

Maghreb region and its environs, including Morocco's role as host to the inaugural Middle East and North Africa Summit held in Casablanca in 1994, and Morocco's continuing prominence in sustaining that dialogue and promoting economic integration with Tunisia and Algeria;

Whereas King Mohammed VI has assumed and expanded the legacy of his father, the late Hassan II, in strengthening the rule of law, promoting the concepts of democracy, human rights and individual liberties, and implementing far-reaching economic and social reforms to benefit all of the people of Morocco;

Whereas the preservation of the rights and freedoms of the Moroccan people and the expansion of reforms in Morocco represent a model for progress and bolster the foreign policy objectives of the United States in the region and elsewhere;

Whereas leading American corporations such as the CMS Energy Corporation, the Boeing Company, the Goodyear Tire and Rubber Company, the Gillette Company, and others are responsible for substantial and increasingly higher levels of trade, investment, and commerce between the United States and Morocco, involving increasingly diverse sectors of the Moroccan and American economies;

Whereas the expansion of economic activity is emerging as a new and increasingly important component of the historical friendship between the United States and Morocco, and is helping to strengthen the fabric of the bilateral relationship and to sustain it throughout the 21st century and beyond;

Whereas the people of the United States and Morocco have long enjoyed fruitful exchanges in fields such as culture, education, politics, science, business, and industry, and Americans of Moroccan origin are making substantial contributions to these and other disciplines in the United States; and

Whereas Morocco and the United States are preparing for the first official visit to the United States by King Mohammed VI to highlight these and other achievements, to celebrate the long history of warm and friendly ties between the two countries, to continue discussions on how to advance and accelerate those objectives common to the United States and Morocco, and to inaugurate a new chapter in the longest unbroken treaty relationship in the history of the United States: Now, therefore, be it

Resolved,

SECTION 1. SENSE OF THE SENATE ON THE VISIT OF KING MOHAMMED VI OF MOROCCO TO THE UNITED STATES.

The Senate hereby—

(1) welcomes His Majesty King Mohammed VI of Morocco upon his first official visit to the United States;

(2) reaffirms the longstanding, warm, and productive ties between the United States and the Kingdom of Morocco, as established by the Treaty of Friendship and Cooperation of 1787;

(3) pledges its commitment to expand ties between the United States and Morocco, to the mutual benefit of both countries; and

(4) expresses its appreciation to the leadership and people of Morocco for their role in preserving international peace and stability, expanding growth and development in the region, promoting bilateral trade and investment between the United States and Morocco, and advancing democracy, human rights, and justice.

SEC. 2. TRANSMITTAL OF RESOLUTION.

The Secretary of the Senate shall transmit a copy of this resolution to the President with the request that he further transmit such copy to King Mohammed VI of Morocco.

AMENDMENTS SUBMITTED

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2001

DODD AMENDMENT NO. 3475

Mr. DODD proposed an amendment to the bill (S. 2549) to authorize appropriations for fiscal year 2001 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes; as follows:

On page 462, between lines 2 and 3, insert the following:

SEC. __. ESTABLISHMENT OF NATIONAL BIPARTISAN COMMISSION ON CUBA.

(a) **SHORT TITLE.**—This section may be cited as the "National Bipartisan Commission on Cuba Act of 2000".

(b) **PURPOSES.**—The purposes of this section are to—

(1) address the serious long-term problems in the relations between the United States and Cuba; and

(2) help build the necessary national consensus on a comprehensive United States policy with respect to Cuba.

(c) **ESTABLISHMENT.**—

(1) **IN GENERAL.**—There is established the National Bipartisan Commission on Cuba (in this section referred to as the "Commission").

(2) **MEMBERSHIP.**—The Commission shall be composed of 12 members, who shall be appointed as follows:

(A) Three individuals to be appointed by the President pro tempore of the Senate, of whom two shall be appointed upon the recommendation of the Majority Leader of the Senate and of whom one shall be appointed upon the recommendation of the Minority Leader of the Senate.

(B) Three individuals to be appointed by the Speaker of the House of Representatives, of whom two shall be appointed upon the recommendation of the Majority Leader of the House of Representatives and of whom one shall be appointed upon the recommendation of the Minority Leader of the House of Representatives.

(C) Six individuals to be appointed by the President.

(3) **SELECTION OF MEMBERS.**—Members of the Commission shall be selected from among distinguished Americans in the private sector who are experienced in the field of international relations, especially Cuban affairs and United States-Cuban relations, and shall include representatives from a cross-section of United States interests, including human rights, religion, public health, military, business, agriculture, and the Cuban-American community.

(4) **DESIGNATION OF CHAIR.**—The President shall designate a Chair from among the members of the Commission.

(5) **MEETINGS.**—The Commission shall meet at the call of the Chair.

(6) **QUORUM.**—A majority of the members of the Commission shall constitute a quorum.

(7) **VACANCIES.**—Any vacancy of the Commission shall not affect its powers, but shall be filled in the manner in which the original appointment was made.

(d) **DUTIES AND POWERS OF THE COMMISSION.**—

(1) **IN GENERAL.**—The Commission shall be responsible for an examination and documentation of the specific achievements of

United States policy with respect to Cuba and an evaluation of—

(A) what national security risk Cuba poses to the United States and an assessment of any role the Cuban government may play in support of acts of international terrorism and the trafficking of illegal drugs;

(B) the indemnification of losses incurred by United States certified claimants with confiscated property in Cuba; and

(C) the domestic and international impacts of the 39-year-old United States economic, trade and travel embargo against Cuba on—

(i) the relations of the United States with allies of the United States;

(ii) the political strength of Fidel Castro;

(iii) the condition of human rights, religious freedom, and freedom of the press in Cuba;

(iv) the health and welfare of the Cuban people;

(v) the Cuban economy; and

(vi) the United States economy, business, and jobs.

(2) **CONSULTATION RESPONSIBILITIES.**—In carrying out its duties under paragraph (1), the Commission shall consult with governmental leaders of countries substantially impacted by the current state of United States-Cuban relations, particularly countries impacted by the United States trade embargo against Cuba, and with the leaders of non-governmental organizations operating in those countries.

