

106TH CONGRESS
1ST SESSION

S. 1062

AN ACT

To authorize appropriations for fiscal year 2000 for defense activities of the Department of Energy, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Department of Energy
5 National Security Act for Fiscal Year 2000”.

1 SEC. 2. TABLE OF CONTENTS.

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- Sec. 3403. Purchase of vehicles.
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1 **SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.**

2 For purposes of this Act, the term “congressional de-
3 fense committees” means—

4 (1) the Committee on Armed Services and the
5 Committee on Appropriations of the Senate; and

6 (2) the Committee on Armed Services and the
7 Committee on Appropriations of the House of Rep-
8 resentatives.

9 **TITLE XXXI—DEPARTMENT OF**
10 **ENERGY NATIONAL SECURITY**
11 **PROGRAMS**

12 **Subtitle A—National Security**
13 **Programs Authorizations**

14 **SEC. 3101. WEAPONS ACTIVITIES.**

15 Funds are hereby authorized to be appropriated to
16 the Department of Energy for fiscal year 2000 for weap-
17 ons activities in carrying out programs necessary for na-
18 tional security in the amount of \$4,530,000,000, to be al-
19 located as follows:

20 (1) **STOCKPILE STEWARDSHIP.**—Funds are
21 hereby authorized to be appropriated to the Depart-
22 ment of Energy for fiscal year 2000 for stockpile
23 stewardship in carrying out weapons activities nec-
24 essary for national security programs in the amount
25 of \$2,248,700,000, to be allocated as follows:

1 (A) For core stockpile stewardship,
2 \$1,748,500,000, to be allocated as follows:

3 (i) For operation and maintenance,
4 \$1,615,355,000.

5 (ii) For plant projects (including
6 maintenance, restoration, planning, con-
7 struction, acquisition, modification of fa-
8 cilities, and the continuation of projects
9 authorized in prior years, and land acqui-
10 sition related thereto), \$133,145,000, to be
11 allocated as follows:

12 Project 00–D–103, terascale sim-
13 ulation facility, Lawrence Livermore
14 National Laboratory, Livermore, Cali-
15 fornia, \$8,000,000.

16 Project 00–D–105, strategic
17 computing complex, Los Alamos Na-
18 tional Laboratory, Los Alamos, New
19 Mexico, \$26,000,000.

20 Project 00–D–107, joint com-
21 putational engineering laboratory,
22 Sandia National Laboratories, Albu-
23 querque, New Mexico, \$1,800,000.

24 Project 99–D–102, rehabilitation
25 of maintenance facility, Lawrence

1 Livermore National Laboratory,
2 Livermore, California, \$3,900,000.

3 Project 99–D–103, isotope
4 sciences facilities, Lawrence Liver-
5 more National Laboratory, Livermore,
6 California, \$2,000,000.

7 Project 99–D–104, protection of
8 real property (roof reconstruction,
9 Phase II), Lawrence Livermore Na-
10 tional Laboratory, Livermore, Cali-
11 fornia, \$2,400,000.

12 Project 99–D–105, central health
13 physics calibration facility, Los Ala-
14 mos National Laboratory, Los Ala-
15 mos, New Mexico, \$1,000,000.

16 Project 99–D–106, model valida-
17 tion and system certification test cen-
18 ter, Sandia National Laboratories, Al-
19 buquerque, New Mexico, \$6,500,000.

20 Project 99–D–108, renovate ex-
21 isting roadways, Nevada Test Site,
22 Nevada, \$7,005,000.

23 Project 97–D–102, dual-axis ra-
24 diographic hydrotest facility, Los Ala-

1 mos National Laboratory, Los Ala-
2 mos, New Mexico, \$61,000,000.

3 Project 96-D-102, stockpile
4 stewardship facilities revitalization,
5 Phase VI, various locations,
6 \$2,640,000.

7 Project 96-D-104, processing
8 and environmental technology labora-
9 tory, Sandia National Laboratories,
10 Albuquerque, New Mexico,
11 \$10,900,000.

12 (B) For inertial fusion, \$465,700,000, to
13 be allocated as follows:

14 (i) For operation and maintenance,
15 \$217,600,000.

16 (ii) For the following plant project
17 (including maintenance, restoration, plan-
18 ning, construction, acquisition, and modi-
19 fication of facilities, and land acquisition
20 related thereto), \$248,100,000, to be allo-
21 cated as follows:

22 Project 96-D-111, national igni-
23 tion facility, Lawrence Livermore Na-
24 tional Laboratory, Livermore, Cali-
25 fornia, \$248,100,000.

1 (C) For technology partnership and edu-
2 cation, \$34,500,000, to be allocated as follows:

3 (i) For technology partnership,
4 \$15,200,000.

5 (ii) For education, \$19,300,000.

6 (2) STOCKPILE MANAGEMENT.—Funds are
7 hereby authorized to be appropriated to the Depart-
8 ment of Energy for fiscal year 2000 for stockpile
9 management in carrying out weapons activities nec-
10 essary for national security programs in the amount
11 of \$2,039,300,000, to be allocated as follows:

12 (A) For operation and maintenance,
13 \$1,880,621,000.

14 (B) For plant projects (including mainte-
15 nance, restoration, planning, construction, ac-
16 quisition, modification of facilities, and the con-
17 tinuation of projects authorized in prior years,
18 and land acquisition related thereto),
19 \$158,679,000, to be allocated as follows:

20 Project 99–D–122, rapid reactivation,
21 various locations, \$11,700,000.

22 Project 99–D–127, stockpile manage-
23 ment restructuring initiative, Kansas City
24 Plant, Kansas City, Missouri,
25 \$17,000,000.

1 Project 99–D–128, stockpile manage-
2 ment restructuring initiative, Pantex Plant
3 consolidation, Amarillo, Texas, \$3,429,000.

4 Project 99–D–132, stockpile manage-
5 ment restructuring initiative, nuclear mate-
6 rial safeguards and security upgrades
7 project, Los Alamos National Laboratory,
8 Los Alamos, New Mexico, \$11,300,000.

9 Project 98–D–123, stockpile manage-
10 ment restructuring initiative, tritium facil-
11 ity modernization and consolidation, Sa-
12 vannah River Site, Aiken, South Carolina,
13 \$21,800,000.

14 Project 98–D–124, stockpile manage-
15 ment restructuring initiative, Y–12 Plant
16 consolidation, Oak Ridge, Tennessee,
17 \$3,150,000.

18 Project 98–D–125, tritium extraction
19 facility, Savannah River Site, Aiken, South
20 Carolina, \$33,000,000.

21 Project 98–D–126, accelerator pro-
22 duction of tritium, various locations,
23 \$31,000,000.

1 Project 97–D–123, structural up-
2 grades, Kansas City Plant, Kansas City,
3 Missouri, \$4,800,000.

4 Project 95–D–102, chemistry and
5 metallurgy research building upgrades, Los
6 Alamos National Laboratory, Los Alamos,
7 New Mexico, \$18,000,000.

8 Project 88–D–123, security enhance-
9 ments, Pantex Plant, Amarillo, Texas,
10 \$3,500,000.

11 (3) PROGRAM DIRECTION.—Funds are hereby
12 authorized to be appropriated to the Department of
13 Energy for fiscal year 2000 for program direction in
14 carrying out weapons activities necessary for na-
15 tional security programs in the amount of
16 \$242,000,000.

17 **SEC. 3102. DEFENSE ENVIRONMENTAL RESTORATION AND**
18 **WASTE MANAGEMENT.**

19 Funds are hereby authorized to be appropriated to
20 the Department of Energy for fiscal year 2000 for envi-
21 ronmental restoration and waste management in carrying
22 out programs necessary for national security in the
23 amount of \$5,532,868,000, to be allocated as follows:

24 (1) CLOSURE PROJECTS.—For closure projects
25 carried out in accordance with section 3143 of the

1 National Defense Authorization Act for Fiscal Year
2 1997 (Public Law 104–201; 110 Stat. 2836; 42
3 U.S.C. 7274n) in the amount of \$1,069,492,000.

4 (2) SITE PROJECT AND COMPLETION.—For site
5 project and completion in carrying out environ-
6 mental restoration and waste management activities
7 necessary for national security programs in the
8 amount of \$980,919,000, to be allocated as follows:

9 (A) For operation and maintenance,
10 \$880,629,000.

11 (B) For plant projects (including mainte-
12 nance, restoration, planning, construction, ac-
13 quisition, modification of facilities, and the con-
14 tinuation of projects authorized in prior years,
15 and land acquisition related thereto),
16 \$100,290,000, to be allocated as follows:

17 Project 00–D–____, Transuranic
18 waste treatment, Oak Ridge, Tennessee,
19 \$12,000,000.

20 Project 00–D–400, Site Operations
21 Center, Idaho National Engineering and
22 Environmental Laboratory, Idaho Falls,
23 Idaho, \$1,306,000.

1 Project 99–D–402, tank farm support
2 services, F&H areas, Savannah River Site,
3 Aiken, South Carolina, \$3,100,000.

4 Project 99–D–404, health physics in-
5 strumentation laboratory, Idaho National
6 Engineering and Environmental Labora-
7 tory, Idaho, \$7,200,000.

8 Project 98–D–401, H-tank farm
9 storm water systems upgrade, Savannah
10 River Site, Aiken, South Carolina,
11 \$2,977,000.

12 Project 98–D–453, plutonium sta-
13 bilization and handling system for pluto-
14 nium finishing plant, Richland, Wash-
15 ington, \$16,860,000.

16 Project 98–D–700, road rehabilita-
17 tion, Idaho National Engineering and En-
18 vironmental Laboratory, Idaho,
19 \$2,590,000.

20 Project 97–D–450, Actinide pack-
21 aging and storage facility, Savannah River
22 Site, Aiken, South Carolina, \$4,000,000.

23 Project 97–D–470, regulatory moni-
24 toring and bioassay laboratory, Savannah

1 River Site, Aiken, South Carolina,
2 \$12,220,000.

3 Project 96–D–406, spent nuclear fuels
4 canister storage and stabilization facility,
5 Richland, Washington, \$24,441,000.

6 Project 96–D–464, electrical and util-
7 ity systems upgrade, Idaho National Engi-
8 neering and Environmental Laboratory,
9 Idaho, \$11,971,000.

10 Project 96–D–471, chlorofluorocarbon
11 heating, ventilation, and air conditioning
12 and chiller retrofit, Savannah River Site,
13 Aiken, South Carolina, \$931,000.

14 Project 86–D–103, decontamination
15 and waste treatment facility, Lawrence
16 Livermore National Laboratory, Liver-
17 more, California, \$2,000,0000.

18 (3) POST-2006 COMPLETION.—For post-2006
19 project completion in carrying out environmental
20 restoration and waste management activities nec-
21 essary for national security programs in the amount
22 of \$2,902,548,000, to be allocated as follows:

23 (A) For operation and maintenance,
24 \$2,847,997,000.

1 (B) For plant projects (including maintenance,
2 nance, restoration, planning, construction, acquisition,
3 modification of facilities, and the continuation of projects
4 authorized in prior years, and land acquisition related thereto),
5 \$54,551,000, to be allocated as follows:

7 Project 00–D–401, spent nuclear fuel
8 treatment and storage facility, title I and
9 II, Savannah River Site, Aiken, South
10 Carolina, \$7,000,000.

11 Project 99–D–403, privatization
12 phase I infrastructure support, Richland,
13 Washington, \$13,988,000.

14 Project 97–D–402, tank farm restoration
15 and safe operations, Richland, Washington,
16 \$20,516,000.

17 Project 94–D–407, initial tank retrieval
18 systems, Richland, Washington,
19 \$4,060,000.

20 Project 93–D–187, high-level waste
21 removal from filled waste tanks, Savannah
22 River Site, Aiken, South Carolina,
23 \$8,987,000.

24 (4) SCIENCE AND TECHNOLOGY.—For science
25 and technology in carrying out environmental res-

1 toration and waste management activities necessary
2 for national security programs in the amount of
3 \$235,500,000.

4 (5) PROGRAM DIRECTION.—For program direc-
5 tion in carrying out environmental restoration and
6 waste management activities necessary for national
7 security programs in the amount of \$344,409,000.

