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{ REPORT
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EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR IRAQ
AND AFGHANISTAN SECURITY AND RECONSTRUCTION,
2004

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OCTOBER 2, 2003.—Ordered to be printed
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Mr. STEVENS, from the Committee on Appropriations,
submitted the following

REPORT

[To accompany S. 1689]

The Committee on Appropriations reports the bill (S. 1689) making emergency supplemental appropriations for Iraq and Afghanistan security and reconstruction for the fiscal year ending September 30, 2004, and for other purposes, reports favorably thereon and recommends that the bill do pass.

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BACKGROUND

This bill makes appropriations for the military functions of the Department of Defense as it prosecutes the war in Iraq and Afghanistan, as well as for relief and reconstruction efforts in Iraq and Afghanistan, and to continue anti-terrorism efforts around the world.

HEARINGS

The Committee held hearings on September 22, 24, and 25, 2003 and heard testimony from Ambassador Paul Bremer; Hon. Donald Rumsfeld, Secretary of Defense; General Richard Meyers, Chairman, Joint Chiefs of Staff; General John Abizaid, Commanding General United States Central Command; Dr. Dov Zakheim, Under Secretary of Defense (Comptroller); Peter Rodman, Assistant Secretary of Defense Secretary for International Security Affairs; and General Peter Pace, Vice Chairman, Joint Chief of Staff from the Department of Defense.

SUMMARY OF THE BILL

On September 17, 2003, the President submitted requests for \$87,039,804,000 in new budget authority for programs under the Department of Defense, Department of State, United States Agency for International Development, and the Iraq Relief and Reconstruction Fund. The Committee recommends \$87,004,004,000 in new budget authority.

The President's supplemental requests are contained in budget estimate No. 17, transmitted on September 17, 2003 (H. Doc. 108-126).

COMMITTEE PRIORITIES

The primary goals of this bill are to fund the ongoing military operations in Iraq and Afghanistan as well as relief and reconstruction activities in those countries. To accomplish the first goal, the Committee is providing \$66,560,004,000 to prosecute the war in Iraq and Afghanistan. These funds are for increased operational tempo, military personnel costs, military construction, procurement of equipment, increased maintenance and military health care support. To achieve the second goal, the Committee is providing \$21,444,000,000 to help secure the transition to democracy in both Iraq and Afghanistan. These funds are for enhanced security and reconstruction activities including border enforcement, building a national police service in Iraq, standing up a new Iraqi army and continued building of the Afghan National Army, reconstituted judicial systems, rehabilitation of Iraq's oil infrastructure, and provision of basic electricity, water and sewer services and other critical reconstruction needs in Iraq and Afghanistan.

TITLE I—NATIONAL SECURITY

CHAPTER 1

SUBCOMMITTEE ON DEFENSE

DEPARTMENT OF DEFENSE

2004 supplemental estimate	\$65,147,554,000
Committee recommendation	65,147,554,000

MILITARY PERSONNEL

SPECIAL PAYS AND ALLOWANCES

The Supplemental request includes \$1,248,200,000 for enhanced Special Pays included Family Separation Allowance [FSA], Imminent Danger Pay [IDP], and Hostile Duty Pay [HDP]. The Department's request would fund FSA and IDP at the enhanced levels authorized in the fiscal year 2003 Emergency Wartime Supplemental Appropriation Act (Public Law 108–11) for the first 3 months of the fiscal year. Beginning January 1, 2004, the Department requests that FSA and IDP return to the levels authorized prior to enactment of Public Law 108–11, and that the Committee authorize an increase in Hardship Duty Pay to offset the reductions to FSA and IDP. However, the requested increase in HDP would only cover those individuals serving in the combat zone in support of Operation Iraqi Freedom and Operation Enduring Freedom. The Department's proposal would not provide a benefit to those servicemembers who have been mobilized and deployed throughout the United States in support of Operation Noble Eagle, nor would it provide a benefit to those servicemembers deployed overseas in support of other contingency operations such as Bosnia and Kosovo. The Committee does not approve the Department's request, and instead supports the continuation of FSA and IDP at the levels authorized in Public Law 108–11 for all of fiscal year 2004. The Committee directs the Department to use the funds requested for increased Hardship Duty Pay to fund the full year increase to FSA and IDP for all eligible recipients.

MILITARY PERSONNEL, ARMY

2004 supplemental estimate	\$12,858,870,000
Committee recommendation	12,858,870,000

The Committee recommends \$12,858,870,000 for Military Personnel, Army. The recommendation is equal to the estimate.

MILITARY PERSONNEL, NAVY

2004 supplemental estimate	\$816,100,000
Committee recommendation	816,100,000

The Committee recommends \$816,100,000 for Military Personnel, Navy. The recommendation is equal to the estimate.

MILITARY PERSONNEL, MARINE CORPS

2004 supplemental estimate	\$753,190,000
Committee recommendation	753,190,000

The Committee recommends \$753,190,000 for Military Personnel, Marine Corps. The recommendation is equal to the estimate.

