

to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4432. Mr. JEFFORDS submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4433. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4434. Mr. MCCAIN (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4435. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4436. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4437. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4438. Mr. FEINGOLD (for himself, Mr. BIDEN, Mr. HAGEL, Mr. DURBIN, Mr. COLEMAN, Mr. SALAZAR, Mr. MARTINEZ, Mr. OBAMA, Mr. LEAHY, Mr. LUGAR, and Mr. LEVIN) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4439. Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4440. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4441. Mr. MENENDEZ (for himself, Mr. LAUTENBERG, and Mr. DODD) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4442. Mr. KERRY (for himself, Mr. FEINGOLD, Mrs. BOXER, and Mr. LEAHY) submitted an amendment intended to be proposed by him to the bill S. 2766, supra.

SA 4443. Mr. KERRY (for himself, Mr. HAGEL, Mr. JOHNSON, and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4444. Mr. KERRY submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4445. Mr. BURNS submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4446. Mr. PRYOR (for himself and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4447. Mr. VOINOVICH (for himself, Mr. BINGAMAN, Mr. DOMENICI, Mr. LIEBERMAN, Mr. KENNEDY, Mr. REED, Mr. SESSIONS, and Mr. LOTT) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4448. Mr. COLEMAN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4449. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4450. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4451. Mr. DOMENICI submitted an amendment intended to be proposed by him

to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4452. Mr. VITTER submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4453. Mr. LEVIN (for himself and Mr. ROCKEFELLER) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4454. Mr. COBURN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4455. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4456. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4457. Mr. DURBIN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4458. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4459. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4460. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4461. Ms. SNOWE (for herself and Ms. COLLINS) submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4462. Ms. SNOWE (for herself and Mr. KERRY) submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4463. Ms. SNOWE submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4464. Ms. SNOWE (for herself and Mr. KERRY) submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4465. Mrs. BOXER (for herself, Ms. SNOWE, Mr. LIEBERMAN, Ms. MIKULSKI, Mr. CHAMBLISS, Mrs. LINCOLN, Mr. BINGAMAN, Mr. BURNS, Mr. COBURN, Mr. GRASSLEY, Mr. SCHUMER, Ms. COLLINS, and Mr. DEWINE) submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4466. Mrs. BOXER (for herself, Mr. LIEBERMAN, Mrs. CLINTON, and Mr. KENNEDY) submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4467. Mrs. BOXER submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4468. Mrs. BOXER submitted an amendment intended to be proposed by her to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4469. Mr. REED submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4470. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4471. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4472. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4473. Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4474. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4475. Mr. AKAKA submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4476. Mr. SANTORUM submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4477. Mr. KENNEDY (for himself, Ms. COLLINS, Mr. REED, Mr. LIEBERMAN, Mr. BINGAMAN, Ms. MIKULSKI, Ms. SNOWE, Mr. ROBERTS, Mrs. DOLE, Ms. STABENOW, Mr. ALEXANDER, Mr. VOINOVICH, and Mr. SARBANES) submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4478. Mr. BYRD submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4479. Mr. NELSON, of Florida submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

SA 4480. Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 2766, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4381. Mr. CHAMBLISS (for himself, Mr. NELSON of Nebraska, and Mr. ROBERTS) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 178, between lines 10 and 11, insert the following:

(c) TRANSITION OF MILITARY DEPENDENTS FROM MILITARY TO CIVILIAN SCHOOLS.—

(1) IN GENERAL.—The Secretary of Defense and Secretary of Education shall work collaboratively to ease the transition of dependents of members of the Armed Forces from attendance in Department of Defense dependent schools to civilian schools in systems operated by local educational agencies.

(2) UTILIZATION OF EXISTING RESOURCES.—In working with the Secretary of Education under paragraph (1), the Secretary of Defense may utilize funds authorized to be appropriated for operation and maintenance for Defense-wide activities to share expertise and experience of the Department of Defense Education Activity with local educational agencies as dependents of members of the Armed Forces make the transition from attendance at Department of Defense dependent schools to attendance at civilian schools in systems operated by such local educational agencies, including such transitions resulting from defense base closure and realignment, global rebasing, and force restructuring.

(3) DEFINITIONS.—In this subsection:

(A) The term “expertise and experience”, with respect to the Department of Defense Education Activity, means resources of such activity relating to—

(i) academic strategies which result in high scores on national standardized tests;

(ii) curriculum development consultation and materials;

(iii) teacher training resources and materials;

(iv) access to virtual and distance learning technology capabilities and related applications for teachers; and

(v) such other services as the Secretary of Defense considers appropriate for the achievement of an educational standard comparable to the standard maintained in the Department of Defense dependent schools.

(B) The term “local educational agency” has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

(4) EXPIRATION.—The authority of the Secretary of the Defense under this subsection shall expire on September 30, 2011.

SA 4382. Mr. ALLARD (for himself and Mr. SALAZAR) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 486, strike lines 9 through 11, and insert the following:

SEC. 2001. SHORT TITLE.

This division may be cited as the “Joel Hefley Military Construction Authorization Act for Fiscal Year 2007”.

On page 535, between lines 12 and 13, insert the following:

SEC. 2814. NAMING OF MILITARY FAMILY HOUSING FACILITY AT FORT CARSON, COLORADO, IN HONOR OF JOEL HEFLEY, A MEMBER OF THE HOUSE OF REPRESENTATIVES.

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

(1) Representative Joel Hefley was elected to represent Colorado’s 5th Congressional district in 1986 and has served in the House of Representatives since that time with distinction, class, integrity, and honor.

(2) Representative Hefley has served on the Committee on Armed Services of the House of Representatives for 18 years, including service as Chairman of the Subcommittee on Military Installations and Facilities from 1995 through 2000 and, since 2001, as Chairman of the Subcommittee on Readiness.

(3) Representative Hefley’s colleagues know him to be a fair and effective lawmaker who works for the national interest while never forgetting his Western roots.

(4) Representative Hefley’s efforts on the Committee on Armed Services have been instrumental to the military value of, and quality of life at, installations in the State of Colorado, including Fort Carson, Cheyenne Mountain, Peterson Air Force Base, Schriever Air Force Base, Buckley Air Force Base, and the United States Air Force Academy.

(5) Representative Hefley was a leader in efforts to retain and expand Fort Carson as an essential part of the national defense system during the Defense Base Closure and Realignment process.

(6) Representative Hefley has consistently advocated for providing members of the

Armed Forces and their families with quality, safe, and affordable housing and supportive communities.

(7) Representative Hefley spearheaded the Military Housing Privatization Initiative to eliminate inadequate housing on military installations, with the first pilot program located at Fort Carson.

(8) Representative Hefley’s leadership on the Military Housing Privatization Initiative has allowed for the privatization of more than 121,000 units of military family housing, which brought meaningful improvements to living conditions for thousands of members of the Armed Forces and their spouses and children at installations throughout the United States.

(9) It is fitting and proper that an appropriate military family housing area or structure at Fort Carson be designated in honor of Representative Hefley, and it is further appropriate that division B of this Act, which authorizes funds for fiscal year 2007 for military construction projects, land acquisition, and family housing projects and facilities, be designated in honor of Representative Hefley.

(b) DESIGNATION.—The Secretary of the Army shall designate one of the military family housing areas or facilities constructed for Fort Carson, Colorado, using the authority provided by subchapter IV of chapter 169 of title 10, United States Code, as the “Joel Hefley Village”.

SA 4383. Mr. ALLARD (for himself and Mrs. FEINSTEIN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 924. LIMITATION ON REDUCTION IN PERSONNEL OF AIR FORCE SPACE COMMAND.

(a) REPORT REQUIRED.—Not later than September 1, 2006, the Secretary of the Air Force shall submit to the appropriate committees of Congress a report on the planned or proposed reductions in the personnel of the Air Force Space Command.

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

(1) A description of the planned or proposed reductions in the number of military personnel, civilian employees, or contractor support personnel, as the case may be, assigned to the Air Force Space Command.

(2) A justification for the planned or proposed reductions.

(3) An assessment of the effect of the planned or proposed reductions on the capacity of the Air Force Space Command to conduct its mission in support of operational commanders.

(4) An assessment whether or not the effect of the planned or proposed reductions could be mitigated by granting the commander of the Air Forces Space Command, or the appropriate program executive officers, enhanced authority to make personnel and resource decisions in implementing such reductions.

(5) A certification that the planned or proposed reductions will not impede, disrupt, or otherwise diminish or interfere with the national security space acquisition programs of the United States, national security space

operations of the United States, or national security space technology development by the United States.

(c) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the Committees on Armed Services and Appropriations and the Select Committee on Intelligence of the Senate; and

(2) the Committees on Armed Services and Appropriations and the Permanent Select Committee on Intelligence of the House of Representatives.

SA 4384. Mr. ALLARD (for himself and Mrs. FEINSTEIN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 924. REDUCTION IN PERSONNEL OF AIR FORCE SPACE COMMAND.

(a) SENSE OF SENATE.—It is the sense of the Senate that the Secretary of the Air Force should not reduce the number of military personnel, civilian employees, or contractor support personnel assigned to the Air Force Space Command, or any component of the Air Force Space Command, from the number of such personnel or employees assigned to the Air Force Space Command as of January 1, 2006, until the Secretary submits to the appropriate committees of Congress the report described in subsection (b).

(b) REPORT.—Not later than September 1, 2006, the Secretary of the Air Force shall submit to the appropriate committees of Congress a report that includes the following:

(1) A description of the proposed reduction in the number of military personnel, civilian employees, or contractor support personnel, as the case may be, assigned to the Air Force Space Command.

(2) A justification for the proposed reduction.

(3) An assessment of the effect of the proposed reduction on the capacity of the Air Force Space Command to conduct its mission in support of operational commanders.

(4) An assessment whether or not the effect of the proposed reduction could be mitigated by granting the commander of the Air Forces Space Command, or the appropriate program executive officers, enhanced authority to make personnel and resource decisions in implementing the proposed reduction.

(5) A certification that the proposed reduction will not impede, disrupt, or otherwise diminish or interfere with the national security space acquisition programs of the United States, national security space operations of the United States, or national security space technology development by the United States.

(c) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term “appropriate committees of Congress” means—

(1) the Committees on Armed Services and Appropriations and the Select Committee on Intelligence of the Senate; and

(2) the Committees on Armed Services and Appropriations and the Permanent Select Committee on Intelligence of the House of Representatives.

SA 4385. Mr. ALLARD (for himself and Mr. SALAZAR) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title III, insert the following:

SEC. ____ . REPORT ON AIR FORCE SAFETY REQUIREMENTS FOR AIR FORCE FLIGHT OPERATIONS AT PUEBLO MEMORIAL AIRPORT, COLORADO.

(a) **REPORT REQUIRED.**—Not later than February 15, 2007, the Secretary of the Air Force shall submit to the congressional defense committees a report on Air Force safety requirements for Air Force flight operations at Pueblo Memorial Airport, Colorado.

(b) **ELEMENTS.**—The report required by subsection (a) shall include the following:

(1) A description of the range of Air Force flight operations at Pueblo Memorial Airport.

(2) An assessment of the effect of Air Force flight operations at Pueblo Memorial Airport on non-Air Force activities at the airport.

(3) A description of the Air Force safety requirements at Pueblo Memorial Airport with respect to Air Force flight operations at the airport.

(4) An assessment of the necessity of providing for a continuous fire-fighting capability at Pueblo Memorial Airport.

(5) A description and assessment of alternatives to Air Force flight operations at Pueblo Memorial Airport, including the cost and availability of such alternatives.

(6) A description of the funding required to assist the City of Pueblo, Colorado, in meeting Air Force safety requirements for Air Force flight operations at Pueblo Memorial Airport.

SA 4386. Mr. ALLARD (for himself and Mr. JOHNSON) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 662. JOINT FAMILY SUPPORT ASSISTANCE PROGRAM.

(a) **PROGRAM REQUIRED.**—The Secretary of Defense shall carry out a joint family support assistance program for the purpose of providing assistance to families of members of the Armed Forces.

(b) **LOCATIONS.**—

(1) **IN GENERAL.**—The Secretary shall carry out the program for at least six regions of the country through sites established by the Secretary for purposes of the program in such regions.

(2) **LOCATION OF CERTAIN SITES.**—At least three of the sites established under paragraph (1) shall be located in an area that is geographically isolated from military installations.

(c) **FUNCTIONS.**—The Secretary shall provide assistance to families of the members of the Armed Forces under the program by providing at each site established for purposes of the program under subsection (b) the following:

(1) Financial, material, and other assistance to families of members of the Armed Forces.

(2) Mobile support services to families of members of the Armed Forces.

(3) Sponsorship of volunteers and family support professionals for the delivery of support services to families of members of the Armed Forces.

(4) Coordination of family assistance programs and activities provided by Military OneSource, Military Family Life Consultants, counselors, the Department of Defense, other departments and agencies of the Federal Government, State and local agencies, and non-profit entities.

(5) Facilitation of discussion on military family assistance programs, activities, and initiatives between and among the organizations, agencies, and entities referred to in paragraph (4).

(d) **RESOURCES.**—

(1) **IN GENERAL.**—The Secretary shall provide personnel and other resources necessary for the implementation and operation of the program at each site established under subsection (b).

(2) **ACCEPTANCE OF CERTAIN SERVICES.**—In providing resources under paragraph (1), the Secretary may accept and utilize the services of non-Federal Government volunteers and non-profit entities.

(e) **PROCEDURES.**—The Secretary shall establish procedures for the operation of each site established under subsection (b) and for the provision of assistance to families of members of the Armed Forces at such site.

(f) **IMPLEMENTATION PLAN.**—

(1) **PLAN REQUIRED.**—Not later than 30 days after the first obligation of amounts for the program, the Secretary shall submit to the congressional defense committees a report setting forth a plan for the implementation of the program.

(2) **ELEMENTS.**—The plan required under paragraph (1) shall include the following:

(A) A description of the actions taken to select and establish sites for the program under subsection (b).

(B) A description of the procedures established under subsection (d).

(C) A review of proposed actions to be taken under the program to improve coordination on family assistance program and activities between and among the Department of Defense, other departments and agencies of the Federal Government, State and local agencies, and non-profit entities.

(g) **REPORT.**—

(1) **IN GENERAL.**—Not later than 270 days after the first obligation of amounts for the program, the Secretary shall submit to the congressional defense committees a report on the program.

(2) **ELEMENTS.**—The report shall include the following:

(A) A description of the program, including each site established for purposes of the program, the procedures established under subsection (d) for operations at each such site, and the assistance provided through each such site for families of members of the Armed Forces.

(B) An assessment of the effectiveness of the program in providing assistance to families of members of the Armed Forces.

(C) An assessment of the advisability of extending the program or making it permanent.

(h) **ASSISTANCE TO NON-PROFIT ENTITIES PROVIDING ASSISTANCE TO MILITARY FAMILIES.**—The Secretary may provide financial,

material, and other assistance to non-profit entities in order to facilitate the provision by such entities of assistance to geographically isolated families of members of the Armed Forces.

(i) **SUNSET.**—The program required by this section, and the authority to provide assistance under subsection (h), shall cease upon the date that is three years after the first obligation of amounts for the program.

(j) **FUNDING.**—Of the amount authorized to be appropriated by section 301(5) for operation and maintenance for Defense-wide activities, \$5,000,000 may be available for the program required by this section and the provision of assistance under subsection (h).

SA 4387. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1066. ANNUAL REPORT ON ACQUISITIONS OF ARTICLES, MATERIALS, AND SUPPLIES MANUFACTURED OUTSIDE THE UNITED STATES.

(a) **IN GENERAL.**—Not later than March 31 of each year, the head of each Federal agency shall submit a report to Congress on the amount of the acquisitions made by the agency in the preceding fiscal year of articles, materials, or supplies purchased from entities that manufacture the articles, materials, or supplies outside of the United States.

(b) **CONTENT.**—Each report required by subsection (a) shall separately indicate—

(1) the dollar value of any articles, materials, or supplies purchased that were manufactured outside of the United States;

(2) an itemized list of all waivers granted with respect to such articles, materials, or supplies under the Buy American Act (41 U.S.C. 10a et seq.); and

(3) a summary of—

(A) the total procurement funds expended on articles, materials, and supplies manufactured inside the United States; and

(B) the total procurement funds expended on articles, materials, and supplies manufactured outside the United States.

(c) **PUBLIC AVAILABILITY.**—The head of each Federal agency submitting a report under subsection (a) shall make the report publicly available to the maximum extent practicable.

(d) **APPLICABILITY.**—This section shall not apply to acquisitions made by an agency, or component thereof, that is an element of the intelligence community as set forth in or designated under section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

SA 4388. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. NO COST OF LIVING ADJUSTMENT IN PAY OF MEMBERS OF CONGRESS.

Notwithstanding any other provision of law, no adjustment shall be made under section 601(a) of the Legislative Reorganization Act of 1946 (2 U.S.C. 31) (relating to cost of living adjustments for Members of Congress) during fiscal year 2007.

SA 4389. Mrs. MURRAY submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 181, strike lines 5 through 8, and insert the following:

Armed Forces, including dependents of members of the National Guard or Reserves called or ordered to active duty; and

(B) elementary and secondary school students who are dependents of civilian employees of the Department of Defense.

SEC. 574. CHILD CARE FOR CHILDREN OF MEMBERS OF ARMED FORCES ON ACTIVE DUTY FOR OPERATION ENDURING FREEDOM OR OPERATION IRAQI FREEDOM.

(a) CHILD CARE FOR CHILDREN WITHOUT ACCESS TO MILITARY CHILD CARE.—

(1) IN GENERAL.—In any case where the children of a covered member of the Armed Forces are geographically dispersed and do not have practical access to a military child development center, the Secretary of Defense may, to the extent funds are available for such purpose, provide such funds as are necessary permit the member's family to secure access for such children to State licensed child care and development programs and activities in the private sector that are similar in scope and quality to the child care and development programs and activities the Secretary would otherwise provide access to under subchapter II of chapter 88 of title 10, United States Code, and other applicable provisions of law.

(2) PROVISION OF FUNDS.—Funds may be provided under paragraph (1) in accordance with the provisions of section 1798 of title 10, United States Code, or by such other mechanism as the Secretary considers appropriate.

(3) PRIORITIES FOR ALLOCATION OF FUNDS IN CERTAIN CIRCUMSTANCES.—The Secretary shall prescribe in regulations priorities for the allocation of funds for the provision of access to child care under paragraph (1) in circumstances where funds are inadequate to provide all children described in that paragraph with access to child care as described in that paragraph.

(b) PRESERVATION OF SERVICES AND PROGRAMS.—The Secretary shall provide for the attendance and participation of children in military child development centers and child care and development programs and activities under subsection (a) in a manner that preserves the scope and quality of child care and development programs and activities otherwise provided by the Secretary.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Department of Defense \$25,000,000 to carry out this section for fiscal year 2007.

(d) DEFINITIONS.—In this section:

(1) The term “covered members of the Armed Forces” means members of the Armed Forces on active duty, including members of the reserve components of the Armed Forces who are called or ordered to

active duty under a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code, for Operation Enduring Freedom or Operation Iraqi Freedom.

(2) The term “military child development center” has the meaning given such term in section 1800(1) of title 10, United States Code.

SEC. 575. EMERGENCY FUNDING FOR LOCAL EDUCATIONAL AGENCIES ENROLLING MILITARY DEPENDENT CHILDREN.

(a) SHORT TITLE.—This section may be cited as the “Help for Military Children Affected by War Act of 2007”.

(b) GRANTS AUTHORIZED.—

(1) IN GENERAL.—The Secretary of Defense is authorized to award grants to eligible local educational agencies for the additional education, counseling, and other needs of military dependent children who are affected by war or dramatic military decisions.

(2) FUNDING PLAN.—The Secretary shall develop and publish in the Federal Register a plan for awarding grants under this section. The plan shall—

(A) set forth the method for awarding grants under this section; and

(B) emphasize awarding grants under this section for military dependent children described in subsection (c)(3)(B).

(c) DEFINITIONS.—In this section:

(1) ELIGIBLE LOCAL EDUCATIONAL AGENCY.—The term “eligible local educational agency” means a local educational agency that—

(A) had a military dependent child in average daily attendance in a school served by the local educational agency during the school year preceding the school year for which the determination is made; and

(B) is designated by the Secretary of Defense as impacted by—

(i) Operation Iraqi Freedom;

(ii) Operation Enduring Freedom;

(iii) the global rebasing plan of the Department of Defense;

(iv) the realignment of forces as a result of the base closure process;

(v) the official creation or activation of 1 or more new military units; or

(vi) a change in the number of required housing units on a military installation, due to the Military Housing Privatization Initiative of the Department of Defense.

(2) LOCAL EDUCATIONAL AGENCY.—The term “local educational agency” has the meaning given the term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(3) MILITARY DEPENDENT CHILD.—The term “military dependent child” means a child—

(A) described in subparagraph (B) or (D)(i) of section 8003(a)(1) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703(a)(1)); or

(B) of a member of a reserve component of the Armed Forces who is called or ordered to active duty under a provision of law referred to in section 101(a)(13)(B) of title 10, United States Code, for Operation Enduring Freedom or Operation Iraqi Freedom.

(d) USE OF FUNDS.—Grant funds provided under this section shall be used for—

(1) tutoring, after-school, and dropout prevention activities for military dependent children with a parent who is or has been impacted by war-related action described in clause (i), (ii), or (iii) of subsection (c)(1)(B);

(2) professional development of teachers, principals, and counselors on the needs of military dependent children with a parent who is or has been impacted by war-related action described in clause (i), (ii), or (iii) of subsection (c)(1)(B);

(3) counseling and other comprehensive support services for military dependent children with a parent who is or has been impacted by war-related action described in clause (i), (ii), or (iii) of subsection (c)(1)(B),

including the hiring of a military-school liaison; and

(4) other basic educational activities associated with an increase in military dependent children.

(e) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There are authorized to be appropriated to the Department of Defense such sums as may be necessary to carry out this section for fiscal year 2007 and each of the 2 succeeding fiscal years.

(2) SPECIAL RULE.—Funds appropriated under paragraph (1) are in addition to any funds made available to local educational agencies under section 571, 572, 573 or 574 of this Act, sections 572 and 573 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163), or section 8003 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7703).

SA 4390. Mr. TALENT submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. _____. PATENT TERM EXTENSIONS FOR THE BADGES OF THE AMERICAN LEGION, THE AMERICAN LEGION WOMEN'S AUXILIARY, AND THE SONS OF THE AMERICAN LEGION.

(a) PATENT TERM EXTENSION FOR THE BADGE OF THE AMERICAN LEGION.—The term of a certain design patent numbered 54,296 (for the badge of the American Legion) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

(b) PATENT TERM EXTENSION FOR THE BADGE OF THE AMERICAN LEGION WOMEN'S AUXILIARY.—The term of a certain design patent numbered 55,398 (for the badge of the American Legion Women's Auxiliary) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

(c) PATENT TERM EXTENSION FOR THE BADGE OF THE SONS OF THE AMERICAN LEGION.—The term of a certain design patent numbered 92,187 (for the badge of the Sons of the American Legion) is renewed and extended for a period of 14 years beginning on the date of enactment of this Act, with all the rights and privileges pertaining to such patent.

