional.

Given Haiti’s violent history, simply calming the country’s polarized political climate is an impressive achievement. But Mr. Aristide now needs to break his isolation, cooperate with the international community, and be prepared to come up with a coherent plan for getting the country back on its feet.

Aristide’s human rights record is still much to do. He has made a credible beginning, but there is still much to do. Mr. Aristide wisely declared he will not run for another presidential term, resisting the temptation to take advantage of his popularity to carry on the Haitian tradition of government-personality cult. Now he needs to lend those powers to his former opponents, urged reconciliation. Most Haitians no longer live in fear of political violence. Mr. Aristide has done much to break out to business leaders. He has made a credible beginning, but there is still much to do.

Mr. Aristide’s senior officials operate with little direction, and the country is still chaotically governed. The simple necessities for doing business—such as electricity—are still in short supply. While there has been some economic recovery, the country’s economy remains fragile and in danger of relapse should external support falter.

[From the New York Times; Sept. 21, 1995]