

Calendar No. 419

112TH CONGRESS
2^D SESSION

S. 3254

[Report No. 112-173]

To authorize appropriations for fiscal year 2013 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 4, 2012

Mr. LEVIN, from the Committee on Armed Services, reported the following original bill; which was read twice and placed on the calendar

A BILL

To authorize appropriations for fiscal year 2013 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Defense Au-
5 thorization Act for Fiscal Year 2013”.

1 **SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF**
 2 **CONTENTS.**

3 (a) DIVISIONS.—This Act is organized into four divi-
 4 sions as follows:

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 6 izations.

7 (2) Division B—Military Construction Author-
 8 izations.

9 (3) Division C—Department of Energy National
 10 Security Authorizations and Other Authorizations.

11 (4) Division D—Funding Tables.

12 (b) TABLE OF CONTENTS.—The table of contents for
 13 this Act is as follows:

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Sec. 2. Organization of Act into divisions; table of contents.

Sec. 3. Congressional defense committees.

Sec. 4. Scoring of budgetary effects.

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Sec. 122. Ford class aircraft carriers.

Sec. 123. Limitation on availability of amounts for second Ford class aircraft carrier.

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Sec. 125. Multiyear procurement authority for Arleigh Burke class destroyers and associated systems.

- Sec. 126. Authority for relocation of certain AEGIS weapon system assets between and within the DDG-51 class destroyer and AEGIS Ashore programs in order to meet mission requirements.
- Sec. 127. Designation of mission modules of the Littoral Combat Ship as a major defense acquisition program.
- Sec. 128. Transfer of certain fiscal year 2012 Procurement of Ammunition, Navy and Marine Corps funds.
- Sec. 129. Transfer of certain fiscal year 2012 Procurement, Marine Corps funds for procurement of weapons and combat vehicles.
- Sec. 130. Sense of Congress on Marine Corps amphibious lift and presence requirements.
- Sec. 131. Sense of Senate on Department of Navy fiscal year 2014 budget request for tactical aviation aircraft.

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- Sec. 236. Medium Extended Air Defense System.
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- Sec. 251. Mission Packages for the Littoral Combat Ship.
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- Sec. 2402. Authorized energy conservation projects.
- Sec. 2403. Authorization of appropriations, Defense Agencies.
- Sec. 2404. Extension of authorization of certain fiscal year 2010 project.
- Sec. 2405. Modification of authority to carry out certain fiscal year 2012 project.
- Sec. 2406. Additional authority to carry out certain fiscal year 2013 project.

Subtitle B—Chemical Demilitarization Authorizations

- Sec. 2411. Authorization of appropriations, chemical demilitarization construction, defense-wide.
- Sec. 2412. Modification of authority to carry out certain fiscal year 1997 project.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

- Sec. 2501. Authorized NATO construction and land acquisition projects.
- Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

Subtitle A—Project Authorizations and Authorization of Appropriations

- Sec. 2601. Authorized Army National Guard construction and land acquisition projects.
- Sec. 2602. Authorized Army Reserve construction and land acquisition projects.
- Sec. 2603. Authorized Navy Reserve and Marine Corps Reserve construction and land acquisition projects.
- Sec. 2604. Authorized Air National Guard construction and land acquisition projects.
- Sec. 2605. Authorized Air Force Reserve construction and land acquisition projects.
- Sec. 2606. Authorization of appropriations, National Guard and Reserve.

Subtitle B—Other Matters

- Sec. 2611. Extension of authorization of certain fiscal year 2009 project.
- Sec. 2612. Extension of authorization of certain fiscal year 2010 projects.

TITLE XXVII—BASE REALIGNMENT AND CLOSURE ACTIVITIES

- Sec. 2701. Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 1990.
- Sec. 2702. Authorization of appropriations for base realignment and closure activities funded through Department of Defense Base Closure Account 2005.
- Sec. 2703. Technical amendments to section 2702 of fiscal year 2012 Act.
- Sec. 2704. Criteria for decisions involving certain base closure and realignment activities.

TITLE XXVIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

- Sec. 2801. Authorized cost and scope variations.
- Sec. 2802. Comptroller General report on in-kind payments.
- Sec. 2803. Extension of temporary, limited authority to use operation and maintenance funds for construction projects in certain areas outside the United States.

Subtitle B—Real Property and Facilities Administration

- Sec. 2811. Authority to accept as consideration for leases of non-excess property of military departments and Defense Agencies real property interests and natural resource management services related to agreements to limit encroachment.
- Sec. 2812. Clarification of parties with whom Department of Defense may conduct exchanges of real property at military installations.

Subtitle C—Energy Security

- Sec. 2821. Guidance on financing for renewable energy projects.
- Sec. 2822. Continuation of limitation on use of funds for Leadership in Energy and Environmental Design (LEED) Gold or Platinum certification.
- Sec. 2823. Prohibition on biofuel refinery construction.

Subtitle D—Land Conveyances

- Sec. 2831. Land conveyance, local training area for Browning Army Reserve Center, Utah.
- Sec. 2832. Use of proceeds, land conveyance, Tyndall Air Force Base, Florida.

Subtitle E—Other Matters

- Sec. 2841. Clarification of authority of Secretary to assist with development of public infrastructure in connection with the establishment or expansion of a military installation.
- Sec. 2842. Petersburg National Battlefield boundary modification.
- Sec. 2843. Congressional notification with respect to oversight and maintenance of base cemeteries following closure of overseas military installations.

DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

- Sec. 3101. National Nuclear Security Administration.
- Sec. 3102. Defense environmental cleanup.
- Sec. 3103. Other defense activities.

Subtitle B—Program Authorizations, Restrictions, and Limitations

- Sec. 3111. Replacement project for Chemistry and Metallurgy Research Building, Los Alamos National Laboratory, New Mexico.
- Sec. 3112. Submittal to Congress of selected acquisition reports and independent cost estimates on nuclear weapon systems undergoing life extension.

- Sec. 3113. Two-year extension of schedule for disposition of weapons-usable plutonium at Savannah River Site, Aiken, South Carolina.
- Sec. 3114. Program on scientific engagement for nonproliferation.
- Sec. 3115. Repeal of requirement for annual update of Department of Energy defense nuclear facilities workforce restructuring plan.
- Sec. 3116. Quarterly reports to Congress on financial balances for atomic energy defense activities.
- Sec. 3117. Transparency in contractor performance evaluations by the National Nuclear Security Administration leading to award fees.
- Sec. 3118. Expansion of authority to establish certain scientific, engineering, and technical positions.
- Sec. 3119. Modification and extension of authority on acceptance of contributions for acceleration of removal or security of fissile materials, radiological materials, and related equipment at vulnerable sites worldwide.
- Sec. 3120. Cost containment for Y-12 Uranium Processing Facility, Y-12 National Security Complex, Oak Ridge, Tennessee.
- Sec. 3121. Authority to restore certain formerly Restricted Data to the Restricted Data category.

Subtitle C—Reports

- Sec. 3131. Report on actions required for transition of regulation of non-nuclear activities of the National Nuclear Security Administration to other Federal agencies.
- Sec. 3132. Report on consolidation of facilities of the National Nuclear Security Administration.
- Sec. 3133. Regional radiological security zones.
- Sec. 3134. Report on legacy uranium mines.
- Sec. 3135. Comptroller General of the United States review of projects carried out by Office of Environmental Management of the Department of Energy pursuant to the American Recovery and Reinvestment Act of 2009.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

- Sec. 3201. Authorization.

TITLE XXXV—MARITIME ADMINISTRATION

- Sec. 3501. Maritime administration.

DIVISION D—FUNDING TABLES

- Sec. 4001. Authorization of amounts in funding tables.

TITLE XLI—PROCUREMENT

- Sec. 4101. Procurement.
- Sec. 4102. Procurement for overseas contingency operations.

TITLE XLII—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

- Sec. 4201. Research, development, test, and evaluation.
- Sec. 4202. Research, development, test, and evaluation for overseas contingency operations.

TITLE XLIII—OPERATION AND MAINTENANCE

- Sec. 4301. Operation and maintenance.
 Sec. 4302. Operation and maintenance for overseas contingency operations.

TITLE XLIV—MILITARY PERSONNEL

- Sec. 4401. Military personnel.
 Sec. 4402. Military personnel for overseas contingency operations.

TITLE XLV—OTHER AUTHORIZATIONS

- Sec. 4501. Other authorizations.
 Sec. 4502. Other authorizations for overseas contingency operations.

TITLE XLVI—MILITARY CONSTRUCTION

- Sec. 4601. Military construction.

TITLE XLVII—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

- Sec. 4701. Department of Energy national security authorizations.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

2 For purposes of this Act, the term “congressional de-
 3 fense committees” has the meaning given that term in sec-
 4 tion 101(a)(16) of title 10, United States Code.

5 SEC. 4. SCORING OF BUDGETARY EFFECTS.

6 The budgetary effects of this Act, for the purpose of
 7 complying with the Statutory Pay-As-You-Go-Act of 2010,
 8 shall be determined by reference to the latest statement
 9 titled “Budgetary Effects of PAYGO Legislation” for this
 10 Act, submitted for printing in the Congressional Record
 11 by the Chairman of the Senate Budget Committee, pro-
 12 vided that such statement has been submitted prior to the
 13 vote on passage.

