

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4650

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IN THE SENATE OF THE UNITED STATES

JUNE 30 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

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## AN ACT

Making appropriations for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That the following sums are appropriated, out of any  
4       money in the Treasury not otherwise appropriated, for the  
5       fiscal year ending September 30, 1995, for military func-  
6       tions administered by the Department of Defense, and for  
7       other purposes, namely:

## TITLE I

## MILITARY PERSONNEL

## MILITARY PERSONNEL, ARMY

1 For pay, allowances, individual clothing, interest on  
2 deposits, gratuities, permanent change of station travel  
3 (including all expenses thereof for organizational move-  
4 ments), and expenses of temporary duty travel between  
5 permanent duty stations, for members of the Army on ac-  
6 tive duty (except members of reserve components provided  
7 for elsewhere), cadets, and aviation cadets; and for pay-  
8 ments pursuant to section 156 of Public Law 97-377, as  
9 amended (42 U.S.C. 402 note), to section 229(b) of the  
10 Social Security Act (42 U.S.C. 429(b)), and to the De-  
11 partment of Defense Military Retirement Fund;  
12 \$20,737,470,000.

## MILITARY PERSONNEL, NAVY

13 For pay, allowances, individual clothing, interest on  
14 deposits, gratuities, permanent change of station travel  
15 (including all expenses thereof for organizational move-  
16 ments), and expenses of temporary duty travel between  
17 permanent duty stations, for members of the Navy on ac-  
18 tive duty (except members of the Reserve provided for  
19 elsewhere), midshipmen, and aviation cadets; and for pay-  
20 ments pursuant to section 156 of Public Law 97-377, as  
21 amended (42 U.S.C. 402 note), to section 229(b) of the

1 Social Security Act (42 U.S.C. 429(b)), and to the De-  
2 partment of Defense Military Retirement Fund;  
3 \$17,692,537,000.

4 MILITARY PERSONNEL, MARINE CORPS

5 For pay, allowances, individual clothing, interest on  
6 deposits, gratuities, permanent change of station travel  
7 (including all expenses thereof for organizational move-  
8 ments), and expenses of temporary duty travel between  
9 permanent duty stations, for members of the Marine  
10 Corps on active duty (except members of the Reserve pro-  
11 vided for elsewhere); and for payments pursuant to section  
12 156 of Public Law 97-377, as amended (42 U.S.C. 402  
13 note), to section 229(b) of the Social Security Act (42  
14 U.S.C. 429(b)), and to the Department of Defense Mili-  
15 tary Retirement Fund; \$5,816,671,000.

16 MILITARY PERSONNEL, AIR FORCE

17 For pay, allowances, individual clothing, interest on  
18 deposits, gratuities, permanent change of station travel  
19 (including all expenses thereof for organizational move-  
20 ments), and expenses of temporary duty travel between  
21 permanent duty stations, for members of the Air Force  
22 on active duty (except members of reserve components  
23 provided for elsewhere), cadets, and aviation cadets; and  
24 for payments pursuant to section 156 of Public Law 97-  
25 377, as amended (42 U.S.C. 402 note), to section 229(b)

1 of the Social Security Act (42 U.S.C. 429(b)), and to the  
2 Department of Defense Military Retirement Fund;  
3 \$17,311,379,000.

4 RESERVE PERSONNEL, ARMY

5 For pay, allowances, clothing, subsistence, gratuities,  
6 travel, and related expenses for personnel of the Army Re-  
7 serve on active duty under sections 265, 3021, and 3038  
8 of title 10, United States Code, or while serving on active  
9 duty under section 672(d) of title 10, United States Code,  
10 in connection with performing duty specified in section  
11 678(a) of title 10, United States Code, or while under-  
12 going reserve training, or while performing drills or equiv-  
13 alent duty or other duty, and for members of the Reserve  
14 Officers' Training Corps, and expenses authorized by sec-  
15 tion 2131 of title 10, United States Code; and for pay-  
16 ments to the Department of Defense Military Retirement  
17 Fund; \$2,183,620,000.

18 RESERVE PERSONNEL, NAVY

19 For pay, allowances, clothing, subsistence, gratuities,  
20 travel, and related expenses for personnel of the Navy Re-  
21 serve on active duty under section 265 of title 10, United  
22 States Code, or while serving on active duty under section  
23 672(d) of title 10, United States Code, in connection with  
24 performing duty specified in section 678(a) of title 10,  
25 United States Code, or while undergoing reserve training,

1 or while performing drills or equivalent duty, and for  
2 members of the Reserve Officers' Training Corps, and ex-  
3 penses authorized by section 2131 of title 10, United  
4 States Code; and for payments to the Department of De-  
5 fense Military Retirement Fund; \$1,398,609,000.

6           RESERVE PERSONNEL, MARINE CORPS

7           For pay, allowances, clothing, subsistence, gratuities,  
8 travel, and related expenses for personnel of the Marine  
9 Corps Reserve on active duty under section 265 of title  
10 10, United States Code, or while serving on active duty  
11 under section 672(d) of title 10, United States Code, in  
12 connection with performing duty specified in section  
13 678(a) of title 10, United States Code, or while under-  
14 going reserve training, or while performing drills or equiv-  
15 alent duty, and for members of the Marine Corps platoon  
16 leaders class, and expenses authorized by section 2131 of  
17 title 10, United States Code; and for payments to the De-  
18 partment of Defense Military Retirement Fund;  
19 \$354,048,000.

20           RESERVE PERSONNEL, AIR FORCE

21           For pay, allowances, clothing, subsistence, gratuities,  
22 travel, and related expenses for personnel of the Air Force  
23 Reserve on active duty under sections 265, 8021, and  
24 8038 of title 10, United States Code, or while serving on  
25 active duty under section 672(d) of title 10, United States

1 Code, in connection with performing duty specified in sec-  
2 tion 678(a) of title 10, United States Code, or while un-  
3 dergoing reserve training, or while performing drills or  
4 equivalent duty or other duty, and for members of the Air  
5 Reserve Officers' Training Corps, and expenses authorized  
6 by section 2131 of title 10, United States Code; and for  
7 payments to the Department of Defense Military Retire-  
8 ment Fund; \$782,434,000.

9 NATIONAL GUARD PERSONNEL, ARMY

10 For pay, allowances, clothing, subsistence, gratuities,  
11 travel, and related expenses for personnel of the Army Na-  
12 tional Guard while on duty under section 265, 3021, or  
13 3496 of title 10 or section 708 of title 32, United States  
14 Code, or while serving on duty under section 672(d) of  
15 title 10 or section 502(f) of title 32, United States Code,  
16 in connection with performing duty specified in section  
17 678(a) of title 10, United States Code, or while under-  
18 going training, or while performing drills or equivalent  
19 duty or other duty, and expenses authorized by section  
20 2131 of title 10, United States Code; and for payments  
21 to the Department of Defense Military Retirement Fund;  
22 \$3,378,705,000.

23 NATIONAL GUARD PERSONNEL, AIR FORCE

24 For pay, allowances, clothing, subsistence, gratuities,  
25 travel, and related expenses for personnel of the Air Na-

1 tional Guard on duty under section 265, 8021, or 8496  
2 of title 10 or section 708 of title 32, United States Code,  
3 or while serving on duty under section 672(d) of title 10  
4 or section 502(f) of title 32, United States Code, in con-  
5 nection with performing duty specified in section 678(a)  
6 of title 10, United States Code, or while undergoing train-  
7 ing, or while performing drills or equivalent duty or other  
8 duty, and expenses authorized by section 2131 of title 10,  
9 United States Code; and for payments to the Department  
10 of Defense Military Retirement Fund; \$1,238,029,000.

## 11 TITLE II

### 12 OPERATION AND MAINTENANCE

#### 13 OPERATION AND MAINTENANCE, ARMY

##### 14 (INCLUDING TRANSFER OF FUNDS)

15 For expenses, not otherwise provided for, necessary  
16 for the operation and maintenance of the Army, as author-  
17 ized by law; and not to exceed \$14,437,000 can be used  
18 for emergencies and extraordinary expenses, to be ex-  
19 pended on the approval or authority of the Secretary of  
20 the Army, and payments may be made on his certificate  
21 of necessity for confidential military purposes;  
22 \$17,836,504,000, of which \$150,000,000 for real property  
23 maintenance shall be made available for obligation until  
24 September 30, 1996 and, in addition, \$50,000,000 shall  
25 be derived by transfer from the National Defense Stock-

1 pile Transaction Fund: *Provided*, That of the funds appro-  
2 priated in this paragraph, not less than \$388,599,000  
3 shall be made available only for conventional ammunition  
4 care and maintenance: *Provided further*, That of the funds  
5 appropriated in this paragraph, \$5,800,000 shall be avail-  
6 able only for removal of Department of Defense equipment  
7 from Pine Bluff Arsenal: *Provided further*, That of the  
8 funds appropriated in this paragraph, \$473,763,000 shall  
9 not be obligated or expended until authorized by law.

10 OPERATION AND MAINTENANCE, NAVY

11 (INCLUDING TRANSFER OF FUNDS)

12 For expenses, not otherwise provided for, necessary  
13 for the operation and maintenance of the Navy and the  
14 Marine Corps, as authorized by law; and not to exceed  
15 \$4,301,000 can be used for emergencies and extraordinary  
16 expenses, to be expended on the approval or authority of  
17 the Secretary of the Navy, and payments may be made  
18 on his certificate of necessity for confidential military pur-  
19 poses; \$21,316,555,000, of which \$200,000,000 for real  
20 property maintenance shall be made available for obliga-  
21 tion until September 30, 1996 and, in addition,  
22 \$50,000,000 shall be derived by transfer from the Na-  
23 tional Defense Stockpile Transaction Fund: *Provided*,  
24 That of the funds appropriated in this paragraph,

1 \$1,206,359,000 shall not be obligated or expended until  
2 authorized by law.

3 OPERATION AND MAINTENANCE, MARINE CORPS

4 For expenses, not otherwise provided for, necessary  
5 for the operation and maintenance of the Marine Corps,  
6 as authorized by law; \$2,097,395,000, of which  
7 \$66,000,000 for real property maintenance shall be made  
8 available for obligation until September 30, 1996: *Pro-*  
9 *vided*, That of the funds appropriated in this paragraph,  
10 \$100,300,000 shall not be obligated or expended until au-  
11 thorized by law.

12 OPERATION AND MAINTENANCE, AIR FORCE

13 (INCLUDING TRANSFER OF FUNDS)

14 For expenses, not otherwise provided for, necessary  
15 for the operation and maintenance of the Air Force, as  
16 authorized by law; and not to exceed \$8,762,000 can be  
17 used for emergencies and extraordinary expenses, to be ex-  
18 pended on the approval or authority of the Secretary of  
19 the Air Force, and payments may be made on his certifi-  
20 cate of necessity for confidential military purposes;  
21 \$18,913,050,000, of which \$84,000,000 for real property  
22 maintenance shall be made available for obligation until  
23 September 30, 1996 and, in addition, \$50,000,000 shall  
24 be derived by transfer from the National Defense Stock-  
25 pile Transaction Fund: *Provided*, That of the funds appro-

1 priated in this paragraph, \$179,592,000 shall not be obli-  
2 gated or expended until authorized by law.

3 OPERATION AND MAINTENANCE, DEFENSE-WIDE

4 For expenses, not otherwise provided for, necessary  
5 for the operation and maintenance of activities and agen-  
6 cies of the Department of Defense (other than the military  
7 departments), as authorized by law; \$8,945,266,000, of  
8 which not to exceed \$25,000,000 may be available for the  
9 CINC initiative fund account; and of which not to exceed  
10 \$23,768,000 can be used for emergencies and extraor-  
11 dinary expenses, to be expended on the approval or author-  
12 ity of the Secretary of Defense, and payments may be  
13 made on his certificate of necessity for confidential mili-  
14 tary purposes.

15 OPERATION AND MAINTENANCE, ARMY RESERVE

16 For expenses, not otherwise provided for, necessary  
17 for the operation and maintenance, including training, or-  
18 ganization, and administration, of the Army Reserve; re-  
19 pair of facilities and equipment; hire of passenger motor  
20 vehicles; travel and transportation; care of the dead; re-  
21 cruiting; procurement of services, supplies, and equip-  
22 ment; and communications; \$1,240,109,000.

23 OPERATION AND MAINTENANCE, NAVY RESERVE

24 For expenses, not otherwise provided for, necessary  
25 for the operation and maintenance, including training, or-

1 ganization, and administration, of the Navy Reserve; re-  
2 pair of facilities and equipment; hire of passenger motor  
3 vehicles; travel and transportation; care of the dead; re-  
4 cruiting; procurement of services, supplies, and equip-  
5 ment; and communications; \$834,119,000: *Provided*, That  
6 of the funds appropriated in this paragraph, \$6,300,000  
7 shall not be obligated or expended until authorized by law.

8 OPERATION AND MAINTENANCE, MARINE CORPS  
9 RESERVE

10 For expenses, not otherwise provided for, necessary  
11 for the operation and maintenance, including training, or-  
12 ganization, and administration, of the Marine Corps Re-  
13 serve; repair of facilities and equipment; hire of passenger  
14 motor vehicles; travel and transportation; care of the dead;  
15 recruiting; procurement of services, supplies, and equip-  
16 ment; and communications; \$83,542,000: *Provided*, That  
17 of the funds appropriated in this paragraph, \$2,080,000  
18 shall not be obligated or expended until authorized by law.

19 OPERATION AND MAINTENANCE, AIR FORCE RESERVE

20 For expenses, not otherwise provided for, necessary  
21 for the operation and maintenance, including training, or-  
22 ganization, and administration, of the Air Force Reserve;  
23 repair of facilities and equipment; hire of passenger motor  
24 vehicles; travel and transportation; care of the dead; re-  
25 cruiting; procurement of services, supplies, and equip-

1 ment; and communications; \$1,486,805,000: *Provided*,  
2 That of the funds appropriated in this paragraph  
3 \$5,473,000 shall not be obligated or expended until au-  
4 thorized by law.

5 OPERATION AND MAINTENANCE, ARMY NATIONAL  
6 GUARD

7 For expenses of training, organizing, and administer-  
8 ing the Army National Guard, including medical and hos-  
9 pital treatment and related expenses in non-Federal hos-  
10 pitals; maintenance, operation, and repairs to structures  
11 and facilities; hire of passenger motor vehicles; personnel  
12 services in the National Guard Bureau; travel expenses  
13 (other than mileage), as authorized by law for Army per-  
14 sonnel on active duty, for Army National Guard division,  
15 regimental, and battalion commanders while inspecting  
16 units in compliance with National Guard Bureau regula-  
17 tions when specifically authorized by the Chief, National  
18 Guard Bureau; supplying and equipping the Army Na-  
19 tional Guard as authorized by law; and expenses of repair,  
20 modification, maintenance, and issue of supplies and  
21 equipment (including aircraft); \$2,498,868,000: *Provided*,  
22 That of the funds appropriated in this paragraph,  
23 \$10,000,000 shall be made available only for a National  
24 Guard Outreach Program in the Los Angeles School Dis-  
25 trict: *Provided further*, That of the funds appropriated in

1 this paragraph, \$50,253,000 shall not be obligated or ex-  
2 pended until authorized by law.

3 OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

4 For operation and maintenance of the Air National  
5 Guard, including medical and hospital treatment and re-  
6 lated expenses in non-Federal hospitals; maintenance, op-  
7 eration, repair, and other necessary expenses of facilities  
8 for the training and administration of the Air National  
9 Guard, including repair of facilities, maintenance, oper-  
10 ation, and modification of aircraft; transportation of  
11 things; hire of passenger motor vehicles; supplies, mate-  
12 rials, and equipment, as authorized by law for the Air Na-  
13 tional Guard; and expenses incident to the maintenance  
14 and use of supplies, materials, and equipment, including  
15 such as may be furnished from stocks under the control  
16 of agencies of the Department of Defense; travel expenses  
17 (other than mileage) on the same basis as authorized by  
18 law for Air National Guard personnel on active Federal  
19 duty, for Air National Guard commanders while inspecting  
20 units in compliance with National Guard Bureau regula-  
21 tions when specifically authorized by the Chief, National  
22 Guard Bureau; \$2,797,978,000: *Provided*, That of the  
23 funds appropriated under this heading, \$1,500,000 shall  
24 be made available only for the operation of Air National  
25 Guard C-130 operational support aircraft of the 159th

1 Air National Guard Fighter Group: *Provided further*, That  
2 of the funds appropriated in this paragraph, \$17,800,000  
3 shall not be obligated or expended until authorized by law.

