

research purposes, additional materials related to each film included in the National Film Registry, such as background materials, production reports, shooting scripts (including continuity scripts) and other similar materials.

(c) **PROPERTY OF UNITED STATES.**—All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) shall become the property of the United States Government, subject to the provisions of title 17, United States Code.

(d) **NATIONAL FILM REGISTRY COLLECTION.**—All copies of films on the National Film Registry that are received by the Librarian and other materials received by the Librarian under subsection (b) shall be maintained in a special collection in the Library of Congress to be known as the "National Film Registry Collection of the Library of Congress". The Librarian shall, by regulation, and in accordance with title 17, United States Code, provide for reasonable access to films in such collection for scholarly and research purposes.

SEC. 207. SEAL OF THE NATIONAL FILM REGISTRY.

(a) **USE OF THE SEAL.**—(1) No person shall knowingly distribute or exhibit to the public a version of a film which bears the seal described in section 203(b)(3) if such film—

(A) is not included in the National Film Registry; or

(B) is included in the National Film Registry, but such copy was not made from a print that was examined and approved for the use of the seal by the Librarian under section 203(c).

(2) No person shall knowingly use the seal described in section 203(b)(3) to promote any version of a film other than a Registry version.

(b) **EFFECTIVE DATE OF THE SEAL.**—The use of the seal described in section 203(b)(3) shall be effective for each film after the Librarian publishes in the Federal Register the name of that film as selected for inclusion in the National Film Registry.

SEC. 208. REMEDIES.

(a) **JURISDICTION.**—The several district courts of the United States shall have jurisdiction, for cause shown, to prevent and restrain violations of section 207(a).

(b) **RELIEF.**—(1) Except as provided in paragraph (2), relief for a violation of section 207(a) shall be limited to the removal of the seal of the National Film Registry from the film involved in the violation.

(2) In the case of a pattern or practice of the willful violation of section 207(a), the United States district courts may order a civil fine of not more than \$10,000 and appropriate injunctive relief.

SEC. 209. LIMITATIONS OF REMEDIES.

The remedies provided in section 208 shall be the exclusive remedies under this title, or any other Federal or State law, regarding the use of the seal described in section 203(b)(3).

SEC. 210. STAFF OF BOARD; EXPERTS AND CONSULTANTS.

(a) **STAFF.**—The Librarian may appoint and fix the pay of such personnel as the Librarian considers appropriate to carry out this title.

(b) **EXPERTS AND CONSULTANTS.**—The Librarian may, in carrying out this title, procure temporary and intermittent services under section 3109(b) of title 5, United States Code, but at rates for individuals not to exceed the daily equivalent of the maximum rate of basic pay payable for GS-15 of the General Schedule. In no case may a member of the Board be paid as an expert or consultant under such section.

SEC. 211. DEFINITIONS.

As used in this title—

(1) the term "Librarian" means the Librarian of Congress;

(2) the term "Board" means the National Film Preservation Board;

(3) the term "film" means a "motion picture" as defined in section 101 of title 17, United States Code, except that such term does not include any work not originally fixed on film stock, such as a work fixed on videotape or laser disks;

(4) the term "publication" means "publication" as defined in section 101 of title 17, United States Code; and

(5) the term "Registry version" means, with respect to a film, the version of the film first published, or as complete a version as the bona fide preservation and restoration activities by the Librarian, an archivist other than the Librarian, or the copyright owner can compile in those cases where the original material has been irretrievably lost.

SEC. 212. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to the Librarian such sums as are necessary to carry out the provisions of this title, but in no fiscal year shall such sum exceed \$250,000.

SEC. 213. EFFECTIVE DATE.

The provisions of this title shall be effective for four years beginning on the date of the enactment of this Act. The provisions of this title shall apply to any copy of any film, including those copies of films selected for inclusion in the National Film Registry under the National Film Preservation Act of 1988, except that any film so selected under such Act shall be deemed to have been selected for the National Film Registry under this title.

SEC. 214. REPEAL.

The National Film Preservation Act of 1988 (2 U.S.C. 178 and following) is repealed.

TITLE III—OTHER COPYRIGHT PROVISIONS

SEC. 301. REPEAL OF COPYRIGHT REPORT TO CONGRESS.

Section 108(i) of title 17, United States Code, is repealed.

After debate,

On motion of Mr. BROOKS, the previous question was ordered on the amendment and the bill.

The amendment was agreed to.

The bill, as amended, was ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said amendment.

