

S. 1374. An act to authorize the development and maintenance of a multiagency campus project in the town of Jackson, Wyoming.

The message further announced that the House has passed the following bill, with an amendment:

S. 624. An act to authorize construction of the Fort Peck Reservation Rural Water System in the State of Montana, and for other purposes.

The message also announced that the House has passed the following bills and joint resolution, in which it requests the concurrence of the Senate:

H.R. 755. An act to establish the Guam War Claims Review Commission.

H.R. 1460. An act to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to decrease the requisite blood quantum required for membership in the Ysleta del Sur Pueblo Tribe.

H.R. 1775. An act to catalyze restoration of estuary habitat through more efficient financing of projects and enhanced coordination of Federal and non-Federal restoration programs, and for other purposes.

H.R. 2090. An act to direct the Secretary of Commerce to contract with the National Academy of Sciences to establish the Coordinated Oceanographic Program Advisory Panel to report to the Congress on the feasibility and social value of a coordinated oceanography program.

H.R. 2296. An act to amend the Revised Organic Act of the Virgin Islands to provide that the number of members on the legislature of the Virgin Islands and the number of such members constituting a quorum shall be determined by the laws of the Virgin Islands, and for other purposes.

H.R. 3222. An act to amend the Elementary and Secondary Education Act of 1965 to improve literacy through family literacy projects and to reauthorize the inexpensive book distribution program.

H.R. 3378. An act to authorize certain actions to address the comprehensive treatment of sewage emanating from the Tijuana River in order to substantially reduce river and ocean pollution in the San Diego border region.

H.R. 3632. An act to revise the boundaries of the Golden Gate National Recreation Area, and for other purposes.

H.R. 3657. An act to provide for the conveyance of a small parcel of public domain land in the San Bernardino National Forest in the State of California, and for other purposes.

H.R. 4104. An act to amend the Federal Water Pollution Control Act to authorize funding to carry out certain water quality and environmental restoration projects for the Mississippi Sound, Mississippi, and for other purposes.

H.R. 4318. An act to establish the Red River National Wildlife Refuge.

H.R. 4583. An act to extend the authorization for the Air Force Memorial Foundation to establish a memorial in the District of Columbia or its environs.

H.R. 4840. An act to reauthorize the Atlantic Coastal Fisheries Cooperative Management Act.

H.R. 4957. An act to amend the Omnibus Parks and Public Lands Management Act of 1996 to extend the legislative authority for the Black Patriots Foundation to establish a commemorative work.

H.R. 5123. An act to require the Secretary of Education to provide notification to States and State educational agencies regarding the availability of certain administrative funds to establish school safety hotlines.

H.J. Res. 102. Joint resolution recognizing that the Birmingham Pledge has made a significant contribution in fostering racial harmony and reconciliation in the United States and around the world, and for other purposes.

The message further announced that the House has agreed to the following concurrent resolutions, in which it requests the concurrence of the Senate:

H. Con. Res. 368. Concurrent resolution establishing a special task force to recommend an appropriate recognition for the slave laborers who worked on the construction of the United States Capitol.

H. Con. Res. 394. Concurrent resolution directing the Secretary of the Senate to make technical corrections in the enrollment of S. 1374.

#### ENROLLED BILLS SIGNED

At 7:49 p.m., a message from the House of Representatives, delivered by Ms. Niland, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

S. 1027. An act to reauthorize the participation of the Bureau of Reclamation in the Deschutes Resources Conservancy, and for other purposes.

S. 1117. An act to establish the Corinth Unit of Shiloh National Military Park, in the vicinity of the city of Corinth, Mississippi, and in the State of Tennessee, and for other purposes.

S. 1937. An act to amend the Pacific Northwest Electric Power Planning and Conservation Act to provide for sales of electricity by the Bonneville Power Administration to joint operating entities.

#### MEASURES REFERRED

The following bills and joint resolution were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 755. An act to establish the Guam War Claims Review Commission; to the Committee on Energy and Natural Resources.

H.R. 1460. An act to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to decrease the requisite blood quantum required for membership in the Ysleta del Sur Pueblo tribe; to the Committee on Indian Affairs.

H.R. 1755. An act to catalyze restoration of estuary habitat through more efficient financing of projects and enhanced coordination of Federal and non-Federal restoration programs, and for other purposes; to the Committee on Environment and Public Works.

H.R. 2296. An act to amend the Revised Organic Act of the Virgin Islands to provide that the number of members on the legislature of the Virgin Islands and the number of such members constituting a quorum shall be determined by the laws of the Virgin Islands, and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 3222. An act to amend the Elementary and Secondary Education Act of 1965 to improve literacy through family literacy projects and to reauthorize the inexpensive book distribution program; to the Committee on Health, Education, Labor, and Pensions.