SA 4391. Mr. GRAHAM submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 648. EQUITY IN COMPUTATION OF DISABILITY RETIRED PAY FOR RESERVE COMPONENT MEMBERS WOUNDED IN ACTION.

Section 1208(b) of title 10, United States Code, is amended by adding at the end the

following new sentence: "However, in the case of such a member who is retired under this chapter, or whose name is placed on the temporary disability retired list under this chapter, because of a disability incurred after the date of the enactment of this sentence for which the member is awarded the Purple Heart, the member shall be credited, for the purposes of this chapter, with the number of years of service that would be counted if computing the member's years of service under section 12732 of this title."

SA 4392. Mr. ALLARD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 913. INDEPENDENT REVIEW AND ASSESSMENT OF DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT FOR NATIONAL SECURITY IN SPACE.

(a) INDEPENDENT REVIEW AND ASSESSMENT REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall provide for an independent review and assessment of the organization and management of the Department of Defense for national security in space.

(2) CONDUCT OF REVIEW.—The review and assessment shall be conducted by an appropriate entity outside the Department of Defense selected by the Secretary for purposes of this section.

(3) ELEMENTS.—The review and assessment shall address the following:

(A) The requirements of the Department of Defense for national security space capabilities, as identified by the Department, and the efforts of the Department to fulfill such requirements.

(B) The future space missions of the Department, and the plans of the Department to meet the future space missions.

(C) The actions that could be taken by the Department to modify the organization and management of the Department over the near-term, medium-term, and long-term in order to strengthen United States national security in space, and the ability of the Department to implement its requirements and carry out the future space missions, including the following:

(i) Actions to exploit existing and planned military space assets to provide support for United States military operations.

(ii) Actions to improve or enhance current interagency coordination processes regarding the operation of national security space assets, including improvements or enhancements in interoperability and communications.

(iii) Actions to improve or enhance the relationship between the intelligence aspects of national security space (so-called "black space") and the non-intelligence aspects of national security space (so-called "white space").

(iv) Actions to improve or enhance the manner in which military space issues are addressed by professional military education institutions.

(4) LIAISON.—The Secretary shall designate at least one senior civilian employee of the Department of Defense, and at least one general or flag officer of an Armed Force, to serve as liaison between the Department, the

Armed Forces, and the entity conducting the review and assessment.

(b) REPORT.—

(1) IN GENERAL.—Not later than one year after the date of the enactment of this Act, the entity conducting the review and assessment shall submit to the Secretary and the congressional defense committees a report on the review and assessment.

(2) ELEMENTS.—The report shall include—

(A) the results of the review and assessment; and

(B) recommendations on the best means by which the Department may improve its organization and management for national security in space.

SA 4393. Mr. AKAKA submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 762. TRANSFER OF CUSTODY OF THE AIR FORCE HEALTH STUDY ASSETS TO MEDICAL FOLLOW-UP AGENCY.

(a) TRANSFER.—

(1) NOTIFICATION OF PARTICIPANTS.—The Secretary of the Air Force shall notify the participants of the Air Force Health Study that the study as currently constituted is ending as of September 30, 2006. In consultation with the Medical Follow-up Agency (in this section referred to as the "Agency") of the Institute of Medicine of the National Academy of Sciences, the Secretary of the Air Force shall request the written consent of the participants to transfer their data and biological specimens to the Agency during fiscal year 2007 and written consent for the Agency to maintain the data and specimens and make them available for additional studies.

(2) COMPLETION OF TRANSFER.—Custodianship of the Air Force Health Study shall be completely transferred to the Agency on or before September 30, 2007. Assets to be transferred shall include electronic data files and biological specimens of all the study participants.

(3) COPIES TO ARCHIVES.—The Air Force shall send paper copies of all study documents to the National Archives.

(b) REPORT ON TRANSFER.—

(1) REQUIREMENT.—Not later than 30 days after completion of the transfer of the assets of the Air Force Health Study under subsection (a), the Secretary of the Air Force shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the transfer.

(2) MATTERS COVERED.—At a minimum, the report shall include information on the number of study participants whose data and biological specimens were not transferred, the efforts that were taken to contact such participants, and the reasons why the transfer of their data and specimens did not occur.

(c) DISPOSITION OF ASSETS NOT TRANSFERRED.—The Secretary of the Air Force may not destroy any data or biological specimens not transferred under subsection (a) until the expiration of the one-year period following submission of the report under subsection (b).

(d) FUNDING.—

(1) COSTS OF TRANSFER.—The Secretary of Defense shall make available to the Air

Force \$850,000 for preparation, transfer of the assets of the Air Force Health Study and shipment of data and specimens to the Medical Follow-up Agency and the National Archives during fiscal year 2007 from amounts available from the Department of Defense for that year. The Secretary of Defense is authorized to transfer the freezers and other physical assets assigned to the Air Force Health Study to the Agency without charge.

(2) COSTS OF COLLABORATION.—The Secretary of Defense may reimburse the National Academy of Sciences up to \$200,000 for costs of the Medical Follow-up Agency to collaborate with the Air Force in the transfer and receipt of the assets of the Air Force Health Study to the Agency during fiscal year 2007 from amounts available from the Department of Defense for that year.

SA 4394. Mr. CONRAD (for himself, Mr. DORGAN, Ms. LANDRIEU, and Mr. VITTER) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 27, strike line 1 and all that follows through page 29, line 5, and insert the following:

SEC. 144. RETIREMENT OF B-52H BOMBER AIRCRAFT.

(a) LIMITATION ON RETIREMENT PENDING REPORT ON BOMBER FORCE STRUCTURE.—No funds authorized to be appropriated for the Department of Defense may be obligated or expended for retiring or dismantling any of the 93 B-52H bomber aircraft in service in the Air Force as of June 1, 2006, until 30 days after the Secretary of the Air Force transmits to the Committees on Armed Services of the Senate and the House of Representatives a report on the bomber force structure of the Air Force meeting the requirements of subsection (b).

(b) ELEMENTS.—

(1) IN GENERAL.—A report under subsection (a) shall set forth the following:

(A) The plan of the Air Force for the modernization of the B-52H bomber aircraft fleet.

(B) The plans of the Air Force for the modernization of the balance of the bomber force structure.

(C) The amount and type of bombers in the bomber force structure that is appropriate to meet the requirements of the national security strategy of the United States.

(D) A justification of the cost and projected savings of any reductions to the B-52H bomber aircraft fleet as a result of the retirement or dismantlement of the B-52H bomber aircraft covered by the report.

(E) The life expectancy of each bomber aircraft to remain in the bomber force structure.

(F) The date by which any new bomber aircraft must reach initial operational capability and the capabilities of the bomber force structure that would be replaced or superseded by any new bomber aircraft.

(G) The Analysis of Alternatives (AOA) completed for the Next Generation Long Range Strike program.

(2) AMOUNT AND TYPE OF BOMBER FORCE STRUCTURE DEFINED.—In this subsection, the term "amount and type of bomber force structure" means the number of B-2 bomber aircraft, B-52H bomber aircraft, and B-1 bomber aircraft that are required to carry out the national security strategy of the United States.

(c) **PREPARATION OF REPORT.**—A report under this section shall be prepared and submitted by the Institute of Defense Analysis to the Secretary of the Air Force for transmittal by the Secretary in accordance with subsection (a).

(d) **LIMITATION ON TRANSMITTAL OF REPORT.**—The Secretary of Air Force may not transmit the report under subsection (a) as described in that subsection until the Comptroller General of the United States certifies that—

(1) the report is complete and accurate; and

(2) the Air Force has underway a viable program, funded in the Future-Years Defense Program of the Department of Defense, to provide a high probability of meeting the goal in the Quadrennial Defense Review of fielding a new, land-based, penetrating long-range strike capability by 2018 while modernizing the current bomber force.

SA 4395. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1084. EXTENSION OF RETURNING WORKER EXEMPTION.

Section 402(b)(1) of the Save Our Small and Seasonal Businesses Act of 2005 (title IV of division B of Public Law 109-13; 8 U.S.C. 1184 note) is amended by striking “2006” and inserting “2009”.

SA 4396. Mr. ALLEN (for himself, Mr. CRAIG, Mrs. HUTCHISON, Ms. SNOWE, and Mr. BURNS) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1084. CREDIT MONITORING AND DATA THEFT PROTECTION SERVICES FOR VETERANS AND MEMBERS OF THE ARMED FORCES AFFECTED BY THEFT OF PERSONAL INFORMATION FROM THE DEPARTMENT OF VETERANS AFFAIRS.

(a) **CONTRACT FOR SERVICES REQUIRED.**—The Secretary of Veterans Affairs shall enter into a contract with an appropriate entity under which contract such entity shall provide appropriate credit or identity protection monitoring services to veterans and members of the Armed Forces (including members of the National Guard and the Reserve) affected by the theft of personal information from the Department of Veterans Affairs on May 3, 2006.

(b) **LIMITATION.**—The Secretary shall ensure that the contract under subsection (a) permits only those veterans and members of the Armed Forces who choose to receive monitoring services under such contract to elect to have personal information monitored by the contractor under such contract.

(c) **FIXED PRICE FOR SERVICES.**—The contract under subsection (a) shall, at a minimum, provide a fixed price for any veteran or member of the Armed Forces who elects to receive services under such contract. Such price for such services shall be in effect under such contract for not less than 12 months beginning on the date of the commencement of the provision of services under such contract.

(d) **PROHIBITION ON CHARGES.**—A veteran or member of the Armed Forces described in subsection (a) who receives services under the contract under that subsection may not be assessed a charge or fee for the receipt of such services. The cost of such services shall be borne by the Secretary in accordance with the prices established under subsection (c).

SA 4397. Mr. WARNER (for himself and Mr. LEVIN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 352. REPORT ON VEHICLE-BASED ACTIVE PROTECTION SYSTEMS FOR CERTAIN BATTLEFIELD THREATS.

(a) **INDEPENDENT ASSESSMENT.**—The Secretary of Defense shall enter into a contract with an appropriate entity independent of the United States Government to conduct an assessment of various foreign and domestic technological approaches to vehicle-based active protection systems for defense against both chemical energy and kinetic energy top-attack and direct fire threats, including anti-tank missiles and rocket propelled grenades, mortars, and other similar battlefield threats.

(b) **REPORT.**—

(1) **REPORT REQUIRED.**—The contract required by subsection (a) shall require the entity entering in to such contract to submit to the Secretary of Defense, and to the congressional defense committees, not later than 180 days after the date of the enactment of this Act, a report on the assessment required by that subsection.

(2) **ELEMENTS.**—The report required under paragraph (1) shall include—

(A) a detailed comparative analysis and assessment of the technical approaches covered by the assessment under subsection (a), including the feasibility, military utility, cost, and potential short-term and long-term development and deployment schedule of such approaches; and

(B) any other elements specified by the Secretary in the contract under subsection (a).

SA 4398. Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 257. REPORT ON BIOMETRICS PROGRAMS OF THE DEPARTMENT OF DEFENSE.

(a) **REPORT.**—The Secretary of Defense shall submit to Congress, at the same time as the submittal of the budget of the President for fiscal year 2008 (as submitted under section 1105(a) of title 31, United States Code) a submit a report on the biometrics programs of the Department of Defense.

(b) **ELEMENTS.**—The report shall address the following:

(1) Whether the Department should modify the current executive agent management structure for the biometrics programs.

(2) The requirements for the biometrics programs to meet needs throughout the Department of Defense.

(3) Whether such programs as currently fielded meet requirements in Iraq and Afghanistan.

(4) Whether the current set of development programs will meet the future Department requirements.

(5) The actions being taken within the Executive Branch to rationalize requirements, programs, and resources among the departments and agencies of the Executive Branch with a role in using or developing biometrics capabilities.

(c) **BIOMETRICS DEFINED.**—In this section, the term “biometrics” means an identity management program or system that utilizes distinct personal attributes, including DNA, facial features, irises, retinas, signatures, and voices, to identify individuals.

SA 4399. Ms. CANTWELL submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 569. REPEAL OF 10-YEAR LIMIT ON USE OF VETERANS' AND RESERVE EDUCATIONAL ASSISTANCE BENEFITS.

(a) **VETERANS' EDUCATIONAL ASSISTANCE BENEFITS.**—

(1) **ALL-VOLUNTEER FORCE EDUCATIONAL ASSISTANCE PROGRAM.**—Section 3031 of title 38, United States Code, is repealed.

(2) **CONFORMING AMENDMENTS.**—

(A) Section 3018C(e)(3)(B) of such title is amended—

(i) by striking “(B)(i)” and inserting “(B)”;

and

(ii) by striking clause (ii).

(B) Section 3020 of such title is amended—

(i) in subsection (f)(1), by striking “Subject to the time limitation for use of entitlement under section 3031 of this title, an” and inserting “An”;

(ii) in subsection (h)(5), by striking “Notwithstanding section 3031 of this title, a” and inserting “A”.

(C) The heading for subchapter IV of chapter 30 of such title is amended to read as follows:

“Subchapter IV—General and Administrative Provisions”.

(3) **CLERICAL AMENDMENT.**—The chapter analysis at the beginning of chapter 30 of such title is amended by striking the matter relating to the heading for subchapter IV and the item relating to section 3031 and inserting the following:

“SUBCHAPTER IV—GENERAL AND ADMINISTRATIVE PROVISIONS”.

(b) **RESERVE EDUCATIONAL ASSISTANCE BENEFITS.**—

(1) REPEAL.—Section 16133 of title 10, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1606 of title 10, United States Code, is amended by striking the item relating to section 16133.

SA 4400. Mr. DODD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 352. ANNUAL REVIEW AND ASSESSMENT ON EQUIPMENT RESETS FOR THE ARMED FORCES.

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

(1) As a result of the unprecedented strain of Operation Iraqi Freedom and Operation Enduring Freedom, the inventories of equipment, vehicles, and aircraft of the Army and Marine Corps have been gravely depleted. Having 16 to 18 Army brigades deployed in combat at one time for the last 3 years, in addition to other United States forces, has added to the strain on United States military equipment. Battle losses and so-called equipment “wash-out” are having a significant impact on the readiness of the Armed forces.

(2) In Operation Iraqi Freedom, United States tanks are being driven more than 4,000 miles per year, 5 times the expected annual usage of 800 miles per year. Army helicopters are experiencing usage rates roughly 2 to 3 times the planned peacetime rate. The truck fleet of the Army is experiencing some of the most pronounced problems of excessive wear, with usage rates of 5 to 6 times the peacetime rate, further exacerbated by the addition of heavy armor.

(3) This increased “operational tempo” (optempo) shortens the life of equipment, vehicles, and aircraft and demands much earlier and larger investments in maintenance and procurement. Other causes of degradation of equipment, vehicles, and aircraft include—

(A) sand and extreme heat that effects mechanical and electronic systems; and

(B) rocket-propelled grenade and improvised explosive device (IED) attacks.

(4) From 2003 to 2005, the Army claimed that it deployed more than 40 percent of its equipment in support of Operation Iraqi Freedom and Operation Enduring Freedom. Recently, the Marine Corps estimated that approximately 40 percent of all Marine Corp ground equipment and 20 percent of aircraft assets are in use in support of current operations.

(5) According to the Government Accountability Office, although the Army reports high rates of equipment readiness in Operation Iraqi Freedom currently, it risks sacrificing long-term readiness through decisions to keep equipment in theater, to forgo depot repairs, and to rely almost exclusively on in-theater repair capabilities to keep equipment mission-capable. As a result, much Army equipment has not undergone high-level depot maintenance since the start of operations in March 2003. Continued usage at rates like those in Operation Iraqi Freedom, without higher levels of maintenance, could result in more equipment requiring more extensive and expensive repairs in the future

and may result in the need for replacement rather than repair.

(6) Because most Army and Marine Corps equipment is staying in Iraq, Operation Iraqi Freedom is hampering—

(A) the ability of Government-run depots in the United States to retain the industrial base to meet recapitalization needs; and

(B) the ability of the Armed Forces to address future threats at home and abroad.

(7) Army Chief of Staff General Schoomaker recently testified that over the next 6 years, the Army projects that it will cost \$36,000,000,000 to fund reset activities for equipment, vehicles, and aircraft, assuming that the United States fully draws down its forces from Iraq by the end of 2007. If the Army continues to operate in Operation Iraqi Freedom at current levels, the reset cost will total more than \$72,000,000,000, and will eventually require steady reset expenditures for a full 2 years after the Armed Forces withdraws from Iraq.

(b) ANNUAL REVIEW AND ASSESSMENT ON EQUIPMENT RESET.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense and the Comptroller General of the United States shall each—

(A) conduct a review and assessment of the equipment, vehicle, and aircraft reset requirements of the Armed Forces as a result of Operation Iraqi Freedom and Operation Enduring Freedom; and

(B) submit to the congressional defense committees a report setting forth—

(i) the results of such review and assessment; and

(ii) recommendations for actions to address the long-term preparedness challenges with respect to equipment, vehicles and aircraft for the Armed Forces that result from Operation Iraqi Freedom and Operation Enduring Freedom.

(2) PARTICULAR REQUIREMENTS.—In carrying out paragraph (1) each year, the Secretary and the Comptroller General shall each—

(A) assess the consequences of deferred depot maintenance on the equipment, vehicles, and aircraft of the Armed Forces;

(B) evaluate the impact of the need for resets of Army equipment, vehicles, and aircraft on Army force modernization initiatives (such as modularity) and on the development of the Future Combat Systems (FCS);

(C) identify a realistic multi-year schedule for the procurement, repair, and recapitalization to be required to reset equipment, vehicles, and aircraft for the Armed Forces, and, in the case of the Secretary, develop mechanisms for incorporating such schedule (and the funding required to implement such schedule) in coming Future-Years Defense Programs of the Department of Defense;

(D) develop, to the extent possible, an accurate estimate of the cost of the necessary reset of equipment, vehicles, and aircraft for the Armed Forces;

(E) review and assess the impact of Operation Iraqi Freedom and Operation Enduring Freedom on the defense industrial base of the United States in meeting the requirements of the Department of Defense for equipment, vehicles, and aircraft for the Armed Forces, including the regular components and reserve components of the Armed Forces, in order to ensure the full and continuing readiness of the Armed Forces to fulfill their national defense responsibilities; and

(F) develop recommendations, including recommendations on the utilization and expansion of existing authorities like the Defense Production Act, to improve the capacity and capability of the defense industrial

base of the United States to meet such responsibilities.

(c) RESET DEFINED.—For purposes of this section, the term “reset”, when applied to equipment, vehicles, or aircraft, means the actions required to bring such equipment, vehicles, or aircraft to full combat readiness. Such actions include—

(1) repair, which generally involves restoration by military technicians and contractors deployed in the field;

(2) replacement; and

(3) recapitalization, which generally involves long-term depot-level maintenance to return equipment, vehicles, or aircraft to a status approximating not-previously used.

SA 4401. Mr. SALAZAR submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 537, strike line 10 through the matter following page 539, line 19.

SA 4402. Mr. SALAZAR (for himself and Mr. JEFFORDS) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Beginning on page 538, strike line 22 and all that follows through page 539, line 15, and insert the following:

“(b) ENVIRONMENTAL USE RESTRICTIONS.—The Secretary of a military department may grant or enter into a restrictive easement, covenant, or similar instrument under State law that restricts the future uses of real property as necessary to ensure the continued effectiveness of any remedial or corrective action selected or approved pursuant to any State or Federal environmental law.

“(c) LIMITATIONS.—(1) No easement or use restriction granted under this section may include more land than is necessary for the easement or use restriction.

“(2) Easements and use restrictions granted under this section shall be without consideration from the recipient.

“(3) Nothing in this section shall impair or limit any obligation of any military department to comply with any requirements of State or Federal environmental law.”.

SA 4403. Mr. KENNEDY submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1065. CERTIFICATIONS ON CIVIL WAR IN IRAQ.

(a) **CERTIFICATIONS REQUIRED.**—Not later than 30 days after the date of the enactment of this Act, and every 90 days thereafter until all United States combat brigades have been redeployed from Iraq, the Secretary of Defense shall, in consultation with the Secretary of State, make a determination as to whether there is a civil war in Iraq. The Secretary of Defense shall submit each such certification to Congress in accordance with subsection (b).

(b) **REPORT TO CONGRESS.**—

(1) **DETERMINATION CRITERIA.**—The Secretary of Defense shall include with each certification submitted to Congress under this section a description of the criteria underlying the determination of the Secretary of Defense, in consultation with the Secretary of State, for purposes of such certification as to whether there is a civil war in Iraq, including—

(A) an assessment of levels of sectarian violence;

(B) the numbers of civilians displaced;

(C) the degree to which government security forces (including the army, police, and special forces) exercise effective control over major urban areas;

(D) the extent to which units of the security forces respond to militia and party leaders rather than to their national commands;

(E) the extent to which militias have organized or conducted hostile actions against the United States Armed Forces;

(F) the extent to which militias are providing security; and

(G) estimates of civilian casualties as a result of sectarian violence.

(2) **INFORMATION FOLLOWING DETERMINATION OF NO CIVIL WAR.**—If the Secretary of Defense, in consultation with the Secretary of State, determines for purposes of a certification under this section that there is not a civil war in Iraq, the Secretary of Defense shall, in submitting such certification to Congress under this section, submit to Congress with such certification the following information (in unclassified format):

(A) A description of the efforts by the United States Government to help avoid civil war in Iraq.

(B) The strategy of the United States Government to protect United States Armed Forces in the event of civil war in Iraq.

(C) The strategy of the United States Government to ensure that United States Armed Forces will not take sides in the event of civil war in Iraq.

(3) **INFORMATION FOLLOWING DETERMINATION OF CIVIL WAR.**—If the Secretary of Defense, in consultation with the Secretary of State, determines for purposes of a certification under this section that there is a civil war in Iraq, the Secretary of Defense shall, in submitting such certification to Congress under this section, submit to Congress with such certification the following information (in unclassified format):

(A) A statement of the mission and duration of United States Armed Forces in Iraq.

(B) The strategy of the United States Government to protect United States Armed Forces while they remain in Iraq.

(C) The strategy of the United States Government to ensure that United States Armed Forces will not take sides in the civil war.

SA 4404. Mr. KENNEDY (for himself, Mr. ROCKEFELLER, and Mr. REID) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of

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

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

SEC. 1066. SUBMITTAL TO CONGRESS OF CERTAIN PRESIDENTIAL DAILY BRIEFINGS ON IRAQ.

(a) **IN GENERAL.**—The Director of National Intelligence shall submit to the congressional intelligence committees any Presidential Daily Briefing (PDB), or any portion of a Presidential Daily Briefing, of the Director of Central Intelligence during the period beginning on January 20, 1997, and ending on March 19, 2003, that refers to Iraq or otherwise addresses Iraq in any fashion.

