CONGRESSIONAL RECORD — HOUSE

June 29, 2000

H5527

make these funds available until September 30, 2001.

ENVIRONMENTAL PROTECTION AGENCY
ENVIRONMENTAL PROGRAMS AND MANAGEMENT
(INCLUDING TRANSFER OF FUNDS)

Inserts language as proposed by the House clarifying Congressional intent with respect to a specific grant made available in Public Law 106-74 and in prior Acts; and which transfer funds provided for a specific grant in Public Law 105-276 to the "State and tribal assistance grant" account for specific water and wastewater infrastructure projects.

New language has also been included which prohibits the Environmental Protection Agency from spending any funds available for expenditure in fiscal years 2000 and 2001 to make a final determination on or implement any new rule relative to the Proposed Revisions to the National Pollutant Discharge Elimination System Program and Federal Antidegradation Policy and the Proposed Revisions to the Water Quality Planning and Management Regulations Concerning Total Maximum Daily Load, published in the Federal Register on August 23, 1999.

STATE AND TRIBAL ASSISTANCE GRANTS

Inserts language as proposed by the House making a technical correction to a specific grant identified in project number 102 provided in Public Law 106-74; and inserts new language making a technical correction to other conditions with respect to specific grants identified in project numbers 135 and 50 provided in Public Law 106-74.

FEDERAL EMERGENCY MANAGEMENT AGENCY

DISASTER RELIEF

The conferees have agreed to provide $50,000,000, in addition to other amounts made available, to be derived from unobligated balances made available under "Disaster Assistance" in Public Law 106-74, and inserts new language making a technical correction to other conditions with respect to specific grants identified in project numbers 135 and 50 provided in Public Law 106-74.

DEPARTMENT OF DEFENSEÐMILITARY

AIRCRAFT PROCUREMENT, ARMY

The conferees agree to provide $30,000,000 for the procurement of one Airborne Reconnaissance Low (ARL) aircraft, as proposed by the Senate. This aircraft will replace the ARL aircraft lost in the tragic crash during a counter-narcotics mission in Colombia last year. The conferees are concerned that more ARL aircraft have not been available on a regular basis to U.S. Southern Command, and strongly urge the Department of Defense and the Army to provide more such mission aircraft for missions in the U.S. Southern Command area of responsibility.

Drug Interdiction and Counter-Drug Activities, Defense

The conferees agree to provide $154,059,000 in support of Plan Colombia. The conferees direct the Secretary of Defense to provide to the Committees on Appropriations, not later than 30 days following enactment of this Act, a report on the sources of all funds under this heading. This report shall describe steps taken to ensure the maximum force protection of U.S. personnel while de- signating the report a report of the congressional defense committees, which shall include the following information for the preceding month:

