

SA 2161. Mr. NELSON of Nebraska (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2162. Ms. SNOWE (for herself and Mrs. LINCOLN) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, supra.

SA 2163. Mrs. CLINTON (for herself and Ms. COLLINS) submitted an amendment intended to be proposed by her to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2164. Mr. SMITH (for himself, Mr. HARKIN, Ms. COLLINS, and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2165. Mr. BOND (for himself and Mr. LEAHY) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2166. Mr. SMITH submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2167. Mr. GRASSLEY (for himself, Ms. STABENOW, and Mr. HARKIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2168. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2169. Mr. WHITEHOUSE (for himself, Mr. DURBIN, Ms. MIKULSKI, Mr. FEINGOLD, and Mrs. FEINSTEIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2170. Mr. REID submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2171. Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. DODD, Mr. KERRY, Mrs. BOXER, Mr. WHITEHOUSE, Mr. KENNEDY, Mr. HARKIN, Mr. SANDERS, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2172. Mr. CONRAD (for himself, Mr. DORGAN, Ms. LANDRIEU, and Mr. VITTER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2173. Mr. KOHL (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2174. Mr. LEVIN (for himself and Mr. MCCAIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2175. Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2176. Mr. DODD submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2177. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2178. Mr. KYL (for himself, Mr. VITTER, Mr. INHOFE, Mr. LIEBERMAN, and Mr. LOTT) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2179. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill H.R.

1585, supra; which was ordered to lie on the table.

SA 2180. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2181. Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2182. Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2183. Mr. WYDEN (for himself, Mr. BOND, and Mr. ROCKEFELLER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2184. Mr. SUNUNU proposed an amendment to amendment SA 2135 submitted by Mr. DORGAN (for himself, Mr. CONRAD, and Mr. SALAZAR) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, supra.

SA 2185. Mr. AKAKA submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2186. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2187. Mr. SANDERS submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, supra; which was ordered to lie on the table.

SA 2188. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill H.R. 1585, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 2131. Mr. DURBIN submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of section 1631(b), add the following:

(16) A program under which each member of the Armed Forces who incurs a traumatic brain injury or post-traumatic stress disorder during service in the Armed Forces—

(A) is enrolled in the program; and

(B) receives, under the program, treatment and rehabilitation meeting a standard of care such that each individual who is a member of the Armed Forces who qualifies for care under the program shall—

(i) be provided the highest quality of care possible based on the medical judgment of qualified medical professionals in facilities that most appropriately meet the specific needs of the individual; and

(ii) be rehabilitated to the fullest extent possible using the most up-to-date medical technology, medical rehabilitation practices, and medical expertise available.

(17) A requirement that if a member of the Armed Forces participating in a program es-

tablished in accordance with paragraph (16) believes that care provided to such participant does not meet the standard of care specified in subparagraph (B) of such paragraph, the Secretary of Defense shall, upon request of the participant, provide to such participant a referral to another Department of Defense or Department of Veterans Affairs provider of medical or rehabilitative care for a second opinion regarding the care that would meet the standard of care specified in such subparagraph.

(18) The provision of information by the Secretary of Defense to members of the Armed Forces with traumatic brain injury or post-traumatic stress disorder and their families about their rights with respect to the following:

(A) The receipt of medical and mental health care from the Department of Defense and the Department of Veterans Affairs.

(B) The options available to such members for treatment of traumatic brain injury and post-traumatic stress disorder.

(C) The options available to such members for rehabilitation.

(D) The options available to such members for a referral to a public or private provider of medical or rehabilitative care.

(E) The right to administrative review of any decision with respect to the provision of care by the Department of Defense for such members.

SA 2132. Mr. AKAKA (for himself, Mr. CRAIG, Mr. ROCKEFELLER, Mrs. MURRAY, Mr. BROWN, Ms. MIKULSKI, Mr. OBAMA, Mr. SPECTER, Mr. BIDEN, Mr. TESTER, Mr. DORGAN, Mr. SANDERS, and Mr. WEBB) submitted an amendment intended to be proposed to amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of division A, add the following:

TITLE XVI—VETERANS MATTERS

SEC. 1601. SENSE OF CONGRESS ON DEPARTMENT OF VETERANS AFFAIRS EFFORTS IN THE REHABILITATION AND REINTEGRATION OF VETERANS WITH TRAUMATIC BRAIN INJURY.

It is the sense of Congress that—

(1) the Department of Veterans Affairs is a leader in the field of traumatic brain injury care and coordination of such care;

(2) the Department of Veterans Affairs should have the capacity and expertise to provide veterans who have a traumatic brain injury with patient-centered health care, rehabilitation, and community integration services that are comparable to or exceed similar care and services available to persons with such injuries in the academic and private sector;

(3) rehabilitation for veterans who have a traumatic brain injury should be individualized, comprehensive, and interdisciplinary with the goals of optimizing the independence of such veterans and reintegrating them into their communities;

(4) family support is integral to the rehabilitation and community reintegration of veterans who have sustained a traumatic brain injury, and the Department should provide the families of such veterans with education and support;

(5) the Department of Defense and Department of Veterans Affairs have made efforts

to provide a smooth transition of medical care and rehabilitative services to individuals as they transition from the health care system of the Department of Defense to that of the Department of Veterans Affairs, but more can be done to assist veterans and their families in the continuum of the rehabilitation, recovery, and reintegration of wounded or injured veterans into their communities;

(6) in planning for rehabilitation and community reintegration of veterans who have a traumatic brain injury, it is necessary for the Department of Veterans Affairs to provide a system for life-long case management for such veterans; and

(7) in such system for life-long case management, it is necessary to conduct outreach and to tailor specialized traumatic brain injury case management and outreach for the unique needs of veterans with traumatic brain injury who reside in urban and non-urban settings.

SEC. 1602. INDIVIDUAL REHABILITATION AND COMMUNITY REINTEGRATION PLANS FOR VETERANS AND OTHERS WITH TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—Subchapter II of chapter 17 of title 38, United States Code, is amended by inserting after section 1710B the following new section:

“§ 1710C. Traumatic brain injury: plans for rehabilitation and reintegration into the community

“(a) PLAN REQUIRED.—The Secretary shall, for each veteran or member of the Armed Forces who receives inpatient or outpatient rehabilitation care from the Department for a traumatic brain injury—

“(1) develop an individualized plan for the rehabilitation and reintegration of such individual into the community; and

“(2) provide such plan in writing to such individual before such individual is discharged from inpatient care, following transition from active duty to the Department for outpatient care, or as soon as practicable following diagnosis.

“(b) CONTENTS OF PLAN.—Each plan developed under subsection (a) shall include, for the individual covered by such plan, the following:

“(1) Rehabilitation objectives for improving the physical, cognitive, and vocational functioning of such individual with the goal of maximizing the independence and reintegration of such individual into the community.

“(2) Access, as warranted, to all appropriate rehabilitative components of the traumatic brain injury continuum of care.

“(3) A description of specific rehabilitative treatments and other services to achieve the objectives described in paragraph (1), which description shall set forth the type, frequency, duration, and location of such treatments and services.

“(4) The name of the case manager designated in accordance with subsection (d) to be responsible for the implementation of such plan.

“(5) Dates on which the effectiveness of the plan will be reviewed in accordance with subsection (f).

“(c) COMPREHENSIVE ASSESSMENT.—

“(1) IN GENERAL.—Each plan developed under subsection (a) shall be based upon a comprehensive assessment, developed in accordance with paragraph (2), of—

“(A) the physical, cognitive, vocational, and neuropsychological and social impairments of such individual; and

“(B) the family education and family support needs of such individual after discharge from inpatient care.

“(2) FORMATION.—The comprehensive assessment required under paragraph (1) with respect to an individual is a comprehensive

assessment of the matters set forth in that paragraph by a team, composed by the Secretary for purposes of the assessment from among, but not limited to, individuals with expertise in traumatic brain injury, including the following:

“(A) A neurologist.

“(B) A rehabilitation physician.

“(C) A social worker.

“(D) A neuropsychologist.

“(E) A physical therapist.

“(F) A vocational rehabilitation specialist.

“(G) An occupational therapist.

“(H) A speech language pathologist.

“(I) A rehabilitation nurse.

“(J) An educational therapist.

“(K) An audiologist.

“(L) A blind rehabilitation specialist.

“(M) A recreational therapist.

“(N) A low vision optometrist.

“(O) An orthotist or prosthetist.

“(P) An assistive technologist or rehabilitation engineer.

“(Q) An otolaryngology physician.

“(R) A dietician.

“(S) An ophthalmologist.

“(T) A psychiatrist.

“(d) CASE MANAGER.—(1) The Secretary shall designate a case manager for each individual described in subsection (a) to be responsible for the implementation of the plan, and coordination of such care, required by such subsection for such individual.

“(2) The Secretary shall ensure that such case manager has specific expertise in the care required by the individual to whom such case manager is designated, regardless of whether such case manager obtains such expertise through experience, education, or training.

“(e) PARTICIPATION AND COLLABORATION IN DEVELOPMENT OF PLANS.—(1) The Secretary shall involve each individual described in subsection (a), and the family or legal guardian of such individual, in the development of the plan for such individual under that subsection to the maximum extent practicable.

“(2) The Secretary shall collaborate in the development of a plan for an individual under subsection (a) with a State protection and advocacy system if—

“(A) the individual covered by such plan requests such collaboration; or

“(B) in the case such individual is incapacitated, the family or guardian of such individual requests such collaboration.

“(3) In the case of a plan required by subsection (a) for a member of the Armed Forces who is on active duty, the Secretary shall collaborate with the Secretary of Defense in the development of such plan.

“(4) In developing vocational rehabilitation objectives required under subsection (b)(1) and in conducting the assessment required under subsection (c), the Secretary shall act through the Under Secretary for Health in coordination with the Vocational Rehabilitation and Employment Service of the Department of Veterans Affairs.

“(f) EVALUATION.—

“(1) PERIODIC REVIEW BY SECRETARY.—The Secretary shall periodically review the effectiveness of each plan developed under subsection (a). The Secretary shall refine each such plan as the Secretary considers appropriate in light of such review.

“(2) REQUEST FOR REVIEW BY VETERANS.—In addition to the periodic review required by paragraph (1), the Secretary shall conduct a review of the plan of a veteran under paragraph (1) at the request of such veteran, or in the case that such veteran is incapacitated, at the request of the guardian or the designee of such veteran.

“(g) STATE DESIGNATED PROTECTION AND ADVOCACY SYSTEM DEFINED.—In this section, the term ‘State protection and advocacy system’ means a system established in a State

under subtitle C of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (42 U.S.C. 15041 et seq.) to protect and advocate for the rights of persons with development disabilities.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 17 of such title is amended by inserting after the item relating to section 1710B the following new item:

“1710C. Traumatic brain injury: plans for rehabilitation and reintegration into the community.”.

SEC. 1603. USE OF NON-DEPARTMENT OF VETERANS AFFAIRS FACILITIES FOR IMPLEMENTATION OF REHABILITATION AND COMMUNITY REINTEGRATION PLANS FOR TRAUMATIC BRAIN INJURY.

(a) IN GENERAL.—Subchapter II of chapter 17 of title 38, United States Code, is amended by inserting after section 1710C, as added by section 1602 of this Act, the following new section:

“§ 1710D. Traumatic brain injury: use of non-Department facilities for rehabilitation

“(a) IN GENERAL.—Subject to section 1710(a)(4) of this title and subsection (b) of this section, the Secretary shall provide rehabilitative treatment or services to implement a plan developed under section 1710C of this title at a non-Department facility with which the Secretary has entered into an agreement for such purpose, to an individual—

“(1) who is described in section 1710C(a) of this title; and

“(2)(A) to whom the Secretary is unable to provide such treatment or services at the frequency or for the duration prescribed in such plan; or

“(B) for whom the Secretary determines that it is optimal with respect to the recovery and rehabilitation of such individual.

“(b) STANDARDS.—The Secretary may not provide treatment or services as described in subsection (a) at a non-Department facility under such subsection unless such facility maintains standards for the provision of such treatment or services established by an independent, peer-reviewed organization that accredits specialized rehabilitation programs for adults with traumatic brain injury.

“(c) AUTHORITIES OF STATE PROTECTION AND ADVOCACY SYSTEMS.—With respect to the provision of rehabilitative treatment or services described in subsection (a) in a non-Department facility, a State designated protection and advocacy system established under subtitle C of the Developmental Disabilities Assistance and Bill of Rights Act of 2000 (42 U.S.C. 15041 et seq.) shall have the authorities described under such subtitle.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 17 of such title is amended by inserting after the item relating to section 1710C, as added by section 1602 of this Act, the following new item:

“1710D. Traumatic brain injury: use of non-Department facilities for rehabilitation.”.

(c) CONFORMING AMENDMENT.—Section 1710(a)(4) of such title is amended by inserting “the requirement in section 1710D of this title that the Secretary provide certain rehabilitative treatment or services,” after “extended care services.”.

SEC. 1604. RESEARCH, EDUCATION, AND CLINICAL CARE PROGRAM ON SEVERE TRAUMATIC BRAIN INJURY.

(a) PROGRAM REQUIRED.—Subchapter II of chapter 73 of title 38, United States Code, is amended by inserting after section 7330 the following new section:

“§ 7330A. Severe traumatic brain injury research, education, and clinical care program

“(a) PROGRAM REQUIRED.—The Secretary shall establish a program on research, education, and clinical care to provide intensive neuro-rehabilitation to veterans with a severe traumatic brain injury, including veterans in a minimally conscious state who would otherwise receive only long-term residential care.

“(b) COLLABORATION REQUIRED.—The Secretary shall establish the program required by subsection (a) in collaboration with the Defense and Veterans Brain Injury Center and other relevant programs of the Federal Government (including other Centers of Excellence).

“(c) EDUCATION REQUIRED.—As part of the program required by subsection (a), the Secretary shall, in collaboration with the Defense and Veterans Brain Injury Center and any other relevant programs of the Federal Government (including other Centers of Excellence), conduct educational programs on recognizing and diagnosing mild and moderate cases of traumatic brain injury.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary for each of fiscal years 2008 through 2012, \$10,000,000 to carry out the program required by subsection (a).”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 73 is amended by inserting after the item relating to section 7330 the following new item:

“7330A. Severe traumatic brain injury research, education, and clinical care program.”

(c) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to Congress a report on the research to be conducted under the program required by section 7330A of title 38, United States Code, as added by subsection (a).

SEC. 1605. PILOT PROGRAM ON ASSISTED LIVING SERVICES FOR VETERANS WITH TRAUMATIC BRAIN INJURY.

(a) PILOT PROGRAM.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall, in collaboration with the Defense and Veterans Brain Injury Center, carry out a pilot program to assess the effectiveness of providing assisted living services to eligible veterans to enhance the rehabilitation, quality of life, and community integration of such veterans.

(b) DURATION OF PROGRAM.—The pilot program shall be carried out during the five-year period beginning on the date of the commencement of the pilot program.

(c) PROGRAM LOCATIONS.—

(1) IN GENERAL.—The pilot program shall be carried out at locations selected by the Secretary for purposes of the pilot program. Of the locations so selected—

(A) at least one shall be in each health care region of the Veterans Health Administration that contains a polytrauma center of the Department of Veterans Affairs; and

(B) any other locations shall be in areas that contain high concentrations of veterans with traumatic brain injury, as determined by the Secretary.

(2) SPECIAL CONSIDERATION FOR VETERANS IN RURAL AREAS.—Special consideration shall be given to provide veterans in rural areas with an opportunity to participate in the pilot program.

(d) PROVISION OF ASSISTED LIVING SERVICES.—

(1) AGREEMENTS.—In carrying out the pilot program, the Secretary may enter into agreements for the provision of assisted living services on behalf of eligible veterans with a provider participating under a State

plan or waiver under title XIX of such Act (42 U.S.C. 1396 et seq.).

(2) STANDARDS.—The Secretary may not place, transfer, or admit a veteran to any facility for assisted living services under this program unless the Secretary determines that the facility meets such standards as the Secretary may prescribe for purposes of the pilot program. Such standards shall, to the extent practicable, be consistent with the standards of Federal, State, and local agencies charged with the responsibility of licensing or otherwise regulating or inspecting such facilities.

(e) CONTINUATION OF CASE MANAGEMENT AND REHABILITATION SERVICES.—In carrying the pilot program under subsection (a), the Secretary shall continue to provide each veteran who is receiving assisted living services under the pilot program with rehabilitative services and shall designate Department health-care employees to furnish case management services for veterans participating in the pilot program.

(f) REPORT.—

(1) IN GENERAL.—Not later than 60 days after the completion of the pilot program, the Secretary shall submit to the congressional veterans affairs committees a report on the pilot program.

(2) CONTENTS.—The report required by paragraph (1) shall include the following:

(A) A description of the pilot program.

(B) An assessment of the utility of the activities under the pilot program in enhancing the rehabilitation, quality of life, and community reintegration of veterans with traumatic brain injury.

(C) Such recommendations as the Secretary considers appropriate regarding the extension or expansion of the pilot program.

(g) DEFINITIONS.—In this section:

(1) The term “assisted living services” means services of a facility in providing room, board, and personal care for and supervision of residents for their health, safety, and welfare.

(2) The term “case management services” includes the coordination and facilitation of all services furnished to a veteran by the Department of Veterans Affairs, either directly or through contract, including assessment of needs, planning, referral (including referral for services to be furnished by the Department, either directly or through a contract, or by an entity other than the Department), monitoring, reassessment, and followup.

(3) The term “congressional veterans affairs committees” means—

(A) the Committee on Veterans’ Affairs of the Senate; and

(B) the Committee on Veterans’ Affairs of the House of Representatives.

(4) The term “eligible veteran” means a veteran who—

(A) is enrolled in the Department of Veterans Affairs health care system;

(B) has received treatment for traumatic brain injury from the Department of Veterans Affairs;

(C) is unable to manage routine activities of daily living without supervision and assistance; and

(D) could reasonably be expected to receive ongoing services after the end of the pilot program under this section under another government program or through other means.

(h) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary of Veterans Affairs to carry out this section, \$8,000,000 for each of fiscal years 2008 through 2013.

SEC. 1606. RESEARCH ON TRAUMATIC BRAIN INJURY.

(a) INCLUSION OF RESEARCH ON TRAUMATIC BRAIN INJURY UNDER ONGOING RESEARCH PROGRAMS.—The Secretary of Veterans Af-

fairs shall, in carrying out research programs and activities under the provisions of law referred to in subsection (b), ensure that such programs and activities include research on the sequelae of mild to severe forms of traumatic brain injury, including—

(1) research on visually-related neurological conditions;

(2) research on seizure disorders;

(3) research on means of improving the diagnosis, rehabilitative treatment, and prevention of such sequelae;

(4) research to determine the most effective cognitive and physical therapies for the sequelae of traumatic brain injury; and

(5) research on dual diagnosis of post-traumatic stress disorder and traumatic brain injury.

(b) RESEARCH AUTHORITIES.—The provisions of law referred to in this subsection are the following:

(1) Section 3119 of title 38, United States Code, relating to rehabilitation research and special projects.

(2) Section 7303 of such title, relating to research programs of the Veterans Health Administration.

(3) Section 7327 of such title, relating to research, education, and clinical activities on complex multi-trauma associated with combat injuries.

(c) COLLABORATION.—In carrying out the research required by subsection (a), the Secretary shall collaborate with facilities that—

(1) conduct research on rehabilitation for individuals with traumatic brain injury; and

(2) receive grants for such research from the National Institute on Disability and Rehabilitation Research of the Department of Education.

(d) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit to the Committee on Veterans’ Affairs of the Senate and the Committee on Veterans’ Affairs of the House of Representatives a report describing in comprehensive detail the research to be carried out pursuant to subsection (a).

SEC. 1607. AGE-APPROPRIATE NURSING HOME CARE.

(a) FINDING.—Congress finds that young veterans who are injured or disabled through military service and require long-term care should have access to age-appropriate nursing home care.

(b) REQUIREMENT TO PROVIDE AGE-APPROPRIATE NURSING HOME CARE.—Section 1710A of title 38, United States Code, is amended—

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection (c):

“(c) The Secretary shall ensure that nursing home care provided under subsection (a) is provided in an age-appropriate manner.”

SEC. 1608. EXTENSION OF PERIOD OF ELIGIBILITY FOR HEALTH CARE FOR COMBAT SERVICE IN THE PERSIAN GULF WAR OR FUTURE HOSTILITIES.

Section 1710(e)(3)(C) of title 38, United States Code, is amended by striking “2 years” and inserting “5 years”.

SEC. 1609. MENTAL HEALTH: SERVICE-CONNECTION STATUS AND EVALUATIONS FOR CERTAIN VETERANS.

(a) PRESUMPTION OF SERVICE-CONNECTION OF MENTAL ILLNESS FOR CERTAIN VETERANS.—Section 1702 of title 38, United States Code, is amended—

(1) by striking “psychosis” and inserting “mental illness”; and

(2) in the heading, by striking “psychosis” and inserting “mental illness”.

(b) PROVISION OF MENTAL HEALTH EVALUATIONS FOR CERTAIN VETERANS.—Upon the request of a veteran described in section 1710(e)(3)(C) of title 38, United States Code, the Secretary shall provide to such veteran a

preliminary mental health evaluation as soon as practicable, but not later than 30 days after such request.

SEC. 1610. MODIFICATION OF REQUIREMENTS FOR FURNISHING OUTPATIENT DENTAL SERVICES TO VETERANS WITH A SERVICE-CONNECTED DENTAL CONDITION OR DISABILITY.

Section 1712(a)(1)(B)(iv) of title 38, United States Code, is amended by striking “90-day” and inserting “180-day”.

SEC. 1611. DEMONSTRATION PROGRAM ON PREVENTING VETERANS AT-RISK OF HOMELESSNESS FROM BECOMING HOMELESS.

(a) **DEMONSTRATION PROGRAM.**—The Secretary of Veterans Affairs shall carry out a demonstration program for the purpose of—

(1) identifying members of the Armed Forces on active duty who are at risk of becoming homeless after they are discharged or released from active duty; and

(2) providing referral, counseling, and supportive services, as appropriate, to help prevent such members, upon becoming veterans, from becoming homeless.

(b) **PROGRAM LOCATIONS.**—The Secretary shall carry out the demonstration program in at least three locations.

(c) **IDENTIFICATION CRITERIA.**—In developing and implementing the criteria to identify members of the Armed Forces, who upon becoming veterans, are at-risk of becoming homeless, the Secretary of Veterans Affairs shall consult with the Secretary of Defense and such other officials and experts as the Secretary considers appropriate.

(d) **CONTRACTS.**—The Secretary of Veterans Affairs may enter into contracts to provide the referral, counseling, and supportive services required under the demonstration program with entities or organizations that meet such requirements as the Secretary may establish.

(e) **SUNSET.**—The authority of the Secretary under subsection (a) shall expire on September 30, 2011.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated \$2,000,000 for the purpose of carrying out the provisions of this section.

SEC. 1612. CLARIFICATION OF PURPOSE OF THE OUTREACH SERVICES PROGRAM OF THE DEPARTMENT OF VETERANS AFFAIRS.

(a) **CLARIFICATION OF INCLUSION OF MEMBERS OF THE NATIONAL GUARD AND RESERVE IN PROGRAM.**—Subsection (a)(1) of section 6301 of title 38, United States Code, is amended by inserting “, or from the National Guard or Reserve,” after “active military, naval, or air service”.

(b) **DEFINITION OF OUTREACH.**—Subsection (b) of such section is amended—

(1) by redesignating paragraphs (1) and (2) as paragraphs (2) and (3), respectively; and

(2) by inserting before paragraph (2) the following new paragraph (1):

“(1) the term ‘outreach’ means the act or process of reaching out in a systematic manner to proactively provide information, services, and benefits counseling to veterans, and to the spouses, children, and parents of veterans who may be eligible to receive benefits under the laws administered by the Secretary, to ensure that such individuals are fully informed about, and assisted in applying for, any benefits and programs under such laws;”.

SA 2133. Mr. MCCAIN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the De-

partment of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title VI, add the following:

SEC. 683. MODIFICATION OF AMOUNT OF BACK PAY FOR MEMBERS OF NAVY AND MARINE CORPS SELECTED FOR PROMOTION WHILE INTERNED AS PRISONERS OF WAR DURING WORLD WAR II TO TAKE INTO ACCOUNT CHANGES IN CONSUMER PRICE INDEX.

(a) **MODIFICATION.**—Section 667(c) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106-398; 114 Stat. 1654A-170) is amended by adding at the end the following new paragraph:

“(3) The amount determined for a person under paragraph (1) shall be increased to reflect increases in cost of living since the basic pay referred to in paragraph (1)(B) was paid to or for that person, calculated on the basis of the Consumer Price Index (all items—United States city average) published monthly by the Bureau of Labor Statistics.”.

(b) **RECALCULATION OF PREVIOUS PAYMENTS.**—In the case of any payment of back pay made to or for a person under section 667 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 before the date of the enactment of this Act, the Secretary of the Navy shall—

(1) recalculate the amount of back pay to which the person is entitled by reason of the amendment made by subsection (a); and

(2) if the amount of back pay, as so recalculated, exceeds the amount of back pay so paid, pay the person, or the surviving spouse of the person, an amount equal to the excess.

SA 2134. Mr. LAUTENBERG (for himself and Mr. MENENDEZ) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title III, add the following:

SEC. 358. REPORTS ON SAFETY MEASURES AND ENCROACHMENT ISSUES AT WARREN GROVE GUNNERY RANGE, NEW JERSEY.

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

(1) The United States Air Force has 32 training sites in the United States for aerial bombing and gunner training, of which Warren Grove Gunnery Range functions in the densely populated Northeast.

(2) A number of dangerous safety incidents caused by the Air National Guard have repeatedly impacted the residents of New Jersey, including the following:

(A) On May 15, 2007, a fire ignited during an Air National Guard practice mission at Warren Grove Gunnery Range, scorching 17,250 acres of New Jersey’s Pinelands, destroying 5 houses, significantly damaging 13 others, and temporarily displacing approximately 6,000 people from their homes in sections of Ocean and Burlington Counties.

(B) In November 2004, an F-16 Vulcan cannon piloted by the District of Columbia Air National Guard was more than 3 miles off target when it blasted 1.5-inch steel training rounds into the roof of the Little Egg Harbor Township Intermediate School.

(C) In 2002, a pilot ejected from an F-16 aircraft just before it crashed into the woods

near the Garden State Parkway, sending large pieces of debris onto the busy highway.

(D) In 1999, a dummy bomb was dumped a mile off target from the Warren Grove target range in the Pine Barrens, igniting a fire that burned 12,000 acres of the Pinelands forest.

(E) In 1997, the pilots of F-16 aircraft up-lifting from the Warren Grove Gunnery Range escaped injury by ejecting from their aircraft just before the planes collided over the ocean near the north end of Brigantine. Pilot error was found to be the cause of the collision.

(F) In 1986, a New Jersey Air National Guard jet fighter crashed in a remote section of the Pine Barrens in Burlington County, starting a fire that scorched at least 90 acres of woodland.

