

Calendar No. 535

103D CONGRESS
2D SESSION

H. R. 4650

[Report No. 103-321]

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

JUNE 30 (legislative day, JUNE 7), 1994

Received: read twice and referred to the Committee on Appropriations

JULY 29 (legislative day, JULY 20), 1994

Reported with amendments

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2^D SESSION**H. R. 4650****[Report No. 103-321]**

IN THE SENATE OF THE UNITED STATE.

JUNE 30 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

JULY 29 (legislative day, JULY 20), 1994

Reported by Mr. INOUE, with amendments

[Omit the part struck through and insert the part printed in italic]

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 1995, for military func-
6 tions administered by the Department of Defense, and for
7 other purposes, namely:

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TITLE I

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Army on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the Social Security Act (42 U.S.C. 429(b)), and to the Department of Defense Military Retirement Fund; ~~\$20,737,470,000~~ *\$20,629,770,000*.

MILITARY PERSONNEL, NAVY

For pay, allowances, individual clothing, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Navy on active duty (except members of the Reserve provided for elsewhere), midshipmen, and aviation cadets; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the

1 Social Security Act (42 U.S.C. 429(b)), and to the De-
2 partment of Defense Military Retirement Fund;
3 ~~\$17,692,537,000~~ *\$17,638,483,000*.

4 MILITARY PERSONNEL, MARINE CORPS

5 For pay, allowances, individual clothing, interest on
6 deposits, gratuities, permanent change of station travel
7 (including all expenses thereof for organizational move-
8 ments), and expenses of temporary duty travel between
9 permanent duty stations, for members of the Marine
10 Corps on active duty (except members of the Reserve pro-
11 vided for elsewhere); and for payments pursuant to section
12 156 of Public Law 97-377, as amended (42 U.S.C. 402
13 note), to section 229(b) of the Social Security Act (42
14 U.S.C. 429(b)), and to the Department of Defense Mili-
15 tary Retirement Fund; ~~\$5,816,671,000~~ *\$5,806,471,000*.

16 MILITARY PERSONNEL, AIR FORCE

17 For pay, allowances, individual clothing, interest on
18 deposits, gratuities, permanent change of station travel
19 (including all expenses thereof for organizational move-
20 ments), and expenses of temporary duty travel between
21 permanent duty stations, for members of the Air Force
22 on active duty (except members of reserve components
23 provided for elsewhere), cadets, and aviation cadets; and
24 for payments pursuant to section 156 of Public Law 97-
25 377, as amended (42 U.S.C. 402 note), to section 229(b)

1 of the Social Security Act (42 U.S.C. 429(b)), and to the
2 Department of Defense Military Retirement Fund;
3 ~~\$17,311,379,000~~ *\$17,031,179,000*.

4 RESERVE PERSONNEL, ARMY

5 For pay, allowances, clothing, subsistence, gratuities,
6 travel, and related expenses for personnel of the Army Re-
7 serve on active duty under sections 265, 3021, and 3038
8 of title 10, United States Code, or while serving on active
9 duty under section 672(d) of title 10, United States Code,
10 in connection with performing duty specified in section
11 678(a) of title 10, United States Code, or while under-
12 going reserve training, or while performing drills or equiv-
13 alent duty or other duty, and for members of the Reserve
14 Officers' Training Corps, and expenses authorized by sec-
15 tion 2131 of title 10, United States Code; and for pay-
16 ments to the Department of Defense Military Retirement
17 Fund; ~~\$2,183,620,000~~ *\$2,178,620,000*.

18 RESERVE PERSONNEL, NAVY

19 For pay, allowances, clothing, subsistence, gratuities,
20 travel, and related expenses for personnel of the Navy Re-
21 serve on active duty under section 265 of title 10, United
22 States Code, or while serving on active duty under section
23 672(d) of title 10, United States Code, in connection with
24 performing duty specified in section 678(a) of title 10,
25 United States Code, or while undergoing reserve training,

1 or while performing drills or equivalent duty, and for
2 members of the Reserve Officers' Training Corps, and ex-
3 penses authorized by section 2131 of title 10, United
4 States Code; and for payments to the Department of De-
5 fense Military Retirement Fund; ~~\$1,398,609,000~~
6 *\$1,418,723,000*.

7 RESERVE PERSONNEL, MARINE CORPS

8 For pay, allowances, clothing, subsistence, gratuities,
9 travel, and related expenses for personnel of the Marine
10 Corps Reserve on active duty under section 265 of title
11 10, United States Code, or while serving on active duty
12 under section 672(d) of title 10, United States Code, in
13 connection with performing duty specified in section
14 678(a) of title 10, United States Code, or while under-
15 going reserve training, or while performing drills or equiv-
16 alent duty, and for members of the Marine Corps platoon
17 leaders class, and expenses authorized by section 2131 of
18 title 10, United States Code; and for payments to the De-
19 partment of Defense Military Retirement Fund;
20 ~~\$354,048,000~~ *\$351,098,000*.

21 RESERVE PERSONNEL, AIR FORCE

22 For pay, allowances, clothing, subsistence, gratuities,
23 travel, and related expenses for personnel of the Air Force
24 Reserve on active duty under sections 265, 8021, and
25 8038 of title 10, United States Code, or while serving on

1 active duty under section 672(d) of title 10, United States
2 Code, in connection with performing duty specified in sec-
3 tion 678(a) of title 10, United States Code, or while un-
4 dergoing reserve training, or while performing drills or
5 equivalent duty or other duty, and for members of the Air
6 Reserve Officers' Training Corps, and expenses authorized
7 by section 2131 of title 10, United States Code; and for
8 payments to the Department of Defense Military Retire-
9 ment Fund; ~~\$782,434,000~~ *\$774,834,000*.

10 NATIONAL GUARD PERSONNEL, ARMY

11 For pay, allowances, clothing, subsistence, gratuities,
12 travel, and related expenses for personnel of the Army Na-
13 tional Guard while on duty under section 265, 3021, or
14 3496 of title 10 or section 708 of title 32, United States
15 Code, or while serving on duty under section 672(d) of
16 title 10 or section 502(f) of title 32, United States Code,
17 in connection with performing duty specified in section
18 678(a) of title 10, United States Code, or while under-
19 going training, or while performing drills or equivalent
20 duty or other duty, and expenses authorized by section
21 2131 of title 10, United States Code; and for payments
22 to the Department of Defense Military Retirement Fund;
23 ~~\$3,378,705,000~~ *\$3,371,605,000*.

1 NATIONAL GUARD PERSONNEL, AIR FORCE

2 For pay, allowances, clothing, subsistence, gratuities,
3 travel, and related expenses for personnel of the Air Na-
4 tional Guard on duty under section 265, 8021, or 8496
5 of title 10 or section 708 of title 32, United States Code,
6 or while serving on duty under section 672(d) of title 10
7 or section 502(f) of title 32, United States Code, in con-
8 nection with performing duty specified in section 678(a)
9 of title 10, United States Code, or while undergoing train-
10 ing, or while performing drills or equivalent duty or other
11 duty, and expenses authorized by section 2131 of title 10,
12 United States Code; and for payments to the Department
13 of Defense Military Retirement Fund; ~~\$1,238,029,000~~
14 *\$1,244,729,000.*

15 TITLE II

16 OPERATION AND MAINTENANCE

17 OPERATION AND MAINTENANCE, ARMY

18 (INCLUDING TRANSFER OF FUNDS)

19 For expenses, not otherwise provided for, necessary
20 for the operation and maintenance of the Army, as author-
21 ized by law; and not to exceed \$14,437,000 can be used
22 for emergencies and extraordinary expenses, to be ex-
23 pended on the approval or authority of the Secretary of
24 the Army, and payments may be made on his certificate
25 of necessity for confidential military purposes;

1 ~~\$17,836,504,000~~ ~~\$17,475,806,000~~, of which ~~\$150,000,000~~
2 for real property maintenance shall be made available for
3 ~~obligation until September 30, 1996~~ and, in addition,
4 \$50,000,000 shall be derived by transfer from the Na-
5 tional Defense Stockpile Transaction Fund: ~~Provided,~~
6 ~~That of the funds appropriated in this paragraph, not less~~
7 ~~than \$388,599,000 shall be made available only for con-~~
8 ~~ventional ammunition care and maintenance: Provided fur-~~
9 ~~ther,~~ That of the funds appropriated in this paragraph,
10 \$5,800,000 shall be available only for removal of Depart-
11 ment of Defense equipment from Pine Bluff Arsenal: ~~Pro-~~
12 ~~vided further,~~ That of the funds appropriated in this para-
13 graph, ~~\$473,763,000 shall not be obligated or expended~~
14 ~~until authorized by law: Provided, That of the funds appro-~~
15 ~~priated under this heading, not less than \$5,000,000 shall~~
16 ~~be made available only for payment to the DOD 50th Anni-~~
17 ~~versary of World War II Commemoration Appropriation.~~

18 OPERATION AND MAINTENANCE, NAVY

19 (INCLUDING TRANSFER OF FUNDS)

20 For expenses, not otherwise provided for, necessary
21 for the operation and maintenance of the Navy and the
22 Marine Corps, as authorized by law; and not to exceed
23 \$4,301,000 can be used for emergencies and extraordinary
24 expenses, to be expended on the approval or authority of
25 the Secretary of the Navy, and payments may be made

1 on his certificate of necessity for confidential military pur-
2 poses; ~~\$21,316,555,000~~ ~~\$21,275,770,000~~, of which
3 ~~\$200,000,000~~ for real property maintenance shall be made
4 available for obligation until September 30, 1996 and, in
5 addition, \$50,000,000 shall be derived by transfer from
6 the National Defense Stockpile Transaction Fund: ~~Pro-~~
7 ~~vided~~, That of the funds appropriated in this paragraph,
8 \$1,206,359,000 shall not be obligated or expended until
9 authorized by law: *Provided, That of the funds appro-*
10 *priated under this heading, not less than \$2,436,700,000*
11 *shall be made available for depot maintenance, repair and*
12 *overhaul of United States Navy ships prior to September*
13 *30, 1995.*

14 OPERATION AND MAINTENANCE, MARINE CORPS

15 For expenses, not otherwise provided for, necessary
16 for the operation and maintenance of the Marine Corps,
17 as authorized by law; ~~\$2,097,395,000~~ ~~\$1,968,965,000~~, of
18 which ~~\$66,000,000~~ for real property maintenance shall be
19 made available for obligation until September 30, 1996:
20 *Provided, That of the funds appropriated in this para-*
21 *graph, \$100,300,000 shall not be obligated or expended*
22 *until authorized by law.*

1 OPERATION AND MAINTENANCE, AIR FORCE
2 (INCLUDING TRANSFER OF FUNDS)

3 For expenses, not otherwise provided for, necessary
4 for the operation and maintenance of the Air Force, as
5 authorized by law; and not to exceed \$8,762,000 can be
6 used for emergencies and extraordinary expenses, to be ex-
7 pended on the approval or authority of the Secretary of
8 the Air Force, and payments may be made on his certifi-
9 cate of necessity for confidential military purposes;
10 ~~\$18,913,050,000~~ *\$18,786,243,000*, of which ~~\$84,000,000~~
11 for real property maintenance shall be made available for
12 ~~obligation until September 30, 1996~~ and, in addition,
13 \$50,000,000 shall be derived by transfer from the Na-
14 tional Defense Stockpile Transaction Fund: ~~Provided,~~
15 ~~That of the funds appropriated in this paragraph,~~
16 ~~\$179,592,000 shall not be obligated or expended until au-~~
17 ~~thorized by law.~~

18 OPERATION AND MAINTENANCE, DEFENSE-WIDE
19 (INCLUDING TRANSFER OF FUNDS)

20 For expenses, not otherwise provided for, necessary
21 for the operation and maintenance of activities and agen-
22 cies of the Department of Defense (other than the military
23 departments), as authorized by law; ~~\$8,945,266,000~~
24 *\$9,986,654,000* and, in addition, *\$100,000,000* shall be de-
25 *rived by transfer from the National Defense Stockpile*

1 *Transaction Fund*, of which not to exceed \$25,000,000
2 may be available for the CINC initiative fund account; and
3 of which not to exceed \$23,768,000 can be used for emer-
4 gencies and extraordinary expenses, to be expended on the
5 approval or authority of the Secretary of Defense, and
6 payments may be made on his certificate of necessity for
7 confidential military purposes: *Provided, That of the funds*
8 *appropriated under this heading, \$20,000,000 shall be made*
9 *available only for the repair and maintenance of federally*
10 *owned education facilities located on military installations.*

11 OPERATION AND MAINTENANCE, ARMY RESERVE

12 For expenses, not otherwise provided for, necessary
13 for the operation and maintenance, including training, or-
14 ganization, and administration, of the Army Reserve; re-
15 pair of facilities and equipment; hire of passenger motor
16 vehicles; travel and transportation; care of the dead; re-
17 cruiting; procurement of services, supplies, and equip-
18 ment; and communications; ~~\$1,240,109,000~~
19 *\$1,253,709,000.*

20 OPERATION AND MAINTENANCE, NAVY RESERVE

21 For expenses, not otherwise provided for, necessary
22 for the operation and maintenance, including training, or-
23 ganization, and administration, of the Navy Reserve; re-
24 pair of facilities and equipment; hire of passenger motor
25 vehicles; travel and transportation; care of the dead; re-

1 recruiting; procurement of services, supplies, and equip-
 2 ment; and communications; ~~\$834,119,000~~ ~~\$827,819,000~~:-
 3 *Provided, That of the funds appropriated in this para-*
 4 *graph, \$6,300,000 shall not be obligated or expended until*
 5 *authorized by law.*

6 OPERATION AND MAINTENANCE, MARINE CORPS

7 RESERVE

8 For expenses, not otherwise provided for, necessary
 9 for the operation and maintenance, including training, or-
 10 ganization, and administration, of the Marine Corps Re-
 11 serve; repair of facilities and equipment; hire of passenger
 12 motor vehicles; travel and transportation; care of the dead;
 13 recruiting; procurement of services, supplies, and equip-
 14 ment; and communications; ~~\$83,542,000~~ ~~\$80,562,000~~:-
 15 *Provided, That of the funds appropriated in this para-*
 16 *graph, \$2,080,000 shall not be obligated or expended until*
 17 *authorized by law.*

18 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

19 For expenses, not otherwise provided for, necessary
 20 for the operation and maintenance, including training, or-
 21 ganization, and administration, of the Air Force Reserve;
 22 repair of facilities and equipment; hire of passenger motor
 23 vehicles; travel and transportation; care of the dead; re-
 24 cruiting; procurement of services, supplies, and equip-
 25 ment; and communications; \$1,486,805,000

1 ~~\$1,455,872,000: Provided, That of the funds appropriated~~
2 ~~in this paragraph \$5,473,000 shall not be obligated or ex-~~
3 ~~pende until authorized by law.~~

4 OPERATION AND MAINTENANCE, ARMY NATIONAL
5 GUARD

6 For expenses of training, organizing, and administer-
7 ing the Army National Guard, including medical and hos-
8 pital treatment and related expenses in non-Federal hos-
9 pitals; maintenance, operation, and repairs to structures
10 and facilities; hire of passenger motor vehicles; personnel
11 services in the National Guard Bureau; travel expenses
12 (other than mileage), as authorized by law for Army per-
13 sonnel on active duty, for Army National Guard division,
14 regimental, and battalion commanders while inspecting
15 units in compliance with National Guard Bureau regula-
16 tions when specifically authorized by the Chief, National
17 Guard Bureau; supplying and equipping the Army Na-
18 tional Guard as authorized by law; and expenses of repair,
19 modification, maintenance, and issue of supplies and
20 equipment (including aircraft); ~~\$2,498,868,000~~
21 ~~\$2,442,135,000: Provided, That of the funds appropriated~~
22 ~~in this paragraph, \$10,000,000 shall be made available~~
23 ~~only for a National Guard Outreach Program in the Los~~
24 ~~Angeles School District: Provided further, That of the~~

1 funds appropriated in this paragraph, ~~\$50,253,000~~ shall
2 not be obligated or expended until authorized by law.

3 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

4 For operation and maintenance of the Air National
5 Guard, including medical and hospital treatment and re-
6 lated expenses in non-Federal hospitals; maintenance, op-
7 eration, repair, and other necessary expenses of facilities
8 for the training and administration of the Air National
9 Guard, including repair of facilities, maintenance, oper-
10 ation, and modification of aircraft; transportation of
11 things; hire of passenger motor vehicles; supplies, mate-
12 rials, and equipment, as authorized by law for the Air Na-
13 tional Guard; and expenses incident to the maintenance
14 and use of supplies, materials, and equipment, including
15 such as may be furnished from stocks under the control
16 of agencies of the Department of Defense; travel expenses
17 (other than mileage) on the same basis as authorized by
18 law for Air National Guard personnel on active Federal
19 duty, for Air National Guard commanders while inspecting
20 units in compliance with National Guard Bureau regula-
21 tions when specifically authorized by the Chief, National
22 Guard Bureau; ~~\$2,797,978,000~~ *\$2,780,178,000*. *Provided,*
23 That of the funds appropriated under this heading,
24 ~~\$1,500,000~~ *\$9,200,000* shall be made available only for the
25 operation of Air National Guard C-130 operational sup-

1 port aircraft of the 159th Air National Guard Fighter
2 Group, *the 146th Airlift Wing, and the South Carolina Air*
3 *National Guard 169th Fighter Group unit.*~~Provided fur-~~
4 ~~ther, That of the funds appropriated in this paragraph,~~
5 \$17,800,000 shall not be obligated or expended until au-
6 thorized by law.

7 NATIONAL BOARD FOR THE PROMOTION OF RIFLE
8 PRACTICE, ARMY

9 For the necessary expenses and personnel services
10 (other than pay and non-travel-related allowances of mem-
11 bers of the Armed Forces of the United States, except for
12 members of the reserve components thereof called or or-
13 dered to active duty to provide support for the national
14 matches) in accordance with law, for operation and main-
15 tenance of rifle ranges; the instruction of citizens in
16 marksmanship; the promotion of rifle practice; the conduct
17 of the national matches; the sale of ammunition under the
18 authority of title 10, United States Code, sections 4308
19 and 4311; the travel of rifle teams, military personnel, and
20 individuals attending regional, national, and international
21 competitions; and the payment to competitors at national
22 matches under section 4312 of title 10, United States
23 Code, of subsistence and travel allowances under section
24 4313 of title 10, United States Code; not to exceed
25 \$2,544,000.

1 COURT OF MILITARY APPEALS, DEFENSE

2 For salaries and expenses necessary for the United
3 States Court of Military Appeals; \$6,126,000, of which
4 not to exceed \$2,500 can be used for official representa-
5 tion purposes.

6 ENVIRONMENTAL RESTORATION, DEFENSE

7 (INCLUDING TRANSFER OF FUNDS)

8 For the Department of Defense; \$1,880,200,000
9 \$2,034,075,000, to remain available until transferred: *Pro-*
10 *vided*, That the Secretary of Defense shall, upon determin-
11 ing that such funds are required for environmental res-
12 toration, reduction and recycling of hazardous waste, re-
13 moval of unsafe buildings and debris of the Department
14 of Defense, or for similar purposes (including programs
15 and operations at sites formerly used by the Department
16 of Defense), transfer the funds made available by this ap-
17 propriation to other appropriations made available to the
18 Department of Defense as the Secretary may designate,
19 to be merged with and to be available for the same pur-
20 poses and for the same time period as the appropriations
21 of funds to which transferred: *Provided further*, That upon
22 a determination that all or part of the funds transferred
23 from this appropriation are not necessary for the purposes
24 provided herein, such amounts may be transferred back
25 to this appropriation.

1 SUPPORT FOR INTERNATIONAL SPORTING
2 COMPETITIONS, DEFENSE

3 For the account “Support for International Sporting
4 Competitions, Defense”; \$7,900,000, to be merged with
5 and to be available for the same purposes and the same
6 time period as that appropriation: *Provided*, That of the
7 funds in that appropriation not more than \$1,500,000
8 may be used for the 1995 Special Olympics: *Provided fur-*
9 *ther*, That of the funds in that appropriation not more
10 than \$4,400,000 may be used for the 1996 Paralympics:
11 *Provided further*, That funds appropriated in this para-
12 graph shall not be obligated or expended until authorized
13 by law.

14 *SUMMER OLYMPICS*

15 *For logistical support and personnel services (other*
16 *than pay and non-travel-related allowances of members of*
17 *the Armed Forces of the United States, except for members*
18 *of the reserve components thereof called or ordered to active*
19 *duty to provide support for the 1996 Games of the XXVI*
20 *Olympiad to be held in Atlanta, Georgia) provided by any*
21 *component of the Department of Defense to the 1996 Games*
22 *of the XXVI Olympiad; \$10,000,000.*

23 *1995 SPECIAL OLYMPICS WORLD GAMES*

24 *For logistical support and personnel services (other*
25 *than pay and non-travel-related allowances of members of*

1 *the Armed Forces of the United States, except for members*
2 *of the reserve components thereof called or ordered to active*
3 *duty to provide support for the 1995 Special Olympics*
4 *World Games to be held in New Haven, Connecticut) pro-*
5 *vided by any component of the Department of Defense to*
6 *the 1995 Special Olympics World Games; \$3,000,000.*

7 HUMANITARIAN ASSISTANCE

8 For transportation for humanitarian relief for the
9 people of Afghanistan, the Kurdish population and other
10 minorities of northern Iraq, and the people of sub-Saharan
11 Africa, acquisition and shipment of transportation assets
12 to assist in the distribution of such relief, and for trans-
13 portation and distribution of humanitarian relief supplies,
14 and excess non-lethal property; ~~\$60,000,000~~ *\$71,900,000*
15 of which ~~\$12,000,000~~ *\$10,000,000* shall be made available
16 only for activities to support the clearing of landmines for
17 humanitarian purposes.