(3) **POWERS OF THE COMMISSION.**—The Commission may, for the purpose of carrying out its duties under this subsection, hold hearings, sit and act at times and places in the United States, take testimony, and receive evidence as the Commission considers advisable to carry out the provisions of this section.

(e) **REPORT OF THE COMMISSION.**—

(1) **IN GENERAL.**—Not later than 225 days after the date of enactment of this Act, the Commission shall submit a report to the President, the Secretary of State, and Congress setting forth its recommendations for United States policy options based on its evaluations under subsection (d).

(2) **CLASSIFIED FORM OF REPORT.**—The report required by paragraph (1) shall be submitted in unclassified form, together with a classified annex, if necessary.

(3) **INDIVIDUAL OR DISSENTING VIEWS.**—Each member of the Commission may include the individual or dissenting views of the member in the report required by paragraph (1).

(f) **ADMINISTRATION.**—

(1) **COOPERATION BY OTHER FEDERAL AGENCIES.**—The heads of Executive agencies shall, to the extent permitted by law, provide the Commission such information as it may require for purposes of carrying out its functions.

(2) **COMPENSATION.**—Members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of services of the Commission.

(3) **ADMINISTRATIVE SUPPORT.**—The Secretary of State shall, to the extent permitted by law, provide the Commission with such administrative services, funds, facilities, staff, and other support services as may be necessary for the performance of its functions.

(g) **APPLICABILITY OF OTHER LAWS.**—The Federal Advisory Committee Act shall not apply to the Commission to the extent that the provisions of this section are inconsistent with that Act.

(h) **TERMINATION DATE.**—The Commission shall terminate 60 days after submission of the report required by subsection (e).

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2001

BAUCUS (AND ROBERTS)
AMENDMENT NO. 3476

(Ordered to lie on the table.)

Mr. BAUCUS (for himself and Mr. ROBERTS) submitted an amendment intended to be proposed by them to the bill (S. 2522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2001, and for other purposes; as follows:

On page 140, between lines 19 and 20, insert the following:

SEC. ____ USE OF FUNDS FOR THE UNITED STATES-ASIA ENVIRONMENTAL PARTNERSHIP.

Notwithstanding any other provision of law that restricts assistance to foreign countries, funds appropriated by this or any other Act making appropriations pursuant to part I of the Foreign Assistance Act of 1961 that are made available for the United States-Asia Environmental Partnership may be made available for activities for the People's Republic of China.

NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2001

WARNER (AND OTHERS)
AMENDMENT NO. 3477

Mr. WARNER (for himself, Mr. STEVENS, and Mr. INOUE) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 48, between lines 20 and 21, insert the following:

SEC. 222. JOINT TECHNOLOGY INFORMATION CENTER INITIATIVE.

Of the amount authorized to be appropriated under section 201(4)—

(1) \$20,000,000 shall be available for the Joint Technology Information Center Initiative; and

(2) the amount provided for cyber attack sensing and warning under the information systems security program (account 0303140G) is reduced by \$20,000,000.

LEVIN (AND LANDRIEU)
AMENDMENT NO. 3478

Mr. LEVIN (for himself and Ms. LANDRIEU) proposed an amendment to the bill S. 2549, supra; as follows:

On page 462, between lines 2 and 3, insert the following:

SEC. 1210. UNITED STATES-RUSSIAN FEDERATION JOINT DATA EXCHANGE CENTER ON EARLY WARNING SYSTEMS AND NOTIFICATION OF MISSILE LAUNCHES.

(a) AUTHORITY.—The Secretary of Defense is authorized to establish, in conjunction with the Government of the Russian Federation, a United States-Russian Federation joint center for the exchange of data from early warning systems and for notification of missile launches.

(b) SPECIFIC ACTIONS.—The actions that the Secretary jointly undertakes for the establishment of the center may include the renovation of a mutually agreed upon facility to be made available by the Russian Federation and the provision of such equipment and supplies as may be necessary to commence the operation of the center.

MCCAIN AMENDMENT NO. 3479

Mr. WARNER (for Mr. MCCAIN) proposed an amendment to the bill S. 2549, supra; as follows:

On page 239, after line 22, insert the following:

SEC. 656. BACK PAY FOR MEMBERS OF THE NAVY AND MARINE CORPS APPROVED FOR PROMOTION WHILE INTERNED AS PRISONERS OF WAR DURING WORLD WAR II.

(a) ENTITLEMENT OF FORMER PRISONERS OF WAR.—Upon receipt of a claim made in accordance with this section, the Secretary of the Navy shall pay back pay to a claimant who, by reason of being interned as a prisoner of war while serving as a member of the Navy or the Marine Corps during World War II, was not available to accept a promotion for which the claimant was approved.

(b) PROPER CLAIMANT FOR DECEASED FORMER MEMBER.—In the case of a person described in subsection (a) who is deceased, the back pay for that deceased person under this section shall be paid to a member or members of the family of the deceased person determined appropriate in the same manner as is provided in section 6(c) of the War Claims Act of 1948 (50 U.S.C. App. 2005(c)).

(c) AMOUNT OF BACK PAY.—The amount of back pay payable to or for a person described in subsection (a) is the amount equal to the excess of—

(1) the total amount of basic pay that would have been paid to that person for service in the Navy or the Marine Corps if the person had been promoted on the date on which the promotion was approved, over

(2) the total amount of basic pay that was paid to or for that person for such service on and after that date.

(d) TIME LIMITATIONS.—(1) To be eligible for a payment under this section, a claimant must file a claim for such payment with the Secretary of Defense within two years after the effective date of the regulations implementing this section.

(2) Not later than 18 months after receiving a claim for payment under this section, the Secretary shall determine the eligibility of the claimant for payment of the claim. Subject to subsection (f), if the Secretary determines that the claimant is eligible for the payment, the Secretary shall promptly pay the claim.

(e) REGULATIONS.—The Secretary of Defense shall prescribe regulations to carry out this section. Such regulations shall include procedures by which persons may submit claims for payment under this section. Such regulations shall be prescribed not later than six months after the date of the enactment of this Act.

