

KOHL] was added as a cosponsor of Senate Resolution 106, a resolution to commemorate the 20th anniversary of the Presidential Management Intern Program.

AMENDMENT NO. 595

At the request of Mr. WYDEN the name of the Senator from Oregon [Mr. SMITH] was added as a cosponsor of amendment No. 595 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. 638

At the request of Mrs. BOXER the name of the Senator from California [Mrs. FEINSTEIN] was added as a cosponsor of amendment No. 638 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. 677

At the request of Mr. FEINGOLD the name of the Senator from Wisconsin [Mr. KOHL] was added as a cosponsor of amendment No. 677 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. 762

At the request of Mr. DODD the names of the Senator from West Virginia [Mr. BYRD] and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of amendment No. 762 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. 763

At the request of Mr. DODD the name of the Senator from North Carolina [Mr. HELMS] was added as a cosponsor of amendment No. 763 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. MCCAIN his name was added as a cosponsor of amendment No. 763 proposed to S. 936, supra.

AMENDMENT NO. 764

At the request of Mr. STEVENS the names of the Senator from New Hampshire [Mr. GREGG], the Senator from Kansas [Mr. ROBERTS], the Senator from Colorado [Mr. CAMPBELL], the Senator from Kentucky [Mr. MCCONNELL], the Senator from North Carolina [Mr. FAIRCLOTH], the Senator from California [Mrs. BOXER], the Senator from Washington [Mrs. MURRAY], the Senator from Idaho [Mr. CRAIG], the Senator from Montana [Mr. BAUCUS], the Senator from Texas [Mrs. HUTCHISON], the Senator from South Dakota [Mr. DASCHLE], the Senator from North Dakota [Mr. DORGAN], the Senator from Alabama [Mr. SESSIONS], the Senator from New Jersey [Mr. LAUTENBERG], and the Senator from Florida [Mr. MACK] were added as cosponsors of amendment No. 764 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. ROTH his name was added as a cosponsor of amendment No. 764 proposed to S. 936, supra.

AMENDMENT NO. 799

At the request of Mr. BINGAMAN the name of the Senator from Illinois [Ms. MOSELEY-BRAUN] was added as a cosponsor of amendment No. 799 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. 802

At the request of Mr. LEVIN the names of the Senator from South Carolina [Mr. THURMOND], the Senator from West Virginia [Mr. BYRD], and the Senator from Vermont [Mr. JEFFORDS] were added as cosponsors of amendment No. 802 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.

AMENDMENTS SUBMITTED

THE DEPARTMENT OF DEFENSE
AUTHORIZATION ACT FOR FISCAL YEAR 1998DOMENICI (AND BINGAMAN)
AMENDMENT NO. 803

Mr. DOMENICI (for himself and Mr. BINGAMAN) proposed an amendment 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:

SEC. . FINAL SETTLEMENT OF DEPARTMENT OF
ENERGY COMMUNITY ASSISTANCE
PAYMENTS TO LOS ALAMOS COUNTY
UNDER AUSPICES OF ATOMIC EN-
ERGY COMMUNITY ACT OF 1955.

(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 3 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 10 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).

(c) The Secretary shall complete the conveyance of all portions of the lands identified in the plan with all due haste, and no later than 9 months, after the date of submission of the plan under paragraph (b)(4).

(d) If the Secretary finds that a parcel of land identified in subsection (b) continues to

be necessary for national security purposes for a period of time less than 10 years or requires remediation of hazardous substances in accordance with applicable laws that delays the parcel's conveyance beyond the time limits provided in subsection (c), the Secretary shall convey title of that parcel upon completion of the remediation or after that parcel is no longer necessary for national security purposes.

(e) Following transfer of the land pursuant to subsection (c), the Secretary shall make no further assistance payments under section 91 or section 94 of the Atomic Energy Community Act of 1955 (42 U.S.C. 2391; 2394) to county or city governments in the vicinity of Los Alamos National Laboratory.

BUMPERS AMENDMENT NO. 804

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

At the end of line 21 on page 32, insert the following new subsection:

() LIMITATION ON TOTAL COST OF PRODUCTION.—The total amount obligated or expended for the F-22 production program may not exceed \$43,000,000,000.

LEVIN AMENDMENT NO. 805

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

At the end of section 122, add the following:

(c) LIMITATION OF COSTS.—(1) The Secretary of the Navy shall structure the procurement of CVN-77 nuclear aircraft carrier and manage the program so that the CVN-77 may be acquired for an amount not to exceed \$4,600,000,000.

(2) The Secretary of the Navy may adjust the amount set forth in paragraph (1) for the program by the following amounts:

(A) The amounts of outfitting costs and post-delivery costs incurred for the program.

(B) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 1997.

(C) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 1997.

(D) The amounts of increases or decreases in costs of the program that are attributable to new technology built into the CVN-77 aircraft carrier, as compared to the technology built into the baseline design of the CVN-76 aircraft carrier.

(E) The amounts of increases or decreases in costs resulting from changes the Secretary proposes in the funding plan of the Smart Buy proposal on which the projected savings are based.

(3) The Secretary of the Navy shall submit to the congressional defense committees annually, at the same time as the submission of the budget under section 1105(a) of title 31, United States Code, any changes in the amount set forth in paragraph (1) that he has determined to be associated with costs referred to in paragraph (2).

THURMOND AMENDMENT NO. 806

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

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

SEC. 369. CONTRACTING FOR PROCUREMENT OF CAPITAL ASSETS IN ADVANCE OF AVAILABILITY OF FUNDS IN THE WORKING-CAPITAL FUND FINANCING THE PROCUREMENT.

Section 2208 of title 10, United States Code, is amended by adding at the end the following:

“(1)(i) A contract for the procurement of a capital asset financed by a working-capital fund may be awarded in advance of the availability of funds in the working-capital fund for the procurement.

“(2) Paragraph (1) applies to any of the following capital assets that have a development or acquisition cost of not less than \$100,000:

“(A) A minor construction project under section 2805(c)(1) of this title.

“(B) Automatic data processing equipment or software.

“(C) Any other equipment.

“(D) Any other capital improvement.”.

DeWINE AMENDMENT NO. 807

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

On page 341, line 18, strike out “, without consideration.”.

On page 341, at the end of line 23, add the following: “The Secretary of the Air Force shall determine the appropriate amount of consideration that is comparable to the value of the aircraft.”.

