

(ii) a foreign country that has agreed to assume, not later than September 30, 1996, at least 75 percent of the nonpersonnel costs of United States military installations in the country.

(d) OBLIGATIONAL LIMITATION.—(1) The total amount appropriated to the Department of Defense for Military Personnel, for Operation and Maintenance, and for military construction (including NATO Infrastructure) that is obligated to conduct overseas basing activities during fiscal year 1994 may not exceed \$16,915,400,000 (such amount being the amount appropriated for such purposes for fiscal year 1993 reduced by \$3,300,000,000).

(2) For purposes of this subsection, the term "overseas basing activities" means the activities of the Department of Defense for which funds are provided through appropriations for Military Personnel, for Operation and Maintenance (including appropriations for family housing operations), and for military construction (including family housing construction and NATO Infrastructure) for the payment of costs for Department of Defense overseas military units and the costs for all dependents who accompany Department of Defense personnel outside the United States.

(e) ALLOCATIONS OF SAVINGS.—Any amounts appropriated to the Department of Defense for fiscal year 1994 for the purposes covered by subsection (d)(1) that are not available to be used for those purposes by reason of the limitation in that subsection shall be allocated by the Secretary of Defense for operation and maintenance and for military construction activities of the Department of Defense at military installations and facilities located inside the United States.

SEC. 1044. BURDENSARING CONTRIBUTIONS FROM DESIGNATED COUNTRIES AND REGIONAL ORGANIZATIONS.

(a) IN GENERAL.—Section 1045 of the National Defense Authorization Act for Fiscal Years 1992 and 1993 (Public Law 102-190; 105 Stat. 1465) is amended—

(1) in subsection (a)—
(A) by striking out "During fiscal years 1992 and 1993, the Secretary" and inserting in lieu thereof "The Secretary"; and

(B) by striking out "Japan, Kuwait, and the Republic of Korea" and inserting in lieu thereof "any country or regional organization designated for purposes of this section by the Secretary of Defense"; and

(2) in subsection (f)—
(A) by striking out "each quarter of fiscal years 1992 and 1993" and inserting in lieu thereof "each fiscal-year quarter";

(B) by striking out "congressional defense committees" and inserting in lieu thereof "Congress"; and

(C) by striking out "Japan, Kuwait, and the Republic of Korea" and inserting in lieu thereof "each country and regional organization from which contributions have been accepted by the Secretary under subsection (a)".

(b) CLERICAL AMENDMENT.—The heading of such section is amended to read as follows:

"SEC. 1045. BURDENSARING CONTRIBUTIONS FROM DESIGNATED COUNTRIES AND REGIONAL ORGANIZATIONS."

SEC. 1045. MODIFICATION OF CERTAIN REPORT REQUIREMENTS.

(a) BIENNIAL NATO REPORT.—Section 1002(d) of the Department of Defense Authorization Act, 1985 (Public Law 98-525; 22 U.S.C. 1928 note), is amended—

(1) by striking out "(1) Not later than April 1, 1990, and biennially each year thereafter" and inserting in lieu thereof "Not later than April 1 of each even-numbered year";

(2) by redesignating subparagraphs (A) and (B) as paragraphs (1) and (2); and

(3) by striking out paragraph (2) (following the paragraph (2) designated by paragraph (2) of this subsection).

(b) REPORT ON ALLIED CONTRIBUTIONS.—Section 1046(e) of the National Defense Authorization Act for Fiscal Years 1992 and 1993 (Public Law 102-190; 105 Stat. 1467; 22 U.S.C. 1928 note) is amended—

(1) by striking out "and" at the end of paragraph (2);

(2) by striking out the period at the end of paragraph (3) and inserting in lieu thereof "; and"; and

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

"(4) specifying the incremental costs to the United States associated with the permanent stationing ashore of United States forces in foreign nations."

(c) SENSE OF CONGRESS.—(1) The Congress finds that the Secretary of Defense did not submit to Congress in a timely manner the report on allied contributions to the common defense required under section 1003 of the National Defense Authorization Act, 1985 (Public Law 98-525; 98 Stat. 2577), to be submitted not later than April 1, 1993.

(2) It is the sense of Congress that the timely submission of such report to Congress each year is essential to the deliberation by Congress concerning the annual defense program.

AMENDMENT TO H.R. 2401, AS MODIFIED OFFERED BY MR. SPENCE OF SOUTH CAROLINA (OR HIS DESIGNEE)

After section 1303 of the bill, insert the following new section:

SEC. 1304. ALTERATIONS IN FUNDING FOR DEFENSE CONVERSION, REINVESTMENT, AND TRANSITION ASSISTANCE PROGRAMS.

