Amendment 2 to the Senate Amendment to H.R. 2206

In lieu of titles I and II of House amendment 1 (or, if such amendment has not been agreed to, in lieu of the matter proposed to be inserted by the Senate amendment), insert the following:

**TITLE I—SUPPLEMENTAL APPROPRIATIONS FOR DEFENSE, INTERNATIONAL AFFAIRS, AND OTHER SECURITY-RELATED NEEDS**

**CHAPTER 1**

DEPARTMENT OF AGRICULTURE

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 TITLE II GRANTS

For an additional amount for “Public Law 480 Title II Grants”, during the current fiscal year, not otherwise recoverable, and unrecovered prior years’ costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, $350,000,000, to remain available until expended.
CHAPTER 2

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for “Salaries and Expenses, General Legal Activities”, $1,648,000, to remain available until September 30, 2008.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for “Salaries and Expenses, United States Attorneys”, $5,000,000, to remain available until September 30, 2008.

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, $6,450,000, to remain available until September 30, 2008.

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, $1,736,000, to remain available until September 30, 2008.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, $118,260,000, to remain available until September 30, 2008.
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Drug Enforcement Administration

Salaries and Expenses

For an additional amount for “Salaries and Expenses”, $8,468,000, to remain available until September 30, 2008.

Bureau of Alcohol, Tobacco, Firearms and Explosives

Salaries and Expenses

For an additional amount for “Salaries and Expenses”, $4,000,000, to remain available until September 30, 2008.

Federal Prison System

Salaries and Expenses

For an additional amount for “Salaries and Expenses”, $17,000,000, to remain available until September 30, 2008.

General Provisions—This Chapter

Sec. 1201. Funds provided in this Act for the “Department of Justice, United States Marshals Service, Salaries and Expenses” shall be made available according to the language relating to such account in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110–107).

Sec. 1202. Funds provided in this Act for the “Department of Justice, Legal Activities, Salaries and Ex-
penses, General Legal Activities”, shall be made available
according to the language relating to such account in the
joint explanatory statement accompanying the conference
report on H.R. 1591 of the 110th Congress (H. Rept.
110–107).

CHAPTER 3

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, Army

For an additional amount for “Military Personnel,
Army”, $8,510,270,000.

MILITARY PERSONNEL, Navy

For an additional amount for “Military Personnel,
Navy”, $692,127,000.

MILITARY PERSONNEL, Marine Corps

For an additional amount for “Military Personnel,
Marine Corps”, $1,386,871,000.

MILITARY PERSONNEL, Air Force

For an additional amount for “Military Personnel,
Air Force”, $1,079,287,000.

RESERVE PERSONNEL, Army

For an additional amount for “Reserve Personnel,
Army”, $147,244,000.
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RESERVE PERSONNEL, NAVY

For an additional amount for “Reserve Personnel, Navy”, $77,800,000.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for “Reserve Personnel, Air Force”, $5,500,000.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for “National Guard Personnel, Army”, $436,025,000.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for “National Guard Personnel, Air Force”, $24,500,000.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for “Operation and Maintenance, Army”, $20,373,379,000.

OPERATION AND MAINTENANCE, NAVY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Operation and Maintenance, Navy”, $4,652,670,000, of which up to $120,293,000 shall be transferred to Coast Guard, “Operating Expenses”, for reimbursement for activities which support activities requested by the Navy.
For an additional amount for “Operation and Maintenance, Marine Corps”, $1,146,594,000.

For an additional amount for “Operation and Maintenance, Air Force”, $6,650,881,000.

For an additional amount for “Operation and Maintenance, Defense-Wide”, $2,714,487,000, of which—

(1) not to exceed $25,000,000 may be used for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom; and

(2) not to exceed $200,000,000, to remain available until expended, may be used for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support provided to United States military operations, notwithstanding any other provision of law:

Provided, That such payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of
Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: Provided further, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees on the use of funds provided in this paragraph.

**Operation and Maintenance, Army Reserve**
For an additional amount for “Operation and Maintenance, Army Reserve”, $74,049,000.

**Operation and Maintenance, Navy Reserve**
For an additional amount for “Operation and Maintenance, Navy Reserve”, $111,066,000.

**Operation and Maintenance, Marine Corps Reserve**
For an additional amount for “Operation and Maintenance, Marine Corps Reserve”, $13,591,000.

