
**MILITARY CONSTRUCTION
APPROPRIATIONS ACT, 1998**

PUBLIC LAW 105-45

MILITARY CONSTRUCTION APPROPRIATIONS, 1998

111 STAT.

PUBLIC LAW 105-45—SEPT. 30, 1997

**Public Law 105-45
105th Congress****An Act**Sept. 30, 1997
[H.R. 2016]

Making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes.

Military
Construction
Appropriations
Act, 1998.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1998, for military construction, family housing, and base realignment and closure functions administered by the Department of Defense, and for other purposes, namely:

MILITARY CONSTRUCTION, ARMY

\$714,377,000

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Army as currently authorized by law, including personnel in the Army Corps of Engineers and other personal services necessary for the purposes of this appropriation, and for construction and operation of facilities in support of the functions of the Commander in Chief, \$714,377,000, to remain available until September 30, 2002: *Provided*, That of this amount, not to exceed \$65,577,000 shall be available for study, planning, design, architect and engineer services, and host nation support, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

MILITARY CONSTRUCTION, NAVY

683,666,000

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, facilities, and real property for the Navy as currently authorized by law, including personnel in the Naval Facilities Engineering Command and other personal services necessary for the purposes of this appropriation, \$683,666,000, to remain available until September 30, 2002: *Provided*, That of this amount, not to exceed \$46,489,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

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MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, facilities, and real property for the Air Force as currently authorized by law, \$701,855,000, to remain available until September 30, 2002: *Provided*, That of this amount, not to exceed \$44,880,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

\$701,855,000

MILITARY CONSTRUCTION, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For acquisition, construction, installation, and equipment of temporary or permanent public works, installations, facilities, and real property for activities and agencies of the Department of Defense (other than the military departments), as currently authorized by law, \$646,342,000, to remain available until September 30, 2002: *Provided*, That such amounts of this appropriation as may be determined by the Secretary of Defense may be transferred to such appropriations of the Department of Defense available for military construction or family housing as he may designate, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided further*, That of the amount appropriated, not to exceed \$48,850,000 shall be available for study, planning, design, architect and engineer services, as authorized by law, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

646,342,000

[*Total, Active components, \$2,746,240,000.*]

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army National Guard, and contributions therefor, as authorized by chapter 133 of title 10, United States Code, and Military Construction Authorization Acts, \$118,350,000, to remain available until September 30, 2002.

118,350,000

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air National Guard, and contributions therefor, as authorized by chapter 133 of title 10, United States Code, and Military Construction Authorization Acts, \$190,444,000, to remain available until September 30, 2002.

190,444,000

MILITARY CONSTRUCTION, ARMY RESERVE

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Army Reserve as authorized by chapter 133 of title 10, United

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\$74,167,000 States Code, and Military Construction Authorization Acts, \$74,167,000, to remain available until September 30, 2002.

MILITARY CONSTRUCTION, NAVAL RESERVE

47,329,000 For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the reserve components of the Navy and Marine Corps as authorized by chapter 133 of title 10, United States Code, and Military Construction Authorization Acts, \$47,329,000, to remain available until September 30, 2002.

MILITARY CONSTRUCTION, AIR FORCE RESERVE

30,243,000 For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the Air Force Reserve as authorized by chapter 133 of title 10, United States Code, and Military Construction Authorization Acts, \$30,243,000, to remain available until September 30, 2002.
 [Total, Reserve components, \$460,533,000.]
 [Total, Military construction, \$3,206,773,000.]

NORTH ATLANTIC TREATY ORGANIZATION

SECURITY INVESTMENT PROGRAM

152,600,000 For the United States share of the cost of the North Atlantic Treaty Organization Security Investment Program for the acquisition and construction of military facilities and installations (including international military headquarters) and for related expenses for the collective defense of the North Atlantic Treaty Area as authorized in Military Construction Authorization Acts and section 2806 of title 10, United States Code, \$152,600,000, to remain available until expended.

FAMILY HOUSING, ARMY

1,337,868,000 For expenses of family housing for the Army for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, \$197,300,000, to remain available until September 30, 2002; for Operation and Maintenance, and for debt payment, \$1,140,568,000; in all \$1,337,868,000.

FAMILY HOUSING, NAVY AND MARINE CORPS

1,370,336,000 For expenses of family housing for the Navy and Marine Corps for construction, including acquisition, replacement, addition, expansion, extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, \$393,832,000, to remain available until September 30, 2002; for Operation and Maintenance, and for debt payment, \$976,504,000; in all \$1,370,336,000.