MILITARY PERSONNEL, AIR FORCE

2004 supplemental estimate	\$3,384,700,000
Committee recommendation	3,384,700,000

The Committee recommends \$3,384,700,000 for Military Personnel, Air Force. The recommendation is equal to the estimate.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

2004 supplemental estimate	\$24,190,464,000
Committee recommendation	24,946,464,000

The Committee recommends \$24,946,464,000 for Operation and Maintenance, Army. The recommendation is \$756,000,000 above the estimate.

The Committee is concerned that the estimate does not fully reflect the Army's contingency costs to sustain ongoing operations, or the costs necessary to reset the force. This places the Army at considerable financial risk during fiscal year 2004. Accordingly, the Committee recommends an increase of \$756,000,000 to the estimate as follows:

SAPI body armor/Rapid Fielding Initiative/battlefield EOD cleanup	+ \$300,000,000
Increased organizational level maintenance requirements	+ 200,000,000
Second destination transportation for depot maintenance	+ 174,000,000
Theater stabilization communications	+ 72,000,000
Army and Air Force Exchange Service support for deployed forces	+ 10,000,000

The Committee has included \$858,200,000 for the Administrative and Operating Costs for the Coalition Provisional Authority [CPA]. The Committee directs the Department to use funds from the Iraq Freedom Fund if the requirements for CPA exceed the \$858,200,000 appropriated under this heading.

OPERATION AND MAINTENANCE, NAVY

2004 supplemental estimate	\$2,106,258,000
Committee recommendation	1,976,258,000

The Committee recommends \$1,976,258,000 for Operation and Maintenance, Navy. The recommendation is \$130,000,000 below the estimate.

The Committee recommends a reduction of \$130,000,000 to the estimate as follows:

Excess increased operational tempo	- \$130,000,000
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OPERATION AND MAINTENANCE, MARINE CORPS

2004 supplemental estimate \$1,198,981,000
 Committee recommendation 1,198,981,000

The Committee recommends \$1,198,981,000 for Operation and Maintenance, Marine Corps. The recommendation is equal to the estimate.

OPERATION AND MAINTENANCE, AIR FORCE

2004 supplemental estimate \$5,948,368,000
 Committee recommendation 5,516,368,000

The Committee recommends \$5,516,368,000 for Operation and Maintenance, Air Force. The recommendation is \$432,000,000 below the estimate.

The Committee recommends a reduction of \$432,000,000 to the estimate as follows:

Unjustified "incremental contingency costs"	-\$200,000,000
Excess inter/intra-theater airlift	- 132,000,000
Excess DPEM	- 100,000,000

OPERATION AND MAINTENANCE, DEFENSE-WIDE

2004 supplemental estimate \$4,618,452,000
 Committee recommendation 4,218,452,000

The Committee recommends \$4,218,452,000 for Operation and Maintenance, Defense-Wide. The recommendation is \$400,000,000 below the estimate.

The Committee recommends a reduction of \$400,000,000 to the estimate as follows:

Excess support to key cooperating nations	-\$400,000,000
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OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

2004 supplemental estimate \$16,000,000
 Committee recommendation 16,000,000

The Committee recommends \$16,000,000 for Operation and Maintenance, Marine Corps Reserve. The recommendation is equal to the estimate.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

2004 supplemental estimate \$53,000,000
 Committee recommendation 53,000,000

The Committee recommends \$53,000,000 for Operation and Maintenance, Air Force Reserve. The recommendation is equal to the estimate.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

2004 supplemental estimate \$214,000,000
 Committee recommendation 214,000,000

The Committee recommends \$214,000,000 for Operation and Maintenance, Air National Guard. The recommendation is equal to the estimate.

OVERSEAS HUMANITARIAN, DISASTER, AND CIVIC AID

2004 supplemental estimate	\$35,500,000
Committee recommendation	35,500,000

The Committee recommends \$35,500,000 for Overseas Humanitarian, Disaster, and Civic Aid. The recommendation is equal to the estimate.

IRAQ FREEDOM FUND

2004 supplemental estimate	\$1,988,600,000
Committee recommendation	1,988,600,000

The Committee recommends \$1,988,600,000 for the Iraq Freedom Fund. The recommendation is equal to the estimate.

PROCUREMENT

MISSILE PROCUREMENT, ARMY

2004 supplemental estimate	\$6,200,000
Committee recommendation	6,200,000

The Committee recommends \$6,200,000 for Missile Procurement, Army. The recommendation is equal to the estimate.

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

2004 supplemental estimate	\$46,000,000
Committee recommendation	104,000,000

The Committee recommends \$104,000,000 for Procurement of Weapons and Tracked Combat Vehicles, Army. The recommendation is \$58,000,000 above the estimate.

The Committee recommends an increase of \$58,000,000 to the estimate as follows:

Replenishment of Army Prepositioned Stock items destroyed during combat operations	+ \$58,000,000
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OTHER PROCUREMENT, ARMY

2004 supplemental estimate	\$930,687,000
Committee recommendation	1,078,687,000

The Committee recommends \$1,078,687,000 for Other Procurement, Army. The recommendation is \$148,000,000 above the estimate.