(b) **SEMIANNUAL REPORT ON SAFETY MEASURES.**—Not later than 90 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of the Air Force shall submit to the congressional defense committees a report on efforts made to provide the highest level of safety by all of the military departments utilizing the Warren Grove Gunnery Range.

(c) **JOINT LAND USE STUDY ON ENCROACHMENT AT WARREN GROVE GUNNERY RANGE.**—

(1) **IN GENERAL.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of the Air Force shall submit to the congressional defense committees a joint land use study on encroachment issues at Warren Grove Gunnery Range.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$250,000 for fiscal year 2008 to conduct the joint use study under paragraph (1).

SA 2135. Mr. DORGAN (for himself, Mr. CONRAD, and Mr. SALAZAR) submitted an amendment intended to be proposed to amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of subtitle B of title XII, add the following:

SEC. 1218. JUSTICE FOR OSAMA BIN LADEN AND OTHER LEADERS OF AL QAEDA.

(a) **ENHANCED REWARD FOR CAPTURE OF OSAMA BIN LADEN.**—Section 36(e)(1) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708e)(1)) is amended by adding at the end the following new sentence: “The Secretary shall authorize a reward of \$50,000,000 for the capture, or information leading to the capture, of Osama bin Laden.”.

(b) **STATUS OF EFFORTS TO BRING OSAMA BIN LADEN AND OTHER LEADERS OF AL QAEDA TO JUSTICE.**—

(1) **REPORTS REQUIRED.**—Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter, the Secretary of State and the Secretary of Defense shall, in coordination with the Director of National Intelligence, jointly submit to Congress a report on the progress made in bringing Osama bin Laden and other leaders of al Qaeda to justice.

(2) **ELEMENTS.**—Each report under paragraph (1) shall include, current as of the date of such report, the following:

(A) An assessment of the likely current location of terrorist leaders, including Osama bin Laden, Ayman al-Zawahiri, and other key leaders of al Qaeda.

(B) A description of ongoing efforts to bring to justice such terrorist leaders, particularly those who have been directly implicated in attacks in the United States and its embassies.

(C) An assessment of whether the government of each country assessed as a likely location of top leaders of al Qaeda has fully cooperated in efforts to bring those leaders to justice.

(D) A description of diplomatic efforts currently being made to improve the cooperation of the governments described in subparagraph (C).

(E) A description of the current status of the top leadership of al Qaeda and the strategy for locating them and bringing them to justice.

(F) An assessment of whether al Qaeda remains the terrorist organization that poses the greatest threat to United States interests, including the greatest threat to the territorial United States.

(3) FORM OF REPORT.—Each report submitted to Congress under paragraph (1) shall be submitted in a classified form, and shall be accompanied by a report in unclassified form that redacts the classified information in the report.

SA 2136. Mrs. CLINTON (for herself and Ms. COLLINS) submitted an amendment intended to be proposed by her to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VII, add the following:
SEC. 703. TRAINING AND CERTIFICATION PROGRAM FOR FAMILY CAREGIVER PERSONAL CARE ATTENDANTS FOR VETERANS AND MEMBERS OF THE ARMED FORCES WITH TRAUMATIC BRAIN INJURY.

(a) PROGRAM ON TRAINING AND CERTIFICATION OF FAMILY CAREGIVER PERSONAL CARE ATTENDANTS.—The Secretary of Veterans Affairs shall establish a program on training and certification of family caregivers of veterans and members of the Armed Forces with traumatic brain injury as personal care attendants of such veterans and members.

(b) LOCATION.—The program required by subsection (a) shall be located in each of the polytrauma centers of the Department of Veterans Affairs designated as a Tier I polytrauma center.

(c) TRAINING CURRICULA.—

(1) IN GENERAL.—The Secretary of Veterans Affairs shall, in collaboration with the Secretary of Defense, develop curricula for the training of personal care attendants described in subsection (a). Such curricula shall incorporate applicable standards and protocols utilized by certification programs of national brain injury care specialist organizations.

(2) USE OF EXISTING CURRICULA.—In developing the curricula required by paragraph (1), the Secretary of Veterans Affairs shall, to the extent practicable, utilize and expand upon training curricula developed pursuant to section 744(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2308).

(d) PROGRAM PARTICIPATION.—

(1) IN GENERAL.—The Secretary of Veterans Affairs shall determine the eligibility of a family member of a veteran or member of the Armed Forces for participation in the program required by subsection (a).

(2) BASIS FOR DETERMINATION.—A determination made under paragraph (1) shall be based on the clinical needs of the veteran or member of the Armed Forces concerned, as determined by the physician of such veteran or member.

(e) ELIGIBILITY FOR COMPENSATION.—A family caregiver of a veteran or member of the Armed Forces who receives certification as a personal care attendant under this section shall be eligible for compensation from the Department of Veterans Affairs for care provided to such veteran or member.

(f) COSTS OF TRAINING.—

(1) TRAINING OF FAMILIES OF VETERANS.—Any costs of training provided under the program under this section for family members of veterans shall be borne by the Secretary of Veterans Affairs.

(2) TRAINING OF FAMILIES OF MEMBERS OF THE ARMED FORCES.—The Secretary of Defense shall reimburse the Secretary of Veterans Affairs for any costs of training provided under the program under this section for family members of members of the Armed Forces. Amounts for such reimbursement shall be derived from amounts available for Defense Health Program for the TRICARE program.

(g) CONSTRUCTION.—Nothing in this section shall be construed to require or permit the Secretary of Veterans Affairs to deny reimbursement for health care services provided to a veteran with a brain injury to a personal care attendant who is not a family member of such veteran.

SA 2137. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XI, add the following:

SEC. 1107. EDUCATIONAL ASSISTANCE IN SUPPORT OF THE NUCLEAR MISSIONS OF THE NAVY.

(a) IN GENERAL.—The Secretary of the Navy shall carry out a program to provide scholarships, fellowships, and grants for pursuit of programs of education at institutions of higher education that lead to degrees in engineering and technical fields that are necessary for a workforce to support the nuclear missions of the Navy.

(b) ELEMENTS.—The program under subsection (a) shall include the following:

(1) Merit-based scholarships for undergraduate study.

(2) Research fellowships for study the graduate level.

(3) Grants to support the establishment at 2-year public institutions of higher education of programs of study and training that lead to degrees in engineering and technical fields that are necessary for a workforce to support the nuclear missions of the Navy.

(4) Grants to increase the utilization of training, research, and test reactors at institutions of higher education.

(5) Any other elements that the Secretary considers appropriate.

(c) CONSULTATION.—In developing the program, the Secretary shall consult with trade organizations, technical societies, organized labor organizations, and other bodies having an interest in the program.

(d) REPORT ON PROGRAM.—Not later than January 31, 2008, the Secretary shall submit

to Congress a report on the program under subsection (a), including a description of the program and a statement of the funding required during fiscal years 2009 through 2013 to carry out the program.

(e) REPORT ON WORKFORCE REQUIREMENTS.—

(1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense and the Secretary of Energy shall jointly submit to Congress a report on the requirements for a workforce to support the nuclear missions of the Navy during the 10-year period beginning on the date of the report.

(2) ELEMENTS.—The report shall address anticipated changes to the nuclear missions of the Navy during the 10-year period beginning on the date of the report, anticipated workforce attrition, and retirement, and recruiting trends during that period and knowledge retention programs within the Department of Defense, the Department of Energy, the national laboratories, and federally funded research facilities.

SA 2138. Mr. PRYOR (for himself and Mr. CHAMBLISS) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title VI, add the following:

SEC. 673. EXPANSION OF PROGRAMS OF EDUCATION ELIGIBLE FOR ACCELERATED PAYMENT OF EDUCATIONAL ASSISTANCE UNDER MONTGOMERY GI BILL.

(a) IN GENERAL.—Subsection (b) of section 3014A of title 38, United States Code, is amended by striking paragraph (1) and inserting the following new paragraph (1):

“(1) enrolled in—

“(A) an approved program of education that leads to employment in a high technology occupation in a high technology industry (as determined pursuant to regulations prescribed by the Secretary); or

“(B) during the period beginning on October 1, 2007, and ending on September 30, 2011, an approved program of education lasting less than two years that (as so determined) leads to employment in—

“(i) the transportation sector of the economy;

“(ii) the construction sector of the economy;

“(iii) the hospitality sector of the economy; or

“(iv) the energy sector of the economy; and”.

(b) CONFORMING AMENDMENTS.—

(1) HEADING AMENDMENT.—The heading of such section is amended to read as follows:

“§3014A. Accelerated payment of basic educational assistance”.

(2) CLERICAL AMENDMENT.—The item relating to such section in the table of sections at the beginning of chapter 30 of such title is amended to read as follows:

“3014A. Accelerated payment of basic educational assistance.”.

SA 2139. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department

of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1070. IMPROVED HOUSING BENEFITS FOR DISABLED MEMBERS OF THE ARMED FORCES AND EXPANDED BENEFITS FOR VETERANS WITH SEVERE BURNS.

(a) HOME IMPROVEMENTS AND STRUCTURAL ALTERATIONS FOR TOTALLY DISABLED MEMBERS OF THE ARMED FORCES BEFORE DISCHARGE OR RELEASE FROM THE ARMED FORCES.—Section 1717 of title 38, United States Code, is amended by adding at the end the following new subsection:

“(d)(1) In the case of a member of the Armed Forces who, as determined by the Secretary, has a total disability permanent in nature incurred or aggravated in the line of duty in the active military, naval, or air service, the Secretary may furnish improvements and structural alterations for such member for such disability or as otherwise described in subsection (a)(2) while such member is hospitalized or receiving outpatient medical care, services, or treatment for such disability if the Secretary determines that such member is likely to be discharged or released from the Armed Forces for such disability.

“(2) The furnishing of improvements and alterations under paragraph (1) in connection with the furnishing of medical services described in subparagraph (A) or (B) of subsection (a)(2) shall be subject to the limitation specified in the applicable subparagraph.”.

(b) SPECIALLY ADAPTED HOUSING ASSISTANCE FOR DISABLED VETERANS WITH SEVERE BURNS.—Section 2101 of title 38, United States Code, is amended—

(1) in subsection (a)(2), by adding at the end the following new subparagraph:

“(E) The disability is due to a severe burn injury (as determined pursuant to regulations prescribed by the Secretary).”; and

(2) in subsection (b)(2)—

(A) by striking “either” and inserting “any”; and

(B) by adding at the end the following new subparagraph:

“(C) The disability is due to a severe burn injury (as so determined).”.

(c) REPORT ON SPECIALLY ADAPTED HOUSING FOR DISABLED VETERANS.—

(1) IN GENERAL.—Not later than December 31, 2007, the Secretary of Veterans Affairs shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report that contains an assessment of the adequacy of the authorities available to the Secretary under law to assist disabled veterans in acquiring—

(A) suitable housing units with special fixtures or movable facilities required for their disabilities, and necessary land therefor;

(B) such adaptations to their residences as are reasonably necessary because of their disabilities; or

(C) residences already adapted with special features determined by the Secretary to be reasonably necessary as a result of their disabilities.

(2) FOCUS ON PARTICULAR DISABILITIES.—The report required by paragraph (1) shall pay particular attention to the needs of veterans who have disabilities that are not described in subsections (a)(2) and (b)(2) of section 2101 of title 38, United States Code.

(d) ELIGIBILITY OF DISABLED VETERANS AND MEMBERS OF THE ARMED FORCES WITH SE-

VERE BURN INJURIES FOR AUTOMOBILES AND ADAPTIVE EQUIPMENT.—Section 3901(1) of title 38, United States Code, is amended—

(1) in subparagraph (A)—

(A) in the matter preceding clause (i), by striking “or (iii)” and inserting “(iii), or (iv)”; and

(B) by adding at the end the following new clause:

“(iv) A severe burn injury (as determined pursuant to regulations prescribed by the Secretary); or”; and

(2) in subparagraph (B), by striking “or (iii)” and inserting “(iii), or (iv)”.

(e) ADAPTED HOUSING ASSISTANCE FOR DISABLED MEMBERS OF THE ARMED FORCES RESIDING TEMPORARILY IN HOUSING OWNED BY A FAMILY MEMBER.—

(1) IN GENERAL.—Subsection (a) of section 2102A of title 38, United States Code, is amended—

(A) by inserting “(1)” before “In the case”;;

(B) by striking “disabled veteran who is described in subsection (a)(2) or (b)(2) of section 2101 of this title and” and inserting “person described in paragraph (2)”;;

(C) by striking “such veteran’s” and inserting “the person’s”;;

(D) by striking “the veteran” and inserting “the person”;;

(E) by striking “the veteran’s” and inserting “the person’s”; and

(F) by adding at the end the following new paragraph:

“(2) A person described in this paragraph is—

“(A) a veteran who is described in subsection (a)(2) or (b)(2) of section 2101 of this title; or

“(B) a member of the Armed Forces who—

“(i) has, as determined by the Secretary, a disability permanent in nature described in subsection (a)(2) or (b)(2) of section 2101 of this title that has incurred in the line of duty in the active military, naval, or air service;

“(ii) is hospitalized or receiving outpatient medical care, services, or treatment for such disability; and

“(iii) is likely to be discharged or released from the Armed Forces for such disability.”.

(2) CONFORMING AMENDMENTS.—Such section is further amended—

(A) in subsection (b), by striking “veteran” both places it appears and inserting “person with a disability”; and

(B) in subsection (c), by striking “veteran” and inserting “person”.

(3) REPORT ON ASSISTANCE FOR DISABLED VETERANS AND MEMBERS OF THE ARMED FORCES WHO RESIDE IN HOUSING OWNED BY FAMILY MEMBER ON PERMANENT BASIS.—Not later than December 31, 2007, the Secretary of Veterans Affairs shall submit to the Committee on Veterans' Affairs of the Senate and the Committee on Veterans' Affairs of the House of Representatives a report on the advisability of providing assistance under section 2102A of title 38, United States Code, to veterans and members of the Armed Forces described in subsection (a) of such section, as amended by paragraph (1) of this subsection, who reside with family members on a permanent basis.

SA 2140. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . PERIODS OF ADMISSION.

(a) SHORT TITLE.—This section may be cited as the “Secure Border Crossing Card Entry Act of 2007”.

(b) PERIODS OF ADMISSION.—Section 214(a)(2) of the Immigration and Nationality Act (8 U.S.C. 1184(a)(2)) is amended by adding at the end the following:

“(C)(i) Except as provided under clauses (ii) and (iii), the initial period of admission to the United States of an alien who possesses a valid machine-readable biometric border crossing identification card issued by a consular officer, has successfully completed required background checks, and is admitted to the United States as a non-immigrant under section 101(a)(15)(B) at a port of entry at which such card is processed through a machine reader, shall not be shorter than the initial period of admission granted to any other alien admitted to the United States under section 101(a)(15)(B).

“(ii) The Secretary of Homeland Security may prescribe, by regulation, the length of the initial period of admission described in clause (i), which period shall be—

“(I) a minimum of 6 months; or

“(II) the length of time provided for under clause (iii)

“(iii) The Secretary may, on a case-by-case basis, provide for a period of admission that is shorter or longer than the initial period described in clause (ii)(I) if the Secretary finds good cause for such action.

“(iv) An alien who possesses a valid machine-readable biometric border crossing identification card may not be admitted to the United States for the period of admission specified under clause (i) or granted extensions of such period of admission if—

“(I) the alien previously violated the terms and conditions of the alien’s nonimmigrant status;

“(II) the alien is inadmissible as a non-immigrant; or

“(III) the alien’s border crossing card has not been processed through a machine reader at the United States port of entry or land border at which the person seeks admission to the United States.”.

(c) RULEMAKING.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Homeland Security shall promulgate regulations to carry out the amendment made by subsection (b).

(2) WAIVER OF APA.—In promulgating regulations under paragraph (1), the Secretary may waive any provision of chapter 5 of title 5, United States Code (commonly known as the “Administrative Procedure Act”) or any other law relating to rulemaking if the Secretary determines that compliance with such provision would impede the timely implementation of this Act.

SA 2141. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . INTERNATIONAL COMMUTERS.

(a) H-1A TEMPORARY WORKERS.—Section 101(a)(15)(H) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(15)(H)) is amended by striking “(H) an alien (i) (b)” and inserting the following:

“(H) an alien—

“(i)(a) who—

“(aa) continuously maintains a residence at which the alien is actually domiciled outside the United States, which the alien has no intention of abandoning;

“(bb) is coming temporarily to the United States to perform temporary work of a seasonal nature, not to exceed more than 10 months in any calendar year;

“(cc) commutes each business day, across the international border of the United States, to work in a full-time position with a qualified United States employer; and

“(dd) returns, across such border, to his or her foreign residence at the conclusion of each business day, or

“(b)).

(b) TEMPORARY LABOR CERTIFICATION.—Section 214(c)(1) of such Act (8 U.S.C. 1184(c)(1)) is amended—

(1) by inserting “(A)” after “(c)(1)”;

(2) by striking “For purposes of this subsection” and inserting the following:

“(B) For purposes of this subsection with respect to nonimmigrants described in section 101(a)(15)(H)(i)(a) (referred to in this subparagraph as ‘H-1A temporary workers’), the term ‘appropriate agencies of the Government’ means the Department of Labor. Before filing a petition with the Secretary of Homeland Security for an H-1A temporary worker, the employer shall apply for a temporary labor certification with the Secretary of Labor, which shall inform the Secretary of Homeland Security whether—

“(i) United States workers capable of performing the temporary services or labor are available; and

“(ii) the alien’s employment would adversely affect the wages and working conditions of similarly employed United States workers.

“(C) For purposes of this subsection.”

(c) NUMERICAL LIMITATIONS.—Section 214(g) of such Act is amended—

(1) in paragraph (1)—

(A) by redesignating subparagraphs (A) and (B) as subparagraphs (B) and (C), respectively;

(B) by inserting before subparagraph (B), as redesignated, the following:

“(A) under section 101(a)(15)(H)(i)(a) may not exceed 90,000;” and

(C) in subparagraph (B), as redesignated, by striking “or” and inserting “and”;

(2) in paragraphs (5), (7), and (8), by striking “paragraph (1)(A)” each place it appears and inserting “paragraph (1)(B)”; and

(3) in paragraphs (9) and (10), by striking “paragraph (1)(B)” each place it appears and inserting “paragraph (1)(C)”.

(d) PERIOD OF AUTHORIZED ADMISSION.—Section 214(g)(4) of such Act is amended to read as follows:

“(4)(A) The period of authorized admission for an alien who is provided nonimmigrant status under section 101(a)(15)(H)(i)(a) may not exceed 3 years.

“(B) The period of authorized admission for an alien who is provided nonimmigrant status under section 101(a)(15)(H)(i)(b) may not exceed 6 years.”.

SA 2142. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . LIMITATION ON LANDOWNER'S LIABILITY.

Section 287 of the Immigration and Nationality Act (8 U.S.C. 1357) is amended by inserting after subsection (g) the following:

“(h) INDEMNITY FOR ACTIONS OF LAW ENFORCEMENT OFFICERS.—

“(1) IN GENERAL.—Notwithstanding any other provision of law and subject to appropriations, an owner of land located within 100 miles of the international land border of the United States may seek reimbursement from the Department of Homeland Security for any adverse final tort judgment for negligence (excluding attorneys’ fees and costs) authorized under the Federal or State tort law, arising directly from such border security activity if—

“(A) such owner has been found negligent by a Federal or State court in any tort litigation;

“(B) such owner has not already been reimbursed for the final tort judgment, including outstanding attorney’s fees and costs;

“(C) such owner did not have or does not have sufficient property insurance to cover the judgment and have had an insurance claim for such coverage denied; and

“(D) such tort action was brought as a direct result of activity of law enforcement officers of the Department of Homeland Security, acting in their official capacity, on the owner’s land.

“(2) DEFINITIONS.—In this subsection—

“(A) the term ‘land’ includes roads, water, watercourses, and private ways, and buildings, structures, machinery and equipment that is attached to real property; and

“(B) the term ‘owner’ includes the possessor of a fee interest, a tenant, lessee, occupant, the possessor of any other interest in land, or any person having a right to grant permission to use the land.

“(3) EXCEPTIONS.—Nothing in this subsection may be construed to limit landowner liability which would otherwise exist for—

“(A) willful or malicious failure to guard or warn against a known dangerous condition, use, structure, or activity likely to cause harm;

“(B) maintaining an attractive nuisance;

“(C) gross negligence; or

“(D) direct interference with, or hindrance of, any agent or officer of the Federal Government who is authorized to enforce the immigration laws of the United States during—

“(i) a patrol of such landowner’s land; or

“(ii) any action taken to apprehend or detain any alien attempting to enter the United States illegally or evade execution of an arrest warrant for a violation of any immigration law.

“(4) SAVINGS PROVISION.—Nothing in this subsection may be construed to affect any right or remedy available pursuant to the Federal Tort Claims Act.”.

SA 2143. Mr. CORNYN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . EMPLOYMENT-BASED VISAS.

(a) RECAPTURE OF UNUSED EMPLOYMENT-BASED IMMIGRANT VISAS.—Section 106(d) of the American Competitiveness in the Twenty-first Century Act of 2000 (Public Law 106-313; 8 U.S.C. 1153 note) is amended—

(1) in paragraph (1)—

(A) by inserting “1996, 1997,” after “available in fiscal year”;

(B) by striking “be available” and all that follows and inserting the following: “be available only to—

“(A) employment-based immigrants under paragraphs (1) and (2) of section 203(b) of the Immigration and Nationality Act (8 U.S.C. 1153(b));

“(B) the family members accompanying or following to join such employment-based immigrants under section 203(d) of such Act; and

“(C) those immigrant workers who had petitions approved based on Schedule A under section 656.5 of title 20, Code of Federal Regulations, as promulgated by the Secretary of Labor.”; and

(2) in paragraph (2)—

(A) in subparagraph (A), by inserting “1996, 1997, and” after “available in fiscal years”; and

(B) in subparagraph (B), by amending clause (ii) to read as follows:

“(ii) DISTRIBUTION OF VISAS.—The total number of visas made available under paragraph (1) from unused visas from fiscal years 1996 and 1997 shall be distributed equally between—

“(I) immigrant workers with approved petitions based on Schedule A (as described in paragraph (1)(C)); and

“(II) employment-based immigrants under paragraphs (1) and (2) of section 203(b) of the Immigration and Nationality Act.”.

(b) H-1B VISA AVAILABILITY.—Section 214(g) of the Immigration and Nationality Act (8 U.S.C. 1184(g)) is amended—

(1) in paragraph (1)(A)—

(A) in clause (vi), by striking “and” at the end;

(B) by redesignating clause (vii) as clause (ix); and

(C) by inserting after clause (vi) the following:

“(vii) 65,000 in each of fiscal years 2004 through 2006;

“(viii) 115,000 in fiscal year 2007; and”; and

(2) in paragraph (4)—

(A) by inserting “(A)” after “(4)”; and

(B) by adding at the end the following:

“(B) Subparagraph (A) shall not apply to a nonimmigrant who has an approved petition for an immigrant visa under paragraph (1) or (2) of section 203(b) if at least 180 days have elapsed since the filing an application for adjustment of status under subsection (a), (k) or (i) of section 245 that has not been denied. The Secretary of Homeland may extend the stay of such an alien in 1-year increments until a final decision is made on the alien’s application for adjustment of status.”.

(c) IMMIGRANT VISA BACKLOG REDUCTION.—Section 201(d) of the Immigration and Nationality Act (8 U.S.C. 1151(d)) is amended to read as follows:

“(d) WORLDWIDE LEVEL OF EMPLOYMENT-BASED IMMIGRANTS.—The worldwide level of employment-based immigrants under this subsection for a fiscal year is equal to the sum of—

“(1) 290,000; and

“(2) the difference between—

“(A) the maximum number of visas authorized to be issued under this subsection during the previous fiscal year; and

“(B) the number of such visas issued during the previous fiscal year.”.

(d) RETAINING IMMIGRANTS WHO HAVE BEEN EDUCATED IN THE UNITED STATES.—Section 201(b)(1) of the Immigration and Nationality Act (8 U.S.C. 1151(b)(1)) is amended by adding at the end the following:

“(F) Aliens who have earned a master’s or higher degree from an accredited United States university.

“(G) Aliens who—

“(i) have earned a master’s or higher degree in science, technology, engineering, or math; and

“(ii) have been working in the United States in a field related to such degree in a nonimmigrant status during the 3-year period preceding their application for an immigrant visa under paragraph (1) or (2) of section 203(b).

“(H) Aliens who—

“(i) are described in subparagraph (A) or (B) of section 203(b)(1); or

“(ii) have received a national interest waiver under section 203(b)(2)(B).”.

SA 2144. Mr. SCHUMER submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title XIV, add the following:

SEC. 1408. ADDITIONAL AMOUNT FOR DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES WITH RESPECT TO AFGHANISTAN.

(a) **ADDITIONAL AMOUNT FOR DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.**—The amount authorized to be appropriated by section 1405 for Drug Interdiction and Counter-Drug Activities, Defense-wide, is hereby increased by \$180,000,000.

(b) **AVAILABILITY.**—Of the amount authorized to be appropriated by section 1405 for Drug Interdiction and Counter-Drug Activities, Defense-wide, as increased by subsection (a), \$180,000,000 may be available for drug interdiction and counterdrug activities with respect to Afghanistan.

(c) **SUPPLEMENT NOT SUPPLANT.**—The amount available under subsection (b) for the purpose specified in that paragraph is in addition to any other amounts available under this Act for that purpose.

SA 2145. Mr. NELSON of Nebraska (for himself and Ms. COLLINS) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XV, add the following:

SEC. 1535. TRANSITION OF MISSION OF UNITED STATES FORCES IN IRAQ.

(a) **IN GENERAL.**—Commencing as of the date of the enactment of this Act, the President shall immediately begin the transition of mission for all United States forces in Iraq.

(b) **TRANSITION OF MISSION.**—United States forces in Iraq shall be limited to—

(1) protecting United States personnel and infrastructure in Iraq;

(2) continuing the training and equipping of Iraqi security forces;

(3) securing Iraq’s borders in order to halt and prevent the influx of foreign and al Qaeda fighters into Iraq; and

(4) continuing the conduct of counterterrorism operations against al Qaeda, al

Qaeda-affiliated forces, and other terrorist groups engaged in destabilization efforts in Iraq.

(c) **GOAL FOR ACTIONS.**—The goal of completing the transition and redeployment of United States forces to a new mission in accordance with this section shall be March 31, 2008, as outlined in the report of the Iraq Study Group.

SA 2146. Mr. BYRD (for himself, Mrs. CLINTON, and Mr. SANDERS) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XV, add the following:

SEC. 1535. EXPIRATION OF AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ.

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

(1) The Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243) authorized the President to use force in Iraq for two limited purposes: to defend the national security of the United States against the continuing threat posed by Iraq; and to enforce all relevant United Nations Security Council resolutions regarding Iraq.

(2) The Government of Iraq identified in the resolution has been removed and no longer poses a threat to the national security of the United States and has been replaced with a democratically-elected government.

(3) The situation in Iraq in 2007 is vastly different than it was in 2002, and involves an internal sectarian conflict rather than a dictatorial regime hostile to the United States.

