

I believe this amendment is acceptable to both sides. I hope it would be supported.

Mr. THURMOND. Mr. President, we have no objection to this amendment. It will make it possible for one qualified service military officer to be assigned to the CIA without counting against the limit on senior officers within the Department of Defense.

I join the distinguished Senator from Georgia in supporting this amendment and urge its adoption.

The PRESIDING OFFICER. If there is no further discussion, the question is on agreeing to the amendment numbered 2085, offered by the Senator from Georgia.

The amendment (No. 2085) was agreed to.

Mr. NUNN. I move to reconsider the vote.

Mr. THURMOND. I move to table the motion.

The motion to lay on the table was agreed to.

#### AMENDMENT NO. 2086

(Purpose: To authorize a land conveyance, Naval Surface Warfare Center, Memphis, TN)

Mr. THURMOND. Mr. President, on behalf of Senator Thompson, I send an amendment to the desk and ask for immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from South Carolina [Mr. THURMOND], for Mr. THOMPSON, proposes an amendment numbered 2086.

Mr. THURMOND. Mr. President, I ask unanimous consent that further reading of the amendment be dispensed with.

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

The amendment is as follows:

On page 487, below line 24, add the following:

#### SEC. 2838. LAND CONVEYANCE, NAVAL SURFACE WARFARE CENTER, MEMPHIS, TENNESSEE.

(a) AUTHORITY TO CONVEY.—The Secretary of the Navy may convey to the Memphis and Shelby County Port Commission, Memphis, Tennessee (in this section referred to as the "Port"), all right, title, and interest of the United States in and to a parcel of real property (including any improvements thereon) consisting of approximately 26 acres that is located at the Carderock Division, Naval Surface Warfare Center, Memphis Detachment, Presidents Island, Memphis, Tennessee.

(b) CONSIDERATION.—As consideration for the conveyance of real property under subsection (a), the Port shall—

(1) grant to the United States a restrictive easement in and to a parcel of real property consisting of approximately 100 acres that is adjacent to the Memphis Detachment, Presidents Island, Memphis, Tennessee; and

(2) if the fair market value of the easement granted under paragraph (1) exceeds the fair market value of the real property conveyed under subsection (a), provide the United States such addition consideration as the Secretary and the Port jointly determine appropriate so that the value of the consideration received by the United States under this subsection is equal to or greater than

the fair market value of the real property conveyed under subsection (a).

(c) CONDITION OF CONVEYANCE.—The conveyance authorized by subsection (a) shall be carried out in accordance with the provisions of the Land Exchange Agreement between the United States of America and the Memphis and Shelby County Port Commission, Memphis, Tennessee.

(d) DETERMINATION OF FAIR MARKET VALUE.—The Secretary shall determine the fair market value of the real property to be conveyed under subsection (a) and of the easement to be granted under subsection (b)(1). Such determinations shall be final.

(e) USE OF PROCEEDS.—The Secretary shall deposit any proceeds received under subsection (b)(2) as consideration for the conveyance of real property authorized under subsection (a) in the special account established pursuant to section 204(h) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 485(h)).

(f) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) and the easement to be granted under subsection (b)(1) shall be determined by surveys satisfactory to the Secretary. The cost of the surveys shall be borne by the Port.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance authorized by subsection (a) and the easement granted under subsection (b)(1) as the Secretary considers appropriate to protect the interests of the United States.

Mr. THURMOND. The committee has reviewed the amendment. It provides for the exchange of property at fair market value, which ensures that the Federal Government is fully compensated.

The amendment appears to be in the best interest of the Navy and the communities.

I recommend approval of the amendment.

Mr. NUNN. Mr. President, this amendment is supported by the Department of Navy.

I have a letter dated July 28 from the principal deputy of the Department of Navy, Office of the Assistant Secretary, and I ask it be printed in the RECORD.

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

DEPARTMENT OF THE NAVY,  
OFFICE OF THE ASSISTANT SECRETARY,  
Washington, DC, July 28, 1995.

Hon. STROM THURMOND,  
U.S. Senate,  
Washington, DC.

DEAR SENATOR THURMOND: Based on the inquiries from your staff, this is to advise you that the Department of the Navy would support the proposed legislation pertaining to a proposed land agreement involving the Naval Surface Warfare Center, Memphis Detachment and Memphis and Shelby County Port Commission. The property is located at Presidents Island, Memphis, Tennessee.

The proposed legislation will provide a buffer zone between the river and the Cavitation Channel facility, which will increase mission efficiency. In addition, the Navy has no immediate need for the crane which if transferred to the Ports Authority will be maintained in operable condition and available for our use in the future if required.