The Committee recommends an increase of \$148,000,000 to the estimate as follows:

Theater stabilization communications	+ \$64,000,000
Replenishment of Army Prepositioned Stock items destroyed during combat operations	+ 84,000,000

AIRCRAFT PROCUREMENT, NAVY

2004 supplemental estimate	\$128,600,000
Committee recommendation	128,600,000

The Committee recommends \$128,600,000 for Aircraft Procurement, Navy. The recommendation is equal to the estimate.

OTHER PROCUREMENT, NAVY

2004 supplemental estimate	\$76,357,000
Committee recommendation	76,357,000

The Committee recommends \$76,357,000 for Other Procurement, Navy. The recommendation is equal to the estimate.

PROCUREMENT, MARINE CORPS

2004 supplemental estimate	\$123,397,000
Committee recommendation	123,397,000

The Committee recommends \$123,397,000 for Procurement, Marine Corps. The recommendation is equal to the estimate.

AIRCRAFT PROCUREMENT, AIR FORCE

2004 supplemental estimate	\$40,972,000
Committee recommendation	40,972,000

The Committee recommends \$40,972,000 for Aircraft Procurement, Air Force. The recommendation is equal to the estimate.

MISSILE PROCUREMENT, AIR FORCE

2004 supplemental estimate	\$20,450,000
Committee recommendation	20,450,000

The Committee recommends \$20,450,000 for Missile Procurement, Air Force. The recommendation is equal to the estimate.

OTHER PROCUREMENT, AIR FORCE

2004 supplemental estimate	\$3,441,006,000
Committee recommendation	3,441,006,000

The Committee recommends \$3,441,006,000 for Other Procurement, Air Force. The recommendation is equal to the estimate.

PROCUREMENT, DEFENSE-WIDE

2004 supplemental estimate	\$435,635,000
Committee recommendation	435,635,000

The Committee recommends \$435,635,000 for Procurement, Defense-Wide. The recommendation is equal to the estimate.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

2004 supplemental estimate	\$34,000,000
Committee recommendation	34,000,000

The Committee recommends \$34,000,000 for Research, Development, Test and Evaluation, Navy. The recommendation is equal to the estimate.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

2004 supplemental estimate	\$39,070,000
Committee recommendation	39,070,000

The Committee recommends \$39,070,000 for Research, Development, Test and Evaluation, Air Force. The recommendation is equal to the estimate.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

2004 supplemental estimate	\$265,817,000
Committee recommendation	265,817,000

The Committee recommends \$265,817,000 for Research, Development, Test and Evaluation, Defense-Wide. The recommendation is equal to the estimate.

REVOLVING AND MANAGEMENT FUNDS

WORKING CAPITAL FUNDS, DEFENSE-WIDE

2004 supplemental estimate	\$600,000,000
Committee recommendation	600,000,000

The Committee recommends \$600,000,000 for Defense Working Capital Funds. The recommendation is equal to the estimate.

NATIONAL DEFENSE SEALIFT FUND

2004 supplemental estimate	\$24,000,000
Committee recommendation	24,000,000

The Committee recommends \$24,000,000 for the National Defense Sealift Fund. The recommendation is equal to the estimate.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

2004 supplemental estimate	\$658,380,000
Committee recommendation	658,380,000

The Committee recommends \$658,380,000 for the Defense Health Program. The recommendation is equal to the estimate.

DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

2004 supplemental estimate	\$73,000,000
Committee recommendation	73,000,000

The Committee recommends \$73,000,000 for Drug Interdiction and Counter-Drug Activities, Defense. The recommendation is equal to the estimate.

RELATED AGENCIES

INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

2004 supplemental estimate	\$21,500,000
Committee recommendation	21,500,000

The Committee recommends \$21,500,000 for the Intelligence Community Management Account. The recommendation is equal to the estimate.

CHAPTER 2

SUBCOMMITTEE ON MILITARY CONSTRUCTION

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, ARMY

2004 supplemental estimate	\$119,900,000
Committee recommendation	119,900,000

The Committee recommends an additional \$119,900,000 for Military Construction, Army, to be used as follows:

Base Camp Support Facilities, Iraq	\$115,900,000
Planning and Design	4,000,000

The Committee fully supports the administration’s request to provide adequate support facilities for United States soldiers serving in base camps in Iraq, but is concerned that project details and justifications contained in the administration’s request for these facilities were not sufficiently defined. The Committee therefore directs that the Army brief the congressional defense committees on its final plans for these facilities before obligating any of the military construction funds appropriated in this Act.