(b) **EXPIRATION.**—Section 3 of the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243; 116 Stat. 1501; 50 U.S.C. 1541 note) is amended by adding at the end the following new subsections:

“(d) **EXPIRATION.**—

“(1) **IN GENERAL.**—The authorization in subsection (a) shall expire on October 11, 2007.

“(2) **CONSTRUCTION.**—Nothing in this subsection shall be construed as—

“(A) denying the United States Armed Forces the capacity to act in self-defense or in protection of the United States Embassy in Baghdad and its personnel;

“(B) precluding the President from withdrawing the United States Armed Forces from Iraq at any time before October 11, 2007, if circumstances warrant;

“(C) precluding Congress by joint resolution from directing such a withdrawal; or

“(D) preventing missions that are specifically permitted in the National Defense Authorization Act for Fiscal Year 2008.

“(e) **NEW AUTHORITY.**—In order to conduct military operations in Iraq that do not relate to the withdrawal of members of the United States Armed Forces after the date specified in subsection (d)(1), the President shall be required to request from Congress specific new authority, and to articulate in detail the mission, strategy, and goals of a continued United States military presence in Iraq.”.

(c) **AVAILABILITY OF FUNDS FOR SAFE AND ORDERLY REDEPLOYMENT.**—Notwithstanding any other provision of law, any funds made

available by any Act for the Department of Defense are immediately available for obligation and expenditure to plan and execute a safe and orderly redeployment of the United States Armed Forces from Iraq.

SA 2147. Mr. SESSIONS (for himself and Mr. SHELBY) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title V, add the following:

SEC. 555. AUTHORITY OF THE AIR UNIVERSITY TO CONFER ADDITIONAL ACADEMIC DEGREES.

Section 9317(a) of title 10, United States Code, is amended by adding at the end the following new paragraphs:

“(5) The degree of doctor of philosophy in strategic studies upon graduates of the School of Advanced Airpower Studies who fulfill the requirements for that degree in manner consistent with the guidelines of the Department of Education and the principles of the regional accrediting body for Air University.

“(6) The degree of master of air, space, and cyberspace studies upon graduates of Air University who fulfill the requirements for that degree in a manner consistent with the recommendations of the Department of Education and the principles of the regional accrediting body for Air University.

“(7) The degree of master of flight test engineering science upon graduates of the Air Force Test Pilot School who fulfill the requirements for that degree in a manner consistent with the recommendations of the Department of Education and the principles of the regional accrediting body for Air University.”.

SA 2148. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title III, add the following:

SEC. 358. AUTHORITY FOR DEPARTMENT OF DEFENSE TO PROVIDE SUPPORT FOR CERTAIN SPORTING EVENTS.

(a) **PROVISION OF SUPPORT.**—Section 2564 of title 10, United States Code, is amended—

(1) in subsection (c), by adding at the end the following new paragraphs:

“(4) A sporting event sanctioned by the United States Olympic Committee through the Paralympic Military Program.

“(5) Any national or international paralympic sporting event (other than a sporting event described in paragraphs (1) through (4))—

“(A) that—

“(i) is held in the United States or any of its territories or commonwealths;

“(ii) is governed by the International Paralympic Committee; and

“(iii) is sanctioned by the United States Olympic Committee;

“(B) for which participation exceeds 100 amateur athletes; and

“(C) in which at least 25 percent of the athletes participating in the sporting event are members or former members of the armed forces who are participating in the sporting event based upon an injury or wound incurred in the line of duty in the armed force and veterans who are participating in the sporting event based upon a service-connected disability.”; and

(2) by adding at the end the following new subsection:

“(g) FUNDING FOR SUPPORT OF CERTAIN EVENTS.—(1) Amounts for the provision of support for a sporting event described in paragraph (4) or (5) of subsection (c) may be derived from the Support for International Sporting Competitions, Defense account established by section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (10 U.S.C. 2564 note), notwithstanding any limitation under that section relating to the availability of funds in such account for the provision of support for international sporting competitions.

“(2) The total amount expended for any fiscal year to provide support for sporting events described in subsection (c)(5) may not exceed \$1,000,000.”.

(b) SOURCE OF FUNDS.—Section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (10 U.S.C. 2564 note) is amended—

(1) by inserting after “international sporting competitions” the following: “and for support of sporting competitions authorized under section 2564(c)(4) and (5), of title 10, United States Code.”; and

(2) by striking “45 days” and inserting “15 days”.

SA 2149. Mr. OBAMA (for himself and Mrs. MURRAY) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VII, add the following:

SEC. 703. POSTDEPLOYMENT MEDICAL AND MENTAL HEALTH SCREENINGS FOR MEMBERS OF THE ARMED FORCES.

Section 1074f(b) of title 10, United States Code, is amended—

(1) in the second sentence of paragraph (1), by striking “(or as soon as possible thereafter)” and inserting “, but not later than 90 days after the redeployment of the member and before a subsequent deployment of the member to an area in which the system is in operation”;

(2) by redesignating paragraph (2) as paragraph (3); and

(3) by inserting after paragraph (1) the following new paragraph (2):

“(2) The postdeployment examination of a member of the armed forces required under paragraph (1) shall include a comprehensive medical and mental health assessment of the member conducted on an individualized basis and in person by personnel qualified to conduct such examinations.”.

SA 2150. Mr. LAUTENBERG (for himself, Mr. DODD, Mr. COBURN, and Mr. HAGEL) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Depart-

ment of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XV, add the following:

SEC. 1535. SPECIAL INSPECTOR GENERAL FOR AFGHANISTAN RECONSTRUCTION.

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

(1) A democratic, stable, and prosperous Afghanistan is vital to the national security of the United States and to combating international terrorism.

(2) Since the fall of the Taliban, the United States has provided Afghanistan with over \$20,000,000,000 in reconstruction and security assistance. However, repeated and documented incidents of waste, fraud, and abuse in the utilization of these funds have undermined reconstruction efforts.

(3) There is a stronger need for vigorous oversight of spending by the United States on reconstruction programs and projects in Afghanistan.

(4) The Government Accountability Office (GAO) and departmental Inspectors General provide valuable information on such activities.

(5) The congressional oversight process requires more timely reporting of reconstruction activities in Afghanistan that encompasses the efforts of the Department of State, the Department of Defense, and the United States Agency for International Development and highlights specific acts of waste, fraud, and abuse.

(6) One example of such successful reporting is provided by the Special Inspector General for Iraq Reconstruction (SIGIR), which has met this objective in the case of Iraq.

(7) The establishment of a Special Inspector General for Afghanistan Reconstruction (SIGAR) position using SIGIR as a model will help achieve this objective in Afghanistan. This position will help Congress and the American people to better understand the challenges facing United States programs and projects in that crucial country.

(8) It is a priority for Congress to establish a Special Inspector General for Afghanistan position with similar responsibilities and duties as the Special Inspector General for Iraq Reconstruction. This new position will monitor United States assistance to Afghanistan in the civilian and security sectors, undertaking efforts similar to those of the Special Inspector General for Iraq Reconstruction.

(b) OFFICE OF INSPECTOR GENERAL.—There is hereby established the Office of the Special Inspector General for Afghanistan Reconstruction.

(c) APPOINTMENT OF INSPECTOR GENERAL; REMOVAL.—

(1) APPOINTMENT.—The head of the Office of the Special Inspector General for Afghanistan Reconstruction is the Special Inspector General for Afghanistan Reconstruction (in this section referred to as the “Inspector General”), who shall be appointed by the President.

(2) QUALIFICATIONS.—The appointment of the Inspector General shall be made solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations.

(3) DEADLINE FOR APPOINTMENT.—The nomination of an individual as Inspector General shall be made not later than 30 days after the date of the enactment of this Act.

(4) REMOVAL.—The Inspector General shall be removable from office in accordance with the provisions of section 3(b) of the Inspector General Act of 1978 (5 U.S.C. App.).

(5) PROHIBITION ON POLITICAL ACTIVITIES.—For purposes of section 7324 of title 5, United States Code, the Inspector General shall not

be considered an employee who determines policies to be pursued by the United States in the nationwide administration of Federal law.

(6) COMPENSATION.—The annual rate of basic pay of the Inspector General shall be the annual rate of basic pay provided for positions at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(d) SUPERVISION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Inspector General shall report directly to, and be under the general supervision of, the Secretary of State and the Secretary of Defense.

(2) INDEPENDENCE TO CONDUCT INVESTIGATIONS AND AUDITS.—No officer of the Department of Defense, the Department of State, or the United States Agency for International Development shall prevent or prohibit the Inspector General from initiating, carrying out, or completing any audit or investigation, or from issuing any subpoena during the course of any audit or investigation.

(e) DUTIES.—

(1) OVERSIGHT OF AFGHANISTAN RECONSTRUCTION.—It shall be the duty of the Inspector General to conduct, supervise, and coordinate audits and investigations of the treatment, handling, and expenditure of appropriated funds by the United States Government, and of the programs, operations, and contracts carried out utilizing such funds in Afghanistan in order to prevent and detect waste, fraud, and abuse, including—

(A) the oversight and accounting of the obligation and expenditure of such funds;

(B) the monitoring and review of reconstruction activities funded by such funds;

(C) the monitoring and review of contracts funded by such funds;

(D) the monitoring and review of the transfer of such funds and associated information between and among the departments, agencies, and entities of the United States Government, and private and nongovernmental entities;

(E) the maintenance of records on the use of such funds to facilitate future audits and investigations of the use of such funds;

(F) the monitoring and review of the effectiveness of United States coordination with the Government of Afghanistan and other donor countries in the implementation of the Afghanistan Compact and the Afghanistan National Development Strategy and the efficient utilization of funds for economic reconstruction, social and political development, and security assistance;

(G) the recovery of funds for the United States Government, including instances of overpayments such as duplicate payments or duplicate billing; and

(H) the investigation of any potential unethical or illegal actions of Federal employees, contractors, or affiliated entities and the referral of such reports, as necessary, to the Department of Justice to ensure further investigations, prosecutions, or remedies.

(2) OTHER DUTIES RELATED TO OVERSIGHT.—The Inspector General shall establish, maintain, and oversee such systems, procedures, and controls as the Inspector General considers appropriate to discharge the duties under paragraph (1).

(3) DUTIES AND RESPONSIBILITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In addition to the duties specified in paragraphs (1) and (2), the Inspector General shall also have the duties and responsibilities of inspectors general under the Inspector General Act of 1978.

(4) COORDINATION OF EFFORTS.—In carrying out the duties, and responsibilities, and authorities of the Inspector General under this section, the Inspector General shall coordinate with, and receive the cooperation of, each of the following:

(A) The Inspector General of the Department of State.

(B) The Inspector General of the Department of Defense.

(C) The Inspector General of the United States Agency for International Development.

(f) POWERS AND AUTHORITIES.—

(1) AUTHORITIES UNDER INSPECTOR GENERAL ACT OF 1978.—In carrying out the duties specified in subsection (e), the Inspector General shall have the authorities provided in section 6 of the Inspector General Act of 1978.

(2) AUDIT STANDARDS.—The Inspector General shall carry out the duties specified in subsection (e)(1) in accordance with section 4(b)(1) of the Inspector General Act of 1978.

(g) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—

(1) PERSONNEL.—The Inspector General may select, appoint, and employ such officers and employees as may be necessary for carrying out the duties of the Inspector General, subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 and subchapter III of chapter 53 of such title, relating to classification and General Schedule pay rates.

(2) EMPLOYMENT OF EXPERTS AND CONSULTANTS.—The Inspector General may obtain services as authorized by section 3109 of title 5, United States Code, at daily rates not to exceed the equivalent rate prescribed for grade GS-15 of the General Schedule by section 5332 of such title.

(3) CONTRACTING AUTHORITY.—To the extent and in such amounts as may be provided in advance by appropriations Acts, the Inspector General may enter into contracts and other arrangements for audits, studies, analyses, and other services with public agencies and with private persons, and make such payments as may be necessary to carry out the duties of the Inspector General.

(4) RESOURCES.—The Secretary of State shall provide the Inspector General with appropriate and adequate office space at appropriate United States Government locations in Afghanistan, together with such equipment, office supplies, and communications facilities and services as may be necessary for the operation of such offices, and shall provide necessary maintenance services for such offices and the equipment and facilities located therein. The Secretary of State shall not charge the Inspector General or employees of the Office of the Inspector General for Afghanistan Reconstruction for International Cooperative Administrative Support Services.

(5) ASSISTANCE FROM FEDERAL AGENCIES.—

(A) IN GENERAL.—Upon request of the Inspector General for information or assistance from any department, agency, or other entity of the Federal Government, the head of such entity shall, insofar as is practicable and not in contravention of any existing law, furnish such information or assistance to the Inspector General, or an authorized designee.

(B) REPORTING OF REFUSED ASSISTANCE.—Whenever information or assistance requested by the Inspector General is, in the judgment of the Inspector General, unreasonably refused or not provided, the Inspector General shall report the circumstances to the Secretary of Defense and the Secretary of State and the appropriate committees of Congress without delay.

(h) REPORTS.—

(1) QUARTERLY REPORTS.—Not later than 30 days after the end of each fiscal-year quarter, the Inspector General shall submit to the appropriate congressional committees a report summarizing, for the period of that quarter and, to the extent possible, the period from the end of such quarter to the time of the submission of the report, the activi-

ties during such period of the Inspector General, including a summary of lessons learned, and summarizing the activities under programs and operations funded with amounts appropriated or otherwise made available for the reconstruction of Afghanistan. Each report shall include, for the period covered by such report, a detailed statement of all obligations, expenditures, and revenues of the United States Government associated with reconstruction and rehabilitation activities in Afghanistan, including the following information:

(A) Obligations and expenditures of appropriated funds.

(B) A project-by-project and program-by-program accounting of the costs incurred to date for the reconstruction of Afghanistan, together with the estimate of the costs to complete each project and each program.

(C) Revenues attributable to or consisting of funds provided by foreign nations or international organizations to programs and projects funded by the United States Government, and any obligations or expenditures of such revenues.

(D) Revenues attributable to or consisting of foreign assets seized or frozen that contribute to programs and projects funded by the United States Government, and any obligations or expenditures of such revenues.

(E) Operating expenses of agencies or entities receiving amounts appropriated or otherwise made available for the reconstruction of Afghanistan.

(F) In the case of any contract, grant, agreement, or other funding mechanism described in paragraph (2)—

(i) the amount of the contract, grant, agreement, or other funding mechanism;

(ii) a brief discussion of the scope of the contract, grant, agreement, or other funding mechanism;

(iii) a discussion of how the United States Government entity or entities involved in the contract or grant identified, and solicited offers from, potential contractors or grantees to perform the contract or grant, together with a list of the potential contractors or grantees that were issued solicitations for the offers;

(iv) the justification and approval documents on which was based the determination to use procedures other than procedures that provide for full and open competition; and

(v) a description of any previous instances of wasteful and fraudulent activities in Afghanistan by current or potential contractors, subcontractors, or grantees and whether and how they were held accountable.

(G) A description of any potential unethical or illegal actions taken by Federal employees, contractors, or affiliated entities in the course of reconstruction efforts.

(2) COVERED CONTRACTS, GRANTS, AGREEMENTS, AND FUNDING MECHANISMS.—A contract, grant, agreement, or other funding mechanism described in this paragraph is any major contract, grant, agreement, or other funding mechanism that is entered into by the United States Government with any public or private sector entity for any of the following purposes:

(A) To build or rebuild physical infrastructure of Afghanistan.

(B) To establish or reestablish a political or societal institution of Afghanistan.

(C) To provide products or services to the people of Afghanistan.

(3) SEMIANNUAL REPORT.—Not later than December 31, 2007, and semiannually thereafter, the Inspector General shall submit to the appropriate congressional committees a report meeting the requirements of section 5 of the Inspector General Act of 1978.

(4) PUBLIC TRANSPARENCY.—The Inspector General shall post each report required under this subsection on a public and search-

able website not later than 7 days after the Inspector General submits the report to the appropriate congressional committees.

(5) LANGUAGES.—The Inspector General shall publish on a publicly available Internet website each report under this subsection in English and other languages that the Inspector General determines are widely used and understood in Afghanistan.

(6) FORM.—Each report submitted under this subsection shall be submitted in unclassified form, but may include a classified annex as the Inspector General determines necessary.

(7) LIMITATION ON PUBLIC DISCLOSURE OF CERTAIN INFORMATION.—Nothing in this subsection shall be construed to authorize the public disclosure of information that is—

(A) specifically prohibited from disclosure by any other provision of law;

(B) specifically required by Executive order to be protected from disclosure in the interest of national defense or national security or in the conduct of foreign affairs; or

(C) a part of an ongoing criminal investigation.

(i) WAIVER.—

(1) AUTHORITY.—The President may waive the requirement under paragraph (1) or (3) of subsection (h) for the inclusion in a report under such paragraph of any element otherwise provided for under such paragraph if the President determines that the waiver is justified for national security reasons.

(2) NOTICE OF WAIVER.—The President shall publish a notice of each waiver made under this subsection in the Federal Register not later than the date on which the report required under paragraph (1) or (3) of subsection (h) is submitted to the appropriate congressional committees. The report shall specify whether waivers under this subsection were made and with respect to which elements.

(j) DEFINITIONS.—In this section:

(1) AMOUNTS APPROPRIATED OR OTHERWISE MADE AVAILABLE FOR THE RECONSTRUCTION OF AFGHANISTAN.—The term “amounts appropriated or otherwise made available for the reconstruction of Afghanistan” means—

(A) amounts appropriated or otherwise made available for any fiscal year—

(i) to the Afghanistan Security Forces Fund;

(ii) to the program to assist the people of Afghanistan established under section 1202(a)(2) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3455); and

(iii) to the Department of Defense for assistance for the reconstruction of Afghanistan under any other provision of law; and

(B) amounts appropriated or otherwise made available for any fiscal year for Afghanistan reconstruction under the following headings or for the following purposes:

(i) Operating Expenses of the United States Agency for International Development.

(ii) Economic Support Fund.

(iii) International Narcotics Control and Law Enforcement.

(iv) International Affairs Technical Assistance.

(v) Peacekeeping Operations.

(vi) Diplomatic and Consular Programs.

(vii) Embassy Security, Construction, and Maintenance.

(viii) Child Survival and Health.

(ix) Development Assistance.

(x) International Military Education and Training.

(xi) Nonproliferation, Anti-terrorism, Demining and Related Programs.

(xii) Public Law 480 Title II Grants.

(xiii) International Disaster and Famine Assistance.

(xiv) Migration and Refugee Assistance.

(xv) Operations of the Drug Enforcement Agency.

(2) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means—

(A) the Committees on Appropriations, Armed Services, Foreign Relations, and Homeland Security and Governmental Affairs of the Senate; and

(B) the Committees on Appropriations, Armed Services, Foreign Affairs, and Homeland Security of the House of Representatives.

(3) **EXECUTIVE AGENCY.**—The term “executive agency” has the meaning given the term in section 105 of title 5, United States Code.

(k) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$20,000,000 for fiscal year 2008 from any unobligated balances of any expired appropriation for the Department of Defense. These funds shall remain available until expended.

(1) **TERMINATION.**—

(1) **IN GENERAL.**—The Office of the Special Inspector General for Afghanistan Reconstruction shall terminate 10 months after 80 percent of the funds appropriated or otherwise made available for the reconstruction of Afghanistan have been expended.

(2) **FINAL ACCOUNTABILITY REPORT.**—The Inspector General shall, prior to the termination of the Office of the Special Inspector General for Afghanistan Reconstruction under paragraph (1), prepare and submit to the appropriate congressional committees a final accountability report on all referrals for the investigation of any potential unethical or illegal actions of Federal employees, contractors, or affiliated entities made to the Department of Justice or any other United States law enforcement entity to ensure further investigations, prosecutions, or remedies.

SA 2151. Mr. FEINGOLD (for himself, Mr. GRASSLEY, and Mr. LIEBERMAN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 530, after line 18, insert the following:

DIVISION D—STUDY OF WARTIME TREATMENT OF CERTAIN PEOPLE

SEC. 4101. SHORT TITLE.

This division may be cited as the “War-time Treatment Study Act”.

SEC. 4102. FINDINGS.

Congress makes the following findings:

(1) During World War II, the United States Government deemed as “enemy aliens” more than 600,000 Italian-born and 300,000 German-born United States resident aliens and their families and required them to carry Certificates of Identification and limited their travel and personal property rights. At that time, these groups were the 2 largest foreign-born groups in the United States.

(2) During World War II, the United States Government arrested, interned, or otherwise detained thousands of European Americans, some remaining in custody for years after cessation of World War II hostilities, and repatriated, exchanged, or deported European Americans, including American-born children, to European Axis nations, many to be exchanged for Americans held in those nations.

(3) Pursuant to a policy coordinated by the United States with Latin American nations, many European Latin Americans, including German and Austrian Jews, were arrested, brought to the United States, and interned. Many were later expatriated, repatriated, or deported to European Axis nations during World War II, many to be exchanged for Americans and Latin Americans held in those nations.

(4) Millions of European Americans served in the armed forces and thousands sacrificed their lives in defense of the United States.

(5) The wartime policies of the United States Government were devastating to the Italian American and German American communities, individuals, and their families. The detrimental effects are still being experienced.

(6) Prior to and during World War II, the United States restricted the entry of Jewish refugees who were fleeing persecution or genocide and sought safety in the United States. During the 1930's and 1940's, the quota system, immigration regulations, visa requirements, and the time required to process visa applications affected the number of Jewish refugees, particularly those from Germany and Austria, who could gain admittance to the United States.

(7) The United States Government should conduct an independent review to fully assess and acknowledge these actions. Congress has previously reviewed the United States Government's wartime treatment of Japanese Americans through the Commission on Wartime Relocation and Internment of Civilians. An independent review of the treatment of German Americans and Italian Americans and of Jewish refugees fleeing persecution and genocide has not yet been undertaken.

(8) Time is of the essence for the establishment of commissions, because of the increasing danger of destruction and loss of relevant documents, the advanced age of potential witnesses and, most importantly, the advanced age of those affected by the United States Government's policies. Many who suffered have already passed away and will never know of this effort.

SEC. 4103. DEFINITIONS.

In this division:

(1) **DURING WORLD WAR II.**—The term “during World War II” refers to the period between September 1, 1939, through December 31, 1948.

(2) **EUROPEAN AMERICANS.**—

(A) **IN GENERAL.**—The term “European Americans” refers to United States citizens and resident aliens of European ancestry, including Italian Americans, German Americans, Hungarian Americans, Romanian Americans, and Bulgarian Americans.

(B) **ITALIAN AMERICANS.**—The term “Italian Americans” refers to United States citizens and resident aliens of Italian ancestry.

(C) **GERMAN AMERICANS.**—The term “German Americans” refers to United States citizens and resident aliens of German ancestry.

(3) **EUROPEAN LATIN AMERICANS.**—The term “European Latin Americans” refers to persons of European ancestry, including Italian or German ancestry, residing in a Latin American nation during World War II.

(4) **LATIN AMERICAN NATION.**—The term “Latin American nation” refers to any nation in Central America, South America, or the Caribbean.

TITLE I—COMMISSION ON WARTIME TREATMENT OF EUROPEAN AMERICANS

SEC. 4111. ESTABLISHMENT OF COMMISSION ON WARTIME TREATMENT OF EUROPEAN AMERICANS.

(a) **IN GENERAL.**—There is established the Commission on Wartime Treatment of European Americans (referred to in this title as the “European American Commission”).

(b) **MEMBERSHIP.**—The European American Commission shall be composed of 7 members, who shall be appointed not later than 90 days after the date of enactment of this Act as follows:

(1) Three members shall be appointed by the President.

(2) Two members shall be appointed by the Speaker of the House of Representatives, in consultation with the minority leader.

(3) Two members shall be appointed by the majority leader of the Senate, in consultation with the minority leader.

(c) **TERMS.**—The term of office for members shall be for the life of the European American Commission. A vacancy in the European American Commission shall not affect its powers, and shall be filled in the same manner in which the original appointment was made.

(d) **REPRESENTATION.**—The European American Commission shall include 2 members representing the interests of Italian Americans and 2 members representing the interests of German Americans.

(e) **MEETINGS.**—The President shall call the first meeting of the European American Commission not later than 120 days after the date of enactment of this Act.

(f) **QUORUM.**—Four members of the European American Commission shall constitute a quorum, but a lesser number may hold hearings.

(g) **CHAIRMAN.**—The European American Commission shall elect a Chairman and Vice Chairman from among its members. The term of office of each shall be for the life of the European American Commission.

(h) **COMPENSATION.**—

(1) **IN GENERAL.**—Members of the European American Commission shall serve without pay.

(2) **REIMBURSEMENT OF EXPENSES.**—All members of the European American Commission shall be reimbursed for reasonable travel and subsistence, and other reasonable and necessary expenses incurred by them in the performance of their duties.

SEC. 4112. DUTIES OF THE EUROPEAN AMERICAN COMMISSION.

(a) **IN GENERAL.**—It shall be the duty of the European American Commission to review the United States Government's wartime treatment of European Americans and European Latin Americans as provided in subsection (b).

(b) **SCOPE OF REVIEW.**—The European American Commission's review shall include the following:

(1) A comprehensive review of the facts and circumstances surrounding United States Government actions during World War II with respect to European Americans and European Latin Americans pursuant to the Alien Enemies Acts (50 U.S.C. 21 et seq.), Presidential Proclamations 2526, 2527, 2655, 2662, and 2685, Executive Orders 9066 and 9095, and any directive of the United States Government pursuant to such law, proclamations, or executive orders respecting the registration, arrest, exclusion, internment, exchange, or deportation of European Americans and European Latin Americans. This review shall include an assessment of the underlying rationale of the United States Government's decision to develop related programs and policies, the information the United States Government received or acquired suggesting the related programs and policies were necessary, the perceived benefit of enacting such programs and policies, and the immediate and long-term impact of such programs and policies on European Americans and European Latin Americans and their communities.

(2) A comprehensive review of United States Government action during World War II with respect to European Americans and

European Latin Americans pursuant to the Alien Enemies Acts (50 U.S.C. 21 et seq.), Presidential Proclamations 2526, 2527, 2655, 2662, and 2685, Executive Orders 9066 and 9095, and any directive of the United States Government pursuant to such law, proclamations, or executive orders, including registration requirements, travel and property restrictions, establishment of restricted areas, raids, arrests, internment, exclusion, policies relating to the families and property that excludees and internees were forced to abandon, internee employment by American companies (including a list of such companies and the terms and type of employment), exchange, repatriation, and deportation, and the immediate and long-term effect of such actions, particularly internment, on the lives of those affected. This review shall include a list of—

(A) all temporary detention and long-term internment facilities in the United States and Latin American nations that were used to detain or intern European Americans and European Latin Americans during World War II (in this paragraph referred to as "World War II detention facilities");

(B) the names of European Americans and European Latin Americans who died while in World War II detention facilities and where they were buried;

(C) the names of children of European Americans and European Latin Americans who were born in World War II detention facilities and where they were born; and

(D) the nations from which European Latin Americans were brought to the United States, the ships that transported them to the United States and their departure and disembarkation ports, the locations where European Americans and European Latin Americans were exchanged for persons held in European Axis nations, and the ships that transported them to Europe and their departure and disembarkation ports.