4 NATIONAL BOARD FOR THE PROMOTION OF RIFLE  
5 PRACTICE, ARMY

6 For the necessary expenses and personnel services  
7 (other than pay and non-travel-related allowances of mem-  
8 bers of the Armed Forces of the United States, except for  
9 members of the reserve components thereof called or or-  
10 dered to active duty to provide support for the national  
11 matches) in accordance with law, for operation and main-  
12 tenance of rifle ranges; the instruction of citizens in  
13 marksmanship; the promotion of rifle practice; the conduct  
14 of the national matches; the sale of ammunition under the  
15 authority of title 10, United States Code, sections 4308  
16 and 4311; the travel of rifle teams, military personnel, and  
17 individuals attending regional, national, and international  
18 competitions; and the payment to competitors at national  
19 matches under section 4312 of title 10, United States  
20 Code, of subsistence and travel allowances under section  
21 4313 of title 10, United States Code; not to exceed  
22 \$2,544,000.

23 COURT OF MILITARY APPEALS, DEFENSE

24 For salaries and expenses necessary for the United  
25 States Court of Military Appeals; \$6,126,000, of which

1 not to exceed \$2,500 can be used for official representa-  
2 tion purposes.

3 ENVIRONMENTAL RESTORATION, DEFENSE

4 (INCLUDING TRANSFER OF FUNDS)

5 For the Department of Defense; \$1,880,200,000, to  
6 remain available until transferred: *Provided*, That the Sec-  
7 retary of Defense shall, upon determining that such funds  
8 are required for environmental restoration, reduction and  
9 recycling of hazardous waste, removal of unsafe buildings  
10 and debris of the Department of Defense, or for similar  
11 purposes (including programs and operations at sites for-  
12 merly used by the Department of Defense), transfer the  
13 funds made available by this appropriation to other appro-  
14 priations made available to the Department of Defense as  
15 the Secretary may designate, to be merged with and to  
16 be available for the same purposes and for the same time  
17 period as the appropriations of funds to which transferred:  
18 *Provided further*, That upon a determination that all or  
19 part of the funds transferred from this appropriation are  
20 not necessary for the purposes provided herein, such  
21 amounts may be transferred back to this appropriation.

22 SUPPORT FOR INTERNATIONAL SPORTING

23 COMPETITIONS, DEFENSE

24 For the account "Support for International Sporting  
25 Competitions, Defense"; \$7,900,000, to be merged with

1 and to be available for the same purposes and the same  
2 time period as that appropriation: *Provided*, That of the  
3 funds in that appropriation not more than \$1,500,000  
4 may be used for the 1995 Special Olympics: *Provided fur-*  
5 *ther*, That of the funds in that appropriation not more  
6 than \$4,400,000 may be used for the 1996 Paralympics:  
7 *Provided further*, That funds appropriated in this para-  
8 graph shall not be obligated or expended until authorized  
9 by law.

#### 10 HUMANITARIAN ASSISTANCE

11 For transportation for humanitarian relief for the  
12 people of Afghanistan, the Kurdish population and other  
13 minorities of northern Iraq, and the people of sub-Saharan  
14 Africa, acquisition and shipment of transportation assets  
15 to assist in the distribution of such relief, and for trans-  
16 portation and distribution of humanitarian relief supplies,  
17 and excess non-lethal property; \$60,000,000 of which  
18 \$12,000,000 shall be made available only for activities to  
19 support the clearing of landmines for humanitarian pur-  
20 poses.

#### 21 TITLE III

#### 22 PROCUREMENT

#### 23 AIRCRAFT PROCUREMENT, ARMY

24 For construction, procurement, production, modifica-  
25 tion, and modernization of aircraft, equipment, including

1 ordnance, ground handling equipment, spare parts, and  
2 accessories therefor; specialized equipment and training  
3 devices; expansion of public and private plants, including  
4 the land necessary therefor, for the foregoing purposes,  
5 and such lands and interest therein, may be acquired, and  
6 construction prosecuted thereon prior to approval of title;  
7 and procurement and installation of equipment, appli-  
8 ances, and machine tools in public and private plants; re-  
9 serve plant and Government and contractor-owned equip-  
10 ment layaway; and other expenses necessary for the fore-  
11 going purposes; \$1,264,198,000, to remain available for  
12 obligation until September 30, 1997.

13                   MISSILE PROCUREMENT, ARMY

14       For construction, procurement, production, modifica-  
15 tion, and modernization of missiles, equipment, including  
16 ordnance, ground handling equipment, spare parts, and  
17 accessories therefor; specialized equipment and training  
18 devices; expansion of public and private plants, including  
19 the land necessary therefor, for the foregoing purposes,  
20 and such lands and interests therein, may be acquired,  
21 and construction prosecuted thereon prior to approval of  
22 title; and procurement and installation of equipment, ap-  
23 pliances, and machine tools in public and private plants;  
24 reserve plant and Government and contractor-owned  
25 equipment layaway; and other expenses necessary for the



1 cialized equipment and training devices; expansion of pub-  
2 lic and private plants, including ammunition facilities au-  
3 thorized by section 2854, title 10, United States Code, and  
4 the land necessary therefor, for the foregoing purposes,  
5 and such lands and interests therein, may be acquired,  
6 and construction prosecuted thereon prior to approval of  
7 title; and procurement and installation of equipment, ap-  
8 pliances, and machine tools in public and private plants;  
9 reserve plant and Government and contractor-owned  
10 equipment layaway; and other expenses necessary for the  
11 foregoing purposes; \$1,274,644,000, to remain available  
12 for obligation until September 30, 1997: *Provided*, That  
13 of the amounts appropriated for the ARMS program in  
14 “Procurement of Ammunition, Army, 1993/1995”,  
15 \$43,000,000 may be available to fund subsidy costs of  
16 loan guarantees authorized to be made under that pro-  
17 gram: *Provided further*, That of the funds appropriated  
18 in this paragraph, \$419,761,000 shall not be obligated or  
19 expended until authorized by law.

20 OTHER PROCUREMENT, ARMY

21 For construction, procurement, production, and  
22 modification of vehicles, including tactical, support, and  
23 nontracked combat vehicles; communications and elec-  
24 tronic equipment; other support equipment; spare parts,  
25 ordnance, and accessories therefor; specialized equipment

1 and training devices; expansion of public and private  
2 plants, including the land necessary therefor, for the fore-  
3 going purposes, and such lands and interests therein, may  
4 be acquired, and construction prosecuted thereon prior to  
5 approval of title; and procurement and installation of  
6 equipment, appliances, and machine tools in public and  
7 private plants; reserve plant and Government and contrac-  
8 tor-owned equipment layaway; and other expenses nec-  
9 essary for the foregoing purposes; \$2,348,806,000, to re-  
10 main available for obligation until September 30, 1997.

11 AIRCRAFT PROCUREMENT, NAVY

12 For construction, procurement, production, modifica-  
13 tion, and modernization of aircraft, equipment, including  
14 ordnance, spare parts, and accessories therefor; specialized  
15 equipment; expansion of public and private plants, includ-  
16 ing the land necessary therefor, and such lands and inter-  
17 ests therein, may be acquired, and construction prosecuted  
18 thereon prior to approval of title; and procurement and  
19 installation of equipment, appliances, and machine tools  
20 in public and private plants; reserve plant and Govern-  
21 ment and contractor-owned equipment layaway;  
22 \$4,820,442,000, to remain available for obligation until  
23 September 30, 1997: *Provided*, That of the funds appro-  
24 priated in this paragraph, \$232,435,000 shall not be obli-  
25 gated or expended until authorized by law.

## 1 WEAPONS PROCUREMENT, NAVY

2 For construction, procurement, production, modifica-  
3 tion, and modernization of missiles, torpedoes, other weap-  
4 ons, and related support equipment including spare parts,  
5 and accessories therefor; expansion of public and private  
6 plants, including the land necessary therefor, and such  
7 lands and interests therein, may be acquired, and con-  
8 struction prosecuted thereon prior to approval of title; and  
9 procurement and installation of equipment, appliances,  
10 and machine tools in public and private plants; reserve  
11 plant and Government and contractor-owned equipment  
12 layaway; \$1,969,336,000, to remain available for obliga-  
13 tion until September 30, 1997: *Provided*, That of the  
14 funds appropriated in this paragraph, \$70,458,000 shall  
15 not be obligated or expended until authorized by law.

16 PROCUREMENT OF AMMUNITION, NAVY AND MARINE  
17 CORPS

18 For construction, procurement, production, and  
19 modification of ammunition, and accessories therefor; spe-  
20 cialized equipment and training devices; expansion of pub-  
21 lic and private plants, including ammunition facilities au-  
22 thorized by section 2854, title 10, United States Code, and  
23 the land necessary therefor, for the foregoing purposes,  
24 and such lands and interests therein, may be acquired,  
25 and construction prosecuted thereon prior to approval of

1 title; and procurement and installation of equipment, ap-  
2 pliances, and machine tools in public and private plants;  
3 reserve plant and Government and contractor-owned  
4 equipment layaway; and other expenses necessary for the  
5 foregoing purposes; as follows:

6           For the Navy, \$335,368,000;

7           For the Marine Corps, \$158,442,000;

8 In all: \$493,810,000, to remain available for obligation  
9 until September 30, 1997: *Provided*, That of the funds  
10 appropriated in this paragraph, \$34,500,000 shall not be  
11 obligated or expended until authorized by law.

12           SHIPBUILDING AND CONVERSION, NAVY

13           (INCLUDING TRANSFER OF FUNDS)

14           For expenses necessary for the construction, acquisi-  
15 tion, or conversion of vessels as authorized by law, includ-  
16 ing armor and armament thereof, plant equipment, appli-  
17 ances, and machine tools and installation thereof in public  
18 and private plants; reserve plant and Government and con-  
19 tractor-owned equipment layaway; procurement of critical,  
20 long leadtime components and designs for vessels to be  
21 constructed or converted in the future; and expansion of  
22 public and private plants, including land necessary there-  
23 for, and such lands and interests therein, may be acquired,  
24 and construction prosecuted thereon prior to approval of  
25 title, as follows:

1 Carrier replacement program, \$2,446,958,000;  
2 DDG-51 destroyer program, \$2,607,690,000;  
3 LHD-1 amphibious assault ship program,  
4 \$50,000,000;  
5 Nuclear submarine main steam condenser in-  
6 dustrial base, \$1,000,000;  
7 Cost growth on prior years' programs,  
8 \$8,200,000;  
9 For craft, outfitting, post delivery, conversions,  
10 and first destination transportation, \$357,521,000;  
11 In all: \$5,471,369,000, and, in addition, \$1,200,000,000  
12 shall be derived by transfer from the National Defense  
13 Sealift Fund for additional funding for the Carrier re-  
14 placement program, all to remain available for obligation  
15 until September 30, 1999: *Provided*, That additional obli-  
16 gations may be incurred after September 30, 1999, for  
17 engineering services, tests, evaluations, and other such  
18 budgeted work that must be performed in the final stage  
19 of ship construction: *Provided further*, That none of the  
20 funds herein provided for the construction or conversion  
21 of any naval vessel to be constructed in shipyards in the  
22 United States shall be expended in foreign facilities for  
23 the construction of major components of such vessel: *Pro-*  
24 *vided further*, That none of the funds herein provided shall

1 be used for the construction of any naval vessel in foreign  
2 shipyards.

3 OTHER PROCUREMENT, NAVY

4 For procurement, production, and modernization of  
5 support equipment and materials not otherwise provided  
6 for, Navy ordnance (except ordnance for new aircraft, new  
7 ships, and ships authorized for conversion); the purchase  
8 of not to exceed 262 passenger motor vehicles, of which  
9 162 shall be for replacement only; expansion of public and  
10 private plants, including the land necessary therefor, and  
11 such lands and interests therein, may be acquired, and  
12 construction prosecuted thereon prior to approval of title;  
13 and procurement and installation of equipment, appli-  
14 ances, and machine tools in public and private plants; re-  
15 serve plant and Government and contractor-owned equip-  
16 ment layaway; \$3,271,088,000, to remain available for ob-  
17 ligation until September 30, 1997: *Provided*, That of the  
18 funds appropriated in this paragraph, \$29,477,000 shall  
19 not be obligated or expended until authorized by law.

20 PROCUREMENT, MARINE CORPS

21 For expenses necessary for the procurement, manu-  
22 facture, and modification of missiles, armament, military  
23 equipment, spare parts, and accessories therefor; plant  
24 equipment, appliances, and machine tools, and installation  
25 thereof in public and private plants; reserve plant and

1 Government and contractor-owned equipment layaway; ve-  
2 hicles for the Marine Corps, including the purchase of not  
3 to exceed 103 passenger motor vehicles for replacement  
4 only; and expansion of public and private plants, including  
5 land necessary therefor, and such lands and interests  
6 therein, may be acquired and construction prosecuted  
7 thereon prior to approval of title; \$452,178,000, to remain  
8 available for obligation until September 30, 1997: *Pro-*  
9 *vided*, That of the funds appropriated in this paragraph,  
10 \$58,768,000 shall not be obligated or expended until au-  
11 thorized by law.

12 AIRCRAFT PROCUREMENT, AIR FORCE

13 For construction, procurement, and modification of  
14 aircraft and equipment, including armor and armament,  
15 specialized ground handling equipment, and training de-  
16 vices, spare parts, and accessories therefor; specialized  
17 equipment; expansion of public and private plants, Gov-  
18 ernment-owned equipment and installation thereof in such  
19 plants, erection of structures, and acquisition of land, for  
20 the foregoing purposes, and such lands and interests  
21 therein, may be acquired, and construction prosecuted  
22 thereon prior to approval of title; reserve plant and Gov-  
23 ernment and contractor-owned equipment layaway; and  
24 other expenses necessary for the foregoing purposes in-  
25 cluding rents and transportation of things;

1 \$6,182,199,000, to remain available for obligation until  
2 September 30, 1997: *Provided*, That not less than  
3 \$103,700,000 of the funds appropriated in this paragraph  
4 shall be used only to initiate procurement of non-devel-  
5 opmental airlift aircraft no later than September 30,  
6 1995: *Provided further*, That the Department of the Air  
7 Force shall qualify a second source producer for the C-  
8 17 transport aircraft engine and competitively contract for  
9 the procurement of the C-17 engine no later than Septem-  
10 ber 30, 1997: *Provided further*, That of the funds appro-  
11 priated in this paragraph, \$80,432,000 shall not be obli-  
12 gated or expended until authorized by law.

13 MISSILE PROCUREMENT, AIR FORCE

14 For construction, procurement, and modification of  
15 missiles, spacecraft, rockets, and related equipment, in-  
16 cluding spare parts and accessories therefor, ground han-  
17 dling equipment, and training devices; expansion of public  
18 and private plants, Government-owned equipment and in-  
19 stallation thereof in such plants, erection of structures,  
20 and acquisition of land, for the foregoing purposes, and  
21 such lands and interests therein, may be acquired, and  
22 construction prosecuted thereon prior to approval of title;  
23 reserve plant and Government and contractor-owned  
24 equipment layaway; and other expenses necessary for the  
25 foregoing purposes including rents and transportation of

1 things; \$2,758,285,000, to remain available for obligation  
2 until September 30, 1997.

3           PROCUREMENT OF AMMUNITION, AIR FORCE

4           For construction, procurement, production, and  
5 modification of ammunition, and accessories therefor; spe-  
6 cialized equipment and training devices; expansion of pub-  
7 lic and private plants, including ammunition facilities au-  
8 thorized by section 2854, title 10, United States Code, and  
9 the land necessary therefor, for the foregoing purposes,  
10 and such lands and interests therein, may be acquired,  
11 and construction prosecuted thereon prior to approval of  
12 title; and procurement and installation of equipment, ap-  
13 pliances, and machine tools in public and private plants;  
14 reserve plant and Government and contractor-owned  
15 equipment layaway; and other expenses necessary for the  
16 foregoing purposes; \$278,681,000, to remain available for  
17 obligation until September 30, 1997: *Provided*, That of the  
18 funds appropriated in this paragraph, \$18,963,000 shall  
19 not be obligated or expended until authorized by law.

