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NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20506

January 21, 1987

TR

MEMORANDUM FOR RONALD K. PETERSON

FROM: GRANT S. GREEN, JR. *Bob for*

SUBJECT: DOD Draft Proposal 100-43 re School of the Americas

NSC concurs in the subject proposal to shift certain funding responsibilities from IMET to DOD accounts.

NSC# 8700389

NATIONAL SECURITY COUNCIL
WASHINGTON, D.C. 20508

ACTION

January 20, 1987

MEMORANDUM FOR GRANT S. GREEN, JR.

FROM: MICHAEL DONLEY ^{MD}

SUBJECT: DOD Draft Bill re School of the Americas

NSC views were requested by OMB concerning a DOD draft proposal to shift certain sources of funding for the School of the Americas.

Until 1984, the School of the Americas was located at Ft. Gulick, Panama Canal Zone. SOTAs has been funded through two sources within the IMET budget: operation and maintenance paid through funds appropriated to the President (FAP), and tuition paid through deposits to individual country accounts.

With the SOTAs now being located at Fort Benning, Georgia, the use of FAP for operation and maintenance is no longer appropriate. The proposed bill would shift this responsibility to DOD. Tuition would still be paid through IMET.

Recommendation

That you initial and forward the memo to Peterson at Tab I, indicating NSC concurrence in the bill.

Approve WMPG Disapprove _____

^{WC} Bill Cockell, ^{by phone} Allison Fortier, and ^{DRF} Steve Farrar concur.

Attachments

Tab I Memorandum for Peterson, OMB
Tab II Incoming memorandum with proposal DOD 100-43



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

0389

SPECIAL

January 16, 1987

LEGISLATIVE REFERRAL MEMORANDUM

TO: Legislative Liaison Officer-

Department of State - Howdershell - 647-4463 (25)
National Security Council - Pearson - 456-6534
Agency for International Development - Lester - 647-8404
(02)

SUBJECT: DOD draft (100-43) "To amend title 10, USC, to delegate to the Secretary of Defense the authority to operate a military education and training program known as the School of Americas."

The Office of Management and Budget requests the views of your agency on the above subject before advising on its relationship to the program of the President, in accordance with OMB Circular A-19.

A response to this request for your views is needed no later than TUESDAY, FEBRUARY 17, 1987.

Questions should be referred to Thau/Rooney
the legislative analyst in this office.

(395-7300),

RONALD K. PETERSON FOR
Assistant Director for
Legislative Reference

Enclosures

cc: John Eisenhower - IAD
Bob Howard - NS
Ed Rea - BRD

SPECIAL



GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE

WASHINGTON, D.C. 20301

JAN 1988

Honorable James C. Miller III
Director, Office of Management and Budget
Washington, D.C. 20503

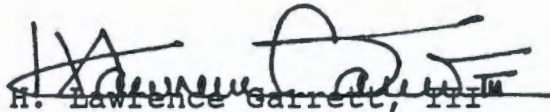
Dear Mr. Miller:

The attached legislative proposal, DOD 100-43 "To amend title 10, United States Code, to delegate to the Secretary of Defense the authority to operate a military education and training program known as the School of the Americas."

The Department of Defense FY 88 budget submission includes funding in the legislative contingency account to accommodate this proposal.

Advice is requested as to the relationship of the proposal to the program of the Administration.

Sincerely,


H. Lawrence Garrett, III

Enclosure



DEPARTMENT OF THE ARMY

WASHINGTON, D.C. 20310

Honorable James C. Wright, Jr.
Speaker of the House of Representatives
Washington, D.C. 20515

Dear Mr. Speaker:

Enclosed is a draft of legislation "To amend title 10, United States Code, to delegate to the Secretary of Defense the authority to operate a military education and training program known as the School of the Americas."

The proposal is part of the Department of Defense Legislative Program for the 100th Congress, and the Office of Management and Budget advises that, from the standpoint of the Administration's program, there is no objection to the presentation of this proposal for the consideration of the Congress. The Department of the Army has been designated the representative of the Department of Defense for this legislation. The Army recommends that the proposal be enacted by the Congress.

Purpose of the Legislation

The instant proposal would grant the Secretary of Defense authority to operate a military education and training facility to improve the professionalism of Latin American military members and to exclude from tuition fees charged the participating nations the fixed cost of operating and maintaining the facility. The training facility is to be known as United States Army School of the Americas.

Since 1949 the United States has operated a school, the United States Army School of the Americas (hereafter cited as USARSA), to provide military training and education to Latin American military members. The school was located at Fort Gulick, Panama. Under the joint agreement implementing the 1977 Panama Canal Treaty, the United States agreed to move the USARSA from Panama by the end of September 1984. The school was temporarily reestablished at Fort Benning, Georgia while a permanent location was sought. After an extensive study to find a permanent site for the school, including an examination of locations outside the continental United States, Fort Benning, Georgia was selected to be the permanent site of the facility. The cost of constructing academic, housing, and training facilities, as

well as the cost of providing other support services including medical, commissary and exchange facilities were greatly reduced by establishing the school at Fort Benning. Fort Benning already possesses sufficient facilities to fulfill the training, housing and academic needs of the school.

