

the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

AMENDMENT NO. 689

At the request of Mrs. HUTCHISON the name of the Senator from Montana [Mr. BURNS] was added as a cosponsor of amendment No. 689 intended to be proposed to S. 936, an original bill to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

AMENDMENT NO. 706

At the request of Mr. CHAFEE the name of the Senator from Idaho [Mr. KEMPTHORNE] was added as a cosponsor of amendment No. 706 proposed to S. 936, an original bill to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

At the request of Mr. WARNER his name was added as a cosponsor of amendment No. 706 proposed to S. 936, supra.

SENATE RESOLUTION—106—COMMEMORATING THE 20TH ANNIVERSARY OF THE PRESIDENTIAL MANAGEMENT INTERN PROGRAM

Mr. ROBB (for himself, Ms. MIKULSKI, Mr. SARBANES, Mr. WARNER, Mr. KENNEDY, Mr. TORRICELLI, Mr. ROCKEFELLER, Mr. SANTORUM, and Mr. KERRY) submitted the following resolution; which was referred to the Committee on the Judiciary.

S. RES. 106

Whereas, the Presidential Management Intern Program was created 20 years ago to attract to federal service men and women of exceptional management potential and special training in public policy;

Whereas, more than 3500 persons have been appointed to federal service under the Presidential Management Intern Program;

Whereas, these men and women contribute to raising the standards of public service through their hard work and dedication: Now, therefore, be it

Resolved, That the Senate recognize the skill and dedication of Presidential Management Intern Program participants and commemorate the 20th anniversary of the Presidential Management Intern Program.

That a copy of this resolution be transmitted to the Presidential Management Alumni Group as an expression of appreciation for their continued support for federal service and the Presidential Management Intern Program.

Mr. ROBB. Mr. President, I rise today to introduce a resolution commemorating the 20th anniversary of the Presidential Management Intern, or PMI, program. I would request that Senators MIKULSKI, SARBANES, WARNER, KENNEDY, TORRICELLI, ROCKE-

FELLER, SANTORUM, and KERRY be listed as original cosponsors.

President Carter established the PMI program to recruit graduate students with excellent management potential and public policy backgrounds to the Federal work force. As many of us know, either from working with PMI's in Federal agencies or even having them on our staffs, these men and women have provided valuable services to our country in a wide variety of areas. Since the program's inception, over 3,500 men and women have participated as PMI's with over half of those remaining in government service today.

At a time when many have denigrated Federal employees, I believe we should recognize the outstanding commitment and abilities of these individuals and the program which has worked to ensure that our Government has civil servants of the highest caliber. For that reason, I and my colleagues are introducing this resolution to commemorate the twentieth anniversary of the Presidential Management Intern program and recognize the outstanding men and women who have participated in it.

SENATE RESOLUTION 107—TO AUTHORIZE THE PRODUCTION OF RECORDS

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution; which was considered and agreed to:

S. RES. 107

Whereas, a prosecutor for the State of West Virginia has requested that Senator Robert C. Byrd and Senator John D. Rockefeller IV provide him with copies of constituent correspondence relevant to a criminal case, *State of West Virginia v. Brenda S. Cook*, No. 94-F-20 (Circ. Ct. of Hardy Cnty., W. Va.);

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate can, by administrative or judicial process, be taken from such control or possession but by permission of the Senate;

Whereas, when it appears that documents, papers, and records under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistently with the privileges of the Senate: Now, therefore, be it

Resolved, That Senator Robert C. Byrd and Senator John D. Rockefeller IV are authorized to provide to the State of West Virginia copies of correspondence relevant to the criminal case, *State of West Virginia v. Brenda S. Cook*.

AMENDMENTS SUBMITTED

THE DEPARTMENT OF DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1997

REID AMENDMENT NO. 758

(Ordered to lie on the table.)

Mr. REID submitted an amendment intended to be proposed by him to the bill, S. 936, to authorize appropriations for fiscal year 1998 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

On page 45, between lines 3 and 4, insert the following:

(e) AVAILABILITY OF FUNDS FOR COUNTER-LANDMINE TECHNOLOGIES.—Of the amounts transferred under this section, the Secretary of Defense may utilize not more than \$2,000,000 for the following activities:

(1) The development of technologies for detecting, locating, and removing abandoned landmines.

(2) The operation of a test and evaluation facility at the Nevada Test Site, Nevada, for the testing of the performance of such technologies.

FEINGOLD AMENDMENT NO. 759

(Ordered to lie on the table.)

Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill, S. 936, supra; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1075. LIMITATION ON USE OF FUNDS FOR DEPLOYMENT OF GROUND FORCES IN BOSNIA AND HERZEGOVINA.

(a) LIMITATION.—Funds appropriated or otherwise made available for the Department of Defense may not be obligated for the deployment of any ground elements of the Armed Forces of the United States in Bosnia and Herzegovina after the later of—

(1) June 30, 1998; or

(2) a date that is specified for such purpose (pursuant to a request of the President or otherwise) in a law enacted after the date of the enactment of this Act.

(b) EXCEPTIONS.—The limitation in subsection (a) shall not apply—

(1) to the support of—

(A) members of the Armed Forces of the United States deployed in Bosnia and Herzegovina in a number that is sufficient only to protect United States diplomatic facilities in that country as of the date of the enactment of this Act; and

(B) noncombat personnel of the Armed Forces of the United States deployed in Bosnia and Herzegovina only to advise commanders of forces engaged in North Atlantic Treaty Organization peacekeeping operations in that country; or

(2) to restrict the authority of the President under the Constitution to protect the lives of United States citizens.

DOMENICI (AND BINGAMAN) AMENDMENTS NOS. 760-761

(Ordered to lie on the table.)

Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted two amendments intended to be proposed by them to the bill, S. 936, supra; as follows:

AMENDMENT NO. 760

Insert where appropriate:

SEC. . LOS ALAMOS LAND TRANSFER.

(a) The Secretary of Energy on behalf of the federal government shall convey without consideration fee title to government-owned land under the administrative control of the Department of Energy to the Incorporated County of Los Alamos, Los Alamos, New Mexico, or its designee, and to the Secretary

of the Interior in trust for the Pueblo of San Ildefonso for purposes of preservation, community self-sufficiency or economic diversification in accordance with this section.

(b) In order to carry out the requirement of subsection (a) the Secretary shall:

(1) no later than three months from the date of enactment of this Act, submit to the appropriate committees of Congress a report identifying parcels of land considered suitable for conveyance, taking into account the need to provide lands—

(A) which are not required to meet the national security missions of the Department of Energy;

(B) which are likely to be available for transfer within ten years, and;

(C) which have been identified by the Department, the County of Los Alamos, or the Pueblo of San Ildefonso, as being able to meet the purposes stated in subsection (a).

(2) No later than 12 months after the date of enactment of this Act, submit to the appropriate Congressional committees a report containing the results of a title search on all parcels of land identified in paragraph (1), including an analysis of any claims of former owners, or their heirs and assigns, to such parcels. During this period, the Secretary shall engage in concerted efforts to provide claimants with every reasonable opportunity to legally substantiate their claims. The Secretary shall only transfer land for which the United States government holds clear title.

(3) no later than 21 months from the date of enactment of this Act, complete any review required by the National Environmental Policy Act of 1969 (42 U.S.C. 4321-4375) with respect to anticipated environmental impact of the conveyance of the parcels of land identified in the report to Congress, and;

(4) no later than 3 months after the date which is the later of—

(A) the date of completion of the review required by paragraph (3); or

(B) the date on which the County of Los Alamos and the Pueblo of San Ildefonso submit to the Secretary a binding agreement allocating the parcels of land identified in paragraph (1) to which the government has clear title—

submit to the appropriate Congressional committees a plan for conveying the parcels of land in accordance with the agreement between the County and the Pueblo and the findings of the environmental review in paragraph (3).

