

A motion to reconsider was laid on the table.

CONFERENCE REPORT ON H.R. 4613,  
DEPARTMENT OF DEFENSE AP-  
PROPRIATIONS ACT, 2005

Mrs. MYRICK. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 735, and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 735

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 4613) making appropriations for the Department of Defense for the fiscal year ending September 30, 2005, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

The SPEAKER pro tempore. The gentlewoman from North Carolina (Mrs. MYRICK) is recognized for 1 hour.

Mrs. MYRICK. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

The Defense Appropriations Conference Report provides the tools and the resources for our military to wage an aggressive war against terrorism, while defending our Nation against ever-changing military threats.

Each generation of Americans has been called to defend our freedom, and each time our forefathers and -mothers have answered that call. Our generation's time of national trial has come, and we are being called to stop a new kind of enemy, different from any that we have ever fought before. This enemy is patient, building resources and striking where and when we are least prepared.

The enemy uses a different method each time, and this enemy requires a new kind of defense. And this is what the conference report is continuing to build.

I agree with President Bush when he says that our Armed Forces must be ready to confront every threat from any source that can bring sudden terror and suffering to America.

Our forces must be ready to deploy to any point of the globe on short notice, and this bill provides \$416.2 billion in new discretionary spending authority for the Department of Defense. It also includes \$25 billion in emergency spending, requested by the President for early fiscal year 2005 costs associated with operations in Iraq and Afghanistan.

Our Nation must have, and we will have, ready forces that can bring victory to our country and safety to our people. The world's best soldiers, sailors, airmen and Marines also deserve the world's best weaponry; and to ensure that, we must invest in procure-

ment accounts. And this report contains \$77.6 billion for procurement. We need to give our military the weapons that they need for the future threats.

If this war against terror means that we must find it wherever it exists and pull it out by the roots and bring people to justice, our military must have the means to achieve this.

This bill also makes significant improvements in the quality of life for our men and women who serve in the Armed Forces, including a 3.5 percent pay raise and targeted pay raises to mid-grade noncommissioned officers, generous housing allowances that will significantly decrease the out-of-pocket housing expenses of our service personnel, and provide access to high quality health care. We can never pay our men and women in uniform on the scale that matches the magnitude of their sacrifice, but this bill reflects our respect for their selfless service.

I feel strongly that we need a strong national defense, and we need to be prepared. And with this conference report, we will be. The primary responsibility for us as elected officials is to provide for the common defense of our fellow countrymen; and to that end, I urge my colleagues to support the rule and support the underlying bill, because now, more than ever, we must improve our national security.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume, and I thank the gentlewoman for yielding me the customary 30 minutes.

(Mr. FROST asked and was given permission to revise and extend his remarks.)

Mr. FROST. Mr. Speaker, just yesterday, the gentlewoman from North Carolina and I were here on the floor debating another very important bill for our soldiers, the Military Construction Appropriations bill. Like the Defense appropriations bill, that bill funds vital programs for our troops. Unfortunately, this House's leadership made what I think was a terrible mistake by allowing a provision to improve housing for our troops and their families to potentially be completely stripped from that bill. If that happens, almost 50,000 military families will be affected and continue to live in substandard housing. I think that shows real disregard and disrespect for our soldiers; and frankly, I find it disgraceful.

I understand that we will be continuing debate on the Military Construction bill in just a few minutes, so I suppose we will see shortly how the matter is resolved, but the conference report on the Defense Appropriations bill is a different matter.

I am pleased to join the gentlewoman in support of the conference report and the rule providing for its conversation. Throughout my 26 years in Congress, I have always worked hard to keep our military strong and our troops safe. I believe that providing for our national

defense is one of our most important duties as Members of Congress and that providing funding for our troops to ensure their safety and the success of the war on terror is our obligation.

I am proud to say, Mr. Speaker, that the bill before us now does a good job of providing vital support for our troops. The bill gives our troops a much-deserved 3.5 percent pay raise and gives the Department of Defense \$25 billion in emergency supplemental funding for the war on terror.

These funds directly and significantly aid our servicemen and -women by providing them with the tools they need to fight the war on terror and return home safely. It will provide every soldier with body armor, provide our troops with more armored Humvees and increase the size of the Army to relieve the burden on our overworked soldiers. It is a good bill, and I support its passage wholeheartedly.

I note also that the conference report provides very substantial funding for the F-22 Raptor, for the V-22 Osprey and for the Joint Strike Fighter. These are fine weapon systems. Much of the work is done in the north Texas area that I represent, and I commend the committee for continuing to support those systems. I am glad we were able to get it right in this bill.

Mr. Speaker, I urge adoption of the rule and adoption of the conference report.

Mr. Speaker, I yield back the balance of my time.

Mrs. MYRICK. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

Mr. LEWIS of California. Mr. Speaker, pursuant to House Resolution 735, I call up the conference report on the bill (H.R. 4613) making appropriations for the Department of Defense for the fiscal year ending September 30, 2005, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to the rule, the conference report is considered as having been read.

(For conference report and statement, see proceedings of the House on July 20, 2004, Book II at page H 6129.)

The SPEAKER pro tempore. The gentleman from California (Mr. LEWIS) and the gentleman from Pennsylvania (Mr. MURTHA) each will control 30 minutes.

The Chair recognizes the gentleman from California (Mr. LEWIS).

Mr. LEWIS of California. Mr. Speaker, I yield myself such time as I may consume.

We will not take a great deal of time of our colleagues in the House. Following the tradition of the ranking member of the full committee and my colleague, the gentleman from Pennsylvania (Mr. MURTHA), we certainly want to extend our great thanks to all of our colleagues and staff.

