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TERRITORIAL AND INTERNATIONAL AFFAIRS
Administration of territories

Amendment No. 66: Appropriates \$78,224,000 instead of \$78,874,000 as proposed by the House and \$76,018,000 as proposed by the Senate. Included is \$75,501,000 for grants and technical assistance and \$2,723,000 for the Office of Territorial and International Affairs. The net decrease below the House consists of a decrease of \$900,000 for the Guam mental health facility, and an increase of \$250,000 for four FTE's in the Office of Territorial and International Affairs, for supervision of Compact programs in the Freely Associated States, one each in Palau, the Marshall Islands, the Federated States of Micronesia, and in Washington. The managers intend to add four additional FTE's in the future, for a total of eight. The \$2,000,000 provided for construction of the Guam mental health facility is the total of Federal funding that will be provided.

Amendment No. 67: Provides \$75,501,000 to remain available until expended instead of \$76,401,000 as proposed by the House and \$73,543,000 as proposed by the Senate.

Amendment No. 68: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter inserted by said amendment, insert the following: and (3) an additional \$250,000 for salaries and expenses of the Office of Territorial and International Affairs. Provided further, That Northern Mariana Islands Covenant grant funding shall be provided according to those terms of the Agreement of the Special Representatives on Future United States Financial Assistance for the Northern Mariana Islands approved by Public Law 99-396, except that should the Secretary of the Interior believe that the performance standards of such agreement are not being met, operations funds may be withheld, but only by Act of Congress as required by Public Law 99-396.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Bill language is included which amends the language proposed by the Senate, to clarify that covenant grant funding to the Northern Mariana Islands shall be subject to the terms of the Agreement of the Special Representatives of Future United States Financial Assistance, but only as approved by and provided in Public Law 99-396.

Trust Territory of the Pacific Islands

Amendment No. 69: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment which appropriates \$67,387,000 instead of \$14,340,000 as proposed by the House and \$66,987,000 as proposed by the Senate. The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

The net decrease from the amount proposed by the Senate consists of increases of \$900,000 for the Enewetak support program, \$500,000 for the Bikini food program, and \$1,000,000 for the Bikini Atoll Rehabilitation Committee program; and a decrease of \$2,000,000 for construction of the Palau hospital. The managers agree that Palau should complete plans and initiate construction of the hospital with the funds provided in fiscal year 1986, and that the balance of the \$10,000,000 total cost will be provided in a future appropriations act.

The managers have agreed to provide the regular grant funding to the Trust Territory governments, until the Compacts of Free Association become effective.

The managers direct the Department of the Interior and the Department of Energy to develop a plan for providing Federal funding for the necessary continuing activities related to the activities of the Lawrence Livermore Laboratory and the Bikini Atoll Rehabilitation Committee on Atoll after fiscal year 1987, in order that those activities may be completed as required, in order that those activities may be completed as required, and a final report and recommendation as to the preferred method for rehabilitation of the atoll be provided to the Congress. A report on the DOI-DOE plan for funding and completing these activities shall be submitted to the Committees on Appropriations by February 1, 1987. In addition, the Departments of Energy and the Interior are directed to provide the Committees with a report by December 1 of each year detailing how funds were spent during the previous fiscal year for the radiological health care program, and the agricultural and food programs for Enewetak and Bikini, as referenced in section 103(h) of Public Law 99-239. The report shall also specify the anticipated needs during the current fiscal year and the following fiscal year in order to provide for the radiological health care, and the planting, agricultural maintenance, and food programs for Enewetak and Bikini at a level not less than that which existed prior to the implementation of Public Law 99-239, and as anticipated in section 103(h) of Public Law 99-239. The managers believe that the United States has a moral obligation to fund these programs and intend to do so in the absence of compelling considerations to the contrary.

Amendment No. 70: Restores language proposed by the House and stricken by the Senate allowing funds from the Bikini Trust Fund to be used for settlement outside of the Marshall Islands. The managers expect the expenditure of any funds from the Trust Fund to continue to be subject to the same controls as now exist. The managers also intend that the costs of future relocations outside the Marshall Islands, or back to the Marshall Islands, chosen by the Bikinians will be paid from funds available in the Trust Fund.

Compact of free association

Amendment No. 71: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

In lieu of the matter stricken and inserted by said amendment, insert the following: no additional funds are provided, and

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

Amendment No. 72: Reported in technical disagreement. The managers on the part of the House will offer a motion to recede and concur in the amendment of the Senate with an amendment as follows:

Restore the matter stricken by said amendment, amended to read as follows: for the Enjebi Community Trust Fund, as authorized by Public Law 99-239, \$2,250,000. Provided, That notwithstanding any other provision of law, the funds made available under this head in Public Law 99-349 shall remain available for obligation until expended. Provided further, That notwithstanding any other provision of law, for purposes of economic assistance as provided pursuant to the Compacts of Free Association, the effective date of the Compact shall be October 1, 1986, except that the effective

date for commencing the Kwajalein use and impact payments pursuant to sections 211(a)(1) and (2)(3)(a) of Public Law 99-239 shall be October 1, 1985. Provided further, That the \$60,719,000 made available in fiscal year 1986 for the Compacts pursuant to Public Law 99-349 from the "Trust Territory of the Pacific Islands" appropriation shall remain available until expended for the Trust Territory of the Pacific Islands. Provided further, That upon the effective date determined by the President for implementing the Compacts, \$60,719,000 of the amount made available for fiscal year 1987 under the "Trust Territory of the Pacific Islands" appropriation pursuant to this act shall be considered to have been made available and expended for the "Compact of Free Association" appropriation as of October 1, 1986.

The managers on the part of the Senate will move to concur in the amendment of the House to the amendment of the Senate.

In accordance with the provisions of Public Law 99-239, the Compact of Free Association Act, Federal programs in the Federated States of Micronesia and the Republic of the Marshall Islands shall continue to be provided until the effective date of the Compact, which has not yet been determined. Even after the effective date, Federal funds will continue to be provided for those Federal programs and activities to be continued under the Compact, pursuant to Public Law 99-239.

Appropriates \$2,250,000 instead of \$36,170,000 as proposed by the House and \$27,920,000 as proposed by the Senate. The amount provided is for the second installment of the Enjebi Community Trust Fund, making a total of \$5,000,000. The managers remain committed to providing the balance of funding necessary to provide the full \$10,000,000 authorized for the Fund in future appropriations acts.

Bill language has been included changing the effective date of the Compact of Free Association for the Federated States of Micronesia and the Republic of the Marshall Islands to October 1, 1986, and establishing that date as the effective date for the Compact for the Republic of Palau. This change does not affect the Kwajalein use and impact payments, for which the effective date remains October 1, 1985. The managers have very reluctantly agreed to this change, given the current uncertainty as to when the Compacts will become effective, and when the Compact funding will be released. The managers are committed to providing the second year of funding for the Compacts at the earliest possible opportunity once this uncertainty has been resolved.

Bill language has also been included providing that both the funds made available for the Compacts, and the funds to be offset against them as provided in Public Law 99-349, shall remain available until expended. Language is also included that will offset \$60,719,000 of the Trust Territory funds provided in this Act against the Compact funds in fiscal year 1987 when the Compacts become effective.

With regard to the funding for Federal education programs included in section 105(1)(2) of the Compact, the managers believe this language is sufficient to allow the freely associated states to continue to apply to the Department of Education, and to continue to be funded, up to the levels specified in section 105(1)(2), without any further action by the Congress.

Amendment No. 73: Deletes language proposed by the Senate extending the availability of funds.

DOE
John Rudolph's Files
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