(5) as soon as possible, but no later than nine months after the date of submission of the plan under paragraph (4), complete the conveyance of all portions of the lands identified in the plan.

(c) If the Secretary finds that a parcel of land identified in subsection (b) continues to be necessary for national security purposes for a limited period of time or that remediation of hazardous substances in accordance with applicable laws has not been completed, and the finding will delay the parcel's conveyance beyond the time limits provided in paragraph (5), the Secretary shall convey title of the parcel upon completion of the remediation or after the parcel is no longer necessary for national security purposes.

AMENDMENT NO. 761

Insert where appropriate:

SEC. . NORTHERN NEW MEXICO EDUCATIONAL FOUNDATION.

(a) Of the funds authorized to be appropriated to the Department of Energy by this Act, \$5,000,000 shall be available for payment by the Secretary of Energy to a nonprofit or not-for-profit educational foundation chartered to enhance the educational enrichment

activities in public schools in the area around the Los Alamos National Laboratory (in this section referred to as the "Foundation").

(b) Funds provided by the Department of Energy to the Foundation shall be used solely as corpus for an endowment fund. The Foundation shall invest the corpus and use the income generated from such an investment to fund programs designed to support the educational needs of public schools in Northern New Mexico educating children in the area around the Los Alamos National Laboratory.

DODD AMENDMENTS NOS. 762-763

Mr. DODD proposed two amendments to the bill, S. 936, supra; as follows:

On page 226, between lines 2 and 3, insert the following:

Subtitle B—Persian Gulf Illnesses

SEC. 721. DEFINITIONS.

For purposes of this subtitle:

(1) The term "Gulf War illness" means any one of the complex of illnesses and symptoms that might have been contracted by members of the Armed Forces as a result of service in the Southwest Asia theater of operations during the Persian Gulf War.

(2) The term "Persian Gulf War" has the meaning given that term in section 101 of title 38, United States Code.

(3) The term "Persian Gulf veteran" means an individual who served on active duty in the Armed Forces in the Southwest Asia theater of operations during the Persian Gulf War.

(4) The term "contingency operation" has the meaning given that term in section 101(a) of title 10, United States Code, and includes a humanitarian operation, peace-keeping operation, or similar operation.

SEC. 722. PLAN FOR HEALTH CARE SERVICES FOR PERSIAN GULF VETERANS.

(a) PLAN REQUIRED.—The Secretary of Defense and the Secretary of Veterans Affairs, acting jointly, shall prepare a plan to provide appropriate health care to Persian Gulf veterans (and their dependents) who suffer from a Gulf War illness.

(b) CONTENT OF PLAN.—In preparing the plan, the Secretaries shall—

(1) use the presumptions of service connection and illness specified in paragraphs (1) and (2) of section 721(d) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 10 U.S.C. 1074 note) to determine the Persian Gulf veterans (and the dependents of Persian Gulf veterans) who should be covered by the plan;

(2) consider the need and methods available to provide health care services to Persian Gulf veterans who are no longer on active duty in the Armed Forces, such as Persian Gulf veterans who are members of the reserve components and Persian Gulf veterans who have been separated from the Armed Forces; and

(3) estimate the costs to the Government of providing full or partial health care services under the plan to covered Persian Gulf veterans (and their covered dependents).

(c) FOLLOWUP TREATMENT.—The plan required by subsection (a) shall specifically address the measures to be used to monitor the quality, appropriateness, and effectiveness of, and patient satisfaction with, health care services provided to Persian Gulf veterans after their initial medical examination as part of registration in the Persian Gulf War Veterans Health Registry or the Comprehensive Clinical Evaluation Program.

(d) SUBMISSION OF PLAN.—Not later than March 1, 1998, the Secretaries shall submit to Congress the plan required by subsection (a).

SEC. 723. COMPTROLLER GENERAL STUDY OF REVISED DISABILITY CRITERIA FOR PHYSICAL EVALUATION BOARDS.

Not later than March 1, 1998, the Comptroller General shall submit to Congress a study evaluating the revisions that were made by the Secretary of Defense to the criteria used by physical evaluation boards to set disability ratings for members of the Armed Forces who are no longer medically qualified for continuation on active duty so as to ensure accurate disability ratings related to a diagnosis of a Persian Gulf illness pursuant to section 721(e) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 10 U.S.C. 1074 note).

SEC. 724. IMPROVED MEDICAL TRACKING SYSTEM FOR MEMBERS DEPLOYED OVERSEAS IN CONTINGENCY OR COMBAT OPERATIONS.

(a) SYSTEM REQUIRED.—Chapter 55 of title 10, United States Code, is amended by inserting after section 1074d the following new section:

"§ 1074e. Medical tracking system for members deployed overseas

"(a) SYSTEM REQUIRED.—The Secretary of Defense shall establish a system to assess the medical condition of members of the armed forces (including members of the reserve components) who are deployed outside the United States or its territories or possessions as part of a contingency operation (including a humanitarian operation, peace-keeping operation, or similar operation) or combat operation.

"(b) ELEMENTS OF SYSTEM.—The system shall include the use of predeployment medical examinations and postdeployment medical examinations (including an assessment of mental health and the drawing of blood samples) to accurately record the medical condition of members before their deployment and any changes in their medical condition during the course of their deployment. The postdeployment examination shall be conducted when the member is redeployed or otherwise leaves an area in which the system is in operation (or as soon as possible thereafter).

"(c) RECORDKEEPING.—The results of all medical examinations conducted under the system, records of all health care services (including immunizations) received by members described in subsection (a) in anticipation of their deployment or during the course of their deployment, and records of events occurring in the deployment area that may affect the health of such members shall be retained and maintained in a centralized location to improve future access to the records.

"(d) QUALITY ASSURANCE.—The Secretary of Defense shall establish a quality assurance program to evaluate the success of the system in ensuring that members described in subsection (a) receive predeployment medical examinations and postdeployment medical examinations and that the record-keeping requirements are met."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1074d the following new item:

"1074e. Medical tracking system for members deployed overseas."

SEC. 725. REPORT ON PLANS TO TRACK LOCATION OF MEMBERS IN A THEATER OF OPERATIONS.

Not later than March 1, 1998, the Secretary of Defense shall submit to Congress a report containing a plan for collecting and maintaining information regarding the daily location of units of the Armed Forces, and to the extent practicable individual members of such units, serving in a theater of operations during a contingency operation or combat operation.

SEC. 726. REPORT ON PLANS TO IMPROVE DETECTION AND MONITORING OF CHEMICAL, BIOLOGICAL, AND SIMILAR HAZARDS IN A THEATER OF OPERATIONS.

Not later than March 1, 1998, the Secretary of Defense shall submit to Congress a report containing a plan regarding the deployment, in a theater of operations during a contingency operation or combat operation, of a specialized unit of the Armed Forces with the capability and expertise to detect and monitor the presence of chemical hazards, biological hazards, and similar hazards to which members of the Armed Forces may be exposed.

SEC. 727. NOTICE OF USE OF INVESTIGATIONAL NEW DRUGS.

(a) NOTICE REQUIREMENTS.—Chapter 55 of title 10, United States Code, is amended by adding at the end the following new section:

“§ 1107. Notice of use of investigational new drugs

“(a) NOTICE REQUIRED.—(1) Whenever the Secretary of Defense requests or requires a member of the armed forces to receive an investigational new drug, the Secretary shall provide the member with notice containing the information specified in subsection (d).

“(2) The Secretary shall also ensure that medical care providers who administer an investigational new drug or who are likely to treat members who receive an investigational new drug receive the information required to be provided under paragraphs (3) and (4) of subsection (d).

“(b) TIME FOR NOTICE.—The notice required to be provided to a member under subsection (a)(1) shall be provided before the investigational new drug is first administered to the member, if practicable, but in no case later than 30 days after the investigational new drug is first administered to the member.