CHAFEE AMENDMENT NO. 808

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

On page 353, between lines 7 and 8, insert the following:

SEC. 1107. HIGHER EDUCATION PILOT PROGRAM FOR THE NAVAL UNDERSEA WARFARE CENTER.

(a) ESTABLISHMENT. The Secretary of the Navy may establish under the Naval Undersea Warfare Center (hereafter in this section referred to as the “Center”) and the Acquisition Center for Excellence of the Navy jointly a pilot program of higher education with respect to the administration of business relationships between the Federal Government and the private sector.

(b) PURPOSE.—The purpose of the pilot program is to make available to employees of the Center and employees of the Naval Sea Systems Command a curriculum of graduate-level higher education that—

(1) is designed to prepare the employees effectively to meet the challenges of administering Federal Government contracting and other business relationships between the Federal Government and businesses in the private sector in the context of constantly changing or newly emerging industries, technologies, governmental organizations, policies, and procedures recommended in the National Performance Review; and

(2) leads to award of a graduate degree.

(c) PARTNERSHIP WITH INSTITUTION OF HIGHER EDUCATION.—(1) The Secretary may enter into an agreement with an institution of higher education to assist the Center with the development of the curriculum, to offer courses and provide instruction and materials to the extent provided for in the agreement, to provide any other assistance in support of the pilot program that is provided for in the agreement, and to award a graduate degree under the pilot program.

(2) An institution of higher education is eligible to enter into an agreement under paragraph (1) if the institution has an established program of graduate-level education that is relevant to the purpose of the pilot program.

(d) CURRICULUM.—the curriculum offered under the pilot program shall—

(1) be designed specifically to achieve the purpose of the pilot program; and

(2) include—

(A) courses that are typically offered under curricula leading to award of the degree of Masters of Business Administration by institutions of higher education; and

(B) courses for meeting educational qualification requirements for certification as an acquisition program manager.

(e) DISTANCE LEARNING OPTION.—The pilot program may include policies and procedures for offering distance learning instruction by means of telecommunications, correspondence, or other methods for off-site receipt of instruction.

(f) PERIOD FOR PILOT PROGRAM.—The Secretary shall carry out the pilot program during fiscal years 1998 through 2002.

(g) REPORT.—Not later than 90 days after the termination of the pilot program, the Secretary shall submit to Congress a report on the pilot program. The report shall include the Secretary's assessment of the value of the program for meeting the purpose of the program and the desirability of permanently establishing as similar program for all of the Department of Defense.

(h) INSTITUTION OF HIGHER EDUCATION DEFINED.—In this section, the term “institution of higher education” has the meaning given the term in section 1201 of the Higher Education Act of 1965 (20 U.S.C. 1141).

(i) AUTHORIZATION OF APPROPRIATIONS.—(1) Funds are authorized to be appropriated for the Navy for the pilot program for fiscal year 1998 in the total amount of \$2,500,000. The amount authorized to be appropriated for the pilot program is in addition to other amounts authorized by other provisions of this Act to be appropriated for the Navy for fiscal year 1998.

(2) The amount authorized to be appropriated by section 421 is hereby reduced by \$2,500,000.

BUMPERS AMENDMENT NO. 809

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

At the appropriate place in the bill, add the following: “of the amount authorized for O&M, Army National Guard, \$6,854,000 may be available for the operation of Fort Chaffee, Arkansas.”

CLELAND AMENDMENT NO. 810

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

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

SEC. 369. CONTRACTED TRAINING FLIGHT SERVICES.

Of the amount authorized to be appropriated under section 301(4), \$12,000,000 may be used for contracted training flight services.

KYL AMENDMENT NO. 811

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

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

SEC. 1075. ADVICE TO THE PRESIDENT AND CONGRESS REGARDING THE SAFETY, SECURITY, AND RELIABILITY OF UNITED STATES NUCLEAR WEAPONS STOCKPILE.

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

(1) Nuclear weapons are the most destructive weapons on earth. The United States and its allies continue to rely on nuclear weapons to deter potential adversaries from using weapons of mass destruction. The safety and reliability of the nuclear stockpile are essential to ensure its credibility as a deterrent.

(2) On September 24, 1996, President Clinton signed the Comprehensive Test Ban Treaty.

(3) Effective as of September 30, 1996, the United States is prohibited by section 507 of the Energy and Water Development Appropriations Act, 1993 (Public Law 102-377; 42 U.S.C. 2121 note) from conducting underground nuclear tests "unless a foreign state conducts a nuclear test after this date, at which time the prohibition on United States nuclear testing is lifted".

(4) Section 1436(b) of the National Defense Authorization Act, Fiscal Year 1989 (Public Law 100-456; 42 U.S.C. 2121 note) requires the Secretary of Energy to "establish and support a program to assure that the United States is in a position to maintain the reliability, safety, and continued deterrent effect of its stockpile of existing nuclear weapons designs in the event that a low-threshold or comprehensive test ban on nuclear explosive testing is negotiated and ratified."

(5) Section 3138(d) of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103-160; 42 U.S.C. 2121 note) requires the President to submit an annual report to Congress which sets forth "any concerns with respect to the safety, security, effectiveness, or reliability of existing United States nuclear weapons raised by the Stockpile Stewardship Program of the Department of Energy".

(6) President Clinton declared in July 1993 that "to assure that our nuclear deterrent remains unquestioned under a test ban, we will explore other means of maintaining our confidence in the safety, reliability, and the performance of our weapons". This decision was codified in a Presidential Directive.

(7) Section 3138 of the National Defense Authorization Act for Fiscal Year 1994 also requires that the Secretary of Energy establish a "stewardship program to ensure the preservation of the core intellectual and technical competencies of the United States in nuclear weapons".

(8) The plan of the Department of Energy to maintain the safety and reliability of the United States nuclear stockpile is known as the Stockpile Stewardship and Management Program. The ability of the United States to maintain warheads without testing will require development of new and sophisticated diagnostic technologies, methods, and procedures. Current diagnostic technologies and laboratory testing techniques are insufficient to certify the future safety and reliability of the United States nuclear stockpile. In the past these laboratory and diagnostic tools were used in conjunction with nuclear testing.

(9) On August 11, 1995, President Clinton directed "the establishment of a new annual reporting and certification requirement [to] ensure that our nuclear weapons remain safe and reliable under a comprehensive test ban".