MILITARY CONSTRUCTION, AIR FORCE

2004 supplemental estimate	\$292,550,000
Committee recommendation	292,550,000

The Committee recommends an additional \$292,550,000 for Military Construction, Air Force, to be used as follows:

Airfield Runway Repair, Bagram, Afghanistan	\$48,000,000
Airfreight Terminal, Dover Air Force Base, Delaware	56,000,000
AEF FOL Communications Remote Switch Facility, Diego Garcia	3,450,000
Munitions Maintenance, Storage, and Wash Pad, Camp Darby, Italy	5,000,000
Ramp and Fuel Hydrant System, Al Dhafra, United Arab Emirates	47,000,000
Airlift Ramp, Balad Air Base, Iraq	18,000,000
Airlift Aprons (Confidential Location)	17,500,000
Tactical/Strategic Ramp Expansion, Al Udeid Air Base, Qatar	20,000,000
Refueler Ramp, Al Udeid Air Base, Qatar	40,000,000
Temporary Cantonment Area, Al Dhafra Air Base, United Arab Emirates	15,300,000
Planning and Design	22,300,000

The Committee supports the administration’s request for additional military construction funds for Air Force facilities in Southwest Asia. However, while the Air Force has provided detail about specific projects, it has provided little information about its overall plan for facilities in the theater of operations and how projects con-

tained in the supplemental request fit into that plan. The Committee therefore directs the Air Force to report to the congressional defense committees, in both classified and unclassified form, on its master plan for facilities in the Central Command area of responsibility, including the planned disposition of aircraft and personnel, no later than December 1, 2003.

CHAPTER 3

GENERAL PROVISIONS, THIS TITLE

SEC. 301. The Committee recommendation amends a provision proposed by the Administration which allows the Department of Defense to reimburse the Services for a drawdown authority under the Afghanistan Freedom Support Act of 2002.

SEC. 302. The Committee recommendation modifies a provision proposed by the Administration which provides the Secretary of Defense with additional transfer authority.

SEC. 303. The Committee recommendation includes a provision proposed by the Administration which provides specific authorization for the funds appropriated in this title for intelligence activities.

SEC. 304. The Committee recommendation includes a new provision regarding the alteration of command responsibility or permanent assignment of forces.

SEC. 305. The Committee recommendation includes a provision proposed by the Administration which sustains existing authority to cover travel and transportation benefits for family members of military personnel injured during Operation Iraqi Freedom, Operation Enduring Freedom, or Operation Noble Eagle.

SEC. 306. The Committee recommendation includes a provision that sustains the increase in the statutory maximum payable for Imminent Danger Pay and Family Separation Allowance.

SEC. 307. The Committee recommendation includes a provision recommended by the Administration which allows the Department to make necessary accounting adjustments to the Defense Emergency Response Fund.

SEC. 308. The Committee recommendation includes a new provision that requires the Secretary of Defense to provide a report to the Committees on Appropriations.

SEC. 309. The Committee recommendation includes a new provision that requires the Department of Defense to describe alternatives for replacing the capabilities of the KC-135 fleet of aircraft.

SEC. 310. The Committee recommendation includes a new provision which limits the use of procurement and research, development, test and evaluation funds.

SEC. 311. The Committee recommendation includes a provision proposed by the Administration which allows the Department to use funds for supplies, services, transportation, and other logistical support of troops supporting military and stability operations in Iraq.

SEC. 312. The Committee recommends a provision proposed by the Administration which allows training and equipping the Afghanistan National Army and the New Iraqi Army.

SEC. 313. The Committee recommendation includes a provision requiring a report on military readiness.

SEC. 314. The Committee recommendation includes a provision regarding the exemption of certain members of the Armed Forces from the requirement to pay subsistence charges while hospitalized.

SEC. 315. The Committee recommends a general provision which provides the Secretary of Defense with additional authority for contingency military construction expenses necessary to protect against or respond to acts of terrorism, or to support Department of Defense operations in Iraq.

TITLE II—INTERNATIONAL AFFAIRS

CHAPTER 1

SUBCOMMITTEE ON COMMERCE, JUSTICE, AND STATE, THE
JUDICIARY, AND RELATED AGENCIES

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(INCLUDING RESCISSION)

2004 supplemental estimate	\$76,300,000
Committee recommendation	35,800,000

The Committee recommends a rescission and re-appropriation of \$35,800,000 for the costs of security and operations related to the establishment of United States diplomatic presences in Iraq and Afghanistan. The recommendation is \$40,500,000 below the request. The problem of Machine Readable Visa [MRV] fee shortfalls is addressed under the Emergencies in the Diplomatic and Consular Service account. Funds previously appropriated under this heading in the Emergency Wartime Supplemental Appropriations Act of 2003 are subject to the standard reprogramming procedures set forth in section 605, Division B of Public Law 108–7.

EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

2004 supplemental estimate	\$60,500,000
Committee recommendation	

The Committee does not recommend any funding for Embassy security, construction and maintenance. The recommendation is \$60,500,000 below the supplemental budget request. The request included \$60,500,000 to construct an interim United States diplomatic facility in Iraq. The Committee reminds the Department that \$61,500,000 was provided for this purpose in Public Law 108–11, the Emergency Wartime Supplemental Appropriations Act of 2003. The Committee is aware of the Department’s reprogramming request to utilize \$43,900,000 of these funds to construct an interim facility for United States Agency for International Development and other United States Government employees engaged in reconstruction efforts in Afghanistan and \$16,600,000 of these funds to cover the personnel, transportation, and equipment costs of United States Government officials tasked with advising the Afghan transitional government on reconstruction. This request is contained under the “Capital investment fund” of chapter 2 of this title. Also, the Committee approves the Department’s reprogramming request to utilize \$14,500,000 under Worldwide Security Upgrades for secu-

rity requirements in Afghanistan, and directs that these funds only be used for the security of the main United States Embassy compound and security assistance to United Nations offices and personnel and non-governmental organization offices and personnel.

