

106TH CONGRESS
1ST SESSION

S. 606

AMENDMENT

In the House of Representatives, U. S.,

August 2, 1999.

Resolved, That the bill from the Senate (S. 606) entitled “An Act for the relief of Global Exploration and Development Corporation, Kerr-McGee Corporation, and Kerr-McGee Chemical, LLC (successor to Kerr-McGee Chemical Corporation), and for other purposes”, do pass with the following

AMENDMENT:

Strike out all after the enacting clause and insert:

1 ***SECTION 1. SATISFACTION OF CLAIMS AGAINST THE***
2 ***UNITED STATES.***

3 *(a) PAYMENT OF CLAIMS.—The Secretary of the Treas-*
4 *ury shall pay, out of money not otherwise appropriated—*

5 *(1) to the Global Exploration and Development*
6 *Corporation, a Florida corporation incorporated in*
7 *Delaware, \$9,500,000;*

8 *(2) to Kerr-McGee Corporation, an Oklahoma*
9 *corporation incorporated in Delaware, \$10,000,000;*
10 *and*

11 *(3) to Kerr-McGee Chemical, LLC, a limited li-*
12 *ability company organized under the laws of Dela-*
13 *ware, \$0.*

1 **(b) CONDITION OF PAYMENT.**—

2 **(1) GLOBAL EXPLORATION AND DEVELOPMENT**
3 **CORPORATION.**—*The payment authorized by sub-*
4 *section (a)(1) is in settlement and compromise of all*
5 *claims of Global Exploration and Development Cor-*
6 *poration, as described in the recommendations of the*
7 *United States Court of Federal Claims set forth in 36*
8 *Fed. Cl. 776.*

9 **(2) KERR-MCGEE CORPORATION AND KERR-**
10 **MCGEE CHEMICAL, LLC.**—*The payment authorized by*
11 *subsections (a)(2) and (a)(3) are in settlement and*
12 *compromise of all claims of Kerr-McGee Corporation*
13 *and Kerr-McGee Chemical, LLC, as described in the*
14 *recommendations of the United States Court of Fed-*
15 *eral Claims set forth in 36 Fed. Cl. 776.*

16 **(c) LIMITATION ON FEES.**—*Not more than 15 percent*
17 *of the sums authorized to be paid by subsection (a) shall*
18 *be paid to or received by any agent or attorney for services*
19 *rendered in connection with the recovery of such sums. Any*
20 *person violating this subsection shall be fined not more than*
21 *\$1,000.*

1 **SEC. 2. CRIMINAL PROHIBITION ON THE DISTRIBUTION OF**
 2 **CERTAIN INFORMATION RELATING TO EXPLO-**
 3 **SIVES, DESTRUCTIVE DEVICES, AND WEAP-**
 4 **ONS OF MASS DESTRUCTION.**

5 (a) *UNLAWFUL CONDUCT.*—Section 842 of title 18,
 6 *United States Code, is amended by adding at the end the*
 7 *following:*

8 “(p) *DISTRIBUTION OF INFORMATION RELATING TO*
 9 *EXPLOSIVES, DESTRUCTIVE DEVICES, AND WEAPONS OF*
 10 *MASS DESTRUCTION.*—

11 “(1) *DEFINITIONS.*—*In this subsection—*

12 “(A) *the term ‘destructive device’ has the*
 13 *same meaning as in section 921(a)(4);*

14 “(B) *the term ‘explosive’ has the same*
 15 *meaning as in section 844(j); and*

16 “(C) *the term ‘weapon of mass destruction’*
 17 *has the same meaning as in section 2332a(c)(2).*

18 “(2) *PROHIBITION.*—*It shall be unlawful for any*
 19 *person—*

20 “(A) *to teach or demonstrate the making or*
 21 *use of an explosive, a destructive device, or a*
 22 *weapon of mass destruction, or to distribute by*
 23 *any means information pertaining to, in whole*
 24 *or in part, the manufacture or use of an explo-*
 25 *sive, destructive device, or weapon of mass de-*
 26 *struction, with the intent that the teaching, dem-*

1 *onstration, or information be used for, or in fur-*
 2 *therance of, an activity that constitutes a Fed-*
 3 *eral crime of violence; or*

4 *“(B) to teach or demonstrate to any person*
 5 *the making or use of an explosive, a destructive*
 6 *device, or a weapon of mass destruction, or to*
 7 *distribute to any person, by any means, infor-*
 8 *mation pertaining to, in whole or in part, the*
 9 *manufacture or use of an explosive, destructive*
 10 *device, or weapon of mass destruction, knowing*
 11 *that such person intends to use the teaching,*
 12 *demonstration, or information for, or in further-*
 13 *ance of, an activity that constitutes a Federal*
 14 *crime of violence.”.*

15 *(b) PENALTIES.—Section 844 of title 18, United States*
 16 *Code, is amended—*

17 *(1) in subsection (a)—*

18 *(A) by striking “person who violates any of*
 19 *subsections” and inserting the following: “person*
 20 *who—*

21 *“(1) violates any of subsections”;*

22 *(B) by striking the period at the end and*
 23 *inserting “; and”; and*

24 *(C) by adding at the end the following:*

1 *any claims that the Menominee Indian Tribe of Wisconsin*
2 *may have against the United States with respect to the*
3 *damages referred to in that subsection.*

4 *(c) REQUIREMENTS FOR PAYMENT.—The payment to*
5 *the Menominee Indian Tribe of Wisconsin under subsection*
6 *(a) shall—*

7 *(1) have the status of a judgment of the United*
8 *States Court of Federal Claims for the purposes of the*
9 *Indian Tribal Judgment Funds Use or Distribution*
10 *Act (25 U.S.C. 1401 et seq.); and*

11 *(2) be made in accordance with the requirements*
12 *of that Act on the condition that, of the amounts re-*
13 *maining after payment of attorney fees and litigation*
14 *expenses—*

15 *(A) at least 30 percent shall be distributed*
16 *on a per capita basis; and*

17 *(B) the balance shall be set aside and pro-*
18 *grammed to serve tribal needs, including funding*
19 *for—*

20 *(i) educational, economic development,*
21 *and health care programs; and*

22 *(ii) such other programs as the cir-*
23 *cumstances of the Menominee Indian Tribe*
24 *of Wisconsin may justify.*

1 (d) *LIMITATION ON FEES.*—Not more than 15 percent
2 of the sums authorized to be paid by subsection (a) shall
3 be paid to or received by any agent or attorney for services
4 rendered in connection with the recovery of such sums. Any
5 person violating this subsection shall be fined not more than
6 \$1,000.

Attest:

Clerk.