1 **DIVISION A—DEPARTMENT OF**
2 **DEFENSE AUTHORIZATIONS**
3 **TITLE I—PROCUREMENT**
4 **Subtitle A—Authorization of**
5 **Appropriations**

6 **SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

7 Funds are hereby authorized to be appropriated for
8 fiscal year 2013 for procurement for the Army, the Navy
9 and the Marine Corps, the Air Force, and Defense-wide
10 activities, as specified in the funding table in section 4101.

11 **Subtitle B—Army Programs**

12 **SEC. 111. MULTIYEAR PROCUREMENT AUTHORITY FOR**
13 **ARMY CH-47F HELICOPTERS.**

14 (a) **AUTHORITY FOR MULTIYEAR PROCUREMENT.**—
15 Subject to section 2306b of title 10, United States Code,
16 the Secretary of the Army may enter into a multiyear con-
17 tract or contracts, beginning with the fiscal year 2013 pro-
18 gram year, for the procurement of airframes for CH-47F
19 helicopters.

20 (b) **CONDITION FOR OUT-YEAR CONTRACT PAY-**
21 **MENTS.**—A contract entered into under subsection (a)
22 shall provide that any obligation of the United States to
23 make a payment under the contract for a fiscal year after
24 fiscal year 2013 is subject to the availability of appropria-
25 tions for that purpose for such later fiscal year.

1 **Subtitle C—Navy Programs**

2 **SEC. 121. REFUELING AND COMPLEX OVERHAUL OF THE**
3 **U.S.S. ABRAHAM LINCOLN.**

4 (a) AMOUNT AUTHORIZED FROM SCN ACCOUNT.—

5 Of the amount authorized to be appropriated for fiscal
6 year 2013 by section 101 and available for shipbuilding
7 and conversion as specified in the funding table in section
8 4101, \$1,613,392,000 is authorized to be available for the
9 commencement of the nuclear refueling and complex over-
10 haul of the U.S.S. Abraham Lincoln (CVN-72) during fis-
11 cal year 2013. The amount authorized to be made avail-
12 able in the preceding sentence is the first increment in
13 the two-year sequence of incremental funding planned for
14 the nuclear refueling and complex overhaul of that vessel.

15 (b) CONTRACT AUTHORITY.—The Secretary of the
16 Navy may enter into a contract during fiscal year 2013
17 for the nuclear refueling and complex overhaul of the
18 U.S.S. Abraham Lincoln.

19 (c) CONDITION FOR OUT-YEAR CONTRACT PAY-
20 MENTS.—A contract entered into under subsection (b)
21 shall provide that any obligation of the United States to
22 make a payment under the contract for a fiscal year after
23 fiscal year 2013 is subject to the availability of appropria-
24 tions for that purpose for that later fiscal year.

1 **SEC. 122. FORD CLASS AIRCRAFT CARRIERS.**

2 (a) CONTRACT AUTHORITY FOR CONSTRUCTION OF
3 AIRCRAFT CARRIERS DESIGNATED CVN-78, CVN-79,
4 AND CVN-80.—In the fiscal year immediately following
5 the last fiscal year of the contract for advance procure-
6 ment for a CVN-21 class aircraft carrier designated
7 CVN-78, CVN-79 or CVN-80, the Secretary of the Navy
8 may enter into a contract for the construction of such air-
9 craft carrier to be funded in the fiscal year of such con-
10 tract for construction and the succeeding four fiscal years,
11 in the case of the vessel designated CVN-78, and the suc-
12 ceeding five fiscal years, in the case of the vessels des-
13 igned CVN-79 and CVN-80.

14 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-
15 MENTS.—A contract entered into under subsection (a)
16 shall provide that any obligation of the United States to
17 make a payment under the contract for any subsequent
18 fiscal year is subject to the availability of appropriations
19 for that purpose for such subsequent fiscal year.

20 (c) REPEAL OF SUPERSEDED PROVISION.—Section
21 121 of the John Warner National Defense Authorization
22 Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat.
23 2104) is repealed.

1 **SEC. 123. LIMITATION ON AVAILABILITY OF AMOUNTS FOR**
2 **SECOND FORD CLASS AIRCRAFT CARRIER.**

3 (a) **LIMITATION.**—Of the amount authorized to be
4 appropriated for fiscal year 2013 by section 101 and avail-
5 able for shipbuilding and conversion for the second Ford
6 class aircraft carrier as specified in the funding table in
7 section 4101, not more than 50 percent of such amount
8 may be obligated or expended until the Secretary of the
9 Navy submits to the congressional defense committees a
10 report setting forth a description of the program manage-
11 ment and cost control measures that will be employed in
12 constructing the second Ford class aircraft carrier.

13 (b) **ELEMENTS.**—The report described in subsection
14 (a) shall include a plan to do the following with respect
15 to the Ford class aircraft carriers:

16 (1) To maximize planned work in shops and
17 early stages of construction.

18 (2) To sequence construction of structural units
19 to maximize the effects of lessons learned.

20 (3) To incorporate design changes to improve
21 producibility for the Ford class aircraft carriers.

22 (4) To increase the size of erection units to
23 eliminate disruptive unit breaks and improve unit
24 alignment and fairness.

25 (5) To increase outfitting levels for assembled
26 units before erection in the dry-dock.

1 (6) To increase overall ship completion levels at
2 each key construction event.

3 (7) To improve facilities in a manner that will
4 lead to improved productivity.

5 (8) To ensure the shipbuilder initiates plans
6 that will improve productivity through capital im-
7 provements that would provide targeted return on
8 investment, including—

9 (A) increasing the amount of temporary
10 and permanent covered work areas;

11 (B) adding ramps and service towers for
12 improved access to work sites and the dry-dock;
13 and

14 (C) increasing lift capacity to enable con-
15 struction of larger, more fully outfitted super-
16 lifts.

17 **SEC. 124. MULTIYEAR PROCUREMENT AUTHORITY FOR VIR-**
18 **GINIA CLASS SUBMARINE PROGRAM.**

19 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—
20 Subject to section 2306b of title 10, United States Code,
21 the Secretary of the Navy may enter into multiyear con-
22 tracts, beginning with the fiscal year 2014 program year,
23 for procurement of Virginia class submarines and Govern-
24 ment-furnished equipment associated with the Virginia
25 class submarine program.

1 (b) AUTHORITY FOR ADVANCE PROCUREMENT.—The
2 Secretary may enter into one or more contracts, beginning
3 in fiscal year 2013, for advance procurement associated
4 with the vessels and equipment for which authorization to
5 enter into a multiyear procurement contract is provided
6 under subsection (a).

7 (c) CONDITION FOR OUT-YEAR CONTRACT PAY-
8 MENTS.—A contract entered into under subsection (a)
9 shall provide that any obligation of the United States to
10 make a payment under the contract for a fiscal year after
11 fiscal year 2013 is subject to the availability of appropria-
12 tions or funds for that purpose for such later fiscal year.

13 (d) LIMITATION ON TERMINATION LIABILITY.—con-
14 tract for construction of vessels or equipment, entered into
15 in accordance with subsection (a) shall include a clause
16 that limits the liability of the Government to the con-
17 tractor for any termination of the contract. The maximum
18 liability of the Government under the clause shall be the
19 amount appropriated for the vessels or equipment covered
20 by the contract. Additionally, in the event of cancellation,
21 the maximum liability of the Government shall include the
22 amount of the unfunded cancellation ceiling in the con-
23 tract.

24 (e) AUTHORITY TO EXPAND MULTIYEAR PROCURE-
25 MENT.—The Secretary may employ incremental funding

1 for the procurement of Virginia class submarines and Gov-
2 ernment-furnished equipment associated with the Virginia
3 class submarines to be procured during fiscal years 2013
4 through 2018 if the Secretary—

5 (1) determines that such an approach will per-
6 mit the Navy to procure an additional Virginia class
7 submarine in fiscal year 2014; and

8 (2) intends to use the funding for that purpose.

9 **SEC. 125. MULTIYEAR PROCUREMENT AUTHORITY FOR**
10 **ARLEIGH BURKE CLASS DESTROYERS AND**
11 **ASSOCIATED SYSTEMS.**

12 (a) **AUTHORITY FOR MULTIYEAR PROCUREMENT.**—
13 Subject to section 2306b of title 10, United States Code,
14 the Secretary of the Navy may enter into multiyear con-
15 tracts, beginning with the fiscal year 2013 program year,
16 for the procurement of up to 10 Arleigh Burke class
17 Flight IIA guided missile destroyers, as well as the AEGIS
18 Weapon Systems, MK 41 Vertical Launching Systems,
19 and Commercial Broadband Satellite Systems associated
20 with those vessels.

21 (b) **AUTHORITY FOR ADVANCE PROCUREMENT.**—The
22 Secretary may enter into one or more contracts, beginning
23 in fiscal year 2013, for advance procurement associated
24 with the vessels and systems for which authorization to

1 enter into a multiyear procurement contract is provided
2 under subsection (a).