20           OTHER PROCUREMENT, AIR FORCE

21           For procurement and modification of equipment (in-  
22 cluding ground guidance and electronic control equipment,  
23 and ground electronic and communication equipment),  
24 and supplies, materials, and spare parts therefor, not oth-  
25 erwise provided for; the purchase of not to exceed 678 pas-

1 senger motor vehicles for replacement only; and expansion  
2 of public and private plants, Government-owned equip-  
3 ment and installation thereof in such plants, erection of  
4 structures, and acquisition of land, for the foregoing pur-  
5 poses, and such lands and interests therein, may be ac-  
6 quired, and construction prosecuted thereon, prior to ap-  
7 proval of title; reserve plant and Government and contrac-  
8 tor-owned equipment layaway; \$6,886,613,000, to remain  
9 available for obligation until September 30, 1997: *Pro-*  
10 *vided*, That of the funds appropriated in this paragraph,  
11 \$31,190,000 shall not be obligated or expended until au-  
12 thorized by law.

13                                   PROCUREMENT, DEFENSE-WIDE

14       For expenses of activities and agencies of the Depart-  
15 ment of Defense (other than the military departments)  
16 necessary for procurement, production, and modification  
17 of equipment, supplies, materials, and spare parts there-  
18 for, not otherwise provided for; the purchase of not to ex-  
19 ceed 437 passenger motor vehicles, of which 431 shall be  
20 for replacement only; expansion of public and private  
21 plants, equipment, and installation thereof in such plants,  
22 erection of structures, and acquisition of land for the fore-  
23 going purposes, and such lands and interests therein, may  
24 be acquired, and construction prosecuted thereon prior to  
25 approval of title; reserve plant and Government and con-

1 tractor-owned equipment layaway; \$3,020,616,000, to re-  
2 main available for obligation until September 30, 1997:  
3 *Provided*, That of the funds appropriated in this para-  
4 graph, \$953,922,000 shall not be obligated or expended  
5 until authorized by law.

6 NATIONAL GUARD AND RESERVE EQUIPMENT

7 For procurement of aircraft, missiles, tracked combat  
8 vehicles, ammunition, other weapons, and other procure-  
9 ment for the reserve components of the Armed Forces;  
10 \$796,200,000, to remain available for obligation until Sep-  
11 tember 30, 1997: *Provided*, That of the funds appro-  
12 priated in this paragraph, \$9,000,000 shall not be obli-  
13 gated or expended until authorized by law.

14 TITLE IV

15 RESEARCH, DEVELOPMENT, TEST AND  
16 EVALUATION

17 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
18 ARMY

19 For expenses necessary for basic and applied sci-  
20 entific research, development, test and evaluation, includ-  
21 ing maintenance, rehabilitation, lease, and operation of fa-  
22 cilities and equipment, as authorized by law;  
23 \$5,456,498,000, to remain available for obligation until  
24 September 30, 1996: *Provided*, That of the funds appro-

1 priated in this paragraph, \$35,695,000 shall not be obli-  
2 gated or expended until authorized by law.

3 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
4 NAVY

5 For expenses necessary for basic and applied sci-  
6 entific research, development, test and evaluation, includ-  
7 ing maintenance, rehabilitation, lease, and operation of fa-  
8 cilities and equipment, as authorized by law;  
9 \$8,598,958,000, to remain available for obligation until  
10 September 30, 1996: *Provided*, That for continued re-  
11 search and development programs at the National Center  
12 for Physical Acoustics, centering on ocean acoustics as it  
13 applies to advanced antisubmarine warfare acoustics is-  
14 sues with focus on ocean bottom acoustics, seismic cou-  
15 pling, sea-surface and bottom scattering, oceanic ambient  
16 noise, underwater sound propagation, bubble related ambi-  
17 ent noise, acoustically active surfaces, machinery  
18 noise, propagation physics, solid state acoustics,  
19 electrorheological fluids, transducer development, ultra-  
20 sonic sensors, and other such projects as may be agreed  
21 upon, \$1,000,000 shall be made available, as a grant, to  
22 the Mississippi Resource Development Corporation, of  
23 which not to exceed \$250,000 of such sum may be used  
24 to provide such special equipment as may be required for  
25 particular projects: *Provided further*, That none of the

1 funds appropriated in this paragraph may be obligated or  
2 expended to develop or purchase equipment for an Aegis  
3 destroyer variant (commonly known as “Flight IIA”)  
4 whose initial operating capability is budgeted to be  
5 achieved prior to the initial operating capability of the  
6 Ship Self-Defense program, nor to develop sensor, proc-  
7 essor, or display capabilities which duplicate in any way  
8 those being developed in the Ship Self-Defense program:  
9 *Provided further*, That funds appropriated in this para-  
10 graph for development of E-2C aircraft upgrades may not  
11 be obligated until the Under Secretary of Defense for Ac-  
12 quisition submits a plan to the Committees on Appropria-  
13 tions and Armed Services of each House of Congress for  
14 development and deployment of a fully participating coop-  
15 erative engagement capability on E-2 aircraft to be fielded  
16 concurrent with and no later than major computer up-  
17 grades for the aircraft: *Provided further*, That funds ap-  
18 propriated in this paragraph for development of the LPD-  
19 17 ship may not be obligated unless the baseline design  
20 of the ship includes cooperative engagement capability and  
21 sufficient own-ship self-defense capability against ad-  
22 vanced sea-skimming antiship cruise missiles in the base-  
23 line design to achieve an estimated probability of survival  
24 from attack by such missiles at a level no less than any  
25 other Navy ship.

1 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
2 AIR FORCE

3 For expenses necessary for basic and applied sci-  
4 entific research, development, test and evaluation, includ-  
5 ing maintenance, rehabilitation, lease, and operation of fa-  
6 cilities and equipment, as authorized by law;  
7 \$10,728,533,000, to remain available for obligation until  
8 September 30, 1996: *Provided*, That not less than  
9 \$12,000,000 of the funds appropriated in this paragraph  
10 shall be made available only for the Joint Seismic Pro-  
11 gram and Global Seismic Network administrated by the  
12 Incorporated Research Institutions for Seismology: *Pro-*  
13 *vided further*, That not less than \$20,000,000 of the funds  
14 appropriated in this paragraph shall be made available  
15 only for the National Center for Manufacturing Sciences  
16 (NCMS).

17 RESEARCH, DEVELOPMENT, TEST AND EVALUATION,  
18 DEFENSE-WIDE

19 For expenses of activities and agencies of the Depart-  
20 ment of Defense (other than the military departments),  
21 necessary for basic and applied scientific research, devel-  
22 opment, test and evaluation; advanced research projects  
23 as may be designated and determined by the Secretary  
24 of Defense, pursuant to law; maintenance, rehabilitation,  
25 lease, and operation of facilities and equipment, as author-

1 ized by law; \$9,419,955,000, to remain available for obli-  
2 gation until September 30, 1996: *Provided*, That not less  
3 than \$120,000,000 of the funds appropriated in this para-  
4 graph are available only for the Sea-Based Wide Area De-  
5 fense program: *Provided further*, That of the funds appro-  
6 priated in this paragraph, \$361,743,000 shall not be obli-  
7 gated or expended until authorized by law: *Provided fur-*  
8 *ther*, That funds appropriated in this paragraph for devel-  
9 opment of the TIER II Plus vehicle shall not be obligated  
10 until not less than \$50,000,000 has been obligated for the  
11 TIER III Minus vehicle.

12 DEVELOPMENTAL TEST AND EVALUATION, DEFENSE

13 For expenses, not otherwise provided for, of inde-  
14 pendent activities of the Director, Test and Evaluation in  
15 the direction and supervision of developmental test and  
16 evaluation, including performance and joint developmental  
17 testing and evaluation; and administrative expenses in  
18 connection therewith; \$251,495,000, to remain available  
19 for obligation until September 30, 1996.

20 OPERATIONAL TEST AND EVALUATION, DEFENSE

21 For expenses, not otherwise provided for, necessary  
22 for the independent activities of the Director, Operational  
23 Test and Evaluation in the direction and supervision of  
24 operational test and evaluation, including initial oper-  
25 ational test and evaluation which is conducted prior to,

1 and in support of, production decisions; joint operational  
2 testing and evaluation; and administrative expenses in  
3 connection therewith; \$12,501,000, to remain available for  
4 obligation until September 30, 1996.

5

## TITLE V

6

## REVOLVING AND MANAGEMENT FUNDS

7

## DEFENSE BUSINESS OPERATIONS FUND

8

For the Defense Business Operations Fund;

9

\$1,090,438,000.

10

## NATIONAL DEFENSE SEALIFT FUND

11

(INCLUDING TRANSFER OF FUNDS)

12

For National Defense Sealift Fund programs,

13

projects, and activities, \$858,600,000, to remain available

14

until expended: *Provided*, That \$25,000,000 shall be

15

transferred to the Secretary of Transportation for title XI

16

loan guarantees: *Provided further*, That none of the funds

17

provided in this paragraph shall be used to award a new

18

contract that provides for the acquisition of any of the

19

following major components unless such components are

20

manufactured in the United States: auxiliary equipment,

21

including pumps, for all shipboard services; propulsion

22

system components (that is; engines, reduction gears, and

23

propellers); shipboard cranes; and spreaders for shipboard

24

cranes: *Provided further*, That the exercise of an option

25

in a contract awarded through the obligation of previously

1 appropriated funds shall not be considered to be the award  
2 of a new contract: *Provided further*, That the Secretary  
3 of the military department responsible for such procure-  
4 ment may waive this restriction on a case-by-case basis  
5 by certifying in writing to the Committees on Appropria-  
6 tions of the House of Representatives and the Senate, that  
7 adequate domestic supplies are not available to meet De-  
8 partment of Defense requirements on a timely basis and  
9 that such an acquisition must be made in order to acquire  
10 capability for national security purposes: *Provided further*,  
11 That funds appropriated in this paragraph shall not be  
12 obligated or expended until authorized by law.

## 13 TITLE VI

### 14 OTHER DEPARTMENT OF DEFENSE PROGRAMS

#### 15 DEFENSE HEALTH PROGRAM

16 For expenses, not otherwise provided for, for medical  
17 and health care programs of the Department of Defense,  
18 as authorized by law; \$9,895,159,000, of which  
19 \$9,577,770,000 shall be for Operation and maintenance,  
20 of which \$317,389,000, to remain available for obligation  
21 until September 30, 1997, shall be for Procurement: *Pro-*  
22 *vided*, That the Department shall continue to competi-  
23 tively contract during fiscal year 1995 for mail service  
24 pharmacy for at least two multi-state regions in addition  
25 to the ongoing solicitations for Florida, South Carolina,

1 Georgia, Delaware, New Jersey, Pennsylvania, and Ha-  
2 waii, as well as each base closure area not supported by  
3 an at-risk managed care plan; that such services shall be  
4 procured independent of any other Department managed  
5 care contracts; that one multi-state region shall include  
6 the State of Kentucky and that one multi-state region  
7 shall include the State of New Mexico: *Provided further,*  
8 That of the funds appropriated in this paragraph,  
9 \$8,500,000 shall not be obligated or expended until au-  
10 thorized by law.

11 CHEMICAL AGENTS AND MUNITIONS DESTRUCTION,  
12 DEFENSE

13 For expenses, not otherwise provided for, necessary  
14 for the destruction of the United States stockpile of lethal  
15 chemical agents and munitions in accordance with the pro-  
16 visions of section 1412 of the Department of Defense Au-  
17 thorization Act, 1986 (50 U.S.C. 1521), and for the de-  
18 struction of other chemical warfare materials that are not  
19 in the chemical weapon stockpile, \$562,949,000, of which  
20 \$345,784,000 shall be for Operation and maintenance,  
21 \$196,465,000 shall be for Procurement to remain avail-  
22 able until September 30, 1997, and \$20,700,000 shall be  
23 for Research, development, test and evaluation to remain  
24 available until September 30, 1996.

1 DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES,  
2 DEFENSE  
3 (INCLUDING TRANSFER OF FUNDS)

4 For drug interdiction and counter-drug activities of  
5 the Department of Defense, for transfer to appropriations  
6 available to the Department of Defense for military per-  
7 sonnel of the reserve components serving under the provi-  
8 sions of title 10 and title 32, United States Code; for Op-  
9 eration and maintenance; for Procurement; and for Re-  
10 search, development, test and evaluation; \$713,053,000:  
11 *Provided*, That the funds appropriated by this paragraph  
12 shall be available for obligation for the same time period  
13 and for the same purpose as the appropriation to which  
14 transferred: *Provided further*, That the transfer authority  
15 provided in this paragraph is in addition to any transfer  
16 authority contained elsewhere in this Act.

17 OFFICE OF THE INSPECTOR GENERAL

18 For expenses and activities of the Office of the In-  
19 spector General in carrying out the provisions of the In-  
20 spector General Act of 1978, as amended; \$142,098,000,  
21 of which \$141,098,000 shall be for Operation and mainte-  
22 nance, of which not to exceed \$400,000 is available for  
23 emergencies and extraordinary expenses to be expended on  
24 the approval or authority of the Inspector General, and  
25 payments may be made on his certificate of necessity for

1 confidential military purposes; and of which \$1,000,000,  
2 to remain available until September 30, 1997, shall be for  
3 Procurement.

4 DEFENSE CONVERSION AND REINVESTMENT  
5 (INCLUDING TRANSFER OF FUNDS)

6 For necessary expenses for transition benefits for  
7 military and civilian employees of the Department of De-  
8 fense, and for assistance to communities and industries  
9 affected by the military drawdown; for transfer to appro-  
10 priations available to the Department of Defense for Oper-  
11 ation and maintenance, and for Research, development,  
12 test and evaluation; \$1,401,944,000: *Provided*, That the  
13 funds appropriated by this paragraph shall be available  
14 for the same time period and for the same purpose as the  
15 appropriation to which transferred: *Provided further*, That  
16 the transfer authority provided in this paragraph is in ad-  
17 dition to any transfer authority contained elsewhere in this  
18 Act: *Provided further*, That \$50,000,000 shall be available  
19 to cover the costs (as defined in section 502(5) of the Fed-  
20 eral Credit Reform Act of 1990 (2 U.S.C. 661a(5))) of  
21 loan guarantees issued pursuant to subsection (b)(3) of  
22 such section: *Provided further*, That of the funds appro-  
23 priated in this paragraph, \$30,744,000 shall not be obli-  
24 gated or expended until authorized by law.

1 KOREAN ENHANCED READINESS ACCOUNT  
2 (INCLUDING TRANSFER OF FUNDS)

3 For necessary expenses to enhance the readiness of  
4 United States Forces to perform the mission assigned to  
5 United States Forces, Korea, \$250,000,000: *Provided,*  
6 That such funds may be transferred by the Secretary to  
7 appropriations made available to the Department of De-  
8 fense for Operation and maintenance, Procurement, and  
9 Research, development, test and evaluation: *Provided fur-*  
10 *ther,* That the funds appropriated by this paragraph shall  
11 be available for the same time period and for the same  
12 purpose as the appropriation to which transferred: *Pro-*  
13 *vided further,* That the transfer authority provided in this  
14 paragraph is in addition to any transfer authority con-  
15 tained elsewhere in this Act: *Provided further,* That of the  
16 funds appropriated by this paragraph, not less than  
17 \$55,000,000 shall be transferred to “Other procurement,  
18 Army”, and not less than \$15,000,000 shall be trans-  
19 ferred to “Research, development, test and evaluation, De-  
20 fense-Wide”: *Provided further,* That no funds made avail-  
21 able under this paragraph shall be obligated until 15 days  
22 after submission of a report by the Secretary to the House  
23 and Senate Committees on Appropriations explaining and  
24 justifying the proposed uses of such funds: *Provided fur-*

1 *ther*, That funds appropriated in this paragraph shall not  
2 be obligated or expended until authorized by law.

### 3 TITLE VII

#### 4 NATIONAL FOREIGN INTELLIGENCE PROGRAM 5 CENTRAL INTELLIGENCE AGENCY RETIREMENT AND 6 DISABILITY SYSTEM FUND

7 For payment to the Central Intelligence Agency Re-  
8 tirement and Disability System Fund, to maintain proper  
9 funding level for continuing the operation of the Central  
10 Intelligence Agency Retirement and Disability System;  
11 \$198,000,000.

#### 12 COMMUNITY MANAGEMENT ACCOUNT

13 For necessary expenses of the Community Manage-  
14 ment Account; \$83,084,000: *Provided*, That of the funds  
15 appropriated in this paragraph, no more than \$2,000,000  
16 may be available for the purchase of information system  
17 upgrades at the Department of State Bureau of Intel-  
18 ligence and Research.

### 19 TITLE VIII

#### 20 GENERAL PROVISIONS

21 SEC. 8001. No part of any appropriation contained  
22 in this Act shall be used for publicity or propaganda pur-  
23 poses not authorized by the Congress.