(3) A brief review of the participation by European Americans in the United States Armed Forces including the participation of European Americans whose families were excluded, interned, repatriated, or exchanged.

(4) A recommendation of appropriate remedies, including how civil liberties can be protected during war, or an actual, attempted, or threatened invasion or incursion, an assessment of the continued viability of the Alien Enemies Acts (50 U.S.C. 21 et seq.), and public education programs related to the United States Government's wartime treatment of European Americans and European Latin Americans during World War II.

(c) **FIELD HEARINGS.**—The European American Commission shall hold public hearings in such cities of the United States as it deems appropriate.

(d) **REPORT.**—The European American Commission shall submit a written report of its findings and recommendations to Congress not later than 18 months after the date of the first meeting called pursuant to section 4111(e).

SEC. 4113. POWERS OF THE EUROPEAN AMERICAN COMMISSION.

(a) **IN GENERAL.**—The European American Commission or, on the authorization of the Commission, any subcommittee or member thereof, may, for the purpose of carrying out the provisions of this title, hold such hearings and sit and act at such times and places, and request the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandum, papers, and documents as the Commission or such subcommittee or member may deem advisable. The European American Commission may request the Attorney General to invoke the aid of an appropriate United States district court to require, by

subpoena or otherwise, such attendance, testimony, or production.

(b) **GOVERNMENT INFORMATION AND CO-OPERATION.**—The European American Commission may acquire directly from the head of any department, agency, independent instrumentality, or other authority of the executive branch of the Government, available information that the European American Commission considers useful in the discharge of its duties. All departments, agencies, and independent instrumentalities, or other authorities of the executive branch of the Government shall cooperate with the European American Commission and furnish all information requested by the European American Commission to the extent permitted by law, including information collected under the Commission on Wartime and Internment of Civilians Act (Public Law 96-317; 50 U.S.C. App. 1981 note) and the Wartime Violation of Italian Americans Civil Liberties Act (Public Law 106-451; 50 U.S.C. App. 1981 note). For purposes of section 552a(b)(9) of title 5, United States Code (commonly known as the "Privacy Act of 1974"), the European American Commission shall be deemed to be a committee of jurisdiction.

SEC. 4114. ADMINISTRATIVE PROVISIONS.

The European American Commission is authorized to—

(1) appoint and fix the compensation of such personnel as may be necessary, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, except that the compensation of any employee of the Commission may not exceed a rate equivalent to the rate payable under GS-15 of the General Schedule under section 5332 of such title;

(2) obtain the services of experts and consultants in accordance with the provisions of section 3109 of such title;

(3) obtain the detail of any Federal Government employee, and such detail shall be without reimbursement or interruption or loss of civil service status or privilege;

(4) enter into agreements with the Administrator of General Services for procurement of necessary financial and administrative services, for which payment shall be made by reimbursement from funds of the Commission in such amounts as may be agreed upon by the Chairman of the Commission and the Administrator;

(5) procure supplies, services, and property by contract in accordance with applicable laws and regulations and to the extent or in such amounts as are provided in appropriation Acts; and

(6) enter into contracts with Federal or State agencies, private firms, institutions, and agencies for the conduct of research or surveys, the preparation of reports, and other activities necessary to the discharge of the duties of the Commission, to the extent or in such amounts as are provided in appropriation Acts.

SEC. 4115. FUNDING.

Of the amounts authorized to be appropriated to the Department of Justice, \$600,000 shall be available to carry out this title.

SEC. 4116. SUNSET.

The European American Commission shall terminate 60 days after it submits its report to Congress.

TITLE II—COMMISSION ON WARTIME TREATMENT OF JEWISH REFUGEES

SEC. 4121. ESTABLISHMENT OF COMMISSION ON WARTIME TREATMENT OF JEWISH REFUGEES.

(a) **IN GENERAL.**—There is established the Commission on Wartime Treatment of Jew-

ish Refugees (referred to in this title as the "Jewish Refugee Commission").

(b) **MEMBERSHIP.**—The Jewish Refugee Commission shall be composed of 7 members, who shall be appointed not later than 90 days after the date of enactment of this Act as follows:

(1) Three members shall be appointed by the President.

(2) Two members shall be appointed by the Speaker of the House of Representatives, in consultation with the minority leader.

(3) Two members shall be appointed by the majority leader of the Senate, in consultation with the minority leader.

(c) **TERMS.**—The term of office for members shall be for the life of the Jewish Refugee Commission. A vacancy in the Jewish Refugee Commission shall not affect its powers, and shall be filled in the same manner in which the original appointment was made.

(d) **REPRESENTATION.**—The Jewish Refugee Commission shall include 2 members representing the interests of Jewish refugees.

(e) **MEETINGS.**—The President shall call the first meeting of the Jewish Refugee Commission not later than 120 days after the date of enactment of this Act.

(f) **QUORUM.**—Four members of the Jewish Refugee Commission shall constitute a quorum, but a lesser number may hold hearings.

(g) **CHAIRMAN.**—The Jewish Refugee Commission shall elect a Chairman and Vice Chairman from among its members. The term of office of each shall be for the life of the Jewish Refugee Commission.

(h) COMPENSATION.

(1) **IN GENERAL.**—Members of the Jewish Refugee Commission shall serve without pay.

(2) **REIMBURSEMENT OF EXPENSES.**—All members of the Jewish Refugee Commission shall be reimbursed for reasonable travel and subsistence, and other reasonable and necessary expenses incurred by them in the performance of their duties.

SEC. 4122. DUTIES OF THE JEWISH REFUGEE COMMISSION.

(a) **IN GENERAL.**—It shall be the duty of the Jewish Refugee Commission to review the United States Government's refusal to allow Jewish and other refugees fleeing persecution or genocide in Europe entry to the United States as provided in subsection (b).

(b) **SCOPE OF REVIEW.**—The Jewish Refugee Commission's review shall cover the period between January 1, 1933, through December 31, 1945, and shall include, to the greatest extent practicable, the following:

(1) A review of the United States Government's decision to deny Jewish and other refugees fleeing persecution or genocide entry to the United States, including a review of the underlying rationale of the United States Government's decision to refuse the Jewish and other refugees entry, the information the United States Government received or acquired suggesting such refusal was necessary, the perceived benefit of such refusal, and the impact of such refusal on the refugees.

(2) A review of Federal refugee law and policy relating to those fleeing persecution or genocide, including recommendations for making it easier in the future for victims of persecution or genocide to obtain refuge in the United States.

(c) **FIELD HEARINGS.**—The Jewish Refugee Commission shall hold public hearings in such cities of the United States as it deems appropriate.

(d) **REPORT.**—The Jewish Refugee Commission shall submit a written report of its findings and recommendations to Congress not later than 18 months after the date of the first meeting called pursuant to section 4121(e).

SEC. 4123. POWERS OF THE JEWISH REFUGEE COMMISSION.

(a) IN GENERAL.—The Jewish Refugee Commission or, on the authorization of the Commission, any subcommittee or member thereof, may, for the purpose of carrying out the provisions of this title, hold such hearings and sit and act at such times and places, and request the attendance and testimony of such witnesses and the production of such books, records, correspondence, memorandum, papers, and documents as the Commission or such subcommittee or member may deem advisable. The Jewish Refugee Commission may request the Attorney General to invoke the aid of an appropriate United States district court to require, by subpoena or otherwise, such attendance, testimony, or production.

(b) GOVERNMENT INFORMATION AND CO-OPERATION.—The Jewish Refugee Commission may acquire directly from the head of any department, agency, independent instrumentality, or other authority of the executive branch of the Government, available information that the Jewish Refugee Commission considers useful in the discharge of its duties. All departments, agencies, and independent instrumentalities, or other authorities of the executive branch of the Government shall cooperate with the Jewish Refugee Commission and furnish all information requested by the Jewish Refugee Commission to the extent permitted by law, including information collected as a result of the Commission on Wartime and Internment of Civilians Act (Public Law 96-317; 50 U.S.C. App. 1981 note) and the Wartime Violation of Italian Americans Civil Liberties Act (Public Law 106-451; 50 U.S.C. App. 1981 note). For purposes of section 552a(b)(9) of title 5, United States Code (commonly known as the "Privacy Act of 1974"), the Jewish Refugee Commission shall be deemed to be a committee of jurisdiction.

SEC. 4124. ADMINISTRATIVE PROVISIONS.

The Jewish Refugee Commission is authorized to—

(1) appoint and fix the compensation of such personnel as may be necessary, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, except that the compensation of any employee of the Commission may not exceed a rate equivalent to the rate payable under GS-15 of the General Schedule under section 5332 of such title;

(2) obtain the services of experts and consultants in accordance with the provisions of section 3109 of such title;

(3) obtain the detail of any Federal Government employee, and such detail shall be without reimbursement or interruption or loss of civil service status or privilege;

(4) enter into agreements with the Administrator of General Services for procurement of necessary financial and administrative services, for which payment shall be made by reimbursement from funds of the Commission in such amounts as may be agreed upon by the Chairman of the Commission and the Administrator;

(5) procure supplies, services, and property by contract in accordance with applicable laws and regulations and to the extent or in such amounts as are provided in appropriation Acts; and

(6) enter into contracts with Federal or State agencies, private firms, institutions, and agencies for the conduct of research or surveys, the preparation of reports, and other activities necessary to the discharge of the duties of the Commission, to the extent or in such amounts as are provided in appropriation Acts.

SEC. 4125. FUNDING.

Of the amounts authorized to be appropriated to the Department of Justice, \$600,000 shall be available to carry out this title.

SEC. 4126. SUNSET.

The Jewish Refugee Commission shall terminate 60 days after it submits its report to Congress.

SA 2152. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title X, add the following:

SEC. 1008. REPORT ON UNDERFUNDING OF THE DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS FOR HEALTH CARE FOR ANY FISCAL YEAR IN WHICH THE ARMED FORCES ARE ENGAGED IN A MAJOR MILITARY CONFLICT.

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

(1) Pressure to reduce the amounts expended by the Department of Defense for health care has contributed to many of the current problems at Walter Reed Army Medical Center.

(2) It is inappropriate to reduce the amounts expended by the Department of Defense and the Department of Veterans Affairs for health care while members of the Armed Forces or veterans who served in Iraq and Afghanistan require health care as a consequence of such service.

(b) REPORT REQUIRED FOR UNDERFUNDING.—If the Armed Forces are involved in a major military conflict when the President submits to Congress the budget for a fiscal year under section 1105 of title 31, United States Code, and the aggregate amount included in that budget for the Department of Defense and the Department of Veterans Affairs for health care for such fiscal year is less than the aggregate amount provided by Congress for the Department of Defense and the Department of Veterans Affairs for health care for such preceding fiscal year, the President shall submit to Congress a report on—

(1) the reasons for the determination that inclusion of a lesser aggregate amount is in the national interest; and

(2) the anticipated effects of the inclusion of such lesser aggregate amount on the access to and delivery of medical and support services to members of the Armed Forces, veterans, and their family members.

SA 2153. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title X, add the following:

SEC. 1044. STUDIES ON PRESUMPTION OF SERVICE CONNECTION FOR TRAUMATIC BRAIN INJURY IN MEMBERS OF THE ARMED FORCES AND VETERANS WHO SERVED IN OPERATION IRAQI FREEDOM OR OPERATION ENDURING FREEDOM.

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

(1) Many of the members of the Armed Forces deployed in Operation Iraqi Freedom and Operation Enduring Freedom have traumatic brain injuries.

(2) In many cases, such injuries are not diagnosed because there is no external indication of the injury.

(b) STUDIES ON TREATING TRAUMATIC BRAIN INJURY AS PRESUMPTIVE CONDITION FOR DISABILITY COMPENSATION.—

(1) STUDY BY SECRETARY OF DEFENSE.—

(A) IN GENERAL.—The Secretary of Defense shall conduct a study on the feasibility and advisability of establishing a presumption for treatment of traumatic brain injury in members of the Armed Forces who served in Operation Iraqi Freedom or Operation Enduring Freedom as a service-connected condition for purposes of disability compensation under the laws administered by the Secretary of Defense.

(B) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the results of the study required by subparagraph (A).

(2) STUDY BY SECRETARY OF VETERANS AFFAIRS.—

(A) IN GENERAL.—The Secretary of Veterans Affairs shall conduct a study on the feasibility and advisability of establishing a presumption for treatment of traumatic brain injury in veterans who served in Operation Iraqi Freedom or Operation Enduring Freedom as a service-connected condition for purposes of disability compensation under the laws administered by the Secretary of Veterans Affairs.

(B) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Veterans Affairs shall submit to Congress a report on the results of the study required by subparagraph (A).

(3) STUDY BY DIRECTOR OF NATIONAL INSTITUTES OF HEALTH.—

(A) IN GENERAL.—The Director of the National Institutes of Health shall conduct a study on traumatic brain injury, including the detection of traumatic brain injury and the measurement and classification of the severity of traumatic brain injury.

(B) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of the National Institutes of Health shall submit to Congress a report on the results of the study required by subparagraph (A).

SA 2154. Mr. GRAHAM submitted an amendment intended to be proposed to amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1070. TRAUMATIC SERVICEMEMBERS' GROUP LIFE INSURANCE.

(a) DESIGNATION OF FIDUCIARY FOR MEMBERS WITH LOST MENTAL CAPACITY OR EXTENDED LOSS OF CONSCIOUSNESS.—The Secretary of Defense shall, in consultation with

the Secretary of Veterans Affairs, develop a form for the designation of a recipient for the funds distributed under section 1980A of title 38, United States Code, as the fiduciary of a member of the Armed Forces in cases where the member is medically incapacitated (as determined by the Secretary of Defense in consultation with the Secretary of Veterans Affairs) or experiencing an extended loss of consciousness.

(b) **ELEMENTS.**—The form under subsection (a) shall require that a member may elect that—

(1) an individual designated by the member be the recipient as the fiduciary of the member; or

(2) a court of proper jurisdiction determine the recipient as the fiduciary of the member for purposes of this subsection.

(c) **COMPLETION AND UPDATE.**—The form under subsection (a) shall be completed by an individual at the time of entry into the Armed Forces and updated periodically thereafter.

SA 2155. Ms. SNOWE (for herself and Mrs. LINCOLN) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 23, between lines 6 and 7, insert the following:

(3) **REPORT ON MODERNIZATION OF SCHEDULE FOR RATING DISABILITIES IN USE BY DEPARTMENT OF VETERANS AFFAIRS.**—In addition to the report submitted under paragraph (1), the Secretary of Veterans Affairs shall also submit to the appropriate committees of Congress a plan to update the schedule for rating disabilities in use by the Department of Veterans Affairs to reflect the effects of mental health disorders, including traumatic brain injury and post-traumatic stress disorder, on the modern workforce.

SA 2156. Ms. SNOWE (for herself and Mrs. LINCOLN) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 89, between lines 2 and 3, insert the following:

SEC. 1664. NO REDUCTION IN DISABILITY RATING.

A disability rating assigned to a member of the Armed Forces by an informal physical evaluation board of the Department of Defense may not be reduced upon appeal.

SA 2157. Ms. SNOWE (for herself and Mrs. LINCOLN) submitted an amend-

ment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 23, between lines 6 and 7, insert the following:

(3) **PLAN FOR INDEPENDENT ADVOCATES FOR COVERED MEMBERS OF THE ARMED FORCES.**—In addition to the report submitted under paragraph (1), the Secretary of Defense shall also submit to the appropriate committees of Congress a report setting forth a plan to expand access to organizations recognized by the Secretary of Veterans Affairs for the representation of veterans under section 5902 of title 38, United States Code, to provide independent service member advocates to covered members of the Armed Forces, which advocates shall—

(A) not report to the Secretary of Defense in the performance of the duties as advocates;

(B) advise covered members of the Armed Forces on matters relating to the medical records and service records of such covered members of the Armed Forces; and

(C) provide covered members of the Armed Forces with such information as may be necessary for such covered members of the Armed Forces to prepare for reviews by physical evaluation boards.

SA 2158. Mr. NELSON of Nebraska (for Mr. JOHNSON) submitted an amendment intended to be proposed by Mr. NELSON of Nebraska to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title V, add the following:

SECTION 565. HEAVILY IMPACTED LOCAL EDUCATIONAL AGENCIES.

(a) **IN GENERAL.**—For fiscal year 2008 and each succeeding fiscal year, the Secretary of Education shall—

(1) deem each local educational agency that was eligible to receive a fiscal year 2007 basic support payment for heavily impacted local educational agencies under section 8003(b)(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(b)(2)) as eligible to receive a basic support payment for heavily impacted local educational agencies under such section for the fiscal year for which the determination is made under this subsection; and

(2) make a payment to such local educational agency under such section for such fiscal year.

(b) **EFFECTIVE DATES.**—Subsection (a) shall remain in effect until the date that a Federal statute is enacted authorizing the appropriations for, or duration of, any program under title VIII of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7701 et seq.) for fiscal year 2008 or any succeeding fiscal year.

SA 2159. Mr. NELSON of Nebraska (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of part I of subtitle B of title XVI (as proposed to be added by the amendment), add the following:

SEC. 1622. REIMBURSEMENT OF CERTAIN FORMER MEMBERS OF THE UNIFORMED SERVICES WITH SERVICE-CONNECTED DISABILITIES FOR TRAVEL FOR FOLLOW-ON SPECIALTY CARE AND RELATED SERVICES.

(a) **TRAVEL.**—Section 1074i of title 10, United States Code, is amended—

(1) by redesignating subsection (b) as subsection (c); and

(2) by inserting after subsection (a) the following new subsection (b):

“(b) **FOLLOW-ON SPECIALTY CARE AND RELATED SERVICES.**—In any case in which a former member of a uniformed service who incurred a disability while on active duty in a combat zone or during performance of duty in combat related operations (as designated by the Secretary of Defense), and is entitled to retired or retainer pay, or equivalent pay, requires follow-on specialty care, services, or supplies related to such disability at a military treatment facility more than 100 miles from the location in which the former member resides, the Secretary shall provide reimbursement for reasonable travel expenses comparable to those provided under subsection (a) for the former member, and when accompaniment by an adult is necessary, for a spouse, parent, or guardian of the former member, or another member of the former member's family who is at least 21 years of age.”

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall take effect January 1, 2008, and shall apply with respect to travel that occurs on or after that date.

SA 2160. Mr. NELSON of Nebraska (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end of part II of subtitle B of title XVI (as proposed to be added by the amendment), add the following:

SEC. 1627. EXTENDED BENEFITS UNDER TRICARE FOR PRIMARY CAREGIVERS OF MEMBERS OF THE UNIFORMED SERVICES WHO INCUR A SERIOUS INJURY OR ILLNESS ON ACTIVE DUTY.

(a) **IN GENERAL.**—Section 1079(d) of title 10, United States Code, is amended—

(1) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively; and

(2) by inserting after paragraph (1) the following new paragraph (2):

“(2)(A) Subject to such terms, conditions, and exceptions as the Secretary of Defense considers appropriate, the program of extended benefits for eligible dependents under this subsection shall include extended benefits for the primary caregivers of members of the uniformed services who incur a serious injury or illness on active duty.

“(B) The Secretary of Defense shall prescribe in regulations the individuals who shall be treated as the primary caregivers of a member of the uniformed services for purposes of this paragraph.

“(C) For purposes of this paragraph, a serious injury or illness, with respect to a member of the uniformed services, is an injury or illness that may render the member medically unfit to perform the duties of the member's office, grade, rank, or rating.”.

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall take effect on January 1, 2008.

SA 2161. Mr. NELSON of Nebraska (for himself and Mr. GRAHAM) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title V, add the following:

SEC. 555. REPEAL OF ANNUAL LIMIT ON NUMBER OF ROTC SCHOLARSHIPS UNDER ARMY RESERVE AND ARMY NATIONAL GUARD FINANCIAL ASSISTANCE PROGRAM.

Section 2107a(h) of title 10, United States Code, is amended by striking “not more than 416 cadets each year under this section, to include” and inserting “each year under this section”.

SA 2162. Ms. SNOWE (for herself and Mrs. LINCOLN) submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

On page 23, between lines 6 and 7, insert the following:

(3) REPORT ON REDUCTION IN DISABILITY RATINGS BY THE DEPARTMENT OF DEFENSE.

The Secretary of Defense shall submit a report to the Committees on Armed Services of the Senate and House of Representatives on the numbers of instances in which a disability rating assigned to a member of the Armed Forces by an informal physical evaluation board of the Department of Defense was reduced upon appeal, and the reasons for such reduction.

Such report shall cover the period beginning October 7, 2001 and ending September

30, 2006, and shall be submitted to the appropriate Committees of Congress by February 1, 2008.

SA 2163. Mrs. CLINTON (for herself and Ms. COLLINS) submitted an amendment intended to be proposed by her to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle H of title V, add the following:

SEC. 594. COLD WAR SERVICE MEDAL.

(a) **AUTHORITY.**—Chapter 57 of title 10, United States Code, is amended by adding at the end the following new section:

“§ 1135. Cold War service medal

“(a) **MEDAL AUTHORIZED.**—The Secretary concerned shall issue a service medal, to be known as the ‘Cold War service medal’, to persons eligible to receive the medal under subsection (b). The Cold War service medal shall be of an appropriate design approved by the Secretary of Defense, with ribbons, lapel pins, and other appurtenances.

“(b) **ELIGIBLE PERSONS.**—The following persons are eligible to receive the Cold War service medal:

“(1) A person who—

“(A) performed active duty or inactive duty training as an enlisted member during the Cold War;

“(B) completed the person's initial term of enlistment or, if discharged before completion of such initial term of enlistment, was honorably discharged after completion of not less than 180 days of service on active duty; and

“(C) has not received a discharge less favorable than an honorable discharge or a release from active duty with a characterization of service less favorable than honorable.

“(2) A person who—

“(A) performed active duty or inactive duty training as a commissioned officer or warrant officer during the Cold War;

“(B) completed the person's initial service obligation as an officer or, if discharged or separated before completion of such initial service obligation, was honorably discharged after completion of not less than 180 days of service on active duty; and

“(C) has not been released from active duty with a characterization of service less favorable than honorable and has not received a discharge or separation less favorable than an honorable discharge.

“(c) **ONE AWARD AUTHORIZED.**—Not more than one Cold War service medal may be issued to any person.

“(d) **ISSUANCE TO REPRESENTATIVE OF DECEASED.**—If a person described in subsection (b) dies before being issued the Cold War service medal, the medal shall be issued to the person's representative, as designated by the Secretary concerned.

“(e) **REPLACEMENT.**—Under regulations prescribed by the Secretary concerned, a Cold War service medal that is lost, destroyed, or rendered unfit for use without fault or neglect on the part of the person to whom it was issued may be replaced without charge.

“(f) **APPLICATION FOR MEDAL.**—The Cold War service medal shall be issued upon receipt by the Secretary concerned of an application for such medal, submitted in accordance with such regulations as the Secretary prescribes.

“(g) **UNIFORM REGULATIONS.**—The Secretary of Defense shall ensure that regula-

tions prescribed by the Secretaries of the military departments under this section are uniform so far as is practicable.

“(h) **COLD WAR DEFINED.**—In this section, the term ‘Cold War’ means the period beginning on September 2, 1945, and ending at the end of December 26, 1991.”.

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1135. Cold War service medal.”.

SA 2164. Mr. SMITH (for himself, Mr. HARKIN, Ms. COLLINS, and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title X, add the following:

SEC. 1031. PILOT PROGRAM ON ASSISTING VETERANS ORGANIZATIONS IN FACILITATING COMMUNITY REINTEGRATION OF VETERANS.

(a) **PROGRAM REQUIRED.**—

(1) **IN GENERAL.**—The Secretary of Veterans Affairs shall carry out a pilot program to demonstrate and assess the feasibility and advisability of delivering community reintegration support and services to veterans by assisting veterans organizations in developing and promoting peer support programs for veterans.

(2) **DESIGNATION.**—The pilot program required by paragraph (1) shall be known as the “Heroes Helping Heroes Program”.

(b) **DURATION OF PROGRAM.**—The pilot program shall be carried out during the three-year period beginning on October 1, 2007.

(c) **SELECTION OF PILOT PROGRAM PARTICIPANTS.**—

(1) **IN GENERAL.**—The Secretary shall select not more than 20 eligible entities to participate in the pilot program.

(2) **APPLICATION.**—Each eligible entity seeking to participate in the pilot program shall submit an application to the Secretary at such time, in such manner, and accompanied by such information as the Secretary shall require.

(3) **SELECTION.**—The Secretary shall select participants in the pilot program from among the applicants under paragraph (1) that the Secretary determines—

(A)(i) have existing peer support programs that can be expanded or enhanced, and resources, for the delivery of community reintegration support and services to veterans (including mentoring programs, self-help groups, and Internet and other electronic-based peer support resources) that are suitable for the pilot program; or

(ii) have the capacity, including the skill and resources necessary, to develop and maintain new peer support programs for the delivery of community reintegration support and services (including mentoring programs, self-help groups, and Internet and other electronic-based peer support resources) that are suitable for the pilot program; and

(B) have a plan to continue such peer support programs after the pilot program ends.

(d) **GRANTS.**—

(1) **IN GENERAL.**—The Secretary shall award grants to pilot program participants to develop and promote peer support programs that deliver community reintegration support and services for veterans.

(2) AMOUNT.—The Secretary shall ensure that the average amount of the grant awarded under paragraph (1) to a pilot program participant is not more than \$300,000 and not less than \$100,000 per fiscal year.

(3) MATCHING FUNDS.—A recipient of a grant under paragraph (1) shall contribute towards the development and promotion of peer support programs that deliver community reintegration support and services to veterans an amount equal to not less than ten percent of the grant awarded to such recipient.

(4) DURATION.—The duration of any grant awarded under paragraph (1) may not exceed three years.

(e) USE OF FUNDS.—A grant awarded to a pilot program participant pursuant to subsection (d) shall be used by the pilot program participant for costs and expenses connected with the development and promotion of peer support programs that deliver community reintegration support and services to veterans, including costs and expenses of the following:

(1) Program staff or a coordinator of volunteers, but not more than 50 percent of such grant award may be used for such purpose in any fiscal year of such pilot program.

(2) Consultation services, but not more than 20 percent of such grant award may be used for such purpose in any fiscal year of such pilot program.

(3) Program operations, including costs and expenses relating to the following:

(A) Advertising and recruiting.

(B) Printing.

(C) Training of volunteers, veterans, and staff.

(D) Incentives, such as food and awards.

(E) Overhead expenses, but not more than ten percent of such grant award may be used for such purposes.

(f) TECHNICAL ASSISTANCE.—In addition to the award of grants under subsection (d), the Secretary shall provide technical assistance to pilot program participants to assist them in developing and promoting peer support programs that deliver community reintegration support and services to veterans.

(g) DEFINITIONS.—In this section:

(1) ELIGIBLE ENTITY.—The term “eligible entity” means—

(A) a veterans service organization;

(B) a not-for-profit organization—

(i) the primary mission of which is to assist veterans;

(ii) that has been in continuous operation for at least 12 months; and

(iii) is not a veterans service organization; or

(C) a partnership between an organization described in subparagraph (A) or (B) and an organization that is not described in subparagraph (A) or (B).