3 (c) **CONDITION FOR OUT-YEAR CONTRACT PAY-**
4 **MENTS.**—A contract entered into under subsection (a)
5 shall provide that any obligation of the United States to
6 make a payment under the contract for a fiscal year after
7 fiscal year 2013 is subject to the availability of appropria-
8 tions or funds for that purpose for such later fiscal year.

9 **SEC. 126. AUTHORITY FOR RELOCATION OF CERTAIN AEGIS**
10 **WEAPON SYSTEM ASSETS BETWEEN AND**
11 **WITHIN THE DDG-51 CLASS DESTROYER AND**
12 **AEGIS ASHORE PROGRAMS IN ORDER TO**
13 **MEET MISSION REQUIREMENTS.**

14 (a) **AUTHORITY.**—

15 (1) **TRANSFER TO AEGIS ASHORE SYSTEM.**—
16 Notwithstanding any other provision of law, the Sec-
17 retary of the Navy may transfer AEGIS Weapon
18 System (AWS) equipment with ballistic missile de-
19 fense (BMD) capability to the Missile Defense Agen-
20 cy for use in the AEGIS Ashore System of the
21 Agency for installation in the country designated as
22 Host Nation #1 (HN-1) by transferring to the
23 Agency such equipment procured with amounts au-
24 thorized to be appropriated to the SCN account for

1 fiscal years 2010 and 2011 for the DDG–51 Class
2 Destroyer Program.

3 (2) ADJUSTMENTS IN EQUIPMENT DELIV-
4 ERIES.—

5 (A) USE OF FY12 FUNDS FOR AWS SYS-
6 TEMS ON DESTROYERS PROCURED WITH FY11
7 FUNDS.—Amounts authorized to be appro-
8 priated to the SCN account for fiscal year
9 2012, and any AEGIS Weapon System assets
10 procured with such amounts, may be used to
11 deliver complete, mission-ready AEGIS Weapon
12 Systems with ballistic missile defense capability
13 to any DDG–51 class destroyer for which
14 amounts were authorized to be appropriated for
15 the SCN account for fiscal year 2011.

16 (B) USE OF AWS SYSTEMS PROCURED
17 WITH RDTE FUNDS ON DESTROYERS.—The Sec-
18 retary may install on any DDG–51class de-
19 stroyer AEGIS weapon systems with ballistic
20 missile defense capability transferred pursuant
21 to paragraph (3).

22 (3) TRANSFER FROM AEGIS ASHORE SYSTEM.—
23 The Director of the Missile Defense Agency shall
24 transfer AEGIS Weapon System equipment with
25 ballistic missile defense capability procured for in-

1 stallation in the AEGIS Ashore System to the De-
2 partment of the Navy for the DDG-51 Class De-
3 stroyer Program to replace any equipment trans-
4 ferred to Agency under paragraph (1).

5 (4) TREATMENT OF TRANSFER IN FUNDING DE-
6 STROYER CONSTRUCTION.—Notwithstanding the
7 source of funds for any equipment transferred under
8 paragraph (3), the Secretary shall fund all work nec-
9 essary to complete construction and outfitting of any
10 destroyer in which such equipment is installed in the
11 same manner as if such equipment had been ac-
12 quired using amounts in the SCN account.

13 (5) SCN ACCOUNT DEFINED.—In this sub-
14 section, the term “SCN account” means the Ship-
15 building and Conversion, Navy account.

16 (b) RELATIONSHIP TO OTHER LAW.—Nothing in this
17 section shall be construed to repeal or otherwise modify
18 in any way the limitation on obligation or expenditure of
19 funds for missile defense interceptors in Europe as speci-
20 fied in section 223 of the Ike Skelton National Defense
21 Authorization Act for Fiscal Year 2011 Public Law 111-
22 383; 124 Stat. 4168).

1 **SEC. 127. DESIGNATION OF MISSION MODULES OF THE LIT-**
2 **TORAL COMBAT SHIP AS A MAJOR DEFENSE**
3 **ACQUISITION PROGRAM.**

4 (a) DESIGNATION REQUIRED.—The Secretary of De-
5 fense shall—

6 (1) designate the effort to develop and produce
7 all variants of the mission modules in support of the
8 Littoral Combat Ship program as a major defense
9 acquisition program under section 2430 of title 10,
10 United States Code; and

11 (2) with respect to the development and produc-
12 tion of each variant, submit to the congressional de-
13 fense committees a report setting forth such cost,
14 schedule, and performance information as would be
15 provided if such effort were a major defense acquisi-
16 tion program, including Selected Acquisition Re-
17 ports, unit cost reports, and program baselines.

18 (b) ADDITIONAL QUARTERLY REPORTS.—The Sec-
19 retary shall submit to the congressional defense commit-
20 tees on a quarterly basis a report on the development and
21 production of each variant of the mission modules in sup-
22 port of the Littoral Combat Ship, including cost, schedule,
23 and performance, and identifying actual and potential
24 problems with such development or production and poten-
25 tial mitigation plans to address such problems.

1 **SEC. 128. TRANSFER OF CERTAIN FISCAL YEAR 2012 PRO-**
2 **CUREMENT OF AMMUNITION, NAVY AND MA-**
3 **RINE CORPS FUNDS.**

4 (a) **IN GENERAL.**—To the extent provided in appro-
5 priations Acts, the Secretary of the Navy may transfer
6 from fiscal year 2012 Procurement of Ammunition, Navy
7 and Marine Corps funds, \$88,300,000 to other, higher pri-
8 ority programs of the Navy and the Marine Corps.

9 (b) **COVERED FUNDS.**—For purposes of this section,
10 the term “fiscal year 2012 Procurement of Ammunition,
11 Navy and Marine Corps funds” means amounts author-
12 ized to be appropriated for fiscal year 2012 by section 101
13 of the National Defense Authorization Act for Fiscal Year
14 2012 (Public Law 112–81; 125 Stat. 1317) and available
15 for Procurement of Ammunition, Navy and Marine Corps
16 as specified in the funding table in section 4101 of that
17 Act.

18 (c) **EFFECT ON AUTHORIZATION AMOUNTS.**—A
19 transfer made from one account to another under the au-
20 thority of this section shall be deemed to increase the
21 amount authorized for the account to which the amount
22 is transferred by an amount equal to the amount trans-
23 ferred.

24 (d) **CONSTRUCTION OF AUTHORITY.**—The transfer
25 authority in this section is in addition to any other trans-
26 fer authority provided in this Act.

1 **SEC. 129. TRANSFER OF CERTAIN FISCAL YEAR 2012 PRO-**
2 **CUREMENT, MARINE CORPS FUNDS FOR PRO-**
3 **CUREMENT OF WEAPONS AND COMBAT VEHI-**
4 **CLES.**

5 (a) IN GENERAL.—To the extent provided in appro-
6 priations Acts, the Secretary of the Navy may transfer
7 from fiscal year 2012 Procurement, Marine Corps funds
8 for procurement of weapons and combat vehicles,
9 \$135,200,000 to other, higher priority programs of the
10 Navy and the Marine Corps.

11 (b) COVERED FUNDS.—For purposes of this section,
12 the term “fiscal year 2012 Procurement, Marine Corps
13 funds for procurement of weapons and combat vehicles”
14 means amounts authorized to be appropriated for fiscal
15 year 2012 by section 101 of the National Defense Author-
16 ization Act for Fiscal Year 2012 (Public Law 112–81; 125
17 Stat. 1317) and available for Procurement, Marine Corps
18 for the procurement of weapons and combat vehicles as
19 specified in the funding table in section 4101 of that Act.

20 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
21 transfer made from one account to another under the au-
22 thority of this section shall be deemed to increase the
23 amount authorized for the account to which the amount
24 is transferred by an amount equal to the amount trans-
25 ferred.

1 (d) CONSTRUCTION OF AUTHORITY.—The transfer
2 authority in this section is in addition to any other trans-
3 fer authority provided in this Act.

4 **SEC. 130. SENSE OF CONGRESS ON MARINE CORPS AMPHIB-**
5 **IOUS LIFT AND PRESENCE REQUIREMENTS.**

6 (a) FINDINGS.—Congress makes the following find-
7 ings:

8 (1) The United States Marine Corps is a com-
9 bat force which leverages maneuver from the sea as
10 a force multiplier allowing for a variety of oper-
11 ational tasks ranging from major combat operations
12 to humanitarian assistance.

13 (2) The United States Marine Corps is unique
14 in that, while embarked upon Naval vessels, they
15 bring all the logistic support necessary for the full
16 range of military operations, operating “from the
17 sea” they require no third party host nation permis-
18 sion to conduct military operations.

19 (3) The Department of the Navy has a require-
20 ment for 38 amphibious assault ships to meet this
21 full range of military operations.

22 (4) Due to fiscal constraints only, that require-
23 ment of 38 vessels was reduced to 33 vessels, which
24 adds military risk to future operations.

1 (5) The Department of the Navy has been un-
2 able to meet even the minimal requirement of 30
3 operationally available vessels and has submitted a
4 shipbuilding and ship retirement plan to Congress
5 which will reduce the force to 28 vessels.

6 (6) Experience has shown that early engineer-
7 ing and design of naval vessels has significantly re-
8 duced the acquisition costs and life-cycle costs of
9 those vessels.