EMERGENCIES IN THE DIPLOMATIC AND CONSULAR SERVICE

2004 supplemental estimate	\$50,000,000
Committee recommendation	90,500,000

The Committee recommends \$90,500,000 for Emergencies in the Diplomatic and Consular Service. The recommendation is \$40,500,000 above the supplemental budget request. Funds provided under this heading will ensure that rewards of up to \$25,000,000 may be paid for Osama bin Laden and Saddam Hussein. The recommendation also includes language directing that \$2,000,000 of previously appropriated funds be made available for a reward for the person deemed most responsible by the Special Court for Sierra Leone for the war crimes, crimes against humanity, and serious violations of international humanitarian law that took place during Sierra Leone’s civil war. The recommendation also includes language directing that \$8,451,000 in carryover balances be transferred to and merged with the Diplomatic and Consular Programs account for the Department’s consular, or “border security” operations.

CHAPTER 2

SUBCOMMITTEE ON FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

2004 supplemental estimate	\$40,000,000
Committee recommendation	40,000,000

The Committee provides \$40,000,000 for an additional amount for Operating Expenses of the United States Agency for International Development for costs associated with reconstruction and other activities in Iraq and Afghanistan.

CAPITAL INVESTMENT FUND

2004 supplemental estimate	
Committee recommendation	\$60,500,000

The Committee provides \$60,500,000 for an additional amount for the Capital Investment Fund for safe and secure facilities in Afghanistan, Iraq, and elsewhere.

OTHER BILATERAL ECONOMIC ASSISTANCE
 FUNDS APPROPRIATED TO THE PRESIDENT

IRAQ RELIEF AND RECONSTRUCTION FUND

(INCLUDING TRANSFERS OF FUNDS)

2004 supplemental estimate	\$20,304,000,000
Committee recommendation	20,304,000,000

The Committee provides \$20,304,000,000 for the Iraq Relief and Reconstruction Fund for security, rehabilitation and reconstruction in Iraq.

The Committee notes that funds appropriated under this heading are subject to the regular notification procedures of the Committees on Appropriations, except that notification shall be transmitted at least 5 days in advance of the obligation of funds. The Committee also provides that funds allocated under this heading for programs and sectors may be reallocated by the President for those programs and sectors.

The Committee strongly supports programs and activities to promote freedom, democratic institutions, and the rule of law in Iraq and provides that not less than \$100,000,000 shall be made available for democracy building activities in that country in support of the development and ratification of a constitution, national elections and women's development programs. The Committee directs that not less than \$5,000,000 be made available to Iraqi nongovernmental organizations in Iraq in a timely manner, in grants of up to \$100,000. The Committee also expects sufficient funding to be provided to the National Endowment for Democracy, the International Republican Institute and the National Democratic Institute for political party and other democracy building activities.

The Committee recommends not less than \$20,000,000 for media outreach activities in Iraq that utilizes low cost, advanced technology tools.

The Committee recommends \$5,000,000 for a program, such as that administered by the International Commission on Missing Persons, to locate, recover, and identify Iraqis missing as a result of authoritarian rule or conflict.

The Committee again provides that funds shall be made available for Iraqi civilians who suffer losses as a result of military operations in Iraq. The Committee supports the provision of medical, rehabilitation, shelter, microcredit and other appropriate assistance to these individuals. The Committee expects all relevant agencies and organizations to coordinate efforts in providing this assistance.

The Committee recognizes that conflict and decades of neglect devastated Iraq's health infrastructure, resulting in a lack of medical equipment and supplies, and health professionals with expertise in pediatric medical specialties. The Committee is concerned that children with critical health problems cannot obtain life-saving treatments in Iraq. The Committee strongly supports activities that can have an immediate impact in addressing the needs of these children, such as the Emergency Health Services for the Children of Iraq program sponsored jointly by Kurdish Human Rights Watch and Vanderbilt University Children's Hospital.

The Committee notes the important contributions that non-governmental organizations have made to relief and reconstruction efforts in Iraq, and urges that they be utilized to the maximum extent practicable. The Committee also recommends that organizations with experience in post-conflict governance matters—such as the United States Institute of Peace—be utilized in reconstruction efforts in Iraq and Afghanistan.

The Committee recommends that not less than \$2,000,000 be made available to support organizations working in Iraq, Afghanistan and other complex humanitarian emergency and war settings, to apply public health strategies and epidemiology to mitigate the impact of the conflict on civilian populations. Programs supported should include those which collect, analyze, and use multi-sector data for programmatic decision-making and evaluation of assistance programs during and after conflict.

