

(3) not less than \$52,700,000 shall be available for demonstration and validation and for the Engineering and Manufacturing Development stage for the system selected and for appropriate risk mitigation activities.

(c) IMPLICATIONS OF DELAY.—If there is a delay (based upon the schedule in effect in mid-1993) in the selection described in subsection (a) of the missile for the Patriot Advanced Capability-3 system, the Secretary of Defense shall ensure that demonstration and validation of both competing systems can continue as needed to support an informed decision for such selection.

SEC. 236. ADDITIONAL BMD PROGRAMS.

(a) NAVAL THEATER MISSILE DEFENSE.—Of the amount provided under section 201 for Theater Missile Defense, \$102,000,000 shall be available to support the aggressive exploration of the Navy Upper Tier concept for Naval Theater Missile Defense, including cost-effective systems and upgrades to existing systems that can be fielded more quickly than new systems.

(b) ACCELERATED ADVANCED TECHNOLOGY DEMONSTRATION PROGRAM.—The Secretary of Defense, acting through the Director of the Theater Missile Defense Initiative, shall initiate during fiscal year 1994 an accelerated Advanced Technology Demonstration program to demonstrate the technical feasibility of using the Navy's Standard Missile combined with a kickstage rocket motor and Lightweight Exoatmospheric Projectile (LEAP) as a near-term option for cost-effective wide-area Theater Missile Defense.

SEC. 237. ARROW TACTICAL ANTI-MISSILE PROGRAM.

(a) ENDORSEMENT OF COOPERATIVE RESEARCH AND DEVELOPMENT.—Congress reiterates its endorsement (previously stated in section 225(a)(5) of Public Law 101-510 (104 Stat. 1515) and section 241(a) of Public Law 102-190 (105 Stat. 1326)) of a continuing program of cooperative research and development, jointly funded by the United States and Israel, on the Arrow Tactical Anti-Missile program.

(b) PROGRAM GOAL.—The goal of the cooperative program is to demonstrate the feasibility and practicality of the Arrow system and to permit the government of Israel to make a decision on its own initiative regarding deployment of that system without financial participation by the United States beyond the research and development stage.

(c) ARROW CONTINUING EXPERIMENTS.—The Secretary of Defense, from amounts appropriated to the Department of Defense pursuant to section 201 for Defense-wide activities and available for the Ballistic Missile Defense Organization, shall fully fund the United States contribution to the fiscal year 1994 Arrow Continuing Experiments program at the level of \$56,400,000.

(d) ARROW DEPLOYABILITY INITIATIVE.—(1) Subject to paragraph (2), the Secretary of Defense may obligate from funds appropriated pursuant to section 201 up to \$25,000,000 for the purpose of research and development of technologies associated with deploying the Arrow missile in the future (including technologies associated with battle management, lethality, system integration, and test bed systems).

(2) Funds may not be obligated for the purpose stated in paragraph (1) unless the President certifies to Congress that—

(A) the United States and the government of Israel have entered into an agreement governing the conduct and funding of research and development projects for the purpose stated in paragraph (1);

(B) each project in which the United States will join under that agreement (i) will have a benefit for the United States, and (ii) has not been barred by other congressional direction;

(C) the Arrow missile has successfully completed a flight test in which it intercepted a target missile under realistic test conditions; and

(D) the government of Israel is continuing, in accordance with its previous public commitments, to adhere to export controls pursuant to the Guidelines and Annex of the Missile Technology Control Regime.

(e) SENSE OF CONGRESS ON EXPEDITING TEST PROGRAM.—It is the sense of Congress that, in order to expedite the test program for the Arrow missile, the United States should seek to initiate with the government of Israel discussions on the agreement referred to in subsection (d)(2)(A) without waiting for the condition specified in subsection (d)(2)(C) to be met first.

SEC. 238. EXTENSION OF PROHIBITION ON TESTING MID-INFRARED ADVANCED CHEMICAL LASER AGAINST AN OBJECT IN SPACE.

The Secretary of Defense may not carry out a test of the Mid-Infrared Advanced Chemical Laser (MIRACL) transmitter and associated optics against an object in space during 1994 unless such testing is specifically authorized by law.