Mr. Speaker, it is my great privilege to present to the House the conference agreement on fiscal year 2005 Defense appropriations bill.

My colleagues, one month ago—exactly to this day—the House passed its version of this bill, with overwhelming support. The Senate followed suit shortly afterwards, and like the House, the other body showed nearly unanimous support for this bill.

And here we are tonight, with this conference report. We present a bipartisan Defense bill, targeted at supporting our men and women in the Defense Department and intelligence community, at a most critical time in the Nation's history.

It is during a time of war.

It is during a time of challenge for our Nation and freedom-loving people everywhere.

And it is during a time when our country, once again, must take on the mantle of leading the world community.

This is as the United States has done before—as it must do today; and as it must continue to do in the future.

The President, and this Congress, understand this challenge. The President asked us to consider this bill—the largest Defense bill, in terms of dollars, in our Nation's history. In recognition of this, as I mentioned on a bipartisan basis both the House and the Senate moved this bill late last month into conference. And now we will soon be asking the House, and the other body, to send this final product to the President.

Mr. Speaker, I must say this conference agreement is an even better bill than passed the House. I truly believe that. I can say that because of the tremendous work done by the Members of the conference committee on both sides of the Capitol.

Mr. Speaker, we would not be here tonight without the leadership and experience of my colleague from Pennsylvania, Mr. MURTHA.

And we would not be here without the experience, skill, and tenacity of the leaders of the Senate Defense Subcommittee, my friends, the senior Senators from Alaska and Hawaii.

The support and counsel of our chairman, BILL YOUNG, and our ranking Member DAVID OBEY have also been invaluable at every step of the process. As has been the support of all the Members of the Defense subcommittees—both sides of the aisle, on both sides of the Capitol. I personally want to thank, and acknowledge, all of them.

I must pay tribute to our staffs—especially Sid Ashworth and Charlie Houy, who lead the

Senate staff, and our subcommittee staff, led by Kevin Roper and David Morrison. Many thanks also to the full committee staff, Jim Dyer, John Blazey, Dale Oak, Therese McAuliffe, and John Scofield.

This bill reflects our best, collective judgment on how to meet those many challenges and demands confronting the Nation.

What does this bill do? We provide over \$416 billion to support our Defense and intelligence communities; most importantly it supports the ongoing operations in Iraq and Afghanistan, and the global war on terrorism; it supports our troops who are on the front lines—it fully funds the pay raise, as well as the military pay, benefits, and medical programs; this bill increases funding to support the overall readiness of DoD forces worldwide; and it increases funding for intelligence.

Looking ahead, this bill also supports major equipment and research needs. For example—we provide over \$1.6 billion over the budget request—to help restock and accelerate production of those items being used by our Army and Marine Corps in Iraq—ammunition; trucks; helicopters; and armored vehicles.

This bill also fully supports the President's objective of, later this year, initially fielding a missile defense to protect the United States. We also fund missile defenses for our troops in the field.

It continues production of major platforms such as the Virginia class submarine, the C-17, and V-22 transport aircraft, and the F/A-18 and F/A-22 fighters.

And this bill increases funding to support “military transformation”.

Mr. Speaker, most importantly, this bill puts first and foremost our men and women in uniform, especially those on the front lines. In that regard, as you all know, the President asked that we include in this bill some \$25 billion to help defray the ongoing costs of our operations in Iraq and Afghanistan. We have done just that—and shaped these funds in a way to provide our deployed forces with the funds they need to meet their most immediate demands.

Mr. Speaker, in summary, this is a bill that I am very, very proud of. And it is one that each and every Member of the House can take pride in also. It deserves your overwhelming support.

Now, if the House would indulge me, I want to thank a few people. Under the rules of our conference, this is the last Defense appropriations bill that I will have the privilege of bringing before the House as chairman. It has been

a remarkable and rewarding experience. I want to thank my subcommittee members—on my side, DAVE HOBSON, HENRY BONILLA, GEORGE NETHERCUTT, DUKE CUNNINGHAM, RODNEY FRELINGHUYSEN, TODD TIAHRT, and ROGER WICKER.

On the other side of the aisle, NORM DICKS, MARTIN SABO, PETER VISCLOSKEY, and JIM MORAN.

I want to also accord special thanks to the ranking Member of the full committee, DAVE OBEY, and of course, to my predecessor, our full committee chairman BILL YOUNG, who has set a standard that I try every day to emulate. And of course, I must acknowledge my partner, our former chairman, the gentleman from Pennsylvania, JACK MURTHA. I also must recognize the terrific staff that I've gotten to know pretty well over the past few years.

Chairman YOUNG, and Jim Dyer, the chief clerk of the full committee, you've really done a great job in putting together a great team for us on the subcommittee; Alica Jones, Doug Gregory, Betsy Phillips, Paul Juola, Steve Nixon, Leslie Albright, Greg Lankler, Sarah Young, Paul Terry, Kris Mallard, Sherry Young, Kevin Jones, Callie Michael, and Linda Muir in our computer shop who provides us with so much support.

The same goes for our minority staff, David Morrison and Bill Gnacek. I must thank Carl Kime, of my personal office, who watches this bill for me and does an outstanding job. And, of course, all of the staff in my congressional office for their support and contributions.

I'd be remiss if I didn't mention those committee staff who have moved on to other endeavors, but who made significant contributions while they were with us. They include John Shank, Greg Dahlberg, Dave Kilian, Trish Ryan, Tina Jonas, Dave Norquist, Greg Walters, and Celia Alvarado.

And I cannot let this moment pass without mentioning Letitia White, formerly of my personal staff, who worked so hard on this bill for many years.

Finally, I must mention the clerk of the subcommittee, Kevin Roper, who pulls all this together. And for whom this conference may be the “last time around” as well.