(2) PILOT PROGRAM PARTICIPANT.—The term “pilot program participant” means an eligible entity that is selected by the Secretary, in accordance with subsection (c), to participate in the pilot program under this section.

(3) VETERANS SERVICE ORGANIZATION.—The term “veterans service organization” means any organization recognized by the Secretary for the representation of veterans under section 5902 of title 38, United States Code.

(h) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Department of Veterans Affairs to carry out this section, \$4,500,000 for each of fiscal years 2008, 2009, and 2010.

SA 2165. Mr. BOND (for himself and Mr. LEAHY) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military

activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division A, add the following:

TITLE XVI—NATIONAL GUARD BUREAU MATTERS AND RELATED MATTERS

SEC. 1601. SHORT TITLE.

(a) SHORT TITLE.—This title may be cited as the “National Guard Empowerment Act of 2007”.

(b) CONSTRUCTION WITH CERTAIN OTHER PROVISIONS.—Sections 532 and 533 of this Act, and the amendments made by such sections, shall not take effect.

SEC. 1602. EXPANDED AUTHORITY OF CHIEF OF THE NATIONAL GUARD BUREAU AND EXPANDED FUNCTIONS OF THE NATIONAL GUARD BUREAU.

(a) EXPANDED AUTHORITY.—

(1) IN GENERAL.—Subsection (a) of section 10501 of title 10, United States Code, is amended by striking “joint bureau of the Department of the Army and the Department of the Air Force” and inserting “joint activity of the Department of Defense”.

(2) PURPOSE.—Subsection (b) of such section is amended by striking “between” and all that follows and inserting “between—

“(1)(A) the Secretary of Defense, the Joint Chiefs of Staff, and the commanders of the combatant commands of the United States, and (B) the Department of the Army and the Department of the Air Force; and

“(2) the several States.”.

(b) ENHANCEMENTS OF POSITION OF CHIEF OF NATIONAL GUARD BUREAU.—

(1) ADVISORY FUNCTION ON NATIONAL GUARD MATTERS.—Subsection (c) of section 10502 of title 10, United States Code, is amended by inserting “to the Secretary of Defense, to the Chairman of the Joint Chiefs of Staff,” after “principal adviser”.

(2) MEMBER OF JOINT CHIEFS OF STAFF.—(A) Such section is further amended—

(i) by redesignating subsections (d) and (e) as subsections (e) and (f), respectively; and

(ii) by inserting after subsection (c) the following new subsection (d):

“(d) MEMBER OF JOINT CHIEFS OF STAFF.—The Chief of the National Guard Bureau shall perform the duties prescribed for him or her as a member of the Joint Chiefs of Staff under section 151 of this title.”.

(B) Section 151(a) of such title is amended by adding at the end the following new paragraph:

“(7) The Chief of the National Guard Bureau.”.

(3) GRADE.—Subsection (e) of such section, as redesignated by paragraph (2)(A)(i) of this subsection, is further amended by striking “lieutenant general” and inserting “general”.

(4) ANNUAL REPORT TO CONGRESS ON VALIDATED REQUIREMENTS.—Section 10504 of such title is amended by adding at the end the following new subsection:

“(c) ANNUAL REPORT ON VALIDATED REQUIREMENTS.—Not later than December 31 each year, the Chief of the National Guard Bureau shall submit to Congress a report on the following:

“(1) The requirements validated under section 10503a(b)(1) of this title during the preceding fiscal year.

“(2) The requirements referred to in paragraph (1) for which funding is to be requested in the next budget for a fiscal year under section 10544 of this title.

“(3) The requirements referred to in paragraph (1) for which funding will not be requested in the next budget for a fiscal year under section 10544 of this title.”.

(c) ENHANCEMENT OF FUNCTIONS OF NATIONAL GUARD BUREAU.—

(1) DEVELOPMENT OF CHARTER.—Section 10503 of title 10, United States Code, is amended—

(A) in the matter preceding paragraph (1), by striking “The Secretary of the Army and the Secretary of the Air Force shall jointly develop” and inserting “The Secretary of Defense, in consultation with the Secretary of the Army and the Secretary of the Air Force, shall develop”; and

(B) in paragraph (12), by striking “the Secretaries” and inserting “the Secretary of Defense”.

(2) ADDITIONAL GENERAL FUNCTIONS.—Such section is further amended—

(A) by redesignating paragraph (12), as amended by paragraph (1)(B) of this subsection, as paragraph (13); and

(B) by inserting after paragraph (11) the following new paragraph (12):

“(12) Facilitating and coordinating with other Federal agencies, and with the several States, the use of National Guard personnel and resources for and in contingency operations, military operations other than war, natural disasters, support of civil authorities, and other circumstances.”.

(3) MILITARY ASSISTANCE FOR CIVIL AUTHORITIES.—Chapter 1011 of such title is further amended by inserting after section 10503 the following new section:

“§ 10503a. Functions of National Guard Bureau: military assistance to civil authorities

“(a) IDENTIFICATION OF ADDITIONAL NECESSARY ASSISTANCE.—The Chief of the National Guard Bureau shall—

“(1) identify gaps between Federal and State capabilities to prepare for and respond to emergencies; and

“(2) make recommendations to the Secretary of Defense on programs and activities of the National Guard for military assistance to civil authorities to address such gaps.

“(b) SCOPE OF RESPONSIBILITIES.—In meeting the requirements of subsection (a), the Chief of the National Guard Bureau shall, in coordination with the adjutants general of the States, have responsibilities as follows:

“(1) To validate the requirements of the several States and Territories with respect to military assistance to civil authorities.

“(2) To develop doctrine and training requirements relating to the provision of military assistance to civil authorities.

“(3) To acquire equipment, materiel, and other supplies and services for the provision of military assistance to civil authorities.

“(4) To assist the Secretary of Defense in preparing the budget required under section 10544 of this title.

“(5) To administer amounts provided the National Guard for the provision of military assistance to civil authorities.

“(6) To carry out any other responsibility relating to the provision of military assistance to civil authorities as the Secretary of Defense shall specify.

“(c) ASSISTANCE.—The Chairman of the Joint Chiefs of Staff shall assist the Chief of the National Guard Bureau in carrying out activities under this section.

“(d) CONSULTATION.—The Chief of the National Guard Bureau shall carry out activities under this section in consultation with the Secretary of the Army and the Secretary of the Air Force.”.

(4) BUDGETING FOR TRAINING AND EQUIPMENT FOR MILITARY ASSISTANCE TO CIVIL AUTHORITIES AND OTHER DOMESTIC MISSIONS.—Chapter 1013 of title 10, United States Code, is amended by adding at the end the following new section:

“§ 10544. National Guard training and equipment: budget for military assistance to civil authorities and for other domestic operations

“(a) IN GENERAL.—The budget justification documents materials submitted to Congress in support of the budget of the President for a fiscal year (as submitted with the budget of the President under section 1105(a) of title 31) shall specify separate amounts for training and equipment for the National Guard for purposes of military assistance to civil authorities and for other domestic operations during such fiscal year.

“(b) SCOPE OF FUNDING.—The amounts specified under subsection (a) for a fiscal year shall be sufficient for purposes as follows:

“(1) The development and implementation of doctrine and training requirements applicable to the assistance and operations described in subsection (a) for such fiscal year.

“(2) The acquisition of equipment, materiel, and other supplies and services necessary for the provision of such assistance and such operations in such fiscal year.”.

(5) LIMITATION ON INCREASE IN PERSONNEL OF NATIONAL GUARD BUREAU.—The Secretary of Defense shall, to the extent practicable, ensure that no additional personnel are assigned to the National Guard Bureau in order to address administrative or other requirements arising out of the amendments made by this subsection.

(d) CONFORMING AND CLERICAL AMENDMENTS.—

(1) CONFORMING AMENDMENT.—The heading of section 10503 of title 10, United States Code, is amended to read as follows:

“§ 10503. Functions of National Guard Bureau: charter”.

(2) CLERICAL AMENDMENTS.—(A) The table of sections at the beginning of chapter 1011 of such title is amended by striking the item relating to section 10503 and inserting the following new items:

“10503. Functions of National Guard Bureau: charter.

“10503a. Functions of National Guard Bureau: military assistance to civil authorities.”.

(B) The table of sections at the beginning of chapter 1013 of such title is amended by adding at the end the following new item:

“10544. National Guard training and equipment: budget for military assistance to civil authorities and for other domestic operations.”.

SEC. 1603. PROMOTION OF ELIGIBLE RESERVE OFFICERS TO LIEUTENANT GENERAL AND VICE ADMIRAL GRADES ON THE ACTIVE-DUTY LIST.

(a) SENSE OF CONGRESS.—It is the sense of Congress that, whenever officers are considered for promotion to the grade of lieutenant general, or vice admiral in the case of the Navy, on the active duty list, officers of the reserve components of the Armed Forces who are eligible for promotion to such grade should be considered for promotion to such grade.

(b) PROPOSAL.—The Secretary of Defense shall submit to Congress a proposal for mechanisms to achieve the objective specified in subsection (a). The proposal shall include such recommendations for legislative or administrative action as the Secretary considers appropriate in order to achieve that objective.

(c) NOTICE ACCOMPANYING NOMINATIONS.—The President shall include with each nomination of an officer to the grade of lieutenant general, or vice admiral in the case of the Navy, on the active-duty list that is submitted to the Senate for consideration a cer-

tification that all reserve officers who were eligible for consideration for promotion to such grade were considered in the making of such nomination.

SEC. 1604. PROMOTION OF RESERVE OFFICERS TO LIEUTENANT GENERAL GRADE.

(a) TREATMENT OF SERVICE AS ADJUTANT GENERAL AS JOINT DUTY EXPERIENCE.—

(1) DIRECTORS OF ARMY AND AIR NATIONAL GUARD.—Section 10506(a)(3) of title 10, United States Code, is amended—

(A) by redesignating subparagraphs (C), (D), and (E) as subparagraphs (D), (E), and (F), respectively; and

(B) by inserting after subparagraph (B) the following new subparagraph (C):

“(C) Service of an officer as adjutant general shall be treated as joint duty experience for purposes of subparagraph (B)(ii).”.

(2) OTHER OFFICERS.—The service of an officer of the Armed Forces as adjutant general, or as an officer (other than adjutant general) of the National Guard of a State who performs the duties of adjutant general under the laws of such State, shall be treated as joint duty or joint duty experience for purposes of any provisions of law required such duty or experience as a condition of promotion.

(b) REPORTS ON PROMOTION OF RESERVE MAJOR GENERALS TO LIEUTENANT GENERAL GRADE.—

(1) REVIEW REQUIRED.—The Secretary of the Army and the Secretary of the Air Force shall each conduct a review of the promotion practices of the military department concerned in order to identify and assess the practices of such military department in the promotion of reserve officers from major general grade to lieutenant general grade.

(2) REPORTS.—Not later than 60 days after the date of the enactment of this Act, the Secretary of the Army and the Secretary of the Air Force shall each submit to the congressional defense committees a report on the review conducted by such official under paragraph (1). Each report shall set forth—

(A) the results of such review; and

(B) a description of the actions intended to be taken by such official to encourage and facilitate the promotion of additional reserve officers from major general grade to lieutenant general grade.

SEC. 1605. REQUIREMENT THAT POSITION OF DEPUTY COMMANDER OF THE UNITED STATES NORTHERN COMMAND BE FILLED BY A QUALIFIED NATIONAL GUARD OFFICER.

(a) IN GENERAL.—The position of Deputy Commander of the United States Northern Command shall be filled by a qualified officer of the National Guard who is eligible for promotion to the grade of lieutenant general.

(b) PURPOSE.—The purpose of the requirement in subsection (a) is to ensure that information received from the National Guard Bureau regarding the operation of the National Guard of the several States is integrated into the plans and operations of the United States Northern Command.

SEC. 1606. REQUIREMENT FOR SECRETARY OF DEFENSE TO PREPARE ANNUAL PLAN FOR RESPONSE TO NATURAL DISASTERS AND TERRORIST EVENTS.

(a) REQUIREMENT FOR ANNUAL PLAN.—Not later than March 1, 2008, and each March 1 thereafter, the Secretary of Defense, in consultation with the commander of the United States Northern Command and the Chief of the National Guard Bureau, shall prepare and submit to Congress a plan for coordinating the use of the National Guard and members of the Armed Forces on active duty when responding to natural disasters, acts of terrorism, and other man-made disasters as identified in the national planning scenarios described in subsection (e).

(b) INFORMATION TO BE PROVIDED TO SECRETARY.—To assist the Secretary of Defense in preparing the plan, the National Guard Bureau, pursuant to its purpose as channel of communications as set forth in section 10501(b) of title 10, United States Code, shall provide to the Secretary information gathered from Governors, adjutants general of States, and other State civil authorities responsible for homeland preparation and response to natural and man-made disasters.

(c) TWO VERSIONS.—The plan shall set forth two versions of response, one using only members of the National Guard, and one using both members of the National Guard and members of the regular components of the Armed Forces.

(d) MATTERS COVERED.—The plan shall cover, at a minimum, the following:

(1) Protocols for the Department of Defense, the National Guard Bureau, and the Governors of the several States to carry out operations in coordination with each other and to ensure that Governors and local communities are properly informed and remain in control in their respective States and communities.

(2) An identification of operational procedures, command structures, and lines of communication to ensure a coordinated, efficient response to contingencies.

(3) An identification of the training and equipment needed for both National Guard personnel and members of the Armed Forces on active duty to provide military assistance to civil authorities and for other domestic operations to respond to hazards identified in the national planning scenarios.

(e) NATIONAL PLANNING SCENARIOS.—The plan shall provide for response to the following hazards:

(1) Nuclear detonation, biological attack, biological disease outbreak/pandemic flu, the plague, chemical attack-blister agent, chemical attack-toxic industrial chemicals, chemical attack-nerve agent, chemical attack-chlorine tank explosion, major hurricane, major earthquake, radiological attack-radiological dispersal device, explosives attack-bombing using improvised explosive device, biological attack-food contamination, biological attack-foreign animal disease and cyber attack.

(2) Any other hazards identified in a national planning scenario developed by the Homeland Security Council.

SEC. 1607. ADDITIONAL REPORTING REQUIREMENTS RELATING TO NATIONAL GUARD EQUIPMENT.

Section 10541 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(d) Each report under this section concerning equipment of the National Guard shall also include the following:

“(1) A statement of the accuracy of the projections required by subsection (b)(5)(D) contained in earlier reports under this section, and an explanation, if the projection was not met, of why the projection was not met.

“(2) A certification from the Chief of the National Guard Bureau setting forth an inventory for the preceding fiscal year of each item of equipment—

“(A) for which funds were appropriated; “(B) which was due to be procured for the National Guard during that fiscal year; and “(C) which has not been received by a National Guard unit as of the close of that fiscal year.”.

SA 2166. Mr. SMITH submitted an amendment intended to be proposed by her to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction,

and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XII, add the following:

Subtitle D—Other Matters

SEC. 1241. IRAN COUNTER-PROLIFERATION SANCTIONS.

(a) SENSE OF CONGRESS.—The following is the sense of Congress:

(1) The United States should pursue vigorously all measures in the international financial sector to restrict Iran's ability to conduct international financial transactions, including prohibiting banks in the United States from handling indirect transactions with Iran's state-owned banks and prohibiting financial institutions that operate in United States currency from engaging in dollar transactions with Iranian institutions.

(2) The United States should take all possible measures to discourage and, if possible, prevent foreign banks from providing export credit guarantees to foreign entities seeking to invest in Iran.

(3) Iran should comply fully with its obligations under United Nations Security Council Resolutions 1737 (2006) and 1747 (2007), and any subsequent United Nations resolutions related to Iran's nuclear program, and in particular the requirement to suspend without delay all enrichment-related and reprocessing activities, including research and development, and all work on all heavy water-related nuclear activities, including research and development.

(4) The United Nations Security Council should take further measures beyond Resolutions 1737 and 1747 to tighten sanctions on Iran, including preventing new investment in Iran's energy sector and mandating the reduction of government-backed export credit guarantees, as long as Iran fails to comply with the demand of the international community to halt its nuclear enrichment campaign.

(5) The United States should encourage foreign governments to direct state-owned entities to cease all investment in Iran's energy sector and all imports to and exports from Iran of refined petroleum products and to persuade, and, where possible, require private entities based in their territories to cease all investment in Iran's energy sector and all imports to and exports from Iran of refined petroleum products.

(6) Administrators of Federal and State pension plans should divest all assets or holdings from foreign companies and entities that have invested or invest in the future in Iran's energy sector.

(7) Iranian state-owned banks should not be permitted to use the banking system of the United States.

(8) The Secretary of State should designate the Iranian Revolutionary Guards as a Foreign Terrorist Organization under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189) and the Secretary of the Treasury should place the Iranian Revolutionary Guards on the list of Specially Designated Global Terrorists under Executive Order 13224 (50 U.S.C. 1701 note; relating to blocking property and prohibiting transactions with persons who commit, threaten to commit, or support terrorism).

(b) DEFINITIONS.—In this section:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term "appropriate congressional committees" has the meaning given that term in section 14(2) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note).

(2) INVESTMENT.—The term "investment" has the meaning given that term in section

14(9) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note).

(3) IRANIAN DIPLOMATS AND REPRESENTATIVES OF OTHER GOVERNMENT AND MILITARY OR QUASI-GOVERNMENTAL INSTITUTIONS OF IRAN.—The term "Iranian diplomats and representatives of other government and military or quasi-governmental institutions of Iran" has the meaning given that term in section 14(11) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note).

(4) FAMILY MEMBER.—The term "family member" means, with respect to an individual, the spouse, children, grandchildren, or parents of the individual.

(5) MEDICINE.—The term "medicine" has the meaning given the term "drug" in section 321 of title 21, United States Code.

(c) CLARIFICATION AND EXPANSION OF DEFINITIONS.—

(1) PERSON.—Section 14(13)(B) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note) is amended—

(A) by inserting "financial institution, insurer, underwriter, guarantor, and other business organization, including any foreign subsidiary, parent, or affiliate of the foregoing," after "trust,"; and

(B) by inserting "such as an export credit agency" before the semicolon.

(2) PETROLEUM RESOURCES.—Section 14(14) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note) is amended by striking "petroleum and natural gas resources" and inserting "petroleum, petroleum by-products, liquefied natural gas, oil or liquefied natural gas, oil or liquefied natural gas tankers, and products used to construct or maintain pipelines used to transport oil or liquefied natural gas".

(d) RUSSIA NUCLEAR COOPERATION.—

(1) IN GENERAL.—Notwithstanding any other provision of law, and in addition to any other sanction in effect, beginning on the date that is 15 days after the date of the enactment of this Act, the sanctions described in paragraph (2) shall apply with respect to Russia, unless the President makes a certification to Congress described in paragraph (3).

(2) SANCTIONS.—The sanctions described in this paragraph are the following:

(A) AGREEMENTS.—The United States may not enter into an agreement for cooperation with Russia pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153).

(B) LICENSES TO EXPORT NUCLEAR MATERIAL, FACILITIES, OR COMPONENTS.—The United States may not issue a license to export directly or indirectly to Russia any nuclear material, facilities, components, or other goods, services, or technology that would be subject to an agreement under section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153).

(C) TRANSFERS OF NUCLEAR MATERIAL, FACILITIES, OR COMPONENTS.—The United States may not approve the transfer or retransfer directly or indirectly to Russia of any nuclear material, facilities, components, or other goods, services, or technology that would be subject to an agreement under section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153).

(3) CERTIFICATION.—The certification described in this paragraph means a certification made by the President to Congress on or after the date that is 15 days after the date of the enactment of this Act that the President has determined that—

(A) Russia has suspended all nuclear assistance to Iran and all transfers of advanced conventional weapons and missiles to Iran; or

(B) Iran has completely, verifiably, and irreversibly dismantled all nuclear enrichment-related and reprocessing-related programs.

(4) TERMINATION OF SANCTIONS.—The sanctions described in paragraph (2) shall remain in effect until such time as the President makes the certification to Congress described in paragraph (3).

(5) RECERTIFICATION.—

(A) IN GENERAL.—Not later than 1 year after the date on which the President makes a certification under paragraph (3), and annually thereafter, the President shall recertify that the President has determined that Russia has not resumed nuclear assistance to Iran or transfers of advanced conventional weapons or missiles to Iran.

(B) EFFECT OF FAILURE TO RECERTIFY.—If the President does not make the recertification under subparagraph (A) within 1 year of making the certification described in paragraph (3), the sanctions described in paragraph (2) shall apply with respect to Russia until the President makes such recertification.

(e) ECONOMIC SANCTIONS RELATING TO IRAN.—

(1) IN GENERAL.—Notwithstanding any other provision of law, and in addition to any other sanction in effect, beginning on the date that is 15 days after the date of the enactment of this Act, the sanctions described in paragraph (2) shall apply with respect to Iran, unless the President makes a certification to Congress described in paragraph (3).

(2) SANCTIONS.—The sanctions described in this paragraph are the following:

(A) PROHIBITION ON IMPORTS.—No article that originates in Iran may be imported into the United States.

(B) PROHIBITION ON EXPORTS.—

(i) IN GENERAL.—Except as provided in clause (ii), no article that originates in the United States may be exported to Iran.

(ii) EXCEPTION FOR FOOD, ANIMAL FEED, AND MEDICINE.—The prohibition in clause (i) does not apply to exports to Iran of food, animal feed, or medicine that originate in the United States.

(C) TRADE PREFERENCES.—The United States Trade Representative or any other Federal official may not take any action that would extend a unilateral trade preference to any article that originates from—

(i) Iran; or

(ii) any other country that is determined by the Secretary of State to be—

(I) engaged in nuclear cooperation with Iran, including the transfer or sale of any item, material, goods, or technology that can contribute to uranium enrichment or nuclear reprocessing activities of Iran; or

(II) contributing to the ballistic missile programs of Iran.

(D) ACCESSION TO WTO.—The United States Trade Representative or any other Federal official may not take any action that would lead to the accession of Iran to the World Trade Organization.

(E) FREEZING ASSETS.—

(i) IN GENERAL.—At such time as the United States has access to the names of Iranian diplomats and representatives of other government and military or quasi-governmental institutions of Iran, the President shall take such action as may be necessary to freeze immediately the funds and other assets belonging to anyone so named, the family members of those so named, and any associates of those so named to whom assets or property of those so named were transferred on or after January 1, 2007. The action described in the preceding sentence includes requiring any United States financial institution that holds funds and assets of a person so named to report promptly to the Office of Foreign Assets Control information regarding such funds and assets.

(ii) ASSET REPORTING REQUIREMENT.—Not later than 14 days after a decision is made to

freeze the property or assets of any person under this paragraph, the President shall report the name of such person to the appropriate congressional committees.

(F) UNITED STATES GOVERNMENT CONTRACTS.—The United States Government may not procure, or enter into a contract for the procurement of, any goods or services from a person that meets the criteria for the imposition of sanctions under section 5(a) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note).

(3) CERTIFICATION DESCRIBED.—The certification described in this paragraph means a certification made by the President to Congress beginning on the date that is 15 days after the date of the enactment of this Act that the President has determined that Iran has completely, verifiably, and irreversibly dismantled all nuclear enrichment-related and reprocessing-related programs.

(4) TERMINATION OF SANCTIONS.—The sanctions described in paragraph (2) shall remain in effect until such time as the President makes the certification to Congress described in paragraph (3).

(f) WORLD BANK LOANS TO IRAN.—

(1) REPORT.—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of the Treasury shall submit to the appropriate congressional committees a report on—

(A) the number of loans provided by the World Bank to Iran;

(B) the dollar amount of such loans; and

(C) the voting record of each member of the World Bank on such loans.

(2) REDUCTION OF CONTRIBUTION OF THE UNITED STATES.—The President shall reduce the amount to be paid on behalf of the United States to the World Bank for fiscal year 2008, and each fiscal year thereafter, by an amount equal to the amount that bears the same ratio to the total amount appropriated for the World Bank for that fiscal year as—

(A) the total amount provided by the Bank to entities in Iran, and for projects and activities in Iran, in the preceding fiscal year, bears to

(B) the total amount provided by the Bank to all entities, and for all projects and activities, in the preceding fiscal year.

(3) ALLOCATION OF AMOUNTS NOT CONTRIBUTED TO THE WORLD BANK.—There is authorized to be appropriated to the United States Agency for International Development for fiscal year 2008, and each fiscal year thereafter, an amount equal to the amount by which the total payment of the United States to the World Bank is reduced for that fiscal year as a result of the application of paragraph (2). Funds appropriated pursuant to this subsection shall be made available for the Child Survival and Health Programs Fund to carry out programs relating to maternal and child health, vulnerable children, and infectious diseases other than HIV/AIDS.

(g) INCREASED CAPACITY FOR EFFORTS TO COMBAT UNLAWFUL OR TERRORIST FINANCING.—

(1) FINDINGS.—The work of the Office of Terrorism and Financial Intelligence of the Department of Treasury, which includes the Office of Foreign Assets Control and the Financial Crimes Enforcement Network, is critical to ensuring that the international financial system is not used for purposes of supporting terrorism and developing weapons of mass destruction.

(2) AUTHORIZATION.—There are authorized to be appropriated to the Secretary of the Treasury for the Office of Terrorism and Financial Intelligence—

(A) \$59,466,000 for fiscal year 2008; and

(B) such sums as may be necessary for each of the fiscal years 2009 and 2010.

(3) AUTHORIZATION AMENDMENT.—Section 310(d)(1) of title 31, United States Code, is amended by striking “such sums as may be necessary for fiscal years 2002, 2003, 2004, and 2005” and inserting “\$85,844,000 for fiscal year 2008 and such sums as may be necessary for each of the fiscal years 2009 and 2010”.

(h) NATIONAL INTELLIGENCE ESTIMATE ON IRAN.—As required under section 1213 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2422), the Director of National Intelligence shall submit to Congress an updated, comprehensive National Intelligence Estimate on Iran.

(i) EXCHANGE PROGRAMS WITH THE PEOPLE OF IRAN.—

(1) SENSE OF CONGRESS.—It is the sense of Congress that the United States should seek to enhance its friendship with the people of Iran, particularly by identifying young people of Iran to come to the United States under United States exchange programs.

(2) EXCHANGE PROGRAMS AUTHORIZED.—The President is authorized to carry out exchange programs with the people of Iran, particularly the young people of Iran. Such programs shall be carried out to the extent practicable in a manner consistent with the eligibility for assistance requirements specified in section 302(b) of the Iran Freedom Support Act (Public Law 109-293; 120 Stat. 1348).

(3) AUTHORIZATION.—Of the amounts available under the heading “Educational and Cultural Exchange Programs”, under the heading “Administration of Foreign Affairs”, under title IV of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109-108; 119 Stat. 2321), there are authorized to be appropriated to the President to carry out this section \$10,000,000 for fiscal year 2008.

(j) RADIO BROADCASTING TO IRAN.—The Broadcasting Board of Governors shall devote a greater proportion of the programming of the Radio Farda service to programs offering news and analysis to further the open communication of information and ideas to Iran.