“(c) FORM OF NOTICE.—The notice required under subsection (a)(1) shall be provided in writing unless the Secretary of Defense determines that the use of written notice is impractical because of the number of members receiving the investigational new drug, time constraints, or similar reasons. If the Secretary provides notice under subsection (a)(1) in a form other than in writing, the Secretary shall submit to Congress a report describing the notification method used and the reasons for the use of the alternative method.

“(d) CONTENT OF NOTICE.—The notice required under subsection (a)(1) shall include the following:

“(1) Clear notice that the drug being administered is an investigational new drug.

“(2) The reasons why the investigational new drug is being administered.

“(3) Information regarding the possible side effects of the investigational new drug, including any known side effects possible as a result of the interaction of the investigational new drug with other drugs or treatments being administered to the members receiving the investigational new drug.

“(4) Such other information that, as a condition for authorizing the use of the investigational new drug, the Secretary of Health and Human Services may require to be disclosed.

“(e) RECORDS OF USE.—The Secretary of Defense shall ensure that the medical records of members accurately document the receipt by members of any investigational new drug and the notice required by subsection (d).

“(f) DEFINITION.—In this section, the term ‘investigational new drug’ means a drug covered by section 505(i) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355(i)).”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1107. Notice of use of investigational new drugs.”.

SEC. 728. REPORT ON EFFECTIVENESS OF RESEARCH EFFORTS REGARDING GULF WAR ILLNESSES.

Not later than March 1, 1998, the Secretary of Defense shall submit to Congress a report evaluating the effectiveness of medical research initiatives regarding Gulf War illnesses. The report shall address the following:

(1) The type and effectiveness of previous research efforts, including the activities undertaken pursuant to section 743 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201; 10 U.S.C. 1074 note), section 722 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 10 U.S.C. 1074 note), and sections 270 and 271 of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103-160; 107 Stat. 1613).

(2) Recommendations regarding additional research regarding Gulf War illnesses, including research regarding the nature and causes of Gulf War illnesses and appropriate treatments for such illnesses.

(3) The adequacy of Federal funding and the need for additional funding for medical research initiatives regarding Gulf War illnesses.

SEC. 729. PERSIAN GULF ILLNESS CLINICAL TRIALS PROGRAM.

(a) FINDINGS.—Congress finds the following:

(1) There are many ongoing studies that investigate risk factors which may be associated with the health problems experienced by Persian Gulf veterans; however, there have been no studies that examine health outcomes and the effectiveness of the treatment received by such veterans.

(2) The medical literature and testimony presented in hearings on Gulf War illnesses indicate that there are therapies, such as cognitive behavioral therapy, that have been effective in treating patients with symptoms similar to those seen in many Persian Gulf veterans.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary of Defense and the Secretary of Veterans Affairs, acting jointly, shall establish a program of cooperative clinical trials at multiple sites to assess the effectiveness of protocols for treating Persian Gulf veterans who suffer from ill-defined or undiagnosed conditions. Such protocols shall include a multidisciplinary treatment model, of which cognitive behavioral therapy is a component.

(c) FUNDING.—Of the amount authorized to be appropriated in section 201(1), the sum of \$4,500,000 shall be available for program element 62787A (medical technology) in the budget of the Department of Defense for fiscal year 1998 to carry out the clinical trials program established pursuant to subsection (b).

On page 217, between lines 15 and 16, insert the following:

Subtitle A—General Matters

At the appropriate place in the bill at the following new section:

SEC. . (A) CONGRESSIONAL FINDINGS.—The Congress finds that—

(1) His Excellency Christopher F. Patten, the now former Governor of Hong Kong, was the twenty-eighth British Governor to preside over Hong Kong, prior to that territory reverting back to the People's Republic of China on July 1, 1997;

(2) Chris Patten was a superb administrator and an inspiration to the people who he sought to govern;

(3) During his five years as Governor of Hong Kong, the economy flourished under his stewardship, growing by more than 30% in real terms;

(4) Chris Patten presided over a capable and honest civil service;

(5) Common crime declined during his tenure, and the political climate was positive and stable;

(6) The most important legacy of the Patten administration is that the people of Hong Kong were able to experience democracy first hand, electing members of their local legislature; and

(7) Chris Patten fulfilled the British commitment to “put in place a solidly based democratic administration” in Hong Kong prior to July 1, 1997.

(B) It is the Sense of the Congress that—

(1) Governor Chris Patten has served his country with great honor and distinction; and

(2) He deserves special thanks and recognition from the United States for his tireless efforts to develop and nurture democracy in Hong Kong.

**STEVENS (AND OTHERS)
AMENDMENT NO. 764**

(Ordered to lie on the table.)

Mr. STEVENS (for himself, Mr. WYDEN, Mr. TORRICELLI, Mr. SMITH of Oregon, Mr. SHELBY, Mr. SARBANES, Mr. REID, Mr. MURKOWSKI, Ms. MIKULSKI, Mr. LEAHY, Ms. LANDRIEU, Mr. JOHNSON, Mr. JEFFORDS, Mr. INOUE, Mr. HOLLINGS, Mr. FORD, Mrs. FEINSTEIN, Mr. ENZI, Mr. DOMENICI, Mr. DEWINE, Mr. D'AMATO, Mr. CONRAD, Mr. COCHRAN, Mr. BYRD, Mr. BURNS, Mr. BINGAMAN, Mr. AKAKA, and Mr. BENNETT) submitted an amendment intended to be proposed by them to the bill, S. 936, supra; as follows:

At the end of title IX, add the following:

SEC. 905. SENIOR REPRESENTATIVE OF THE NATIONAL GUARD BUREAU.

(a) ESTABLISHMENT.—(1) Chapter 1011 of title 10, United States Code, is amended by adding at the end the following:

“§ 10509. Senior Representative of the National Guard Bureau.

“(a) APPOINTMENT.—There is a Senior Representative of the National Guard Bureau who is appointed by the President, by and with the advice and consent of the Senate. Subject to subsection (b), the appointment shall be made from officers of the Army National Guard of the United States or the Air National Guard of the United States who—

“(1) are recommended for such appointment by their respective Governors or, in the case of the District of Columbia, the commanding general of the District of Columbia National Guard; and

“(2) meet the same eligibility requirements that are set forth for the Chief of the National Guard Bureau in paragraphs (2) and (3) of section 10502(a) of this title.

“(b) ROTATION OF OFFICE.—An officer of the Army National Guard may be succeeded as Senior Representative of the National Guard Bureau only by an officer of the Air National Guard, and an officer of the Air National Guard may be succeeded as Senior Representative of the National Guard Bureau only by an officer of the Army National Guard. An officer may not be reappointed to a consecutive term as Senior Representative of the National Guard Bureau.

“(c) TERM OF OFFICE.—An officer appointed as Senior Representative of the National Guard Bureau serves at the pleasure of the President for a term of four years. An officer may not hold that office after becoming 64 years of age. While holding the office, the Senior Representative of the National Guard Bureau may not be removed from the reserve

active-status list, or from an active status, under any provision of law that otherwise would require such removal due to completion of a specified number of years of service or a specified number of years of service in grade.

“(d) GRADE.—The Senior Representative of the National Guard Bureau shall be appointed to serve in the grade of general.”

(2) The table of sections at the beginning of such chapter is amended by adding at the end the following:

“10509. Senior Representative of the National Guard Bureau.”

(b) MEMBER OF JOINT CHIEFS OF STAFF.—Section 151(a) of title 10, United States Code, is amended by adding at the end the following:

“(7) The Senior Representative of the National Guard Bureau.”

(c) ADJUSTMENT OF RESPONSIBILITIES OF CHIEF OF THE NATIONAL GUARD BUREAU.—(1) Section 10502 of title 10, United States Code, is amended by inserting “, and to the Senior Representative of the National Guard Bureau,” after “Chief of Staff of the Air Force.”

(2) Section 10504(a) of such title is amended in the second sentence by inserting “, and in consultation with the Senior Representative of the National Guard Bureau,” after “Secretary of the Air Force”.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on January 1, 1998.