Thank you so much. My colleagues, I thank all of you for your help, and for the privilege of serving with you.

At this point, Mr. Speaker, I would like to insert for the record a summary of the conference agreement.

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
(Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
<b>TITLE I</b>						
<b>MILITARY PERSONNEL</b>						
Military Personnel, Army.....	28,247,667	29,723,472	29,507,672	29,457,797	29,381,422	+1,133,755
Military Personnel, Navy.....	23,217,298	24,459,957	24,416,157	24,330,171	24,347,807	+1,130,509
Military Personnel, Marine Corps.....	8,971,897	9,595,902	9,591,102	9,567,768	9,581,102	+609,205
Military Personnel, Air Force.....	22,910,868	24,510,811	24,291,411	24,165,011	24,155,911	+1,245,043
Reserve Personnel, Army.....	3,568,725	3,733,590	3,719,990	3,675,390	3,663,890	+95,165
Reserve Personnel, Navy.....	2,002,727	2,171,632	2,108,232	2,132,432	2,084,032	+81,305
Reserve Personnel, Marine Corps.....	571,444	654,973	653,073	624,973	623,073	+51,629
Reserve Personnel, Air Force.....	1,288,088	1,464,050	1,451,950	1,458,650	1,451,950	+163,862
National Guard Personnel, Army.....	5,500,369	5,950,729	5,915,229	5,913,329	5,901,729	+401,360
National Guard Personnel, Air Force.....	2,174,598	2,546,442	2,536,742	2,543,892	2,540,242	+365,644
Total, title I, Military Personnel.....	98,453,681	104,811,558	104,191,558	103,869,413	103,731,158	+5,277,477
<b>TITLE II</b>						
<b>OPERATION AND MAINTENANCE</b>						
Operation and Maintenance, Army 2/.....	25,029,346	26,133,411	25,820,311	25,705,109	25,764,634	+735,288
Operation and Maintenance, Navy.....	28,146,658	29,789,190	29,570,090	29,591,679	29,687,245	+1,540,587
Operation and Maintenance, Marine Corps.....	3,440,323	3,632,115	3,605,815	3,617,473	3,629,901	+189,578
Operation and Maintenance, Air Force.....	26,904,731	28,471,260	27,994,110	28,282,160	28,113,533	+1,208,802
Operation and Maintenance, Defense-Wide .....	16,226,841	17,494,076	17,346,411	17,552,314	17,449,619	+1,222,778
Operation and Maintenance, Army Reserve.....	1,998,609	2,008,128	1,976,128	1,979,038	1,991,128	-7,481
Operation and Maintenance, Navy Reserve.....	1,172,921	1,240,038	1,233,038	1,244,838	1,237,638	+64,717
Operation and Maintenance, Marine Corps Reserve.....	173,952	188,696	187,196	188,696	187,196	+13,244
Operation and Maintenance, Air Force Reserve.....	2,179,388	2,239,790	2,227,190	2,200,790	2,242,590	+63,202
Operation and Maintenance, Army National Guard 2/.....	4,340,581	4,440,686	4,376,886	4,372,436	4,442,386	+101,805
Operation and Maintenance, Air National Guard.....	4,431,216	4,422,838	4,438,738	4,454,238	4,472,738	+41,522
Overseas Contingency Operations Transfer Account.....	5,000	30,000	5,000	30,000	10,000	+5,000
United States Court of Appeals for the Armed Forces...	10,333	10,825	10,825	10,825	10,825	+492
Environmental Restoration, Army.....	396,018	400,948	400,948	566,948	400,948	+4,930
Environmental Restoration, Navy.....	256,153	266,820	266,820	447,820	266,820	+10,667
Environmental Restoration, Air Force.....	384,307	397,368	397,368	397,368	397,368	+13,061
Environmental Restoration, Defense-Wide.....	24,081	23,684	26,684	23,684	23,684	-397
Environmental Restoration, Formerly Used Defense Sites	284,619	216,516	216,516	276,516	266,516	-18,103
Overseas Humanitarian, Disaster, and Civic Aid.....	59,000	59,000	59,000	59,000	59,000	---
Former Soviet Union Threat Reduction Account.....	450,800	409,200	409,200	409,200	409,200	-41,600
Total, title II, Operation and maintenance.....	115,914,877	121,874,589	120,568,274	121,410,132	121,062,969	+5,148,092
<b>TITLE III</b>						
<b>PROCUREMENT</b>						
Aircraft Procurement, Army 2/.....	2,131,741	2,658,241	3,107,941	2,653,241	2,854,541	+722,800
Missile Procurement, Army 2/.....	1,493,947	1,398,321	1,327,000	1,378,321	1,307,000	-186,947
Procurement of Weapons and Tracked Combat Vehicles, Army.....	1,853,712	1,639,695	2,773,695	1,698,695	2,467,495	+613,783
Procurement of Ammunition, Army 2/.....	1,385,225	1,556,902	1,608,302	1,606,502	1,590,952	+205,727
Other Procurement, Army 2/.....	4,649,702	4,240,896	4,868,371	4,685,846	4,955,296	+305,594
Aircraft Procurement, Navy.....	9,110,848	8,767,867	8,841,824	8,899,367	8,912,042	-198,806
Weapons Procurement, Navy.....	2,044,639	2,101,529	1,993,754	2,222,620	2,114,720	+70,081
Procurement of Ammunition, Navy and Marine Corps.....	934,905	858,640	885,340	881,140	888,340	-46,565
Shipbuilding and Conversion, Navy.....	10,878,123	9,962,027	10,189,327	10,171,643	10,427,443	-450,680
Other Procurement, Navy.....	4,931,186	4,834,278	4,980,325	4,797,025	4,875,786	-55,400
Procurement, Marine Corps.....	1,151,640	1,190,103	1,462,703	1,266,803	1,432,203	+280,563
Aircraft Procurement, Air Force.....	12,060,371	13,163,174	13,289,984	13,547,524	13,648,304	+1,587,933
Missile Procurement, Air Force.....	4,007,203	4,718,313	4,425,013	4,609,213	4,458,113	+450,910
Procurement of Ammunition, Air Force.....	1,262,725	1,396,457	1,346,557	1,353,859	1,327,459	+64,734
Other Procurement, Air Force.....	11,462,714	13,283,557	13,199,607	13,284,897	13,071,297	+1,608,583
Procurement, Defense-Wide .....	3,680,242	2,883,302	3,028,033	2,867,303	2,956,047	-724,195
National Guard and Reserve Equipment.....	400,000	---	---	500,000	350,000	-50,000
Defense Production Act Purchases .....	78,016	9,015	27,015	42,515	42,765	-35,251
Total, title III, Procurement.....	73,516,939	74,662,317	77,354,791	76,466,514	77,679,803	+4,162,864