¶65.5 DOD AUTHORIZATION

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to House Resolution 474 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5006) to authorize appropriations for fiscal year 1993 for military functions of the Department of Defense, to prescribe military personnel levels for fiscal year 1993, and for other purposes.

The Acting Chairman, Mr. COX of Illinois, assumed the Chair; and after some time spent therein,

¶65.6 CALL IN COMMITTEE

Mr. COX of Illinois, Acting Chairman, announced that the Committee,

having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶65.7 [Roll No. 159] ANSWERED "PRESENT"—406

Abercrombie	Dornan (CA)	Kanjorski
Alexander	Downey	Kaptur
Allard	Dreier	Kasich
Allen	Duncan	Kennedy
Anderson	Durbin	Kennelly
Andrews (ME)	Dwyer	Kildee
Andrews (NJ)	Dymally	Kleczka
Andrews (TX)	Early	Klug
Annunzio	Eckart	Kolbe
Applegate	Edwards (CA)	Kolter
Archer	Edwards (OK)	Kopetski
Armey	Emerson	Kostmayer
Aspin	English	Kyl
Atkins	Erdreich	LaFalce
AuCoin	Espy	Lagomarsino
Bacchus	Evans	Lancaster
Baker	Ewing	Lantos
Ballenger	Fascell	LaRocco
Barnard	Fawell	Laughlin
Barrett	Fazio	Leach
Barton	Fields	Lehman (FL)
Bateman	Fish	Lent
Beilenson	Flake	Levin (MI)
Bennett	Foglietta	Lewis (CA)
Bentley	Ford (MI)	Lewis (FL)
Bereuter	Ford (TN)	Lewis (GA)
Berman	Franks (CT)	Lightfoot
Bevill	Frost	Lipinski
Bilbray	Gallegly	Livingston
Bilirakis	Gallo	Lloyd
Blackwell	Gaydos	Long
Bliley	Gejdenson	Lowery (CA)
Boehlert	Gekas	Lowey (NY)
Boehner	Gephardt	Luken
Bonior	Geren	Machtley
Borski	Gilchrest	Manton
Boucher	Gillmor	Markey
Boxer	Gilman	Marlenee
Brewster	Gingrich	Martin
Brooks	Glickman	Martinez
Broomfield	Gonzalez	Matsui
Browder	Goodling	Mavroules
Brown	Gordon	Mazzoli
Bryant	Goss	McCandless
Bunning	Gradison	McCloskey
Burton	Grandy	McCollum
Byron	Green	McCrary
Callahan	Guarini	McCurdy
Camp	Gunderson	McDade
Campbell (CO)	Hall (OH)	McDermott
Cardin	Hall (TX)	McEwen
Carper	Hamilton	McGrath
Carr	Hammerschmidt	McHugh
Chandler	Hancock	McMillan (NC)
Chapman	Hansen	McMillen (MD)
Clay	Harris	McNulty
Clement	Hastert	Meyers
Clinger	Hatcher	Mfume
Coble	Hayes (IL)	Michel
Coleman (MO)	Hayes (LA)	Miller (CA)
Coleman (TX)	Hefley	Miller (OH)
Collins (IL)	Henry	Miller (WA)
Collins (MI)	Herger	Mineta
Combest	Hertel	Mink
Condit	Hoagland	Moakley
Cooper	Hobson	Molinari
Costello	Hochbrueckner	Mollohan
Coughlin	Holloway	Montgomery
Cox (CA)	Hopkins	Moody
Cox (IL)	Horn	Moorhead
Coyne	Horton	Moran
Cramer	Houghton	Morella
Crane	Hoyer	Morrison
Cunningham	Huckabay	Mrazek
Darden	Hughes	Murphy
Davis	Hunter	Murtha
de la Garza	Hutto	Myers
DeFazio	Hyde	Nagle
DeLauro	Inhofe	Natcher
DeLay	Ireland	Neal (MA)
Dellums	Jacobs	Neal (NC)
Derrick	James	Nichols
Dickinson	Jefferson	Nowak
Dicks	Jenkins	Nussle
Dingell	Johnson (CT)	Oberstar
Dixon	Johnson (SD)	Obey
Donnelly	Johnson (TX)	Olver
Dooley	Johnston	Ortiz
Doolittle	Jones (NC)	Orton
Dorgan (ND)	Jontz	Owens (UT)

