

FOIA MARKER

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Folder Title:

Transnational Threats Chron Files, September 1998 [4]

Staff Office-Individual:

TNT-Clarke

Original OA/ID Number:

1758

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49	3	8	3	V

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. fax cover sheet	Richard Clarke to Christopher Ross et al; re: Report of Chairman (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)
001b. memo	Richard Clarke to Principals; re: Report of Chairman (3 pages)	09/11/1998	P1/b(1), P5
002a. memo	Steven Simon to Sandy Berger; re: Funding to Support Lockerbie Court (1 page) [Released on Appeal]	09/15/1998	P5
002b. memo	Sandy Berger to POTUS; re: Funding to Support Lockerbie Court (2 pages) [Released on Appeal]	circa, 09/15/1998	P5
002c. memo	Madeleine Albright to POTUS; re: Funding & Resources to Support Lockerbie Court (3 pages) [Released on Appeal]	circa, 09/15/1998	P5
003a. fax cover sheet	Richard Clarke to Chris Ross; re: Team Visit [partial] (1 page)	09/14/1998	b(2)
003b. email	Steven Simon to Richard Clarke; re: International Cooperation (1 page)	09/14/1998	P1/b(1)
003c. email	Steven Simon to Richard Clarke; re: International Cooperation (1 page)	09/14/1998	P1/b(1)
003d. cable	Christopher Ross to Ambassador at London, Paris, et al; re: International Cooperation (2 pages)	circa, 09/14/1998	P1/b(1)
004a. fax cover sheet	Richard Clarke to Chris Ross et al; re: Meeting (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(F)
004b. agenda	re: List of Points to be Discussed at Meeting (1 page)	circa, 09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

P1 National Security Classified Information [(a)(1) of the PRA]
P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
P3 Release would violate a Federal statute [(a)(3) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

b(1) National security classified information [(b)(1) of the FOIA]
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005a. fax cover sheet	re: Duplicate of 001a (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)
005b. memo	Richard Clarke to Principals; re: Report of Chairman (3 pages)	09/11/1998	P1/b(1), P5
006a. memo	Richard Clarke to Members of Special Coordination Group on International Crime; re: Summary of Conclusions (1 page)	09/10/1998	P1/b(1)
006b. fax cover sheet	Dick Clarke to Robert Newberry et al; re: Summary of Conclusions (2 pages)	09/10/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)
007a. memo	Richard Clarke to Members of Special Coordination Group (SCG); re: Summary of Conclusions (1 page)	09/10/1998	P1/b(1)
007b. fax cover sheet	Dick Clarke to Larry Gaber et al; re: Summary of Conclusions (2 pages)	09/08/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)
008a. memo	Carolyn Dollar to Officer-in-Charge; re: Request for Appointments (1 page)	09/02/1998	P1/b(1)
008b. email	To Carolyn Dollar; re: Request for Appointments (1 page)	circa, 09/02/1998	P1/b(1)
009a. fax cover sheet	William Wechsler to Rachel King et al; re: Summary of Conclusions (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(F)
009b. memo	William Wechsler to Working Group; re: Summary of Conclusions (1 page)	09/14/1998	P1/b(1)
010. memo	James Jukes to Legislative Liaison Officer; re: OMB Request for Views on Western Hemisphere Drug Elimination Act (2 pages)	07/28/1998	P1/b(1)

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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

6321

September 15, 1998

ACTION

MEMORANDUM FOR SAMUEL R. BERGER

THROUGH: RICHARD A. CLARKE *if*
FROM: STEVEN SIMON *S*
SUBJECT: Funding to Support Lockerbie Court

At Tab I is a memorandum for the President recommending that he authorize the State Department to consult with, and provide written justification to, the Appropriations Committees, the Speaker, and the Senate Foreign Relations Committee, concerning a transfer of funds to be used for start-up of the Lockerbie court. The attached memorandum is in draft, since State has not yet sent the final version. Although we do not expect the signed version to differ from the attached draft, if it does, we will resend the package to you. In any case, the package will not move forward to the President until we have the final signed version from State.

There is a 15-day congressional notification period for such transfers, and the transfer must be completed before the end of the fiscal year. Accordingly, for this transfer to take place, the President must authorize State to consult with Congress by mid-afternoon today, September 15.

Concurrence by: Jay Greer, Gina Abercrombie-Winstanley,
Newell Highsmith

RECOMMENDATION

That you sign the memorandum for the President at Tab I.

Attachments

Tab I Memorandum for the President

Tab A Recommendation from Secretary of State

Tab 1 Draft Notification Letters to Congress

Tab 2 Draft Memorandum of Justification

Tab 3 Draft Presidential Determination (NOT FOR
EXECUTION NOW)

THE WHITE HOUSE
WASHINGTON

ACTION

MEMORANDUM FOR THE PRESIDENT

THROUGH: THE EXECUTIVE CLERK

FROM: SAMUEL BERGER

SUBJECT: Funding to Support Lockerbie Court

Purpose

To begin the process of transferring State Department funds to support establishment of the Lockerbie court by authorizing the State Department to consult with, and provide written justification to, the Appropriations Committees, the Speaker, and the Senate Foreign Relations Committee.

Background

Madeleine has recommended that you authorize State to consult with, and provide written justification to, the Congress for a transfer of funds in accordance with the procedures under section 610 of the Foreign Assistance Act. Specifically, State proposes the transfer of \$3 million from the Foreign Military Financing account and \$4,945,800 from the Peacekeeping Operations account to the Economic Support Fund (ESF) account. These ESF funds would be used to provide start-up support for the Scottish court to try the Pan Am 103 suspects in the Netherlands. Start-up support might include, for example, renovation of facilities to house the court. These ESF funds do not have to be obligated until FY99, so it will be possible to wait for Libya to agree to the trial before actually obligating any funds. The ESF account has previously been used for war-crime tribunal funding.

It is urgent that State begin consultations so as to start a 15-day congressional notification period. After this period elapses, you will be asked immediately to sign the Presidential determination authorizing the transfer of funds pursuant to section 610. All of these steps must be completed before the end of the fiscal year. Accordingly, for this transfer to take

place, State must be authorized to consult with Congress by mid-afternoon today, September 15.

RECOMMENDATION

That you authorize the State Department to consult with, and provide written justification to, the Appropriations Committees, the Speaker, and the Senate Foreign Relations Committee, concerning a transfer of funds for start-up of the Lockerbie court.

_____ Authorize State to consult Congress on transfer.

_____ Do not authorize State to consult Congress on transfer.

Attachments

Tab A Recommendation from Secretary of State

Tab 1 Draft Notification Letters to Congress

Tab 2 Draft Memorandum of Justification

Tab 3 Draft Presidential Determination (NOT FOR EXECUTION
NOW)

THE SECRETARY OF STATE

WASHINGTON

MEMORANDUM FOR: THE PRESIDENT

FROM: Madeleine Albright

SUBJECT: Funding and Resources to Support
Lockerbie Court

We need to move quickly to be in a position to provide startup support for the Scottish court that will try the accused perpetrators of the Pan Am 103 bombing. We recommend that you use your authorities under the Foreign Assistance Act of 1961, as amended (the "FAA"), to authorize the transfer of \$3,000,000 from the Foreign Military Financing (FMF) account and \$4,945,800 from the Peacekeeping Operations (PKO) account to the Economic Support Fund (ESF) account.

Transfer

The \$3,000,000 proposed for transfer from FMF would be drawn from amounts appropriated to cover subsidy costs for loans under our FMF program. We had offered loans to Hungary and the Czech Republic, but both have declined for their own domestic reasons. The \$4,945,800 proposed for transfer from PKO would be drawn from programs where actual costs were below original estimates (Haiti-\$1,388,000; UNTAES/CIVPOL-\$1,500,000; and Israel-Lebanon Monitoring Group-\$57,800), or where we have decided not to proceed in light of significant Congressional opposition (OAU - \$2,000,000). By transferring the funds to ESF, the money would become "two-year" funds and could, if necessary, be reprogrammed during FY-99 for other ESF purposes. This flexibility could prove important to avoid having to quickly obligate the funds and therefore to make specific choices about implementation prematurely. ESF funds, which are available for assistance "to promote economic or political stability", would be available to support the Lockerbie trial, since unresolved international terrorist crimes are clearly a threat to economic and political stability. ESF funds were previously used to support the Yugoslav War Crimes Tribunal.

Section 610 of the FAA authorizes such a transfer if you determine it to be necessary for the purposes of that Act. In this case, the transfer of FMF loan subsidy funds is necessary because such funds cannot be used for the kind of support we will need to provide for the court. PKO funds could be used to provide this kind of support without transfer, but concerns about timing of the US support that have arisen in light of Qaddafi's recent statements (blurring his willingness to turn the suspects over) necessitate our ensuring that we not in effect be committed to obligating the funds before the end of FY-98. In addition, transfer of these funds to ESF is consistent with the management desirability of providing funding for this activity in a consolidated manner, from one account. Use of ESF for this purpose is also consistent with previous use of ESF funds to support the Yugoslav War Crimes Tribunal.

The transferred funds would be made available consistent with restrictions contained in the FAA against providing support for a foreign government's police, prisons, or other law enforcement forces. Support that may present section 660 problems could be provided by the UK.