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
(Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
TITLE IV						
RESEARCH, DEVELOPMENT, TEST AND EVALUATION						
Research, Development, Test and Evaluation, Army 2/...	10,363,941	9,266,258	10,220,123	10,308,804	10,698,989	+335,048
Research, Development, Test and Evaluation, Navy.....	15,146,383	16,346,391	16,532,361	16,748,035	17,043,812	+1,897,429
Research, Development, Test and Evaluation, Air Force.	20,500,984	21,114,667	21,033,622	21,002,308	20,890,922	+389,938
Research, Development, Test and Evaluation, Defense-Wide .....	18,900,715	20,739,837	20,851,271	20,404,563	20,983,624	+2,082,909
Operational Test and Evaluation, Defense.....	305,861	305,135	309,135	305,135	314,835	+8,974
Total, title IV, Research, Development, Test and Evaluation.....	65,217,884	67,772,288	68,946,512	68,768,845	69,932,182	+4,714,298
TITLE V						
REVOLVING AND MANAGEMENT FUNDS						
Defense Working Capital Funds.....	1,641,507	1,685,886	1,174,210	1,685,886	1,174,210	-467,297
National Defense Sealift Fund: Ready Reserve Force	1,066,462	1,269,252	1,186,626	441,936	1,204,626	+138,164
Total, title V, Revolving and Management Funds..	2,707,969	2,955,138	2,360,836	2,127,822	2,378,836	-329,133
TITLE VI						
OTHER DEPARTMENT OF DEFENSE PROGRAMS						
Defense Health Program:						
Operation and maintenance.....	14,914,816	17,203,369	17,148,069	17,299,369	17,297,419	+2,382,603
Procurement.....	328,826	364,635	364,635	366,235	367,035	+38,209
Research and development.....	486,371	72,407	446,482	399,207	506,982	+20,611
Total, Defense Health Program.....	15,730,013	17,640,411	17,959,186	18,064,811	18,171,436	+2,441,423
Chemical Agents & Munitions Destruction, Army:						
Operation and maintenance.....	1,169,168	1,138,801	1,138,801	1,088,801	1,088,801	-80,367
Procurement.....	79,212	78,980	78,980	78,980	78,980	-232
Research, development, test and evaluation.....	251,881	154,209	154,209	206,209	205,209	-46,672
Total, Chemical Agents 1/ .....	1,500,261	1,371,990	1,371,990	1,373,990	1,372,990	-127,271
Drug Interdiction and Counter-Drug Activities, Defense	835,616	852,697	876,697	908,797	906,522	+70,906
Office of the Inspector General 3/.....	162,449	244,562	193,562	244,562	204,562	+42,113
Total, title VI, Other Department of Defense Programs.....	18,228,339	20,109,660	20,401,435	20,592,160	20,655,510	+2,427,171
TITLE VII						
RELATED AGENCIES						
Central Intelligence Agency Retirement and Disability System Fund.....	226,400	239,400	239,400	239,400	239,400	+13,000
Intelligence Community Management Account.....	175,113	304,355	309,644	319,355	310,466	+135,353
Transfer to Department of Justice.....	(44,300)	(34,911)	(46,100)	(34,911)	(39,422)	(-4,878)
Payment to Kaho'olawe Island Conveyance, Remediation, and Environmental Restoration Fund.....	18,430	---	---	---	---	-18,430
National Security Education Trust Fund.....	8,000	8,000	8,000	8,000	8,000	---
Total, title VII, Related agencies.....	427,943	551,755	557,044	566,755	557,866	+129,923