Historically, the general support costs of the school have been met with funds appropriated to the President as foreign assistance in support of the International Military Education and Training (IMET). While the school was in Panama the cost of operating the facility was divided into two areas, fixed base operating cost and tuition cost. In the former, reimbursement was made directly from IMET grant dollars shown as a line item in the Congressional Presentation Document. In the latter, tuition costs were financed by an IMET allocation directly to each country or through foreign military cash sales on a direct cost per course basis.

Although IMET funds may be used to provide military training and education within the United States and abroad to personnel of foreign countries, the propriety of using funds appropriated to the President as foreign assistance for international military education and training to subsidize the fixed base operating cost of a school now located on a U.S. training facility which would operate even without the presence of the USARSA is controversial. Accordingly, the proposal seeks authority to allow the Secretary of Defense authority to operate the school and to provide funds appropriated for the Department of Defense for the fixed base operating cost of the school. The tuition cost will remain financed by IMET allocations to the countries concerned. This will allow a clear delineation of funds and departmental functions.

Cost and Budget Data

The projected fixed base cost of operating the school is as follows:

(in millions)

<u>FY 88</u>	<u>FY 89</u>	<u>FY 90</u>	<u>FY 91</u>	<u>FY 92</u>
3.0	3.0	3.0	3.0	3.0

Sincerely,

Enclosure

Sec. 2. The tables of chapters at the beginning of subtitle A of title 10, United States Code, and at the beginning of part III of such subtitle are amended by inserting after the item relating to chapter 109 the following new item:

"110. Operation of the School of the Americas.....2181".

A B I L L

To amend title 10, United States Code, to delegate to the Secretary of Defense the authority to operate a military education and training program known as the School of the Americas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Part III of title 10, United States Code, is amended by adding at the end of Part III the following Chapter:

"CHAPTER 110 - OPERATION OF THE SCHOOL OF THE AMERICAS

"Sec.

2181. Authority and Accountability.

§2181. Authority and Accountability.

"Notwithstanding any other provision of law, the Secretary of Defense, under the direction of the President, may operate a military education and training facility known as the School of the Americas, for the purpose of improving the level of professionalism of Latin American military personnel. In establishing the appropriate level of tuition fees for participating nations, the Secretary of Defense may exclude the fixed costs of operating and maintaining the school. Such tuition fees shall be reimbursed from proceeds of sales made under the Arms Export Control Act or from funds made available to carry out chapter 5, part II of the Foreign Assistance Act of 1961."

National Security Council
The White House

ASLW.

System # _____

Package # 0389

DOCLOG ASLW. A/O _____

87 JAN 21 12:16

	SEQUENCE TO	HAS SEEN	DISPOSITION
Bob Pearson	<u>1</u>	<u>P</u>	<u>AA</u>
Grant Green	_____	_____	_____
Colin Powell	_____	_____	_____
Frank Carlucci	_____	_____	_____
Grant Green	_____	_____	_____
NSC Secretariat	<u>2</u>	_____	<u>J</u>
Situation Room	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

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

cc: VP Regan Buchanan Other GS6

COMMENTS Should be seen by: _____
(Date/Time)

NSC/S PROFILE

UNCLASSIFIED

ID 8700389

RECEIVED 16 JAN 87 19

TO PEARSON

FROM PETERSON, R

DOCDATE 16 JAN 87

KEYWORDS: DEFENSE POLICY

LEGISLATIVE REFERRAL

SUBJECT: DOD DRAFT RE DELEGATE TO SECDEF AUTHORITY TO OPERATE A MILITARY EDUCATION & TRAINING PROGRAM KNOWN AS SCHOOL OF AMERICAS

ACTION: PREPARE MEMO GREEN TO PETERSON DUE: 03 FEB 87 STATUS S FILES WH

FOR ACTION
DONLEY

FOR CONCURRENCE
~~SACHS~~
Fortier by phone

FOR INFO
MAHLEY
GRIMES
COCKELL
RODMAN

COMMENTS

REF# LOG NSCIFID (TC *DR*)

ACTION OFFICER (S)	ASSIGNED	ACTION REQUIRED	DUE	COPIES TO
<i>Green</i>	<i>X 1/21</i>	<i>For Sig</i>	<i>1/22</i>	<i>✓ ✓ ✓ ✓ ✓</i>
	<i>C 1/21</i>	<i>Pearson Sig</i>		<i>WRP, HBD, WAC, AB, SPF</i>

DISPATCH *✓* *DR 1/61* W/ATTCH FILE *WH* (C) *DR*