(f) LIMITATION ON DISBURSEMENT.—(1) Notwithstanding any power of attorney, assignment of interest, contract, or other agreement, the actual disbursement of a payment under this section may be made only to each person who is eligible for the payment under subsection (a) or (b) and only—

(A) upon the appearance of that person, in person, at any designated disbursement office in the United States or its territories; or

(B) at such other location or in such other manner as that person may request in writing.

(2) In the case of a claim approved for payment but not disbursed as a result of operation of paragraph (1), the Secretary of Defense shall hold the funds in trust for the person in an interest bearing account until such time as the person makes an election under such paragraph.

(g) ATTORNEY FEES.—Notwithstanding any contract, the representative of a person may not receive, for services rendered in connection with the claim of, or with respect to, a

person under this section, more than 10 percent of the amount of a payment made under this section on that claim.

(h) OUTREACH.—The Secretary of the Navy shall take such actions as are necessary to ensure that the benefits and eligibility for benefits under this section are widely publicized by means designed to provide actual notice of the availability of the benefits in a timely manner to the maximum number of eligible persons practicable.

(i) DEFINITION.—In this section, the term "World War II" has the meaning given the term in section 101(8) of title 38, United States Code.

DURBIN (AND OTHERS)
AMENDMENT NO. 3480

Mr. LEVIN (for Mr. DURBIN (for himself, Mr. AKAKA, and Mr. VOINOVICH)) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 415, between lines 2 and 3, insert the following:

SEC. 1061. STUDENT LOAN REPAYMENT PROGRAMS.

(a) STUDENT LOANS.—Section 5379(a)(1)(B) of title 5, United States Code, is amended—

(1) in clause (i), by inserting "(20 U.S.C. 1071 et seq.)" before the semicolon;

(2) in clause (ii), by striking "part E of title IV of the Higher Education Act of 1965" and inserting "part D or E of title IV of the Higher Education Act of 1965 (20 U.S.C. 1087a et seq., 1087aa et seq.)"; and

(3) in clause (iii), by striking "part C of title VII of Public Health Service Act or under part B of title VIII of such Act" and inserting "part A of title VII of the Public Health Service Act (42 U.S.C. 292 et seq.) or under part E of title VIII of such Act (42 U.S.C. 297a et seq.)".

(b) PERSONNEL COVERED.—

(1) INELIGIBLE PERSONNEL.—Section 5379(a)(2) of title 5, United States Code, is amended to read as follows:

"(2) An employee shall be ineligible for benefits under this section if the employee occupies a position that is excepted from the competitive service because of its confidential, policy-determining, policy-making, or policy-advocating character."

(2) PERSONNEL RECRUITED OR RETAINED.—Section 5379(b)(1) of title 5, United States Code, is amended by striking "professional, technical, or administrative".

(c) REGULATIONS.—

(1) PROPOSED REGULATIONS.—Not later than 60 days after the date of enactment of this Act, the Director of the Office of Personnel Management (referred to in this section as the "Director") shall issue proposed regulations under section 5379(g) of title 5, United States Code. The Director shall provide for a period of not less than 60 days for public comment on the regulations.

(2) FINAL REGULATIONS.—Not later than 240 days after the date of enactment of this Act, the Director shall issue final regulations described in paragraph (1).

(d) ANNUAL REPORTS.—Section 5379 of title 5, United States Code, is amended by adding at the end the following:

"(h)(1) Each head of an agency shall maintain, and annually submit to the Director of the Office of Personnel Management, information with respect to the agency on—

"(A) the number of Federal employees selected to receive benefits under this section;

"(B) the job classifications for the recipients; and

"(C) the cost to the Federal Government of providing the benefits.

"(2) The Director of the Office of Personnel Management shall prepare, and annually submit to Congress, a report containing the

information submitted under paragraph (1), and information identifying the agencies that have provided the benefits described in paragraph (1)."

DEWINE (AND OTHERS)
AMENDMENT NO. 3481

Mr. WARNER (for Mr. DEWINE (for himself, Mrs. HUTCHISON, Mr. GRASSLEY, Mr. BREAUX, Ms. LANDRIEU, Mr. MACK, Mr. GRAHAM, and Mr. COVERDELL)) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 58, between lines 7 and 8, insert the following:

SEC. 313. TETHERED AEROSTAT RADAR SYSTEM (TARS) SITES.

(a) FINDINGS.—Congress makes the following findings:

(1) Failure to operate and standardize the current Tethered Aerostat Radar System (TARS) sites along the Southwest border of the United States and the Gulf of Mexico will result in a degradation of the counterdrug capability of the United States.

(2) Most of the illicit drugs consumed in the United States enter the United States through the Southwest border, the Gulf of Mexico, and Florida.

(3) The Tethered Aerostat Radar System is a critical component of the counterdrug mission of the United States relating to the detection and apprehension of drug traffickers.

(4) Preservation of the current Tethered Aerostat Radar System network compels drug traffickers to transport illicit narcotics into the United States by more risky and hazardous routes.

(b) AVAILABILITY OF FUNDS.—Of the amount authorized to be appropriated by section 301(20) for Drug Interdiction and Counter-drug Activities, Defense-wide, up to \$33,000,000 may be made available to Drug Enforcement Policy Support (DEP&S) for purposes of maintaining operations of the 11 current Tethered Aerostat Radar System (TARS) sites and completing the standardization of such sites located along the Southwest border of the United States and in the States bordering the Gulf of Mexico.

LANDRIEU AMENDMENT NO. 3482

Mr. LEVIN (for Ms. LANDRIEU) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 32, after line 24, add the following:

SEC. 142. INTEGRATED BRIDGE SYSTEMS FOR NAVAL SYSTEMS SPECIAL WARFARE RIGID INFLATABLE BOATS AND HIGH-SPEED ASSAULT CRAFT.

(a) INCREASE IN AUTHORIZATION FOR PROCUREMENT, DEFENSE-WIDE.—The amount authorized to be appropriated by section 104 for procurement, Defense-wide, is hereby increased by \$7,000,000.

(b) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 104, as increased by subsection (a), \$7,000,000 shall be available for the procurement and installation of integrated bridge systems for naval systems special warfare rigid inflatable boats and high-speed assault craft for special operations forces.