<table>
<thead>
<tr>
<th>Program</th>
<th>FY2000 request</th>
<th>FY 2001 request</th>
<th>House</th>
<th>Senate</th>
<th>Conference</th>
</tr>
</thead>
<tbody>
<tr>
<td>Counter-narcotics battlefield support</td>
<td>18,200</td>
<td>3,000</td>
<td>21,200</td>
<td>18,200</td>
<td>21,200</td>
</tr>
<tr>
<td>Counter-narcotics headquarters</td>
<td>1,000</td>
<td>0</td>
<td>1,000</td>
<td>1,000</td>
<td>1,000</td>
</tr>
<tr>
<td>Army aviation infrastructure support</td>
<td>8,200</td>
<td>5,000</td>
<td>13,200</td>
<td>8,200</td>
<td>13,200</td>
</tr>
<tr>
<td>Military reform</td>
<td>3,000</td>
<td>3,000</td>
<td>6,000</td>
<td>3,000</td>
<td>6,000</td>
</tr>
<tr>
<td>Organic intelligence capability</td>
<td>0</td>
<td>5,000</td>
<td>5,000</td>
<td>0</td>
<td>5,000</td>
</tr>
<tr>
<td>Senior Team</td>
<td>0</td>
<td>5,000</td>
<td>5,000</td>
<td>0</td>
<td>5,000</td>
</tr>
<tr>
<td>Radar command and control</td>
<td>7,000</td>
<td>3,000</td>
<td>10,000</td>
<td>7,000</td>
<td>10,000</td>
</tr>
<tr>
<td>Airborne aircraft modifications</td>
<td>1,000</td>
<td>6,400</td>
<td>7,400</td>
<td>1,000</td>
<td>7,400</td>
</tr>
<tr>
<td>Ground based radar</td>
<td>13,000</td>
<td>7,000</td>
<td>20,000</td>
<td>13,000</td>
<td></td>
</tr>
<tr>
<td>Airborne Reconnaissance Low aircraft</td>
<td>34,000</td>
<td>21,000</td>
<td>80,000</td>
<td>34,000</td>
<td>55,259</td>
</tr>
<tr>
<td>Senior Scout</td>
<td>0</td>
<td>5,000</td>
<td>5,000</td>
<td>0</td>
<td>5,000</td>
</tr>
<tr>
<td>Andean ridge intelligence collection</td>
<td>5,000</td>
<td>3,000</td>
<td>6,000</td>
<td>5,000</td>
<td>6,000</td>
</tr>
<tr>
<td>Military reform</td>
<td>3,000</td>
<td>3,000</td>
<td>6,000</td>
<td>3,000</td>
<td>6,000</td>
</tr>
<tr>
<td>Tracker aircraft modifications</td>
<td>1,000</td>
<td>6,400</td>
<td>7,400</td>
<td>1,000</td>
<td>7,400</td>
</tr>
<tr>
<td>AC-130 aircraft modifications</td>
<td>13,000</td>
<td>7,000</td>
<td>20,000</td>
<td>13,000</td>
<td></td>
</tr>
<tr>
<td>Airborne aircraft modifications</td>
<td>3,000</td>
<td>4,000</td>
<td>7,000</td>
<td>3,000</td>
<td></td>
</tr>
<tr>
<td>Colombia ground interdiction</td>
<td>5,000</td>
<td>0</td>
<td>5,000</td>
<td>5,000</td>
<td>5,000</td>
</tr>
<tr>
<td>Classified</td>
<td>34,000</td>
<td>21,000</td>
<td>80,000</td>
<td>34,000</td>
<td>55,259</td>
</tr>
</tbody>
</table>

The conferees have made no provision for Intelligent Flight Controls Systems`` initiative at the Dryden Flight Research Center.

GENERAL PROVISIONS—THIS CHAPTER

Section 2801. Inserts language as proposed by the House and the Senate clarifying the intent of title V, subtitle C, section 536 of Public Law 106-74.

Section 2802. Inserts language as proposed by the Senate clarifying the intent of a specific grant provided in Public Law 106-113.

Sections 2803 and 2804. Inserts language as proposed by the Senate making a correction in title I of Public Law 106-74.

CHAPTER 9

GENERAL PROVISION—THIS TITLE

DISTRICT OF COLUMBIA

Section 2901. Appropriates $4,485,000 in Federal funds as proposed by the Senate to reimburse the District of Columbia for certain costs incurred in connection with the International Monetary Fund and World Bank Organization Spring Conference held in the District in April 2000. The conference agreement includes language proposed by the Senate that designates this appropriation as an emergency requirement available only to the extent that an official budget request is received by the Congress.

TITILE III—COUNTER NARCOTICS

CHAPTER 1

DEPARTMENT OF DEFENSE—MILITARY

Chapter 1 of the conference agreement provides a total of $184,059,000 in emergency supplemental appropriations for the Department of Defense, instead of $185,800,000 as proposed by the House and $115,700,000 as proposed by the Senate, to support Plan Colombia goals and for the procurement of one Airborne Reconnaissance Low aircraft.