(a) COMMUNITY ADJUSTMENT AND DIVERSIFICATION.—The amount provided in section 1321(a) (relating to community adjustment and diversification assistance) is hereby increased by \$40,000,000.

(b) OFF-SETTING REDUCTIONS.—The amount specified in the matter preceding the paragraphs in section 1311 for activities of the Department of Defense under chapter 148 of title 10, United States Code, and section 2197 of such title is hereby reduced by \$40,000,000, of which—

(1) 50 percent of such reduction is hereby achieved by reducing the funding for the manufacturing extension program, as provided in paragraph (5) of section 1311, by \$20,000,000; and

(2) 50 percent of such reduction is hereby achieved by reducing the funding for the defense dual-use extension program, as provided in paragraph (6) of such section, by \$20,000,000.

¶98.16 DEFENSE AUTHORIZATION

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to House Resolution 246 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. 2401) to authorize appropriations for fiscal year 1994 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1994, and for other purposes.

Mr. DURBIN, Acting Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

¶98.17 RECORDED VOTE

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

At the end of subtitle A of title II (page 42, after line 23) insert the following new section:

SEC. 203. AIR FORCE SPACE BASED SURVEILLANCE PROGRAM.

The amount provided in section 201 for the Air Force is hereby reduced by \$252,952,000. None of the amount provided in such section shall be available for the program known as Brilliant Eyes.

Strike out section 231 and 232 (page 53, line 10, through page 54, line 15) and insert in lieu thereof the following:

SEC. 231. THEATER MISSILE DEFENSE INITIATIVE.

(a) FUNDING FOR FISCAL YEAR 1994.—Of the amounts appropriated pursuant to section 201 or otherwise made available to the Department of Defense for research, development, test, and evaluation for fiscal year 1994, not more than \$811,300,000 may be obligated for activities of the Theater Missile Defense Initiative.

(b) REPORT.—When the President's budget for fiscal year 1995 is submitted to Congress pursuant to section 1105 of title 31, United States Code, the Secretary of Defense shall submit to the congressional defense committees a report—

(1) setting forth the allocation by the Secretary of funds appropriated for the Theater Missile Defense Initiative for fiscal year 1994, and the proposed allocation of funds for the Theater Missile Defense Initiative for fiscal year 1995, shown for each program, project, and activity; and

(2) describing an updated master plan for the Theater Missile Defense Initiative that includes (A) a detailed consideration of plans for theater and tactical missile defense doctrine, training, tactics, and force structure, and (B) a detailed acquisition strategy which includes a consideration of acquisition and life-cycle costs through the year 2006 for the programs, projects, and activities associated with the Theater Missile Defense Initiative.

SEC. 232. BALLISTIC MISSILE DEFENSE ORGANIZATION FUNDING.

(a) TOTAL AMOUNT.—Of the amounts appropriated pursuant to section 201 or otherwise made available to the Department of Defense for research, development, test, and evaluation for fiscal year 1994, not more than \$568,000,000 may be obligated for the Ballistic Missile Defense Organization, of which—

(1) not more than \$400,000,000 shall be available for National Missile Defense programs, projects, and activities; and

(2) not more than \$168,000,000 shall be available for programs, projects, and activities within the Research and Support Activities program element (including the Small Business Innovation Research program and the Small Business Technology Transfer program).

(b) LIMITATIONS.—None of the amounts described in subsection (a) shall be available—

(1) for programs, projects, and activities within the Space-Based Interceptors program element; or

(2) for programs, projects, and activities within the Follow-On Systems program element, including the program known as Brilliant Pebbles.

It was decided in the { Yeas 160
negative Nays 272

¶98.18 [Roll No. 412] AYES—160

Abercrombie	Blackwell	Clayton
Ackerman	Bonior	Collins (IL)
Andrews (ME)	Brown (CA)	Collins (MI)
Barca	Brown (OH)	Condit
Barcia	Bryant	Coyne
Barrett (WI)	Byrne	de Lugo (VI)
Becerra	Cantwell	DeFazio
Beilenson	Carr	Dellums
Berman	Clay	Dingell

Dooley
Duncan
Durbin
Edwards (CA)
Engel
English (AZ)
Eshoo
Evans
Faleomavaega (AS)
Farr
Fazio
Fields (LA)
Filner
Fingerhut
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Furse
Gejdenson
Gephardt
Gibbons
Green
Gutiérrez
Hall (OH)
Hamburg
Hastings
Hilliard
Hinchey
Holden
Inslee
Jacobs
Jefferson
Johnson, E. B.
Johnston
Kanjorski
Kaptur
Kennedy
Kildee
Klecicka
Klein
Klink
Klug