(k) INTERNATIONAL REGIME FOR THE ASSURED SUPPLY OF NUCLEAR FUEL FOR PEACEFUL MEANS.—

(1) SENSE OF CONGRESS.—It is the sense of Congress that—

(A) the Concept for a Multilateral Mechanism for Reliable Access to Nuclear Fuel, proposed by the United States, France, the Russian Federation, the Federal Republic of Germany, the United Kingdom, and the Netherlands on May 31, 2006, is welcome and should be expanded upon at the earliest possible opportunity;

(B) the proposal by the Government of the Russian Federation to bring one of its uranium enrichment facilities under international management and oversight is also a welcome development and should be encouraged by the United States;

(C) the offer by the Nuclear Threat Initiative (NTI) of \$50,000,000 in funds to support the creation of an international nuclear fuel bank by the International Atomic Energy Agency (IAEA) is also welcome, and the United States and other member states of the IAEA should pledge collectively at least an additional \$100,000,000 in matching funds to fulfill the NTI proposal; and

(D) the Global Nuclear Energy Partnership, initiated by President Bush in January 2006, is intended to provide a reliable fuel supply throughout the fuel cycle and promote the nonproliferation goals of the United States.

(2) POLICY.—It is the policy of the United States to support the establishment of an international regime for the assured supply of nuclear fuel for peaceful means under a

multilateral authority, such as the International Atomic Energy Agency.

(1) REPORTING REQUIREMENTS.—

(1) FOREIGN INVESTMENT IN IRAN.—Not later than 180 days after the date of the enactment of this Act, and every 180 days thereafter, the Secretary of the Treasury shall submit to the appropriate congressional committees a report on—

(A) any foreign investments made in Iran's energy sector since January 1, 2007; and

(B) the determination of the President on whether each such investment qualifies as a sanctionable offense under section 5(a) of the Iran Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note).

(2) INVESTMENT BY UNITED STATES COMPANIES IN IRAN.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of the Treasury shall report to the appropriate congressional committees the names of persons that have operations or conduct business in the United States that have invested in Iran and the dollar amount of each such investment.

(3) INVESTMENT BY FEDERAL THRIFT SAVINGS PLAN IN IRAN.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Executive Director of the Federal Retirement Thrift Investment Board shall report to the appropriate congressional committees on any investment in entities that invest in Iran from the Thrift Savings Fund established under section 8437 of title 5, United States Code.

(4) LIST OF DESIGNATED FOREIGN TERRORIST ORGANIZATIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State and the Secretary of the Treasury shall report to the appropriate congressional committees on the efforts of the Secretary of State and the Secretary of the Treasury to place the Iranian Revolutionary Guards on the list of designated Foreign Terrorist Organizations under section 219 of the Immigration and Nationality Act (8 U.S.C. 1189) and the list of Specially Designated Global Terrorists under Executive Order 13224 (50 U.S.C. 1701 note; relating to blocking property and prohibiting transactions with persons who commit, threaten to commit, or support terrorism).

(5) ESTABLISHMENT OF INTERNATIONAL REGIME.—Not later than 180 days after the date of the enactment of this Act, the President shall submit to the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate a report on the activities of the United States to support the establishment of an international regime for the assured supply of nuclear fuel for peaceful means under a multilateral authority, such as the International Atomic Energy Agency.

(6) EXPORT CREDITS.—Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter, the Secretary of the Treasury shall report to the appropriate congressional committees on any guarantee or extension of credit by foreign banks to persons investing in the energy sector of Iran, and any fines, restrictions, or other actions taken by the President to discourage or prevent such guarantees or extensions of credit.

SA 2167. Mr. GRASSLEY (for himself, Ms. STABENOW, and Mr. HARKIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel

strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 199, after line 8, insert the following:

(c) CIVILIAN AGENCIES.—

(1) IN GENERAL.—Not later than 60 days after the date of the enactment of this Act, governmentwide regulations for the purchase of products or services offered by Federal Prison Industries by civilian agencies shall be revised to establish procedures, standards, and limitations consistent with those established in section 2410n of title 10, United States Code, as amended by this section.

(2) SIGNIFICANT SHARE.—For the purposes of purchases by Federal agencies other than the Department of Defense, Federal Prison Industries shall be treated as having a significant share of the market of a product under regulations required by this section if the Administrator for Federal Procurement Policy determines that the Federal Prison Industries' share of the governmentwide market for the category of products including such product is greater than 5 percent.

SA 2168. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D at title I, add the following:

SEC. 143. SENSE OF CONGRESS ON THE PROCUREMENT PROGRAM FOR THE KC-X TANKER AIRCRAFT.

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

(1) Aerial refueling is a critically important force multiplier for the Air Force.

(2) The KC-X tanker aircraft procurement program is the number one acquisition and recapitalization priority of the Air Force.

(3) Given the competing budgetary requirements of the other Armed Forces and other sectors of the Federal Government, the Air Force needs to modernize at the most cost effective price.

(4) Competition in defense procurement provides the Armed Forces with the best products at the best price.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Air Force should—

(1) hold a full and open competition to choose the best possible joint aerial refueling capability at the most reasonable price; and

(2) be discouraged from taking any actions that would limit the ability of either of the teams seeking the contract for the procurement of KC-X tanker aircraft from competing for that contract.

SA 2169. Mr. WHITEHOUSE (for himself, Mr. DURBIN, Ms. MIKULSKI, Mr. FEINGOLD, and Mrs. FEINSTEIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . NOTIFICATION OF CONGRESS OF DENIAL OF ACCESS TO INFORMATION BY AN INSPECTOR GENERAL.

(a) REQUIREMENT FOR CONGRESSIONAL NOTIFICATION.—If an individual working for, or on behalf of, an inspector general of an agency, department, or instrumentality of the United States or working for, or on behalf of, the Counsel for Professional Responsibility of the Department of Justice, in fulfillment of the mandate of such inspector general or Counsel is denied access to a specific classified compartment or denied access to a special access program, the head of such agency, department, or instrumentality shall submit to the appropriate committees of Congress a notification of the denial not later than 15 days after the date of the denial.

(b) CONTENT OF NOTIFICATION.—A notification required by subsection (a) shall include—

(1) the nature of the review, inquiry, or investigation in which the individual was engaged;

(2) the title or position of the individual involved;

(3) the name of the compartment or program involved; and

(4) the official who made the decision to deny the access.

(c) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means the Select Committee on Intelligence of the Senate, the Permanent Select Committee on Intelligence of the House of Representatives, and any committee of the Senate or the House of Representatives that has oversight responsibility for the appropriate agency, department, or instrumentality of the United States.

(d) REQUESTS PENDING AFTER 60 DAYS.—If a request for access to a specific classified compartment or to a special access program is not granted or denied within 60 days of the date of the original request for such access, a notification under subsection (a) shall be required.

SA 2170. Mr. REID submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XXXI, add the following:

SEC. 3126. INCLUSION OF CERTAIN NUCLEAR WEAPONS PROGRAM WORKERS IN THE SPECIAL EXPOSURE COHORT UNDER THE ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM ACT OF 2000.

(a) IN GENERAL.—Section 3621 of the Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7384f) is amended—

(1) in paragraph (9), by adding at the end the following new subparagraph:

“(C) An individual described in paragraph (14)(D).”; and

(2) in paragraph (14), by adding at the end the following new subparagraph:

“(D) The employee was so employed at the Nevada Test Site or other similar sites located in Nevada during the period beginning on January 1, 1950, and ending on December 31, 1993, and contracted an occupational illness, basal cell carcinoma, or chronic lymphocytic leukemia, and, during such employment—

“(i) was present during an atmospheric or underground nuclear test or performed drillbacks, tunnel re-entry, or clean-up work following such a test (without regard to the duration of employment);

“(ii) was present at an event involving the venting of an underground test or during a planned or unplanned radiation release (without regard to the duration of employment);

“(iii) was present during testing or post-test activities related to nuclear rocket or ramjet engine testing at the Nevada Test Site (without regard to the duration of employment);

“(iv) was assigned to work at Area 51 or other classified program areas of the Nevada Test Site (without regard to the duration of employment); or

“(v) was employed at the Nevada Test Site, and was employed in a job activity that—

“(I) was monitored for exposure to ionizing radiation; or

“(II) was comparable to a job that is, was, or should have been monitored for exposure to ionizing radiation at the Nevada Test Site.”.

(b) DEADLINE FOR CLAIMS ADJUDICATION.—Claims for compensation under section 3621(14)(D) of the Energy Employees Occupational Illness Compensation Program Act of 2000, as added by subsection (a), shall be adjudicated and a final decision issued—

(1) in the case of claims pending as of the date of the enactment of this Act, not later than 30 days after such date; and

(2) in the case of claims filed after the date of the enactment of this Act, not later than 30 days after the date of such filing.

SA 2171. Mr. FEINGOLD (for himself, Mr. LEAHY, Mr. DODD, Mr. KERRY, Mrs. BOXER, Mr. WHITEHOUSE, Mr. KENNEDY, Mr. HARKIN, Mr. SANDERS, and Mr. WYDEN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XV, add the following:

SEC. 1535. SAFE REDEPLOYMENT OF THE TROOPS FROM IRAQ.

(a) TRANSITION OF MISSION.—The President shall promptly transition the mission of United States forces in Iraq to the limited purposes set forth in subsection (d).

(b) COMMENCEMENT OF SAFE, PHASED REDEPLOYMENT FROM IRAQ.—The President shall commence the safe, phased redeployment of United States forces from Iraq that are not essential to the limited purposes set forth in subsection (d). Such redeployment shall begin not later than 120 days after the date of the enactment of this Act.

(c) USE OF FUNDS.—No funds authorized to be appropriated or otherwise made available under any provision of law may be obligated or expended to continue the deployment in Iraq of members of the Armed Forces after March 31, 2008.

(d) EXCEPTION FOR LIMITED PURPOSES.—The prohibition in subsection (c) shall not apply to the obligation or expenditure of funds for the limited purposes as follows:

(1) To conduct targeted operations, limited in duration and scope, against members of al Qaeda and other international terrorist organizations.

(2) To provide security for United States infrastructure and personnel.

(3) To train and equip Iraqi security services.

SA 2172. Mr. CONRAD (for himself, Mr. DORGAN, Ms. LANDRIEU, and Mr. VITTER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle D of title I, add the following:

SEC. 143. MODIFICATION OF LIMITATIONS ON RETIREMENT OF B-52 BOMBER AIRCRAFT.

(a) MAINTENANCE OF PRIMARY AND BACKUP INVENTORY OF AIRCRAFT.—Subsection (a)(1) of section 131 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2111) is amended—

(1) in subparagraph (A), by striking “and” at the end;

(2) in subparagraph (B), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new subparagraph (C):

“(C) shall maintain in a common configuration a primary aircraft inventory of not less than 63 such aircraft and a backup aircraft inventory of not less than 11 such aircraft.”.

(b) NOTICE OF RETIREMENT.—Subsection (b)(1) of such section is amended by striking “45 days” and inserting “60 days”.

SA 2173. Mr. KOHL (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title VIII, add the following:

SEC. 876. GREEN PROCUREMENT POLICY.

(a) FINDINGS.—The Senate makes the following findings:

(1) On September 1, 2004, the Department of Defense issued its green procurement policy. The policy affirms a goal of 100 percent compliance with Federal laws and executive orders requiring purchase of environmentally friendly, or green, products and services. The policy also outlines a strategy for meeting those requirements along with metrics for measuring progress.

(2) On September 13, 2006, the Department of Defense hosted a biobased product showcase and educational event which underscores the importance and seriousness with which the Department is implementing its green procurement program.

(3) On January 24, 2007, President Bush signed Executive Order 13423: Strengthening Federal Environmental, Energy, and Transportation Management, which contains the requirement that Federal agencies procure biobased and environmentally preferable products and services.

(4) Although the Department of Defense continues to work to become a leading advocate of green procurement, there is concern that there is not a procurement application

or process in place at the Department that supports compliance analysis.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that—

(1) not later than 90 days after the date of the enactment of this Act, the Department of Defense should provide to Congress a report on its plan to increase the usage of cleaning products that minimize potential impacts to human health and the environment at all Department of Defense facilities inside and outside the United States, including through the direct purchase of products and the purchase of products by facility maintenance contractors; and

(2) the Department of Defense should establish a system to document and track the use of environmentally preferable products and services.

SA 2174. Mr. LEVIN (for himself and Mr. MCCAIN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title I, add the following:

SEC. 115. GENERAL FUND ENTERPRISE BUSINESS SYSTEM.

(a) ADDITIONAL AMOUNT.—

(1) IN GENERAL.—The amount authorized to be appropriated by section 101(5) for other procurement for the Army is hereby increased by \$59,041,000.

(2) AVAILABILITY.—Of the amount authorized to be appropriated by section 101(5) for other procurement for the Army, as increased by paragraph (1), \$59,041,000 may be available for the General Fund Enterprise Business System of the Army.

(3) SUPPLEMENT NOT SUPPLANT.—The amount available under paragraph (2) for the purpose specified in that paragraph is in addition to any other amounts available in this Act for that purpose.

(b) OFFSET.—

(1) RDTE, ARMY.—The amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for the Army is hereby reduced by \$29,219,000, with the amount of the reduction to be allocated to amounts available for the General Fund Enterprise Business System.

(2) O&M, ARMY.—The amount authorized to be appropriated by section 301(1) for operation and maintenance for the Army is hereby reduced by \$29,822,000, with the amount of the reduction to be allocated to amounts available for the General Fund Enterprise Business System.

SA 2175. Mr. LEVIN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 246, strike lines 4 through 6 and insert the following:

(G) the information officers of the Defense Agencies; and

(H) the Director of Operational Test and Evaluation and the heads of the operational

test organizations of the military departments and the Defense Agencies.

On page 247, between lines 7 and 8, insert the following:

(9) The adequacy of operational and development test resources (including infrastructure and personnel), policies, and procedures to ensure appropriate testing of information technology systems both during development and before operational use.

(10) The appropriate policies and procedures for technology assessment, development, and operational testing for purposes of the adoption of commercial technologies into information technology systems.

SA 2176. Mr. DODD submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ GAO REVIEW OF USE OF AUTHORITY UNDER THE DEFENSE PRODUCTION ACT OF 1950.

(a) THOROUGH REVIEW REQUIRED.—The Comptroller General of the United States (in this section referred to as the “Comptroller”) shall conduct a thorough review of the application of the Defense Production Act of 1950, since the date of enactment of the Defense Production Act Reauthorization of 2003 (Public Law 108-195), in light of amendments made by that Act.

(b) CONSIDERATIONS.—In conducting the review required by this section, the Comptroller shall examine—

(1) existing authorities under the Defense Production Act of 1950;

(2) whether and how such authorities should be statutorily modified to ensure preparedness of the United States and United States industry—

(A) to meet security challenges;

(B) to meet current and future defense requirements;

(C) to meet current and future energy requirements;

(D) to meet current and future domestic emergency and disaster response and recovery requirements;

(E) to reduce the interruption of critical infrastructure operations during a terrorist attack, natural catastrophe, or other similar national emergency; and

(F) to safeguard critical components of the United States industrial base, including American aerospace and shipbuilding industries;

(3) the effectiveness of amendments made by the Defense Production Act Reauthorization of 2003, and the implementation of such amendments;

(4) advantages and limitations of Defense Production Act of 1950-related capabilities, to ensure adaptation of the law to meet the security challenges of the 21st Century;

(5) the economic impact of foreign offset contracts and the efficacy of existing authority in mitigating such impact;

(6) the relative merit of developing rapid and standardized systems for use of the authority provided under the Defense Production Act of 1950, by any Federal agency; and

(7) such other issues as the Comptroller determines relevant.

(c) REPORT TO CONGRESS.—Not later than 120 days after the date of enactment of this Act, the Comptroller shall submit a report to

the Committee on Banking, Housing, and Urban Affairs of the Senate on the results of the review conducted under this section, together with any legislative recommendations.

(d) **RULES OF CONSTRUCTION ON PROTECTION OF INFORMATION.**—Notwithstanding any other provision of law—

(1) the provisions of section 705(d) of the Defense Production Act of 1950 (50 U.S.C. App. 2155(d)) shall not apply to information sought or obtained by the Comptroller for purposes of the review required by this section; and

(2) provisions of law pertaining to the protection of classified information or proprietary information otherwise applicable to information sought or obtained by the Comptroller in carrying out this section shall not be affected by any provision of this section.

SA 2177. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle E of title X, add the following:

SEC. 1070. RELIEF OF RICHARD M. BARLOW OF SANTA FE, NEW MEXICO.

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

(1) Richard Barlow was a counter-proliferation intelligence officer with expertise in Pakistan nuclear issues.

(2) From 1980–82, Mr. Barlow served as the action officer for Pakistan proliferation matters at the Arms Control and Disarmament Agency.

(3) In 1985, Mr. Barlow joined the Central Intelligence Agency, becoming a recognized issue expert on Pakistan's clandestine nuclear purchasing networks and its weapons programs.

(4) After serving as a Special Agent with the Customs Service, Mr. Barlow then joined the Office of the Secretary of Defense starting in 1989, where he continued to investigate Pakistan's nuclear weapons network headed by A. Q. Khan.

(5) Mr. Barlow was instrumental in the 1987 arrest and later conviction of 2 agents in Pakistan's nuclear weapons development program headed by A. Q. Khan, for which he received an award for exceptional accomplishment from the Director of the Central Intelligence Agency and numerous commendations from senior State Department and law enforcement officials.

(6) In addition, Mr. Barlow received a prestigious commendation from the State Department's Legal Advisor for assistance to President Ronald Reagan and Secretary of State George P. Schultz for triggering the Solarz Amendment relating to termination of military and economic aid to Pakistan for exporting nuclear weapons technology.

(7) In a classified hearing following the arrests of the Pakistani agents, Mr. Barlow, as the Central Intelligence Agency's top expert, testified truthfully to the Subcommittee on Asian Pacific Affairs of the Committee on International Relations of the House of Representatives, then known as the House Foreign Affairs Committee, that the arrested Pakistanis were agents of the Pakistani government, and revealed that Pakistan had continued to regularly violate United States nuclear export laws.

(8) Mr. Barlow's actions revealed that certain Executive Branch officials had been withholding this information from the Congressional committees.

(9) In 1989, Mr. Barlow joined the Office of the Secretary of Defense in the Office of Non-proliferation where he continued to investigate Pakistani proliferation networks.

(10) In April 1989, Mr. Barlow received an outstanding performance review from his Department of Defense supervisors, and in June 1989 he was promoted.

(11) During the spring and early summer of 1989, Mr. Barlow told his supervisors on a number of occasions that he had serious concerns that Executive Branch officials were concealing intelligence about Pakistan's nuclear program from Congress and were obstructing pending criminal investigations into Pakistan's procurement efforts in order to avoid triggering the Pressler and Solarz Amendments and to obtain approval for a proposed \$1,400,000,000 sale of F-16 jets to Pakistan.

(12) On August 2, 1989, Mr. Barlow raised concerns about false testimony given by senior officials to the Congress on Pakistan's nuclear capabilities to the Subcommittee on Asian Pacific Affairs of the Committee on International Relations of the House.

(13) On August 4, 1989, several weeks after being promoted, Richard Barlow was handed a notice of pending termination.

(14) On August 8, 1989, Mr. Barlow's security clearances were suspended for reasons that were classified and not revealed to him.

(15) On August 26, 1989, Mr. Barlow, under threat of firing, was offered a series of menial, temporary assignments by Department of Defense personnel and security officials concerned about possible retaliation against him as a Congressional whistleblower by senior officials in the Office of the Secretary of Defense.

(16) Mr. Barlow then underwent a 9-month long security investigation involving numerous allegations levied against him by his superiors in the Office of Secretary of Defense, all of which were found to be false.

(17) In March of 1990, Mr. Barlow then had his security clearance restored and remained in a series of temporary assignments until February 1992, when he then resigned under duress.

(18) At the time of his separation from government service, Mr. Barlow had completed 8 years of government service.

(19) Mr. Barlow's temporary loss of his security clearance and personnel actions against him damaged his reputation and left him unable to find suitable employment inside the Government.

(20) For the next 15 years, Mr. Barlow continued to serve his country as a consultant to the intelligence and law enforcement communities working on complex counter-intelligence and counter-proliferation operations without the benefits he would have had if he had continued as a Federal employee.

(21) In 1998, the Senate approved a private relief resolution, Senate Resolution 253 (105th Congress) to provide compensation for Richard Barlow's losses on "the nature, extent, and character of the claim for compensation referred to in such bill as a legal or equitable claim against the United States or a gratuity".

(22) With Senate Resolution 253, the Senate recognized the importance of protecting Federal employees who inform Congress of Executive Branch distortions of the truth and other wrongdoing.

(23) On March 6, 2000, the Government filed a protective order under the state secrets privilege for documents requested under discovery by Mr. Barlow relating to the Pakistan nuclear program.

(24) The documents denied under the state secret privilege were documents that Mr. Barlow had official access to prior to the loss of clearance.

(25) The documents denied under the state secrets privilege were subpoenaed by Mr. Barlow to substantiate the allegations he originally made regarding his claim of false testimony of Government officials to Congress on the Pakistan nuclear weapons program and the actions taken against him.

(26) The evidence withheld from the Court as a result of the state secrets privilege included significant, sworn statements from a number of senior intelligence, Department of State, and Department of Defense officials corroborating Mr. Barlow's charges of Executive Branch wrongdoing.

(27) As a result of the use of the state secrets privilege, Mr. Barlow and the United States Court of Federal Claims did not have access to evidence and information necessary to evaluate the key information relating to the merits of Mr. Barlow's case and accurately report its findings to the Senate.

(28) Since Mr. Barlow's separation from government service in 1992, five Senate and five House committees have intervened in support of Mr. Barlow's case on a bipartisan basis, and investigations by the Central Intelligence Agency, State Department Inspectors General, and the Government Accountability Office have corroborated Mr. Barlow's findings or found that personnel actions were taken against him in reprisal.

(29) Richard Barlow is recognized for his patriotism and service to his country.

(b) **COMPENSATION OF CERTAIN LOSSES.**—

(1) **IN GENERAL.**—The Secretary of the Treasury shall pay, out of any money in the Treasury not otherwise appropriated, to Richard M. Barlow of Santa Fe, New Mexico, the sum of \$1,800,000 for compensation for losses incurred by Richard M. Barlow relating to and a direct consequence of—

(A) personnel actions taken by the Department of Defense affecting Richard Barlow's employment at the Department (including Richard Barlow's top secret security clearance) during the period beginning on August 4, 1989, and ending on February 27, 1992; and

(B) Richard Barlow's separation from service with the Department of Defense on February 27, 1992.

(2) **NO INFERENCE OF LIABILITY.**—Nothing in this section shall be construed as an inference of liability on the part of the United States.

(3) **NO AGENTS AND ATTORNEYS FEES.**—None of the payment authorized by this section may be paid to or received by any agent or attorney for any services rendered in connection with obtaining such payment. Any person who violates this subsection shall be guilty of a misdemeanor and shall be subject to a fine in the amount provided in title 18, United States Code.

(4) **NON-TAXABILITY OF PAYMENT.**—The payment authorized by this section is in partial reimbursement for losses incurred by Richard Barlow as a result of the personnel actions taken by the Department of Defense and is not subject to Federal, State, or local income taxes.

SA 2178. Mr. KYL (for himself, Mr. VITTER, Mr. INHOFE, Mr. LIEBERMAN, and Mr. LOTT) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal

year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title I, add the following:

SEC. 132. ENHANCEMENT OF FLEET MISSILE DEFENSE CAPABILITIES.

(a) **ADDITIONAL AMOUNT FOR ENHANCEMENT OF ATLANTIC FLEET MISSILE DEFENSE CAPABILITIES.**—

(1) **ADDITIONAL AMOUNT.**—The amount authorized to be appropriated by section 102(a)(4) for other procurement for the Navy is hereby increased by \$62,000,000.

(2) **AVAILABILITY.**—Of the amount authorized to be appropriated by section 102(a)(4) for other procurement for the Navy, as increased by paragraph (1), the amount available for Program element 0204228N for Aegis Support Equipment (Budget Line Item 524600) is hereby increased by \$51,500,000 and the amount available for Program Element 0204228N for Aegis Support Equipment (Budget Line Item 524605) is hereby increased by \$10,500,000, with such amounts to be available—

(A) for the procurement of equipment to outfit United States Atlantic Fleet ships with Aegis Ballistic Missile Defense Radar and Weapons System modifications; and

(B) to expand and enhance Navy installation teams to support installation of the modifications described in paragraph (1) into United States Atlantic Fleet vessels commencing in 2010.

(b) **ADDITIONAL AMOUNT FOR AEGIS BALLISTIC MISSILE DEFENSE SHIPS.**—

(1) **ADDITIONAL AMOUNT.**—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation, Defense-wide may be increased by \$25,000,000.

(2) **AVAILABILITY.**—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation, Defense-wide, as increased by paragraph (1), \$25,000,000 may be available for Ballistic Missile Defense Aegis (Program Element 0603892C) for the enhancement of the capacity of Aegis Ballistic Missile Defense ships to intercept ballistic missiles in the ascent phase.

(c) **OFFSET.**—The amount authorized to be appropriated by section 1505(3) for research, development, test, and evaluation, Air Force, is hereby reduced by \$87,000,000, with the amount of the reduction to be allocated to funds available for MILSATCOM Terminals (Program Element 0303601F).

SA 2179. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title II, add the following:

SEC. 203. AMOUNT FOR HIGH SPEED TEST TRACK, HOLLAMAN AIR FORCE BASE, NEW MEXICO.

(a) **INCREASE IN AMOUNT FOR AIR FORCE RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.**—The amount authorized to be appropriated by section 201(3) for the Air Force for research, development, test, and evaluation is hereby increased by \$7,000,000.

(b) **AVAILABILITY FOR HIGH SPEED TEST TRACK.**—Of the amount authorized to be appropriated by section 201(3) for the Air Force

for research, development, test, and evaluation, as increased by subsection (a), \$7,000,000 may be available for the High Speed Test Track, Holloman Air Force Base, New Mexico.

(c) **OFFSET.**—The amount authorized to be appropriated by section 301(4) for the Air Force for operation and maintenance is hereby reduced by \$7,000,000.

SA 2180. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title II, add the following:

SEC. 203. AMOUNT FOR JOINT DIRECTED ENERGY TEST SITE, WHITE SANDS MISSILE RANGE, NEW MEXICO.

(a) **INCREASE IN AMOUNT FOR ARMY RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.**—The amount authorized to be appropriated by section 201(1) for the Army for research, development, test, and evaluation is hereby increased by \$8,000,000.

(b) **AVAILABILITY FOR JOINT DIRECTED ENERGY TEST SITE.**—Of the amount authorized to be appropriated by section 201(1) for the Army for research, development, test, and evaluation, as increased by subsection (a), \$8,000,000 may be available for the Joint Directed Energy Test Site, White Sands Missile Range, New Mexico.

(c) **OFFSET.**—The amount authorized to be appropriated by section 301(1) for the Army for operation and maintenance is hereby reduced by \$8,000,000.

SA 2181. Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title II, add the following:

SEC. 214. 10,000-POUND BALLISTIC AERIAL DELIVERY AND SOFT-LANDING SYSTEM.