18 *FORMER SOVIET UNION THREAT REDUCTION*

19 *For assistance to the republics of the former Soviet*
20 *Union, including assistance provided by contract or by*
21 *grants, for facilitating the elimination and the safe and se-*
22 *cure transportation and storage of nuclear, chemical and*
23 *other weapons; for providing incentives for demilitariza-*
24 *tion; for establishing programs to prevent the proliferation*
25 *of weapons, weapons components, and weapons-related tech-*

1 *nology and expertise; for expansion of military-to-military*
2 *contacts; for supporting the conversion of military tech-*
3 *nologies and capabilities into civilian activities; and for re-*
4 *training military personnel of the former Soviet Union;*
5 *\$400,000,000 to remain available until expended: Provided,*
6 *That of the funds appropriated under this heading,*
7 *\$10,000,000 shall be made available only for the continuing*
8 *study, assessment, and identification of nuclear waste dis-*
9 *posal by the former Soviet Union in the Arctic and North*
10 *Pacific regions.*

11 *REAL PROPERTY MAINTENANCE, DEFENSE*

12 *(INCLUDING TRANSFER OF FUNDS)*

13 *For the maintenance of real property of the Depart-*
14 *ment of Defense, in addition to amounts provided for this*
15 *purpose under other headings of this title of this Act,*
16 *\$500,000,000 to remain available for obligation until July*
17 *1, 1995: Provided, That such funds shall be available only*
18 *for repairing property which has been defined by the De-*
19 *partment of Defense as part of a backlog of maintenance*
20 *and repair projects in the justification material accom-*
21 *panying the President's budget request for fiscal year 1995:*
22 *Provided further, That such funds shall be allocated by the*
23 *Comptroller, Department of Defense for the projects deter-*
24 *mined by the military components as the highest priority*
25 *for repair.*

1 TITLE III
2 PROCUREMENT
3 AIRCRAFT PROCUREMENT, ARMY

4 For construction, procurement, production, modifica-
5 tion, and modernization of aircraft, equipment, including
6 ordnance, ground handling equipment, spare parts, and
7 accessories therefor; specialized equipment and training
8 devices; expansion of public and private plants, including
9 the land necessary therefor, for the foregoing purposes,
10 and such lands and interest therein, may be acquired, and
11 construction prosecuted thereon prior to approval of title;
12 and procurement and installation of equipment, appli-
13 ances, and machine tools in public and private plants; re-
14 serve plant and Government and contractor-owned equip-
15 ment layaway; and other expenses necessary for the fore-
16 going purposes; ~~\$1,264,198,000~~ \$1,062,581,000, to remain
17 available for obligation until September 30, 1997: *Pro-*
18 *vided, That the Secretary of the Army will report to the*
19 *House and Senate Committees on Appropriations the doc-*
20 *trine, organization and mission statement for the High Ca-*
21 *capacity Air Ambulance concept not later than May 15, 1995.*

22 MISSILE PROCUREMENT, ARMY

23 For construction, procurement, production, modifica-
24 tion, and modernization of missiles, equipment, including
25 ordnance, ground handling equipment, spare parts, and

1 and machine tools in public and private plants; reserve
2 plant and Government and contractor-owned equipment
3 layaway; and other expenses necessary for the foregoing
4 purposes; ~~\$1,001,873,000~~ *\$1,129,514,000*, to remain avail-
5 able for obligation until September 30, 1997:—*Provided,*
6 ~~That of the funds appropriated in this paragraph,~~
7 ~~\$58,987,000 shall not be obligated or expended until au-~~
8 ~~thorized by law.~~

9 PROCUREMENT OF AMMUNITION, ARMY

10 For construction, procurement, production, and
11 modification of ammunition, and accessories therefor; spe-
12 cialized equipment and training devices; expansion of pub-
13 lic and private plants, including ammunition facilities au-
14 thorized by section 2854, title 10, United States Code, and
15 the land necessary therefor, for the foregoing purposes,
16 and such lands and interests therein, may be acquired,
17 and construction prosecuted thereon prior to approval of
18 title; and procurement and installation of equipment, ap-
19 pliances, and machine tools in public and private plants;
20 reserve plant and Government and contractor-owned
21 equipment layaway; and other expenses necessary for the
22 foregoing purposes; ~~\$1,274,644,000~~ *\$877,761,000*, to re-
23 main available for obligation until September 30, 1997:
24 *Provided,* That of the amounts appropriated for the
25 ARMS program in “Procurement of Ammunition, Army,

1 1993/1995”, \$43,000,000 may be available to fund sub-
2 sidy costs of loan guarantees authorized to be made under
3 that program: ~~Provided further, That of the funds appro-~~
4 ~~priated in this paragraph, \$419,761,000 shall not be obli-~~
5 ~~gated or expended until authorized by law: Provided fur-~~
6 ~~ther, That notwithstanding any other provision of law, of~~
7 ~~the amounts appropriated for the ARMS program in “Pro-~~
8 ~~curement of Ammunition, Army, 1993/1995”, up to~~
9 ~~\$2,500,000 shall be made available to the William Langer~~
10 ~~Plant for capital investment, operations, and such other ex-~~
11 ~~penditures as may be necessary to maintain the Plant as~~
12 ~~a going concern while it is being excessed under the provi-~~
13 ~~sions of the Federal Property and Administrative Services~~
14 ~~Act.~~

15 OTHER PROCUREMENT, ARMY

16 For construction, procurement, production, and
17 modification of vehicles, including tactical, support, and
18 nontracked combat vehicles; communications and elec-
19 tronic equipment; other support equipment; spare parts,
20 ordnance, and accessories therefor; specialized equipment
21 and training devices; expansion of public and private
22 plants, including the land necessary therefor, for the fore-
23 going purposes, and such lands and interests therein, may
24 be acquired, and construction prosecuted thereon prior to
25 approval of title; and procurement and installation of

1 equipment, appliances, and machine tools in public and
 2 private plants; reserve plant and Government and contrac-
 3 tor-owned equipment layaway; and other expenses nec-
 4 essary for the foregoing purposes; ~~\$2,348,806,000~~
 5 *\$2,646,048,000*, to remain available for obligation until
 6 September 30, 1997.

7 AIRCRAFT PROCUREMENT, NAVY

8 For construction, procurement, production, modifica-
 9 tion, and modernization of aircraft, equipment, including
 10 ordnance, spare parts, and accessories therefor; specialized
 11 equipment; expansion of public and private plants, includ-
 12 ing the land necessary therefor, and such lands and inter-
 13 ests therein, may be acquired, and construction prosecuted
 14 thereon prior to approval of title; and procurement and
 15 installation of equipment, appliances, and machine tools
 16 in public and private plants; reserve plant and Govern-
 17 ment and contractor-owned equipment layaway;
 18 ~~\$4,820,442,000~~ *\$4,531,789,000*, to remain available for
 19 obligation until September 30, 1997: ~~Provided, That~~ of
 20 the funds appropriated in this paragraph, ~~\$232,435,000~~
 21 shall not be obligated or expended until authorized by law.

22 WEAPONS PROCUREMENT, NAVY

23 For construction, procurement, production, modifica-
 24 tion, and modernization of missiles, torpedoes, other weap-
 25 ons, and related support equipment including spare parts,

1 and accessories therefor; expansion of public and private
 2 plants, including the land necessary therefor, and such
 3 lands and interests therein, may be acquired, and con-
 4 struction prosecuted thereon prior to approval of title; and
 5 procurement and installation of equipment, appliances,
 6 and machine tools in public and private plants; reserve
 7 plant and Government and contractor-owned equipment
 8 layaway; ~~\$1,969,336,000~~ *\$1,858,200,000*, to remain avail-
 9 able for obligation until September 30, 1997: ~~*Provided,*~~
 10 ~~That of the funds appropriated in this paragraph,~~
 11 ~~\$70,458,000 shall not be obligated or expended until au-~~
 12 ~~thorized by law: *Provided, That, in addition to the fore-*~~
 13 ~~*going purposes, funds appropriated under this heading*~~
 14 ~~*shall be available to liquidate deficiencies in appropriations*~~
 15 ~~*provided under this heading in prior Department of De-*~~
 16 ~~*fense appropriations Acts without regard to any provision*~~
 17 ~~*of law limiting or restricting amounts which may be*~~
 18 ~~*charged to currently available appropriations with respect*~~
 19 ~~*to funds provided in prior appropriations Acts.*~~

20 PROCUREMENT OF AMMUNITION, NAVY AND MARINE
 21 CORPS

22 For construction, procurement, production, and
 23 modification of ammunition, and accessories therefor; spe-
 24 cialized equipment and training devices; expansion of pub-
 25 lic and private plants, including ammunition facilities au-

1 thorized by section 2854, title 10, United States Code, and
2 the land necessary therefor, for the foregoing purposes,
3 and such lands and interests therein, may be acquired,
4 and construction prosecuted thereon prior to approval of
5 title; and procurement and installation of equipment, ap-
6 pliances, and machine tools in public and private plants;
7 reserve plant and Government and contractor-owned
8 equipment layaway; and other expenses necessary for the
9 foregoing purposes; as follows:

10 For the Navy, \$335,368,000;

11 For the Marine Corps, \$158,442,000;

12 In all: ~~\$493,810,000~~ \$432,815,000, to remain available for
13 obligation until September 30, 1997:—*Provided*, That of
14 the funds appropriated in this paragraph, \$34,500,000
15 shall not be obligated or expended until authorized by law.

16 SHIPBUILDING AND CONVERSION, NAVY

17 (INCLUDING TRANSFER OF FUNDS)

18 For expenses necessary for the construction, acquisi-
19 tion, or conversion of vessels as authorized by law, includ-
20 ing armor and armament thereof, plant equipment, appli-
21 ances, and machine tools and installation thereof in public
22 and private plants; reserve plant and Government and con-
23 tractor-owned equipment layaway; procurement of critical,
24 long leadtime components and designs for vessels to be
25 constructed or converted in the future; and expansion of

1 public and private plants, including land necessary there-
2 for, and such lands and interests therein, may be acquired,
3 and construction prosecuted thereon prior to approval of
4 title, as follows:

5 Carrier replacement program, \$2,446,958,000
6 \$2,284,925,000;

7 CVN Refuelings, \$38,328,000;

8 DDG-51 destroyer program, \$2,607,690,000
9 \$2,660,690,000;

10 LHD-1 amphibious assault ship program,
11 \$50,000,000: *Provided, That such funds shall not be*
12 *obligated or expended until such time that there are*
13 *sufficient funds made available for the LHD ship pro-*
14 *gram to execute an existing contract option or any*
15 *extension thereto for LHD-7: Provided further, That*
16 *such funds shall not be transferred, reprogrammed, or*
17 *used for any purpose other than the LHD ship pro-*
18 *gram: Provided further, That such funds shall remain*
19 *available for obligation until expended: Provided fur-*
20 *ther, That the Secretary of the Navy shall extend this*
21 *existing contract option for the LHD-7 ship for not*
22 *less than one year and shall negotiate any change in*
23 *option price made necessary by such extension;*

24 ~~Nuclear submarine main steam condenser in-~~
25 ~~dustrial base, \$1,000,000;~~

1 Cost growth on prior years' programs,
2 ~~\$8,200,000;~~

3 For craft, outfitting, post delivery, ~~conversions,~~
4 and first destination transportation, ~~\$357,521,000~~
5 ~~\$349,031,000;~~

6 *For escalation, \$146,000,000;*

7 In all: ~~\$5,471,369,000~~ *\$5,528,974,000*, and, in addition,
8 \$1,200,000,000 shall be derived by transfer from the Na-
9 tional Defense Sealift Fund for additional funding for the
10 Carrier replacement program, all to remain available for
11 obligation until September 30, 1999: *Provided*, That addi-
12 tional obligations may be incurred after September 30,
13 1999, for engineering services, tests, evaluations, and
14 other such budgeted work that must be performed in the
15 final stage of ship construction: *Provided further*, That
16 none of the funds herein provided for the construction or
17 conversion of any naval vessel to be constructed in ship-
18 yards in the United States shall be expended in foreign
19 facilities for the construction of major components of such
20 vessel: *Provided further*, That none of the funds herein
21 provided shall be used for the construction of any naval
22 vessel in foreign shipyards.

23 OTHER PROCUREMENT, NAVY

24 For procurement, production, and modernization of
25 support equipment and materials not otherwise provided

1 for, Navy ordnance (except ordnance for new aircraft, new
2 ships, and ships authorized for conversion); the purchase
3 of not to exceed 262 passenger motor vehicles, of which
4 162 shall be for replacement only; expansion of public and
5 private plants, including the land necessary therefor, and
6 such lands and interests therein, may be acquired, and
7 construction prosecuted thereon prior to approval of title;
8 and procurement and installation of equipment, appli-
9 ances, and machine tools in public and private plants; re-
10 serve plant and Government and contractor-owned equip-
11 ment layaway; ~~\$3,271,088,000~~ \$3,309,698,000, to remain
12 available for obligation until September 30, 1997: ~~Pro-~~
13 ~~vided,~~ That of the funds appropriated in this paragraph,
14 \$29,477,000 shall not be obligated or expended until au-
15 thorized by law.

16 PROCUREMENT, MARINE CORPS

17 For expenses necessary for the procurement, manu-
18 facture, and modification of missiles, armament, military
19 equipment, spare parts, and accessories therefor; plant
20 equipment, appliances, and machine tools, and installation
21 thereof in public and private plants; reserve plant and
22 Government and contractor-owned equipment layaway; ve-
23 hicles for the Marine Corps, including the purchase of not
24 to exceed 103 passenger motor vehicles for replacement
25 only; and expansion of public and private plants, including

1 land necessary therefor, and such lands and interests
 2 therein, may be acquired and construction prosecuted
 3 thereon prior to approval of title; ~~\$452,178,000~~
 4 ~~\$403,410,000~~, to remain available for obligation until Sep-
 5 tember 30, 1997:—*Provided*, That of the funds appro-
 6 priated in this paragraph, ~~\$58,768,000~~ shall not be obli-
 7 gated or expended until authorized by law.

8 AIRCRAFT PROCUREMENT, AIR FORCE

9 For construction, procurement, and modification of
 10 aircraft and equipment, including armor and armament,
 11 specialized ground handling equipment, and training de-
 12 vices, spare parts, and accessories therefor; specialized
 13 equipment; expansion of public and private plants, Gov-
 14 ernment-owned equipment and installation thereof in such
 15 plants, erection of structures, and acquisition of land, for
 16 the foregoing purposes, and such lands and interests
 17 therein, may be acquired, and construction prosecuted
 18 thereon prior to approval of title; reserve plant and Gov-
 19 ernment and contractor-owned equipment layaway; and
 20 other expenses necessary for the foregoing purposes in-
 21 cluding rents and transportation of things;
 22 ~~\$6,182,199,000~~ ~~\$6,571,524,000~~, to remain available for
 23 obligation until September 30, 1997:—*Provided*, That not
 24 less than \$103,700,000 of the funds appropriated in this
 25 paragraph shall be used only to initiate procurement of

1 non-developmental airlift aircraft no later than September
2 30, 1995: *Provided further*, That the Department of the
3 Air Force shall qualify a second source producer for the
4 C-17 transport aircraft engine and competitively contract
5 for the procurement of the C-17 engine no later than Sep-
6 tember 30, 1997: *Provided further*, That of the funds ap-
7 propriated in this paragraph, \$80,432,000 shall not be ob-
8 ligated or expended until authorized by law.

9 MISSILE PROCUREMENT, AIR FORCE

10 For construction, procurement, and modification of
11 missiles, spacecraft, rockets, and related equipment, in-
12 cluding spare parts and accessories therefor, ground han-
13 dling equipment, and training devices; expansion of public
14 and private plants, Government-owned equipment and in-
15 stallation thereof in such plants, erection of structures,
16 and acquisition of land, for the foregoing purposes, and
17 such lands and interests therein, may be acquired, and
18 construction prosecuted thereon prior to approval of title;
19 reserve plant and Government and contractor-owned
20 equipment layaway; and other expenses necessary for the
21 foregoing purposes including rents and transportation of
22 things; ~~\$2,758,285,000~~ \$3,620,055,000, to remain avail-
23 able for obligation until September 30, 1997.

1 PROCUREMENT OF AMMUNITION, AIR FORCE

2 For construction, procurement, production, and
3 modification of ammunition, and accessories therefor; spe-
4 cialized equipment and training devices; expansion of pub-
5 lic and private plants, including ammunition facilities au-
6 thorized by section 2854, title 10, United States Code, and
7 the land necessary therefor, for the foregoing purposes,
8 and such lands and interests therein, may be acquired,
9 and construction prosecuted thereon prior to approval of
10 title; and procurement and installation of equipment, ap-
11 pliances, and machine tools in public and private plants;
12 reserve plant and Government and contractor-owned
13 equipment layaway; and other expenses necessary for the
14 foregoing purposes; ~~\$278,681,000~~ \$283,173,000, to remain
15 available for obligation until September 30, 1997: ~~Pro-~~
16 ~~vided,~~ That of the funds appropriated in this paragraph,
17 \$18,963,000 shall not be obligated or expended until au-
18 thorized by law.

19 OTHER PROCUREMENT, AIR FORCE

20 For procurement and modification of equipment (in-
21 cluding ground guidance and electronic control equipment,
22 and ground electronic and communication equipment),
23 and supplies, materials, and spare parts therefor, not oth-
24 erwise provided for; the purchase of not to exceed 678 pas-
25 senger motor vehicles for replacement only; and expansion

1 of public and private plants, Government-owned equip-
2 ment and installation thereof in such plants, erection of
3 structures, and acquisition of land, for the foregoing pur-
4 poses, and such lands and interests therein, may be ac-
5 quired, and construction prosecuted thereon, prior to ap-
6 proval of title; reserve plant and Government and contrac-
7 tor-owned equipment layaway; \$6,886,613,000
8 \$6,897,696,000, to remain available for obligation until
9 September 30, 1997: ~~Provided, That of the funds appro-~~
10 ~~riated in this paragraph, \$31,190,000 shall not be obli-~~
11 ~~gated or expended until authorized by law.~~

12 PROCUREMENT, DEFENSE-WIDE

13 For expenses of activities and agencies of the Depart-
14 ment of Defense (other than the military departments)
15 necessary for procurement, production, and modification
16 of equipment, supplies, materials, and spare parts there-
17 for, not otherwise provided for; the purchase of not to ex-
18 ceed 437 passenger motor vehicles, of which 431 shall be
19 for replacement only; expansion of public and private
20 plants, equipment, and installation thereof in such plants,
21 erection of structures, and acquisition of land for the fore-
22 going purposes, and such lands and interests therein, may
23 be acquired, and construction prosecuted thereon prior to
24 approval of title; reserve plant and Government and con-
25 tractor-owned equipment layaway; \$3,020,616,000

1 \$1,894,916,000, to remain available for obligation until
2 September 30, 1997: ~~Provided, That of the funds appro-~~
3 ~~priated in this paragraph, \$953,922,000 shall not be obli-~~
4 ~~gated or expended until authorized by law.~~

5 NATIONAL GUARD AND RESERVE EQUIPMENT

6 For procurement of aircraft, missiles, tracked combat
7 vehicles, ammunition, other weapons, and other procure-
8 ment for the reserve components of the Armed Forces;
9 ~~\$796,200,000~~ \$952,000,000, to remain available for obli-
10 gation until September 30, 1997: ~~Provided, That of the~~
11 ~~funds appropriated in this paragraph, \$9,000,000 shall~~
12 ~~not be obligated or expended until authorized by law.~~

13 TITLE IV

14 RESEARCH, DEVELOPMENT, TEST AND
15 EVALUATION

16 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
17 ARMY

18 For expenses necessary for basic and applied sci-
19 entific research, development, test and evaluation, includ-
20 ing maintenance, rehabilitation, lease, and operation of fa-
21 cilities and equipment, as authorized by law;
22 ~~\$5,456,498,000~~ \$5,304,329,000, to remain available for
23 obligation until September 30, 1996: ~~Provided, That of~~
24 ~~the funds appropriated in this paragraph, \$35,695,000~~
25 ~~shall not be obligated or expended until authorized by law.~~

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 NAVY

3 For expenses necessary for basic and applied sci-
4 entific research, development, test and evaluation, includ-
5 ing maintenance, rehabilitation, lease, and operation of fa-
6 cilities and equipment, as authorized by law;
7 ~~\$8,598,958,000~~ \$8,790,331,000, to remain available for
8 obligation until September 30, 1996: ~~Provided~~, That for
9 continued research and development programs at the Na-
10 tional Center for Physical Acoustics, centering on ocean
11 acoustics as it applies to advanced antisubmarine warfare
12 acoustics issues with focus on ocean bottom acoustics,
13 seismic coupling, sea-surface and bottom scattering, oce-
14 anic ambient noise, underwater sound propagation, bubble
15 related ambient noise, acoustically active surfaces, ma-
16 chinery noise, propagation physics, solid state acoustics,
17 electrorheological fluids, transducer development, ultra-
18 sonic sensors, and other such projects as may be agreed
19 upon, \$1,000,000 shall be made available, as a grant, to
20 the Mississippi Resource Development Corporation, of
21 which not to exceed \$250,000 of such sum may be used
22 to provide such special equipment as may be required for
23 particular projects: *Provided further*, That none of the
24 funds appropriated in this paragraph may be obligated or
25 expended to develop or purchase equipment for an Aegis

1 destroyer variant (commonly known as “Flight II”)
2 whose initial operating capability is budgeted to be
3 achieved prior to the initial operating capability of the
4 Ship Self-Defense program, nor to develop sensor, proc-
5 essor, or display capabilities which duplicate in any way
6 those being developed in the Ship Self-Defense program:
7 *Provided further,* That funds appropriated in this para-
8 graph for development of E-2C aircraft upgrades may not
9 be obligated until the Under Secretary of Defense for Ac-
10 quisition submits a plan to the Committees on Appropria-
11 tions and Armed Services of each House of Congress for
12 development and deployment of a fully participating coop-
13 erative engagement capability on E-2 aircraft to be fielded
14 concurrent with and no later than major computer up-
15 grades for the aircraft: *Provided further,* That funds ap-
16 propriated in this paragraph for development of the LPD-
17 17 ship may not be obligated unless the baseline design
18 of the ship includes cooperative engagement capability and
19 sufficient own-ship self-defense capability against ad-
20 vanced sea-skimming antiship cruise missiles in the base-
21 line design to achieve an estimated probability of survival
22 from attack by such missiles at a level no less than any
23 other Navy ship.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 AIR FORCE

3 For expenses necessary for basic and applied sci-
4 entific research, development, test and evaluation, includ-
5 ing maintenance, rehabilitation, lease, and operation of fa-
6 cilities and equipment, as authorized by law;
7 ~~\$10,728,533,000~~ *\$12,151,011,000*, to remain available for
8 obligation until September 30, 1996: ~~*Provided*~~, That not
9 less than ~~\$12,000,000~~ of the funds appropriated in this
10 paragraph shall be made only for the Joint Seismic Pro-
11 gram and Global Seismic Network administered by the In-
12 corporated Research Institutions for Seismology: *Provided*
13 *further*, That not less than \$20,000,000 of the funds ap-
14 propriated in this paragraph shall be made available only
15 for the National Center for Manufacturing Sciences
16 (NCMS): *Provided*, That of the funds appropriated in this
17 paragraph, not less than \$13,000,000 of the funds in the
18 Advanced Weapons program element shall be made avail-
19 able only to continue the establishment and operation of
20 an image information processing center supporting the Air
21 Force Maui Space Surveillance Site (MSSS).