(b) **CONGRESSIONAL INTELLIGENCE COMMITTEES DEFINED.**—In this section, the term “congressional intelligence committees” means—

(1) the Select Committee on Intelligence of the Senate; and

(2) the Permanent Select Committee on Intelligence of the House of Representatives.

SA 4405. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle G of title X, insert the following:

SEC. 1066. REPORT ON FEASIBILITY OF ESTABLISHING REGIONAL COMBATANT COMMAND FOR AFRICA.

(a) **IN GENERAL.**—Not later than 90 days after the date of the enactment of this Act, the President shall submit to the congressional defense committees and the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives a report on the establishment of a United States Armed Forces regional combatant command for Africa.

(b) **CONTENT.**—The report required under subsection (a) shall include—

(1) a feasibility study on the establishment of a United States Armed Forces regional combatant command for Africa;

(2) an assessment of the benefits and problems associated with establishing such a command; and

(3) an estimate of the costs, time, and resources needed to establish such a command.

SA 4406. Ms. STABENOW submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X, add the following:

SEC. 1084. MUNICIPAL SOLID WASTE.

(a) **FINDINGS.**—Congress finds the following:

(1) The Permanent Subcommittee on Investigations released a report on March 30,

2006, entitled “An Assessment of U.S. Efforts to Secure the Global Supply Chain” (in this section referred to as the “Senate Report”). That report, among other things, analyzed the unique security risks posed by the importation into the United States of cargo containers carrying trash.

(2) The Senate Report contained several important findings including the following:

(A) Containers carrying trash pose inherent security risks fundamentally different from those posed by containers carrying consumer products because—

(i) it is difficult, if not impossible, to trace the supply chain for trash cargos, given the variety of different individuals and entities that contribute to trash collections and the lack of any screening system to identify contributions as they are made;

(ii) the density of trash cargos makes inspection through irradiation impossible; and

(iii) physical inspection of trash cargos is difficult and dangerous.

(B) Importers of consumer products, by contrast, have more control over the specific content and the origin of the imported products, making it easier to take steps to monitor and ensure the security of the supply chain.

(C) There are few, if any, security measures in place to screen trash or ensure that trash does not conceal illegal or harmful materials, such as weapons or nuclear material.

(3) Growing imports of trash present an increasingly serious security problem.

(4) For example, according to the Senate Report, Canada shipped roughly 100,000 containers of trash across United States borders into Michigan in 2004 alone, an 8 percent increase over 2003.

(5) Another 10,000 containers of trash come through 9 other ports of entry on both the northern and southern borders of the United States each year.

(6) The Inspector General of the Department of Homeland Security has found that from 2003 to 2004, tons of illegal drugs and millions of dollars in illegal currency have been transported into the United States in trash containers, among other forbidden cargo.

(7) The Senate Report concluded that the Department of Homeland Security should ban imports of trash into the United States entirely until the Secretary of Homeland Security “can ensure that the supply chain of a trash importer is secure or develops protocols ensuring adequate inspections of individual trash containers”.

(8) To pay for more rigorous inspections to protect people in the United States from the security risks currently associated with trash containers, the Senate Report recommended enacting into a law a “fee on international shipments of trash”.

(b) **INSPECTIONS OF IMPORTED MUNICIPAL SOLID WASTE.**—

(1) **INSPECTIONS OF MUNICIPAL SOLID WASTE.**—Not later than 6 months after the date of enactment of this Act, the Commissioner of Customs and Border Protection shall commence inspections of international shipments of municipal solid waste that enter the customs territory of the United States.

(2) **FEE.**—

(A) **IN GENERAL.**—The Commissioner of Customs and Border Protection shall levy a fee on each importer of international municipal solid waste that enters into the customs territory of the United States.

(B) **AMOUNT.**—The fee under subparagraph (A) shall be limited in amount to the approximate cost of the inspection described in paragraph (1) and shall not constitute a source of revenue for the United States Treasury.

(c) **DEFINITIONS.**—In this section:

(1) CUSTOMS TERRITORY OF THE UNITED STATES.—The term “customs territory of the United States” has the meaning given the term in general note 2 of the Harmonized Tariff Schedule of the United States.

(2) MUNICIPAL SOLID WASTE.—

(A) IN GENERAL.—Except as provided in subparagraph (C), the term “municipal solid waste” means—

(i) all waste materials discarded for disposal by households, including single and multifamily residences, and hotels and motels; and

(ii) all waste materials discarded for disposal that were generated by commercial, institutional, municipal, and industrial sources, to the extent such materials—

(I) are essentially the same as materials described in clause (i); and

(II) were collected and disposed of with other municipal solid waste described in clause (i) as part of normal municipal solid waste collection services, except that this subclass does not apply to hazardous materials other than hazardous materials that, under regulations issued under section 3001(d) of the Solid Waste Disposal Act (42 U.S.C. 6921(d)), are not subject to regulation under subtitle C of that Act (42 U.S.C. 6921 et seq.).

(B) INCLUSIONS.—The term “municipal solid waste” includes food and yard waste, paper, clothing, appliances, consumer product packaging, disposable diapers, office supplies, cosmetics, glass and metal food containers, household hazardous waste, and debris resulting from construction, remodeling, repair, or demolition of structures.

(C) EXCLUSIONS.—The term “municipal solid waste” does not include the following:

(i) Any solid waste identified or listed as a hazardous waste under section 3001 of the Solid Waste Disposal Act (42 U.S.C. 6941 et seq.), except for household hazardous waste.

(ii) Any solid waste, including contaminated soil and debris, resulting from—

(I) a response action taken under section 104 or 106 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9604 and 9606);

(II) a response action taken under a State law with authorities comparable to the authorities of such section 104 or 106; or

(III) a corrective action taken under the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.).

(iii) Recyclable materials that have been separated, at the source of the waste, from waste otherwise destined for disposal or that have been managed separately from waste destined for disposal.

(iv) Scrap rubber to be used as a fuel source.

(v) Materials and products returned from a dispenser or distributor to the manufacturer or an agent of the manufacturer for credit, evaluation, and possible reuse.

(vi) Any solid waste that is—

(I) generated by an industrial facility; and

(II) transported for the purpose of treatment, storage, or disposal to a facility or unit thereof that—

(aa) is owned or operated by the generator of the waste;

(bb) located on property owned by the generator or a company with which the generator is affiliated; or

(cc) the capacity of which is contractually dedicated exclusively to a specific generator, so long as the disposal area complies with local and State land use and zoning regulations applicable to the disposal site.

(vii) Any medical waste that is segregated from or not mixed with solid waste.

(viii) Combustion ash generated by resource recovery facilities or municipal incinerators, or waste from manufacturing or processing (including pollution control) op-

erations not essentially the same as waste normally generated by households.

SA 4407. Mr. DORGAN (for himself and Mr. CONRAD) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 502, in the table preceding line 1, strike “\$8,000,000” in the amount column of the item relating to Minot Air Force Base, North Dakota, and insert “\$9,000,000”.

On page 503, in the table following line 10, strike “\$171,188,000” in the amount column of the item relating to Minot Air Force Base, North Dakota, and insert “\$170,188,000”.

On page 504, line 23, strike “\$862,661,000” and insert “\$863,661,000”.

On page 505, line 16, strike “\$1,183,138,000” and insert “\$1,182,138,000”.

SA 4408. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

Subtitle J—Wartime Treatment Study Act

SEC. 1091. SHORT TITLE.

This subtitle may be cited as the “Wartime Treatment Study Act”.

SEC. 1092. FINDINGS.

Congress makes the following findings:

(1) During World War II, the United States successfully fought the spread of Nazism and fascism by Germany, Italy, and Japan.

(2) Nazi Germany persecuted and engaged in genocide against Jews and certain other groups. By the end of the war, 6,000,000 Jews had perished at the hands of Nazi Germany. United States Government policies, however, restricted entry to the United States to Jewish and other refugees who sought safety from Nazi persecution.

(3) While we were at war, the United States treated the Japanese American, German American, and Italian American communities as suspect.

(4) The United States Government should conduct an independent review to assess fully 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.

(5) During World War II, the United States Government branded 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, limited their travel, and seized their personal prop-

erty. At that time, these groups were the two largest foreign-born groups in the United States.

(6) 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 hostile, war-torn European Axis nations, many to be exchanged for Americans held in those nations.

(7) Pursuant to a policy coordinated by the United States with Latin American countries, many European Latin Americans, including German and Austrian Jews, were captured, shipped to the United States and interned. Many were later expatriated, repatriated or deported to hostile, war-torn European Axis nations during World War II, most to be exchanged for Americans and Latin Americans held in those nations.

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

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

(10) Prior to and during World War II, the United States restricted the entry of Jewish refugees who were fleeing persecution 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.

(11) 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. 1093. DEFINITIONS.

In this subtitle:

(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 permanent 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 permanent resident aliens of Italian ancestry.

(C) GERMAN AMERICANS.—The term “German Americans” refers to United States citizens and permanent 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.

PART I—COMMISSION ON WARTIME TREATMENT OF EUROPEAN AMERICANS

SEC. 1094. 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 part 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. 1095. 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 that violated the civil liberties of European Americans and European Latin Americans pursuant to the section 4067, 4068, 4069, or 4070 of the Revised Statutes (50 U.S.C. 21, 22, 23, and 24) (referred to in this part as the "Alien Enemies Acts"), Presidential Proclamations 2526, 2527, 2655, 2662, 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 review of United States Government action with respect to European Americans

pursuant to the Alien Enemies Acts and Executive Order 9066 during World War II, including registration requirements, travel and property restrictions, establishment of restricted areas, raids, arrests, internment, exclusion, policies relating to the families and property that excludées 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 all temporary detention and long-term internment facilities.

(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 better protected during war, or an actual, attempted, or threatened invasion or incursion, an assessment of the continued viability of the Alien Enemies Acts, 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 1094(e).

SEC. 1096. 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 chapter, 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 as a result of the Commission on Wartime Relocation and Internment of Civilians Act (Public Law 96-317; 50 U.S.C. App. 1981) or the Wartime Violation of Italian American Civil Liberties Act (Public Law 106-451; 114 Stat. 1947). For purposes of the section 552a(b)(9) of title 5, United States Code (referred to in this subtitle as the Privacy Act of 1974), the European American Commission shall be deemed to be a committee of jurisdiction.

SEC. 1097. 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. 1098. FUNDING.

Of the amounts authorized to be appropriated to the Department of Justice, \$500,000 shall be available to carry out this part.

SEC. 1099. SUNSET.

The European American Commission shall terminate 60 days after the date that the report required by section 1095(e) is submitted to Congress.

PART II—COMMISSION ON WARTIME TREATMENT OF JEWISH REFUGEES

SEC. 1099A. ESTABLISHMENT OF COMMISSION ON WARTIME TREATMENT OF JEWISH REFUGEES.

(a) **IN GENERAL.**—There is established the Commission on Wartime Treatment of Jewish Refugees (referred to in this part 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. 1099B. 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 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 refusal to allow Jewish and other refugees fleeing persecution and 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 policy relating to those fleeing persecution or genocide, including recommendations for making it easier for future 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 1099A(e).

SEC. 1099C. 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 part, 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 execu-

tive 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 Relocation and Internment of Civilians Act (Public Law 96-317; 50 U.S.C. App. 1981) or the Wartime Violation of Italian American Civil Liberties Act (Public Law 106-451; 114 Stat. 1947). For purposes of the section 552a(b)(9) of the Privacy Act of 1974, the Jewish Refugee Commission shall be deemed to be a committee of jurisdiction.

SEC. 1099D. 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. 1099E. FUNDING.

Of the amounts authorized to be appropriated to the Department of Justice, \$500,000 shall be available to carry out this part.

SEC. 1099F. SUNSET.

The Jewish Refugee Commission shall terminate 60 days after the date the report required by section 1099B is submitted to Congress.

SA 4409. Mr. OBAMA (for himself, Mr. BOND, Mrs. BOXER, and Mr. CARPER) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 587. REPORT ON PROVISION OF ELECTRONIC COPY OF MILITARY RECORDS ON DISCHARGE OR RELEASE OF MEMBERS FROM THE ARMED FORCES.

(a) **REPORT REQUIRED.**—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the feasibility and advisability of providing an electronic copy of military records (including all military service, medical, and other military records) to members of the Armed Forces on their discharge or release from the Armed Forces.

(b) **ELEMENTS.**—The report required by subsection (a) shall include the following:

(1) An estimate of the costs of the provision of military records as described in subsection (a).

(2) An assessment of providing military records as described in that subsection through the distribution of a portable, readily accessible medium (such as a computer disk or other similar medium) containing such records.

(3) A description and assessment of the mechanisms required to ensure the privacy of members of the Armed Forces in providing military records as described in that subsection.

(4) An assessment of the benefits to the members of the Armed Forces of receiving their military records as described in that subsection.

(5) If the Secretary determines that providing military records to members of the Armed Forces as described in that subsection is feasible and advisable, a plan (including a schedule) for providing such records to members of the Armed Forces as so described in order to ensure that each member of the Armed Forces is provided such records upon discharge or release from the Armed Forces.

(6) Any other matter relating to the provision of military records as described in that subsection that the Secretary considers appropriate.

SA 4410. Mrs. FEINSTEIN (for herself, Mrs. BOXER, and Mr. BINGAMAN) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . CHANNEL ISLANDS NATIONAL PARK.

(a) **FINDINGS.**—Congress finds that—

(1) Channel Islands National Monument was designated in 1938 by President Franklin D. Roosevelt under the authority of the Act of June 8, 1906 (16 U.S.C. 431 et seq.);

(2) Channel Islands National Monument was expanded to include additional islands and redesignated as Channel Islands National Park in 1980 to protect the nationally significant natural, scenic, wildlife, marine, ecological, archaeological, cultural, and scientific values of the Channel Islands in California;

(3) Santa Rosa Island was acquired by the United States in 1986 for approximately \$29,500,000 for the purpose of restoring the native ecology of the Island and making the Island available to the public for recreational uses;

(4) Santa Rosa Island contains numerous prehistoric and historic artifacts and provides important habitat for several threatened and endangered species; and

(5) under a court-approved settlement agreement, the nonnative elk and deer populations are scheduled to be removed from the Park by 2011 and the Island is to be restored to management consistent with other National Parks.

(b) DEFINITIONS.—In this section:

(1) ISLAND.—The term “Island” means Santa Rosa Island, which is part of Channel Islands National Park in the State of California.

(2) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(3) SETTLEMENT AGREEMENT.—The term “settlement agreement” means the 1998 court-approved settlement agreement among the National Park Service, Vail & Vickers, and the National Parks Conservation Association for case numbers 96-7412 WJR and 97-4098 WJR.

(c) MANAGEMENT OF SANTA ROSA ISLAND.—The Secretary shall ensure that Channel Islands National Park (including the Island) is administered by the National Park Service in accordance with—

(1) title II of Public Law 96-199 (16 U.S.C. 410ff et seq.);

(2) the National Park Service Organic Act (16 U.S.C. 1 et seq.); and

(3) any other applicable laws (including the regulations and policies of the National Park Service relating to the management of units of the National Park System).

(d) PROTECTION OF PARK RESOURCES.—The Secretary shall manage the Island in a manner that ensures that—

(1) the natural, scenic, and cultural resources of the Island (including threatened species, endangered species, and other native plant and animal populations) are properly protected, restored, and interpreted for the public; and

(2) visitors to the Island—

(A) are provided with a safe and enjoyable experience; and

(B) are not denied access to significant portions of the Island.

(e) SETTLEMENT AGREEMENT.—

(1) IN GENERAL.—Nothing in this Act voids or nullifies the settlement agreement concerning the management of nonnative deer and elk on the Island.

(2) REQUIREMENTS.—The Secretary shall ensure that the population of nonnative deer and elk are removed from the Island not later than December 31, 2011, in accordance with the schedule set forth in the settlement agreement.

SA 4411. Mrs. LINCOLN (for herself and Mr. PRYOR) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 519, line 21, strike “\$242,143,000” and insert “\$245,743,000”.

SA 4412. Mr. HATCH (for himself, Mr. BINGAMAN, and Mr. BIDEN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department

of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 662. AUTHORITY TO PAY GRATUITY TO MEMBERS OF THE ARMED FORCES AND CIVILIAN EMPLOYEES OF THE UNITED STATES FOR SLAVE LABOR PERFORMED FOR JAPAN DURING WORLD WAR II.

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

(1) During World War II, members of the United States Armed Forces fought valiantly against Japanese military forces in the Pacific. From December 1941 until May 1942, United States military personnel fought valiantly against overwhelming Japanese military forces on Wake Island, Guam, the Philippine Islands, including the Bataan Peninsula and Corregidor, and the Dutch East Indies, thereby preventing Japan from accomplishing strategic objectives necessary for achieving a preemptive military victory in the Pacific during World War II.

(2) In military action in the Philippines, United States troops were ordered to surrender on April 9, 1942, and were forced to march 65 miles to prison camps at Camp O'Donnell, Cabanatuan, and Bilibid. More than 10,000 Americans died during the march, known as the “Bataan Death March”, and during subsequent imprisonment as a result of starvation, disease, and executions.

(3) Beginning in January 1942, the Japanese military began to transport United States prisoners of war to Japan, Taiwan, Manchuria, and Korea to perform slave labor to support their war industries. Many of the unmarked merchant vessels in which the prisoners were transported, called “Hell Ships”, were attacked by American naval and air forces, which, according to some estimates, resulted in more than 3,600 American fatalities.

(4) Following the conclusion of World War II, the United States Government agreed to pay compensation to United States ex-prisoners of war amounting to \$2.50 per day of imprisonment. This compensation was paid from Japanese assets frozen by the United States Government and do not begin to fully compensate those ex-prisoners of war for the short-term and long-term costs of the slave labor they endured. Neither the Government of Japan nor any Japanese corporations admit any liability for further payment of such compensation.

(5) Other nations, including Canada, the United Kingdom, and the Netherlands, have authorized payment of gratuities to their surviving veterans who were captured by the Japanese during World War II and required to perform slave labor.

(b) PURPOSE.—The purpose of this section is to recognize, by the provision of compensation, the heroic contributions of the members of the Armed Forces and civilian employees of the United States who were captured by the Japanese military during World War II and denied their basic human rights by being made to perform slave labor by the Imperial Government of Japan or by Japanese corporations during World War II.

(c) PAYMENT OF GRATUITY AUTHORIZED.—The Secretary of Veterans Affairs may pay a gratuity to a covered veteran or civilian internee, or to the surviving spouse of a covered veteran or civilian internee, in the amount of \$20,000.

(d) COVERED VETERAN OR CIVILIAN INTERNEE DEFINED.—In this section, the term

“covered veteran or civilian internee” means any individual who—

(1) was a member of the Armed Forces, a civilian employee of the United States, or an employee of a contractor of the United States during World War II;

(2) served in or with United States combat forces during World War II;

(3) was captured and held as a prisoner of war or prisoner by Japan in the course of such service; and

(4) was required by the Imperial Government of Japan, or one or more Japanese corporations, to perform slave labor during World War II.

(e) RELATIONSHIP TO OTHER PAYMENTS.—Any amount paid a person under this section for activity described in subsection (d) is in addition to any other amount paid such person for such activity under any other provision of law.

(f) INAPPLICABILITY OF TAXATION OR ATTACHMENT.—Any amount paid a person under this section shall not be subject to any taxation, attachment, execution, levy, tax lien, or detention under any process whatever.

SA 4413. Mr. BURNS (for himself, Mr. ALLARD, Mr. THOMAS, Mr. ENZI, and Mr. CONRAD) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. REMOTE VISUAL ASSESSMENT.

(a) ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE.—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities is hereby increased by \$10,900,000.

(b) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities, as increased by subsection (a), \$10,900,000 may be available for ICBM Security Modernization (PE #0604851) for Remote Visual Assessment for security for silos for intercontinental ballistic missiles (ICBMs).

(c) OFFSET.—

(1) PROHIBITION ON DEACTIVATION OF MINUTEMAN III ICBMS.—No funds authorized to be appropriated for the Department of Defense for fiscal year 2007 may be obligated or expended for the deactivation of any Minuteman III Intercontinental Ballistic Missile.

(2) OFFSET.—The amount authorized to be appropriated by section 301(4) for operation and maintenance for the Air Force is hereby reduced by \$10,900,000, with the amount of the reduction to be allocated to amounts otherwise available to the United States Space Command for the deactivation of Minuteman III Intercontinental Ballistic Missiles.

SA 4414. Mr. COCHRAN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year

for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 903. MILITARY DEPUTIES TO THE ASSISTANT SECRETARIES OF THE MILITARY DEPARTMENTS FOR ACQUISITION, LOGISTICS, AND TECHNOLOGY.

(a) DEPARTMENT OF THE ARMY.—

(1) ESTABLISHMENT OF POSITION.—There is hereby established within the Department of the Army the position of Military Deputy to the Assistant Secretary of the Army for Acquisition, Logistics, and Technology.

(2) LIEUTENANT GENERAL.—The individual serving in the position of Military Deputy to the Assistant Secretary of the Army for Acquisition, Logistics, and Technology shall be a lieutenant general of the Army on active duty.

(3) EXCLUSION FROM GRADE AND NUMBER LIMITATIONS.—An officer serving in the position of Military Deputy to the Assistant Secretary of the Army for Acquisition, Logistics, and Technology shall not be counted against the numbers and percentages of officers of the Army of the grade of lieutenant general.

(b) DEPARTMENT OF THE NAVY.—

(1) ESTABLISHMENT OF POSITION.—There is hereby established within the Department of the Navy the position of Military Deputy to the Assistant Secretary of the Navy for Acquisition, Logistics, and Technology.

(2) VICE ADMIRAL.—The individual serving in the position of Military Deputy to the Assistant Secretary of the Navy for Acquisition, Logistics, and Technology shall be a vice admiral on active duty.

(3) EXCLUSION FROM GRADE AND NUMBER LIMITATIONS.—An officer serving in the position of Military Deputy to the Assistant Secretary of the Navy for Acquisition, Logistics, and Technology shall not be counted against the numbers and percentages of officers of the grade of vice admiral.

(c) DEPARTMENT OF THE AIR FORCE.—

(1) ESTABLISHMENT OF POSITION.—There is hereby established within the Department of the Air Force the position of Military Deputy to the Assistant Secretary of the Air Force for Acquisition, Logistics, and Technology.

(2) LIEUTENANT GENERAL.—The individual serving in the position of Military Deputy to the Assistant Secretary of the Air Force for Acquisition, Logistics, and Technology shall be a lieutenant general of the Air Force on active duty.

(3) EXCLUSION FROM GRADE AND NUMBER LIMITATIONS.—An officer serving in the position of Military Deputy to the Assistant Secretary of the Air Force for Acquisition, Logistics, and Technology shall not be counted against the numbers and percentages of officers of the Air Force of the grade of lieutenant general.

SA 4415. Mr. STEVENS submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ WAIVER FOR TRANSPORTATION TO COOK INLET.

Notwithstanding section 27 of the Merchant Marine Act, 1920 (46 U.S.C. App. 883) or

any other law restricting the operation of a foreign-flag vessel in the coastwise trade, the foreign-flag vessel TAI AN KOU (IMO number 9223277) may engage in the coastwise trade of the United States to transport a jack-up drilling rig from a place near Port Arthur, Texas, to a site in Cook Inlet, Alaska.

