

The amendment (No. 883) was rejected.

## MORNING BUSINESS

### ARMS SALES NOTIFICATION

Mr. RISCH. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY  
COOPERATION AGENCY,  
Arlington, VA.

Hon. JAMES E. RISCH,  
Chairman, Committee on Foreign Relations,  
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(A) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 0L-19. This notification relates to enhancements or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 15-26 of April 28, 2015.

Sincerely,

CHARLES W. HOOPER,  
Lieutenant General, USA, Director.  
Enclosures.

TRANSMITTAL NO. 0L-19

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(A), AECA)

(i) Prospective Purchaser: Government of Australia.

(ii) Sec. 36(b)(B)(5)(A) AECA Transmittal No.: 15-26; Date: April 28, 2015; Military Department: Navy.

(iii) Description: On April 28, 2015, Congress was notified by Congressional certification transmittal number 15-26 of the possible sale under Section 36(b)(1) of the Arms Export Control Act of follow-on sustainment support and services in support of three (3) Hobart Class Destroyers. The sustainment efforts include AEGIS computer software and hardware updates, system integration and testing, tools and test equipment, spare and repair parts, support equipment, publications and technical documentation, personnel training and training equipment, aircrew trainer devices upgrades, U.S. Government and contractor technical assistance, and other related elements of logistics and program support. The estimated cost was \$275 million.

This transmittal reports Australia's request to purchase upgrade kits for their Multifunctional Information Distribution

System (MIDS) Low Volume Terminal (LVT) equipment installed on the Hobart Class Destroyers. The MIDS LVT Block Upgrade 2 (BU2) kits provide a suite of hardware, software and firmware updates for the MIDS LVT units to provide a more robust security and enhanced throughput (higher data rate). The total case value will remain \$275 million.

(iv) Significance: This proposed upgrade to the MIDS LVT will contribute to the modernization of the Royal Australian Navy Hobart Class destroyers, improve the Royal Australian Navy's capability to conduct self-defense and regional security missions, and enhance its interoperability with the U.S. and other NATO members.

(v) Justification: The proposed sale will improve Australia's capability in current and future coalition efforts. Australia will use the enhanced capability as a deterrent to regional threats and to strengthen its homeland defense.

(vi) Sensitivity of Technology: The Multifunctional Information Distribution System-Low Volume Terminal (MIDS-LVT) is an advanced Link-16 command, control, communications, and intelligence (C3I) system incorporating high-capacity, jam-resistant, digital communication links used for exchange of near real-time tactical information, including both data and voice, among air, ground, and sea elements. The terminal hardware, publications, performance specifications, operational capability, parameters, vulnerabilities to countermeasures, and software documentation are classified CONFIDENTIAL. The classified information to be provided consists of that which is necessary for the operation, maintenance, and repair (through intermediate level) of the data link terminal, installed systems, and related software.

(vii) Date Delivered to Congress: June 27, 2019.

### ARMS SALES NOTIFICATION

Mr. RISCH. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY  
COOPERATION AGENCY,  
Arlington, VA.

Hon. JAMES E. RISCH,  
Chairman, Committee on Foreign Relations,  
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(5)(A) of the Arms Export Control Act (AECA), as amended, we are forwarding Transmittal No. 0E-19. This notification relates to enhance-

ments or upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 17-11 of April 27, 2017.

Sincerely,

CHARLES W. HOOPER,  
Lieutenant General, USA, Director.  
Enclosures.

TRANSMITTAL NO. 0E-19

Report of Enhancement or Upgrade of Sensitivity of Technology or Capability (Sec. 36(b)(5)(A), AECA)

(i) Prospective Purchaser: Government of Australia.

(ii) Sec. 36(b)(B)(5)(A) AECA Transmittal No.: 17-11; Date: April 27, 2017; Military Department: Navy.