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,
2 DEFENSE-WIDE
3 *(INCLUDING TRANSFER OF FUNDS)*

4 For expenses of activities and agencies of the Depart-
5 ment of Defense (other than the military departments),
6 necessary for basic and applied scientific research, devel-
7 opment, test and evaluation; advanced research projects
8 as may be designated and determined by the Secretary
9 of Defense, pursuant to law; maintenance, rehabilitation,
10 lease, and operation of facilities and equipment, as author-
11 ized by law; ~~\$9,419,955,000~~ \$8,922,649,000, to remain
12 available for obligation until September 30, 1996: ~~Pro-~~
13 ~~vided~~, That not less than \$120,000,000 of the funds ap-
14 propriated in this paragraph are available only for the
15 ~~Sea-Based Wide Area Defense program~~: *Provided further*,
16 That of the funds appropriated in this paragraph,
17 \$361,743,000 shall not be obligated or expended until au-
18 thorized by law: *Provided further*, That funds appropriated
19 in this paragraph for development of the TIER II Plus
20 vehicle shall not be obligated until not less than
21 \$50,000,000 has been obligated for the TIER III Minus
22 vehicle: *Provided*, That \$27,400,000 shall be available for
23 transfer to the Small Business Administration to cover the
24 costs (as defined in section 502(5) of the Federal Credit Re-

1 *form Act of 1990 (2 U.S.C. 661a(5)) of loan guarantees*
2 *issued pursuant to subsection (b)(3) of such section.*

3 DEVELOPMENTAL TEST AND EVALUATION, DEFENSE

4 For expenses, not otherwise provided for, of inde-
5 pendent activities of the Director, Test and Evaluation in
6 the direction and supervision of developmental test and
7 evaluation, including performance and joint developmental
8 testing and evaluation; and administrative expenses in
9 connection therewith; ~~\$251,495,000~~ \$224,353,000, to re-
10 main available for obligation until September 30, 1996.

11 OPERATIONAL TEST AND EVALUATION, DEFENSE

12 For expenses, not otherwise provided for, necessary
13 for the independent activities of the Director, Operational
14 Test and Evaluation in the direction and supervision of
15 operational test and evaluation, including initial oper-
16 ational test and evaluation which is conducted prior to,
17 and in support of, production decisions; joint operational
18 testing and evaluation; and administrative expenses in
19 connection therewith; \$12,501,000, to remain available for
20 obligation until September 30, 1996.

21 TITLE V

22 REVOLVING AND MANAGEMENT FUNDS

23 DEFENSE BUSINESS OPERATIONS FUND

24 For the Defense Business Operations Fund;
25 ~~\$1,090,438,000~~ \$789,400,000.

1 NATIONAL DEFENSE SEALIFT FUND

2 (INCLUDING TRANSFER OF FUNDS)

3 For National Defense Sealift Fund programs,
4 projects, and activities, ~~\$858,600,000~~ *\$828,600,000*, to re-
5 main available until expended: ~~Provided~~, That
6 ~~\$25,000,000~~ shall be transferred to the Secretary of
7 Transportation for title XI loan guarantees: *Provided fur-*
8 *ther*, That none of the funds provided in this paragraph
9 shall be used to award a new contract that provides for
10 the acquisition of any of the following major components
11 unless such components are manufactured in the United
12 States: auxiliary equipment, including pumps, for all ship-
13 board services; propulsion system components (that is; en-
14 gines, reduction gears, and propellers); shipboard cranes;
15 and spreaders for shipboard cranes: *Provided further*, That
16 the exercise of an option in a contract awarded through
17 the obligation of previously appropriated funds shall not
18 be considered to be the award of a new contract: *Provided*
19 *further*, That the Secretary of the military department re-
20 sponsible for such procurement may waive this restriction
21 on a case-by-case basis by certifying in writing to the
22 Committees on Appropriations of the House of Represent-
23 atives and the Senate, that adequate domestic supplies are
24 not available to meet Department of Defense requirements
25 on a timely basis and that such an acquisition must be

1 made in order to acquire capability for national security
2 purposes: *Provided further, That funds appropriated in*
3 *this paragraph shall not be obligated or expended until*
4 *authorized by law: Provided, That not to exceed*
5 *\$43,000,000 may be used for the purchase or construction*
6 *of vessels for the Ready Reserve Force component of the Na-*
7 *tional Defense Reserve Fleet, as established by section 11*
8 *of the Merchant Ship Sales Act of 1946 (50 U.S.C. App.*
9 *1744).*

10

TITLE VI

11 OTHER DEPARTMENT OF DEFENSE PROGRAMS

12

DEFENSE HEALTH PROGRAM

13 For expenses, not otherwise provided for, for medical
14 and health care programs of the Department of Defense,
15 as authorized by law; ~~\$9,895,159,000~~ \$9,808,239,000, of
16 which ~~\$9,577,770,000~~ \$9,499,350,000 shall be for Oper-
17 ation and maintenance, of which ~~\$317,389,000~~
18 \$308,889,000, to remain available for obligation until Sep-
19 tember 30, 1997, shall be for Procurement: *Provided,*
20 *That the Department shall continue to competitively con-*
21 *tract during fiscal year 1995 for mail service pharmacy*
22 *for at least two multi-state regions in addition to the ongo-*
23 *ing solicitations for Florida, South Carolina, Georgia,*
24 *Delaware, New Jersey, Pennsylvania, and Hawaii, as well*
25 *as each base closure area not supported by an at-risk man-*

1 aged care plan; that such services shall be procured inde-
2 pendent of any other Department managed care contracts;
3 that one multi-state region shall include the State of Ken-
4 tucky and that one multi-state region shall include the
5 State of New Mexico: ~~Provided further, That of the funds~~
6 ~~appropriated in this paragraph, \$8,500,000 shall not be~~
7 ~~obligated or expended until authorized by law: Provided~~
8 *further, That of the funds appropriated under this heading,*
9 *\$5,000,000 shall be made available only for nursing re-*
10 *search: Provided further, That of the funds appropriated*
11 *under this heading, \$14,500,000 shall be made available for*
12 *obtaining emergency communications services for members*
13 *of the Armed Forces and their families from the American*
14 *National Red Cross as authorized by law: Provided further,*
15 *That until the end of September 30, 1995, the Secretary*
16 *of the Air Force shall, through contract or otherwise, con-*
17 *tinue to provide primary health care in the base hospital*
18 *at Plattsburgh Air Force Base, New York, to persons enti-*
19 *tled to health care in facilities of the uniformed services.*

20 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,

21 DEFENSE

22 For expenses, not otherwise provided for, necessary
23 for the destruction of the United States stockpile of lethal
24 chemical agents and munitions in accordance with the pro-
25 visions of section 1412 of the Department of Defense Au-

1 thorization Act, 1986 (50 U.S.C. 1521), and for the de-
2 struction of other chemical warfare materials that are not
3 in the chemical weapon stockpile, ~~\$562,949,000~~
4 *\$590,149,000*, of which ~~\$345,784,000~~ *\$363,584,000* shall
5 be for Operation and maintenance, ~~\$196,465,000~~
6 *\$215,265,000* shall be for Procurement to remain available
7 until September 30, 1997, and ~~\$20,700,000~~ *\$11,300,000*
8 shall be for Research, development, test and evaluation to
9 remain available until September 30, 1996.

10 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,

11 DEFENSE

12 (INCLUDING TRANSFER OF FUNDS)

13 For drug interdiction and counter-drug activities of
14 the Department of Defense, for transfer to appropriations
15 available to the Department of Defense for military per-
16 sonnel of the reserve components serving under the provi-
17 sions of title 10 and title 32, United States Code; for Op-
18 eration and maintenance; for Procurement; and for Re-
19 search, development, test and evaluation; ~~\$713,053,000~~
20 *\$700,100,000*, of which *\$10,000,000* is hereby transferred to
21 *the "Military Construction, Navy" appropriation for con-*
22 *struction of a Relocatable Over-the-Horizon Radar in Puer-*
23 *to Rico. Provided, That the funds appropriated by this*
24 *paragraph shall be available for obligation for the same*
25 *time period and for the same purpose as the appropriation*

1 to which transferred: *Provided further*, That the transfer
2 authority provided in this paragraph is in addition to any
3 transfer authority contained elsewhere in this Act.

4 OFFICE OF THE INSPECTOR GENERAL

5 For expenses and activities of the Office of the In-
6 spector General in carrying out the provisions of the In-
7 spector General Act of 1978, as amended; ~~\$142,098,000~~
8 ~~\$140,872,000~~, of which ~~\$141,098,000~~ ~~\$139,872,000~~ shall
9 be for Operation and maintenance, of which not to exceed
10 \$400,000 is available for emergencies and extraordinary
11 expenses to be expended on the approval or authority of
12 the Inspector General, and payments may be made on his
13 certificate of necessity for confidential military purposes;
14 and of which \$1,000,000, to remain available until Sep-
15 tember 30, 1997, shall be for Procurement.

16 DEFENSE CONVERSION AND REINVESTMENT

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses for transition benefits for
19 military and civilian employees of the Department of De-
20 fense, and for assistance to communities and industries
21 affected by the military drawdown; for transfer to appro-
22 priations available to the Department of Defense for Oper-
23 ation and maintenance, and for Research, development,
24 test and evaluation; ~~\$1,401,944,000~~: *Provided*, That the
25 funds appropriated by this paragraph shall be available

1 for the same time period and for the same purpose as the
2 appropriation to which transferred: *Provided further*, That
3 the transfer authority provided in this paragraph is in ad-
4 dition to any transfer authority contained elsewhere in this
5 Act: *Provided further*, That \$50,000,000 shall be available
6 to cover the costs (as defined in section 502(5) of the Fed-
7 eral Credit Reform Act of 1990 (2 U.S.C. 661a(5))) of
8 loan guarantees issued pursuant to subsection (b)(3) of
9 such section: *Provided further*, That of the funds appro-
10 priated in this paragraph, \$30,744,000 shall not be obli-
11 gated or expended until authorized by law.

12 KOREAN ENHANCED READINESS ACCOUNT

13 (INCLUDING TRANSFER OF FUNDS)

14 For necessary expenses to enhance the readiness of
15 United States Forces to perform the mission assigned to
16 United States Forces, Korea, \$250,000,000: *Provided*,
17 That such funds may be transferred by the Secretary to
18 appropriations made available to the Department of De-
19 fense for Operation and maintenance, Procurement, and
20 Research, development, test and evaluation: *Provided fur-*
21 *ther*, That the funds appropriated by this paragraph shall
22 be available for the same time period and for the same
23 purpose as the appropriation to which transferred: *Pro-*
24 *vided further*, That the transfer authority provided in this
25 paragraph is in addition to any transfer authority con-

1 tained elsewhere in this Act: *Provided further*, That of the
2 funds appropriated by this paragraph, not less than
3 \$55,000,000 shall be transferred to “Other procurement,
4 Army”, and not less than \$15,000,000 shall be trans-
5 ferred to “Research, development, test and evaluation, De-
6 fense-Wide”: *Provided further*, That no funds made avail-
7 able under this paragraph shall be obligated until 15 days
8 after submission of a report by the Secretary to the House
9 and Senate Committees on Appropriations explaining and
10 justifying the proposed uses of such funds: *Provided fur-*
11 *ther*, That funds appropriated in this paragraph shall not
12 be obligated or expended until authorized by law.

13 TITLE VII

14 NATIONAL FOREIGN INTELLIGENCE PROGRAM

15 RELATED AGENCIES

16 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND

17 DISABILITY SYSTEM FUND

18 For payment to the Central Intelligence Agency Re-
19 tirement and Disability System Fund, to maintain proper
20 funding level for continuing the operation of the Central
21 Intelligence Agency Retirement and Disability System;
22 \$198,000,000.

1 *NATIONAL SECURITY EDUCATION TRUST FUND*

2 *For the purposes of title VIII of Public Law 102-183,*
3 *\$8,500,000 to be derived from the National Security Edu-*
4 *cation Trust Fund, to remain available until expended.*

5 COMMUNITY MANAGEMENT ACCOUNT

6 For necessary expenses of the Community Manage-
7 ment Account; ~~\$83,084,000~~ \$105,084,000: *Provided, That*
8 *of the funds appropriated in this paragraph, no more than*
9 *\$2,000,000 may be available for the purchase of informa-*
10 *tion system upgrades at the Department of State Bureau*
11 *of Intelligence and Research.*

12 *KAHO'OLAWE ISLAND CONVEYANCE, REMEDIATION, AND*

13 *ENVIRONMENTAL RESTORATION TRUST FUND*

14 *For payment to the Kaho'olawe Island Conveyance,*
15 *Remediation, and Environmental Restoration Trust Fund,*
16 *as authorized by law, \$50,000,000 to remain available until*
17 *expended.*

18 TITLE VIII

19 GENERAL PROVISIONS

20 SEC. 8001. No part of any appropriation contained
21 in this Act shall be used for publicity or propaganda pur-
22 poses not authorized by the Congress.

23 SEC. 8002. During the current fiscal year, provisions
24 of law prohibiting the payment of compensation to, or em-
25 ployment of, any person not a citizen of the United States

1 shall not apply to personnel of the Department of Defense:
2 *Provided*, That salary increases granted to direct and indi-
3 rect hire foreign national employees of the Department of
4 Defense funded by this Act shall not be at a rate in excess
5 of the percentage increase authorized by law for civilian
6 employees of the Department of Defense whose pay is
7 computed under the provisions of section 5332 of title 5,
8 United States Code, or at a rate in excess of the percent-
9 age increase provided by the appropriate host nation to
10 its own employees, whichever is higher: *Provided further*,
11 That this section shall not apply to Department of De-
12 fense foreign service national employees serving at United
13 States diplomatic missions whose pay is set by the Depart-
14 ment of State under the Foreign Service Act of 1980: *Pro-*
15 *vided further*, That the limitations of this provision shall
16 not apply to foreign national employees of the Department
17 of Defense in the Republic of Turkey.

18 SEC. 8003. No part of any appropriation contained
19 in this Act shall remain available for obligation beyond
20 the current fiscal year, unless expressly so provided herein.

21 SEC. 8004. No more than 20 per centum of the ap-
22 propriations in this Act which are limited for obligation
23 during the current fiscal year shall be obligated during
24 the last two months of the fiscal year: *Provided*, That this
25 section shall not apply to obligations for support of active

1 duty training of reserve components or summer camp
2 training of the Reserve Officers' Training Corps, or the
3 National Board for the Promotion of Rifle Practice, Army.

4 (TRANSFER OF FUNDS)

5 SEC. 8005. Upon determination by the Secretary of
6 Defense that such action is necessary in the national inter-
7 est, he may, with the approval of the Office of Manage-
8 ment and Budget, transfer not to exceed \$2,000,000,000
9 of working capital funds of the Department of Defense
10 or funds made available in this Act to the Department
11 of Defense for military functions (except military con-
12 struction) between such appropriations or funds or any
13 subdivision thereof, to be merged with and to be available
14 for the same purposes, and for the same time period, as
15 the appropriation or fund to which transferred: *Provided,*
16 That such authority to transfer may not be used unless
17 for higher priority items, based on unforeseen military re-
18 quirements, than those for which originally appropriated
19 and in no case where the item for which funds are re-
20 quested has been denied by Congress: *Provided further,*
21 That the Secretary of Defense shall notify the Congress
22 promptly of all transfers made pursuant to this authority
23 or any other authority in this Act.

24 (TRANSFER OF FUNDS)

25 SEC. 8006. During the current fiscal year, cash bal-
26 ances in working capital funds of the Department of De-

1 fense established pursuant to section 2208 of title 10,
2 United States Code, may be maintained in only such
3 amounts as are necessary at any time for cash disburse-
4 ments to be made from such funds: *Provided*, That trans-
5 fers may be made between such funds and the “Foreign
6 Currency Fluctuations, Defense” and “Operation and
7 Maintenance” appropriation accounts in such amounts as
8 may be determined by the Secretary of Defense, with the
9 approval of the Office of Management and Budget, except
10 that such transfers may not be made unless the Secretary
11 of Defense has notified the Congress of the proposed
12 transfer. Except in amounts equal to the amounts appro-
13 priated to working capital funds in this Act, no obligations
14 may be made against a working capital fund to procure
15 or increase the value of war reserve material inventory,
16 unless the Secretary of Defense has notified the Congress
17 prior to any such obligation.

18 SEC. 8007. Using funds available by this Act or any
19 other Act, the Secretary of the Air Force, pursuant to a
20 determination under section 2690 of title 10, United
21 States Code, may implement cost-effective agreements for
22 required heating facility modernization in the
23 Kaiserslautern Military Community in the Federal Repub-
24 lic of Germany: *Provided*, That in the City of
25 Kaiserslautern such agreements will include the use of

1 United States anthracite as the base load energy for mu-
2 nicipal district heat to the United States Defense installa-
3 tions: *Provided further*, That at Landstuhl Army Regional
4 Medical Center and Ramstein Air Base, furnished heat
5 may be obtained from private, regional or municipal serv-
6 ices, if provisions are included for the consideration of
7 United States coal as an energy source.

8 SEC. 8008. Funds appropriated by this Act may not
9 be used to initiate a special access program without prior
10 notification 30 calendar days in session in advance to the
11 Committees on Appropriations and Armed Services of the
12 Senate and House of Representatives.

13 SEC. 8009. None of the funds contained in this Act
14 available for the Civilian Health and Medical Program of
15 the Uniformed Services shall be available for payments to
16 physicians and other authorized individual health care pro-
17 viders in excess of the amounts allowed in fiscal year 1994
18 for similar services, except that: (a) for services for which
19 the Secretary of Defense determines an increase is justi-
20 fied by economic circumstances, the allowable amounts
21 may be increased in accordance with appropriate economic
22 index data similar to that used pursuant to title XVIII
23 of the Social Security Act; and (b) for services the Sec-
24 retary determines are overpriced based on allowable pay-
25 ments under title XVIII of the Social Security Act, the

1 allowable amounts shall be reduced by not more than 15
2 percent (except that the reduction may be waived if the
3 Secretary determines that it would impair adequate access
4 to health care services for beneficiaries). The Secretary
5 shall solicit public comment prior to promulgating regula-
6 tions to implement this section. Such regulations shall in-
7 clude a limitation, similar to that used under title XVIII
8 of the Social Security Act, on the extent to which a pro-
9 vider may bill a beneficiary an actual charge in excess of
10 the allowable amount.

11 SEC. 8010. None of the funds provided in this Act
12 shall be available to initiate (1) a multiyear contract that
13 employs economic order quantity procurement in excess of
14 \$20,000,000 in any one year of the contract or that in-
15 cludes an unfunded contingent liability in excess of
16 \$20,000,000, or (2) a contract for advance procurement
17 leading to a multiyear contract that employs economic
18 order quantity procurement in excess of \$20,000,000 in
19 any one year, unless the Committees on Appropriations
20 and Armed Services of the Senate and House of Rep-
21 resentatives have been notified at least thirty days in ad-
22 vance of the proposed contract award: *Provided*, That no
23 part of any appropriation contained in this Act shall be
24 available to initiate a multiyear contract for which the eco-
25 nomic order quantity advance procurement is not funded

1 at least to the limits of the Government's liability: *Pro-*
2 *vided further*, That no part of any appropriation contained
3 in this Act shall be available to initiate multiyear procure-
4 ment contracts for any systems or component thereof if
5 the value of the multiyear contract would exceed
6 \$500,000,000 unless specifically provided in this Act: *Pro-*
7 *vided further*, That no multiyear procurement contract can
8 be terminated without 10-day prior notification to the
9 Committees on Appropriations and Armed Services of the
10 House of Representatives and the Senate: *Provided fur-*
11 *ther*, That the execution of multiyear authority shall re-
12 quire the use of a present value analysis to determine low-
13 est cost compared to an annual procurement.

14 SEC. 8011. Within the funds appropriated for the op-
15 eration and maintenance of the Armed Forces, funds are
16 hereby appropriated pursuant to section 401 of title 10,
17 United States Code, for humanitarian and civic assistance
18 costs under chapter 20 of title 10, United States Code.
19 Such funds may also be obligated for humanitarian and
20 civic assistance costs incidental to authorized operations
21 and pursuant to authority granted in section 401 of chap-
22 ter 20 of title 10, United States Code, and these obliga-
23 tions shall be reported to Congress on September 30 of
24 each year: *Provided*, That funds available for operation
25 and maintenance shall be available for providing humani-

1 tarian and similar assistance by using Civic Action Teams
2 in the Trust Territories of the Pacific Islands and freely
3 associated states of Micronesia, pursuant to the Compact
4 of Free Association as authorized by Public Law 99–
5 239: *Provided further*, That upon a determination by the
6 Secretary of the Army that such action is beneficial for
7 graduate medical education programs conducted at Army
8 medical facilities located in Hawaii, the Secretary of the
9 Army may authorize the provision of medical services at
10 such facilities and transportation to such facilities, on a
11 nonreimbursable basis, for civilian patients from American
12 Samoa, the Commonwealth of the Northern Mariana Is-
13 lands, the Marshall Islands, the Federated States of Mi-
14 cronesia, Palau, and Guam.