Oxley	Russo	Swett
Packard	Sabo	Swift
Pallone	Sanders	Synar
Panetta	Sangmeister	Tanner
Parker	Santorum	Tauzin
Pastor	Sarpalius	Taylor (MS)
Patterson	Savage	Taylor (NC)
Paxon	Sawyer	Thomas (GA)
Payne (NJ)	Saxton	Thomas (WY)
Payne (VA)	Schaefer	Thornton
Pease	Scheuer	Torres
Pelosi	Schiff	Torrice
Penny	Schroeder	Towns
Perkins	Schumer	Traficant
Peterson (FL)	Sensenbrenner	Unsoeld
Peterson (MN)	Serrano	Upton
Petri	Sharp	Valentine
Pickle	Shaw	Vander Jagt
Porter	Shays	Vento
Poshards	Shuster	Visclosky
Price	Sikorski	Volkmer
Pursell	Sisisky	Vucanovich
Quillen	Skaggs	Walker
Rahall	Skeen	Walsh
Ramstad	Skelton	Washington
Rangel	Slattery	Waters
Ravenel	Slaughter	Waxman
Ray	Smith (FL)	Weber
Reed	Smith (IA)	Weiss
Regula	Smith (NJ)	Weldon
Rhodes	Smith (OR)	Wheat
Richardson	Smith (TX)	Whitten
Riggs	Snowe	Williams
Ritter	Solarz	Wilson
Roberts	Solomon	Wise
Roe	Spence	Wolf
Roemer	Spratt	Wolpe
Rogers	Staggers	Wyden
Rohrabacher	Stallings	Yates
Ros-Lehtinen	Stark	Yatron
Rose	Stearns	Young (AK)
Rostenkowski	Stenholm	Young (FL)
Roth	Stokes	Zeliff
Roukema	Studds	Zimmer
Rowland	Stump	
Roybal	Sundquist	

Thereupon, Mr. COX of Illinois, Acting Chairman, announced that 406 Members had been recorded, a quorum.

The Committee resumed its business. After some further time,

¶65.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment, as modified, submitted by Mr. ASPIN:

At the end of division A (page 203, after line 14), insert the following new title:

TITLE XII—NUCLEAR NONPROLIFERATION

SEC. 1201. SHORT TITLE.

This title may be cited as the "Nuclear Threat Reduction Act of 1992".

SEC. 1202. SENSE OF CONGRESS.

It is the sense of the Congress that—

(1) the proliferation of nuclear weapons is one of the most serious threats to the national security of the United States in the post-Cold war era;

(2) nuclear nonproliferation policy of the United States should seek to limit both the supply of nuclear weapons and the demand for nuclear weapons and should undertake to reduce the existing threat from nuclear proliferation;

(3) the Secretary of Defense should, under the guidance of the President and in coordination with the Secretary of State, actively assist in United States nuclear nonproliferation policy, emphasizing activities such as improved capabilities to detect and monitor nuclear proliferation, to respond to nuclear terrorism, theft, and accidents, and to assist with interdiction and destruction of nuclear weapons and material; and

(4) in a manner consistent with United States nuclear nonproliferation policy, the Department of Defense should maintain a credible military capability to track and respond to nuclear proliferation.

SEC. 1203. REPORT ON DEPARTMENT OF DEFENSE AND DEPARTMENT OF ENERGY NONPROLIFERATION ACTIVITIES.

(a) PREPARATION OF REPORT.—The Secretary of Defense and the Secretary of Energy shall jointly submit to the committees of Congress named in subsection (d) a report describing the role of the Department of Defense and the Department of Energy with respect to nuclear nonproliferation policy. The report shall—

(1) address how the Secretary of Defense and the Secretary of Energy intend to integrate and coordinate existing intelligence and military capabilities of the Department of Defense and the intelligence and emergency response capabilities of the Department of Energy with the nuclear nonproliferation policy of the United States;

(2) identify existing capabilities within the Department of Defense and the Department of Energy to detect and monitor clandestine nuclear weapons programs, to respond to nuclear terrorism, nuclear accidents, or theft of nuclear materials, and to assist with interdiction and destruction of nuclear weapons and materials, including for the Department of Defense a description of the degree to which the unified combatant commands have incorporated a non-proliferation mission into their overall mission and how the Special Operations Command might support the commanders of the unified and specified commands in that mission;

(3) consider the appropriate role of the Defense Advanced Research Projects Agency (DARPA), the Defense Nuclear Agency and other Department of Defense agencies as well as the Department of Energy and other departments and agencies in providing technical assistance and support for the efforts of the Department of Defense and the Department of Energy with respect to nuclear nonproliferation; and

(4) identify existing mechanisms for integrating Department of Defense and Department of Energy nonproliferation activities with those of other departments and agencies and recommend ways to improve communication and collaboration.