Kopetski
Kreidler
LaFalce
Lambert
Leach
Lehman
Levin
Lewis (GA)
Long
Lowey
Maloney
Margolies-
Mezvinsky
Markey
Martinez
Matsui
McCloskey
McKinney
Meehan
Menendez
Mfume
Miller (CA)
Mineta
Ming
Mink
Moakley
Murphy
Nadler
Neal (MA)
Norton (DC)
Nussle
Oberstar
Obey
Olver
Owens
Pallone
Pastor
Payne (NJ)
Pelosi
Penny
Peterson (MN)
Poshard
Rahall
Rangel
Reed

Reynolds
Rose
Rostenkowski
Roth
McCandless
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Sarpalius
Sawyer
Schenk
Schroeder
Schumer
Serrano
Shays
Shepherd
Skaggs
Slaughter
Stark
Stokes
Strickland
Studds
Stupak
Swift
Synar
Thompson
Thurman
Torres
Towns
Traficant
Tucker
Underwood (GU)
Unsoeld
Velazquez
Vento
Washington
Waters
Watt
Waxman
Wheat
Williams
Woolsey
Wyden
Wynn

Manton
Manzullo
Mazzoli
Porter
McCollum
McCrery
McCurdy
McDade
McHale
McHugh
McInnis
McKeon
McMillan
McNulty
Meek
Meyers
Mica
Michel
Miller (FL)
Molinari
Mollohan
Montgomery
Moorhead
Moran
Morella
Murtha
Myers
Natcher
Ortiz
Orton
Oxley
Packard
Parker
Paxon
Payne (VA)
Peterson (FL)
Petri
Pickett

Pickle
Pombo
Pomeroy
Porter
Portman
Price (NC)
Pryce (OH)
Quillen
Quinn
Ramstad
Ravenel
Regula
Richardson
Ridge
Roberts
Roemer
Rogers
Rohrabacher
Romero-Barcelo (PR)
Ros-Lehtinen
Roukema
Rowland
Royce
Santorum
Saxton
Schaefer
Schiff
Scott
Sensenbrenner
Sharp
Shaw
Shuster
Sisisky
Skeen
Skelton
Slattery
Smith (IA)

Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stearns
Stenholm
Stump
Sundquist
Sweet
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (CA)
Thomas (WY)
Thornton
Torkildsen
Torricelli
Upton
Valentine
Visclosky
Volkmer
Walker
Walsh
Weldon
Whitten
Wilson
Wise
Wolf
Young (FL)
Zeliff
Zimmer

NOT VOTING—6

Conyers Neal (NC) Yates
McDermott Vucanovich Young (AK)

So the amendment was not agreed to.
After some further time,

NOES—272

Allard
Andrews (NJ)
Andrews (TX)
Applegate
Archer
Army
Bacchus (FL)
Bachus (AL)
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barlow
Barrett (NE)
Bartlett
Barton
Bateman
Bentley
Bereuter
Bevill
Bilbray
Bilirakis
Bishop
Biley
Blute
Boehlert
Boehner
Bonilla
Borski
Boucher
Brewster
Brooks
Browder
Brown (FL)
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Canady
Cardin
Castle
Chapman
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Combest
Cooper
Coppersmith

Costello
Cox
Cramer
Crane
Crapo
Cunningham
Danner
Darden
de la Garza
Deal
DeLauro
DeLay
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dixon
Doolittle
Dornan
Dreier
Dunn
Edwards (TX)
Emerson
English (OK)
Everett
Ewing
Fawell
Fields (TX)
Fish
Fowler
Franks (CT)
Franks (NJ)
Frost
Gallegly
Gallo
Gekas
Geren
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Gonzalez
Goodlatte
Goodling
Gordon
Goss
Grams
Grandy
Greenwood
Gunderson
Hall (TX)

Hamilton
Hancock
Hansen
Harman
Hastert
Hayes
Hefley
Hefner
Hergert
Hoagland
Hobson
Hochbrueckner
Hokestra
Hoke
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Istook
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, Sam
Kasich
Kennelly
Kim
King
Kingston
Knollenberg
Kolbe
Kyl
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Levy
Lewis (CA)
Lewis (FL)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Machtley
Mann

198.19 RECORDED VOTE

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

Strike out subtitle C of title II (page 53, line 8, through page 70, line 19) and insert in lieu thereof the following:

Subtitle C—Missile Defense Programs

SEC. 231. FUNDING FOR FISCAL YEAR 1994.