15 ~~SEC. 8012. Notwithstanding any other provision of~~
16 ~~law, governments of Indian tribes shall be treated as State~~
17 ~~and local governments for the purposes of disposition of~~
18 ~~real property recommended for closure in the report of the~~
19 ~~Defense Secretary's Commission on Base Realignments~~
20 ~~and Closures, December 1988, the report to the President~~
21 ~~from the Defense Base Closure and Realignment Commis-~~
22 ~~sion, July 1991, and Public Law 100–526.~~

23 *SEC. 8012. Notwithstanding any other provision of*
24 *law, a qualified Indian Tribal corporation or Alaska Native*
25 *Corporation furnishing the product of a responsible small*

1 *business concern shall not be denied the opportunity to com-*
2 *pete for and be awarded a procurement contract pursuant*
3 *to section 2323 of title 10, United States Code, solely be-*
4 *cause the Indian Tribal corporation or Alaska Native Cor-*
5 *poration is not the actual manufacturer or processor of the*
6 *product to be supplied under the contract.*

7 ~~SEC. 8013. (a) The provisions of section 115(a)(4)~~
8 ~~of title 10, United States Code, shall not apply with re-~~
9 ~~spect to fiscal year 1995 or with respect to the appropria-~~
10 ~~tion of funds for that year.~~

11 ~~(b) During fiscal year 1995, the civilian personnel of~~
12 ~~the Department of Defense may not be managed on the~~
13 ~~basis of any end-strength, and the management of such~~
14 ~~personnel during that fiscal year shall not be subject to~~
15 ~~any constraint or limitation (known as an end-strength)~~
16 ~~on the number of such personnel who may be employed~~
17 ~~on the last day of such fiscal year.~~

18 ~~(c) The fiscal year 1996 budget request for the De-~~
19 ~~partment of Defense as well as all justification material~~
20 ~~and other documentation supporting the fiscal year 1996~~
21 ~~Department of Defense budget request shall be prepared~~
22 ~~and submitted to the Congress as if subsections (a) and~~
23 ~~(b) of this provision were effective with regard to fiscal~~
24 ~~year 1996.~~

1 *SEC. 8013. Notwithstanding any other provision of*
2 *law, none of the funds made available by this Act shall be*
3 *used by the Department of Defense to exceed, outside the*
4 *fifty United States, its territories, and the District of Co-*
5 *lumbia, 125,000 civilian workyears: Provided, That*
6 *workyears shall be applied as defined in the Federal Person-*
7 *nel Manual: Provided further, That workyears expended in*
8 *dependent student hiring programs for disadvantaged*
9 *youths shall not be included in this workyear limitation.*

10 SEC. 8014. None of the funds made available by this
11 Act shall be used in any way, directly or indirectly, to in-
12 fluence congressional action on any legislation or appro-
13 priation matters pending before the Congress.

14 SEC. 8015. None of the funds appropriated by this
15 Act shall be obligated for the pay of any individual who
16 is initially employed after the date of enactment of this
17 Act as a technician in the administration and training of
18 the Army Reserve and the maintenance and repair of sup-
19 plies issued to the Army Reserve unless such individual
20 is also a military member of the Army Reserve troop pro-
21 gram unit that he or she is employed to support. Those
22 technicians employed by the Army Reserve in areas other
23 than Army Reserve troop program units need only be
24 members of the Selected Reserve.

1 SEC. 8016. Notwithstanding any other provision of
2 law, the Secretaries of the Army and Air Force may au-
3 thorize the retention in an active status until age sixty
4 of any person who would otherwise be removed from an
5 active status and who is employed as a National Guard
6 or Reserve technician in a position in which active status
7 in a reserve component of the Army or Air Force is re-
8 quired as a condition of that employment.

9 SEC. 8017. Notwithstanding any other provision of
10 law, during the current fiscal year ~~and hereafter~~, proceeds
11 from the investment of the Fisher House Investment
12 Trust Fund will be used to support the operation and
13 maintenance of Fisher Houses associated with Army medi-
14 cal treatment facilities.

15 SEC. 8018. (a) None of the funds appropriated by
16 this Act shall be used to make contributions to the Depart-
17 ment of Defense Education Benefits Fund pursuant to
18 section 2006(g) of title 10, United States Code, represent-
19 ing the normal cost for future benefits under section
20 1415(c) of title 38, United States Code, for any member
21 of the armed services who, on or after the date of enact-
22 ment of this Act—

23 (1) enlists in the armed services for a period of
24 active duty of less than three years; or

1 (2) receives an enlistment bonus under section
2 308a or 308f of title 37, United States Code,
3 nor shall any amounts representing the normal cost of
4 such future benefits be transferred from the Fund by the
5 Secretary of the Treasury to the Secretary of Veterans
6 Affairs pursuant to section 2006(d) of title 10, United
7 States Code; nor shall the Secretary of Veterans Affairs
8 pay such benefits to any such member: *Provided*, That,
9 in the case of a member covered by clause (1), these limi-
10 tations shall not apply to members in combat arms skills
11 or to members who enlist in the armed services on or after
12 July 1, 1989, under a program continued or established
13 by the Secretary of Defense in fiscal year 1991 to test
14 the cost-effective use of special recruiting incentives in-
15 volving not more than nineteen noncombat arms skills ap-
16 proved in advance by the Secretary of Defense: *Provided*
17 *further*, That this subsection applies only to active compo-
18 nents of the Army.

19 (b) None of the funds appropriated by this Act shall
20 be available for the basic pay and allowances of any mem-
21 ber of the Army participating as a full-time student and
22 receiving benefits paid by the Secretary of Veterans Af-
23 fairs from the Department of Defense Education Benefits
24 Fund when time spent as a full-time student is credited
25 toward completion of a service commitment: *Provided*,

1 That this subsection shall not apply to those members who
2 have reenlisted with this option prior to October 1, 1987:
3 *Provided further*, That this subsection applies only to ac-
4 tive components of the Army.

5 SEC. 8019. Funds appropriated in this Act shall be
6 available for the payment of not more than 75 percent
7 of the charges of a postsecondary educational institution
8 for the tuition or expenses of an officer in the Ready Re-
9 serve of the Army National Guard or Army Reserve for
10 education or training during his off-duty periods, except
11 that no part of the charges may be paid unless the officer
12 agrees to remain a member of the Ready Reserve for at
13 least four years after completion of such training or edu-
14 cation.

15 SEC. 8020. None of the funds appropriated by this
16 Act shall be available to convert to contractor performance
17 an activity or function of the Department of Defense that,
18 on or after the date of enactment of this Act, is performed
19 by more than ten Department of Defense civilian employ-
20 ees until a most efficient and cost-effective organization
21 analysis is completed on such activity or function and cer-
22 tification of the analysis is made to the Committees on
23 Appropriations of the House of Representatives and the
24 Senate: *Provided*, That this section shall not apply to a
25 commercial or industrial type function of the Department

1 of Defense that: (1) is included on the procurement list
2 established pursuant to section 2 of the Act of June 25,
3 1938 (41 U.S.C. 47), popularly referred to as the Javits-
4 Wagner-O'Day Act; (2) is planned to be converted to per-
5 formance by a qualified nonprofit agency for the blind or
6 by a qualified nonprofit agency for other severely handi-
7 capped individuals in accordance with that Act; or (3) is
8 planned to be converted to performance by a qualified firm
9 under 51 percent Native American ownership.

10 ~~SEC. 8021. None of the funds made available by this~~
11 ~~Act may be obligated for the acquisition of major auto-~~
12 ~~mated information systems which have not successfully~~
13 ~~completed oversight reviews required by Department of~~
14 ~~Defense regulations: *Provided*, That the automated infor-~~
15 ~~mation systems oversight review board will be independent~~
16 ~~of any other Department review function and chaired by~~
17 ~~the Assistant Secretary of Defense for Command, Control,~~
18 ~~Communications and Intelligence: *Provided further*, That~~
19 ~~except for those programs to modernize and develop mi-~~
20 ~~gration and standard automated information systems that~~
21 ~~have been certified by the Department's senior informa-~~
22 ~~tion resource management (IRM) official as being fully~~
23 ~~compliant with the Department's information manage-~~
24 ~~ment initiative as defined in Defense Department Direc-~~
25 ~~tive 8000.1, no funds may be expended for modernization~~

1 or development of any automated information system
2 (AIS) by the military departments, services, defense agen-
3 cies, Joint Staff or Military Commands in excess of
4 \$2,000,000 unless the senior official of the Office of the
5 Secretary of Defense with primary responsibility for the
6 functions being supported or to be supported certifies to
7 the Assistant Secretary of Defense for Command, Control,
8 Communications and Intelligence that the functional
9 requirement(s) is valid and that the system modernization
10 or development has no unnecessary duplication of other
11 available or planned AISs: *Provided further*, That all new
12 Department of Defense procurements shall separately
13 identify software costs in the work breakdown structure
14 defined by MIL-STD-881 in those instances where soft-
15 ware is considered to be a major category of cost.

16 *SEC. 8021. Funds appropriated in title III of this Act*
17 *for the Department of Defense Pilot Mentor-Protege Pro-*
18 *gram may be transferred to any other appropriation con-*
19 *tained in this Act solely for the purpose of implementing*
20 *a Mentor-Protege Program developmental assistance agree-*
21 *ment pursuant to section 831 of the National Defense Au-*
22 *thorization Act for Fiscal Year 1991 (Public Law 101-510;*
23 *10 U.S.C. 2301 note), as amended, under the authority of*
24 *this provision or any other transfer authority contained in*
25 *this Act.*

1 SEC. 8022. Notwithstanding any other provision of
2 law, the Secretary of the Navy may use funds appro-
3 priated to charter ships to be used as auxiliary mine-
4 sweepers providing that the owner agrees that these ships
5 may be activated as Navy Reserve ships with Navy Re-
6 serve crews used in training exercises conducted in accord-
7 ance with law and policies governing Naval Reserve forces:
8 *Provided, That none of the funds appropriated or made*
9 *available in this Act may be used to inactivate, disestablish,*
10 *or discontinue the Navy's Craft of Opportunity Program.*

11 SEC. 8023. ~~Funds appropriated or made available in~~
12 ~~this Act shall be obligated and expended to continue to~~
13 ~~fully utilize the facilities at the United States Army Engi-~~
14 ~~neer's Waterways Experiment Station, including the con-~~
15 ~~tinued availability of the supercomputer capability: *Pro-*~~
16 ~~*vided, That none* None of the funds in this Act may be~~
17 used to purchase any supercomputer which is not manu-
18 factured in the United States, unless the Secretary of De-
19 fense certifies to the Armed Services and Appropriations
20 Committees of Congress that such an acquisition must be
21 made in order to acquire capability for national security
22 purposes that is not available from United States manu-
23 facturers.

24 SEC. 8024. For the purposes of the Balanced Budget
25 and Emergency Deficit Control Act of 1985 (Public Law

1 99-177) as amended by the Balanced Budget and Emer-
2 gency Deficit Control Reaffirmation Act of 1987 (Public
3 Law 100-119) and by the Budget Enforcement Act of
4 1990 (Public Law 101-508), the term program, project,
5 and activity for appropriations contained in this Act shall
6 be defined as the most specific level of budget items identi-
7 fied in the Department of Defense Appropriations Act,
8 1995, the accompanying House and Senate Committee re-
9 ports, the conference report and accompanying joint ex-
10 planatory statement of the managers of the Committee of
11 Conference, the related classified annexes and reports, and
12 the P-1 and R-1 budget justification documents as subse-
13 quently modified by Congressional action: *Provided*, That
14 the following exception to the above definition shall apply:

15 For the Military Personnel and the Operation and
16 Maintenance accounts, the term “program, project, and
17 activity” is defined as the appropriations accounts con-
18 tained in the Department of Defense Appropriations Act:
19 *Provided further*, That at the time the President submits
20 his budget for fiscal year 1996, the Department of De-
21 fense shall transmit to the Committees on Appropriations
22 and the Committees on Armed Services of the Senate and
23 the House of Representatives a budget justification docu-
24 ment to be known as the “O-1” which shall identify, at
25 the budget activity, activity group, and subactivity group

1 level, the amounts requested by the President to be appro-
2 priated to the Department of Defense for operation and
3 maintenance in any budget request, or amended budget
4 request, for fiscal year 1996.

5 SEC. 8025. Of the funds appropriated to the Army,
6 \$223,736,000 shall be available only for the Reserve Com-
7 ponent Automation System (RCAS): *Provided*, That none
8 of these funds can be expended—

9 (1) except as approved by the Chief of the Na-
10 tional Guard Bureau;

11 (2) unless RCAS resource management func-
12 tions are performed by the National Guard Bureau;

13 (3) to pay the salary of an RCAS program
14 manager who has not been selected and approved by
15 the Chief of the National Guard Bureau and char-
16 tered by the Chief of the National Guard Bureau
17 and the Secretary of the Army;

18 (4) unless the Program Manager (PM) charter
19 makes the PM accountable to the Chief of the Na-
20 tional Guard Bureau and fully defines his authority,
21 responsibility, reporting channels and organizational
22 structure;

23 (5) to pay the salaries of individuals assigned to
24 the RCAS program management office unless such
25 organization is comprised of personnel chosen jointly

1 by the Chiefs of the National Guard Bureau and the
2 Army Reserve;

3 (6) to pay contracted costs for the acquisition
4 of RCAS unless RCAS is an integrated system con-
5 sisting of software, hardware, and communications
6 equipment and unless such contract continues to
7 preclude the use of Government furnished equip-
8 ment, operating systems, and executive applications
9 software; and

10 (7) unless RCAS performs its own classified in-
11 formation processing;

12 *Provided further,* That notwithstanding any other provi-
13 sion of law, none of the funds appropriated shall be avail-
14 able for procurement of computers for the Army Reserve
15 Component which are used to network or expand the capa-
16 bilities of existing or future information systems or dupli-
17 cate functions to be provided under the RCAS contract
18 unless the procurement meets the following criteria: (A)
19 at sites scheduled to receive RCAS equipment prior to
20 September 30, 1995, RCAS ADP equipment may be pro-
21 cured and only in the numbers and types allocated by the
22 RCAS program to each site; and at sites scheduled to re-
23 ceive RCAS equipment after September 30, 1995, RCAS
24 ADP equipment or ADP equipment from a list of RCAS
25 compatible equipment approved by the Chief of the Na-

1 tional Guard Bureau or his designee, may be procured and
2 only in the numbers and types allocated by the RCAS pro-
3 gram to each site; (B) the requesting organizational ele-
4 ment has insufficient ADP equipment to perform adminis-
5 trative functions but not to exceed the number of work
6 stations determined by the RCAS program for that site;
7 (C) replacement equipment will not exceed the minimum
8 required to maintain the reliability of existing capabilities;
9 (D) replacement will be justified on the basis of cost and
10 feasibility of repairs and maintenance of present ADP
11 equipment as compared to the cost of replacement; and
12 (E) the procurement under this policy must be approved
13 by the Chief of the National Guard Bureau or his des-
14 ignee, provided that the procurement is a one for one re-
15 placement action of existing equipment.

16 *SEC. 8025. Of the funds made available by this Act*
17 *in title III, Procurement, \$8,000,000, drawn pro rata from*
18 *each appropriations account in title III, shall be available*
19 *for incentive payments authorized by section 504 of the In-*
20 *dian Financing Act of 1974, 25 U.S.C. 1544. These pay-*
21 *ments shall be available only to contractors which have sub-*
22 *mitted subcontracting plans pursuant to 15 U.S.C. 637(d),*
23 *and according to regulations which shall be promulgated*
24 *by the Secretary of Defense within 90 days of the passage*
25 *of this Act.*

1 SEC. 8026. None of the funds in this Act may be
2 available for the purchase by the Department of Defense
3 (and its departments and agencies) of welded shipboard
4 anchor and mooring chain 4 inches in diameter and under
5 unless the anchor and mooring chain are manufactured
6 in the United States from components which are substan-
7 tially manufactured in the United States: *Provided*, That
8 for the purpose of this section manufactured will include
9 cutting, heat treating, quality control, testing of chain and
10 welding (including the forging and shot blasting process):
11 *Provided further*, That for the purpose of this section sub-
12 stantially all of the components of anchor and mooring
13 chain shall be considered to be produced or manufactured
14 in the United States if the aggregate cost of the compo-
15 nents produced or manufactured in the United States ex-
16 ceeds the aggregate cost of the components produced or
17 manufactured outside the United States: *Provided further*,
18 That when adequate domestic supplies are not available
19 to meet Department of Defense requirements on a timely
20 basis, the Secretary of the service responsible for the pro-
21 curement may waive this restriction on a case-by-case
22 basis by certifying in writing to the Committees on Appro-
23 priations that such an acquisition must be made in order
24 to acquire capability for national security purposes.

1 ation and maintenance appropriations do not exceed the
2 amounts sequestered under the Balanced Budget and
3 Emergency Deficit Control Act of 1985 (Public Law 99–
4 177) as amended by the Balanced Budget and Emergency
5 Deficit Control Reaffirmation Act of 1987 (Public Law
6 100–119) and by the Budget Enforcement Act of 1990
7 (Public Law 101–508): *Provided further*, That the author-
8 ity to make transfers pursuant to this section is in addi-
9 tion to the authority to make transfers under other provi-
10 sions of this Act: *Provided further*, That the Secretary of
11 Defense may proceed with such transfer after notifying
12 the Appropriations Committees of the House of Rep-
13 resentatives and the Senate twenty calendar days in ses-
14 sion before any such transfer of funds under this provi-
15 sion.

16 SEC. 8028. None of the funds available to the De-
17 partment of the Navy may be used to enter into any con-
18 tract for the overhaul, repair, or maintenance of any naval
19 vessel homeported on the West Coast of the United States
20 which includes charges for interport differential as an
21 evaluation factor for award.

22 SEC. 8029. None of the funds appropriated by this
23 Act available for the Civilian Health and Medical Program
24 of the Uniformed Services (CHAMPUS) shall be available
25 for the reimbursement of any health care provider for in-

1 patient mental health service for care received when a pa-
2 tient is referred to a provider of inpatient mental health
3 care or residential treatment care by a medical or health
4 care professional having an economic interest in the facil-
5 ity to which the patient is referred: *Provided*, That this
6 limitation does not apply in the case of inpatient mental
7 health services provided under the program for the handi-
8 capped under subsection (d) of section 1079 of title 10,
9 United States Code, provided as partial hospital care, or
10 provided pursuant to a waiver authorized by the Secretary
11 of Defense because of medical or psychological cir-
12 cumstances of the patient that are confirmed by a health
13 professional who is not a Federal employee after a review,
14 pursuant to rules prescribed by the Secretary, which takes
15 into account the appropriate level of care for the patient,
16 the intensity of services required by the patient, and the
17 availability of that care.

18 ~~SEC. 8030. Operational control of the Naval Reserve~~
19 ~~Personnel Center, including its functions and responsibil-~~
20 ~~ities, shall be under the command and control of the Com-~~
21 ~~mander, Naval Reserve Command: *Provided*, That not-~~
22 ~~withstanding any other provision of law, the one-time~~
23 ~~costs, including the procurement or lease of new or~~
24 ~~reutilized automatic data processing investment equip-~~
25 ~~ment, peripheral equipment and related software, of the~~

1 1993 Report to the President of the Defense Base Closure
2 and Realignment Commission or current DOD Data Cen-
3 ter Consolidation shall not exceed \$309,000,000.

4 *SEC. 8030. Notwithstanding any other provision of*
5 *law, none of the funds appropriated in this Act may be*
6 *used to purchase, install, replace, or otherwise repair any*
7 *lock on a safe or security container which protects informa-*
8 *tion critical to national security or any other classified ma-*
9 *terials and which has not been certified as passing the secu-*
10 *rity lock specifications contained in regulation FF-L-2740*
11 *dated October 12, 1989, and has not passed all testing cri-*
12 *teria and procedures established through February 28,*
13 *1992: Provided, That the Director of Central Intelligence*
14 *may waive this provision, on a case-by-case basis only,*
15 *upon certification that the above cited locks are not ade-*
16 *quate for the protection of sensitive intelligence informa-*
17 *tion.*

18 **SEC. 8031.** Funds available in this Act may be used
19 to provide transportation for the next-of-kin of individuals
20 who have been prisoners of war or missing in action from
21 the Vietnam era to an annual meeting in the United
22 States, under such regulations as the Secretary of Defense
23 may prescribe.

24 ~~**SEC. 8032.** None of the funds available to the De-~~
25 ~~partment of Defense shall be obligated or expended for~~

1 (or to implement) automatic data processing, data pro-
2 cessing center, central design activity, DMRD 918, defense
3 information infrastructure, and military or civilian person-
4 nel function consolidation plans, consolidations, and dis-
5 establishment or realignment plans that impact, in terms
6 of reductions in force or transfers in military and civilian
7 personnel, end strength, billets, functions, or missions, the
8 Enlisted Personnel Management Center, and the collo-
9 cated Naval Computer and Telecommunications Station,
10 the Naval Reserve Force Information Systems Office, and
11 the Naval Reserve Personnel Center until sixty legislative
12 days after the Secretary of Defense submits to the House
13 and Senate Committees on Appropriations a report, in-
14 cluding complete review comments and a validation by the
15 Department of Defense Comptroller, justifying and vali-
16 dating that such plans and actions: (1) do not consolidate,
17 plan to consolidate, disestablish or realign Department of
18 Defense or Service data processing functions or centers,
19 central design activities, or military and civilian personnel
20 functions and activities, or claim savings from such func-
21 tion and activity consolidations and disestablishment, re-
22 alignment, or consolidation plans, that are in more than
23 one defense management report plan or decision or any
24 other Department of Defense or Service consolidation, dis-
25 establishment or realignment plan; (2) utilize criteria pri-

1 marily weighted to evaluate, measure and compare how
2 data processing centers and activities, central design ac-
3 tivities, and military and civilian personnel functions and
4 activities are ranked in terms of operational readiness,
5 customer satisfaction, and the most cost effective and least
6 expensive from a business performance, and regional oper-
7 ations cost standpoint; (3) will provide equal or better
8 service for DOD customers; (4) provide details as to the
9 impacts on the quality of life and benefits of the individual
10 service person, dependents, and civilian personnel; and (5)
11 will not adversely impact the mission and readiness of the
12 Navy and Naval Reserves: *Provided*, That funds made
13 available to the Department of Defense shall be available
14 to implement the 1993 Defense Base Closure and Realign-
15 ment Commission approved recommendations concerning
16 the Enlisted Personnel Management Center and the col-
17 lected Naval Computer and Telecommunications Station.

