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16 July 1970

MEMORANDUM FOR THE RECORD

SUBJECT: Senate Armed Services Committee Action on the Military Procurement Authorization Bill

1. The following are some highlights of the Senate Armed Services Committee's action on the Military Procurement Bill (H. R. 17123) provision authorizing funds for free world forces in support of Vietnamese forces:

a. Section 502 of the bill provides that:

"(a)(1) Not to exceed \$2, 500, 000, 000 of the funds authorized for appropriation for the use of the Armed Forces of the United States under this or any other Act are authorized to be made available for their stated purposes to support: (A) Vietnamese and other free world forces in support of Vietnamese forces, (B) local forces in Laos and Thailand; and for related costs, during the fiscal year 1971 on such terms and conditions as the Secretary of Defense may determine."

b. Since 1966 the annual Military Procurement Bill has authorized the use of funds in support of free world forces in Vietnam. H. R. 17123 passed the House in this form.

c. In reporting out the bill the Senate Armed Services Committee expressed its support of the President's action in using this authority in the 1970 act in border sanctuary operations in Cambodia, but noted that doubt had been expressed as to whether the words "in Vietnam" provided sufficient authorization for this type of action. To avoid any misunderstanding the Committee changed that language to "in support of Vietnamese forces."

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d. The Committee report makes it clear that use of the authority is to be limited to border sanctuary and related operations in Cambodia and the protective reaction strikes in these locations.

e. Ed Braswell says that the Committee received no suggestions from the Defense Department in response to a request to DOD for substitute language to that contained in the original bill. The Pentagon presumably chose to place its reliance on the words ". . . on such terms and conditions as the Secretary of Defense may determine."

f. The Committee's action is an attempt to provide a broader statutory base for possible future military action (such as the recent operation into Cambodia) without creating too much of a stir among Senate doves.



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Acting Legislative Counsel

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15 July 1970

MEMORANDUM FOR THE RECORD

SUBJECT: CIARDS Legislative Proposals

1. Pursuant to the request of the Deputy Director for Support, a change has been effected in the subject proposals, submitted on 26 June to the Office of Management and Budget for clearance, to increase the limitation on retirements for the period 1 July 1969 through 30 June 1974 from 400 to 800 vice 700.

2. With respect to the legislative package, this specifically means:

- a. "Draft Bill", page 8, line 15 - word "seven" now reads "eight";
- b. "Changes in Existing Law", page 6, line 4 of section 236 - word "seven" now reads "eight".

3. This change was effected with the cooperation of Mr. Alan Johnson, who is substituting for Mr. Victor Zafra, in Legislative Reference, Office of Management and Budget, during the latter's absence on vacation. New pages reflecting this change are attached.



Assistant Legislative Counsel

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