SA 4416. Mr. CHAFEE submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ FOX POINT HURRICANE BARRIER, PROVIDENCE, RHODE ISLAND.

(a) DEFINITIONS.—In this section:

(1) The term “Barrier” means the Fox Point Hurricane Barrier, Providence, Rhode Island.

(2) The term “City” means the city of Providence, Rhode Island.

(3) The term “Secretary” means the Secretary of the Army, acting through the Chief of Engineers.

(b) RESPONSIBILITY FOR BARRIER.—Not later than 2 years after the date of enactment of this Act, the Secretary shall assume responsibility for the annual operation and maintenance of the Barrier.

(c) REQUIRED STRUCTURES.—

(1) IN GENERAL.—The City, in coordination with the Secretary, shall identify any land and structures required for the continued operation and maintenance, repair, replacement, rehabilitation, and structural integrity of the Barrier.

(2) CONVEYANCE.—The City shall convey to the Secretary, by quitclaim deed and without consideration, all rights, title, and interests of the City in and to the land and structures identified under paragraph (1).

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary such funds as are necessary for each fiscal year to operate and maintain the Barrier (including repair, replacement, and rehabilitation).

SA 4417. Mr. FEINGOLD (for himself, Mr. REED, Mr. KENNEDY, and Mr. OBAMA) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 587. IMPROVED ADMINISTRATION OF TRANSITIONAL ASSISTANCE PROGRAMS.

(a) PRESEPARATION COUNSELING.—Section 1142 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by redesignating paragraph (4) as paragraph (6); and

(B) by inserting after paragraph (3) the following:

“(4) For members of the reserve components who have been serving on active duty

continuously for at least 180 days, the Secretary concerned shall require that preseparation counseling under this section be provided to all such members (including officers) before the members are separated.

“(5) The Secretary concerned shall ensure that commanders of members entitled to services under this section authorize the members to obtain such services during duty time.”;

(2) in subsection (b)—

(A) in paragraph (4), by striking “(4) Information concerning” and inserting the following:

“(4) Provision of information on civilian occupations and related assistance programs, including information concerning—

“(A) certification and licensure requirements that are applicable to civilian occupations;

“(B) civilian occupations that correspond to military occupational specialties; and

“(C)”;

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

“(15) Information concerning homelessness, including risk factors, awareness assessment, and contact information for preventative assistance associated with homelessness.”;

(3) by adding at the end the following:

“(d) ADDITIONAL REQUIREMENTS.—(1) The Secretary concerned shall ensure that—

“(A) preseparation counseling under this section includes material that is specifically relevant to the needs of—

“(i) persons being separated from active duty by discharge from a regular component of the armed forces; and

“(ii) members of the reserve components being separated from active duty;

“(B) the preseparation counseling under this section is provided to each member of the armed forces eligible for such counseling under this section and includes web-based services, telemedicine, and individual counseling;

“(C) the scope and content of the material presented in preseparation counseling at each location under this section are consistent with the scope and content of the material presented in the preseparation counseling at the other locations under this section; and

“(D) follow up counseling is provided for each member of the reserve components described in subparagraph (A) not later than 180 days after separation from active duty.

“(2) The Secretary concerned shall, on a continuing basis, update the content of the materials used by the National Veterans Training Institute and such officials’ other activities that provide direct training support to personnel who provide preseparation counseling under this section.”; and

(4) by amending the heading to read as follows:

“§ 1142. Members separating from active duty: preseparation counseling”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 58 of title 10, United States Code, is amended by striking the item relating to section 1142 and inserting the following:

“1142. Members separating from active duty: preseparation counseling.”.

(c) DEPARTMENT OF LABOR TRANSITIONAL SERVICES PROGRAM.—Section 1144 of title 10, United States Code, is amended—

(1) in subsection (a)(1), by striking “paragraph (4)(A)” in the second sentence and inserting “paragraph (6)(A)”;

(2) by amending subsection (c) to read as follows:

“(c) PARTICIPATION.—(1) Subject to paragraph (2), the Secretary and the Secretary of Homeland Security shall require participation by members of the armed forces eligible

for assistance under the program carried out under this section.

“(2) The Secretary and the Secretary of Homeland Security need not require, but shall encourage and otherwise promote, participation in the program by the following members of the armed forces described in paragraph (1):

“(A) Each member who has previously participated in the program.

“(B) Each member who, upon discharge or release from active duty, is returning to—

“(i) a position of employment; or

“(ii) pursuit of an academic degree or other educational or occupational training objective that the member was pursuing when called or ordered to such active duty.

“(3) The Secretary concerned shall ensure that commanders of members entitled to services under this section authorize the members to obtain such services during duty time.”; and

(3) by adding at the end the following:

“(e) MECHANISMS FOR PROVISION OF COUNSELING AND SERVICES.—(1) In providing counseling and other services under the program under this section, the Secretary of Labor—

“(A) may utilize range of methods for providing such counseling and services, including face-to-face workshop, individual counseling, web-based tutorial, videotape workshops, and any combination thereof; and

“(B) shall encourage face-to-face workshops as the optimal method for the provision of such counseling and services.

“(2) The Secretary shall ensure that the scope and content of counseling and services under the program are consistent, regardless of the mechanism utilized under paragraph (1) to provide such counseling and services.

“(f) UPDATED MATERIALS.—The Secretary concerned shall, on a continuing basis, update the content of all materials used by the Department of Labor that provide direct training support to personnel who provide transitional services counseling under this section.”.

SEC. 588. COMPTROLLER GENERAL ASSESSMENT ON ACCESS TO MEMBERS OF THE ARMED FORCES BEING DISCHARGED, SEPARATED OR RELEASED FROM THE ARMED FORCES.

(a) ASSESSMENT REQUIRED.—The Comptroller General of the United States shall conduct and provide to Congress within 240 days an assessment of the following:

(1) The current policies and practices of the Department of Defense (including the military departments and the Armed Forces), the Department of Veterans Affairs, and the Department of Labor on permitting access by military and veterans' service organizations and State veterans service agencies to members of the Armed Forces who are scheduled, or are in the process of being scheduled, for separation, discharge, release, or retirement from active duty in the Armed Forces for the purposes of providing pre-separation counseling, other assistance briefings, and veteran-to-veteran counseling to such members.

(2) Whether such policies and practices are consistently applied throughout the military departments, the regular and reserve components of the Armed Forces, all duty stations of the Armed Forces, and facilities of the Department of Veterans Affairs.

(3) The effectiveness of pre-separation counseling provided by veterans for members of the Armed Forces described in paragraph (1).

(4) The effectiveness of pre-separation counseling and other assistance briefings by military and veterans' service organizations and State veterans service agencies for members of the Armed Forces described in paragraph (1).

(5) The effectiveness of veteran-to-veteran counseling to members of the Armed Forces

who have been discharged or released, or are retired, from active duty in the Armed Forces.

(b) RECOMMENDATIONS.—In conducting the assessment required by subsection (a), the Comptroller General shall develop such recommendations as the Comptroller General considers appropriate on the following:

(1) The extent to which the Department of Defense, the Department of Veterans Affairs, and the Department of Labor should encourage or require veteran pre-separation counseling, pre-separation counseling, and other assistance briefings by military and veterans' service organizations and State veterans service agencies.

(2) Means by which veterans should learn about and gain access to veteran-to-veteran pre-separation counseling, pre-separation counseling, and other assistance briefings by military and veterans' service organizations, State and local veterans service agencies, community-based organizations (including faith-based organizations) serving veterans, and other veteran-to-veteran counseling, and where and how access should be made available.

(3) Means by which the Department of Defense, the Department of Veterans Affairs, and the Department of Labor shall ensure consistency in the application of policies and practices on veteran-to-veteran pre-separation counseling, pre-separation counseling, veteran-to-veteran counseling, and other assistance briefings by military and veterans' service organizations, State and local veterans service agencies, community-based organizations (including faith-based organizations) serving veterans throughout the military departments, the regular and reserve components of the Armed Forces, all duty stations of the Armed Forces, and facilities of the Department of Veterans Affairs.

(c) DEFINITIONS.—In this section:

(1) The term “counseling”, with respect to the members of the Armed Forces described in subsection (a)(1), includes group-level briefings and individual and family meetings with such members in order to provide the following:

(A) The counseling required under section 1142 of title 10, United States Code.

(B) The employment, job training, and other assistance, and information on such assistance, required by section 1144 of title 10, United States Code.

(C) Information on benefits delivery at discharge programs.

(D) Information on the programs and services of the entity or organization providing such counseling.

(2) The term “benefits delivery at discharge program” means a program administered jointly by the Secretary of Defense and the Secretary of Veterans Affairs to provide information and assistance on available benefits and other transition assistance to obtain any disability benefits for which a member of the Armed Forces.

(1) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this subsection, the term “appropriate committees of Congress” means—

(A) the Committees on Armed Services and Veterans' Affairs of the Senate; and

(B) the Committees on Armed Services and Veterans' Affairs of the House of Representatives.

(d) PROVISION OF MATERIALS.—

(1) IN GENERAL.—The Secretary of Defense shall take appropriate actions to ensure the provision to all members of the Armed Forces described in subsection (a)(1) from military and veterans' service organizations and State veterans' service agencies of such materials (including materials described in paragraph (2)) on separation from active duty in the Armed Forces and adjustment to civilian life as such organizations and agen-

cies seek to provide to such members. The Secretary may prohibit the provision of any such materials to such members only if such materials are factually inaccurate.

(2) MATERIALS.—The materials described in this paragraph are materials on the following:

(A) The counseling required to be provided under section 1142 of title 10, United States Code.

(B) The employment, job training, and other assistance required to be provided under section 1144 of title 10, United States Code.

(C) Benefits delivery at discharge programs.

(D) Programs and services provided by the organization or agency concerned.

SA 4418. Mr. OBAMA submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 2834. REPORT ON AIR NATIONAL GUARD BASES AFFECTED BY 2005 ROUND OF DEFENSE BASE CLOSURE AND REALIGNMENT.

(a) REPORT.—Not later than January 1, 2007, the Secretary of the Air Force shall submit to Congress a report on planning by the Department of the Air Force for new or additional missions for Guard personnel at the Air National Guard bases that lost aircraft as a result of the 2005 round of defense base closure and realignment.

(b) CONTENT.—The report required under subsection (a) shall include—

(1) a description of the planning process used by the Air Force to determine future missions at Air National Guard bases that lost aircraft as a result of the 2005 round of defense base closure and realignment;

(2) a description of the capabilities, characteristics, and capacity of the facilities, infrastructure, and authorized personnel at each such base;

(3) a description of the missions under consideration for each base and an explanation of the criteria and decision-making process to make final decisions about the new missions for each base; and

(4) a timeline for decisions on assigning new or expanded missions to each base.

SA 4419. Mrs. DOLE submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle F of title V, add the following new section:

SEC. 587. ENHANCEMENT OF PRESEPARATION COUNSELING AND TRANSITION SERVICES.

(a) PRESEPARATION COUNSELING AND TRANSITION SERVICES.—Subsection (a) of section 1142 of title 10, United States Code, is amended—

(1) in the first sentence of paragraph (1), by striking “shall (except as provided in paragraph (4)) provide for individual pre-separation counseling of” and inserting “shall (except as provided in paragraph (5)) provide individual pre-separation counseling and additional individualized transition services to”;

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

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

“(4) For a member of a reserve component being separated from service on active duty for a period of more than 180 days, the Secretary concerned shall require that pre-separation counseling and transition services under this section be provided to such member as soon as possible within the member's remaining period of service with completion of the provision of such counseling and services to occur not later than 120 days after the member is so separated.”.

(b) **INDIVIDUALIZED TRANSITIONAL SERVICES.**—Subsection (b) of such section is amended—

(1) in the matter preceding paragraph (1), by striking “COUNSELING.—Counseling under” and inserting “COUNSELING AND ADDITIONAL INDIVIDUALIZED TRANSITIONAL SERVICES.—Counseling and additional individualized transitional assistance under”; and

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

“(18) In the case of a member who, as determined pursuant to a post deployment health care assessment (PDHA), may be eligible for compensation benefits under the laws administered by the Secretary of Veterans Affairs, a referral (to be provided with the assistance of the Secretary of Veterans Affairs) for a medical examination by the Secretary of Veterans Affairs referred to as a compensation and pension examination.

“(19) Information concerning services of the Department of Defense, the Department of Veterans Affairs, and community-based organizations pertaining to reemployment rights, transition employment assistance, education benefits, readjustment counseling services, and other benefits for veterans.”.

(c) **ADDITIONAL REQUIREMENTS.**—Such section is further amended by adding at the end the following new subsections:

“(d) **CONTENT RELEVANT TO REGULAR AND RESERVE COMPONENT MEMBERS.**—The Secretary concerned shall ensure that pre-separation counseling and transition services under this section include material that is specifically relevant to the needs of members being separated from active duty from a regular component, the needs of members of the reserve components being separated from active duty, and the needs of members of the National Guard being separated from full-time National Guard duty.

“(e) **CONSISTENCY OF MATERIALS.**—The Secretary of Defense shall ensure that the scope and content of the materials presented as part of pre-separation counseling and transition services at each location under this section are consistent with minimum Department of Defense standards for the delivery of pre-separation counseling for all members of the armed forces eligible to receive such counseling at separation from the armed forces.

“(f) **POST-SEPARATION FOLLOW-UP FOR RESERVE COMPONENT MEMBERS.**—The Secretary concerned shall ensure that follow-up counseling is provided for each member of a reserve component separated from active duty not later than 180 days after such separation.

“(g) **UPDATED CONTENT OF MATERIALS.**—The Secretary concerned shall, on a continuing basis, update the minimum Department of Defense standards for the delivery of pre-separation counseling used by activities

of the Secretary that provide direct training support to personnel who provide pre-separation counseling and other services under this section.

“(h) **INTERNET-BASED ACCESS TO MATERIALS.**—(1) The Secretary of Defense shall develop and maintain an Internet website for the Transition Assistance Program (TAP) by not later than October 1, 2008.

“(2) The information available through the website under paragraph (1) shall include comprehensive information on the Transition Assistance Program programs under subsection (b).

“(3) The website under paragraph (1) shall be accessible to all member of the armed forces who are eligible for pre-separation counseling and transition services.

“(i) **NATIONAL GUARD MEMBERS.**—Members of the National Guard being separated from duty to which ordered under section 502(f) of title 32 shall be provided pre-separation counseling and services under this section to the same extent that members of a reserve component being discharged or released from active duty are provided pre-separation counseling and services under this section.”.

(d) **CLERICAL AMENDMENTS.**—

(1) **SECTION HEADING.**—The heading for section 1142 of such title is amended to read as follows:

“§ 1142. **Members separating from active duty: pre-separation counseling and transition services**”.

(2) **TABLE OF SECTIONS.**—The item relating to section 1142 in the table of sections at the beginning of chapter 58 of such title is amended to read as follows:

“1142. **Members separating from active duty: pre-separation counseling and transition services**”.

(e) **CROSS-REFERENCE AMENDMENT.**—Section 1144(a)(1) of such title is amended by striking “paragraph (4)(A)” in the second sentence and inserting “paragraph (5)(A)”.

SA 4420. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XIV, add the following:

SEC. 1414. OUR MILITARY KIDS YOUTH SUPPORT PROGRAM.

(a) **ARMY FUNDING FOR EXPANSION OF PROGRAM.**—Of the amount authorized to be appropriated by section 1405(1) for operation and maintenance for the Army, \$1,500,000 may be available for the expansion nationwide of the Our Military Kids youth support program for dependents of elementary and secondary school age of members of the National Guard and Reserve who are severely wounded or injured during deployment.

(b) **ARMY NATIONAL GUARD FUNDING FOR EXPANSION OF PROGRAM.**—Of the amount authorized to be appropriated by section 1405(6) for operation and maintenance for the Army National Guard, \$500,000 may be available for the expansion nationwide of the Our Military Kids youth support program.

SA 4421. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction,

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

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

SEC. 315. READING FOR THE BLIND AND DYSLEXIC PROGRAM OF THE DEPARTMENT OF DEFENSE.

(a) **DEFENSE DEPENDENTS.**—Of the amount authorized to be appropriated by section 301(5) for operation and maintenance for Defense-wide activities, \$500,000 may be available for the Reading for the Blind and Dyslexic program of the Department of Defense for defense dependents of elementary and secondary school age in the continental United States and overseas.

(b) **SEVERELY WOUNDED OR INJURED MEMBERS OF THE ARMED FORCES.**—Of the amount authorized to be appropriated by section 1405(5) for operation and maintenance for Defense-wide activities, \$500,000 may be available for the Reading for the Blind and Dyslexic program of the Department of Defense for severely wounded or injured members of the Armed Forces.

SA 4422. Mr. SPECTER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1209. SENSE OF CONGRESS ON IMPLEMENTATION OF A COMPREHENSIVE, FULLY INTEGRATED SECURITY NETWORK SOLUTION IN IRAQ.

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

(1) A reliable and integrated telecommunications infrastructure is essential to security, governance, and economic stability in Iraq.

(2) The United States Government, in association with coalition partners, the Government of Iraq, and nongovernmental organizations, has committed funds to improve telecommunications infrastructure in Iraq, particularly with respect to security.

(3) A major effort in this regard includes the deployment of an advanced first responder network (AFRN) throughout Iraq, including in 14 cities that are currently benefiting from these mission-critical public safety communications capabilities.

(4) The broader deployment and connectivity of such disparate emergency communications systems is of critical importance in Iraq, especially in the area of infrastructure security, and a more integrated national common architecture warrants special attention and support.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that the Secretary of Defense should—

(1) continue the deployment of critical advanced first responder network capability into selected areas of Iraq, including the Kurdish area in the north of the country; and

(2) in order to ensure enhanced connectivity of the advanced first responder network, build upon the success of the

project to date and implement a comprehensive, fully integrated security network solution in Iraq that will ensure network reliability, secure communications, and a dependable mechanism for the exchange of critical intelligence information, particularly for purposes of supporting and enhancing overall telecommunications services that accommodate command and control of Iraqi security forces, police, and first responders.

SA 4423. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title XIV, add following:

SEC. 1414. LIMITATION ON AVAILABILITY OF FUNDS FOR CERTAIN PURPOSES RELATING TO IRAQ.

No funds authorized to be appropriated by this Act may be obligated or expended for a purpose as follows:

(1) To establish a permanent United States military installation or base in Iraq.

(2) To exercise United States control over the oil resources of Iraq.

SA 4424. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 387, line 7, strike "and aircraft" and insert "and, subject to section 484(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2291c(a)), aircraft".

On page 387, line 25, after "congressional defense committees" the following: "and the Committee on Foreign Relations of the Senate and the Committee on International Relations of the House of Representatives".

On page 388, line 3, strike "paragraphs (10)" and insert "paragraphs (1)".

SA 4425. Mr. MCCAIN (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 146 and insert the following:

SEC. 146. PROHIBITION ON INCREMENTAL FUNDING AND MULTIYEAR PROCUREMENT RELATING TO F-22A AIRCRAFT.

(a) **PROHIBITION ON INCREMENTAL FUNDING OF F-22A AIRCRAFT.**—The Secretary of the Air Force shall not use incremental funding for the procurement of F-22A aircraft.

(b) **PROHIBITION ON MULTIYEAR CONTRACT FOR PROCUREMENT OF F-22A AIRCRAFT.**—The Secretary of the Air Force shall not enter

into a multiyear contract for the procurement of F-22A aircraft in fiscal year 2007.

(c) **PROHIBITION ON MULTIYEAR CONTRACT FOR PROCUREMENT OF F-119 ENGINES FOR F-22A AIRCRAFT.**—The Secretary of the Air Force shall not enter into a multiyear contract for the procurement of F-119 engines for F-22A aircraft in fiscal year 2007.

SA 4426. Mr. GRAHAM submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 730. ADDITIONAL AUTHORIZED OPTION PERIODS FOR EXTENSION OF CONTRACTS UNDER TRICARE.

(a) **ADDITIONAL NUMBER OF AUTHORIZED PERIODS.**—

(1) **IN GENERAL.**—Section 1097 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(f) **ADDITIONAL AUTHORIZED OPTION PERIODS.**—(1) Notwithstanding any other provision of law, the Secretary of Defense, after consulting with the other administering Secretaries, may extend any contract for the delivery of health care entered into under this section by one year if the Secretary determines that such extension—

"(A) is in the best interests of the United States; and

"(B) will—

"(i) facilitate the effective administration of the TRICARE program; or

"(ii) ensure continuity in the delivery of health care under the TRICARE program.

"(2) The total number of extensions of a particular contract that may be granted under paragraph (1) may not exceed 2 extensions."

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall take effect on the date of the enactment of this Act, and, subject to subsection (b), shall apply with respect to any contract described in subsection (f) of section 1097 of title 10, United States Code (as so added), that is in force or entered into on or after that date.

(b) **NOTICE AND WAIT.**—The Secretary of Defense may not commence the exercise of the authority in subsection (f) of section 1097 of title 10, United States Code (as added by subsection (a) of this section) until 30 days after the date on which the Secretary submits to the congressional defense committees a report setting forth the minimum level of performance by an incumbent contractor under a contract covered by such subsection (f) that will be required by the Secretary in order to be eligible for an extension authorized by such subsection (f).

(c) **REPORT ON CONTRACTING MECHANISMS FOR HEALTH CARE SERVICE SUPPORT CONTRACTS.**—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a report on contracting mechanisms under consideration for future contracts for health care service support under section 1097 of title 10, United States Code. The report shall include an assessment of the advantages and disadvantages for the Department of Defense (including the potential for stimulating competition and the effect on health care beneficiaries of the Department) of providing in such contracts for

a single term of 5 years with a single optional period of extension of an additional 5 years.

SA 4427. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1084. EXTENSION OF RETURNING WORKER EXEMPTION.

Section 402(b)(1) of the Save Our Small and Seasonal Businesses Act of 2005 (title IV of division B of Public Law 109-13; 8 U.S.C. 1184 note) is amended by striking "2006" and inserting "2008".

SA 4428. Mr. WARNER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part I of subtitle A of title V, add the following:

SEC. 509. MODIFICATION OF QUALIFICATIONS FOR LEADERSHIP OF THE NAVAL POSTGRADUATE SCHOOL.

Section 7042(a) of title 10, United States Code, is amended—

(1) in paragraph (1)(A)—

(A) by inserting "active-duty or retired" after "An";

(B) by inserting "or Marine Corps" after "Navy";

(C) by inserting "or colonel, respectively" after "captain"; and

(D) by inserting "or assigned" after "detail";

(2) in paragraph (2), by inserting "and the Commandant of the Marine Corps" after "Operations"; and

(3) in paragraph (4)(A)—

(A) by inserting "(unless such individual is a retired officer of the Navy or Marine Corps in a grade not below the grade of captain or colonel, respectively)" after "in the case of a civilian";

(B) by inserting "active-duty or retired" after "in the case of an"; and

(C) by inserting "or Marine Corps" after "Navy".