Of the amounts appropriated pursuant to section 201 or otherwise made available to the Department of Defense for research, development, test, and evaluation for fiscal year 1994, not more than a total of \$3,084,543,000 may be obligated for ballistic missile defense.

SEC. 232. REPORT ON ALLOCATION OF FUNDS.

When the President's budget for fiscal year 1995 is submitted to Congress pursuant to section 1105 of title 31, United States Code, the Secretary of Defense shall submit to the congressional defense committees a report—

(1) setting forth the allocation by the Secretary of funds appropriated for ballistic missile defense for fiscal year 1994, and the proposed allocation of funds for ballistic missile defense for fiscal year 1995, shown for Theater Missile Defense, Limited Defense System, Other Follow-On Systems, Research and Support, and the Small Business Innovation Research and Small Business Technology Transfer programs of the Small Business Administration, for each program, project, and activity; and

(2) describing an updated master plan for the Theater Missile Defense Initiative that includes (A) a detailed consideration of plans for theater and tactical missile defense doctrine, training, tactics, and force structure, and (B) a detailed acquisition strategy which includes a consideration of acquisition and life-cycle costs through the year 2006 for the programs, projects, and activities associated with the Theater Missile Defense Initiative.

SEC. 233. TRANSFER AUTHORITIES FOR BALLISTIC MISSILE DEFENSE.

(a) IN GENERAL.—After the submission of the report required under section 232, the Secretary of Defense may transfer funds among the ballistic missile defense program elements named in section 232 of this Act.

(b) LIMITATION.—The total amount that may be transferred to or from any program element named in section 232—

(1) may not exceed 10 percent of the amount provided in the report for the program element from which the transfer is made; and

(2) may not result in an increase of more than 10 percent of the amount provided in the report for the program element to which the transfer is made.

(c) RESTRICTION.—Transfer authority under subsection (a) may not be used for a decrease in funds identified in section 231(a) for the Theater Missile Defense Initiative.

(d) MERGER AND AVAILABILITY.—Amounts transferred pursuant to subsection (a) shall be merged with and be available for the same purposes as the amounts to which transferred.

SEC. 234. REVISIONS TO MISSILE DEFENSE ACT OF 1991.

The Missile Defense Act of 1991 (part C of title II of Public Law 102-190; 10 U.S.C. 2431 note) is amended as follows:

(1) Section 232(b) is amended—

(A) in paragraphs (1) and (2), by striking out "the Soviet Union" and inserting in lieu thereof "Russia"; and

(B) in paragraph (2), by striking out "Treaty, to include the down-loading of multiple warhead ballistic missiles" and inserting in lieu thereof "Treaties, to include the down-loading of multiple warhead ballistic missiles, as appropriate".

(2) Section 235 is amended—

(A) by striking out "Strategic Defense Initiative" in subsections (a) and (b) and inserting in lieu thereof "Ballistic Missile Defense program"; and

(B) by striking out the section heading and inserting in lieu thereof the following:

"SEC. 235. PROGRAM ELEMENTS FOR BALLISTIC MISSILE DEFENSE PROGRAM."

(3) Section 236(c) is amended by striking out "Strategic Defense Initiative Organization" and inserting in lieu thereof "Ballistic Missile Defense Organization".

SEC. 235. PATRIOT ADVANCED CAPABILITY-3 THEATER MISSILE DEFENSE SYSTEM.

(a) COMPETITION FOR MISSILE SELECTION.—The Secretary of Defense shall continue the strategy being carried out by the Ballistic Missile Defense Organization as of July 1, 1993, for selection of the best technology (in terms of cost, schedule, risk, and performance) to meet the missile requirements for the Patriot Advanced Capability-3 (PAC-3) theater missile defense system. That strategy, consisting of flight testing, ground testing, simulations, and other analyses of the two competing missiles (the Patriot Multimode Missile and the Extended Range Interceptor (ERINT) missile), shall be continued until the Secretary determines that the Ballistic Missile Defense Organization has adequate information upon which to base a decision as to which missile will be selected to proceed into the Engineering and Manufacturing Development stage.

(b) FUNDS FOR DEMONSTRATION AND VALIDATION.—Of the funds authorized to be appropriated by section 201 for the Ballistic Missile Defense Organization—

(1) not less than \$44,100,000 shall be available for demonstration and validation purposes for the Patriot Multimode Missile program;

(2) not less than \$55,900,000 shall be available for demonstration and validation purposes for the Extended Range Interceptor program; and