

Shaw Stearns Upton
 Shuster Stenholm Visclosky
 Sisisky Stump Volkmer
 Skeen Sundquist Vucanovich
 Skelton Tanner Walker
 Slaughter Tazuin Walsh
 Smith (IA) Taylor (MS) Weldon
 Smith (MI) Taylor (NC) Whitten
 Smith (NJ) Tejada Wilson
 Smith (OR) Thomas (CA) Wise
 Smith (TX) Thomas (WY) Wolf
 Snowe Thornton Young (AK)
 Solomon Torkildsen Young (FL)
 Spence Traficant Zeliff

NOT VOTING—5

Chapman Packard Thompson
 Machtley Talent

So the amendment was not agreed to. After some further time, THE SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Ms. SLAUGHTER, Chairman, pursuant to House Resolution 229, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. SOLOMON demanded a separate vote on the amendment on page 30, line 3 (the GOSS amendment).

The question being put, viva voce,

Will the House agree to the following amendment on which a separate vote had been demanded?

At the end of title III, add the following new section:

SEC. 307. DISCLOSURE OF CLASSIFIED INFORMATION BY MEMBERS OF CONGRESS AND EXECUTIVE BRANCH OFFICERS AND EMPLOYEES

During the fiscal year 1994, no element of the United States Government for which funds are authorized in this Act may provide any classified information concerning or derived from the intelligence or intelligence-related activities of such element to a Member of Congress or to an officer or employee of the executive branch of the United States Government unless and until a copy of the following oath of secrecy has been signed by that Member, or officer or employee, as the case may be, and has been published, in an appropriate manner, in the Congressional Record:

"I do solemnly swear that I will not willfully directly or indirectly disclose to any unauthorized person any classified information received from any department of the Government funded in the Intelligence Authorization Act for Fiscal Year 1994 in the course of my duties as a Member of Congress (except pursuant to the rules and procedures of the appropriate House of the Congress), or as an officer or employee in the executive branch of the Government, as the case may be.

As used in this section, the term "Member of Congress" means a Member of the Senate or a Representative in, or a Delegate or Resident Commissioner to, the House of Representatives."

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SOLOMON demanded a recorded vote on agreeing to the amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 342
 Nays 85

95.15 [Roll No. 397]
 AYES—342

Abercrombie Farr Lewis (FL)
 Ackerman Fawell Lightfoot
 Andrews (NJ) Fazio Linder
 Andrews (TX) Fields (TX) Lipinski
 Applegate Fingerhut Livingston
 Archer Flake Lloyd
 Armev Ford (TN) Long
 Bacchus (FL) Fowler Lowey
 Bachus (AL) Franks (CT) Maloney
 Baesler Franks (NJ) Mann
 Baker (CA) Frost Manton
 Baker (LA) Furse Manzullo
 Ballenger Gallegly Margolies-
 Barca Gallo Mezvinsky
 Barcia Gekas Martinez
 Barlow Gephardt Mazzoli
 Barrett (NE) Geren McCandless
 Barrett (WI) Gilchrest McCollum
 Bartlett Gillmor McCreery
 Barton Gilman McCurdy
 Bateman Gingrich McDade
 Bentley Goodlatte McHale
 Bereuter Goodling McHugh
 Bevil Gordon McInnis
 Bilbray Goss McKeon
 Bilirakis Grams McMillan
 Bishop Grandy McNulty
 Bliley Green Meehan
 Blute Greenwood Menendez
 Boehlert Gunderson Meyers
 Boehner Hall (OH) Mica
 Bonilla Hall (TX) Michel
 Bonior Hamilton Miller (FL)
 Borski Hancock Mineta
 Boucher Hansen Minge
 Brewster Harman Mink
 Brooks Hastert Moakley
 Browder Hayes Molinari
 Brown (OH) Hefley Montgomery
 Bryant Hefner Moorhead
 Bunning Herger Moran
 Burton Hoagland Morella
 Buyer Hobson Murphy
 Byrne Hochbrueckner Murtha
 Callahan Hoekstra Myers
 Calvert Hoke Natcher
 Camp Holden Neal (MA)
 Canady Horn Neal (NC)
 Cantwell Houghton Nussle
 Cardin Hoyer Ortiz
 Carr Huffington Orton
 Castle Hughes Owens
 Chapman Hunter Oxley
 Clayton Hutchinson Pallone
 Clement Hutto Parker
 Clinger Hyde Pastor
 Coble Inglis Paxon
 Collins (GA) Inhofe Payne (VA)
 Combest Inslee Penny
 Condit Istook Peterson (FL)
 Cooper Jacobs Peterson (MN)
 Coppersmith Johnson (CT) Petri
 Costello Johnson (GA) Pickett
 Cox Johnson (SD) Pickle
 Cramer Johnson, Sam Pombo
 Crane Johnston Pomeroy
 Crapo Kanjorski Porter
 Cunningham Kaptur Portman
 Danner Kasich Poshard
 Darden Kennedy Price (NC)
 de la Garza Kennelly Pryce (OH)
 Deal Kim Quinn
 DeLauro King Rahall
 DeLay Kingston Ramstad
 Derrick Kleczka Ravenel
 Deutsch Klein Regula
 Diaz-Balart Klink Richardson
 Dickey Klug Ridge
 Dicks Knollenberg Roberts
 Dooley Kolbe Roemer
 Doolittle Kopetski Rogers
 Dornan Kreidler Rohrabacher
 Dreier Kyl Ros-Lehtinen
 Duncan Lambert Rose
 Dunn Lancaster Rostenkowski
 Durbin Lantos Roth
 Edwards (TX) LaRocco Roukema
 Emerson Laughlin Rowland
 English (AZ) Lazio Royce
 English (OK) Leach Sangmeister
 Eshoo Lehman Santorum
 Evans Levin Sarpalius
 Everrett Levy Sawyer
 Ewing Lewis (CA) Saxton