SA 4429. Mr. CHAFEE submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1013. AUTHORITY TO DONATE SS ARTHUR M. HUDDLELL TO THE GOVERNMENT OF GREECE.

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

(1) It is in the economic and environmental interests of the United States to promote the disposal of vessels in the National Defense Reserve Fleet that are of insufficient value to warrant further preservation.

(2) The Maritime Administration of the Department of Transportation has been authorized to make such disposals, including the sale and recycling of such vessels and the donation of such vessels to any State, commonwealth, or possession of the United States, and to nonprofit organizations.

(3) The government of Greece has expressed an interest in obtaining and using the ex-Liberty ship, SS ARTHUR M. HUDDLELL, for purposes of a museum exhibit.

(4) It is in the interest of the United States to authorize the Maritime Administration to donate SS ARTHUR M. HUDDLELL to Greece.

(b) DONATION OF SS ARTHUR M. HUDDLELL TO GOVERNMENT OF GREECE.—Notwithstanding Section 510(j) of the Merchant Marine Act, 1936 (46 App. U.S.C. 1158), the Secretary of Transportation is authorized to transfer SS ARTHUR M. HUDDLELL, by gift, to the Government of Greece, in accordance with terms and conditions determined by the Secretary.

(c) ADDITIONAL EQUIPMENT.—The Secretary may convey additional equipment from other obsolete vessels of the National Defense Reserve Fleet to assist the Government of Greece under this section for purposes of the museum exhibit referred to in subsection (a)(3).

SA 4430. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . WHISTLEBLOWER PROTECTIONS EXTENDED TO EMPLOYEES OF NATIONAL SECURITY AGENCIES AND FEDERAL CONTRACTORS.

Section 2302 of title 5, United States Code, is amended—

(1) in subsection (a)(2)—

(A) in subparagraph (B)(ii) by striking “; and” and inserting the following: “, in which case the President shall submit a report to Congress, that may be classified if necessary—

“(I) detailing any position the President has excluded from the coverage of this section; and

“(II) including the reasons why the President determined that excluding a position from the coverage of this section is necessary and warranted by the conditions of good administration.”;

(B) in subparagraph (C)—

(i) in clause (i), by striking “subsection (b)(8)” and inserting “paragraph (8) or (9) of subsection (b)”;

(ii) in clause (ii), by striking “the Federal Bureau of Investigation.”; and

(iii) in clause (iii), by striking the period and inserting “; and”;

(C) by adding at the end the following:

“(D) ‘intelligence agency’ means any agency described in subparagraph (C)(ii).”;

(2) by adding at the end the following:

“(f)(1)(A) In this paragraph—

“(i) the term ‘executive agency’ has the meaning given under section 4(1) of the Office of the Federal Procurement Policy Act (41 U.S.C. 403(1)); and

“(ii) the term ‘Federal contractor’ means any person that has entered into a contract with an executive agency, or any person who has entered into a contract with such a person pursuant to the contract with that executive agency.

“(B) For the purposes of paragraphs (8) and (9) of subsection (b), any employment position at a Federal contractor that is funded in whole or in part by appropriated funds shall be considered to be a covered position under subsection (a)(2)(B).

“(C) For purposes of this paragraph, an employment position at a Federal contractor is funded in whole or in part by appropriated funds if the responsibilities of the position include engaging in any activity with respect to such contract, including providing services or manufacturing goods procured under the contract, or providing incidental or support services related to such a contract, including accounting, human resources, secretarial services, and any other incidental or support services.

“(2) For the purposes of paragraph (8)(A) and paragraph (9) of subsection (b), any position at an agency described under subsection (a)(2)(C)(i) shall be considered to be a covered position under subsection (a)(2)(B).

“(g) Any person that violates this section shall be subject to a civil penalty not to exceed \$50,000.”.

SA 4431. Mr. BROWNBACK submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . ELIMINATION OF SANCTIONS ON LIBYA AND EXTENSION OF SANCTIONS ON IRAN.

(a) SHORT TITLE.—

(1) IN GENERAL.—Section 1 of the Iran and Libya Sanctions Act of 1996 (Public Law 104-172; 50 U.S.C. 1701 note) is amended by striking “and Libya”.

(2) REFERENCES.—Any reference in any other provision of law, regulation, document, or other record of the United States to the “Iran and Libya Sanctions Act of 1996” shall be deemed to be a reference to the “Iran Sanctions Act of 1996”.

(b) FINDINGS.—Section 2 of such Act is amended by striking paragraph (4).

(c) DECLARATION OF POLICY.—Section 3 of such Act is amended—

(1) in subsection (a), by striking “(a) POLICY WITH RESPECT TO IRAN.”; and

(2) by striking subsection (b).

(d) MANDATORY SANCTIONS WITH RESPECT TO LIBYA.—Section 5 of such Act is amended—

(1) by striking subsection (b); and

(2) in subsection (c)—

(A) in the matter preceding paragraph (1), by striking “subsections (a) and (b)” and inserting “subsection (a)”;

(B) in paragraph (1), by striking “or (b)”;

and

(3) in subsection (f)—

(A) in the matter preceding paragraph (1), by striking “or (b)”;

(B) by redesignating paragraphs (6) and (7) as paragraphs (5) and (6), respectively.

(e) TERMINATION OF SANCTIONS.—Section 8 of such Act is amended—

(1) in subsection (a), by striking “(a) IRAN.”; and

(2) by striking subsection (b).

(f) REPORTS REQUIRED.—Section 10(b)(1) of such Act is amended by striking “and Libya” each place it appears.

(g) SUNSET DATE.—Section 13(b) of such Act is amended by striking “10 years” and inserting “15 years”.

(h) DEFINITIONS.—Section 14 of such Act is amended—

(1) in paragraph (9)—

(A) in the matter preceding subparagraph (A), by striking “nongovernmental entity in Iran, or with the Government of Libya or a nongovernmental entity in Libya,” and inserting “nongovernmental entity in Iran”;

(B) in subparagraph (A), by striking “or Libya (as the case may be)”;

(2) by striking paragraph (12); and

(3) by redesignating paragraphs (13), (14), (15), (16), and (17) as paragraphs (12), (13), (14), (15), and (16), respectively.

SA 4432. Mr. JEFFORDS submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . CHAMPLAIN VALLEY NATIONAL HERITAGE PARTNERSHIP.

(a) FINDINGS AND PURPOSES.—

(1) FINDINGS.—Congress finds that—

(A) the Champlain Valley and its extensive cultural and natural resources have played a significant role in the history of the United States and the individual States of Vermont and New York;

(B) archaeological evidence indicates that the Champlain Valley has been inhabited by humans since the last retreat of the glaciers, with the Native Americans living in the area at the time of European discovery being primarily of Iroquois and Algonquin descent;

(C) the linked waterways of the Champlain Valley, including the Richelieu River in Canada, played a unique and significant role in the establishment and development of the United States and Canada through several distinct eras, including—

(i) the era of European exploration, during which Samuel de Champlain and other explorers used the waterways as a means of access through the wilderness;

(ii) the era of military campaigns, including highly significant military campaigns of the French and Indian War, the American Revolution, and the War of 1812; and

(iii) the era of maritime commerce, during which canals, boats, schooners, and steamships formed the backbone of commercial transportation for the region;

(D) those unique and significant eras are best described by the theme “The Making of Nations and Corridors of Commerce”;

(E) the artifacts and structures associated with those eras are unusually well-preserved;

(F) the Champlain Valley is recognized as having one of the richest collections of historical resources in North America;

(G) the history and cultural heritage of the Champlain Valley are shared with Canada and the Province of Quebec;

(H) there are benefits in celebrating and promoting this mutual heritage;

(I) tourism is among the most important industries in the Champlain Valley, and heritage tourism in particular plays a significant role in the economy of the Champlain Valley;

(J) it is important to enhance heritage tourism in the Champlain Valley while ensuring that increased visitation will not impair the historical and cultural resources of the region;

(K) according to the 1999 report of the National Park Service entitled "Champlain Valley Heritage Corridor Project", "the Champlain Valley contains resources and represents a theme 'The Making of Nations and Corridors of Commerce', that is of outstanding importance in U.S. history"; and

(L) it is in the interest of the United States to preserve and interpret the historical and cultural resources of the Champlain Valley for the education and benefit of present and future generations.

(2) PURPOSES.—The purposes of this section are—

(A) to establish the Champlain Valley National Heritage Partnership in the States of Vermont and New York to recognize the importance of the historical, cultural, and recreational resources of the Champlain Valley region to the United States;

(B) to assist the State of Vermont and New York, including units of local government and nongovernmental organizations in the States, in preserving, protecting, and interpreting those resources for the benefit of the people of the United States;

(C) to use those resources and the theme "The Making of Nations and Corridors of Commerce" to—

(i) revitalize the economy of communities in the Champlain Valley; and

(ii) generate and sustain increased levels of tourism in the Champlain Valley;

(D) to encourage—

(i) partnerships among State and local governments and nongovernmental organizations in the United States; and

(ii) collaboration with Canada and the Province of Quebec to—

(I) interpret and promote the history of the waterways of the Champlain Valley region;

(II) form stronger bonds between the United States and Canada; and

(III) promote the international aspects of the Champlain Valley region; and

(E) to provide financial and technical assistance for the purposes described in subparagraphs (A) through (D).

(b) DEFINITIONS.—In this section:

(1) HERITAGE PARTNERSHIP.—The term "Heritage Partnership" means the Champlain Valley National Heritage Partnership established by subsection (c)(1).

(2) MANAGEMENT ENTITY.—The term "management entity" means the Lake Champlain Basin Program.

(3) MANAGEMENT PLAN.—The term "management plan" means the management plan developed under subsection (c)(2)(A)(ii)(I).

(4) REGION.—

(A) IN GENERAL.—The term "region" means any area or community in 1 of the States in which a physical, cultural, or historical resource that represents the theme is located.

(B) INCLUSIONS.—The term "region" includes

(i) the linked navigable waterways of—

(I) Lake Champlain;

(II) Lake George;

(III) the Champlain Canal; and

(IV) the portion of the Upper Hudson River extending south to Saratoga;

(ii) portions of Grand Isle, Franklin, Chittenden, Addison, Rutland, and Bennington Counties in the State of Vermont; and

(iii) portions of Clinton, Essex, Warren, Saratoga and Washington Counties in the State of New York.

(5) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(6) STATE.—the term "State" means—

(A) the State of Vermont; and

(B) the State of New York.

(7) THEME.—The term "theme" means the theme "The Making of Nations and Corridors of Commerce", as the term is used in the 1999 report of the National Park Service entitled "Champlain Valley Heritage Corridor Project", that describes the periods of international conflict and maritime commerce during which the region played a unique and significant role in the development of the United States and Canada.

(c) HERITAGE PARTNERSHIP.—

(1) ESTABLISHMENT.—There is established in the regional the Champlain Valley National Heritage Partnership.

(2) MANAGEMENT ENTITY.—

(A) DUTIES.—

(i) IN GENERAL.—The management entity shall implement this section.

(ii) MANAGEMENT PLAN.—

(I) IN GENERAL.—Not later than 3 years after the date of enactment of this Act, the management entity shall develop a management plan for the Heritage Partnership.

(II) EXISTING PLAN.—Pending the completion and approval of the management plan, the management entity may implement this section based on the federally authorized plan of the management entity entitled "Opportunities for Action, an Evolving Plan For Lake Champlain".

(III) CONTENTS.—The management plan shall include—

(aa) recommendations for funding, managing, and developing the Heritage Partnership;

(bb) a description of activities to be carried out by public and private organizations to protect the resources of the Heritage Partnership;

(cc) a list of specific, potential sources of funding for the protection, management, and development of the Heritage Partnership;

(dd) an assessment of the organizational capacity of the management entity to achieve the goals for implementation; and

(ee) recommendations of ways in which to encourage collaboration with Canada and the Province of Quebec in implementing this section.

(IV) CONSIDERATIONS.—In developing the management plan under subclause (I), the management entity shall take into consideration existing Federal, State, and local plans relating to the region.

(V) SUBMISSION TO SECRETARY FOR APPROVAL.—

(aa) IN GENERAL.—Not later than 3 years after the date of enactment of this Act, the management entity shall submit the management plan to the Secretary for approval.

(bb) EFFECT OF FAILURE TO SUBMIT.—If a management plan is not submitted to the Secretary by the date specified in item (aa), the Secretary shall not provide any additional funding under this section until a management plan for the Heritage Partnership is submitted to the Secretary.

(VI) APPROVAL.—Not later than 90 days after receiving the management plan submitted under subclause (V)(aa), the Secretary, in consultation with the States, shall approve or disapprove the management plan.

(VII) ACTION FOLLOWING DISAPPROVAL.—

(aa) GENERAL.—If the Secretary disapproves a management plan under subclause (VI), the Secretary shall—

(AA) advise the management entity in writing of the reasons for the disapproval;

(BB) make recommendations for revisions to the management plan; and

(CC) allow the management entity to submit to the Secretary revisions to the management plan.

(bb) DEADLINE FOR APPROVAL OF REVISION.—Not later than 90 days after the date on which a revision is submitted under item (aa)(CC), the Secretary shall approve or disapprove the revision.

(VIII) AMENDMENT.—

(aa) IN GENERAL.—After approval by the Secretary of the management plan, the management entity shall periodically—

(AA) review the management plan; and

(BB) submit to the Secretary, for review and approval by the Secretary, the recommendations of the management entity for any amendments to the management plan that the management entity considers to be appropriate.

(bb) EXPENDITURE OF FUNDS.—No funds made available under this section shall be used to implement any amendment proposed by the management entity under item (aa) until the Secretary approves the amendments.

(B) PARTNERSHIPS.—

(i) IN GENERAL.—In carrying out this section, the management entity may enter into partnerships with—

(I) the States, including units of local governments in the States;

(II) nongovernmental organizations;

(III) Indian Tribes; and

(IV) other persons in the Heritage Partnership.

(ii) GRANTS.—Subject to the availability of funds, the management entity may provide grants to partners under clause (i) to assist in implementing this section.

(C) PROHIBITION ON THE ACQUISITION OF REAL PROPERTY.—The management entity shall not use Federal funds made available under this section to acquire real property or any interest in real property.

(3) ASSISTANCE FROM SECRETARY.—To carry out the purposes of this section, the Secretary may provide technical and financial assistance to the management entity.

(d) EFFECT.—Nothing in this section—

(1) grants powers of zoning or land use to the management entity;

(2) modifies, enlarges, or diminishes the authority of the Federal Government or a State or local government to manage or regulate any use of land under any law (including regulations); or

(3) obstructs or limits private business development activities or resource development activities.

(e) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There is authorized to be appropriated to carry out this section not more than a total of \$10,000,000, of which not more than \$1,000,000 may be made available for any fiscal year.

(2) NON-FEDERAL SHARE.—The non-Federal share of the cost of any activities carried out using Federal funds made available under paragraph (1) shall be not be less than 50 percent.

(f) TERMINATION OF AUTHORITY.—The authority of the Secretary to provide assistance under this section terminates on the date that is 15 years after the date of enactment of this Act.

SA 4433. Mr. FEINGOLD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other

purposes; which was ordered to lie on the table; as follows:

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

SEC. 1084. USE OF GEOGRAPHIC PREFERENCE FOR PURCHASE OF LOCALLY PRODUCED FRUITS AND VEGETABLES.

(a) GEOGRAPHIC PREFERENCE AUTHORIZED.—Notwithstanding any other provision of law, the Department of Defense may use a geographic preference to purchase locally produced fruits and vegetables for the Defense Supply Center Philadelphia, the Department of Defense Farm to School Program, and the Department of Defense Fresh Fruit and Vegetable Program for a purpose described in subsection (b). This authority applies to the purchase of fruits and vegetables for both Department of Defense and non-Department of Defense uses.

(b) PURPOSES FOR PREFERENCE.—The purposes referred to in subsection (a) are the following:

(1) Procuring certain fruits and vegetables that have higher nutritional quality if they are harvested closer to full ripeness.

(2) Improving ripeness, taste, or the associated consumption rates of fruits and vegetables.

(3) Improving the efficiency of storage or distribution or to make other logistical improvements.

(4) Reducing dependence upon foreign oil by reducing fuel consumption rates associated with the transportation of fruits and vegetables.

(5) Improving the ability of those using the procurement system to provide education on nutrition, farming, sustainability, energy efficiency, or the importance of local purchases to the local economy.

(6) Maintaining a robust logistics network for agricultural product procurement.

(7) Promoting farm, business and economic development by accessing local markets.

SA 4434. Mr. MCCAIN (for himself and Mr. WARNER) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 730. EDUCATION, TRAINING, AND SUPERVISION OF PERSONNEL PROVIDING SPECIAL EDUCATION SERVICES UNDER EXTENDED BENEFITS UNDER TRICARE.

Section 1079(d)(2) of title 10, United States Code is amended by adding at the end the following: "The regulations shall include the following:

"(A) Requirements for education, training, and supervision of individuals providing special education services known as Applied Behavioral Analysis under this subsection that are in addition to any other education, training, and supervision requirements applicable to Board Certified Behavior Analysts or Board Certified Associate Behavior Analysts or are otherwise applicable to personnel providing such services under applicable State law.

"(B) Metrics to identify and measure the availability and distribution of individuals of various expertise in Applied Behavioral Analysis in order to evaluate and assure the availability of qualified personnel to meet needs for Applied Behavioral Analysis under this subsection."

SA 4435. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 702.

SA 4436. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 236, line 9, add at the end the following: "In addition, clause (i) shall not apply to diabetes supplies or insulin."

SA 4437. Mr. BINGAMAN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 725. STUDY ON COMPETITION-BASED MODEL OF REIMBURSEMENT OF HEALTH CARE PROVIDERS UNDER TRICARE.

(a) IN GENERAL.—The Secretary of Defense shall require the Assistant Secretary of Defense for Health Affairs to conduct a study to assess the feasibility and advisability of utilizing value-based competition between providers of health care services under the TRICARE program.

(b) PURPOSE.—The purpose of the study is to determine whether or not the reimbursement model under the TRICARE program should be modified to encourage and enhance competition among health care providers under the TRICARE program in order to ensure that the delivery of care by such providers under the TRICARE program is more transparent and outcome-based.

(c) ELEMENTS.—The study shall include an assessment of the viability of—

(1) establishing a results-based system that tracks provider outcomes in order to assist covered adult and pediatric beneficiaries and physicians under the TRICARE program in identifying high quality care;

(2) improving price transparency; and

(3) establishing single price models for the delivery of episodes of health care.

(d) TRICARE PROGRAM DEFINED.—In this section, the term "TRICARE program" has the meaning given that term in section 1072(7) of title 10, United States Code,

SA 4438. Mr. FEINGOLD (for himself, Mr. BIDEN, Mr. HAGEL, Mr. DURBIN, Mr. COLEMAN, Mr. SALAZAR, Mr. MARTINEZ, Mr. OBAMA, Mr. LEAHY, Mr. LUGAR, and

Mr. LEVIN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1209. COMPREHENSIVE STRATEGY FOR SOMALIA.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the United States should—

(1) support the development of transitional federal institutions in Somalia into a unified national government, support aid to the people of Somalia and efforts to prevent terrorist activities, and support regional stability;

(2) broaden and integrate its strategic approach toward Somalia within the context of United States activities in countries of the Horn of Africa, including Djibouti, Ethiopia, Kenya, Eritrea, and in Yemen on the Arabian Peninsula; and

(3) carry out all diplomatic, humanitarian, counter-terrorism, and security-related activities in Somalia within the context of a comprehensive strategy developed through an interagency process.

(b) DEVELOPMENT OF A COMPREHENSIVE STRATEGY FOR SOMALIA.—

(1) REQUIREMENT FOR STRATEGY.—Not later than 90 days after the date of the enactment of this Act, the President shall develop and submit to the appropriate committees of Congress a comprehensive strategy toward Somalia within the context of United States activities in the countries of the Horn of Africa.

(2) CONTENT OF STRATEGY.—The strategy should include the following:

(A) A clearly stated policy towards Somalia that will help establish a functional, legitimate, unified national government in Somalia that is capable of maintaining the rule of law and preventing Somalia from becoming a safe haven for terrorists.

(B) An integrated political, humanitarian, intelligence, and military approach to counter transnational security threats in Somalia within the context of United States activities in the countries of the Horn of Africa.

(C) An interagency framework to plan, coordinate, and execute United States policy in Somalia within the context of other activities in the countries of the Horn of Africa among the agencies and departments of the United States to oversee policy and program implementation.

(D) A description of the type and form of diplomatic engagement to coordinate the implementation of the United States policy in Somalia.

(E) A description of bilateral, regional, and multilateral efforts to strengthen and promote diplomatic engagement in Somalia.

(F) A description of appropriate metrics to measure the progress and effectiveness of the United States policy towards Somalia and throughout the countries of the Horn of Africa.

(G) Guidance on the manner in which the strategy will be implemented.

(c) REPORTS.—Not later than April 1, 2007, and annually thereafter, the President shall prepare and submit to the appropriate committees of Congress a report on the status of the implementation of the strategy.

(d) APPROPRIATE COMMITTEES OF CONGRESS DEFINED.—In this section, the term "appropriate committees of Congress" means—

(1) the Committee on Appropriations, the Committee on Armed Services, the Committee on Foreign Relations, and the Select Committee Intelligence of the Senate; and

(2) the Committee on Appropriations, the Committee on Armed Services, the Committees on International Relations, and the Permanent Select Committee on Intelligence of the House of Representatives.

SA 4439. Mr. REID submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1223. REPORTS ON THE DARFUR PEACE AGREEMENT.

Not later than 60 days after the date of the enactment of this Act, and every 90 days thereafter, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a detailed report on the Department of Defense's role in assisting the parties to the Darfur Peace Agreement of May 5, 2006 with implementing that Agreement. Each such report shall include a description of—

(1) the assets that the United States military, in concert with the United States North Atlantic Treaty Organisation (NATO) allies, are able to offer the African Union Mission in Sudan (AMIS) and any United Nations peacekeeping mission authorized for Darfur;

(2) any plans of the Secretary of Defense to support the AMIS by providing information regarding the location of belligerents and potential violations of the Darfur Peace Agreement and assistance to improve the AMIS use of intelligence and tactical mobility;

(3) the resources that will be used during the current fiscal year to provide the support described in paragraph (2) and the resources that will be needed during the next two fiscal years to provide such support;

(4) the efforts of the Secretary of Defense and Secretary of State to leverage troop contributions from other countries to serve in the proposed United Nation peacekeeping mission for Darfur;

(5) any plans of the Secretary of Defense to participate in the deployment of any NATO mentoring or technical assistance teams to Darfur to assist the AMIS; and

(6) any actions carried out by the Secretary of Defense to address deficiencies in the AMIS communications systems, particularly the interoperability of communications equipment.

SA 4440. Mr. MENENDEZ submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 846. PROHIBITION ON DEFENSE CONTRACTORS REQUIRING LICENSES OR FEES FOR USE OF MILITARY LIKENESSES AND DESIGNATIONS IN TOYS OR MODELS.