18 *SEC. 8032. Notwithstanding any other provision of*
19 *law, funds available to the Department of Defense shall be*
20 *made available to provide transportation of medical sup-*
21 *plies and equipment, on a nonreimbursable basis, to Amer-*
22 *ican Samoa: Provided, That notwithstanding any other*
23 *provision of law, funds available to the Department of De-*
24 *fense shall be made available to provide transportation of*
25 *medical supplies and equipment, on a nonreimbursable*

1 *basis, to the Indian Health Service when it is in conjunc-*
2 *tion with a civil-military project.*

3 SEC. 8033. Notwithstanding any other provision of
4 law, during the current fiscal year, the Secretary of De-
5 fense may, by Executive Agreement, establish with host
6 nation governments in NATO member states a separate
7 account into which such residual value amounts negotiated
8 in the return of United States military installations in
9 NATO member states may be deposited, in the currency
10 of the host nation, in lieu of direct monetary transfers to
11 the United States Treasury: *Provided*, That such credits
12 may be utilized only for the construction of facilities to
13 support United States military forces in that host nation,
14 or such real property maintenance and base operating
15 costs that are currently executed through monetary trans-
16 fers to such host nations: *Provided further*, That the De-
17 partment of Defense's budget submission for fiscal year
18 1996 shall identify such sums anticipated in residual value
19 settlements, and identify such construction, real property
20 maintenance or base operating costs that shall be funded
21 by the host nation through such credits: *Provided further*,
22 That all military construction projects to be executed from
23 such accounts must be previously approved in a prior Act
24 of Congress: *Provided further*, That each such Executive
25 Agreement with a NATO member host nation shall be re-

1 ported to the Committees on Appropriations and Armed
2 Services of the House of Representatives and the Senate
3 thirty days prior to the conclusion and endorsement of any
4 such agreement established under this provision.

5 SEC. 8034. None of the funds available to the De-
6 partment of Defense in this Act shall be used to demili-
7 tarize or dispose of more than 310,784 unserviceable M1
8 Garand rifles and M1 Carbines.

9 SEC. 8035. Notwithstanding any other provision of
10 law, none of the funds appropriated by this Act shall be
11 available to pay more than 50 percent of an amount paid
12 to any person under section 308 of title 37, United States
13 Code, in a lump sum.

14 SEC. 8036. None of the funds appropriated by this
15 Act may be used by the Department of Defense to assign
16 a supervisor's title or grade when the number of people
17 he or she supervises is considered as a basis for this deter-
18 mination: *Provided*, That savings that result from this
19 provision are represented as such in future budget propos-
20 als.

21 SEC. 8037. Of the funds appropriated by this Act,
22 no more than \$18,500,000 shall be available for the men-
23 tal health care demonstration project at Fort Bragg,
24 North Carolina: *Provided*, That adjustments may be made
25 for normal and reasonable price and program growth.

1 SEC. 8038. None of the funds appropriated by this
2 Act shall be available for payments under the Department
3 of Defense contract with the Louisiana State University
4 Medical Center involving the use of cats for Brain Missile
5 Wound Research, and the Department of Defense shall
6 not make payments under such contract from funds obli-
7 gated prior to the date of the enactment of this Act, except
8 as necessary for costs incurred by the contractor prior to
9 the enactment of this Act: *Provided*, That funds necessary
10 for the care of animals covered by this contract are al-
11 lowed.

12 SEC. 8039. None of the funds provided in this Act
13 or any other Act shall be available to conduct bone trauma
14 research at any Army Research Laboratory until the Sec-
15 retary of the Army certifies that the synthetic compound
16 to be used in the experiments is of such a type that its
17 use will result in a significant medical finding, the re-
18 search has military application, the research will be con-
19 ducted in accordance with the standards set by an animal
20 care and use committee, and the research does not dupli-
21 cate research already conducted by a manufacturer or any
22 other research organization.

23 SEC. 8040. The Secretary of Defense shall include
24 in any base closure and realignment plan submitted to
25 Congress after the date of enactment of this Act, a com-

1 plete review for the five-year period beginning on October
2 1, 1994, which shall include expected force structure and
3 levels for such period, expected installation requirements
4 for such period, a budget plan for such period, the cost
5 savings expected to be realized through realignments and
6 closures of military installations during such period, an
7 economics model to identify the critical local economic sec-
8 tors affected by proposed closures and realignments of
9 military installations and an assessment of the economic
10 impact in each area in which a military installation is to
11 be realigned or closed.

12 ~~SEC. 8041. No more than \$50,000 of the funds ap-~~
13 ~~propriated or made available in this Act shall be used for~~
14 ~~any single relocation of an organization, unit, activity or~~
15 ~~function of the Department of Defense into or within the~~
16 ~~National Capital Region: *Provided*, That the Secretary of~~
17 ~~Defense may waive this restriction on a case-by-case basis~~
18 ~~by certifying in writing to the Committees on Appropria-~~
19 ~~tions of the House of Representatives and Senate that~~
20 ~~such a relocation is required in the best interest of the~~
21 ~~Government: *Provided further*, That no funds appropriated~~
22 ~~or made available in this Act shall be used for the reloca-~~
23 ~~tion into the National Capital Region of the Air Force Of-~~
24 ~~fice of Medical Support located at Brooks Air Force Base.~~

1 *SEC. 8041. Notwithstanding any other provision of*
2 *law, each contract awarded by the Department of Defense*
3 *in fiscal year 1995 for construction or service performed*
4 *in whole or in part in a State which is not contiguous with*
5 *another State and has an unemployment rate in excess of*
6 *the national average rate of unemployment as determined*
7 *by the Secretary of Labor shall include a provision requir-*
8 *ing the contractor to employ, for the purpose of performing*
9 *that portion of the contract in such State that is not contig-*
10 *uous with another State, individuals who are residents of*
11 *such State and who, in the case of any craft or trade, pos-*
12 *sess or would be able to acquire promptly the necessary*
13 *skills: Provided, That the Secretary of Defense may waive*
14 *the requirements of this section in the interest of national*
15 *security.*

16 **SEC. 8042.** During the current fiscal year, funds ap-
17 propriated or otherwise available for any Federal agency,
18 the Congress, the judicial branch, or the District of Co-
19 lumbia may be used for the pay, allowances, and benefits
20 of an employee as defined by section 2105 of title 5 or
21 an individual employed by the government of the District
22 of Columbia, permanent or temporary indefinite, who—
23 (1) is a member of a Reserve component of the
24 armed forces, as described in section 261 of title 10,

1 or the National Guard, as described in section 101
2 of title 32;

3 (2) performs, for the purpose of providing mili-
4 tary aid to enforce the law or providing assistance
5 to civil authorities in the protection or saving of life
6 or property or prevention of injury—

7 (A) Federal service under section 331,
8 332, 333, 3500, or 8500 of title 10, or other
9 provision of law, as applicable, or

10 (B) full-time military service for his State,
11 the District of Columbia, the Commonwealth of
12 Puerto Rico, or a territory of the United States;
13 and

14 (3) requests and is granted—

15 (A) leave under the authority of this sec-
16 tion; or

17 (B) annual leave, which may be granted
18 without regard to the provisions of sections
19 5519 and 6323(b) of title 5, if such employee
20 is otherwise entitled to such annual leave:

21 *Provided*, That any employee who requests leave under
22 subsection (3)(A) for service described in subsection (2)
23 of this section is entitled to such leave, subject to the pro-
24 visions of this section and of the last sentence of section

1 6323(b) of title 5, and such leave shall be considered leave
2 under section 6323(b) of title 5.

3 SEC. 8043. None of the funds appropriated by this
4 Act shall be available to perform any cost study pursuant
5 to the provisions of OMB Circular A-76 if the study being
6 performed exceeds a period of twenty-four months after
7 initiation of such study with respect to a single function
8 activity or forty-eight months after initiation of such study
9 for a multi-function activity.

10 SEC. 8044. Funds appropriated by this Act for the
11 American Forces Information Service shall not be used for
12 any national or international political or psychological ac-
13 tivities.

14 SEC. 8045. Notwithstanding any other provision of
15 law or regulation, the Secretary of Defense may adjust
16 wage rates for civilian employees hired for certain health
17 care occupations as authorized for the Secretary of Veter-
18 ans Affairs by section 7455 of title 38, United States
19 Code.

20 SEC. 8046. Of the funds made available in this Act,
21 not less than ~~\$24,565,000~~ *\$19,917,000* shall be available
22 for the Civil Air Patrol, of which ~~\$13,105,000~~ *\$10,410,000*
23 shall be available for Operation and Maintenance.

24 SEC. 8047. None of the funds appropriated or made
25 available in this Act shall be used to reduce or disestablish

1 the operation of the 53rd Weather Reconnaissance Squad-
2 ron of the Air Force Reserve, if such action would reduce
3 the WC-130 Weather Reconnaissance mission below the
4 levels funded in this Act.

5 SEC. 8048. (a) Of the funds for the procurement of
6 supplies or services appropriated by this Act, qualified
7 nonprofit agencies for the blind or other severely handi-
8 capped shall be afforded the maximum practicable oppor-
9 tunity to participate as subcontractors and suppliers in the
10 performance of contracts let by the Department of De-
11 fense.

12 (b) During the current fiscal year, a business concern
13 which has negotiated with a military service or defense
14 agency a subcontracting plan for the participation by
15 small business concerns pursuant to section 8(d) of the
16 Small Business Act (15 U.S.C. 637(d)) shall be given
17 credit toward meeting that subcontracting goal for any
18 purchases made from qualified nonprofit agencies for the
19 blind or other severely handicapped.

20 (c) For the purpose of this section, the phrase “quali-
21 fied nonprofit agency for the blind or other severely handi-
22 capped” means a nonprofit agency for the blind or other
23 severely handicapped that has been approved by the Com-
24 mittee for the Purchase from the Blind and Other Severely

1 Handicapped under the Javits-Wagner-O'Day Act (41
2 U.S.C. 46-48).

3 SEC. 8049. During the current fiscal year, net re-
4 ceipts pursuant to collections from third party payers pur-
5 suant to section 1095 of title 10, United States Code, shall
6 be made available to the local facility of the uniformed
7 services responsible for the collections and shall be over
8 and above the facility's direct budget amount.

9 ~~SEC. 8050. Notwithstanding any other provision of~~
10 ~~law or regulation, ships designated T-AGS 63, T-AGS 64~~
11 ~~and T-AGS 65 must utilize remanufactured milspec~~
12 ~~SASS multibeam sonars. *Provided:* That the Secretary of~~
13 ~~the Navy may waive this restriction by certifying in writ-~~
14 ~~ing to the Committee on Appropriations that an alter-~~
15 ~~native acquisition must be made in order to acquire capa-~~
16 ~~bility for national security purposes.~~

17 *SEC. 8050. None of the funds available to the Depart-*
18 *ment of Defense during fiscal year 1995 may be obligated*
19 *for low rate initial production of the ALR-67(V)3 Ad-*
20 *vanced Special Receiver (ASR) until 30 days after the con-*
21 *gressional defense committees have received the following:*

22 (1) *A certification by the Director, Operational*
23 *Test and Evaluation, Defense, that, based on the re-*
24 *sults of the joint Developmental Test/Operational Test*
25 *flight tests and of the Operational Assessment in-*

1 *tended to address the readiness of the ASR for low*
2 *rate initial production, ASR is potentially operation-*
3 *ally effective and potentially operationally suitable*
4 *and ready to enter low rate initial production;*

5 *(2) A comprehensive report by the Commander,*
6 *Navy Operational Test and Evaluation Force as to*
7 *the test objectives and results of the joint Developmen-*
8 *tal Test/Operational Test flight tests and of the Oper-*
9 *ational Assessment intended to address the readiness*
10 *of the ASR for low rate initial production;*

11 *(3) A comprehensive report by the Assistant Sec-*
12 *retary of the Navy (Research, Development and Ac-*
13 *quisition) as to the test objectives and results of the*
14 *Developmental Flight Tests and Technical Evalua-*
15 *tion, along with her certification that, based on these*
16 *results, the ASR is ready to enter low rate initial*
17 *production.*

18 SEC. 8051. Section 8060 of the Department of De-
19 fense Appropriations Act, 1994 (Public Law 103–139) is
20 hereby repealed, which contained authority for acquisition
21 of LANDSAT 7.

22 SEC. 8052. Notwithstanding any other provision of
23 law, of the funds appropriated for the Defense Health
24 Program during this fiscal year ~~and hereafter~~, the amount
25 payable for services provided under this section shall not

1 be less than the amount calculated under the coordination
2 of benefits reimbursement formula utilized when
3 CHAMPUS is a secondary payor to medical insurance
4 programs other than Medicare, and such appropriations
5 as necessary shall be available (notwithstanding the last
6 sentence of section 1086(c) of title 10, United States
7 Code) to continue Civilian Health and Medical Program
8 of the Uniformed Services (CHAMPUS) benefits, until
9 age 65, under such section for a former member of a uni-
10 formed service who is entitled to retired or retainer pay
11 or equivalent pay, or a dependent of such a member, or
12 any other beneficiary described by section 1086(c) of title
13 10, United States Code, who becomes eligible for hospital
14 insurance benefits under part A of title XVIII of the So-
15 cial Security Act (42 U.S.C. 1395 et seq.) solely on the
16 grounds of physical disability, or end stage renal disease:
17 *Provided*, That expenses under this section shall only be
18 covered to the extent that such expenses are not covered
19 under parts A and B of title XVIII of the Social Security
20 Act and are otherwise covered under CHAMPUS: *Pro-*
21 *vided further*, That no reimbursement shall be made for
22 services provided prior to October 1, 1991.

23 SEC. 8053. During the current fiscal year, the De-
24 partment of Defense is authorized to incur obligations of
25 not to exceed \$250,000,000 for purposes specified in sec-

1 tion 2350j(c) of title 10, United States Code in anticipa-
2 tion of receipt of contributions, only from the Government
3 of Kuwait, under that section: *Provided*, That, upon re-
4 ceipt, such contributions from the Government of Kuwait
5 shall be credited to the appropriation or fund which in-
6 curred such obligations.

7 ~~SEC. 8054. (a) Funds appropriated in this Act to fi-~~
8 ~~nance activities of Department (DOD) Federally Funded~~
9 ~~Research and Development Centers (FFRDCs) may not~~
10 ~~be obligated or expended for a FFRDC if a member of~~
11 ~~its Board of Directors or Trustees simultaneously serves~~
12 ~~on the Board of Directors or Trustees of a profit-making~~
13 ~~company under contract to the Department of Defense un-~~
14 ~~less the FFRDC has a DOD approved conflict of interest~~
15 ~~policy for its members.~~

16 ~~(b) None of the funds appropriated in this Act are~~
17 ~~available to establish a new FFRDC, either as a new en-~~
18 ~~tity, or as a separate entity administered by an organiza-~~
19 ~~tion managing another FFRDC, or as a nonprofit mem-~~
20 ~~bership corporation consisting of a consortium of other~~
21 ~~FFRDCs and other nonprofit entities.~~

22 ~~(c) Notwithstanding any other provision of law, of the~~
23 ~~amounts available to the Department of Defense during~~
24 ~~fiscal year 1995, not more than \$1,252,650,000 may be~~
25 ~~obligated for financing activities of FFRDCs.~~

1 ~~(d) The Secretary of Defense may not obligate more~~
2 ~~than one-half of the funds available to FFRDCs until the~~
3 ~~Congressional defense committees receive the report on es-~~
4 ~~tablishing pay caps for FFRDC employees that was di-~~
5 ~~rected in the Committee's report accompanying the fiscal~~
6 ~~year 1994 Department of Defense Appropriations Act.~~

7 *SEC. 8054. (a) Funds appropriated in this Act to fi-*
8 *nance activities of Department of Defense (DOD) Federally*
9 *Funded Research and Development Centers (FFRDCs) may*
10 *not be obligated or expended for a FFRDC if a member*
11 *of its Board of Directors or Trustees simultaneously serves*
12 *on the Board of Directors or Trustees of a profit-making*
13 *company under contract to the Department of Defense un-*
14 *less the FFRDC has a DOD approved conflict of interest*
15 *policy for its members.*

16 *(b) None of the funds appropriated in this Act are*
17 *available to establish a new FFRDC, either as a new entity,*
18 *or as a separate entity administered by an organization*
19 *managing another FFRDC, or as a nonprofit membership*
20 *corporation consisting of a consortium of other FFRDCs*
21 *and other nonprofit entities.*

22 *(c) The Secretary of Defense may not obligate more*
23 *than one-half of the funds available for each defense*
24 *FFRDC, and more than one-half of the total amount avail-*
25 *able for defense FFRDCs, until the Congressional defense*

1 *committees receive a copy of the revised and updated DOD*
2 *master plan for FFRDCs: Provided, That the master plan*
3 *submitted in compliance with this subsection shall contain*
4 *annual funding and manpower ceilings for each defense*
5 *FFRDC and each subcomponent of a defense FFRDC iden-*
6 *tified as separate sub-entity due to the significantly unique*
7 *nature of its functions.*

8 *(d) LIMITATION ON COMPENSATION.—No employee or*
9 *executive officer of a defense FFRDC may be compensated*
10 *at a rate exceeding Executive Schedule Level I by that*
11 *FFRDC: Provided, That the restriction contained in this*
12 *subsection shall not take effect until July 1, 1995.*

13 *(e) LIMITATION ON COMPENSATION.—No member of a*
14 *Board of Directors, Trustees, Overseers, Advisory Group,*
15 *Special Issues Panel, Visiting Committee, or any similar*
16 *entity of a defense FFRDC may be compensated for his or*
17 *her services as a member of such entity except under the*
18 *same conditions, and to the same extent, as members of the*
19 *Defense Science Board: Provided, That a member of any*
20 *such entity shall be allowed travel expenses and per diem*
21 *as authorized under the Federal Joint Travel Regulations,*
22 *when engaged in the performance of membership duties:*
23 *Provided further, That the restriction contained in this sub-*
24 *section shall not take effect until July 1, 1995.*

1 (f) *ELIMINATION OF FEE.*—None of the funds available
2 to the Department of Defense from any source during fiscal
3 year 1995 may be obligated to pay any fee to a defense
4 FFRDC.

5 (g) *None of the funds available to the Department of*
6 *Defense from any source during fiscal year 1995 may be*
7 *used by a defense FFRDC for any purpose which otherwise*
8 *is not reimbursable under federal or Department of Defense*
9 *acquisition regulations: Provided, That the restriction con-*
10 *tained in this subsection shall also apply to cost sharing*
11 *for projects funded by government grants, absorption of con-*
12 *tract overruns, and costs necessary to pay the costs of doing*
13 *business in advance of reimbursement.*

14 (h) *Notwithstanding any other provision of law, of the*
15 *amounts available to the Department of Defense during fis-*
16 *cal year 1995, not more than \$1,300,000,000 may be obli-*
17 *gated for financing activities of FFRDCs: Provided, That*
18 *the total amount appropriated in title IV of this Act is here-*
19 *by reduced by \$52,650,000 to reflect the funding ceiling con-*
20 *tained in this subsection.*

21 (i) *The total amount appropriated to or for the use*
22 *of the Department of Defense in title IV of this Act is re-*
23 *duced by an additional \$62,634,000 to reflect savings from*
24 *the decreased use of non-FFRDC consulting services by the*
25 *Department of Defense.*

1 (j) *The total amount appropriated to or for the use*
2 *of the Department of Defense in title IV of this Act is re-*
3 *duced by an additional \$19,055,000 to reflect savings from*
4 *the decreased use of major non-profit federally-funded re-*
5 *search institutions and university-affiliated research cen-*
6 *ters by the Department of Defense.*

7 ~~SEC. 8055. None of the funds appropriated or made~~
8 ~~available in this Act shall be used to procure carbon, alloy~~
9 ~~or armor steel plate for use in any Government-owned fa-~~
10 ~~cility or property under the control of the Department of~~
11 ~~Defense which were not melted and rolled in the United~~
12 ~~States or Canada: *Provided*, That these procurement re-~~
13 ~~strictions shall apply to any and all Federal Supply Class~~
14 ~~9515, American Society of Testing and Materials (ASTM)~~
15 ~~or American Iron and Steel Institute (AISI) specifications~~
16 ~~of carbon, alloy or armor steel plate: *Provided further*,~~
17 ~~That the Secretary of the military department responsible~~
18 ~~for the procurement may waive this restriction on a case-~~
19 ~~by-case basis by certifying in writing to the Committees~~
20 ~~on Appropriations of the House of Representatives and the~~
21 ~~Senate that adequate domestic supplies are not available~~
22 ~~to meet Department of Defense requirements on a timely~~
23 ~~basis and that such an acquisition must be made in order~~
24 ~~to acquire capability for national security purposes: *Pro-*~~
25 ~~*vided further*, That these restrictions shall not apply to~~

1 contracts which are in being as of the date of enactment
2 of this Act.