24 SEC. 8002. During the current fiscal year, provisions  
25 of law prohibiting the payment of compensation to, or em-

1 ployment of, any person not a citizen of the United States  
2 shall not apply to personnel of the Department of Defense:  
3 *Provided*, That salary increases granted to direct and indi-  
4 rect hire foreign national employees of the Department of  
5 Defense funded by this Act shall not be at a rate in excess  
6 of the percentage increase authorized by law for civilian  
7 employees of the Department of Defense whose pay is  
8 computed under the provisions of section 5332 of title 5,  
9 United States Code, or at a rate in excess of the percent-  
10 age increase provided by the appropriate host nation to  
11 its own employees, whichever is higher: *Provided further*,  
12 That this section shall not apply to Department of De-  
13 fense foreign service national employees serving at United  
14 States diplomatic missions whose pay is set by the Depart-  
15 ment of State under the Foreign Service Act of 1980: *Pro-*  
16 *vided further*, That the limitations of this provision shall  
17 not apply to foreign national employees of the Department  
18 of Defense in the Republic of Turkey.

19 SEC. 8003. No part of any appropriation contained  
20 in this Act shall remain available for obligation beyond  
21 the current fiscal year, unless expressly so provided herein.

22 SEC. 8004. No more than 20 per centum of the ap-  
23 propriations in this Act which are limited for obligation  
24 during the current fiscal year shall be obligated during  
25 the last two months of the fiscal year: *Provided*, That this

1 section shall not apply to obligations for support of active  
2 duty training of reserve components or summer camp  
3 training of the Reserve Officers' Training Corps, or the  
4 National Board for the Promotion of Rifle Practice, Army.

5 (TRANSFER OF FUNDS)

6 SEC. 8005. Upon determination by the Secretary of  
7 Defense that such action is necessary in the national inter-  
8 est, he may, with the approval of the Office of Manage-  
9 ment and Budget, transfer not to exceed \$2,000,000,000  
10 of working capital funds of the Department of Defense  
11 or funds made available in this Act to the Department  
12 of Defense for military functions (except military con-  
13 struction) between such appropriations or funds or any  
14 subdivision thereof, to be merged with and to be available  
15 for the same purposes, and for the same time period, as  
16 the appropriation or fund to which transferred: *Provided,*  
17 That such authority to transfer may not be used unless  
18 for higher priority items, based on unforeseen military re-  
19 quirements, than those for which originally appropriated  
20 and in no case where the item for which funds are re-  
21 quested has been denied by Congress: *Provided further,*  
22 That the Secretary of Defense shall notify the Congress  
23 promptly of all transfers made pursuant to this authority  
24 or any other authority in this Act.

## (TRANSFER OF FUNDS)

1  
2       SEC. 8006. During the current fiscal year, cash bal-  
3 ances in working capital funds of the Department of De-  
4 fense established pursuant to section 2208 of title 10,  
5 United States Code, may be maintained in only such  
6 amounts as are necessary at any time for cash disburse-  
7 ments to be made from such funds: *Provided*, That trans-  
8 fers may be made between such funds and the “Foreign  
9 Currency Fluctuations, Defense” and “Operation and  
10 Maintenance” appropriation accounts in such amounts as  
11 may be determined by the Secretary of Defense, with the  
12 approval of the Office of Management and Budget, except  
13 that such transfers may not be made unless the Secretary  
14 of Defense has notified the Congress of the proposed  
15 transfer. Except in amounts equal to the amounts appro-  
16 priated to working capital funds in this Act, no obligations  
17 may be made against a working capital fund to procure  
18 or increase the value of war reserve material inventory,  
19 unless the Secretary of Defense has notified the Congress  
20 prior to any such obligation.

21       SEC. 8007. Using funds available by this Act or any  
22 other Act, the Secretary of the Air Force, pursuant to a  
23 determination under section 2690 of title 10, United  
24 States Code, may implement cost-effective agreements for  
25 required heating facility modernization in the

1 Kaiserslautern Military Community in the Federal Repub-  
2 lic of Germany: *Provided*, That in the City of  
3 Kaiserslautern such agreements will include the use of  
4 United States anthracite as the base load energy for mu-  
5 nicipal district heat to the United States Defense installa-  
6 tions: *Provided further*, That at Landstuhl Army Regional  
7 Medical Center and Ramstein Air Base, furnished heat  
8 may be obtained from private, regional or municipal serv-  
9 ices, if provisions are included for the consideration of  
10 United States coal as an energy source.

11 SEC. 8008. Funds appropriated by this Act may not  
12 be used to initiate a special access program without prior  
13 notification 30 calendar days in session in advance to the  
14 Committees on Appropriations and Armed Services of the  
15 Senate and House of Representatives.

16 SEC. 8009. None of the funds contained in this Act  
17 available for the Civilian Health and Medical Program of  
18 the Uniformed Services shall be available for payments to  
19 physicians and other authorized individual health care pro-  
20 viders in excess of the amounts allowed in fiscal year 1994  
21 for similar services, except that: (a) for services for which  
22 the Secretary of Defense determines an increase is justi-  
23 fied by economic circumstances, the allowable amounts  
24 may be increased in accordance with appropriate economic  
25 index data similar to that used pursuant to title XVIII

1 of the Social Security Act; and (b) for services the Sec-  
2 retary determines are overpriced based on allowable pay-  
3 ments under title XVIII of the Social Security Act, the  
4 allowable amounts shall be reduced by not more than 15  
5 percent (except that the reduction may be waived if the  
6 Secretary determines that it would impair adequate access  
7 to health care services for beneficiaries). The Secretary  
8 shall solicit public comment prior to promulgating regula-  
9 tions to implement this section. Such regulations shall in-  
10 clude a limitation, similar to that used under title XVIII  
11 of the Social Security Act, on the extent to which a pro-  
12 vider may bill a beneficiary an actual charge in excess of  
13 the allowable amount.

14 SEC. 8010. None of the funds provided in this Act  
15 shall be available to initiate (1) a multiyear contract that  
16 employs economic order quantity procurement in excess of  
17 \$20,000,000 in any one year of the contract or that in-  
18 cludes an unfunded contingent liability in excess of  
19 \$20,000,000, or (2) a contract for advance procurement  
20 leading to a multiyear contract that employs economic  
21 order quantity procurement in excess of \$20,000,000 in  
22 any one year, unless the Committees on Appropriations  
23 and Armed Services of the Senate and House of Rep-  
24 resentatives have been notified at least thirty days in ad-  
25 vance of the proposed contract award: *Provided*, That no

1 part of any appropriation contained in this Act shall be  
2 available to initiate a multiyear contract for which the eco-  
3 nomic order quantity advance procurement is not funded  
4 at least to the limits of the Government's liability: *Pro-*  
5 *vided further*, That no part of any appropriation contained  
6 in this Act shall be available to initiate multiyear procure-  
7 ment contracts for any systems or component thereof if  
8 the value of the multiyear contract would exceed  
9 \$500,000,000 unless specifically provided in this Act: *Pro-*  
10 *vided further*, That no multiyear procurement contract can  
11 be terminated without 10-day prior notification to the  
12 Committees on Appropriations and Armed Services of the  
13 House of Representatives and the Senate: *Provided fur-*  
14 *ther*, That the execution of multiyear authority shall re-  
15 quire the use of a present value analysis to determine low-  
16 est cost compared to an annual procurement.

17       SEC. 8011. Within the funds appropriated for the op-  
18 eration and maintenance of the Armed Forces, funds are  
19 hereby appropriated pursuant to section 401 of title 10,  
20 United States Code, for humanitarian and civic assistance  
21 costs under chapter 20 of title 10, United States Code.  
22 Such funds may also be obligated for humanitarian and  
23 civic assistance costs incidental to authorized operations  
24 and pursuant to authority granted in section 401 of chap-  
25 ter 20 of title 10, United States Code, and these obliga-

1 tions shall be reported to Congress on September 30 of  
2 each year: *Provided*, That funds available for operation  
3 and maintenance shall be available for providing humani-  
4 tarian and similar assistance by using Civic Action Teams  
5 in the Trust Territories of the Pacific Islands and freely  
6 associated states of Micronesia, pursuant to the Compact  
7 of Free Association as authorized by Public Law 99-  
8 239: *Provided further*, That upon a determination by the  
9 Secretary of the Army that such action is beneficial for  
10 graduate medical education programs conducted at Army  
11 medical facilities located in Hawaii, the Secretary of the  
12 Army may authorize the provision of medical services at  
13 such facilities and transportation to such facilities, on a  
14 nonreimbursable basis, for civilian patients from American  
15 Samoa, the Commonwealth of the Northern Mariana Is-  
16 lands, the Marshall Islands, the Federated States of Mi-  
17 cronesia, Palau, and Guam.

18 SEC. 8012. Notwithstanding any other provision of  
19 law, governments of Indian tribes shall be treated as State  
20 and local governments for the purposes of disposition of  
21 real property recommended for closure in the report of the  
22 Defense Secretary's Commission on Base Realignments  
23 and Closures, December 1988, the report to the President  
24 from the Defense Base Closure and Realignment Commis-  
25 sion, July 1991, and Public Law 100-526.

1       SEC. 8013. (a) The provisions of section 115(a)(4)  
2 of title 10, United States Code, shall not apply with re-  
3 spect to fiscal year 1995 or with respect to the appropria-  
4 tion of funds for that year.

5       (b) During fiscal year 1995, the civilian personnel of  
6 the Department of Defense may not be managed on the  
7 basis of any end-strength, and the management of such  
8 personnel during that fiscal year shall not be subject to  
9 any constraint or limitation (known as an end-strength)  
10 on the number of such personnel who may be employed  
11 on the last day of such fiscal year.

12       (c) The fiscal year 1996 budget request for the De-  
13 partment of Defense as well as all justification material  
14 and other documentation supporting the fiscal year 1996  
15 Department of Defense budget request shall be prepared  
16 and submitted to the Congress as if subsections (a) and  
17 (b) of this provision were effective with regard to fiscal  
18 year 1996.

19       SEC. 8014. None of the funds made available by this  
20 Act shall be used in any way, directly or indirectly, to in-  
21 fluence congressional action on any legislation or appro-  
22 priation matters pending before the Congress.

23       SEC. 8015. None of the funds appropriated by this  
24 Act shall be obligated for the pay of any individual who  
25 is initially employed after the date of enactment of this

1 Act as a technician in the administration and training of  
2 the Army Reserve and the maintenance and repair of sup-  
3 plies issued to the Army Reserve unless such individual  
4 is also a military member of the Army Reserve troop pro-  
5 gram unit that he or she is employed to support. Those  
6 technicians employed by the Army Reserve in areas other  
7 than Army Reserve troop program units need only be  
8 members of the Selected Reserve.

9 SEC. 8016. Notwithstanding any other provision of  
10 law, the Secretaries of the Army and Air Force may au-  
11 thorize the retention in an active status until age sixty  
12 of any person who would otherwise be removed from an  
13 active status and who is employed as a National Guard  
14 or Reserve technician in a position in which active status  
15 in a reserve component of the Army or Air Force is re-  
16 quired as a condition of that employment.

17 SEC. 8017. Notwithstanding any other provision of  
18 law, during the current fiscal year and hereafter, proceeds  
19 from the investment of the Fisher House Investment  
20 Trust Fund will be used to support the operation and  
21 maintenance of Fisher Houses associated with Army medi-  
22 cal treatment facilities.

23 SEC. 8018. (a) None of the funds appropriated by  
24 this Act shall be used to make contributions to the Depart-  
25 ment of Defense Education Benefits Fund pursuant to

1 section 2006(g) of title 10, United States Code, represent-  
2 ing the normal cost for future benefits under section  
3 1415(c) of title 38, United States Code, for any member  
4 of the armed services who, on or after the date of enact-  
5 ment of this Act—

6 (1) enlists in the armed services for a period of  
7 active duty of less than three years; or

8 (2) receives an enlistment bonus under section  
9 308a or 308f of title 37, United States Code,

10 nor shall any amounts representing the normal cost of  
11 such future benefits be transferred from the Fund by the  
12 Secretary of the Treasury to the Secretary of Veterans  
13 Affairs pursuant to section 2006(d) of title 10, United  
14 States Code; nor shall the Secretary of Veterans Affairs  
15 pay such benefits to any such member: *Provided*, That,  
16 in the case of a member covered by clause (1), these limi-  
17 tations shall not apply to members in combat arms skills  
18 or to members who enlist in the armed services on or after  
19 July 1, 1989, under a program continued or established  
20 by the Secretary of Defense in fiscal year 1991 to test  
21 the cost-effective use of special recruiting incentives in-  
22 volving not more than nineteen noncombat arms skills ap-  
23 proved in advance by the Secretary of Defense: *Provided*  
24 *further*, That this subsection applies only to active compo-  
25 nents of the Army.

1 (b) None of the funds appropriated by this Act shall  
2 be available for the basic pay and allowances of any mem-  
3 ber of the Army participating as a full-time student and  
4 receiving benefits paid by the Secretary of Veterans Af-  
5 fairs from the Department of Defense Education Benefits  
6 Fund when time spent as a full-time student is credited  
7 toward completion of a service commitment: *Provided,*  
8 That this subsection shall not apply to those members who  
9 have reenlisted with this option prior to October 1, 1987:  
10 *Provided further,* That this subsection applies only to ac-  
11 tive components of the Army.

12 SEC. 8019. Funds appropriated in this Act shall be  
13 available for the payment of not more than 75 percent  
14 of the charges of a postsecondary educational institution  
15 for the tuition or expenses of an officer in the Ready Re-  
16 serve of the Army National Guard or Army Reserve for  
17 education or training during his off-duty periods, except  
18 that no part of the charges may be paid unless the officer  
19 agrees to remain a member of the Ready Reserve for at  
20 least four years after completion of such training or edu-  
21 cation.

22 SEC. 8020. None of the funds appropriated by this  
23 Act shall be available to convert to contractor performance  
24 an activity or function of the Department of Defense that,  
25 on or after the date of enactment of this Act, is performed

1 by more than ten Department of Defense civilian employ-  
2 ees until a most efficient and cost-effective organization  
3 analysis is completed on such activity or function and cer-  
4 tification of the analysis is made to the Committees on  
5 Appropriations of the House of Representatives and the  
6 Senate: *Provided*, That this section shall not apply to a  
7 commercial or industrial type function of the Department  
8 of Defense that: (1) is included on the procurement list  
9 established pursuant to section 2 of the Act of June 25,  
10 1938 (41 U.S.C. 47), popularly referred to as the Javits-  
11 Wagner-O'Day Act; (2) is planned to be converted to per-  
12 formance by a qualified nonprofit agency for the blind or  
13 by a qualified nonprofit agency for other severely handi-  
14 capped individuals in accordance with that Act; or (3) is  
15 planned to be converted to performance by a qualified firm  
16 under 51 percent Native American ownership.

17 SEC. 8021. None of the funds made available by this  
18 Act may be obligated for the acquisition of major auto-  
19 mated information systems which have not successfully  
20 completed oversight reviews required by Department of  
21 Defense regulations: *Provided*, That the automated infor-  
22 mation systems oversight review board will be independent  
23 of any other Department review function and chaired by  
24 the Assistant Secretary of Defense for Command, Control,  
25 Communications and Intelligence: *Provided further*, That

1 except for those programs to modernize and develop mi-  
2 gration and standard automated information systems that  
3 have been certified by the Department's senior informa-  
4 tion resource management (IRM) official as being fully  
5 compliant with the Department's information manage-  
6 ment initiative as defined in Defense Department Direc-  
7 tive 8000.1, no funds may be expended for modernization  
8 or development of any automated information system  
9 (AIS) by the military departments, services, defense agen-  
10 cies, Joint Staff or Military Commands in excess of  
11 \$2,000,000 unless the senior official of the Office of the  
12 Secretary of Defense with primary responsibility for the  
13 functions being supported or to be supported certifies to  
14 the Assistant Secretary of Defense for Command, Control,  
15 Communications and Intelligence that the functional  
16 requirement(s) is valid and that the system modernization  
17 or development has no unnecessary duplication of other  
18 available or planned AISs: *Provided further*, That all new  
19 Department of Defense procurements shall separately  
20 identify software costs in the work breakdown structure  
21 defined by MIL-STD-881 in those instances where soft-  
22 ware is considered to be a major category of cost.

23 SEC. 8022. Notwithstanding any other provision of  
24 law, the Secretary of the Navy may use funds appro-  
25 priated to charter ships to be used as auxiliary mine-

1 sweepers providing that the owner agrees that these ships  
2 may be activated as Navy Reserve ships with Navy Re-  
3 serve crews used in training exercises conducted in accord-  
4 ance with law and policies governing Naval Reserve forces.