We must take several steps before you can make the required determination under section 610. Specifically, we must consult with, and provide written justification to, the Appropriations Committees, the Speaker, and the Senate Foreign Relations Committee. In accordance with our usual practice, we have already preconsulted informally with the authorizing and appropriating committees and encountered no serious objections. Thus, we expect none as a result of formal consultations. In addition, use of the transfer authority is also subject to the regular 15-day Congressional notification procedures.

If you approve, we will submit to Congress the letters at Tab 1 and the memorandum of justification at Tab 2, thus starting the 15-day clock. Unless our final formal consultations indicated a contrary course of action, we would then recommend that you sign the actual determination as soon as the 15-day period elapses. The determination would be published in the Federal Register and provided to the Congress.

Accordingly, I recommend that you authorize us to take the necessary steps to move forward on the proposed section

610 transfer, including submitting to Congress the Tab 1 letters and the Tab 2 memorandum of justification. Because of the need to move quickly, we request that you authorize the NSC staff to notify us orally as soon as you approve. If the results of our formal consultations do not indicate a contrary course of action, we will recommend that you subsequently sign the attached determination, exercising your authorities under section 610 as described above.

After the beginning of FY-99, when we will have a more complete picture of the total cost of the project and the total US contribution, we can make judgments as to what further resources may be needed for completion of the trial.

DRAFT

Letters to be transmitted to:

Speaker of the House
Chairman, Senate Foreign Relations Committee
Chairman, House International Relations Committee
Chairman, Senate Appropriations Committee
Chairman, House Appropriations Committee

Dear _____:

In accordance with relevant provisions of law, including section 652 of the Foreign Assistance Act of 1961, as amended (the "Act") and section 509 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1998 (the "Foreign Operations Appropriations Act"), I wish to inform you that the President proposes to exercise his authority under section 610(a) of the Act to authorize that \$3,000,000 of funds made available for section 23 of the Arms Export Control Act and \$4,945,800 of funds made available for section 551 of the Act for fiscal year 1998 be transferred to, and consolidated with, funds made available for chapter 4 of part II of the Act, to provide startup support for the establishment and functioning of the court proposed to be established in The Netherlands for the trial of suspects in the Pan Am 103 bombing case. At the same time, in accordance with section 634A of the FAA, section 515 of the Foreign Operations Appropriations Act and similar provisions of law, this letter provides notification of our intent to provide the transferred FMF funds to be used to support the court and, independent of the use of the transfer authority, to provide the PKO funds for these purposes.

The FMF funds proposed for transfer will be drawn from remaining amounts appropriated to cover loan subsidy costs under the foreign military financing program. We had offered loans to Hungary and the Czech Republic, but both have declined for their own domestic reasons. The PKO funds proposed for transfer will be drawn from funds previously notified or allocated to support programs for Haiti (\$1,388,000) UNTAES/CIVPOL (\$1,500,000), Israel-Lebanon Monitoring Group (\$57,800) and OAU (\$2,000,000). In each case, these funds are no longer required for their original purpose or we have decided not to proceed in light of serious Congressional objection. The transferred funds would be made available to the United Kingdom, which will

assume primary responsibility for the construction and establishment of the court.

To the extent that further US contributions are required for the purpose of completing this work and sustaining the operation of the court, we will return to Congress in the context of further reprogramming, transfer or other actions.

Please do not hesitate to contact us if we can be of further assistance.

Sincerely,

Barbara Larkin
Assistant Secretary
Legislative Affairs

Enclosure:

Memorandum of Justification

DRAFT

MEMORANDUM OF JUSTIFICATION

On December 21, 1988, Pan Am Flight 103 was destroyed over Lockerbie, Scotland, resulting in the death of 270 persons, including 189 Americans. Following a large and thorough international investigation, two Libyan intelligence operatives were indicted in the United States and the United Kingdom, and the UN Security Council adopted a series of resolutions requiring the Libyan Government to surrender the two accused persons for trial before a court of the United States or Scotland. When the Libyan Government refused to do so, the Security Council imposed economic sanctions on Libya, which were to be suspended only when it complied. However, Libya did not do so, and almost ten years have now passed since the crime was committed.

In the interest of resolving this situation in a way that will allow justice to be done, on August 24, 1998, the Governments of the United Kingdom and United States informed the Secretary-General of the United Nations that they were prepared, as an exceptional measure, to arrange for the two accused to be tried before a Scottish court sitting in The Netherlands, which has indicated its willingness to facilitate such a proceeding. This will be a Scottish court and will follow normal Scots law and procedure in every respect except for the replacement of the jury by a panel of three Scottish High Court judges. If found guilty, the two accused will serve their sentence in the United Kingdom.

On August 27, at the urging of the United States and United Kingdom, the Security Council (the "Council") unanimously adopted Resolution 1192, which welcomed the US-UK initiative, directed the Libyan Government to ensure the appearance of the two accused in The Netherlands for the purpose of trial by the court described, and required Libya to ensure that any evidence or witnesses in Libya are, upon the request of the court, promptly made available in The Netherlands. The Council reaffirmed that the sanctions imposed under previous Council resolutions remain in effect and bind all UN Member States, that these sanctions will not be suspended until the two accused are surrendered for trial, and that the Council would consider additional measures if this were not done promptly.

To ensure that such a trial can take place, the United States and United Kingdom have begun consultations with the Government of The Netherlands to identify a suitable site for the detention and trial of the two accused. These

consultations have progressed to the point that we will soon be in a position to begin the construction and/or renovation of necessary facilities, to put in place the equipment and supplies, and to assemble the legal, administrative and security staff needed for the conduct of the trial. This will of course necessitate substantial expenditure of funds and use of material and personnel resources. The United States strongly supports this effort and intends to make a substantial contribution to the costs that will be incurred by the United Kingdom.

Accordingly, to provide assistance for the startup costs of establishing the court, the President proposes to exercise his authority under section 610(a) of the Foreign Assistance Act of 1961, as amended (the "Act") to authorize that \$3,000,000 of funds made available for section 23 of the Arms Export Control Act for fiscal year 1998 (FMF), and \$4,945,800 of funds made available for section 551 of the Act for fiscal year 1998 (PKO), be transferred to, and consolidated with, funds made available for chapter 4 of part II of the Act (ESF).

The FMF funds proposed for transfer will be drawn from remaining amounts appropriated to cover loan subsidy costs under the foreign military financing program. We had offered loans to Hungary and the Czech Republic, but both have declined for their own domestic reasons. The PKO funds proposed for transfer will be drawn from funds previously notified or allocated to support programs for Haiti (\$1,388,000) UNTAES/CIVPOL (\$1,500,000), Israel-Lebanon Monitoring Group (\$57,800) and OAU (\$2,000,000). In each case, these funds are no longer needed for their original purpose or we have decided not to proceed in light of serious Congressional objection. The funds would be made available to the United Kingdom, which will assume primary responsibility for the construction and establishment of the court.

As part of the ESF account, these funds will not expire at the end of the fiscal year and could, if necessary, be reprogrammed for other ESF purposes. This flexibility could prove important, particularly in light of recent statements by Qaddafi regarding his willingness to turn the suspects over for trial, to avoid having to quickly obligate the funds and make specific choices about implementation prematurely. Transferring the funds to the ESF account is consistent with the management desirability of providing funding for this activity in a consolidated manner, from one account. ESF has previously been used to provide similar support for the Yugoslav War Crimes Tribunal. The provision

of assistance will help to ensure that justice is done in this case, and to make clear that the United States will vigorously pursue every means of bringing to justice those who commit acts of terrorism against American citizens.

To the extent that further US contributions are required for the purpose of completing this work and sustaining the operation of the court, we will return to Congress in the context of further reprogramming, transfer or other actions.

DRAFT

DRAFT: NOT FOR SIGNATURE AT THIS TIME

Presidential Determination
No. _____

MEMORANDUM FOR THE SECRETARY OF STATE

SUBJECT: Support for court to try accused perpetrators of
Pan Am 103 bombing

Pursuant to the authority vested in me by the laws of the United States, including section 610(a) of the Foreign Assistance Act of 1961, as amended (the "Act"), I hereby determine that, to provide support for the establishment and functioning of the court proposed to be established in The Netherlands for the trial of suspects in the Pan Am 103 bombing case, it is necessary for the purposes of the Act that \$3,000,000 of funds made available for section 23 of the Arms Export Control Act for fiscal year 1998 for the costs of direct loans, and \$4,945,800 of funds made available for section 551 of the Act for fiscal year 1998, be transferred to, and consolidated with, funds made available for Chapter 4 of part II of the Act.