Schaefer Spratt Tucker
 Schenk Stenholm Upton
 Schiff Strickland Valentine
 Sensenbrenner Stump Visclosky
 Sharp Stupak Volkmer
 Shaw Sundquist Vucanovich
 Shays Swett Walker
 Shepherd Swift Walsh
 Shuster Tanner Weldon
 Sisisky Tazuin Wheat
 Skeen Taylor (MS) Whitten
 Skelton Taylor (NC) Wilson
 Slattery Tejada Wise
 Slaughter Thomas (CA) Wolf
 Smith (IA) Thomas (WY) Woolsey
 Smith (NJ) Thornton Young (AK)
 Smith (OR) Thurman Young (FL)
 Smith (TX) Torkildsen Zeliff
 Snowe Torres Zimmer
 Solomon Torricelli
 Spence Traficant

NOES—85

Allard Glickman Reynolds
 Andrews (ME) Gonzalez Roybal-Allard
 Becerra Gutierrez Rush
 Beilenson Hamburg Sabo
 Berman Hastings Sanders
 Blackwell Hilliard Schroeder
 Brown (CA) Hinchey Schumer
 Brown (FL) Jefferson Scott
 Clay Johnson, E.B. Serrano
 Clyburn Kildee Skaggs
 Coleman LaFalce Stark
 Collins (IL) Lewis (GA) Stearns
 Collins (MI) Markey Stokes
 Conyers Matsui Studds
 Coyne McCloskey Synar
 DeFazio McDermott Thompson
 Dellums McKinney Towns
 Dingell Meek Unsoeld
 Dixon Mfume Velazquez
 Edwards (CA) Miller (CA) Vento
 Engel Mollohan Washington
 Fields (LA) Nadler Waters
 Filner Oberstar Watt
 Fish Obey Waxman
 Foglietta Olver Wyden
 Ford (MI) Payne (NJ) Wynn
 Frank (MA) Pelosi Yates
 Gejdenson Quillen
 Gibbons Reed

NOT VOTING—6

Machtley Rangel Talent
 Packard Smith (MI) Williams

So the amendment was agreed to. The following amendment, as amended, was then agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Intelligence Authorization Act for Fiscal Year 1994".

TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 1994 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

- (1) The Central Intelligence Agency.
- (2) The Department of Defense.
- (3) The Defense Intelligence Agency.
- (4) The National Security Agency.
- (5) The National Reconnaissance Office.
- (6) The Department of the Army, the Department of the Navy, and the Department of the Air Force.
- (7) The Department of State.
- (8) The Department of the Treasury.
- (9) The Department of Energy.
- (10) The Federal Bureau of Investigation.
- (11) The Drug Enforcement Administration.

SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) SPECIFICATIONS OF AMOUNTS AND PERSONNEL CEILINGS.—The amounts authorized to be appropriated under section 101, and the authorized personnel ceilings as of September 30, 1994, for the conduct of the intelligence and intelligence-related activities of

the elements listed in such section, are those specified in the classified Schedule of Authorizations prepared to accompany the bill H.R. 2330 of the One Hundred Third Congress.

(b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AUTHORIZATIONS.—The Schedule of Authorizations shall be made available to the Committees on Appropriations of the Senate and House of Representatives and to the President. The President shall provide for suitable distribution of the Schedule, or of appropriate portions of the Schedule, within the executive branch.

SEC. 103. PERSONNEL CEILING ADJUSTMENTS.

(a) AUTHORITY FOR ADJUSTMENTS.—The Director of Central Intelligence may authorize employment for civilian personnel in excess of the number authorized for fiscal year 1994 under section 102 of this Act when the Director determines that such action is necessary to the performance of important intelligence functions, except that such number may not, for any element of the intelligence community, exceed 2 percent of the number of civilian personnel authorized under such section for such element.

(b) NOTICE TO INTELLIGENCE COMMITTEES.—The Director of Central Intelligence shall promptly notify the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate whenever the Director exercises the authority granted by this section.

SEC. 104. COMMUNITY MANAGEMENT ACCOUNT.

(a) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for the Community Management Account of the Director of Central Intelligence for fiscal year 1994 the sum of \$110,788,000. Within such amounts authorized, funds identified for the Advanced Research and Development Committee shall remain available for two years.

(b) AUTHORIZED PERSONNEL LEVELS.—The Community Management Account of the Director of Central Intelligence is authorized 222 full-time personnel as of September 30, 1994. Such personnel of the Community Management Account may be permanent employees of the Community Management Account or personnel detailed from other elements of the United States Government.

(c) REIMBURSEMENT.—During fiscal year 1994, any officer or employee of the United States or a member of the Armed Forces who is detailed to the Community Management Staff from another element of the United States Government shall be detailed on a reimbursable basis, except that any such officer, employee or member may be detailed on a nonreimbursable basis for a period of less than one year for the performance of temporary functions as required by the Director of Central Intelligence.

TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 1994 the sum of \$182,300,000.

SEC. 202. TECHNICAL CORRECTIONS.