(iii) Description: On April 27, 2017, Congress was notified by Congressional certification transmittal number 17-11 of the possible sale under Section 36(b)(1) of the Arms Export Control Act of up to seventy (70) AGM-88B High Speed Anti-Radiation Missiles (HARM) Tactical Missiles, up to forty (40) AGM-88E Advanced Anti-Radiation Guided Missiles (AARGM) Tactical Missiles; up to sixteen (16) CATM-88B HARM Captive Air Training Missiles (CATM); up to sixteen (16) CATM-88E AARGM CATM; up to twenty-five (25) AGM-88B Control Sections; up to twenty-five (25) AGM-88B Guidance Sections; up to twenty (20) AGM-88E Control Sections; up to twenty (20) AGM-88E Guidance Sections; up to forty eight (48) Telemetry/Flight Termination Systems; U.S. Government and contractor engineering, technical and logistics support services; and other associated support equipment and services. The total estimated cost is \$137.6 million. Major Defense Equipment (MDE) constituted \$100 million of this total.

This transmittal reports an additional configuration of AGM 88-C High Speed AntiRadiation Missiles (HARM) Tactical Missiles, in addition to the AGM-88B and AGM-88E HARMS previously notified. The "C" configuration missiles would replace up to twenty (20) of the "B" configuration missiles. The MDE value will remain \$100 million. The total case value will remain \$137.6 million.

(iv) Significance: This proposed upgrade to the HARM AGM 88-C will contribute to the modernization of the Royal Australian Air Forces (RAAF) fighter aircraft, improve the RAAF's capability to conduct self-defense and regional security missions, and enhance its interoperability with the U.S. and other NATO members.

(v) Justification: The addition of the AGM-88C to the RAAF inventory will further expand the RAAF's anti-radiation strike capability. AGM-88C procurement will provide capability for Australia to defend its interests at home and abroad.

(vi) Sensitivity of Technology: The major hardware improvement from the AGM-88B to the AGM-88C was a new WDU-37/B warhead with 12800 tungsten alloy fragments and a revised explosive charge.

(vii) Date Delivered to Congress: June 27, 2019.

### ARMS SALES NOTIFICATION

Mr. RISCH. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to

the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications which have been received. If the cover letter references a classified annex, then such annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

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

DEFENSE SECURITY  
COOPERATION AGENCY,  
Arlington, VA.

Hon. JAMES E. RISCH,  
Chairman, Committee on Foreign Relations,  
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 19-24 concerning the Navy's proposed Letter(s) of Offer and Acceptance to the Government of Germany, through the NATO Support and Procurement Agency (NSPA) acting as its Agent, for defense articles and services estimated to cost \$122.86 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

CHARLES W. HOOPER,  
Lieutenant General, USA, Director.  
Enclosures.

TRANSMITTAL NO. 19-24

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: The Government of Germany through the NATO Support and Procurement Agency (NSPA) acting as its Agent.

(ii) Total Estimated Value:

Major Defense Equipment\* \$105.23 million.  
Other \$17.63 million.

Total \$122.86 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Up to ninety-one (91) AGM-88E Advanced Anti-Radiation Guided Missile (AARGM) Tactical Missiles.

Up to eight (8) AGM-88E AARGM Captive Air Training Missiles (CATM).

Non-MDE: Also included are up to six (6) telemetry/flight termination systems, Flight Data Recorders (FDR), U.S. Government and contractor engineering, technical and logistics support services and miscellaneous support equipment, and other related elements of logistical and program support.

(iv) Military Department: Navy.

(v) Prior Related Cases, if any: GY-P-GLC, GY-P-GLO, GY-P-GPN, GY-P-ALB.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Annex Attached.

(viii) Date Report Delivered to Congress: June 28, 2019.

\* As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Germany—AGM-88E AARGM Missiles

The Government of Germany has requested to buy, through the NATO Support and Procurement Agency (NSPA) acting as its Agent, up to ninety-one (91) AGM-88E Ad-

vanced Anti-Radiation Guided Missile (AARGM) Tactical Missiles, and up to eight (8) AGM-88E AARGM Captive Air Training Missiles (CATM). Also included are up to six (6) telemetry/flight termination systems, Flight Data Recorders (FDR), U.S. Government and contractor engineering, technical and logistics support services and miscellaneous support equipment, and other related elements of logistical and program support. The total estimated cost is \$122.86 million.