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TIME OF TRANSMISSION:

TIME OF RECEIPT:

WHITE HOUSE SITUATION ROOM
OFFICE OF THE NATIONAL COORDINATOR FOR SECURITY,
INFRASTRUCTURE PROTECTION, AND COUNTER-
TERRORISM

PRECEDENCE

CLASSIFICATION:

RELEASER: _____

IMMEDIATE

CONFIDENTIAL

DATE/TIME: **09-14-98**

MESSAGE #: _____

FROM: **RICHARD A. CLARKE**

PHONE: **(202)456-9351** ROOM: _____

SUBJECT: **INTERAGENCY CT TEAM VISIT**

PAGES: _____

PLEASE DELIVER TO:

LOCATION	DELIVER TO	ROOM
STATE/S/CT	Amb. Chris Ross	
_____	_____	_____
_____	_____	_____
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SPECIAL DELIVERY INSTRUCTIONS/REMARKS:

DECLASSIFIED

E.O. 12958, As Amended,
White House Guidelines, August 28, 1997
By IGP NARA, Date 09/25/06
2006-0191-F

CLINTON LIBRARY PHOTOCOPY

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003b. email	Steven Simon to Richard Clarke; re: International Cooperation (1 page)	09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003c. email	Steven Simon to Richard Clarke; re: International Cooperation (1 page)	09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
003d. cable	Christopher Ross to Ambassador at London, Paris, et al; re: International Cooperation (2 pages)	circa, 09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

Freedom of Information Act - [5 U.S.C. 552(b)]

P1 National Security Classified Information [(a)(1) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004a. fax cover sheet	Richard Clarke to Chris Ross et al; re: Meeting (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(F)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

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Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
004b. agenda	re: List of Points to be Discussed at Meeting (1 page)	circa, 09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005a. fax cover sheet	re: Duplicate of 001a (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
005b. memo	Richard Clarke to Principals; re: Report of Chairman (3 pages)	09/11/1998	P1/b(1), P5

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006a. memo	Richard Clarke to Members of Special Coordination Group on International Crime; re: Summary of Conclusions (1 page)	09/10/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006b. fax cover sheet	Dick Clarke to Robert Newberry et al; re: Summary of Conclusions (2 pages)	09/10/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

RESTRICTION CODES

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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007a. memo	Richard Clarke to Members of Special Coordination Group (SCG); re: Summary of Conclusions (1 page)	09/10/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
007b. fax cover sheet	Dick Clarke to Larry Gaber et al; re: Summary of Conclusions (2 pages)	09/08/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(E), b(7)(F)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES**Presidential Records Act - [44 U.S.C. 2204(a)]**

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008a. memo	Carolyn Dollar to Officer-in-Charge; re: Request for Appointments (1 page)	09/02/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

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Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
008b. email	To Carolyn Dollar; re: Request for Appointments (1 page)	circa, 09/02/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES**Presidential Records Act - [44 U.S.C. 2204(a)]**

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Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
009a. fax cover sheet	William Wechsler to Rachel King et al; re: Summary of Conclusions (1 page)	09/14/1998	P1/b(1), P6/b(6), b(7)(C), b(7)(F)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F
jp243

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advise between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Withdrawal/Redaction Marker

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
009b. memo	William Wechsler to Working Group; re: Summary of Conclusions (1 page)	09/14/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

September 11, 1998

ACTION

MEMORANDUM FOR GLYN T. DAVIES

THROUGH: TRACEY A. JACOBSON

FROM: RICHARD A. CLARKE 

SUBJECT: Travel Authorization for Richard A. Clarke

Travel Authorization is hereby requested for Richard A. Clarke to travel to New York city, New York on or about September 17, 1998 and, returning on or about the same day. Mr. Clarke has been invited to be the keynote speaker at the "Security in the Year 2001" conference, sponsored by Westergaard Online Systems, Inc. The Department of State will pay the cost of travel expenses and per diem.

RECOMMENDATION

That the NSC approve the travel request and sign the Travel Authorization form at Tab I.

Approve _____ Disapprove _____

Attachment

Tab I Travel Authorization Form

Tab II Invitational Letter

DATE: September 11, 1998

NSC STAFF TRAVEL AUTHORIZATION

1. TRAVELER'S NAME: Richard A. Clarke
2. PURPOSE/EVENT (Include Dates): The keynote speaker at the "Security in the Year 2001" sponsored by Westergaard Online System.
3. ITINERARY (Please Attach Copy of Proposed Itinerary): (see attached)
4. DEPARTURE DATE: 09-17-98 RETURN DATE: 09-17-98
DEPARTURE TIME: 10:30am RETURN TIME: 5:00pm
5. MODE OF TRANSPORTATION:
GOVT AIR _____ COMMERCIAL AIR X POV _____ RAIL _____
OTHER _____
6. ESTIMATED EXPENSES:
TRANSPORTATION \$114.00 PER DIEM _____ OTHER _____
TOTAL _____
7. WHO PAYS EXPENSES: NSC X OTHER _____
IF NOT NSC, DESCRIBE SOURCE AND ARRANGEMENTS: _____
8. WILL FAMILY MEMBER ACCOMPANY YOU: YES _____ NO _____
IF SO, WHO PAYS FOR FAMILY MEMBER (If Travel Not Paid By Traveler, Describe Source & Arrangements): _____
9. TRAVEL ADVANCE REQUESTED: _____
10. REMARKS (Use This Space to Indicate Any Additional Items You Would Like to Appear on Your Travel Orders): _____
11. TRAVELER'S SIGNATURE: 
12. APPROVALS: Senior Director 
Director of Administration _____
Executive Secretary _____

EASYLINK 3717494L001 11SEP98 15:45/15:47 EST
FROM: 62029160
AMERICAN EXPRESS TRAVEL
TO: 2024569360

SALES PERSON: 47
CUSTOMER NBR: 1695000024

ITINERARY

SSSZCJ

DATE: 11 SEP 98
PAGE: 01

TO: WHITE HOUSE TRAVEL
1600 PENNSYLVANIA AVE
WASH DC 20500

FOR: CLARKE/RICHARD

17 SEP 98 - THURSDAY

AIR	DELTA AIR LINES INC	FLT:1748	COACH	SNACK/BRUNCH
	LV WASHINGTON REAGAN		1030A	EQP: 727 STRETCH
	DEPART: TERMINAL B/C			01HR 00MIN
	AR NEW YORK LGA		1130A	NON-STOP
	ARRIVE: MARINE AIR TERMINAL			REF: 7VOPDT
AIR	DELTA AIR LINES INC	FLT:1761	COACH	SNACK/BRUNCH
	LV NEW YORK LGA		430P	EQP: 727 STRETCH
	DEPART: MARINE AIR TERMINAL			01HR 05MIN
	AR WASHINGTON REAGAN		536P	NON-STOP
	ARRIVE: TERMINAL B/C			REF: 7VOPDT

10 MAR 99 - WEDNESDAY

OTHER WASHINGTON
HAVE A GREAT TRIP

CONTINUED ON PAGE 2

SALES PERSON: 47
CUSTOMER NBR: 1695000024

ITINERARY
SSSZCJ

DATE: 11 SEP 98
PAGE: 02

TO: WHITE HOUSE TRAVEL
1600 PENNSYLVANIA AVE
WASH DC 20500

FOR: CLARKE/RICHARD

. TOTAL AIR FARE USD114.00
AIR FARE SUBJECT TO CHANGE. PLEASE CALL FOR CORRECT
FARE BEFORE PROCESSING TRAVEL AUTHORIZATION.

. SECURITY ALERT INFORMATION
DUE TO THE FAA MANDATED INCREASE IN AIRPORT SECURITY
YOU MAY BE REQUIRED TO PRODUCE A PHOTO IDENTIFICATION
AT AIRPORT CHECKIN.

FOR AFTER HOUR EMERGENCIES
CALL 800-847-0242/YOUR HOTLINE CODE IS S-KC52

. REMINDER
ALL FREQUENT FLYER BENEFITS EARNED ON OFFICIAL TRAVEL
ARE THE SOLE PROPERTY OF THE U.S. GOVERNMENT AND CANNOT
BE REDEEMED FOR PERSONAL USE.

. ALL UNUSED TICKETS ARE TO BE RETURNED TO AMERICAN
EXPRESS OR YOUR TRAVEL COORDINATOR IMMEDIATELY UPON
RETURN FROM TRAVEL OR WHEN TRIP HAS BEEN CANCELED.

. THANK YOU FOR TRAVELING WITH AMERICAN EXPRESS.

**SECURITY
2001**
A LOOK AHEAD

AUG 21 1998

by fax

Tuesday, August 18, 1998

Mr. Richard A. Clarke
National Coordinator for Infrastructure Protection & Counterterrorism
National Security Council, Room 302
Old Executive Office Building
Washington, D.C. 20504

Dear Mr. Clarke,

I recently read your profile in the September issue of WIRED magazine. I write to see if you are available for speaking engagements, and if so, whether you would be interested in delivering the keynote luncheon speech at our upcoming September 17th investors conference, at the Waldorf-Astoria Hotel, New York City.

My company, Westergaard Online Systems, Inc., and its predecessors have been on the forefront of emerging company investment research since the early 1960s, (see attached bio of John Westergaard), and have been producing annual investor conferences at the Waldorf-Astoria Hotel since the mid-1970s. Our September conference focuses on emerging publicly held companies in the security/crime control industry. This year our Conference theme is "Security in the Year 2001."

Westergaard conferences traditionally feature a keynote luncheon speaker, whose area of expertise ties into the theme of the conference and/or to topical world events. Past speakers have included Dr. Alan Greenspan, Senator Daniel Patrick Moynihan, the economist Dr. Ed Yardeni, and other leaders in their respective fields.