DODD (AND MCCAIN) AMENDMENT NO. 765

Mr. DODD (for himself and Mr. MCCAIN) proposed an amendment to the bill, S. 936, supra; as follows:

At the appropriate place in the bill add the following new section:

SEC. . (A) Congress finds that—

(1) on July 6, 1997, elections were conducted in Mexico in order to fill 500 seats in the Chamber of Deputies, 32 seats in the 128 seat Senate, the office of the Mayor of Mexico City, and local elections in a number of Mexican states;

(2) for the first time, the federal elections were organized by the Federal Electoral Institute, an autonomous and independent organization established under the Mexican Constitution;

(3) more than 52 million Mexican citizens registered to vote,

(4) eight political parties registered to participate in the July 6, elections, including the Institutional Revolutionary Party (PRI), the National Action Party (PAN), and the Democratic Revolutionary Party (PRD);

(5) Since 1993, Mexican citizens have had the exclusive right to participate as observers in activities related to the preparation and the conduct of elections;

(6) Since 1994, Mexican law has permitted international observers to be a part of the process;

(7) With 84% of the ballots counted, PRI candidates received 38% of the vote for seats in the Chamber of Deputies; while PRD and PAN candidates received 52% of the combined vote;

(8) PRD candidate, Cuauhtemoc Cardenas Solorzano has become the first elected Mayor of Mexico City, a post previously appointed by the President;

(9) PAN members will now serve as governors in seven of Mexico's 31 states;

(B) It is the Sense of the Congress that—

(1) the recent Mexican elections were conducted in a free, fair and impartial manner;

(2) the will of the Mexican people, as expressed through the ballot box, has been respected by President Ernesto Zedillo and officials throughout his Administration;

(3) President Zedillo, the Mexican Government, the Federal Electoral Institute, the political parties and candidates, and most importantly the citizens of Mexico should all be congratulated for their support and participation in these very historic elections.

GRAHAM AMENDMENTS NOS. 766— 768

(Ordered to lie on the table.)

Mr. GRAHAM submitted three amendments intended to be proposed by him to the bill, S. 936, supra; as follows:

AMENDMENT NO. 766

At the end of subtitle D of title II, add the following:

SEC. 235. CONSOLIDATION OF ELECTRONIC COMBAT TESTING.

(a) LIMITATION.—The electronic combat testing assets of the laboratories and test and evaluation centers of the Department of Defense may not be transferred from the locations of those assets as of the date of the enactment of this Act until the five-year plan for consolidation of laboratories and test and evaluation centers of the Department of Defense required by section 277 of the National Defense Authorization Act for Fiscal Year 1996 (Public Law 104-106; 110 Stat. 242) is completed.

(b) CONTINUED SUPPORT FOR SOCOM AND AIR COMBAT COMMAND.—The Secretary of Defense shall ensure that, within amounts available for use for the purpose, the range electronic combat test capabilities at Eglin Air Force Base, Florida, are funded at levels sufficient to continue to meet the operational requirements of the Special Operations Command and the Air Combat Command.

AMENDMENT NO. 767

At the end of subtitle D of title X, add the following:

SEC. 1041. ASSESSMENT OF THE CUBAN THREAT TO UNITED STATES NATIONAL SECURITY.

(a) FINDINGS.—Congress makes the following findings:

(1) The United States has been an avowed enemy of Cuba for over 35 years, and Fidel Castro has made hostility towards the United States a principal tenet of his domestic and foreign policy.

(2) The ability of the United States as a sovereign nation to respond to any Cuban provocation is directly related to the ability of the United States to defend the people and territory of the United States against any Cuban attack.

(3) In 1994, the Government of Cuba callously encouraged a massive exodus of Cubans, by boat and raft, toward the United States.

(4) Countless numbers of those Cubans lost their lives on the high seas as a result of those actions of the Government of Cuba.

(5) The humanitarian response of the United States to rescue, shelter, and provide emergency care to those Cubans, together with the actions taken to absorb some 30,000 of those Cubans into the United States, required immeasurable efforts and expenditures of hundreds of millions of dollars for the costs incurred by the United States and State and local governments in connection with those efforts.

(6) On February 24, 1996, Cuban MiG aircraft attacked and destroyed, in international airspace, two unarmed civilian aircraft flying from the United States, and the four persons in those unarmed civilian aircraft were killed.

(7) Since the attack, the Cuban government has issued no apology for the attack,

nor has it indicated any intention to conform its conduct to international law that is applicable to civilian aircraft operating in international airspace.

(b) REVIEW AND REPORT.—Not later than March 30, 1998, the Secretary of Defense shall carry out a comprehensive review and assessment of Cuban military capabilities and the threats to the national security of the United States that are posed by Fidel Castro and the Government of Cuba and submit a report on the review to the Committee on Armed Services of the Senate and the Committee on National Security of the House of Representatives. The report shall contain—

(1) a discussion of the results of the review; and

(2) the Secretary's assessment of the threats, including—

(A) such unconventional threats as—

(i) encouragement of migration crises; and

(ii) attacks on citizens and residents of the United States while they are engaged in peaceful protest in international waters or airspace;

(B) the potential for development and delivery of chemical or biological weapons; and

(C) the potential for internal strife in Cuba that could involve citizens or residents of the United States or the Armed Forces of the United States.

(c) CONSULTATION ON REVIEW AND ASSESSMENT.—In performing the review and preparing the assessment, the Secretary of Defense shall consult with the Chairman of the Joint Chiefs of Staff, the Commander-in-Chief of the United States Southern Command, and the heads of other appropriate agencies of the Federal Government.

(d) CERTIFICATION.—The Secretary of Defense will certify to Congress that contingency plans have been developed and appropriate assets have been identified to defend United States territory against potential hostile action by Cuba. The current assessment by the intelligence community of Cuban military capabilities and the threats to the national security of the United States posed by Fidel Castro and the Government of Cuba will be the basis for development of the contingency plans.

AMENDMENT NO. 768

At the end of title IX, add the following:

SEC. 905. CENTER FOR HEMISPHERIC DEFENSE STUDIES.

(a) ESTABLISHMENT.—The Secretary of Defense shall establish the Center for Hemispheric Defense Studies in the Department of Defense in accordance with section 2166 of title 10, United States Code, as added by subsection (b).

(b) CHARTER FOR CENTER.—(1) Chapter 108 of title 10, United States Code, as amended by section 902, is further amended by adding at the end the following:

“§ 2166. Center for Hemispheric Defense Studies

“(a) ESTABLISHMENT.—There is a Center for Hemispheric Defense Studies in the Department of Defense.

“(b) MISSION.—The mission of the Center is to develop, organize, manage, administer, and present for civilian and military leaders of South American, Central American, and Caribbean nations executive-level academic programs that are designed—

“(1) to stimulate deliberations about defense policy and civil-military relations specifically in the context of the requirements and interests of South American, Central American, and Caribbean nations;

“(2) to provide those leaders with an understanding of defense decisionmaking and resource management in a democratic society;

“(3) to improve the expertise of the civilian leaders of such nations in national defense and military matters;

"(4) to strengthen civil-military relations within those nations; and

"(5) to foster intergovernmental understanding and cooperation in democratic countries in the Western Hemisphere.

"(c) LOCATIONS OF EDUCATIONAL PROGRAMS.—(1) The headquarters of the Center is located at the National Defense University, Fort McNair, District of Columbia. The headquarters is the principle location for the presentation of the core programs of the Center.

"(2) The Center may present at locations in South American, Central American, and Caribbean nations activities that are designed to assist any of such nations to institutionalize the development of civilian defense expertise, as follows:

"(A) Series of short courses.

"(B) Outreach and research activities that complement the educational programs of the Center."

(2) The table of sections at the beginning of such chapter, as amended by section 902, is further amended by adding at the end the following:

"2166. Center for Hemispheric Defense Studies."