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
 (Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
TITLE VIII						
GENERAL PROVISIONS						
Additional transfer authority (Sec. 8005).....	(2,100,000)	(4,000,000)	(3,000,000)	(4,000,000)	(3,500,000)	(+1,400,000)
Indian Financing Act incentives (Sec. 8021).....	8,000	---	8,000	8,000	8,000	---
Oliktok point acquisition (Sec. 8025).....	---	---	---	2,500	---	---
FFRDCs (Sec. 8028).....	-74,200	---	-40,000	-74,200	-125,000	-50,800
Disposal & lease of DOD real property (Sec. 8034)....	31,000	25,000	25,000	25,000	25,000	-6,000
Overseas Mil Fac Invest Recovery (Sec. 8038).....	1,331	1,000	1,000	1,000	1,000	-331
Rescissions (Sec. 8049).....	-325,560	---	-399,750	-148,610	-779,637	-454,077
Travel Cards (Sec. 8082).....	44,000	44,000	44,000	---	44,000	---
Special needs students (Sec. 8104) .....	5,500	---	---	5,500	5,500	---
Fisher House (Sec. 8093).....	3,800	---	2,000	---	2,000	-1,800
CAAS/Other Contract Growth (Sec. 8094).....	-504,500	---	-300,000	---	-300,000	+204,500
Contracted Advisory and Assistance Services (Sec.8095)	---	---	---	-500,000	-500,000	-500,000
Aircraft Procurement, Navy (Sec. 8098).....	60,000	---	---	40,000	34,000	-26,000
Operation and Maintenance, Defense-wide (Sec. 8098)...	---	---	---	---	40,000	+40,000
IT cost growth reduction (Sec. 8105).....	-200,000	---	-270,000	---	-197,500	+2,500
Working Capital Funds Cash Balance (Sec.8107).....	-372,000	---	-316,000	---	-316,000	+56,000
Working Capital Funds Excess Carryover .....	-44,000	---	---	---	---	+44,000
Ctr for Mil Recruiting Assessment & Vet Emp(Sec. 8108)	5,500	---	6,000	---	6,000	+500
Various grants (Sec. 8113).....	34,950	---	6,600	33,000	51,425	+16,475
Assumed management improvements (Sec. 8122).....	-1,662,000	---	-345,000	-835,000	-711,000	+951,000
Transportation Working Capital Fund (Sec. 8123).....	-451,000	---	-967,200	-300,000	-967,200	-516,200
Fort Irwin education .....	17,000	---	---	---	---	-17,000
Iraqi freedom fund (rescission).....	-3,490,000	---	---	---	---	+3,490,000
MCAGCC health demonstration program (Sec. 8126).....	---	---	3,000	---	2,500	+2,500
Contract offsets (Sec. 8130).....	---	---	-100,000	---	-50,000	-50,000
Budget withholds (Sec. 8131).....	---	---	-685,000	---	-350,000	-350,000
Tanker replacement transfer fund (Sec. 8132).....	---	---	100,000	---	100,000	+100,000
Unobligated balances (Sec. 8140).....	---	---	---	-808,100	-768,100	-768,100
Travel costs (Sec. 8141).....	---	---	---	-97,331	-100,000	-100,000
Military Personnel reduction .....	---	---	---	-7,158,000	---	---
Military Personnel (contingent emergency appropriations) .....	---	---	---	7,158,000	---	---
Shipbuilding and Conversion, Navy.....	---	---	---	250,900	---	---
Revised Economic Assumptions.....	---	---	---	-250,900	---	---
Total, Title VIII, General Provisions.....	-6,912,179	70,000	-3,227,350	-2,648,241	-4,845,012	+2,067,167
TITLE IX - ADDITIONAL WAR-RELATED APPROPRIATIONS						
CHAPTER 1 - DEPARTMENT OF DEFENSE--MILITARY						
Military Personnel						
Military Personnel, Army (contingent operations).....	---	---	2,552,200	---	915,700	+915,700
Military Personnel, Navy (contingent operations).....	---	---	232,200	---	27,700	+27,700
Military Personnel, Marine Corps (contingent ops).....	---	---	273,200	---	241,700	+241,700
Military Personnel, Air Force (contingent operations)...	---	---	874,400	---	64,900	+64,900
Total, Military Personnel.....	---	---	3,932,000	---	1,250,000	+1,250,000
Operation and Maintenance						
Operation & Maintenance, Army (contingent operations)...	---	---	11,698,400	---	13,550,000	+13,550,000
Operation & Maintenance, Navy (contingent operations)...	---	---	303,000	---	367,000	+367,000
Operation & Maintenance, Marine Corps (contingent ops)	---	---	1,295,000	---	1,665,000	+1,665,000
Operation & Maintenance, Air Force (contingent ops)...	---	---	744,000	---	419,000	+419,000
Operation & Maintenance, Defense-Wide (contingent ops)	---	---	295,000	---	404,000	+404,000
Iraq Freedom Fund:						
(Contingent emergency) (incl. transfer authority)	---	25,000,000	---	25,000,000	---	---
(Contingent operations).....	---	---	2,978,000	---	3,800,000	+3,800,000
Total, Operation and Maintenance.....	---	25,000,000	17,313,400	25,000,000	20,205,000	+20,205,000
Procurement						
Missile Procurement, Army (contingent operations).....	---	---	42,800	---	---	---
Procurement of Weapons and Tracked Combat Vehicles, Army (contingent operations).....	---	---	201,900	---	50,000	+50,000
Procurement of Ammunition, Army (contingent operations)	---	---	330,000	---	110,000	+110,000
Other Procurement, Army (contingent operations).....	---	---	1,151,400	---	755,000	+755,000
Aircraft Procurement, Navy (contingent operations)....	---	---	34,000	---	79,000	+79,000
Procurement of Ammunition, Navy and Marine Corps (contingent operations).....	---	---	112,800	---	30,000	+30,000
Procurement, Marine Corps (contingent operations).....	---	---	111,400	---	150,000	+150,000
Other Procurement, Air Force (contingent operations)...	---	---	35,300	---	110,000	+110,000
Procurement, Defense-Wide (contingent operations).....	---	---	80,000	---	50,000	+50,000
National Guard and Reserve Equipment (contingent opera	---	---	100,000	---	50,000	+50,000
Total, Procurement.....	---	---	2,199,600	---	1,384,000	+1,384,000