If I may be of further assistance, please do not hesitate to call.

Sincerely,

CHERYL KANDARAS,  
Principal Deputy.

Mr. THOMPSON. Mr. President, this amendment will allow a transfer of property between the U.S. Navy and the Port of Memphis, TN. The Navy will receive 100 acres of land to act as both a security and acoustic buffer zone for its Naval Service Warfare Center in Memphis. In return, the port will obtain from the Navy a 1,250-ton stiff leg derrick crane. The crane will give the port a facility to load and offload specialty cargo. In fact, no other port in the Central United States will have such lifting capabilities. This will be a great benefit for recruitment of future industry to Memphis and Shelby County.

This is something the Navy wants and the Port of Memphis and others in the community want. Local officials say it will bring new industry and more jobs to the Memphis area. As this is beneficial for both sides and there are no new costs involved, I urge adoption of this amendment.

Mr. NUNN. I urge approval of the amendment.

THE PRESIDING OFFICER. If there be no further debate, the question is on agreeing to the amendment.

The amendment (No. 2086) was agreed to.

Mr. THURMOND. Mr. President, I move to reconsider the vote.

Mr. NUNN. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

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

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

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

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

#### MORNING BUSINESS

Mr. COATS. Mr. President, I ask unanimous consent that there now be a period for the transaction of routine morning business with Senators permitted to speak for up to 5 minutes each.

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

#### MESSAGES FROM THE HOUSE

##### ENROLLED BILL SIGNED

At 5:59 p.m., a message from the House of Representatives, delivered by Mr. Hays, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

S. 21. An act to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina.

The enrolled bill was subsequently signed by the President pro tempore (Mr. THURMOND).

#### MEASURES PLACED ON THE CALENDAR

Pursuant to the order of August 2, 1995, the following bill was read the first and second times by unanimous consent and placed on the calendar:

H.R. 714. An act to establish the Medewin National Tallgrass Prairie in the State of Illinois, and for other purposes.

#### ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on August 2, 1995 he had presented to the President of the United States, the following enrolled bill:

S. 21. An act to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-1267. A communication from the President of the United States, transmitting, pursuant to law, the report on foreign economic collection and industrial espionage; to the Select Committee on Intelligence.

EC-1268. A communication from the Director of the U.S. Arms Control and Disarmament Agency, transmitting, the summary report and compliance annexes to the ACDA annual report for calendar year 1995; to the Committee on Foreign Relations.

#### PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and were referred or ordered to lie on the table as indicated:

POM-262. A petition from a citizen of the State of Missouri relative to National Cemeteries; to the Committee on Veterans' Affairs.

POM-263. A resolution adopted by the TLWH Association of Retired Commissioned Officers of the Armed Forces of the Philippines relative to the proposed "Filipino Veterans' Equity Act of 1994"; to the Committee on Veterans' Affairs.

POM-264. A concurrent resolution adopted by the House of the General Assembly of the State of Indiana; to the Committee on Veterans' Affairs.

#### "HOUSE RESOLUTION No. 75

"Whereas, over 27,619 Hoosiers have given their lives for their country in World War I, World War II, the Korean Conflict, the Vietnam War, and the Persian Gulf Conflict, and over 37,510 Hoosiers remain living with service-connected disabilities from injuries inflicted on them while they were serving their country;

"Whereas, those servicemen and service-women who have chosen to make a career of defending their country are integral to the success of our military forces throughout the world;

"Whereas, currently disabled veterans receive compensation proportionate to the se-

verity of their injuries; and, military retirees, who have served at least 20 years, accrue retirement pay based on longevity;

"Whereas, federal legislation has been introduced to amend Title 38 of the U.S. Code to eliminate an antiquated inequity which still exists in the federal law applicable to retired career service personnel who also receive service-related disability benefits;

"Whereas, under the 19th century law, these disabled career service personnel are denied concurrent receipt of full retirement pay and disability compensation benefits. They must choose receipt of one or the other or waive an amount of retirement pay equal to the amount of disability compensation benefits;

"Whereas, this discrimination unfairly denies disabled military retirees the longevity pay they have earned by their years of devoted patriotism and loyalty to their country. It, in effect, requires them to pay for their own disability compensation benefits;

"Whereas, many retirees actually returned to active duty to service in Operation Desert Storm and returned home disabled; but, when these loyal Guardsmen and Reservists arrive back home, they were not eligible to receive both VA disability and retirement pay;

"Whereas, no such inequity applies to retired Congresspersons, Federal civil service job-holders, or other retirees who are receiving service-related disability benefits;

"Whereas, America's career service-personnel's commitment to their country—in pursuit of national and international goals—must be matched by their own country's allegiance to them for those sacrifices; and

"Whereas, a statutory change is required to correct this injustice: Now, therefore, be it

*"Resolved by the House of Representatives of the General Assembly of the State of Indiana:*

"Section 1. That the General Assembly of the State of Indiana urges the United States Congress to amend the United States Code relating to the computation of retired pay to permit full concurrent receipt of military longevity retired pay and service-connected disability compensation benefits.

