

Devils are also outstanding citizens. Defenseman Ken Daneyko, for example, is a leader both on and off the ice. Ken is one of the original Devil players and was an alternate captain. He has played 1,071 games in a Devils uniform and has participated in all 109 Devils playoff games. Ken is also a community leader who owns an Italian restaurant in Caldwell and is an active member of New Jersey's chapter of the national Children's Miracle Network. Indeed, all the team members are proud to play for New Jersey and spend much of their free time giving back to the community.

The success of any organization starts at the top. And there is no question that the success the New Jersey Devils have enjoyed would not have been possible without the leadership of two great New Jersey citizens: team chairman John J. McMullen and co-owner John C. Whitehead. John McMullen is one of the NHL's most innovative, committed owners. A graduate of Montclair High School and the Naval Academy, John has been honored many times for his civic contributions. He and John Whitehead, a former U.S. Deputy Secretary of State, brought the team to New Jersey as a service to their home state.

Mr. President, the players, coaches and staff with the New Jersey Devils showed outstanding dedication, teamwork and sportsmanship in achieving hockey's highest honor. They are not only the best team in the NHL, they are one of the finest organizations in professional sports.

AMENDMENTS SUBMITTED

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT 2000

TORRICELLI AMENDMENT NO. 3282

(Ordered to lie on the table.)

Mr. TORRICELLI submitted an amendment intended to be proposed by him to the bill (H.R. 4576) making appropriations for the Department of Defense for the fiscal year ending September 30, 2001, and for other purposes; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) **REQUIREMENT.**—Notwithstanding any other provision of law, the Secretary of the Air Force shall, using funds specified in subsection (b), pay the New Jersey Forest Fire Service the sum of \$92,974.86 to reimburse the New Jersey Forest Fire Service for costs incurred in containing and extinguishing a fire in the Bass River State Forest and Wharton State Forest, New Jersey, in May 1999, which fire was caused by an errant bomb from an Air National Guard unit during a training exercise at Warren Grove Testing Range, New Jersey.

(b) **SOURCE OF FUNDS.**—Funds for the payment required by subsection (a) shall be derived from amounts appropriated by title II of this Act under the heading "OPERATION AND MAINTENANCE, AIR NATIONAL GUARD".

BINGAMAN AMENDMENTS NOS. 3283-3284

(Ordered to lie on the table.)

Mr. BINGAMAN submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3283

On page 109, between lines 11 and 12, insert the following:

TITLE IX—BOSQUE REDONDO MEMORIAL

SEC. 901. SHORT TITLE.

This title may be cited as the "Bosque Redondo Memorial Act".

SEC. 902. FINDINGS AND PURPOSES.

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

(1) In 1863, the United States detained nearly 9,000 Navajo and forced their migration across nearly 350 miles of land to Bosque Redondo, a journey known as the "Long Walk".

(2) Mescalero Apache people were also incarcerated at Bosque Redondo.

(3) The Navajo and Mescalero Apache people labored to plant crops, dig irrigation ditches and build housing, but drought, cutworms, hail, and alkaline Pecos River water created severe living conditions for nearly 9,000 captives.

(4) Suffering and hardships endured by the Navajo and Mescalero Apache people forged a new understanding of their strengths as Americans.

(5) The Treaty of 1868 was signed by the United States and the Navajo tribes, recognizing the Navajo Nation as it exists today.

(6) The State of New Mexico has appropriated a total of \$123,000 for a planning study and for the design of the Bosque Redondo Memorial.

(7) Individuals and businesses in DeBaca County donated \$6,000 toward the production of a brochure relating to the Bosque Redondo Memorial.

(8) The Village of Fort Sumner donated 70 acres of land to the State of New Mexico contiguous to the existing 50 acres comprising Fort Sumner State Monument, contingent on the funding of the Bosque Redondo Memorial.

(9) Full architectural plans and the exhibit design for the Bosque Redondo Memorial have been completed.

(10) The Bosque Redondo Memorial project has the encouragement of the President of the Navajo Nation and the President of the Mescalero Apache Tribe, who have each appointed tribal members to serve as project advisors.

(11) The Navajo Nation, the Mescalero Tribe, and the National Park Service are collaborating to develop a symposium on the Bosque Redondo Long Walk and a curriculum for inclusion in the New Mexico school curricula.

(12) An interpretive center would provide important educational and enrichment opportunities for all Americans.

(13) Federal financial assistance is needed for the construction of a Bosque Redondo Memorial.

(b) **PURPOSES.**—The purposes of this title are as follows:

(1) To commemorate the people who were interned at Bosque Redondo.

(2) To pay tribute to the native populations' ability to rebound from suffering, and establish the strong, living communities that have long been a major influence in the State of New Mexico and in the United States.

(3) To provide Americans of all ages a place to learn about the Bosque Redondo experience and how it resulted in the establish-

ment of strong American Indian Nations from once divergent bands.

(4) To support the construction of the Bosque Redondo Memorial commemorating the detention of the Navajo and Mescalero Apache people at Bosque Redondo from 1863 to 1868.

SEC. 903. DEFINITIONS.

In this title:

(1) **MEMORIAL.**—The term "Memorial" means the building and grounds known as the Bosque Redondo Memorial.

(2) **SECRETARY.**—The term "Secretary" means the Secretary of Defense.

SEC. 904. BOSQUE REDONDO MEMORIAL

(a) **ESTABLISHMENT.**—Upon the request of the State of New Mexico, the Secretary is authorized to establish a Bosque Redondo Memorial within the boundaries of Fort Sumner State Monument in New Mexico. No memorial shall be established without the consent of the Navajo Nation and the Mescalero Tribe.

(b) **COMPONENTS OF THE MEMORIAL.**—The memorial shall include—

(1) exhibit space, a lobby area that represents design elements from traditional Mescalero and Navajo dwellings, administrative areas that include a resource room, library, workrooms and offices, restrooms, parking areas, sidewalks, utilities, and other visitor facilities;

(2) a venue for public education programs; and

(3) a location to commemorate the Long Walk of the Navajo people and the healing that has taken place since that event

SEC. 905. CONSTRUCTION OF MEMORIAL.

(a) **GRANT.**—

(1) **IN GENERAL.**—The Secretary may award a grant to the State of New Mexico to provide up to 50 percent of the total cost of construction of the Memorial.

(2) **NON-FEDERAL SHARE.**—The non-Federal share of construction costs for the Memorial shall include funds previously expended by the State for the planning and design of the Memorial, and funds previously expended by non-Federal entities for the production of a brochure relating to the Memorial.

(b) **REQUIREMENTS.**—To be eligible to receive a grant under this section, the State shall—

(1) submit to the Secretary a proposal that—

(A) provides assurances that the Memorial will comply with all applicable laws, including building codes and regulations; and

(B) includes such other information and assurances as the Secretary may require; and

(2) enter into a Memorandum of Understanding with the Secretary that shall include—

(A) a timetable for the completion of construction and the opening of the Memorial;

(B) assurances that construction contracts will be competitively awarded;

(C) assurances that the State or Village of Fort Sumner will make sufficient land available for the Memorial;

(D) the specifications of the Memorial which shall comply with all applicable Federal, State, and local building codes and laws;

(E) arrangements for the operation and maintenance of the Memorial upon completion of construction;

(F) a description of Memorial collections and educational programming;

(G) a plan for the design of exhibits including the collections to be exhibited, security, preservation, protection, environmental controls, and presentations in accordance with professional standards;

(H) an agreement with the Navajo Nation and the Mescalero Tribe relative to the design and location of the Memorial; and

(I) a financing plan developed by the State that outlines the long-term management of the Memorial, including—

- (i) the acceptance and use of funds derived from public and private sources to minimize the use of appropriated or borrowed funds;
- (ii) the payment of the operating costs of the Memorial through the assessment of fees or other income generated by the Memorial;
- (iii) a strategy for achieving financial self-sufficiency with respect to the Memorial by not later than 5 years after the date of the enactment of this Act; and
- (iv) a description of the business activities that would be permitted at the Memorial and appropriate vendor standards that would apply.

SEC. 906. FUNDING.

(a) **IN GENERAL.**—Of the amount appropriated under title II under the heading "OPERATION AND MAINTENANCE, ARMY", \$2,000,000 shall be available for purposes of carrying out this title.

(b) **CARRYOVER.**—Any funds made available under this section that are unexpended at the end of fiscal year 2001 shall remain available for use by the Secretary through September 30, 2002, for the purposes for which those funds were made available.

AMENDMENT NO. 3284

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT.—The amount appropriated under title III under the heading "MISSILE PROCUREMENT, AIR FORCE" is hereby increased by \$5,000,000, with the amount of such increase available for In-Service Missile Modifications for the purpose of the conversion of Maverick missiles in the AGM-65B and AGM-65G configurations to Maverick missiles in the AGM-65H and AGM-65K configurations.

(b) **CONSTRUCTION OF AVAILABILITY OF AMOUNT.**—The amount available under subsection (a) for the purpose specified in that subsection is in addition to any other amounts available under this Act for that purpose.

**FRIST (AND THOMPSON)
AMENDMENT NO. 3285**

(Ordered to lie on the table.)

Mr. FRIST (for himself and Mr. THOMPSON) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) The total amount appropriated by title III under the heading "PROCUREMENT, DEFENSE-WIDE" is hereby increased by \$18,900,000, of which \$12,900,000 shall be available for the procurement of probes for aerial refueling of 22 MH-60L aircraft for the United States Special Operations Command, and of which \$6,000,000 shall be available for the procurement and integration of internal auxiliary fuel tanks with a 200-gallon capacity, more or less, for 50 MH-60 aircraft for the United States Special Operations Command.

(b) The total amount appropriated by title _____, under the heading "_____" is hereby reduced by \$_____, which amount is to be derived from the amount available for _____.

**FEINGOLD (AND OTHERS)
AMENDMENT NO. 3286**

(Ordered to lie on the table.)

Mr. FEINGOLD (for himself, Mr. HARKIN, and Mr. WELLSTONE) sub-

mitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109 of the substitute, between lines 11 and 12, insert the following:

SEC. 8126. None of the funds appropriated by this Act may be used for the D5 submarine-launched ballistic missile program.

**WYDEN (AND SMITH OF OREGON)
AMENDMENT NO. 3287**

(Ordered to lie on the table.)

Mr. WYDEN (for himself and Mr. SMITH of Oregon) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 66, line 4, insert after the period the following: "The amount available under the preceding sentence shall also be available for the conveyance, without consideration, of the Emergency One Cyclone II Custom Pumper truck subject to Army Loan DAAMO1-98-L-0001 to the Umatilla Indian Tribe, the current lessee."

SHELBY AMENDMENTS NOS. 3288-3289

(Ordered to lie on the table.)

Mr. SHELBY submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3288

At the appropriate place in the bill, insert the following:

SEC. . Of the funds available under the heading "Weapons and Tracked Combat Vehicles, Army" in Title III of this Act, up to \$10,000,000 may be made available for Carrier Modifications.

AMENDMENT NO. 3289

At the appropriate place in the bill, insert the following:

SEC. . Of the funds available under the heading "Research Development Test and Evaluation, Army" in the Title IV of this Act, under "End Item Industrial Preparedness" up to \$5,000,000 may be made available for the Printed Wiring Board Manufacturing Technology Center.

THOMAS AMENDMENT NO. 3290

(Ordered to lie on the table.)

Mr. THOMAS submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place in the bill, add the following new section and renumber the remaining sections accordingly:

SEC. . PROHIBITION ON THE RETURN OF VETERANS MEMORIAL OBJECTS TO FOREIGN NATIONS WITHOUT SPECIFIC AUTHORIZATION IN LAW.