(a) IN GENERAL.—The Central Intelligence Agency Retirement Act is amended—

(1) in section 101(7) (50 U.S.C. 2001(7))—
(A) by striking the comma after “basic pay” and inserting in lieu thereof “and”; and
(B) by striking “, and interest determined under section 281”;

(2) in section 201(c) (50 U.S.C. 2011(c)), by striking “the proviso of section 102(d)(3) of the National Security Act of 1947 (50 U.S.C. 403(d)(3))” and inserting in lieu thereof “section 103(c)(5) of the National Security Act of 1947 (50 U.S.C. 403-3(c)(5))”;

(3) in section 211(c)(2)(B) (50 U.S.C. 2021(c)(2)(B)), by striking “the requirement

under section 241(b)(4)” and inserting in lieu thereof “prior notification of a current spouse”;

(4) in section 221 (50 U.S.C. 2031)—

(A) by striking “(or, in the case of an annuity computed under section 232 and based on less than 3 years, over the total service)” in subsection (a)(4);

(B) in subsection (f)(1)(A)—

(i) by inserting “after the participant’s death” before the period in the first sentence;

(ii) by striking “after the participant’s death” in the second sentence;

(iii) by striking “(or is remarried if” in subsection (g)(1) and inserting in lieu thereof “(or, if remarried,”; and

(iv) by striking “(except as provided in paragraph (2))” in subsection (j);

(5) in section 222 (50 U.S.C. 2032)—

(A) by striking “other” the first place it appears in subsection (a)(7) and inserting in lieu thereof “survivor”;

(B) by inserting “the participant” before “or does not qualify” in subsection (c)(3)(C); and

(C) by inserting “spouse’s death or the” after “month before the” in subsection (c)(4);

(6) in section 224(c)(1)(B)(i) (50 U.S.C. 2034(c)(1)(B)(i)), by striking “former participant” and inserting in lieu thereof “retired participant”;

(7) in section 225(c) (50 U.S.C. 2035(c))—

(A) by striking “other” the first place it appears in paragraph (3) and inserting in lieu thereof “survivor”; and

(B) by striking “1991” in paragraph (4)(A) and inserting in lieu thereof “1990”;

(8) in section 231(d)(2) (50 U.S.C. 2051(d)(2)), by striking “241(b)” and inserting in lieu thereof “241(a)”;

(9) in section 232(b)(4) (50 U.S.C. 2052(b)(4)), by striking “section 222” and inserting in lieu thereof “section 221”;

(10) in section 234(b) (50 U.S.C. 2054(b)), by striking “sections 241 and 281” and inserting in lieu thereof “section 241”;

(11) in section 241 (50 U.S.C. 2071)—

(A) by striking “A lump-sum benefit that would have been payable to a participant, former participant, or annuitant, or to a survivor annuitant, authorized by subsection (d) or (e) of this section or by section 234(b) or 281(d)” in subsection (c) and inserting in lieu thereof “Lump-sum payments authorized by subsections (d) through (f) of this section or by section 281(d)”;

(B) by redesignating subsection (f) as subsection (g) and inserting after subsection (e) the following new subsection:

“(f) TERMINATION ON DEATH OF PARTICIPANT.—If a retired participant dies, any annuity accrued and unpaid shall be paid in accordance with subsection (c).”;

(12) in section 264(b) (50 U.S.C. 2094)—

(A) by inserting “and” after the semicolon at the end of paragraph (2);

(B) by striking “and to any payment of a return of contributions under section 234(a); and” in paragraph (3) and inserting in lieu thereof “, and the amount of any such payment,”; and

(C) by striking paragraph (4);

(13) in section 265 (50 U.S.C. 2095), by striking “Act” in both places it appears and inserting in lieu thereof “title”;

(14) in section 291(b)(2) (50 U.S.C. 2131(b)(2)), by striking “or section 232(c)”;

(15) in section 304(i)(1) (50 U.S.C. 2154(i)(1)), by striking “section 102(a)(3)” and inserting in lieu thereof “section 102(a)(4)”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect as of February 1, 1993.

SEC. 203. SURVIVOR ANNUITY, RETIREMENT ANNUITY, AND HEALTH BENEFITS FOR CERTAIN EX-SPOUSES OF CENTRAL INTELLIGENCE AGENCY EMPLOYEES.

(a) SURVIVOR ANNUITY.—

(1) IN GENERAL.—

(A) ENTITLEMENT OF FORMER WIFE OR HUSBAND.—Any person who was divorced on or before December 4, 1991, from a participant or retired participant in the Central Intelligence Agency Retirement and Disability System and who was married to such participant for not less than 10 years during such participant’s creditable service, at least five years of which were spent by the participant during the participant’s service as an employee of the Central Intelligence Agency outside the United States, or otherwise in a position the duties of which qualified the participant for designation by the Director of Central Intelligence as a participant under section 203 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2013), shall be entitled, except to the extent such person is disqualified under paragraph (2), to a survivor annuity equal to 55 percent of the greater of—

(i) the unreduced amount of the participant’s annuity, as computed under section 221(a) of such Act; or

(ii) the unreduced amount of what such annuity as so computed would be if the participant had not elected payment of the lump-sum credit under section 294 of such Act.

(B) REDUCTION IN SURVIVOR ANNUITY.—A survivor annuity payable under this subsection shall be reduced by an amount equal to any survivor annuity payments made to the former wife or husband under section 226 of such Act.