I had thought that a timely and relevant topic for a this year's keynote speech would be the radically new security threats developing as we move into the 21st century, possibly tying in the public/private sector cooperation required to effectively counter these threats.

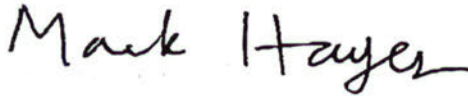
I must say, when I read your profile in WIRED, I immediately felt you would be ideal for such a topic. And I know that this theme would be greatly appreciated and supported by our conference audience of investors and security company executives.

I would also anticipate strong press coverage of such a keynote speech.

I look forward to hearing from your office whether this is something which would be of interest to you. I am available at your convenience to provide complete information about my firm, our conference production activities, and the upcoming SECURITY2001 Conference.

We have also extended inquiries to UN Chief Iraqi Arms Inspector, Richard Butler, and to FBI Director, Louis Freeh, exploring their interest and availability to be the keynote speaker. We would be especially grateful to your office if they could let us know quickly, should previous commitments make it impossible for you to consider our invitation.

Sincerely,



Mark Hayes
SECURITY2001 Conference Chairman
Tel: 212-947-0849

~~cc: Mr. Anthony Johnson~~

Westergaard Waldorf Keynote Speakers

1978

Alan Greenspan

1979Edson Gould
Findings & Forecasts**1980**Charles Rolo
Money Magazine**1981**

Alan Greenspan

1982

George Gilder

1983Dr. Daniel Bell
Harvard UniversityU.S. Senator
Daniel Patrick Moynihan**1984**

Kevin Phillips

1985

Dr. Pierre Rinfret

1986

Kevin Phillips

1987David Birch
Job Creation In America**1988**George J.W. Goodman
Adam Smith's Money World**1989**

Dr. Daniel Bell

1990George J.W. Goodman
Adam Smith's Money World**1991**Charles A. Lebens
Chairman, Bridge
Information SystemsDan Tolkowsky
Commander
Israeli Air Force, Retired**1992**

Kevin Phillips

Matthew B. Schneider
Willkie Farr & Gallagher**1993**U.S. Senator
Daniel Patrick MoynihanMichael Maher
C.J. Lawrence & Co.Peter Scher
Senate Committee on
Environment & Public WorksFred Graefe
Baker/HostetlerWilliam Nasgovitz
Heartland AdvisorsCharles Royce
Royce OTC MicrocapPhilip L. Carret
A Money Mind at Ninety**1994**

Kevin Phillips

Charles Maxwell
C.J. Lawrence & Co.Fred Graefe
Baker/HostetlerLawrence Auriema
Kaufman Fund**1995**Charles Maxwell
C.J. Lawrence & Co.William R. Grant, CFA
Galen AssociatesDr. Richard Geist
Financial Strategies
& InvestingWilliam Nasgovitz
Heartland Advisors**1996**William E. Bough, Jr.
SAICMari Bari
Deutsche Morgan
Grenfell/CJLAlan Simpson
Communications Links, Ltd.Tony Keyes
"Y2K Investor"**1997**Philip L. Carret
A Money Mind at Ninety

Albert E. Whitehead

Seven Seas Petroleum

Bob Cohen
ITAAJeff Jinnett, Esq.
LeBoeuf Computing
Technologies, L.L.C.Norman Strauss
Ernst & Young, L.L.P.James J. Woodward
Cap Gemini AmericaPaul Erickson
The Prudential CorporationDr. Ed Yardeni
Deutsche Morgan Grenfell

FAQs About Westergaard's Waldorf Astoria Conferences

About John Westergaard

John Westergaard is founder, CEO and Chairman of Westergaard Online Systems, Inc. He is Publisher/Editor of wbn.com sister internet publications Westergaard Online and Westergaard Year 2000. John entered the investment business in 1957 as a trainee with Standard & Poor's Corporation where he eventually served as a member of the President's Staff. He co-founded Equity Research Associates, first predecessor to Westergaard Online Systems, Inc., in 1960.

In 1968, John formed a New York Stock Exchange member firm, which he later sold. From 1978 to 1990 he served as a Managing Director of Ladenburg Thalmann & Co., Inc., investment bankers and members of the NYSE for over 100 years. He has been a guest numerous times on the nationally syndicated TV program Wall Street Week with Louis Rukeyser, and a featured guest on CNN News, CNBC, Consuelo Mack's Dow Jones Report, Adam Smith's Money World and other business television programs. He has published widely on investment matters in professional journals including Business & Society Review, the Journal of Portfolio Management and various general publications.

A member of the New York Society of Security Analysts, Westergaard has been a featured speaker before that society as well as the Los Angeles Society of Financial Analysts, the Richmond Society of Financial Analysts, the Financial Analysts Society of Detroit, the Annual Convention of the Financial Analysts Federation and the Annual Convention of Institutional Investor Magazine. Westergaard has lectured at Harvard Business School, Yale University and Wharton School of Business.

Westergaard, Williams College '53 has served as counselor and campaign treasurer to U.S. Senator Daniel Patrick Moynihan of New York since 1965. He served as advance man for Senator John F. Kennedy in 1960, and was a candidate for the New York State Senate that year. He is 45 years old (with 60 years experience).

UNCLASSIFIED
NSC/RMO PROFILE

RECORD ID: 9806250
RECEIVED: 10 SEP 98 18

TO: BERGER

FROM: MONTGOMERY
CLARKE

DOC DATE: 10 SEP 98
SOURCE REF:

KEYWORDS: INFRASTRUCTURE

ANSA

PERSONS:

SUBJECT: CEREMONY & RECEPTION FOR GEN MARSH & PCCIP

ACTION: NOTED BY BERGER W/ COMMENT

DUE DATE: 16 SEP 98 STATUS: C

STAFF OFFICER: MONTGOMERY

LOGREF:

FILES: WH

NSCP:

CODES:

D O C U M E N T D I S T R I B U T I O N

FOR ACTION

FOR CONCURRENCE

FOR INFO
CLARKE
MONTGOMERY
NSC CHRON

COMMENTS: _____

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSDRS

CLOSED BY: NSGP

DOC 1 OF 1

UNCLASSIFIED

UNCLASSIFIED
ACTION DATA SUMMARY REPORT

RECORD ID: 9806250

DOC ACTION OFFICER

001 BERGER
001

CAO ASSIGNED ACTION REQUIRED

Z 98091413 FOR DECISION
X 98091506 NOTED BY BERGER W/ COMMENT

UNCLASSIFIED

National Security Council
The White House

9/11/82

PROOFED BY: _____ LOG # 6250
URGENT NOT PROOFED: _____ SYSTEM PRS NSC INT ARS
BYPASSED WW DESK: _____ DOCLOG TE A/O _____

	SEQUENCE TO	INITIAL/DATE	DISPOSITION
Cosgriff			
Rice	<u>1</u>	<u>Kp 9/10</u>	
Davies			
Kerrick			
Steinberg			
Berger	<u>2</u>	<u>A</u>	
Situation Room			
West Wing Desk	<u>3</u>		<u>N</u>
Records Mgt.			

A = Action I = Information D = Dispatch R = Retain N = No Further Action

cc: Montsano
Fowler Kerrick

1988 SEP 11 AM 12:17
COMMENTS:

Exec Sec Office has diskette no

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20504

September 10, 1998

ACTION

MEMORANDUM FOR SAMUEL R. BERGER

THROUGH: RICHARD A. CLARKE *RA*

FROM: MARK C. MONTGOMERY *M*

SUBJECT: Ceremony and Reception for General Marsh and the
PCCIP Committee

Request you drop in at the ceremony and reception for General Robert Marsh and the President's Commission on Critical Infrastructure Protection (PCCIP) Advisory and Steering Committees in the Indian Treaty Room between 1300 and 1315 on Wednesday, 16 September. The invitation is contained in Tab 1. The reception runs from 1300 to 1400, the ceremony would start when you arrive, and would require a few words from you about the success of the PCCIP. We would provide you with brief remarks.

This is an excellent opportunity to thank General Marsh and his Committees for their superb efforts. As with the critical infrastructure offsite, your brief presence at this meeting will send the right signal about the administration's commitment to critical infrastructure protection. It is expected that Senator Sam Nunn and Ms. Jamie Gorelick will attend.

If you are unable to attend, ~~the ceremony will be hosted by Mr. Clarke.~~ *will make remarks on your behalf.*

RECOMMENDATION

That you drop in at this event.

Approve *RA* Disapprove _____

unless conflict

Attachment

Tab A Event Invitation



**CRITICAL INFRASTRUCTURE
ASSURANCE OFFICE**

PO BOX 46258
WASHINGTON DC 20050-6258

The Director of the Critical Infrastructure Assurance Office,
Mr. Jeffrey A. Hunker, requests the pleasure of your company
at a ceremony acknowledging the contributions of the
President's Commission on Critical Infrastructure Protection
and its Advisory and Steering Committees.