The following table provides details of the emergency supplemental appropriations in this chapter.
Identification of private sector firms providing support to Plan Colombia in any capacity, the number of American citizens located overseas in execution of supporting contracts, and the number of military personnel and U.S. government employees operating in Colombia and the surrounding region in support of Plan Colombia.

CLASSIFIED PROGRAMS

The conference agreement regarding classified programs is summarized in a classified annex accompanying this statement of managers.

GENERAL PROVISIONS—THIS CHAPTER

The conference agreement directs the Secretary of State, in consultation with the Secretary of Defense and the Administrator of the Agency for International Development, to provide to the Speaker of the House of Representatives and to the Committees on Appropriations not later than 30 days after enactment of this Act, a report on the proposed uses of all funds under this heading on a country-by-country basis for each proposed program, project, or activity. The conferees direct the Administration’s report to reflect the priorities as provided in the following fiscal year’s funding columns. The conference agreement notes that the report by the Secretary of State must be consistent with all limitations and restrictions contained in section 509C of section 1002(a)(2) of Public Law 106-113, regarding funds for population planning.

The conference agreement directs the Secretary of State, in consultation with the Secretary of Defense and the Administrator of the Agency for International Development, to provide to the Speaker of the House of Representatives and to the Committees on Appropriations not later than 30 days after enactment of this Act, a report on the proposed uses of all funds under this heading on a country-by-country basis for each proposed program, project, or activity. The conferees direct the Administration’s report to reflect the priorities as provided in the following fiscal year’s funding columns. The conference agreement notes that the report by the Secretary of State must be consistent with all limitations and restrictions contained in section 509C of section 1002(a)(2) of Public Law 106-113, regarding funds for population planning.

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SUPPORT FOR INTERDICTION EFFORTS

The conference agreement recommends $129.4 million to enhance United States and Colombian narcotics interdiction efforts. The majority of these funds are dedicated to upgrading the radar systems in four U.S. Customs Service P-3 airborne early warning interdiction aircraft. The U.S. Customs Service aircraft are dedicated to missions to detect and monitor suspect targets destined for the United States from cocaine source zones, primarily Colombia. Additionally, the Committee directs funds U.S. and Colombian air, land, and sea interdiction programs as follows:

SUPPORT FOR INTERDICTION EFFORTS

<table>
<thead>
<tr>
<th>Description</th>
<th>House</th>
<th>Senate</th>
<th>Conference</th>
</tr>
</thead>
<tbody>
<tr>
<td>Upgrade Colombian Air Force OV-10 aircraft</td>
<td>$7,000,000</td>
<td>$7,000,000</td>
<td>$7,000,000</td>
</tr>
<tr>
<td>Upgrade aircraft for night operations</td>
<td>1,900,000</td>
<td>1,900,000</td>
<td>1,900,000</td>
</tr>
<tr>
<td>Refitted upgrades</td>
<td>3,000,000</td>
<td>3,000,000</td>
<td>3,000,000</td>
</tr>
<tr>
<td>Upgrade U.S. Customs Service P-3 aircraft radar systems</td>
<td>15,000,000</td>
<td>15,000,000</td>
<td>15,000,000</td>
</tr>
<tr>
<td>Support for Colombian air interdiction program</td>
<td>19,500,000</td>
<td>19,500,000</td>
<td>19,500,000</td>
</tr>
<tr>
<td>Support for Colombian revenue interdiction program</td>
<td>12,000,000</td>
<td>12,000,000</td>
<td>12,000,000</td>
</tr>
<tr>
<td>Ammunition for Colombian marine interdiction program</td>
<td>2,000,000</td>
<td>2,000,000</td>
<td>2,000,000</td>
</tr>
<tr>
<td>Colombian Navy Operations infrastructure support</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>U.S. ONDCP Counternarcotics intelligence architecture</td>
<td>2,100,000</td>
<td>2,100,000</td>
<td>2,100,000</td>
</tr>
<tr>
<td>Civil beacons</td>
<td>2,000,000</td>
<td>2,000,000</td>
<td>2,000,000</td>
</tr>
<tr>
<td>Go Fast Boat</td>
<td>1,000,000</td>
<td>1,000,000</td>
<td>1,000,000</td>
</tr>
<tr>
<td>Total</td>
<td>$30,500,000</td>
<td>$30,500,000</td>
<td>$30,500,000</td>
</tr>
</tbody>
</table>
SUPPORT FOR THE COLOMBIAN NATIONAL POLICE