(a) **PROHIBITION.**—Notwithstanding section 2572 of title 10, United States Code, or any other provision of law, no funds appropriated under this Act may be used to transfer a veterans memorial object to a foreign country or entity controlled by a foreign government, or otherwise transfer or convey such object to any person or entity for purposes of the ultimate transfer or conveyance of such object to a foreign country or entity controlled by a foreign government, unless specifically authorized by law.

(b) **DEFINITIONS.**—In this section:

(1) **ENTITY CONTROLLED BY A FOREIGN GOVERNMENT.**—The term "entity controlled by a foreign government" has the meaning given that term in section 2536(c)(1) of title 10, United States Code.

(2) **VETERANS MEMORIAL OBJECT.**—The term "veterans memorial object" means any object, including a physical structure or portion thereof, that—

(A) is located in a cemetery of the national Cemetary System, war memorial, or military installation in the United States;

(B) is dedicated to, or otherwise memorializes, the death in combat or combat-related duties of members of the United States Armed Forces; and

(C) was brought to the United States from abroad as a memorial of combat abroad.

KYL AMENDMENT NO. 3291

(Ordered to lie on the table.)

Mr. KYL submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT.—The amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE" is hereby increased by \$6,000,000, with the amount of the increase available for the Ballistic Missile Defense Organization for International Cooperative Programs for the Arrow Missile Defense System (PE603875C) in order to enhance the interoperability of the system between the United States and Israel.

(b) **OFFSET.**—The amount appropriated under title II under the heading "ENVIRONMENTAL RESTORATION, FORMERLY USED DEFENSE SITES" is hereby reduced by \$6,000,000.

REID AMENDMENT NO. 3292

(Ordered to lie on the table.)

Mr. REID submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following new section:

SEC. . ADJUSTMENT OF COMPOSITE THEORETICAL PERFORMANCE.

Section 1211(d) of the National Defense Authorization Act for Fiscal Year 1998 (50 U.S.C. App. 2404 note) is amended—

(1) in the second sentence, by striking "180" and inserting "30"; and

(2) by adding at the end, the following new sentence: "The 30-day reporting requirement shall apply to any changes to the composite theoretical performance level for purposes of subsection (a) proposed by the President on or after January 1, 2000."

**LANDRIEU (AND BREAUX)
AMENDMENT NO. 3293**

(Ordered to lie on the table.)

Ms. LANDRIEU (for herself and Mr. BREAUX) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) ADDITIONAL AMOUNTS.—(1) The amount appropriated under title II under the heading "OPERATION AND MAINTENANCE, NAVY" is hereby increased by \$7,000,000.

(2) The amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY" is hereby increased by \$14,000,000.

(b) **AVAILABILITY OF AMOUNTS.**—(1) Of the amounts appropriated under title II under the heading "OPERATION AND MAINTENANCE, NAVY", and under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY", as increased by subsection (a), \$21,000,000 shall be available for the Navy Program Executive Office for Information Technology for purposes of the Information

Technology Center and for the Human Resource Enterprise Strategy implemented under section 8147 of the Department of Defense Appropriations Act, 1999 (Public Law 105-262; 112 Stat. 2341; 10 U.S.C. 113 note).

(2) Amounts made available under paragraph (1) for the purposes specified in that paragraph are in addition to any other amounts made available under this Act for such purposes.

DOMENICI AMENDMENTS NOS. 3294-3297

(Ordered to lie on the table.)

Mr. DOMENICI submitted four amendments intended to be proposed by him to the bill H.R. 4576, supra; as follows:

AMENDMENT NO. 3294

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE", \$5,000,000 shall be available for Advanced Technology (PE603605F) for the LaserSpark countermeasures program.

AMENDMENT NO. 3295

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT AVAILABLE FOR CERTAIN PROGRAM ELEMENT.—The amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE" for Logistics Research and Development Technology Demonstration (PE603712S) is hereby increased by \$2,000,000.

(b) AVAILABILITY OF AMOUNT.—Of the total amount available under this Act for the program element referred to in subsection (a), as increased by that subsection, \$5,000,000 shall be available for a Silicon-Based Nanostructures Program.

AMENDMENT NO. 3296

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT AVAILABLE FOR CERTAIN PROGRAM ELEMENT.—The amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE" for Initial Operational Test and Evaluation (PE605712F) is hereby increased by \$13,000,000.

(b) AVAILABILITY OF AMOUNT.—The total amount available under this Act for the Air Force Operational Test and Evaluation Command is hereby increased by \$13,000,000, with the amount of such increase to be derived from the increase made by subsection (a) in the amount available for the program element referred to in that subsection.

AMENDMENT NO. 3297

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. FINDINGS.—Congress makes the following findings:

(1) Directed energy systems are available to address many current challenges with respect to military weapons, including offensive weapons and defensive weapons.

(2) Directed energy weapons offer the potential to maintain an asymmetrical technological edge over adversaries of the United States for the foreseeable future.

(3) It is in the national interest that funding for directed energy science and technology programs be increased in order to support priority acquisition programs and to develop new technologies for future applications.

(4) It is in the national interest that the level of funding for directed energy science

and technology programs correspond to the level of funding for large-scale demonstration programs in order to ensure the growth of directed energy science and technology programs and to ensure the successful development of other weapons systems utilizing directed energy systems.

(5) The industrial base for several critical directed energy technologies is in fragile condition and lacks appropriate incentives to make the large-scale investments that are necessary to address current and anticipated Department of Defense requirements for such technologies.

(6) It is in the national interest that the Department of Defense utilize and expand upon directed energy research currently being conducted by the Department of Energy, other Federal agencies, the private sector, and academia.

(7) It is increasingly difficult for the Federal Government to recruit and retain personnel with skills critical to directed energy technology development.

(8) The implementation of the recommendations contained in the High Energy Laser Master Plan of the Department of Defense is in the national interest.

(9) Implementation of the management structure outlined in the Master Plan will facilitate the development of revolutionary capabilities in directed energy weapons by achieving a coordinated and focused investment strategy under a new management structure featuring a joint technology office with senior-level oversight provided by a technology council and a board of directors.

(b) COORDINATION AND OVERSIGHT UNDER HIGH ENERGY LASER MASTER PLAN.—(1) Subchapter II of Chapter 8 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 204. Joint Technology Office

"(a) ESTABLISHMENT.—(1) There is in the Department of Defense a Joint Technology Office (in this section referred to as the 'Office'). The Office shall be considered an independent office within the Office of the Secretary of Defense.

"(2) The Office shall be co-located with the National Directed Energy Center at Kirtland Air Force Base, New Mexico.

"(3) The Office shall be under the authority, direction, and control of the Deputy Under Secretary of Defense for Science and Technology.

"(b) DIRECTOR.—(1) The head of the Office shall be a civilian employee of the Department of Defense in the Senior Executive Service who is designated by the Secretary of Defense for that purpose. The head of the Office shall be known as the 'Director of the Joint Technology Office'.

"(2) The Director shall report directly to the Deputy Under Secretary of Defense for Science and Technology.

"(c) OTHER STAFF.—The Secretary of Defense shall provide the Office such civilian and military personnel and other resources as are necessary to permit the Office to carry out its duties under this section.

"(d) DUTIES.—The duties of the Office shall be to—

"(1) develop and oversee the management of a Department of Defense-wide program of science and technology relating to directed energy technologies, systems, and weapons;

"(2) serve as a point of coordination for initiatives for science and technology relating to directed energy technologies, systems, and weapons from throughout the Department of Defense;

"(3) develop and promote a program (to be known as the 'National Directed Energy Technology Alliance') to foster the exchange of information and cooperative activities on directed energy technologies, systems, and

weapons between and among the Department of Defense, other Federal agencies, institutions of higher education, and the private sector;

"(4) initiate and oversee the coordination of the high-energy laser and high power microwave programs and offices of the military departments; and

"(5) carry out such other activities relating to directed energy technologies, systems, and weapons as the Deputy Under Secretary of Defense for Science and Technology considers appropriate.

"(e) COORDINATION WITHIN DEPARTMENT OF DEFENSE.—(1) The Director of the Office shall assign to appropriate personnel of the Office the performance of liaison functions with the other Defense Agencies and with the military departments.

"(2) The head of each military department and Defense Agency having an interest in the activities of the Office shall assign personnel of such department or Defense Agency to assist the Office in carrying out its duties. In providing such assistance, such personnel shall be known collectively as 'Technology Area Working Groups'.

"(f) JOINT TECHNOLOGY BOARD OF DIRECTORS.—(1) There is established in the Department of Defense a board to be known as the 'Joint Technology Board of Directors' (in this section referred to as the 'Board').

"(2) The Board shall be composed of 9 members as follows:

"(A) The Under Secretary of Defense for Acquisition and Technology, who shall serve as chairperson of the Board.

"(B) The Director of Defense Research and Engineering, who shall serve as vice-chairperson of the Board.

"(C) The senior acquisition executive of the Department of the Army.

"(D) The senior acquisition executive of the Department of the Navy.

"(E) The senior acquisition executive of the Department of the Air Force.

"(F) The senior acquisition executive of the Marine Corps.

"(G) The Director of the Defense Advanced Research Projects Agency.

"(H) The Director of the Ballistic Missile Defense Organization.

"(I) The Director of the Defense Threat Reduction Agency.

"(3) The duties of the Board shall be—

"(A) to review and comment on recommendations made and issues raised by the Council under this section; and

"(B) to review and oversee the activities of the Office under this section.

"(g) JOINT TECHNOLOGY COUNCIL.—(1) There is established in the Department of Defense a council to be known as the 'Joint Technology Council' (in this section referred to as the 'Council').

"(2) The Council shall be composed of 8 members as follows:

"(A) The Deputy Under Secretary of Defense for Science and Technology, who shall be chairperson of the Council.

"(B) The senior science and technology executive of the Department of the Army.

"(C) The senior science and technology executive of the Department of the Navy.

"(D) The senior science and technology executive of the Department of the Air Force.

"(E) The senior science and technology executive of the Marine Corps.

"(F) The senior science and technology executive of the Defense Advanced Research Projects Agency.

"(G) The senior science and technology executive of the Ballistic Missile Defense Organization.

"(H) The senior science and technology executive of the Defense Threat Reduction Agency.

"(3) The duties of the Council shall be—

“(A) to review and recommend priorities among programs, projects, and activities proposed and evaluated by the Office under this section;

“(B) to make recommendations to the Board regarding funding for such programs, projects, and activities; and

“(C) to otherwise review and oversee the activities of the Office under this section.”.

(2) The table of sections at the beginning of subchapter II of chapter 8 of such title is amended by adding at the end the following new section:

“204. Joint Technology Office.”.

(3) The Secretary of Defense shall locate the Joint Technology Office under section 204 of title 10, United States Code (as added by this subsection), at a location at Kirtland Air Force Base, New Mexico, not later than January 1, 2001.

(c) TECHNOLOGY AREA WORKING GROUPS UNDER HIGH ENERGY LASER MASTER PLAN.—The Secretary of Defense shall provide for the implementation of the portion of the High Energy Laser Master Plan relating to technology area working groups.

(d) ENHANCEMENT OF INDUSTRIAL BASE.—(1) The Secretary of Defense shall develop and undertake initiatives, including investment initiatives, for purposes of enhancing the industrial base for directed energy technologies and systems.

(2) Initiatives under paragraph (1) shall be designed to—

(A) stimulate the development by institutions of higher education and the private sector of promising directed energy technologies and systems; and

(B) stimulate the development of a workforce skilled in such technologies and systems.

(3) Of the amount available under subsection (h), \$20,000,000 shall be available for the initiation of development of the Advanced Tactical Laser (ATL). The Joint Non-Lethal Weapons Directorate shall assist the operational manager of the Advanced Tactical Laser program in establishing specifications for non-lethal operations of the Advanced Tactical Laser.