**Operation and Maintenance, Air Force Reserve**
For an additional amount for “Operation and Maintenance, Air Force Reserve”, $10,160,000.

**Operation and Maintenance, Army National Guard**
For an additional amount for “Operation and Maintenance, Army National Guard”, $83,569,000.
For an additional amount for “Operation and Maintenance, Air National Guard”, $38,429,000.

For an additional amount for “Afghanistan Security Forces Fund”, $5,906,400,000, to remain available until September 30, 2008.

For an additional amount for “Iraq Security Forces Fund”, $3,842,300,000, to remain available until September 30, 2008.

For an additional amount for “Iraq Freedom Fund”, $355,600,000, to remain available for transfer until September 30, 2008: Provided, That up to $50,000,000 may be obligated and expended for purposes of the Task Force to Improve Business and Stability Operations in Iraq.

For an additional amount for “Joint Improvised Explosive Device Defeat Fund”, $2,432,800,000, to remain available until September 30, 2009.
PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For an additional amount for “Aircraft Procurement, Army”, $619,750,000, to remain available until September 30, 2009.

MISSILE PROCUREMENT, ARMY

For an additional amount for “Missile Procurement, Army”, $111,473,000, to remain available until September 30, 2009.

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

For an additional amount for “Procurement of Weapons and Tracked Combat Vehicles, Army”, $3,404,315,000, to remain available until September 30, 2009.

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for “Procurement of Ammunition, Army”, $681,500,000, to remain available until September 30, 2009.

OTHER PROCUREMENT, ARMY

For an additional amount for “Other Procurement, Army”, $9,859,137,000, to remain available until September 30, 2009.
AIRCRAFT PROCUREMENT, NAVY
For an additional amount for “Aircraft Procurement, Navy”, $1,090,287,000, to remain available until September 30, 2009.

WEAPONS PROCUREMENT, NAVY
For an additional amount for “Weapons Procurement, Navy”, $163,813,000, to remain available until September 30, 2009.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS
For an additional amount for “Procurement of Ammunition, Navy and Marine Corps”, $159,833,000, to remain available until September 30, 2009.

OTHER PROCUREMENT, NAVY
For an additional amount for “Other Procurement, Navy”, $618,709,000, to remain available until September 30, 2009.

PROCUREMENT, MARINE CORPS
For an additional amount for “Procurement, Marine Corps”, $989,389,000, to remain available until September 30, 2009.

AIRCRAFT PROCUREMENT, AIR FORCE
For an additional amount for “Aircraft Procurement, Air Force”, $2,106,468,000, to remain available until September 30, 2009.
MISSILE PROCUREMENT, AIR FORCE
For an additional amount for “Missile Procurement, Air Force”, $94,900,000, to remain available until September 30, 2009.

PROCUREMENT OF AMMUNITION, AIR FORCE
For an additional amount for “Procurement of Ammunition, Air Force”, $6,000,000, to remain available until September 30, 2009.

OTHER PROCUREMENT, AIR FORCE
For an additional amount for “Other Procurement, Air Force”, $1,957,160,000, to remain available until September 30, 2009.

PROCUREMENT, DEFENSE-WIDE
For an additional amount for “Procurement, Defense-Wide”, $721,190,000, to remain available until September 30, 2009.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION
RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY
For an additional amount for “Research, Development, Test and Evaluation, Army”, $100,006,000, to remain available until September 30, 2008.
For an additional amount for “Research, Development, Test and Evaluation, Navy”, $298,722,000, to remain available until September 30, 2008.

For an additional amount for “Research, Development, Test and Evaluation, Air Force”, $187,176,000, to remain available until September 30, 2008.

For an additional amount for “Research, Development, Test and Evaluation, Defense-Wide”, $512,804,000, to remain available until September 30, 2008.

For an additional amount for “Defense Working Capital Funds”, $1,115,526,000.

For an additional amount for “National Defense Sealift Fund”, $5,000,000.
OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for “Defense Health Program”, $1,123,147,000.

DRUG INTERDICTIOI AND COUNTER-DRUG ACTIVITIES, DEFENSE

For an additional amount for “Drug Interdiction and Counter-Drug Activities, Defense”, $254,665,000, to remain available until expended.

RELATED AGENCIES

INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

For an additional amount for “Intelligence Community Management Account”, $71,726,000.

GENERAL PROVISIONS—THIS CHAPTER

Sec. 1301. Appropriations provided in this Act are available for obligation until September 30, 2007, unless otherwise provided herein.