(10) On the same day, the President noted that the Secretary of Defense and the Secretary of Energy have the responsibility, after being "advised by the Nuclear Weapons Council, the Directors of DOE's nuclear weapons laboratories, and the Commander of United States Strategic Command", to provide the President with the information to make the certification referred to in paragraph (9).

(11) The Joint Nuclear Weapons Council established by section 179 of title 10, United States Code, is responsible for providing advice to the Secretary of Energy and Secretary of Defense regarding nuclear weapons issues, including "considering safety, security, and control issues for existing weapons". The Council plays a critical role in advising Congress in matters relating to nuclear weapons.

(12) It is essential that the President receive well-informed, objective, and honest opinions from his advisors and technical experts regarding the safety, security, and reliability of the nuclear weapons stockpile.

(b) POLICY.—

(1) IN GENERAL.—It is the policy of the United States—

(A) to maintain a safe, secure, and reliable nuclear weapons stockpile; and

(B) as long as other nations covet or control nuclear weapons or other weapons of mass destruction, to retain a credible nuclear deterrent.

(2) NUCLEAR WEAPONS STOCKPILE.—It is in the security interest of the United States to sustain the United States nuclear weapons stockpile through programs relating to stockpile stewardship, subcritical experiments, maintenance of the weapons laboratories, and protection of the infrastructure of the weapons complex.

(3) SENSE OF CONGRESS.—It is the sense of Congress that—

(A) the United States should retain a triad of strategic nuclear forces sufficient to deter any future hostile foreign leadership with access to strategic nuclear forces from acting against our vital interests;

(B) the United States should continue to maintain nuclear forces of sufficient size and capability to hold at risk a broad range of assets valued by such political and military leaders; and

(C) the advice of the persons required to provide the President and Congress with assurances of the safety, security and reliability of the nuclear weapons force should be scientifically based, without regard for politics, and of the highest quality and integrity.

(c) ADVICE AND OPINIONS REGARDING NUCLEAR WEAPONS STOCKPILE.—Any director of a nuclear weapons laboratory or member of the Joint Nuclear Weapons Council, or the Commander of United States Strategic Command, may submit to the President or Congress advice or opinion in disagreement with, or in addition to, the advice presented by the Secretary of Energy or Secretary of Defense to the President, the National Security Council, or Congress, as the case may be, regarding the safety, security, and reliability of the nuclear weapons stockpile.

(d) EXPRESSION OF INDIVIDUAL VIEWS.—A representative of the President may not take any action against, or otherwise constrain, a director of a nuclear weapons laboratory, a member of the Joint Nuclear Weapons Council, or the Commander of United States Strategic Command for presenting individual views to the President, the National Security Council, or Congress regarding the safety, security, and reliability of the nuclear weapons stockpile.

(e) DEFINITIONS.—

(1) REPRESENTATIVE OF THE PRESIDENT.—The term "representative of the President" means the following:

(A) Any official of the Department of Defense, or the Department of Energy, who is appointed by the President and confirmed by the Senate.

(B) Any member of the National Security Council.

(C) Any member of the Joint Chiefs of Staff.

(D) Any official of the Office of Management and Budget.

(2) NUCLEAR WEAPONS LABORATORY.—The term "nuclear weapons laboratory" means any of the following:

(A) Los Alamos National Laboratory.

(B) Livermore National Laboratory.

(C) Sandia National Laboratories.

MOYNIHAN (AND D'AMATO)

AMENDMENT NO. 812

Mr. THURMOND (for Mr. MOYNIHAN, for himself and Mr. D'AMATO) proposed an amendment to the bill, S. 936, *supra*; as follows:

On page 409, between lines 13 and 14, insert the following:

SEC. 2819. LAND CONVEYANCE, HANCOCK FIELD, SYRACUSE, NEW YORK.

(a) CONVEYANCE AUTHORIZED.—(1) The Secretary of the Air Force may convey, without consideration, to Onondaga County, New York (in this section referred to as the "County"), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 14.9 acres and located at Hancock Field, Syracuse, New York, the site of facilities no longer required for use by the 152nd Air Control Group of the New York Air National Guard.

(2) If at the time of the conveyance authorized by paragraph (1) the property is under the jurisdiction of the Administrator of General Services, the Administrator shall make the conveyance.

(b) CONDITION OF CONVEYANCE.—The conveyance authorized by subsection (a) shall be subject to the condition that the County use the property conveyed for economic development purposes.

(c) REVERSION.—If the Secretary determines at any time that the property conveyed pursuant to this section is not being used for the purposes specified in subsection (b), all right, title, and interest in and to the property, including any improvements thereon, shall revert to the United States, and the United States shall have the right of immediate entry thereon.

(d) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary. The cost of the survey shall be borne by the County.

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

BAUCUS AMENDMENT NO. 813

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

On page 409, between lines 13 and 14, insert the following:

SEC. 2819. LAND CONVEYANCE, HAVRE AIR FORCE STATION, MONTANA, AND HAVRE TRAINING SITE, MONTANA

(a) CONVEYANCE AUTHORIZED.—(1) The Secretary of the Air Force may convey, without consideration, to the Bear Paw Development Corporation, Havre, Montana (in this section referred to as the "Corporation"), all right, title, and interest of the United States in and to the real property described in paragraph (2).

(2) The authority in paragraph (1) applied to the following real property;

(A) A parcel of real property, including any improvements thereon, consisting of approximately 85 acres and comprising the Havre Air Force Station, Montana.

(B) A parcel of real property, including any improvements thereon, consisting of approximately 9 acres and comprising the Havre Training Site, Montana.

(b) CONDITIONS OF CONVEYANCE.—The conveyance authorized by subsection (a) shall be subject to the following conditions:

(1) That the Corporation.—

(A) convey to the Box Elder School District 13G, Montana, 10 single-family homes located on the property to be conveyed under that subsection as jointly agreed upon by the Corporation and the school district; and

(B) grant the school district access to the property for purposes of removing the homes from the property.

(2) That the Corporation.—

(A) convey to the Hays/Lodgepole School District 50, Montana—

(i) 27 single-family homes located on the property to be conveyed under that subsection as jointly agreed upon by the Corporation and the school district;

(ii) one barracks housing unit located on the property;

(iii) two steel buildings (nos. 7 and 8) located on the property;

(iv) two tin buildings (nos. 37 and 44) located on the property; and

(v) miscellaneous personal property located on the property that is associated with the buildings conveyed under this subparagraph; and

(B) grant the school district, access to the property for purposes of removing such homes and buildings, the housing unit, and such personal property from the property.