The program will include special recognition of
General Robert T. Marsh, Commission Chairman
On Wednesday, the sixteenth day of September,
Nineteen hundred and ninety-eight

At one o'clock in the
Indian Treaty Room of the Old Executive Office Building

Reception following
RSVP by September 14, 1998
703-696-9395 ext. 235

Business attire

TO: DAVIES

FROM: JUKES, J

DOC DATE: 28 JUL 98
SOURCE REF: REJ548

KEYWORDS: DRUGS
CANADA

LATIN AMERICA
LEGISLATIVE REFERRAL

PERSONS:

SUBJECT: OMB REQUEST FOR VIEWS ON HR 4300 / WESTERN HEMISPHERE DRUG
ELIMINATION ACT

ACTION: PREPARE MEMO DAVIES TO JUKES

DUE DATE: 14 AUG 98 STATUS: S

STAFF OFFICER: ROSA

LOGREF:

FILES: WH

NSCP:

CODES:

DOCUMENT DISTRIBUTION

FOR ACTION
ROSA

FOR CONCURRENCE
BAKER

FOR INFO
CLARKE

Cardyn -

*Pls close out by annotating:
"OBE - no comments ~~very~~ provided;
NFAR" ...*

I do not need a copy...

9/16

*Tx,
Fred*

9/16/98 NFAR
COMMENTS:

*9/16/98 - OBE - no comments provided.
per + Rosa.*

DISPATCHED BY _____ DATE _____ BY HAND W/ATTCH

OPENED BY: NSDRS

CLOSED BY:

DOC 1 OF 1

Withdrawal/Redaction Marker

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
010. memo	James Jukes to Legislative Liaison Officer; re: OMB Request for Views on Western Hemisphere Drug Elimination Act (2 pages)	07/28/1998	P1/b(1)

COLLECTION:

Clinton Presidential Records
National Security Council
Richard A. Clarke (Transnational Threats (TNT))
OA/Box Number: 1758

FOLDER TITLE:

September Chron - 1998 [4]

2006-0191-F

jp243

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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

SUBJECT: OMB Request for Views on HR4300 Western Hemisphere Drug

If your response to this request for views is short (e.g., concur/no comment), we prefer that you respond by e-mail or by faxing us this response sheet. If the response is short and you prefer to call, please call the branch-wide line shown below (NOT the analyst's line) to leave a message with a legislative assistant.

Please include the LRM number shown above, and the subject shown below.

FROM: _____ (Date)
 _____ (Name)
 _____ (Agency)
 _____ (Telephone)

☐ Concur
☐ No Objection
☐ No Comment
☐ See proposed edits on pages _____
☐ Other: _____
☐ FAX RETURN of _____ pages, attached to this response sheet

HR 4300 IH

105th CONGRESS

2d Session

H. R. 4300

To support enhanced drug interdiction efforts in the major transit countries and support a comprehensive supply eradication and crop substitution program in source countries.

IN THE HOUSE OF REPRESENTATIVES

July 22, 1998

Mr. MCCOLLUM (for himself, Mr. HASTERT, Mr. RANGEL, Mr. GOSS, Mr. GINGRICH, Mr. ARMEY, Mr. DELAY, Mr. PORTMAN, Mr. HYDE, Mr. GILMAN, Mr. KOLBE, Mr. ROGERS, Mr. ADERHOLT, Ms. GRANGER, Mr. HUTCHINSON, Mr. KINGSTON, Mr. LATHAM, Mr. LEWIS of Kentucky, Mr. MICA, Mrs. MYRICK, Mr. NETHERCUTT, Mrs. NORTHUP, Mr. PAPPAS, Mr. ROGAN, Mr. SESSIONS, Mr. SOUDER, Mr. WAMP, Mr. WATTS of Oklahoma, Mr. BALLENGER, Mr. BARR of Georgia, Mr. CALVERT, Mr. ENGLISH of Pennsylvania, Mr. GALLEGLY, Mr. LEACH, Mr. SHUSTER, Ms. DUNN, Mr. DUNCAN, Mr. SNOWBARGER, Mr. KASICH, Mr. DOOLITTLE, Mr. WICKER, Mr. BLUNT, and Mr. GILCHREST) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committees on Ways and Means, the Judiciary, National Security, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To support enhanced drug interdiction efforts in the major transit countries and support a comprehensive supply eradication and crop substitution program in source countries.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE- This Act may be cited as the 'Western Hemisphere Drug Elimination Act'.

(b) TABLE OF CONTENTS- The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Findings and statement of policy.

TITLE I--ENHANCED SOURCE AND TRANSIT COUNTRY COVERAGE

Sec. 101. Expansion of aircraft coverage and operation in source and transit countries.

Sec. 102. Expansion of maritime coverage and operation in source and transit countries.

Sec. 103. Expansion of radar coverage and operation in source and transit countries.

TITLE II--ENHANCED ERADICATION AND INTERDICTION STRATEGY IN SOURCE COUNTRIES

Sec. 201. Additional eradication resources for Colombia.

Sec. 202. Additional eradication resources for Peru.

Sec. 203. Additional eradication resources for Bolivia.

Sec. 204. Additional eradication resources for Mexico.

Sec. 205. Miscellaneous additional eradication resources.

Sec. 206. Bureau of International Narcotics and Law Enforcement Affairs.

Sec. 207. Report on transferring international narcotics assistance activities to a United States law enforcement agency.

TITLE III--ENHANCED ALTERNATIVE CROP DEVELOPMENT SUPPORT IN SOURCE ZONE

Sec. 301. Alternative crop development support.

TITLE IV--ENHANCED INTERNATIONAL LAW ENFORCEMENT TRAINING

Sec. 401. Enhanced international law enforcement academy training.

Sec. 402. Enhanced United States drug enforcement international training.

Sec. 403. Provision of nonlethal equipment to foreign law enforcement organizations for cooperative illicit narcotics control activities.

TITLE V--ENHANCED DRUG TRANSIT AND SOURCE ZONE LAW ENFORCEMENT OPERATIONS AND EQUIPMENT

Sec. 501. Increased funding for operations and equipment.

Sec. 502. Sense of Congress regarding priority of drug interdiction and counter-drug activities.

TITLE VI--RELATIONSHIP TO OTHER LAWS

Sec. 601. Authorizations of appropriations.

SEC. 2. FINDINGS AND STATEMENT OF POLICY.

(a) FINDINGS- Congress makes the following findings:

(1) Teenage drug use in the United States has doubled since 1993.

(2) The drug crisis facing the United States is a top national security threat.

(3) The spread of illicit drugs through United States borders cannot be halted without an effective drug interdiction strategy.

(4) Effective drug interdiction efforts have been shown to limit the availability of illicit

narcotics, drive up the street price, support demand reduction efforts, and decrease overall drug trafficking and use.

(5) A prerequisite for reducing youth drug use is increasing the price of drugs. To increase price substantially, at least 60 percent of drugs must be interdicted.

(6) In 1987, the national drug control budget maintained a significant balance between demand and supply reduction efforts, illustrated as follows:

(A) 29 percent of the total drug control budget expenditures for demand reduction programs.

(B) 38 percent of the total drug control budget expenditures for domestic law enforcement.

(C) 33 percent of the total drug control budget expenditures for international drug interdiction efforts.

(7) In the late 1980's and early 1990's, counternarcotic efforts were successful, specifically in protecting the borders of the United States from penetration by illegal narcotics through increased seizures by the United States Coast Guard and other agencies, including a 302 percent increase in pounds of cocaine seized between 1987 and 1991.

(8) Limiting the availability of narcotics to drug traffickers in the United States had a promising effect as illustrated by the decline of illicit drug use between 1988 and 1991, through a--

(A) 13 percent reduction in total drug use;

(B) 35 percent drop in cocaine use; and

(C) 16 percent decrease in marijuana use.

(9) In 1993, drug interdiction efforts in the transit zones were reduced due to an imbalance in the national drug control strategy. This trend has continued through 1995 as shown by the following figures:

(A) 35 percent for demand reduction programs.

(B) 53 percent for domestic law enforcement.

(C) 12 percent for international drug interdiction efforts.

(10) Supply reduction efforts became a lower priority for the Administration and the seizures by the United States Coast Guard and other agencies decreased as shown by a 68 percent decrease in the pounds of cocaine seized between 1991 and 1996.

(11) Reductions in funding for comprehensive interdiction operations like OPERATION GATEWAY, an initiative that encompassed all areas of interdiction and attempted to disrupt the operating methods of drug smugglers along the entire United States border, have created unprotected United States border areas which smugglers exploit to move their product into the United States.

(12) The result of this new imbalance in the national drug control strategy caused the drug situation in the United States to become a crisis with serious consequences including--

(A) doubling of drug-abuse-related arrests for minors between 1992 and 1996;

- (B) 70 percent increase in overall drug use among children aged 12 to 17;
- (C) 80 percent increase in drug use for graduating seniors since 1992;
- (D) a sharp drop in the price of 1 pure gram of heroin from \$1,647 in 1992 to \$966 in February 1996; and
- (E) a reduction in the street price of 1 gram of cocaine from \$123 to \$104 between 1993 and 1994.

(13) The percentage change in drug use since 1992, among graduating high school students who used drugs in the past 12 months, has substantially increased--marijuana use is up 80 percent, cocaine use is up 80 percent, and heroin use is up 100 percent.