ECONOMIC SUPPORT FUND

2004 supplemental estimate	\$422,000,000
Committee recommendation	422,000,000

The Committee provides \$422,000,000 for an additional amount for Economic Support Fund (ESF) for accelerated assistance for Afghanistan.

The Committee also provides authority to use up to \$200,000,000 in Economic Support Funds contained in the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2004 for debt reduction for Pakistan.

The Committee recognizes the progress of Internews in the establishment of independent news media in Afghanistan. However, absent additional long-term support opportunities for advancement may be lost. The Committee recommends that additional funds be made available for the expansion of local stations to regional stations, the establishment of national independent broadcasting, and support for daily news programs.

The Committee directs that not less than \$15,000,000 be made available for media outreach activities in Afghanistan that utilizes low cost, advanced technology tools.

In addition to other purposes for which ESF assistance is used in Afghanistan, not less than \$5,000,000 should be made available through appropriate humanitarian organizations for additional food, clothing, heating and cooking fuel, emergency shelter materials, and other basic necessities for displaced Afghans in Kabul.

UNITED STATES EMERGENCY FUND FOR COMPLEX FOREIGN CRISES

2004 supplemental estimate	\$100,000,000
Committee recommendation	100,000,000

The Committee provides \$100,000,000 for the United States Emergency Fund for Complex Foreign Crises. While the Committee understands the need for flexibility in meeting unforeseen complex foreign crises, it includes congressional notification for these funds, which may be waived if human health or welfare is at substantial risk.

Among other activities, the Committee expects these funds to support operations and programs to prevent or respond to foreign

territorial disputes, armed ethnic and civil conflicts that pose threats to regional and international peace, and acts of ethnic cleansing, mass killing or genocide. In addition, the Committee supports the use of these funds for peace and humanitarian efforts, such as required in Liberia.

DEPARTMENT OF STATE

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

2004 supplemental estimate	\$120,000,000
Committee recommendation	120,000,000

The Committee provides \$120,000,000 for an additional amount in International Narcotics Control and Law Enforcement assistance for Afghanistan. The Committee expects \$110,000,000 to be used to train, equip, and deploy additional police in Afghanistan, and \$10,000,000 to be used to support the training of prosecutors, public defenders and judges in Afghanistan and to meet infrastructure needs of the Afghan legal sector.

NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS

2004 supplemental estimate	\$35,000,000
Committee recommendation	35,000,000

The Committee provides \$35,000,000 for an additional amount for Nonproliferation, Anti-Terrorism, Demining and Related Programs to support anti-terrorism training and equipment needs in Afghanistan.

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

FOREIGN MILITARY FINANCING PROGRAM

2004 supplemental estimate	\$222,000,000
Committee recommendation	222,000,000

The Committee provides \$222,000,000 for the Foreign Military Financing Program. The Committee strongly supports the use of these funds to accelerate assistance to build the new Afghanistan army.

PEACEKEEPING OPERATIONS

2004 supplemental estimate	\$50,000,000
Committee recommendation	50,000,000

The Committee provides \$50,000,000 for an additional amount for Peacekeeping Operations to support multinational peacekeeping needs in Iraq and other unanticipated peacekeeping crises.

CHAPTER 3

GENERAL PROVISIONS, THIS TITLE

SEC. 2301. The Committee includes transfer authority between accounts in chapter 2 of this title, with the total amount authorized

to be transferred not to exceed \$200,000,000. The Committee directs that it be consulted before this authority is exercised. The Committee includes the same notification requirement as contained in section 501 of Public Law 108–11.

SEC. 2302. The Committee includes authority permitting assistance or other financing contained in chapter 2 of this title for Iraq notwithstanding any other provision of law.

SEC. 2303. The Committee includes authority to allow appropriations provided in chapter 2 of this title to be made available without specific authorization of such appropriation.

SEC. 2304. The Committee extends section 1503 of Public Law 108–11 through September 30, 2005. The Committee notes that extending the inapplicability of section 307 of the Foreign Assistance Act of 1961 is particularly important as the United States pursues long-range efforts to assist Iraq and marshal resources from the international community.

SEC. 2305. The Committee amends the first proviso of section 1504 of Public Law 108–11 to include Iraqi military, private security force, other official security forces, police force, or forces from other countries in Iraq supporting United States efforts in Iraq. The Committee notes that other official security forces include Ministry of Interior forces, border guards, and civil defense forces. The Committee also notes that a private security force include those providing security services to contractors, nongovernmental organizations or other organizations affiliated with United States efforts in Iraq.

SEC. 2306. The Committee extends key provisions of Public Law 107–57 regarding restrictions that would otherwise limit assistance to Pakistan.

SEC. 2307. The Committee includes authority to allow the Overseas Private Investment Corporation to provide political risk insurance, direct loans, and guarantees in Iraq.

SEC. 2308. The Committee includes a notification requirement for certain accounts under chapter 2 of this title.