The Secretary of Defense shall require that any contract entered into or renewed by the Department of Defense includes a provision prohibiting the contractor from requiring toy and hobby manufacturers, distributors, or merchants to obtain licenses from or pay fees to the contractor for the use of military likenesses or designations on items provided under the contract.

SA 4441. Mr. MENENDEZ (for himself, Mr. LAUTENBERG, and Mr. DODD) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 352. PLAN TO REPLACE EQUIPMENT WITHDRAWN OR DIVERTED FROM THE RESERVE COMPONENTS OF THE ARMED FORCES FOR OPERATION IRAQI FREEDOM OR OPERATION ENDURING FREEDOM.

(a) **PLAN REQUIRED.**—Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees a plan to replace equipment withdrawn or diverted from units of the reserve components of the Armed Forces for use in Operation Iraqi Freedom or Operation Enduring Freedom.

(b) **ELEMENTS.**—The plan required by subsection (a) shall—

(1) identify the equipment to be recapitalized or acquired to replace the equipment described in subsection (a);

(2) specify a schedule for recapitalizing or acquiring the equipment identified under paragraph (1), which schedule shall take into account applicable depot workload and acquisition considerations, including production capacity and current production schedules; and

(3) specify the funding to be required to recapitalize or acquire the equipment identified under paragraph (1)

SA 4442. Mr. KERRY (for himself, Mr. FEINGOLD, Mrs. BOXER, and Mr. LEAHY) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 437, between lines 2 and 3, insert the following:

SEC. 1084. UNITED STATES POLICY ON IRAQ.

(a) **REDEPLOYMENT OF TROOPS FROM IRAQ.**—

(1) **SCHEDULE FOR REDEPLOYMENT.**—For purposes of strengthening the national security of the United States, the President shall re-deploy, commencing in 2006, United States forces from Iraq by July 1, 2007, in accordance with a schedule coordinated with the Government of Iraq, leaving only the minimal number of forces that are critical to

completing the mission of standing up Iraqi security forces, conducting targeted and specialized counterterrorism operations, and protecting United States facilities and personnel.

(2) **CONSULTATION WITH CONGRESS REQUIRED.**—The President shall consult with Congress regarding the schedule for redeployment and shall submit such schedule to Congress as part of the report required under subsection (c).

(3) **MAINTENANCE OF OVER-THE-HORIZON TROOP PRESENCE.**—The President should maintain an over-the-horizon troop presence to prosecute the war on terror and protect regional security interests.

(b) **IRAQ SUMMIT.**—The President should work with the leaders of the Government of Iraq to convene a summit as soon as possible that includes those leaders, leaders of the governments of each country bordering Iraq, representatives of the Arab League, the Secretary General of the North Atlantic Treaty Organization, representatives of the European Union, and leaders of the governments of each permanent member of the United Nations Security Council, for the purpose of reaching a comprehensive political agreement for Iraq that engenders the support of Sunnis, Shias, and Kurds by ensuring the equitable distribution of oil revenues, disbanding the militias, strengthening internal security, reviving reconstruction efforts and fulfilling related international economic aid commitments, securing Iraq's borders, and providing for a sustainable federalist structure in Iraq.

(c) **REPORT ON REDEPLOYMENT.**—

(1) **REPORT REQUIRED.**—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall, in consultation with the Secretary of State, submit to Congress a report that sets forth the strategy for the redeployment of United States forces from Iraq by July 1, 2007.

(2) **STRATEGY ELEMENTS.**—The strategy required in the report under paragraph (1) shall include the following:

(A) The schedule for redeploying United States forces from Iraq by July 1, 2007, developed pursuant to subsection (a)(1).

(B) A schedule for returning the majority of such redeployed forces home to the United States.

(C) The number, size, and character of United States military units needed in Iraq after July 1, 2007, for purposes of counterterrorism activities, training Iraqi security forces, and protecting United States infrastructure and personnel.

(D) A strategy for addressing the regional implications for diplomacy, politics, and development of redeploying United States forces from Iraq by July 1, 2007.

(E) A strategy for ensuring the safety and security of United States forces in Iraq during and after the July 1, 2007, redeployment, and a contingency plan for addressing dramatic changes in security conditions that may require a limited number of United States forces to remain in Iraq after that date.

(F) A strategy for redeploying United States forces to effectively engage and defeat global terrorist networks that threaten the United States.

SA 4443. Mr. KERRY (for himself, Mr. HAGEL, Mr. JOHNSON, and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for

such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 193, strike line 4 and all that follows through page 198 and insert the following:
by 2.7 percent

(c) TARGETED INCREASE IN BASIC PAY RATES.—Effective on April 1, 2007, the rates of monthly basic pay for members of the uniformed services within each pay grade are as follows:

COMMISSIONED OFFICERS ¹

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
0-10 ²	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
0-9	0.00	0.00	0.00	0.00	0.00
0-8	8,494.20	8,772.60	8,957.10	9,008.70	9,239.10
0-7	7,058.40	7,386.00	7,538.10	7,658.40	7,876.80
0-6	5,231.40	5,747.40	6,124.50	6,124.50	6,147.60
0-5	4,361.10	4,912.80	5,253.00	5,316.90	5,529.00
0-4	3,762.90	4,356.00	4,646.40	4,711.50	4,981.20
0-3 ³	3,308.40	3,750.60	4,048.20	4,413.60	4,624.50
0-2 ³	2,858.10	3,255.60	3,749.70	3,876.30	3,956.10
0-1 ³	2,481.30	2,582.40	3,121.80	3,121.80	3,121.80
	Over 8	Over 10	Over 12	Over 14	Over 16
0-10 ²	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
0-9	0.00	0.00	0.00	0.00	0.00
0-8	9,624.00	9,713.40	10,079.10	10,183.80	10,498.80
0-7	8,092.20	8,341.80	8,590.80	8,840.40	9,624.00
0-6	6,411.30	6,446.10	6,446.10	6,812.40	7,460.10
0-5	5,656.20	5,935.20	6,140.10	6,404.40	6,809.70
0-4	5,270.40	5,630.10	5,911.20	6,105.90	6,217.80
0-3 ³	4,856.70	5,007.00	5,253.90	5,382.30	5,382.30
0-2 ³	3,956.10	3,956.10	3,956.10	3,956.10	3,956.10
0-1 ³	3,121.80	3,121.80	3,121.80	3,121.80	3,121.80
	Over 18	Over 20	Over 22	Over 24	Over 26
0-10 ²	\$0.00	\$13,725.90	\$13,793.10	\$14,079.90	\$14,579.70
0-9	0.00	12,005.10	12,177.60	12,427.80	12,863.70
0-8	10,954.20	11,374.50	11,655.00	11,655.00	11,655.00
0-7	10,286.10	10,286.10	10,286.10	10,286.10	10,338.30
0-6	7,840.20	8,220.00	8,436.30	8,655.00	9,080.10
0-5	7,002.30	7,192.80	7,409.10	7,409.10	7,409.10
0-4	6,282.90	6,282.90	6,282.90	6,282.90	6,282.90
0-3 ³	5,382.30	5,382.30	5,382.30	5,382.30	5,382.30
0-2 ³	3,956.10	3,956.10	3,956.10	3,956.10	3,956.10
0-1 ³	3,121.80	3,121.80	3,121.80	3,121.80	3,121.80

¹Notwithstanding the pay rates specified in this table, the actual basic pay for commissioned officers in grades 0-7 through 0-10 may not exceed the rate of pay for level II of the Executive Schedule and the actual basic pay for all other officers, including warrant officers, may not exceed the rate of pay for level V of the Executive Schedule.

²Subject to the preceding footnote, while serving as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, Commandant of the Marine Corps, Commandant of the Coast Guard, or commander of a unified or specified combatant command (as defined in section 161(c) of title 10, United States Code), basic pay for this grade is calculated to be \$16,037.40, regardless of cumulative years of service computed under section 205 of title 37, United States Code.

³This table does not apply to commissioned officers in the grade 0-1, 0-2, or 0-3 who have been credited with over 4 years of active duty service as an enlisted member or warrant officer.

COMMISSIONED OFFICERS WITH OVER 4 YEARS OF ACTIVE DUTY SERVICE AS AN ENLISTED MEMBER OR WARRANT OFFICER

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
0-3E	\$0.00	\$0.00	\$0.00	\$4,413.60	\$4,624.50
0-2E	0.00	0.00	0.00	3,876.30	3,956.10
0-1E	0.00	0.00	0.00	3,121.80	3,333.90
	Over 8	Over 10	Over 12	Over 14	Over 16
0-3E	\$4,856.70	\$5,007.00	\$5,253.90	\$5,462.10	\$5,581.20
0-2E	4,082.10	4,294.20	4,458.90	4,581.00	4,581.00
0-1E	3,456.90	3,582.90	3,706.80	3,876.30	3,876.30
	Over 18	Over 20	Over 22	Over 24	Over 26
0-3E	\$5,743.80	\$5,743.80	\$5,743.80	\$5,743.80	\$5,743.80
0-2E	4,581.00	4,581.00	4,581.00	4,581.00	4,581.00
0-1E	3,876.30	3,876.30	3,876.30	3,876.30	3,876.30

WARRANT OFFICERS

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
W-5	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
W-4	3,418.80	3,677.70	3,783.60	3,887.40	4,066.20
W-3	3,122.10	3,252.30	3,385.50	3,429.60	3,569.40
W-2	2,762.70	3,023.40	3,104.40	3,159.90	3,338.70
W-1	2,425.20	2,685.00	2,756.40	2,904.30	3,080.10
	Over 8	Over 10	Over 12	Over 14	Over 16
W-5	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
W-4	4,242.90	4,422.30	4,691.40	4,927.80	5,152.80
W-3	3,843.90	4,130.10	4,265.40	4,421.40	4,582.20
W-2	3,616.80	3,754.80	3,890.70	4,056.60	4,186.20
W-1	3,337.80	3,458.40	3,627.00	3,792.90	3,922.80
	Over 18	Over 20	Over 22	Over 24	Over 26
W-5	\$0.00	\$6,078.30	\$6,386.10	\$6,615.60	\$6,869.70
W-4	5,336.40	5,516.10	5,779.50	5,995.80	6,242.70
W-3	4,870.50	5,065.80	5,181.90	5,306.40	5,475.30
W-2	4,303.80	4,444.20	4,536.90	4,611.30	4,611.30
W-1	4,042.80	4,188.90	4,188.90	4,188.90	4,188.90

ENLISTED MEMBERS ¹

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
E-9 ²	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
E-8	0.00	0.00	0.00	0.00	0.00
E-7	2,350.50	2,565.60	2,663.70	2,794.20	2,895.60
E-6	2,033.10	2,236.80	2,335.80	2,431.50	2,531.70
E-5	1,863.00	1,987.50	2,083.50	2,181.90	2,335.20
E-4	1,707.90	1,795.20	1,892.40	1,988.10	2,073.00
E-3	1,541.70	1,638.90	1,737.60	1,737.60	1,737.60
E-2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E-1 ³	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00
	Over 8	Over 10	Over 12	Over 14	Over 16
E-9 ²	\$0.00	\$4,130.70	\$4,224.30	\$4,342.50	\$4,481.40
E-8	3,381.30	3,531.00	3,623.70	3,734.40	3,854.70
E-7	3,070.20	3,168.30	3,326.70	3,471.00	3,569.70
E-6	2,757.60	2,845.20	3,000.00	3,051.90	3,089.70
E-5	2,483.70	2,613.90	2,630.10	2,630.10	2,630.10
E-4	2,073.00	2,073.00	2,073.00	2,073.00	2,073.00
E-3	1,737.60	1,737.60	1,737.60	1,737.60	1,737.60
E-2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E-1	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00
	Over 18	Over 20	Over 22	Over 24	Over 26
E-9 ²	\$4,620.90	\$4,845.30	\$5,034.60	\$5,234.70	\$5,539.50
E-8	4,071.60	4,181.40	4,368.60	4,472.40	4,727.70
E-7	3,674.40	3,715.50	3,852.00	3,944.40	4,224.60
E-6	3,133.50	3,133.50	3,133.50	3,133.50	3,133.50
E-5	2,630.10	2,630.10	2,630.10	2,630.10	2,630.10
E-4	2,073.00	2,073.00	2,073.00	2,073.00	2,073.00
E-3	1,737.60	1,737.60	1,737.60	1,737.60	1,737.60
E-2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E-1	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00

¹ Notwithstanding the pay rates specified in this table, the actual basic pay for enlisted members may not exceed the rate of pay for level V of the Executive Schedule.² Subject to the preceding footnote, while serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy, Chief Master Sergeant of the Air Force, Sergeant Major of the Marine Corps, Master Chief Petty Officer of the Coast Guard, or Senior Enlisted Advisor to the Chairman of the Joint Chiefs of Staff, basic pay for this grade is \$6,675, regardless of cumulative years of service computed under section 205 of title 37, United States Code.³ In the case of members in the grade E-1 who have served less than 4 months on active duty, basic pay is \$1,209.90.

(d) OFFSET.—

(1) IN GENERAL.—Amounts payable under this section as monthly basic pay for members of the uniformed services as a result of the difference between an increase in rates of such pay of 2.2 percent and the increase in rates of such pay provided for under sub-

section (b) shall be derived during fiscal year 2007 from amounts available for that fiscal year for the travel of personnel employed in or assigned to the Office of the Secretary of Defense.

(2) TRANSFER.—Amounts specified in paragraph (1) as available for payment as pro-

vided in that paragraph shall be transferred to the accounts of the Department of Defense for the payment of pay and allowances of members of the Armed Forces.

(3) EXCEPTION FROM TRANSFER LIMITATION.—The transfer of amounts under paragraph (2) shall not be subject to any limitations on the transfer of funds of the Department of Defense under section 1001 or under any other provision of law.

SA 4444. Mr. KERRY submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strength for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 2, line 7, strike “with” and all that follows through page 3, line 2 and insert the following: “ or contracts with an appropriate entity or entities, under which such entity shall provide appropriate credit or identity protection monitoring services to veterans, spouses and former spouses of veterans, and members of the Armed Forces (including members of the National Guard and Reserve) affected by the theft of personal information from the Department of Veterans Affairs on May 3, 2006.

(b) LIMITATION.—The Secretary shall ensure that any contract under subsection (a) permits only those veterans, spouses or former spouses of veterans, and members of the Armed Forces (including members of the National Guard and Reserve) who choose to receive monitoring services under such contract to elect to have personal information monitored by the contractor under such contract.

(c) FIXED PRICE FOR SERVICES.—

(1) IN GENERAL.—Any contract under subsection (a) shall provide services at a fixed price, paid by the Department of Veterans Affairs, for a period of 12 months, beginning on the date of the commencement of the provision of services.

(2) TERMINATION OF SERVICES AFTER 12 MONTHS UNLESS NOTIFIED IN WRITING.—A contractor described in subsection (a) shall not continue services to affected individuals for more than the 12-month period referred to in paragraph (1), unless the contractor receives written notice of the willingness of the affected individual to assume the cost of service delivery.

(d) SECURITY FREEZES FOR VETERANS.—

(1) IN GENERAL.—The Fair Credit Reporting Act (15 U.S.C. 1681 et seq.) is amended by inserting after section 605B the following:

“SEC. 605C. SECURITY FREEZES FOR CERTAIN VETERANS.

“(a) APPLICABILITY.—This section shall apply with respect to—

“(1) any veteran, as defined in section 101 of title 38, United States Code, who may be a victim of identity theft as a result of the security breach at the Department of Veterans Affairs on May 3, 2006;

“(2) any spouse (or former spouse) of such veteran who the Secretary of Veterans Affairs has conclusively identified as being at risk of identity theft as a result of that security breach; and

“(3) any other person who the Secretary of Veterans Affairs has identified as being at risk of identity theft as a result of that security breach.

“(b) SECURITY FREEZES.—

“(1) EMPLACEMENT.—A veteran, spouse, or other person described in subsection (a) may include a security freeze in the file of that veteran, spouse, or other person maintained by a consumer reporting agency described in section 603(p)(1), by making a request to the

consumer reporting agency in writing, by telephone, or through a secure electronic connection made available by the consumer reporting agency.

“(2) CONSUMER DISCLOSURE.—If a veteran, spouse, or other person described in subsection (a) requests a security freeze under this section, the consumer reporting agency shall disclose to that individual the process of placing and removing the security freeze and explain to that individual the potential consequences of the security freeze. A consumer reporting agency may not imply or inform a veteran, spouse, or other person described in subsection (a) that the placement or presence of a security freeze on the file of that individual may negatively affect their credit score.

“(c) EFFECT OF SECURITY FREEZE.—

“(1) RELEASE OF INFORMATION BLOCKED.—If a security freeze is in place in the file of a veteran, spouse, or other person described in subsection (a), a consumer reporting agency may not release information from the file of that individual to a third party without prior express written authorization from that individual.

“(2) INFORMATION PROVIDED TO THIRD PARTIES.—Paragraph (2) does not prevent a consumer reporting agency from advising a third party that a security freeze is in effect with respect to the file of a veteran, spouse, or other person described in subsection (a). If a third party, in connection with an application for credit, requests access to a consumer file on which a security freeze is in place under this section, the third party may treat the application as incomplete.

“(3) CREDIT SCORE NOT AFFECTED.—The placement of a security freeze under this section may not be taken into account for any purpose in determining the credit score of the veteran, spouse, or other person to whom the security freeze relates.

“(d) REMOVAL; TEMPORARY SUSPENSION.—

“(1) IN GENERAL.—Except as provided in paragraph (4), a security freeze under this section shall remain in place until the veteran, spouse, or other person to whom it relates requests that the security freeze be removed. The veteran, spouse, or other person may remove a security freeze on his or her file by making a request to the consumer reporting agency in writing, by telephone, or through a secure electronic connection made available by the consumer reporting agency.

“(2) CONDITIONS.—A consumer reporting agency may remove a security freeze placed in the file of a veteran, spouse, or other person under this section only—

“(A) upon request of the veteran, spouse, or other person, pursuant to paragraph (1); or

“(B) if the agency determines that the file of that veteran, spouse, or other person was frozen due to a material misrepresentation of fact by that veteran, spouse, or other person.

“(3) NOTIFICATION TO CONSUMER.—If a consumer reporting agency intends to remove a security freeze pursuant to paragraph (2)(B), the consumer reporting agency shall notify the veteran, spouse, or other person to whom the security freeze relates in writing prior to removing the freeze.

“(4) TEMPORARY SUSPENSION.—A veteran, spouse, or other person described in subsection (a) may have a security freeze under this section temporarily suspended by making a request to the consumer reporting agency in writing or by telephone and specifying beginning and ending dates for the period during which the security freeze is not to apply.

“(e) RESPONSE TIMES; NOTIFICATION OF OTHER ENTITIES.—

“(1) IN GENERAL.—A consumer reporting agency shall—

“(A) place a security freeze in the file of a veteran, spouse, or other person under subsection (b) not later than 5 business days after receiving a request from the veteran, spouse, or other person under subsection (b)(1); and

“(B) remove or temporarily suspend a security freeze not later than 3 business days after receiving a request for removal or temporary suspension from the veteran, spouse, or other person under subsection (d).

“(2) NOTIFICATION OF OTHER AGENCIES.—A consumer reporting agency shall notify all other consumer reporting agencies described in section 603(p)(1) of a request under this section not later than 3 days after placing, removing, or temporarily suspending a security freeze in the file of the veteran, spouse, or other person under subsection (b), (d)(2)(A), or (d)(4).

“(3) IMPLEMENTATION BY OTHER AGENCIES.—A consumer reporting agency that is notified of a request under paragraph (2) to place, remove, or temporarily suspend a security freeze in the file of a veteran, spouse, or other person shall—

“(A) request proper identification from the veteran, spouse, or other person, in accordance with subsection (g), not later than 3 business days after receiving the notification; and

“(B) place, remove, or temporarily suspend the security freeze on that credit report not later than 3 business days after receiving proper identification.

“(f) CONFIRMATION.—Except as provided in subsection (c)(3), whenever a consumer reporting agency places, removes, or temporarily suspends a security freeze at the request of a veteran, spouse, or other person under subsection (b) or (d), respectively, it shall send a written confirmation thereof to the veteran, spouse, or other person not later than 10 business days after placing, removing, or temporarily suspending the security freeze. This subsection does not apply to the placement, removal, or temporary suspension of a security freeze by a consumer reporting agency because of a notification received under subsection (e)(2).

“(g) ID REQUIRED.—A consumer reporting agency may not place, remove, or temporarily suspend a security freeze in the file of a veteran, spouse, or other person described in subsection (a) at the request of the veteran, spouse, or other person, unless the veteran, spouse, or other person provides proper identification (within the meaning of section 610(a)(1)) and the regulations thereunder.

“(h) EXCEPTIONS.—This section does not apply to the use of the file of a veteran, spouse, or other person described in subsection (a) maintained by a consumer reporting agency by any of the following:

“(1) A person or entity, or a subsidiary, affiliate, or agent of that person or entity, or an assignee of a financial obligation owing by the veteran, spouse, or other person to that person or entity, or a prospective assignee of a financial obligation owing by the veteran, spouse, or other person to that person or entity in conjunction with the proposed purchase of the financial obligation, with which the veteran, spouse, or other person has or had prior to assignment an account or contract, including a demand deposit account, or to whom the veteran, spouse, or other person issued a negotiable instrument, for the purposes of reviewing the account or collecting the financial obligation owing for the account, contract, or negotiable instrument.

“(2) Any Federal, State, or local agency, law enforcement agency, trial court, or private collection agency acting pursuant to a court order, warrant, subpoena, or other compulsory process.

“(3) A child support agency or its agents or assigns acting pursuant to subtitle D of title IV of the Social Security Act (42 U.S.C. et seq.) or similar State law.

“(4) The Department of Health and Human Services, a similar State agency, or the agents or assigns of the Federal or State agency acting to investigate medicare or medicaid fraud.

“(5) The Internal Revenue Service or a State or municipal taxing authority, or a State department of motor vehicles, or any of the agents or assigns of these Federal, State, or municipal agencies acting to investigate or collect delinquent taxes or unpaid court orders or to fulfill any of their other statutory responsibilities.

“(6) The use of consumer credit information for the purposes of prescreening, as provided for under this title.

“(7) Any person or entity administering a credit file monitoring subscription to which the veteran, spouse, or other person has subscribed.

“(8) Any person or entity for the purpose of providing a veteran, spouse, or other person with a copy of his or her credit report or credit score upon request of the veteran, spouse, or other person.

“(i) FEES.—

“(1) IN GENERAL.—Except as provided in paragraph (2), a consumer reporting agency may charge a reasonable fee, for placing, removing, or temporarily suspending a security freeze in the file of the veteran, spouse, or other person described in subsection (a), which cost shall be submitted to and paid by the Department of Veterans Affairs, pursuant to procedures established by the Secretary of Veterans Affairs.