FAMILY HOUSING, AIR FORCE

For expenses of family housing for the Air Force for construction, including acquisition, replacement, addition, expansion,

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extension and alteration and for operation and maintenance, including debt payment, leasing, minor construction, principal and interest charges, and insurance premiums, as authorized by law, as follows: for Construction, \$295,709,000, to remain available until September 30, 2002; for Operation and Maintenance, and for debt payment, \$830,234,000; in all \$1,125,943,000.

\$1,125,943,000

FAMILY HOUSING, DEFENSE-WIDE

For expenses of family housing for the activities and agencies of the Department of Defense (other than the military departments) for construction, including acquisition, replacement, addition, expansion, extension and alteration, and for operation and maintenance, leasing, and minor construction, as authorized by law, as follows: for Construction, \$4,950,000, to remain available until September 30, 2002; for Operation and Maintenance, \$32,724,000; in all \$37,674,000.

37,674,000

[*Total, Family housing, \$3,871,821,000.*]

BASE REALIGNMENT AND CLOSURE ACCOUNT, PART II

For deposit into the Department of Defense Base Closure Account 1990 established by section 2906(a)(1) of the Department of Defense Authorization Act, 1991 (Public Law 101-510), \$116,754,000, to remain available until expended: *Provided*, That not more than \$105,224,000 of the funds appropriated herein shall be available solely for environmental restoration, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

116,754,000

BASE REALIGNMENT AND CLOSURE ACCOUNT, PART III

For deposit into the Department of Defense Base Closure Account 1990 established by section 2906(a)(1) of the Department of Defense Authorization Act, 1991 (Public Law 101-510), \$768,702,000, to remain available until expended: *Provided*, That not more than \$398,499,000 of the funds appropriated herein shall be available solely for environmental restoration, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

768,702,000

BASE REALIGNMENT AND CLOSURE ACCOUNT, PART IV

For deposit into the Department of Defense Base Closure Account 1990 established by section 2906(a)(1) of the Department of Defense Authorization Act, 1991 (Public Law 101-510), \$1,175,398,000, to remain available until expended: *Provided*, That not more than \$353,604,000 of the funds appropriated herein shall be available solely for environmental restoration, unless the Secretary of Defense determines that additional obligations are necessary for such purposes and notifies the Committees on Appropriations of both Houses of Congress of his determination and the reasons therefor.

1,175,398,000

[*Total, Base realignment & closure accounts, \$2,060,854,000.*]

GENERAL PROVISIONS

SEC. 101. None of the funds appropriated in Military Construction Appropriations Acts shall be expended for payments under a cost-plus-a-fixed-fee contract for work, where cost estimates exceed \$25,000, to be performed within the United States, except Alaska, without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor: *Provided*, That the foregoing shall not apply in the case of contracts for environmental restoration at an installation that is being closed or realigned where payments are made from a Base Realignment and Closure Account.

SEC. 102. Funds appropriated to the Department of Defense for construction shall be available for hire of passenger motor vehicles.

SEC. 103. Funds appropriated to the Department of Defense for construction may be used for advances to the Federal Highway Administration, Department of Transportation, for the construction of access roads as authorized by section 210 of title 23, United States Code, when projects authorized therein are certified as important to the national defense by the Secretary of Defense.

SEC. 104. None of the funds appropriated in this Act may be used to begin construction of new bases inside the continental United States for which specific appropriations have not been made.

SEC. 105. No part of the funds provided in Military Construction Appropriations Acts shall be used for purchase of land or land easements in excess of 100 per centum of the value as determined by the Army Corps of Engineers or the Naval Facilities Engineering Command, except: (1) where there is a determination of value by a Federal court; or (2) purchases negotiated by the Attorney General or his designee; or (3) where the estimated value is less than \$25,000; or (4) as otherwise determined by the Secretary of Defense to be in the public interest.

SEC. 106. None of the funds appropriated in Military Construction Appropriations Acts shall be used to: (1) acquire land; (2) provide for site preparation; or (3) install utilities for any family housing, except housing for which funds have been made available in annual Military Construction Appropriations Acts.

SEC. 107. None of the funds appropriated in Military Construction Appropriations Acts for minor construction may be used to transfer or relocate any activity from one base or installation to another, without prior notification to the Committees on Appropriations.