8 **SEC. 3103. OTHER DEFENSE ACTIVITIES.**

9 (a) IN GENERAL.—Funds are hereby authorized to
10 be appropriated to the Department of Energy for fiscal
11 year 2000 for other defense activities in carrying out pro-
12 grams necessary for national security in the amount of
13 \$1,821,000,000, to be allocated as follows:

14 (1) NONPROLIFERATION AND NATIONAL SECU-
15 RITY.—For nonproliferation and national security,
16 \$744,300,000, to be allocated as follows:

17 (A) For verification and control tech-
18 nology, \$497,000,000, to be allocated as fol-
19 lows:

20 (i) For nonproliferation and
21 verification research and development,
22 \$215,000,000.

23 (ii) For arms control, \$276,000,000.

24 (iii) For plant projects (including
25 maintenance, restoration, planning, con-

1 construction, acquisition, modification of fa-
2 cilities, and the continuation of projects
3 authorized in prior years, and land acquisi-
4 tion related thereto), \$6,000,000, to be al-
5 located as follows:

6 Project 00–D–192, Nonprolifera-
7 tion and International Security Cen-
8 ters (NISC), Los Alamos National
9 Laboratory, New Mexico, \$6,000,000.

10 (B) For nuclear safeguards and security,
11 \$59,100,000.

12 (C) For security investigations,
13 \$47,000,000.

14 (D) For emergency management,
15 \$21,000,000.

16 (E) For program direction, \$90,450,000.

17 (F) For HEV Transparency implementa-
18 tion, \$15,750,000.

19 (G) For international nuclear safety,
20 \$34,000,000.

21 (2) INTELLIGENCE.—For intelligence,
22 \$36,059,000.

23 (3) COUNTERINTELLIGENCE.—For counter-
24 intelligence, \$66,200,000.

1 (4) WORKER AND COMMUNITY TRANSITION AS-
2 SISTANCE.—For worker and community transition
3 assistance, \$30,000,000, to be allocated as follows:

4 (A) For worker and community transition,
5 \$26,500,000.

6 (B) For program direction, \$3,500,000.

7 (5) FISSILE MATERIALS CONTROL AND DISPOSI-
8 TION.—For fissile materials control and disposition,
9 \$200,000,000, to be allocated as follows:

10 (A) For operation and maintenance,
11 \$129,766,000.

12 (B) For program direction, \$7,343,000.

13 (C) For plant projects (including mainte-
14 nance, restoration, planning, construction, ac-
15 quisition, modification of facilities, and the con-
16 tinuation of projects authorized in prior years,
17 and land acquisition related thereto),
18 \$62,891,000, to be allocated as follows:

19 Project 00–D–142, Immobilization
20 and associated processing facility, various
21 locations, \$21,765,000.

22 Project 99–D–141, pit disassembly
23 and conversion facility, various locations,
24 \$28,751,000.

1 Project 99–D–143, mixed oxide fuel
2 fabrication facility, various locations,
3 \$12,375,000.

4 (6) ENVIRONMENT, SAFETY, AND HEALTH.—
5 For environment, safety, and health, defense,
6 \$79,000,000, to be allocated as follows:

7 (A) For the Office of Environment, Safety,
8 and Health (Defense), \$54,231,000.

9 (B) For program direction, \$24,769,000.

10 (7) OFFICE OF HEARINGS AND APPEALS.—For
11 the Office of Hearings and Appeals, \$3,000,000.

12 (8) NAVAL REACTORS.—For naval reactors,
13 \$675,000,000, to be allocated as follows:

14 (A) For naval reactors development,
15 \$654,400,000, to be allocated as follows:

16 (i) For operation and maintenance,
17 \$630,400,000.

18 (ii) For plant projects (including
19 maintenance, restoration, planning, con-
20 struction, acquisition, modification of fa-
21 cilities, and the continuation of projects
22 authorized in prior years, and land acqui-
23 sition related thereto), \$24,000,000, to be
24 allocated as follows:

1 GPN-101, general plant projects,
2 various locations, \$9,000,000.

3 Project 98-D-200, site labora-
4 tory/facility upgrade, various loca-
5 tions, \$3,000,000.

6 Project 90-N-102, expended core
7 facility dry cell project, Naval Reac-
8 tors Facility, Idaho, \$12,000,000.

9 (B) For program direction, \$20,600,000.

10 (b) ADJUSTMENT.—(1) The total amount authorized
11 to be appropriated pursuant to this section is the sum of
12 the amounts authorized to be appropriated in paragraphs
13 (1) through (7) of subsection (a) reduced by \$12,559,000.

14 (2) The amount authorized to be appropriated pursu-
15 ant to subsection (a)(1)(C) is reduced by \$20,000,000 to
16 reflect an offset provided by user organizations for secu-
17 rity investigations.

18 **SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.**

19 (a) DEFENSE NUCLEAR WASTE DISPOSAL.—Funds
20 are hereby authorized to be appropriated to the Depart-
21 ment of Energy for fiscal year 2000 for payment to the
22 Nuclear Waste Fund established in section 302(c) of the
23 Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c))
24 in the amount of \$112,000,000.

1 (b) ADJUSTMENT.—The amount authorized to be ap-
2 propriated pursuant to subsection (a) is reduced by
3 \$39,000,000.

4 **SEC. 3105. DEFENSE ENVIRONMENTAL MANAGEMENT PRI-**
5 **VATIZATION.**

6 (a) IN GENERAL.—Funds are hereby authorized to
7 be appropriated to the Department of Energy for fiscal
8 year 2000 for privatization initiatives in carrying out envi-
9 ronmental restoration and waste management activities
10 necessary for national security programs in the amount
11 of \$241,000,000, to be allocated as follows:

12 Project 98–PVT–2, spent nuclear fuel dry stor-
13 age, Idaho Falls, Idaho, \$5,000,000.

14 Project 98–PVT–5, waste disposal, Oak Ridge,
15 Tennessee, \$20,000,000.

16 Project 97–PVT–1, tank waste remediation sys-
17 tem phase I, Hanford, Washington, \$106,000,000.

18 Project 97–PVT–2, advanced mixed waste
19 treatment facility, Idaho Falls, Idaho, \$110,000,000.

20 (b) ADJUSTMENT.—The amount authorized to be ap-
21 propriated in subsection (a) is the sum of the amounts
22 authorized to be appropriated for the projects set forth
23 in that subsection, reduced by \$25,000,000 for use of
24 prior year balances of funds for defense environmental
25 management privatization.

1 **Subtitle B—Recurring General**
2 **Provisions**

3 **SEC. 3121. REPROGRAMMING.**

4 (a) IN GENERAL.—Until the Secretary of Energy
5 submits to the congressional defense committees the re-
6 port referred to in subsection (b) and a period of 30 days
7 has elapsed after the date on which such committees re-
8 ceive the report, the Secretary may not use amounts ap-
9 propriated pursuant to this title for any program—

10 (1) in amounts that exceed, in a fiscal year—

11 (A) 110 percent of the amount authorized
12 for that program by this title; or

13 (B) \$1,000,000 more than the amount au-
14 thorized for that program by this title; or

15 (2) which has not been presented to, or re-
16 quested of, Congress.

17 (b) REPORT.—(1) The report referred to in sub-
18 section (a) is a report containing a full and complete state-
19 ment of the action proposed to be taken and the facts and
20 circumstances relied upon in support of such proposed ac-
21 tion.

22 (2) In the computation of the 30-day period under
23 subsection (a), there shall be excluded any day on which
24 either House of Congress is not in session because of an
25 adjournment of more than 3 days to a day certain.

1 (c) LIMITATIONS.—(1) In no event may the total
2 amount of funds obligated pursuant to this title exceed
3 the total amount authorized to be appropriated by this
4 title.

5 (2) Funds appropriated pursuant to this title may not
6 be used for an item for which Congress has specifically
7 denied funds.

8 **SEC. 3122. LIMITS ON GENERAL PLANT PROJECTS.**

9 (a) IN GENERAL.—The Secretary of Energy may
10 carry out any construction project under the general plant
11 projects authorized by this title if the total estimated cost
12 of the construction project does not exceed \$5,000,000.

13 (b) REPORT TO CONGRESS.—If, at any time during
14 the construction of any general plant project authorized
15 by this title, the estimated cost of the project is revised
16 because of unforeseen cost variations and the revised cost
17 of the project exceeds \$5,000,000, the Secretary shall im-
18 mediately furnish a complete report to the congressional
19 defense committees explaining the reasons for the cost
20 variation.

21 **SEC. 3123. LIMITS ON CONSTRUCTION PROJECTS.**

22 (a) IN GENERAL.—(1) Except as provided in para-
23 graph (2), construction on a construction project may not
24 be started or additional obligations incurred in connection
25 with the project above the total estimated cost, whenever

1 the current estimated cost of the construction project,
2 which is authorized by section 3101, 3102, or 3103, or
3 which is in support of national security programs of the
4 Department of Energy and was authorized by any pre-
5 vious Act, exceeds by more than 25 percent the higher
6 of—

7 (A) the amount authorized for the project; or

8 (B) the amount of the total estimated cost for
9 the project as shown in the most recent budget jus-
10 tification data submitted to Congress.

11 (2) An action described in paragraph (1) may be
12 taken if—

13 (A) the Secretary of Energy has submitted to
14 the congressional defense committees a report on the
15 actions and the circumstances making such action
16 necessary; and

17 (B) a period of 30 days has elapsed after the
18 date on which the report is received by the commit-
19 tees.

20 (3) In the computation of the 30-day period under
21 paragraph (2), there shall be excluded any day on which
22 either House of Congress is not in session because of an
23 adjournment of more than 3 days to a day certain.

1 (b) EXCEPTION.—Subsection (a) shall not apply to
2 any construction project which has a current estimated
3 cost of less than \$5,000,000.

4 **SEC. 3124. FUND TRANSFER AUTHORITY.**

5 (a) TRANSFER TO OTHER FEDERAL AGENCIES.—
6 The Secretary of Energy may transfer funds authorized
7 to be appropriated to the Department of Energy pursuant
8 to this title to other Federal agencies for the performance
9 of work for which the funds were authorized. Funds so
10 transferred may be merged with and be available for the
11 same purposes and for the same period as the authoriza-
12 tions of the Federal agency to which the amounts are
13 transferred.

14 (b) TRANSFER WITHIN DEPARTMENT OF ENERGY.—
15 (1) Subject to paragraph (2), the Secretary of Energy may
16 transfer funds authorized to be appropriated to the De-
17 partment of Energy pursuant to this title between any
18 such authorizations. Amounts of authorizations so trans-
19 ferred may be merged with and be available for the same
20 purposes and for the same period as the authorization to
21 which the amounts are transferred.

22 (2) Not more than 5 percent of any such authoriza-
23 tion may be transferred between authorizations under
24 paragraph (1). No such authorization may be increased

1 or decreased by more than five percent by a transfer under
2 such paragraph.

3 (c) LIMITATION.—The authority provided by this sec-
4 tion to transfer authorizations—

5 (1) may only be used to provide funds for items
6 relating to activities necessary for national security
7 programs that have a higher priority than the items
8 from which the funds are transferred; and

9 (2) may not be used to provide funds for an
10 item for which Congress has specifically denied
11 funds.

12 (d) NOTICE TO CONGRESS.—The Secretary of En-
13 ergy shall promptly notify the Committee on Armed Serv-
14 ices of the Senate and the Committee on Armed Services
15 of the House of Representatives of any transfer of funds
16 to or from authorizations under this title.

17 **SEC. 3125. AUTHORITY FOR CONCEPTUAL AND CONSTRUC-**
18 **TION DESIGN.**

19 (a) REQUIREMENT FOR CONCEPTUAL DESIGN.—(1)
20 Subject to paragraph (2) and except as provided in para-
21 graph (3), before submitting to Congress a request for
22 funds for a construction project that is in support of a
23 national security program of the Department of Energy,
24 the Secretary of Energy shall complete a conceptual de-
25 sign for that project.

1 (2) If the estimated cost of completing a conceptual
 2 design for a construction project exceeds \$3,000,000, the
 3 Secretary shall submit to Congress a request for funds for
 4 the conceptual design before submitting a request for
 5 funds for the construction project.

6 (3) The requirement in paragraph (1) does not apply
 7 to a request for funds—

8 (A) for a construction project the total esti-
 9 mated cost of which is less than \$5,000,000; or

10 (B) for emergency planning, design, and con-
 11 struction activities under section 3126.

12 (b) **AUTHORITY FOR CONSTRUCTION DESIGN.**—(1)
 13 Within the amounts authorized by this title, the Secretary
 14 of Energy may carry out construction design (including
 15 architectural and engineering services) in connection with
 16 any proposed construction project if the total estimated
 17 cost for such design does not exceed \$600,000.

