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 (ARCA), as amended, we are forwarding Transmittal No. 0L–19. This notification relates to enhancements or upgrades from the level of sensitivity or capability described in the Section 36(b)(1) AECA certification 15–0E–19. This notification relates to enhancements or upgrades from the level of sensitivity 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. 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)(5)(A) AECA Transmittal No.: 0L–19; Date: April 28, 2015; Military Department: Navy.

(iii) Description: On April 28, 2015, Congress was notified by Congressional certification transmittal number 15–13 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–88E HARM 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–88C AGM–88C High Speed Anti-Radiation 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–88C will contribute to the modernization of the Royal Australian Air Force (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
June 28, 2019

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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 as 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 (NSPAA) 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 (NSPAA) 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 six (6) telemetry/flight termination systems, Flight Data Recorders (FDR), U.S. Government and contractor engineering, technical and logistics support equipment, and other related elements of logistical and program support.

- Military Department: Navy.

(v) Non-MDE: Also included are up to six (6) Anti-Radiation Guided Missile (AARGM) Tactical Missiles, and up to eight (8) AGM–88E AARGM Captive Air Training Missiles (CATM).

(vi) Total Estimated Value:

- Major Defense Equipment $105.23 million.
- Other $17.63 million.
- Total $122.86 million.

(vii) Sensitivity of Technology:

- (vii) Sensitivity of Technology: No
- (viii) Date Report Delivered to Congress: June 19, 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 (NSPAA) acting as its Agent, up to ninety-one (91) AGM–88E Advanced 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 objectives 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 national security interests of Germany that it maintains a strong and ready self-defense capability.

The AGM–88E AARGM is an upgrade to the older generation AGM–84H High-Speed AntiRadiation 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–88E HARMs. 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 NSPAA act as its agent for the FMS procurement and case management of the AARGM program. The principal U.S. contractor will be Northrop Grumman Innovation Systems, Fort Worth, TX (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.

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

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, missengle, 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, frequency (RF) radiation homing receiver, an active millimeter. When assembled, the AGM–88E AARGM is classified SECRET. The AARGM Guidance Section (seeker hardware) Control Station with the Target Detector is classified CONFIDENTIAL.

2. If a technologically advanced adversary were to forego the AARGM and instead use software (for AMRAAM, AIM–120C, and PAVEWAY), support and test equipment, integration and test; U.S. Government and