H.R. 3378. An act to authorize certain actions to address the comprehensive treatment of sewage emanating from the Tijuana River in order to substantially reduce river and ocean pollution in the San Diego border region; to the Committee on Environment and Public Works.

H.R. 3657. An act to provide for the conveyance of a small parcel of public domain land in the San Bernardino National Forest in the State of California, and for other purposes; to the Committee on Energy and Natural Resources.

H.R. 4104. An act to amend the Federal Water Pollution Control Act to authorize funding to carry out certain water quality and environmental restoration projects for the Mississippi Sound, Mississippi, and for other purposes; to the Committee on Environment and Public Works.

H.R. 4318. An act to establish the Red River National Wildlife Refuge; to the Committee on Environment and Public Works.

H.R. 4583. An act to extend the authorization for the Air Force Memorial Foundation to establish a memorial in the District of Columbia or its environs; to the Committee on Energy and Natural Resources.

H.R. 4840. An act to reauthorize the Atlantic Coastal Fisheries Cooperative Management Act; to the Committee on Commerce, Science, and Transportation.

H.R. 5123. An act to require the Secretary of Education to provide notification to States and State educational agencies regarding the availability of certain administrative funds to establish school safety hotlines; to the Committee on Health, Education, Labor, and Pensions.

H.J. Res. 102. Joint resolution recognizing that the Birmingham Pledge has made a significant contribution in fostering racial harmony and reconciliation in the United States and around the world, and for other purposes; to the Committee on the Judiciary.

The following concurrent resolution was read, and referred as indicated:

H. Con. Res. 368. Concurrent resolution establishing a special task force to recommend an appropriate recognition for the slave laborers who worked on the construction of the United States Capitol; to the Committee on Rules and Administration.

#### MEASURES PLACED ON THE CALENDAR

The following bill was read the first and second times by unanimous consent, and placed on the calendar:

H.R. 3632. An act to revise the boundaries of the Golden Gate National Recreation Area, and for other purposes.

#### MEASURES READ THE FIRST TIME

The following bill was read the first time:

H.R. 2090. An act to direct the Secretary of Commerce to contract with the National Academy of Sciences to establish the Coordinated Oceanographic Program Advisory Panel to report to the Congress on the feasibility and social value of a coordinated oceanography program.

#### EXECUTIVE AND OTHER COMMUNICATIONS

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

EC-10703. A communication from the Director of the Office of Regulations Management, Office of Resolution Management, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled

"Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance" (RIN2900-AJ11) received on September 8, 2000; to the Committee on Veterans' Affairs.

EC-10704. A communication from the Director of the Office of Regulations Management, Board of Veterans' Appeals, Department of Veterans' Affairs, transmitting, pursuant to law, the report of a rule entitled "Appeal Regulations: Title for Members of the Board of Veterans' Appeals" (RIN2900-AK14) received on September 11, 2000; to the Committee on Veterans' Affairs.

EC-10705. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (12); amdt. No. 2008; [8/24-9/7]" (RIN2120-AA65) (2000-0043) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10706. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (60); amdt. No. 2006; [8/24-9/7]" (RIN2120-AA65) (2000-0044) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10707. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (50); amdt. No. 2005; [8/10-9/7]" (RIN2120-AA65) (2000-0045) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10708. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Standard Instrument Approach Procedures; Miscellaneous Amendments (61); amdt. No. 2003; [8/10-9/7]" (RIN2120-AA65) (2000-0046) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10709. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: McDonnell Douglas Model DC-9, Model MD-90-30, Model 717-200, and Model MD-88 Airplanes; docket no. 2000-NM-89 [8-8/9-7]" (RIN2120-AA64) (2000-0436) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10710. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Fokker Model F .28 Mark 0100 Series; docket no. 2000-NM-02 [8-29/9-7]" (RIN2120-AA64) (2000-0437) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10711. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: British Aerospace Model BAe 146 and Model Avro 146-RJ; docket no. 99-NM-35 [8-29/9-7]" (RIN2120-AA64) (2000-0439) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10712. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, trans-

mitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 747 and 767 Series Airplanes Equipped with GE CF6-80C2 Series Engines; docket no. 2000-NM-24 [8-31/9-7]" (RIN2120-AA64) (2000-0440) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10713. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: British Aerospace HP137 Mkl, Jetstream Series 200, 3101, and 3201 Airplanes; docket no. 98-CE-117 [8-21/9-7]" (RIN2120-AA64) (2000-0441) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10714. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Eurocopter Franc Model EC120B Helicopters; docket no. 2000-SW-33 [8-28/9-7]" (RIN2120-AA64) (2000-0445) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10715. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Eurocopter Deutschland GMBH Model Bo 105A, 105C, 105 C-2, 105, CB2, BO105, CB4 BO 105S, BO 105 CS-2, BO105 CBS-2, CBS-4 and BO 105LS A1 Helicopters; docket no. 99-SW-66 [8-28/9-7]" (RIN2120-AA64) (2000-0446) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10716. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 737-200 and 300 Series Airplanes Equipped with a Main Deck Cargo Door Installed in Accordance with Supplemental type Certificate SA2969SO; docket no. 2000-NM-277 [8-25/9-7]" (RIN2120-AA64) (2000-0448) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10717. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 737-100, 200, 200C Series Airplanes; docket no. 2000-NM-288 [8-25/9-7]" (RIN2120-AA64) (2000-0449) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10718. A communication from the Program Analyst, Federal Aviation Administration, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airworthiness Directives: Boeing Model 767-200, 300, and 300F Series Airplanes; docket no. 2000-NM-289 [8-25/9-7]" (RIN2120-AA64) (2000-0450) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10719. A communication from the Program Assistant of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Airspace Actions; Amends Class D Airspace, Cocoa Patrick AFB, FL, and Class E5 Airspace, Melbourne, FL Docket No. 00-ASO-22 [11-30-9-11-00]" (2120-AA66) (2000-0220) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10720. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, trans-

mitting, pursuant to law, the report of a rule entitled "Interpretive rule; Court of Competent Jurisdiction; [8-20/9-7]" (2120-ZZ28) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10721. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Final Rule public Meeting; Changed Product Rule Meeting [8-2/9-7]" (2120-ZZ29) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10722. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D Airspace; Cocoa Beach, FL; docket no. 00-ASO-31 [8-24/9-7]" (2120-AA66) (2000-0210) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10723. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class D Airspace; Simmons Army Airfield, NC, and Class E4; Airspace, Key West FL; docket no. 00-ASO-30 [8-24/9-7]" (2120-AA66) (2000-0211) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10724. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Removal of Class E Airspace; Melbourne, FL and Cocoa Patrick AFB, FL; docket no. 00-ASO-27 [8-21/9-7]" (2120-AA66) (2000-0212) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10725. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Marquette, <Correction; docket no. 00-AGL-02 [8-23/9-7]" (2120-AA66) (2000-0213) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10726. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Pratt, KS; Correction; docket no. 00-ACE-14 [8-29/9-7]" (2120-AA66) (2000-0214) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10727. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Coffeyville, KS; docket no. 00-ACE-15 [8-29/9-7]" (2120-AA66) (2000-0215) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10728. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Amendment of Class E Airspace; Soldiers Grove, WI; docket no. 00-AGL-19 [8-25/9-7]" (2120-AA66) (2000-0216) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10729. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of

a rule entitled "Modification of Class E Airspace; Frankfort, MI; docket no. 00-AGL-18 [8-28/9-7]" (2120-AA66) (2000-0217) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10730. A communication from the Program Analyst of the Federal Aviation Commission, Department of Transportation, transmitting, pursuant to law, the report of a rule entitled "Modification of Class E Airspace; Dickinson, ND; docket no. 00-AGL-17 [8-28/9-7]" (2120-AA66) (2000-0218) received on September 11, 2000; to the Committee on Commerce, Science, and Transportation.

EC-10731. A communication from the Comptroller General, transmitting, pursuant to law, the report entitled "Reports, Testimony, Correspondence, and Other Publications: July 2000"; to the Committee on Governmental Affairs.

EC-10732. A communication from the Executive Director of the Committee For Purchase From People Who Are Blind or Severely Disabled, transmitting, pursuant to law, the report of additions to the procurement list received on September 8, 2000; to the Committee on Governmental Affairs.

EC-10733. A communication from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "2000-2001 Refuge-Specific Hunting and Sport Fishing Regulations" (RIN1018-AG01) received on September 8, 2000; to the Committee on Environment and Public Works.

EC-10734. A communication from the Commissioner, Bureau of Reclamation, Department of the Interior, transmitting, pursuant to law, a report relative to Wickiup Dam, Deschutes Project, Oregon; to the Committee on Environment and Public Works.

EC-10735. A communication from the Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, three rules entitled "Revisions to the California State Implementation Plan, San Diego County Air Pollution Control District and Bay Area Air Quality Management District" (FRL #6850-1), "Revisions to the California State Implementation Plan, Tehama County Air Pollution Control District" (FRL #6852-7), and "Revisions to the California State Implementation Plan, Tehama County Air Pollution Control District" (FRL #6868-9) received on September 11, 2000; to the Committee on Environment and Public Works.

EC-10736. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report relative to the national intelligent transportation systems five-year program plan; to the Committee on Environment and Public Works.

