

APPENDIX A

AMENDMENT OFFERED BY MR. ALEXANDER

Page 43, after line 8, insert the following new section:

Sec. 1319. In addition to funds provided elsewhere in this Act, \$20,000,000 is appropriated to the Secretary of Defense to stimulate research and educate health-care providers, ensure timely diagnosis, and increase access to treatment for post-traumatic stress disorder, and \$15,000,000 is appropriated to the Secretary of Defense for traumatic brain injury care and research, including research on bone regeneration and soft tissue healing. The amounts provided under this section are designated as making appropriations for contingency operations directly related to the global war on terrorism, and other unanticipated defense-related operations, pursuant to section 402 of H. Con.Res. 376 (109th Congress), as made applicable to the House of Representatives by section 511 (a)(4) of H.Res. 6 (110th Congress).

Page 58, line 5, increase the dollar amount by \$15,000,000.

Page 133, strike line 19 and all that follows through page 134, line 3.

APPENDIX B

AMENDMENT OFFERED BY MR. CULBERSON

Strike Section 1501 (page 49, beginning at line 2)

APPENDIX C

AMENDMENT OFFERED BY MR. CRENSHAW

At the end of title I, insert the following new section:

SEC ____ . SENSE OF CONGRESS REGARDING CONDUCT OF THE IRAQ WAR BY
COMMANDERS.

It is the sense of Congress that, because the commanders of the United States Armed Forces in Iraq have the training, experience, and first hand knowledge of the situation on the ground –

- (1) the commanders should be allowed to conduct the war and manage the movements of the troops; and
- (2) Congress should remain focused on executing its oversight role.

APPENDIX D

AMENDMENT OFFERED BY MR. KIRK OF ILLINOIS (minimum wage)

In chapter 1 of title VII of the bill, insert at the end the following:

SEC. 7103. APPLICABILITY OF MINIMUM WAGE TO AMERICAN SAMOA

(a) APPLICABILITY.---

(1) **IN GENERAL.---**Section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206) shall apply to American Samoa.

(2) **CONFORMING AMENDMENT.---**Section 6(a) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)) is amended by striking paragraph (3) and redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively.

(b) TRANSITION.---

(1) **IN GENERAL.---**Notwithstanding subsection (a), the minimum wage applicable to American Samoa under section 6(a)(1) of the fair Labor Standards Act of 1938 (29 U.S.C. 206 (a)(1)) shall be –

(A) \$3.55 an hour, beginning on the 60th day after the date of enactment of this Act; and

(B) increased but \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 6 months after the date of enactment of this Act and every 6 months thereafter until the minimum wage applicable to American Samoa under this paragraph is equal to the minimum wage set forth in such section.

(2) **SPECIAL RULE.---**Notwithstanding paragraph (1), if an employee is employed in an industry in American Samoa that, on the date of enactment of this Act, is required to pay a minimum wage rate under section 697 of title 29, Code of Federal Regulations, that is higher than the minimum wage rate required under paragraph (1)(A), the minimum wage applicable to such employee shall be –

(A) the minimum wage rate required for such an industry an industry under such section on the date of enactment of this Act; and

(B) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 6 months after the date of enactment of this Act and every 6 months thereafter until the minimum wage applicable to American Samoa under this subsection is equal to the minimum wage set forth in such question.

APPENDIX E

AMENDMENT OFFERED BY MR. KIRK OF ILLINOIS (spinach)

Strike section 3103 relating to spinach.

APPENDIX F

AMENDMENT OFFERED BY MR. KIRK OF ILLINOIS (emergency designations)

In title III, strike section 3110 (emergency designation).

In title IV, strike each proviso that designates an amount as an emergency requirement.

APPENDIX G

AMENDMENT OFFERED BY MR. LEWIS AND MR. YOUNG

In the bill, on page 71, line 22, after “1901.” Strike all that follows through page 79, line 17, and insert in lieu thereof the following:

“CONGRESSIONAL PLEDGE NOT TO CUT OFF OR RESTRICT FUNDING FOR UNITS AND MEMBERS OF THE ARMED FORCES IN HARM’S WAY.