(TRANSFER OF FUNDS)

Sec. 1302. Upon his determination that such action is necessary in the national interest, the Secretary of Defense may transfer between appropriations up to $3,500,000,000 of the funds made available to the Department of Defense (except for military construction) in this Act: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to the authority in this section: Provided further, That the au-
authority provided in this section is in addition to any other
transfer authority available to the Department of Defense
and is subject to the same terms and conditions as the
authority provided in section 8005 of the Department of
Defense Appropriations Act, 2007 (Public Law 109–289;
120 Stat. 1257), except for the fourth proviso: Provided
further, That funds previously transferred to the “Joint
Improvised Explosive Device Defeat Fund” and the “Iraq
Security Forces Fund” under the authority of section
8005 of Public Law 109–289 and transferred back to
their source appropriations accounts shall not be taken
into account for purposes of the limitation on the amount
of funds that may be transferred under section 8005.

Sec. 1303. Funds appropriated in this Act, or made
available by the transfer of funds in or pursuant to this
Act, for intelligence activities are deemed to be specifically
authorized by the Congress for purposes of section
504(a)(1) of the National Security Act of 1947 (50 U.S.C.
414(a)(1)).

Sec. 1304. None of the funds provided in this Act
may be used to finance programs or activities denied by
Congress in fiscal years 2006 or 2007 appropriations to
the Department of Defense (except for military construc-
tion) or to initiate a procurement or research, develop-
ment, test and evaluation new start program without prior
written notification to the congressional defense committees.

(TRANSFER OF FUNDS)

SEC. 1305. During fiscal year 2007, the Secretary of Defense may transfer not to exceed $6,300,000 of the amounts in or credited to the Defense Cooperation Account, pursuant to 10 U.S.C. 2608, to such appropriations or funds of the Department of Defense as he shall determine for use consistent with the purposes for which such funds were contributed and accepted: Provided, That such amounts shall be available for the same time period as the appropriation to which transferred: Provided further, That the Secretary shall report to the Congress all transfers made pursuant to this authority.

SEC. 1306. (a) AUTHORITY TO PROVIDE SUPPORT.—

Of the amount appropriated by this Act under the heading, “Drug Interdiction and Counter-Drug Activities, Defense”, not to exceed $60,000,000 may be used for support for counter-drug activities of the Governments of Afghanistan and Pakistan: Provided, That such support shall be in addition to support provided for the counter-drug activities of such Governments under any other provision of the law.

(b) TYPES OF SUPPORT.—

(1) Except as specified in subsection (b)(2) of this section, the support that may be provided under
the authority in this section shall be limited to the
types of support specified in section 1033(c)(1) of
the National Defense Authorization Act for Fiscal
Year 1998 (Public Law 105–85, as amended by
Public Laws 106–398, 108–136, and 109–364) and
conditions on the provision of support as contained
in section 1033 shall apply for fiscal year 2007.

(2) The Secretary of Defense may transfer ve-
hicles, aircraft, and detection, interception, moni-
toring and testing equipment to said Governments
for counter-drug activities.

SEC. 1307. (a) From funds made available for oper-
ation and maintenance in this Act to the Department of
Defense, not to exceed $456,400,000 may be used, not-
withstanding any other provision of law, to fund the Com-
manders’ Emergency Response Program, for the purpose
of enabling military commanders in Iraq and Afghanistan
to respond to urgent humanitarian relief and reconstruc-
tion requirements within their areas of responsibility by
carrying out programs that will immediately assist the
Iraqi and Afghan people.

(b) QUARTERLY REPORTS.—Not later than 15 days
after the end of each fiscal year quarter, the Secretary
of Defense shall submit to the congressional defense com-
ittees a report regarding the source of funds and the
allocation and use of funds during that quarter that were
made available pursuant to the authority provided in this
section or under any other provision of law for the pur-
poses of the programs under subsection (a).

Sec. 1308. Section 9010 of division A of Public Law
109–289 is amended by striking “2007” each place it ap-
pears and inserting “2008”.

Sec. 1309. During fiscal year 2007, supervision and
administration costs associated with projects carried out
with funds appropriated to “Afghanistan Security Forces
Fund” or “Iraq Security Forces Fund” in this Act may
be obligated at the time a construction contract is award-
ed: Provided, That for the purpose of this section, super-
vision and administration costs include all in-house Gov-
ernment costs.