(2) LIMITATIONS.—A former wife or husband is not entitled to a survivor annuity under this subsection if—

(A) the former wife or husband remarries before age 55, except that the entitlement of the former wife or husband to such a survivor annuity shall be restored on the date such remarriage is dissolved by death, annulment, or divorce;

(B) the former wife or husband is less than 50 years of age; or

(C) the former wife or husband meets the definition of “former spouse” that was in effect under section 204(b)(4) of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees before December 4, 1991.

(3) COMMENCEMENT AND TERMINATION OF ANNUITY.—

(A) COMMENCEMENT OF ANNUITY.—The entitlement of a former wife or husband to a survivor annuity under this subsection shall commence—

(i) in the case of a former wife or husband of a participant or retired participant who is deceased as of October 1, 1994, beginning on the later of—

(I) the 60th day after such date; or

(II) the date on which the former wife or husband reaches age 50; and

(ii) in the case of any other former wife or husband, beginning on the latest of—

(I) the date on which the participant or retired participant to whom the former wife or husband was married dies;

(II) the 60th day after October 1, 1994; or

(III) the date on which the former wife or husband attains age 50.

(B) TERMINATION OF ANNUITY.—The entitlement of a former wife or husband to a survivor annuity under this subsection terminates on the last day of the month before the former wife’s or husband’s death or remarriage before attaining age 55. The entitlement of a former wife or husband to such a survivor annuity shall be restored on the date such remarriage is dissolved by death, annulment, or divorce.

(4) ELECTION OF BENEFITS.—A former wife or husband of a participant or retired participant shall not become entitled under this subsection to a survivor annuity or to the restoration of the survivor annuity unless the former wife or husband elects to receive it instead of any other survivor annuity to which the former wife or husband may be entitled under the Central Intelligence Agency Retirement and Disability System or any other retirement system for Government employees on the basis of a marriage to someone other than the participant.

(5) APPLICATION.—

(A) TIME LIMIT; WAIVER.—A survivor annuity under this subsection shall not be payable unless appropriate written application is provided to the Director, complete with any supporting documentation which the Director may by regulation require. Any such application shall be submitted not later than October 1, 1995. The Director may waive the application deadline under the preceding sentence in any case in which the Director determines that the circumstances warrant such a waiver.

(B) RETROACTIVE BENEFITS.—Upon approval of an application provided under subparagraph (A), the appropriate survivor annuity shall be payable to the former wife or husband with respect to all periods before such approval during which the former wife or husband was entitled to such annuity under this subsection, but in no event shall a survivor annuity be payable under this subsection with respect to any period before October 1, 1994.

(6) RESTORATION OF ANNUITY.—Notwithstanding paragraph (5)(A), the deadline by which an application for a survivor annuity must be submitted shall not apply in cases in which a former spouse's entitlement to such a survivor annuity is restored after October 1, 1994, under paragraph (2)(A) or (3)(B).

(7) APPLICABILITY IN CASES OF PARTICIPANTS TRANSFERRED TO FERS.—

(A) ENTITLEMENT.—Except as provided in paragraph (2), this subsection shall apply to a former wife or husband of a participant under the Central Intelligence Agency Retirement and Disability System who has elected to become subject to chapter 84 of title 5, United States Code.

(B) AMOUNT OF ANNUITY.—The survivor annuity of a person covered by subparagraph (A) shall be equal to 50 percent of the unreduced amount of the participant's annuity computed in accordance with section 302(a) of the Federal Employees' Retirement System Act of 1986 and shall be reduced by an amount equal to any survivor annuity payments made to the former wife or husband under section 8445 of title 5, United States Code.

(b) RETIREMENT ANNUITY.—

(1) IN GENERAL.—

(A) ENTITLEMENT OF FORMER WIFE OR HUSBAND.—A person described in subsection (a)(1)(A) shall be entitled, except to the extent such former spouse is disqualified under paragraph (2), to an annuity—

(i) if married to the participant throughout the creditable service of the participant, equal to 50 percent of the annuity of the participant; or

(ii) if not married to the participant throughout such creditable service, equal to that former wife's or husband's pro rata share of 50 percent of such annuity (determined in accordance with section 222(a)(1)(B) of the Central Intelligence Agency Retirement Act (50 U.S.C. 2032 (a)(1)(B)).

(B) REDUCTION IN RETIREMENT ANNUITIES.—

(i) AMOUNT OF REDUCTION.—An annuity payable under this subsection shall be reduced by an amount equal to any apportionment payments payable to the former wife or husband pursuant to the terms of a court order incident to the dissolution of the mar-

riage of such former spouse and the participant, former participant, or retired participant.

(ii) DEFINITION OF TERMS.—For purposes of clause (i):

(I) APPORTIONMENT.—The term "apportionment" means a portion of a retired participant's annuity payable to a former wife or husband either by the retired participant or the Government in accordance with the terms of a court order.

(II) COURT ORDER.—The term "court order" means any decree of divorce or annulment or any court order or court-approved property settlement agreement incident to such decree.

(2) LIMITATIONS.—A former wife or husband is not entitled to an annuity under this subsection if—

(A) the former wife or husband remarries before age 55, except that the entitlement of the former wife or husband to an annuity under this subsection shall be restored on the date such remarriage is dissolved by death, annulment, or divorce;

(B) the former wife or husband is less than 50 years of age; or

(C) the former wife or husband meets the definition of "former spouse" that was in effect under section 204(b)(4) of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees before December 4, 1991.