3 *SEC. 8055. None of the unobligated balances available*
4 *in the National Defense Stockpile Transaction Fund during*
5 *the current fiscal year may be obligated or expended to fi-*
6 *nance any grant or contract to conduct research, develop-*
7 *ment, test and evaluation activities for the development or*
8 *production of advanced materials, unless amounts for such*
9 *purposes are specifically appropriated in a subsequent ap-*
10 *propriations Act.*

11 SEC. 8056. For the purposes of this Act, the term
12 “congressional defense committees” means the Commit-
13 tees on Armed Services, the Committees on Appropria-
14 tions, and the subcommittees on Defense of the Committee
15 on Appropriations, of the Senate and the House of Rep-
16 resentatives.

17 SEC. 8057. Notwithstanding any other provision of
18 law, during the current fiscal year, the Department of De-
19 fense may acquire the modification, depot maintenance
20 and repair of aircraft, vehicles and vessels as well as the
21 production of components and other Defense-related arti-
22 cles, through competition between Department of Defense
23 depot maintenance activities and private firms: *Provided,*
24 That the Senior Acquisition Executive of the military de-
25 partment or defense agency concerned, with power of dele-

1 gation, shall certify that successful bids include com-
2 parable estimates of all direct and indirect costs for both
3 public and private bids: *Provided further*, That Office of
4 Management and Budget Circular A-76 shall not apply
5 to competitions conducted under this section.

6 SEC. 8058. (a)(1) If the Secretary of Defense, after
7 consultation with the United States Trade Representative,
8 determines that a foreign country which is party to an
9 agreement described in paragraph (2) has violated the
10 terms of the agreement by discriminating against certain
11 types of products produced in the United States that are
12 covered by the agreement, the Secretary of Defense shall
13 rescind the Secretary's blanket waiver of the Buy Amer-
14 ican Act with respect to such types of products produced
15 in that foreign country.

16 (2) An agreement referred to in paragraph (1) is any
17 reciprocal defense procurement memorandum of under-
18 standing, between the United States and a foreign country
19 pursuant to which the Secretary of Defense has prospec-
20 tively waived the Buy American Act for certain products
21 in that country.

22 (b) The Secretary of Defense shall submit to Con-
23 gress a report on the amount of Department of Defense
24 purchases from foreign entities in fiscal year 1995. Such
25 report shall separately indicate the dollar value of items

1 for which the Buy American Act was waived pursuant to
2 any agreement described in subsection (a)(2), the Trade
3 Agreement Act of 1979 (19 U.S.C. 2501 et seq.), or any
4 international agreement to which the United States is a
5 party.

6 (c) For purposes of this section, the term “Buy
7 American Act” means title III of the Act entitled “An Act
8 making appropriations for the Treasury and Post Office
9 Departments for the fiscal year ending June 30, 1934,
10 and for other purposes”, approved March 3, 1933 (41
11 U.S.C. 10a et seq.).

12 *SEC. 8058. None of the funds appropriated by this Act*
13 *shall be used for the support of any nonappropriated funds*
14 *activity of the Department of Defense that procures malt*
15 *beverages and wine with nonappropriated funds for resale*
16 *(including such alcoholic beverages sold by the drink) on*
17 *a military installation located in the United States unless*
18 *such malt beverages and wine are procured within that*
19 *State, or in the case of the District of Columbia, within*
20 *the District of Columbia, in which the military installation*
21 *is located: Provided, That in a case in which the military*
22 *installation is located in more than one State, purchases*
23 *may be made in any State in which the installation is lo-*
24 *cated: Provided further, That such local procurement re-*
25 *quirements for malt beverages and wine shall apply to all*

1 *alcoholic beverages only for military installations in States*
2 *which are not contiguous with another State: Provided fur-*
3 *ther, That alcoholic beverages other than wine and malt bev-*
4 *erages, in contiguous States and the District of Columbia*
5 *shall be procured from the most competitive source, price*
6 *and other factors considered.*

7 SEC. 8059. (a) Of the funds made available in this
8 Act in title II, Operation and Maintenance, Army,
9 \$2,000,000 shall be available only to execute the cleanup
10 of uncontrolled hazardous waste contamination affecting
11 the Sale Parcel at Hamilton Air Force Base, in Novato,
12 in the State of California.

13 (b) Notwithstanding any other provision of law, in the
14 event that the purchaser of the Sale Parcel exercises its
15 option to withdraw from all or a portion of the sale, as
16 provided in the Agreement and Modification, dated Sep-
17 tember 25, 1990, between the Department of Defense, the
18 General Services Administration, and the purchaser, as
19 amended, the purchaser's deposit of \$4,500,000 shall be
20 returned by the General Services Administration and
21 funds eligible for reimbursement under the Agreement and
22 Modification, as amended, shall come from the funds made
23 available to the Department of Defense by this Act.

24 (c) In the event that the purchaser purchases only
25 a portion of the Sale Parcel and exercises its option to

1 withdraw from the sale as to the rest of the Sale Parcel,
2 the portion of the Sale Parcel that is not purchased (other
3 than Landfill 26 and an appropriate buffer area around
4 it and the groundwater treatment facility site), together
5 with any of the land referred to in section 9099(e) of Pub-
6 lic Law 102-396 that is not purchased by the purchaser,
7 shall be sold to the City of Novato, in the State of Califor-
8 nia, for the sum of One Dollar as a public benefit transfer
9 for school, classroom or other educational use, for use as
10 a public park or recreation area or for further conveyance
11 as provided herein, subject to the following restrictions:
12 (1) if the City sells any portion of such land to any third
13 party within ten years after the transfer to the City, which
14 sale may be made without the foregoing use restrictions,
15 any proceeds received by the City in connection with such
16 sale, minus the demonstrated reasonable costs of conduct-
17 ing the sale and of any improvements made by the City
18 to the land following its acquisition of the land (but only
19 to the extent such improvements increase the value of the
20 portion sold), shall be immediately turned over to the
21 Army in reimbursement of the withdrawal payment made
22 by the Army to the contract purchaser and the costs of
23 cleaning up the Landfill and (2) until one year following
24 completion of the cleanup of contaminated soil in the
25 Landfill and completion of the groundwater treatment fa-

1 cilities, the sale must be at a per-acre price for the portion
2 sold that is at least equal to the per-acre contract price
3 paid by the purchaser for the portion of the Sale Parcel
4 purchased under the Agreement and Modification, as
5 amended, and thereafter must be at a price at least equal
6 to the fair market value of the portion sold. The foregoing
7 restrictions shall not apply to a transfer to another public
8 or quasi-public agency for public uses of the kind de-
9 scribed above. The deed to the City shall contain a clause
10 providing that, if any of the proceeds referred to in clause
11 (1) are not delivered to the Army within 30 days after
12 sale, or any portion of the land not sold as provided herein
13 is used for other than educational, park or recreational
14 uses, title to the applicable portion of such land shall re-
15 vert to the United States Government at the election of
16 the General Services Administration. The Army shall
17 agree to deliver into the applicable closing escrow an ac-
18 knowledgement of receipt of any proceeds described in
19 clause (1) above and a release of the reverter right as to
20 the affected land, effective upon such receipt.

21 (d) Notwithstanding any other provision of law, the
22 Air Force shall be reimbursed for expenditures in excess
23 of \$15,000,000 in connection with the total clean-up of
24 uncontrolled hazardous waste contamination on the afore-
25 mentioned Sale Parcel from the proceeds collected upon

1 the closing of any portion of the Sale Parcel purchased
2 by the contract purchaser under the Agreement and Modi-
3 fication, as amended.

4 (e) Notwithstanding any other provision of law, the
5 purchaser's reimbursement claims shall be audited by the
6 Defense Contract Audit Agency for reasonableness and ac-
7 curacy before the Department of Defense provides any
8 funds under the purchaser's withdrawal and reimburse-
9 ment rights.

10 SEC. 8060. Notwithstanding any other provision of
11 law, the Secretary of Defense may, when he considers it
12 in the best interest of the United States, cancel any part
13 of an indebtedness, up to \$2,500, that is or was owed to
14 the United States by a member or former member of a
15 uniformed service if such indebtedness, as determined by
16 the Secretary, was incurred in connection with Operation
17 Desert Shield/Storm: *Provided*, That the amount of an in-
18 debtedness previously paid by a member or former mem-
19 ber and cancelled under this section shall be refunded to
20 the member.

21 SEC. 8061. Appropriations contained in this Act that
22 remain available at the end of the current fiscal year as
23 a result of energy cost savings realized by the Department
24 of Defense shall remain available for obligation for the

1 next fiscal year to the extent, and for the purposes, pro-
2 vided in section 2865 of title 10, United States Code.

3 SEC. 8062. During the current fiscal year ~~and there-~~
4 ~~after~~, voluntary separation incentives payable under 10
5 U.S.C. 1175 may be paid in such amounts as are nec-
6 essary from the assets of the Voluntary Separation Incen-
7 tive Fund established by section 1175(h)(1).

8 (INCLUDING TRANSFER OF FUNDS)

9 SEC. 8063. Amounts deposited during fiscal years
10 1994 and 1995 to the special account established under
11 40 U.S.C. 485(h)(2) and to the special account established
12 under 10 U.S.C. 2667(d)(1) are appropriated and shall
13 be available until transferred by the Secretary of Defense
14 to current applicable appropriations or funds of the De-
15 partment of Defense under the terms and conditions speci-
16 fied by 40 U.S.C. 485(h)(2) (A) and (B) and 10 U.S.C.
17 2667(d)(1)(B), to be merged with and to be available for
18 the same time period and the same purposes as the appro-
19 priation to which transferred.

20 ~~SEC. 8064. In order to maintain an electric furnace~~
21 ~~capacity in the United States, preference for the purchase~~
22 ~~of chromite ore and manganese ore authorized for disposal~~
23 ~~from the National Defense Stockpile shall be given to do-~~
24 ~~mestic producers of high carbon ferrochromium and high~~
25 ~~carbon ferromanganese—~~

1 (A) whose primary output during the three pre-
2 ceding years has been ferrochromium or
3 ferromanganese; and

4 (B) who guarantee to use the chromite and
5 manganese ore for domestic purposes.

6 *SEC. 8064. Notwithstanding any other provision of*
7 *law, any statutorily-required analysis of the impact on the*
8 *defense technology and industrial base of terminations and*
9 *significant reductions of major research and development*
10 *programs and procurement programs of the Department of*
11 *Defense shall address only those actions recommended by*
12 *the Defense Department in its annual budget request and*
13 *amendments thereto, supplemental requests, or proposed re-*
14 *scissions.*

15 SEC. 8065. None of the funds in this or any other
16 Act shall be available for the preparation of studies on—

17 (a) the feasibility of removal and transportation
18 of unitary chemical weapons from the eight chemical
19 storage sites within the continental United States:
20 *Provided, That this prohibition shall not apply to*
21 non-stockpile material in the United States or to
22 studies needed for environmental analysis required
23 by the National Environmental Policy Act, or for
24 General Accounting Office studies requested by a

1 Member of Congress or a Congressional Committee;
2 and

3 (b) the potential future uses of the nine chemi-
4 cal disposal facilities other than for the destruction
5 of stockpile chemical munitions and as limited by
6 section 1412(c)(2), Public Law 99-145: *Provided*,
7 That this prohibition does not apply to future use
8 studies for the CAMDS facility at Tooele, Utah.

9 SEC. 8066. During the current fiscal year, appropria-
10 tions available to the Department of Defense may be used
11 to reimburse a member of a reserve component of the
12 Armed Forces who is not otherwise entitled to travel and
13 transportation allowances and who occupies transient gov-
14 ernment housing while performing active duty for training
15 or inactive duty training: *Provided*, That such members
16 may be provided lodging in kind if transient government
17 quarters are unavailable as if the member was entitled to
18 such allowances under subsection (a) of section 404 of title
19 37, United States Code: *Provided further*, That if lodging
20 in kind is provided, any authorized service charge or cost
21 of such lodging may be paid directly from funds appro-
22 priated for operation and maintenance of the reserve com-
23 ponent of the member concerned.

24 SEC. 8067. For fiscal year 1995, the total amount
25 appropriated to fund the Uniformed Services Treatment

1 Facilities program, operated pursuant to section 911 of
2 Public Law 97-99 (42 U.S.C. 248c), is limited to
3 ~~\$329,000,000~~ \$296,000,000, of which not more than
4 ~~\$300,000,000~~ \$270,000,000 may be provided by the funds
5 appropriated by this Act.

6 SEC. 8068. None of the funds available in this Act
7 may be used to support in any manner, including travel
8 or other related expenses, the "Tailhook Association":
9 *Provided*, That investigations by the Secretary of the Navy
10 or consultation with the Tailhook Association are not pro-
11 hibited by this provision.

12 SEC. 8069. The President shall include with each
13 budget for a fiscal year submitted to the Congress under
14 section 1105 of title 31, United States Code, materials
15 that shall identify clearly and separately the amounts re-
16 quested in the budget for appropriation for that fiscal year
17 for salaries and expenses related to administrative activi-
18 ties of the Department of Defense, the military depart-
19 ments, and the Defense Agencies.

20 SEC. 8070. None of the funds available to the De-
21 partment of Defense may be obligated or expended for
22 construction of Ground Wave Emergency Network
23 (GWEN) sites in Fiscal Year 1995.

24 SEC. 8071. Notwithstanding any other provision of
25 law, the Naval shipyards of the United States shall be eli-

1 gible to participate in any manufacturing extension pro-
2 gram financed by funds appropriated in this or any other
3 Act.

4 SEC. 8072. During the current fiscal year, amounts
5 contained in the Department of Defense Overseas Military
6 Facility Investment Recovery Account established by sec-
7 tion 2921(c)(1) of the National Defense Authorization Act
8 of 1991 (Public Law 101-510; 10 U.S.C. 2687 note) shall
9 be available until expended for the payments specified by
10 section 2921(c)(2) of that Act.

11 SEC. 8073. During the current fiscal year ~~and there-~~
12 ~~after~~, annual payments granted under the provisions of
13 section 4416 of the National Defense Authorization Act
14 for Fiscal Year 1993 (Public Law 102-428; 106 Stat.
15 2714) shall be made from appropriations in this Act which
16 are available for the pay of reserve component personnel.

17 ~~SEC. 8074. None of the funds appropriated by this~~
18 ~~Act may be used to relocate the 116th Fighter Wing of~~
19 ~~the Air National Guard from Dobbins Air Reserve Base~~
20 ~~to Robins Air Force Base, or to convert that wing from~~
21 ~~F-15A aircraft to B-1B aircraft.~~

22 *SEC. 8074. Of the funds appropriated or otherwise*
23 *made available by this Act, not more than \$119,200,000*
24 *shall be available for payment of the operating costs of*
25 *NATO Headquarters.*

1 ~~SEC. 8075.~~ None of the funds appropriated by this
2 Act shall be used to procure aircraft fuel cells unless the
3 fuel cells are produced or manufactured in the United
4 States by a domestic-operated entity: *Provided,* That the
5 Secretary of the military department responsible for the
6 procurement may waive this restriction on a case-by-case
7 basis by certifying in writing to the Committees on Appro-
8 priations of the House of Representatives and the Senate
9 that adequate domestic supplies are not available to meet
10 Department of Defense requirements on a timely basis
11 and that such an acquisition must be made in order to
12 acquire capability for national security purposes.

13 *SEC. 8075. None of the funds available to the Depart-*
14 *ment of the Air Force shall be available to establish or sup-*
15 *port any organic depot maintenance support activity for*
16 *the B-2 bomber until the Under Secretary of Defense, Ac-*
17 *quisition and Technology reviews the existing infrastruc-*
18 *ture for the private sector and Air Force Depot support and*
19 *maintenance of the B-2 and reports to the Congressional*
20 *Defense Committees the most efficient and cost effective uti-*
21 *lization of public and private facilities to support the B-*
22 *2.*

23 SEC. 8076. During the current fiscal year, appropria-
24 tions which are available to the Department of Defense
25 for operation and maintenance may be used to purchase

1 items having an investment item unit cost of not more
2 than \$50,000.

3 SEC. 8077. During the current fiscal year ~~and there-~~
4 ~~after~~, appropriations available for the pay and allowances
5 of active duty members of the Armed Forces shall be avail-
6 able to pay the retired pay which is payable pursuant to
7 section 4403 of Public Law 102-484 (10 U.S.C. 1293
8 note) under the terms and conditions provided in section
9 4403.

10 SEC. 8078. (a) During the current fiscal year, none
11 of the appropriations or funds available to the Defense
12 Business Operations Fund shall be used for the purchase
13 of an investment item for the purpose of acquiring a new
14 inventory item for sale or anticipated sale during the cur-
15 rent fiscal year or a subsequent fiscal year to customers
16 of the Defense Business Operations Fund if such an item
17 would not have been chargeable to the Defense Business
18 Operations Fund during fiscal year 1994 and if the pur-
19 chase of such an investment item would be chargeable dur-
20 ing the current fiscal year to appropriations made to the
21 Department of Defense for procurement.

22 (b) The fiscal year 1996 budget request for the De-
23 partment of Defense as well as all justification material
24 and other documentation supporting the fiscal year 1996
25 Department of Defense budget shall be prepared and sub-

1 mitted to the Congress on the basis that any equipment
2 which was classified as an end item and funded in a pro-
3 curement appropriation contained in this Act shall be
4 budgeted for in a proposed fiscal year 1996 procurement
5 appropriation and not in the supply management business
6 area or any other area or category of the Defense Business
7 Operations Fund.

8 SEC. 8079. None of the funds provided in this Act
9 shall be available for use by a Military Department to
10 modify an aircraft, weapon, ship or other item of equip-
11 ment, that the Military Department concerned plans to
12 retire or otherwise dispose of within five years after com-
13 pletion of the modification: *Provided*, That this prohibition
14 shall not apply to safety modifications: *Provided further*,
15 That this prohibition may be waived by the Secretary of
16 a Military Department if the Secretary determines it is
17 in the best national security interest of the ~~country~~ *United*
18 *States* to provide such waiver and so notifies the congres-
19 sional defense committees in writing.

20 SEC. 8080. No part of the funds in this Act shall
21 be available to prepare or present a request to the Com-
22 mittees on Appropriations for reprogramming of funds,
23 unless for higher priority items, based on unforeseen mili-
24 tary requirements, than those for which originally appro-
25 priated and in no case where the item for which

1 reprogramming is requested has been denied by the Con-
2 gress.

3 ~~SEC. 8081.~~ None of the funds appropriated by this
4 Act shall be available for payment of the compensation
5 of personnel assigned to or serving in the National For-
6 eign Intelligence Program in excess of 94 percent of such
7 personnel actually assigned to or serving in the National
8 Foreign Intelligence Program on September 30, 1992:
9 *Provided,* That in making any reduction in the number
10 of such personnel that may be required pursuant to this
11 section, the percentage of reductions to Senior Intelligence
12 Service positions shall be equal to or exceed the percentage
13 of reductions to non-Senior Intelligence Service positions:
14 *Provided further,* That in making any reduction in the
15 number of such personnel that may be required pursuant
16 to this section, the percentage of reductions to positions
17 in the National Capital Region shall be equal to or exceed
18 the percentage of reductions to positions outside of the
19 National Capital Region.

20 ~~SEC. 8081.~~ *In addition to amounts appropriated or*
21 *otherwise made available by this Act, \$97,000,000 is hereby*
22 *appropriated and shall be available for liquidating defi-*
23 *ciencies in the amounts specified in the appropriations*
24 *“National Guard Personnel, Army, 1992”, \$10,000,000;*

1 “National Guard Personnel, Army, 1993”, \$75,000,000;
2 and “Reserve Personnel, Army, 1993”, \$12,000,000.

3 SEC. 8082. None of the funds provided by this Act
4 may be used to pay the salaries of any person or persons
5 who authorize the transfer of obligated and deobligated
6 appropriations into the Reserve for Contingencies of the
7 Central Intelligence Agency.

8 SEC. 8083. None of the funds appropriated by this
9 Act for programs of the Central Intelligence Agency shall
10 remain available for obligation beyond the current fiscal
11 year, except for funds appropriated for the Reserve for
12 Contingencies, which shall remain available until Septem-
13 ber 30, 1996.

14 SEC. 8084. The classified Annex prepared by the
15 Committee on Appropriations to accompany the report on
16 the Department of Defense Appropriations Act, 1995 is
17 hereby incorporated into this Act: *Provided*, That the
18 amounts specified in the classified Annex are not in addi-
19 tion to amounts appropriated by other provisions of this
20 Act: *Provided further*, That the President shall provide for
21 appropriate distribution of the classified Annex, or of ap-
22 propriate portions of the classified Annex, within the exec-
23 utive branch of the Government.

24 SEC. 8085. Notwithstanding any other provision of
25 law, funds made available in this Act for the Defense In-

1 telligence Agency may be used for the design, develop-
2 ment, and deployment of General Defense Intelligence
3 Program intelligence communications and intelligence in-
4 formation systems for the Services, the Unified and Speci-
5 fied Commands, and the component commands.

6 ~~SEC. 8086. None of the funds appropriated by this~~
7 ~~Act shall be available for the planning, programming or~~
8 ~~actual movement of any component or function of the De-~~
9 ~~fense Mapping Agency Aerospace Center annex from the~~
10 ~~St. Louis, Missouri area.~~

11 *SEC. 8086. None of the funds appropriated by this Act*
12 *may be used to pay health care providers under the Civilian*
13 *Health and Medical Program of the Uniformed Services*
14 *(CHAMPUS) for services determined under the CHAMPUS*
15 *Peer Review Organization (PRO) Program to be not medi-*
16 *cally or psychologically necessary. The Secretary of Defense*
17 *may by regulation adopt any quality and utilization review*
18 *requirements and procedures in effect for the Peer Review*
19 *Organization Program under title XVIII of the Social Secu-*
20 *rity Act (Medicare) that the Secretary determines necessary,*
21 *and may adapt the Medicare requirements and procedures*
22 *to the circumstances of the CHAMPUS PRO Program as*
23 *the Secretary determines appropriate.*

24 SEC. 8087. Notwithstanding any other provision of
25 law, reimbursements received from the North Atlantic

1 Treaty Organization for the E-3 Airborne Warning and
2 Control System (AWACS) Radar System Improvement
3 Program (RSIP) attributable to development work for fis-
4 cal years 1987 through 1992 shall be available to the Air
5 Force until September 30, 1995, for meeting that service's
6 financial commitments for the AWACS RSIP.