10 (b) SENSE OF CONGRESS.—It is the sense of Con-
11 gress that—

12 (1) the Department of Defense should carefully
13 evaluate the maritime force structure necessary to
14 execute demand for forces by the commanders of the
15 combatant commands;

16 (2) the Department of the Navy carefully evalu-
17 ate amphibious lift capabilities to meet current and
18 projected requirements;

19 (3) the Department of the Navy should consider
20 prioritization of investment in and procurement of
21 the next generation of amphibious assault ships, as
22 a component of the balanced battle force;

23 (4) the next generation amphibious assault
24 ships should maintain survivability protection;

1 (5) operation and maintenance requirements
2 analysis, as well as the potential to leverage a com-
3 mon hull form design, should be considered to re-
4 duce total ownership cost and acquisition cost; and

5 (6) maintaining a robust amphibious ship build-
6 ing industrial base is vital for the future of the na-
7 tional security of the United States.

8 **SEC. 131. SENSE OF SENATE ON DEPARTMENT OF NAVY FIS-**
9 **CAL YEAR 2014 BUDGET REQUEST FOR TAC-**
10 **TICAL AVIATION AIRCRAFT.**

11 It is the sense of Senate that, if the budget request
12 of the Department of the Navy for fiscal year 2014 for
13 F-18 aircraft includes a request for funds for more than
14 13 new F-18 aircraft, the budget request of the Depart-
15 ment of the Navy for fiscal year 2014 for F-35 aircraft
16 should include a request for funds for not fewer than 6
17 F-35B aircraft and 4 F-35C aircraft, presuming that de-
18 velopment, testing, and production of the F-35 aircraft
19 are proceeding according to current plans.

1 **Subtitle D—Air Force Programs**

2 **SEC. 141. REDUCTION IN NUMBER OF AIRCRAFT REQUIRED** 3 **TO BE MAINTAINED IN STRATEGIC AIRLIFT** 4 **AIRCRAFT INVENTORY.**

5 (a) REDUCTION IN INVENTORY REQUIREMENT.—
6 Section 8062(g)(1) of title 10, United States Code, is
7 amended—

8 (1) by striking “Effective October 1, 2011, the”
9 and inserting “The”; and

10 (2) by striking “301 aircraft” and inserting
11 “275 aircraft”.

12 (b) MODIFICATION OF CERTIFICATION REQUIRE-
13 MENT.—Section 137(d)(3)(B) of the National Defense
14 Authorization Act for Fiscal Year 2010 (Public Law 111–
15 84; 123 Stat. 2221) is amended by striking “316 strategic
16 airlift aircraft” and inserting “275 strategic airlift air-
17 craft”.

18 (c) PRESERVATION OF CERTAIN RETIRED C–5 AIR-
19 CRAFT.—The Secretary of the Air Force shall preserve
20 each C–5 aircraft retired by the Secretary after September
21 30, 2012, such that the aircraft—

22 (1) is stored in flyable condition;

23 (2) can be returned to service; and

24 (3) is not used to supply parts to other aircraft
25 unless specifically authorized by the Secretary of De-

1 fense upon a request by the Secretary of the Air
2 Force.

3 **SEC. 142. TREATMENT OF CERTAIN PROGRAMS FOR THE F-**
4 **22A RAPTOR AIRCRAFT AS MAJOR DEFENSE**
5 **ACQUISITION PROGRAMS.**

6 (a) IN GENERAL.—The Secretary of Defense shall
7 treat the programs referred to in subsection (b) for the
8 F–22A Raptor aircraft as a major defense acquisition pro-
9 gram for which Selected Acquisition Reports shall be sub-
10 mitted to Congress in accordance with the requirements
11 of section 2432 of title 10, United States Code.

12 (b) COVERED PROGRAMS.—The programs referred to
13 in this subsection for the F–22A Raptor aircraft are the
14 following:

15 (1) Any modernization program through Incre-
16 ment 3.2A.

17 (2) The Reliability and Maintainability Matura-
18 tion Program (RAMMP) and the Structural Repair
19 Program (SRP II).

20 (3) The modernization Increment 3.2B and any
21 future F–22A Raptor aircraft modernization pro-
22 gram that would otherwise, if a standalone program,
23 qualify for treatment as a major defense acquisition
24 program for purposes of chapter 144 of title 10,
25 United States Code.

1 **SEC. 143. AVIONICS SYSTEMS FOR C-130 AIRCRAFT.**

2 (a) LIMITATIONS.—

3 (1) AVIONICS MODERNIZATION PROGRAM.—The
4 Secretary of the Air Force shall take no action to
5 cancel or modify the Avionics Modernization Pro-
6 gram (AMP) for the C-130 aircraft until 30 days
7 after the date of the submittal to the congressional
8 defense committees of the report required by sub-
9 section (b).

10 (2) CNS/ATM PROGRAM.—

11 (A) IN GENERAL.—The Secretary shall
12 take no action described in subparagraph (B)
13 until 30 days after the date of the submittal to
14 the congressional defense committees of the re-
15 port required by subsection (b).

16 (B) COVERED ACTIONS.—An action de-
17 scribed in this subparagraph is an action to
18 begin an alternative communication, navigation,
19 surveillance, and air traffic management (CNS/
20 ATM) program for the C-130 aircraft that is
21 designed or intended—

22 (i) to meet international communica-
23 tion, navigation, surveillance, and air traf-
24 fic management standards for the fleet of
25 C-130 aircraft; or

1 (ii) to replace the current Avionics
2 Modernization Program for the C-130 air-
3 craft.

4 (b) REPORT.—Not later than 30 days after the date
5 of the enactment of this Act, the Secretary of Defense
6 shall submit to the congressional defense committees re-
7 port on the results of a study to be conducted by the Office
8 of Cost Assessment and Program Evaluation of the De-
9 partment of Defense on the following:

10 (1) The costs and schedule to complete the cur-
11 rent program of record for the Avionics Moderniza-
12 tion Program for the C-130 aircraft, as anticipated
13 at the time of the last certification on that program
14 under section 2433a of title 10, United States Code.

15 (2) The total cost and schedule, from start to
16 completion, of any proposed alternative communica-
17 tion, navigation, surveillance, and air traffic man-
18 agement program for the C-130 aircraft.

19 (3) The projected manpower savings to be de-
20 rived from the current program of record for the
21 Avionics Modernization Program for the C-130 air-
22 craft in comparison with the projected manpower
23 savings to be derived from any proposed alternative
24 communication, navigation, surveillance, and air
25 traffic management program for the C-130 aircraft.

1 **SEC. 144. PROCUREMENT OF SPACE-BASED INFRARED SYS-**
2 **TEM SATELLITES.**

3 (a) **CONTRACT AUTHORITY.**—

4 (1) **IN GENERAL.**—The Secretary of the Air
5 Force may procure two space-based infrared system
6 satellites by entering into a fixed-price contract for
7 such procurement.

8 (2) **COST REDUCTION.**—The Secretary may in-
9 clude in a contract entered into under paragraph (1)
10 the following:

11 (A) The procurement of material and
12 equipment in economic order quantities if the
13 procurement of such material and equipment in
14 such quantities will result in cost savings.

15 (B) Cost reduction initiatives.

16 (3) **USE OF INCREMENTAL FUNDING.**—The
17 Secretary may use incremental funding for a con-
18 tract entered into under paragraph (1) for a period
19 not to exceed six fiscal years.

20 (4) **LIABILITY.**—A contract entered into under
21 paragraph (1) shall provide that—

22 (A) any obligation of the United States to
23 make a payment under the contract is subject
24 to the availability of appropriations for that
25 purpose; and

1 (B) the total liability of the Federal Gov-
2 ernment for the termination of the contract
3 shall be limited to the total amount of funding
4 obligated at the time of the termination of the
5 contract.

6 (b) LIMITATION OF COSTS.—

7 (1) LIMITATION.—Except as provided in sub-
8 section (c), and excluding amounts described in
9 paragraph (2), the total amount obligated or ex-
10 pended for the procurement of two space-based in-
11 frared system satellites authorized by subsection (a)
12 may not exceed \$3,900,000,000.

13 (2) EXCLUSION.—The amounts described in
14 this paragraph are amounts associated with the fol-
15 lowing:

16 (A) Plans.

17 (B) Technical data packages.

18 (C) Post-delivery and program-related sup-
19 port costs.

20 (D) Technical support for obsolescence
21 studies.

22 (c) ADJUSTMENT TO LIMITATION AMOUNT.—

23 (1) IN GENERAL.—The Secretary may increase
24 the limitation set forth in subsection (b)(1) by the
25 amount of an increase described in paragraph (2) if

1 the Secretary submits to the congressional defense
2 committees written notification of the increase made
3 to that limitation.

4 (2) INCREASE DESCRIBED.—An increase de-
5 scribed in this paragraph is one of the following:

6 (A) An increase in costs that is attrib-
7 utable to economic inflation after September
8 30, 2012.

9 (B) An increase in costs that is attrib-
10 utable to compliance with changes in Federal,
11 State, or local laws enacted after September 30,
12 2012.