(a) **ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY.**—The amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for the Army is hereby increased by \$4,000,000.

(b) **AVAILABILITY.**—Of the amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for Army, as increased by subsection (a), \$4,000,000 may be available for Advanced Warfighter Technologies (PE #0603001A) for the 10,000-pound Ballistic Aerial Delivery and Soft-Landing System.

(c) **OFFSET.**—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities is hereby reduced by \$4,000,000.

SA 2182. Mr. LOTT submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize

appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title XIV, add the following:

SEC. 1422. ADMINISTRATION AND OVERSIGHT OF THE ARMED FORCES RETIREMENT HOME.

(a) **INDEPENDENCE AND PURPOSE OF RETIREMENT HOME.**—Section 1511 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 411) is amended—

(1) in subsection (a), by adding at the end the following: “However, the Retirement Home shall be treated as a military facility of the Department of Defense, and may not be privatized. The administration of the Retirement Home (including administration for the provision of health care and medical care for residents) shall remain under the direct authority, control, and administration of the Secretary of Defense.”; and

(2) by striking subsection (g) and inserting the following new subsection (g):

“(g) **ACCREDITATION.**—The Chief Executive Officer shall secure and maintain accreditation by a nationally recognized civilian accrediting organization for each aspect of each facility of the Retirement Home, including medical and dental care, pharmacy, independent living, and assisted living and nursing care.”.

(b) **SPECTRUM OF CARE.**—Section 1513(b) of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 413(b)) is amended by inserting after the first sentence the following new sentence: “The services provided residents of the Retirement Home shall include nonacute medical and dental services, pharmaceutical services, and transportation of residents, at no cost to residents, to acute medical and dental services and after-hours routine medical care”.

(c) **ADMINISTRATION THROUGH CHIEF EXECUTIVE OFFICER.**—

(1) **IN GENERAL.**—Section 1515 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 415) is amended—

(A) by striking “Chief Operating Officer” each place it appears and inserting “Chief Executive Officer”; and

(B) in subsection (e)(1), by striking “Chief Operating Officer’s” and inserting “Chief Executive Officer’s”.

(2) **HEADING AMENDMENT.**—The heading of such section is amended to read as follows:

“SEC. 1515. CHIEF EXECUTIVE OFFICER.”

(3) **OTHER CONFORMING AMENDMENTS.**—The Armed Forces Retirement Home Act of 1991 is further amended by striking “Chief Operating Officer” each place it appears (other than section 1531 (24 U.S.C. 431)) and inserting “Chief Executive Officer”.

(d) **MODIFICATION OF AUTHORITIES APPLICABLE TO CHIEF EXECUTIVE OFFICER.**—

(1) **TERM OF OFFICE; ELIGIBILITY FOR REAPPOINTMENT.**—Paragraph (2) of subsection (a) of section 1515 of such Act is amended to read as follows:

“(2) The Chief Executive Officer shall serve a term of four years, but is removable from office during such term at the pleasure of the Secretary. An individual may be reappointed as Chief Executive Officer for a single additional term of four years.”.

(2) **EVALUATION OF PERFORMANCE.**—Subsection (a)(3) of such section is amended by adding at the end the following new sentence: “In evaluating the performance of the Chief Executive Officer, the Secretary shall take into account the views of the Local

Board for each facility of the Retirement Home and of the residents of each facility of the Retirement Home.”.

(3) QUALIFICATIONS.—Subsection (b) of such section is amended to read as follows:

“(b) QUALIFICATIONS.—To qualify for appointment as the Chief Executive Officer, a person shall have—

“(1) not less than 10 years of civilian or military experience as a medical doctor, nurse, nurse practitioner, or other public health care professional;

“(2) experience managing a medical care facility or continuing care facility, including experience—

“(A) managing a military installation, military medical treatment facility or veterans medical care facility, public health care facility, or retirement home; or

“(B) providing long-term medical care to the elderly; and

“(3) proven senior leadership and management skills as an administrator of a military installation, residential or medical facility, or public health care facility.”.

(4) RESPONSIBILITIES.—Subsection (c) of such section is amended—

(A) in paragraph (1)—

(i) by striking “, operation, and management” and inserting “and financial management”; and

(ii) by striking “to the Secretary” and inserting “directly to the Secretary (or the designee of the Secretary)”;

(B) in paragraph (2)—

(i) by striking “supervise the operation and administration” and inserting “advise the Secretary on the long-term financial and administrative management”; and

(ii) by striking “, including the Local Boards of those facilities”; and

(C) in paragraph (3)(C), by inserting before the period at the end the following “and submit to the Secretary and the Under Secretary of Defense for Personnel and Readiness on a quarterly basis reports on such examinations and audits”.

(5) COMPENSATION.—Subsection (d)(2) of such section is amended by striking the second sentence and inserting the following new sentence: “In determining the amount of the bonus each year, the Secretary shall take into account the views of the Local Board for each facility of the Retirement Home, and the resident advisory committee or council of each facility, regarding the performance of the Chief Executive Officer.”.

(e) CHIEF MEDICAL OFFICER.—The Armed Forces Retirement Home Act of 1991 is further amended by inserting after section 1515 the following new section:

“SEC. 1515A. CHIEF MEDICAL OFFICER.

“(a) APPOINTMENT.—(1) The Secretary of Defense shall appoint the Chief Medical Officer of the Retirement Home. The Secretary of Defense shall make the appointment in consultation with the Secretary of Homeland Security.

“(2) The Chief Medical Officer shall serve a term of two years, but is removable from office during such term at the pleasure of the Secretary.

“(3) The Secretary (or the designee of the Secretary) shall evaluate the performance of the Chief Medical Officer not less frequently than once each year. The Secretary shall carry out such evaluation in consultation with the Chief Executive Officer and the Local Board for each facility of the Retirement Home.

“(4) An officer appointed as Chief Medical Officer of the Retirement Home shall serve as Chief Medical Officer without vacating any other military duties and responsibilities assigned to that officer whether at the time of appointment or afterward.

“(b) QUALIFICATIONS.—(1) To qualify for appointment as the Chief Medical Officer, a

person shall be a member of the Medical, Dental, Nurse, or Medical Services Corps of the Armed Forces, including the Health and Safety Directorate of the Coast Guard, serving on active duty in the grade of brigadier general, or in the case of the Navy or the Coast Guard rear admiral (lower half), or higher.

“(2) In making appointments of the Chief Medical Officer, the Secretary of Defense shall, to the extent practicable, provide for the rotation of the appointments among the various Armed Forces and the Health and Safety Directorate of the Coast Guard.

“(c) RESPONSIBILITIES.—(1) The Chief Medical Officer shall be responsible to the Secretary, the Under Secretary of Defense for Personnel and Readiness, and the Chief Executive Officer for the direction and oversight of the provision of medical, mental health, and dental care at each facility of the Retirement Home.

“(2) The Chief Medical Officer shall advise the Secretary, the Under Secretary of Defense for Personnel and Readiness, the Chief Executive Officer, and the Local Board for each facility of the Retirement Home on all medical and medical administrative matters of the Retirement Home.

“(d) DUTIES.—In carrying out the responsibilities set forth in subsection (c), the Chief Medical Officer shall perform the following duties:

“(1) Ensure the timely availability to residents of the Retirement Home, at locations other than the Retirement Home, of such acute medical, mental health, and dental care as such resident may require that is not available at the applicable facility of the Retirement Home.

“(2) Ensure compliance by the facilities of the Retirement Home with accreditation standards, applicable health care standards of the Department of Veterans Affairs, and any other applicable health care standards and requirements (including requirements identified in applicable reports of the Inspectors General for the Retirement Home and the Inspector General of the Department of Defense).

“(3) Periodically visit and inspect the medical facilities and medical operations of each facility of the Retirement Home.

“(4) Periodically examine and audit the medical records and administration of the Retirement Home.

“(5) Consult with the Local Board for each facility of the Retirement Home not less frequently than once each year.

“(e) ADVISORY BODIES.—In carrying out the responsibilities set forth in subsection (c) and the duties set forth in subsection (d), the Chief Medical Officer may establish and seek the advice of such advisory bodies as the Chief Medical Officer considers appropriate.”.

(f) LOCAL BOARDS OF TRUSTEES.—

(1) DUTIES.—Subsection (b) of section 1516 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 416) is amended to read as follows:

“(b) DUTIES.—(1) The Local Board for a facility shall serve in an advisory capacity to the Director of the facility and to the Chief Executive Officer.

“(2) The Local Board for a facility shall provide to the Chief Executive Officer and the Director of the facility such guidance and recommendations on the administration of the facility as the Local Board considers appropriate.

“(3) The Local Board for a facility shall provide to the Under Secretary of Defense for Personnel and Readiness not less often than annually an assessment of all aspects of the facility, including the quality of care at the facility.

“(4) Not less frequently than one each year, the Local Board for a facility shall sub-

mit to Congress a report that includes an assessment of all aspects of the facility, including the quality of care at the facility.”.

(2) COMPOSITION.—Subparagraph (K) of subsection (c) of such section is amended to read as follows:

“(K) One senior representative of one of the chief personnel officers of the Armed Forces, who shall be a member of the Armed Forces serving on active duty in the grade of brigadier general, or in the case of the Navy or Coast Guard, rear admiral (lower half).”.

(g) DIRECTORS, DEPUTY DIRECTORS, ASSOCIATE DIRECTORS, AND STAFF OF FACILITIES.—

(1) DIRECTORS.—

(A) QUALIFICATIONS FOR APPOINTMENT, TERM, AND SUPERVISION.—Subsection (b) of section 1517 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 417) is amended to read as follows:

“(b) DIRECTOR.—(1) The Director of a facility shall—

“(A) be a member of the Armed Forces serving on active duty in the grade of colonel or, in the case of the Navy, captain;

“(B) either—

“(i) have proven leadership and management skills, including at least one tour of duty as a commanding officer or executive officer of a military installation or similar facility; or

“(ii) have served as a director, deputy director, or commanding officer of a military hospital or military medical or dental treatment facility; and

“(C) possess certification as a retirement facilities director from an appropriate civilian certifying organization, or obtain such certification within the time otherwise applicable to civilian achievement of such certification unless the requirement for such certification is waived by the Secretary of Defense.

“(2) The Director of a facility shall serve at the pleasure of the Secretary.

“(3) The Director of a facility shall be under the direction of the Under Secretary of Defense for Personnel and Readiness. The Director of a facility shall also keep the Chief Executive Officer and the Chief Medical Officer apprised of matters relating to the facility.

“(4) The Secretary or the Under Secretary shall evaluate the performance of the Director of a facility not less frequently than once each year, in consultation with the Local Board for the facility and the residents of the facility.”.

(B) ADDITIONAL DUTIES.—Subsection (c) of such section is amended by adding at the end the following new paragraph:

“(3) The Director of a facility shall work with the Chief Executive Officer and the Chief Medical Officer to ensure that sufficient resources are available to manage the facility properly.”.

(2) DEPUTY DIRECTORS.—Subsection (d) of such section is amended to read as follows:

“(d) DEPUTY DIRECTOR.—(1) The Deputy Director of a facility shall—

“(A) either—

“(i) be a civilian with not less than 5 years of experience as a continuing care retirement community professional; or

“(ii) be a member of the Armed Forces serving on active duty in a grade of or below lieutenant colonel or, in the case of the Navy, commander; and

“(B) have proven appropriate leadership and management skills.

“(2) The Deputy Director of a facility shall serve at the pleasure of the Secretary of Defense.

“(3) The Deputy Director of a facility shall be under the direction of the Director of the facility.”.

(3) ASSOCIATE DIRECTORS.—

(A) QUALIFICATIONS FOR APPOINTMENT AND SUPERVISION.—Subsection (f) of such section is amended—

(i) in paragraph (1)—
(I) in subparagraph (A), by striking “and” at the end;

(II) by redesignating subparagraph (B) as subparagraph (C); and

(III) by inserting after subparagraph (A) the following new subparagraph (B):

“(B) have served as Command Master Chief or Command Senior Enlisted Advisor at a major military command; and”; and

(ii) by adding at the end the following new paragraph:

“(3) The Associate Director of a facility shall be under the direction of the Director and Deputy Director of the facility.”.

(B) ADDITIONAL DUTIES.—Subsection (g) of such section is amended to read as follows:

“(g) DUTIES OF ASSOCIATE DIRECTOR.—The Associate Director of a facility shall—

“(1) serve as ombudsman for the residents of the facility;

“(2) report to the Director of the facility on any issues the Associate Director determines to be important for ensuring proper medical care for the residents of the facility;

“(3) advise the Under Secretary of Defense for Personnel and Readiness and the Local Board for the facility on matters relating to the care of the residents of the facility; and

“(4) perform such other duties as the Director of the facility may specify.”.

(h) INSPECTION OF RETIREMENT HOME.—Section 1518 of such Act (24 U.S.C. 418) is amended to read as follows:

“SEC. 1518. INSPECTION OF RETIREMENT HOME.

“(a) INSPECTORS GENERAL FOR THE RETIREMENT HOME.—(1) The Inspectors General of the military departments shall have the duty to inspect the Retirement Home. The duty to inspect shall alternate among the Inspector General of the Army, the Naval Inspector General, and the Inspector General of the Air Force on such schedule as the Secretary of Defense shall direct.

“(2) On matters relating to the inspection of the Retirement Home the Inspectors General for the Retirement Home under paragraph (1) shall report directly to the Under Secretary of Defense for Personnel and Readiness.

“(3) The Inspectors General for the Retirement Home under paragraph (1) shall advise the Inspector General of the Department of Defense and the Director of each facility of the Retirement Home on matters relating to waste, fraud, abuse, and mismanagement of the Retirement Home.

“(b) INSPECTIONS BY INSPECTOR GENERAL.—(1) Every two years, the current Inspector General for the Retirement Home under subsection (a) shall perform a comprehensive inspection of all aspects of each facility of the Retirement Home, including independent living, assisted living, medical and dental care, pharmacy, financial and contracting records, and any aspect of either facility on which the Local Board for the facility or the resident advisory committee or council of the facility recommends inspection.

“(2) The Inspector General shall be assisted in inspections under this subsection by the medical inspector general of a military department designated for purposes of this subsection by the Secretary of Defense. In making such designations, the Secretary shall designate such medical inspectors general on a rotating basis from among the various military departments.

“(3) In conducting the inspection of a facility of the Retirement Home under this subsection, the Inspector General shall solicit concerns, observations, and recommendations from the Local Board for the facility, the resident advisory committee or council

of the facility, and the residents of the facility. Any concerns, observations, and recommendations solicited from residents shall be solicited on a not-for-attribution basis.

“(4) The Chief Executive Officer and the Director of each facility of the Retirement Home shall make all staff, other personnel, and records of each facility available to the Inspector General in a timely manner for purposes of inspections under this subsection.

“(c) REPORTS ON INSPECTIONS BY INSPECTOR GENERAL.—(1) Not later than 45 days after completing an inspection of a facility of the Retirement Home under subsection (b), the current Inspector General for the Retirement Home under subsection (a) shall submit to the Secretary of Defense, the Under Secretary of Defense for Personnel and Readiness, the Chief Executive Officer, the Director of the facility, and the Local Board for the facility, and to Congress, a report describing the results of the inspection and containing such recommendations as the Inspector General considers appropriate in light of the inspection.

“(2) Not later than 45 days after receiving a report of the Inspector General under paragraph (1), the Director of the facility concerned shall submit the Secretary of Defense, the Under Secretary of Defense for Personnel and Readiness, the Chief Executive Officer, and the Local Board for the facility, and to Congress, a plan to address the recommendations and other matters set forth in the report.

“(d) ADDITIONAL INSPECTIONS.—(1) Every two years, in a year in which the Inspector General does not perform an inspection under subsection (b), the Chief Executive Officer shall request the inspection of each facility of the Retirement Home by the Joint Commission with respect to matters of facilities that are within the purview of the Joint Commission.

“(2) In the event an inspection under paragraph (1) does not address all matters at the facilities of the Retirement Home, the Chief Executive Officer shall request the inspection of the facilities by one or more appropriate civilian accrediting organizations for any matters at such facilities that are not addressed by the inspection under paragraph (1), including independent living, assisted living, and pharmacy (if applicable).

“(3) The Chief Executive Officer and the Director of a facility being inspected under this subsection shall make all staff, other personnel, and records of the facility available to the Joint Commission or other civilian accrediting organization in a timely manner for purposes of inspections under this subsection.

“(e) REPORTS ON ADDITIONAL INSPECTIONS.—(1) Not later than 45 days after receiving a report of an inspection from the Joint Commission or other civilian accrediting organization under subsection (d), the Director of the facility concerned shall submit to the Under Secretary of Defense for Personnel and Readiness, the Chief Executive Officer, and the Local Board for the facility a report containing—

“(A) the results of the inspection; and

“(B) a plan to address any recommendations and other matters set forth in the report.

“(2) Not later than 45 days after receiving a report and plan under paragraph (1), the Secretary of Defense shall submit the report and plan to Congress.”.

(i) ARMED FORCES RETIREMENT HOME TRUST FUND.—Section 1519 of the Armed Forces Retirement Home Act of 1991 (24 U.S.C. 419) is amended by adding at the end the following new subsection:

“(d) REPORTING REQUIREMENTS.—The Chief Financial Officer of the Armed Forces Re-

tirement Home shall comply with the reporting requirements of subchapter II of chapter 35 of title 31, United States Code.”.

SA 2183. Mr. WYDEN (for himself, Mr. BOND, and Mr. ROCKEFELLER) submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

At the end, add the following:

TITLE XXXIII—OTHER MATTERS

SEC. 3301. AVAILABILITY OF THE EXECUTIVE SUMMARY OF THE REPORT ON CENTRAL INTELLIGENCE AGENCY ACCOUNTABILITY REGARDING THE TERRORIST ATTACKS OF SEPTEMBER 11, 2001.

(a) PUBLIC AVAILABILITY.—Not later than 30 days after the date of the enactment of this Act, the Director of the Central Intelligence Agency shall prepare and make available to the public a version of the Executive Summary of the report entitled the “Office of Inspector General Report on Central Intelligence Agency Accountability Regarding Findings and Conclusions of the Joint Inquiry into Intelligence Community Activities Before and After the Terrorist Attacks of September 11, 2001” issued in June 2005 that is declassified to the maximum extent possible, consistent with national security.

(b) REPORT TO CONGRESS.—The Director of the Central Intelligence Agency shall submit to Congress a classified annex to the redacted Executive Summary made available under subsection (a) that explains the reason that any redacted material in the Executive Summary was withheld from the public.

SA 2184. Mr. SUNUNU proposed an amendment to amendment SA 2135 submitted by Mr. DORGAN (for himself, Mr. CONRAD, and Mr. SALAZAR) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; as follows:

Strike page 2, line 2 and insert in lieu thereof: “for the capture or death or information leading to the capture or death of”.

SA 2185. Mr. AKAKA submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle C of title VIII, add the following:

SEC. 847. CONTRACT GOALS FOR NATIVE HAWAIIAN-SERVING INSTITUTIONS AND ALASKA NATIVE-SERVING INSTITUTIONS.

Section 2323 of title 10, United States Code, is amended—

(1) in subsection (a)—
 (A) in paragraph (1)—
 (i) in subparagraph (C), by striking “and” at the end;
 (ii) in subparagraph (D), by striking the period at the end and inserting “; and”; and
 (iii) by adding at the end the following new subparagraph:

“(E) Native Hawaiian-serving institutions and Alaska Native-serving institutions (as defined in section 317 of the Higher Education Act of 1965 (20 U.S.C. 1059d)).”; and

(B) in paragraph (2), by inserting after “Hispanic-serving institutions,” the following: “Native Hawaiian-serving institutions and Alaska Native-serving institutions.”; and

(2) in subsection (c)—
 (A) in paragraph (1), by inserting after “Hispanic-serving institutions,” the following: “Native Hawaiian-serving institutions and Alaska Native-serving institutions.”; and

(B) in paragraph (3), by inserting after “Hispanic-serving institutions,” the following: “to Native Hawaiian-serving institutions and Alaska Native-serving institutions.”.

SA 2186. Mr. SANDERS submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

On page 106, strike line 13 and all that follows through page 114, line 4 and insert the following:

Subtitle G—Military Family Readiness and Servicemember Reintegration

SEC. 581. DEPARTMENT OF DEFENSE MILITARY FAMILY READINESS AND SERVICEMEMBER REINTEGRATION COUNCIL.

(a) IN GENERAL.—Subchapter I of chapter 88 of title 10, United States Code, is amended by inserting after section 1781 the following new section:

“SEC. 1781a. DEPARTMENT OF DEFENSE MILITARY FAMILY READINESS AND SERVICEMEMBER REINTEGRATION COUNCIL.

“(a) IN GENERAL.—There is in the Department of Defense the Department of Defense Military Family Readiness and Servicemember Reintegration Council (hereafter in this section referred to as the ‘Council’).

“(b) MEMBERS.—(1) The members of the Council shall be the following:

“(A) The Under Secretary of Defense for Personnel and Readiness, who shall serve as chair of the Council.

“(B) One representative of each of the Army, the Navy, the Marine Corps, and the Air Force, who shall be appointed by Secretary of Defense.

“(C) The Secretary of Veterans Affairs.

“(D) The Chief of the National Guard Bureau.

“(E) Three individuals appointed by the Secretary of Defense from among representatives of military family organizations (including military family organizations of families of members of the regular components and of families of members of the reserve components), of whom not less than two shall be members of the family of an enlisted member of the armed forces.

“(2) The term on the Council of the members appointed under paragraph (1)(E) shall be three years.

“(c) MEETINGS.—The Council shall meet not less often than twice each year. Not

more than one meeting of the Council each year shall be in the National Capital Region.

“(d) DUTIES.—The duties of the Council shall include the following:

“(1) To review and make recommendations to the Secretary of Defense on the policy and plans required under section 1781b of this title.

“(2) To monitor requirements for the support of military family readiness and the support of servicemember reintegration by the Department of Defense.

“(3) To evaluate and assess the effectiveness of the military family readiness and servicemember reintegration programs and activities of the Department of Defense.

“(4) To evaluate and coordinate the policies of the Department of Defense and the Department of Veterans Affairs to leverage and coordinate the resources of each department in providing military family readiness and servicemember reintegration programs and activities.

“(e) ANNUAL REPORTS.—(1) Not later than February 1 each year, the Council shall submit to the Secretary of Defense and the congressional defense committees a report on military family readiness and servicemember reintegration.

“(2) Each report under this subsection shall include the following:

“(A) An assessment of the adequacy and effectiveness of the military family readiness and servicemember reintegration programs and activities of the Department of Defense during the preceding fiscal year in meeting the needs and requirements of military families.

“(B) Recommendations on actions to be taken to improve the capability of the military family readiness and servicemember reintegration programs and activities of the Department of Defense to meet the needs and requirements of reintegrating members of the Armed Forces and military families, including actions relating to the allocation of funding and other resources to and among such programs and activities.

“(C) The effectiveness of the coordination of the military family readiness and servicemember reintegration programs and activities of the Department of Defense with the activities and programs of the Department of Veterans Affairs.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter I of chapter 88 of such title is amended by inserting after the item relating to section 1781 the following new item:

“Sec. 1781a. Department of Defense Military Family Readiness and Servicemember Reintegration Council.”.

SEC. 582. DEPARTMENT OF DEFENSE POLICY AND PLANS FOR MILITARY FAMILY READINESS AND SERVICEMEMBER REINTEGRATION PROGRAMS AND ACTIVITIES.

(a) POLICY AND PLANS REQUIRED.—

(1) IN GENERAL.—Subchapter I of chapter 88 of title 10, United States Code, as amended by section 581 of this Act, is further amended by inserting after section 1781a the following new section:

“SEC. 1781b. DEPARTMENT OF DEFENSE POLICY AND PLANS FOR MILITARY FAMILY READINESS AND SERVICEMEMBER REINTEGRATION PROGRAMS AND ACTIVITIES.

“(a) IN GENERAL.—The Secretary of Defense shall develop a policy and plans for the Department of Defense for the support of military family readiness and servicemember reintegration programs and activities.

“(b) PURPOSES.—The purposes of the policy and plans required under subsection (a) are as follows:

“(1) To ensure that the military family readiness programs and servicemember re-

integration programs and activities of the Department of Defense are comprehensive, effective, and properly supported.

“(2) To ensure that such programs are coordinated and developed in consultation with the Secretary of Veterans Affairs.

“(3) To ensure that support is continuously available to military families in peacetime and in war, as well as during periods of force structure change and relocation of military units.

“(4) To ensure that the military family readiness and servicemember reintegration programs and activities of the Department of Defense are available to all military families, including military families of members of the regular components and military families of members of the reserve components.

“(5) To ensure that the goal of military family readiness and servicemember reintegration is an explicit element of applicable Department of Defense plans, programs, and budgeting activities, and that achievement of military family readiness and servicemember reintegration is expressed through Department-wide goals that are identifiable and measurable.

“(6) To ensure that the military family readiness and servicemember reintegration programs and activities of the Department of Defense undergo continuous evaluation in order to ensure that resources are allocated and expended for such programs and activities in the most effective possible manner throughout the Department.

“(c) ELEMENTS OF POLICY.—The policy required under subsection (a) shall include the following elements:

“(1) A definition for treating a program or activity of the Department of Defense as a military family readiness and servicemember reintegration program or activity.

“(2) Department of Defense-wide goals for military family support and servicemember reintegration, both for military families of members of the regular components and military families of members of the reserve components.

“(3) Requirements for joint programs and activities for military family support and servicemember reintegration.

“(4) Policies on access to military family support and servicemember reintegration programs and activities based on military family populations served and geographical location.

“(5) Policies that recognize the need for follow-up services for reintegrating members of the Armed Forces and their families for extended periods following deployments, including between deployments.

“(6) Requirements for the provision of services to address the unique needs of members of the armed forces and their family members with respect to family readiness and servicemember reintegration, including the following:

“(A) Marriage counseling.

“(B) Services for children.

“(C) Suicide prevention.

“(D) Substance abuse awareness and treatment.

“(E) Mental health awareness and treatment.

“(F) Financial counseling.

“(G) Domestic violence awareness and prevention.

“(H) Employment assistance.

“(I) Development of strategies for living with a member of the armed forces who has post traumatic stress disorder or traumatic brain injury.

“(J) Such other services that may be appropriate to address the unique needs of members of the armed forces and their families who live in rural or remote areas with respect to family readiness and servicemember reintegration.

“(7) Metrics to measure the performance and effectiveness of the military family readiness programs and activities of the Department of Defense.

“(8) Policies on coordination with the Secretary of Veterans Affairs and the Veterans Integrated Service Networks (VISN), the Chief of the National Guard Bureau, and the Adjutant Generals of the States and territories of the United States.

“(9) Policies on coordination of family readiness and servicemember reintegration programs and activities with State and local public and private entities to leverage services provided by the Department of Defense, the Department of Veterans Affairs, and other entities that provide family readiness or servicemember reintegration programs.

“(d) ELEMENTS OF PLANS.—(1) Each plan required under subsection (a) shall include the elements specified in paragraph (2) for the five-fiscal year period beginning with the fiscal year in which such plan is submitted under paragraph (3).