SEC. 239. TECHNICAL AMENDMENTS TO REFLECT REDESIGNATION OF STRATEGIC DEFENSE INITIATIVE ORGANIZATION.

Section 224 of the National Defense Authorization Act for Fiscal Years 1990 and 1991 (10 U.S.C. 2431 note) is amended—

(1) by striking out "Strategic Defense Initiative" each place it appears (other than in subsection (b)(5)) and inserting in lieu thereof "Ballistic Missile Defense program";

(2) by striking out "Strategic Defense Initiative" in subsection (b)(5) and inserting in lieu thereof "Ballistic Missile Defense";

(2) by striking out "SDI" each place it appears and inserting in lieu thereof "BMD"; and

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

"SEC. 224. ANNUAL REPORT ON BALLISTIC MISSILE DEFENSE PROGRAM."

It was decided in the } Yeas ..... 118  
negative ..... } Nays ..... 312

198.20 [Roll No. 413] AYES—118

- Archer Gallegly
Army Gekas
Baker (CA) Gillmor
Baker (LA) Gilman
Barrett (NE) Gingrich
Bartlett Goodlatte
Bateman Goss
Bentley Grams
Bereuter Hancock
Bevill Hansen
Bliley Hastert
Boehner Hefley
Bonilla Herger
Bunning Hoagland
Burton Hobson
Buyer Hoke
Callahan Horn
Calvert Houghton
Canady Huffington
Clinger Hunter
Collins (GA) Hyde
Combest Inglis
Cox Inhofe
Cramer Johnson, Sam
Crane Kasich
Cunningham Kim
de la Garza King
DeLay Knollenberg
Diaz-Balart Kyl
Doollittle Levy
Dornan Lewis (CA)
Dreier Lewis (FL)
Emerson Lightfoot
Everett Linder
Ewing Livingston
Fields (TX) Machtley
Fowler Manzullo
Franks (CT) McCandless

- Walker
Weldon
Abercrombie
Ackerman
Allard
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Applegate
Bacchus (FL)
Bachus (AL)
Baesler
Ballenger
Barca
Barcia
Barlow
Barrett (WI)
Barton
Becerra
Beilenson
Berman
Bilbray
Bilirakis
Bishop
Blackwell
Blute
Boehlert
Bonior
Borski
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant
Byrne
Camp
Cantwell
Cardin
Carr
Castle
Chapman
Clay
Clayton
Clement
Clyburn
Coble
Coleman
Collins (IL)
Collins (MI)
Condit
Cooper
Coppersmith
Costello
Coyne
Crapo
Danner
Darden
de Lugo (VI)
Deal
DeFazio
DeLauro
Dellums
Derrick
Deutsch
Dickey
Dicks
Dingell
Dixon
Dooley
Duncan
Dunn
Durbin
Edwards (CA)
Edwards (TX)
Engel
English (AZ)
English (OK)
Eshoo
Evans
Faleomavaega (AS)
Farr
Fawell
Fazio
Fields (LA)
Filner
Fingerhut
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Franks (NJ)
Frost

- Wilson
Wolf
Zeliff
Zimmer
NOES—312
Moran
Morella
Murphy
Murtha
Nadler
Natcher
Neal (MA)
Norton (DC)
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Oxley
Pallone
Parker
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pomeroy
Porter
Poshard
Price (NC)
Quinn
Rahall
Ramstad
Rangel
Reed
Regula
Reynolds
Richardson
Ridge
Roberts
Roemer
Romero-Barcelo (PR)
Rose
Rostenkowski
Roth
Roukema
Rowland
Roybal-Allard
Rush
Sabo
Kopetski
Kreidler
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Lazio
Leach
Lehman
Levin
Lewis (GA)
Lipinski
Lloyd
Long
Lowey
Maloney
Mann
Manton
Margolies-Mezvinsky
Markey
Martinez
Mazzoli
McCloskey
McCurdy
McHale
McInnis
McKinney
McMillan
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Miller (CA)
Mineta
Minge
Mink
Moakley
Mollohan
Montgomery