EC-10737. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Topical Antifungal Drug Products for Over-the-Counter Human Use; Amendment of Final Monograph" (RIN0910-AA01) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10738. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Substances Approved for Use in Preparation of Meat and Poultry Products" (RIN0910-AA58) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10739. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Serv-

ices, transmitting, pursuant to law, the report of a rule entitled "Indirect Food Additives: Polymers" (Docket No. 98F-0484) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10740. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Biological Products Regulated Under Section 351 of the Public Health Service Act; Implementation of the Biologics License; Elimination of Establishment License and Product License; Technical Amendment" (Docket No. 98N-0144) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10741. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Indirect Food Additives; Adjuvants, Production Aids, and Sanitizers" (Docket No. 99F-0127) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10742. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Revision of Requirements Applicable to Albumin (Human), Plasma Protein Fraction (Human), and Immune Globulin (Human)" (Docket No. 98N-0608) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10743. A communication from the Director of the Regulations Policy and Management Staff, Food and Drug Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Amendment of Various Device Regulations to Reflect Current American Society for Testing and Materials Citations, Confirmation in Part and Technical Amendment; Correction" (Docket No. 99N-4955) received on September 8, 2000; to the Committee on Health, Education, Labor, and Pensions.

EC-10744. A communication from the Secretary of Defense, transmitting a notice relative to three retirements; to the Committee on Armed Services.

EC-10745. A communication from the Secretary of the Department of Agriculture, transmitting, pursuant to law, a report relative to animal welfare enforcement; to the Committee on Agriculture, Nutrition, and Forestry.

EC-10746. A communication from the Regulatory Management Staff, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of two rules entitled "Actbenzolar-S-Methyl; Pesticide Tolerance" (FRL #6737-6) and "Fosetyl-Al; Pesticide Tolerance" (FRL #6599-4) received on August 15, 2000; to the Committee on Agriculture, Nutrition, and Forestry.

EC-10747. A communication from the Small Advocacy Chair, Office of Policy, Economics, and Innovation, Environmental Protection Agency, transmitting, pursuant to law, the report of four rules entitled "Coumaphos; Pesticide Tolerances for Emergency Exemptions" (FRL #6738-3), "Mancozeb; Pesticide Tolerance Technical Correction" (FRL #6736-4), "Propiconazole; Extension of Tolerances for Emergency Exemptions" (FRL #6737-1), and "Zinc Phosphide; Pesticide Tolerances for Emergency Exemptions" (FRL #6598-9) received on August 15, 2000; to the Com-

mittee on Agriculture, Nutrition, and Forestry.

EC-10748. A communication from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Plum Pox Compensation" (Docket #00-035-1) received on September 11, 2000; to the Committee on Agriculture, Nutrition, and Forestry.

EC-10749. A communication from the Acting Assistant Secretary for Land and Minerals Management, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Interest Rate Applicable To Late Payment Or Underpayment Of Monies Due On Solid Minerals And Geothermal Leases" received on September 7, 2000; to the Committee on Energy and Natural Resources.

## PETITIONS AND MEMORIALS

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

POM-621. A petition from the Republic of the Marshall Islands relative to nuclear testing; to the Committee on Energy and Natural Resources.

### PETITION

As provided by Congress in Article IX of the nuclear test claims settlement enacted in law under Title II, Section 177(c) of the Compact of Free Association Act of 1985 [P.L. 99-239], the Republic of the Marshall Islands respectfully submits this Changed Circumstances Petition to the Congress of the United States. The Government of the Republic of Marshall Islands hereby notifies the Congress of its determination that the criteria have been satisfied under applicable U.S. federal law for further measures to provide adequately for injuries to persons and property in the Marshall Islands that have arisen, been discovered, or adjudicated since the Compact took effect on October 21, 1986.

Section 177 of the Compact of Free Association provides that "The Government of the United States accepts the responsibility for compensation owing to citizens of the Marshall Islands . . . for loss or damage to property and person . . . resulting from the nuclear testing program which the Government of the United States conducted in the Northern Marshall Islands between June 30, 1946, and August 18, 1958."

As detailed herein, injuries and damages resulting from the United States Nuclear Testing Program have arisen, been discovered, or have been adjudicated in the Marshall Islands since the Compact took effect. These injuries and damages could not reasonably have been discovered, or could not have been determined, prior to the effective date of the Compact. Such injuries, damages and adjudication render the terms of the Section 177 Agreement manifestly inadequate to provide just and adequate compensation for injuries to Marshallese people and for damage to or loss of land resulting from the U.S. Nuclear Testing Program.

The terms of Section 177 represent a politically determined settlement (Attachment I, Hills testimony) rather than either a good faith assessment of personal injury or property claims, a legally adjudicated determination of actual damages, or monetary award for such damages. As a political settlement, Section 177 of the Compact requires that the U.S. provide \$150 million to the RMI to create a Fund that, over a 15-year period of the Compact, was intended to generate \$270 million in proceeds for disbursement "as a means to address past, present and future