SEC. 108. No part of the funds appropriated in Military Construction Appropriations Acts may be used for the procurement of steel for any construction project or activity for which American steel producers, fabricators, and manufacturers have been denied the opportunity to compete for such steel procurement.

SEC. 109. None of the funds available to the Department of Defense for military construction or family housing during the current fiscal year may be used to pay real property taxes in any foreign nation.

SEC. 110. None of the funds appropriated in Military Construction Appropriations Acts may be used to initiate a new installation overseas without prior notification to the Committees on Appropriations.

SEC. 111. None of the funds appropriated in Military Construction Appropriations Acts may be obligated for architect and engineer

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contracts estimated by the Government to exceed \$500,000 for projects to be accomplished in Japan, in any NATO member country, or in countries bordering the Arabian Gulf, unless such contracts are awarded to United States firms or United States firms in joint venture with host nation firms.

SEC. 112. None of the funds appropriated in Military Construction Appropriations Acts for military construction in the United States territories and possessions in the Pacific and on Kwajalein Atoll, or in countries bordering the Arabian Gulf, may be used to award any contract estimated by the Government to exceed \$1,000,000 to a foreign contractor: *Provided*, That this section shall not be applicable to contract awards for which the lowest responsive and responsible bid of a United States contractor exceeds the lowest responsive and responsible bid of a foreign contractor by greater than 20 per centum: *Provided further*, That this section shall not apply to contract awards for military construction on Kwajalein Atoll for which the lowest responsive and responsible bid is submitted by a Marshallese contractor.

SEC. 113. The Secretary of Defense is to inform the appropriate committees of Congress, including the Committees on Appropriations, of the plans and scope of any proposed military exercise involving United States personnel thirty days prior to its occurring, if amounts expended for construction, either temporary or permanent, are anticipated to exceed \$100,000.

Notification.

SEC. 114. Not more than 20 per centum of the appropriations in Military Construction Appropriations Acts which are limited for obligation during the current fiscal year shall be obligated during the last two months of the fiscal year.

(TRANSFER OF FUNDS)

SEC. 115. Funds appropriated to the Department of Defense for construction in prior years shall be available for construction authorized for each such military department by the authorizations enacted into law during the current session of Congress.

SEC. 116. For military construction or family housing projects that are being completed with funds otherwise expired or lapsed for obligation, expired or lapsed funds may be used to pay the cost of associated supervision, inspection, overhead, engineering and design on those projects and on subsequent claims, if any.

SEC. 117. Notwithstanding any other provision of law, any funds appropriated to a military department or defense agency for the construction of military projects may be obligated for a military construction project or contract, or for any portion of such a project or contract, at any time before the end of the fourth fiscal year after the fiscal year for which funds for such project were appropriated if the funds obligated for such project: (1) are obligated from funds available for military construction projects and (2) do not exceed the amount appropriated for such project, plus any amount by which the cost of such project is increased pursuant to law.

10 USC 2860
note.

(TRANSFER OF FUNDS)

SEC. 118. During the five-year period after appropriations available to the Department of Defense for military construction and family housing operation and maintenance and construction have

10 USC 2860
note.

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expired for obligation, upon a determination that such appropriations will not be necessary for the liquidation of obligations or for making authorized adjustments to such appropriations for obligations incurred during the period of availability of such appropriations, unobligated balances of such appropriations may be transferred into the appropriation "Foreign Currency Fluctuations, Construction, Defense" to be merged with and to be available for the same time period and for the same purposes as the appropriation to which transferred.

Reports.

SEC. 119. The Secretary of Defense is to provide the Committees on Appropriations of the Senate and the House of Representatives with an annual report by February 15, containing details of the specific actions proposed to be taken by the Department of Defense during the current fiscal year to encourage other member nations of the North Atlantic Treaty Organization, Japan, Korea, and United States allies bordering the Arabian Gulf to assume a greater share of the common defense burden of such nations and the United States.

(TRANSFER OF FUNDS)

SEC. 120. During the current fiscal year, in addition to any other transfer authority available to the Department of Defense, proceeds deposited to the Department of Defense Base Closure Account established by section 207(a)(1) of the Defense Authorization Amendments and Base Closure and Realignment Act (Public Law 100-526) pursuant to section 207(a)(2)(C) of such Act, may be transferred to the account established by section 2906(a)(1) of the Department of Defense Authorization Act, 1991, to be merged with, and to be available for the same purposes and the same time period as that account.