13 (C) An increase in the cost of a space-
14 based infrared system satellite that is attrib-
15 utable to the insertion of a new technology into
16 the satellite that was not built into such sat-
17 ellites procured before fiscal year 2013, if the
18 Secretary determines, and certifies to the con-
19 gressional defense committees, that insertion of
20 the new technology into the satellite is—

21 (i) expected to decrease the life-cycle
22 cost of the satellite; or

23 (ii) required to meet an emerging
24 threat that poses grave harm to the na-
25 tional security of the United States.

1 (d) REPORTS.—

2 (1) REPORT ON CONTRACTS.—Not later than
3 30 days after the date on which the Secretary enters
4 into a contract under subsection (a), the Secretary
5 shall submit to the congressional defense committees
6 a report on the contract that includes the following:

7 (A) The total cost savings resulting from
8 the authority provided by subsection (a).

9 (B) The type and duration of the contract.

10 (C) The total value of the contract.

11 (D) The funding profile under the contract
12 by year.

13 (E) The terms of the contract regarding
14 the treatment of changes by the Federal Gov-
15 ernment to the requirements of the contract, in-
16 cluding how any such changes may affect the
17 success of the contract.

18 (2) PLAN FOR USING COST SAVINGS.—Not later
19 than 90 days after the date on which the Secretary
20 enters into a contract under subsection (a), the Sec-
21 retary shall submit to the congressional defense com-
22 mittees a plan for using the cost savings described
23 in paragraph (1)(A) to improve the capability of
24 military infrared and early warning satellites that
25 includes a description of the following:

1 (A) The available funds, by year, resulting
2 from such cost savings.

3 (B) The specific activities or subprograms
4 to be funded using such cost savings and the
5 funds, by year, allocated to each such activity
6 or subprogram.

7 (C) The objectives for each such activity or
8 subprogram.

9 (D) The criteria used by the Secretary to
10 determine which such activities or subprograms
11 to fund.

12 (E) The method by which the Secretary
13 will determine which such activities or subpro-
14 grams to fund, including whether that deter-
15 mination will be on a competitive basis.

16 (F) The plan for encouraging participation
17 in such activities and subprograms by small
18 businesses.

19 (G) The process for determining how and
20 when such activities and subprograms would
21 transition to an existing program or be estab-
22 lished as a new program of record.

23 (e) USE OF FUNDS AVAILABLE FOR SPACE VEHICLE
24 NUMBER 5 FOR SPACE VEHICLE NUMBER 6.—The Sec-
25 retary may obligate and expend amounts authorized to be

1 appropriated for fiscal year 2013 by section 101 for pro-
2 curement for the Air Force as specified in the funding
3 table in section 4101 and available for the advanced pro-
4 curement of long-lead parts and the replacement of obso-
5 lete parts for space-based infrared system satellite space
6 vehicle number 5 for the advanced procurement of long-
7 lead parts and the replacement of obsolete parts for space-
8 based infrared system space vehicle number 6.

9 (f) SENSE OF CONGRESS.—It is the sense of Con-
10 gress that the Secretary should not enter into a fixed-price
11 contract under subsection (a) for the procurement of two
12 space-based infrared system satellites unless the Secretary
13 determines that entering into such a contract will save the
14 Air Force not less than 20 percent over the cost of pro-
15 curing two such satellites separately.

16 **SEC. 145. TRANSFER OF CERTAIN FISCAL YEAR 2011 AND**
17 **2012 FUNDS FOR AIRCRAFT PROCUREMENT**
18 **FOR THE AIR FORCE.**

19 (a) IN GENERAL.—To the extent provided in appro-
20 priations Acts, the Secretary of the Air Force may trans-
21 fer from fiscal year 2011 and 2012 Aircraft Procurement,
22 Air Force funds, an aggregate of \$920,748,000 to other,
23 higher priority programs of the Air Force.

1 (b) COVERED FUNDS.—For purposes of this section,
2 the term “fiscal year 2011 and 2012 Aircraft Procure-
3 ment, Air Force funds” means—

4 (1) amounts authorized to be appropriated for
5 fiscal year 2011 by section 103(1) of the Ike Skelton
6 National Defense Authorization Act for Fiscal Year
7 2011 (Public Law 111–383; 124 Stat. 4152) for air-
8 craft procurement for the Air Force; and

9 (2) amounts authorized to be appropriated for
10 fiscal year 2012 by section 101 of the National De-
11 fense Authorization Act for Fiscal Year 2012 (Pub-
12 lic Law 112–81; 125 Stat. 1317) and available for
13 Aircraft Procurement, Air Force as specified in the
14 funding table in section 4101 of that Act.

15 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
16 transfer made from one account to another under the au-
17 thority of this section shall be deemed to increase the
18 amount authorized for the account to which the amount
19 is transferred by an amount equal to the amount trans-
20 ferred.

21 (d) CONSTRUCTION OF AUTHORITY.—The transfer
22 authority in this section is in addition to any other trans-
23 fer authority provided in this Act.

1 **Subtitle E—Joint and Multiservice**
2 **Matters**

3 **SEC. 151. MULTIYEAR PROCUREMENT AUTHORITY FOR V-22**
4 **JOINT AIRCRAFT PROGRAM.**

5 (a) AUTHORITY FOR MULTIYEAR PROCUREMENT.—
6 Subject to section 2306b of title 10, United States Code,
7 the Secretary of the Navy may enter into a multiyear con-
8 tract or contracts, beginning with the fiscal year 2013 pro-
9 gram year, for the procurement of V-22 aircraft for the
10 Department of the Navy, the Department of the Air
11 Force, and the United States Special Operations Com-
12 mand.

13 (b) CONDITION FOR OUT-YEAR CONTRACT PAY-
14 MENTS.—A contract entered into under subsection (a)
15 shall provide that any obligation of the United States to
16 make a payment under the contract for a fiscal year after
17 fiscal year 2013 is subject to the availability of appropria-
18 tions for that purpose for such later fiscal year.

19 **SEC. 152. LIMITATION ON AVAILABILITY OF FUNDS FOR**
20 **FULL-RATE PRODUCTION OF HANDHELD,**
21 **MANPACK, AND SMALL FORM/FIT RADIOS**
22 **UNDER THE JOINT TACTICAL RADIO SYSTEM**
23 **PROGRAM.**

24 Amounts available for the Joint Tactical Radio Sys-
25 tem (JTRS) program may not be obligated or expended

1 for full-rate production of the Handheld, Manpack, and
2 Small Form/Fit (HMS) radios under that program until
3 the Under Secretary of Defense for Acquisition, Tech-
4 nology, and Logistics certifies to the congressional defense
5 committees that the acquisition strategy for such radios
6 provides, to the maximum extent practicable, for full and
7 open competition in the acquisition of such radios.

8 **SEC. 153. SHALLOW WATER COMBAT SUBMERSIBLE PRO-**
9 **GRAM.**

10 (a) INITIAL REPORT.—Not later than 90 days after
11 the date of the enactment of this Act, the Commander of
12 the United States Special Operations Command shall sub-
13 mit to the congressional defense committees a report set-
14 ting forth the following:

15 (1) A description of the efforts of the con-
16 tractor under the Shallow Water Combat Submers-
17 ible (SWCS) program and the United States Special
18 Operations Command to improve the accuracy of the
19 tracking of the schedule and costs of the program.

20 (2) The revised timeline for the initial and full
21 operational capability of the Shallow Water Combat
22 Submersible.

23 (3) A current estimate of the cost to meet the
24 basis of issue requirement under the program.

25 (b) SUBSEQUENT REPORTS.—

1 (1) QUARTERLY REPORTS REQUIRED.—The
2 Commander of the United States Special Operations
3 Command shall submit to the congressional defense
4 committees on a quarterly basis updates on the
5 metrics from the earned value management system
6 with which the Command is tracking the schedule
7 and cost performance of the contractor of the Shal-
8 low Water Combat Submersible program.

9 (2) SUNSET.—The requirement in paragraph
10 (1) shall cease on the date the Shallow Water Com-
11 bat Submersible has completed operational testing
12 and has been found to be operationally effective and
13 operationally suitable.

14 **TITLE II—RESEARCH, DEVELOP-**
15 **MENT, TEST, AND EVALUA-**
16 **TION**

17 **Subtitle A—Authorization of**
18 **Appropriations**

19 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

20 Funds are hereby authorized to be appropriated for
21 fiscal year 2013 for the use of the Department of Defense
22 for research, development, test, and evaluation as specified
23 in the funding table in section 4201.

1 **Subtitle B—Program Require-**
2 **ments, Restrictions, and Limita-**
3 **tions**

4 **SEC. 211. NEXT GENERATION FOUNDRY FOR THE DEFENSE**
5 **MICROELECTRONICS ACTIVITY.**

6 Amounts authorized to be appropriated for fiscal year
7 2013 by section 201 and available for research, develop-
8 ment, test, and evaluation for the Next Generation Found-
9 ry for the Defense Microelectronics Activity (DMEA) (PE
10 #603720S) as specified in the funding table in section
11 4201 may not be obligated or expended for that purpose
12 until 60 days after the date on which the Assistant Sec-
13 retary of Defense for Research and Engineering—

14 (1) develops a microelectronics strategy as de-
15 scribed in the Senate report to accompany S. 1235
16 of the 112th Congress (S. Rept. 112-26) and an es-
17 timate of the full life-cycle costs for the upgrade of
18 the Next Generation Foundry; and

19 (2) submits the strategy and cost estimate re-
20 quired by paragraph (1) to the congressional defense
21 committees.