18 (2) If the total estimated cost for construction design
 19 in connection with any construction project exceeds
 20 \$600,000, funds for such design must be specifically au-
 21 thorized by law.

22 **SEC. 3126. AUTHORITY FOR EMERGENCY PLANNING, DE-**
 23 **SIGN, AND CONSTRUCTION ACTIVITIES.**

24 (a) **AUTHORITY.**—The Secretary of Energy may use
 25 any funds available to the Department of Energy pursuant

1 to an authorization in this title, including those funds au-
2 thorized to be appropriated for advance planning and con-
3 struction design under sections 3101, 3102, and 3103, to
4 perform planning, design, and construction activities for
5 any Department of Energy national security program con-
6 struction project that, as determined by the Secretary,
7 must proceed expeditiously in order to protect public
8 health and safety, to meet the needs of national defense,
9 or to protect property.

10 (b) LIMITATION.—The Secretary may not exercise
11 the authority under subsection (a) in the case of any con-
12 struction project until the Secretary has submitted to the
13 congressional defense committees a report on the activities
14 that the Secretary intends to carry out under this section
15 and the circumstances making such activities necessary.

16 (c) SPECIFIC AUTHORITY.—The requirement of sec-
17 tion 3125(b)(2) does not apply to emergency planning, de-
18 sign, and construction activities conducted under this sec-
19 tion.

20 **SEC. 3127. FUNDS AVAILABLE FOR ALL NATIONAL SECU-**
21 **RITY PROGRAMS OF THE DEPARTMENT OF**
22 **ENERGY.**

23 Subject to the provisions of appropriations Acts and
24 section 3121, amounts appropriated pursuant to this title
25 for management and support activities and for general

1 plant projects are available for use, when necessary, in
2 connection with all national security programs of the De-
3 partment of Energy.

4 **SEC. 3128. AVAILABILITY OF FUNDS.**

5 (a) IN GENERAL.—Except as provided in subsection
6 (b), when so specified in an appropriations Act, amounts
7 appropriated for operation and maintenance or for plant
8 projects may remain available until expended.

9 (b) EXCEPTION FOR PROGRAM DIRECTION FUNDS.—
10 Amounts appropriated for program direction pursuant to
11 an authorization of appropriations in subtitle A shall re-
12 main available to be expended only until the end of fiscal
13 year 2002.

14 **SEC. 3129. TRANSFERS OF DEFENSE ENVIRONMENTAL**
15 **MANAGEMENT FUNDS.**

16 (a) TRANSFER AUTHORITY FOR DEFENSE ENVIRON-
17 MENTAL MANAGEMENT FUNDS.—The Secretary of En-
18 ergy shall provide the manager of each field office of the
19 Department of Energy with the authority to transfer de-
20 fense environmental management funds from a program
21 or project under the jurisdiction of the office to another
22 such program or project.

23 (b) LIMITATIONS.—(1) Only one transfer may be
24 made to or from any program or project under subsection
25 (a) in a fiscal year.

1 (2) The amount transferred to or from a program
2 or project under subsection (a) may not exceed \$5,000,000
3 in a fiscal year.

4 (3) A transfer may not be carried out by a manager
5 of a field office under subsection (a) unless the manager
6 determines that the transfer is necessary to address a risk
7 to health, safety, or the environment or to assure the most
8 efficient use of defense environmental management funds
9 at the field office.

10 (4) Funds transferred pursuant to subsection (a)
11 may not be used for an item for which Congress has spe-
12 cifically denied funds or for a new program or project that
13 has not been authorized by Congress.

14 (c) EXEMPTION FROM REPROGRAMMING REQUIRE-
15 MENTS.—The requirements of section 3121 shall not
16 apply to transfers of funds pursuant to subsection (a).

17 (d) NOTIFICATION.—The Secretary, acting through
18 the Assistant Secretary of Energy for Environmental
19 Management, shall notify Congress of any transfer of
20 funds pursuant to subsection (a) not later than 30 days
21 after such transfer occurs.

22 (e) DEFINITIONS.—In this section:

23 (1) The term “program or project” means, with
24 respect to a field office of the Department of En-
25 ergy, any of the following:

1 (A) A program referred to or a project list-
2 ed in paragraph (2) or (3) of section 3102.

3 (B) A program or project not described in
4 subparagraph (A) that is for environmental res-
5 toration or waste management activities nec-
6 essary for national security programs of the De-
7 partment, that is being carried out by the of-
8 fice, and for which defense environmental man-
9 agement funds have been authorized and appro-
10 priated before the date of the enactment of this
11 Act.

12 (2) The term “defense environmental manage-
13 ment funds” means funds appropriated to the De-
14 partment of Energy pursuant to an authorization for
15 carrying out environmental restoration and waste
16 management activities necessary for national secu-
17 rity programs.

18 (f) DURATION OF AUTHORITY.—The managers of the
19 field offices of the Department may exercise the authority
20 provided under subsection (a) during the period beginning
21 on October 1, 1999, and ending on September 30, 2000.

1 **Subtitle C—Program Authoriza-**
2 **tions, Restrictions, and Limita-**
3 **tions**

4 **SEC. 3131. PROHIBITION ON USE OF FUNDS FOR CERTAIN**
5 **ACTIVITIES UNDER FORMERLY UTILIZED**
6 **SITE REMEDIAL ACTION PROGRAM.**

7 Notwithstanding any other provision of law, no funds
8 authorized to be appropriated or otherwise made available
9 by this Act, or by any Act authorizing appropriations for
10 the military activities of the Department of Defense or the
11 defense activities of the Department of Energy for a fiscal
12 year after fiscal year 2000, may be obligated or expended
13 to conduct treatment, storage, or disposal activities at any
14 site designated as a site under the Formerly Utilized Site
15 Remedial Action Program as of the date of the enactment
16 of this Act.

17 **SEC. 3132. CONTINUATION OF PROCESSING, TREATMENT,**
18 **AND DISPOSITION OF LEGACY NUCLEAR MA-**
19 **TERIALS.**

20 The Secretary of Energy shall continue operations
21 and maintain a high state of readiness at the F-canyon
22 and H-canyon facilities at the Savannah River Site, Aiken,
23 South Carolina, and shall provide the technical staff nec-
24 essary to operate and so maintain such facilities.

1 **SEC. 3133. NUCLEAR WEAPONS STOCKPILE LIFE EXTEN-**
2 **SION PROGRAM.**

3 (a) PROGRAM REQUIRED.—The Secretary of Energy
4 shall, in consultation with the Secretary of Defense, carry
5 out a program to provide for the extension of the effective
6 life of the weapons in the nuclear weapons stockpile.

7 (b) ADMINISTRATIVE RESPONSIBILITY FOR PRO-
8 GRAM.—The program under subsection (a) shall be a pro-
9 gram within the Office of Defense Programs of the De-
10 partment of Energy.

11 (c) PROGRAM PLAN.—As part of the program under
12 subsection (a), the Secretary shall develop a long-term
13 plan for the extension of the life of the weapons in the
14 nuclear weapons stockpile. The plan shall provide the fol-
15 lowing:

16 (1) Mechanisms to provide for the remanufac-
17 ture of each weapon design designated by the Sec-
18 retary for inclusion in the enduring nuclear weapons
19 stockpile as of the date of the enactment of this Act.

20 (2) Mechanisms to expedite the collection of
21 data necessary for carrying out the program, includ-
22 ing data relating to the aging of materials and com-
23 ponents, new manufacturing techniques, and the re-
24 placement or substitution of materials.

25 (3) Mechanisms to ensure the appropriate as-
26 signment of roles and missions for each Department

1 nuclear weapons laboratory and production plant, in-
2 cluding mechanisms for allocation of workload,
3 mechanisms to ensure the carrying out of appro-
4 priate modernization activities, and mechanisms to
5 ensure the retention of skilled personnel.

6 (4) Mechanisms for allocating funds for activi-
7 ties under the program, including allocations of
8 funds by weapon type and facility.

9 (d) ANNUAL SUBMITTAL OF PLAN.—(1) The Sec-
10 retary shall submit to the Committees on Armed Services
11 of the Senate and the House of Representatives the plan
12 developed under subsection (c) not later than January 1,
13 2000. The plan shall contain the maximum level of detail
14 practicable.

15 (2) The Secretary shall submit to the committees re-
16 ferred to in paragraph (1) each year after 2000, at the
17 same time as the submission of the budget for the fiscal
18 year beginning in such year under section 1105 of title
19 31, United States Code, an update of the plan submitted
20 under paragraph (1). Each update shall contain the same
21 level of detail as the plan submitted under paragraph (1).

22 (e) SENSE OF CONGRESS REGARDING FUNDING OF
23 PROGRAM.—It is the sense of Congress that the President
24 should include in each budget for a fiscal year submitted
25 to Congress under section 1105 of title 31, United States

1 Code, sufficient funds to carry out in the fiscal year cov-
2 ered by such budget the activities under the program
3 under subsection (a) that are specified in the most current
4 version of the plan for the program under this section.

5 **SEC. 3134. TRITIUM PRODUCTION.**

6 (a) PRODUCTION OF NEW TRITIUM.—The Secretary
7 of Energy shall produce new tritium to meet the require-
8 ments of the Nuclear Weapons Stockpile Memorandum at
9 the Tennessee Valley Authority Watts Bar or Sequoyah
10 nuclear power plants consistent with the Secretary's De-
11 cember 22, 1998, decision document designating the Sec-
12 retary's preferred tritium production technology.

13 (b) SUPPORT.—To support the method of tritium
14 production set forth in subsection (a), the Secretary shall
15 design and construct a new tritium extraction facility in
16 the H-Area of the Savannah River Site, Aiken, South
17 Carolina.

18 (c) DESIGN AND ENGINEERING DEVELOPMENT.—
19 The Secretary shall—

20 (1) complete preliminary design and engineer-
21 ing development of the Accelerator Production of
22 Tritium technology design as a backup source of
23 tritium to the source set forth in subsection (a) and
24 consistent with the Secretary's December 22, 1998,
25 decision document; and

1 (2) make available those funds necessary to
2 complete engineering development and demonstra-
3 tion, preliminary design, and detailed design of key
4 elements of the system consistent with the Sec-
5 retary's decision document of December 22, 1998.

6 **SEC. 3135. INDEPENDENT COST ESTIMATE OF ACCEL-**
7 **ERATOR PRODUCTION OF TRITIUM.**

8 (a) INDEPENDENT COST ESTIMATE.—(1) The Sec-
9 retary of Energy shall secure an independent cost estimate
10 of the Accelerator Production of Tritium.

11 (2) The estimate shall be conducted at the highest
12 possible level, but in no event at a level below that cur-
13 rently defined by the Secretary as Type III, "Sampling
14 Technique".

15 (b) REPORT.—Not later than April 1, 2000, the Sec-
16 retary shall submit to the congressional defense commit-
17 tees a report on the independent cost estimate conducted
18 under subsection (a).

19 **SEC. 3136. NONPROLIFERATION INITIATIVES AND ACTIVI-**
20 **TIES.**

21 (a) INITIATIVE FOR PROLIFERATION PREVENTION
22 PROGRAM.—(1) Not more than 40 percent of the funds
23 available in any fiscal year after fiscal year 1999 for the
24 Initiative for Proliferation Prevention program (IPP) may
25 be obligated or expended by the Department of Energy

1 national laboratories to carry out or provide oversight of
2 any activities under that program.

3 (2)(A) None of the funds available in any fiscal year
4 after fiscal year 1999 for the Initiative for Proliferation
5 Prevention program may be used to increase or otherwise
6 supplement the pay or benefits of a scientist or engineer
7 if the scientist or engineer—

8 (i) is currently engaged in activities directly re-
9 lated to the design, development, production, or test-
10 ing of chemical or biological weapons or a missile
11 system to deliver such weapons; or

12 (ii) was not formerly engaged in activities di-
13 rectly related to the design, development, production,
14 or testing of weapons of mass destruction or a mis-
15 sile system to deliver such weapons.

16 (B) None of the funds available in any fiscal year
17 after fiscal year 1999 for the Initiative for Proliferation
18 Prevention program may be made available to an institute
19 if the institute—

20 (i) is currently involved in activities described in
21 subparagraph (A)(i); or

22 (ii) was not formerly involved in activities de-
23 scribed in subparagraph (A)(ii).

24 (3)(A) No funds available for the Initiative for Pro-
25 liferation Prevention program may be provided to an insti-

1 tute or scientist under the program if the Secretary of En-
2 ergy determines that the institute or scientist has made
3 a scientific or business contact in any way associated with
4 or related to weapons of mass destruction with a rep-
5 resentative of a country of proliferation concern.