(e) ENHANCEMENT OF TEST AND EVALUATION CAPABILITIES.—(1) The Secretary of Defense shall evaluate and implement proposals for modernizing the High Energy Laser Test Facility at White Sands Missile Range, New Mexico, in order to enhance the test and evaluation capabilities of the Department of Defense with respect to directed energy weapons.

(2) Of the amount available for fiscal year 2001 under subsection (h), and of the amounts available to the Department of Defense for fiscal year 2002, not more than \$2,000,000 shall be available in each such fiscal year for purposes of the deployment and test at the High Energy Laser Test Facility at White Sands Missile Range of free electron laser technologies under development at Los Alamos National Laboratory, New Mexico.

(3) Of the made available for fiscal year 2001 under subsection (h), and of the amounts available to the Department of Defense for fiscal year 2002, \$2,250,000 shall be available in each such fiscal year for purposes of the development, integration, and test at the Thomas Jefferson Laboratory of a high average current injector to support increased laser power objectives that benefit both the JLab free electron laser and the Los Alamos National Laboratory free electron laser at White Sands Missile Range.

(f) COOPERATIVE PROGRAMS AND ACTIVITIES.—(1) The Secretary of Defense shall evaluate the feasibility and advisability of entering into cooperative programs or activities with other Federal agencies, institutions of higher education, and the private

sector, including the national laboratories of the Department of Energy, for the purpose of enhancing the programs, projects, and activities of the Department of Defense relating to directed energy technologies, systems, and weapons. The Secretary shall carry out the evaluation in consultation with the Joint Technology Board of Directors established by section 204 of title 10, United States Code (as added by subsection (b) of this section).

(2) The Secretary shall enter into any cooperative program or activity determined under the evaluation under paragraph (1) to be feasible and advisable for the purpose set forth in that paragraph.

(3) Of the amount available under subsection (h), \$50,000,000 shall be available for cooperative programs and activities entered into under paragraph (2).

(g) PARTICIPATION OF JOINT TECHNOLOGY COUNCIL IN ACTIVITIES.—The Secretary of Defense shall, to the maximum extent practicable, carry out activities under subsections (c), (d), (e), and (f), through the Joint Technology Council established pursuant to section 204 of title 10, United States Code.

(h) FUNDING FOR FISCAL YEAR 2001.—(1) The amount appropriated under title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE” is hereby increased by \$150,000,000, with the amount of such increase available for science and technology activities relating to directed energy technologies, systems, and weapons under this section in accordance with the provisions of this section.

(2) The Director of the Joint Technology Office established pursuant to section 204 of title 10, United States Code, shall allocate amounts available under paragraph (1) among appropriate program elements of the Department of Defense, and among cooperative programs and activities under this section, in accordance with such procedures as the Director shall establish.

(3) In establishing procedures for purposes of the allocation of funds under paragraph (2), the Director shall provide for the competitive selection of programs, projects, and activities to be the recipients of such funds.

(i) DIRECTED ENERGY DEFINED.—In this section, the term “directed energy”, with respect to technologies, systems, or weapons, means technologies, systems, or weapons that provide for the directed transmission of energies across the energy and frequency spectrum, including high energy lasers and high power microwaves.

HELMS AMENDMENTS NOS. 3298–3299

(Ordered to lie on the table.)

Mr. HELMS submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3298

At the appropriate place in the bill, add the following new section:

Of the funds made available in Title IV of this Act under the heading, “Research, Development, Test and Evaluation, Army”, up to \$3,000,000 may be made available for the Display Performance and Environmental Laboratory Project of the Army Research Laboratory.

AMENDMENT NO. 3299

At the appropriate place in the bill, add the following new section:

Of the funds made available in Title IV of this Act under the heading, “Research, Development, Test and Evaluation, Navy”, up to \$4,500,000 may be made available for the

Innovative Stand-Off Door Breaching Munition.

ROBB AMENDMENTS NOS. 3300–3301

(Ordered to lie on the table.)

Mr. ROBB submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3300

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title II under the heading “OPERATION AND MAINTENANCE, NAVY”, \$3,000,000 shall be available for high-performance, non-toxic, intumescent fire protective coatings aboard Navy vessels. The coating shall meet the specifications for Type II fire protectives as stated in Mil—Spec DoD-C-24596.

AMENDMENT NO. 3301

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title II under the heading “OPERATION AND MAINTENANCE, AIR FORCE”, \$2,000,000 shall be available for advanced three-dimensional visualization software with the currently-deployed, personal computer-based Portable Flight Planning Software (PFPS).

DORGAN AMENDMENT NO. 3302

(Ordered to lie on the table.)

Mr. DORGAN submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place, add the following:

SEC. . REPORT ON AN ELECTRONIC WARFARE VERSION OF THE B-52.

(a) The Secretary of the Air Force shall submit to the congressional defense committees by May 1, 2001, a report on the potential role of an electronic warfare (EW) version of the B-52 bomber in meeting anticipated future shortfalls in airborne EW assets.

(b) CONTENT.—The report shall include the following:

(1) the advantages and disadvantages of using the B-52 airframe’s size, payload and endurance for standoff jamming;

(2) the impact on the weapons carrying capability of the B-52;

(3) the arms control implications of using certain B-52s as EW platforms; and

(4) the estimated schedule for, and non-recurring and modification cost of, deploying interim and long term EW versions of the B-52.

DORGAN (AND INOUYE) AMENDMENT NO. 3303

(Ordered to lie on the table.)

Mr. DORGAN (for himself and Mr. INOUYE) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 52, line 4, beginning at “Provided, That” strike all that follows through line 9 and insert the following: “; Provided further, That a subcontractor at any tier shall be considered a contractor for purposes of being allowed additional compensation under section 504 of the Indian Financing Act of 1974.”.

ASHCROFT (AND OTHERS) AMENDMENT NO. 3304

(Ordered to lie on the table.)

Mr. ASHCROFT (for himself and Mr. BOND, Mr. CONRAD, Mr. BREAUX, and Ms. LANDRIEU) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109 of the substitute, between lines 11 and 12, insert the following:

SEC. 8126. Of the total amount appropriated by this Act for the Air Force for research, development, test and evaluation, \$43,000,000 is available for the extended range conventional air-launched cruise missile program of the Air Force.

ABRAHAM (AND MOYNIHAN)
AMENDMENT NO. 3305

(Ordered to lie on the table.)

Mr. ABRAHAM (for himself and Mr. MOYNIHAN) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

SEC. . Of the funds appropriated in title IV under the heading RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY; up to \$15,000,000 may be made available to continue research and development on Silicon carbide research (PE 63005A).

DASCHLE AMENDMENT NO. 3306

(Ordered to lie on the table.)

Mr. DASCHLE submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place insert the following:

(a) MODIFICATION OF CONVEYEE.—Subsection (a) of section 2863 of the Military Construction Authorization Act for Fiscal Year 1998 (division B of Public Law 105-85; 111 Stat. 2010) is amended by striking "Greater Box Elder Area Economic Development Corporation, Box Elder, South Dakota (in this section referred to as the 'Corporation')" and inserting "West River Foundation for Economic and Community Development, Sturgis, South Dakota (in this section referred to as the 'Foundation')".

(b) CONFORMING AMENDMENTS.—That section is further amended by striking "Corporation" each place it appears in subsections (c) and (e) and inserting "Foundation".

CRAPO AMENDMENT NO. 3307

(Ordered to lie on the table.)

Mr. CRAPO submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place in the bill, add the following:

SEC. . AUTHORITY FOR AWARD OF MEDAL OF HONOR TO CERTAIN SPECIFIED PERSONS.

(a) INAPPLICABILITY OF TIME LIMITATIONS.—Notwithstanding the time limitations in section 3744(b) of title 10, United States Code, or any other time limitation, the President may award the Medal of Honor under section 3741 of such title to the persons specified in subsection (b) for the acts specified in that subsection, the award of the Medal of Honor to such persons having been determined by the Secretary of the Army to be warranted in accordance with section 1130 of such title.

(b) PERSONS ELIGIBLE TO RECEIVE THE MEDAL OF HONOR.—The persons referred to in subsection (a) are the following:

(1) Ed W. Freeman, for conspicuous acts of gallantry and intrepidity at the risk of his life and beyond the call of duty on November 14, 1965, as flight leader and second-in-command of a helicopter lift unit at landing zone X-Ray in the Battle of the Ia Drang Valley, Republic of Vietnam, during the Vietnam War, while serving in the grade of Captain in

Alpha company, 229th Assault Helicopter Battalion, 101st Cavalry Division (Air-mobile).

(2) James K. Okubo, for conspicuous acts of gallantry and intrepidity at the risk of his life and beyond the call of duty on October 28 and 29, and November 14, 1944, at Foret Domaniale de Champ, near Biffontaine, France, during World War II, while serving as an Army medic in the grade of Technician Fifth Grade in the medical detachment, 442d Regimental Combat Team.

(3) Andrew J. Smith, for conspicuous acts of gallantry and intrepidity at the risk of his life and beyond the call of duty on November 30, 1864, in the Battle of Honey Hill, South Carolina, during the Civil War, while serving as a corporal in the 55th Massachusetts Voluntary Infantry Regiment.

(c) POSTHUMOUS AWARD.—The Medal of Honor may be awarded under this section posthumously, as provided in section 3752 of title 10, United States Code.

(d) PRIOR AWARD.—The Medal of Honor may be awarded under this section for service for which a Silver Star, or other award, has been awarded."

BOXER (AND REID) AMENDMENT
NO. 3308

Mrs. BOXER (for herself and Mr. REID) proposed an amendment to the bill, H.R. 4576, supra; as follows:

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8. . PROHIBITION ON USE OF FUNDS FOR PREVENTATIVE APPLICATION OF PESTICIDES IN DEPARTMENT OF DEFENSE AREAS THAT MAY BE USED BY CHILDREN.

(a) DEFINITION OF PESTICIDE.—In this section, the term 'pesticide' has the meaning given the term in section 2 of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136).

(b) PROHIBITION USE OF FUNDS.—None of the funds appropriated under this Act may be used for the preventative application of a pesticide containing a known or probable carcinogen or a category I or II acute nerve toxin, or a pesticide of the organophosphate, carbamate, or organochlorine class, in any area owned or managed by the Department of Defense that may be used by children, including a park, base housing, a recreation center, a playground, or a daycare facility.

BOXER AMENDMENTS NOS. 3309-
3311

(Ordered to lie on the table.)

Mrs. BOXER submitted three amendments intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3309

At the appropriate place, insert the following:

SEC. . PRIVACY OF INDIVIDUAL MEDICAL RECORDS.

None of the funds provided in this Act shall be used to transfer, release, disclose, or otherwise make available to any individual or entity outside the Department of Defense an individual's medical records without the consent of the individual.

AMENDMENT NO. 3310

At the appropriate place, insert the following:

SEC. . REDUCTION IN TOTAL AMOUNT TO BE APPROPRIATED.

Notwithstanding any other provision of this Act, the total amount appropriated for fiscal year 2001 under the provisions of this

Act is hereby reduced by \$3,000,000,000, with the total amount of such reduction to be used exclusively for reducing the amount of the Federal budget debt.

AMENDMENT NO. 3311

Strike Section 8114.

LEAHY AMENDMENT NO. 3312

(Ordered to lie on the table.)

Mr. LEAHY submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title III under the heading "OTHER PROCUREMENT, ARMY", \$5,000,000 shall be available for the development of the Abrams Full-Crew Interactive Skills Trainer.

SCHUMER (AND MOYNIHAN)
AMENDMENT NO. 3313

(Ordered to lie on the table.)