Sec. 1310. Section 1005(c)(2) of the National De-
fense Authorization Act, Fiscal Year 2007 (Public Law
109–364) is amended by striking “$310,277,000” and in-
serting “$376,446,000”.

Sec. 1311. Section 9007 of Public Law 109–289 is
amended by striking “20” and inserting “287”.

Sec. 1312. From funds made available for the “Iraq
Security Forces Fund” for fiscal year 2007, up to
$155,500,000 may be used, notwithstanding any other
 provision of law, to provide assistance, with the concur-
rence of the Secretary of State, to the Government of Iraq
to support the disarmament, demobilization, and re-
integration of militias and illegal armed groups.

(TRANSFER OF FUNDS)

Sec. 1313. Notwithstanding any other provision of
law, not to exceed $110,000,000 may be transferred to
the “Economic Support Fund”, Department of State, for
use in programs in Pakistan from amounts appropriated
by this Act as follows:

“Military Personnel, Army”, $70,000,000.

“National Guard Personnel, Army”,
$13,183,000.

“Defense Health Program”, $26,817,000.

Sec. 1314. (a) FINDINGS REGARDING PROGRESS IN IRAQ, THE ESTABLISHMENT OF BENCHMARKS TO MEAS-
URE THAT PROGRESS, AND REPORTS TO CONGRESS.—
Congress makes the following findings:

(1) Over 145,000 American military personnel
are currently serving in Iraq, like thousands of oth-
ers since March 2003, with the bravery and profes-
sionalism consistent with the finest traditions of the
United States Armed Forces, and are deserving of
the strong support of all Americans.

(2) Many American service personnel have lost
their lives, and many more have been wounded in
Iraq, the American people will always honor their
sacrifice and honor their families.

(3) The United States Army and Marine Corps,
including their Reserve components and National
Guard organizations, together with components of
the other branches of the military, are performing
their missions while under enormous strain from
multiple, extended deployments to Iraq and Afghan-
istan. These deployments, and those that will follow,
will have a lasting impact on future recruiting, re-
tention, and readiness of our Nation’s all volunteer
force.

(4) Iraq is experiencing a deteriorating problem
of sectarian and intrasectarian violence based upon
political distrust and cultural differences among fac-
tions of the Sunni and Shia populations.

(5) Iraqis must reach political and economic
settlements in order to achieve reconciliation, for
there is no military solution. The failure of the
Iraqis to reach such settlements to support a truly
unified government greatly contributes to the in-
creasing violence in Iraq.

(6) The responsibility for Iraq’s internal secu-

rity and halting sectarian violence rests with the sov-
ereign Government of Iraq.
(7) In December 2006, the bipartisan Iraq Study Group issued a valuable report, suggesting a comprehensive strategy that includes new and enhanced diplomatic and political efforts in Iraq and the region, and a change in the primary mission of U.S. forces in Iraq, that will enable the United States to begin to move its combat forces out of Iraq responsibly.

(8) The President said on January 10, 2007, that “I’ve made it clear to the Prime Minister and Iraq’s other leaders that America’s commitment is not open-ended” so as to dispel the contrary impression that exists.

(9) It is essential that the sovereign Government of Iraq set out measurable and achievable benchmarks and President Bush said, on January 10, 2007, that “America will change our approach to help the Iraqi government as it works to meet these benchmarks”.

(10) As reported by Secretary of State Rice, Iraq’s Policy Committee on National Security agreed upon a set of political, security, and economic benchmarks and an associated timeline in September 2006 that were (A) reaffirmed by Iraq’s Presidency Council on October 6, 2006; (B) referenced by the Iraq
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Study Group; and (C) posted on the President of
Iraq’s Web site.

(11) On April 21, 2007, Secretary of Defense
Robert Gates stated that “our [American] commit-
ment to Iraq is long-term, but it is not a commit-
ment to have our young men and women patrolling
Iraq’s streets open-endedly” and that “progress in
reconciliation will be an important element of our
evaluation”.

(12) The President’s January 10, 2007 address
had three components: political, military, and eco-
nomic. Given that significant time has passed since
his statement, and recognizing the overall situation
is ever changing, Congress must have timely reports
to evaluate and execute its constitutional oversight
responsibilities.