(b) STATEMENT OF POLICY- It is the policy of the United States to--

(1) reduce the supply of drugs and drug use through an enhanced drug interdiction effort in the major drug transit countries, a comprehensive supply country eradication and crop substitution program, because a commitment of increased resources in international drug interdiction efforts will create a balanced national drug control strategy among demand reduction, law enforcement, and international drug interdiction efforts; and

(2) support policies and dedicate the resources necessary to reduce the flow of illegal drugs into the United States by not less than 80 percent by December 31, 2001.

TITLE I--ENHANCED SOURCE AND TRANSIT COUNTRY COVERAGE

SEC. 101. EXPANSION OF AIRCRAFT COVERAGE AND OPERATION IN SOURCE AND TRANSIT COUNTRIES.

(a) DEPARTMENT OF THE TREASURY- Funds are authorized to be appropriated for the Department of the Treasury for fiscal years 1999, 2000, and 2001 for the enhancement of air coverage and operation for drug source and transit countries, as follows:

(1) For procurement of 10 P-3B Early Warning aircraft for the United States Customs Service to enhance overhead air coverage of drug source zone countries, the total amount of \$430,000,000.

(2) For the dedicated deployment of 10 P-3B Slick airplanes for the United States Customs Service to enhance overhead air coverage of the drug source zone, the total amount of \$150,000,000.

(3) For each of fiscal years 2000 and 2001 for operation and maintenance of 10 P-3B Early Warning aircraft for the United States Customs Service

to enhance overhead air coverage of drug source zone countries, \$23,500,000.

(4) For each of fiscal years 2000 and 2001 for personnel for the 10 P-3B Early Warning aircraft for the United States Customs Service to enhance overhead air coverage of drug source zone countries, \$12,500,000.

(5) For each of fiscal years 2000 and 2001 for operation and maintenance of 10 P-3B Slick airplanes for the United States Customs Service to enhance overhead coverage of the drug source zone, \$23,500,000.

(6) For each of fiscal years 2000 and 2001 for personnel for the 10 P-3B Slick airplanes for the United States Customs Service to enhance overhead air coverage of drug source zone

countries, \$12,500,000.

(7) For each of fiscal years 1999, 2000, and 2001 for operation and maintenance for overhead air coverage for Colombia, \$6,000,000.

(8) For each of fiscal years 1999, 2000, and 2001 for operation and maintenance for overhead air coverage for Bolivia, \$2,000,000.

(9) For each of fiscal years 1999, 2000, and 2001 for operation and maintenance for overhead air coverage for Peru, \$6,000,000.

(10) For each of fiscal years 1999, 2000, and 2001 for operation and maintenance for overhead coverage for the Caribbean and Eastern Pacific regions, \$25,000,000.

(b) DEPARTMENT OF DEFENSE-

(1) Funds are authorized to be appropriated for the Department of Defense for fiscal years 1999, 2000, and 2001 for the enhancement of air coverage for drug source and transit countries, as follows:

(A) For purchase and for operation and maintenance of 1 Schweizer observation aircraft (to be piloted by pilots under contract with the United States), the total amount of \$3,000,000, of which--

(i) \$1,500,000 is for procurement, Defense-wide; and

(ii) \$500,000 for each such fiscal year is for operation and maintenance, Defense-wide.

(B) For purchase and for operation and maintenance of 2 Schweizer observation/spray aircraft (to be piloted by pilots under contract with the United States), the total amount of \$6,000,000, of which--

(i) \$3,000,000 is for procurement, Defense-wide; and

(ii) \$1,000,000 for each such fiscal year is for operation and maintenance, Defense-wide.

(C) For each such fiscal year for operation and maintenance of 1 J-31 observation aircraft to provide reconnaissance in support of Colombian and Peruvian counterdrug intelligence needs and direct support for operations against river-coastal drug shipments and drug labs, \$4,000,000.

(D) For each such fiscal year for operation and maintenance of an airbase referred to in paragraph (2), \$1,000,000.

(2)(A) Using amounts appropriated pursuant to subparagraph (B), the Secretary of the Air Force may acquire real property and carry out military construction projects in the amount of \$300,000,000 to establish an airbase for use for support of counternarcotics operations in the Southern Caribbean, Northern South America, and the Eastern Pacific, to be located between 90 degrees west longitude on the western boundary and 60 degrees west longitude on the eastern boundary and between the Equator for the southern boundary and the Tropic of Cancer for the northern boundary.

(B) Funds are authorized to be appropriated for fiscal years beginning after September 30, 1998, for military construction and land acquisition for an airbase referred to in subparagraph (A) in the total amount of \$300,000,000.

SEC. 102. EXPANSION OF MARITIME COVERAGE AND OPERATION IN SOURCE AND TRANSIT COUNTRIES.

Funds are authorized to be appropriated for the Department of Transportation for fiscal years 1999, 2000, and 2001 for the enhancement of United States Coast Guard maritime coverage and operation in drug source and transit countries, as follows:

- (1) For construction of 6 United States Coast Guard medium endurance cutters, the total amount of \$289,000,000.
- (2) For each such fiscal year for operation and maintenance of 10 10-meter rigid hull inflatable interceptor fast boats, \$500,000.
- (3) For acquisition and construction of 7 United States Coast Guard 87-foot maritime drug interdiction patrol boats, the total amount of \$30,390,000.
- (4) For each such fiscal year for operation of 7 United States Coast Guard 87-foot maritime drug interdiction patrol boats, \$4,510,000.
- (5) For each such fiscal year for support, operation, and maintenance of 1 United States Coast Guard PC-170, \$2,890,000.
- (6) For each such fiscal year for operation and maintenance of 2 reactivated United States Coast Guard T-AGOS with C-41 suite for detection and monitoring, \$6,180,000.
- (7) For acquisition and construction of 2 additional United States Coast Guard T-AGOS, the total amount of \$9,740,000.

SEC. 103. EXPANSION OF RADAR COVERAGE AND OPERATION IN SOURCE AND TRANSIT COUNTRIES.

Funds are authorized to be appropriated for the Department of Defense for fiscal years 1999, 2000, and 2001 for the enhancement of radar coverage in drug source and transit countries, as follows:

- (1) For each such fiscal year for operation and maintenance, Defense-wide, for establishment of Relocatable Over the Horizon Radar capability to provide radar coverage of the eastern Pacific area and South America, \$15,000,000.
- (2) For restoration of aerostat coverage at Georgetown, Exuma, Bahamas, the total amount of \$13,500,000, of which--
 - (A) the total amount of \$4,500,000 is for procurement, Defense-wide; and
 - (B) \$3,000,000 for each such fiscal year is for operation and maintenance, Defense-wide.
- (3) For each such fiscal year for operation and maintenance, Defense-wide, for establishment of ground-based radar coverage at Guantanamo Bay Naval Base, Cuba, \$300,000.

TITLE II--ENHANCED ERADICATION AND INTERDICTION STRATEGY IN SOURCE COUNTRIES**SEC. 201. ADDITIONAL ERADICATION RESOURCES FOR COLOMBIA.**

- (a) DEPARTMENT OF STATE- Funds are authorized to be appropriated for the Department of

State for fiscal years 1999, 2000, and 2001 for the enhancement of drug-related eradication efforts in Colombia, as follows:

- (1) For each such fiscal year for sustaining support of the helicopters and fixed wing fleet of the national police of Colombia, \$6,000,000.
 - (2) For the purchase of DC-3 transport aircraft for the national police of Colombia, the total amount of \$2,000,000.
 - (3) For acquisition of concertina wire and tunneling detection systems at the La Picota prison of the national police of Colombia, the total amount of \$1,250,000.
 - (4) For the purchase of minigun systems for the national police of Colombia, the total amount of \$6,000,000.
 - (5) For the purchase of 6 UH-60L Black Hawk utility helicopters for the national police of Colombia, the total amount of \$60,000,000 for procurement and an additional amount of \$12,000,000 for each such fiscal year for operation, maintenance, and training.
- (b) DEPARTMENT OF DEFENSE- Funds are authorized to be appropriated for the Department of Defense for fiscal years 1999, 2000, and 2001 for the enhancement of drug-related eradication efforts in Colombia, as follows:

- (1) For procurement, Defense-wide, for upgrade of 50 UH-1H helicopters to the Huey II configuration equipped with miniguns for the use of the national police of Colombia, the total amount of \$70,000,000.
- (2) For each such fiscal year for operation and maintenance, Defense-wide, for forward deployment of 5 riverine operations maintenance platforms for the use of the Army of Colombia, \$2,000,000.

SEC. 202. ADDITIONAL ERADICATION RESOURCES FOR PERU.

(a) DEPARTMENT OF STATE- Funds are authorized to be appropriated for the Department of State for fiscal years 1999, 2000, and 2001 for the establishment of a third drug interdiction site at Puerto Maldonado, Peru, to support air bridge and riverine missions for enhancement of drug-related eradication efforts in Peru, the total amount of \$3,000,000, and an additional amount of \$1,000,000 for each of fiscal years 2000 and 2001 for operation and maintenance.

(b) DEPARTMENT OF DEFENSE-

(1) IN GENERAL- There are authorized to be appropriated for the Department of Defense for each of fiscal years 1999, 2000, and 2001, \$500,000 for operation and maintenance, Defense-wide, for enhancement of drug interdiction efforts in Peru for

support of multinational riverine and small boat maintenance training programs in Iquitos, Peru.