SEC. 2309. The Committee provides that the Secretary of State shall submit a report on a monthly basis detailing Iraq oil production and oil revenues.

SEC. 2310. The Committee directs that none of the funds in this Act may be used to pay debts incurred by the former government.

TITLE III—GENERAL PROVISION, THIS ACT

SEC. 3001. The Committee recommends that all the funds in the bill be designated by the Congress as emergency requirements pursuant to section 502 of House Concurrent Resolution 95 (108th Congress), the fiscal year 2004 concurrent resolution on the budget, as proposed by the President.

COMPLIANCE WITH PARAGRAPH 7, RULE XVI OF THE
STANDING RULES OF THE SENATE

Paragraph 7 of rule XVI requires that Committee reports on general appropriations bills identify, with particularity, each Committee amendment to the House bill “which proposes an item of appropriation which is not made to carry out the provisions of an existing law, a treaty stipulation, or an act or resolution previously passed by the Senate during that session.”

The accompanying bill contains the following items which lack authorization:

The Committee is filing an original bill.

COMPLIANCE WITH PARAGRAPH 7(C), RULE XXVI OF THE
STANDING RULES OF THE SENATE

Pursuant to paragraph 7(c) of rule XXVI, on September 30, 2003, the Committee ordered reported S. 1689, an original bill making emergency appropriations Iraq and Afghanistan security and reconstruction for the fiscal year ending September 30, 2004, subject to amendment and subject to the budget allocation, by a recorded vote of 29–0, a quorum being present. The vote was as follows:

Yeas	Nays
Chairman Stevens	
Mr. Cochran	
Mr. Specter	
Mr. Domenici	
Mr. Bond	
Mr. McConnell	
Mr. Burns	
Mr. Shelby	
Mr. Gregg	
Mr. Bennett	
Mr. Campbell	
Mr. Craig	
Mrs. Hutchison	
Mr. DeWine	
Mr. Brownback	
Mr. Byrd	
Mr. Inouye	
Mr. Hollings	
Mr. Leahy	
Mr. Harkin	
Ms. Mikulski	
Mr. Reid	
Mr. Kohl	
Mrs. Murray	
Mr. Dorgan	

Mrs. Feinstein
 Mr. Durbin
 Mr. Johnson
 Ms. Landrieu

COMPLIANCE WITH PARAGRAPH 12, RULE XXVI OF THE
 STANDING RULES OF THE SENATE

Paragraph 12 of rule XXVI requires that Committee reports on a bill or joint resolution repealing or amending any statute or part of any statute include “(a) the text of the statute or part thereof which is proposed to be repealed; and (b) a comparative print of that part of the bill or joint resolution making the amendment and of the statute or part thereof proposed to be amended, showing by stricken-through type and italics, parallel columns, or other appropriate typographical devices the omissions and insertions which would be made by the bill or joint resolution if enacted in the form recommended by the committee.”

In compliance with this rule, the following changes in existing law proposed to be made by the bill are shown as follows: existing law to be omitted is enclosed in black brackets; new matter is printed in Italics; and existing law in which no change is proposed is shown in Roman.

With respect to this bill, it is the opinion of the Committee that it is necessary to dispense with these requirements in order to expedite the business of the Senate.

BUDGETARY IMPACT

Section 308(a)(1)(A) of the Congressional Budget and Impoundment Control Act of 1974 (Public Law 93–344), as amended, requires that the report accompanying a bill providing new budget authority contain a statement detailing how that authority compares with the reports submitted under section 302 of the act for the most recently agreed to concurrent resolution on the budget for the fiscal year. All the funds provided in this bill are designated by Congress as emergency requirements.

FIVE-YEAR PROJECTION OF OUTLAYS

In compliance with section 308(a)(1)(C) of the Congressional Budget Act of 1974 (Public Law 93–344), as amended, the following table contains 5-year projections associated with the budget authority provided in the accompanying bill:

	Millions of dollars
Budget authority: Fiscal year 2004	87,004
Outlays:	
Fiscal year 2004	36,695
Fiscal year 2005	33,098
Fiscal year 2006	11,721
Fiscal year 2007	3,037
Fiscal year 2008 and future years	1,872

Note: The above table includes both mandatory and discretionary appropriations.

ASSISTANCE TO STATE AND LOCAL GOVERNMENTS

In accordance with section 308(a)(1)(D) of the Congressional Budget Act of 1974 (Public Law 93-344), as amended, the financial assistance to State and local governments is as follows:

	Millions of dollars
New budget authority
Fiscal year 2004 outlays

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL
 [In thousands of dollars]