5       SEC. 8023. Funds appropriated or made available in  
6 this Act shall be obligated and expended to continue to  
7 fully utilize the facilities at the United States Army Engi-  
8 neer's Waterways Experiment Station, including the con-  
9 tinued availability of the supercomputer capability: *Pro-*  
10 *vided*, That none of the funds in this Act may be used  
11 to purchase any supercomputer which is not manufactured  
12 in the United States, unless the Secretary of Defense cer-  
13 tifies to the Armed Services and Appropriations Commit-  
14 tees of Congress that such an acquisition must be made  
15 in order to acquire capability for national security pur-  
16 poses that is not available from United States manufactur-  
17 ers.

18       SEC. 8024. For the purposes of the Balanced Budget  
19 and Emergency Deficit Control Act of 1985 (Public Law  
20 99-177) as amended by the Balanced Budget and Emer-  
21 gency Deficit Control Reaffirmation Act of 1987 (Public  
22 Law 100-119) and by the Budget Enforcement Act of  
23 1990 (Public Law 101-508), the term program, project,  
24 and activity for appropriations contained in this Act shall  
25 be defined as the most specific level of budget items identi-

1 fied in the Department of Defense Appropriations Act,  
2 1995, the accompanying House and Senate Committee re-  
3 ports, the conference report and accompanying joint ex-  
4 planatory statement of the managers of the Committee of  
5 Conference, the related classified annexes and reports, and  
6 the P-1 and R-1 budget justification documents as subse-  
7 quently modified by Congressional action: *Provided*, That  
8 the following exception to the above definition shall apply:

9       For the Military Personnel and the Operation and  
10 Maintenance accounts, the term “program, project, and  
11 activity” is defined as the appropriations accounts con-  
12 tained in the Department of Defense Appropriations Act:  
13 *Provided further*, That at the time the President submits  
14 his budget for fiscal year 1996, the Department of De-  
15 fense shall transmit to the Committees on Appropriations  
16 and the Committees on Armed Services of the Senate and  
17 the House of Representatives a budget justification docu-  
18 ment to be known as the “O-1” which shall identify, at  
19 the budget activity, activity group, and subactivity group  
20 level, the amounts requested by the President to be appro-  
21 priated to the Department of Defense for operation and  
22 maintenance in any budget request, or amended budget  
23 request, for fiscal year 1996.

24       SEC. 8025. Of the funds appropriated to the Army,  
25 \$223,736,000 shall be available only for the Reserve Com-

1 ponent Automation System (RCAS): *Provided*, That none  
2 of these funds can be expended—

3 (1) except as approved by the Chief of the Na-  
4 tional Guard Bureau;

5 (2) unless RCAS resource management func-  
6 tions are performed by the National Guard Bureau;

7 (3) to pay the salary of an RCAS program  
8 manager who has not been selected and approved by  
9 the Chief of the National Guard Bureau and char-  
10 tered by the Chief of the National Guard Bureau  
11 and the Secretary of the Army;

12 (4) unless the Program Manager (PM) charter  
13 makes the PM accountable to the Chief of the Na-  
14 tional Guard Bureau and fully defines his authority,  
15 responsibility, reporting channels and organizational  
16 structure;

17 (5) to pay the salaries of individuals assigned to  
18 the RCAS program management office unless such  
19 organization is comprised of personnel chosen jointly  
20 by the Chiefs of the National Guard Bureau and the  
21 Army Reserve;

22 (6) to pay contracted costs for the acquisition  
23 of RCAS unless RCAS is an integrated system con-  
24 sisting of software, hardware, and communications  
25 equipment and unless such contract continues to

1 preclude the use of Government furnished equip-  
2 ment, operating systems, and executive applications  
3 software; and

4 (7) unless RCAS performs its own classified in-  
5 formation processing:

6 *Provided further,* That notwithstanding any other provi-  
7 sion of law, none of the funds appropriated shall be avail-  
8 able for procurement of computers for the Army Reserve  
9 Component which are used to network or expand the capa-  
10 bilities of existing or future information systems or dupli-  
11 cate functions to be provided under the RCAS contract  
12 unless the procurement meets the following criteria: (A)  
13 at sites scheduled to receive RCAS equipment prior to  
14 September 30, 1995, RCAS ADP equipment may be pro-  
15 cured and only in the numbers and types allocated by the  
16 RCAS program to each site; and at sites scheduled to re-  
17 ceive RCAS equipment after September 30, 1995, RCAS  
18 ADP equipment or ADP equipment from a list of RCAS  
19 compatible equipment approved by the Chief of the Na-  
20 tional Guard Bureau or his designee, may be procured and  
21 only in the numbers and types allocated by the RCAS pro-  
22 gram to each site; (B) the requesting organizational ele-  
23 ment has insufficient ADP equipment to perform adminis-  
24 trative functions but not to exceed the number of work  
25 stations determined by the RCAS program for that site;

1 (C) replacement equipment will not exceed the minimum  
2 required to maintain the reliability of existing capabilities;  
3 (D) replacement will be justified on the basis of cost and  
4 feasibility of repairs and maintenance of present ADP  
5 equipment as compared to the cost of replacement; and  
6 (E) the procurement under this policy must be approved  
7 by the Chief of the National Guard Bureau or his des-  
8 ignee, provided that the procurement is a one for one re-  
9 placement action of existing equipment.

10 SEC. 8026. None of the funds in this Act may be  
11 available for the purchase by the Department of Defense  
12 (and its departments and agencies) of welded shipboard  
13 anchor and mooring chain 4 inches in diameter and under  
14 unless the anchor and mooring chain are manufactured  
15 in the United States from components which are substan-  
16 tially manufactured in the United States: *Provided*, That  
17 for the purpose of this section manufactured will include  
18 cutting, heat treating, quality control, testing of chain and  
19 welding (including the forging and shot blasting process):  
20 *Provided further*, That for the purpose of this section sub-  
21 stantially all of the components of anchor and mooring  
22 chain shall be considered to be produced or manufactured  
23 in the United States if the aggregate cost of the compo-  
24 nents produced or manufactured in the United States ex-  
25 ceeds the aggregate cost of the components produced or

1 manufactured outside the United States: *Provided further,*  
2 That when adequate domestic supplies are not available  
3 to meet Department of Defense requirements on a timely  
4 basis, the Secretary of the service responsible for the pro-  
5 curement may waive this restriction on a case-by-case  
6 basis by certifying in writing to the Committees on Appro-  
7 priations that such an acquisition must be made in order  
8 to acquire capability for national security purposes.

9 (TRANSFER OF FUNDS)

10 SEC. 8027. Notwithstanding any other provision of  
11 law, the Department of Defense may transfer prior year,  
12 unobligated balances and funds appropriated in this Act  
13 to the operation and maintenance appropriations for the  
14 purpose of providing military technician and Department  
15 of Defense medical personnel pay and medical programs  
16 (including CHAMPUS) the same exemption from seques-  
17 tration set forth in the Balanced Budget and Emergency  
18 Deficit Control Act of 1985 (Public Law 99-177) as  
19 amended by the Balanced Budget and Emergency Deficit  
20 Control Reaffirmation Act of 1987 (Public Law 100-119)  
21 and by the Budget Enforcement Act of 1990 (Public Law  
22 101-508) as that granted the other military personnel ac-  
23 counts: *Provided,* That any transfer made pursuant to any  
24 use of the authority provided by this provision shall be  
25 limited so that the amounts reprogrammed to the oper-  
26 ation and maintenance appropriations do not exceed the

1 amounts sequestered under the Balanced Budget and  
2 Emergency Deficit Control Act of 1985 (Public Law 99–  
3 177) as amended by the Balanced Budget and Emergency  
4 Deficit Control Reaffirmation Act of 1987 (Public Law  
5 100–119) and by the Budget Enforcement Act of 1990  
6 (Public Law 101–508): *Provided further*, That the author-  
7 ity to make transfers pursuant to this section is in addi-  
8 tion to the authority to make transfers under other provi-  
9 sions of this Act: *Provided further*, That the Secretary of  
10 Defense may proceed with such transfer after notifying  
11 the Appropriations Committees of the House of Rep-  
12 resentatives and the Senate twenty calendar days in ses-  
13 sion before any such transfer of funds under this provi-  
14 sion.

15       SEC. 8028. None of the funds available to the De-  
16 partment of the Navy may be used to enter into any con-  
17 tract for the overhaul, repair, or maintenance of any naval  
18 vessel homeported on the West Coast of the United States  
19 which includes charges for interport differential as an  
20 evaluation factor for award.

21       SEC. 8029. None of the funds appropriated by this  
22 Act available for the Civilian Health and Medical Program  
23 of the Uniformed Services (CHAMPUS) shall be available  
24 for the reimbursement of any health care provider for in-  
25 patient mental health service for care received when a pa-

1 tient is referred to a provider of inpatient mental health  
2 care or residential treatment care by a medical or health  
3 care professional having an economic interest in the facil-  
4 ity to which the patient is referred: *Provided*, That this  
5 limitation does not apply in the case of inpatient mental  
6 health services provided under the program for the handi-  
7 capped under subsection (d) of section 1079 of title 10,  
8 United States Code, provided as partial hospital care, or  
9 provided pursuant to a waiver authorized by the Secretary  
10 of Defense because of medical or psychological cir-  
11 cumstances of the patient that are confirmed by a health  
12 professional who is not a Federal employee after a review,  
13 pursuant to rules prescribed by the Secretary, which takes  
14 into account the appropriate level of care for the patient,  
15 the intensity of services required by the patient, and the  
16 availability of that care.

17 SEC. 8030. Operational control of the Naval Reserve  
18 Personnel Center, including its functions and responsibil-  
19 ities, shall be under the command and control of the Com-  
20 mander, Naval Reserve Command: *Provided*, That not-  
21 withstanding any other provision of law, the one-time  
22 costs, including the procurement or lease of new or  
23 reutilized automatic data processing investment equip-  
24 ment, peripheral equipment and related software, of the  
25 1993 Report to the President of the Defense Base Closure

1 and Realignment Commission or current DOD Data Cen-  
2 ter Consolidation shall not exceed \$309,000,000.

3 SEC. 8031. Funds available in this Act may be used  
4 to provide transportation for the next-of-kin of individuals  
5 who have been prisoners of war or missing in action from  
6 the Vietnam era to an annual meeting in the United  
7 States, under such regulations as the Secretary of Defense  
8 may prescribe.

9 SEC. 8032. None of the funds available to the De-  
10 partment of Defense shall be obligated or expended for  
11 (or to implement) automatic data processing, data proc-  
12 essing center, central design activity, DMRD 918, defense  
13 information infrastructure, and military or civilian person-  
14 nel function consolidation plans, consolidations, and dis-  
15 establishment or realignment plans that impact, in terms  
16 of reductions in force or transfers in military and civilian  
17 personnel, end strength, billets, functions, or missions, the  
18 Enlisted Personnel Management Center, and the collo-  
19 cated Naval Computer and Telecommunications Station,  
20 the Naval Reserve Force Information Systems Office, and  
21 the Naval Reserve Personnel Center until sixty legislative  
22 days after the Secretary of Defense submits to the House  
23 and Senate Committees on Appropriations a report, in-  
24 cluding complete review comments and a validation by the  
25 Department of Defense Comptroller, justifying and vali-

1 dating that such plans and actions: (1) do not consolidate,  
2 plan to consolidate, disestablish or realign Department of  
3 Defense or Service data processing functions or centers,  
4 central design activities, or military and civilian personnel  
5 functions and activities, or claim savings from such func-  
6 tion and activity consolidations and disestablishment, re-  
7 alignment, or consolidation plans, that are in more than  
8 one defense management report plan or decision or any  
9 other Department of Defense or Service consolidation, dis-  
10 establishment or realignment plan; (2) utilize criteria pri-  
11 marily weighted to evaluate, measure and compare how  
12 data processing centers and activities, central design ac-  
13 tivities, and military and civilian personnel functions and  
14 activities are ranked in terms of operational readiness,  
15 customer satisfaction, and the most cost effective and least  
16 expensive from a business performance, and regional oper-  
17 ations cost standpoint; (3) will provide equal or better  
18 service for DOD customers; (4) provide details as to the  
19 impacts on the quality of life and benefits of the individual  
20 service person, dependents, and civilian personnel; and (5)  
21 will not adversely impact the mission and readiness of the  
22 Navy and Naval Reserves: *Provided*, That funds made  
23 available to the Department of Defense shall be available  
24 to implement the 1993 Defense Base Closure and Realign-  
25 ment Commission approved recommendations concerning

1 the Enlisted Personnel Management Center and the collo-  
2 cated Naval Computer and Telecommunications Station.

3 SEC. 8033. Notwithstanding any other provision of  
4 law, during the current fiscal year, the Secretary of De-  
5 fense may, by Executive Agreement, establish with host  
6 nation governments in NATO member states a separate  
7 account into which such residual value amounts negotiated  
8 in the return of United States military installations in  
9 NATO member states may be deposited, in the currency  
10 of the host nation, in lieu of direct monetary transfers to  
11 the United States Treasury: *Provided*, That such credits  
12 may be utilized only for the construction of facilities to  
13 support United States military forces in that host nation,  
14 or such real property maintenance and base operating  
15 costs that are currently executed through monetary trans-  
16 fers to such host nations: *Provided further*, That the De-  
17 partment of Defense's budget submission for fiscal year  
18 1996 shall identify such sums anticipated in residual value  
19 settlements, and identify such construction, real property  
20 maintenance or base operating costs that shall be funded  
21 by the host nation through such credits: *Provided further*,  
22 That all military construction projects to be executed from  
23 such accounts must be previously approved in a prior Act  
24 of Congress: *Provided further*, That each such Executive  
25 Agreement with a NATO member host nation shall be re-

1 ported to the Committees on Appropriations and Armed  
2 Services of the House of Representatives and the Senate  
3 thirty days prior to the conclusion and endorsement of any  
4 such agreement established under this provision.

5 SEC. 8034. None of the funds available to the De-  
6 partment of Defense in this Act shall be used to demili-  
7 tarize or dispose of more than 310,784 unserviceable M1  
8 Garand rifles and M1 Carbines.

9 SEC. 8035. Notwithstanding any other provision of  
10 law, none of the funds appropriated by this Act shall be  
11 available to pay more than 50 percent of an amount paid  
12 to any person under section 308 of title 37, United States  
13 Code, in a lump sum.

14 SEC. 8036. None of the funds appropriated by this  
15 Act may be used by the Department of Defense to assign  
16 a supervisor's title or grade when the number of people  
17 he or she supervises is considered as a basis for this deter-  
18 mination: *Provided*, That savings that result from this  
19 provision are represented as such in future budget propos-  
20 als.

21 SEC. 8037. Of the funds appropriated by this Act,  
22 no more than \$18,500,000 shall be available for the men-  
23 tal health care demonstration project at Fort Bragg,  
24 North Carolina: *Provided*, That adjustments may be made  
25 for normal and reasonable price and program growth.

1       SEC. 8038. None of the funds appropriated by this  
2 Act shall be available for payments under the Department  
3 of Defense contract with the Louisiana State University  
4 Medical Center involving the use of cats for Brain Missile  
5 Wound Research, and the Department of Defense shall  
6 not make payments under such contract from funds obli-  
7 gated prior to the date of the enactment of this Act, except  
8 as necessary for costs incurred by the contractor prior to  
9 the enactment of this Act: *Provided*, That funds necessary  
10 for the care of animals covered by this contract are al-  
11 lowed.

12       SEC. 8039. None of the funds provided in this Act  
13 or any other Act shall be available to conduct bone trauma  
14 research at any Army Research Laboratory until the Sec-  
15 retary of the Army certifies that the synthetic compound  
16 to be used in the experiments is of such a type that its  
17 use will result in a significant medical finding, the re-  
18 search has military application, the research will be con-  
19 ducted in accordance with the standards set by an animal  
20 care and use committee, and the research does not dupli-  
21 cate research already conducted by a manufacturer or any  
22 other research organization.

23       SEC. 8040. The Secretary of Defense shall include  
24 in any base closure and realignment plan submitted to  
25 Congress after the date of enactment of this Act, a com-

1 plete review for the five-year period beginning on October  
2 1, 1994, which shall include expected force structure and  
3 levels for such period, expected installation requirements  
4 for such period, a budget plan for such period, the cost  
5 savings expected to be realized through realignments and  
6 closures of military installations during such period, an  
7 economics model to identify the critical local economic sec-  
8 tors affected by proposed closures and realignments of  
9 military installations and an assessment of the economic  
10 impact in each area in which a military installation is to  
11 be realigned or closed.