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
(Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
Defense Working Capital Funds (contingent operations).....	---	---	1,250,000	---	1,478,000	+1,478,000
Defense Health Program (contingent operations).....	---	---	305,000	---	683,000	+683,000
Additional transfer authority (contingent operations):						
Fiscal year 2005 (Sec. 9003(a)).....	---	---	(2,000,000)	---	(1,500,000)	(+1,500,000)
Fiscal year 2004 (Sec. 9003(b)).....	---	---	(900,000)	---	(700,000)	(+700,000)
General Provisions						
Office of Justice Programs, State and Local Law Enforcement Assistance (contingent emergency appropriations) (Sec. 9006).....	---	---	---	50,000	---	---
Total, Chapter 1 (contingent operations) 4/ 5/..	---	25,000,000	25,000,000	25,050,000	25,000,000	+25,000,000
CHAPTER 2 - DEPARTMENT OF STATE						
Administration of Foreign Affairs						
Diplomatic and consular programs (contingent ops).....	---	---	665,300	---	---	---
Embassy security, construction, and maintenance (contingent operations).....	---	---	20,000	---	---	---
Total, Chapter 2 (contingent operations) 5/.....	---	---	685,300	---	---	---
CHAPTER 3 - BILATERAL ECONOMIC ASSISTANCE						
FUNDS APPROPRIATED TO THE PRESIDENT						
United States Agency for International Development						
International disaster and famine assistance (Emergency).....	---	---	70,000	---	---	---
Department of State						
Migration and refugee assistance (emergency).....	---	---	25,000	---	---	---
Total, Chapter 3 (emergency). 5/.....	---	---	95,000	---	---	---
Total, Title IX (contingent operations) 4/ 5/...	---	25,000,000	25,780,300	25,050,000	25,000,000	+25,000,000
=====						
TITLE X - OTHER MATTERS						
* CHAPTER 1 - DEPARTMENT OF STATE						
Administration of Foreign Affairs						
Diplomatic and consular programs (emergency).....	---	---	---	---	665,300	+665,300
Embassy security, construction, and maintenance (emergency).....	---	---	---	---	20,000	+20,000
General Provisions						
Office of Justice Programs, State and Local Law Enforcement Assistance (emergency) (Sec. 11002).....	---	---	---	---	50,000	+50,000
Courts of Appeals, District Courts, and Other Judicial Services, Defender services (emergency)(Sec. 11003).	---	---	---	---	26,000	+26,000
Total, Chapter 1 (emergency) 5/.....	---	---	---	---	761,300	+761,300
CHAPTER 2 - BILATERAL ECONOMIC ASSISTANCE						
FUNDS APPROPRIATED TO THE PRESIDENT						
United States Agency for International Development						
International disaster and famine assistance (Emergency).....	---	---	---	---	70,000	+70,000
(Contingent emergency).....	---	---	---	70,000	---	---
Department of State						
Migration and refugee assistance (emergency).....	---	---	---	---	25,000	+25,000
(Contingent emergency) .....	---	---	---	25,000	---	---
Total, Chapter 2 (emergency) 5/.....	---	---	---	---	95,000	+95,000
(Contingent emergency).....	---	---	---	95,000	---	---

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
(Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
CHAPTER 3 - SUPPLEMENTAL APPROPRIATIONS FOR FY 2004 FOR URGENT WILDLAND FIRE SUPPRESSION ACTIVITIES						
DEPARTMENT OF THE INTERIOR						
Bureau of Land Management						
Wildland fire management:						
Fire suppression operations (Sec.312/S.Con.Res.95)	---	---	---	---	100,000	+100,000
DEPARTMENT OF AGRICULTURE						
Forest Service						
Wildland fire management:						
Fire suppression operations (Sec.312/S.Con.Res.95)	---	---	---	---	400,000	+400,000
Total, Chapter 3 (Sec. 312, S.Con.Res.95) 5/....	---	---	---	---	500,000	+500,000
CHAPTER 4 - TITLE X GENERAL PROVISIONS						
Federal-aid to highways (Sec. 14003).....	---	---	---	---	---	---
Federal payment for school improvement (Sec. 14005)...	---	---	---	---	10,600	+10,600
(Rescission).....	---	---	---	---	-10,600	-10,600
Total, Title X 5/.....	---	---	---	95,000	1,356,300	+1,356,300
(Emergency appropriations).....	---	---	---	---	(856,300)	(+856,300)
(Contingent emergency appropriations).....	---	---	---	(95,000)	---	---
(Rescissions).....	---	---	---	---	(-10,600)	(-10,600)
Total for the bill (net) 5/.....	367,555,453	417,807,305	416,933,400	416,298,400	417,509,612	+49,954,159
OTHER APPROPRIATIONS						
Emergency Supplemental, Defense, Iraq and Afghanistan, 2004 (P.L. 108-106).....	64,706,554	---	---	---	---	-64,706,554
Additional transfer authority (sec. 1101) (emerg).....	(3,000,000)	---	---	---	---	(-3,000,000)
Consolidated appropriations (by transfer)(P.L.108-199)	(74,600)	---	---	---	---	(-74,600)
Additional transfer authority (Sec. 114).....	(120,000)	---	---	---	---	(-120,000)
Rescissions.....	-1,800,000	---	---	---	---	+1,800,000
Net grand total (including other appropriations)5/.....	430,462,007	417,807,305	416,933,400	416,298,400	417,509,612	-12,952,395
CONGRESSIONAL BUDGET RECAP						
Scorekeeping adjustments:						
Disabled military retiree payments (mandatory)....	302,000	---	---	---	---	-302,000
Military personnel accounts (discretionary)....	-302,000	---	---	---	---	+302,000
Army Venture Capital Funds (Sec. 8105).....	17,000	17,000	17,000	17,000	17,000	---
O&M, Army transfer to National Park Service:						
Defense function.....	-2,500	---	-2,500	---	-1,900	+600
Non-defense function.....	2,500	---	2,500	---	1,900	-600
Less defense emergency appropriations.....	-64,706,554	---	---	---	---	+64,706,554
Less non-defense emergency appropriations.....	---	---	-95,000	---	-121,000	-121,000
Less Title IX defense contingent operations.....	---	-25,000,000	-25,000,000	-25,000,000	-25,000,000	-25,000,000
Less Title IX non-defense contingent operations...	---	---	-685,300	---	-685,300	-685,300
Less defense contingent emergency appropriations..	---	---	---	-7,158,000	---	---
Less non-defense contingency emerg. appropriations	---	---	---	-145,000	-50,000	-50,000
Less amount charged to FY 04(Sec.312/S.Con.Res.95)	---	---	---	---	-500,000	-500,000
Repeal of FY 2004 rescission (contingent ops)....	---	---	1,800,000	---	1,800,000	+1,800,000
Amount charged to fiscal year 2004.....	---	---	-1,800,000	---	-1,800,000	-1,800,000
RDT&E, Navy transfer to NOAA:						
Defense function.....	---	---	---	-18,000	-18,000	-18,000
Non-defense function.....	---	---	---	18,000	18,000	+18,000
O&M, Defense-wide transfer to Forest Service:						
Defense function.....	---	---	---	---	-40,000	-40,000
Non-defense function.....	---	---	---	---	40,000	+40,000
Aircraft procurement,Navy transfer to Coast Guard:						
Defense function.....	-60,000	---	---	---	---	+60,000
Non-defense function.....	60,000	---	---	---	---	-60,000
Total, scorekeeping adjustments.....	-64,689,554	-24,983,000	-25,763,300	-32,286,000	-26,339,300	+38,350,254
Adjusted total (incl scorekeeping adjustments) ..	365,772,453	392,824,305	391,170,100	384,012,400	391,170,312	+25,397,859
Appropriations.....	(371,388,013)	(392,824,305)	(391,569,850)	(384,161,010)	(391,960,549)	(+20,572,536)
Rescissions.....	(-5,615,560)	---	(-399,750)	(-148,610)	(-790,237)	(+4,825,323)