(3) That the Corporation.—

(A) convey to the District 4 Human Resources Development Council, Montana, eight single-family homes located on the property to be conveyed under that subsection as jointly agreed upon by the Corporation and the council; and

(B) grant the council access to the property for purposes of removing such homes from the property.

(4) That any property conveyed under subsection (a) that is not conveyed under this subsection be used for economic development purposes or housing purposes.

(c) REVERSION.—If the Secretary determines at any time that the property conveyed pursuant to this section which is covered by the condition specified in subsection (b)(4) is not being used for the purposes specified in that subsection, all right, title, and interest, in and to such property, including any improvements thereon, shall revert to the United States, and the United States shall have the right of immediate entry thereon.

(d) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the parcels of property conveyed under subsection (a) shall be determined by surveys satisfactory to the Secretary. The cost of the surveys shall be borne by the Corporation.

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

BINGAMAN (AND KYL) AMENDMENT NO. 814

Mr. THURMOND (for Mr. BINGAMAN, for himself and Mr. KYL) proposed an amendment 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.”

GLENN (AND MCCAIN) AMENDMENT NO. 815

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

On page 397, between lines 11 and 12, insert the following:

SEC. 2805. SCREENING OF REAL PROPERTY TO BE CONVEYED BY THE DEPARTMENT OF DEFENSE.

(a) REQUIREMENT.—(1) Chapter 159 of title 10, United States Code, as amended by section 2803 of this Act, is further amended by adding at the end the following:

“§2697. Screening of certain real property before conveyance

“(a) REQUIREMENT.—(1) Notwithstanding any other provision of law and except as provided in subsection (b), the Secretary concerned may not convey real property that is authorized or required to be conveyed, whether for or without consideration, by any provision of law unless the Administrator of General Services determines that the property is surplus property to the United States in accordance with the Federal Property and Administrative Services Act of 1949.

“(2) The Administrator shall complete the screening required for purposes of paragraph (1) not later than 30 days after the date of enactment of the provision authorizing or requiring the conveyance of the real property concerned.

“(3)(A) As part of the screening of real property under this subsection, the Administrator shall determine the fair market value of the property, including any improvements thereon.

“(B) In the case of real property determined to be surplus, the Administrator shall submit to Congress a statement of the fair market value of the property, including any improvements thereon, not later than 30 days after the completion of the screening.

“(b) EXCEPTED AUTHORITY.—Subsection (a) shall not apply to real property authorized or required to be disposed of under the following provisions of law:

“(1) Section 2687 of this title.

“(2) Title II of the Defense Authorization Amendments and Base Closure and Realignment Act (Public Law 100-526; 10 U.S.C. 2687 note).

“(3) 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).

“(4) Any provision of law authorizing the closure or realignment of a military installation that is enacted after the date of enactment of the National Defense Authorization Act for Fiscal Year 1998.

“(5) Title II of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 481 et seq.).

“(c) LIMITATION OF MODIFICATION OR WAIVER.—A provision of law may not be construed as modifying or superseding the provisions of subsection (a) unless that provision of law—

“(A) specifically refers to this section; and

“(B) specifically states that such provision of law modifies or supersedes the provisions of subsection (a).”.

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

“2607. Screening of certain real property before conveyance.”.

“(b) APPLICABILITY.—Section 2697 of title 10, United States Code, as added by subsection (a) of this section, shall apply with

respect to any real property authorized or required to be conveyed under a provision of law covered by such section that is enacted after December 31, 1996.

ROCKEFELLER (AND OTHERS) AMENDMENT NO. 816

Mr. THURMOND (for Mr. ROCKEFELLER, for himself, Mr. DURBIN, Mr. SPECTER, Mr. WELLSTONE, Mr. SANTORUM, Mr. JEFFORDS, and Mrs. MURRAY) proposed an amendment to the bill, S. 936, supra; as follows:

On page 15, line 22, strike out “\$2,918,730,000” and insert in lieu thereof “\$2,903,730,000”.

On page 30, line 14, strike out “\$10,072,347,000” and insert in lieu thereof “\$10,087,347,000”.

On page 46, between lines 6 and 7, insert the following:

SEC. 220. DOD/VA COOPERATIVE RESEARCH PROGRAM.

Of the amount authorized to be appropriated by section 201(4), \$15,000,000 shall be available for the DOD/VA Cooperative Research Program. The Secretary of Defense shall be the executive agent for the funds authorized under this section.

COATS AMENDMENT NO. 817

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

On page 347, between lines 15 and 16, insert 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) met on July 8 and 9, 1997, in Madrid, Spain, and issued invitations to the Czech Republic, Hungary, and Poland 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 United States has assured that the process of enlarging NATO will continue after the first round of invitations in July.

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

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

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

(1) for having committed to review the process of enlarging NATO at the next NATO summit in 1999; and

(2) for singling out the positive developments toward democracy and rule of law in Romania and Slovenia.

FAIRCLOTH AMENDMENT NO. 818

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

On page 46, between lines 6 and 7, insert the following:

SEC. 220. MULTITECHNOLOGY INTEGRATION IN MIXED-MODE ELECTRONICS.

(a) AMOUNT FOR PROGRAM.—Of the amount authorized to be appropriated under section 201(4), \$7,000,000 is available for Multitechnology Integration in Mixed-Mode Electronics.

(b) ADJUSTMENTS TO AUTHORIZATIONS OF APPROPRIATIONS.—(1) The amount authorized to be appropriated under section 201(4) is hereby increased by \$7,000,000.

(2) The amount authorized to be appropriated under section 101(5) and available for special equipment for user testing is reduced by \$7,000,000.

THURMOND AMENDMENT NO. 819

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

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

SEC. 113. MULTIYEAR PROCUREMENT AUTHORITY FOR FAMILY OF MEDIUM TACTICAL VEHICLES.

Beginning with the fiscal year 1998 program year, the Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear procurement contract for the procurement of vehicles of the Family of Medium Tactical Vehicles. The contract may be for a term of four years and include an option to extend the contract for one additional year.

D'AMATO AMENDMENT NO. 820

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

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

SEC. 132. ALR RADAR WARNING RECEIVERS.