(3) COMMENCEMENT AND TERMINATION.—

(A) RETIREMENT ANNUITIES.—The entitlement of a former wife or husband to an annuity under this subsection—

(i) shall commence on the later of—

(I) October 1, 1994;

(II) the day the participant upon whose service the right to the annuity is based becomes entitled to an annuity under such Act; or

(III) such former wife's or husband's 50th birthday; and

(ii) shall terminate on the earlier of—

(I) the last day of the month before the former wife or husband dies or remarries before 55 years of age, except that the entitlement of the former wife or husband to an annuity under this subsection shall be restored on the date such remarriage is dissolved by death, annulment, or divorce; or

(II) the date on which the annuity of the participant terminates.

(B) DISABILITY ANNUITIES.—Notwithstanding subparagraph (A)(i)(II), in the case of a former wife or husband of a disability annuitant—

(i) the annuity of the former wife or husband shall commence on the date on which the participant would qualify on the basis of the participant's creditable service for an annuity under the Central Intelligence Agency Retirement Act (other than a disability annuity) or the date the disability annuity begins, whichever is later; and

(ii) the amount of the annuity of the former wife or husband shall be calculated on the basis of the annuity for which the participant would otherwise so qualify.

(C) ELECTION OF BENEFITS.—A former wife or husband of a participant or retired participant shall not become entitled under this subsection to an annuity or to the restoration of an annuity unless the former wife or husband elects to receive it instead of any survivor annuity to which the former wife or husband may be entitled under the Central Intelligence Agency Retirement and Disability System or any other retirement system for Government employees on the basis of a marriage to someone other than the participant.

(D) APPLICATION.—

(i) TIME LIMIT; WAIVER.—An annuity under this subsection shall not be payable unless appropriate written application is provided to the Director of Central Intelligence, complete with any supporting documentation

which the Director may by regulation require, not later than October 1, 1995. The Director may waive the application deadline under the preceding sentence in any case in which the Director determines that the circumstances warrant such a waiver.

(ii) RETROACTIVE BENEFITS.—Upon approval of an application under clause (i), the appropriate annuity shall be payable to the former wife or husband with respect to all periods before such approval during which the former wife or husband was entitled to an annuity under this subsection, but in no event shall an annuity be payable under this subsection with respect to any period before October 1, 1994.

(4) RESTORATION OF ANNUITIES.—Notwithstanding paragraph (3)(D)(i), the deadline by which an application for a retirement annuity must be submitted shall not apply in cases in which a former spouse's entitlement to such annuity is restored after October 1, 1994, under paragraph (2)(A) or (3)(A)(ii).

(5) APPLICABILITY IN CASES OF PARTICIPANTS TRANSFERRED TO FERS.—The provisions of this subsection shall apply to a former wife or husband of a participant under the Central Intelligence Agency Retirement and Disability System who has elected to become subject to chapter 84 of title 5, United States Code. For purposes of this paragraph, any reference in this section to a participant's annuity under the Central Intelligence Agency Retirement and Disability System shall be deemed to refer to the transferred participant's annuity computed in accordance with section 302(a) of the Federal Employees' Retirement System Act of 1986.

(6) SAVINGS PROVISION.—Nothing in this subsection shall be construed to impair, reduce, or otherwise affect the annuity or the entitlement to an annuity of a participant or former participant under title II or III of the Central Intelligence Agency Retirement Act.

(c) HEALTH BENEFITS.—

(1) IN GENERAL.—Section 16 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403p) is amended—

(A) by redesignating subsections (c) through (e) as subsections (e) through (g), respectively; and

(B) by inserting after subsection (b) the following:

"(c) ELIGIBILITY OF FORMER WIVES OR HUSBANDS.—(1) Notwithstanding subsections (a) and (b) and except as provided in subsections (d), (e), and (f), an individual—

"(A) who was divorced on or before December 4, 1991, from a participant or retired participant in the Central Intelligence Agency Retirement and Disability System or the Federal Employees Retirement System Special Category;

"(B) who was married to such participant for not less than ten years during the participant's creditable service, at least five years of which were spent by the participant during the participant's service as an employee of the Agency outside the United States, or otherwise in a position the duties of which qualified the participant for designation by the Director of Central Intelligence as a participant under section 203 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2013); and

"(C) who was enrolled in a health benefits plan as a family member at any time during the 18-month period before the date of dissolution of the marriage to such participant; is eligible for coverage under a health benefits plan.

"(2) A former spouse eligible for coverage under paragraph (1) may enroll in a health benefits plan in accordance with subsection (b)(1), except that the election for such enrollment must be submitted within 60 days after the date on which the Director notifies the former spouse of such individual's eligi-

bility for health insurance coverage under this subsection.

“(d) CONTINUATION OF ELIGIBILITY.—Notwithstanding subsections (a), (b), and (c) and except as provided in subsections (e) and (f), an individual divorced on or before December 4, 1991, from a participant or retired participant in the Central Intelligence Agency Retirement and Disability System or Federal Employees’ Retirement System Special Category who enrolled in a health benefits plan following the dissolution of the marriage to such participant may continue enrollment following the death of such participant notwithstanding the termination of the retirement annuity of such individual.”

(2) CONFORMING AMENDMENTS.—(A) Subsection (a) of such section is amended by striking “subsection (c)(1)” and inserting in lieu thereof “subsection (e)”.

(B) Subsection (e)(2) of such section (as redesignated by paragraph (1) of this section) is amended by inserting “or to subsection (d)” after “subsection (b)(1)”.