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

- (1) On September 14, 2001, both the Senate and the House of Representatives passed S.J. Res. 23 of the 107th Congress, which became Public Law 107-40 and authorized the use of military force in Afghanistan.
- (2) On October 10, 2002, the House of Representatives passed H.J. Res. 114 of the 107th Congress, which authorized the use of military force in Iraq.
- (3) After passage by the Senate, H.J. Res. 114 became Public Law 107-243, the Authorization for Use of Military Force Against Iraq Resolution 2002.
- (4) Members of the United States Armed Forces have served honorably in their mission to fight terrorism and protect the grater security of the United States
- (5) These members of the Armed Forces and their families have made many sacrifices, in many cases the ultimate sacrifice, to protect the security of the United States and the freedom Americans hold dear.
- (6) Congress and the American people are forever grateful to the members of the Armed Forces for the service they have provided to the United States.

(b) FAITHFUL SUPPORT OF CONGRESS.—Congress will fully support the needs of members of the Armed Forces who the Commander in Chief has deployed in harm’s way in support of the Operation Iraqi Freedom and Operation Enduring Freedom, and their families.”

And amend the report accordingly.

SECOND DEGREE AMENDMENT OFFERED BY MR. MURTHA

In the bill, on page 71, line 22, after “1901.” Strike all that follows through page 79, line 17, and insert in lieu thereof the following:

“CONGRESSIONAL PLEDGE NOT TO CUT OFF OR RESTRICT FUNDING FOR UNITS AND MEMBERS OF THE ARMED FORCES IN HARM’S WAY.

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

- (1) On September 14, 2001, both the Senate and the House of Representatives passed S.J. Res. 23 of the 107th Congress, which became Public Law 107-40 and authorized the use of military force in Afghanistan.
- (2) On October 10, 2002, the House of Representatives passed H.J. Res. 114 of the 107th Congress, which authorized the use of military force in Iraq.
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- (4) Members of the United States Armed Forces have served honorably in their mission to fight terrorism and protect the grater security of the United States

(5) These members of the Armed Forces and their families have made many sacrifices, in many cases the ultimate sacrifice, to protect the security of the United States and the freedom Americans hold dear.

(6) Congress and the American people are forever grateful to the members of the Armed Forces for the service they have provided to the United States.

**THIRD DEGREE AMENDMENT OFFERED BY MR. LEWIS AND MR. YOUNG TO
SECOND DEGREE AMENDMENT BY MR. MURTHA**

In the bill, on page 71, line 22, after “1901.” Strike all that follows through page 79, line 17, and insert in lieu thereof the following:

“CONGRESSIONAL PLEDGE NOT TO CUT OFF OR RESTRICT FUNDING
FOR UNITS AND MEMBERS OF THE ARMED FORCES IN HARM’S WAY.

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

(1) On September 14, 2001, both the Senate and the House of Representatives passed S.J. Res. 23 of the 107th Congress, which became Public Law 107-40 and authorized the use of military force in Afghanistan.

(2) On October 10, 2002, the House of Representatives passed H.J. Res. 114 of the 107th Congress, which authorized the use of military force in Iraq.

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(4) Members of the United States Armed Forces have served honorably in their mission to fight terrorism and protect the grater security of the United States

(5) These members of the Armed Forces and their families have made many sacrifices, in many cases the ultimate sacrifice, to protect the security of the United States and the freedom Americans hold dear.

(6) Congress and the American people are forever grateful to the members of the Armed Forces for the service they have provided to the United States.

(b) FAITHFUL SUPPORT OF CONGRESS.—Congress will fully support the needs of members of the Armed Forces who the Commander in Chief has deployed in harm’s way in support of the Operation Iraqi Freedom and Operation Enduring Freedom, and their families.”

And amend the report accordingly.