(a) COST AND OPERATION EFFECTIVENESS ANALYSIS.—The Secretary of the Air Force shall conduct a cost and operation effectiveness analysis of upgrading the ALR69 radar warning receiver as compared with the further acquisition of the ALR56m radar warning receiver.

(b) SUBMISSION TO CONGRESS.—The Secretary shall submit the cost and operation effectiveness analysis to the congressional defense committees not later than April 2, 1998.

KENNEDY AMENDMENT NO. 821

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

On page 46, between lines 6 and 7, insert the following:

SEC. 220. FACIAL RECOGNITION TECHNOLOGY PROGRAM.

(a) AVAILABILITY OF FUNDS.—(1) Notwithstanding any other provision of this Act, the amount authorized to be appropriated by section 201(4) is hereby increased by \$5,000,000.

(2) Funds available under the section referred to in paragraph (1) as a result of the increase in the authorization of appropriations made by that paragraph may be available for a facial recognition technology program. The Secretary shall use competitive procedures in selecting participants for the program.

(b) OFFSET.—Notwithstanding any other provision of this Act, the amount authorized to be appropriated by section 201(1) is hereby decreased by \$5,000,000.

BINGAMAN AMENDMENT NO. 822

Mr. THURMOND (for Mr. BINGAMAN) 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 HELSINKI JOINT STATEMENT.

(a) REQUIREMENT.—Not later than March 31, 1998, the President shall submit to the congressional defense committees a report on the Helsinki joint statement on future reductions in nuclear forces. The report shall address the U.S. approach (including verification implications) to implementing the Helsinki joint statement, in particular, as it relates to: lower aggregate levels of strategic nuclear warheads; measures relating to the transparency of strategic nuclear warhead inventories and the destruction of strategic nuclear warheads; deactivation of strategic nuclear delivery vehicles measures relating to nuclear long-range sea-launched cruise missiles and tactical nuclear systems; and issues related to transparency in nuclear materials.

(b) DEFINITIONS.—In this section:

(1) The term "Helsinki Joint Statement" means the agreements between the President of the United States and the President of the Russian Federation as contained in the Joint Statement on Parameters on Future Reductions in Nuclear Forces issued at Helsinki in March 1997.

(2) The term "START II Treaty" means the Treaty Between the United States of America and the Russian Federation on Further Reduction and Limitation on Strategic Offensive Arms, signed at Moscow on January 3, 1993, including any protocols and memoranda of understanding associated with the treaty.

SNOWE AMENDMENT NO. 823

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

On page 410, between lines 2 and 3, insert the following:

SEC. 2832. SENSE OF SENATE ON UTILIZATION OF SAVINGS DERIVED FROM BASE CLOSURE PROCESS.

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

(1) Since 1988, the Department of Defense has conducted 4 rounds of closures and realignments of military installations in the United States, resulting in the closure of 97 installations.

(2) The cost of carrying out the closure or realignment of installations covered by such rounds is estimated by the Secretary of Defense to be \$23,000,000,000.

(3) The savings expected as a result of the closure or realignment of such installations are estimated by the Secretary to be \$10,300,000,000 through fiscal year 1996 and \$36,600,000,000 through 2001.

(4) In addition to such savings, the Secretary has estimated recurring savings as a result of the closure or realignment of such installations of approximately \$5,600,000,000 annually.

(5) The fiscal year 1997 budget request for the Department assumes a savings of between \$2,000,000,000 and \$3,000,000,000 as a result of the closure or realignment of such installations, which savings were to be dedicated to modernization of the Armed Forces. The savings assumed in the budget request were not realized.

(6) The fiscal year 1998 budget request for the Department assumes a savings of \$5,000,000,000 as a result of the closure or realignment of such installations, which savings were to be dedicated to modernization of the Armed Forces.

(b) SENSE OF SENATE ON USE OF SAVINGS RESULTING FROM BASE CLOSURE PROCESS.—It is the sense of the Senate that the savings

identified in the report under section should be made available to the Department of Defense solely for purposes of modernization of new weapon systems (including research, development, test, and evaluation relating to such modernization) and should be used by the Department solely for such purposes.

BINGAMAN AMENDMENT NO. 824

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

On page 425, line 12, strike "\$2,000,000" and insert "\$5,000,000".

On page 425, line 17, strike "\$2,000,000" and insert "\$5,000,000".

On page 429, line 6, strike "\$2,000,000" and insert "\$5,000,000".

THURMOND AMENDMENT NO. 825

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

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

SEC. 3139. PILOT PROGRAM RELATING TO USE OF PROCEEDS OF DISPOSAL OR UTILIZATION OF CERTAIN DEPARTMENT OF ENERGY ASSETS.

(a) PURPOSE.—The purpose of this section is encourage the Secretary of Energy to dispose of or otherwise utilize certain assets of the Department of Energy by making available to the Secretary the proceeds of such disposal or utilization for purposes of activities funded by the defense Environmental Restoration and Waste Management account.

(b) CREDITING OF PROCEEDS.—(1) Notwithstanding section 3302 of title 31, United States Code, the Secretary may retain from the proceeds of the sale, lease, or disposal of an asset under subsection (c) an amount equal to the cost of the sale, lease, or disposal of the asset. The Secretary shall utilize amounts retained under this paragraph to defray the cost of the sale, lease, or disposal.

(2) For purposes of paragraph (1), the cost of a sale, lease, or disposal shall include—

(A) the cost of administering the sale, lease, or disposal;

(B) the cost of recovering or preparing the asset concerned for the sale, lease, or disposal; and

(C) any other cost associated with the sale, lease, or disposal.

(3) If after amounts from proceeds are retained under paragraph (1) a balance of the proceeds remains, the Secretary shall—

(A) credit to the defense Environmental Restoration and Waste Management account an amount equal to 50 percent of the balance of the proceeds; and

(B) cover over into the Treasury as miscellaneous receipts an amount equal to 50 percent of the balance of the proceeds.

(c) COVERED TRANSACTIONS.—Subsection (b) applies to the following transactions:

(1) The sale of heavy water at the Savannah River Site, South Carolina.

(2) The sale of precious metals under the jurisdiction of the Environmental Management Program

(3) The lease of buildings and other facilities located at the Hanford Reservation, Washington, and under the jurisdiction of the Environmental Management Program.