(b) COORDINATION WITH OTHER AGENCIES.—The report shall be prepared under the guidance of the President and in coordination with the Secretary of State and the heads of other appropriate departments and agencies.

(c) SUBMISSION OF REPORT.—The report required by subsection (a) shall be submitted not after than 180 days after the date of the enactment of this Act. The report shall be submitted in unclassified form and, as necessary, in classified form.

(d) COMMITTEE TO RECEIVE REPORT.—The committees of Congress referred to in subsection (a) are—

(1) the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Energy and Commerce of the House of Representatives; and

(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

SEC. 1204. NUCLEAR NONPROLIFERATION TECHNOLOGY INITIATIVE.

(a) DARPA NUCLEAR PROLIFERATION MONITORING RESEARCH PROGRAM.—(1) The Secretary of Defense, acting through the Defense Advanced Research Projects Agency, shall continue to develop new nonproliferation technologies under the Nuclear Proliferation Monitoring Research Program of that agency.

(2) There is hereby authorized to be appropriated for fiscal year 1993 for research, development, test, and evaluation for the Defense Agencies, in addition to any other amounts for the Defense Agencies, in addition to any other amounts authorized to be appropriated by this Act, \$20,000,000 for non-

proliferation technology programs of the Defense Advanced Research Projects Agency, as follows:

(A) For proliferation detection and other technologies (including ultra-sensitive, portable radiation sensors and improved methods for effluent analysis for remote sensing), \$15,000,000.

(B) For seismic stations and arrays to detect low-level nuclear testing, \$5,000,000.

(b) DEPARTMENT OF ENERGY.—There is hereby authorized to be appropriated for fiscal year 1993 for the Department of Energy, in addition to any other amounts authorized to be appropriated by this Act, \$40,000,000 for nuclear nonproliferation detection technology and other projects and activities of the Department of Energy as follows:

(1) For verification control technology, \$20,000,000, of which—

(A) \$18,000,000 is in addition to the amount authorized under section 3104(c)(2); and

(B) \$2,000,000 is in addition to the amount authorized under section 3104(c)(2).

(2) To enhance other Department of Energy programs with application to problems of nuclear proliferation, nuclear safety, or nuclear security, \$20,000,000, to be available for programs such as the completion of the nuclear nonproliferation information network, construction of the Nuclear Safeguards Technology Lab at Los Alamos National Laboratory, and funding for emergency response training, research and development, and equipment.

(c) OFFSETTING REDUCTION.—The amount provided in section 104 for procurement for the Defense Agencies is hereby reduced by \$60,000,000.

SEC. 1205. INTERNATIONAL NUCLEAR NONPROLIFERATION ACTIVITIES.

(a) INTERNATIONAL EFFORTS.—The Congress encourages the Secretary of Defense and the Secretary of Energy to participate actively in United States efforts to stem the proliferation of nuclear weapons. To that end, the Secretary of Defense and the Secretary of Energy, under the guidance of the President and in coordination with the Secretary of State, may spend not to exceed a total of \$40,000,000 during fiscal year 1993 for international nonproliferation activities such as the following:

(1) Support for and technical cooperation with relevant international organizations (such as the International Atomic Energy Agency and the United Nations Special Commission on Iraq) to support more effective international safeguards and innovative detection and verification techniques, including in-kind contributions of personnel, equipment, training, and other forms of assistance.

(2) Collaborative international nuclear security and nuclear safety projects to combat the threat of nuclear theft, terrorism, or accidents, including joint emergency response exercises, technical assistance, and training.

(3) Efforts to improve international cooperative monitoring of nuclear proliferation through joint technical projects and improved intelligence sharing.

(b) FUNDING FOR FISCAL YEAR 1993.—(1) There is hereby authorized to be appropriated for fiscal year 1993 for the purposes of carrying out this section, in addition to any other amounts authorized to be appropriated by this Act, \$40,000,000.

(2) The amount provided in section 104 for procurement for the Defense Agencies is hereby reduced by \$40,000,000.

(c) DETERMINATION BY DIRECTOR OF OMB.—No funds may be obligated during fiscal year 1993 for the program under this section unless expenditures for that program during fiscal year 1993 have been determined by the Director of the Office of Management and Budget to be counted against the defense