SEC. 121. No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c, popularly known as the "Buy American Act").

SEC. 122. (a) In the case of any equipment or products that may be authorized to be purchased with financial assistance provided under this Act, it is the sense of the Congress that entities receiving such assistance should, in expending the assistance, purchase only American-made equipment and products.

Notice.

(b) In providing financial assistance under this Act, the Secretary of the Treasury shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.

(TRANSFER OF FUNDS)

SEC. 123. (a) Subject to thirty days prior notification to the Committees on Appropriations, such additional amounts as may be determined by the Secretary of Defense may be transferred to the Department of Defense Family Housing Improvement Fund from amounts appropriated for construction in "Family Housing" accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund: *Provided*, That appropriations made available to the Fund shall be available to cover the costs, as defined in section 502(5) of the Congressional Budget Act of 1974, of direct

loans or loan guarantees issued by the Department of Defense pursuant to the provisions of subchapter IV of chapter 169, title 10, United States Code, pertaining to alternative means of acquiring and improving military family housing and supporting facilities.

(b) Subject to thirty days prior notification to the Committees on Appropriations, such additional amounts as may be determined by the Secretary of Defense may be transferred to the Department of Defense Military Unaccompanied Housing Improvement Fund from amounts appropriated for the acquisition or construction of military unaccompanied housing in "Military Construction" accounts, to be merged with and to be available for the same purposes and for the same period of time as amounts appropriated directly to the Fund: *Provided*, That appropriations made available to the Fund shall be available to cover the costs, as defined in section 502(5) of the Congressional Budget Act of 1974, of direct loans or loan guarantees issued by the Department of Defense pursuant to the provisions of subchapter IV of chapter 169, title 10, United States Code, pertaining to alternative means of acquiring and improving military unaccompanied housing and ancillary supporting facilities.

SEC. 124. Notwithstanding any other provision of law, appropriations made available to the Department of Defense Family Housing Improvement Fund shall be the sole source of funds available for planning, administrative, and oversight costs incurred by the Housing Revitalization Support Office relating to military family housing initiatives and military unaccompanied housing initiatives undertaken pursuant to the provisions of subchapter IV of chapter 169, title 10, United States Code, pertaining to alternative means of acquiring and improving military family housing, military unaccompanied housing, and supporting facilities.

SEC. 125. Notwithstanding any other provisions in this Act, the following accounts are hereby reduced by the specified amounts—

"Military Construction, Army", \$7,900,000;
 "Military Construction, Navy", \$5,600,000;
 "Military Construction, Air Force", \$7,600,000;
 "Military Construction, Defense-wide", \$6,100,000;
 "North Atlantic Treaty Organization Security Investment Program", \$1,000,000;
 "Base Realignment and Closure Account, Part III", \$8,000,000;
 "Base Realignment and Closure Account, Part IV", \$8,000,000;
 "Family Housing, Army", \$36,700,000;
 "Family Housing, Navy and Marine Corps", \$13,100,000;
 "Family Housing, Air Force", \$14,700,000; and
 "Family Housing, Defense-wide", \$100,000.

¹ — \$108,800,000

SEC. 126. Notwithstanding any other provision of law, from the funds appropriated in this Act for Military Construction, Army, the Secretary of the Army is directed to complete, using an Unspecified Minor Construction project, the Special Forces (Diver) Training Facility at Key West Naval Air Station, Florida, as authorized in the Military Construction Authorization Act for Fiscal Years 1990 and 1991 (Public Law 101-189).

SEC. 127. (a) LEASE OF PROPERTY AUTHORIZED.—Notwithstanding any other provision of law, the Secretary of the Navy (hereinafter referred to as the "Secretary") may lease, without monetary

Hawaii.

¹ Total reductions.

consideration, to the city and county of Honolulu (hereinafter referred to as the “city”) a parcel of land consisting of approximately 300 acres on Waipio Peninsula, Honolulu, Hawaii (hereinafter referred to as the “parcel”).

(b) RELATED EASEMENT.—The Secretary may also grant, without monetary consideration, an easement on, over, under and across that certain real property known as Waipio Point Access Road for access to and operation of the parcel.

(c) TERM.—The term of the lease and easement authorized under this section shall be fifty (50) years.

(d) CONDITION OF USE.—The lease and easement authorized under subsections (a) and (b) shall be subject to the following conditions:

(1) The city shall use the parcel for development and operation of a public soccer park and related recreational facilities, and for other civic and public purposes as may be approved by the Secretary.