Mr. SCHUMER (for himself and Mr. MOYNIHAN) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title II under the heading "OPERATION AND MAINTENANCE, ARMY" for Industrial Mobilization Capacity, \$57,378,000 plus an additional \$20,000,000 may be made available to address unutilized plant capacity in order to offset the effects of low utilization of plant capacity on overhead charges at the Arsenals.

KENNEDY AMENDMENTS NOS. 3314-
3316

(Ordered to lie on the table.)

Mr. KENNEDY submitted three amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3314

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) AVAILABILITY OF FUNDS.—Of the amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE", up to \$10,000,000 may be available for the Environmental Security Technical Certification Program (PE603851D) to develop and test technologies to detect unexploded ordnance at sites where the detection and possible remediation of unexploded ordnance from live-fire activities is underway.

(b) ADDITIONAL REQUIREMENT.—Performance measures shall be established for the technologies described in subsection (a) for purposes of facilitating the implementation and utilization of such technologies by the Department of Defense.

AMENDMENT NO. 3315

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) AVAILABILITY OF FUNDS.—Of the amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE", up to \$10,000,000 may be available for the Strategic Environmental Research and Development Program (PE6034716D) for the development and test of technologies to detect, analyze, and map the presence of, and to transport, pollutants and contaminants at

sites undergoing the detection and possible remediation of constituents attributable to live-fire activities in a variety of hydrogeological scenarios.

(b) **ADDITIONAL REQUIREMENT.**—Performance measures shall be established for the technologies described in subsection (a) for purposes of facilitating the implementation and utilization of such technologies by the Department of Defense.

AMENDMENT NO. 3316

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY", up to \$5,000,000 may be available for Surface Ship & Submarine HM&E Advanced Technology (PE603508N) for continuing development by the Navy of the AC synchronous high-temperature superconductor electric motor.

STEVENS (AND INOUE)
AMENDMENT NO. 3317

Mr. STEVENS (for himself and Mr. INOUE) proposed an amendment to the bill, H.R. 4576, supra; as follows:

In the appropriate place in the bill, insert the following new section:

SEC. . In addition to funds made available in Title IV of this Act under the heading "Research, Development, Test and Evaluation, Defense-Wide", \$20,000,000 is hereby appropriated for Information Technology Center.

STEVENS AMENDMENTS NOS. 3318-3320

Mr. STEVENS proposed three amendments to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3318

On page 83, line 26 of bill after the comma strike the following text: "1999 (Public Law 105-262)", and insert the following text: "2000 (Public Law 106-79)".

AMENDMENT NO. 3319

On page 47, at line 21, strike the words "Native American ownership" and insert in lieu thereof "ownership by an Indian tribe, as defined in 25 U.S.C. 450b(e), or a Native Hawaiian organization, as defined in 15 U.S.C. 647(a)(15)".

AMENDMENT NO. 3320

On page 79, insert the words "Increase Use/ Reserve support to the Operational Commander-in-Chiefs and with" after the words "to be used in support of such personnel in connection with".

STEVENS AMENDMENT NO. 3321

(Ordered to lie on the table.)

Mr. STEVENS submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

SEC. . Of the funds provided in Title II under the heading "Operation and Maintenance, Navy", up to \$1,000,000 may be available to continue the Public Service Initiative.

ROBERTS AMENDMENTS NOS. 3322-3323

(Ordered to lie on the table.)

Mr. ROBERTS submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3322

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) **CONVEYANCE AUTHORIZED.**—The Secretary of the Army may convey, without consideration, to the State of Kansas, all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 70 acres at Fort Riley Military Reservation, Fort Riley, Kansas. The preferred site is adjacent to the Fort Riley Military Reservation boundary, along the north side of Huebner Road across from the First Territorial Capitol of Kansas Historical Site Museum.

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

(1) That the State of Kansas use the property conveyed solely for purposes of establishing and maintaining a State-operated veterans cemetery.

(2) That all costs associated with the conveyance, including the cost of relocating water and electric utilities should the Secretary determine that such relocations are necessary, be borne by the State of Kansas.

(c) **DESCRIPTION OF PROPERTY.**—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary and the Director of the Kansas Commission on Veterans Affairs.

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

AMENDMENT NO. 3323

In the appropriate place in the bill, insert the following new section:

"SEC. . Of the funds made available in Title IV of this Act under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE", up to \$3,500,000 may be made available for Chem-Bio Advanced Materials Research.

SNOWE AMENDMENTS NOS. 3324-3325

(Ordered to lie on the table.)

Ms. SNOWE submitted two amendments intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3324

At the appropriate place in the bill insert: SEC. 8126. Of the total amount appropriated by title II under the heading "OPERATION AND MAINTENANCE, NAVY", up to \$3,000,000 may be available only for a Navy benefits center.

AMENDMENT NO. 3325

On page 25 of the substituted original text, line 9, insert "two" after "and".

LANDRIEU AMENDMENT NO. 3326

(Ordered to lie on the table.)

Ms. LANDRIEU submitted an amendment intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

At the appropriate place, in the bill, insert the following:

SEC. . Of the funds available in Title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY", up to \$8,000,000 may be made available for the Navy Information Technology Center.

DORGAN AMENDMENT NO. 3327

(Ordered to lie on the table.)

Mr. DORGAN submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place, add the following:

SEC. . **REPORT ON AN ELECTRONIC WARFARE VERSION OF THE B-52.**

(a) The Secretary of the Air Force shall submit to the congressional defense committees by May 1, 2001, a report on the potential role of an electronic warfare (EW) version of the B-52 bomber in meeting anticipated future shortfalls in airborne EW assets.

(b) **CONTENT.**—The report shall include the following:

(1) the advantages and disadvantages of using the B-52 airframe's size, payload and endurance for standoff jamming;

(2) the impact on the weapons carrying capability of the B-52;

(3) the arms control implications of using certain B-52s as EW platforms; and

(4) the estimated schedule for, and non-recurring and modification cost of, deploying interim and long term EW versions of the B-52.

STEVENS AMENDMENT NO. 3328

Mr. STEVENS proposed an amendment to the bill, H.R. 4576, supra; as follows:

On page 90, line 14, strike Section 8091 and insert the following new section:

SEC. 8091. Notwithstanding any other provision in this Act, the total amount appropriated in this Act is hereby reduced by \$789,700,000 to reflect savings from favorable foreign currency fluctuations, and stabilization of the balance available within the "FOREIGN CURRENCY FLUCTUATION, DEFENSE", account.

GREGG (AND KERRY) AMENDMENT NO. 3329

(Ordered to lie on the Table.)

Mr. GREGG (for himself and Mr. KERRY) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

In the appropriate place in the bill, insert the following new section:

"SEC. . Of the funds made available in Title IV of this Act under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE", up to \$7,000,000 may be made available for the Solid State Dye Laser project.

FEINSTEIN AMENDMENTS NOS. 3330-3332

(Ordered to lie on the table.)

Mr. FEINSTEIN submitted three amendments intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3330

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated by title II under the heading "OPERATION AND MAINTENANCE, DEFENSE-WIDE" for payments under section 8003 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703), a total of \$1,000,000 shall be available for distribution between the Center Unified School District, California, and the Whisman School District, California, on the basis of the needs of those districts resulting from

disruptions caused by base closures and realignments.

AMENDMENT NO. 3331

At the appropriate place, insert:

Of the amount available under Title II under the heading "OPERATIONS AND MAINTENANCE, DEFENSE-WIDE", \$1,000,000 shall be available for Middle East Regional Security Issues.

AMENDMENT NO. 3332

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount available under title IV under the heading "RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY", \$5,000,000 shall be available for the continuation of the Compatible Processor Upgrade Program (CPUP).

BYRD AMENDMENT NO. 3333

(Ordered to lie on the table.)

Mr. BYRD submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) AVAILABILITY OF FUNDS FOR ANALYSIS.—Of the amount appropriated under title III under the heading "OTHER PROCUREMENT, AIR FORCE", \$3,000,000 shall be available for the following activities:

(1) An analysis of the costs associated with and the activities necessary in order to reestablish the production line for the U-2 aircraft.

(2) An analysis of the feasibility of restarting production of U-2 aircraft in fiscal year 2002 at a rate of 2 aircraft per year.

(b) REPORT.—Not later than April 1, 2001, the Secretary of Defense shall submit to the congressional defense committees a report on the analyses undertaken using funds available under subsection (a). The report shall be submitted in unclassified form.

WARNER AMENDMENTS NOS. 3334-3335

(Ordered to lie on the table.)

Mr. WARNER submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3334

At the appropriate place, insert the following:

SEC. ____ (a) ADDITIONAL FUNDS FOR WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAMS.—The amount appropriated under title II under the heading "OPERATION AND MAINTENANCE, ARMY" is hereby increased by \$3,700,000, with the amount of the increase available for the activities of five additional Weapons of Mass Destruction Civil Support Teams (WMD-CST).

(b) ADDITIONAL FUNDS FOR EQUIPMENT FOR WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAM PROGRAM.—(1) The amount appropriated under title III under the heading "OTHER PROCUREMENT, ARMY" is hereby increased by \$11,300,000, with the amount of the increase available for Special Purpose Vehicles.

(2) The amount appropriated under title III under the heading "PROCUREMENT, DEFENSE-WIDE" is hereby increased by \$1,800,000, with the amount of the increase available for the Chemical Biological Defense Program, for Contamination Avoidance.

(3) Amounts made available by reason of paragraphs (1) and (2) shall be available for the procurement of additional equipment for the Weapons of Mass Destruction Civil Support Team (WMD-CST) program.

(c) OFFSET.—The amount appropriated under title II under the heading "OPERATION AND MAINTENANCE, DEFENSE-WIDE" for the Defense Finance and Accounting Service is hereby reduced by \$16,800,000, with the amount of the reduction applied to the Defense Joint Accounting System (DJAS) for fielding and operations.

AMENDMENT NO. 3335

On page 109 of the substitute, between lines 11 and 12, insert the following:

SEC. 8126. (a) In addition to the amount appropriated by title II under the heading "OPERATION AND MAINTENANCE, DEFENSE-WIDE", there is hereby appropriated for the purposes and period for which funds are appropriated under that heading \$30,000,000: *Provided*, That, of such amount, \$10,000,000 is available for the Institute for Defense Computer Security and Information Protection of the Department of Defense, and \$20,000,000 is available for the Information Security Scholarship Program of the Department of Defense.

(b)(1) The amount appropriated by title III under the heading "WEAPONS PROCUREMENT, NAVY" for surface land attack missile-enhanced response (SLAM-ER) is hereby reduced by \$24,400,000.

(2) The amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY" for common command and decision function systems (0603582N) is hereby reduced by \$1,500,000.

(3) The amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE" for hyperspectral system development (high altitude) (0603203F) is hereby reduced by \$4,000,000.

(c) Of the amounts appropriated by chapter 3 of title II of Public Law 106-31 under the heading "WEAPONS PROCUREMENT, NAVY" for tomahawk missiles, \$24,400,000 shall be available for surface land attack missile-enhanced response (SLAM-ER).

NICKLES AMENDMENTS NOS. 3336-3337

(Ordered to lie on the table.)

Mr. NICKLES submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3336

At the appropriate place in the bill, insert the following new section:

Of the funds provided in Title IV of this Act under the heading "Research, Development, Test and Evaluation, Army" up to \$12,000,000 may be made available to commence a live-fire, side-by-side operational test of the air-to-air Starstreak and air-to-air Stinger missiles from the AH64D Longbow helicopter, as previously specified in section 8138 of Public Law 106-79. *Provided*, That the budget of the President for fiscal year 2002 submitted to the Congress pursuant to section 1105 of title 31, United States Code, shall include in the Army budget request the funding necessary to conclude this live-fire, side-by-side operational test of the air-to-air Starstreak and air-to-air Stinger missiles as specified in Section 8138 of Public Law 106-79.