"Section 2. That the Principal Clerk of the House of Representatives shall send certified copies of this resolution to the presiding officers and the majority and minority leaders of both houses of the Congress of the United States, to the Secretary of the Senate and the Clerk of the House of Representatives of the Congress of the United States, to the President of the United States, to the Secretary of Defense, and to each member of the Indiana Congressional delegation."

POM-265. A resolution adopted by the House of the Legislature of the Commonwealth of Massachusetts; to the Committee on Veterans' Affairs.

#### "RESOLUTION

"Whereas, the Massachusetts House of Representatives urges the Congress of the United States to retain veterans benefits at their present level of funding; and

"Whereas, the Republican house budget resolution calls for a twenty-seven billion dollar cut in VA programs and a three billion dollar cut in disability compensation payments, while the Republican Senate Budget Resolution calls for a cut of thirty-two billion in VA programs and a six billion cut in disability compensation payments; and

"Whereas, these cuts include placing a cap on the disability compensation for veterans suffering from post traumatic stress disorder, as well as a permanent reduction in the "COLA" (cost of living adjustment) for recipients of the Montgomery GI bill; and

"Whereas, House Republicans have also proposed a freeze on veteran medical care

that will hold funding at current levels for the next seven years and this would mean that veterans would lose twenty-four billion toward their health care, and as a result an estimated four and one-half million veterans would be denied care entirely; and

"Whereas, further proposals call for the closing of thirty-five to four hundred and twelve VA medical facilities, effectively eliminating the convenience of traveling to a VA medical facility close to home for severely disabled veterans and as for the remaining VA medical facilities, they face a proposed one billion cut in funding for improvements of existing hospitals; and

"Whereas, the proposal to cut the fifty million that was appropriated last year to hire VA benefits officers will discourage veterans from filing new compensation claims; and

"Whereas, many of these veterans and widows of veterans are in their sixties and seventies living on fixed incomes, and they can ill-afford these lengthy delays in having their claims resolved; Therefore be it

*"Resolved,* That the Massachusetts House of Representatives urges the Congress of the United States to retain veterans benefits at their present level of funding; and be it further

*"Resolved,* That a copy of these resolutions be forwarded by the Clerk of the House of Representatives to the Presiding Officer of each branch of congress and to the Members thereof from the Commonwealth."

POM-266. A concurrent resolution adopted by the Legislature of the State of Louisiana; referred jointly, pursuant to the order of August 4, 1977, to the Committee on the Budget, and to the Committee on Governmental Affairs.

#### "A CONCURRENT RESOLUTION No. 842

"Whereas, the Highway Trust Fund, the Aviation Trust Fund, the Inland Waterways Trust Fund, and the Harbor Maintenance Trust Fund are wholly user financed and do not contribute one dime to the federal deficit; and

"Whereas, currently a thirty-three billion dollar cash balance, including eighteen and one-half billion dollars of which is unobligated balance, is languishing in these trust fund accounts through an accounting measure designed to mask the actual size of the federal deficit and federal spending in other areas; and

"Whereas, every time a motorist puts gas into the tank of a motor vehicle or a traveler buys an airline ticket user fees are paid into the Highway and Aviation Trust Funds; and

"Whereas, Congress imposed these fees and other taxes with the assurance to the American public that they would be spent on infrastructure improvements; and

"Whereas, economists agree that investment in infrastructure helps productivity, creates jobs, and is essential for economic growth; and

"Whereas, infrastructure spending is the one area that has widespread public support and actually provides a return on taxpayer investment; and

"Whereas, by combining these trust funds with the federal General Fund Budget, these trust fund balances have accrued at the expense of billions of dollars in productivity and safety; and

"Whereas, House Resolution 842, known as the "Truth in Budgeting Act," will remove these trust funds from the General Fund Budget and, by doing so, will restore integrity to the trust funds which are user financed, self-supporting, and directed to specific needs and will restore integrity to the General Fund Budget; Therefore, be it

*Resolved,* That the Legislature of Louisiana memorializes the Congress of the United