The conference agreement recommends $115,600,000 to support the Colombian National Police (CNP). The conferees note that the CNP has for years been at the forefront of the Colombian government’s objective to strengthen democracy and rule of law in Colombia. The conference agreement directs funds for the following programs:

- Secure communications
- Handguns and ammunition
- UH-60 Black Hawk procurement and support
- UH-60 Black Hawk training and support
- Enhanced Loganical Support
- CNP forward operating capability and force protection
- CNP border bases construction
- Additional CNP armable units
- Upgrade CNP aviation facilities
- Additional spray aircraft
- Upgrade existing CNP airplanes (including FLIR)
- Upgrade UH-60 helicopters to Huey II configuration
- Sustainment and operations
- Training for pilots and mechanics
- Airfield security
- Enhanced eradication
- Spare parts

Total $115,600,000

SUPPORT FOR ALTERNATIVE AND ECONOMIC DEVELOPMENT IN COLOMBIA

The conference agreement recommends $81,000,000 to support alternative and economic development programs in Colombia. These funds are in addition to funds provided for alternative development associated with the Colombian government’s objective to “Push into Southern Colombia”. The conferees recommend funding levels for these programs and recognize that these supplemental funds are not expected to reach Colombia until the last quarter of fiscal year 2000. The conferees believe that additional funding for these programs can be made available during the regular fiscal year 2001 appropriations process. The conference agreement recommends $4,000,000 for operating expenses for the Agency for International Development to effectively manage this program. The conference agreement directs funds for the following programs:

- Environmental programs
- Voluntary eradication programs
- Assistance to local governments
- Assistance for internally displaced persons
- AID Operating Expenses in Colombia
- Community-level alternative development

Total $81,000,000

SUPPORT FOR HUMAN RIGHTS AND JUDICIAL REFORM IN COLOMBIA

The conference agreement recommends $122,000,000 for a broad range of human rights, judicial reform, and other programs designed to support the peace process and to strengthen democracy and rule of law in Colombia. The conferees strongly support funding for these programs and recognize that protecting human rights and rule of law are central to the overall goals of Plan Colombia. The conferees note that the recommended level for these important programs is $29,000,000 more than requested by the Administration. The conference agreement includes $2,500,000 to support the rehabilitation of child soldiers instead of $5,000,000 as proposed by the Senate. The conference agreement directs funds for the following programs:

- Protection of human rights workers
- Strengthen human rights institutions
- Establish CNP/Policia human rights units
- Judicial system policy reform
- Criminal code reform
- Prosecutor training
- Judges training
- Police in Justice judicial program
- Public defender program
- Asset forfeiture-money laundering task force
- Counternarcotics investigative units
- Anti-corruption program
- Asset management program
- Anti-kidnapping program
- Financial crime program
- Judicial Police training program
- Wives and judicial security
- Armed Forces human rights and legal reform
- Army JAG School
- Training for Customs police
- Maritime enforcement and port security
- Multilateral case initiative
- Prison security program
- Banking supervision assistance
- Revenue enhancement assistance
- Customers training assistance
- Conflict management and peace process
- U.N. Office of Human Rights
- U.S. Government monitoring
- Organized crime assistance
- Rehabs of Child Soldiers
- Witness/Judicial Security Human Rights Cases