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT - FY 2005 (H.R. 4613)  
(Amounts in thousands)

	FY 2004 Enacted	FY 2005 Request	House	Senate	Conference	Conference vs. Enacted
Total (including scorekeeping adjustments).....	365,772,453	392,824,305	391,170,100	384,012,400	391,170,312	+25,397,859
Amount in this bill.....	(430,462,007)	(417,807,305)	(416,933,400)	(416,298,400)	(417,509,612)	(-12,952,395)
Scorekeeping adjustments.....	(-64,689,554)	(-24,983,000)	(-25,763,300)	(-32,286,000)	(-26,339,300)	(+38,350,254)
=====						
Total mandatory and discretionary.....	365,772,453	392,824,305	391,170,100	384,012,400	391,170,312	+25,397,859
Mandatory.....	528,400	239,400	239,400	239,400	239,400	-289,000
Discretionary.....	365,244,053	392,584,905	390,930,700	383,773,000	390,930,912	+25,686,859
RECAPITULATION						
Title I - Military Personnel.....	98,453,681	104,811,558	104,191,558	103,869,413	103,731,158	+5,277,477
Title II - Operation and Maintenance.....	115,914,877	121,874,589	120,568,274	121,410,132	121,062,969	+5,148,092
Title III - Procurement.....	73,516,939	74,662,317	77,354,791	76,466,514	77,679,803	+4,162,864
Title IV - Research, Development, Test and Evaluation.....	65,217,884	67,772,288	68,946,512	68,768,845	69,932,182	+4,714,298
Title V - Revolving and Management Funds.....	2,707,969	2,955,138	2,360,836	2,127,822	2,378,836	-329,133
Title VI - Other Department of Defense Programs.....	18,228,339	20,109,660	20,401,435	20,592,160	20,655,510	+2,427,171
Title VII - Related Agencies.....	427,943	551,755	557,044	566,755	557,866	+129,923
Title VIII - General Provisions (net).....	-6,912,179	70,000	-3,227,350	-2,648,241	-4,845,012	+2,067,167
Title IX - Additional War-Related Appropriations (net).....	---	25,000,000	25,780,300	25,050,000	25,000,000	+25,000,000
Title X - Other Matters (net).....	---	---	---	95,000	1,356,300	+1,356,300
-----						
Total, Department of Defense and other matters (in this bill) .....	367,555,453	417,807,305	416,933,400	416,298,400	417,509,612	+49,954,159
Other defense appropriations.....	62,906,554	---	---	---	---	-62,906,554
-----						
Total funding available (net).....	430,462,007	417,807,305	416,933,400	416,298,400	417,509,612	-12,952,395
Department of Defense .....	(430,462,007)	(417,807,305)	(416,153,100)	(416,153,400)	(416,153,312)	(-14,308,695)
Other Matters .....	---	---	(780,300)	(145,000)	(1,356,300)	(+1,356,300)
-----						
Scorekeeping adjustments.....	-64,689,554	-24,983,000	-25,763,300	-32,286,000	-26,339,300	+38,350,254
-----						
Total mandatory and discretionary.....	365,772,453	392,824,305	391,170,100	384,012,400	391,170,312	+25,397,859

## FOOTNOTES:

- 1/ Included in Budget under Procurement title.
- 2/ Includes Budget Amendment (H. Doc. 108-170) which realigns \$1,217,538,000 for the termination of the Comanche Helicopter program, of which \$30,000,000 was reallocated to Mil. Construction, Army National Guard.
- 3/ Includes Budget Amendment (H. Doc. 108-183) which adds \$10,000 to the Office of the Inspector General request for a technical correction.
- 4/ Includes Budget Amendment (H. Doc. 108-185) which establishes a \$25 billion Contingent Emergency Reserve Fund for operations in Iraq and Afghanistan.
- 5/ If the Bill is enacted before October 1, 2004, \$28,156,300,000 (including repeal of \$1,800,000,000 rescission) will be considered FY 2004 budget authority.