Doc. No.	Supplemental estimate	Committee recommendation	Committee recommendation compared with supplemental estimate (+ or -)
	TITLE I NATIONAL SECURITY CHAPTER 1 DEPARTMENT OF DEFENSE Military Personnel		
108-126	12,858,870	12,858,870	
108-126	816,100	816,100	
108-126	753,190	753,190	
108-126	3,384,700	3,384,700	
	17,812,860	17,812,860	
	Total, Military Personnel		
	Operation and Maintenance		
108-126	24,190,464	24,946,464	-24,190,464
		1,976,258	+24,946,464
108-126	2,106,258	1,976,258	-130,000
108-126	1,198,981	1,198,981	
108-126	5,948,368	5,516,368	-432,000
108-126	4,618,452	4,218,452	-400,000
108-126	16,000	16,000	
108-126	53,000	53,000	
108-126	214,000	214,000	
108-126	35,500	35,500	
108-126	1,988,600	1,988,600	
	40,369,623	40,163,623	-206,000
	Total, Operation and Maintenance		
	Procurement		
108-126	6,200	6,200	
108-126	46,000	104,000	+46,000
			+104,000

108-126	Total, Chapter 1	65,147,554	65,147,554	.....
108-126	Emergency appropriations	(65,147,554)	(39,018,403)	(- 26,129,151)	
108-126	Contingent emergency appropriations		(26,129,151)	(+ 26,129,151)	
	CHAPTER 2				
	MILITARY CONSTRUCTION				
108-126	Military construction, Army (emergency)	119,900	119,900	.....
108-126	Military construction, Air Force (emergency)	292,550	292,550	.....
	Total, Chapter 2	412,450	412,450	.....
	TITLE I				
	Total, TITLE I	65,560,004	65,560,004	.....
	Emergency appropriations	(65,560,004)	(39,430,853)	(- 26,129,151)	
	Contingent emergency appropriations		(26,129,151)	(+ 26,129,151)	
	TITLE II				
	INTERNATIONAL SECURITY				
	CHAPTER 1				
	DEPARTMENT OF STATE				
	Administration of Foreign Affairs				
108-126	Diplomatic and Consular programs (emergency)	40,500	35,800	- 4,700	
108-126	Reappropriation	35,800	.....	- 35,800
108-126	Rescission .....	.....	- 35,800	- 35,800
108-126	Embassy Security, Construction and Maintenance (emergency)	60,500	.....	- 60,500
108-126	Emergencies in the diplomatic and consular service (emergency)	50,000	.....	- 50,000
---	(Contingent emergency appropriations) .....	.....	90,500	+ 90,500
	Total, Administration of Foreign Affairs	186,800	90,500	- 96,300	
	TITLE III				
	Total, Chapter 1	186,800	90,500	- 96,300	
	Emergency appropriations	(186,800)	(35,800)	(- 151,000)	
	Contingent emergency appropriations .....	.....	(90,500)	(+ 90,500)
	Rescissions .....	.....	(- 35,800)	(- 35,800)

COMPARATIVE STATEMENT OF NEW BUDGET (OBLIGATIONAL) AUTHORITY ESTIMATES AND AMOUNTS RECOMMENDED IN THE BILL—Continued
 [In thousands of dollars]

Doc. No.		Supplemental estimate	Committee recommendation	Committee rec- ommendation compared with supplemental esti- mate (+ or -)
	CHAPTER 2			
	BILATERAL ECONOMIC ASSISTANCE			
	FUNDS APPROPRIATED TO THE PRESIDENT			
	United States Agency for International Development			
108-126	Operating expenses of the United States Agency for International Development (emergency)	40,000	40,000	
	Capital Investment Fund			
—	Capital Investment Fund (contingent emergency appropriations)		60,500	+ 60,500
	OTHER BILATERAL ECONOMIC ASSISTANCE			
	FUNDS APPROPRIATED TO THE PRESIDENT			
108-126	Iraq relief and reconstruction fund (emergency)	20,304,000	20,304,000	
108-126	Economic support fund (emergency)	422,000	422,000	
108-126	United States Emergency Fund for Complex Foreign Crises (emergency)	100,000	100,000	
	DEPARTMENT OF STATE			
108-126	International narcotics control and law enforcement (emergency)	120,000	120,000	
108-126	Nonproliferation, antiterrorism, demining and related programs (emergency)	35,000	35,000	
	MILITARY ASSISTANCE			
	FUNDS APPROPRIATED TO THE PRESIDENT			
108-126	Foreign Military Financing Program (emergency)	222,000	222,000	
108-126	Peacekeeping operations (emergency)	50,000	50,000	
	Total, Chapter 2	21,293,000	21,353,500	+ 60,500
	Emergency appropriations	(21,293,000)	(21,293,000)	(+ 60,500)
	Contingent emergency appropriations		(60,500)	
	Total, TITLE II	21,479,800	21,444,000	- 35,800

Emergency appropriations	(21,479,800)	(21,328,800)	(- 151,000)
Contingent emergency appropriations .....	.....	(151,000)	(+ 151,000)
Rescissions .....	.....	(- 35,800)	(- 35,800)
GRAND TOTAL (net) .....	.....	.....	.....
Emergency appropriations	87,039,804	87,004,004	- 35,800
Contingent emergency appropriations	(87,039,804)	(60,759,653)	(- 26,280,151)
Rescissions	(26,280,151)	(+ 26,280,151)
.....	(- 35,800)	(- 35,800)

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