(2) Facilities developed on the parcel shall be for public use and benefit; however, usage fees may be charged to defray facility operating and maintenance costs.

(3) The city shall comply with all explosive safety criteria affecting the city's use of the lease and easement areas, as established by the Secretary in connection with the explosive safety areas supporting the ordinance handling wharves located at West Loch Branch, Naval Magazine, Lualualei, Hawaii.

(4) The city shall, at its own cost and to the satisfaction of the Secretary, make any and all improvements to Waipio Point Access Road which the city determines are necessary to provide onstreet parking along said road, and adequate access to the parcel, including, but not limited to, any necessary appurtenant utility and drainage improvements. During the term of said easement, the cost of maintenance, repair and replacement of said road and improvements shall be borne by the city.

(5) The city shall install a non-potable irrigation water delivery system to service the parcel, and in doing so, the city shall size transmission lines capable of delivering approximately 2.5 million additional gallons of irrigation water per day to agricultural lands on Waipio Peninsula under the control of the Secretary.

(e) TERMINATION.—If the Secretary determines at any time that the parcel is not being used for a purpose specified in subsection (d)(1), the lease and easement authorized under subsections (a) and (b) may be terminated, and all right, title, and interest in and to such real property, including any improvements thereon, shall revert to the United States, and the United States shall have the right of immediate entry thereon.

(f) EFFECT OF EXPIRATION OF LEASE.—Unless otherwise specifically provided for in this section, at the end of the lease and easement term, the city shall either convey, without reimbursement, to the United States, all right, title, and interest of the city in and to the improvements subject to said lease and easement, or restore, to the extent practicable, the lease and easement areas to the satisfaction of the Secretary.

(g) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the property subject to this section shall be determined by a survey satisfactory to the Secretary. The cost of such survey shall be borne by the city.

(h) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the lease and easement to be granted under this section as the Secretary considers appropriate to protect the interests of the United States.

SEC. 128. (a) Not later than 60 days before issuing any solicitation for a contract with the private sector for military family housing or military unaccompanied housing, the Secretary of the military department concerned shall submit to the congressional defense committees the notice described in subsection (b).

Notice.

(b)(1) A notice referred to in subsection (a) is a notice of any guarantee (including the making of mortgage or rental payments) proposed to be made by the Secretary to the private party under the contract involved in the event of—

(A) the closure or realignment of the installation for which housing is provided under the contract;

(B) a reduction in force of units stationed at such installation; or

(C) the extended deployment overseas of units stationed at such installation.

(2) Each notice under this subsection shall specify the nature of the guarantee involved and assess the extent and likelihood, if any, of the liability of the Federal Government with respect to the guarantee.

(c) In this section, the term “congressional defense committees” means the following:

(1) The Committee on Armed Services and the Military Construction Subcommittee, Committee on Appropriations of the Senate.

(2) The Committee on National Security and the Military Construction Subcommittee, Committee on Appropriations of the House of Representatives.

This Act may be cited as the “Military Construction Appropriations Act, 1998”.

Approved September 30, 1997.

LEGISLATIVE HISTORY—H.R. 2016:

HOUSE REPORTS: Nos. 105-150 (Comm. on Appropriations) and 105-247 (Comm. of Conference).

SENATE REPORTS: No. 105-52 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 143 (1997):

July 8, considered and passed House.

July 22, considered and passed Senate, amended.

Sept. 16, House agreed to conference report.

Sept. 17, Senate agreed to conference report.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 33 (1997):

Sept. 30, Presidential statement.

Oct. 6, President’s special message on line item veto.

FEDERAL REGISTER, Vol. 62 (1997):

Oct. 7, Cancellation of items pursuant to the Line Item Veto Act.

Grand total, Military Construction Appropriation Act, 1998	¹ \$9,183,248,000
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¹ Included in Department of Defense totals.