(d) SOURCE OF PAYMENT FOR ANNUITIES.—Annuities provided under subsections (a) and (b) shall be payable from the Central Intelligence Agency Retirement and Disability Fund maintained under section 202 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2012).

(e) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), subsections (a) and (b) shall take effect as of October 1, 1994, the amendments made by subsection (c) shall apply to individuals on and after October 1, 1994, and no benefits provided pursuant to those subsections shall be payable with respect to any period before October 1, 1994.

(2) Section 16(d) of the Central Intelligence Agency Act of 1949 (as added by subsection (c) of this section) shall apply to individuals beginning on the date of enactment of this Act.

SEC. 204. CROSS-REFERENCE CORRECTIONS TO REVISED CIARDS STATUTE.

(a) ANNUAL INTELLIGENCE AUTHORIZATION ACTS.—Section 306 of the Intelligence Authorization Act, Fiscal Year 1990 (50 U.S.C. 403r-1) is amended by striking “section 303 of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” and inserting in lieu thereof “section 303 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2153)”.

(b) FOREIGN SERVICE ACT OF 1980.—The Foreign Service Act of 1980 is amended—

(1) in section 853 (22 U.S.C. 4071b), by striking “title II of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” in subsection (c) and inserting in lieu thereof “title II of the Central Intelligence Agency Retirement Act (50 U.S.C. 2011 et seq.)”;

(2) in section 854 (22 U.S.C. 4071c)—

(A) by striking “title II of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” in subsection (a)(3) and inserting in lieu thereof “title II of the Central Intelligence Agency Retirement Act (50 U.S.C. 2011 et seq.)”; and

(B) by striking “title III of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” in subsection (d) and inserting in lieu thereof “title III of the Central Intelligence Agency Retirement Act (50 U.S.C. 2151 et seq.)”; and

(3) in section 855 (22 U.S.C. 4071d), by striking “under title II of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees or under section 302(a) or 303(b) of that Act” in subsection (b)(2)(A)(ii) and inserting in lieu thereof “under title II of the Central Intelligence Agency Retirement Act (50 U.S.C. 2011 et seq.) or under section 302(a) or 303(b) of that Act (50 U.S.C. 2152(a), 2153(b))”.

(c) INTERNAL REVENUE CODE OF 1986.—Section 3121(b)(5)(H)(i) of the Internal Revenue Code of 1986 is amended by striking “section 307 of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” and inserting in lieu thereof “section 307 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2157)”.

(d) SOCIAL SECURITY ACT.—Section 210(a)(5)(H)(i) of the Social Security Act (42 U.S.C. 410(a)(5)(H)(i)) is amended by striking “section 307 of the Central Intelligence Agency Retirement Act of 1964 for Certain Employees” and inserting in lieu thereof “section 307 of the Central Intelligence Agency Retirement Act (50 U.S.C. 2157)”.

TITLE III—GENERAL PROVISIONS

SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND BENEFITS AUTHORIZED BY LAW.

Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such compensation or benefits authorized by law.

SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.

The authorization of appropriations by this Act shall not be deemed to constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or laws of the United States.

SEC. 303. NATIONAL SECURITY SCHOLARSHIPS, FELLOWSHIPS, AND GRANTS.

(a) REPEAL.—Title VIII of Public Law 102-183 (50 U.S.C. 1901 et seq.) is repealed.

(b) RETURN OF FUNDS TO TREASURY.—All amounts in the National Security Education Trust Fund established pursuant to section 804 of such public law that are not obligated on the date of enactment of this Act are transferred to the Treasury of the United States as miscellaneous receipts.

SEC. 304. ANNUAL REPORT ON INTELLIGENCE COMMUNITY

(a) ANNUAL DCI REPORT.—Title I of the National Security Act of 1947 is amended by adding at the end the following new section: “ANNUAL REPORT ON INTELLIGENCE COMMUNITY ACTIVITIES

“SEC. 109. (a) IN GENERAL.—The Director of Central Intelligence shall submit to Congress an annual report on the activities of the intelligence community. The annual report under this section shall be unclassified.

“(b) MATTERS TO BE COVERED IN ANNUAL REPORT.—Each report under this section shall describe—

“(1) the activities of the intelligence community during the preceding fiscal year, including significant successes and failures that can be described in an unclassified manner; and

“(2) the areas of the world and the issues that the Director expects will require increased or unusual attention from the intelligence community during the next fiscal year.

“(c) TIME FOR SUBMISSION.—The report under this section for any year shall be submitted at the same time that the President submits the budget for the next fiscal year pursuant to section 1105 of title 31, United States Code.”

(b) CLERICAL AMENDMENT.—The table of contents in the first section of such Act is amended by inserting after the item relating to section 108 the following new item:

“Sec. 109. Annual report on intelligence community activities.”

SEC. 305. SECURITY REVIEWS.

(a) FINDINGS.—The Congress finds that—

(1) the President directed the Director of the Information Security Oversight Office to

review Executive Order 12356 and other directives relating to the protection of national security information and to report no later than November 30, 1993; and

(2) the Secretary of Defense and the Director of Central Intelligence have established a joint security commission to conduct a review of security practices and procedures at the Department of Defense and the Central Intelligence Agency and to report within 1 year of the establishment of the commission.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the Director of Central Intelligence, the Secretary of Defense, and the Director of the Information Security Oversight Office should conduct the reviews referred to in subsection (a) with maximum consultation with each other; and

(2) the results of these reviews should be incorporated into a consolidated recommendation for the President.