7 SEC. 8088. (a) None of the funds appropriated or
8 otherwise made available in this Act may be used to trans-
9 port or provide for the transportation of chemical muni-
10 tions to the Johnston Atoll for the purpose of storing or
11 demilitarizing such munitions.

12 (b) The prohibition in subsection (a) shall not apply
13 to any obsolete World War II chemical munition of the
14 United States found in the World War II Pacific Theater
15 of Operations.

16 (c) The President may suspend the application of
17 subsection (a) during a period of war in which the United
18 States is a party.

19 SEC. 8089. Notwithstanding any other provision of
20 law, funds made available in this Act and in the fiscal year
21 1994 Department of Defense Appropriations Act (Public
22 Law 103-139) under the heading "Procurement, Defense-
23 Wide" shall be available to pay equitable adjustments to
24 which the contractor is legally entitled for Coastal Patrol
25 Craft that were procured in prior fiscal years.

1 ~~SEC. 8090. Notwithstanding any other provision of~~
2 ~~law, funds appropriated in this Act for the High Perform-~~
3 ~~ance Computing Modernization Plan shall be made avail-~~
4 ~~able only for the upgrade, purchase, or modernization of~~
5 ~~supercomputing capability and capacity at all DOD high~~
6 ~~performance computing sites: *Provided*, That contracts,~~
7 ~~contract modifications, or contract options are awarded as~~
8 ~~the result of full and open competition based upon the re-~~
9 ~~quirements of the users.~~

10 *SEC. 8090. Notwithstanding any other provision of*
11 *law, funds appropriated in this Act for the upgrade, pur-*
12 *chase, or modernization of supercomputing capability and*
13 *capacity under the High Performance Computing Mod-*
14 *ernization program shall only be available for contracts,*
15 *contract modifications, or contract options which are*
16 *awarded as the result of open competition based upon the*
17 *requirements of the users without regard to the architecture*
18 *or design of the supercomputer system.*

19 SEC. 8091. Amounts collected for the use of the fa-
20 cilities of the National Science Center for Communications
21 and Electronics during the current fiscal year pursuant
22 to section 1459(g) of the Department of Defense Author-
23 ization Act, 1986 and deposited to the special account es-
24 tablished under subsection 1459(g)(2) of that Act are ap-
25 propriated and shall be available until expended for the

1 operation and maintenance of the Center as provided for
2 in subsection 1459(g)(2).

3 SEC. 8092. The Secretary of Defense and the Direc-
4 tor of Central Intelligence shall deliver, no later than Jan-
5 uary 1, 1995, a report providing the following information
6 about all research and development projects involving the
7 implementation, monitoring, or verification of current and
8 projected international arms control agreements: (a) an-
9 nual and total budgets, goals, schedules, and priorities; (b)
10 relationships among related projects being funded by the
11 Department of Defense, the National Foreign Intelligence
12 Program, and other departments and agencies of the Fed-
13 eral Government; and (c) comments by the Arms Control
14 and Disarmament Agency about the relevance of each
15 project to the arms control priorities of the United States.

16 ~~SEC. 8093. Notwithstanding any other provision of~~
17 ~~law, none of the funds appropriated in this or any other~~
18 ~~Act shall be used for the purchase of a totally enclosed~~
19 ~~lifeboat survival system, which consists of the lifeboat and~~
20 ~~associated davits and winches, if less than 75 percent of~~
21 ~~the entire system's components are manufactured in the~~
22 ~~United States, and if less than 75 percent of the labor~~
23 ~~in the manufacture and assembly of the entire system is~~
24 ~~performed in the United States.~~

1 *SEC. 8093. None of the funds appropriated in this Act*
2 *may be used to fill the commander's position at any mili-*
3 *tary medical facility with a health care professional unless*
4 *the prospective candidate can demonstrate professional ad-*
5 *ministrative skills.*

6 ~~SEC. 8094. (a) None of the funds appropriated in this~~
7 ~~Act may be expended by an entity of the Department of~~
8 ~~Defense unless the entity, in expending the funds, com-~~
9 ~~plies with the Buy American Act. For purposes of this~~
10 ~~subsection, the term "Buy American Act" means title III~~
11 ~~of the Act entitled "An Act making appropriations for the~~
12 ~~Treasury and Post Office Departments for the fiscal year~~
13 ~~ending June 30, 1934, and for other purposes", approved~~
14 ~~March 3, 1933 (41 U.S.C. 10a et seq.).~~

15 ~~(b) If the Secretary of Defense determines that a per-~~
16 ~~son has been convicted of intentionally affixing a label~~
17 ~~bearing a "Made in America" inscription to any product~~
18 ~~sold in or shipped to the United States that is not made~~
19 ~~in America, the Secretary shall determine, in accordance~~
20 ~~with section 2410f of title 10, United States Code, wheth-~~
21 ~~er the person should be debarred from contracting with~~
22 ~~the Department of Defense.~~

23 *SEC. 8094. Of the funds appropriated to the Depart-*
24 *ment of Defense (DOD) for Operation and Maintenance,*
25 *Defense-Wide, not less than \$8,000,000 shall be made avail-*

1 *able until expended to the Administration for Native Amer-*
2 *icans within 90 days of enactment of this Act: Provided,*
3 *That such funds shall be made available only for the mitiga-*
4 *tion of environmental impacts, including training and*
5 *technical assistance to tribes, related administrative sup-*
6 *port, the gathering of information, documenting of environ-*
7 *mental damage, and developing a system for prioritization*
8 *of mitigation, on Indian lands resulting from Department*
9 *of Defense activities: Provided further, That the Department*
10 *of Defense shall provide to the Committees on Appropria-*
11 *tions of the Senate and House of Representatives by Sep-*
12 *tember 30, 1995, a summary report of all environmental*
13 *damage that has occurred on Indian land as a result of*
14 *DOD activities, to include, to the extent feasible, a list of*
15 *all documents and records known to the Department that*
16 *describe the activity or action causing or relating to such*
17 *environmental damage.*

18 SEC. 8095. None of the funds available to the De-
19 partment of Defense in this Act shall be used by the Sec-
20 retary of a military department to purchase coal or coke
21 from foreign nations for use at United States defense fa-
22 cilities in Europe when coal from the United States is
23 available.

24 SEC. 8096. None of the funds appropriated or other-
25 wise made available by this Act may be used for a defense

1 technology reinvestment project that is not selected pursu-
2 ant to the applicable competitive selection and other proce-
3 dures set forth in chapter 148 of title 10, United States
4 Code: *Provided, That notwithstanding any other provision*
5 *of law, funds appropriated for defense reinvestment pro-*
6 *grams under the heading “Research, Development, Test and*
7 *Evaluation, Defense-Wide” shall not be obligated for any*
8 *individual project until an Assistant Secretary for Re-*
9 *search, Development, and Acquisition of the Military De-*
10 *partment which has a direct interest in the project certifies*
11 *to the Under Secretary of Defense, Acquisition and Tech-*
12 *nology that the project proposed to receive funds addresses*
13 *a bona fide need of that Military Department: Provided fur-*
14 *ther, That notwithstanding any other provision of law, of*
15 *the funds appropriated for defense reinvestment programs*
16 *under the heading “Research, Development, Test and Eval-*
17 *uation, Defense-Wide”, \$150,000,000 may only be obligated*
18 *for projects selected as a result of a focused competition held*
19 *in subject areas selected exclusively by the Assistant Sec-*
20 *retaries for Research, Development, and Acquisition of the*
21 *separate Military Departments: Provided further, That in*
22 *addition to the restriction contained in the preceding provi-*
23 *sos, the focused competitions shall be conducted in accord-*
24 *ance with other unaffected statutory provisions of the De-*

1 *fense Conversion, Reinvestment, and Transition Assistance*
2 *Amendments of 1993.*

3 ~~SEC. 8097. None of the funds appropriated in this~~
4 ~~Act are available for development of bi-static active capa-~~
5 ~~bility in SURTASS unless the acoustic signal processing~~
6 ~~for this capability is hosted exclusively on the AN/UYS-~~
7 ~~2 in the operational system.~~

8 *SEC. 8097. (a) Not later than April 1, 1995, the Sec-*
9 *retary of Defense shall submit to the Congressional defense*
10 *committees a management plan for the major university-*
11 *affiliated research centers which support the Department of*
12 *Defense.*

13 *(b) The master plan required by the preceding sub-*
14 *section shall—*

15 *(1) establish annual funding and manpower ceil-*
16 *ings for each institution, and a total annual funding*
17 *and manpower ceiling;*

18 *(2) describe in detail what specific actions are*
19 *being taken to increase management of these institu-*
20 *tions by the Office of the Secretary of Defense, and to*
21 *reduce future annual funding; and*

22 *(3) explain the contracting arrangement with*
23 *each institution, including an evaluation of whether*
24 *contracts for future efforts should be competitively*
25 *awarded.*

1 (c) For the purposes of this section, the term “major”
2 shall apply to institutions which receive more than
3 \$2,000,000 annually from the Department of Defense.

4 SEC. 8098. None of the funds appropriated by this
5 Act shall be available for a contract for studies, analyses,
6 or consulting services entered into without competition on
7 the basis of an unsolicited proposal unless the head of the
8 activity responsible for the procurement determines—

9 (1) as a result of thorough technical evaluation,
10 only one source is found fully qualified to perform
11 the proposed work, or

12 (2) the purpose of the contract is to explore an
13 unsolicited proposal which offers significant sci-
14 entific or technological promise, represents the prod-
15 uct of original thinking, and was submitted in con-
16 fidence by one source, or

17 (3) the purpose of the contract is to take ad-
18 vantage of unique and significant industrial accom-
19 plishment by a specific concern, or to insure that a
20 new product or idea of a specific concern is given fi-
21 nancial support:

22 *Provided*, That this limitation shall not apply to contracts
23 in an amount of less than \$25,000, contracts related to
24 improvements of equipment that is in development or pro-
25 duction, or contracts as to which a civilian official of the

1 Department of Defense, who has been confirmed by the
2 Senate, determines that the award of such contract is in
3 the interest of the national defense.

4 ~~SEC. 8099. Notwithstanding any other provision of~~
5 ~~law, the Secretary of the Navy shall obligate funds made~~
6 ~~available in the fiscal year 1993 Department of Defense~~
7 ~~Appropriations Act (Public Law 102-396) and the fiscal~~
8 ~~year 1994 Department of Defense Appropriations Act~~
9 ~~(Public Law 103-139) under the heading "Aircraft Pro-~~
10 ~~curement, Navy" for the USH-42 mission recorder for S-~~
11 ~~3 aircraft.~~

12 *(TRANSFER OF FUNDS)*

13 *SEC. 8099. Upon enactment of this Act, the Secretary*
14 *of Defense shall make the following transfers of funds: Pro-*
15 *vided, That the amounts transferred shall be available for*
16 *the same purposes as the appropriations to which trans-*
17 *ferred, and for the same time period as the appropriation*
18 *from which transferred: Provided further, That the amounts*
19 *shall be transferred between the following appropriations in*
20 *the amounts specified:*

21 *From:*

22 *Under the heading, "Shipbuilding and Conver-*
23 *sion, Navy, 1986/1990":*

24 *CG-47 cruiser program, \$6,000,000;*

25 *LSD-41 landing ship dock program,*
26 *\$1,700,000;*

1 *T-AGOS ocean surveillance ship program,*
2 *\$5,000,000;*

3 *For craft, outfitting, post delivery, and cost*
4 *growth, \$2,438,000;*

5 *To:*

6 *Under the heading, "Shipbuilding and Conver-*
7 *sion, Navy, 1986/90":*

8 *SSN-688 attack submarine program,*
9 *\$11,719,000;*

10 *MSH coastal mine hunter program,*
11 *\$3,419,000;*

12 *From:*

13 *Under the heading, "Shipbuilding and Conver-*
14 *sion, Navy, 1987/1991":*

15 *TRIDENT ballistic missile submarine pro-*
16 *gram, \$650,000;*

17 *DDG-51 destroyer program, \$633,000;*

18 *CG-47 cruiser program, \$283,000;*

19 *T-AO fleet oiler program, \$2,800,000;*

20 *AO conversion program, \$400,000;*

21 *For craft, outfitting, and post delivery,*
22 *\$5,900,000;*

23 *Under the heading, "Shipbuilding and Conver-*
24 *sion, Navy, 1988/1992":*

25 *CG-47 cruiser program, \$5,145,000;*

1 *Weapons Procurement, Navy, 1993/1995,*
2 *\$18,069,000;*

3 *To:*

4 *Under the heading, “Shipbuilding and Conver-*
5 *sion, Navy, 1987/1991”:*

6 *SSN-688 attack submarine program,*
7 *\$18,496,000;*

8 *AOE fast combat support ship program,*
9 *\$15,384,000;*

10 *From:*

11 *Under the heading, “Shipbuilding and Conver-*
12 *sion, Navy, 1988/1992”:*

13 *CG-47 cruiser program, \$11,993,000;*

14 *LSD-41 cargo variant ship program,*
15 *\$4,773,000;*

16 *LHD-1 amphibious assault ship program,*
17 *\$7,028,000;*

18 *AO conversion program, \$1,900,000;*

19 *To:*

20 *Under the heading, “Shipbuilding and Conver-*
21 *sion, Navy, 1988/1992”:*

22 *TRIDENT ballistic missile submarine pro-*
23 *gram, \$6,035,000;*

24 *SSN-688 attack submarine program,*
25 *\$19,659,000;*

1 *From:*

2 *Under the heading, "Shipbuilding and Conver-*
3 *sion, Navy, 1989/1993":*

4 *LHD-1 amphibious assault ship program,*
5 *\$3,400,000;*

6 *T-AO fleet oiler program, \$3,488,000;*

7 *T-AGOS surveillance ship program,*
8 *\$3,197,000;*

9 *AO conversion program, \$1,300,000;*

10 *Weapons Procurement, Navy, 1993/1995,*
11 *\$178,000;*

12 *Other Procurement, Navy, 1993/1995,*
13 *\$22,400,000;*

14 *Research, Development, Test and Evalua-*
15 *tion, Navy, 1994/1995, \$41,700,000;*

16 *To:*

17 *Under the heading, "Shipbuilding and Conver-*
18 *sion, Navy, 1989/1993":*

19 *SSN-688 attack submarine program,*
20 *\$18,939,000;*

21 *SSN-21 attack submarine program,*
22 *\$37,123,000;*

23 *MHC coastal mine hunter program,*
24 *\$1,700,000;*

1 *AOE combat support ship program,*
2 *\$17,901,000;*

3 *From:*

4 *Under the heading, “Shipbuilding and Conver-*
5 *sion, Navy, 1990/1994”:*

6 *TRIDENT ballistic submarine program,*
7 *\$2,400,000;*

8 *Aircraft carrier service life extension pro-*
9 *gram, \$346,000;*

10 *MCM mine countermeasures program,*
11 *\$657,000;*

12 *Oceanographic ship program, \$3,964,000;*

13 *LCAC landing craft air cushion program,*
14 *\$1,188,000;*

15 *Aircraft Procurement, Navy, 1993/1995,*
16 *\$6,000,000;*

17 *Weapons Procurement, Navy, 1993/1995,*
18 *\$6,753,000;*

19 *Other Procurement, Navy, 1994/1996,*
20 *\$1,297,000;*

21 *To:*

22 *Under the heading, “Shipbuilding and Conver-*
23 *sion, Navy, 1990/1994”:*

24 *SSN-688 attack submarine program,*
25 *\$9,046,000;*

1 MHC coastal mine hunter program,
2 \$3,575,000;

3 AOE combat support ship program,
4 \$9,984,000;

5 *From:*

6 Under the heading, "Shipbuilding and Conver-
7 sion, Navy, 1991/1995":

8 TRIDENT ballistic missile submarine pro-
9 gram, \$39,500,000;

10 DDG-51 destroyer program, \$8,200,000;

11 LSD-41 dock landing ship cargo variant
12 ship program, \$22,427,000;

13 Aircraft Procurement, Navy, 1994/1996,
14 \$17,000,000;

15 Other Procurement, Navy, 1994/1996,
16 \$666,000;

17 Procurement, Marine Corps, 1993/1995,
18 \$6,600,000;

19 *To:*

20 Under the heading, "Shipbuilding and Conver-
21 sion, Navy, 1991/1995":

22 SSN-21 attack submarine program,
23 \$48,240,000;

24 LHD-1 amphibious assault ship program,
25 \$43,600,000;

1 MHC coastal mine hunter program,
2 \$2,553,000;

3 From:

4 Under the heading, "Shipbuilding and Conver-
5 sion, Navy, 1992/1996":

6 For craft, outfitting, post delivery, and
7 DBOF transfer, \$5,183,000;

8 Other Procurement, Navy, 1994/1996,
9 \$29,261,000;

10 To:

11 Under the heading, "Shipbuilding and Conver-
12 sion, Navy, 1992/1996":

13 DDG-51 destroyer program, \$22,958,000;

14 MHC coastal mine hunter program,
15 \$11,486,000;

16 From:

17 Weapons Procurement Navy, 1993/1995,
18 \$30,000,000;

19 Other Procurement, Navy, 1994/1996,
20 \$38,438,000;

21 To:

22 Under the heading, "Shipbuilding and Conver-
23 sion, Navy, 1993/1997":

24 DDG-51 destroyer program, \$26,894,000;

1 *LSD-41 cargo variant ship program,*
2 *\$5,663,000;*

3 *MHC coastal mine hunter program,*
4 *\$7,615,000;*

5 *AOE combat support ship program,*
6 *\$28,266,000;*

7 *From:*

8 *Under the heading, "Shipbuilding and Conver-*
9 *sion, Navy, 1994/1998":*

10 *For craft, outfitting, post delivery, and first*
11 *destination transportation, \$5,000,000;*

12 *Weapons Procurement, Navy, 1994/1996,*
13 *\$14,000,000;*

14 *Other Procurement, Navy, 1994/1996,*
15 *\$435,000;*

16 *To:*

17 *Under the heading, "Shipbuilding and Conver-*
18 *sion, Navy, 1994/1998":*

19 *LHD-1 amphibious assault ship program,*
20 *\$15,131,000;*

21 *Oceanographic ship program, \$4,304,000.*

22 SEC. 8100. It is the sense of Congress that none of
23 the funds appropriated or otherwise made available by this
24 Act should be available for the purposes of deploying
25 United States Armed Forces to participate in the imple-

1 mentation of a peace settlement in Bosnia-Herzegovina,
2 unless previously authorized by the Congress.

3 (TRANSFER OF FUNDS)

4 ~~SEC. 8101. In addition to any other transfer author-~~
5 ~~ity contained in this Act, funding appropriated under the~~
6 ~~heading "Operation and Maintenance, Defense-Wide" for~~
7 ~~increasing energy and water efficiency in Federal build-~~
8 ~~ings may be transferred to other appropriations or funds~~
9 ~~of the Department of Defense, to be merged with and to~~
10 ~~be available for the same purposes, and for the same time~~
11 ~~period, as the appropriation or fund to which transferred.~~

12 *SEC. 8101. None of the funds provided in this Act may*
13 *be obligated to initiate a program, or project, or award a*
14 *new contract to modify or upgrade the B-1, B-2, or B-*
15 *52 aircraft until the Secretary of Defense has submitted a*
16 *cost and operational effectiveness analysis for Air Force*
17 *bomber programs to the Committees on Appropriations and*
18 *Armed Services of the Senate and House of Representatives:*
19 *Provided, That this section shall not apply to safety of flight*
20 *modifications.*

21 SEC. 8102. Funds appropriated by this Act for intel-
22 ligence activities are deemed to be specifically authorized
23 by the Congress for purposes of section 504 of the Na-
24 tional Security Act of 1947 (50 U.S.C. 414) during fiscal
25 year 1995 until the enactment of the Intelligence Author-
26 ization Act for fiscal year 1995.

1 SEC. 8103. (1) Except as provided in subsection (c)
2 below, it is the sense of the Congress that none of the
3 funds appropriated by this Act should be obligated or ex-
4 pended for costs incurred by the United States Armed
5 Forces units serving in any international peacekeeping or
6 peace-enforcement operations under the authority of
7 Chapter VI or Chapter VII of the United Nations Charter
8 and under the authority of a United Nations Security
9 Council Resolution, or for costs incurred by United States
10 Armed Forces serving in any significant international hu-
11 manitarian, peacekeeping or peace-enforcement oper-
12 ations, unless—

13 (a) the President initiates consultations with
14 the bi-partisan leadership of Congress, including the
15 leadership of the relevant committees, regarding
16 such operations; these consultations should be initi-
17 ated at least fifteen days prior to the initial deploy-
18 ment of United States Armed Forces units to par-
19 ticipate in such an operation, whenever possible, but
20 in no case later than forty-eight hours after such a
21 deployment; and these consultations should continue
22 on a periodic basis throughout the period of the de-
23 ployment;

24 (b) such consultation should include discussion
25 of—

1 (1) the goals of the operation and the mis-
2 sion of any United States Armed Forces units
3 involved in the operation;

4 (2) the United States interests that will be
5 served by the operation;

6 (3) the estimated cost of the operation;

7 (4) the strategy by which the President
8 proposes to fund the operation, including pos-
9 sible supplemental appropriations or payments
10 from international organizations, foreign coun-
11 tries or other donors;

12 (5) the extent of involvement of armed
13 forces and other contributions of personnel
14 from other nations; and

15 (6) the operation's anticipated duration
16 and scope;

17 (c) subsection (a) does not apply with respect to
18 an international humanitarian assistance operation
19 carried out in response to natural disasters; or to
20 any other international humanitarian assistance op-
21 eration if the President reports to Congress that the
22 estimated cost of such operation is less than
23 \$50,000,000.

24 (2) Further, it is the sense of the Congress that the
25 President should seek supplemental appropriations for any

1 significant deployment of United States Armed Forces
2 when such forces are to perform or have been performing
3 international humanitarian, peacekeeping or peace-en-
4 forcement operations.