6 (B) For purposes of this paragraph, the term “coun-
7 try of proliferation concern” means any country so des-
8 ignated by the Director of Central Intelligence for pur-
9 poses of the Initiative for Proliferation Prevention pro-
10 gram.

11 (4)(A) The Secretary of Energy shall prescribe proce-
12 dures for the review of projects under the Initiative for
13 Proliferation Prevention program. The purpose of the re-
14 view shall be to ensure the following:

15 (i) That the military applications of such
16 projects, and any information relating to such appli-
17 cations, is not inadvertently transferred or utilized
18 for military purposes.

19 (ii) That activities under the projects are not
20 redirected toward work relating to weapons of mass
21 destruction.

22 (iii) That the national security interests of the
23 United States are otherwise fully considered before
24 the commencement of the projects.

1 (B) Not later than 30 days after the date on which
2 the Secretary prescribes the procedures required by sub-
3 paragraph (A), the Secretary shall submit to Congress a
4 report on the procedures. The report shall set forth a
5 schedule for the implementation of the procedures.

6 (5)(A) The Secretary shall evaluate the projects car-
7 ried out under the Initiative for Proliferation Prevention
8 program for commercial purposes to determine whether or
9 not such projects are likely to achieve their intended com-
10 mercial objectives.

11 (B) If the Secretary determines as a result of the
12 evaluation that a project is not likely to achieve its in-
13 tended commercial objective, the Secretary shall terminate
14 the project.

15 (6) It is the sense of Congress that the President
16 should enter into negotiations with the Russian Govern-
17 ment for purposes of concluding an agreement between the
18 United States Government and the Russian Government
19 to provide for the permanent exemption from taxation by
20 the Russian Government of the nonproliferation activities
21 of the Department of Energy under the Initiative for Pro-
22 liferation Prevention program.

23 (b) NUCLEAR CITIES INITIATIVE.—(1) No amounts
24 authorized to be appropriated by this title for the Nuclear
25 Cities Initiative may be obligated or expended for purposes

1 of the initiative until the Secretary of Energy certifies to
2 Congress that Russia has agreed to close some of its facili-
3 ties engaged in work on weapons of mass destruction.

4 (2) Notwithstanding a certification under paragraph
5 (1), amounts authorized to be appropriated by this title
6 for the Nuclear Cities Initiative may not be obligated or
7 expended for purposes of providing assistance under the
8 initiative to more than three nuclear cities, and more than
9 two serial production facilities, in Russia in fiscal year
10 2000.

11 (3)(A) The Secretary shall conduct a study of the po-
12 tential economic effects of each commercial program pro-
13 posed under the Nuclear Cities Initiative before providing
14 assistance for the conduct of the program. The study shall
15 include an assessment regarding whether or not the mech-
16 anisms for job creation under the program are likely to
17 lead to the creation of the jobs intended to be created by
18 the program.

19 (B) If the Secretary determines as a result of the
20 study that the intended commercial benefits of a program
21 are not likely to be achieved, the Secretary may not pro-
22 vide assistance for the conduct of the program.

23 (4) Not later than January 1, 2000, the Secretary
24 shall submit to Congress a report describing the participa-
25 tion in or contribution to the Nuclear Cities Initiative of

1 each department and agency of the United States Govern-
2 ment that participates in or contributes to the initiative.
3 The report shall describe separately any interagency par-
4 ticipation in or contribution to the initiative.

5 (c) REPORT.—(1) Not later than January 1, 2000,
6 the Secretary of Energy shall submit to the Committees
7 on Armed Services of the Senate and House of Represent-
8 atives a report on the Initiative for Proliferation Preven-
9 tion program (IPP) and the Nuclear Cities Initiative.

10 (2) The report shall include the following:

11 (A) A strategic plan for the Initiative for Pro-
12 liferation Prevention program and for the Nuclear
13 Cities Initiative, which shall establish objectives for
14 the program or initiative, as the case may be, and
15 means for measuring the achievement of such objec-
16 tives.

17 (B) A list of the most successful projects under
18 the Initiative for Proliferation Prevention program,
19 including for each such project the name of the in-
20 stitute and scientists who are participating or have
21 participated in the project, the number of jobs cre-
22 ated through the project, and the manner in which
23 the project has met the nonproliferation objectives of
24 the United States.

1 (C) A list of the institutes and scientists associ-
2 ated with weapons of mass destruction programs or
3 other defense-related programs in the states of the
4 former Soviet Union that the Department seeks to
5 engage in commercial work under the Initiative for
6 Proliferation Prevention program or the Nuclear
7 Cities Initiative, including—

8 (i) a description of the work performed by
9 such institutes and scientists under such weap-
10 ons of mass destruction programs or other de-
11 fense-related programs; and

12 (ii) a description of any work proposed to
13 be performed by such institutes and scientists
14 under the Initiative for Proliferation Prevention
15 program or the Nuclear Cities Initiative.

16 (d) NUCLEAR CITIES INITIATIVE DEFINED.—For
17 purposes of this section, the term “Nuclear Cities Initia-
18 tive” means the initiative arising pursuant to the March
19 1998 discussions between the Vice President of the United
20 States and the Prime Minister of the Russian Federation
21 and between the Secretary of Energy of the United States
22 and the Minister of Atomic Energy of the Russian Federa-
23 tion.

1 **Subtitle D—Safeguards, Security,**
2 **and Counterintelligence at De-**
3 **partment of Energy Facilities**

4 **SEC. 3151. SHORT TITLE.**

5 This subtitle may be cited as the “Department of En-
6 ergy Facilities Safeguards, Security, and Counterintel-
7 ligence Enhancement Act of 1999”.

8 **SEC. 3152. COMMISSION ON SAFEGUARDS, SECURITY, AND**
9 **COUNTERINTELLIGENCE AT DEPARTMENT**
10 **OF ENERGY FACILITIES.**

11 (a) ESTABLISHMENT.—There is hereby established a
12 commission to be known as the “Commission on Safe-
13 guards, Security, and Counterintelligence at Department
14 of Energy Facilities” (in this section referred to as the
15 “Commission”).

16 (b) ORGANIZATIONAL MATTERS.—(1) The Commis-
17 sion shall be composed of nine members appointed from
18 among individuals in the public and private sectors who
19 have significant experience in matters related to the secu-
20 rity of nuclear weapons and materials, the classification
21 of information, or counterintelligence matters, as follows:

22 (A) Two shall be appointed by the Chairman of
23 the Committee on Armed Services of the Senate, in
24 consultation with the ranking member of that Com-
25 mittee.

1 (B) One shall be appointed by the ranking
2 member of the Committee on Armed Services of the
3 Senate, in consultation with the Chairman of that
4 Committee.

5 (C) Two shall be appointed by the Chairman of
6 the Committee on Armed Services of the House of
7 Representatives, in consultation with the ranking
8 member of that Committee.

9 (D) One shall be appointed by the ranking
10 member of the Committee on Armed Services of the
11 House of Representatives, in consultation with the
12 Chairman of that Committee.

13 (E) One shall be appointed by the Secretary of
14 Defense.

15 (F) One shall be appointed by the Director of
16 the Federal Bureau of Investigation.

17 (G) One shall be appointed by the Director of
18 Central Intelligence.

19 (2) Members of the Commission shall be appointed
20 for four year terms, except as follows:

21 (A) One member initially appointed under para-
22 graph (1)(A) shall serve a term of two years.

23 (B) One member initially appointed under para-
24 graph (1)(C) shall serve a term of two years.

1 (C) The member initially appointed under para-
2 graph (1)(E) shall serve a term of two years.

3 (3) Any vacancy in the Commission shall be filled in
4 the same manner as the original appointment and shall
5 not affect the powers of the Commission.

6 (4)(A) After five members of the Commission have
7 been appointed under paragraph (1), the Chairman of the
8 Committee on Armed Services of the Senate, in consulta-
9 tion with the Chairman of the Committee on Armed Serv-
10 ices of the House of Representatives, shall designate the
11 chairman of the Commission from among the members ap-
12 pointed under paragraph (1)(A).

13 (B) The chairman of the Commission may be des-
14 ignated once five members of the Commission have been
15 appointed under paragraph (1).

16 (5) The members of the Commission shall be ap-
17 pointed not later than 60 days after the date of the enact-
18 ment of this Act.

19 (6) The members of the Commission shall establish
20 procedures for the activities of the Commission, including
21 procedures for calling meetings, requirements for
22 quorums, and the manner of taking votes.

23 (7) The Commission shall meet not less often than
24 once every three months.

1 (8) The Commission may commence its activities
2 under this section upon the designation of the chairman
3 of the Commission under paragraph (4).

4 (c) DUTIES.—(1) The Commission shall, in accord-
5 ance with this section, review the safeguards, security, and
6 counterintelligence activities (including activities relating
7 to information management, computer security, and per-
8 sonnel security) at Department of Energy facilities to—

9 (A) determine the adequacy of those activities
10 to ensure the security of sensitive information, proc-
11 esses, and activities under the jurisdiction of the De-
12 partment against threats to the disclosure of such
13 information, processes, and activities; and

14 (B) make recommendations for actions the
15 Commission determines as being necessary to ensure
16 that such security is achieved and maintained.

17 (2) The activities of the Commission under paragraph
18 (1) shall include the following:

19 (A) An analysis of the sufficiency of the Design
20 Threat Basis documents as a basis for the allocation
21 of resources for safeguards, security, and counter-
22 intelligence activities at the Department facilities in
23 light of applicable guidance with respect to such ac-
24 tivities, including applicable laws, Department of

1 Energy orders, Presidential Decision Directives, and
2 Executive Orders.

3 (B) Visits to Department facilities to assess the
4 adequacy of the safeguards, security, and counter-
5 intelligence activities at such facilities.

6 (C) Evaluations of specific concerns set forth in
7 Department reports regarding the status of safe-
8 guards, security, or counterintelligence activities at
9 particular Department facilities or at facilities
10 throughout the Department.

11 (D) Reviews of relevant laws, Department or-
12 ders, and other requirements relating to safeguards,
13 security, and counterintelligence activities at Depart-
14 ment facilities.

15 (E) Any other activities relating to safeguards,
16 security, and counterintelligence activities at Depart-
17 ment facilities that the Secretary of Energy con-
18 siderers appropriate.

19 (d) REPORT.—(1) Not later than February 15 each
20 year, the Commission shall submit to the Secretary of En-
21 ergy and to the congressional defense committees a report
22 on the activities of the Commission during the preceding
23 year. The report shall be submitted in unclassified form,
24 but may include a classified annex.

25 (2) Each report—

1 (A) shall describe the activities of the Commis-
2 sion during the year covered by the report;

3 (B) shall set forth proposals for any changes in
4 safeguards, security, or counterintelligence activities
5 at Department of Energy facilities that the Commis-
6 sion considers appropriate in light of such activities;
7 and

8 (C) may include any other recommendations for
9 legislation or administrative action that the Commis-
10 sion considers appropriate.

11 (e) PERSONNEL MATTERS.—(1)(A) Each member of
12 the Commission who is not an officer or employee of the
13 Federal Government shall be compensated at a rate equal
14 to the daily equivalent of the annual rate of basic pay pre-
15 scribed for level V of the Executive Schedule under section
16 5316 of title 5, United States Code, for each day (includ-
17 ing travel time) during which such member is engaged in
18 the performance of the duties of the Commission.

19 (B) All members of the Commission who are officers
20 or employees of the United States shall serve without com-
21 pensation in addition to that received for their services as
22 officers or employees of the United States.

23 (2) The members of the Commission shall be allowed
24 travel expenses, including per diem in lieu of subsistence,
25 at rates authorized for employees of agencies under sub-

1 chapter I of chapter 57 of title 5, United States Code,
2 while away from their homes or regular places of business
3 in the performance of services for the Commission.

4 (3)(A) The Commission may, without regard to the
5 civil service laws and regulations, appoint and terminate
6 such personnel as may be necessary to enable the Commis-
7 sion to perform its duties.

8 (B) The Commission may fix the compensation of the
9 personnel of the Commission without regard to the provi-
10 sions of chapter 51 and subchapter III of chapter 53 of
11 title 5, United States Code, relating to classification of
12 positions and General Schedule pay rates.

13 (4) Any officer or employee of the United States may
14 be detailed to the Commission without reimbursement,
15 and such detail shall be without interruption or loss of
16 civil service status or privilege.