22 **SEC. 212. ADVANCED ROTORCRAFT INITIATIVE.**

23 (a) IN GENERAL.—Not later than 180 days after the
24 date of the enactment of this Act, the Under Secretary
25 of Defense for Acquisition, Technology, and Logistics

1 shall, in consultation with the military departments, the
2 Defense Advanced Research Projects Agency, and indus-
3 try (including the Vertical Lift Consortium (VLC)), sub-
4 mit to the congressional defense committees a report set-
5 ting forth a strategy for the use of integrated platform
6 design teams and agile prototyping approaches for the de-
7 velopment of advanced rotorcraft capabilities.

8 (b) ELEMENTS.—The strategy required by subsection
9 (a) shall include the following:

10 (1) Mechanisms for establishing agile proto-
11 typing practices and programs, including rotorcraft
12 X-planes, and an identification of the resources re-
13 quired for such purposes.

14 (2) A restructuring of the Joint Multi-role
15 (JMR) development program of the Army to include
16 more technology demonstration platforms with chal-
17 lenge goals of significant reductions in cost and time
18 to flight.

19 (3) A restructuring of the X-Plane Rotorcraft
20 program of the Defense Advanced Research Projects
21 Agency to develop performance objectives beyond the
22 Joint Multi-role development program, including at
23 least two competing teams.

24 (4) Approaches, including competitive prize
25 awards, to encourage the development of advanced

1 rotorcraft capabilities to address challenge problems
2 such as nap-of-earth automated flight, urban oper-
3 ation near buildings, slope landings, automated auto-
4 rotation or power-off recovery, and automated selec-
5 tion of landing areas.

6 **SEC. 213. TRANSFER OF CERTAIN FISCAL YEAR 2012 NAVY**
7 **RESEARCH, DEVELOPMENT, TEST, AND EVAL-**
8 **UATION FUNDS.**

9 (a) IN GENERAL.—To the extent provided in appro-
10 priations Acts, the Secretary of the Navy may transfer
11 from fiscal year 2012 Navy research, development, test,
12 and evaluation funds, \$8,832,000 to other, higher priority
13 programs of the Navy.

14 (b) COVERED FUNDS.—For purposes of this section,
15 the term “fiscal year 2012 Navy research, development,
16 test, and evaluation funds” means amounts authorized to
17 be appropriated for fiscal year 2012 by section 201 of the
18 National Defense Authorization Act for Fiscal Year 2012
19 (Public Law 112–81; 125 Stat. 1329) and available for
20 Research, Development, Test, and Evaluation, Navy as
21 specified in the funding table in section 4201 of that Act.

22 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
23 transfer made from one account to another under the au-
24 thority of this section shall be deemed to increase the
25 amount authorized for the account to which the amount

1 is transferred by an amount equal to the amount trans-
2 ferred.

3 (d) CONSTRUCTION OF AUTHORITY.—The transfer
4 authority in this section is in addition to any other trans-
5 fer authority provided in this Act.

6 **SEC. 214. AUTHORITY FOR DEPARTMENT OF DEFENSE LAB-**
7 **ORATORIES TO ENTER INTO EDUCATION**
8 **PARTNERSHIPS WITH EDUCATIONAL INSTI-**
9 **TUTIONS IN UNITED STATES TERRITORIES**
10 **AND POSSESSIONS.**

11 (a) AUTHORITY.—Subsection (a) of section 2194 of
12 title 10, United States Code, is amended by inserting “,
13 the Commonwealth of Puerto Rico, the Commonwealth of
14 the Northern Mariana Islands, and any possession of the
15 United States” after “institutions of the United States”.

16 (b) TECHNICAL AMENDMENT.—Subsection (f)(2) of
17 such section is amended by inserting “(20 U.S.C. 7801)”
18 before the period.

19 **SEC. 215. TRANSFER OF CERTAIN FISCAL YEAR 2012 AIR**
20 **FORCE RESEARCH, DEVELOPMENT, TEST,**
21 **AND EVALUATION FUNDS.**

22 (a) IN GENERAL.—To the extent provided in appro-
23 priations Acts, the Secretary of the Air Force may trans-
24 fer from fiscal year 2012 Air Force research, development,

1 test, and evaluation funds, \$78,426,000 to other, higher
2 priority programs of the Air Force.

3 (b) COVERED FUNDS.—For purposes of this section,
4 the term “fiscal year 2012 Air Force research, develop-
5 ment, test, and evaluation funds” means amounts author-
6 ized to be appropriated for fiscal year 2012 by section 201
7 of the National Defense Authorization Act for Fiscal Year
8 2012 (Public Law 112–81; 125 Stat. 1329) and available
9 for Research, Development, Test, and Evaluation, Air
10 Force as specified in the funding table in section 4201
11 of that Act.

12 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
13 transfer made from one account to another under the au-
14 thority of this section shall be deemed to increase the
15 amount authorized for the account to which the amount
16 is transferred by an amount equal to the amount trans-
17 ferred.

18 (d) CONSTRUCTION OF AUTHORITY.—The transfer
19 authority in this section is in addition to any other trans-
20 fer authority provided in this Act.

21 **Subtitle C—Missile Defense** 22 **Matters**

23 **SEC. 231. HOMELAND BALLISTIC MISSILE DEFENSE.**

24 (a) FINDINGS.—Congress makes the following find-
25 ings:

1 (1) The Ballistic Missile Defense Review of
2 February 2010 stated as its first policy priority that
3 “the United States will continue to defend the home-
4 land against the threat of limited ballistic missile at-
5 tack” and that “an essential element of the United
6 States’ homeland ballistic missile defense strategy is
7 to hedge against future uncertainties, including both
8 the uncertainty of future threat capabilities and the
9 technical risks inherent to our own development
10 plans”.

11 (2) The United States currently has an oper-
12 ational Ground-based Midcourse Defense (GMD)
13 system with 30 Ground-Based Interceptors (GBIs)
14 deployed in Alaska and California, protecting the
15 United States against the potential future threat of
16 limited ballistic missile attack from countries such
17 as North Korea and Iran.

18 (3) As Deputy Assistant Secretary of Defense
19 for Nuclear and Missile Defense Policy Bradley Rob-
20 erts testified before the Committee on Armed Serv-
21 ices of the Senate on April 25, 2012, “[w]ith 30
22 GBIs in place, the United States is in an advan-
23 tageous position vis-à-vis the threats from North
24 Korea and Iran,” and “neither has successfully test-

1 ed an ICBM or demonstrated an ICBM-class war-
2 head”.

3 (4) Deputy Assistant Secretary Roberts testi-
4 fied that maintaining this advantageous position
5 “requires continued improvement to the GMD sys-
6 tem, including enhanced performance by the GBIs
7 and the deployment of new sensors. It also requires
8 the development of the Precision Tracking Space
9 System (PTSS) to handle larger raid sizes and the
10 Standard Missile-3 (SM-3) Block IIB as the ICBM
11 threat from states like Iran and North Korea ma-
12 tures. These efforts will help to ensure that the
13 United States possesses the capability to counter the
14 projected threat for the foreseeable future”.

15 (5) As its highest priority, the Missile Defense
16 Agency is designing a correction to the problem that
17 caused a December 2010 flight test failure of the
18 Ground-based Midcourse Defense system using the
19 Capability Enhancement II (CE-II) model of exo-at-
20 mospheric kill vehicle, and plans to demonstrate the
21 correction in two flight tests before resuming pro-
22 duction or assembly of additional Capability En-
23 hancement II kill vehicles.

24 (6) The Department of Defense has a program
25 to improve the performance and reliability of the

1 Ground-based Midcourse Defense system, including
2 a plan to test every component of the Ground-Based
3 Interceptors for reliability. According to Department
4 of Defense officials, the goal of the Ground-Based
5 Interceptor reliability program is to double the num-
6 ber of threat Intercontinental Ballistic Missiles
7 (ICBMs) that our current inventory of Ground-
8 Based Interceptors could defeat, thereby effectively
9 doubling the capability of our current Ground-based
10 Midcourse Defense system.

11 (7) The Missile Defense Agency, working with
12 the Director of Operational Test and Evaluation and
13 with United States Strategic Command, has devel-
14 oped a comprehensive Integrated Master Test Plan
15 (IMTP) for missile defense, with flight tests for the
16 Ground-based Midcourse Defense system planned
17 through fiscal year 2022, including salvo testing,
18 multiple simultaneous engagement testing, and oper-
19 ational testing.

20 (8) The Director of Operational Test and Eval-
21 uation, who must review, approve, and sign each
22 semi-annual version of the Integrated Master Test
23 Plan, testified that the Test Plan is “a robust and
24 rigorous test plan”. He also testified that the cur-
25 rent pace of Ground-based Midcourse Defense sys-

1 tem testing of one flight test per year is the “best
2 that we’ve been able to achieve over a decade”.

3 (9) The Director of the Missile Defense Agency
4 testified before the Committee on Armed Services of
5 the Senate on April 25, 2012, that flight testing the
6 Ground-based Midcourse Defense system more often
7 than once per year could cause “greater risk of fur-
8 ther failure and setbacks to developing our homeland
9 defense capability as rapidly as possible”.