AMENDMENT NO. 3337

At the appropriate place in the bill, insert the following new section:

Of the funds appropriated in the Act under the heading "Operations and Maintenance, Defense Wide" up to \$5,000,000 may be made available to the American Red Cross for Armed Forces Emergency Services.

ALLARD AMENDMENT NO. 3338

(Ordered to lie on the table.)

Mr. ALLARD submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109 of the substitute, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE", up to \$12,000,000 is available for the XSS-10 micro-missile technology program.

COVERDELL AMENDMENT NO. 3339

(Ordered to lie on the table.)

Mr. COVERDELL submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109 of the substitute, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE", a total of \$3,000,000 is transferred to the Marine Corps Advanced Development Demonstration (PE 0603640m), of which \$1,500,000 shall be derived from the amount appropriated under that heading for Chemical/Biological Defense (Advanced Development—PE 062384BP) and \$1,500,000 shall be derived from the amount appropriated under that heading for Chemical/Biological Defense (Applied Research—PE 063384BP).

DEWINE (AND OTHERS)
AMENDMENT NO. 3340

(Ordered to lie on the table.)

Mr. DEWINE (for himself, Mrs. HUTCHISON, Mr. GRASSLEY, Mr. BREAU, Ms. LANDRIEU, Mr. MACK, Mr. GRAHAM, and Mr. COVERDELL) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) FINDINGS.—Congress makes the following findings:

(1) Failure to operate and standardize the current Tethered Aerostat Radar System (TARS) sites along the Southwest border of the United States and the Gulf of Mexico will result in a degradation of the counterdrug capability of the United States.

(2) Most of the illicit drugs consumed in the United States enter the United States through the Southwest border, the Gulf of Mexico, and Florida.

(3) The Tethered Aerostat Radar System is a critical component of the counterdrug mission of the United States relating to the detection and apprehension of drug traffickers.

(4) Preservation of the current Tethered Aerostat Radar System network compels drug traffickers to transport illicit narcotics into the United States by more risky and hazardous routes.

(b) AVAILABILITY OF FUNDS FOR TARS.—Of the amount appropriated under title VI under the heading "DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE", \$23,000,000 shall be available to Drug Enforcement Policy Support (DEP&S) for purposes of maintaining operations of the 11 current Tethered Aerostat Radar System (TARS) sites and completing the standardization of such sites located along the Southwest border of the United States and in the States bordering the Gulf of Mexico.

GRAMS (AND OTHERS)
AMENDMENT NO. 3341

(Ordered to lie on the table.)

Mr. GRAMS (for himself, Mr. MCCAIN, Mr. SESSIONS, Mr. ALLARD,

and Mr. ASHCROFT) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

Additional Benefits For Reserves and Their Dependents

SEC. . SENSE OF CONGRESS.

It is the sense of Congress that it is in the national interest for the President to provide the funds for the reserve components of the Armed Forces (including the National Guard and Reserves) that are sufficient to ensure that the reserve components meet the requirements specified for the reserve components in the National Military Strategy, including training requirements.

SEC. . TRAVEL BY RESERVES ON MILITARY AIRCRAFT.

(a) SPACE-REQUIRED TRAVEL FOR TRAVEL TO DUTY STATIONS INCONUS AND OCONUS.—(1) Subsection (a) of section 18505 of title 10, United States Code, is amended to read as follows:

“(a) A member of a reserve component traveling to a place of annual training duty or inactive-duty training (including a place other than the member’s unit training assembly if the member is performing annual training duty or inactive-duty training in another location) may travel in a space-required status on aircraft of the armed forces between the member’s home and the place of such duty or training.”

(2) The heading of such section is amended to read as follows:

“**§ 18505. Reserves traveling to annual training duty or inactive-duty training: authority for space-required travel**”.

(b) SPACE-AVAILABLE TRAVEL FOR MEMBERS OF SELECTED RESERVE, GRAY AREA RETIREES, AND DEPENDENTS.—Chapter 1805 of such title is amended by adding at the end the following new section:

“**§ 18506. Space-available travel: Selected Reserve members and dependents**

“(a) ELIGIBILITY FOR SPACE-AVAILABLE TRAVEL.—The Secretary of Defense shall prescribe regulations to allow persons described in subsection (b) to receive transportation on aircraft of the Department of Defense on a space-available basis under the same terms and conditions (including terms and conditions applicable to travel outside the United States) as apply to members of the armed forces entitled to retired pay.

“(b) PERSONS ELIGIBLE.—Subsection (a) applies to the following persons:

“(1) A person who is a member of the Selected Reserve in good standing (as determined by the Secretary concerned) or who is a participating member of the Individual Ready Reserve of the Navy or Coast Guard in good standing (as determined by the Secretary concerned).

“(c) DEPENDENTS.—A dependent of a person described in subsection (b) shall be provided transportation under this section on the same basis as dependents of members of the armed forces entitled to retired pay.

“(d) LIMITATION ON REQUIRED IDENTIFICATION.—Neither the ‘Authentication of Reserve Status for Travel Eligibility’ form (DD Form 1853), nor or any other form, other than the presentation of military identification and duty orders upon request, or other methods of identification required of active duty personnel, shall be required of reserve component personnel using space-available transportation within or outside the continental United States under this section.”

(c) CLERICAL AMENDMENTS.—The table of sections at the beginning of such chapter is amended by striking the item relating to

section 18505 and inserting the following new items:

“18505. Reserves traveling to annual training duty or inactive-duty training: authority for space-required travel.

“18506. Space-available travel: Selected Reserve members and reserve retirees under age 60; dependents.”.

(d) IMPLEMENTING REGULATIONS.—Regulations under section 18506 of title 10, United States Code, as added by subsection (b), shall be prescribed not later than 180 days after the date of the enactment of this Act.

SEC. . BILLETING SERVICES FOR RESERVE MEMBERS TRAVELING FOR INACTIVE DUTY TRAINING.

(a) IN GENERAL.—(1) Chapter 1217 of title 10, United States Code, is amended by inserting after section 12603 the following new section:

“**§ 12604. Billeting in Department of Defense facilities: Reserves attending inactive-duty training**

“(a) AUTHORITY FOR BILLETING ON SAME BASIS AS ACTIVE DUTY MEMBERS TRAVELING UNDER ORDERS.—The Secretary of Defense shall prescribe regulations authorizing a Reserve traveling to inactive-duty training at a location more than 50 miles from that Reserve’s residence to be eligible for billeting in Department of Defense facilities on the same basis and to the same extent as a member of the armed forces on active duty who is traveling under orders away from the member’s permanent duty station.

“(b) PROOF OF REASON FOR TRAVEL.—The Secretary shall include in the regulations the means for confirming a Reserve’s eligibility for billeting under subsection (a).”

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 12603 the following new item:

“12604. Billeting in Department of Defense facilities: Reserves attending inactive-duty training.

(b) EFFECTIVE DATE.—Section 12604 of title 10, United States Code, as added by subsection (a), shall apply with respect to periods of inactive-duty training beginning more than 180 days after the date of the enactment of this Act.

SEC. . INCREASE IN MAXIMUM NUMBER OF RESERVE RETIREMENT POINTS THAT MAY BE CREDITED IN ANY YEAR.

Section 12733(3) of title 10, United States Code, is amended by striking “but not more than” and all that follows and inserting “but not more than—

“(A) 60 days in any one year of service before the year of service that includes September 23, 1996;

“(B) 75 days in the year of service that includes September 23, 1996, and in any subsequent year of service before the year of service that includes the date of the enactment of the National Defense Authorization Act for Fiscal Year 2001; and

“(C) 90 days in the year of service that includes the date of the enactment of the National Defense Authorization Act for Fiscal Year 2001 and in any subsequent year of service.”.

SEC. . AUTHORITY FOR PROVISION OF LEGAL SERVICES TO RESERVE COMPONENT MEMBERS FOLLOWING RELEASE FROM ACTIVE DUTY.

(a) LEGAL SERVICES.—Section 1044(a) of title 10, United States Code, is amended—

(1) by redesignating paragraph (4) as paragraph (5); and

(2) by inserting after paragraph (3) the following new paragraph (4):

“(4) Members of reserve components of the armed forces not covered by paragraph (1) or

(2) following release from active duty under a call or order to active duty for more than 30 days issued under a mobilization authority (as determined by the Secretary of Defense), but only during the period that begins on the date of the release and is equal to at least twice the length of the period served on active duty under such call or order to active duty.”.

(b) DEPENDENTS.—Paragraph (5) of such section, as redesignated by subsection (a)(1), is amended by striking “and (3)” and inserting “(3), and (4)”.

(c) IMPLEMENTING REGULATIONS.—Regulations to implement the amendments made by this section shall be prescribed not later than 180 days after the date of the enactment of this Act.

BINGAMAN AMENDMENT NO. 3342

(Ordered to lie on the table.)

Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amounts appropriated under title II under the heading “OPERATION AND MAINTENANCE, DEFENSE-WIDE”, \$2,000,000 may be made available for the Bosque Redondo Memorial as authorized under the provisions of the bill S.964 of the 106th Congress, as adopted by the Senate.

INHOFE AMENDMENT NO. 3343

(Ordered to lie on the table.)

Mr. INHOFE submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT.—Of the amount appropriated under title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE”, \$300,000 shall be available for Generic Logistics Research and Development Technology Demonstrations (PE603712S) for air logistics technology.

(b) OFFSET.—Of the amount appropriated under title IV under the heading referred to in subsection (a), the amount available for Computing Systems and Communications Technology (PE602301E) is hereby decreased by \$300,000.

INHOFE AMENDMENTS NOS. 3344–3345

(Ordered to lie on the table.)

Mr. INHOFE submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra as follows:

AMENDMENT NO. 3344

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT.—Of the amount appropriated under title IV under the heading “RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE”, \$5,000,000 shall be available for Explosives Demilitarization Technology (PE603104D) for research into ammunition risk analysis capabilities.

(b) OFFSET.—Of the amount appropriated under title IV under the heading referred to in subsection (a), the amount available for Computing Systems and Communications Technology (PE602301E) is hereby decreased by \$5,000,000.

AMENDMENT NO. 3345

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated by title II under the heading "OPERATION AND MAINTENANCE, ARMY", up to \$3,800,000 may be available for defraying the costs of maintaining the industrial mobilization capacity at the McAlester Army Ammunition Activity, Oklahoma.

ALLARD (AND OTHERS)
AMENDMENT NO. 3346

(Ordered to lie on the table.)

Mr. ALLARD (for himself, Mr. VOINOVICH, and Mr. GRAMS) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

DEPARTMENT OF THE TREASURY
BUREAU OF THE PUBLIC DEBT
GIFTS TO THE UNITED STATES FOR REDUCTION
OF THE PUBLIC DEBT

For deposit of an additional amount into the account established under section 3113(d) of title 31, United States Code, to reduce the public debt, \$12,200,000,000.

MACK (AND GRAHAM)
AMENDMENT NO. 3347

(Ordered to lie on the table.)

Mr. MACK (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

At the appropriate place in the bill, insert the following:

SEC. . . Of the funds appropriated in title IV under the heading 'Counter-Drug Activities, Defense', \$5,000,000 shall be made available for a ground processing station to support a tropical remote sensing radar.

LANDRIEU AMENDMENT NO. 3348

(Ordered to lie on the table.)

Ms. LANDRIEU submitted an amendment intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) INCREASE IN AMOUNT AVAILABLE FOR PROCUREMENT, DEFENSE-WIDE.—The amount appropriated under title III under the heading "PROCUREMENT, DEFENSE-WIDE" is hereby increased by \$3,000,000.