(b) CONDITIONING OF FUTURE UNITED STATES
STRATEGY IN IRAQ ON THE IRAQI GOVERNMENT’S
RECORD OF PERFORMANCE ON ITS BENCHMARKS.—

(1) IN GENERAL.—

(A) The United States strategy in Iraq,
hereafter, shall be conditioned on the Iraqi gov-
ernment meeting benchmarks, as told to mem-
ers of Congress by the President, the Sec-
retary of State, the Secretary of Defense, and
the Chairman of the Joint Chiefs of Staff, and reflected in the Iraqi Government’s commitments to the United States, and to the international community, including:

(i) Forming a Constitutional Review Committee and then completing the constitutional review.

(ii) Enacting and implementing legislation on de-Baathification.

(iii) Enacting and implementing legislation to ensure the equitable distribution of hydrocarbon resources of the people of Iraq without regard to the sect or ethnicity of recipients, and enacting and implementing legislation to ensure that the energy resources of Iraq benefit Sunni Arabs, Shia Arabs, Kurds, and other Iraqi citizens in an equitable manner.

(iv) Enacting and implementing legislation on procedures to form semi-autonomous regions.

(v) Enacting and implementing legislation establishing an Independent High Electoral Commission, provincial elections
law, provincial council authorities, and a
date for provincial elections.

(vi) Enacting and implementing legis-
lation addressing amnesty.

(vii) Enacting and implementing legis-
lation establishing a strong militia disarm-
mament program to ensure that such secu-
ritv forces are accountable only to the cen-
tral government and loyal to the Constitu-
tion of Iraq.

(viii) Establishing supporting political,
media, economic, and services committees
in support of the Baghdad Security Plan.

(ix) Providing three trained and ready
Iraqi brigades to support Baghdad oper-
ations.

(x) Providing Iraqi commanders with
all authorities to execute this plan and to
make tactical and operational decisions, in
consultation with U.S commanders, with-
out political intervention, to include the au-
thority to pursue all extremists, including
Sunni insurgents and Shiite militias.
(xi) Ensuring that the Iraqi Security Forces are providing even handed enforcement of the law.

(xii) Ensuring that, according to President Bush, Prime Minister Maliki said “the Baghdad security plan will not provide a safe haven for any outlaws, regardless of [their] sectarian or political affiliation”.

(xiii) Reducing the level of sectarian violence in Iraq and eliminating militia control of local security.

(xiv) Establishing all of the planned joint security stations in neighborhoods across Baghdad.

(xv) Increasing the number of Iraqi security forces units capable of operating independently.

(xvi) Ensuring that the rights of minority political parties in the Iraqi legislature are protected.

(xvii) Allocating and spending $10 billion in Iraqi revenues for reconstruction projects, including delivery of essential services, on an equitable basis.
(xviii) Ensuring that Iraq’s political authorities are not undermining or making false accusations against members of the Iraqi Security Forces.

(B) The President shall submit reports to Congress on how the sovereign Government of Iraq is, or is not, achieving progress towards accomplishing the aforementioned benchmarks, and shall advise the Congress on how that assessment requires, or does not require, changes to the strategy announced on January 10, 2007.

(2) REPORTS REQUIRED.—

(A) The President shall submit an initial report, in classified and unclassified format, to the Congress, not later than July 15, 2007, assessing the status of each of the specific benchmarks established above, and declaring, in his judgment, whether satisfactory progress toward meeting these benchmarks is, or is not, being achieved.

(B) The President, having consulted with the Secretary of State, the Secretary of Defense, the Commander, Multi-National Forces-Iraq, the United States Ambassador to Iraq,
and the Commander of U.S. Central Command, 
will prepare the report and submit the report to 
Congress.

(C) If the President’s assessment of any of 
the specific benchmarks established above is un-
satisfactory, the President shall include in that 
report a description of such revisions to the po-
litical, economic, regional, and military compo-
nents of the strategy, as announced by the 
President on January 10, 2007. In addition, 
the President shall include in the report, the 
advisability of implementing such aspects of the 
bipartisan Iraq Study Group, as he deems ap-
propriate.

(D) The President shall submit a second 
report to the Congress, not later than Sep-
tember 15, 2007, following the same procedures 
and criteria outlined above.

(E) The reporting requirement detailed in 
section 1227 of the National Defense Author-
ization Act for Fiscal Year 2006 is waived from 
the date of the enactment of this Act through 
the period ending September 15, 2007.