(c) OFFSET.—The amount authorized to be appropriated by section 103(4), for other procurement for the Air Force, is hereby reduced by \$7,000,000.

INHOFE AMENDMENT NO. 3483

Mr. WARNER (for Mr. INHOFE) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 48, between lines 20 and 21, insert the following:

SEC. 222. AMMUNITION RISK ANALYSIS CAPABILITIES.

(a) AVAILABILITY OF AMOUNT.—Of the amount authorized to be appropriated by section 201(4) for research, development, test, and evaluation Defense-wide, the amount available for Explosives Demilitarization Technology (PE603104D) is hereby increased by \$5,000,000, with the amount of such increase available for research into ammunition risk analysis capabilities.

(b) OFFSET.—Of the amount authorized to be appropriated by section 201(4), the amount available for Computing Systems and Communications Technology (PE602301E) is hereby decreased by \$5,000,000.

KERREY AMENDMENT NO. 3484

Mr. LEVIN (for Mr. KERREY) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 200, following line 23, add the following:

SEC. 566. PREPARATION, PARTICIPATION, AND CONDUCT OF ATHLETIC COMPETITIONS AND SMALL ARMS COMPETITIONS BY THE NATIONAL GUARD AND MEMBERS OF THE NATIONAL GUARD.

(a) PREPARATION AND PARTICIPATION OF MEMBERS GENERALLY.—Subsection (a) of section 504 of title 32, United States Code, is amended—

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

(2) in paragraph (3)—

(A) by inserting "prepare for and" before "participate"; and

(B) by striking the period at the end and inserting "; or"; and

(3) by adding at the end the following:

"(4) prepare for and participate in qualifying athletic competitions."

(b) CONDUCT OF COMPETITIONS.—That section is further amended by adding at the end the following new subsection:

"(c)(1) Units of the National Guard may conduct small arms competitions and athletic competitions in conjunction with training required under this chapter if such activities would meet the requirements set forth in paragraphs (1), (3), and (4) of section 508(a) of this title if such activities were services to be provided under that section.

"(2) Facilities and equipment of the National Guard, including military property and vehicles described in section 508(c) of this title, may be used in connection with activities under paragraph (1)."

(c) AVAILABILITY OF FUNDS.—That section is further amended by adding at the end the following new subsection:

"(d) Subject to provisions of appropriations Acts, amounts appropriated for the National Guard may be used in order to cover the costs of activities under subsection (c) and of expenses of members of the National Guard under paragraphs (3) and (4) of subsection (a), including expenses of attendance and participation fees, travel, per diem, clothing, equipment, and related expenses."

(d) QUALIFYING ATHLETIC COMPETITIONS DEFINED.—That section is further amended by adding at the end the following new subsection:

"(e) In this section, the term 'qualifying athletic competition' means a competition in athletic events that require skills relevant to military duties or involve aspects of physical fitness that are evaluated by the armed forces in determining whether a member of the National Guard is fit for military duty."

(e) CONFORMING AND CLERICAL AMENDMENTS.—(1) The section heading of such section is amended to read as follows:

"§ 504. National Guard schools; small arms competitions; athletic competitions".

(2) The table of sections at the beginning of chapter 5 of that title is amended by striking the item relating to section 504 and inserting the following new item:

"504. National Guard schools; small arms competitions; athletic competitions."

VOINOVICH (AND DEWINE)
AMENDMENT NO. 3485

Mr. WARNER (for Mr. VOINOVICH (for himself and Mr. DEWINE)) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 436, between lines 2 and 3, insert the following:

SEC. 1114. EXTENSION OF AUTHORITY FOR VOLUNTARY SEPARATIONS IN REDUCTIONS IN FORCE.

Section 3502(f)(5) of title 5, United States Code, is amended by striking "September 30, 2001" and inserting "September 30, 2005".

SEC. 1115. EXTENSION, REVISION, AND EXPANSION OF AUTHORITIES FOR USE OF VOLUNTARY SEPARATION INCENTIVE PAY AND VOLUNTARY EARLY RETIREMENT.

(a) EXTENSION OF AUTHORITY.—Subsection (e) of section 5597 of title 5, United States Code, is amended by striking "September 30, 2003" and inserting "September 30, 2005".

(b) REVISION AND ADDITION OF PURPOSES FOR DEPARTMENT OF DEFENSE VSIP.—Subsection (b) of such section is amended by inserting after "transfer of function," the following: "restructuring of the workforce (to meet mission needs, achieve one or more strength reductions, correct skill imbalances, or reduce the number of high-grade, managerial, or supervisory positions in accordance with the strategic plan required under section 1118 of the National Defense Authorization Act for Fiscal Year 2001)."

(c) ELIGIBILITY.—Subsection (c) of such section is amended—

(1) in paragraph (2), by inserting "objective and nonpersonal" after "similar"; and

(2) by adding at the end the following: "A determination of which employees are within the scope of an offer of separation pay shall be made only on the basis of consistent and well-documented application of the relevant criteria."

(d) INSTALLMENT PAYMENTS.—Subsection (d) of such section is amended—

(1) by striking paragraph (1) and inserting the following:

"(1) shall be paid in a lump-sum or in installments;"

(2) by striking "and" at the end of paragraph (3);

(3) by striking the period at the end of paragraph (4) and inserting "; and"; and

(4) by adding at the end the following:

"(5) if paid in installments, shall cease to be paid upon the recipient's acceptance of employment by the Federal Government, or commencement of work under a personal services contract, as described in subsection (g)(1)."

(e) APPLICABILITY OF REPAYMENT REQUIREMENT TO REEMPLOYMENT UNDER PERSONAL SERVICES CONTRACTS.—Subsection (g)(1) of such section is amended by inserting after "employment with the Government of the United States" the following: "or who commences work for an agency of the United States through a personal services contract with the United States."

SEC. 1116. DEPARTMENT OF DEFENSE EMPLOYEE VOLUNTARY EARLY RETIREMENT AUTHORITY.