Table with 3 columns: Torckildsen, Torres, Torricelli, Towns, Traficant, Tucker, Underwood (GU), Unsoeld, Upton, Valentine, Velazquez, Vento, Visclosky, Volkmer, Walsh, Washington, Waters, Watt, Waxman, Wheat, Whitten, Williams, Wise, Woolsey, Wyden, Wynn, Young (FL)

NOT VOTING—8

Table with 3 columns: Conyers, Kaptur, Matsui, McDermott, Neal (NC), Vucanovich, Yates, Young (AK)

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

98.21 RECORDED VOTE

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

Strike out sections 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 \$1,228,400,000 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 \$1,160,000,000 may be obligated for the Ballistic Missile Defense Organization.

(b) SPECIFIC AMOUNTS FOR THE PROGRAM ELEMENTS.—Of the amount described in subsection (a)—

(1) not more than \$761,800,000 shall be available for programs, projects, and activities within the Limited Defense System program element;

(2) no funds shall be available for programs, projects, and activities within the Space-Based Interceptors program element;

(3) not more than \$97,200,000 shall be available for programs, projects, and activities within the Other Follow-On Systems program element, none of which shall be available for Brilliant Pebbles; and

(4) not more than \$301,000,000 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).

At the end of section 1302 (page 364, after line 12), insert the following new subsection: (d) ADDITIONAL FUNDS.—The amounts provided in subsection (a) and in subsection (b)(2) are each hereby increased by \$229,048,000, to be available (in addition to amounts provided pursuant to section 1311) for activities of the Department of Defense under chapter 148 of title 10, United States Code, and section 2197 of such title.

It was decided in the negative { Yeas ..... 202 Nays ..... 227

98.22 [Roll No. 414] AYES—202

Table with 3 columns: Abercrombie, Ackerman, Andrews (ME), Baesler, Barca, Barcia, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bilbray, Blackwell, Bonior, Borski, Boucher, Brown (CA), Brown (OH), Bryant, Byrne, Cantwell, Cardin, Carr, Clay, Clayton, Coble, Collins (IL), Collins (MI), Condit, Coyne, Danner, de Lugo (VI), DeFazio, DeLauro, Dellums, Deutsch, Dingell, Dixon, Dooley, Durbin, Edwards (CA), Edwards (TX), Engel, English (AZ), Eshoo, Evans, Faleomavaega (AS), Farr, Fields (LA), Filner, Finkner, Fish, Flake, Foglietta, Ford (MI), Ford (TN), Frank (MA), Furse, Gejdenson, Gephardt, Gibbons, Gilchrist, Glickman, Gordon, Grandy, Green, Gutierrez, Hall (OH), Hamburg, Hamilton, Hastings, Hefner, Hilliard, Hinchey, Hochbrueckner, Holden, Hughes, Insole, Jacobs, Jefferson, Johnson (SD), Johnson, E.B., Johnston, Kanjorski, Kennedy, Kenedy, Kildee, Kleczka, Klein, Klug, Kopetski, Kreidler, LaFalce, Lambert, Lantos, Lazio, Leach, Lehman, Levin, Lewis (GA), Lipinski, Lowey, Maloney, Manton, Margolies-Mezvinsky, Markey, Martinez, Matsui, McCloskey, McKinney, McShoo, Meehan, Menendez, Mfume, Miller (CA), Mineta, Minge, Mink, Moakley, Moran, Morella, Murphy, Nadler, Natcher, Neal (MA), Norton (DC), Nussle, Oberstar, Obey, Olver, Owens, Pallone, Pastor, Payne (NJ), Pelosi, Penny, Peterson (MN), Pickle, Pomeroy, Price (NC), Rahall, Rangel, Reed, Reynolds, Ridge, Roemer, Romero-Barcelo (PR), Rose, Rostenkowski, Roth, Roukema, Rush, Sabo, Sanders, Sangmeister, Santorum, Sawyer, Schenk, Schroeder, Schumer, Serrano, Sharp, Shays, Shepherd, Skaggs, Skelton, Slattery, Slaughter, Snowe, Stark, Stokes, Strickland, Studds, Stupak, Sweet, Swift, Synar, Thompson, Thurman, Torres, Torricelli, Towns, Traficant, Tucker, Underwood (GU), Unsoeld, Upton, Velazquez, Vento, Volkmer, Washington, Waters, Watt, Waxman, Wheat, Whitten, Williams, Wise, Woolsey, Wyden, Wynn