(b) AVAILABILITY OF AMOUNT.—Of the amount appropriated under the heading referred to in subsection (a), as increased by that subsection, \$3,000,000 shall be available for the procurement and installation of integrated bridge systems for naval systems special warfare rigid inflatable boats and high-speed assault craft for special operations forces.

(c) OFFSET.—The amount appropriated under title III under the heading "OTHER PROCUREMENT, AIR FORCE" is hereby decreased by \$3,000,000.

EDWARDS AMENDMENT NO. 3349

(Ordered to lie on the table.)

Mr. EDWARDS submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

CHAPTER 1
DEPARTMENT OF AGRICULTURE
FARM SERVICE AGENCY
SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$77,560,000, to remain avail-

able until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

EMERGENCY CONSERVATION PROGRAM

Unobligated balances previously provided under this heading may be used to repair and reconstruct essential farm structures and equipment that have been damaged or destroyed, after a finding by the Secretary of Agriculture that: (1) the damage or destruction is the result of a natural disaster declared by the Secretary or the President for losses due to Hurricane Dennis, Floyd, or Irene; and (2) insurance against the damage or destruction was not available to the grantee or the grantee lacked the financial resources to obtain the insurance: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

COMMODITY CREDIT CORPORATION FUND

The Secretary of Agriculture shall reduce the amount of any principal due on a loan made by the Department to a marketing association for the 1999 crop of an agricultural commodity by up to 75 percent if the marketing association suffered losses to the agriculture commodity in a county with respect to which a natural disaster was declared by the Secretary or the President for losses due to Hurricane Dennis, Floyd, or Irene.

If the Secretary assigns a grade quality for the 1999 crop of an agricultural commodity marketed by an association described in the preceding paragraph that is below the base quality of the agricultural commodity, and the reduction in grade quality is the result of damage sustained from Hurricane Dennis, Floyd, or Irene, the Secretary shall compensate that association for losses incurred by the association as a result of the reduction in grade quality.

Up to \$81,000,000 of the resources of the Commodity Credit Corporation may be used for the cost of this provision: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RURAL ECONOMIC AND COMMUNITY
DEVELOPMENT PROGRAMS

RURAL COMMUNITY ADVANCEMENT PROGRAM

For an additional cost of water and waste grants, as authorized by 7 U.S.C. 1926(a)(2), to meet the needs resulting from natural disaster, \$28,000,000 to remain available until

expended; and for an additional amount for community facilities grants pursuant to section 381E(d)(1) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009d(d)(1)) for emergency needs \$15,000,000, to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RURAL HOUSING SERVICE

RURAL HOUSING INSURANCE FUND PROGRAM
ACCOUNT

For the additional cost of direct loans, as authorized by title V of the Housing Act of 1949, \$15,872,000 from the Rural Housing Insurance Fund for section 515 rental housing, to remain available until expended, to address emergency needs resulting from Hurricane Dennis, Floyd, or Irene: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974: *Provided further*, that these funds are available to subsidize gross obligations for the principal amount of direct loans estimated to be \$40,000,000: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For additional gross obligations for the principal amount of direct loans as authorized by title V of the Housing Act of 1949 to be available from funds in the rural housing insurance fund to meet the needs resulting from natural disasters, as follows: \$296,000,000 for loans to section 502 borrowers, as determined by the Secretary and \$13,000,000 for section 504 housing repair loans.

For the additional cost of direct loans, including the cost of modifying loans, as defined in section 502 of the Congressional Budget Act of 1974, to meet the needs resulting from natural disasters, to remain available until expended as follows: section 502 loans, \$25,000,000 and section 504 loans, \$4,000,000: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RENTAL ASSISTANCE PROGRAM

For an additional amount for "Rental Assistance Program" for rental assistance agreements entered into or renewed pursuant to section 521(a)(2) of the Housing Act of 1949, for emergency needs resulting from Hurricane Dennis, Floyd, or Irene, \$13,600,000, to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MUTUAL AND SELF-HELP HOUSING GRANTS

For grants and contracts pursuant to section 523(b)(1)(A) of the Housing Act of 1949 (42

U.S.C. 1490c), to meet the needs resulting from natural disasters, \$6,000,000, to remain available until expended (7 U.S.C. 2209b): *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

RURAL HOUSING ASSISTANCE GRANTS

For grants and contracts for very low-income housing repair, as authorized by 42 U.S.C. 1474, to meet the needs resulting from natural disasters, \$8,000,000, to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

CHAPTER 2

DEPARTMENT OF COMMERCE

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

For an additional amount for "Economic Development Assistance Programs", \$25,800,000, to remain available until expended, for planning, public works grants and revolving loan funds for communities affected by Hurricane Floyd and other recent hurricanes and disasters: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, Research and Facilities", \$19,400,000, to remain available until expended, to provide disaster assistance pursuant to section 312(a) of the Magnuson-Stevens Fishery Conservation Management Act, and for repairs to the Beaufort Laboratory, resulting from Hurricane Floyd and other recent hurricanes and disasters: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RELATED AGENCY

SMALL BUSINESS ADMINISTRATION

DISASTER LOANS PROGRAM ACCOUNT

For an additional amount for the cost of direct loans, \$33,300,000, to remain available until expended to subsidized additional gross obligations for the principal amount of direct loans: *Provided*, That such costs, including the cost of modifying such loans, shall be as defined in section 502 of the Congressional Budget Act of 1974; and for the direct administrative expenses to carry out the disaster loan program, and additional \$27,600,000, to remain available until expended, which may be transferred to and merged with appropriations for "Salaries and Expenses": *Provided further*, That no funds shall be transferred to and merged with appropriations for "Sala-

ries and Expenses" for indirect administrative expenses: *Provided further*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

CHAPTER 3

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

GENERAL INVESTIGATIONS

For an additional amount to conduct a study and report to the Congress on the feasibility of a project to provide flood damage reduction for the town of Princeville, North Carolina, \$1,500,000, to remain available until expended: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, GENERAL

For an additional amount for "Operation and maintenance, general" for emergency expenses due to hurricanes and other natural disasters, \$27,925,000, to remain available until expended: *Provided*, That the total amount appropriated, the amount for eligible navigation projects which may be derived from the Harbor Maintenance Trust Fund pursuant to Public Law 99-662 shall be derived from that Fund: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CHAPTER 4

DEPARTMENT OF THE INTERIOR

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION

For an additional amount of "Construction", \$5,000,000, to remain available until expended, to repair or replace building, equipment, roads, and water control structures damaged by natural disasters: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL PARK SERVICE

CONSTRUCTION

For an additional amount for "Construction", \$4,000,000, to remain available until expended, to repair or replace visitor facilities, equipment, roads and trails, and cultural sites and artifacts at national park units damaged by natural disasters: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

UNITED STATES GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for "Surveys, Investigations, and Research", \$1,800,000 to remain available until expended, to repair or replace stream monitoring equipment and associated facilities damaged by natural disaster: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)

of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

CHAPTER 5

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

HOME INVESTIGATION PARTNERSHIPS PROGRAM

For an additional amount for the HOME investigation partnerships program as authorized under title II of the Cranston-Gonzalez National Affordable Housing Act (Public Law 101-625), as amended, \$36,000,000: *Provided*, That of that said amount, \$11,000,000 shall be provided to the New Jersey Department of Community Affairs and \$25,000,000 shall be provided to the North Carolina Housing Finance Agency for the purpose of providing temporary assistance in obtaining rental housing, and for construction of affordable replacement housing: *Provided further*, That assistance provided under this paragraph shall be for very low-income families displaced by flooding caused by Hurricane Floyd and surrounding events: *Provided*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

ADMINISTRATIVE PROVISION

SEC. 3801. (a) Subject to subsection (d) and notwithstanding any other provision of law, from any amounts made available for assistance under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) that remain unobligated, the Secretary of Housing and Urban Development shall, for each request described in subsection (b), make a 1-year grant to the entity making the request in the amount under subsection (c).

(b) A request described in this subsection is a request for a grant under subtitle C of the title IV of the Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11381 et seq.). For permanent housing for homeless persons with disabilities or subtitle F of such title (42 U.S.C. 11403 et seq.) that—

(1) was submitted in accordance with the eligibility requirements established by the Secretary and pursuant to the notice of funding availability for fiscal year 1999 covering such programs, but was not approved;

(2) was made by an entity that received such a grant pursuant to the notice of funding availability for a previous fiscal year; and

(3) requested renewal of funding made under such previous grant for use for eligible activities because funding under such previous grant expires during calendar year 2000.

(c) The amount under this subsection is the amount necessary, as determined by the Secretary, to renew funding for the eligible activities under the grant request for a period of only 1 year, taking into consideration the amount of funding requested for the first year of funding under the grant request.

(d) The entire amount for grants under this section is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended. The entire amount for grants under this section shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount of the request

as an emergency requirement and defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY
DISASTER RELIEF

For an increase in the authority to use unobligated balances specified under this heading in appendix E, title I, chapter 2, of Public Law 106-113. In addition to other amounts made available, up to an additional \$77,400,000 may be used by the Director of the Federal Emergency Management Agency for the purposes included in said chapter: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the entire amount shall be available only to the extent an official budget request that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

SHELBY AMENDMENT NO. 3350

(Ordered to lie on the table.)

Mr. SHELBY submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place in the bill, insert the following:

SEC. . Under Procurement Air Force, amend Section 2466 of Title 10, U.S. Code as per the attached document.

SEC. . LIMITATIONS ON THE PERFORMANCE OF
DEPOT-LEVEL MAINTENANCE OF
MATERIEL.

Section 2466 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking “by non-Federal Government personnel” and inserting in lieu thereof “in other than Government-owned, Government-operated facilities”; and

(B) by striking “by employees of the Department of Defense,” and inserting in lieu thereof “in Government-owned, Government-operated facilities.”; and

(2) by striking subsection (d) and inserting in lieu thereof the following new subsection(d):

“(d) EXCEPTIONS.—The limitation in subsection (a) shall not apply with respect to—

“(1) the Sacramento Army Depot, Sacramento, California,

“(2) workloads for special access and intelligence programs, and

“(3) any workload contracted by a public entity to a private entity that was awarded to a public entity pursuant to a public-private competition.”.

SMITH OF NEW HAMPSHIRE
AMENDMENT NO. 3351

(Ordered to lie on the table.)

Mr. SMITH of New Hampshire submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. No funds appropriated or otherwise made available by this Act may be obligated or expended to issue a security clearance to any employee of the Department of Defense or contractor of the Department of Defense, or any member of the Armed Forces, if such individual—

(1) has been convicted in any court of the United States, or of any State, of a crime

and sentenced to imprisonment for a term exceeding one year;

(2) is an unlawful user of or addicted to a controlled substance (as that term is defined in section 102 of the Controlled Substances Act);

(3) is currently mentally incompetent; or

(4) has been discharged from the Armed Forces under dishonorable conditions.

ROTH (AND BIDEN) AMENDMENT
NO. 3352

(Ordered to lie on the table.)

Mr. ROTH (for himself and Mr. BIDEN) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. Of the amount appropriated under title IV under the heading “RESERACH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE”, \$92,530,000 may be available for C-5 aircraft modernization, including for the C-5 Reliability Enhancement and Reengining Program.

WARNER AMENDMENT NO. 3353

(Ordered to lie on the table.)

Mr. WARNER submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

At the appropriate place in the bill, insert the following new section:

SEC. . Section 8093(d) of the Department of Defense Appropriations Act, 2000 (Public Law 106-79; 113 Stat. 1253) shall not apply to contracts awarded prior to the enactment of Public Law 106-79.