(a) CIVIL SERVICE RETIREMENT SYSTEM.—Section 8336 of title 5, United States Code, is amended—

(1) in subsection (d)(2), by inserting “except in the case of an employee described in subsection (o)(1),” after “(2)”; and

(2) by adding at the end the following:

“(o)(1) An employee of the Department of Defense who, before October 1, 2005, is separated from the service after completing 25 years of service or after becoming 50 years of age and completing 20 years of service is entitled to an immediate annuity under this subchapter if the employee is eligible for the annuity under paragraph (2) or (3).

“(2)(A) An employee referred to in paragraph (1) is eligible for an immediate annuity under this paragraph if the employee—

“(i) is separated from the service involuntarily other than for cause; and

“(ii) has not declined a reasonable offer of another position in the Department of Defense for which the employee is qualified, which is not lower than 2 grades (or pay levels) below the employee’s grade (or pay level), and which is within the employee’s commuting area.

“(B) For the purposes of paragraph (2)(A)(i), a separation for failure to accept a directed reassignment to a position outside the commuting area of the employee concerned or to accompany a position outside of such area pursuant to a transfer of function may not be considered to be a removal for cause.

“(3) An employee referred to in paragraph (1) is eligible for an immediate annuity under this paragraph if the employee satisfies all of the following conditions:

“(A) The employee is separated from the service voluntarily during a period in which the organization within the Department of Defense in which the employee is serving is undergoing a major organizational adjustment.

“(B) The employee has been employed continuously by the Department of Defense for more than 30 days before the date on which the head of the employee’s organization requests the determinations required under subparagraph (A).

“(C) The employee is serving under an appointment that is not limited by time.

“(D) The employee is not in receipt of a decision notice of involuntary separation for misconduct or unacceptable performance.

“(E) The employee is within the scope of an offer of voluntary early retirement, as defined on the basis of one or more of the following objective criteria:

“(i) One or more organizational units.

“(ii) One or more occupational groups, series, or levels.

“(iii) One or more geographical locations.

“(iv) Any other similar objective and non-personal criteria that the Office of Personnel Management determines appropriate.

“(4) Under regulations prescribed by the Office of Personnel Management, the determinations of whether an employee meets—

“(A) the requirements of subparagraph (A) of paragraph (3) shall be made by the Office, upon the request of the Secretary of Defense; and

“(B) the requirements of subparagraph (E) of such paragraph shall be made by the Secretary of Defense.

“(5) A determination of which employees are within the scope of an offer of early retirement shall be made only on the basis of consistent and well-documented application of the relevant criteria.

“(6) In this subsection, the term ‘major organizational adjustment’ means any of the following:

“(A) A major reorganization.

“(B) A major reduction in force.

“(C) A major transfer of function.

“(D) A workforce restructuring—

“(i) to meet mission needs;

“(ii) to achieve one or more reductions in strength;

“(iii) to correct skill imbalances; or

“(iv) to reduce the number of high-grade, managerial, supervisory, or similar positions.”

(b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—Section 8414 of such title is amended—

(1) in subsection (b)(1)(B), by inserting “except in the case of an employee described in subsection (d)(1),” after “(B)”; and

(2) by adding at the end the following:

“(d)(1) An employee of the Department of Defense who, before October 1, 2005, is separated from the service after completing 25 years of service or after becoming 50 years of age and completing 20 years of service is entitled to an immediate annuity under this subchapter if the employee is eligible for the annuity under paragraph (2) or (3).

“(2)(A) An employee referred to in paragraph (1) is eligible for an immediate annuity under this paragraph if the employee—

“(i) is separated from the service involuntarily other than for cause; and

“(ii) has not declined a reasonable offer of another position in the Department of Defense for which the employee is qualified, which is not lower than 2 grades (or pay levels) below the employee’s grade (or pay level), and which is within the employee’s commuting area.

“(B) For the purposes of paragraph (2)(A)(i), a separation for failure to accept a directed reassignment to a position outside the commuting area of the employee concerned or to accompany a position outside of such area pursuant to a transfer of function may not be considered to be a removal for cause.

“(3) An employee referred to in paragraph (1) is eligible for an immediate annuity under this paragraph if the employee satisfies all of the following conditions:

“(A) The employee is separated from the service voluntarily during a period in which the organization within the Department of Defense in which the employee is serving is undergoing a major organizational adjustment.

“(B) The employee has been employed continuously by the Department of Defense for more than 30 days before the date on which the head of the employee’s organization requests the determinations required under subparagraph (A).

“(C) The employee is serving under an appointment that is not limited by time.

“(D) The employee is not in receipt of a decision notice of involuntary separation for misconduct or unacceptable performance.

“(E) The employee is within the scope of an offer of voluntary early retirement, as defined on the basis of one or more of the following objective criteria:

“(i) One or more organizational units.

“(ii) One or more occupational groups, series, or levels.

“(iii) One or more geographical locations.

“(iv) Any other similar objective and non-personal criteria that the Office of Personnel Management determines appropriate.

“(4) Under regulations prescribed by the Office of Personnel Management, the determinations of whether an employee meets—

“(A) the requirements of subparagraph (A) of paragraph (3) shall be made by the Office upon the request of the Secretary of Defense; and

“(B) the requirements of subparagraph (E) of such paragraph shall be made by the Secretary of Defense.

“(5) A determination of which employees are within the scope of an offer of early retirement shall be made only on the basis of consistent and well-documented application of the relevant criteria.

“(6) In this subsection, the term ‘major organizational adjustment’ means any of the following:

“(A) A major reorganization.

“(B) A major reduction in force.

“(C) A major transfer of function.

“(D) A workforce restructuring—

“(i) to meet mission needs;

“(ii) to achieve one or more reductions in strength;

“(iii) to correct skill imbalances; or

“(iv) to reduce the number of high-grade, managerial, supervisory, or similar positions.”

(c) CONFORMING AMENDMENTS.—(1) Section 8339(h) of such title is amended by striking out “or (j)” in the first sentence and inserting “(j), or (o)”.

(2) Section 8464(a)(1)(A)(i) of such title is amended by striking out “or (b)(1)(B)” and “(b)(1)(B), or (d)”.