(c) RELATIONSHIP TO NATIONAL DEFENSE UNIVERSITY.—Subsection (a) of section 2165 of title 10, United States Code, as added by section 902, is amended by adding at the end the following:

"(6) The Center for Hemispheric Defense Studies."

(d) FIRST PROGRAM SESSION OF CENTER.—The Center for Hemispheric Defense Studies shall present the inaugural session of the Center's core education program during the first quarter of fiscal year 1998.

(e) PLAN FOR PROGRAMS.—Not later than December 31, 1997, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on National Security of the House of Representatives a plan for convening at the Center for Hemispheric Defense Studies a minimum of five core program sessions each year and for operating and maintaining the Center in general.

(f) ASSESSMENT OF DEPARTMENT OF DEFENSE PROGRAMS RELATING TO REGIONAL SECURITY AND HOST NATION DEVELOPMENT IN THE WESTERN HEMISPHERE.—(1) Congress reaffirms the findings on Department of Defense programs relating to regional security and host nation development in the Western Hemisphere that are set forth in subsection (a) of section 1315 of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 108 Stat. 2896).

(2) Not later than May 1, 1998, the Secretary of Defense shall—

(A) carry out another comprehensive review and assessment in accordance with subsection (b) of section 1315 of the National Defense Authorization Act for Fiscal Year 1995 (108 Stat. 2897), in addition to the review and assessment previously carried out under such subsection; and

(B) submit to Congress a report on the additional review and assessment.

HUTCHISON AMENDMENTS NOS. 769-770

(Ordered to lie on the table.)

Mrs. HUTCHISON submitted two amendments intended to be proposed by her to the bill, S. 936, supra; as follows:

AMENDMENT No. 769

On page 68, between lines 17 and 18, insert the following:

SEC. 319. EFFECTIVE DATE OF PROVISIONS RELATING TO DEPOT-LEVEL MAINTENANCE AND REPAIR.

Notwithstanding any other provision of this Act, the provisions of this Act, and any

amendments made by such provisions, relating to depot-level maintenance and repair shall take effect on the date of enactment of this Act.

AMENDMENT No. 770

On page 347, between lines 15 and 16, insert the following:

SEC. 1075. POLICE, FIRE PROTECTION, AND OTHER SERVICES AT PROPERTY FORMERLY ASSOCIATED WITH RED RIVER ARMY DEPOT, TEXAS.

(a) AUTHORITY TO ENTER INTO AGREEMENT.—(1) Notwithstanding any other provision of law, the Secretary of the Army may enter into an agreement with the local redevelopment authority for Red River Army Depot, Texas, under which agreement the Secretary provides police services, fire protection services, or hazardous material response services for the authority with respect to the property at the depot that is under the jurisdiction of the authority as a result of the realignment of the depot under the base closure laws.

(2) The Secretary may not enter into the agreement unless the Secretary determines that the provision of services under the agreement is in the best interests of the United States.

(3) The agreement may provide for the reimbursement of the Secretary, in whole or in part, for the services provided by the Secretary under the agreement.

(b) TREATMENT OF REIMBURSEMENT.—Any amounts received by the Secretary under the agreement under subsection (a) shall be credited to the appropriations providing funds for the services concerned. Amounts so credited shall be merged with the appropriations to which credited and shall be available for the purposes, and subject to the conditions and limitations, for which such appropriations are available.

DORGAN (AND OTHERS) AMENDMENT No. 771

Mr. DORGAN (for himself, Mr. LOTT, Mr. DASCHLE, Mr. DOMENICI, Mr. CONRAD, Mrs. FEINSTEIN, Mr. DODD, Mr. BINGAMAN, Mrs. BOXER, Mr. BURNS, Ms. LANDRIEU, Mr. FORD, Mr. THURMOND, Mr. ROBERTS, and Mr. COVERDELL) proposed an amendment to amendment No. 705 proposed by Mr. MCCAIN to the bill, S. 936, supra; as follows:

After "SEC." on page 1, line 3 of the amendment, strike all and insert:

. REPORT ON CLOSURE AND REALIGNMENT OF MILITARY BASES.

(a) REPORT.—The Secretary of Defense shall prepare and submit to the congressional defense committees a report on the costs and savings attributable to the base closure rounds before 1996 and on the need, if any, for additional base closure rounds.

(b) ELEMENTS.—The report under subsection (a) shall include the following:

(1) A statement, using data consistent with budget data, of the actual costs and savings (in the case of prior fiscal years) and the estimated costs and savings (in the case of future fiscal years) attributable to the closure and realignment of military installations as a result of the base closure rounds before 1996, set forth by Armed Force, type of facility, and fiscal year, including—

(A) operation and maintenance costs, including costs associated with expanded operations and support, maintenance of property, administrative support, and allowances for housing at installations to which functions are transferred as a result of the closure or realignment of other installations;

(B) military construction costs, including costs associated with rehabilitating, expand-

ing, and construction facilities to receive personnel and equipment that are transferred to installations as a result of the closure or realignment of other installations;

(C) environmental cleanup costs, including costs associated with assessments and restoration;

(D) economic assistance costs, including—

(i) expenditures on Department of Defense demonstration projects relating to economic assistance;

(ii) expenditures by the Office of Economic Adjustment; and

(iii) to the extent available, expenditures by the Economic Development Administration, the Federal Aviation Administration, and the Department of Labor relating to economic assistance;

(E) unemployment compensation costs, early retirement benefits (including benefits paid under section 5597 of title 5, United States Code), and worker retraining expenses under the Priority Placement Program, the Job Training Partnership Act, and any other Federally-funded job training program;

(F) costs associated with military health care;

(G) savings attributable to changes in military force structure; and

(H) savings due to lower support costs with respect to installations that are closed or realigned.

(2) A comparison, set forth by base closure round, or the actual costs and savings stated under paragraph (1) to the annual estimates of costs and savings previously submitted to Congress.

(3) A list of each military installation at which there is authorized to be employed 300 or more civilian personnel, set forth by Armed Force.

(4) An estimate of current excess capacity at military installations, set forth—

(A) as a percentage of the total capacity of the installations of the Armed Forces with respect to all installations of the Armed Forces;

(B) as a percentage of the total capacity of the installations of each Armed Force with respect to the installations of such Armed Force; and

(C) as a percentage of the total capacity of a type of installation with respect to installations of such type.

(5) The types of facilities that would be recommended for closure or realignment in the event of an additional base closure round, set forth by Armed Force.

(6) The criteria to be used by the Secretary in evaluating installations for closure or realignment in such event.

(7) The methodologies to be used by the Secretary in identifying installations for closure or realignment in such event.

(8) An estimate of the costs and savings to be achieved as a result of the closure or realignment of installations in such event, set forth by Armed Force and by year.

(9) An assessment whether the costs of the closure or realignment of installations in such event are contained in the current Future Years Defense Plan, and, if not, whether the Secretary will recommend modifications in future defense spending in order to accommodate such costs.

(c) DEADLINE.—The Secretary shall submit the report under subsection (a) not later than the date on which the President submits to Congress the budget for fiscal year 2000 under section 1105(a) of title 31, United States Code.

(d) REVIEW.—The Congressional Budget Office and the Comptroller General shall conduct a review of the report prepared under subsection (a).

(e) PROHIBITION ON USE OF FUNDS.—No funds authorized to be appropriated or otherwise made available to the Department of

Defense by this Act or any other Act may be used for any activities of the Defense Base Closure and Realignment Commission established by section 2902(a) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note) until the later of—

(1) the date on which the Secretary submits the report required by subsection (a); or

(2) the date on which the Congressional Budget Office and the Comptroller General complete a review of the report under subsection (d).

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

(1) the Secretary should develop a system having the capacity to quantify the actual costs and savings attributable to the closure and realignment of military installations pursuant to the base closure process; and

(2) the Secretary should develop the system in expedient fashion, so that the system may be used to quantify costs and savings attributable to the 1995 base closure round.