Total $122,000,000

1 Designates a combination of accounts.
The conference recognizes the unique narcotics crisis affecting Colombia and the United States and has, therefore, responded to the President's request that the overwhelming priority of these emergencies be provided in direct support of Plan Colombia. However, this effort requires a greater regional emphasis so that the problems associated with trafficking of illegal narcotics are not simply relocated elsewhere in the region. Therefore, the conference agreement recommends $166,523,000 for other countries in the region. Of these funds, the conference recommends that up to $32,000,000 be made available to procure American-made KMAX helicopters, initial spares, logistics, and technical support for four years. The conference agreement recommends not less than $18,000,000 for interdiction programs in other countries in South and Central America and the Caribbean. The conference recognizes the significant interdiction requirements in Panama, Costa Rica, Brazil, The Bahamas, and Venezuela. The conference directs that the Secretary of State, when reporting to the Committees on Appropriations as required by this Act, provide recommendations and justifications for the use of these funds on a country-by-country basis.

The conference agrees that not less than $100,000,000 be made available for assistance to Bolivia, including $85,000,000 which may be made available for alternative development and other economic activities. The conference strongly supports the efforts of the Bolivian government, through its "Dignity Plan", to terminate coca production in Bolivia. The conference recommends that no less than $20,000,000 may be made available for assistance to Ecuador, including $9,000,000 which may be made available for alternative development and other economic activities.

The conference agreement includes bill language regarding conditions on assistance for Colombia which is similar to language contained in the House bill and the Senate bill. This bill language requires the Secretary of State to report that a number of conditions have been met by the Government of Colombia prior to the initial obligation of funds under this heading. The conference agreement includes bill language regarding limitations on the use of appropriated funds in support of Plan Colombia and the assignment of United States military personnel in Colombia which is similar to language contained in the Senate bill. The House bill contained a similar provision. The conference notes that this provision places a limitation on the assignment of any United States military personnel in Colombia in connection with support of Plan Colombia and does not apply to other United States military personnel in Colombia not directly supporting of Plan Colombia.

The conference agreement does not include bill language requiring certain reporting requirements on conditions on assistance to Colombia as proposed by the Senate. However, the conferees expect that beginning 60 days after the date of enactment of this Act, and every 180 days thereafter for the duration of the provision of resources administered under this Act, the Secretary of State shall submit a report to the Appropriations Committees and other relevant committees as appropriate which contains:

A description of the extent to which the Colombian Armed Forces have suspended from duty Colombian Armed Forces personnel who are credibly alleged to have committed gross violations of human rights, and the extent to which such personnel have been brought to justice in Colombia's civilian courts, including a description of the charges brought and the disposition of such cases.

An assessment of efforts made by the Colombian Armed Forces, National Police, and Attorney General to disband paramilitary groups in Colombia. Of particular interest is the extent to which such paramilitary groups have been brought to justice for aiding or abetting paramilitary groups and the names of paramilitary leaders and members who were indicted, arrested and prosecuted.

A description of the extent to which the Colombian Armed Forces cooperate with civilian authorities in investigating and prosecuting gross violations of human rights allegedly committed by its personnel, including an estimate of the number of cases being investigated for gross violations of human rights who are suspended from duty.

A description of the extent to which attacks against human rights defenders, government prosecutors and investigators, and officials of the civilian judicial system in Colombia, are being investigated and the alleged perpetrators brought to justice.

An estimate of the number of Colombian civilians displaced as a result of the "push into southern Colombia", and actions taken to address the social and economic needs of these people.

A description of actions taken by the United States and the Government of Colombia to promote a negotiated settlement of the conflict in Colombia.

The conference agreement includes bill language identical to the House bill regarding the denial of visas for persons credibly alleged to have aided or abetted Colombian insurgent and paramilitary groups. Further, the conference agreement includes bill language, as proposed by the Senate, requiring a report by the President on the current United States policy and strategy regarding United States counter narcotics assistance for Colombia and neighboring countries.