Mr. Speaker, I yield back the balance of my time.

Mr. MURTHA. Mr. Speaker, I yield myself such time as I may consume to put some very laudatory comments about the gentleman from California (Mr. LEWIS) in the record, because this is his last time as a chairman maybe.

Mr. Speaker, I rise to pay tribute to my good friend from California, the Chairman of the Defense Appropriations Committee, Congressman JERRY LEWIS. Since joining the Defense Subcommittee, Congressman LEWIS has been one of the strongest supporters of our men and women in uniform that this Congress has ever known. As Chairman, he has guided the Subcommittee without partisanship or political agenda to ensure that our military remains the best military in the world. The Defense Department and the people of our great Nation owe JERRY LEWIS a debt of gratitude for his unyielding support and hard work. And for that, I salute him.

Mr. BEREUTER. Mr. Speaker, this Member rises today in support of the conference agreement on H.R. 4613, the Department of Defense (DoD) Appropriations Act for FY2005. This Member would like to thank the distinguished gentleman from California (Mr. LEWIS), Chairman of the Subcommittee and the distinguished gentleman from Pennsylvania (Mr. MURTHA) for their fine work on this important measure.

This Member is very pleased that several projects important to Nebraska and our nation are included in the conference report. First, the final agreement includes \$3.5 million for the University of Nebraska-Lincoln (UNL) for the Fibrinogen Bandages for Battlefield Wounds Project. This is a very innovative research and development initiative which shows great promise.

These funds will be used for biomedical tissue engineering research to develop inexpensive, safe and effective fibrinogen for use in bandages, foam and other medical devices. This source of fibrinogen, developed from recombinant proteins instead of human plasma, will remove the major obstacle to the development of an affordable fibrinogen bandage. This research will build on the Department of Defense's (DoD) \$20 million investment to produce fibrinogen from transgenic animals rather than human plasma and will create a safer, less expensive and abundant supply for bandages and medical devices. A cost-effective abundant fibrinogen supply will enable development of state-of-the-art bandages and medical devices, saving the lives of wounded soldiers and other trauma victims.

Second, this Member is pleased that \$2.5 million is included for another UNL research initiative on Advanced Materials for Mine Detection and Blast Mitigation. These funds will be used to support research on advanced materials for mine detection and blast mitigation that will help protect U.S. soldiers in all environments. This research, which focuses on remote mine detection and the development of materials for advanced composite armor and lightweight body armor and hardened structures, contributes to programs currently underway or envisioned at the U.S. Army Research Laboratory.

Using nanotechnology research will improve remote mine detection, biological threat detection, and body armor. This effort will increase protection and save lives of our soldiers fight-

ing the war on terrorism. UNL researchers have recently produced some of the most advanced nanofibers in the world, opening the possibility for the development of materials with entirely new characteristics. The University will work closely with the scientific staff at the Army Research Laboratory as they proceed with this research.

Third, this Member is encouraged that \$3 million was added for the Satellite Communications for Learning Act (SCOLA)/Defense Language Institute (DLI) Foreign Language Center. Furthermore, this Member very pleased by the successful establishment of a congressionally mandated research and development line within the Army's R&D aggregation. This change is critical for language skills development, maintenance and language learning throughout the DoD.

In closing, Mr. Speaker, this Member urges his colleagues to support H.R. 4613.

Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. Without objection, the previous question is ordered on the conference report.

There was no objection.

The SPEAKER pro tempore. The question is on the conference report.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Pursuant to clause 10 of rule XX, the yeas and nays are ordered.

Pursuant to clause 8, rule XX, further proceedings on this question will be postponed.

#### GENERAL LEAVE

Mr. LEWIS of California. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on the conference report on H.R. 4613, and that I may include tabular material.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

□ 1900

#### MILITARY CONSTRUCTION APPROPRIATIONS ACT, 2005

The SPEAKER pro tempore (Mr. BASS). Pursuant to House Resolution 732 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 4837.

□ 1900

#### IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 4837) making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2005, and for other purposes, with Mr. BEREUTER in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. When the Committee of the Whole rose on Wednesday, July 20, 2004, all time for general debate had expired.

Pursuant to the rule, the bill shall be considered for amendment under the 5-minute rule.

During consideration of the bill for amendment, the Chair may accord priority in recognition to a Member offering an amendment that he has printed in the designated place in the CONGRESSIONAL RECORD. Those amendments will be considered read.

The Clerk will read.

The Clerk read as follows:

H.R. 4837

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated for military construction, family housing, and base realignment and closure functions administered by the Department of Defense, for the fiscal year ending September 30, 2005, and for other purposes, namely:

#### MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, including personnel in the Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for construction and operation of facilities in support of the functions of the Commander in Chief, \$1,862,854,000, to remain available until September 30, 2009: *Provided*, That of this amount, not to exceed \$140,554,000 shall be available for study, planning, design, architect and engineer services, and host nation support, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of the House of Representatives and Senate of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy and Marine Corps as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation, \$1,081,042,000, to remain available until September 30, 2009: *Provided*, That of this amount, not to exceed \$93,284,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of the House of Representatives and Senate of the determination and the reasons therefor.

#### MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, \$797,865,000, to remain available until September 30, 2009: *Provided*, That of this amount, not to exceed \$165,367,000 shall be available for study, planning, design, and architect and engineer services, as authorized by law, unless the