“(2) ID THEFT VICTIMS.—A consumer reporting agency may not charge a fee for placing, removing, or temporarily suspending a security freeze in the file of a veteran, spouse, or other person described in subsection (a), if—

“(A) the veteran, spouse, or other person is a victim of identity theft;

“(B) the veteran, spouse, or other person requests the security freeze in writing;

“(C) the veteran, spouse, or other person has filed a police report with respect to the theft, or an identity theft report (as defined in section 603(q)(4), within 90 days after the date on which the theft occurred or was discovered by the veteran, spouse, or other person; and

“(D) the veteran, spouse, or other person provides a copy of the report to the reporting agency.

“(j) LIMITATION ON INFORMATION CHANGES IN FROZEN REPORTS.—

“(1) IN GENERAL.—If a security freeze is in place in the file of a veteran, spouse, or other person described in subsection (a), the consumer reporting agency may not change any of the following official information in that file without sending a written confirmation of the change to the veteran, spouse, or other person within 30 days after the date on which the change is made:

“(A) Name.

“(B) Date of birth.

“(C) Social Security number.

“(D) Address.

“(2) CONFIRMATION.—Paragraph (1) does not require written confirmation for technical modifications of the official information of a veteran, spouse, or other person, including name and street abbreviations, complete spellings, or transposition of numbers or letters. In the case of an address change, the written confirmation shall be sent to both the new address and to the former address of the veteran, spouse, or other person.

“(k) CERTAIN ENTITY EXEMPTIONS.—

“(1) AGGREGATORS AND OTHER AGENCIES.—The provisions of this section do not apply to a consumer reporting agency that acts only

as a reseller of credit information by assembling and merging information contained in the data base of another consumer reporting agency or multiple consumer reporting agencies, and does not maintain a permanent data base of credit information from which new consumer credit reports are produced.

“(2) OTHER EXEMPTED ENTITIES.—The following entities are not required to place a security freeze in the file of a veteran, spouse, or other person described in subsection (a) in accordance with this section:

“(A) A check services or fraud prevention services company, which issues reports on incidents of fraud or authorizations for the purpose of approving or processing negotiable instruments, electronic fund transfers, or similar methods of payments.

“(B) A deposit account information service company, which issues reports regarding account closures due to fraud, substantial overdrafts, ATM abuse, or similar negative information regarding such veteran, spouse, or other person, to inquiring banks or other financial institutions for use only in reviewing the request of such veteran, spouse, or other person for a deposit account at the inquiring bank or financial institution.”.

(2) FEES.—Any fee associated with an extended fraud alert or security freeze required by the amendments made by this section that would otherwise be required to be paid by the consumer shall be paid by the Department of Veterans Affairs.

(e) REPORTING REQUIREMENT.—Not later than 30 days after the date of enactment of this Act, the Secretary of the Department of Veterans Affairs shall submit a report to Congress detailing the expected costs of services provided under this section.

(f) SENSE OF THE SENATE.—It is the sense of the Senate that the budget of the Department of Veterans Affairs is stretched to the limit, and that the President should submit a request for supplemental appropriations to pay for the services required by this section to protect the identity security of those affected by the loss of personal data by the Department of Veterans Affairs.

SA 4445. Mr. BURNS submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 924. REPORT ON INCORPORATION OF ELEMENTS OF THE RESERVE COMPONENTS INTO THE SPECIAL FORCES.

(a) FINDINGS.—The Senate makes the following findings:

(1) The Quadrennial Defense Review recommends an increase in the size of the Special Operations Command and the Special Forces as a fundamental part of our efforts to fight the war on terror.

(2) The Special Forces play a crucial role in the war on terror, and the expansion of their force structure as outlined in the Quadrennial Defense Review should be fully funded.

(3) Expansion of the Special Forces should be consistent with the Total Force Policy, and an appropriate portion of new Special Forces force structure should consist of units within the reserve components of the Armed Forces or associate active duty and National Guard units.

(4) The Secretary of Defense should consider the establishment of additional reserve component and National Guard Special Forces units and associated units.

(5) Training areas in the State of Montana are a national asset for preparing our Special Forces operators for duty in the mountainous regions of Central Asia.

(b) REPORT ON INCORPORATION OF ELEMENTS INTO SPECIAL FORCES.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a plan to incorporate members and units of the reserve components of the Armed Forces into the Special Forces in the expansion of the Special Forces.

(c) REPORT ON SPECIAL FORCES TRAINING.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on actions to be taken to streamline Special Forces training in the State of Montana through the establishment of a permanent exercise support detachment to facilitate such training.

SA 4446. Mr. PRYOR (for himself and Mrs. LINCOLN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. MOBILE MEDICAL SHELTER SYSTEMS FOR THE ARMY.

(a) FUNDING.—

(1) 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 \$15,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for the Army, as increased by paragraph (1), \$15,000,000 may be available Medical Systems, Advanced Development (PE #0603807A) for the development, acquisition, and deployment of mobile medical shelter systems to improve the forward deployed transitional medical capabilities of the Army.

(3) OFFSET.—The amount authorized to be appropriated by section 301(2) for operation and maintenance for the Navy is hereby reduced by \$15,000,000.

(b) EVALUATION OF ALTERNATIVES.—The Army Medical Research and Materiel Command (MRMC) shall conduct an ongoing evaluation of alternatives for mobile medical shelter systems for the Army, including an evaluation to secure reductions in weight, cube, and sustainment requirements, in order to ensure that the Army obtain best value in procuring such systems.

(c) PLAN FOR ACQUISITION.—Not later than 120 days after the date of the enactment of this Act, the Secretary of the Army shall submit to the congressional defense committees a report setting forth a plan for the design, development, test, and acquisition of mobile medical shelter systems for the Army.

(d) BUDGET MATTER.—The Secretary of Defense shall ensure that each budget of the Department of Defense submitted to Congress for a fiscal year after fiscal year 2006,

as submitted under section 1105(a) of title 31, United States Code, includes a separate program element for the Mobile Medical Investment Fund.

SA 4447. Mr. VOINOVICH (for himself and Mr. BINGAMAN, Mr. DOMENICI, Mr. LIEBERMAN, Mr. KENNEDY, Mr. REED, Mr. SESSIONS, and Mr. LOTT) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . EXTENSION OF DATE OF APPLICATION OF NATIONAL SECURITY PERSONNEL SYSTEM TO DEFENSE LABORATORIES.

Section 9902(c)(1) of title 5, United States Code, is amended by striking "October 1, 2008" each place such term appears and inserting "October 1, 2011" in each such place.

SA 4448. Mr. COLEMAN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title XII add the following:

SEC. 1209. WITHHOLDING OF CERTAIN UNITED STATES CONTRIBUTIONS TO THE UNITED NATIONS.

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

(1) A consensus existed in September 2005 that the United Nations was in dire need of reform in order to restore its credibility. An agenda for reform was outlined in the United Nations Summit Declaration of September 2005 that was endorsed by the members of the General Assembly of the United Nations. These reforms were subsequently included in a proposal set forth by the Secretary General of the United Nations to the Fifth Committee of the General Assembly in April 2006.

(2) The United States Ambassador to the United Nations has continuously worked in good faith with fellow member states of the United Nations to achieve a consensus agenda for United Nations reform.

(3) A group of members of the General Assembly, embodied in the G-77, has obstructed progress on reform of the United Nations, specifically by rejecting those set proposals forth by the Secretary General to the Fifth Committee of the General Assembly in April 2006. These proposals stemmed directly from the Summit Outcome document endorsed by the members of the G-77 in September 2005.

(4) The spending cap for the United Nations agreed to in December of 2005 was premised on the need for the United Nations to demonstrate meaningful progress on reform in order to justify funding by member states of the 2006-2007 biannual budget of the United Nations.

(5) The G-77 has reinforced its obstructionist approach to United Nations reform

by insisting that the lifting of the spending cap for the United Nations not be linked to progress on management reform issues, contrary to the position of the United States.

(6) The United Nations has failed to show meaningful progress in a number of areas for reform, including human rights, budget, management, and oversight.

(7) Congress should not authorize the remaining United Nations budget until the General Assembly approves the reform measure for the United Nations proposed by the Secretary-General.

(b) WITHHOLDING.—

(1) IN GENERAL.—In the event the United Nations 2006-2007 biennium budget is adopted by the General Assembly without being accompanied by a commitment to reform measures, the United States shall withhold the remaining portion of its assessed dues that formulate its obligations within the budget that are not allocated toward humanitarian, educational, and development programs and other non-political programs considered to be high priority for the United States.

(2) DETERMINATION OF PORTION OF DUES.—The Secretary of State shall determine the portion of the assessed dues referred to in paragraph (1) that are allocated toward humanitarian, educational, and development programs and other non-political programs considered to be high priority for the United States.

(3) TREATMENT OF CERTAIN CONTRIBUTIONS.—Voluntary contributions made by the United States to United Nations agencies over and above the assessed dues of the United States, including contributions to United Nations Peacekeeping Operations and the World Health Organization, shall not be subject to withholding under paragraph (1).

(c) WAIVER.—The President may waive the requirement in subsection (b) upon a determination and certification to Congress that the General Assembly has made a good faith effort on reform of the United Nations, which may include progress in areas such as rationalization of United Nations mandates and a strengthening of United Nations oversight mechanisms.

SA 4449. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 313. ENVIRONMENTAL DOCUMENTATION FOR BEDDOWN OF F-22A AIRCRAFT AT HOLLOMAN AIR FORCE BASE, NEW MEXICO.

The Secretary of the Air Force shall prepare environmental documentation per the requirements of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) for the beddown of F-22A aircraft at Holloman Air Force Base, New Mexico, as replacements for the retiring F-117A aircraft.

SA 4450. Mr. DOMENICI (for himself and Mr. BINGAMAN) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department

of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. HIGH ENERGY LASER-LOW ASPECT TARGET TRACKING.

(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 \$5,000,000.

(b) AVAILABILITY OF AMOUNT.—

(1) IN GENERAL.—Of the amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for the Army, as increased by subsection (a), \$5,000,000 may be available for the Department of Defense High Energy Laser Test Facility for High Energy Laser Low Aspect Target Tracking (HEL-LATT) test series done jointly with the Navy.

(2) CONSTRUCTION WITH OTHER AMOUNTS.—The amount available under paragraph (1) for the purpose set forth in that paragraph is in addition to any amounts available under this Act for that purpose.

(c) OFFSET.—The amount authorized to be appropriated by section 301(1) for operation and maintenance for Army is hereby reduced by \$5,000,000.

SA 4451. Mr. DOMENICI submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1066. ANNUAL REPORTS ON EXPANDED USE OF UNMANNED AERIAL VEHICLES IN THE NATIONAL AIRSPACE SYSTEM.

(a) FINDINGS.—The Senate makes the following findings:

(1) Unmanned aerial vehicles (UAVs) serve Department of Defense intelligence, surveillance, reconnaissance, and combat missions.

(2) Technological advances in command and control and sense-and-avoid capabilities have improved the operational reliability and safety of unmanned aerial vehicles.

(3) Unmanned aerial vehicles have the potential to support the Nation's homeland defense mission, border security mission, and natural disaster recovery efforts.

(4) Accelerated development and testing of policies for the integration of unmanned aerial vehicles in the National Airspace System would further the increased safe use of such vehicles for border security, homeland defense, and natural disaster recovery efforts.

(b) ANNUAL REPORTS.—Not later than one year after the date of the enactment of this Act and annually thereafter until the Federal Aviation Administration promulgates such policy, the Secretary of Defense shall submit to Congress a report on the actions of the Department of Defense to support the development by the Federal Aviation Administration of a policy on the testing and operation of unmanned aerial vehicles in the National Airspace System.

SA 4452. Mr. VITTER submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 375. PREPOSITIONING OF DEPARTMENT OF DEFENSE ASSETS TO IMPROVE SUPPORT TO CIVILIAN AUTHORITIES.

(a) **PREPOSITIONING AUTHORIZED.**—The Secretary of Defense may provide for the prepositioning of prepackaged or preidentified basic response assets, such as medical supplies, food and water, and communications equipment, in order to improve Department of Defense support to civilian authorities.

(b) **REIMBURSEMENT.**—To the extent required by section 1535 of title 31, United States Code (popularly known as the “Economy Act”), or other applicable law, the Secretary shall require reimbursement of the Department of Defense for costs incurred in the prepositioning of basic response assets under subsection (a).

(c) **LIMITATION.**—Basic response assets may not be prepositioned under subsection (a) if the prepositioning of such assets will adversely affect the military preparedness of the United States.

(d) **PROCEDURES AND GUIDELINES.**—The Secretary may develop procedures and guidelines applicable to the prepositioning of basic response assets under this section.

SA 4453. Mr. LEVIN (for himself and Mr. ROCKEFELLER) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. CLARIFICATION OF AUTHORIZATION OF APPROPRIATIONS FOR CERTAIN MILITARY INTELLIGENCE PROGRAMS.

No provision of this Act may be construed as authorizing the appropriation, or the obligation or expenditure, of funds for a classified program as described on page 34 of Volume VII (Compartmented Annex) of the Fiscal Year 2007 Military Intelligence Program justification book.

SA 4454. Mr. COBURN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Insert at the appropriate place:

PAY-FOR-PERFORMANCE SYSTEM FOR THE DEFENSE TRAVEL SYSTEM

The Department shall transform the contract for the Defense Travel System into a pay-for-performance based system.

SA 4455. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

Strike section 603.

SA 4456. Mr. SHELBY submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of part II of subtitle A of title V, add the following:

SEC. 521. ELIGIBILITY FOR CONSIDERATION FOR PROMOTION OF RETIRED, RECALLED COMMISSIONED OFFICERS AND WARRANT OFFICERS ON ACTIVE DUTY.

(a) **COMMISSIONED OFFICERS.**—
(1) **ELIGIBILITY.**—Section 641 of title 10, United States Code, is amended—
(A) by striking paragraph (4); and
(B) by redesignating paragraph (5) as paragraph (4).

(2) **EFFECTIVE DATE.**—The amendments made by paragraph (1) shall take effect as of September 12, 2001.

(3) **EXCLUSION FROM OFFICER STRENGTH LIMITATIONS.**—Chapter 32 of such title is amended by adding at the end the following new section:

“§ 529. Authorized strength: commissioned officers on active duty; exclusion

“A retired commissioned officer on active duty may not be counted for the purpose of any limitation on the total number of commissioned officers in a certain grade that may be serving on active duty in the retired commissioned officer’s armed force.”.

(b) **WARRANT OFFICERS.**—
(1) **ELIGIBILITY.**—Section 582 of title 10, United States Code, is amended—
(A) by striking paragraph (2); and
(B) by redesignating paragraph (3) as paragraph (2).

(2) **EFFECTIVE DATE.**—The amendments made by paragraph (1) shall take effect as of September 12, 2001.

(3) **EXCLUSION FROM OFFICER STRENGTH LIMITATIONS.**—Chapter 32 of such title, as amended by subsection (a)(3) of this section, is further amended by adding at the end the following new section:

“§ 530. Authorized strength: warrant officers on active duty; exclusion

“A retired warrant officer on active duty may not be counted for the purpose of any limitation on the total number of warrant officers in a certain grade that may be serving on active duty in the retired warrant officer’s armed force.”.

(c) **CLERICAL AMENDMENT.**—The table of sections at the beginning of chapter 32 of

title 10, United States Code, is amended by adding at the end the following new items

“529. Authorized strength: commissioned officers on active duty; exclusion.

“530. Authorized strength: warrant officers on active duty; exclusion.”.

SA 4457. Mr. DURBIN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle I of title X, insert the following:

SEC. 1084. SENSE OF SENATE ON CLIMATE CHANGE.

(a) **FINDINGS.**—The Senate finds that—
(1) greenhouse gases concentrating in the atmosphere are causing average temperatures to rise at a rate outside the range of natural variability and pose a substantial risk of rising sea-levels, altered patterns of atmospheric and oceanic circulation, and increased frequency and severity of floods, droughts, hurricanes and other serious weather events;

(2) the most recent annual report under section 108 of the National Security Act of 1947 (50 U.S.C. 404a) states that the United States now faces new security challenges, including “Environmental destruction, whether caused by human behavior or cataclysmic mega-disasters such as floods, hurricanes, earthquakes, or tsunamis. Problems of this scope may overwhelm the capacity of local authorities to respond, and may even overtax national militaries, requiring a larger international response. These challenges are not traditional national security concerns, such as the conflict of arms or ideologies. But if left unaddressed they can threaten national security.”;

(3) environmental changes are likely to increase instability in many countries as changing weather patterns may exacerbate conflicts and competition over land and water resources;

(4) the strategic, social, political, and economic consequences of global warming are likely to have a greater adverse effect on less developed countries with fewer resources and infrastructures less able to adjust to economic and social changes;

(5) the economy of the United States is not immune from the potential for dislocations due to global warming; and

(6) a failure to reverse the buildup of greenhouse gas emissions in the atmosphere will increase security and economic threats that will face the United States and the world.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that—

(1) it is the obligation of the United States to help secure for present and future generations the prosperity and sustainability of life on the planet;

(2) global warming is a clear and present danger to the security and the economy of the United States and the world;

(3) this danger cannot be ignored;

(4) international cooperation will be needed to reduce greenhouse gas emissions and mitigate the adverse effects of increasing levels of greenhouse gases and to develop sustainable energy policies and practices; and

(5) the President and Congress should work together to take timely measures, in the United States and in concert with nations

around the world, to reduce the threat of global warming.

SA 4458. Mr. BIDEN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . LIMITATION ON THE UNITED STATES SHARE OF ASSESSMENTS FOR UNITED NATIONS PEACEKEEPING OPERATIONS.

(a) IN GENERAL.—Section 404(b)(2)(B) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 287e note) is amended by adding at the end the following: “(v) For assessments made during calendar years 2005, 2006, and 2007, 27.10 percent.”.

(b) CONFORMING AMENDMENT.—Section 411 of the Department of State and Related Agency Appropriations Act, 2005 (title IV of division B of Public Law 108-447; 22 U.S.C. 287e note) is repealed.

SA 4459. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . COMPLIANCE REVIEWS.

Each fiscal year, the Secretary of Defense shall conduct compliance reviews of not less than 3 educational institutions that receive grants from the Department of Defense for such year and that are subject to the requirements of title IX of the Education Amendments of 1972 (20 U.S.C. 1681 et seq.), in order to monitor and effectuate the compliance of each educational institution with such title.

SA 4460. Mr. WYDEN submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

On page 437, between lines 2 and 3, insert the following:

SEC. 1084. SENSE OF CONGRESS ON CONTINUED PRESENCE OF UNITED STATES TROOPS IN IRAQ.

It is the sense of Congress that—

(1) the members of the Armed Forces deserve the enormous respect and support of Congress and the American people for the sacrifices that they are making on behalf of our country; and

(2) the President's intention, as stated on March 21, 2006, that “future Presidents” will

determine whether to keep members of the Armed Forces in Iraq undermines the preparedness of the United States military to respond to other crises; and

(3) keeping members of the Armed Forces in Iraq at or near current levels at least until 2009 should not be supported.

SA 4461. Ms. SNOWE (for herself and Ms. COLLINS) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X, add the following:

SEC. 1084. CONTRACTING INCENTIVES FOR SMALL AND RENEWABLE POWER PLANTS.

(a) AUTHORIZATION.—The Administrator of the General Services Administration and the Director of the Defense Logistics Agency may stimulate the production and generation of electricity services by extending contracting incentives for public utility services generated by eligible small power plants.

(b) CONTRACTING INCENTIVES.—Notwithstanding section 501(b)(1)(B) of title 40, United States Code—

(1) a contract may be awarded to an eligible small power plant for a period of not more than 20 years; and

(2) upon a written determination by the Administrator of the General Services Administration or the Director of the Defense Logistics Agency, based on market research, that a fair and reasonable price will be obtained, a contract for not more than 4,000,000 megawatt hours per year may be awarded to an eligible small power plant on the basis of limited competition or on a sole-source basis.

(c) APPLICABILITY OF COST CONTROL AND OTHER PROVISIONS OF LAW.—A contract entered into under this section shall be subject to cost control and all other provisions of law applicable to contracting for public utility services.

(d) DEFINITIONS.—In this section—

(1) the term “base closure area” has the same meaning as in section 3(p)(4)(D) of the Small Business Act (15 U.S.C. 632(p)(4)(D));

(2) the term “public utility services”, with respect to electricity services, includes electricity supplies and services, including transmission, generation, distribution, and other services directly used in providing electricity; and

(3) the term “eligible small power plant” means any power facility or project with an electrical output of not more than 70 megawatts that—

(A) is located in a base closure area; or

(B) generates, for delivery to the Government, such electricity as is deemed renewable according to standards and criteria established in Executive Order 13101 (63 Fed. Reg. 49643; entitled “Greening the Government Through Waste Prevention, Recycling, and Federal Acquisition”) and Executive Order 13123 (64 Fed. Reg. 30851; entitled “Greening the Government Through Efficient Energy Management”) or section 203 of the Energy Policy Act of 2005 (119 Stat. 652).

SA 4462. Ms. SNOWE (for herself and Mr. KERRY) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for

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

At the end of title X, add the following:

SEC. 1084. SMALL BUSINESS INNOVATIONS.

(a) SBIR AND STTR MENTOR-PROTEGE AGREEMENTS.—Section 9 of the Small Business Act (15 U.S.C. 638) is amended by adding at the end the following:

“(x) SBIR AND STTR MENTOR-PROTEGE AGREEMENTS.—

“(1) CLARIFICATION OF APPLICABILITY.—It is the intent of Congress that the prohibition on conditioning, negotiating, transferring, or diminishing SBIR and STTR data rights in the making or administration of phase III awards (including prime contracts and subcontracts) that are federally funded or intended for use by the Federal Government that is contained in section 8 of the SBIR Policy Directive and in section 3 of the STTR Policy Directive (as in effect on the date of enactment of this subsection, and any successor thereto) apply to mentor-protege agreements established for the purpose of assisting SBIR and STTR small business concerns.

“(2) DATA RIGHTS PROTECTIONS.—Notwithstanding any other provision of law, no mentor-protege agreement with an SBIR or STTR small business concern may be approved by any Federal agency, unless it contains phase III data rights protection clauses prescribed by the SBIR and STTR Policy Directives.

“(3) APPROVAL OF AGREEMENTS.—The SBIR program manager and the STTR program manager at a Federal agency shall each ensure that Federal reimbursement funding for mentor-protege assistance to SBIR and STTR small business concerns is directed towards development, testing, evaluation, and commercialization of SBIR and STTR technologies, respectively.

“(4) REPORTING REQUIREMENT.—Any mentor-protege agreement established for the purpose of assisting an SBIR or STTR small business concern shall require reporting of the dollar value of phase III awards made as a result of the mentor-protege assistance.”.

SA 4463. Ms. SNOWE submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 826. COMPETITION FOR IRAQI ARMY PISTOLS.

With regard to the procurement of pistols for assistance to the Army or police of Iraq, the Secretary of Defense shall ensure, consistent with the provisions of section 2304 of title 10, United States Code, that—

(1) a full and open competition is obtained to the maximum extent practicable; and

(2) no responsible United States supplier is excluded from bidding for such procurements.