(4) The lease of buildings and other facilities located at the Savannah River Site, and under the jurisdiction of the Environmental Management Program.

(5) The disposal of equipment and other personal property located at the Rocky Flats Environmental Technology Site, Colorado, and under the jurisdiction of the Environmental Management Program.

(6) The disposal of materials at the National Electronics Recycling Center, Oak Ridge, Tennessee and under jurisdiction of the Environmental Management Program.

(d) **AVAILABILITY OF AMOUNTS.**—To the extent provided in advance in appropriations Acts, the Secretary may use amounts credited to the Defense Environmental Restoration and Waste Management account under subsection (b)(3)(A) for any purposes for which funds in that account are available.

(e) **APPLICABILITY OF DISPOSAL AUTHORITY.**—Nothing in this section shall be construed to limit the application of sections 202 and 203(j) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 483 and 484(j)) to the disposal of equipment and other personal property covered by this section.

(f) **ANNUAL REPORT.**—Not later than January 31 each year, the Secretary shall submit to the congressional defense committees a report on the amounts credited by the Secretary under subsection (b)(3)(A) during the preceding fiscal year.

GRAHAM AMENDMENT NO. 826

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

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 attached 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, including an assessment of the contingency plans; 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 whole 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.

SARBANES AMENDMENT NO. 827

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

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

SEC. 1041. FIRE PROTECTION AND HAZARDOUS MATERIALS PROTECTION AT FORT MEADE, MARYLAND.

(a) **PLAN.**—Not later than 120 days after the date of enactment of this Act, the Secretary of the Army shall submit to the congressional defense committees a plan to address the requirements for fire protection services and hazardous materials protection services at Fort Meade, Maryland, including the National Security Agency at Fort Meade, as identified in the preparedness evaluation report of the Army Corps of Engineers on Fort Meade.

(b) **ELEMENTS.**—The plan shall include the following:

(1) A schedule for the implementation of the plan.

(2) A detailed list of funding options available to provide centrally located, modern facilities and equipment to meet current requirements for fire protection services and hazardous materials protection services at Fort Meade.

HUTCHISON (AND GRAMM) AMENDMENT NO. 828

Mr. THURMOND (for Mrs. HUTCHISON, for herself and Mr. GRAMM) proposed an amendment to the bill, S. 936, *supra*; as follows:

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

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

(a) **AUTHORITY TO ENTER INTO AGREEMENT.**—(1) 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 security 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 shall provide for reimbursing the Secretary 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.

MCCAIN AMENDMENT NO. 829

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

Strike out section 1040, and insert in lieu thereof the following:

SEC. 1040. ADDITIONAL MATTERS FOR ANNUAL REPORT ON ACTIVITIES OF THE GENERAL ACCOUNTING OFFICE.

Section 719(b) of title 31, United States Code, is amended by adding at the end the following:

“(3) The report under subsection (a) shall also include a statement of the staff hours and estimated cost of work performed on audits, evaluations, investigations, and related work during each of the three fiscal years preceding the fiscal year in which the report is submitted, stated separately for each division of the General Accounting Office by category as follows:

“(A) A category for work requested by the chairman of a committee of Congress, the chairman of a subcommittee of such a committee, or any other member of Congress.

“(B) A category for work required by law to be performed by the Comptroller General.

“(C) A category for work initiated by the Comptroller General in the performance of the Comptroller General's general responsibilities.”.

CHAFEE (AND OTHERS) AMENDMENT NO. 830

Mr. THURMOND (for Mr. CHAFEE for himself, Mr. KENNEDY, Ms. SNOWE, and Mr. SMITH of New Hampshire) proposed an amendment to the bill, S. 936, *supra*; as follows:

In lieu of the matter proposed to be stricken, insert the following:

SEC. 363. ADMINISTRATIVE ACTIONS ADVERSELY AFFECTING MILITARY TRAINING OR OTHER READINESS ACTIVITIES.

(a) **CONGRESSIONAL NOTIFICATION.**—Chapter 101 of title 10, United States Code, is amended by adding at the end the following:

“§2014. Administrative actions adversely affecting military training or other readiness activities

“(a) **CONGRESSIONAL NOTIFICATION.**—Whenever an official of an Executive agency takes or proposes to take an administrative action that, as determined by the Secretary of Defense in consultation with the Chairman of the Joint Chiefs of Staff, affects training or any other readiness activity in a manner that has or would have a significant adverse effect on the military readiness of any of the armed forces or a critical component thereof, the Secretary shall submit a written notification of the action and each significant adverse effect to the head of the Executive agency taking or proposing to take the administrative action and to the Committee on Armed Services of the Senate and the Committee on National Security of the House of

Representatives and, at the same time, shall transmit a copy of the notification to the President.

“(b) NOTIFICATION TO BE PROMPT.—(1) Subject to paragraph (2), the Secretary shall submit a written notification of an administrative action or proposed administrative action required by subsection (a) as soon as the Secretary becomes aware of the action or proposed action.

“(2) The Secretary shall prescribe policies and procedures to ensure that the Secretary receives information on an administrative action or proposed administrative action described in subsection (a) promptly after Department of Defense personnel receive notice of such an action or proposed action.

“(c) CONSULTATION BETWEEN SECRETARY AND HEAD OF EXECUTIVE AGENCY.—Upon notification with respect to an administrative action or proposed administrative action under subsection (a), the head of the Executive agency concerned shall—

“(1) respond promptly to the Secretary; and

“(2) consistent with the urgency of the training or readiness activity involved and the provisions of law under which the administrative action or proposed administrative action is being taken, seek to reach an agreement with the Secretary on immediate actions to attain the objective of the administrative action or proposed administrative action in a manner which eliminates or mitigates the impacts of the administrative action or proposed administrative action upon the training or readiness activity.

“(d) MORATORIUM.—(1) Subject to paragraph (2), upon notification with respect to an administrative action or proposed administrative action under subsection (a), the administrative action or proposed administrative action shall cease to be effective with respect to the Department of Defense until the earlier of—

“(A) the end of the five-day period beginning on the date of the notification; or

“(B) the date of an agreement between the head of the Executive agency concerned and the Secretary as a result of the consultations under subsection (c).

“(2) Paragraph (1) shall not apply with respect to an administrative action or proposed administrative action if the head of the Executive agency concerned determines that the delay in enforcement of the administrative action or proposed administrative action will pose an actual threat of an imminent and substantial endangerment to public health or the environment.