SEC. 306. NATIONAL TASK FORCE ON COUNTERTERRORISM.

(a) ESTABLISHMENT.—It is the sense of the Congress that the President should establish a National Task Force on Counterterrorism comprised of the following nine members: the Deputy Attorney General of the United States, the Deputy Director of Central Intelligence, the Coordinator for Terrorism of the Department of State, an Assistant Secretary of Commerce as designated by the Secretary of Commerce, the National Security Advisor or the Deputy National Security Advisor for Special Operations Low Intensity Conflict, the Assistant Secretary of Treasury for Enforcement, the Director of the Federal Bureau of Investigation, the Vice Chairman of the Joint Chiefs of Staff, and an Assistant Secretary of Transportation appointed by the Secretary of Transportation. The Deputy Attorney General and the Deputy Director of Central Intelligence should serve as the Co-Chairs of the Task Force which will review all counterterrorism activities of the intelligence community of the United States Government.

(b) DUTIES.—The National Task Force on Counterterrorism should prepare a report to the Congress which should—

(1) define terrorism, both domestic and international;

(2) identify Federal government activities, programs, and assets, which may be utilized to counter terrorism;

(3) assess the processing, analysis, and distribution of intelligence on terrorism and make recommendations for improvement;

(4) make recommendations on appropriate national policies, both preventive and reactive, to counter terrorism;

(5) assess the coordination among law enforcement, intelligence and defense agencies involved in counterterrorism activities and make recommendations concerning how coordination can be improved; and

(6) assess whether there should be more centralized operational control over Federal government activities, programs, and assets utilized to counter terrorism, and if so, make recommendations concerning how that should be achieved.

(c) SUPPORT.—Sufficient full-time staff to support and fulfill duties outlined in paragraph (b) should be provided.

(d) REPORT.—The Task Force will report to Congress no later than six months after the date of enactment of this Act as to the review and recommendations outlined in paragraph (b) and how those recommendations might be implemented. Each 120 days thereafter for the remainder of the two year period beginning on the date of the initial report, the Task Force will report to Congress on the progress of the implementation of any recommendations.

SEC. 307. DISCLOSURE OF CLASSIFIED INFORMATION BY MEMBERS OF CONGRESS AND EXECUTIVE BRANCH OFFICERS AND EMPLOYEES.

During the fiscal year 1994, no element of the United States Government for which funds are authorized in this Act may provide any classified information concerning or derived from the intelligence or intelligence-related activities of such element to a Member of Congress or to an officer or employee of the executive branch of the United States Government unless and until a copy of the following oath of secrecy has been signed by that Member, or officer or employee, as the case may be, and has been published, in an appropriate manner, in the Congressional Record:

"I do solemnly swear that I will not willfully directly or indirectly disclose to any unauthorized person any classified information received from any department of the Government funded in the Intelligence Authorization Act for Fiscal Year 1994 in the course of my duties as a Member of Congress (except pursuant to the rules and procedures of the appropriate House of the Congress), or as an officer or employee in the executive branch of the Government, as the case may be."

As used in this section, the term "Member of Congress" means a Member of the Senate or a Representative in, or a Delegate or Resident Commissioner to, the House of Representatives.

TITLE IV—CENTRAL INTELLIGENCE AGENCY

SEC. 401. SUPPORT FOR SCIENCE, MATHEMATICS, AND ENGINEERING EDUCATION.

Section 5 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f) is amended—

(1) by striking out "and" at the end of paragraph (e);

(2) by striking out the period at the end of paragraph (f) and inserting in lieu thereof "; and"; and

(3) by adding the following new paragraph at the end thereof:

"(g) In recognition of the importance of science, mathematics, and engineering to the national security and in order to encourage students to pursue studies in science, mathematics, and engineering, the Director may carry out a program to award cash prizes and visits to the Agency (including the payment of costs associated with such visits) for students who participate in high school science fairs within the United States."

TITLE V—DEPARTMENT OF DEFENSE

SEC. 501. REPORTING ON INTELLIGENCE ACTIVITIES OTHER THAN COVERT ACTIONS.

Section 502 of the National Security Act of 1947 (50 U.S.C. 413a) is amended—

(1) by inserting "(a)" after "SEC. 502."; and

(2) by adding at the end the following:
 "(b) For the purposes of this section, the term 'intelligence activity' includes any deployment of military intelligence personnel serving in clandestine intelligence collection units."

TITLE VI—ADDITIONAL TECHNICAL AMENDMENTS

SEC. 601. CENTRAL INTELLIGENCE AGENCY ACT OF 1949.

The Central Intelligence Agency Act of 1949 is amended—

(1) in section 5(a) (50 U.S.C. 403f(a)), by striking "sections 102 and 303 of the National Security Act of 1947 (Public Law 253, Eightieth Congress)" in the first sentence and inserting in lieu thereof "sections 103 and 104 of the National Security Act of 1947 (50 U.S.C. 403-3, 403-4)";

(2) in the first sentence of section 6 (50 U.S.C. 403g), by striking "the proviso of sec-

tion 102(d)(3) of the National Security Act of 1947 (Public Law 253, Eightieth Congress, first session)" and inserting in lieu thereof "section 103(c)(5) of the National Security Act of 1947 (50 U.S.C. 403-3(c)(5))"; and

(3) in section 19(b) (50 U.S.C. 403s(b))—

(A) by striking "SECTION 231" in the heading after "(b)" and inserting in lieu thereof "SECTION 232"; and

(B) by striking "section 231" in the matter following paragraph (4) and inserting in lieu thereof "section 232".