REID AMENDMENT NO. 772

Mr. REID proposed an amendment to the bill, S. 936, supra; as follows:

On page 30, between lines 19 and 20, insert the following:

() AVAILABILITY OF FUNDS FOR COUNTER-LANDMINE TECHNOLOGIES.—Of the amounts available in section 201(4) for demining activity, the Secretary of Defense may utilize \$2,000,000 for the following activities:

(1) The development of technologies for detecting, locating, and removing abandoned landmines.

(2) The operation of a test and evaluation facility at the Nevada Test Site, Nevada, for the testing of the performance of such technologies.

SARBANES AMENDMENT NO. 773

(Ordered to lie on the table.)

Mr. SARBANES submitted an amendment intended to be proposed by him to the bill, S. 936, supra; as follows:

On page 30, between lines 19 and 20, insert the following:

() AVAILABILITY OF FUNDS FOR COUNTER-LANDMINE TECHNOLOGIES.—Of the amounts available in section 201(4) for demining activity, the Secretary of Defense may utilize \$2,000,000 for the following activities:

(1) The development of technologies for detecting, locating, and removing abandoned landmines.

(2) The operation of a test and evaluation facility at the Nevada Test Site, Nevada, for the testing of the performance of such technologies.

COATS (AND OTHERS) AMENDMENT NO. 774

(Ordered to lie on the table.)

Mr. COATS (for himself, Mr. BREAUX, Mr. SMITH of Oregon, and Mr. BROWNBACK) submitted an amendment intended to be proposed by them to the bill, S. 936, supra; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1075. SENSE OF THE SENATE REGARDING EXPANSION OF THE NORTH ATLANTIC TREATY ORGANIZATION.

(a) FINDINGS.—The Senate makes the following findings:

(1) The North Atlantic Treaty Organization (NATO) will meet July 8 and 9, 1997, in Madrid, Spain, to issue invitations to several

countries in Central Europe and Eastern Europe to begin accession talks to join NATO.

(2) Congress has expressed its support for the process of NATO enlargement by approving the NATO Enlargement Facilitation Act of 1996 (Public Law 104-208; 22 U.S.C. 1928 note) by a vote of 81-16 in the Senate, and 353-65 in the House of Representatives.

(3) The Clinton Administration has determined that the United States Government will support inviting three countries—Poland, Hungary, and the Czech Republic—to join NATO at the Madrid summit.

(4) The United States should ensure that the process of enlarging NATO continues after the first round of invitations are issued this July.

(5) Romania and Slovenia are to be commended for their progress toward political and economic reform and their meeting the guidelines for prospective NATO membership.

(6) In furthering NATO's purpose and objective of promoting stability and well-being in the North Atlantic area, Romania, Slovenia, and any other democratic states of Central and Eastern Europe should be invited to become NATO members as expeditiously as possible upon satisfaction of all relevant criteria.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that NATO should issue a second round of invitations to Central and Eastern European states that have met the criteria for NATO membership at the 1999 NATO summit.

BINGAMAN AMENDMENT NO. 775

(Ordered to lie on the table.)

Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill, S. 936, supra; as follows:

On page 444, between lines 20 and 21, insert the following:

SEC. 3139. TRITIUM PRODUCTION IN COMMERCIAL FACILITIES.

(a) Section 91 of the Atomic Energy Act of 1954 (42 U.S.C. 2121) is amended by adding at the end the following:

“(d) The Secretary may—
“(A) demonstrate the feasibility of, and
“(B)(i) acquire facilities by lease or purchase, or

“(ii) enter into an agreement with an owner or operator of a facility, for the production of tritium for defense-related uses in a facility licensed under section 103 of this Act.”

(b) Section 210 of the Department of Energy National Security and Military Applications of Nuclear Energy Authorization Act of 1981 (42 U.S.C. 7272) does not apply to activities conducted under this section during fiscal year 1998.

(c) The Nuclear Regulatory Commission may collect fees from the Secretary under section 9701 of title 31, United States Code (the Independent Offices Appropriation Act of 1952) for services rendered to the Secretary in connection with the implementation of this subsection.

BINGAMAN (AND DOMENICI) AMENDMENT NO. 776

(Ordered to lie on the table.)

Mr. BINGAMAN (for himself and Mr. DOMENICI) submitted an amendment intended to be proposed by them to the bill, S. 936, supra; as follows:

At the appropriate place in Title XXXI add the following new section:

SEC. . EDUCATIONAL FOUNDATION FOR SCHOOLS IN THE AREA AROUND LOS ALAMOS NATIONAL LABORATORY.

(a) Of the funds authorized to be appropriated to the Department of Energy by this

Act, \$5,000,000 shall be available for payment by the Secretary to a nonprofit or not-for-profit educational foundation chartered to enhance the educational enrichment activities in public schools in the area around Los Alamos National Laboratory (in this section referred to as the “Foundation”).

(b) Funds provided by the Department of Energy to the Foundation shall be used solely as corpus for an endowment fund. The Foundation shall invest the corpus and use the income generated from such investments to fund programs designed to support the educational needs of public schools in northern New Mexico educating children in the area around the Los Alamos National Laboratory.

BINGAMAN AMENDMENT NO. 777

(Ordered to lie on the table.)

Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill, S. 936, supra; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1075. RESTRICTIONS ON QUANTITIES OF ALCOHOLIC BEVERAGES AVAILABLE FOR PERSONNEL OVERSEAS THROUGH DEPARTMENT OF DEFENSE SOURCES.

(a) REGULATIONS REQUIRED.—The Secretary of Defense shall prescribe regulations restricting the quantity of alcoholic beverages that is available outside the United States through Department of Defense sources, including nonappropriated fund instrumentalities under the Department of Defense, for the use of a member of the Armed Forces, an employee of the Department of Defense, and dependents of such personnel.

(b) APPLICABLE STANDARD.—Each quantity prescribed by the Secretary shall be a quantity that is consistent with the prevention of illegal resale or other illegal disposition of alcoholic beverages overseas.

LEVIN (AND OTHERS) AMENDMENT NO. 778

Mr. LEVIN (for himself, Mr. ABRAHAM, Mr. HELMS, Mr. ROBB, Mr. KEMPTHORNE, Mr. DASCHLE, and Mr. BURNS) proposed an amendment to the bill, S. 936, supra; as follows:

At the end of subtitle E of title VIII, add the following:

SEC. 844 PRODUCTS OF FEDERAL PRISON INDUSTRIES.

(a) PURCHASES FROM FEDERAL PRISON INDUSTRIES.—Section 4124 of title 18, United States Code, is amended by striking out subsections (a) and (b) and inserting in lieu thereof the following new subsections (a) and (b):

“(a) A Federal agency which has a requirement for a specific product listed in the current edition of the catalog required by subsection (d) shall—

“(1) provide a copy of the notice required by section 18 of the Office of Federal Procurement Policy Act (41 U.S.C. 416) to Federal Prison Industries at least 15 days before the issuance of a solicitations of offers for the procurement of such products;

“(2) use competitive procedures for the procurement of that product, unless—

“(A) the head of the agency justifies the use of procedures other than competitive procedures in accordance with section 2304(f) of title 10 or section 303(f) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253(f)); or

“(B) the Attorney General makes the determination described in subsection (b)(1)

within 15 days after receiving a notice of the requirement pursuant to paragraph (1); and

“(3) consider a timely offer from Federal Prison Industries for award in accordance with the specifications and evaluation factors specified in the solicitation.