(d) EFFECTIVE DATE; APPLICABILITY.—The amendments made by this section—

(1) shall take effect on October 1, 2000; and

(2) shall apply with respect to an approval for voluntary early retirement made on or after that date.

SEC. 1117. RESTRICTIONS ON PAYMENTS FOR ACADEMIC TRAINING.

(a) SOURCES OF POSTSECONDARY EDUCATION.—Subsection (a) of section 4107 of title 5, United States Code, is amended—

(1) by striking “or” at the end of paragraph (1);

(2) by striking the period at the end of paragraph (2) and inserting “; or”; and

(3) by adding at the end the following:

“(3) any course of postsecondary education that is administered or conducted by an institution not accredited by a national or regional accrediting body (except in the case of a course or institution for which standards for accrediting do not exist or are determined by the head of the employee’s agency as being inappropriate), regardless of whether the course is provided by means of classroom instruction, electronic instruction, or otherwise.”

(b) WAIVER OF RESTRICTION ON DEGREE TRAINING.—Subsection (b)(1) of such section is amended by striking “if necessary” and all that follows through the end and inserting “if the training provides an opportunity for an employee of the agency to obtain an academic degree pursuant to a planned, systematic, and coordinated program of professional development approved by the head of the agency.”

(c) CONFORMING AND CLERICAL AMENDMENTS.—The heading for such section is amended to read as follows:

“§ 4107. Restrictions”.

(3) The item relating to such section in the table of sections at the beginning of chapter 41 of title 5, United States Code, is amended to read as follows:

“4107. Restrictions.”.

SEC. 1118. STRATEGIC PLAN.

(a) REQUIREMENT FOR PLAN.—Not later than six months after the date of the enactment of this Act, and before exercising any of the authorities provided or extended by the amendments made by sections 1115 through 1117, the Secretary of Defense shall submit to the appropriate committees of Congress a strategic plan for the exercise of such authorities. The plan shall include an estimate of the number of Department of Defense employees that would be affected by the uses of authorities as described in the plan.

(b) CONSISTENCY WITH DoD PERFORMANCE AND REVIEW STRATEGIC PLAN.—The strategic plan submitted under subsection (a) shall be consistent with the strategic plan of the Department of Defense that is in effect under section 306 of title 5, United States Code.

(c) APPROPRIATE COMMITTEES.—For the purposes of this section, the appropriate committees of Congress are as follows:

(1) The Committee on Armed Services and the Committee on Governmental Affairs of the Senate.

(2) The Committee on Armed Services and the Committee on Government Reform of the House of Representatives.

BOXER AMENDMENT NO. 3486

Mr. LEVIN (for Mrs. BOXER) proposed an amendment to the bill, S. 2549, supra; as follows:

On page 270, between lines 16 and 17, insert the following:

SEC. 743. BLUE RIBBON ADVISORY PANEL ON DEPARTMENT OF DEFENSE POLICIES REGARDING THE PRIVACY OF INDIVIDUAL MEDICAL RECORDS.

(a) ESTABLISHMENT.—(1) There is hereby established an advisory panel to be known as the Blue Ribbon Advisory Panel on Department of Defense Policies Regarding the Privacy of Individual Medical Records (in this section referred to as the "Panel").

(2)(A) The Panel shall be composed of 7 members appointed by the President, of whom—

(i) at least one shall be a member of a consumer organization;

(ii) at least one shall be a medical professional;

(iii) at least one shall have a background in medical ethics; and

(iv) at least one shall be a member of the Armed Forces.

(B) The appointments of the members of the Panel shall be made not later than 30 days after the date of the enactment of this Act.

(3) No later than 30 days after the date on which all members of the Panel have been appointed, the Panel shall hold its first meeting.

(4) The Panel shall select a Chairman and Vice Chairman from among its members.

(b) DUTIES.—(1) The Panel shall conduct a thorough study of all matters relating to the policies and practices of the Department of Defense regarding the privacy of individual medical records.

(2) Not later than April 30, 2001, the Panel shall submit a report to the President and Congress which shall contain a detailed statement of the findings and conclusions of the Panel, together with its recommendations for such legislation and administrative actions as it considers appropriate to ensure the privacy of individual medical records.

(c) POWERS.—(1) The Panel may hold such hearings, sit and act at such times and places, take such testimony, and receive such evidence as the Panel considers advisable to carry out the purposes of this section.

(2) The Panel may secure directly from the Department of Defense, and any other Federal department or agency, such information as the Panel considers necessary to carry out the provisions of this section. Upon request of the Chairman of the Panel, the Secretary of Defense, or the head of such department or agency, shall furnish such information to the Panel.

(3) The Panel may use the United States mails in the same manner and under the same conditions as other departments and agencies of the Federal Government.

(4) The Panel may accept, use, and dispose of gifts or donations of services or property.

(5) Any Federal Government employee may be detailed to the Panel without reimbursement, and such detail shall be without interruption or loss of civil service status or privilege.

(d) TERMINATION.—The Panel shall terminate 30 days after the date on which the Panel submits its report under subsection (b)(2).

(e) FUNDING.—(1) Of the amounts authorized to be appropriated by this Act, the Secretary shall make available to the Panel such sums as the Panel may require for its activities under this section.

(2) Any sums made available under paragraph (1) shall remain available, without fiscal year limitation, until expended.

WARNER AMENDMENT NO. 3487

Mr. WARNER proposed an amendment to the bill, S. 2549, supra; as follows:

On page 353, between lines 15 and 16, insert the following:

SEC. 914. EXPANSION OF AUTHORITY TO EXEMPT GEODETIC PRODUCTS OF THE DEPARTMENT OF DEFENSE FROM PUBLIC DISCLOSURE.

Section 455(b)(1)(C) of title 10, United States Code, is amended by striking "or reveal military operational or contingency plans" and inserting ", reveal military operational or contingency plans, or reveal, jeopardize, or compromise military or intelligence capabilities".

BINGAMAN AMENDMENT NO. 3488

Mr. LEVIN (for Mr. BINGAMAN) proposed an amendment to the bill S. 2549, supra; as follows:

On page 31, after line 25, add the following:

SEC. 132. CONVERSION OF AGM-65 MAVERICK MISSILES.