The conference directs that no later than 60 days after the enactment of this Act, the Secretary of State, in consultation with the heads of other relevant United States federal agencies, report to the Committees on Appropriations regarding the effects on human health and the environment utilized under this title. The House bill did not address this matter.

The conference agreement does not include bill language regarding certain counter narcotics measures, as proposed by the Senate. The conferees believe that the Government of Colombia should commit itself immediately to the urgent development and application of naturally occurring and ecologically sound methods for eradicating illicit crops, which could reduce significantly the loss of life in Colombia and the United States.

Further, the conferees believe that the effects of the counter narcotics assistance to Colombia depends on law enforcement officials in Colombia having full access to all areas of Colombian national territory. Also, the conferees believe that the governments of the countries receiving assistance under this title should take steps to bring to justice narcotics traffickers and, if requested, extradite these traffickers to the United States.

The conference agreement includes bill language, as proposed by the Senate, requiring the Secretary of State regarding the extradition of narcotics traffickers to the United States. The House bill did not address this matter.

The conference agreement includes bill language, as proposed by the Senate, requiring the Secretary of State to make a certification regarding the United States Government's public support for the military and political efforts of the Government of Colombia. The House bill did not address this matter.

The conference agreement does not include bill language, as proposed by the Senate amendment, regarding United States citizens held hostage in Colombia. The House bill did not address this matter.

The conferees are deeply concerned that three American citizens, David Mankins, Mark Rich, and Rick Temenoff, have been held hostage by Revolutionary Armed Forces of Colombia (FARC) guerrillas since January 31, 1993. These men were engaged in humanitarian and religious work when they were taken hostage. The conferees condemn these kidnappings and urge the Administration and the United Nations to work to gain the prompt release of these Americans.

CHAPTER 3
MILITARY CONSTRUCTION, DEFENSE-WIDE

The conferees recommend $116,523,000 for Military Construction, Defense-wide, as proposed by the House and Senate. These funds are an emergency appropriation for the construction of three Forward Operation Locations to support the Colombia Anti-Drug Program, as follows:

**Location/Facility** | **Cost**
--- | ---
Ecuador: | Airfield Pavement/Rinse Facility | $38,600,000
Airfield Maintenance Hangar | $6,723,000
Nose/Dock Apron | $2,300,000
Expeditory Maintenance Facilities | $4,900,000
Expeditory Rescue Station | $2,200,000
AMU/Storage | $2,600,000
Expeditory Visit Armor Quarters/Dining Facility | $4,650,000
Expeditory Visiting Officer Quarters | $1,600,000
Subtotal, Ecuador | $63,273,000
Aruba: | Airfield Pavement/Rinse Facility | $8,800,000
Expeditory Maintenance Facilities | $860,000
Small Expd. Aircraft Maintenance Hangar/Apron | $590,000
Subtotal, Aruba | $10,250,000
Curacao: | Airfield Pavement/Rinse Facility | $29,500,000
Aircraft Maintenance Hangar | $9,200,000
Expeditory Maintenance Facilities | $3,000,000
Expeditory Squadron Ops/AMU Storage | $2,200,000
Subtotal, Curacao | $43,900,000
Various: Planning and Design | $1,100,000
Subtotal, Various | $1,100,000
Total | $116,323,000

**TITLE IV—LEWIS AND CLARK RURAL WATER SYSTEM**

Lewis and Clark Rural Water System Project. The conference language includes language authorizing the Lewis and Clark Rural Water System Project in South Dakota. Both the House and Senate versions of the Lewis and Clark Rural Water System Project legislation contained provisions to make Pick-Sloan power that had been reserved for future irrigation and drainage pumping for the Pick-Sloan Missouri Basin Program available at the firm power rate during the irrigation season, May 1 through October 31.