17 (5) The members and employees of the Commission
18 shall hold security clearances appropriate for the matters
19 considered by the Commission in the discharge of its du-
20 ties under this section.

21 (f) APPLICABILITY OF FACA.—The provisions of the
22 Federal Advisory Committee Act (5 U.S.C. App.) shall not
23 apply to the activities of the Commission.

24 (g) FUNDING.—(1) From amounts authorized to be
25 appropriated by sections 3101 and 3103, the Secretary of

1 Energy shall make available to the Commission not more
 2 than \$1,000,000 for the activities of the Commission
 3 under this section.

4 (2) Amounts made available to the Commission under
 5 this subsection shall remain available until expended.

6 (h) TERMINATION OF DEPARTMENT OF ENERGY SE-
 7 CURITY MANAGEMENT BOARD.—(1) Section 3161 of the
 8 National Defense Authorization Act for Fiscal Year 1998
 9 (Public Law 105–85; 111 Stat. 2048; 42 U.S.C. 7251
 10 note) is repealed.

11 (2) Section 3162 of the National Defense Authoriza-
 12 tion Act for Fiscal Year 1998 (Public Law 105–85; 111
 13 Stat. 2049; 42 U.S.C. 7274 note) is amended—

14 (A) by striking “(a) IN GENERAL.—”; and

15 (B) by striking subsection (b).

16 **SEC. 3153. BACKGROUND INVESTIGATIONS OF CERTAIN**
 17 **PERSONNEL AT DEPARTMENT OF ENERGY**
 18 **FACILITIES.**

19 (a) IN GENERAL.—The Secretary of Energy shall en-
 20 sure that an investigation meeting the requirements of
 21 section 145 of the Atomic Energy Act of 1954 (42 U.S.C.
 22 2165) is made for each Department of Energy employee,
 23 or contractor employee, at a Department of Energy facil-
 24 ity who—

1 (1) carries out duties or responsibilities in or
2 around a location where Restricted Data is or may
3 be present; or

4 (2) has or may have regular access to a location
5 where Restricted Data is present.

6 (b) COMPLIANCE.—The Secretary shall have one year
7 from the date of the enactment of this Act to meet the
8 requirement in subsection (a).

9 **SEC. 3154. PLAN FOR POLYGRAPH EXAMINATIONS OF CER-**
10 **TAIN PERSONNEL AT DEPARTMENT OF EN-**
11 **ERGY FACILITIES.**

12 (a) PLAN.—(1) Not later than 120 days after the
13 date of the enactment of this Act, the Secretary of Energy
14 shall submit to the congressional defense committees a
15 plan for conducting, as part of the Department of Energy
16 personnel assurance programs, periodic polygraph exami-
17 nations of each Department of Energy employee, or con-
18 tractor employee, at a Department of Energy facility who
19 has or may have access to Restricted Data or Sensitive
20 Compartmented Information. The purpose of the examina-
21 tions is to minimize the potential for release or disclosure
22 of such data or information by such employees.

23 (2) The plan shall include recommendations for any
24 legislative action necessary to implement the plan.

1 (b) LIMITATION ON USE OF FUNDS PENDING SUB-
 2 MITTAL OF PLAN.—Not more than 50 percent of the
 3 amounts authorized to be appropriated or otherwise made
 4 available for the Department of Energy for fiscal year
 5 2000 for travel expenses may be obligated or expended
 6 until the date of the submittal of the plan required by sub-
 7 section (a).

8 **SEC. 3155. CIVIL MONETARY PENALTIES FOR VIOLATIONS**
 9 **OF DEPARTMENT OF ENERGY REGULATIONS**
 10 **RELATING TO THE SAFEGUARDING AND SE-**
 11 **CURITY OF RESTRICTED DATA.**

12 (a) IN GENERAL.—Chapter 18 of title I of the Atomic
 13 Energy Act of 1954 (42 U.S.C. 2271 et seq.) is amended
 14 by inserting after section 234A the following new section:

15 “SEC. 234B. CIVIL MONETARY PENALTIES FOR VIO-
 16 LATIONS OF DEPARTMENT OF ENERGY REGULATIONS
 17 REGARDING SECURITY OF CLASSIFIED OR SENSITIVE IN-
 18 FORMATION OR DATA.—

19 “a. Any person who has entered into a contract or
 20 agreement with the Department of Energy, or a sub-
 21 contract or subagreement thereto, and who violates (or
 22 whose employee violates) any applicable rule, regulation,
 23 or order prescribed or otherwise issued by the Secretary
 24 pursuant to this Act relating to the safeguarding or secu-
 25 rity of Restricted Data or other classified or sensitive in-

1 formation shall be subject to a civil penalty of not to ex-
 2 ceed \$100,000 for each such violation.

3 “b. The Secretary shall include in each contract with
 4 a contractor of the Department provisions which provide
 5 an appropriate reduction in the fees or amounts paid to
 6 the contractor under the contract in the event of a viola-
 7 tion by the contractor or contractor employee of any rule,
 8 regulation, or order relating to the safeguarding or secu-
 9 rity of Restricted Data or other classified or sensitive in-
 10 formation. The provisions shall specify various degrees of
 11 violations and the amount of the reduction attributable to
 12 each degree of violation.

13 “c. The powers and limitations applicable to the as-
 14 sessment of civil penalties under section 234A shall apply
 15 to the assessment of civil penalties under this section.”.

16 (b) CLARIFYING AMENDMENT.—The section heading
 17 of section 234A of that Act (42 U.S.C. 2282a) is amended
 18 by inserting “SAFETY” before “REGULATIONS”.

19 (c) CLERICAL AMENDMENT.—The table of sections
 20 for that Act is amended by inserting after the item relat-
 21 ing to section 234 the following new items:

“234A. Civil Monetary Penalties for Violations of Department of Energy Safety
 Regulations.

“234B. Civil Monetary Penalties for Violations of Department of Energy Regu-
 lations Regarding Security of Classified or Sensitive Informa-
 tion or Data.”.

1 **SEC. 3156. MORATORIUM ON LABORATORY-TO-LABORA-**
2 **TORY AND FOREIGN VISITORS AND ASSIGN-**
3 **MENTS PROGRAMS.**

4 (a) CERTIFICATION.—(1) The Secretary of Energy,
5 the Director of Central Intelligence, and the Director of
6 the Federal Bureau of Investigation shall jointly submit
7 to the committees referred to in paragraph (3) a certifi-
8 cation that each program referred to in paragraph (2)
9 meets the following conditions:

10 (A) That the program complies with applicable
11 orders, regulations, and policies of the Department
12 of Energy relating to the safeguarding and security
13 of sensitive information and fulfills any counterintel-
14 ligence requirements arising under such orders, reg-
15 ulations, and policies.

16 (B) That the program complies with Presi-
17 dential Decision Directives and similar requirements
18 relating to the safeguarding and security of sensitive
19 information and fulfills any counterintelligence re-
20 quirements arising under such Directives or require-
21 ments.

22 (C) That the program includes adequate protec-
23 tions against the inadvertent release of Restricted
24 Data, information important to the national security
25 of the United States, and any other sensitive infor-

1 mation the disclosure of which might harm the inter-
2 ests of the United States.

3 (D) That the program does not pose an undue
4 risk to the national security interests of the United
5 States.

6 (2) A program referred to in this paragraph is any
7 program as follows:

8 (A) A cooperative program carried out between
9 the Department of Energy and the People's Repub-
10 lic of China.

11 (B) A cooperative program carried out between
12 the Department of Energy and an independent state
13 of the former Soviet Union.

14 (C) A cooperative program carried out between
15 the Department of Energy and any nation des-
16 ignated as sensitive by the Secretary of State.

17 (3) The committees referred to in this paragraph are
18 the following:

19 (A) The Committees on Armed Services and
20 Appropriations and the Select Committee on Intel-
21 ligence of the Senate.

22 (B) The Committees on Armed Services and
23 Appropriations and the Permanent Select Committee
24 on Intelligence of the House of Representatives.

1 (b) LIMITATION ON USE OF FUNDS PENDING CER-
2 TIFICATION.—(1) Except as provided in paragraph (2), no
3 amounts authorized to be appropriated by section 3101
4 or 3103 or otherwise made available to the Department
5 of Energy for fiscal year 2000 may be obligated or ex-
6 pended to conduct a program referred to in subsection
7 (a)(2), or any studies or planning in anticipation of such
8 program, beginning on the date that is 45 days after the
9 date of the enactment of this Act and continuing until 30
10 days after the date on which the Director of Central Intel-
11 ligence submits to the committees referred to in subsection
12 (a)(3) the certification referred to in subsection (a)(1).
13 The certification shall be submitted in unclassified form,
14 but may include a classified annex.

15 (2)(A) The 30-day wait period specified in paragraph
16 (1) for the obligation and expenditure of funds for a pro-
17 gram referred to in subsection (a)(2) shall not apply if
18 the certification with respect to the program under sub-
19 section (a)(1) is submitted during the 45-day period begin-
20 ning on the date of the enactment of this Act.

21 (B) The limitation in paragraph (1) shall not apply—

22 (i) to the obligation or expenditure of funds au-
23 thorized to be appropriated by title III for activities
24 relating to cooperative threat reduction with states
25 of the former Soviet Union; or

1 (ii) to the obligation or expenditure of funds au-
 2 thorized to be appropriated by section
 3 3103(a)(1)(A)(ii) for the materials protection control
 4 and accounting program of the Department.

5 **SEC. 3157. INCREASED PENALTIES FOR MISUSE OF RE-**
 6 **STRICTED DATA.**

7 (a) COMMUNICATION OF RESTRICTED DATA.—Sec-
 8 tion 224 of the Atomic Energy Act of 1954 (42 U.S.C.
 9 2274) is amended—

10 (1) in clause a., by striking “\$20,000” and in-
 11 serting “\$40,000”; and

12 (2) in clause b., by striking “\$10,000” and in-
 13 serting “\$20,000”.

14 (b) RECEIPT OF RESTRICTED DATA.—Section 225 of
 15 the Atomic Energy Act of 1954 (42 U.S.C. 2275) is
 16 amended by striking “\$20,000” and inserting “\$40,000”.

17 (c) DISCLOSURE OF RESTRICTED DATA.—Section
 18 227 of the Atomic Energy Act of 1954 (42 U.S.C. 2277)
 19 is amended by striking “\$2,500” and inserting “\$5,000”.

20 **SEC. 3158. ORGANIZATION OF DEPARTMENT OF ENERGY**
 21 **COUNTERINTELLIGENCE AND INTELLIGENCE**
 22 **PROGRAMS AND ACTIVITIES.**

23 (a) OFFICE OF COUNTERINTELLIGENCE.—Title II of
 24 the Department of Energy Organization Act (42 U.S.C.

1 7131 et seq.) is amended by adding at the end the fol-
2 lowing:

3 “OFFICE OF COUNTERINTELLIGENCE

4 “SEC. 213. (a) There is within the Department an
5 Office of Counterintelligence.

6 “(b)(1) The head of the Office shall be the Director
7 of the Office of Counterintelligence.

8 “(2) The Secretary shall, with the concurrence of the
9 Director of the Federal Bureau of Investigation, designate
10 the head of the office from among senior executive service
11 employees of the Federal Bureau of Investigation who
12 have expertise in matters relating to counterintelligence.

13 “(3) The Director of the Federal Bureau of Inves-
14 tigation may detail, on a reimbursable basis, any employee
15 of the Bureau to the Department for service as Director
16 of the Office. The service of an employee of the Bureau
17 as Director of the Office shall not result in any loss of
18 status, right, or privilege by the employee within the Bu-
19 reau.

20 “(4) The Director of the Office shall report directly
21 to the Secretary.

22 “(c)(1) The Director of the Office shall develop and
23 ensure the implementation of security and counterintel-
24 ligence programs and activities at Department facilities in
25 order to reduce the threat of disclosure or loss of classified
26 and other sensitive information at such facilities.

1 “(2) The Director of the Office shall be responsible
2 for the administration of the personnel assurance pro-
3 grams of the Department.

4 “(3) The Director shall inform the Secretary, the Di-
5 rector of Central Intelligence, and the Director of the Fed-
6 eral Bureau of Investigation on a regular basis, and upon
7 specific request by any such official, regarding the status
8 and effectiveness of the security and counterintelligence
9 programs and activities at Department facilities.

10 “(d)(1) Not later than March 1 each year, the Direc-
11 tor of the Office shall submit to the Secretary, the Direc-
12 tor of Central Intelligence, and the Director of the Federal
13 Bureau of Investigation and to the Committees on Armed
14 Services of the Senate and House of Representatives a re-
15 port on the status and effectiveness of the security and
16 counterintelligence programs and activities at Department
17 facilities during the preceding year.