CLERK’S NOTE:

- The Military Construction Appropriations Act for Fiscal Year 1998 was signed into law on September 30, 1997 as Public Law 105-45.
- On October 6, 1998, the President canceled budget authority (via “line-item veto”) for 38 projects, totaling \$286,718,000.
- A bill [H.R.2631] disapproving these cancellations of budget authority was introduced in the House on October 7, 1997. This bill passed the House on November 8, 1997, passed the Senate on November 9, 1997, and was vetoed by the President on November 13, 1997.
- The President’s budget request for fiscal year 1999 was submitted to Congress on February 2, 1998. Fiscal year 1998 information contained in the fiscal year 1999 request was based on the assumption that cancellations of budget authority (via “line-item veto”) would remain in effect.
- On February 5, 1998, the President’s veto of H.R. 2631 was overridden by the House. On February 25, the President’s veto of H.R. 2631 was overridden by the Senate. The bill H.R. 2631 became law as Public Law 105-159. Thus, the proposed cancellation of budget authority (via “line- item veto”) did not take effect.
- The following tables list the 38 projects that were the subject of the disapproved line item veto:

MILITARY CONSTRUCTION APPROPRIATIONS, 1998

FY 1998 Military Construction Appropriations [Public Law 105-45] Line-Item Veto

[In millions of dollars—Sorted by Account in CSBA Order]

Cancellation Number	Location	Project	Service	Amount	
ARMY					
97-4	California	Fort Irwin	Live Fire Command and Control Facility	Army	\$2,650
97-5	California	Fort Irwin	Rotational Wash Point	Army	8,500
97-8	Colorado	Fort Carson	Rail Yard Expansion (Phase I)	Army	16,000
97-18	Kentucky	Fort Campbell	Tactical Equipment Shop (Phase II)	Army	9,900
97-19	Kentucky	Fort Knox	Qualification Training Range (QTR)	Army	7,200
97-23	New Mexico	White Sands MR	Launch Complex Revitalization	Army	6,900
97-25	New York	Fort Drum	Aerial Gunnery Range (Phase I)	Army	9,000
97-27	North Carolina	Fort Bragg	MOUT Training Complex (Phase I)	Army	7,900
97-33	Texas	Fort Bliss	Ammunition Supply Point Expansion (Phase II)	Army	7,700
			Subtotal		75,750
NAVY					
97-6	California	Coronado	Waterfront Operations Building	Navy	10,100
97-9	Florida	Mayport NS	Pier Improvements	Navy	17,940
97-10	Florida	Whiting Field NAS	Runway Upgrades	Navy	1,300
97-12	Hawaii	Fort Derussy	Asian Pacific Center	Navy	9,500
97-15	Indiana	Crane NSWC	Chem-Bio Warfare Detection Center	Navy	4,120
97-20	Maryland	St. Inigoes NESEA	Maintenance Hangar	Navy	2,610
97-37	Virginia	Norfolk NAS	Air Operations Building	Navy	4,000
97-38	Virginia	Norfolk NS	Waterfront Improvements	Navy	19,910
97-39	Virginia	Yorktown NWS	Tomahawk Magazine	Navy	3,290
			Subtotal		72,770
AIR FORCE					
97-11	Georgia	Moody AFB	HH-60 Rescue Operations Facility	Air Force	6,800
97-13	Idaho	Mountain Home AFB	B-1B Avionics Building	Air Force	9,200
97-14	Idaho	Mountain Home AFB	F-15C Squadron Operations Facility	Air Force	3,750
97-17	Kansas	McConnell AFB	Transportation Complex	Air Force	2,850
97-21	Montana	Malmstrom AFB	Add / Alter Airmen Dining Facility	Air Force	4,500
97-22	Nevada	Nellis AFB	Munitions Maintenance Facility	Air Force	1,950
97-24	New Mexico	Kirtland AFB	Flight Simulation Training Facility	Air Force	14,000
97-32	Tennessee	Arnold AFB	Atmospheric Air Dryer Facility	Air Force	9,900
97-34	Texas	Dyess AFB	B-1 Squadron Operations/AMU	Air Force	10,000
97-35	Texas	Laughlin AFB	Corrosion Control Facility	Air Force	4,800
			Subtotal		67,750
ARMY NG					
97-30	South Carolina	Eastover	Regional Simulation Center	Army NG	3,823
97-31	South Dakota	Rapid City	Aviation Support Facility	Army NG	5,200
97-40	West Virginia	Camp Dawson	Armed Forces Reserve Center	Army NG	6,828
			Subtotal		15,851

**FY 1998 Military Construction Appropriations [Public Law 105-45] Line-Item Veto—
Continued**

[In millions of dollars—Sorted by Account in CSBA Order]