SEC. 602. NATIONAL SECURITY ACT OF 1947.

Section 103(d)(3) of the National Security Act of 1947 (50 U.S.C. 403-3(d)(3)) is amended by striking "providing" and inserting in lieu thereof "provide".

SEC. 603. CODIFICATION IN TITLE 10, UNITED STATES CODE, OF CERTAIN PERMANENT PROVISIONS.

(a) INTELLIGENCE-RELATED PROVISION.—(1) Chapter 21 of title 10, United States Code, is amended by inserting after section 424 the following new section:

"§ 425. Disclosure of personnel information: exemption for National Reconnaissance Office

"(a) EXEMPTION FROM DISCLOSURE.—Except as required by the President or as provided in subsection (b), no provision of law shall be construed to require the disclosure of the name, title, or salary of any person employed by, or assigned or detailed to, the National Reconnaissance Office or the disclosure of the number of such persons.

"(b) PROVISION OF INFORMATION TO CONGRESS.—Subsection (a) does not apply with respect to the provision of information to Congress."

(2) The table of sections at the beginning of subchapter I of such chapter is amended by adding at the end the following new item:

"425. Disclosure of personnel information: exemption for National Reconnaissance Office."

(b) CONFORMING REPEAL.—Section 406 of the Intelligence Authorization Act for Fiscal Year 1993 (Public Law 102-496; 10 U.S.C. 424 note) is repealed.

SEC. 604. COMPLIANCE WITH BUY AMERICAN ACT.

No funds authorized pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c, popularly known as the "Buy American Act").

SEC. 605. SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.

(a) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or products that may be authorized under this Act, it is the sense of the Congress that entities receiving such assistance should, in expending the assistance, purchase only American-made equipment and products.

(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance under this Act, the Director of the Central Intelligence Agency shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.

SEC. 606. PROHIBITION OF CONTRACTS.

If it has been finally determined by a court or Federal agency that any person intentionally affixed a fraudulent label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States, that was not made in the United States, such person shall be ineligible to receive any contract or subcontract made with funds provided pursuant to this Act, pursuant to the debarment, suspension, and ineli-

gibility procedures described in section 9.400 through 9.409 of title 48, Code of Federal Regulations.

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

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. MCNULTY, announced that the yeas had it.

Mr. GLICKMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the

affirmative	Yeas	400
		Nays

¶95.16

[Roll No. 398]

YEAS—400

Abercrombie	Condit	Grans
Ackerman	Cooper	Grandy
Allard	Coppersmith	Green
Andrews (ME)	Costello	Greenwood
Andrews (NJ)	Cox	Gunderson
Andrews (TX)	Coyne	Gutierrez
Applegate	Cramer	Hall (OH)
Archer	Crane	Hall (TX)
Armey	Crapo	Hamilton
Bacchus (FL)	Cunningham	Hancock
Bachus (AL)	Danner	Hansen
Baessler	Darden	Harman
Baker (CA)	de la Garza	Hastert
Baker (LA)	Deal	Hastings
Ballenger	DeLauro	Hayes
Barca	DeLay	Hefley
Barcia	Derrick	Hefner
Barlow	Deutsch	Hergert
Barrett (NE)	Diaz-Balart	Hinchey
Barrett (WI)	Dickey	Hoagland
Bartlett	Dicks	Hobson
Barton	Dingell	Hochbrueckner
Bateman	Dixon	Hoekstra
Beilenson	Dooley	Hoke
Bentley	Doolittle	Holden
Bereuter	Dornan	Horn
Berman	Dreier	Houghton
Bevill	Dunn	Hoyer
Bilbray	Durbin	Huffington
Bilirakis	Edwards (CA)	Hughes
Bishop	Edwards (TX)	Hunter
Blackwell	Emerson	Hutchinson
Bliley	Engel	Hutto
Blute	English (AZ)	Inglis
Boehlert	English (OK)	Inhofe
Boehner	Eshoo	Insee
Bonilla	Evans	Istook
Bonior	Everett	Jacobs
Borski	Ewing	Jefferson
Boucher	Farr	Johnson (CT)
Brewster	Fawell	Johnson (GA)
Brooks	Fazio	Johnson (SD)
Browder	Fields (LA)	Johnson, E. B.
Brown (CA)	Fields (TX)	Johnson, Sam
Brown (FL)	Filner	Johnston
Brown (OH)	Fingerhut	Kaptur
Bryant	Fish	Kasich
Bunning	Flake	Kennedy
Burton	Foglietta	Kennelly
Buyer	Ford (MI)	Kildee
Byrne	Fowler	Kim
Callahan	Franks (CT)	King
Calvert	Franks (NJ)	Kingston
Camp	Frost	Klecicka
Canady	Furse	Klein
Cantwell	Gallegly	Klink
Cardin	Gallo	Klug
Carr	Gejdenson	Knollenberg
Castle	Gekas	Kolbe
Chapman	Gephardt	Kopetski
Clay	Geren	Kreidler
Clayton	Gibbons	Kyl
Clement	Gilchrest	LaFalce
Clinger	Gillmor	Lambert
Clyburn	Gilman	Lancaster
Coble	Gingrich	Lantos
Coleman	Glickman	LaRocco
Collins (GA)	Goodlatte	Laughlin
Collins (IL)	Goodling	Lazio
Collins (MI)	Gordon	Leach
Combest	Goss	Lehman