18 “(2) Each report shall include for the year covered
19 by the report the following:

20 “(A) A description of the status and effective-
21 ness of the security and counterintelligence pro-
22 grams and activities at Department facilities.

23 “(B) A description of any violation of law or
24 other requirement relating to intelligence, counter-
25 intelligence, or security at such facilities, including—

1 “(i) the number of violations that were in-
2 vestigated; and

3 “(ii) the number of violations that remain
4 unresolved.

5 “(C) A description of the number of foreign
6 visitors to Department facilities, including the loca-
7 tions of the visits of such visitors.

8 “(3) Each report submitted under this subsection to
9 the committees referred to in paragraph (1) shall be sub-
10 mitted in unclassified form, but may include a classified
11 annex.”.

12 (b) OFFICE OF INTELLIGENCE.—That title is further
13 amended by adding at the end the following:

14 “OFFICE OF INTELLIGENCE

15 “SEC. 214. (a) There is within the Department an
16 Office of Intelligence.

17 “(b)(1) The head of the Office shall be the Director
18 of the Office of Intelligence.

19 “(2) The Director of the Office shall be a senior exec-
20 utive service employee of the Department.

21 “(3) The Director of the Office shall report directly
22 to the Secretary.

23 “(c) The Director of the Office shall be responsible
24 for the programs and activities of the Department relating
25 to the analysis of intelligence with respect to nuclear weap-

1 ons and materials, other nuclear matters, and energy secu-
 2 rity.”.

3 (c) CLERICAL AMENDMENT.—The table of contents
 4 for that Act is amended by inserting after the item relat-
 5 ing to section 212 the following items:

“213. Office of Counterintelligence.

“214. Office of Intelligence.”.

6 **SEC. 3159. COUNTERINTELLIGENCE ACTIVITIES AT CER-**
 7 **TAIN DEPARTMENT OF ENERGY FACILITIES.**

8 (a) ASSIGNMENT OF COUNTERINTELLIGENCE PER-
 9 SONNEL.—(1) The Secretary of Energy shall assign to
 10 each Department of Energy facility at which Restricted
 11 Data is located an individual who shall assess security and
 12 counterintelligence matters at that facility.

13 (2) An individual assigned to a facility under this
 14 subsection shall be stationed at the facility.

15 (b) SUPERVISION.—Each individual assigned under
 16 subsection (a) shall report directly to the Director of the
 17 Office of Counterintelligence of the Department of En-
 18 ergy.

19 **SEC. 3160. WHISTLEBLOWER PROTECTION.**

20 (a) PROGRAM.—The Secretary of Energy shall estab-
 21 lish a program to ensure that an employee of the Depart-
 22 ment of Energy, or a contractor employee, may not be dis-
 23 charged, demoted, or otherwise discriminated against as
 24 a reprisal for disclosing to a person or entity referred to

1 in subsection (b) information relating to the protection of
2 classified information which the employee or contractor
3 employee reasonably believes to provide direct and specific
4 evidence of a violation described in subsection (c).

5 (b) COVERED PERSONS AND ENTITIES.—A person or
6 entity referred to in this subsection is the following:

7 (1) A Member of a committee of Congress hav-
8 ing primary responsibility for oversight of the de-
9 partment, agency, or element of the Federal Govern-
10 ment to which the disclosed information relates.

11 (2) An employee of Congress who—

12 (A) is a staff member of a committee of
13 Congress having primary responsibility for over-
14 sight of the department, agency, or element of
15 the Federal Government to which the disclosed
16 information relates; and

17 (B) has an appropriate security clearance
18 for access to the information.

19 (3) The Inspector General of the Department of
20 Energy.

21 (4) The Federal Bureau of Investigation.

22 (5) Any other element of the Federal Govern-
23 ment designated by the Secretary as authorized to
24 receive information of the type disclosed.

1 (c) COVERED VIOLATIONS.—A violation referred to
2 in subsection (a) is—

3 (1) a violation of law or Federal regulation;

4 (2) gross mismanagement, a gross waste of
5 funds, or abuse of authority; or

6 (3) a false statement to Congress on an issue
7 of material fact.

8 **SEC. 3161. INVESTIGATION AND REMEDIATION OF AL-**
9 **LEGED REPRISALS FOR DISCLOSURE OF CER-**
10 **TAIN INFORMATION TO CONGRESS.**

11 (a) SUBMITTAL OF ALLEGATIONS TO INSPECTOR
12 GENERAL.—A Department of Energy employee or con-
13 tractor employee who believes that the employee has been
14 discharged, demoted, or otherwise discriminated against
15 as a reprisal for disclosing information referred to in sub-
16 section (a) of section 3160 in accordance with the provi-
17 sions of that section may submit a complaint relating to
18 such action to the Inspector General of the Department
19 of Energy.

20 (b) INVESTIGATION.—(1) For each complaint sub-
21 mitted under subsection (a), the Inspector General shall—

22 (A) determine whether or not the complaint is
23 frivolous; and

1 (B) if the Inspector General determines the
2 complaint is not frivolous, conduct an investigation
3 of the complaint.

4 (2) The Inspector General shall submit a report on
5 each investigation undertaken under paragraph (1)(B)
6 to—

7 (A) the employee who submitted the complaint
8 on which the investigation is based;

9 (B) the contractor concerned, if any; and

10 (C) the Secretary of Energy.

11 (c) REMEDIAL ACTIONS.—(1) If the Secretary deter-
12 mines that an employee has been subjected to an adverse
13 personnel action referred to in subsection (a) in contraven-
14 tion of the provisions of section 3160(a), the Secretary
15 shall—

16 (A) in the case of a Department employee, take
17 appropriate actions to abate the action; or

18 (B) in the case of a contractor employee, order
19 the contractor concerned to take appropriate actions
20 to abate the action.

21 (2)(A) If a contractor fails to comply with an order
22 issued under paragraph (1)(B), the Secretary may file an
23 action for enforcement of the order in the appropriate
24 United States district court.

1 (B) In any action brought under subparagraph (A),
 2 the court may grant appropriate relief, including injunc-
 3 tive relief and compensatory and exemplary damages.

4 (d) QUARTERLY REPORT.—(1) Not later than 30
 5 days after the commencement of each fiscal quarter, the
 6 Inspector General shall submit to the congressional de-
 7 fense committees a report on the investigations under-
 8 taken under subsection (b)(1)(B) during the preceding fis-
 9 cal quarter, including a summary of the results of such
 10 investigations.

11 (2) A report under paragraph (1) shall not identify
 12 or otherwise provide any information on a person submit-
 13 ting a complaint under this section without the consent
 14 of the person.

15 **SEC. 3162. NOTIFICATION TO CONGRESS OF CERTAIN SECU-**
 16 **RITY AND COUNTERINTELLIGENCE FAIL-**
 17 **URES AT DEPARTMENT OF ENERGY FACILI-**
 18 **TIES.**

19 (a) REQUIREMENT.—The Secretary of Energy, after
 20 consultation with the Director of Central Intelligence and
 21 the Director of the Federal Bureau of Investigation, as
 22 appropriate, shall submit to the congressional defense
 23 committees a notification of each serious security or coun-
 24 terintelligence failure at a Department of Energy facility
 25 that the Secretary considers likely to cause significant

1 harm or damage to the national security interests of the
2 United States.

3 (b) DEADLINE.—The Secretary shall submit a notice
4 under subsection (a) for a failure covered by that sub-
5 section not later than 30 days after learning of the failure.

6 (c) PROCEDURES.—The Secretary and the congres-
7 sional defense committees shall each establish such proce-
8 dures as may be necessary to carry out the provisions of
9 this title.

10 (d) PROTECTION OF CLASSIFIED AND OTHER SEN-
11 SITIVE INFORMATION.—(1) The House of Representatives
12 and the Senate shall each establish, by rule or resolution
13 of such House, procedures to protect from unauthorized
14 disclosure classified information, all information relating
15 to intelligence sources and methods, and sensitive law en-
16 forcement information that is furnished to the congres-
17 sional defense committees pursuant to this section.

18 (2) Such procedures shall be established in consulta-
19 tion with the Secretary of Energy, the Director of Central
20 Intelligence, and the Director of the Federal Bureau of
21 Investigation.

22 (e) SAVINGS PROVISIONS.—(1) Nothing in this sec-
23 tion shall be construed as authority to withhold informa-
24 tion from the congressional defense committees on the
25 grounds that providing the information to such commit-

tees would constitute the unauthorized disclosure of classified information, information relating to intelligence sources or methods, or sensitive law enforcement information.

(2) Nothing in this section shall be construed to modify or supersede any other requirement to report information on intelligence activities to Congress, including the requirement under section 501 of the National Security Act of 1947 (50 U.S.C. 413) for the President to ensure that the intelligence committees are kept fully and currently informed of the intelligence activities of the United States and for the intelligence committees to notify promptly other congressional committees of any matter relating to intelligence activities requiring the attention of such committees.

SEC. 3163. CONDUCT OF SECURITY CLEARANCES.

(a) RESPONSIBILITY OF FEDERAL BUREAU OF INVESTIGATION.—Section 145 of the Atomic Energy Act of 1954 (42 U.S.C. 2165) is amended by striking “the Civil Service Commission” each place it appears in subsections a., b., and c. and inserting “the Federal Bureau of Investigation”.

(b) CONFORMING AMENDMENTS.—That section is further amended—

(1) by striking subsections d. and f.; and

1 (2) by redesignating subsections e., g., and h.
2 as subsections d., e., and f., respectively; and

3 (3) in subsection d., as so redesignated, by
4 striking “determine that investigations” and all that
5 follows and inserting “require that investigations be
6 conducted by the Federal Bureau of Investigation of
7 any group or class covered by subsections a., b., and
8 c. of this section.”.

9 (c) COMPLIANCE.—The Director of the Federal Bu-
10 reau of Investigation shall have one year from the date
11 of the enactment of this Act to meet the responsibilities
12 of the Bureau under section 145 of the Atomic Energy
13 Act of 1954, as amended by this section.

14 (d) REPORT.—Not later than 6 months after the date
15 of the enactment of this Act, the Director of the Federal
16 Bureau of Investigation shall submit to the congressional
17 defense committees, the Select Committee on Intelligence
18 of the Senate, and the Permanent Select Committee on
19 Intelligence of the House of Representatives a report on
20 the implementation of the responsibilities of the Bureau
21 under section 145 of the Atomic Energy Act of 1954, as
22 so amended.

23 (e) TECHNICAL AMENDMENT.—Subsection f. of that
24 section, as so redesignated, is amended by striking “sec-
25 tion 145 b.” and inserting “subsection b. of this section”.

1 **SEC. 3164. PROTECTION OF CLASSIFIED INFORMATION**
2 **DURING LABORATORY-TO-LABORATORY EX-**
3 **CHANGES.**

4 (a) PROVISION OF TRAINING.—The Secretary of En-
5 ergy shall ensure that all Department of Energy employ-
6 ees and Department of Energy contractor employees par-
7 ticipating in laboratory-to-laboratory cooperative exchange
8 activities are fully trained in matters relating to the pro-
9 tection of classified information and to potential espionage
10 and counterintelligence threats.

11 (b) COUNTERING OF ESPIONAGE AND INTEL-
12 LIGENCE-GATHERING ABROAD.—(1) The Secretary shall
13 establish a pool of Department employees and Department
14 contractor employees who are specially trained to counter
15 threats of espionage and intelligence-gathering by foreign
16 nationals against Department employees and Department
17 contractor employees who travel abroad for laboratory-to-
18 laboratory exchange activities or other cooperative ex-
19 change activities on behalf of the Department.

20 (2) The Director of Counterintelligence of the De-
21 partment of Energy may assign at least one employee
22 from the pool established under paragraph (1) to accom-
23 pany a group of Department employees or Department
24 contractor employees who travel to any nation designated
25 to be a sensitive country for laboratory-to-laboratory ex-

1 change activities or other cooperative exchange activities
 2 on behalf of the Department.

3 **SEC. 3165. DEFINITION.**

4 In this subtitle, the term “Restricted Data” has the
 5 meaning given that term in section 11 y. of the Atomic
 6 Energy Act of 1954 (42 U.S.C. 2014(y)).