APPENDIX H

AMENDMENT OFFERED BY MR. MORAN (VA)

At the appropriate place in the Committee Report, Insert the following new heading:

“NEW DIPLOMATIC OFFENSIVE” FOR IRAQ AND THE REGION

Along with the redeployment of the United States Armed Forces provided for in section 1904, the Committee expects the President to pursue the diplomatic strategy, entitled “The External Approach: Building an International Consensus,” recommended by the Iraq Study Group in its December 2006 report on Iraq. This strategy calls upon the United States to pursue a comprehensive “New Diplomatic Offensive” designed to build and international consensus and support structure for the stability in Iraq and the surrounding region. The “New Diplomatic Offensive” is to engage all of Iraq’s neighbors, and address all the “key issues” in the Middle East, including not just the situation in Iraq, but also in Lebanon, Syria, and Iran, as well as the Israel-Palestine conflict. Importantly, as part of the “New Diplomatic Offensive”, the United States is to initiate a constructive diplomatic engagement with Iran and Syria.

The Committee supports this recommendation of the Iraq Study Group and urges the President to pursue aggressively.

APPENDIX I

EN BLOC AMENDMENT OFFERED BY MR. MURTHA

1. Page 43, after line 8, insert the following new section:
“SEC. 1319. Section 1403(a) of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106-398), as amended by section 1052 of the National Defense authorization Act for Fiscal Year 2006 (Public Law 109-163) and section 1073 of the John Warner National Defense Authorization Act for Fiscal year 2007 (Public Law 109-364), is amended by striking ‘September 30, 2007’ and inserting ‘June 30, 2008’.”

And at the appropriate place n the report, insert the following new paragraph:

EMP Commission

The Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack was reauthorized in the National Defense Authorization Act for Fiscal year 2006. The reauthorization would allow the commission to evaluate public and private efforts to implement recommendations included in its 2004 report to Congress. The law requires the commission’s chairman to certify the specific funds needed for the activities of the commission and for the Secretary of Defense to disburse the funds required, pursuant to that certification. The Committee understands that the Department of Defense has not provided sufficient funds for the commission to carry out its authorized duties. Therefore, the Committee directs the Department to promptly disburse to the commission the funds required to complete its duties, as specified by law.

2. Page 51, strikes lines 13-25 and amend the report accordingly.
3. Page 81, after line 9, insert the following new section:
“SEC. 1905. Notwithstanding any other provision of law, none of the funds in this or any other Act may be used to close Walter Reed Army Medical Center.”
4. Page 89, line 8 strike the third comma and insert “, Florida,”.

Page 89, line 9, strike the second “and” and insert “, Wilma, Dennis and”. And Amend the report accordingly.

5. Page 137, line 8, strike “Notwithstanding” and insert “Provided further, That notwithstanding”.

Strike Title VI and insert the following:

**TITLE VI- ELIMINATION OF SCHIP SHORTFALL
DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**CENTERS FOR MEDICARE AND MEDICAID SERVICES
STATE CHILDREN’S HEALTH INSURANCE FUND**

For an additional amount to provide additional allotments to remaining shortfall States under section 2104(h)(4) of the Social Security Act, as inserted by section 60001, \$750,000,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 501 of H. Con. Res. 376 (109th Congress), as made applicable to the House of Representatives by section 511 (a)(4) of H. Res. 6 (110th Congress).

SEC. 6001. ELIMINATION OF REMAINDER OF SCHIP FUNDING SHORTFALLS FOR FISCAL YEAR 2007

(a) ELIMINATING OF REMAINDER OF FUNDING SHORTFALLS, TIERED MATCH, AND OTHER LIMITATION ON EXPENDITURES.- Section 2104(h) of the Social Security Act (42 U.S.C. 1397dd(h)), as added by section 201(a) of the National Institutes of Health Reform Act of 2006 (Public Law 109-482), is amended-

(1) in the heading for paragraph (2), by striking "REMAINDER OF REDUCTION" and inserting "PART"; and

(2) by striking paragraph (4) and inserting the following:

"(4) ADDITIONAL AMOUNTS TO ELIMINATE REMAINDER OF FISCAL YEAR 2007 FUNDING SHORTFALLS.-

"(A) IN GENERAL.- From the amounts provided in advance in appropriations Acts, the Secretary shall allot to each remaining shortfall State described in subparagraph (B) such amount as the Secretary determines will eliminate the estimated shortfall described in such subparagraph for the State for fiscal year 2007.