12 SEC. 8041. No more than \$50,000 of the funds ap-  
13 propriated or made available in this Act shall be used for  
14 any single relocation of an organization, unit, activity or  
15 function of the Department of Defense into or within the  
16 National Capital Region: *Provided*, That the Secretary of  
17 Defense may waive this restriction on a case-by-case basis  
18 by certifying in writing to the Committees on Appropria-  
19 tions of the House of Representatives and Senate that  
20 such a relocation is required in the best interest of the  
21 Government: *Provided further*, That no funds appropriated  
22 or made available in this Act shall be used for the reloca-  
23 tion into the National Capital Region of the Air Force Of-  
24 fice of Medical Support located at Brooks Air Force Base.

1        SEC. 8042. During the current fiscal year, funds ap-  
2        propriated or otherwise available for any Federal agency,  
3        the Congress, the judicial branch, or the District of Co-  
4        lumbia may be used for the pay, allowances, and benefits  
5        of an employee as defined by section 2105 of title 5 or  
6        an individual employed by the government of the District  
7        of Columbia, permanent or temporary indefinite, who—

8                (1) is a member of a Reserve component of the  
9                armed forces, as described in section 261 of title 10,  
10              or the National Guard, as described in section 101  
11              of title 32;

12              (2) performs, for the purpose of providing mili-  
13              tary aid to enforce the law or providing assistance  
14              to civil authorities in the protection or saving of life  
15              or property or prevention of injury—

16                      (A) Federal service under section 331,  
17                      332, 333, 3500, or 8500 of title 10, or other  
18                      provision of law, as applicable, or

19                      (B) full-time military service for his State,  
20                      the District of Columbia, the Commonwealth of  
21                      Puerto Rico, or a territory of the United States;  
22                      and

23              (3) requests and is granted—

24                      (A) leave under the authority of this sec-  
25                      tion; or

1 (B) annual leave, which may be granted  
2 without regard to the provisions of sections  
3 5519 and 6323(b) of title 5, if such employee  
4 is otherwise entitled to such annual leave:

5 *Provided*, That any employee who requests leave under  
6 subsection (3)(A) for service described in subsection (2)  
7 of this section is entitled to such leave, subject to the pro-  
8 visions of this section and of the last sentence of section  
9 6323(b) of title 5, and such leave shall be considered leave  
10 under section 6323(b) of title 5.

11 SEC. 8043. None of the funds appropriated by this  
12 Act shall be available to perform any cost study pursuant  
13 to the provisions of OMB Circular A-76 if the study being  
14 performed exceeds a period of twenty-four months after  
15 initiation of such study with respect to a single function  
16 activity or forty-eight months after initiation of such study  
17 for a multi-function activity.

18 SEC. 8044. Funds appropriated by this Act for the  
19 American Forces Information Service shall not be used for  
20 any national or international political or psychological ac-  
21 tivities.

22 SEC. 8045. Notwithstanding any other provision of  
23 law or regulation, the Secretary of Defense may adjust  
24 wage rates for civilian employees hired for certain health  
25 care occupations as authorized for the Secretary of Veter-

1 ans Affairs by section 7455 of title 38, United States  
2 Code.

3 SEC. 8046. Of the funds made available in this Act,  
4 not less than \$24,565,000 shall be available for the Civil  
5 Air Patrol, of which \$13,105,000 shall be available for Op-  
6 eration and Maintenance.

7 SEC. 8047. None of the funds appropriated or made  
8 available in this Act shall be used to reduce or disestablish  
9 the operation of the 53rd Weather Reconnaissance Squad-  
10 ron of the Air Force Reserve, if such action would reduce  
11 the WC-130 Weather Reconnaissance mission below the  
12 levels funded in this Act.

13 SEC. 8048. (a) Of the funds for the procurement of  
14 supplies or services appropriated by this Act, qualified  
15 nonprofit agencies for the blind or other severely handi-  
16 capped shall be afforded the maximum practicable oppor-  
17 tunity to participate as subcontractors and suppliers in the  
18 performance of contracts let by the Department of De-  
19 fense.

20 (b) During the current fiscal year, a business concern  
21 which has negotiated with a military service or defense  
22 agency a subcontracting plan for the participation by  
23 small business concerns pursuant to section 8(d) of the  
24 Small Business Act (15 U.S.C. 637(d)) shall be given  
25 credit toward meeting that subcontracting goal for any

1 purchases made from qualified nonprofit agencies for the  
2 blind or other severely handicapped.

3 (c) For the purpose of this section, the phrase “quali-  
4 fied nonprofit agency for the blind or other severely handi-  
5 capped” means a nonprofit agency for the blind or other  
6 severely handicapped that has been approved by the Com-  
7 mittee for the Purchase from the Blind and Other Severely  
8 Handicapped under the Javits-Wagner-O’Day Act (41  
9 U.S.C. 46–48).

10 SEC. 8049. During the current fiscal year, net re-  
11 ceipts pursuant to collections from third party payers pur-  
12 suant to section 1095 of title 10, United States Code, shall  
13 be made available to the local facility of the uniformed  
14 services responsible for the collections and shall be over  
15 and above the facility’s direct budget amount.

16 SEC. 8050. Notwithstanding any other provision of  
17 law or regulation, ships designated T-AGS 63, T-AGS 64  
18 and T-AGS 65 must utilize remanufactured milspec  
19 SASS multibeam sonars: *Provided*, That the Secretary of  
20 the Navy may waive this restriction by certifying in writ-  
21 ing to the Committees on Appropriations that an alter-  
22 native acquisition must be made in order to acquire capa-  
23 bility for national security purposes.

24 SEC. 8051. Section 8060 of the Department of De-  
25 fense Appropriations Act, 1994 (Public Law 103–139) is

1 hereby repealed, which contained authority for acquisition  
2 of LANDSAT 7.

3       SEC. 8052. Notwithstanding any other provision of  
4 law, of the funds appropriated for the Defense Health  
5 Program during this fiscal year and hereafter, the amount  
6 payable for services provided under this section shall not  
7 be less than the amount calculated under the coordination  
8 of benefits reimbursement formula utilized when  
9 CHAMPUS is a secondary payor to medical insurance  
10 programs other than Medicare, and such appropriations  
11 as necessary shall be available (notwithstanding the last  
12 sentence of section 1086(c) of title 10, United States  
13 Code) to continue Civilian Health and Medical Program  
14 of the Uniformed Services (CHAMPUS) benefits, until  
15 age 65, under such section for a former member of a uni-  
16 formed service who is entitled to retired or retainer pay  
17 or equivalent pay, or a dependent of such a member, or  
18 any other beneficiary described by section 1086(c) of title  
19 10, United States Code, who becomes eligible for hospital  
20 insurance benefits under part A of title XVIII of the So-  
21 cial Security Act (42 U.S.C. 1395 et seq.) solely on the  
22 grounds of physical disability, or end stage renal disease:  
23 *Provided*, That expenses under this section shall only be  
24 covered to the extent that such expenses are not covered  
25 under parts A and B of title XVIII of the Social Security

1 Act and are otherwise covered under CHAMPUS: *Pro-*  
2 *vided further*, That no reimbursement shall be made for  
3 services provided prior to October 1, 1991.

4 SEC. 8053. During the current fiscal year, the De-  
5 partment of Defense is authorized to incur obligations of  
6 not to exceed \$250,000,000 for purposes specified in sec-  
7 tion 2350j(c) of title 10, United States Code in anticipa-  
8 tion of receipt of contributions, only from the Government  
9 of Kuwait, under that section: *Provided*, That, upon re-  
10 ceipt, such contributions from the Government of Kuwait  
11 shall be credited to the appropriation or fund which in-  
12 curred such obligations.

13 SEC. 8054. (a) Funds appropriated in this Act to fi-  
14 nance activities of Department of Defense (DOD) Feder-  
15 ally Funded Research and Development Centers  
16 (FFRDCs) may not be obligated or expended for an  
17 FFRDC if a member of its Board of Directors or Trustees  
18 simultaneously serves on the Board of Directors or Trust-  
19 ees of a profit-making company under contract to the De-  
20 partment of Defense unless the FFRDC has a DOD ap-  
21 proved conflict of interest policy for its members.

22 (b) None of the funds appropriated in this Act are  
23 available to establish a new FFRDC, either as a new en-  
24 tity, or as a separate entity administered by an organiza-  
25 tion managing another FFRDC, or as a nonprofit mem-

1 bership corporation consisting of a consortium of other  
2 FFRDCs and other nonprofit entities.

3 (c) Notwithstanding any other provision of law, of the  
4 amounts available to the Department of Defense during  
5 fiscal year 1995, not more than \$1,252,650,000 may be  
6 obligated for financing activities of FFRDCs.

7 (d) The Secretary of Defense may not obligate more  
8 than one-half of the funds available to FFRDCs until the  
9 Congressional defense committees receive the report on es-  
10 tablishing pay caps for FFRDC employees that was di-  
11 rected in the Committee's report accompanying the fiscal  
12 year 1994 Department of Defense Appropriations Act.

13 SEC. 8055. None of the funds appropriated or made  
14 available in this Act shall be used to procure carbon, alloy  
15 or armor steel plate for use in any Government-owned fa-  
16 cility or property under the control of the Department of  
17 Defense which were not melted and rolled in the United  
18 States or Canada: *Provided*, That these procurement re-  
19 strictions shall apply to any and all Federal Supply Class  
20 9515, American Society of Testing and Materials (ASTM)  
21 or American Iron and Steel Institute (AISI) specifications  
22 of carbon, alloy or armor steel plate: *Provided further*,  
23 That the Secretary of the military department responsible  
24 for the procurement may waive this restriction on a case-  
25 by-case basis by certifying in writing to the Committees

1 on Appropriations of the House of Representatives and the  
2 Senate that adequate domestic supplies are not available  
3 to meet Department of Defense requirements on a timely  
4 basis and that such an acquisition must be made in order  
5 to acquire capability for national security purposes: *Pro-*  
6 *vided further*, That these restrictions shall not apply to  
7 contracts which are in being as of the date of enactment  
8 of this Act.

9       SEC. 8056. For the purposes of this Act, the term  
10 “congressional defense committees” means the Commit-  
11 tees on Armed Services, the Committees on Appropria-  
12 tions, and the subcommittees on Defense of the Committee  
13 on Appropriations, of the Senate and the House of Rep-  
14 resentatives.

15       SEC. 8057. Notwithstanding any other provision of  
16 law, during the current fiscal year, the Department of De-  
17 fense may acquire the modification, depot maintenance  
18 and repair of aircraft, vehicles and vessels as well as the  
19 production of components and other Defense-related arti-  
20 cles, through competition between Department of Defense  
21 depot maintenance activities and private firms: *Provided*,  
22 That the Senior Acquisition Executive of the military de-  
23 partment or defense agency concerned, with power of dele-  
24 gation, shall certify that successful bids include com-  
25 parable estimates of all direct and indirect costs for both

1 public and private bids: *Provided further*, That Office of  
2 Management and Budget Circular A-76 shall not apply  
3 to competitions conducted under this section.

4 SEC. 8058. (a)(1) If the Secretary of Defense, after  
5 consultation with the United States Trade Representative,  
6 determines that a foreign country which is party to an  
7 agreement described in paragraph (2) has violated the  
8 terms of the agreement by discriminating against certain  
9 types of products produced in the United States that are  
10 covered by the agreement, the Secretary of Defense shall  
11 rescind the Secretary's blanket waiver of the Buy Amer-  
12 ican Act with respect to such types of products produced  
13 in that foreign country.

14 (2) An agreement referred to in paragraph (1) is any  
15 reciprocal defense procurement memorandum of under-  
16 standing, between the United States and a foreign country  
17 pursuant to which the Secretary of Defense has prospec-  
18 tively waived the Buy American Act for certain products  
19 in that country.

20 (b) The Secretary of Defense shall submit to Con-  
21 gress a report on the amount of Department of Defense  
22 purchases from foreign entities in fiscal year 1995. Such  
23 report shall separately indicate the dollar value of items  
24 for which the Buy American Act was waived pursuant to  
25 any agreement described in subsection (a)(2), the Trade

1 Agreement Act of 1979 (19 U.S.C. 2501 et seq.), or any  
2 international agreement to which the United States is a  
3 party.

4 (c) For purposes of this section, the term “Buy  
5 American Act” means title III of the Act entitled “An Act  
6 making appropriations for the Treasury and Post Office  
7 Departments for the fiscal year ending June 30, 1934,  
8 and for other purposes”, approved March 3, 1933 (41  
9 U.S.C. 10a et seq.).

10 SEC. 8059. (a) Of the funds made available in this  
11 Act in title II, Operation and Maintenance, Army,  
12 \$2,000,000 shall be available only to execute the cleanup  
13 of uncontrolled hazardous waste contamination affecting  
14 the Sale Parcel at Hamilton Air Force Base, in Novato,  
15 in the State of California.

16 (b) Notwithstanding any other provision of law, in the  
17 event that the purchaser of the Sale Parcel exercises its  
18 option to withdraw from all or a portion of the sale, as  
19 provided in the Agreement and Modification, dated Sep-  
20 tember 25, 1990, between the Department of Defense, the  
21 General Services Administration, and the purchaser, as  
22 amended, the purchaser’s deposit of \$4,500,000 shall be  
23 returned by the General Services Administration and  
24 funds eligible for reimbursement under the Agreement and

1 Modification, as amended, shall come from the funds made  
2 available to the Department of Defense by this Act.

3 (c) In the event that the purchaser purchases only  
4 a portion of the Sale Parcel and exercises its option to  
5 withdraw from the sale as to the rest of the Sale Parcel,  
6 the portion of the Sale Parcel that is not purchased (other  
7 than Landfill 26 and an appropriate buffer area around  
8 it and the groundwater treatment facility site), together  
9 with any of the land referred to in section 9099(e) of Pub-  
10 lic Law 102-396 that is not purchased by the purchaser,  
11 shall be sold to the City of Novato, in the State of Califor-  
12 nia, for the sum of One Dollar as a public benefit transfer  
13 for school, classroom or other educational use, for use as  
14 a public park or recreation area or for further conveyance  
15 as provided herein, subject to the following restrictions:  
16 (1) if the City sells any portion of such land to any third  
17 party within ten years after the transfer to the City, which  
18 sale may be made without the foregoing use restrictions,  
19 any proceeds received by the City in connection with such  
20 sale, minus the demonstrated reasonable costs of conduct-  
21 ing the sale and of any improvements made by the City  
22 to the land following its acquisition of the land (but only  
23 to the extent such improvements increase the value of the  
24 portion sold), shall be immediately turned over to the  
25 Army in reimbursement of the withdrawal payment made

1 by the Army to the contract purchaser and the costs of  
2 cleaning up the Landfill and (2) until one year following  
3 completion of the cleanup of contaminated soil in the  
4 Landfill and completion of the groundwater treatment fa-  
5 cilities, the sale must be at a per-acre price for the portion  
6 sold that is at least equal to the per-acre contract price  
7 paid by the purchaser for the portion of the Sale Parcel  
8 purchased under the Agreement and Modification, as  
9 amended, and thereafter must be at a price at least equal  
10 to the fair market value of the portion sold. The foregoing  
11 restrictions shall not apply to a transfer to another public  
12 or quasi-public agency for public uses of the kind de-  
13 scribed above. The deed to the City shall contain a clause  
14 providing that, if any of the proceeds referred to in clause  
15 (1) are not delivered to the Army within 30 days after  
16 sale, or any portion of the land not sold as provided herein  
17 is used for other than educational, park or recreational  
18 uses, title to the applicable portion of such land shall re-  
19 vert to the United States Government at the election of  
20 the General Services Administration. The Army shall  
21 agree to deliver into the applicable closing escrow an ac-  
22 knowledgement of receipt of any proceeds described in  
23 clause (1) above and a release of the reverter right as to  
24 the affected land, effective upon such receipt.

1 (d) Notwithstanding any other provision of law, the  
2 Air Force shall be reimbursed for expenditures in excess  
3 of \$15,000,000 in connection with the total clean-up of  
4 uncontrolled hazardous waste contamination on the afore-  
5 mentioned Sale Parcel from the proceeds collected upon  
6 the closing of any portion of the Sale Parcel purchased  
7 by the contract purchaser under the Agreement and Modi-  
8 fication, as amended.

9 (e) Notwithstanding any other provision of law, the  
10 purchaser's reimbursement claims shall be audited by the  
11 Defense Contract Audit Agency for reasonableness and ac-  
12 curacy before the Department of Defense provides any  
13 funds under the purchaser's withdrawal and reimburse-  
14 ment rights.