“(e) EFFECT OF LACK OF AGREEMENT.—(1) In the event the head of an Executive agency and the Secretary do not enter into an agreement under subsection (c)(2), the Secretary shall submit a written notification to the President who shall take final action on the matter.

“(2) Not later than 30 days after the date on which the President takes final action on a matter under paragraph (1), the President shall submit to the committees referred to in subsection (a) a notification of the action.

“(f) LIMITATION ON DELEGATION OF AUTHORITY.—The head of an Executive agency may not delegate any responsibility under this section.

“(g) DEFINITION.—In this section, the term ‘Executive agency’ has the meaning given such term in section 105 of title 5 other than the General Accounting Office.”

“(b) CLERICAL AMENDMENT.—The table of sections of the beginning of such chapter is amended by adding at the end the following: “2014. Administrative actions adversely affecting military training or other readiness activities.”.

GRAHAM AMENDMENT NO. 831

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

At the end of title IX, add the following:

SEC. 905. CENTER FOR HEMISPHERIC DEFENSE STUDIES.

“(a) INSTITUTION OF THE 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.”.

“(b) CIVILIAN FACULTY MEMBERS.—Section 1595 of title 10, United States Code, is amended by adding at the end the following:

“(g) APPLICATION TO DIRECTOR AND DEPUTY DIRECTOR AT CENTER FOR HEMISPHERIC DEFENSE STUDIES.—In the case of the Center for Hemispheric Defense Studies, this section also applies with respect to the Director and the Deputy Director.”.

MURRAY (AND OTHERS) AMENDMENT NO. 832

Mr. THURMOND (for Mrs. MURRAY, for herself, Mr. GLENN, and Mr. GORTON) proposed an amendment to the bill, S. 936, supra; as follows:

On page 18, between lines 15 and 16, insert the following:

SEC. 110. REDUCTION IN AUTHORIZATIONS OF APPROPRIATIONS.

Notwithstanding any other provision of this Act, the aggregate amount of funds available for Department of Defense. Army procurement advisory and assistance services shall be reduced by \$30,000,000.

On page 415, line 11, strike out “\$1,748,073,000” and insert in lieu thereof “\$1,741,373,000”.

On page 417, line 16, strike out “\$252,881,000” and insert in lieu thereof “\$237,881,000”.

On page 423, line 7, strike out “\$215,000,000” and insert in lieu thereof “\$264,700,000”.

On page 423, line 10, strike out “\$29,000,000” and insert in lieu thereof “\$21,000,000”.

On page 423, lines 17 and 18, insert the following:

Project 98-PVT- , waste disposal, Oak Ridge, Tennessee, \$5,000,000.

Project 98-PVT- , Ohio silo 3 waste treatment, Fernald, Ohio, \$6,700,000.

On page 423, line 19, strike out “\$109,000,000” and insert in lieu thereof “\$147,000,000”.

MCCAIN AMENDMENT NO. 833

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

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

SEC. 809. BLANKET WAIVER OF CERTAIN DOMESTIC SOURCE REQUIREMENTS FOR FOREIGN COUNTRIES WITH CERTAIN COOPERATIVE OR RECIPROCAL RELATIONSHIPS WITH THE UNITED STATES.

(a) AUTHORITY.—(1) Section 2534 of title 10, United States Code, is amended by adding at the end the following:

“(i) WAIVER GENERALLY APPLICABLE TO A COUNTRY.—The Secretary of Defense shall waive the limitation in subsection (a) with respect to a foreign country generally if the Secretary determines that the application of the limitation with respect to that country would impede cooperative programs entered into between the Department of Defense and the foreign country, or would impede the re-

ciprocal procurement of defense items entered into under section 2531 of this title, and the country does not discriminate against defense items produced in the United States to a greater degree than the United States discriminates against defense items produced in that country.”.

(2) The amendment made by paragraph (1) shall apply with respect to—

(A) contracts entered into on or after the date of the enactment of this Act; and

(B) options for the procurement of items that are exercised after such date under contracts that are entered into before such date if those option prices are adjusted for any reason other than the application of a waiver granted under subsection (i) of section 2534 of title 10, United States Code (as added by paragraph (1)).

(b) CONFORMING AMENDMENT.—The heading of subsection (d) of such section is amended by inserting “FOR PARTICULAR PROCUREMENTS” after “WAIVER AUTHORITY”.

COATS AMENDMENT NO. 834

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

Strike out section 1037, and insert in lieu thereof the following:

SEC. 1037. REPORT ON AIRCRAFT INVENTORY.

(a) REQUIREMENT.—(1) Chapter 23 of title 10, United States Code, is amended by adding at the end the following:

“§ 483. Report on aircraft inventory

“(a) ANNUAL REPORT.—The Under Secretary of Defense (Comptroller) shall submit to the Committee on Armed Services of the Senate and the Committee on National Security of the House of Representatives each year a report on the aircraft in the inventory of the Department of Defense. The Under Secretary shall submit the report when the President submits the budget to Congress under section 1105(a) of title 31.

“(b) CONTENT.—The report shall set forth, in accordance with subsection (c), the following information:

“(1) The total number of aircraft in the inventory.

“(2) The total number of the aircraft in the inventory that are active, stated in the following categories (with appropriate subcategories for mission aircraft, dedicated test aircraft, and other aircraft):

“(A) Primary aircraft.

“(B) Backup aircraft.

“(C) Attrition and reconstitution reserve aircraft.

“(3) The total number of the aircraft in the inventory that are inactive, stated in the following categories:

“(A) Bailment aircraft.

“(B) Drone aircraft.

“(C) Aircraft for sale or other transfer to foreign governments.

“(D) Leased or loaned aircraft.

“(E) Aircraft for maintenance training.

“(F) Aircraft for reclamation.

“(G) Aircraft in storage.

“(4) The aircraft inventory requirements approved by the Joint Chiefs of Staff.

“(c) DISPLAY OF INFORMATION.—The report shall specify the information required by subsection (b) separately for the active component of each armed force and for each reserve component of each armed force and, within the information set forth for each such component, shall specify the information separately for each type, model, and series of aircraft provided for in the future-years defense program submitted to Congress.”.

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

“483. Report on aircraft inventory.”.

(b) **FIRST REPORT.**—The Under Secretary of Defense (Comptroller) shall submit the first report under section 483 of title 10, United States Code (as added by subsection (a)), not later than January 30, 1998.