10 (10) As part of its homeland defense hedging
11 strategy, the Department of Defense has already de-
12 cided upon or implemented a number of actions to
13 improve the missile defense posture of the United
14 States in case the threat of Intercontinental Ballistic
15 Missiles from North Korea or Iran emerges sooner
16 or in greater numbers than anticipated. These in-
17 clude the following actions:

18 (A) The Missile Defense Agency has com-
19 pleted construction of Missile Field-2 at Fort
20 Greely, Alaska, with eight extra silos available
21 to deploy additional operational Ground-Based
22 Interceptors, if needed.

23 (B) With its request for 5 additional
24 Ground-Based Interceptors in the budget of the
25 President for fiscal year 2013, the Missile De-

1 fense Agency plans to have enough test and
2 spare Ground-Based Interceptors to emplace in
3 the 8 extra silos from 2014 through 2025, and
4 will keep the Ground-Based Interceptor produc-
5 tion line active for 5 additional years, thus al-
6 lowing additional Ground-Based Interceptor
7 purchases in the future, if needed.

8 (C) The Department has decided not to
9 decommission prototype Missile Field-1 at Fort
10 Greely but, instead, to keep it in a storage sta-
11 tus that would permit it to be refurbished and
12 reactivated within a few years if future threat
13 developments make that necessary.

14 (D) The Missile Defense Agency plans to
15 build an in-flight interceptor communications
16 terminal at Fort Drum, New York, to enhance
17 the performance of Ground-Based Interceptors
18 defending the eastern United States against
19 possible future missile threats from Iran.

20 (E) The Missile Defense Agency is con-
21 tinuing the development and testing of the two-
22 stage Ground-Based Interceptor for possible de-
23 ployment in the future, if needed.

24 (F) The Missile Defense Agency is upgrad-
25 ing early warning radars in Clear, Alaska, and

1 Cape Cod, Massachusetts, to enhance the abil-
2 ity to defend against potential multiple future
3 Intercontinental Ballistic Missile threats from
4 North Korea and Iran.

5 (G) The Missile Defense Agency is pur-
6 suing development of the Standard Missile-3
7 Block IIB interceptor for Phase 4 of the Euro-
8 pean Phased Adaptive Approach. It is intended
9 to augment the Ground-based Midcourse De-
10 fense system as a cost-effective first layer of de-
11 fense of the homeland against a possible future
12 Intercontinental Ballistic Missile threat from
13 Iran.

14 (H) The Missile Defense Agency is pur-
15 suing development of the Precision Tracking
16 Space System, a satellite sensor system to pro-
17 vide persistent tracking of large numbers of
18 missiles in flight, and fire-control quality tar-
19 geting data to various missile defense inter-
20 ceptor systems. According to the Director of the
21 Missile Defense Agency, “the greatest future
22 enhancement for both homeland and regional
23 defense in the next ten years is the development
24 of the Precision Tracking Space System sat-
25 ellites”.

1 (11) As part of its homeland defense hedging
2 strategy review, the Department of Defense is con-
3 sidering other options to enhance the future United
4 States posture to defend the homeland, including the
5 feasibility, advisability and affordability of deploying
6 additional Ground-Based Interceptors, either in
7 Alaska or at a missile defense site on the East Coast
8 of the United States.

9 (b) SENSE OF CONGRESS.—It is the sense of Con-
10 gress that—

11 (1) it is a national priority to defend the home-
12 land against the potential future threat of limited
13 ballistic missile attack from countries such as North
14 Korea and Iran;

15 (2) the currently deployed Ground-based Mid-
16 course Defense system, with 30 Ground-Based Inter-
17 ceptors deployed in Alaska and California, provides
18 protection of the United States homeland against
19 the potential future threat of limited ballistic missile
20 attack from North Korea and Iran;

21 (3) it is essential for the Ground-based Mid-
22 course Defense system to achieve the levels of reli-
23 ability, availability, sustainability, and operational
24 performance that will allow it to continue providing

1 protection of the United States homeland against
2 limited ballistic missile attack;

3 (4) the Missile Defense Agency should, as its
4 highest priority, correct the problem that caused the
5 December 2010 Ground-based Midcourse Defense
6 system flight test failure and demonstrate the cor-
7 rection in flight tests before resuming production of
8 the Capability Enhancement-II kill vehicle, in order
9 to provide confidence that the system will work as
10 intended;

11 (5) the Department of Defense should continue
12 to enhance the performance and reliability of the
13 Ground-based Midcourse Defense system, and en-
14 hance the capability of the Ballistic Missile Defense
15 System, to provide improved capability to defend the
16 homeland against possible increased future missile
17 threats from North Korea and Iran;

18 (6) the Missile Defense Agency should continue
19 its robust, rigorous, and realistic testing of the
20 Ground-based Midcourse Defense system at a pace
21 of one flight test per year, as described in the Inte-
22 grated Master Test Plan, including salvo testing,
23 multiple simultaneous engagement testing, and oper-
24 ational testing;

1 (7) if successfully developed, the Standard Mis-
2 sile-3 Block IIB interceptor would provide an essen-
3 tial first layer of defense of the homeland against an
4 emerging Intercontinental Ballistic Missile threat
5 from Iran, using a cost-effective forward-based early
6 intercept system that could permit holding Ground-
7 Based Interceptors in reserve, and if such inter-
8 ceptor could be deployed on ships, it would also pro-
9 vide a significant enhancement to defense against
10 possible future threats from North Korea;

11 (8) the Precision Tracking Space System has
12 the potential to improve dramatically the capability
13 of homeland and regional missile defense systems
14 against large numbers of missiles launched simulta-
15 neously, and should remain a high priority for devel-
16 opment;

17 (9) the Department of Defense has taken a
18 number of prudent, affordable, cost-effective, and
19 operationally significant steps to hedge against the
20 possibility of future growth in the missile threat to
21 the homeland from North Korea and Iran; and

22 (10) the Department of Defense should con-
23 tinue to evaluate the evolution of the long-range mis-
24 sile threat from North Korea and Iran and consider
25 other possibilities for prudent, affordable, cost-effec-

1 tive, and operationally significant steps to improve
2 the posture of the United States to defend the home-
3 land against possible future growth in the threat.

4 (c) REPORT.—

5 (1) REPORT REQUIRED.—Not later than 180
6 days after the date of the enactment of this Act, the
7 Secretary of Defense shall submit to the congress-
8 sional defense committees a report on the status of
9 efforts to improve the homeland ballistic missile de-
10 fense capability of the United States.

11 (2) ELEMENTS OF REPORT.—The report re-
12 quired by paragraph (1)) shall include the following:

13 (A) A detailed description of the actions
14 taken or planned to improve the reliability,
15 availability, and capability of the Ground-based
16 Midcourse Defense system.

17 (B) A description of any improvements
18 achieved as a result of the actions described in
19 subparagraph (A).

20 (C) A description of the results of the two
21 planned flight tests of the Ground-based Mid-
22 course Defense system (Control Test Vehicle
23 flight test-1, and GMD Flight Test-06b) in-
24 tended to demonstrate the success of the correc-
25 tion of the problem that caused the flight test

1 failure of December 2010, and the status of
2 any decision to resume production of the Capa-
3 bility Enhancement-II kill vehicle.

4 (D) A detailed description of actions taken
5 or planned to improve the homeland defense
6 posture of the United States to hedge against
7 potential future Intercontinental Ballistic Mis-
8 sile threat growth from North Korea and Iran.

9 (E) Any other matters the Secretary con-
10 siders appropriate.

11 (3) FORM OF REPORT.—The report shall be
12 submitted in unclassified form, but may include a
13 classified annex.

14 **SEC. 232. REGIONAL BALLISTIC MISSILE DEFENSE.**

15 (a) FINDINGS.—Congress makes the following find-
16 ings:

17 (1) In the introduction to the Ballistic Missile
18 Defense Review of February 2010, Secretary of De-
19 fense Robert Gates states that “I have made defend-
20 ing against near-term regional threats a top priority
21 of our missile defense plans, programs and capabili-
22 ties”.

23 (2) In describing the threat of regional ballistic
24 missiles, the report of the Ballistic Missile Defense
25 Review states that “there is no uncertainty about

1 the existence of regional threats. They are clear and
2 present. The threat from short-range, medium-
3 range, and intermediate-range ballistic missiles
4 (SRBMs, MRBMs, and IRBMs) in regions where
5 the United States deploys forces and maintains secu-
6 rity relationships is growing at a particularly rapid
7 pace”.

8 (3) In testimony before the Committee on
9 Armed Services of the Senate on April 25, 2012, Dr.
10 Bradley Roberts, Deputy Assistant Secretary of De-
11 fense for Nuclear and Missile Defense Policy stated,
12 with respect to regional missile defense, that “the
13 need arises from the rapidly emerging threats to our
14 armed forces in Europe, the Middle East, and East
15 Asia from regional missile proliferators and the basic
16 challenge such proliferation poses to the safety and
17 security of our forces and allies and to our power
18 projection strategy”.