Cancellation Number	Location	Project	Service	Amount
ARMY				
RES				
97-28	Pennsylvania	Oakdale	Army Reserve Center/OMS/ AMSA (Phase I)	Army Res 6,000
97-36	Utah	Camp Williams	USARC / OMS	Army Res 12,714
			Subtotal	18,714
NAVAL				
RES				
97-7	California	Pasadena	Marine Corps Reserve Center	Naval Res 6,690
97-29	Pennsylvania	Johnstown	Reserve Hangar and Training Center	Naval Res 13,980
			Subtotal	20,670
AF RES				
97-16	Indiana	Grissom ARB	Base Civil Engineer Complex	AF Res 8,913
97-26	New York	Niagara Falls IAP	Consolidated Training Facility	AF Res 2,100
97-41	Wisconsin	Milwaukee	Aerial Port Training Facility	AF Res 4,200
			Subtotal	15,213
			Grand Total	\$286,718

FY 1998 Military Construction Appropriations [Public Law 105-45] Line-Item Veto
[In millions of dollars]

Cancellation Number	Location	Project	Service	Amount	
97-4	California	Fort Irwin	Live Fire Command and Control Facility	Army	\$2,650
97-5		Fort Irwin	Rotational Wash Point	Army	8,500
97-6		Coronado	Waterfront Operations Building	Navy	10,100
97-7		Pasadena	Marine Corps Reserve Center	Naval Res	6,690
97-8	Colorado	Fort Carson	Rail Yard Expansion (Phase I)	Army	16,000
97-9	Florida	Mayport NS	Pier Improvements	Navy	17,940
97-10		Whiting Field NAS	Runway Upgrades	Navy	1,300
97-11	Georgia	Moody AFB	HH-60 Rescue Operations Facility	Air Force	6,800
97-12	Hawaii	Fort Derussy	Asian Pacific Center	Navy	9,500
97-13	Idaho	Mountain Home AFB	B-1B Avionics Building	Air Force	9,200
97-14		Mountain Home AFB	F-15C Squadron Operations Facility	Air Force	3,750
97-15	Indiana	Crane NSWC	Chem-Bio Warfare Detection Center	Navy	4,120
97-16		Grissom ARB	Base Civil Engineer Complex	AF Res	8,913
97-17	Kansas	McConnell AFB	Transportation Complex	Air Force	2,850
97-18	Kentucky	Fort Campbell	Tactical Equipment Shop (Phase II)	Army	9,900
97-19		Fort Knox	Qualification Training Range (QTR)	Army	7,200
97-20	Maryland	St. Inigoes NESEA	Maintenance Hangar	Navy	2,610
97-21	Montana	Malmstrom AFB	Add/Alter Airmen Dining Facility	Air Force	4,500
97-22	Nevada	Nellis AFB	Munitions Maintenance Facility	Air Force	1,950
97-23	New Mexico	White Sands MR	Launch Complex Revitalization	Army	6,900
97-24		Kirtland AFB	Flight Simulation Training Facility	Air Force	14,000
97-25	New York	Fort Drum	Aerial Gunnery Range (Phase I)	Army	9,000
97-26		Niagara Falls IAP	Consolidated Training Facility	AF Res	2,100
97-27	North Carolina	Fort Bragg	MOUT Training Complex (Phase I)	Army	7,900
97-28	Pennsylvania	Oakdale	Army Reserve Center/OMS/AMSA (Phase I)	Army Res	6,000
97-29		Johnstown	Reserve Hangar and Training Center	Naval Res	13,980
97-30	South Carolina	Eastover	Regional Simulation Center	Army NG	3,823
97-31	South Dakota	Rapid City	Aviation Support Facility	Army NG	5,200
97-32	Tennessee	Arnold AFB	Atmospheric Air Dryer Facility	Air Force	9,900
97-33	Texas	Fort Bliss	Ammunition Supply Point Expansion (Phase II)	Army	7,700
97-34		Dyess AFB	B-1 Squadron Operations/AMU	Air Force	10,000
97-35		Laughlin AFB	Corrosion Control Facility	Air Force	4,800
97-36	Utah	Camp Williams	USARC / OMS	Army Res	12,714
97-37	Virginia	Norfolk NAS	Air Operations Building	Navy	4,000
97-38		Norfolk NS	Waterfront Improvements	Navy	19,910
97-39		Yorktown NWS	Tomahawk Magazine	Navy	3,290
97-40	West Virginia	Camp Dawson	Armed Forces Reserve Center	Army NG	6,828
97-41	Wisconsin	Milwaukee	Aerial Port Training Facility	AF Res	4,200
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					\$286,718