(a) INCREASE IN AMOUNT.—The amount authorized to be appropriated by section 103(3) for procurement of missiles for the Air Force is hereby increased by \$2,100,000.

(b) AVAILABILITY OF AMOUNT.—(1) Of the amount authorized to be appropriated by section 103(3), as increased by subsection (a), \$2,100,000 shall be available for In-Service Missile Modifications for the purpose of the conversion of Maverick missiles in the AGM-65B and AGM-65G configurations to Maverick missiles in the AGM-65H and AGM-65K configurations.

(2) The amount available under paragraph (1) for the purpose specified in that paragraph is in addition to any other amounts available under this Act for that purpose.

(c) OFFSET.—The amount authorized to be appropriated by section 103(1) for procurement of aircraft for the Air Force is hereby reduced by \$2,100,000, with the amount of the reduction applicable to amounts available under that section for ALE-50 Code Decoys.

SANTORUM AMENDMENT NO. 3489

Mr. WARNER (for Mr. SANTORUM) proposed an amendment to the bill S. 2549, supra; as follows:

On page 25, between lines 13 and 14, insert the following:

SEC. 113. RAPID INTRAVENOUS INFUSION PUMPS.

Of the amount authorized to be appropriated under section 101(5)—

(1) \$6,000,000 shall be available for the procurement of rapid intravenous infusion pumps; and

(2) the amount provided for the family of medium tactical vehicles is hereby reduced by \$6,000,000.

WARNER AMENDMENT NO. 3490

Mr. WARNER proposed an amendment to the bill S. 2549, supra; as follows:

On page 58, between lines 7 and 8, insert the following:

SEC. 313. MOUNTED URBAN COMBAT TRAINING SITE, FORT KNOX, KENTUCKY.

Of the total amount authorized to be appropriated under section 301(1) for training

range upgrades, \$4,000,000 is available for the Mounted Urban Combat Training site, Fort Knox, Kentucky.

SEC. 314. MK-45 OVERHAUL.

Of the total amount authorized to be appropriated under section 301(1) for maintenance, \$12,000,000 is available for overhaul of MK-45 5-inch guns.

FOREIGN OPERATIONS, EXPORT FINANCING, AND RELATED PROGRAMS APPROPRIATIONS ACT, 2001

BINGAMAN (AND OTHERS) AMENDMENT NO. 3491

(Ordered to lie on the table.)

Mr. BINGAMAN (for himself, Mr. WARNER, Mr. ROBERTS, Mr. CLELAND, Mr. SMITH of New Hampshire, and Mr. HARKIN) submitted an amendment intended to be proposed by them to the bill, S. 2522, supra; as follows:

On page 140, between lines 19 and 20, insert the following:

SEC. 591. It is the sense of the Senate that nothing in this Act regarding the assistance provided to Estonia, Latvia, and Lithuania under the heading "FOREIGN MILITARY FINANCING PROGRAM" should be interpreted as expressing the sense of the Senate regarding an acceleration of the accession of Estonia, Latvia, or Lithuania to the North Atlantic Treaty Organization (NATO).

SESSIONS AMENDMENT NO. 3492

Mr. SESSIONS proposed an amendment to the bill S. 2522, supra; as follows:

On page 144, strike line 22 and insert the following:

aiding and abetting these groups; and

(D) the United States Government publicly supports the military and political efforts of the Government of Colombia, consistent with human rights, that are necessary to resolve effectively the conflicts with the armed insurgents that threaten the territorial integrity, economic prosperity, and rule of law in Colombia.

BROWNBACK AMENDMENT NO. 3493

Mr. BROWNBACK proposed an amendment to the bill, S. 2522, supra; as follows:

At the appropriate place in the bill, insert the following:

SEC. —. AVAILABILITY OF APPROPRIATED FUNDS FOR INDIA.

Funds appropriated by this Act (other than funds appropriated under the heading "FOREIGN MILITARY FINANCING PROGRAM") may be made available for assistance for India notwithstanding any other provision of law: *Provided*, That, for the purpose of this section, the term "assistance" includes any direct loan, credit, insurance, or guarantee of the Export-Import Bank of the United States or its agents: *Provided further*, That, during fiscal year 2001, section 102(b)(2)(E) of the Arms Export Control Act (22 U.S.C. 2799aa-1(b)(2)(E)) may not apply to India.

NICKLES AMENDMENT NO. 3494

Mr. NICKLES submitted an amendment intended to be proposed to the bill, S. 2522, supra; as follows:

On page 155, between lines 18 and 19, insert the following:

SEC. 6107. CUSTOMS TRAINING AND STANDARDIZATION FACILITY.

Of the funds appropriated under this chapter, \$20,800,000 shall be made available to the United States Customs Service to establish a program to standardize aviation assets in order to enhance operational safety and facilitate uniformity in aviation training, to be headquartered at the Customs National Aviation Center at Will Rogers International Airport in Oklahoma City, Oklahoma, which shall also be the site for the 3 new light enforcement helicopters and any other assets or support facilities necessary for standardization of operation or training activities of the Customs Service Air Interdiction Division.

MCCAIN AMENDMENT NO. 3495

(Ordered to lie on the table.)

Mr. MCCAIN submitted an amendment to be proposed by him to the bill, S. 2522, supra; as follows:

On page 140, between lines 19 and 20, insert the following:

SEC. —. SENSE OF SENATE REGARDING ZIMBABWE.