7 **Subtitle E—Other Matters**

8 **SEC. 3171. MAINTENANCE OF NUCLEAR WEAPONS EXPER-**
 9 **TISE IN THE DEPARTMENT OF DEFENSE AND**
 10 **DEPARTMENT OF ENERGY.**

11 (a) ADMINISTRATION OF JOINT NUCLEAR WEAPONS
 12 COUNCIL.—(1) Subsection (b) of section 179 of title 10,
 13 United States Code, is amended by adding at the end the
 14 following new paragraph:

15 “(3) The Council shall meet not less often than once
 16 every three months.”.

17 (2) Subsection (c) of that section is amended by add-
 18 ing at the end the following new paragraph:

19 “(3) If the position of Assistant to the Secretary of
 20 Defense for Nuclear and Chemical and Biological Defense
 21 Programs remains vacant for a period of more than 9
 22 months, the Secretary of Energy shall appoint a qualified
 23 individual to serve as acting staff director of the Council
 24 until the position of Assistant to the Secretary of Defense

1 for Nuclear and Chemical and Biological Defense Pro-
2 grams is filled.”.

3 (b) REVITALIZATION OF JOINT NUCLEAR WEAPONS
4 COUNCIL.—(1) The Secretary of Defense and the Sec-
5 retary of Energy shall jointly prepare and submit to the
6 Committees on Armed Services of the Senate and the
7 House of Representatives a plan to revitalize the Joint
8 Nuclear Weapons Council established by section 179 of
9 title 10, United States Code.

10 (2) The plan shall include any proposed modification
11 to the membership or responsibilities of the Council that
12 the Secretaries jointly determine advisable to enhance the
13 capability of the Council to ensure the integration of De-
14 partment of Defense requirements for nuclear weapons
15 into the programs and budget processes of the Depart-
16 ment of Energy.

17 (c) ANNUAL REPORT ON COUNCIL ACTIVITIES.—The
18 Secretary of Defense, shall, after consultation with the
19 Secretary of Energy, submit to the Committees on Armed
20 Services of the Senate and the House of Representatives
21 on an annual basis a report on the activities of the Joint
22 Nuclear Weapons Council. Each report shall include the
23 following:

24 (1) A description of the activities of the Council
25 during the 12-month period ending on the date of

1 the report together with any assessments or studies
2 conducted by the Council during that period.

3 (2) A description of the highest priority require-
4 ments of the Department of Defense with respect to
5 the Department of Energy stockpile stewardship and
6 management program as of that date.

7 (3) An assessment of the extent to which the
8 requirements referred to in paragraph (2) are being
9 addressed by the Department of Energy as of that
10 date.

11 (d) NUCLEAR MISSION MANAGEMENT PLAN.—The
12 Secretary of Defense shall develop and implement a plan
13 to ensure the continued reliability of the capability of the
14 Department of Defense to carry out its nuclear deterrent
15 mission. The plan shall—

16 (1) articulate the current policy of the United
17 States on the role of nuclear weapons and nuclear
18 deterrence in the conduct of defense and foreign re-
19 lations matters;

20 (2) establish stockpile viability and capability
21 requirements with respect to that mission, including
22 the number and variety of warheads required;

23 (3) establish requirements relating to the con-
24 tractor industrial base, support infrastructure, and

1 surveillance, testing, assessment, and certification of
2 nuclear weapons necessary to support that mission;

3 (4) take into account requirements for the crit-
4 ical skills, readiness, training, exercise, and testing
5 of personnel necessary to meet that mission; and

6 (5) take into account the relevant programs and
7 plans of the military departments and the defense
8 agencies with respect to readiness, sustainment (in-
9 cluding research and development), and moderniza-
10 tion of the strategic deterrent forces.

11 (e) NUCLEAR EXPERTISE RETENTION MEASURES.—

12 (1) The Secretary of Energy and Secretary of Defense
13 shall jointly submit to the committees referred to in sub-
14 section (c) a plan setting forth the actions that the Secre-
15 taries consider necessary to retain core scientific, engi-
16 neering, and technical skills and capabilities within the
17 Department of Energy, the Department of Defense, and
18 their contractors in order to maintain the United States
19 nuclear deterrent force indefinitely.

20 (2) The plan shall include the following elements:

21 (A) A baseline of current skills and capabilities
22 by location.

23 (B) A statement of the skills or capabilities that
24 are at risk of being lost within the next ten years.

1 (C) A proposal for recruitment and retention
2 measures to address the loss of such skills or capa-
3 bilities.

4 (D) A proposal for the training and evaluation
5 of personnel with core scientific, engineering, and
6 technical skills and capabilities.

7 (E) A statement of the additional advanced
8 manufacturing programs and process engineering
9 programs that are required to maintain the nuclear
10 deterrent force indefinitely.

11 (F) An assessment of the desirability of estab-
12 lishing a nuclear weapons workforce reserve to en-
13 sure the availability of the skills and capabilities of
14 present and former employees of the Department in
15 the event of an urgent future need for such skills
16 and capabilities.

17 (f) REPORTS ON CRITICAL DIFFICULTIES AT NU-
18 CLEAR WEAPONS LABORATORIES.—Section 3159 of the
19 National Defense Authorization Act for Fiscal Year 1997
20 (Public Law 104–201; 110 Stat. 2842; 42 U.S.C. 7274o)
21 is amended—

22 (1) by redesignating subsection (d) as sub-
23 section (e); and

24 (2) by inserting after subsection (c) the fol-
25 lowing new subsection (d):

1 “(d) INCLUSION OF REPORTS IN ANNUAL STOCKPILE
 2 CERTIFICATION.—Any report submitted pursuant to sub-
 3 section (a) shall also be included with the decision docu-
 4 ments that accompany the annual certification of the safe-
 5 ty and reliability of the United States nuclear weapons
 6 stockpile which is provided to the President for the year
 7 in which such report is submitted.”.

8 (g) TECHNICAL AMENDMENT.—Section 179(f) of
 9 title 10, United States Code, is amended by striking “the
 10 Committee on Armed Services” and all that follows
 11 through “House of Representatives” and inserting “the
 12 Committees on Armed Services and Appropriations of the
 13 Senate and the Committees on Armed Services and Appro-
 14 priations of the House of Representatives”.

15 **SEC. 3172. MODIFICATION OF BUDGET AND PLANNING RE-**
 16 **QUIREMENTS FOR DEPARTMENT OF ENERGY**
 17 **NATIONAL SECURITY ACTIVITIES.**

18 (a) ENHANCEMENT OF ANNUAL FIVE-YEAR BUDG-
 19 ET.—(1) Section 3155 of the National Defense Authoriza-
 20 tion Act for Fiscal Year 1997 (Public Law 104–201; 110
 21 Stat. 2841; 42 U.S.C. 7271b) is amended—

22 (A) by redesignating subsection (b) as sub-
 23 section (c);

24 (B) by striking subsection (a) and inserting the
 25 following new subsections:

1 “(a) REQUIREMENT.—The Secretary of Energy shall
2 prepare for each fiscal year after fiscal year 2000 a pro-
3 gram and budget plan for the national security programs
4 of the Department of Energy for the five-fiscal year period
5 beginning in the year the program and budget plan is pre-
6 pared.

7 “(b) ELEMENTS.—Each program and budget plan
8 shall contain the following:

9 “(1) The estimated expenditures and proposed
10 appropriations necessary to support the programs,
11 projects, and activities of the national security pro-
12 grams of the Department during the five-fiscal year
13 period covered by the program and budget plan, ex-
14 pressed in a level of detail comparable to that con-
15 tained in the budget submitted by the President to
16 Congress under section 1105 of title 31, United
17 States Code.

18 “(2) A description of the anticipated workload
19 requirements for each Department site during that
20 five-fiscal year period.”; and

21 (C) in subsection (c), as so redesignated, by
22 striking “the budget required” and inserting “the
23 program and budget plan required”.

1 (2) The section heading of such section is amended
2 by striking “**FIVE-YEAR BUDGET**” and inserting “**FIVE-**
3 **FISCAL YEAR PROGRAM AND BUDGET PLAN**”.

4 (b) ADDITIONAL REQUIREMENTS FOR WEAPONS AC-
5 TIVITIES BUDGETS.—Section 3156 of the National De-
6 fense Authorization Act for Fiscal Year 1997 (Public Law
7 104–201; 110 Stat. 2841; 42 U.S.C. 7271c) is amended—

8 (1) by redesignating subsection (c) as sub-
9 section (d); and

10 (2) by inserting after subsection (b) the fol-
11 lowing new subsection (c):

12 “(c) IMPACT OF BUDGET ON STOCKPILE.—The Sec-
13 retary shall include in the materials the Secretary submits
14 to Congress in support of the budget for any fiscal year
15 after fiscal year 2000 that is submitted by the President
16 pursuant to section 1105 of title 31, United States Code,
17 a description of how the funds identified for each program
18 element in the weapons activities budget of the Depart-
19 ment for such fiscal year will help ensure that the nuclear
20 weapons stockpile is safe and reliable as determined in ac-
21 cordance with the criteria established under 3158 of the
22 National Defense Authorization Act for Fiscal Year 1999
23 (Public Law 105–261; 112 Stat. 2257; 42 U.S.C. 2121
24 note).”.

1 **SEC. 3173. EXTENSION OF AUTHORITY OF DEPARTMENT OF**
2 **ENERGY TO PAY VOLUNTARY SEPARATION**
3 **INCENTIVE PAYMENTS.**

4 (a) EXTENSION.—Notwithstanding subsection
5 (c)(2)(D) of section 663 of the Treasury, Postal Service,
6 and General Government Appropriations Act, 1997 (Pub-
7 lic Law 104–208; 110 Stat. 3009–383; 5 U.S.C. 5597
8 note), the Department of Energy may pay voluntary sepa-
9 ration incentive payments to qualifying employees who vol-
10 untarily separate (whether by retirement or resignation)
11 before January 1, 2003.

12 (b) EXERCISE OF AUTHORITY.—The Department
13 shall pay voluntary separation incentive payments under
14 subsection (a) in accordance with the provisions of such
15 section 663.

16 **SEC. 3174. INTEGRATED FISSILE MATERIALS MANAGEMENT**
17 **PLAN.**

18 (a) PLAN.—The Secretary of Energy shall develop a
19 long-term plan for the integrated management of fissile
20 materials by the Department of Energy. The plan shall—

21 (1) identify means of consolidating or inte-
22 grating the responsibilities of the Office of Environ-
23 mental Management, the Office of Fissile Materials
24 Disposition, the Office of Nuclear Energy, and the
25 Office of Defense Programs for the treatment, stor-
26 age and disposition of fissile materials, and for the

1 waste streams containing fissile materials, in order
2 to achieve budgetary and other efficiencies in the
3 discharge of those responsibilities; and

4 (2) identify any expenditures necessary at the
5 sites that are anticipated to have an enduring mis-
6 sion for plutonium management in order to achieve
7 the integrated management of fissile materials by
8 the Department.

9 (b) SUBMITTAL TO CONGRESS.—The Secretary shall
10 submit the plan required by subsection (a) to the congres-
11 sional defense committees not later than February 1,
12 2000.

13 **SEC. 3175. USE OF AMOUNTS FOR AWARD FEES FOR DE-**
14 **PARTMENT OF ENERGY CLOSURE PROJECTS**
15 **FOR ADDITIONAL CLEANUP PROJECTS AT**
16 **CLOSURE PROJECT SITES.**

17 (a) AUTHORITY TO USE AMOUNTS.—The Secretary
18 of Energy may use an amount authorized to be appro-
19 priated for the payment of award fees for a Department
20 of Energy closure project for purposes of conducting addi-
21 tional cleanup activities at the closure project site if the
22 Secretary—

23 (1) anticipates that such amount will not be ob-
24 ligated for payment of award fees in the fiscal year

1 in which such amount is authorized to be appro-
 2 priated; and

3 (2) determines the use will not result in a defer-
 4 ral of the payment of the award fees for more than
 5 12 months.

6 (b) REPORT ON USE OF AUTHORITY.—Not later than
 7 30 days after each exercise of the authority in subsection
 8 (a), the Secretary shall submit to the congressional de-
 9 fense committees a report the exercise of the authority.

10 **SEC. 3176. PILOT PROGRAM FOR PROJECT MANAGEMENT**
 11 **OVERSIGHT REGARDING DEPARTMENT OF**
 12 **ENERGY CONSTRUCTION PROJECTS.**

13 (a) REQUIREMENT.—(1) The Secretary of Energy
 14 shall carry out a pilot program on use of project manage-
 15 ment oversight (PMO) services for Department of Energy
 16 construction projects.