"(B) REMAINING SHORTFALL STATE DESCRIBED.- For purposes of subparagraph (A), a remaining shortfall State is a State with a State child health plan approved under this title for which the Secretary estimates, on the basis of the most recent data available to the Secretary as of the date of the enactment of this paragraph, that the projected federal expenditures under such plan for the State for fiscal year 2007 will exceed the sum of-

"(i) the amount of the State's allotments for each of fiscal years 2005 and 2006 that will not be expended by the end of fiscal year 2006;

"(ii) the amount of the State's allotment for fiscal year 2007; and

"(iii) the amounts, if any, that are to be redistributed to the State during fiscal year 2007 in accordance with paragraphs (1) and (2)."

(b) COFORMINT AMENDMENTS.- Section 2104(h) of such Act (42 U.S.C. 1397dd(h)) (as so added), is amended-

(1) in paragraph (1)(B), by striking "subject to paragraph (4)(B) and";

(2) in paragraph (2)(B), by striking "subject to paragraph (4)(B) and";

(3) In paragraph (5)(A), by striking "and (3)" and inserting "(3), and (4)"; and

(4) In paragraph (6), by striking "and (3)" and inserting "(3), and (4)".

And amend the report accordingly.

6. At the top of page 176 in the report accompanying the bill, insert the following:

"Medical System Administration Improvements

Recent reports indicate that the Department of Defense's system for managing wounded outpatient and medical-hold soldiers, as well as the processes for evaluating soldiers' eligibility for disability benefits have been severely strained, causing soldiers' needs to go unmet. In particular, the thousands of soldiers wounded in the wars in Iraq and Afghanistan have overwhelmed the system, leading to failure to complete disability reviews in a timely manner. In many cases the lack of

management, shortages in caseworkers and specialists to help identify depression and post traumatic stress disorder, inadequate medical hold facilities and even wheelchair access all have created additional obstacles for soldiers to overcome as they convalesce.

Therefore, within the funds provided for the Defense Health Program, the Committee directs that \$30,000,000 be used for strengthening the recruitment and formalized training for administrative and casework personnel, and for enhancing the programs in which they participate. The Committee further directs that these funds be allocated directly to military medical centers with significant medical-hold populations and large backlogs of patients who have yet to be evaluated for disability benefits.”

At the end of the bill (before the short title), insert the following new title:

TITLE VIII – Additional General Provisions

Sec. 8001. None of the funds made available in this Act may be used to close or commence the closure of Walter Reed Army Medical Center pursuant to the recommendations of the Defense Base Realignment and Closure Commission contained in the report transmitted to Congress on September 15, 2005 under section 2903(e) of the Defense Base Realignment and Closure Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note).

APPENDIX J

AMENDMENT OFFERED BY MR. REHBERG

At the end of title I, insert the following new section:

SEC. ____, Sense of Congress Regarding President as Commander in Chief.

It is the sense of Congress that Congress acknowledges the President as the Commander in Chief, and that role is granted solely to the President by Article II, Section 2 of the United States Constitution.

SECOND DEGREE AMENDMENT TO THE AMENDMENT OFFERED BY MR. REHBERG

At the end of title 1, insert the following new section:

“SEC. _____. SENSE OF THE CONGRESS REGARDING PRESIDENT AS
COMMANDER

IN CHIEF AND CONGRESSIONAL POWER TO DECLARE WAR.