“(2) The elements in each plan required under subsection (a) shall include, for the period covered by such plan, the following:

“(A) An ongoing identification and assessment of the effectiveness of the military family readiness and servicemember reintegration programs and activities of the Department of Defense in meeting goals for such programs and activities, which assessment shall evaluate such programs and activities separately for each military department and for each regular component and each reserve component.

“(B) A description of the resources required to support the military family readiness and servicemember reintegration programs and activities of the Department of Defense, including the military personnel, civilian personnel, and volunteer personnel so required.

“(C) An ongoing identification in gaps in the military family readiness and servicemember reintegration programs and activities of the Department of Defense, and an ongoing identification of the resources required to address such gaps.

“(D) An evaluation of the policies developed in accordance with subsection (c)(5).

“(E) An assessment of the effectiveness of and recommendations to improve the coordination of the military family readiness and servicemember reintegration programs and activities of the Department of Defense with the services and programs of the Department of Veterans Affairs, as well as those of State and local governments.

“(F) Mechanisms to apply the metrics developed under subsection (c)(6).

“(G) A summary, by fiscal year, of the allocation of funds (including appropriated funds and nonappropriated funds) for major categories of military family readiness and servicemember reintegration programs and activities of the Department of Defense, set forth for each of the military departments and for the Office of the Secretary of Defense.

“(3) Not later than March 1, 2008, and each year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the plans required under subsection (a) for the 5-fiscal year period beginning with the fiscal year beginning in the year in which such report is submitted. Each report shall include the plans covered by such report and an assessment of the discharge by the Department of Defense

of the previous plans submitted under this subsection.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter I of chapter 88 of such title, as so amended, is further amended by inserting after the item relating to section 1781a the following new item:

“Sec. 1781b. Department of Defense policy and plans for military family readiness and servicemember reintegration programs and activities.”.

(3) REPORT ON POLICY.—The Secretary of Defense shall submit to the congressional defense committees a report setting forth the policy developed under section 1781b of title 10, United States Code (as added by this subsection), not later than February 1, 2009.

(b) PILOT PROGRAM.—

(1) IN GENERAL.—The Secretary of Defense shall carry out a pilot program to assess the feasibility and advisability of providing grants to eligible entities to create comprehensive soldier and family preparedness, reintegration, and outreach programs for members of the Armed Forces and their families to further the purposes described in section 1781b(b) of title 10, United States Code, as added by subsection (a).

(2) GRANTS.—The Secretary of Defense shall carry out the pilot program through the award of grants to eligible entities for the provision of assistance to members of the Armed Forces and their families as described in paragraph (1).

(3) ELIGIBLE ENTITIES.—For purposes of this subsection, an eligible entity is any of the following:

(A) An Adjutant General of a State or territory of the United States.

(B) A Federal Veterans Integrated Service Network (VISN) office.

(C) A State veterans affairs agency.

(D) A family support group for a regular component of the Armed Forces or for a reserve component of the Armed Forces, if such organization partners with an entity described in subparagraph (A) through (C).

(E) An organization recognized by the Secretary of Veterans Affairs for the representation of veterans under section 5902 of title 38, United States Code, if such organization partners with an entity described in subparagraph (A) through (C).

(F) A State or local nonprofit organization, if such organization partners with an entity described in subparagraph (A) through (C).

(4) USE OF GRANT FUNDS.—Recipients of grants under the pilot program shall develop programs for the provision of assistance and services to members of the Armed Forces and their family members that meet the purposes of section 1781b(b) of title 10, United States Code, as added by subsection (a), which may include the following:

(A) Marriage counseling.

(B) Services for children.

(C) Suicide prevention.

(D) Substance abuse awareness and treatment.

(E) Mental health awareness and treatment.

(F) Financial counseling.

(G) Domestic violence awareness and prevention.

(H) Employment assistance.

(I) Development of strategies for living with a servicemember with post traumatic stress disorder and traumatic brain injury.

(J) Such other services that may be appropriate to address the unique needs of members of the Armed Forces and their families who live in rural or remote areas with respect to family readiness and servicemember reintegration.

(K) Assisting members of the Armed Forces and their families find and receive benefits and services from local, State, and Federal programs and nonprofit programs for assistance with military family readiness and servicemember reintegration, including referral services.

(L) Development of strategies and programs that recognize the need for follow-up services for reintegrating members of the Armed Forces and their families for extended periods following deployments, including between deployments.

(M) Assisting members of the Armed Forces and their families receive services and assistance from the Department of Veterans Affairs, including referral services.

(5) OUTREACH.—A recipient of a grant under this subsection shall carry out a program of outreach to members of the Armed Forces and their families with respect to the services offered in accordance with paragraph (3) before, during, and after deployment of such members of the Armed Forces.

(6) SELECTION OF GRANT RECIPIENTS.—

(A) APPLICATION.—An eligible entity seeking a grant under the pilot program shall submit to the Secretary of Defense an application therefor in such form and in such manner as the Secretary considers appropriate.

(B) ELEMENTS.—An application submitted under subparagraph (A) shall include such elements as the Secretary considers appropriate.

(C) PRIORITY.—In selecting eligible entities to receive grants under the pilot program, the Secretary of Defense shall give priority to eligible entities that propose programs with a focus on personal outreach by trained staff (with preference given to veterans and, in particular, veterans of combat) conducted in person to members of the Armed Forces and their families.

(7) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$30,000,000 for the Secretary of Defense to carry out this subsection.

(c) SURVEYS OF MILITARY FAMILIES.—Section 1782(a) of title 10, United States Code, is amended—

(1) in the heading, by striking “AUTHORITY” and inserting “IN GENERAL”; and

(2) by striking “may conduct surveys” in the matter preceding paragraph (1) and inserting “shall, in fiscal year 2009 and not less often than once every three fiscal years thereafter, conduct surveys”.

SA 2187. Mr. SANDERS submitted an amendment intended to be proposed to amendment SA 2019 proposed by Mr. LEVIN (for himself and Mr. MCCAIN) to the amendment SA 2011 proposed by Mr. NELSON of Nebraska (for Mr. LEVIN) to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 34, strike line 8 and all that follows through page 51, line 24 and insert the following:

SEC. 1631. COMPREHENSIVE PLANS ON PREVENTION, DIAGNOSIS, MITIGATION, AND TREATMENT OF TRAUMATIC BRAIN INJURY AND POST-TRAUMATIC STRESS DISORDER IN MEMBERS OF THE ARMED FORCES.

(a) PLANS REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall, in accordance with subsection (c), submit to the

congressional defense committees one or more comprehensive plans for programs and activities of the Department of Defense to prevent, diagnose, mitigate, treat, and otherwise respond to traumatic brain injury (TBI) and post-traumatic stress disorder (PTSD) in members of the Armed Forces.

(b) **ELEMENTS.**—Each plan submitted under subsection (a) shall include comprehensive proposals of the Department on the following:

(1) The designation by the Secretary of Defense of a lead agent or executive agent for the Department to coordinate development and implementation of the plan.

(2) The improvement of personnel protective equipment for members of the Armed Forces in order to prevent traumatic brain injury.

(3) The improvement of methods and mechanisms for the detection and treatment of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces in the field.

(4) The requirements for research on traumatic brain injury and post-traumatic stress disorder, including (in particular) research on pharmacological approaches to treatment for traumatic brain injury or post-traumatic stress disorder, as applicable, and the allocation of priorities among such research.

(5) The development, adoption, and deployment of diagnostic criteria for the detection and evaluation of the range of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces, which criteria shall be employed uniformly across the military departments in all applicable circumstances, including provision of clinical care and assessment of future deployability of members of the Armed Forces.

(6) The development and deployment of effective means of assessing traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces, including a system of pre-deployment and post-deployment screenings of cognitive ability in members for the detection of cognitive impairment, as required by the amendments made by section 1632.

(7) The development and deployment of effective means of managing and monitoring members of the Armed Forces with traumatic brain injury or post-traumatic stress disorder in the receipt of care for traumatic brain injury or post-traumatic stress disorder, as applicable, including the monitoring and assessment of treatment and outcomes.

(8) The development and deployment of an education and awareness training initiative designed to reduce the negative stigma associated with traumatic brain injury, post-traumatic stress disorder, and mental health treatment.

(9) The provision of education and outreach to families of members of the Armed Forces with traumatic brain injury or post-traumatic stress disorder on a range of matters relating to traumatic brain injury or post-traumatic stress disorder, as applicable, including detection, mitigation, and treatment.

(10) The assessment of the current capabilities of the Department for the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces.

(11) The identification of gaps in current capabilities of the Department for the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces.

(12) The identification of the resources required for the Department in fiscal years

2009 thru 2013 to address the gaps in capabilities identified under paragraph (11).

(13) The development of joint planning among the Department of Defense, the military departments, and the Department of Veterans Affairs for the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces, including planning for the seamless transition of such members from care through the Department of Defense to care through the Department of Veterans Affairs.

(14) A requirement that exposure to a blast or blasts be recorded in the records of members of the Armed Forces.

(15) The development of clinical practice guidelines for the diagnosis and treatment of blast injuries in members of the Armed Forces, including, but not limited to, traumatic brain injury.

(c) **COORDINATION IN DEVELOPMENT.**—

(1) **SECRETARY OF THE ARMY.**—Each plan submitted under subsection (a) shall be developed in coordination with the Secretary of the Army (who was designated by the Secretary of Defense as executive agent for the prevention, mitigation, and treatment of blast injuries under section 256 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3181; 10 U.S.C. 1071 note)).

(2) **SECRETARY OF VETERANS AFFAIRS.**—Each plan submitted under subsection (a) shall be developed jointly with the Secretary of Veterans Affairs for the elements described in paragraphs (3) through (10) and paragraph (13) of subsection (b).

(d) **ADDITIONAL ACTIVITIES.**—In carrying out programs and activities for the prevention, diagnosis, mitigation, and treatment of traumatic brain injury and post-traumatic stress disorder in members of the Armed Forces, the Secretary of Defense shall—

(1) examine the results of the recently completed Phase 2 study, funded by the National Institutes of Health, on the use of progesterone for acute traumatic brain injury;

(2) determine if Department of Defense funding for a Phase 3 clinical trial on the use of progesterone for acute traumatic brain injury, or for further research regarding the use of progesterone or its metabolites for treatment of traumatic brain injury, is warranted;

(3) provide for the collaboration of the Department of Defense, as appropriate, in clinical trials and research on pharmacological approaches to treatment for traumatic brain injury and post-traumatic stress disorder that is conducted by other departments and agencies of the Federal Government; and

(4) to the maximum extent practicable, consult, coordinate, and partner with the Department of Veterans Affairs in carrying out research on traumatic brain injury and post-traumatic stress disorder.

SEC. 1632. IMPROVEMENT OF MEDICAL TRACKING SYSTEM FOR MEMBERS OF THE ARMED FORCES DEPLOYED OVERSEAS.

(a) **PROTOCOL FOR ASSESSMENT OF COGNITIVE FUNCTIONING.**—

(1) **PROTOCOL REQUIRED.**—Subsection (b) of section 1074f of title 10, United States Code, is amended—

(A) in paragraph (2), by adding at the end the following new subparagraph:

“(C) An assessment of post-traumatic stress disorder.”; and

(B) by adding at the end the following new paragraph:

“(3)(A) The Secretary shall establish for purposes of subparagraphs (B) and (C) of paragraph (2) a protocol for the predeployment assessment and documentation of the cognitive (including memory)

functioning of a member who is deployed outside the United States in order to facilitate the assessment of the postdeployment cognitive (including memory) functioning of the member.

“(B) The protocol under subparagraph (A) shall include appropriate mechanisms to permit the differential diagnosis of traumatic brain injury in members returning from deployment in a combat zone.”.

(2) **PILOT PROJECTS.**—(A) In developing the protocol required by paragraph (3) of section 1074f(b) of title 10, United States Code (as amended by paragraph (1) of this subsection), for purposes of assessments for traumatic brain injury, the Secretary of Defense shall conduct up to three pilot projects to evaluate various mechanisms for use in the protocol for such purposes. One of the mechanisms to be so evaluated shall be a computer-based assessment tool.

(B) Not later than 60 days after the completion of the pilot projects conducted under this paragraph, the Secretary shall submit to the appropriate committees of Congress a report on the pilot projects. The report shall include—

(i) a description of the pilot projects so conducted;

(ii) an assessment of the results of each such pilot project; and

(iii) a description of any mechanisms evaluated under each such pilot project that will be incorporated into the protocol.

(C) Not later than 180 days after completion of the pilot projects conducted under this paragraph, the Secretary shall establish a mechanism for implementing any mechanism evaluated under such a pilot project that is selected for incorporation in the protocol.

(D) There is hereby authorized to be appropriated to the Department of Defense, \$3,000,000 for the pilot projects authorized by this paragraph. Of the amount so authorized to be appropriated, not more than \$1,000,000 shall be available for any particular pilot project.

(b) **QUALITY ASSURANCE.**—Subsection (d)(2) of section 1074f of title 10, United States Code, is amended by adding at the end the following new subparagraph:

“(F) The diagnosis and treatment of traumatic brain injury and post-traumatic stress disorder.”.

(c) **STANDARDS FOR DEPLOYMENT.**—Subsection (f) of such section is amended—

(1) in the subsection heading, by striking “MENTAL HEALTH”; and

(2) in paragraph (2)(B), by striking “or” and inserting “, traumatic brain injury, or”.

SEC. 1633. CENTERS OF EXCELLENCE IN THE PREVENTION, DIAGNOSIS, MITIGATION, TREATMENT, AND REHABILITATION OF TRAUMATIC BRAIN INJURY AND POST-TRAUMATIC STRESS DISORDER.

(a) **CENTER OF EXCELLENCE ON TRAUMATIC BRAIN INJURY.**—Chapter 55 of title 10, United States Code, is amended by inserting after section 1105 the following new section:

“§ 1105a. Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury

“(a) IN GENERAL.—The Secretary of Defense shall establish within the Department of Defense a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury (TBI), including mild, moderate, and severe traumatic brain injury, to carry out the responsibilities specified in subsection (c). The center shall be known as a ‘Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury’.

“(b) **PARTNERSHIPS.**—The Secretary of Defense shall ensure that the Center collaborates to the maximum extent practicable

with the Department of Veterans Affairs to carry out the responsibilities specified in subsection (c). The Secretary of Defense shall also authorize the Center to enter in such partnerships, agreements, or other arrangements as the Secretary considers appropriate with institutions of higher education and other appropriate public and private entities (including international entities) to carry out the responsibilities specified in subsection (c).

“(c) RESPONSIBILITIES.—The Center shall have responsibilities as follows:

“(1) To direct and oversee, based on expert research, the development and implementation of a long-term, comprehensive plan and strategy for the Department of Defense for the prevention, diagnosis, mitigation, treatment, and rehabilitation of traumatic brain injury.

“(2) To provide for the development, testing, and dissemination within the Department of best practices for the treatment of traumatic brain injury.

“(3) To provide guidance for the mental health system of the Department in determining the mental health and neurological health personnel required to provide quality mental health care for members of the armed forces with traumatic brain injury.

“(4) To establish, implement, and oversee a comprehensive program to train mental health and neurological health professionals of the Department in the treatment of traumatic brain injury.

“(5) To facilitate advancements in the study of the short-term and long-term psychological effects of traumatic brain injury.

“(6) To disseminate within the military medical treatment facilities of the Department best practices for training mental health professionals, including neurological health professionals, with respect to traumatic brain injury.

“(7) To conduct basic science and translational research on traumatic brain injury for the purposes of understanding the etiology of traumatic brain injury and developing preventive interventions and new treatments.

“(8) To develop outreach strategies and treatments for families of members of the armed forces with traumatic brain injury in order to mitigate the negative impacts of traumatic brain injury on such family members and to support the recovery of such members from traumatic brain injury.

“(9) To conduct research on the unique mental health needs of women members of the armed forces with traumatic brain injury and develop treatments to meet any needs identified through such research.

“(10) To conduct research on the unique mental health needs of ethnic minority members of the armed forces with traumatic brain injury and develop treatments to meet any needs identified through such research.

“(11) To conduct research on the mental health needs of families of members of the armed forces with traumatic brain injury and develop treatments to meet any needs identified through such research.

“(12) To conduct longitudinal studies (using imaging technology and other proven research methods) on members of the armed forces with traumatic brain injury to identify early signs of Alzheimer’s disease, Parkinson’s disease, or other manifestations of neurodegeneration in such members, which studies should be conducted in coordination with the studies authorized by section 721 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2294) and other studies of the Department of Defense and the Department of Veterans Affairs that address the connection between exposure to combat and the development of Alzheimer’s disease, Par-

kinson’s disease, and other neurodegenerative disorders.

“(13) To develop and oversee a long-term plan to increase the number of mental health and neurological health professionals within the Department in order to facilitate the meeting by the Department of the needs of members of the armed forces with traumatic brain injury until their transition to care and treatment from the Department of Veterans Affairs.

“(14) Such other responsibilities as the Secretary shall specify.”

(b) CENTER OF EXCELLENCE ON POST-TRAUMATIC STRESS DISORDER.—Chapter 55 of such title is further amended by inserting after section 1105a, as added by subsection (a), the following new section:

“§ 1105b. Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Post-Traumatic Stress Disorder

“(a) IN GENERAL.—The Secretary of Defense shall establish within the Department of Defense a center of excellence in the prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder (PTSD), including mild, moderate, and severe post-traumatic stress disorder, to carry out the responsibilities specified in subsection (c). The center shall be known as a ‘Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Post-Traumatic Stress Disorder’.

“(b) PARTNERSHIPS.—The Secretary of Defense shall ensure that the Center collaborates to the maximum extent practicable with the Department of Veterans Affairs to carry out the responsibilities specified in subsection (c). The Secretary shall also authorize the Center to enter in such partnerships, agreements, or other arrangements as the Secretary considers appropriate with institutions of higher education and other appropriate public and private entities (including international entities) to carry out the responsibilities specified in subsection (c).

“(c) RESPONSIBILITIES.—The Center shall have responsibilities as follows:

“(1) To direct and oversee, based on expert research, the development and implementation of a long-term, comprehensive plan and strategy for the Department of Defense for the prevention, diagnosis, mitigation, treatment, and rehabilitation of post-traumatic stress disorder.

“(2) To provide for the development, testing, and dissemination within the Department of best practices for the treatment of post-traumatic stress disorder.

“(3) To provide guidance for the mental health system of the Department in determining the mental health and neurological health personnel required to provide quality mental health care for members of the armed forces with post-traumatic stress disorder.

“(4) To establish, implement, and oversee a comprehensive program to train mental health and neurological health professionals of the Department in the treatment of post-traumatic stress disorder.

“(5) To facilitate advancements in the study of the short-term and long-term psychological effects of post-traumatic stress disorder.

“(6) To disseminate within the military medical treatment facilities of the Department best practices for training mental health professionals, including neurological health professionals, with respect to post-traumatic stress disorder.

“(7) To conduct basic science and translational research on post-traumatic stress disorder for the purposes of understanding the etiology of post-traumatic stress disorder and developing preventive interventions and new treatments.

“(8) To develop outreach strategies and treatments for families of members of the armed forces with post-traumatic stress disorder in order to mitigate the negative impacts of traumatic brain injury on such family members and to support the recovery of such members from post-traumatic stress disorder.

“(9) To conduct research on the unique mental health needs of women members of the armed forces, including victims of sexual assault, with post-traumatic stress disorder and develop treatments to meet any needs identified through such research.

“(10) To conduct research on the unique mental health needs of ethnic minority members of the armed forces with post-traumatic stress disorder and develop treatments to meet any needs identified through such research.

“(11) To conduct research on the mental health needs of families of members of the armed forces with post-traumatic stress disorder and develop treatments to meet any needs identified through such research.

“(12) To develop and oversee a long-term plan to increase the number of mental health and neurological health professionals within the Department in order to facilitate the meeting by the Department of the needs of members of the armed forces with post-traumatic stress disorder until their transition to care and treatment from the Department of Veterans Affairs.

“(13) Such other responsibilities as the Secretary shall specify.”

(c) JOINT DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS POST-TRAUMATIC STRESS DISORDER RESEARCH INITIATIVE.—Chapter 55 of such title is further amended by inserting after section 1105b, as added by subsection (b), the following new section:

“SEC. 1105c. JOINT DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS POST-TRAUMATIC STRESS DISORDER RESEARCH INITIATIVE.

“(a) The Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment and Rehabilitation of Post-Traumatic Stress Disorder and the National Center for Post-Traumatic Stress Disorder of the Department of Veterans Affairs (in this section referred to as the ‘Centers’) shall jointly carry out a program of research to be known as the ‘Joint Department of Defense and Department of Veterans Affairs Post-Traumatic Stress Disorder Research Initiative’ (in this section referred to as the ‘Research Initiative’).

“(b) The Research Initiative to be conducted by the Centers shall—

“(1) be jointly developed and coordinated by the Centers;

“(2) be complementary to the research otherwise being conducted by the respective Centers;

“(3) to the extent practicable, focus on areas of research that would benefit from the joint participation of both Centers;

“(4) research and promote the effective transition for members of the armed forces from receipt of care from the Department of Defense to receipt of care from the Department of Veterans Affairs;

“(5) consider, as appropriate, any special needs of women who are members of the armed forces or are veterans, members of the armed forces who live in rural areas, veterans who live in rural areas, Reserves, and veterans; and

“(6) promote cooperation, information sharing, and a reduction in duplication of efforts between the Department of Defense, the Department of Veterans Affairs, and other relevant Federal entities.

“(c) PARTNERSHIPS.—The Centers may enter into such partnerships, agreements, or

other arrangements as the Secretary of Defense and the Secretary of Veterans Affairs consider appropriate with the Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury, appropriate entities within the Department of Veterans Affairs, or other Federal entities to carry out the purpose of this section."

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 55 of such title is amended by inserting after the item relating to section 1105 the following new items:

"1105a. Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury.

"1105b. Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Post-Traumatic Stress Disorder.

"1105c. Joint Department of Defense and Department of Veterans Affairs Post-Traumatic Stress Disorder Research Initiative."

(e) REPORTS ON ESTABLISHMENT.—

(1) REPORT BY SECRETARY OF DEFENSE.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the establishment of the Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury required by section 1105a of title 10, United States Code (as added by subsection (a)), and the establishment of the Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Post-Traumatic Stress Disorder required by section 1105b of title 10, United States Code (as added by subsection (b)). The report shall, for each such Center—

(A) describe in detail the activities and proposed activities of such Center; and

(B) assess the progress of such Center in discharging the responsibilities of such Center.

(2) JOINT REPORT BY SECRETARY OF DEFENSE AND SECRETARY OF VETERANS AFFAIRS.—Not later than 180 days after the date of enactment of this Act, the Secretary of Defense and the Secretary of Veterans Affairs shall jointly submit to Congress a report on the establishment of the Joint Department of Defense and Department of Veterans Affairs Post-Traumatic Stress Disorder Research Initiative required by section 1105c of title 10, United States Code (as added by subsection (c)). The report shall—

(A) describe in detail the activities and proposed activities of such Research Initiative; and

(B) assess the progress of such Research Initiative in discharging the responsibilities of such Research Initiative.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is hereby authorized to be appropriated for fiscal year 2008 for the Department of Defense for Defense Health Program, \$15,000,000, of which—

(1) \$5,000,000 shall be available for the Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Traumatic Brain Injury required by section 1105a of title 10, United States Code;

(2) \$5,000,000 shall be available for the Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Post-Traumatic Stress Disorder required by section 1105b of title 10, United States Code; and

(3) \$5,000,000 shall be available for the Joint Department of Defense and Department of Veterans Affairs Post-Traumatic Stress Disorder Research Initiative required by section 1105c of title 10, United States Code.

SA 2188. Mr. LIEBERMAN submitted an amendment intended to be proposed by him to the bill H.R. 1585, to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle B of title II, add the following:

SEC. 214. ASSESSMENT OF ACQUISITION OF THE COMBAT SEARCH AND RESCUE REPLACEMENT VEHICLE.

(a) IN GENERAL.—No amounts authorized to be appropriated for the Department of Defense may be obligated or expended for a contract for the procurement of the Combat Search and Rescue Replacement Vehicle (CSAR-X) until the later of—

(1) 60 legislative days after the date of the approval of the Under Secretary of Defense for Acquisition, Technology, and Logistics; or

(2) the submittal by the Secretary of the Defense to the congressional defense committees of written notice in accordance with established procedures.

(b) SENSE OF CONGRESS.—It is the sense of Congress that, in addition to the limitation in subsection (a), no amounts authorized to be appropriated for the Department of Defense should be obligated or expended for a contract for the procurement of the Combat Search and Rescue Replacement Vehicle until the resolution by the Comptroller General of all pending bid protests with respect to the Combat Search and Rescue Replacement Vehicle.

NOTICE OF HEARING

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. 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 Committee on Energy and Natural Resources.

The hearing will be held on Thursday, July 19, 2007, at 9:30 a.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of this hearing is to receive testimony on S. 1634, a bill to implement further the Act approving the Covenant to Establish a Commonwealth of the Northern Mariana Islands in Political Union with the United States of America, and for other 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 Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150, or by email to britni_rillera@energy.senate.gov.

For further information, please contact Allen Stayman at (202) 224-7865 or Britni Rillera at (202) 224-1219.

AUTHORITY FOR COMMITTEES TO MEET

AD HOC SUBCOMMITTEE ON STATE, LOCAL AND PRIVATE SECTOR FOR PREPAREDNESS AND INTEGRATION

Mr. LEVIN. Mr. President, I ask unanimous consent that the Ad Hoc Subcommittee on State, Local, and Private Sector Preparedness and Integration of the Committee on Homeland Security and Governmental Affairs be authorized to meet on Thursday, July 12, 2007, at 2 p.m., in order to conduct a hearing entitled "Private Sector Preparedness, Part II: protecting our critical infrastructure."

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

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. LEVIN. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be authorized to hold a hearing during the session of the Senate on Thursday, July 12, 2007, at 10 a.m., in room 253 of the Russell Senate Office Building.

This hearing will address issues relating to telephone number portability.

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

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. LEVIN. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to hold a hearing during the session of the Senate on Thursday, July 12, 2007, at 9:30 a.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of this hearing is to consider the nominations of Clarence H. Albright, of South Carolina, to be Under Secretary of Energy; Lisa E. Epifani, of Texas, to be an Assistant Secretary of Energy for Congressional and Intergovernmental Affairs; James L. Caswell, of Idaho, to be Director of the Bureau of Land Management; and Brent T. Wahlquist of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement.

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

COMMITTEE ON FINANCE

Mr. LEVIN. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Thursday, July 12, 2007, at 10 a.m., in room 215 of the Dirksen Senate Office Building, to hear testimony on "Airport Airways Trust Fund: The Future of Aviation Financing."

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

COMMITTEE ON HEALTH, EDUCATION, LABOR AND PENSIONS

Mr. LEVIN. Mr. President, I ask unanimous consent that the Committee on Health, Education, Labor, and Pensions be authorized to hold a hearing on the nomination of Dr. James W. Holsinger to be Medical Director and Surgeon General of the Public Health Service, Department of