17 (2) The purpose of the pilot program is to provide
 18 a basis for determining whether or not the use of competi-
 19 tively procured, external project management oversight
 20 services on construction projects would permit the Depart-
 21 ment to control excessive costs and schedule delays associ-
 22 ated with Department construction projects having large
 23 capital costs.

24 (b) PROJECTS COVERED BY PROGRAM.—(1) Subject
 25 to paragraph (2), the Secretary shall carry out the pilot

1 program at construction projects selected by the Sec-
2 retary. The projects shall include one or more construction
3 projects authorized pursuant to section 3101 and one con-
4 struction project authorized pursuant to section 3102.

5 (2) The Secretary shall select projects that have cap-
6 ital construction costs anticipated to be not less than
7 \$25,000,000.

8 (c) SERVICES UNDER PROGRAM.—The project man-
9 agement oversight services utilized under the pilot pro-
10 gram shall include the following services:

11 (1) Monitoring the overall progress of a project.

12 (2) Determining whether or not a project is on
13 schedule.

14 (3) Determining whether or not a project is
15 within budget.

16 (4) Determining whether or not a project con-
17 forms with plans and specifications approved by the
18 Department.

19 (5) Determining whether or not a project is
20 being carried out efficiently and effectively.

21 (6) Any other management oversight services
22 that the Secretary considers appropriate for pur-
23 poses of the pilot program.

1 (d) PROCUREMENT OF SERVICES UNDER PRO-
 2 GRAM.—Any services procured under the pilot program
 3 shall be acquired—

4 (1) on a competitive basis; and

5 (2) from among commercial entities that—

6 (A) do not currently manage or operate fa-
 7 cilities at a location where the pilot program is
 8 being conducted; and

9 (B) have an expertise in the management
 10 of large construction projects.

11 (e) REPORT.—Not later than February 1, 2000, the
 12 Secretary shall submit to the Committees on Armed Serv-
 13 ices of the Senate and the House of Representatives a re-
 14 port on pilot program. The report shall include the Sec-
 15 retary’s assessment of the feasibility and desirability of
 16 utilizing project management oversight services for De-
 17 partment of Energy construction projects.

18 **SEC. 3177. EXTENSION OF REVIEW OF WASTE ISOLATION**
 19 **PILOT PLANT, NEW MEXICO.**

20 Section 1433(a) of the National Defense Authoriza-
 21 tion Act, Fiscal Year 1989 (Public Law 100–456; 102
 22 Stat. 2073) is amended in the second sentence by striking
 23 “nine additional one-year periods” and inserting “fourteen
 24 additional one-year periods”.

1 **SEC. 3178. PROPOSED SCHEDULE FOR SHIPMENTS OF**
2 **WASTE FROM THE ROCKY FLATS PLANT, COL-**
3 **ORADO, TO THE WASTE ISOLATION PILOT**
4 **PLANT, NEW MEXICO.**

5 (a) SUBMITTAL OF PROPOSED SCHEDULE.—Not
6 later than 60 days after the date of the enactment of this
7 Act, the Secretary of Energy shall submit to the Commit-
8 tees on Armed Services of the Senate and House of Rep-
9 resentatives a proposed schedule for the commencement
10 of shipments of waste from the Rocky Flats Plant, Colo-
11 rado, to the Waste Isolation Pilot Plant, New Mexico.

12 (b) ELEMENTS.—The schedule under subsection (a)
13 shall set forth—

14 (1) the proposed commencement date of ship-
15 ments of mixed transuranic waste from the Rocky
16 Flats Plant to the Waste Isolation Pilot Plant; and

17 (2) the proposed commencement date of ship-
18 ments of unmixed transuranic waste from the Rocky
19 Flats Plant to the Waste Isolation Pilot Plant.

20 (c) REQUIREMENTS REGARDING SCHEDULE.—In
21 preparing the schedule, the Secretary shall assume the fol-
22 lowing:

23 (1) A closure date for the Rocky Flats Plant in
24 2006.

25 (2) That all waste that is transferable from the
26 Rocky Flats Plant to the Waste Isolation Pilot Plant

1 will be removed from the Rocky Flats Plant by that
2 closure date as specified in the current 2006 Rocky
3 Flats Plant Closure Plan.

4 (3) That, to the maximum extent practicable,
5 shipments of waste from the Rocky Flats Plant to
6 the Waste Isolation Pilot Plant will be carried out
7 on an expedited schedule, but not interfere with
8 other shipments of waste to the Waste Isolation
9 Pilot Plant that are planned as of the date of the
10 enactment of this Act.

11 **SEC. 3179. COMPTROLLER GENERAL REPORT ON CLOSURE**
12 **OF ROCKY FLATS ENVIRONMENTAL TECH-**
13 **NOLOGY SITE, COLORADO.**

14 (a) REPORT.—Not later than December 31, 2000,
15 the Comptroller General shall submit to the Committees
16 on Armed Services of the Senate and House of Represent-
17 atives a report assessing the progress in the closure of the
18 Rocky Flats Environmental Technology Site, Colorado.

19 (b) REPORT ELEMENTS.—The report shall address
20 the following:

21 (1) How decisions with respect to the future
22 use of the Rocky Flats Environmental Technology
23 Site effect ongoing cleanup at the site.

1 (2) Whether the Secretary of Energy could pro-
 2 vide flexibility to the contractor at the site in order
 3 to quicken the cleanup of the site.

4 (3) Whether the Secretary could take additional
 5 actions throughout the nuclear weapons complex of
 6 the Department of Energy in order to quicken the
 7 closure of the site.

8 (4) The developments, if any, since the April
 9 1999 report of the Comptroller General that could
 10 alter the pace of the closure of the site.

11 (5) The possibility of closure of the site by
 12 2006.

13 (6) The actions that could be taken by the Sec-
 14 retary or Congress to ensure that the site would be
 15 closed by 2006.

16 **TITLE XXXII—DEFENSE NU-**
 17 **CLEAR FACILITIES SAFETY**
 18 **BOARD**

19 **SEC. 3201. DEFENSE NUCLEAR FACILITIES SAFETY BOARD.**

20 There are authorized to be appropriated for fiscal
 21 year 2000, \$17,500,000 for the operation of the Defense
 22 Nuclear Facilities Safety Board under chapter 21 of the
 23 Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

TITLE XXXIII—NATIONAL DEFENSE STOCKPILE

SEC. 3301. AUTHORIZED USES OF STOCKPILE FUNDS.

(a) OBLIGATION OF STOCKPILE FUNDS.—During fiscal year 2000, the National Defense Stockpile Manager may obligate up to \$78,700,000 of the funds in the National Defense Stockpile Transaction Fund for the authorized uses of such funds under section 9(b)(2) of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h(b)(2)), including the disposal of hazardous materials that are environmentally sensitive.

(b) ADDITIONAL OBLIGATIONS.—The National Defense Stockpile Manager may obligate amounts in excess of the amount specified in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) LIMITATIONS.—The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

1 **SEC. 3302. LIMITATIONS ON PREVIOUS AUTHORITY FOR**
2 **DISPOSAL OF STOCKPILE MATERIALS.**

3 (a) PUBLIC LAW 105–261 AUTHORITY.—Section
4 3303(b) of the Strom Thurmond National Defense Au-
5 thorization Act for Fiscal Year 1999 (Public Law 105–
6 261; 112 Stat. 2263; 50 U.S.C. 98d note) is amended—

7 (1) by striking “(b) LIMITATION ON DISPOSAL
8 QUANTITY.—” and inserting “(b) LIMITATIONS ON
9 DISPOSAL AUTHORITY.—(1)”; and

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

11 “(2) The President may not dispose of materials
12 under this section in excess of the disposals necessary to
13 result in receipts in the amounts specified in subsection
14 (a).”.

15 (b) PUBLIC LAW 105–85 AUTHORITY.—Section
16 3305(b) of the National Defense Authorization Act for
17 Fiscal Year 1998 (Public Law 105–85; 111 Stat. 2058;
18 50 U.S.C. 98d note) is amended—

19 (1) by striking “(b) LIMITATION ON DISPOSAL
20 QUANTITY.—” and inserting “(b) LIMITATIONS ON
21 DISPOSAL AUTHORITY.—(1)”; and

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

23 “(2) The President may not dispose of cobalt under
24 this section in excess of the disposals necessary to result
25 in receipts in the amounts specified in subsection (a).”.

1 (c) PUBLIC LAW 104–201 AUTHORITY.—Section
 2 3305(b) of the National Defense Authorization Act for
 3 Fiscal Year 1997 (Public Law 104–201; 110 Stat. 2855;
 4 50 U.S.C. 98d note) is amended—

5 (1) by striking “(b) LIMITATION ON DISPOSAL
 6 QUANTITY.—” and inserting “(b) LIMITATIONS ON
 7 DISPOSAL AUTHORITY.—(1)”; and

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

9 “(2) The President may not dispose of materials
 10 under this section in excess of the disposals necessary to
 11 result in receipts in the amounts specified in subsection
 12 (a).”.

13 **TITLE XXXIV—PANAMA CANAL** 14 **COMMISSION**

15 **SEC. 3401. SHORT TITLE.**

16 This title may be cited as the “Panama Canal Com-
 17 mission Authorization Act for Fiscal Year 2000”.

18 **SEC. 3402. AUTHORIZATION OF EXPENDITURES.**

19 (a) IN GENERAL.—Subject to subsection (b), the
 20 Panama Canal Commission is authorized to use amounts
 21 in the Panama Canal Revolving Fund to make such ex-
 22 penditures within the limits of funds and borrowing au-
 23 thority available to it in accordance with law, and to make
 24 such contracts and commitments, as may be necessary
 25 under the Panama Canal Act of 1979 (22 U.S.C. 3601

1 et seq.) for the operation, maintenance, improvement, and
2 administration of the Panama Canal for the period Octo-
3 ber 1, 1999, through noon on December 31, 1999.

4 (b) LIMITATIONS.—For the period described in sub-
5 section (a), the Panama Canal Commission may expend
6 from funds in the Panama Canal Revolving Fund not
7 more than \$25,000 for official reception and representa-
8 tion expenses, of which—

9 (1) not more than \$7,000 may be used for offi-
10 cial reception and representation expenses of the Su-
11 pervisory Board of the Commission;

12 (2) not more than \$3,500 may be used for offi-
13 cial reception and representation expenses of the
14 Secretary of the Commission; and

15 (3) not more than \$14,500 may be used for of-
16 ficial reception and representation expenses of the
17 Administrator of the Commission.

18 **SEC. 3403. PURCHASE OF VEHICLES.**

19 Notwithstanding any other provision of law, the
20 funds available to the Commission shall be available for
21 the purchase and transportation to the Republic of Pan-
22 ama of replacement passenger motor vehicles, the pur-
23 chase price of which shall not exceed \$26,000 per vehicle.

1 **SEC. 3404. EXPENDITURES ONLY IN ACCORDANCE WITH**
2 **TREATIES.**

3 Expenditures authorized under this title may be made
4 only in accordance with the Panama Canal Treaties of
5 1977 and any law of the United States implementing
6 those treaties.

7 **SEC. 3405. OFFICE OF TRANSITION ADMINISTRATION.**

8 (a) EXPENDITURES FROM PANAMA CANAL COMMIS-
9 SION DISSOLUTION FUND.—The Office of Transition Ad-
10 ministration established under subsection (b) of section
11 1305 of the Panama Canal Act of 1979 (22 U.S.C. 3714a)
12 is authorized to obligate and expend funds from the Pan-
13 ama Canal Commission Dissolution Fund established
14 under subsection (c) of such section for the purposes enu-
15 merated in such subsection until the fund terminates.

16 (b) ADMINISTRATIVE OFFICES.—The Office of Tran-
17 sition Administration shall have offices in the Republic of
18 Panama and in Washington, District of Columbia. The of-
19 fice in Panama shall be subject to the authority of the
20 United States chief of mission in the Republic of Panama.

21 (c) OVERSIGHT OF CLOSE-OUT ACTIVITIES.—The
22 Panama Canal Commission shall enter into an agreement
23 with the head of a department or agency of the Federal
24 Government to supervise the close out of the affairs of

- 1 the Commission under section 1305 of the Panama Canal
- 2 Act of 1979 and to certify the completion of that function.

Passed the Senate May 27, 1999.

Attest:

Secretary.

106TH CONGRESS
1ST SESSION

S. 1062

AN ACT

To authorize appropriations for fiscal year 2000 for defense activities of the Department of Energy, and for other purposes.

S 1062 ES—2
S 1062 ES—3
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