(a) FINDINGS.—The Senate finds that—

(1) people around the world supported the Republic of Zimbabwe's quest for independence, majority rule, and the protection of human rights and the rule of law;

(2) Zimbabwe, at the time of independence in 1980, showed bright prospects for democracy, economic development, and racial reconciliation;

(3) the people of Zimbabwe are now suffering the destabilizing effects of a serious, government-sanctioned breakdown in the rule of law, which is critical to economic development as well as domestic tranquility;

(4) a free and fair national referendum was held in Zimbabwe in February 2000 in which voters rejected proposed constitutional amendments to increase the president's authorities to expropriate land without payment;

(5) the President of Zimbabwe has defied two high court decisions declaring land seizures to be illegal;

(6) previous land reform efforts have been ineffective largely due to corrupt practices and inefficiencies within the Government of Zimbabwe;

(7) recent violence in Zimbabwe has resulted in several murders and brutal attacks on innocent individuals, including the murder of farm workers and owners;

(8) violence has been directed toward individuals of all races;

(9) the ruling party and its supporters have specifically directed violence at democratic reform activists seeking to prepare for upcoming parliamentary elections;

(10) the offices of a leading independent newspaper in Zimbabwe have been bombed;

(11) the Government of Zimbabwe has not yet publicly condemned the recent violence;

(12) President Mugabe's statement that thousands of law-abiding citizens are enemies of the state has further incited violence;

(13) 147 out of 150 members of the Parliament in Zimbabwe (98 percent) belong to the same political party;

(14) the unemployment rate in Zimbabwe now exceeds 60 percent and political turmoil is on the brink of destroying Zimbabwe's economy;

(15) the economy is being further damaged by the Government of Zimbabwe's ongoing involvement in the war in the Democratic Republic of the Congo;

(16) the United Nations Food and Agricultural Organization has issued a warning that Zimbabwe faces a food emergency due to

shortages caused by violence against farmers and farm workers; and

(17) events in Zimbabwe could threaten stability and economic development in the entire region.

(18) The Government of Zimbabwe has rejected international election observation delegation accreditation for United States-based nongovernmental organizations, including the International Republican Institute and National Democratic Institute, and is also denying accreditation for other nongovernmental organizations and election observers of certain specified nationalities.

(b) SENSE OF THE SENATE.—The Senate—

(1) extends its support to the vast majority of citizens of the Republic of Zimbabwe who are committed to peace, economic prosperity, and an open, transparent parliamentary election process;

(2) strongly urges the Government of Zimbabwe to enforce the rule of law and fulfill its responsibility to protect the political and civil rights of all citizens;

(3) supports those international efforts to assist with land reform which are consistent with accepted principles of international law and which take place after the holding of free and fair parliamentary elections;

(4) condemns government-directed violence against farm workers, farmers, and opposition party members;

(5) encourages the local media, civil society, and all political parties to work together toward a campaign environment conducive to free, transparent and fair elections within the legally prescribed period;

(6) recommends international support for voter education, domestic and international election monitoring, and violence monitoring activities;

(7) urges the United States to continue to monitor violence and condemn brutality against law abiding citizens;

(8) congratulates all the democratic reform activists in Zimbabwe for their resolve to bring about political change peacefully, even in the face of violence and intimidation; and

(9) desires a lasting, warm, and mutually beneficial relationship between the United States and a democratic, peaceful Zimbabwe.

SESSIONS AMENDMENT NO. 3496

(Ordered to lie on the table.)

Mr. SESSIONS submitted an amendment to be proposed by him to the bill, S. 2522, supra; as follows:

On page 140, between lines 19 and 20, insert the following:

SENSE OF SENATE REGARDING THE INSURGENT CRISIS IN THE REPUBLIC OF COLOMBIA

SEC. 591. (a) FINDINGS.—The Senate makes the following findings:

(1) The armed conflict and resulting lawlessness and violence in Colombia present a danger to the security of the United States and the other nations in the Western Hemisphere and to law enforcement efforts intended to impede the flow of narcotics.

(2) Colombia is the second oldest democracy in the Western Hemisphere with a history of open and friendly relations with the United States.

(3) In 1998, two-way trade between the United States and Colombia was more than \$11,000,000,000, making the United States Colombia's number one trading partner and Colombia the fifth largest market for United States exports in Latin America.

(4) Colombia is faced with multiple wars, against the Marxist Colombian Revolutionary Armed Forces (FARC), the Marxist National Liberation Army (ELN), paramilitary organizations, and international narcotics trafficking kingpins.

(5) The FARC and ELN engage in systematic extortion and murder of United States

citizens, profit from the illegal drug trade, and engage in indiscriminate crimes against Colombian civilians and security forces. These crimes include kidnapping, torture, and murder.

(6) Thirty-four percent of world terrorist acts are committed in Colombia, making it the world's third most dangerous country in terms of political violence.

(7) Colombia is the kidnapping capital of the world, with 2,609 kidnappings reported in 1998.

(8) During the last decade more than 35,000 Colombians have been killed.

(9) The conflict in Colombia is creating instability along its borders with neighboring countries Ecuador, Panama, Peru, and Venezuela.

(10) The United States has a vital national interest in assisting Colombia in the resolution of these conflicts due to the inherent problems associated with Colombian drug trafficking and production.

(11) The United States has a vital national interest in assisting Colombia in the resolution of these conflicts due to the strong economic and political relationship that exists between the two countries.

(b) SENSE OF THE SENATE.—It is the sense of the Senate that the United States should support the military and political efforts of the Government of Colombia, consistent with human rights, that are necessary to effectively resolve the conflicts with the armed insurgents that threaten the territorial integrity, economic prosperity, and rule of law in Colombia.

NOTICE OF HEARINGS**COMMITTEE ON INDIAN AFFAIRS**

Mr. CAMPBELL. Mr. President, I would like to announce that the Committee on Indian Affairs will meet on Wednesday, June 28, 2000 at 2:30 p.m. in room 485 of the Russell Senate Building to mark up pending committee business, to be followed by a hearing on S. 2283, to amend the Transportation Equity Act (TEA-21) to make certain amendments with respect to Indian tribes.

Those wishing additional information may contact committee staff at 202/224-2251.

PERMANENT SUBCOMMITTEE ON INVESTIGATIONS

Ms. COLLINS. Mr. President, I would like to announce for the information of the Senate and the public that the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs, will hold a two day hearing entitled "HUD's Government Insured Mortgages: The Problem of Property 'Flipping.'" This Subcommittee hearing will focus on the current nationwide mortgage fraud crisis.

The hearings will take place on Thursday, June 29, 2000, and Friday, June 30, 2000, at 9:30 a.m. in room 342 of the Dirksen Senate Office Building. For further information, please contact K. Lee Blalack of the subcommittee staff at 224-3721.