(3) TESTIMONY BEFORE CONGRESS.—Prior to 
the submission of the President’s second report on
September 15, 2007, and at a time to be agreed upon by the leadership of the Congress and the Administration, the United States Ambassador to Iraq and the Commander, Multi-National Forces Iraq will be made available to testify in open and closed sessions before the relevant committees of the Congress.

(c) LIMITATIONS ON AVAILABILITY OF FUNDS.—

(1) LIMITATION.—No funds appropriated or otherwise made available for the “Economic Support Fund” and available for Iraq may be obligated or expended unless and until the President of the United States certifies in the report outlined in subsection (b)(2)(A) and makes a further certification in the report outlined in subsection (b)(2)(D) that Iraq is making progress on each of the benchmarks set forth in subsection (b)(1)(A).

(2) WAIVER AUTHORITY.—The President may waive the requirements of this section if he submits to Congress a written certification setting forth a detailed justification for the waiver, which shall include a detailed report describing the actions being taken by the United States to bring the Iraqi government into compliance with the benchmarks set forth in subsection (b)(1)(A). The certification shall be sub-
mitted in unclassified form, but may include a classified annex.

(d) **REDEPLOYMENT OF U.S. FORCES FROM IRAQ.**—

The President of the United States, in respecting the sovereign rights of the nation of Iraq, shall direct the orderly redeployment of elements of U.S. forces from Iraq, if the components of the Iraqi government, acting in strict accordance with their respective powers given by the Iraqi Constitution, reach a consensus as recited in a resolution, directing a redeployment of U.S. forces.

(e) **INDEPENDENT ASSESSMENTS.**—

(1) **ASSESSMENT BY THE COMPTROLLER GENERAL.**—

(A) Not later than September 1, 2007, the Comptroller General of the United States shall submit to Congress an independent report setting forth—

(i) the status of the achievement of the benchmarks specified in subsection (b)(1)(A); and

(ii) the Comptroller General’s assessment of whether or not each such benchmark has been met.

(2) **ASSESSMENT OF THE CAPABILITIES OF IRAQI SECURITY FORCES.**—
(A) IN GENERAL.—There is hereby authorized to be appropriated for the Department of Defense, $750,000, that the Department, in turn, will commission an independent, private sector entity, which operates as a 501(c)(3), with recognized credentials and expertise in military affairs, to prepare an independent report assessing the following:

(i) The readiness of the Iraqi Security Forces (ISF) to assume responsibility for maintaining the territorial integrity of Iraq, denying international terrorists a safe haven, and bringing greater security to Iraq’s 18 provinces in the next 12 to 18 months, and bringing an end to sectarian violence to achieve national reconciliation.

(ii) The training, equipping, command, control and intelligence capabilities, and logistics capacity of the ISF.

(iii) The likelihood that, given the ISF’s record of preparedness to date, following years of training and equipping by U.S. forces, the continued support of U.S. troops will contribute to the readiness of
the ISF to fulfill the missions outlined in clause (i).

(B) REPORT.—Not later than 120 days after the enactment of this Act, the designated private sector entity shall provide an unclassified report, with a classified annex, containing its findings, to the House and Senate Committees on Armed Services, Appropriations, Foreign Relations/International Relations, and Intelligence.

CHAPTER 4

DEPARTMENT OF ENERGY

ATOMIC ENERGY DEFENSE ACTIVITIES

NATIONAL NUCLEAR SECURITY ADMINISTRATION

DEFENSE NUCLEAR NONPROLIFERATION

For an additional amount for “Defense Nuclear Nonproliferation”, $63,000,000, to remain available until expended.

CHAPTER 5

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION, ARMY

For an additional amount for “Military Construction, Army”, $1,255,890,000, to remain available until September 30, 2008: Provided, That notwithstanding any other provision of law, such funds may be obligated and
expended to carry out planning and design and military
construction projects not otherwise authorized by law:

Provided further, That of the funds provided under this
heading, not to exceed $173,700,000 shall be available for
study, planning, design, and architect and engineer serv-
ices: Provided further, That of the funds made available
under this heading, $369,690,000 shall not be obligated
or expended until the Secretary of Defense submits a de-
tailed report explaining how military road construction is
coordinated with NATO and coalition nations: Provided
further, That of the funds made available under this head-
ing, $401,700,000 shall not be obligated or expended until
the Secretary of Defense submits a detailed stationing
plan to support Army end-strength growth to the Commit-
tees on Appropriations of the House of Representatives
and the Senate: Provided further, That of the funds pro-
vided under this heading, $274,800,000 shall not be obli-
gated or expended until the Secretary of Defense certifies
that none of the funds are to be used for the purpose of
providing facilities for the permanent basing of United
States military personnel in Iraq.

MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for “Military Construction,
Navy and Marine Corps”, $370,990,000, to remain avail-
able until September 30, 2008: Provided, That notwith-
standing any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: **Provided further,** That of the funds provided under this heading, not to exceed $49,600,000 shall be available for study, planning, design, and architect and engineer services: **Provided further,** That of the funds made available under this heading, $324,270,000 shall not be obligated or expended until the Secretary of Defense submits a detailed stationing plan to support Marine Corps end-strength growth to the Committees on Appropriations of the House of Representatives and the Senate.

**Military Construction, Air Force**

For an additional amount for “Military Construction, Air Force”, $43,300,000, to remain available until September 30, 2008: **Provided,** That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: **Provided further,** That of the funds provided under this heading, not to exceed $3,000,000 shall be available for study, planning, design, and architect and engineer services.
GENERAL PROVISION—THIS CHAPTER

SEC. 1501. (a) Funds provided in this Act for the following accounts shall be made available for programs under the conditions contained in the language of the joint explanatory statement of managers accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110–107):

“Military Construction, Army”.

“Military Construction, Navy and Marine Corps”.

“Military Construction, Air Force”.

(b) The Secretary of Defense shall submit all reports requested in House Report 110–60 and Senate Report 110–37 to the Committees on Appropriations of both Houses of Congress.

CHAPTER 6

DEPARTMENT OF STATE AND RELATED AGENCY

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Diplomatic and Consular Programs”, $836,555,000, to remain available until September 30, 2008, of which $64,655,000 for World Wide Security Upgrades is available until expended: Pro-
vided, That of the funds appropriated under this heading, not more than $20,000,000 shall be made available for public diplomacy programs: Provided further, That prior to the obligation of funds pursuant to the previous proviso, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive public diplomacy strategy, with goals and expected results, for fiscal years 2007 and 2008: Provided further, That 20 percent of the amount available for Iraq operations shall not be obligated until the Committees on Appropriations receive and approve a detailed plan for expenditure, prepared by the Secretary of State, and submitted within 60 days after the date of enactment of this Act: Provided further, That of the amount made available under this heading for Iraq, not to exceed $20,000,000 may be transferred to, and merged with, funds in the “Emergencies in the Diplomatic and Consular Service” appropriations account, to be available only for terrorism rewards.

OFFICE OF THE INSPECTOR GENERAL

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Office of Inspector General”, $35,000,000, to remain available until December 31, 2008: Provided, That such amount shall be transferred to the Special Inspector General for Iraq Reconstruction for reconstruction oversight.
EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For an additional amount for “Educational and Cultural Exchange Programs”, $20,000,000, to remain available until expended.

INTERNATIONAL ORGANIZATIONS

CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

For an additional amount for “Contributions for International Peacekeeping Activities”, $283,000,000, to remain available until September 30, 2008.

RELATED AGENCY

BROADCASTING BOARD OF GOVERNORS

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for “International Broadcasting Operations” for activities related to broadcasting to the Middle East, $10,000,000, to remain available until September 30, 2008.

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILD SURVIVAL AND HEALTH PROGRAMS FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Child Survival and Health Programs Fund”, $161,000,000, to remain available until September 30, 2008: Provided, That notwith-
standing any other provision of law, if the President deter-
mines and reports to the Committees on Appropriations
that the human-to-human transmission of the avian influ-
enza virus is efficient and sustained, and is spreading
internationally, funds made available under the heading
“Millennium Challenge Corporation” and “Global HIV/
AIDS Initiative” in prior Acts making appropriations for
foreign operations, export financing, and related programs
may be transferred to, and merged with, funds made avail-
able under this heading to combat avian influenza: Pro-
vided further, That funds made available pursuant to the
authority of the previous proviso shall be subject to the
regular notification procedures of the Committees on Ap-
propriations.

INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

For an additional amount for “International Disaster
and Famine Assistance”, $105,000,000, to remain avail-
able until expended.