(a) It is the sense of Congress that Congress acknowledged the President as the Commander in Chief, and the role is granted solely to the President by Article II, Section 2, of the United States Constitution.

(b) It is further the sense of Congress that Congress has the power solely to declare war under Article I, Section 8, Clause 11, of the United States Constitution.”

And amend the report accordingly.

APPENDIX K

AMENDMENT OFFERED BY MR. WAMP (striking language)

On Page 51 of the Bill:

Strike Line 13 thru the period on line 25

On page 184 of the Report:

Strike the corresponding language relating to the Architect of the Capitol, House Office Buildings.

APPENDIX L

AMENDMENT OFFERED BY MR. WAMP (radio modernization)

On page 51 of the bill:
Strike line 13 thru the colon on line 18
Insert in lieu thereof the following:

CAPITOL POLICE
General Expenses

For an additional amount for “Capitol Police, General Expenses”, \$16,000,000 for a radio modernization program to remain available until expended:

On page 184 of the Report, strike the corresponding language relating to the Architect of the Capitol, House office buildings and insert in lieu thereof the following report language:

CAPITOL POLICE
General Expenses

The committee recommends an additional amount of \$16,000,000, for Radio Modernization efforts of the United States Capitol Police (USCP).

Prior to expenditure of funds for Radio Modernization efforts, the USCP is to provide the USCP’s Investment Review Board and the House and Senate Committees on Appropriations, with a Radio Modernization Plan for approval. It is expected the plan will delineate scope, schedule, costs and risk at the tasks and sub-task level. In order to maintain discipline control of the Radio Modernization Project, the Department is directed to identify a full time Project Manager to assure the use of “best project management practices” in the implementation of the Radio Modernization efforts, this is to include the use of Earned Value Management techniques for measuring and reporting the progress of the project, Due to the magnitude of this effort, it is expected the CAO will take a direct management role in the Radio Modernization effort. The CAO, along with the Progress Manager, are to report monthly to the Investment Review Board on the progress and status of this project. In addition, the Chief of Police is to provide the House and Senate Committees on Appropriations with quarterly reports on the implementation of the Radio Modernization Plan.

APPENDIX M

AMENDMENT OFFERED BY MR. WELDON

Page 146, after line 22, insert the following (and redesign the succeeding subparagraph accordingly):

“(C) Expenditure Rules.-

“ (i) Coverage only for populations eligible on October 1, 2006,- A State shall use amounts allotted under this paragraph only for expenditures for providing child health assistance or other health benefits coverage for populations eligible for such assistance or benefits under the State child health plan (including under a waiver of such plan) on October 1, 2006.

“(ii) REQUIREMENT FOR PRIORITY FOR CHILDREN AND PREGNANT WOMEN WITH INCOME THAT DOES NOT EXCEED 200 PERCENT OF POVERTY.- The Secretary may make an allotment under subparagraph (A) to a remaining shortfall State only if such State provides assurances satisfactory to the Secretary that such State has taken all reasonable measures to enroll for assistance under the State child health plan all children and pregnant women who are eligible for such assistance and whose family income does not exceed 200 percent of the poverty line for a family of the size involved.”

APPENDIX N

AMENDMENT OFFERED BY MR. WICKER OF MISSISSIPPI

Add at the end of chapter 3 of title 1 the following new section:

SEC. 1319. There is appropriated to the Secretary of Defense such sums as may be necessary to implement the recommendations of the Army Inspector General with regard to trained military attorneys dedicated to representing soldiers who are pursuing claims before Physical Evaluations Boards and earlier in the Army Disability Evaluation System process.

APPENDIX O

AMENDMENT OFFERED BY MR. YOUNG

At the end of title I add the following new section:

Sec. _____. No funds appropriated in this or any other Act may be obligated or expended to finance directly or indirectly combat activities by United States military forces in Iraq except as necessary to protect the lives of American citizens and to provide for the orderly withdrawal of United States military forces.

And amend the report accordingly.