“(b) A Federal agency which has a requirement for a product referred to in subsection (a) shall—

“(1) on a noncompetitive basis, negotiate a contract with Federal Prison Industries for the purchase of the product if the Attorney General personally determines, within the period described in subsection (a)(2)(B), that—

“(A) it is not reasonable to expect that Federal Prison Industries would be selected for award of the contract on a competitive basis; and

“(B) it is necessary to award the contract to Federal Prison Industries in order—

“(i) to maintain work opportunities that are essential to the safety and effective administration of the penal facility at which the contract would be performed; or

“(ii) to permit diversification into the manufacture of a new product that has been approved for sale by the Federal Prison Industries board of directors in accordance with this chapter; and

“(2) award the contract to Federal Prison Industries if the contracting officer determines that Federal Prison Industries can meet the requirements of the agency with respect to the product in a timely manner and at a fair and reasonable price.”.

(b) LIMITATION ON NEW PRODUCTS AND EXPANSION OF PRODUCTION.—Section 4122(b) of title 18, United States Code, is amended—

(1) by redesignating paragraphs (4), (5), and (6) as paragraphs (5), (6), and (7), respectively;

(2) by inserting after paragraph (3) the following new paragraph (4):

“(4) Federal Prison Industries shall, to the maximum extent practicable, concentrate any effort to produce a new product or to expand significantly the production of an existing product on products that are otherwise produced with non-United States labor.”; and

(3) in paragraph (6), as so redesignated, by striking out “paragraph (4)(B)” and inserting in lieu thereof “paragraph (5)(B)”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act.

SMITH OF NEW HAMPSHIRE AMENDMENT NO. 779

(Ordered to lie on the table.)

Mr. SMITH of New Hampshire submitted an amendment intended to be proposed by him to amendment No. 652 submitted by Mr. BINGAMAN to the bill, S. 936, supra; as follows:

Strike out all after the section heading and insert in lieu thereof the following:

(a) INCREASE.—The amount authorized to be appropriated for fiscal year 1998 for Defense-wide procurement under section 104 is hereby increased by \$51,000,000, and within the amount authorized to be appropriated under such section (as so increased) the total amount available for chemical and biological defense counterproliferation programs is hereby increased by \$51,000,000.

(b) OTHER FUNDING.—Of the unobligated balance of the amount authorized to be appropriated for fiscal year 1997 for Defense-wide procurement under section 104 of Public Law 104-201 for chemical and biological defense counterproliferation programs, \$16,000,000 is authorized to remain available for fiscal year 1998 for such programs.

(c) OFFSETTING DECREASE.—The total amount authorized to be appropriated for the Air Force for fiscal year 1998 for operation and maintenance under section 301(4) is hereby decreased by \$51,000,000.

SMITH OF NEW HAMPSHIRE AMENDMENT NO. 780

(Ordered to lie on the table.)

Mr. SMITH of New Hampshire submitted an amendment intended to be proposed by him to amendment No. 653 submitted by Mr. BINGAMAN to the bill, S. 936, supra; as follows:

Strike out all after the section heading and insert in lieu thereof the following:

(a) INCREASE.—The amount authorized to be appropriated for fiscal year 1998 for Defense-wide procurement under section 104 is hereby increased by \$51,000,000, and within the amount authorized to be appropriated under such section (as so increased) the total amount available for chemical and biological defense counterproliferation programs is hereby increased by \$51,000,000.

(b) OTHER FUNDING.—Of the unobligated balance of the amount authorized to be appropriated for fiscal year 1997 for Defense-wide procurement under section 104 of Public Law 104-201 for chemical and biological defense counterproliferation programs, \$16,000,000 is authorized to remain available for fiscal year 1998 for such programs.

(c) OFFSETTING DECREASE.—The total amount authorized to be appropriated for the Air Force for fiscal year 1998 for operation and maintenance under section 301(4) is hereby decreased by \$51,000,000.

BOND AMENDMENT NO. 781

Mr. WARNER (for Mr. BOND) proposed an amendment to the bill, S. 936, supra; as follows:

On page 382, line 15, strike out “\$155,416,000” and insert in lieu thereof “\$158,626,000”.

THURMOND AMENDMENT NO. 782

Mr. WARNER (for Mr. THURMOND) proposed an amendment to the bill, S. 936, supra; as follows:

On page 356, line 8, strike out “\$1,957,129,000” and insert in lieu thereof “\$1,951,478,000”.

On page 357, line 4, strike out “\$1,148,937,000” and insert in lieu thereof “\$1,143,286,000”.

On page 360, in the table following line 7, strike out the item relating to Naval Station, Roosevelt Roads, Puerto Rico.

On page 360, in the table following line 7, strike out “\$75,620,000” in the amount column in the time relating to the total and insert in lieu thereof “\$65,920,000”.

On page 362, line 14, strike out “\$1,916,887,000” and insert in lieu thereof “\$1,907,387,000”.

On page 362, line 20, strike out “\$75,620,000” and insert in lieu thereof “\$65,920,000”.

BINGAMAN AMENDMENT NO. 783

Mr. LEVIN (for Mr. BINGAMAN) proposed an amendment to the bill, S. 936, supra; as follows:

On page 226, between lines 2 and 3, insert the following:

SEC. 708. AUTHORITY FOR AGREEMENT FOR USE OF MEDICAL RESOURCE FACILITY, ALAMAGORDO, NEW MEXICO.

(a) AUTHORITY.—The Secretary of the Air Force may enter into an agreement with

Gerald Champion Hospital, Alamagordo, New Mexico (in this section referred to as the “Hospital”), providing for the Secretary to furnish health care services to eligible individuals in a medical resource facility in Alamagordo, New Mexico, that is constructed, in part, using funds provided by the Secretary under the agreement.

(b) CONTENT OF AGREEMENT.—Any agreement entered into under subsection (a) shall, at a minimum, specify the following:

(1) The relationship between the Hospital and the Secretary in the provision of health care services to eligible individuals in the facility, including—

(A) whether or not the Secretary and the Hospital is to use and administer the facility jointly or independently; and

(B) under what circumstances the Hospital is to act as a provider of health care services under the TRICARE managed care program.

(2) Matters relating to the administration of the agreement, including—

(A) the duration of the agreement;

(B) the rights and obligations of the Secretary and the Hospital under the agreement, including any contracting or grievance procedures applicable under the agreement;

(C) the types of care to be provided to eligible individuals under the agreement, including the cost to the Department of the Air Force of providing the care to eligible individuals during the term of the agreement;

(D) the access of Air Force medical personnel to the facility under the agreement;

(E) the rights and responsibilities of the Secretary and the Hospital upon termination of the agreement; and

(F) any other matters jointly identified by the Secretary and the Hospital.

(3) The nature of the arrangement between the Secretary and the Hospital with respect to the ownership of the facility and any property under the agreement, including—

(A) the nature of that arrangement while the agreement is in force;

(B) the nature of that arrangement upon termination of the agreement; and

(C) any requirement for reimbursement of the Secretary by the Hospital as a result of the arrangement upon termination of the agreement.

(4) The amount of the funds available under subsection (c) that the Secretary is to contribute for the construction and equipping of the facility.

(5) Any conditions or restrictions relating to the construction, equipping, or use of the facility.

(c) AVAILABILITY OF FUNDS FOR CONSTRUCTION AND EQUIPPING OF FACILITY.—Of the amount authorized to be appropriated by section 301(21), not more than \$7,000,000 may be available for the contribution of the Secretary referred to in subsection (b)(4) to the construction and equipping of the facility described in subsection (a).

(d) NOTICE AND WAIT.—The Secretary may not enter into the agreement authorized by subsection (a) until 90 days after the Secretary submits to the congressional defense committees a report describing the agreement. The report shall set forth the memorandum of agreement under subsection (b), the results of a cost-benefit analysis conducted by the Secretary with respect to the agreement, and such other information with respect to the agreement as the Secretary considers appropriate.

(e) ELIGIBLE INDIVIDUAL DEFINED.—In this section, the term “eligible individual” means any individual eligible for medical and dental care under chapter 55 of title 10, United States Code, including any individual entitled to such care under section 1074(a) of that title.