(2) STUDY- The Secretary of Defense shall conduct a study of Peruvian counternarcotics air interdiction requirements and, not later than 90 days after the date of enactment of this Act, submit to Congress a report on the results of the study. The study shall include a review of the Peruvian Air Force's current and future requirements for counternarcotics air interdiction to complement the Peruvian Air Force's A-37 capability. There is authorized to be appropriated for the Department of Defense such amounts as may be necessary for carrying out the study.

SEC. 203. ADDITIONAL ERADICATION RESOURCES FOR BOLIVIA.

Funds are authorized to be appropriated for the Department of State for fiscal years 1999, 2000, and 2001 for enhancement of drug-related eradication efforts in Bolivia, as follows:

- (1) For each such fiscal year for support of air operations of the Red Devils of Bolivia, \$1,000,000.
- (2) For each such fiscal year for support of riverine operations of the Blue Devils of Bolivia, \$1,000,000.
- (3) For each such fiscal year for support of coca eradication programs, \$1,000,000.
- (4) For the procurement of 2 mobile x-ray machines with maintenance support for placement along the Chapare highway, the total amount of \$5,000,000 and an additional amount of \$1,000,000 for each such fiscal year for operation and maintenance.

SEC. 204. ADDITIONAL ERADICATION RESOURCES FOR MEXICO.

(a) IN GENERAL-

(1) **AUTHORITY TO PURCHASE HELICOPTERS-** Contingent on the agreement of the Government of Mexico to approve full diplomatic immunity for Drug Enforcement Administration personnel serving in Mexico with privileges granted to United States Government officials to carry weapons necessary for the performance of their duties, the Secretary of State, subject to the availability of appropriations, shall purchase 6 Bell 212 high altitude helicopters designated for opium eradication programs in the Mexican states of Guerrero, Jalisco, and Sinaloa, for enhancement of drug-related eradication efforts in Mexico.

(2) **AUTHORIZATION OF APPROPRIATIONS-** There is authorized to be appropriated to the Secretary of State during the period beginning on October 1, 1998, and on ending September 30, 2001, \$18,000,000 to carry out paragraph (1).

(b) SENSE OF CONGRESS- It is the sense of Congress that--

- (1) all United States law enforcement personnel serving in Mexico should be accorded the same status as diplomatic and consular personnel serving at United States posts in Mexico; and
- (2) all Mexican narcotics law enforcement personnel serving in the United States should be accorded the same diplomatic and consular status as Drug Enforcement Administration personnel serving in Mexico.

SEC. 205. MISCELLANEOUS ADDITIONAL ERADICATION RESOURCES.

Funds are authorized to be appropriated for the Department of State for fiscal years 1999, 2000, and 2001 for enhanced precursor chemical control projects, in the total amount of \$500,000.

SEC. 206. BUREAU OF INTERNATIONAL NARCOTICS AND LAW ENFORCEMENT AFFAIRS.

(a) **QUALIFICATIONS FOR SERVICE-** Notwithstanding any other provision of law, any individual serving in the position of assistant secretary in any department or agency of the Federal Government who has primary responsibility for international narcotics control and law enforcement, and the principal deputy of any such assistant secretary, shall have substantial professional qualifications in the fields of--

- (1) management; and

(2) Federal law enforcement, or intelligence.

(b) FOREIGN MILITARY SALES-

(1) IN GENERAL- Notwithstanding any other provision of law, upon the receipt by the Department of State of a formal letter of request for any foreign military sales counternarcotics-related assistance from the head of any police, military, or other appropriate security agency official, the implementation and processing of the counternarcotics foreign military sales request shall be the sole responsibility of the Department of Defense, which is the traditional lead agency in providing military equipment and supplies abroad.

(2) ROLE OF STATE DEPARTMENT- The Department of State shall continue to have a consultative role with the Department of Defense in the processing of the request described in paragraph (1), after receipt of the letter of request, for all counternarcotics-related foreign military sales assistance.

SEC. 207. REPORT ON TRANSFERRING INTERNATIONAL NARCOTICS ASSISTANCE ACTIVITIES TO A UNITED STATES LAW ENFORCEMENT AGENCY.

(a) SENSE OF CONGRESS- It is the sense of Congress that the responsiveness and effectiveness of international narcotics assistance activities under the Department of State have been severely hampered due, in part, to the lack of law enforcement expertise by responsible personnel in the Department of State.

(b) REPORT REQUIREMENT-

(1) IN GENERAL- Not later than 6 months after the date of enactment of this Act, the Director of National Drug Control Policy shall prepare and submit to the appropriate committees a report, which shall--

(A) evaluate the responsiveness and effectiveness of international narcotics assistance activities under the Department of State during the preceding 2 fiscal years; and

(B) assesses of the feasibility costs and steps needed to achieve a transfer of the Bureau of International Narcotics and Law Enforcement Affairs of the Department of State to the Drug Enforcement Administration.

(2) RECOMMENDATION AND EXPLANATION- The study submitted under paragraph (1) shall include the recommendation of the Director and detailed explanatory statement regarding whether the overseas activities of the Bureau of International Narcotics and Law Enforcement Affairs of the Department of State should be transferred to the Drug Enforcement Administration.

(3) AUTHORIZATION OF APPROPRIATIONS- There is authorized to be appropriated to the Office on National Drug Control Policy \$500,000 to carry out the study under this section.

(c) DEFINITIONS- In this section, the term 'appropriate committees' means--

(1) the Committees on Appropriations, Armed Services, Foreign Relations, and the Judiciary of the Senate;

(2) the Committees on Appropriations, International Relations, National Security, and the Judiciary of the House of Representatives; and

(3) the Select Committees on Intelligence of the House of Representatives and the Senate.

TITLE III--ENHANCED ALTERNATIVE CROP DEVELOPMENT SUPPORT IN SOURCE ZONE

SEC. 301. ALTERNATIVE CROP DEVELOPMENT SUPPORT.

Funds are authorized to be appropriated for the United States Agency for International Development for fiscal years 1999, 2000, and 2001 for alternative development programs, as follows:

- (1) For startup costs of programs in the Guaviare, Putumayo, and Caqueta regions in Colombia, the total amount of \$5,000,000 and an additional amount of \$5,000,000 for each of fiscal years 2000 and 2001 for operation and maintenance costs.
- (2) For each of fiscal years 1999, 2000, and 2001 for enhanced programs in the Ucayali, Apurimac, and Huallaga Valley regions in Peru, \$50,000,000.
- (3) For each of fiscal years 1999, 2000, and 2001 for enhanced programs in the Chapare and Yungas regions in Bolivia, \$5,000,000.

TITLE IV--ENHANCED INTERNATIONAL LAW ENFORCEMENT TRAINING

SEC. 401. ENHANCED INTERNATIONAL LAW ENFORCEMENT ACADEMY TRAINING.

(a) **ENHANCED INTERNATIONAL LAW ENFORCEMENT ACADEMY TRAINING-** Funds are authorized to be appropriated for the Department of Justice for fiscal years 1999, 2000, and 2001 for the establishment and operation of international law enforcement academies to carry out law enforcement training activities, as follows:

- (1) For the establishment and operation of an academy, which shall serve Latin America and the Caribbean, the total amount of \$3,000,000 and an additional amount of \$1,200,000 for each of fiscal years 2000 and 2001 for operation and maintenance costs.
- (2) For the establishment and operation of an academy in Bangkok, Thailand, which shall serve Asia, the total amount of \$2,000,000 and an additional amount of \$1,200,000 for each of fiscal years 2000 and 2001 for operation and maintenance costs.
- (3) For each such fiscal year for the establishment and operation of an academy in South Africa, which shall serve Africa, \$1,200,000.

(b) **MARITIME LAW ENFORCEMENT TRAINING CENTER-** Funds are authorized to be appropriated for the Department of Transportation and the Department of the Treasury for fiscal years 1999, 2000, and 2001 for the joint establishment, operation, and maintenance in San Juan, Puerto Rico, of a center for training law enforcement personnel of countries located in the Latin American and Caribbean regions in matters relating to maritime law enforcement, including customs-related ports management matters, as follows:

- (1) For each such fiscal year for funding by the Department of Transportation, \$1,500,000.
- (2) For each such fiscal year for funding by the Department of the Treasury, \$1,500,000.

(c) **UNITED STATES COAST GUARD INTERNATIONAL MARITIME TRAINING VESSEL-** Funds are authorized to be appropriated for the Department of Transportation for fiscal years 1999, 2000, and 2001 for the establishment, operation, and maintenance of maritime training

vessels, as follows:

(1) For a vessel for international maritime training, which shall visit participating Latin American and Caribbean nations on a rotating schedule in order to provide law enforcement training and to

perform maintenance on participating national assets, the total amount of \$7,500,000.

(2) For each such fiscal year for support of the United States Coast Guard Balsam Class Buoy Tender training vessel, \$2,500,000.

SEC. 402. ENHANCED UNITED STATES DRUG ENFORCEMENT INTERNATIONAL TRAINING.

(a) MEXICO- Funds are authorized to be appropriated for the Department of Justice for fiscal years 1999, 2000, and 2001 for substantial exchanges for Mexican judges, prosecutors, and police, in the total amount of \$2,000,000 for each such fiscal year.