(c) **MODIFICATION OF BUDGET DATA EXHIBITS.**—The Under Secretary of Defense (Comptroller) shall ensure that aircraft budget data exhibits of the Department of Defense that are submitted to Congress display total numbers of active aircraft where numbers of primary aircraft or primary authorized aircraft are displayed in those exhibits.

BINGAMAN AMENDMENT NO. 835

Mr. THURMOND (for Mr. BINGAMAN) proposed an amendment 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 relative to 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 and such regulation shall be accompanied with elimination of barriers to export of U.S. made beverages currently placed by other countries.

DASCHLE (AND OTHERS) AMENDMENT NO. 836

Mr. THURMOND (for Mr. DASCHLE, for himself, Mr. BINGAMAN, Mr. HOLLINGS, Mr. HAGEL, and Mr. KERREY) proposed an amendment to the bill, S. 936, *supra*; as follows:

At the appropriate place, insert:

SEC. . REPORT TO CONGRESS ASSESSING DEPENDENCE ON FOREIGN SOURCES FOR CERTAIN RESISTORS AND CAPACITORS.

(a) **REPORT REQUIRED.**—Not later than May 1, 1998, the Secretary of Defense shall submit to Congress a report—

(1) assessing the level of dependence on foreign sources for procurement of certain resistors and capacitors and projecting the level of such dependence that is likely to obtain after the implementation of relevant tariff reductions required by the Information Technology Agreement; and

(2) recommending appropriate changes, if any, in defense procurement or other federal policies on the basis of the national security implications of such actual or projected foreign dependence.

(b) **DEFINITION.**—For purposes of this section, the term "certain resistors and capacitors" shall mean—

- (1) fixed resistors,
- (2) wirewound resistors,
- (3) film resistors,
- (4) solid tantalum capacitors,
- (5) multi-layer ceramic capacitors, and
- (6) wet tantalum capacitors.

NOTICES OF HEARINGS

COMMITTEE ON RULES AND ADMINISTRATION

Mr. WARNER. Mr. President, I wish to announce that the Committee on

Rules and Administration will hold a business meeting in SR-301, Russell Senate Office Building, on Wednesday, July 16, 1997, at 2:30 p.m. to consider the investigation into the contested Louisiana Senate election.

For further information concerning this meeting, please contact Bruce Kasold on the Rules Committee staff at 224-3448.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. MURKOWSKI. Mr. President, I would like to announce for the information of the Senate and the public that the nomination of Kathleen M. Karpan to be Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior, will be considered at the hearing scheduled for Thursday, July 17, 1997 at 9:30 a.m. in room SD-366 of the Dirksen Senate Office Building in Washington, DC. For further information, please call Camille Flint at (202) 224-5070.

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. LUGAR. Mr. President, I would like to announce that the Senate Committee on Agriculture, Nutrition, and Forestry will hold a nominations hearing on Wednesday, July 23, 1997 at 9 p.m. in SR-328A to consider the nominations of Ms. Catherine E. Woteki, of the District of Columbia, to be Under Secretary of Agriculture for Food Safety and Ms. Shirley Robinson Watkins, of Arkansas, to be Under Secretary of Agriculture for Food, Nutrition, and Consumer Services.

AUTHORITY FOR COMMITTEE TO MEET

COMMITTEE ON THE JUDICIARY

Mr. THURMOND. Mr. President, I ask unanimous consent that the Committee on the Judiciary, be authorized to hold an executive business meeting during the session of the Senate on Friday, July 11, 1997, at 9:30 a.m., in room S211 of the U.S. Capitol.

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

ADDITIONAL STATEMENTS

COMMEMORATING THE SECOND ANNIVERSARY OF THE FALL OF SREBRENICA

• Mrs. FEINSTEIN. Mr. President, today, July 11, marks the second anniversary of the fall of the so-called safe area of Srebrenica, one of the three eastern enclaves in Bosnia.

By most estimates, following the fall of Srebrenica over 8,000 Muslim refugees fleeing the Serb forces simply disappeared. Many of these refugees were old men, women, and children, killed in acts of inhuman cruelty.

Even today, 2 years later, the vast majority of these people are still unaccounted for.

Others from Srebrenica were luckier—forced to flee their homes as

part of a brutal policy of ethnic cleansing.

I am still haunted by an image from a picture that I saw in the newspaper shortly after the fall of Srebrenica. It was a picture of a young woman, a refugee from Srebrenica, around 20 years old, who climbed a tree, tied a rope around her neck, and hung herself. A photographer captured her lifeless body as it hung from the tree.

Mr. President, I look at that picture and I think: What kind of nation are we if we can not see to it that the people who practiced rape, practiced genocide, practiced ethnic cleansing, are not brought to justice? We know who these people are. We know where they live.

The fact is, of the 74 war criminals indicted by the International War Crimes Tribunal at The Hague, only 9 have been apprehended.

Where is the conscience of the world?

I first wrote to the President about this issue on September 11 of last year, following a hearing of the Senate Foreign Relations Committee, at which administration witnesses provided testimony to the effect that there were no capable international or national institutions in Bosnia with both the authority and the ability to apprehend indicted war criminals.

The President responded to this letter that "although the peace will not be complete until indicted war criminals are brought to justice," IFOR would not hunt down war criminals, and that U.S. policy would be to "continue our efforts to press all parties to turn over indicted war criminals to the Tribunal."

In the months since then we have seen how willing the parties to Dayton have been to turn over indicted war criminals.

When the IFOR mandate ended and IFOR was replaced by SFOR, I took up this issue with Secretary Perry, writing him on December 4 last year—again, following a hearing of the Senate Foreign Relations Committee—that I believed that it was essential that the follow-on force have clear, unambiguous authority for apprehending war criminals or to provide more effective support to other authorities in carrying out this task.

I received a response from the Department of Defense on February 18 of this year that again stated that the administration shared my concern on the importance of this issue, but that no additional efforts to apprehend war criminals would be forthcoming.

I also took this question up with the other Democratic and Republican women of the Senate. The nine of us sent a letter to the President on March 3 of this year in which we requested that the President:

... look at this problem as a top priority and indicate to us precisely how the international community might ensure the arrest and extradition to The Hague of those responsible for crimes against humanity.

The President responded to us on April 11. His letter stressed the role of