SPECTER AMENDMENT NO. 784

Mr. WARNER (for Mr. SPECTER) proposed an amendment to the bill, S. 936, supra; as follows:

On page 306, between lines 4 and 5, insert the following:

SEC. 1041. REPORT ON POLICIES AND PRACTICES RELATING TO THE PROTECTION OF MEMBERS OF THE ARMED FORCES ABROAD FROM TERRORIST ATTACK.

(a) FINDINGS.—Congress makes the following findings:

(1) On June 25, 1996, a bomb detonated not more than 80 feet from the Air Force housing complex known as Khobar Towers in Dhahran, Saudi Arabia, killing 19 members of the Air Force and injuring hundreds more.

(2) On June 13, 1996, a report by the Bureau of Intelligence and Research of the Department of State highlighted security concerns in the region in which Dhahran is located.

(3) On June 17, 1996, the Department of Defense received an intelligence report detailing a high level of risk to the complex.

(4) In January 1996, the Office of Special Investigations of the Air Force issued a vulnerability assessment for the complex, which assessment highlighted the vulnerability of perimeter security at the complex given the proximity of the complex to a boundary fence and the lack of the protective coating Mylar on its windows.

(b) REPORT. Not later than 90 days after the date of enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report containing the following:

(1) An assessment of the current policies and practices of the Department of Defense with respect to the protection of members of the Armed Forces abroad against terrorist attack, including any modifications to such policies or practices that are proposed or implemented as a result of the assessment.

(2) An assessment of the procedures of the Department of Defense intended to determine accountability, if any, in the command structure in instances in which a terrorist attack results in the loss of life at an installation or facility of the Armed Forces abroad.

**SANTORUM (AND SPECTER)
AMENDMENT NO. 785**

Mr. WARNER (for Mr. SANTORUM for himself and Mr. SPECTER) proposed an amendment to the bill, S. 936, supra; as follows:

At the end of subtitle B of title III, add the following:

SEC. 319. REALIGNMENT OF PERFORMANCE OF GROUND COMMUNICATION-ELECTRONIC WORKLOAD.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the transfer of the ground communication-electronic workload to Tobyhanna Army Depot, Pennsylvania, in the realignment of the performance of such function should be carried out in adherence to the schedule prescribed for that transfer by the Defense Depot Maintenance Council on March 13, 1997, as follows:

(1) Transfer of 20 percent of the workload in fiscal year 1998.

(2) Transfer of 40 percent of the workload in fiscal year 1999.

(3) Transfer of 40 percent of the workload in fiscal year 2000.

(b) PROHIBITION.—No provision of this Act that authorizes or provides for contracting for the performance of a depot-level maintenance and repair workload by a private sector source at a location where the workload was performed before fiscal year 1998 shall apply to the workload referred to in subsection (a).

THURMOND AMENDMENT NO. 786

Mr. WARNER (for Mr. THURMOND) proposed an amendment to the bill, S. 936, supra; as follows:

On page 26, after line 24, add the following:

(b) EXCEPTIONS.—The prohibition in subsection (a) does not apply to the following:

(1) Any purchase, lease, upgrade, or modification initiated before the date of the enactment of this Act.

(2) Any installation of state-of-the-art technology for a drydock that does not also increase the capacity of the drydock.

On page 26, line 21, insert “(a) PROHIBITION.—” before “None”.

On page 37, line 9, strike out “6,006” and insert in lieu thereof “6,206”.

On page 278, line 12, strike out “under section 301(20) for fiscal year 1998”.

On page 365, between lines 18 and 19, insert the following:

SEC. 2206. INCREASE IN AUTHORIZATION FOR MILITARY CONSTRUCTION PROJECTS AT ROOSEVELT ROADS NAVAL STATION, PUERTO RICO.

(a) INCREASE.—The table in section 2201(b) of the Military Construction Authorization Act for Fiscal Year 1997 (division B of Public Law 104-201; 110 Stat. 2767) is amended in the amount column of the item relating to Naval Station, Roosevelt Roads, Puerto Rico, by striking out “\$23,600,000” and inserting in lieu thereof “\$24,100,000”.

(b) CONFORMING AMENDMENT.—Section 2204(b)(4) of such Act (110 Stat. 2770) is amended by striking out “\$14,100,000” and inserting in lieu thereof “\$14,600,000”.

On page 400, after line 25, insert the following:

(d) AUTHORITY CONTINGENT ON APPROPRIATIONS ACTS.—The Secretary may exercise the authority under subsection (a) only to the extent and in the amounts provided in advance in appropriations Acts.

On page 409, line 23, insert “, to the extent provided in appropriations Acts,” after “shall”.

On page 417, line 23, strike out “\$1,265,481,000” and insert in lieu thereof “\$1,266,021,000”.

On page 418, line 5, strike out “\$84,367,000” and insert in lieu thereof “\$84,907,000”.

On page 419, line 17, strike out “\$2,173,000” and insert in lieu thereof “\$2,713,000”.

On page 481, line 16, insert “of the Supervisory Board of the” before “Commission”.

**KENNEDY (AND WARNER)
AMENDMENT NO. 787**

Mr. WARNER (for Mr. KENNEDY, for himself and Mr. WARNER) proposed an amendment to the bill, S. 936, supra; as follows:

Strike out section 123 and insert in lieu thereof the following:

SEC. 123. EXCEPTION TO COST LIMITATION FOR SEAWOLF SUBMARINE PROGRAM.

In the application of the limitation in section 133(a) of the National Defense Authorization Act for Fiscal Year 1996 (Public Law 104-106; 110 Stat. 211), there shall not be taken into account \$745,700,000 of the amounts that were appropriated for procurement of Seawolf class submarines before the date of the enactment of this Act (that amount having been appropriated for fiscal years 1990, 1991, and 1992 for the procurement of SSN-23, SSN-24, and SSN-25 Seawolf class submarines, which have been canceled).

**THE FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT
AMENDMENT ACT OF 1997**

**THOMPSON (AND GLENN)
AMENDMENT NO. 788**

Mr. BROWNBACK (for Mr. THOMPSON, for himself and Mr. GLENN) proposed an amendment to the bill, H.R. 680, to amend the Federal Property and Administrative Services Act of 1949 to authorize the transfer to States of surplus personal property for donation to nonprofit providers of necessities to impoverished families and individuals; as follows:

On page 4, insert between lines 5 and 6 the following:

“(D)(i) The Administrator shall ensure that non-profit organizations that are sold or leased property under subparagraph (B) shall develop and use guidelines to take into consideration any disability of an individual for the purposes of fulfilling any self-help requirement under subparagraph (C)(i).

“(ii) For purposes of this subparagraph, the term ‘disability’ has the meaning given such term under section 3(2) of the Americans with Disabilities Act of 1990 (42 U.S.C. 12102(2)).

On page 4, line 6, strike “(D)” and insert “(E)”.

**AUTHORITY FOR COMMITTEES TO
MEET**

COMMITTEE ON ARMED SERVICES

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on Armed Services be authorized to meet on Wednesday, July 9, 1997, at 9 a.m. in open session, to consider the nominations of Gen. Wesley K. Clark, USA, to be commander-in-chief, United States European Command and Lt. Gen. Anthony C. Zinni, USMC, to be commander-in-chief, United States Central Command.

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

**COMMITTEE ON BANKING, HOUSING, AND URBAN
AFFAIRS**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Subcommittee on Financial Institutions and Regulatory Relief and the Subcommittee on Housing Opportunity and Community Development of the Committee on Banking, Housing, and Urban Affairs be authorized to meet during the session of the Senate on Wednesday, July 9, 1997, to conduct a hearing on the Real Estate Settlement Procedures Act [RESPA], the Truth in Lending Act [TILA] and problems surrounding the mortgage origination process.

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

**COMMITTEE ON ENERGY AND NATURAL
RESOURCES**

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be granted permission to meet during the session of the Senate on Wednesday, July 9, for purposes of conducting a joint oversight hearing with