(b) BRAZIL- Funds are authorized to be appropriated for the Department of Justice for fiscal years 1999, 2000, and 2001 for enhanced support for the Brazilian Federal Police Training Center, in the total amount of \$1,000,000 for each such fiscal year.

(c) PANAMA-

(1) IN GENERAL- Funds are authorized to be appropriated for the Department of Defense for fiscal years 1999, 2000, and 2001 for operation and maintenance, Defense-wide, for locating and operating Coast Guard and Navy assets so as to strengthen the capability of the Coast Guard of Panama to patrol the Atlantic and Pacific coasts of Panama for drug enforcement and interdiction activities, in the total amount of \$1,000,000 for each such fiscal year.

(2) ELIGIBILITY TO RECEIVE TRAINING- Notwithstanding any other provision of law, members of the national police of Panama shall be eligible to receive training through the International Military Education Training program.

(d) VENEZUELA- There are authorized to be appropriated for the Department of Defense for each of fiscal years 1999, 2000, and 2001, \$1,000,000 for operation and maintenance, Defense-wide, for support for the Venezuelan Joint National Guard and Judicial Technical Police Counterdrug Intelligence Center.

(e) ECUADOR- Funds are authorized to be appropriated for the Department of Transportation and the Department of the Treasury for each of fiscal years 1999, 2000, and 2001 for the buildup of local coast guard and port control in Guayaquil and Esmeraldas, Ecuador, as follows:

(1) For each such fiscal year for the Department of Transportation, \$500,000.

(2) For each such fiscal year for the Department of the Treasury, \$500,000.

(f) HAITI AND THE DOMINICAN REPUBLIC- Funds are authorized to be appropriated for the Department of the Treasury for each of fiscal years 1999, 2000, and 2001, \$500,000 for the buildup of local coast guard and port control in Haiti and the Dominican Republic.

(g) CENTRAL AMERICA- There are authorized to be appropriated for the Department of the Treasury for each of fiscal years 1999, 2000, and 2001, \$12,000,000 for the buildup of local coast guard and port control in Belize, Costa Rica, El Salvador, Guatemala, Honduras, and Nicaragua.

SEC. 403. PROVISION OF NONLETHAL EQUIPMENT TO FOREIGN LAW

ENFORCEMENT ORGANIZATIONS FOR COOPERATIVE ILLICIT NARCOTICS CONTROL ACTIVITIES.

(a) **IN GENERAL-** The Administrator of the Drug Enforcement Administration, in consultation with the Secretary of State, may transfer or lease not more than \$250,000 worth of nonlethal equipment to foreign law enforcement organizations for the purpose of establishing and carrying out cooperative illicit narcotics control activities.

(b) **ADDITIONAL REQUIREMENT-** The Administrator shall provide for the maintenance and repair of any equipment transferred or leased under subsection (a).

TITLE V--ENHANCED DRUG TRANSIT AND SOURCE ZONE LAW ENFORCEMENT OPERATIONS AND EQUIPMENT**SEC. 501. INCREASED FUNDING FOR OPERATIONS AND EQUIPMENT.**

(a) **DRUG ENFORCEMENT ADMINISTRATION-** Funds are authorized to be appropriated for the Drug Enforcement Administration for fiscal years 1999, 2000, and 2001 for enhancement of counternarcotic operations in drug transit and source countries, as follows:

(1) For support of the Merlin program, the total amount of \$8,272,000.

(2) For support of the intercept program, the total amount of \$4,500,000.

(3) For support of the Narcotics Enforcement Data Retrieval System, the total amount of \$2,400,000.

(4) For support of the Caribbean Initiative, the total amount of \$3,515,000.

(5) For the hire of special agents, administrative and investigative support personnel, and intelligence analysts for overseas assignments in foreign posts, the total amount of \$40,213,000.

(b) **DEPARTMENT OF TRANSPORTATION-** Funds are authorized to be appropriated for the Department of Transportation for fiscal years 1999, 2000, and 2001 for enhancement of United States Coast Guard counternarcotic operations in drug transit and source countries, as follows:

(1) For enhancement of Forward Looking Infra-Red and Global Positioning Systems capability for the United States Coast Guard and Blackhawk helicopters, the total amount of \$2,100,000.

(2) For each such fiscal year for increased HH-65A patrol hours, \$2,100,000.

(3) For each such fiscal year for increased HC-130 patrol hours, \$830,000.

(4) For each such fiscal year for increased United States Coast Guard patrol boat hours and support, \$7,480,000.

(5) For installation of satellite communications systems on 110-foot patrol boats, the total amount of \$12,780,000.

(6) For installation of Forward Looking Infra-Red on United States Coast Guard HU-25 maritime patrol aircraft, the total amount of \$9,000,000.

(7) For each such fiscal year for operation and maintenance support of 10 United States Coast Guard aircraft in the transit zone ending 1 year after the date of enactment of this Act, \$10,000,000.

(8) For each such fiscal year for restoration and maintenance of United States Coast Guard 'Frontier Lance', by positioning additional United States Navy assets at Barahona, Dominican Republic, and Cayes, Haiti, \$1,000,000.

(9) For increased spending for international law enforcement training, the total amount of \$1,500,000.

(10) For 3 HU-25 maritime patrol aircraft, the total amount of \$4,610,000 for activation and an additional amount of \$1,000,000 for each such fiscal year for operation and maintenance.

(c) DEPARTMENT OF DEFENSE- Funds are authorized to be appropriated for the Department of Defense for fiscal years 1999, 2000, and 2001 for the enhancement of counternarcotics operations in drug source and transit countries, as follows:

(1) For operation and maintenance, Defense-wide, for deployment of intelligent acoustic detection buoys in the Florida Straits and Bahamas, the total amount of \$1,000,000.

(2) For each such fiscal year for operation and maintenance, Defense-wide for positioning Navy assets at Barahona, Dominican Republic, and Les Cayes, Haiti, to restore and maintain Operation Frontier Lance of the Coast Guard, \$1,000,000.

(3) For operation and maintenance, Defense-wide, for a nonlethal technology program to enhance countermeasures against the threat of transportation of drugs by so-called Go-Fast boats, the total amount of \$2,100,000.

(4) For each such fiscal year, for operation and maintenance, Defense-wide, \$2,000,000, for consolidation, at a Department of Defense facility, Key West, Florida, of the following facilities:

(A) The Joint Interagency Task Force, East, Key West, Florida.

(B) The Joint Interagency Task Force, West, Alameda, California.

(C) The Joint Interagency Task Force, South, Panama City, Panama.

(D) The Joint Task Force 6, El Paso, Texas.

(5) For procurement, Defense-wide, for enhancement of Forward Looking Infra-Red and Global Positioning Systems capability for the Department of Defense for Blackhawk helicopters used in Operation The Bahamas, Turks and Caicos, the total amount of \$3,200,000.

(d) DEPARTMENT OF STATE- Funds are authorized to be appropriated for the Department of State for fiscal year 1999, 2000, and 2001 for the deployment of commercial unclassified intelligence and imaging data and a Passive Coherent Location System for counternarcotics and interdiction purposes in the Western Hemisphere, the total amount of \$20,000,000.

(e) DEPARTMENT OF THE TREASURY- Funds are authorized to be appropriated for the United States Customs Service for fiscal years 1999, 2000, and 2001 for enhancement of counternarcotic operations in drug transit and source countries, as follows:

(1) For refurbishment of 30 interceptor and Blue Water Platform vessels in the Caribbean maritime fleet, the total amount of \$3,500,000.

(2) For purchase of 9 new interceptor vessels in the Caribbean maritime fleet, the total amount of \$2,000,000.

- (3) For the hire and training of 25 special agents for maritime operations in the Caribbean, the total amount of \$2,500,000.
- (4) For purchase of 60 automotive vehicles for ground use in South Florida, \$1,500,000.
- (5) For each such fiscal year for operation and maintenance support for 10 United States Customs Service Citations Aircraft to be dedicated for the source and transit zone, the total amount of \$10,000,000.
- (6) For purchase of 5 CTX-5000 x-ray machines to enhance detection capabilities with respect to narcotics, explosives, and currency, the total amount of \$7,000,000.

SEC. 502. SENSE OF CONGRESS REGARDING PRIORITY OF DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES.

It is the sense of Congress that the Secretary of Defense should revise the Global Military Force Policy of the Department of Defense in order--

- (1) to treat the international drug interdiction and counter-drug activities of the Department as a military operation other than war, thereby elevating the priority given such activities under the Policy to the next priority below the priority given to war under the Policy and to the same priority as is given to peacekeeping operations under the Policy; and
- (2) to allocate the assets of the Department to drug interdiction and counter-drug activities in accordance with the priority given those activities.

TITLE VI--RELATIONSHIP TO OTHER LAWS

SEC. 601. AUTHORIZATIONS OF APPROPRIATIONS.

The funds authorized to be appropriated for any department or agency of the Federal Government for fiscal years 1999, 2000, or 2001 by this Act are in addition to funds authorized to be appropriated for that department or agency for fiscal year 1999, 2000, or 2001 by any other provision of law.

END