NOES—227

Table with 3 columns: Allard, Andrews (NJ), Andrews (TX), Applegate, Archer, Arney, Bacchus (FL), Bachus (AL), Baker (CA), Baker (LA), Ballenger, Barrett (NE), Bartlett, Barton, Bateman, Bentley, Bereuter, Bevil, Billrakis, Bishop, Bliley, Blute, Boehlert, Boehner, Bonilla, Brewster, Brooks, Browder, Brown (FL), Bunning, Burton, Buyer, Callahan

Table with 3 columns: Calvert, Camp, Canady, Castle, Chapman, Clement, Clinger, Clyburn, Coleman, Collins (GA), Combest, Cooper, Coppersmith, Costello, Cox, Cramer, Crane, Crapo, Cunningham, Darden, de la Garza, Deal, DeLay, Derrick, Diaz-Balart, Dickey, Dicks, Doolittle, Dornan, Dreier, Duncan, Dunn, Emerson, English (OK), Everett, Ewing, Fawell, Fazio, Fields (TX), Fowler, Franks (CT), Franks (NJ), Gallegly, Gallo, Gekas, Geren, Gillmor, Gilman, Gingrich, Gonzalez, Goodlatte, Goodling, Goss, Grams, Greenwood, Gunderson, Hall (TX), Hancock, Hansen, Harman, Hastert, Hayes, Hefley, Herger, Hoagland, Hobson, Hoekstra, Hoke, Horn, Houghton, Hoyer, Huffington, Hunter, Hutchinson, Hutto, Hyde, Inglis, Inhofe, Istook, Johnson (CT), Johnson (GA), Johnson, Sam, Kasich, Kim, King, Kingston, Knollenberg, Kolbe, Kyl, Lancaster, LaRocco, Laughlin, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Livingston, Long, Machtley, Mann, Manzullo, Mazzoli, McCandless, McCollum, McCrery, McCurdy, McDade, McHale, McHugh, McInnis, McKeon, McMillan, Meek, Meyers, Mica, Michel, Miller (FL), Molinari, Mollohan, Montgomery, Moorhead, Murtha, Ortiz, Orton, Oxley, Packard, Parker, Paxon, Payne (VA), Peterson (FL), Petri, Pickett, Pombo, Porter, Portman, Poshard, Pryce (OH), Quillen, Quinn, Ramstad, Ravenel, Regula, Richardson, Roberts, Rogers, Rohrabacher, Ros-Lehtinen, Rowland, Roybal-Allard, Royce, Sarpaluis, Saxton, Schaefer, Schiff, Scott, Sensenbrenner, Shaw, Shuster, Siskisky, Skeen, Smith (IA), Smith (MI), Smith (NJ), Smith (OR), Smith (TX), Solomon, Spence, Spratt, Stearns, Stenholm, Stump, Sundquist, Talent, Tanner, Tauzin, Taylor (MS), Taylor (NC), Tejeda, Thomas (CA), Thomas (WY), Thornton, Torckildsen, Valentine, Visclosky, Walker, Walsh, Weldon, Wilson, Wolf, Young (FL), Zeliff, Zimmer

NOT VOTING—9

Table with 3 columns: Conyers, Kaptur, Lloyd, McDermott, Myers, Neal (NC), Vucanovich, Yates, Young (AK)

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

The SPEAKER pro tempore, Mr. BACCHUS, assumed the Chair.

When Mr. DURBIN, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

98.23 SENATE BILL AND JOINT RESOLUTIONS AND CONCURRENT RESOLUTIONS REFERRED

A bill, joint resolutions, and concurrent resolutions of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 424. An Act to amend the Securities Exchange Act of 1934 with respect to limited partnership rollups; to the Committee on Energy and Commerce.

S.J. Res. 124. Joint resolution designating September 6, 1993, as "Try American Day"; to the Committee on Post Office and Civil Service.