SA 4464. Ms. SNOWE (for herself and Mr. KERRY) submitted an amendment intended to be proposed by her to the

bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the end of title X of division A, insert the following:

SEC. 1084. TERMINATION OF PROGRAM.

Section 711(c) of the Small Business Competitive Demonstration Program Act of 1988 (15 U.S.C. 644 note) is amended by inserting after "January 1, 1989" the following: ", and shall terminate on the date of enactment of the National Defense Authorization Act for Fiscal Year 2007".

SA 4465. Mrs. BOXER (for herself, Ms. SNOWE, Mr. LIEBERMAN, Ms. MIKULSKI, Mr. CHAMBLISS, Mrs. LINCOLN, Mr. BINGAMAN, Mr. BURNS, Mr. COBURN, Mr. GRASSLEY, Mr. SCHUMER, Ms. COLLINS, and Mr. DEWINE) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

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

(1) The Purple Heart is the oldest military decoration in the world in present use;

(2) The Purple Heart was established on August 7, 1782, during the Revolutionary War, when General George Washington issued an order establishing the Honorary Badge of Distinction, otherwise known as the Badge of Military Merit;

(3) The award of the Purple Heart ceased with the end of the Revolutionary War, but was revived in 1932, the 200th anniversary of George Washington's birth, out of respect for his memory and military achievements by War Department General Orders No. 3, dated February 22, 1932.

(4) The criteria for the award was originally announced in War Department Circular dated February 22, 1932, and revised by Presidential Executive Order 9277, dated December 3, 1942; Executive Order 10409, dated February 12, 1952; Executive Order 11016, dated April 25, 1962, and Executive Order 12464, dated February 23, 1984.

(5) The Purple Heart is awarded in the name of the President of the United States as Commander in Chief to members of the Armed Forces who qualify under criteria set forth by Presidential Executive Order.

(b) DETERMINATION.—As part of the review and report required in subsection (d), the President shall make a determination on expanding eligibility to all deceased servicemembers held as a prisoner of war after December 7, 1941 and who meet the criteria establishing eligibility for the prisoner-of-war medal under section 1128 of Title 10 but who do not meet the criteria establishing eligibility for the Purple Heart.

(c) REQUIREMENTS.—In making the determination described in subsection (b), the President shall take into consideration—

(1) the brutal treatment endured by thousands of POWs incarcerated by enemy forces;

(2) that many service members died due to starvation, abuse, the deliberate withholding of medical treatment for injury or disease, or other causes which do not currently meet the criteria for award of the Purple Heart;

(3) the views of veteran organizations, including the Military Order of the Purple Heart;

(4) the importance and gravity that has been assigned to determining all available facts prior to a decision to award the Purple Heart, and

(5) the views of the Secretary of Defense and the Joint Chiefs of Staff.

(d) REPORT.—Not later than March 1, 2007, the President shall provide the Committees on Armed Services of the Senate and House of Representatives a report on the advisability of modifying the criteria for the award of the Purple Heart to authorize the award of the Purple Heart to military members who die in captivity under unknown circumstances or as a result of conditions and treatment which currently do not qualify the decedent for award of the Purple Heart; and for military members who survive captivity as prisoners of war, but die thereafter as a result of disease or disability incurred during captivity.

SA 4466. Mrs. BOXER (for herself, Mr. LIEBERMAN, Mrs. CLINTON, and Mr. KENNEDY) submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 730. ENHANCED MENTAL HEALTH SCREENING AND SERVICES FOR MEMBERS OF THE ARMED FORCES.

(a) REQUIRED ELEMENTS OF ASSESSMENTS.—Each pre-deployment mental health assessment of a member of the Armed Forces, shall include the following:

(1) A mental health history of the member, with emphasis on mental health status during the 12-month period ending on the date of the assessment and a review of military service during that period.

(2) An assessment of the current treatment of the member, and any use of psychotropic medications by the member, for a mental health condition or disorder.

(3) An assessment of any behavior of the member identified by the member's commanding officer that could indicate the presence of a mental health condition.

(4) Information provided by the member (through a checklist or other means) on the presence of any serious mental illness or any symptoms indicating a mental health condition or disorder.

(b) REFERRAL FOR FURTHER EVALUATION.—Each member of the Armed Forces who is determined during a pre-deployment or post-deployment mental health assessment to have, or have symptoms or indicators for, a mental health condition or disorder shall be referred to a qualified health care professional with experience in the evaluation and diagnosis of mental health conditions.

(c) REFERRAL OF MEMBERS DEPLOYED IN CONTINGENCY OR COMBAT OPERATIONS.—any member of the Armed Forces called or ordered to active duty in support of contingency or combat operations who requests access to mental health care services any time before, during, or after deployment shall be provided access to such services—

(1) not later than 72 hours after the making of such request; or

(2) at the earliest practicable time thereafter.

(d) MINIMUM MENTAL HEALTH STANDARDS FOR DEPLOYMENT.—

(1) STANDARDS REQUIRED.—The Secretary of Defense shall prescribe in regulations minimum standards for mental health for the eligibility of a member of the Armed Forces for deployment to a combat operation or contingency operation.

(2) ELEMENTS.—The standards required by paragraph (1) shall include the following:

(A) A specification of the mental health conditions, treatment for such conditions, and receipt of psychotropic medications for such conditions that preclude deployment of a member of the Armed Forces to a combat operation or contingency operation, or to a specified type of such operation.

(B) Guidelines for the deployability and treatment of members of the Armed Forces diagnosed with a severe mental illness or Post Traumatic Stress Disorder (PTSD).

(3) UTILIZATION.—The Secretary shall take appropriate actions to ensure the utilization of the standards prescribed under paragraph (1) in the making of determinations regarding the deployability of members of the Armed Forces to a combat operation or contingency operation.

(e) MONITORING OF CERTAIN INDIVIDUALS.—The Secretary of Defense shall develop a plan, to be implemented throughout the Department of Defense, for monitoring the mental health of each member of the Armed Forces who, after deployment to a combat operation or contingency operation, is known—

(1) to have a mental health condition or disorder; or

(2) to be receiving treatment, including psychotropic medications, for a mental health condition or disorder.

(f) IMPLEMENTATION.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the actions taken to implement the requirements of this section.

SA 4467. Mrs. BOXER submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 587. PROHIBITION ON COLLECTION OF SOCIAL SECURITY NUMBERS UNDER THE JOINT ADVERTISING, MARKET RESEARCH AND STUDIES PROGRAM.

The Secretary of Defense may not collect or maintain the Social Security Number (SSN) of any individual for purposes of the Joint Advertising, Market Research and Studies (JAMRS) program of the Department of Defense.

SA 4468. Mrs. BOXER submitted an amendment intended to be proposed by her to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year

for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 587. LIMITATIONS ON THE JOINT ADVERTISING, MARKET RESEARCH AND STUDIES PROGRAM.

(a) **LIMITATION ON DISSEMINATION OF INFORMATION IN DATABASE.**—The Secretary of Defense may not disseminate or disclose any information collected or maintained for purposes of the Joint Advertising, Market Research and Studies (JAMRS) program to any individual who is not engaged in military recruitment activities.

(b) **ENHANCEMENT OF OPT-OUT MECHANISMS.**—

(1) **ESTABLISHMENT OF ADDITIONAL MECHANISMS.**—Not later than six months after the date of the enactment of this Act, the Secretary shall establish mechanisms (commonly referred to as “opt-out” mechanisms) for submitting notice to the Department of Defense of an intent not to be included in the Joint Advertising, Market Research and Studies program:

(A) A toll-free telephone number (commonly referred to as an “800 number”) for the submittal and receipt of such notices.

(B) An Internet link from the Internet homepage of the Department of Defense to an Internet webpage for the submittal and receipt of such notices.

(C) Any other mechanism that the Secretary considers appropriate.

(2) **LIMITATION.**—The mechanisms established under paragraph (1) shall not require the disclosure of a Social Security Number (SSN).

(3) **PRESERVATION OF EXISTING MECHANISM.**—In establishing mechanisms under paragraph (1), the Secretary shall preserve the current mechanism for submitting a notice referred to in that paragraph to the Department, namely a physical address to which such notice may be sent and will be received.

(c) **PLAN FOR NOTICE REQUIRED.**—The Secretary shall develop and implement by regulation a plan that will result in the notification of individuals whose information is held by the Joint Advertising, Market Research and Studies program of the mechanisms established under subsection (b).

SA 4469. Mr. REED submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. WIDEBAND DIGITAL AIRBORNE ELECTRONIC SENSING ARRAY.

(a) **ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE.**—The amount authorized to be appropriated by section 201(3) for research, development, test, and evaluation for the Air Force is hereby increased by \$3,000,000.

(b) **AVAILABILITY OF AMOUNT.**—Of the amount authorized to be appropriated by section 201(3) for research, development, test, and evaluation for the Air Force, as increased by subsection (a), \$3,000,000 may be available for Wideband Digital Airborne Electronic Sensing Array (PE #0602204F).

(c) **OFFSET.**—The amount authorized to be appropriated by section 102(a)(2) for weapons procurement for the Navy is hereby reduced by \$1,000,000, with the amount of the reduction to be allocated to Conventional Trident Modification Program.

SA 4470. Mr. LAUTENBERG submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

The Comptroller General shall conduct a review of the Army’s “Cost-Benefit Analysis of Off-Site Versus On-Site Treatment and Disposal of Newport Caustic Hydrolysate,” dated April 24, 2006, and provide a report to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives on the results of that review by December 1, 2006.

The review shall consider and assess the following matters as a minimum:

(1) The adequacy of analysis asserted in dismissing five of the eight technologies directed for consideration by House Report 109–89, dated May 20, 2005.

(2) The rationale for the failure to consider other technical solutions, such as constructing a wastewater disposal system on site.

(3) The adequacy of the cost–benefit analysis presented for the three technologies considered.

The Secretary of the Army shall not to proceed with any action to transport or relocate neutralized bulk nerve agent (other than those small quantities necessary for laboratory evaluation of the disposal process) from the Newport Chemical Depot until 60 days after the Comptroller General has submitted his report.

SA 4471. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 236. TESTING AND OPERATIONS FOR MISSILE DEFENSE.

(a) **ADDITIONAL AMOUNT FOR MISSILE DEFENSE AGENCY.**—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities, the amount that is available for the Missile Defense Agency is hereby increased by \$45,000,000.

(b) **AVAILABILITY OF AMOUNT.**—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities and available for the Missile Defense Agency, as increased by subsection (a), \$45,000,000 may be available for Ballistic Missile Defense Midcourse Defense Segment (PE #63882C)—

(1) to accelerate the ability to conduct concurrent test and missile defense operations; and

(2) to increase the pace of realistic flight testing of the ground-based midcourse defense system.

(c) **SUPPLEMENT.**—Amounts available under subsection (b) for the program element referred to in that subsection are in addition to any other amounts available in this Act for that program element.

(d) **OFFSET.**—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities that is available for any purpose other than the Missile Defense Agency is hereby reduced by \$45,000,000.

SA 4472. Mr. SESSIONS submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 236. TESTING AND OPERATIONS FOR MISSILE DEFENSE.

(a) Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities, the amount that is available for the Missile Defense Agency is hereby increased by \$45,000,000.

(b) **OFFSET.**—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities that is available for any purpose other than the Missile Defense Agency is hereby reduced by \$45,000,000.

SA 4473. Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

DEFINITIONS

Service on active duty: Service on active duty means active duty pursuant to a call or active duty under a provision of law referred to in section 101(a)(13)(B) of 10 U.S.C. or under section 12301(d) of 10 U.S.C. Further, active duty means that the reserve component military member must have served in an area where they are eligible for imminent danger or combat pay during the call of active duty.

For the purpose of this amendment, the call to active duty means active duty for a minimum of six months (6).

ANNUAL LEAVE CREDIT

Upon a reserve component military member’s call to active duty, fifteen (15) days of Title 10 active duty annual leave days will immediately be credited to their annual leave account.

These fifteen (15) days are for leave use only and may not be transferred by the member at the completion of the active duty tour.

SA 4474. Mr. SESSIONS submitted an amendment intended to be proposed by

him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 236. TESTING AND OPERATIONS FOR MISSILE DEFENSE.

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

(1) According to assessments by the intelligence community, North Korea continues to maintain an ambitious ballistic missile development program and has exported missiles and missile technology to other countries, including Iran.

(2) North Korea has made preparations to launch a long-range ballistic missile that could reach the United States. The launch of such a missile by North Korea would end the moratorium on long-range missile testing declared by North Korea in 1999.

(3) Secretary of State Condoleezza Rice has warned North Korea that the launch of a long-range ballistic missile would be an “abrogation of obligations” of its missile test moratorium and “would once again show North Korea determined to deepen its isolation, determined not to take a path that is a path of compromise and a path of peace, but rather instead to once again saber-rattle”.

(4) According to assessments by the intelligence community, Iran has a very active ballistic missile development program, which includes recent improvements to the Shahab-3 medium-range ballistic missile to extend its range beyond the Middle East. The danger that Iran will acquire a nuclear weapon and the ability to integrate it with the ballistic missiles Iran already possesses is a reason for immediate concern. With continued assistance, Iran could have an intercontinental ballistic missile capable of reaching the United States before 2015.

(5) According to assessments by the intelligence community, North Korea continues to produce plutonium for its nuclear weapons program, while Iran remains committed to acquiring a nuclear weapon and is currently developing its nuclear infrastructure.

(6) The Department of Defense has fielded interceptors and other initial components of a missile defense system capable of providing limited protection for the United States against ballistic missile attack. In view of the immediate threat of a test launch by North Korea of a long-range ballistic missile in the direction of the United States and the continuing efforts of Iran to develop longer-range ballistic missiles, the Department of Defense should expand the size and effectiveness of the current missile defense capabilities of the United States as the threat from these countries continues to grow.

(b) ADDITIONAL FUNDING.—

(1) ADDITIONAL AMOUNT FOR MISSILE DEFENSE AGENCY.—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities, the amount that is available for the Missile Defense Agency is hereby increased by \$45,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities and available for the Missile Defense Agency, as increased by paragraph (1), \$45,000,000 may be available for Ballistic Missile Defense Midcourse Defense Segment (PE #63882C)—

(A) to accelerate the ability to conduct concurrent test and missile defense operations; and

(B) to increase the pace of realistic flight testing of the ground-based midcourse defense system.

(3) SUPPLEMENT.—Amounts available under paragraph (2) for the program element referred to in that paragraph are in addition to any other amounts available in this Act for that program element.

(4) OFFSET.—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities that is available for any purpose other than the Missile Defense Agency is hereby reduced by \$45,000,000.

SA 4475. Mr. AKAKA submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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 DEVELOPMENT AND VALIDATION OF WARFIGHTER RAPID AWARENESS PROCESSING TECHNOLOGY.

(a) INCREASE IN AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR THE NAVY.—The amount authorized to be appropriated by section 201(2) for research, development, test, and evaluation for the Navy is hereby increased by \$4,000,000.

(b) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(2) for research, development, test, and evaluation for the Navy, as increased by subsection (a), \$4,000,000 may be available for the development, validation, and demonstration of warfighter rapid awareness processing technology for distributed operations within the Marine Corps Landing Force Technology program.

(c) OFFSET.—The amount authorized to be appropriated by section 102(a)(2) for weapons procurement for the Navy and available for the Conventional Trident Modification Program is hereby decreased by \$4,000,000.

SA 4476. Mr. SANTORUM submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

1. United States and Coalition Forces in Iraq shall secure and properly dispose of all
2. weapons of mass destruction materiel uncovered in Iraq.

SA 4477. Mr. KENNEDY (for himself, Ms. COLLINS, Mr. REED, Mr. LIEBERMAN, Mr. BINGAMAN, Ms. MIKULSKI, Ms. SNOWE, Mr. ROBERTS, Mrs. DOLE, Ms. STABENOW, Mr. ALEXANDER, Mr. VOINOVICH, and Mr. SARBANES) submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year

2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. SCIENCE AND TECHNOLOGY.

(a) ARMY SUPPORT FOR UNIVERSITY RESEARCH INITIATIVES.—

(1) 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 \$10,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(1) for research, development, test, and evaluation for the Army, as increased by paragraph (1), \$10,000,000 may be available for program element PE 0601103A for University Research Initiatives.

(b) NAVY SUPPORT FOR UNIVERSITY RESEARCH INITIATIVES.—

(1) ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, NAVY.—The amount authorized to be appropriated by section 201(2) for research, development, test, and evaluation for the Navy is hereby increased by \$10,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(2) for research, development, test, and evaluation for the Navy, as increased by paragraph (1), \$10,000,000 may be available for program element PE 0601103N for University Research Initiatives.

(c) AIR FORCE SUPPORT FOR UNIVERSITY RESEARCH INITIATIVES.—

(1) ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, AIR FORCE.—The amount authorized to be appropriated by section 201(3) for research, development, test, and evaluation for the Air Force is hereby increased by \$10,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(3) for research, development, test, and evaluation for the Air Force, as increased by paragraph (1), \$10,000,000 may be available for program element PE 0601103F for University Research Initiatives.

(d) COMPUTER SCIENCE AND CYBERSECURITY.—

(1) ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE.—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities is hereby increased by \$10,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities, as increased by paragraph (1), \$10,000,000 may be available for program element PE 0601101E for the Defense Advanced Research Projects Agency University Research Program in Computer Science and Cybersecurity.

(e) SMART NATIONAL DEFENSE EDUCATION PROGRAM.—

(1) ADDITIONAL AMOUNT FOR RESEARCH, DEVELOPMENT, TEST, AND EVALUATION, DEFENSE-WIDE.—The amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation for Defense-wide activities is hereby increased by \$5,000,000.

(2) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by

section 201(4) for research, development, test, and evaluation for Defense-wide activities, as increased by paragraph (1), \$5,000,000 may be available for program element PE 0601120D8Z for the SMART National Defense Education Program.

(f) OFFSET.—The amount authorized to be appropriated by section 301(5) for operation and maintenance for Defense-wide activities is hereby reduced by \$45,000,000.

SA 4478. Mr. BYRD submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

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

SEC. 1084. IRAQ.

(a) SENSE OF CONGRESS.—Congress hereby—
(1) commends the Armed Forces of the United States serving in Iraq; and

(2) affirms that it is the policy of Congress that United States military forces in Iraq, having completed the mission of removing Saddam Hussein from power and paving the way for the establishment of a democratically elected government in Iraq, should be returned home at the earliest possible opportunity.

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

(1) The Armed Forces of the United States in Iraq have served honorably and with great bravery and should be commended for their service to their country.

(2) The democratically elected Government of Iraq should assume full responsibility for the security and stability of Iraq so that United States military forces in Iraq can be replaced with Iraqi security forces or other multinational peacekeeping forces.

(3) The President should develop and implement a strategy for the orderly draw down of United States military forces from Iraq in a manner consistent with United States national security interests.

(c) EXPIRATION OF AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ.—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 subsection:

“(c) EXPIRATION.—

“(1) IN GENERAL.—The authorization in subsection (a) shall expire upon the occurrence of any one of the following:

“(A) The assumption by the Government of Iraq of responsibility for security in Iraq.

“(B) The implementation of other effective security arrangements in Iraq, including the establishment of a United Nations peacekeeping operation.

“(C) A certification by the President that the United States has achieved its objectives in Iraq.

“(D) The enactment of a joint resolution to otherwise provide for expiration of the authorization.

“(2) CONSTRUCTION.—Nothing in this subsection shall preclude the President from withdrawing the Armed Forces from Iraq at any time if circumstances warrant. Nothing in this subsection shall be construed as precluding Congress by joint resolution from directing such a withdrawal.”.

(d) REPORTS ON SECURITY SITUATION IN IRAQ.—

(1) QUARTERLY REPORTS REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter, the President shall submit to Congress a report on the security situation in Iraq.

(2) ELEMENTS.—Each report under this subsection shall describe in detail—

(A) the numbers, units, and capabilities of Iraqi security forces in Iraq;

(B) the results of efforts to reduce the presence of United States military forces in Iraq;

(C) the contribution of the continued presence of United States military forces in Iraq to—

(i) the national security of the United States; and

(ii) United States foreign policy interests in the Middle East; and

(D) progress toward national political reconciliation among all Iraqi political and ethnic entities.

SA 4479. Mr. NELSON of Florida submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, 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. 215. ADVANCED REMOTE SENSING.

Of the amount authorized to be appropriated by section 201(2) for research, development, test, and evaluation for the Navy, \$8,500,000 may be available for Advanced Remote Sensing.

SA 4480. Mr. PRYOR submitted an amendment intended to be proposed by him to the bill S. 2766, to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, add the following:

SEC. 587. ADDITIONAL LEAVE FOR CERTAIN MEMBERS OF THE RESERVE COMPONENTS CALLED OR ORDERED TO ACTIVE DUTY FOR A CONTINGENCY OPERATION AND OTHER PURPOSES.

Section 701 of title 10, United States Code, is amended—

(1) in subsection (b), by striking “subsection (f) and subsection (g)” and inserting “subsections (f), (g), and (j)”; and

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

“(j)(1) A member of a reserve component of the armed forces called or ordered to active duty under a provision of law specified in section 101(a)(13)(B) of this title, or under section 12301(d) of this title, under a call or order that specifies a period of active duty of more than 180 days is entitled to 15 days leave if the member serves, while on active duty pursuant to such call or order—

“(A) in a combat operation or combat zone designated by the Secretary of Defense for purposes of this subsection; or

“(B) in an area for which hostile fire or imminent danger special pay is authorized under section 310 of title 37.

“(2) Leave under paragraph (1) is in addition to any other leave accumulated by a member under this section or to which the member may be entitled under this section or any other provision of law.

“(3) Leave to which a member is entitled under this subsection may not be taken before the completion by the member of the period of active duty on which such leave is based.

“(4) Leave of a member under this subsection may be taken only by the member.”.

NOTICE OF HEARING

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. DOMENICI. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Committee on Energy and Natural Resources.

The hearing will take place on Wednesday, June 28, 2006, at 10:30 a.m. in room SD-366 of the Dirksen Senate Office Building in Washington, DC.

The purpose of this hearing is to consider the nomination of:

Marc Spitzer, of Arizona, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2011, vice Nora Mead Brownell, resigned.

For further information, please contact Judy Pensabene of the Committee staff.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to meet during the session of the Senate on Wednesday, June 21, 2006, at 11:30 a.m.

The purpose of this meeting is to consider the nominations of Phillip D. Moeller to be a member of the Federal Energy Regulatory Commission for the term expiring June 30, 2010, vice Patrick Henry Wood III, resigned; and Jon Wellinghoff to be a member of the Federal Energy Regulatory Commission for the term expiring June 30, 2008, vice William Lloyd Massey, term expired.

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

COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS

Mr. WARNER. Mr. President, I ask unanimous consent that on Wednesday, June 21, 2006, at 9:30 a.m. in SD 628 the Committee on Environment and Public Works be authorized to hold a hearing on inherently safer technology in the context of chemical site security.

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

COMMITTEE ON FOREIGN RELATIONS

Mr. WARNER. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Wednesday, June 21, 2006, at 9:30 a.m. to hold a hearing on the