15 SEC. 8060. Notwithstanding any other provision of  
16 law, the Secretary of Defense may, when he considers it  
17 in the best interest of the United States, cancel any part  
18 of an indebtedness, up to \$2,500, that is or was owed to  
19 the United States by a member or former member of a  
20 uniformed service if such indebtedness, as determined by  
21 the Secretary, was incurred in connection with Operation  
22 Desert Shield/Storm: *Provided*, That the amount of an in-  
23 debtedness previously paid by a member or former mem-  
24 ber and cancelled under this section shall be refunded to  
25 the member.

1        SEC. 8061. Appropriations contained in this Act that  
2 remain available at the end of the current fiscal year as  
3 a result of energy cost savings realized by the Department  
4 of Defense shall remain available for obligation for the  
5 next fiscal year to the extent, and for the purposes, pro-  
6 vided in section 2865 of title 10, United States Code.

7        SEC. 8062. During the current fiscal year and there-  
8 after, voluntary separation incentives payable under 10  
9 U.S.C. 1175 may be paid in such amounts as are nec-  
10 essary from the assets of the Voluntary Separation Incen-  
11 tive Fund established by section 1175(h)(1).

12                                    (INCLUDING TRANSFER OF FUNDS)

13        SEC. 8063. Amounts deposited during fiscal years  
14 1994 and 1995 to the special account established under  
15 40 U.S.C. 485(h)(2) and to the special account established  
16 under 10 U.S.C. 2667(d)(1) are appropriated and shall  
17 be available until transferred by the Secretary of Defense  
18 to current applicable appropriations or funds of the De-  
19 partment of Defense under the terms and conditions speci-  
20 fied by 40 U.S.C. 485(h)(2) (A) and (B) and 10 U.S.C.  
21 2667(d)(1)(B), to be merged with and to be available for  
22 the same time period and the same purposes as the appro-  
23 priation to which transferred.

24        SEC. 8064. In order to maintain an electric furnace  
25 capacity in the United States, preference for the purchase  
26 of chromite ore and manganese ore authorized for disposal

1 from the National Defense Stockpile shall be given to do-  
2 mestic producers of high carbon ferrochromium and high  
3 carbon ferromanganese—

4 (A) whose primary output during the three pre-  
5 ceding years has been ferrochromium or  
6 ferromanganese; and

7 (B) who guarantee to use the chromite and  
8 manganese ore for domestic purposes.

9 SEC. 8065. None of the funds in this or any other  
10 Act shall be available for the preparation of studies on—

11 (a) the feasibility of removal and transportation  
12 of unitary chemical weapons from the eight chemical  
13 storage sites within the continental United States:  
14 *Provided*, That this prohibition shall not apply to  
15 non-stockpile material in the United States or to  
16 studies needed for environmental analysis required  
17 by the National Environmental Policy Act, or for  
18 General Accounting Office studies requested by a  
19 Member of Congress or a Congressional Committee;  
20 and

21 (b) the potential future uses of the nine chemi-  
22 cal disposal facilities other than for the destruction  
23 of stockpile chemical munitions and as limited by  
24 section 1412(c)(2), Public Law 99-145: *Provided*,

1       That this prohibition does not apply to future use  
2       studies for the CAMDS facility at Tooele, Utah.

3       SEC. 8066. During the current fiscal year, appropria-  
4       tions available to the Department of Defense may be used  
5       to reimburse a member of a reserve component of the  
6       Armed Forces who is not otherwise entitled to travel and  
7       transportation allowances and who occupies transient gov-  
8       ernment housing while performing active duty for training  
9       or inactive duty training: *Provided*, That such members  
10      may be provided lodging in kind if transient government  
11      quarters are unavailable as if the member was entitled to  
12      such allowances under subsection (a) of section 404 of title  
13      37, United States Code: *Provided further*, That if lodging  
14      in kind is provided, any authorized service charge or cost  
15      of such lodging may be paid directly from funds appro-  
16      priated for operation and maintenance of the reserve com-  
17      ponent of the member concerned.

18      SEC. 8067. For fiscal year 1995, the total amount  
19      appropriated to fund the Uniformed Services Treatment  
20      Facilities program, operated pursuant to section 911 of  
21      Public Law 97-99 (42 U.S.C. 248c), is limited to  
22      \$329,000,000, of which not more than \$300,000,000 may  
23      be provided by the funds appropriated by this Act.

24      SEC. 8068. None of the funds available in this Act  
25      may be used to support in any manner, including travel

1 or other related expenses, the “Tailhook Association”:  
2 *Provided*, That investigations by the Secretary of the Navy  
3 or consultation with the Tailhook Association are not pro-  
4 hibited by this provision.

5 SEC. 8069. The President shall include with each  
6 budget for a fiscal year submitted to the Congress under  
7 section 1105 of title 31, United States Code, materials  
8 that shall identify clearly and separately the amounts re-  
9 quested in the budget for appropriation for that fiscal year  
10 for salaries and expenses related to administrative activi-  
11 ties of the Department of Defense, the military depart-  
12 ments, and the Defense Agencies.

13 SEC. 8070. None of the funds available to the De-  
14 partment of Defense may be obligated or expended for  
15 construction of Ground Wave Emergency Network  
16 (GWEN) sites in Fiscal Year 1995.

17 SEC. 8071. Notwithstanding any other provision of  
18 law, the Naval shipyards of the United States shall be eli-  
19 gible to participate in any manufacturing extension pro-  
20 gram financed by funds appropriated in this or any other  
21 Act.

22 SEC. 8072. During the current fiscal year, amounts  
23 contained in the Department of Defense Overseas Military  
24 Facility Investment Recovery Account established by sec-  
25 tion 2921(c)(1) of the National Defense Authorization Act

1 of 1991 (Public Law 101–510; 10 U.S.C. 2687 note) shall  
2 be available until expended for the payments specified by  
3 section 2921(c)(2) of that Act.

4 SEC. 8073. During the current fiscal year and there-  
5 after, annual payments granted under the provisions of  
6 section 4416 of the National Defense Authorization Act  
7 for Fiscal Year 1993 (Public Law 102–428; 106 Stat.  
8 2714) shall be made from appropriations in this Act which  
9 are available for the pay of reserve component personnel.

10 SEC. 8074. None of the funds appropriated by this  
11 Act may be used to relocate the 116th Fighter Wing of  
12 the Air National Guard from Dobbins Air Reserve Base  
13 to Robins Air Force Base, or to convert that wing from  
14 F–15A aircraft to B–1B aircraft.

15 SEC. 8075. None of the funds appropriated by this  
16 Act shall be used to procure aircraft fuel cells unless the  
17 fuel cells are produced or manufactured in the United  
18 States by a domestic-operated entity: *Provided*, That the  
19 Secretary of the military department responsible for the  
20 procurement may waive this restriction on a case-by-case  
21 basis by certifying in writing to the Committees on Appro-  
22 priations of the House of Representatives and the Senate  
23 that adequate domestic supplies are not available to meet  
24 Department of Defense requirements on a timely basis

1 and that such an acquisition must be made in order to  
2 acquire capability for national security purposes.

3 SEC. 8076. During the current fiscal year, appropria-  
4 tions which are available to the Department of Defense  
5 for operation and maintenance may be used to purchase  
6 items having an investment item unit cost of not more  
7 than \$50,000.

8 SEC. 8077. During the current fiscal year and there-  
9 after, appropriations available for the pay and allowances  
10 of active duty members of the Armed Forces shall be avail-  
11 able to pay the retired pay which is payable pursuant to  
12 section 4403 of Public Law 102-484 (10 U.S.C. 1293  
13 note) under the terms and conditions provided in section  
14 4403.

15 SEC. 8078. (a) During the current fiscal year, none  
16 of the appropriations or funds available to the Defense  
17 Business Operations Fund shall be used for the purchase  
18 of an investment item for the purpose of acquiring a new  
19 inventory item for sale or anticipated sale during the cur-  
20 rent fiscal year or a subsequent fiscal year to customers  
21 of the Defense Business Operations Fund if such an item  
22 would not have been chargeable to the Defense Business  
23 Operations Fund during fiscal year 1994 and if the pur-  
24 chase of such an investment item would be chargeable dur-

1 ing the current fiscal year to appropriations made to the  
2 Department of Defense for procurement.

3 (b) The fiscal year 1996 budget request for the De-  
4 partment of Defense as well as all justification material  
5 and other documentation supporting the fiscal year 1996  
6 Department of Defense budget shall be prepared and sub-  
7 mitted to the Congress on the basis that any equipment  
8 which was classified as an end item and funded in a pro-  
9 curement appropriation contained in this Act shall be  
10 budgeted for in a proposed fiscal year 1996 procurement  
11 appropriation and not in the supply management business  
12 area or any other area or category of the Defense Business  
13 Operations Fund.

14 SEC. 8079. None of the funds provided in this Act  
15 shall be available for use by a Military Department to  
16 modify an aircraft, weapon, ship or other item of equip-  
17 ment, that the Military Department concerned plans to  
18 retire or otherwise dispose of within five years after com-  
19 pletion of the modification: *Provided*, That this prohibition  
20 shall not apply to safety modifications: *Provided further*,  
21 That this prohibition may be waived by the Secretary of  
22 a Military Department if the Secretary determines it is  
23 in the best national security interest of the country to pro-  
24 vide such waiver and so notifies the congressional defense  
25 committees in writing.

1       SEC. 8080. No part of the funds in this Act shall  
2 be available to prepare or present a request to the Com-  
3 mittees on Appropriations for reprogramming of funds,  
4 unless for higher priority items, based on unforeseen mili-  
5 tary requirements, than those for which originally appro-  
6 priated and in no case where the item for which  
7 reprogramming is requested has been denied by the Con-  
8 gress.

9       SEC. 8081. None of the funds appropriated by this  
10 Act shall be available for payment of the compensation  
11 of personnel assigned to or serving in the National For-  
12 eign Intelligence Program in excess of 94 percent of such  
13 personnel actually assigned to or serving in the National  
14 Foreign Intelligence Program on September 30, 1992:  
15 *Provided*, That in making any reduction in the number  
16 of such personnel that may be required pursuant to this  
17 section, the percentage of reductions to Senior Intelligence  
18 Service positions shall be equal to or exceed the percentage  
19 of reductions to non-Senior Intelligence Service positions:  
20 *Provided further*, That in making any reduction in the  
21 number of such personnel that may be required pursuant  
22 to this section, the percentage of reductions to positions  
23 in the National Capital Region shall be equal to or exceed  
24 the percentage of reductions to positions outside of the  
25 National Capital Region.

1       SEC. 8082. None of the funds provided by this Act  
2 may be used to pay the salaries of any person or persons  
3 who authorize the transfer of obligated and deobligated  
4 appropriations into the Reserve for Contingencies of the  
5 Central Intelligence Agency.

6       SEC. 8083. None of the funds appropriated by this  
7 Act for programs of the Central Intelligence Agency shall  
8 remain available for obligation beyond the current fiscal  
9 year, except for funds appropriated for the Reserve for  
10 Contingencies, which shall remain available until Septem-  
11 ber 30, 1996.

12       SEC. 8084. The classified Annex prepared by the  
13 Committee on Appropriations to accompany the report on  
14 the Department of Defense Appropriations Act, 1995 is  
15 hereby incorporated into this Act: *Provided*, That the  
16 amounts specified in the classified Annex are not in addi-  
17 tion to amounts appropriated by other provisions of this  
18 Act: *Provided further*, That the President shall provide for  
19 appropriate distribution of the classified Annex, or of ap-  
20 propriate portions of the classified Annex, within the exec-  
21 utive branch of the Government.

22       SEC. 8085. Notwithstanding any other provision of  
23 law, funds made available in this Act for the Defense In-  
24 telligence Agency may be used for the design, develop-  
25 ment, and deployment of General Defense Intelligence

1 Program intelligence communications and intelligence in-  
2 formation systems for the Services, the Unified and Speci-  
3 fied Commands, and the component commands.

4 SEC. 8086. None of the funds appropriated by this  
5 Act shall be available for the planning, programming or  
6 actual movement of any component or function of the De-  
7 fense Mapping Agency Aerospace Center annex from the  
8 St. Louis, Missouri area.

9 SEC. 8087. Notwithstanding any other provision of  
10 law, reimbursements received from the North Atlantic  
11 Treaty Organization for the E-3 Airborne Warning and  
12 Control System (AWACS) Radar System Improvement  
13 Program (RSIP) attributable to development work for fis-  
14 cal years 1987 through 1992 shall be available to the Air  
15 Force until September 30, 1995, for meeting that service's  
16 financial commitments for the AWACS RSIP.

17 SEC. 8088. (a) None of the funds appropriated or  
18 otherwise made available in this Act may be used to trans-  
19 port or provide for the transportation of chemical muni-  
20 tions to the Johnston Atoll for the purpose of storing or  
21 demilitarizing such munitions.

22 (b) The prohibition in subsection (a) shall not apply  
23 to any obsolete World War II chemical munition of the  
24 United States found in the World War II Pacific Theater  
25 of Operations.

1 (c) The President may suspend the application of  
2 subsection (a) during a period of war in which the United  
3 States is a party.

4 SEC. 8089. Notwithstanding any other provision of  
5 law, funds made available in this Act and in the fiscal year  
6 1994 Department of Defense Appropriations Act (Public  
7 Law 103-139) under the heading “Procurement, Defense-  
8 Wide” shall be available to pay equitable adjustments to  
9 which the contractor is legally entitled for Coastal Patrol  
10 Craft that were procured in prior fiscal years.

11 SEC. 8090. Notwithstanding any other provision of  
12 law, funds appropriated in this Act for the High Perform-  
13 ance Computing Modernization Plan shall be made avail-  
14 able only for the upgrade, purchase, or modernization of  
15 supercomputing capability and capacity at all DOD high  
16 performance computing sites: *Provided*, That contracts,  
17 contract modifications, or contract options are awarded as  
18 the result of full and open competition based upon the re-  
19 quirements of the users.

20 SEC. 8091. Amounts collected for the use of the fa-  
21 cilities of the National Science Center for Communications  
22 and Electronics during the current fiscal year pursuant  
23 to section 1459(g) of the Department of Defense Author-  
24 ization Act, 1986 and deposited to the special account es-  
25 tablished under subsection 1459(g)(2) of that Act are ap-

1 appropriated and shall be available until expended for the  
2 operation and maintenance of the Center as provided for  
3 in subsection 1459(g)(2).

4       SEC. 8092. The Secretary of Defense and the Direc-  
5 tor of Central Intelligence shall deliver, no later than Jan-  
6 uary 1, 1995, a report providing the following information  
7 about all research and development projects involving the  
8 implementation, monitoring, or verification of current and  
9 projected international arms control agreements: (a) an-  
10 nual and total budgets, goals, schedules, and priorities; (b)  
11 relationships among related projects being funded by the  
12 Department of Defense, the National Foreign Intelligence  
13 Program, and other departments and agencies of the Fed-  
14 eral Government; and (c) comments by the Arms Control  
15 and Disarmament Agency about the relevance of each  
16 project to the arms control priorities of the United States.

17       SEC. 8093. Notwithstanding any other provision of  
18 law, none of the funds appropriated in this or any other  
19 Act shall be used for the purchase of a totally enclosed  
20 lifeboat survival system, which consists of the lifeboat and  
21 associated davits and winches, if less than 75 percent of  
22 the entire system's components are manufactured in the  
23 United States, and if less than 75 percent of the labor  
24 in the manufacture and assembly of the entire system is  
25 performed in the United States.

1       SEC. 8094. (a) None of the funds appropriated in this  
2 Act may be expended by an entity of the Department of  
3 Defense unless the entity, in expending the funds, com-  
4 plies with the Buy American Act. For purposes of this  
5 subsection, the term “Buy American Act” means title III  
6 of the Act entitled “An Act making appropriations for the  
7 Treasury and Post Office Departments for the fiscal year  
8 ending June 30, 1934, and for other purposes”, approved  
9 March 3, 1933 (41 U.S.C. 10a et seq.).

10       (b) If the Secretary of Defense determines that a per-  
11 son has been convicted of intentionally affixing a label  
12 bearing a “Made in America” inscription to any product  
13 sold in or shipped to the United States that is not made  
14 in America, the Secretary shall determine, in accordance  
15 with section 2410f of title 10, United States Code, wheth-  
16 er the person should be debarred from contracting with  
17 the Department of Defense.