This proposed sale will support the foreign policy and national security of the United States by helping to improve the security of a NATO ally, which is an important force for political and economic stability in Europe. It is vital to the U.S. national interests that Germany develops and maintains a strong and ready self-defense capability.

The AGM-88E AARGM is an upgrade to the older generation AGM-88B High-Speed Anti-Radiation Missile (HARM), which Germany first purchased in 1988. The AGM-88E AARGMs in this case will be manufactured using a mixture of new components and older sections from Germany's existing stock of AGM-88Bs provided as Government Furnished Equipment (GFE). Germany will have no difficulty absorbing this equipment and support into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

Germany has requested that the NSPA act as its agent for the FMS procurement and case management to support the AARGM program. The principal U.S. contractor will be NGIS, Ridgecrest, CA. The integration efforts will be via a Direct Commercial Sale (DCS), initiated by the Luftwaffe, between the Tornado Management Agency (NETMA) and the AARGM Original Equipment Manufacturer, Northrop Grumman Innovation Systems, formerly known as Orbital ATK (OA). There are no known offset agreements associated with this potential sale.

Implementation of this proposed sale will require five U.S. government personnel and three contractor representatives to travel to Germany to provide Program Management Reviews. Two visits are planned per year over the next five years.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

TRANSMITTAL NO. 19-24

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act

Annex Item No. vii

(vii) Sensitivity of Technology:

1. The AGM-88E Advanced Anti-Radiation Guided Missile (AARGM) AGM-88E weapon system is an air-to-ground missile intended to suppress or destroy land or sea-based radar emitters associated with enemy air defenses and provides tactical air forces with a lethal countermeasure to enemy radar directed, surface-to-air missiles, and air defense artillery weapons systems. Destruction or suppression of enemy radars denies the enemy the use of air defense systems, thereby improving the survivability of our tactical aircraft. It uses a multimode seeker that incorporates global positioning system/inertial measurement unit (GPS/IMU) mid-course guidance, a radio frequency (RF) radiation homing receiver, an active millimeter. When assembled, the AGM-88E AARGM is classified SECRET. The AARGM Guidance Section (seeker hardware) and Control Section with the Target Detector is classified CONFIDENTIAL.

2. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop counter-

measures that might reduce weapon system effectiveness or be used in the development of a system with similar or advanced capabilities.

3. A determination has been made that the Government of Germany can provide substantially the same degree of protection for the technology being released as the U.S. Government. This sale supports the U.S. foreign policy and national security objectives as outlined in the Policy Justification.

4. All defense articles and services listed in this transmittal have been authorized for release and export to Germany.

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Mr. RISCH. Mr. President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

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DEFENSE SECURITY  
COOPERATION AGENCY,  
Arlington, VA.

Hon. JAMES E. RISCH,  
Chairman, Committee on Foreign Relations,  
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 19-16 concerning the Air Force's proposed Letter(s) of Offer and Acceptance to the Government of Morocco for defense articles and services estimated to cost \$250.4 million. After this letter is delivered to your office, we plan to issue a news release to notify the public of this proposed sale.

Sincerely,

CHARLES W. HOOPER,  
Lieutenant General, USA, Director.  
Enclosures.

TRANSMITTAL NO. 19-16

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Kingdom of Morocco.

(ii) Total Estimated Value:

Major Defense Equipment \$0 million.  
Other \$250.4 million.  
Total \$250.4 million.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE): None.

Non-MDE: F-16 support equipment, spares and repair parts; personnel training and training equipment; publications and technical documentation; munitions support equipment (for AMRAAM, CMBRE, JDAM, PAVEWAY), support and test equipment; integration and test; U.S. Government and