5 *SEC. 8103. None of the funds available to the Depart-*
6 *ment of Defense during fiscal year 1995 may be obligated*
7 *or expended to reimburse States which are parties to the*
8 *Treaty on the Elimination of Intermediate-Range and*
9 *Shorter-Range Missiles concluded on December 8, 1987, and*
10 *the Treaty on the Reduction and Limitation of Strategic*
11 *Offensive Arms, concluded July 31, 1991, for costs allocated*
12 *to such States by either of those treaties where such costs*
13 *are incurred in support of inspections conducted by the*
14 *United States: Provided, That the limitation in this section*
15 *shall not apply if the Senate of the United States gives its*
16 *advice and consent to the ratification of an amendment to*
17 *those treaties which changes the financial obligations of the*
18 *parties to those treaties with respect to inspection costs.*

19 (INCLUDING TRANSFER OF FUNDS)

20 **SEC. 8104. Balances of the funds appropriated in**
21 **Public Laws 102-172, 102-396, and 103-139, under the**
22 **headings “World University Games”, “Summer Olym-**
23 **pics”, and “World Cup USA 1994” in title II of those**
24 **Acts shall be merged into a single account entitled “Sup-**
25 **port for International Sporting Competitions, Defense”, to**
26 **remain available until expended: *Provided further, That***

1 such account shall be available for the purpose of liquidat-
2 ing obligations incurred under the appropriations from
3 which funds are transferred pursuant to the provisions of
4 this section and for providing support to the 1996 Games
5 of the XXVI Olympiad to be held in Atlanta, Georgia,
6 under the terms and conditions specified in those Acts
7 under the headings “Summer Olympics” and for providing
8 support to any other international sporting competitions,
9 as provided for in Authorization or Appropriations Acts,
10 during the current fiscal year and thereafter.

11 *SEC. 8104. The Secretary of Defense shall ensure that*
12 *all applicable DOD regulations and component command,*
13 *installation, or agency policies and procedures governing*
14 *temporary duty travel on official military business to the*
15 *States of Hawaii and Alaska require no higher levels of ap-*
16 *proval or stricter controls than travel within the continental*
17 *United States.*

18 ~~SEC. 8105. Of the funds appropriated in this Act, not~~
19 ~~to exceed \$68,000,000 may be used for the purchase or~~
20 ~~construction of vessels for the Ready Reserve Force com-~~
21 ~~ponent of the National Defense Reserve Fleet, as estab-~~
22 ~~lished by section 11 of the Merchant Ship Sales Act of~~
23 ~~1946 (50 U.S.C. App. 1744).~~

24 *SEC. 8105. None of the funds available to the Depart-*
25 *ment of Defense may be used to support the relocation of*

1 *P-3 aircraft squadrons or other aircraft or units from the*
2 *Naval Air Station at Barbers Point, Hawaii unless such*
3 *relocation was specifically stated in the 1993 Report to the*
4 *President of the Defense Base Closure and Realignment*
5 *Commission.*

6 ~~SEC. 8106.~~ After September 1, 1995, none of the
7 funds in this Act are available for research, development,
8 acquisition, or launch of Titan IV expendable launch vehi-
9 cles: *Provided*, That the above provision shall not apply
10 if the Secretary of Defense certifies to the Congress a plan
11 for the development of and initiation of a competition for
12 a family of launch vehicles that is—

13 (1) capable of launching both medium and
14 heavy payloads,

15 (2) fully funded in the outyears, and

16 (3) scheduled to be available prior to the launch
17 of the 41st Titan IV expendable launch vehicle:

18 *Provided further*, That MILSTAR satellites 1 through 6
19 shall be launched on vehicles being procured as a part of
20 the current contract for 41 Titan IV launch vehicles: *Pro-*
21 *vided further*, That none of the funds in this Act may be
22 used to procure more than 41 Titan IV expendable launch
23 vehicles.

24 *SEC. 8106.* In the case of members who separate from
25 active duty or full-time National Guard duty in a military

1 department pursuant to a Special Separation Benefits pro-
2 gram (10 U.S.C. Sec. 1174a) or a Voluntary Separation
3 Incentive program (10 U.S.C. Sec. 1175) at any time after
4 the enactment of this Act, the separation payments paid
5 such members who are also paid any bonus provided for
6 in chapter 5, title 37, United States Code, during the same
7 years in which they separate shall be reduced (but in no
8 event to an amount less than zero) by an amount equal
9 to any such bonus: Provided, That any future bonus pay-
10 ments to which such members would otherwise be entitled
11 are rescinded: Provided further, That this measure will not
12 apply to members who separate during the last year of a
13 bonus paid pursuant to chapter 5, title 37, United States
14 Code: Provided further, That civilian employees of the De-
15 partment of Defense are prohibited from receiving vol-
16 untary separation payments if such employees are rehired
17 by any agency of the Federal Government within one hun-
18 dred and eighty days of separating from the Department
19 of Defense: Provided further, That members who separate
20 from active duty or full-time National Guard duty in a
21 military department at any time after the enactment of this
22 Act, are prohibited from receiving Special Separation Bene-
23 fits program (10 U.S.C. Sec. 1174a) or Voluntary Separation
24 Incentive program (10 U.S.C. Sec. 1175) payments if
25 rehired by the Department of Defense within one hundred

1 *and eighty days of separating from active duty or full-time*
2 *National Guard Duty.*

3 ~~SEC. 8107.~~ ~~Notwithstanding any other provision of~~
4 ~~law, of the funds appropriated to the Department of the~~
5 ~~Navy for Operation and Maintenance, not less than~~
6 ~~\$3,000,000 shall be obligated and expended only for oper-~~
7 ~~ation and maintenance, purchase of automatic data proc-~~
8 ~~essing equipment, or in-house central design development~~
9 ~~for the Naval Reserve Force Information Systems Office,~~
10 ~~the Navy Reserve Personnel Center, the Enlisted Person-~~
11 ~~nel Management Center, and the collocated Naval Com-~~
12 ~~puter and Telecommunications Station: *Provided*, That~~
13 ~~notwithstanding any other provision of law, of the funds~~
14 ~~appropriated to the Department of Defense for Procure-~~
15 ~~ment, Defense-Wide not less than \$10,000,000 shall be~~
16 ~~obligated and expended only for automatic data processing~~
17 ~~equipment or software, or in-house central design develop-~~
18 ~~ment for the Naval Reserve Force Information Systems~~
19 ~~Office, the Naval Reserve Personnel Center, the Enlisted~~
20 ~~Personnel Management Center and the collocated Naval~~
21 ~~Computer and Telecommunications Station: *Provided fur-*~~
22 ~~*ther*, That the Secretary of the Navy shall establish the~~
23 ~~Naval Reserve Force Information Systems Office, the En-~~
24 ~~listed Personnel Management Center, and the collocated~~
25 ~~Naval Computer and Telecommunications Station, as the~~

1 designers, developers, managers, integrators and central
2 design activity for the software development and mainte-
3 nance of the Naval active and reserve Single Source Data
4 Collection System.

5 *(TRANSFER OF FUNDS)*

6 *SEC. 8107. Within amounts appropriated in this Act,*
7 *\$5,000,000 shall be made available for pay and allowances*
8 *for the Office of the Assistant Secretary of Defense for Re-*
9 *serve Affairs to be available only for support of Civil-Mili-*
10 *tary Cooperation program operations, for transfer to appro-*
11 *priations available to the Department of Defense for mili-*
12 *tary personnel of the reserve components serving under the*
13 *provisions of title 10 and title 32, United States Code: Pro-*
14 *vided, That the funds made available by this paragraph*
15 *shall be available for obligation for the same time period*
16 *and for the same purpose as the appropriation to which*
17 *transferred: Provided further, That the transfer authority*
18 *provided in this paragraph is in addition to any transfer*
19 *authority contained elsewhere in this Act.*

20 **SEC. 8108. No funds available to the Department of**
21 **Defense may be used to establish additional field operating**
22 **agencies or field offices of any element of the Department**
23 **during fiscal year 1995: *Provided, That after August 30,***
24 **1995, none of the funds available to the Department of**
25 **Defense shall be used to support more than fifty percent**
26 **of the field operating agencies or field offices of any ele-**

1 ment of the Department of Defense which were in exist-
2 ence on September 30, 1994.

3 *SEC. 8108. Notwithstanding any other provision of*
4 *law, for resident classes entering the war colleges after Sep-*
5 *tember 30, 1996, the Department of Defense shall require*
6 *that not less than 20 percent of the total of United States*
7 *military students at each war college shall be from military*
8 *departments other than the hosting military department:*
9 *Provided, That each military department will recognize the*
10 *attendance at a sister military department war college as*
11 *the equivalent of attendance at its own war college for pro-*
12 *motion and advancement of personnel.*

13 ~~SEC. 8109. None of the funds made available in this~~
14 ~~Act under the heading "Shipbuilding and Conversion,~~
15 ~~Navy" may be obligated for the DDG-51 destroyer pro-~~
16 ~~gram or the LHD-1 amphibious assault ship program~~
17 ~~until the fiscal year 1995 options for acquisition of sealift~~
18 ~~ships have been exercised.~~

19 *SEC. 8109. None of the funds provided in this Act may*
20 *be expended for the refurbishment of M61/20 mm Gatling*
21 *Gun assets for domestic or foreign military sales unless the*
22 *Department of the Air Force competes this work among*
23 *qualified depots and commercial contractors.*

24 ~~SEC. 8110. None of the funds provided in this Act~~
25 ~~may be used to procure crystal oscillator carriers, ceramic~~

1 package incorporating ceramic components joined with
2 glass (frit) or epoxy seals, or multi-layer co-fired single
3 chip ceramic packages unless such products are produced
4 or manufactured in the United States: *Provided*, That
5 when adequate domestic supplies are not available to meet
6 Department of Defense requirements on a timely basis,
7 the Secretary of the service responsible for the procure-
8 ment may waive this restriction on a case-by-case basis
9 by certifying in writing to the Committees on Appropria-
10 tions that such an acquisition must be made in order to
11 acquire capability for national security purposes.

12 *SEC. 8110. None of the funds provided in this Act may*
13 *be obligated or expended for the sale of zinc in the National*
14 *Defense Stockpile if zinc commodity prices decline more*
15 *than five percent below the London Metals Exchange market*
16 *price reported on the date of enactment of this Act.*

17 ~~SEC. 8111. Notwithstanding any other provision of~~
18 ~~law, funds made available in the fiscal year 1993 and 1994~~
19 ~~Department of Defense Appropriations Acts for the EA-~~
20 ~~6B program are to be used exclusively to begin engineer-~~
21 ~~ing changes that will increase the capability of the Navy's~~
22 ~~EA-6B aircraft by insertion of the critical elements of the~~
23 ~~EA-6B ADVCAP receiver processor group system into the~~
24 ~~on-board system and the addition of the ALQ-149 Com-~~
25 ~~mand, Control, and Communications countermeasure sys-~~

1 ~~SEC. 8113.~~ None of the funds provided in this Act
2 may be used to develop the Sustaining Base Information
3 System until the Assistant Secretary of Defense for Com-
4 mand, Control, Communications and Intelligence has cer-
5 tified to the Armed Services and Appropriations Commit-
6 tees of Congress that the Department of Defense has pub-
7 lished a complete and comprehensive system functional de-
8 scription governing the acquisition and has received from
9 the contractor an estimate of the number of lines of soft-
10 ware code to implement such functional description and
11 an estimate of the attendant cost: *Provided*, That none
12 of the work content of the Sustaining Base Information
13 System contract may be performed instead by government
14 in-house activities without being competed if such efforts
15 are passed through government organizations to other
16 than Sustaining Base Information System contractors.

17 *SEC. 8113. PROHIBITION ON USE OF FUNDS FOR CER-*
18 *TAIN ACTIVITIES AT CAMERON STATION, VIRGINIA. (a)*
19 *PROHIBITION.—None of the funds appropriated in this Act*
20 *or otherwise made available to the Department of Defense*
21 *may be obligated or expended by the Secretary of Defense*
22 *for the execution pursuant to subsection (f) of section 501*
23 *of the Stewart B. McKinney Homeless Assistance Act of (42*
24 *U.S.C. 11411) of a lease, permit, or deed of conveyance for*
25 *use to assist the homeless of any property described in sub-*

1 *section (b) until the Secretary of Health and Human Serv-*
2 *ices, appropriate representatives of the City of Alexandria,*
3 *Virginia, and representatives of the homeless whose applica-*
4 *tions for use of such property to assist the homeless have*
5 *been approved by the Secretary of Health and Human Serv-*
6 *ices under subsection (e)(3) of such section jointly determine*
7 *that such use is reasonable under the redevelopment plan*
8 *for Cameron Station, Virginia.*

9 **(b) COVERED PROPERTY.**—*Subsection (a) applies to*
10 *the public buildings and real property located at Cameron*
11 *Station, Virginia, which installation was approved for clo-*
12 *sure pursuant to the provisions of title II of the Defense*
13 *Authorization Amendments and Base Closure and Realign-*
14 *ment Act (Public Law 100–526; 10 U.S.C. 2687 note).*

15 **SEC. 8114.** ~~The Assistant Secretary of Defense for~~
16 ~~Command, Control, Communications and Intelligence~~
17 ~~shall establish and implement a master plan for all acqui-~~
18 ~~sitions of automated document conversion systems, equip-~~
19 ~~ment, and technologies: *Provided,* That none of the funds~~
20 ~~in this Act may be used to develop technologies or to ac-~~
21 ~~quire new automated document conversion equipment,~~
22 ~~services, or systems which cost more than \$5,000,000~~
23 ~~after January 1, 1995 unless such acquisitions are ap-~~
24 ~~proved in advance by the Assistant Secretary or his des-~~
25 ~~ignee: *Provided further,* That of the funds appropriated to~~

1 the Department of Defense for Procurement, Defense-
2 Wide, not less than \$30,000,000 shall be used only to inte-
3 grate the Automated Document Conversion System into
4 the Joint Engineering Data Management and Information
5 Control System.

6 *SEC. 8114. (a) IN GENERAL.—The fiscal year 1995 in-*
7 *crease in military retired pay shall (notwithstanding sub-*
8 *paragraph (B) of section 1401a(b)(2) of title 10, United*
9 *States Code) first be payable as part of such retired pay*
10 *for the month of March 1995.*

11 *(b) DEFINITIONS.—For the purposes of subsection (a):*

12 *(1) The term “fiscal year 1995 increase in mili-*
13 *tary retired pay” means the increase in retired pay*
14 *that, pursuant to paragraph (1) of section 1401a(b)*
15 *of title 10, United States Code, becomes effective on*
16 *December 1, 1994.*

17 *(2) The term “retired pay” includes retainer*
18 *pay.*

19 **SEC. 8115.** Notwithstanding any other provision of
20 law, none of the funds provided in this Act may be used
21 to procure vessel propellers six feet in diameter and great-
22 er unless such propellers are manufactured in the United
23 States incorporating only casting which are poured and
24 finished in the United States. Nor may any of the funds
25 provided in this Act be used to procure ship propulsion

1 shafting unless such ship propulsion shafting is manufac-
2 tured in the United States: *Provided*, That when adequate
3 domestic supplies are not available to meet Department
4 of Defense requirements on a timely basis, the Secretary
5 of the service responsible for the procurement may waive
6 this restriction on a case-by-case basis by certifying in
7 writing to the Committees on Appropriations that such an
8 acquisition must be made in order to acquire capability
9 for national security purposes.

10 *(TRANSFER OF FUNDS)*

11 *SEC. 8115. In addition to amounts appropriated or*
12 *otherwise made available by this Act, \$11,200,000 is hereby*
13 *appropriated to the Department of Defense and shall be*
14 *available only for transfer to the United States Coast Guard*
15 *for a 2.6 percent pay increase for uniformed members.*

16 *(TRANSFER OF FUNDS)*

17 *SEC. 8116. Notwithstanding any other provision of*
18 *law, \$16,300,000 made available in the fiscal year 1993*
19 *Department of Defense Appropriations Act (Public Law*
20 *102-396) for "Other Procurement, Navy" and*
21 *\$5,900,000 made available in the fiscal year 1994 Depart-*
22 *ment of Defense Appropriations Act (Public Law 103-*
23 *139) for "Other Procurement, Navy" shall be transferred*
24 *to "Research, Development, Test and Evaluation, Navy"*
25 *for the SPS-48E program.*

1 *SEC. 8116. Notwithstanding any other provision of*
2 *law, for education and training expenses not otherwise pro-*
3 *vided for, \$119,000,000 is appropriated for aiding school*
4 *districts in accordance with authority granted under Public*
5 *Law 81-874.*

6 ~~SEC. 8117. Notwithstanding any other provision of~~
7 ~~law, the Department of Defense shall award contracts for~~
8 ~~the CHAMPUS Reform Initiative in California-Hawaii~~
9 ~~and the Managed Care Support initiative in Washington-~~
10 ~~Oregon regions in sufficient time for the contractors to~~
11 ~~begin to provide health care under those contracts no later~~
12 ~~than April 1, 1995 in California and Hawaii, and not later~~
13 ~~than March 1, 1995 for Washington and Oregon, or as~~
14 ~~soon thereafter as practicable.~~

15 *SEC. 8117. After April 15, 1995, none of the funds pro-*
16 *vided in this Act may be obligated for payment on contracts*
17 *on which allowable costs charged to the government include*
18 *payments for individual compensation in excess of the rate*
19 *of compensation of Level I of the Executive Schedule em-*
20 *ployees of the United States Government.*

21 ~~SEC. 8118. None of the funds appropriated in this~~
22 ~~Act shall be used for the recruitment or enrollment of a~~
23 ~~new student or class of students at the Uniformed Services~~
24 ~~University of the Health Sciences.~~

1 SEC. 8119. None of the funds appropriated or made
2 available by this Act shall be obligated to procure active
3 matrix liquid crystal displays unless the displays, including
4 the active and passive plates, are produced or manufac-
5 tured in the United States by a domestic-owned and do-
6 mestic-operated entity: *Provided*, That the Secretary of
7 the military department or head of a Defense Agency re-
8 sponsible for the procurement may waive this restriction
9 on a case-by-case basis by certifying in writing to the
10 Committees on Appropriations of the House of Represent-
11 atives and the Senate that adequate domestic supplies are
12 not available to meet Department of Defense requirements
13 on a timely basis and that such an acquisition must be
14 made in order to acquire capability for national security
15 purposes: *Provided further*, That these restrictions shall
16 not apply to contracts which are in being as of the date
17 of enactment of this Act.

18 SEC. 8120. None of the funds appropriated in this
19 Act to the Department of the Army may be obligated for
20 procurement of 120mm mortars or 120mm mortar ammu-
21 nition manufactured outside of the United States.

22 SEC. 8121. The total amount appropriated to or for
23 the use of the Department of Defense by this Act for re-
24 search, development, test and evaluation for management
25 support is hereby reduced by \$30,000,000: *Provided*, That

1 the Secretary of Defense shall allocate the amount reduced
2 in the preceding sentence and not later than December
3 31, 1994, report to the Senate and the House Committees
4 on Appropriations and Armed Services how this reduction
5 was allocated among the services and Defense Agencies.

6 This Act may be cited as the “~~Department of Defense~~
7 ~~Appropriations Act, 1995~~”.

8 *Titles I through VIII of this Act may be cited as the*
9 *“Department of Defense Appropriations Act, 1995”.*

10 *TITLE IX—FISCAL YEAR 1994 SUPPLEMENTAL*
11 *APPROPRIATION*

12 *The following sum is appropriated, out of any money*
13 *in the Treasury not otherwise appropriated, for the fiscal*
14 *year ending September 30, 1994, namely:*

15 *DEPARTMENT OF DEFENSE*

16 *MANAGEMENT FUNDS*

17 *EMERGENCY RESPONSE FUND*

18 *For the “Emergency Response Fund”, \$170,000,000:*
19 *Provided, That these funds may be used to reimburse appro-*
20 *priations of the Department of Defense for costs incurred*
21 *for emergency relief for Rwanda: Provided further, That the*
22 *Secretary of State shall provide a report to the Congress*
23 *no later than September 1, 1994, as to the burden-sharing*
24 *arrangements in the Rwanda relief operation that have been*
25 *negotiated and implemented with other nations, and inter-*

1 national public and private organizations, as to both cost
2 and personnel participation, including armed forces par-
3 ticipation: Provided further, That the Secretary of Defense
4 shall provide assessments to the Congress no later than Sep-
5 tember 1, 1994, of (1) any threats to the security of United
6 States personnel, including armed forces personnel, in the
7 Rwanda relief operation, and (2) the extent to which the
8 UNAMIR peacekeeping operation has established a security
9 system within the country of Rwanda: Provided further,
10 That any change in the mission from one of strict refugee
11 relief to security, peace-enforcing, nation-building or any
12 other substantive role, shall not be implemented without the
13 further approval of the Congress: Provided further, That
14 United States armed forces shall not participate in relief
15 operations inside Rwanda until and unless the President
16 has certified to the Congress that the security situation in
17 the countryside has stabilized to the extent that United
18 States forces will not play a peacekeeping or peace-enforc-
19 ing role between the warring factions inside Rwanda: Pro-
20 vided further, That no funds are available for United States
21 participation in operations in or around Rwanda after Oc-
22 tober 7, 1994: Provided further, That the President shall
23 provide a plan to the Congress by September 15, 1994, as
24 to how he will terminate United States involvement in the
25 Rwanda operation by October 7, 1994, unless an extension

1 *of time is approved by the Congress, and what arrange-*
2 *ments have been made for other nations and international*
3 *public and private organizations to replace United States*
4 *resources and personnel.*

Passed the House of Representatives June 29, 1994.

Attest: DONNALD K. ANDERSON,
Clerk.

HR 4650 RS—2

HR 4650 RS—3

HR 4650 RS—4

HR 4650 RS—5

HR 4650 RS—6

HR 4650 RS—7

HR 4650 RS—8

HR 4650 RS—9