HARKIN AMENDMENTS NOS. 3354–
3355

(Ordered to lie on the table.)

Mr. HARKIN submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3354

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) Of the amount appropriated by title II under the heading “OPERATION AND MAINTENANCE, DEFENSE-WIDE”, funds, in a sufficient amount for the purpose, shall be used for the Department of Defense consideration and implementation of changes in Department of Defense secrecy oaths and policies, within appropriate national security constraints, to ensure that such policies do not prevent or discourage current and former workers at nuclear weapons facilities who may have been exposed to radioactive and other hazardous substances from discussing those exposures with their health care providers and with other appropriate officials, including for the consideration and implementation of changes to the policy of the Department of Defense neither to confirm nor deny the presence of nuclear weapons as it is applied to former United States nuclear weapons facilities that no longer contain nuclear weapons or materials.

(b) Of the amount appropriated by title II under the heading “OPERATION AND MAINTENANCE, DEFENSE-WIDE”, funds, in sufficient amount for the purpose, shall be used to provide for the notification of people who are or were bound by Department of Defense secrecy oaths or policies, and who may have been exposed to radioactive or hazardous substances at nuclear weapons facilities, of any likely health risks and of how they can

discuss the exposures with their health care providers and other appropriate officials without violating secrecy oaths or policies.

AMENDMENT NO. 3355

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) None of the funds appropriated by this Act may be obligated or expended for the purchase or modification of high mobility trailers for the Army before the Secretary of the Army has determined that the trailers have been thoroughly tested as a system with the High Mobility Multi-purpose Wheeled Vehicles that tow the trailers, satisfy the applicable specifications, are safe and usable, do not damage the vehicles that tow the trailers, and perform the intended functions satisfactorily.

(b) None of the funds appropriated by this Act may be obligated or expended for the modification of Army High Mobility Multi-purpose Wheeled Vehicles to tow trailers before the Secretary of the Army has determined that, with respect to the towing of trailers, the vehicles have been thoroughly tested as a system, satisfy the applicable specifications, are safe and usable, are not damaged by the towing of the trailers, and perform the intended functions satisfactorily.

HARKIN (AND BOXER)
AMENDMENT NO. 3356

(Ordered to lie on the table.)

Mr. HARKIN (for himself and Mrs. BOXER) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. None of the funds appropriated by this Act may be obligated or expended for purchasing or leasing luxury executive jet aircraft.

ROBERTS (AND LOTT)
AMENDMENT NO. 3357

(Ordered to lie on the table.)

Mr. ROBERTS (for himself and Mr. LOTT) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, supra; as follows:

On page 110 of the substituted original text, or at the appropriate place, insert the following:

SEC. . Of the total amount appropriated by title IV under the heading “RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE WIDE”, \$4,000,000 is available for Military Personnel Research and \$500,000 is available for the AFCC engineering and installation program.

BENNETT AMENDMENT NO. 3358

(Ordered to lie on the table.)

Mr. BENNETT submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) LAYOVER PERIOD FOR NEW PERFORMANCE LEVELS.—Section 1211 of the National Defense Authorization Act for Fiscal Year 1998 (50 U.S.C. App. 2404 note) is amended—

(1) in the second sentence of subsection (d), by striking “180” and inserting “60”; and

(2) by adding at the end the following:
“(g) CALCULATION OF 60-DAY PERIOD.—The 60-day period referred to in subsection (d)

shall be calculated by excluding the days on which either House of Congress is not in session because of an adjournment of the Congress sine die."

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall apply to any new composite theoretical performance level established for purposes of section 1211(a) of the National Defense Authorization Act for Fiscal Year 1998 that is submitted by the President pursuant to section 1211(d) of that Act on or after the date of the enactment of this Act.

MCCAIN AMENDMENT NO. 3359

(Ordered to lie on the table.)

Mr. MCCAIN submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) IN GENERAL.—No provision of the Buy American Act, or similar provision, shall be construed to prohibit, restrict, or otherwise limit the procurement by the Department of Defense, using funds available under this Act or any other Act, of any item, component, material, or service if such prohibition, restriction, or limitation would operate to invalidate a provision of a reciprocal trade agreement for the procurement of defense items between the United States and any other signatory to such agreement.

(b) **BUY AMERICA ACT DEFINED.**—In this section, the term "Buy American Act" has the meaning given that term in section 8036(c) of this Act.

STEVENS AMENDMENTS NOS. 3360–3361

(Ordered to lie on the table.)

Mr. STEVENS submitted two amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3360

In the appropriate place in the bill, insert the following new section:

SEC. . Of the funds made available in Title IV of this Act under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE", up to \$92,530,000 may be made available for C-5 Airlift Squadrons.

AMENDMENT NO. 3361

At the appropriate place in the bill, insert the following new section:

SEC. . Of the funds provided within Title I of this Act, such funds as may be necessary shall be available for a special subsistence allowance for members eligible to receive food stamp assistance, as authorized by law.

DURBIN (AND WELLSTONE) AMENDMENT NO. 3362

(Ordered to lie on the table.)

Mr. DURBIN (for himself and Mr. WELLSTONE) submitted an amendment intended to be proposed by them on the bill, H.R. 4576, supra; as follows:

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. Of the funds appropriated by title IV for the national missile defense program, \$20 million shall be available for the Ballistic Missile Defense Organization—

(1) to include in the ground and flight testing of the National Missile Defense system that is conducted before the system becomes operational any countermeasures (including decoys) that—

(A) are likely, or at least realistically possible, to be used against the system; and

(B) are chosen for testing on the basis of what countermeasure capabilities a long-range missile could have and is likely to have, taking into consideration the technology that the country deploying the missile would have or could likely acquire; and

(2) to determine the extent to which the exoatmospheric kill vehicle and the National Missile Defense system can reliably discriminate between warheads and such countermeasures.

BOXER AMENDMENT NO. 3363

(Ordered to lie on the table.)

Mrs. BOXER Submitted an amendment intended to be proposed by her to the bill, H.R. 4576, supra; as follows:

At the appropriate place, insert the following:

SEC. .PRIVACY OF INDIVIDUAL MEDICAL RECORDS.

None of the funds provided in this Act shall be used to transfer, release, disclose, or otherwise make available to any individual or entity outside the Department of Defense for any non-national security or non-law enforcement purposes an individual's medical records without the consent of the individual.

REED AMENDMENT NO. 3364

(Ordered to lie on the table.)

Mr. REED submitted an amendment intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. PAYMENTS FOR CHILDREN WITH SEVERE DISABILITIES.

(a) **PAYMENTS.**—

(1) **IN GENERAL.**—Of the amounts appropriated under title II under the heading "OPERATION AND MAINTENANCE, DEFENSE-WIDE" \$20,000,000 shall be available to the Secretary of Defense to enable the Secretary of Defense to make a payment, to each local educational agency eligible to receive a payment for a child described in subparagraph (A)(ii), (B), (D)(i) or (D)(ii) of section 8003(a)(1) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(a)(1)) that serves 2 or more such children with severe disabilities, for costs incurred in providing a free public education to each such child. The amount of the payment for each such child shall be—

(A) the payment made on behalf of the child with a severe disability that is in excess of the average per pupil expenditure in the State in which the local educational agency is located; less

(B) the sum of the funds received by the local educational agency—

(i) from the State in which the child resides to defray the educational and related services for such child;

(ii) under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) to defray the educational and related services for such child; and

(iii) from any other source to defray the costs of providing educational and related services to the child which are received due to the presence of a severe disabling condition of such child.

(2) **LIMITATION.**—No payment shall be made on behalf of a child with a severe disability whose individual cost of educational and related services does not exceed—

(A) 5 times the national or State average per pupil expenditure (whichever is lower) for a child who is provided educational and related services under a program that is located outside the boundaries of the school

district of the local educational agency that pays for the free public education of the student; or

(B) 3 times the State average per pupil expenditure for a child who is provided educational and related services under a program offered by the local educational agency, or within the boundaries of the school district served by the local educational agency.

(3) **RATABLE REDUCTION.**—If the amount made available under this subsection is insufficient to pay the full amount all local educational agencies are eligible to receive under this subsection the Secretary of Education shall ratably reduce the amount of the payment made available under this subsection to all local educational agencies by an equal percentage.

(b) **REPORT.**—Each local educational agency desiring a payment under this section shall report to the Secretary of Defense the number of severely disabled children for which a payment may be made under this section.

WELLSTONE AMENDMENTS NOS. 3365–3369

(Ordered to lie on the table.)

Mr. WELLSTONE submitted five amendments intended to be proposed by him to the bill, H.R. 4576, supra; as follows:

AMENDMENT NO. 3365

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) The total amount appropriated by title III for procurement is hereby reduced by \$1,000,000,000.

(b) There is hereby appropriated for the Department of Education for the fiscal year ending on September 30, 2001, \$1,000,000,000 to enable the Secretary of Education to award grants under part B of the Individuals with Disabilities Education Act (20 U.S.C. 1411 et seq.).

AMENDMENT NO. 3366

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. The total amount appropriated by title III for procurement is hereby reduced by \$1,000,000,000.

(b) There is hereby appropriated for the Department of Education for the fiscal year ending on September 30, 2001, \$1,000,000,000 to enable the Secretary of Education to award grants under part A of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311 et seq.).

AMENDMENT NO. 3367

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) Congress makes the following findings:

(1) The President will soon decide whether to begin deploying a national missile defense (NMD) system.

(2) The national missile defense system is intended to defend the United States from limited attacks by tens of intercontinental-range ballistic missiles armed with nuclear, chemical, or biological weapons.

(3) The current national missile defense testing program does not adequately test the effectiveness of the system against realistic threats.

(b) It is the sense of Congress that, for the testing program for the national missile defense system, the Secretary of Defense should ensure that—

(1) the baseline threat is realistically defined by having the Systems Threat Assessment Requirement (STAR) document reviewed by a panel of persons who are recognized as experts in fields that are relevant to the matters to be reviewed, at least some of whom are independent of the Department of Defense;

(2) the system is to be tested against the most effective countermeasures that a state with an emerging intercontinental ballistic missile capability could reasonably be expected to build;

(3) enough tests of the system are to be conducted against countermeasures to provide an informed basis for a determination of the effectiveness of the system with high confidence; and

(4) provision has been made for an objective assessment of the design and results of the testing program by a review committee composed of persons who are recognized as experts in fields that are relevant to the matters to be assessed, at least some of whom are independent of the Department of Defense.

AMENDMENT NO. 3368

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. (a) The total amount appropriated by title II under the heading "OPERATION AND MAINTENANCE, DEFENSE-WIDE" is hereby increased by \$2,500,000. The additional amount shall be available for civil-military programs specifically for the Department of Defense STARBASE Program carried out under section 2193b of title 10, United States Code.

(b) The total amount appropriated by title III is hereby reduced by \$2,500,000.

AMENDMENT NO. 3369

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. None of the funds appropriated by this Act may be obligated or expended for testing a national missile defense system before the Secretary of Defense has ensured, for the testing program for the national missile defense system, that—

(1) the baseline threat is realistically defined by having the Systems Threat Assessment Requirement (STAR) document reviewed by a panel of persons who are recognized as experts in fields that are relevant to the matters to be reviewed, at least some of whom are independent of the Department of Defense;

(2) the system is to be tested against the most effective countermeasures that a state with an emerging intercontinental ballistic missile capability could reasonably be expected to build;

(3) enough tests of the system are to be conducted against countermeasures to provide an informed basis for a determination of the effectiveness of the system with high confidence; and

(4) provision has been made for an objective assessment of the design and results of the testing program by a review committee composed of persons who are recognized as experts in fields that are relevant to the matters to be assessed, at least some of whom are independent of the Department of Defense.