18       SEC. 8095. None of the funds available to the De-  
19 partment of Defense in this Act shall be used by the Sec-  
20 retary of a military department to purchase coal or coke  
21 from foreign nations for use at United States defense fa-  
22 cilities in Europe when coal from the United States is  
23 available.

24       SEC. 8096. None of the funds appropriated or other-  
25 wise made available by this Act may be used for a defense

1 technology reinvestment project that is not selected pursu-  
2 ant to the applicable competitive selection and other proce-  
3 dures set forth in chapter 148 of title 10, United States  
4 Code.

5 SEC. 8097. None of the funds appropriated in this  
6 Act are available for development of bi-static active capa-  
7 bility in SURTASS unless the acoustic signal processing  
8 for this capability is hosted exclusively on the AN/UYS-  
9 2 in the operational system.

10 SEC. 8098. None of the funds appropriated by this  
11 Act shall be available for a contract for studies, analyses,  
12 or consulting services entered into without competition on  
13 the basis of an unsolicited proposal unless the head of the  
14 activity responsible for the procurement determines—

15 (1) as a result of thorough technical evaluation,  
16 only one source is found fully qualified to perform  
17 the proposed work, or

18 (2) the purpose of the contract is to explore an  
19 unsolicited proposal which offers significant sci-  
20 entific or technological promise, represents the prod-  
21 uct of original thinking, and was submitted in con-  
22 fidence by one source, or

23 (3) the purpose of the contract is to take ad-  
24 vantage of unique and significant industrial accom-  
25 plishment by a specific concern, or to insure that a

1 new product or idea of a specific concern is given fi-  
2 nancial support:

3 *Provided*, That this limitation shall not apply to contracts  
4 in an amount of less than \$25,000, contracts related to  
5 improvements of equipment that is in development or pro-  
6 duction, or contracts as to which a civilian official of the  
7 Department of Defense, who has been confirmed by the  
8 Senate, determines that the award of such contract is in  
9 the interest of the national defense.

10 SEC. 8099. Notwithstanding any other provision of  
11 law, the Secretary of the Navy shall obligate funds made  
12 available in the fiscal year 1993 Department of Defense  
13 Appropriations Act (Public Law 102-396) and the fiscal  
14 year 1994 Department of Defense Appropriations Act  
15 (Public Law 103-139) under the heading “Aircraft Pro-  
16 curement, Navy” for the USH-42 mission recorder for S-  
17 3 aircraft.

18 SEC. 8100. It is the sense of Congress that none of  
19 the funds appropriated or otherwise made available by this  
20 Act should be available for the purposes of deploying  
21 United States Armed Forces to participate in the imple-  
22 mentation of a peace settlement in Bosnia-Herzegovina,  
23 unless previously authorized by the Congress.

24 (TRANSFER OF FUNDS)

25 SEC. 8101. In addition to any other transfer author-  
26 ity contained in this Act, funding appropriated under the

1 heading “Operation and Maintenance, Defense-Wide” for  
2 increasing energy and water efficiency in Federal build-  
3 ings may be transferred to other appropriations or funds  
4 of the Department of Defense, to be merged with and to  
5 be available for the same purposes, and for the same time  
6 period, as the appropriation or fund to which transferred.

7       SEC. 8102. Funds appropriated by this Act for intel-  
8 ligence activities are deemed to be specifically authorized  
9 by the Congress for purposes of section 504 of the Na-  
10 tional Security Act of 1947 (50 U.S.C. 414) during fiscal  
11 year 1995 until the enactment of the Intelligence Author-  
12 ization Act for fiscal year 1995.

13       SEC. 8103. (1) Except as provided in subsection (c)  
14 below, it is the sense of the Congress that none of the  
15 funds appropriated by this Act should be obligated or ex-  
16 pended for costs incurred by the United States Armed  
17 Forces units serving in any international peacekeeping or  
18 peace-enforcement operations under the authority of  
19 Chapter VI or Chapter VII of the United Nations Charter  
20 and under the authority of a United Nations Security  
21 Council Resolution, or for costs incurred by United States  
22 Armed Forces serving in any significant international hu-  
23 manitarian, peacekeeping or peace-enforcement oper-  
24 ations, unless—

1           (a) the President initiates consultations with  
2           the bi-partisan leadership of Congress, including the  
3           leadership of the relevant committees, regarding  
4           such operations; these consultations should be initi-  
5           ated at least fifteen days prior to the initial deploy-  
6           ment of United States Armed Forces units to par-  
7           ticipate in such an operation, whenever possible, but  
8           in no case later than forty-eight hours after such a  
9           deployment; and these consultations should continue  
10          on a periodic basis throughout the period of the de-  
11          ployment;

12          (b) such consultation should include discussion  
13          of—

14                 (1) the goals of the operation and the mis-  
15                 sion of any United States Armed Forces units  
16                 involved in the operation;

17                 (2) the United States interests that will be  
18                 served by the operation;

19                 (3) the estimated cost of the operation;

20                 (4) the strategy by which the President  
21                 proposes to fund the operation, including pos-  
22                 sible supplemental appropriations or payments  
23                 from international organizations, foreign coun-  
24                 tries or other donors;

1           (5) the extent of involvement of armed  
2 forces and other contributions of personnel  
3 from other nations; and

4           (6) the operation's anticipated duration  
5 and scope;

6           (c) subsection (a) does not apply with respect to  
7 an international humanitarian assistance operation  
8 carried out in response to natural disasters; or to  
9 any other international humanitarian assistance op-  
10 eration if the President reports to Congress that the  
11 estimated cost of such operation is less than  
12 \$50,000,000.

13       (2) Further, it is the sense of the Congress that the  
14 President should seek supplemental appropriations for any  
15 significant deployment of United States Armed Forces  
16 when such forces are to perform or have been performing  
17 international humanitarian, peacekeeping or peace-en-  
18 forcement operations.

19                           (INCLUDING TRANSFER OF FUNDS)

20       SEC. 8104. Balances of the funds appropriated in  
21 Public Laws 102-172, 102-396, and 103-139, under the  
22 headings "World University Games", "Summer Olym-  
23 pics", and "World Cup USA 1994" in title II of those  
24 Acts shall be merged into a single account entitled "Sup-  
25 port for International Sporting Competitions, Defense", to  
26 remain available until expended: *Provided further*, That

1 such account shall be available for the purpose of liquidat-  
2 ing obligations incurred under the appropriations from  
3 which funds are transferred pursuant to the provisions of  
4 this section and for providing support to the 1996 Games  
5 of the XXVI Olympiad to be held in Atlanta, Georgia,  
6 under the terms and conditions specified in those Acts  
7 under the headings “Summer Olympics” and for providing  
8 support to any other international sporting competitions,  
9 as provided for in Authorization or Appropriations Acts,  
10 during the current fiscal year and thereafter.

11 SEC. 8105. Of the funds appropriated in this Act, not  
12 to exceed \$68,000,000 may be used for the purchase or  
13 construction of vessels for the Ready Reserve Force com-  
14 ponent of the National Defense Reserve Fleet, as estab-  
15 lished by section 11 of the Merchant Ship Sales Act of  
16 1946 (50 U.S.C. App. 1744).

17 SEC. 8106. After September 1, 1995, none of the  
18 funds in this Act are available for research, development,  
19 acquisition, or launch of Titan IV expendable launch vehi-  
20 cles: *Provided*, That the above provision shall not apply  
21 if the Secretary of Defense certifies to the Congress a plan  
22 for the development of and initiation of a competition for  
23 a family of launch vehicles that is—

24 (1) capable of launching both medium and  
25 heavy payloads,

1 (2) fully funded in the outyears, and

2 (3) scheduled to be available prior to the launch  
3 of the 41st Titan IV expendable launch vehicle:

4 *Provided further*, That MILSTAR satellites 1 through 6  
5 shall be launched on vehicles being procured as a part of  
6 the current contract for 41 Titan IV launch vehicles: *Pro-*  
7 *vided further*, That none of the funds in this Act may be  
8 used to procure more than 41 Titan IV expendable launch  
9 vehicles.

10 SEC. 8107. Notwithstanding any other provision of  
11 law, of the funds appropriated to the Department of the  
12 Navy for Operation and Maintenance, not less than  
13 \$3,000,000 shall be obligated and expended only for oper-  
14 ation and maintenance, purchase of automatic data proc-  
15 essing equipment, or in-house central design development  
16 for the Naval Reserve Force Information Systems Office,  
17 the Navy Reserve Personnel Center, the Enlisted Person-  
18 nel Management Center, and the collocated Naval Com-  
19 puter and Telecommunications Station: *Provided*, That  
20 notwithstanding any other provision of law, of the funds  
21 appropriated to the Department of Defense for Procure-  
22 ment, Defense-Wide not less than \$10,000,000 shall be  
23 obligated and expended only for automatic data processing  
24 equipment or software, or in-house central design develop-  
25 ment for the Naval Reserve Force Information Systems

1 Office, the Naval Reserve Personnel Center, the Enlisted  
2 Personnel Management Center and the collocated Naval  
3 Computer and Telecommunications Station: *Provided fur-*  
4 *ther*, That the Secretary of the Navy shall establish the  
5 Naval Reserve Force Information Systems Office, the En-  
6 listed Personnel Management Center, and the collocated  
7 Naval Computer and Telecommunications Station, as the  
8 designers, developers, managers, integrators and central  
9 design activity for the software development and mainte-  
10 nance of the Naval active and reserve Single Source Data  
11 Collection System.

12 SEC. 8108. No funds available to the Department of  
13 Defense may be used to establish additional field operating  
14 agencies or field offices of any element of the Department  
15 during fiscal year 1995: *Provided*, That after August 30,  
16 1995, none of the funds available to the Department of  
17 Defense shall be used to support more than fifty percent  
18 of the field operating agencies or field offices of any ele-  
19 ment of the Department of Defense which were in exist-  
20 ence on September 30, 1994.

21 SEC. 8109. None of the funds made available in this  
22 Act under the heading “Shipbuilding and Conversion,  
23 Navy” may be obligated for the DDG-51 destroyer pro-  
24 gram or the LHD-1 amphibious assault ship program

1 until the fiscal year 1995 options for acquisition of sealift  
2 ships have been exercised.

3 SEC. 8110. None of the funds provided in this Act  
4 may be used to procure crystal oscillator carriers, ceramic  
5 package incorporating ceramic components joined with  
6 glass (frit) or epoxy seals, or multi-layer co-fired single  
7 chip ceramic packages unless such products are produced  
8 or manufactured in the United States: *Provided*, That  
9 when adequate domestic supplies are not available to meet  
10 Department of Defense requirements on a timely basis,  
11 the Secretary of the service responsible for the procure-  
12 ment may waive this restriction on a case-by-case basis  
13 by certifying in writing to the Committees on Appropria-  
14 tions that such an acquisition must be made in order to  
15 acquire capability for national security purposes.

16 SEC. 8111. Notwithstanding any other provision of  
17 law, funds made available in the fiscal year 1993 and 1994  
18 Department of Defense Appropriations Acts for the EA-  
19 6B program are to be used exclusively to begin engineer-  
20 ing changes that will increase the capability of the Navy's  
21 EA-6B aircraft by insertion of the critical elements of the  
22 EA-6B ADVCAP receiver processor group system into the  
23 on-board system and the addition of the ALQ-149 Com-  
24 mand, Control, and Communications countermeasure sys-  
25 tem: *Provided*, That these funds shall be obligated no later

1 than 120 days after enactment of this Act: *Provided fur-*  
2 *ther*, That the Secretary of the Navy shall obligate  
3 \$6,000,000 made available in the fiscal year 1994 Depart-  
4 ment of Defense Appropriations Act (Public Law 103-  
5 139) exclusively for the miniaturization of the EA-6B  
6 RPG technology for use on the Navy's electronic warfare  
7 aircraft.

8 (TRANSFER OF FUNDS)

9 SEC. 8112. For the rehabilitation of damage caused  
10 to Rongelap Atoll by the nuclear testing program and for  
11 the resettlement of Rongelap Atoll, \$5,000,000 is appro-  
12 priated to the Department of Defense, which shall be  
13 transferred to the Department of the Interior for deposit  
14 into the Rongelap Resettlement Trust Fund.

15 SEC. 8113. None of the funds provided in this Act  
16 may be used to develop the Sustaining Base Information  
17 System until the Assistant Secretary of Defense for Com-  
18 mand, Control, Communications and Intelligence has cer-  
19 tified to the Armed Services and Appropriations Commit-  
20 tees of Congress that the Department of Defense has pub-  
21 lished a complete and comprehensive system functional de-  
22 scription governing the acquisition and has received from  
23 the contractor an estimate of the number of lines of soft-  
24 ware code to implement such functional description and  
25 an estimate of the attendant cost: *Provided*, That none  
26 of the work content of the Sustaining Base Information

1 System contract may be performed instead by government  
2 in-house activities without being competed if such efforts  
3 are passed through government organizations to other  
4 than Sustaining Base Information System contractors.

5       SEC. 8114. The Assistant Secretary of Defense for  
6 Command, Control, Communications and Intelligence  
7 shall establish and implement a master plan for all acqui-  
8 sitions of automated document conversion systems, equip-  
9 ment, and technologies: *Provided*, That none of the funds  
10 in this Act may be used to develop technologies or to ac-  
11 quire new automated document conversion equipment,  
12 services, or systems which cost more than \$5,000,000  
13 after January 1, 1995 unless such acquisitions are ap-  
14 proved in advance by the Assistant Secretary or his des-  
15 ignee: *Provided further*, That of the funds appropriated to  
16 the Department of Defense for Procurement, Defense-  
17 Wide, not less than \$30,000,000 shall be used only to inte-  
18 grate the Automated Document Conversion System into  
19 the Joint Engineering Data Management and Information  
20 Control System.

21       SEC. 8115. Notwithstanding any other provision of  
22 law, none of the funds provided in this Act may be used  
23 to procure vessel propellers six feet in diameter and great-  
24 er unless such propellers are manufactured in the United  
25 States incorporating only casting which are poured and

1 finished in the United States. Nor may any of the funds  
2 provided in this Act be used to procure ship propulsion  
3 shafting unless such ship propulsion shafting is manufac-  
4 tured in the United States: *Provided*, That when adequate  
5 domestic supplies are not available to meet Department  
6 of Defense requirements on a timely basis, the Secretary  
7 of the service responsible for the procurement may waive  
8 this restriction on a case-by-case basis by certifying in  
9 writing to the Committees on Appropriations that such an  
10 acquisition must be made in order to acquire capability  
11 for national security purposes.

12 (TRANSFER OF FUNDS)

13 SEC. 8116. Notwithstanding any other provision of  
14 law, \$16,300,000 made available in the fiscal year 1993  
15 Department of Defense Appropriations Act (Public Law  
16 102-396) for "Other Procurement, Navy" and  
17 \$5,900,000 made available in the fiscal year 1994 Depart-  
18 ment of Defense Appropriations Act (Public Law 103-  
19 139) for "Other Procurement, Navy" shall be transferred  
20 to "Research, Development, Test and Evaluation, Navy"  
21 for the SPS-48E program.

22 SEC. 8117. Notwithstanding any other provision of  
23 law, the Department of Defense shall award contracts for  
24 the CHAMPUS Reform Initiative in California-Hawaii  
25 and the Managed Care Support initiative in Washington-  
26 Oregon regions in sufficient time for the contractors to

1 begin to provide health care under those contracts no later  
2 than April 1, 1995 in California and Hawaii, and not later  
3 than March 1, 1995 for Washington and Oregon, or as  
4 soon thereafter as practicable.

5 SEC. 8118. None of the funds appropriated in this  
6 Act shall be used for the recruitment or enrollment of a  
7 new student or class of students at the Uniformed Services  
8 University of the Health Sciences.

9 SEC. 8119. None of the funds appropriated or made  
10 available by this Act shall be obligated to procure active  
11 matrix liquid crystal displays unless the displays, including  
12 the active and passive plates, are produced or manufac-  
13 tured in the United States by a domestic-owned and do-  
14 mestic-operated entity: *Provided*, That the Secretary of  
15 the military department or head of a Defense Agency re-  
16 sponsible for the procurement may waive this restriction  
17 on a case-by-case basis by certifying in writing to the  
18 Committees on Appropriations of the House of Represent-  
19 atives and the Senate that adequate domestic supplies are  
20 not available to meet Department of Defense requirements  
21 on a timely basis and that such an acquisition must be  
22 made in order to acquire capability for national security  
23 purposes: *Provided further*, That these restrictions shall  
24 not apply to contracts which are in being as of the date  
25 of enactment of this Act.