OPERATING EXPENSES OF THE UNITED STATES AGENCY
FOR INTERNATIONAL DEVELOPMENT

For an additional amount for “Operating Expenses
of the United States Agency for International Develop-
ment”, $5,700,000, to remain available until September
30, 2008.
For an additional amount for “Economic Support Fund”, $2,502,000,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, $57,400,000 shall be made available to nongovernmental organizations in Iraq for economic and social development programs and activities in areas of conflict: Provided further, That the responsibility for policy decisions and justifications for the use of funds appropriated by the previous proviso shall be the responsibility of the United States Chief of Mission in Iraq: Provided further, That none of the funds appropriated under this heading in this Act or in prior Acts making appropriations for foreign operations, export financing, and related programs may be made available for the Political Participation Fund and the National Institutions Fund: Provided further, That of the funds made available under the heading “Economic Support Fund” in Public Law 109–234 for Iraq to promote democracy, rule of law and reconciliation, $2,000,000 should be made available for the United States Institute of Peace for programs and activities in Afghanistan to remain available until September 30, 2008.
ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC STATES

For an additional amount for “Assistance for Eastern Europe and the Baltic States”, $214,000,000, to remain available until September 30, 2008, for assistance for Kosovo.

DEPARTMENT OF STATE

DEMOCRACY FUND

For an additional amount for “Democracy Fund”, $255,000,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, not less than $190,000,000 shall be made available for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor, Department of State, and not less than $60,000,000 shall be made available for the United States Agency for International Development, for democracy, human rights and rule of law programs in Iraq: Provided further, That not later than 60 days after enactment of this Act, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive, long-term strategy, with goals and expected results, for strengthening and advancing democracy in Iraq.
INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT
For an additional amount for “International Narcotics Control and Law Enforcement”, $210,000,000, to remain available until September 30, 2008.

MIGRATION AND REFUGEE ASSISTANCE
For an additional amount for “Migration and Refugee Assistance”, $71,500,000, to remain available until September 30, 2008, of which not less than $5,000,000 shall be made available to rescue Iraqi scholars.

UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND
For an additional amount for “United States Emergency Refugee and Migration Assistance Fund”, $30,000,000, to remain available until expended.

NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS
For an additional amount for “Nonproliferation, Anti-Terrorism, Demining and Related Programs”, $27,500,000, to remain available until September 30, 2008.

DEPARTMENT OF THE TREASURY
INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE
For an additional amount for “International Affairs Technical Assistance”, $2,750,000, to remain available until September 30, 2008.
MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

FOREIGN MILITARY FINANCING PROGRAM

For an additional amount for “Foreign Military Financing Program”, $220,000,000, to remain available until September 30, 2008.

PEACEKEEPING OPERATIONS

For an additional amount for “Peacekeeping Operations”, $190,000,000, to remain available until September 30, 2008: Provided, That not later than 30 days after enactment of this Act and every 30 days thereafter until September 30, 2008, the Secretary of State shall submit a report to the Committees on Appropriations detailing the obligation and expenditure of funds made available under this heading in this Act and in prior Acts making appropriations for foreign operations, export financing, and related programs.

GENERAL PROVISION—THIS CHAPTER

AUTHORIZATION OF FUNDS

and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

TITLE II—HURRICANE KATRINA RECOVERY

DEPARTMENT OF HOMELAND SECURITY

FEDERAL EMERGENCY MANAGEMENT AGENCY

DISASTER RELIEF

For an additional amount for “Disaster Relief”, $3,400,000,000, to remain available until expended.
If House amendment 1 has not been agreed to, insert after title II of the provisions inserted by this amendment the following:

**TITLE III—GENERAL PROVISIONS**

SEC. 3001. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 3002. Amounts in this Act are designated as emergency requirements and necessary to meet emergency needs pursuant to subsections (a) and (b) of section 204 of S. Con. Res. 21 (110th Congress), the concurrent resolution on the budget for fiscal year 2008.

If House amendment 1 has not been agreed to, insert before title I of the provisions inserted by this amendment the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Supplemental Appropriations Act for Defense, International Affairs, Other Security-Related Needs, and Hurricane Katrina Recovery, 2007”.

**SEC. 2. TABLE OF CONTENTS.**

The table of contents for this Act is as follows:

**TITLE I—SUPPLEMENTAL APPROPRIATIONS FOR DEFENSE, INTERNATIONAL AFFAIRS, AND OTHER SECURITY-RELATED NEEDS**
1 SEC. 3. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007.

If House amendment 1 has been agreed to, conform the table of contents in section 2 to reflect the titles inserted by the provisions of this amendment.

Amend the title so as to read (if not already so amended by House amendment 1): “An Act making supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.”.