BIDEN (AND OTHERS) AMENDMENT
NO. 3370

(Ordered to lie on the table.)

Mr. BIDEN (for himself, Mr. ROTH, and Mr. COVERDELL) submitted an amendment intended to be proposed by

them to the bill, H.R. 4576, *supra*; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) FINDINGS.—Congress makes the following findings:

(1) The mission of the C-5 aircraft is to transport heavy loads over long distances. In particular, the C-5 aircraft regularly runs missions to and from Europe and the Pacific and the United States. For this reason, compliance with the rules of International Civil Aviation Organization regarding high-density flight areas is important for the entire C-5 aircraft fleet.

(2) The C-5 aircraft Avionics Modernization Program (AMP) is necessary for all aircraft that will need to comply with the new Global Air Traffic Management (GATM) standards established by the International Civil Aviation Organization.

(3) Compliance with GATM allows aircraft to use more operationally efficient airspace and lowers operational costs.

(4) AMP also includes the installation of important safety features such as Traffic Alert and Collision Avoidance System and an enhanced all weather navigational system, the Terrain Awareness and Warning System.

(5) Both the A and B models of the C-5 aircraft are expected to be flown by the Air Force, including the Regular Air Force and the Reserves. None of the aircrews for such aircraft should be subjected to increased risks stemming from the lack of these safety features.

(6) Efficient use of aircrew members and crew interfly will be prevented because of the dissimilarities that would exist between the avionics and navigation systems of the A and B models of the C-5 aircraft. This is particularly problematic when additional aircrew members are needed to meet Major Theater War requirements.

(7) The Committee on Armed Services of the Senate specifically requested that the Secretary of the Air Force proceed to test AMP upgrades on both A and B models of the C-5 aircraft in Senate Report No. 106-292, the Report to Accompany S.2549, the National Defense Authorization Act for Fiscal Year 2001.

(8) The on-going installation of new High Pressure Turbines (HPT) is essential for the entire C-5 aircraft fleet because the current logistics system no longer supports the old turbine assemblies for the fleet.

(9) Without HPT replacement, C-5 aircraft will have increased support costs of approximately \$700 per flight hour.

(10) By attempting to maintain 2 separate engine configurations and 2 separate avionics and navigation systems within the relatively small C-5 aircraft fleet (126 airplanes), additional spares and support equipment will be necessary with increased unit costs.

(b) AVAILABILITY OF FUNDS.—Of the amount appropriated under title III under the heading "AIRCRAFT PROCUREMENT, AIR FORCE" and available for procurement for the C-5 aircraft, in the amount of \$95,401,000, the entire amount shall be available for procurement for both the A and B models of the C-5 aircraft.

BIDEN (AND ROTH) AMENDMENT
NO. 3371

(Ordered to lie on the table.)

Mr. BIDEN (for himself and Mr. ROTH) submitted an amendment intended to be proposed by them to the bill, H.R. 4576, *supra*; as follows:

On page 109, between lines 11 and 12, insert the following:

SEC. 8126. (a) FINDINGS.—Congress makes the following findings:

(1) There exists a significant shortfall in the Nation's current strategic airlift requirement, even though strategic airlift remains critical to the national security strategy of the United States.

(2) This shortfall results from the slow phase-out of C-141 aircraft and their replacement with C-17 aircraft and from lower than optimal reliability rates for the C-5 aircraft.

(3) One of the primary causes of these reliability rates for C-5 aircraft, and especially for operational unit aircraft, is the shortage of spare repair parts. Over the past 5 years, this shortage has been particularly evident in the C-5 fleet.

(4) NMCS (Not Mission Capable for Supply) rates for C-5 aircraft have increased significantly in the period between 1997 and 1999. At Dover Air Force Base, Delaware, an average of 7 through 9 C-5 aircraft were not available during that period because of a lack of parts.

(5) Average rates of cannibalization of C-5 aircraft per 100 sorties of such aircraft have also increased during that period and are well above the Air Mobility Command standard. In any given month, this means devoting additional manhours to cannibalizations of C-5 aircraft. At Dover Air Force Base, an average of 800 to 1,000 additional manhours were required for cannibalizations of C-5 aircraft during that period. Cannibalizations are often required for aircraft that transit through a base such as Dover Air Force Base, as well as those that are based there.

(6) High cannibalization rates indicate a significant problem in delivering spare parts in a timely manner and systemic problems within the repair and maintenance process, and also demoralize overworked maintenance crews.

(7) The C-5 aircraft remains an absolutely critical asset in air mobility and airlifting heavy equipment and personnel to both military contingencies and humanitarian relief efforts around the world.

(8) Despite increased funding for spare and repair parts and other efforts by the Air Force to mitigate the parts shortage problem, Congress continues to receive reports of significant cannibalizations to airworthy C-5 aircraft and parts backlogs.

(b) REPORTS.—Not later than January 1, 2001, and September 30, 2001, the Secretary of the Air Force shall submit to the congressional defense committees a report on the overall status of the spare and repair parts program of the Air Force for the C-5 aircraft. The report shall include the following—

(1) a statement the funds currently allocated to parts for the C-5 aircraft and the adequacy of such funds to meet current and future parts and maintenance requirements for that aircraft;

(2) a description of current efforts to address shortfalls in parts for such aircraft, including an assessment of potential short-term and long-term effects of such efforts;

(3) an assessment of the effects of such shortfalls on readiness and reliability ratings for C-5 aircraft;

(4) a description of cannibalization rates for C-5 aircraft and the manhours devoted to cannibalizations of such aircraft; and

(5) an assessment of the effects of parts shortfalls and cannibalizations with respect to C-5 aircraft on readiness and retention.

BAUCUS AMENDMENTS NOS. 3372–
3373

(Ordered to lie on the table.)

Mr. BAUCUS submitted two amendments intended to be proposed by him to the bill, H.R. 4576, *supra*; as follows:

AMENDMENT NO. 3372

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. Of the total amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY" for the Navy technical information presentation system, \$5,200,000 shall be available for Synesis 7 in Montana for preparation and training for the digitization of FA-18 aircraft technical manuals.

AMENDMENT NO. 3373

On page 109 of the substituted original text, between lines 11 and 12, insert the following:

SEC. 8126. Of the total amount appropriated by title IV under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY" for the Navy technical information presentation system, \$5,200,000 shall be available for Synesis 7 in Montana for preparation and training for the digitization of FA-18 aircraft technical manuals.

NOTICES OF HEARINGS

SUBCOMMITTEE ON ENERGY RESEARCH,
DEVELOPMENT, PRODUCTION AND REGULATION

Mr. NICKLES. Mr. President, I would like to announce for the information of the Senate and the public that an oversight hearing has been scheduled before the Subcommittee on Energy Research, Development, Production, and Regulation.

The hearing will take place on Tuesday, June 27, 2000 at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building in Washington, D.C.

The purpose of this hearing is to receive testimony on the April 2000 GAO Report entitled "Nuclear Waste Cleanup—DOE's Paducah Plan Faces Uncertainties and Excludes Costly Cleanup Activities."

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Subcommittee on Energy Research, Development, Production and Regulation, Committee on Energy and Natural Resources, United States Senate, 364 Dirksen Senate Office Building, Washington, D.C. 20510-6150.

For further information, please call Trici Heninger, Staff Assistant, or Colleen Deegan, Counsel, at (202) 224-8115.

SUBCOMMITTEE ON FORESTS AND PUBLIC LAND
MANAGEMENT

Mr. CRAIG. Mr. President, I would like to announce for the public that the hearing scheduled before the Subcommittee on Forests and Public Land Management of the Committee on Energy and Natural Resources will begin at 9:30 a.m. instead of 9 a.m. as previously announced.

The purpose of this hearing is to conduct oversight on the proposed expansion of the Craters of the Moon National Monument.

Those who wish to submit written statements should write to the Committee on Energy and Natural Resources, U.S. Senate, Washington, D.C.

20510. For further information, please call Mike Menge (202) 224-6170.

SUBCOMMITTEE ON WATER AND POWER

Mr. SMITH of Oregon. Mr. President, I would like to announce for the information of the Senate and the public that a legislative hearing has been scheduled before the Subcommittee on Water and Power.

The hearing will take place on Wednesday, June 21, 2000 at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building in Washington, D.C.

The purpose of this hearing is to receive testimony on the following bills: S. 1848, To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of the Denver Water Reuse project; S. 1761, the Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 1999; S. 2301, To amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of the Lakehaven water reclamation project for the reclamation and reuse of water; S. 2400, To direct the Secretary of the Interior to convey certain water distribution facilities to the Northern Colorado Water Conservancy District; S. 2499, To extend the deadline for commencement of construction of a hydroelectric project in the State of Pennsylvania; and S. 2594, To authorize the Secretary of the Interior to contract with Mancos Water Conservancy District to use the Mancos Project facilities for impounding, storage, diverting, and carriage of nonproject water for the purpose of irrigation, domestic, municipal, industrial, and any other beneficial purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Subcommittee on Water and Power, Committee on Energy and Natural Resources, United States Senate, 364 Dirksen Senate Office Building, Washington, D.C. 20510-6150.

For further information, please call Trici Heninger, Staff Assistant, or Colleen Deegan, Counsel, at (202) 224-8115.

ORDER OF BUSINESS

Mr. DORGAN. Madam President, as I understand it, the Senate is in a period of morning business.

The PRESIDING OFFICER (Ms. COLLINS). That is correct, with Senators to speak for up to 10 minutes each.

Mr. DORGAN. I ask unanimous consent to speak for as much time as I consume.

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

GASOLINE PRICES

Mr. DORGAN. Madam President, this afternoon, according to the news accounts released earlier today, the Environmental Protection Agency is calling on major oil refiners to meet in Washington, DC, to explain the price hike phenomenon, as it is called. This is not a phenomenon. It is a pain in the wallet what is happening with respect to the price of gasoline.

I want to talk a little about that, and talk a little about the problems that may be causing it.

It is not lost on the American people that when they drive to the gas pumps these days they are discovering, once again, another price spike in the cost of gasoline.

In North Dakota, for example, the North Dakota Petroleum Marketers Association provided me with current gasoline prices in North Dakota: Minot, \$1.79 a gallon today; Fargo, \$1.64 a gallon; Devil's Lake, \$1.69; Bismarck, \$1.68 a gallon. Interestingly enough, the current price in Bismarck of \$1.68 is nearly a 30-cent-per-gallon increase in just the last couple of weeks since the previous price spike. Earlier this year, the price of petroleum spiked up and came back down. Now it has spiked up again, a nearly 30-cent-per-gallon increase in a very short period.

The EPA is asking for a meeting with the major oil refiners to evaluate what is happening with respect to the price of gasoline. Some indicate an EPA rule that describes the base fuel that must be used in certain cities in the country with respect to oxygenated fuel or ethanol as a circumstance where certain base fuels are kind of a narrow commodity and are not readily available and so it is pricing gasoline very high. That may be one case. I don't know the answer to that. I assume the EPA and the refiners will have that discussion. It is quite clear there are other things at work.

No. 1, this country gets a substantial amount of its energy from the OPEC countries. In a global economy, the OPEC countries are producing an ever-increasing amount of the energy the United States needs. Does this put us at the mercy of the supply coming from the OPEC countries? Of course it does. When the OPEC countries cut supply, as they did, and then increase it marginally, but not increase it to the level where they had previously been producing, that is going to have some dislocation in this country. The result is an increase in gasoline prices.

It is probably also the case, from hearings I have been involved with, that the refiners in this country were refining heating fuel for much longer than they normally would have and probably didn't switch over to gasoline quite quickly enough. Therefore, we are going to continue to see these price spikes. The news reports talk about volatility. Well, volatility is a euphemism for the price spikes that are jumping up and around with respect to the price of gasoline when we don't