19 (4) Iran has the largest inventory of regional
20 ballistic missiles in the Middle East, with hundreds
21 of missiles that can reach southeastern Europe and
22 all of the Middle East, including Israel. Iran is im-
23 proving its existing missiles and developing new and
24 longer-range missiles.

1 (5) North Korea has a large and growing inven-
2 tory of short-range and medium-range ballistic mis-
3 siles that can reach United States forces and allies
4 in South Korea and Japan. North Korea is improv-
5 ing its existing missiles and developing new and
6 longer-range missiles.

7 (6) In September 2009, President Barack
8 Obama announced that he had accepted the unani-
9 mous recommendation of the Secretary of Defense
10 and the Joint Chiefs of Staff to establish a Euro-
11 pean Phased Adaptive Approach to missile defense,
12 designed to protect deployed United States forces
13 and allies and partners in Europe against the large
14 and growing threat of ballistic missiles from Iran.

15 (7) In November 2010, at the Lisbon Summit,
16 the North Atlantic Treaty Organization (NATO) de-
17 cided to adopt the core mission of missile defense of
18 its population, territory and forces. The North At-
19 lantic Treaty Organization agreed to enhance its
20 missile defense command and control system, the
21 Active Layered Theater Ballistic Missile Defense, to
22 provide a North Atlantic Treaty Organization com-
23 mand and control capability. This is in addition to
24 contributions of missile defense capability from indi-
25 vidual nations.

1 (8) During 2011, the United States successfully
2 implemented Phase 1 of the European Phased
3 Adaptive Approach, including deployment of an AN/
4 TPY-2 radar in Turkey, deployment of an Aegis
5 Ballistic Missile Defense ship in the eastern Medi-
6 terranean Sea with Standard Missile-3 Block IA
7 interceptors, and establishment of a missile defense
8 command and control system in Germany.

9 (9) During 2011, the United States successfully
10 negotiated all the international agreements with
11 North Atlantic Treaty Organization allies needed to
12 permit future phases of the European Phased
13 Adaptive Approach, including agreements with Ro-
14 mania and Poland to permit the deployment of Aegis
15 Ashore missile defense systems on their territory, an
16 agreement with Turkey to permit deployment of an
17 AN/TPY-2 radar on its territory, and an agreement
18 with Spain to permit the forward stationing of four
19 Aegis Ballistic Missile Defense ships at Rota.

20 (10) Phase 2 of the European Phased Adaptive
21 Approach is planned for deployment in 2015, and is
22 planned to include the deployment of Standard Mis-
23 sile-3 Block IB interceptors on Aegis Ballistic Mis-
24 sile Defense ships and at an Aegis Ashore site in
25 Romania.

1 (11) Phase 3 of the European Phased Adaptive
2 Approach is planned for deployment in 2018, and is
3 planned to include the deployment of Standard Mis-
4 sile-3 Block IIA interceptors on Aegis Ballistic Mis-
5 sile Defense ships and at an Aegis Ashore site in Po-
6 land.

7 (12) Phase 4 of the European Phased Adaptive
8 Approach is planned for deployment in 2020, and is
9 planned to include the deployment of Standard Mis-
10 sile-3 Block IIB interceptors at Aegis Ashore sites.
11 This interceptor is intended to protect both Europe
12 and the United States against potential future long-
13 range ballistic missiles from Iran.

14 (13) At the North Atlantic Treaty Organization
15 Summit in Chicago in 2012, the North Atlantic
16 Treaty Organization plans to announce it has
17 achieved an “interim capability” for the North At-
18 lantic Treaty Organization missile defense system,
19 including initial capability of its Active Layered The-
20 ater Ballistic Missile Defense system at a command
21 and control facility in Germany.

22 (14) The United States has a robust program
23 of missile defense cooperation with Israel, including
24 joint development of the Arrow Weapon System and
25 the new Arrow-3 upper tier interceptor, designed to

1 defend Israel against ballistic missiles from Iran.
2 These jointly developed missile defense systems are
3 designed to be interoperable with United States bal-
4 listic missile defenses, and these interoperable sys-
5 tems are tested in large military exercises. The
6 United States has deployed an AN/TPY-2 radar in
7 Israel to enhance missile defense against missiles
8 from Iran.

9 (15) The United States is working with the na-
10 tions of the Gulf Cooperation Council on enhanced
11 national and regional missile defense capabilities
12 against growing missile threats from Iran. As part
13 of this effort, the United Arab Emirates plans to
14 purchase two batteries of the Terminal High Altitude Air Defense (THAAD) system, as well as other
15 equipment.
16

17 (16) The United States has a strong program
18 of missile defense cooperation with Japan, including
19 the co-development of the Standard Missile-3 (SM-
20 3) Block IIA interceptor for the Aegis Ballistic Mis-
21 sile Defense system, intended to be deployed by
22 Japan and in Phase 3 of the European Phased
23 Adaptive Approach, Japan's fleet of Aegis Ballistic
24 Missile Defense ships using the SM-3 Block IA

1 interceptors, and the United States deployment of
2 an AN/TPY-2 radar in Japan.

3 (b) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that—

5 (1) the threat from regional ballistic missiles,
6 particularly from Iran and North Korea, is serious
7 and growing, and puts at risk forward-deployed
8 United States forces and allies and partners in Eu-
9 rope, the Middle East, and the Asia-Pacific region;

10 (2) the Department of Defense has an obliga-
11 tion to provide force protection of forward-deployed
12 United States forces, assets, and facilities from re-
13 gional ballistic missile attack;

14 (3) the United States has an obligation to meet
15 its security commitments to its allies, including bal-
16 listic missile defense commitments;

17 (4) the Department of Defense has a balanced
18 program of investment and capabilities to provide
19 for both homeland defense and regional defense
20 against ballistic missiles, consistent with the Bal-
21 listic Missile Defense Review and with the prioritized
22 and integrated needs of the commanders of the com-
23 batant commands;

24 (5) the European Phased Adaptive Approach to
25 missile defense is an appropriate and necessary re-

1 sponse to the existing and growing ballistic missile
2 threat from Iran to forward deployed United States
3 forces and allies and partners in Europe;

4 (6) the Department of Defense—

5 (A) should, as a high priority, continue to
6 develop, test, and plan to deploy all four phases
7 of the European Phased Adaptive Approach, in-
8 cluding all variants of the Standard Missile-3
9 interceptor; and

10 (B) should also continue with its other
11 phased and adaptive regional missile defense ef-
12 forts tailored to the Middle East and the Asia-
13 Pacific region;

14 (7) European members of the North Atlantic
15 Treaty Organization are making valuable contribu-
16 tions to missile defense in Europe, by hosting ele-
17 ments of United States missile defense systems on
18 their territories, through individual national con-
19 tributions to missile defense capability, and by col-
20 lective funding and development of the Active Lay-
21 ered Theater Ballistic Missile Defense system; and

22 (8) the Department of Defense should continue
23 with the development of the key enablers of en-
24 hanced regional missile defense, including the Preci-
25 sion Tracking Space System.

1 (c) REPORT.—

2 (1) IN GENERAL.—Not later than 180 days
3 after the date of enactment of this Act, the Sec-
4 retary of Defense shall submit to the congressional
5 defense committees a report describing the status
6 and progress of regional missile defense programs
7 and efforts.

8 (2) ELEMENTS OF REPORT.—The report re-
9 quired by paragraph (1) shall include the following:

10 (A) An assessment of the adequacy of the
11 existing and planned European Phased Adapt-
12 ive Approach to provide force protection for for-
13 ward deployed United States forces in Europe
14 against ballistic missile threats from Iran, and
15 an assessment whether adequate force protec-
16 tion would be available absent the European
17 Phased Adaptive Approach.

18 (B) An assessment whether the European
19 Phased Adaptive Approach and other planned
20 regional missile defense approaches of the
21 United States meet the integrated priorities of
22 the commanders of the regional combatant com-
23 mands in an affordable and balanced manner.

24 (C) A description of the progress made in
25 the development and testing of elements of sys-

1 tems intended for deployment in Phases 2
2 through 4 of the European Phased Adaptive
3 Approach, including the Standard Missile-3
4 Block IB interceptor and the Aegis Ashore sys-
5 tem.

6 (D) A description of the manner in which
7 elements of regional missile defense architec-
8 tures, such as forward-based X-band radars in
9 Turkey and Japan, contribute to the enhance-
10 ment of homeland defense of the United States.

11 (E) A description of the current and
12 planned contributions of North Atlantic Treaty
13 Organization allies, both collectively and indi-
14 vidually, to missile defense in Europe.

15 (3) FORM.—The report required by paragraph
16 (1) shall be submitted in unclassified form, but may
17 include a classified annex.

18 **SEC. 233. MISSILE DEFENSE COOPERATION WITH RUSSIA.**

19 (a) FINDINGS.—Congress makes the following find-
20 ings:

21 (1) For more than a decade, the United States
22 and Russia have discussed a variety of options for
23 cooperation on shared early warning and ballistic
24 missile defense. For example, on May 1, 2001,
25 President George W. Bush spoke of a “new coopera-

1 tive relationship” with Russia and said “it should be
2 premised on openness, mutual confidence and real
3 opportunities for cooperation, including the area of
4 missile defense. It should allow us to share informa-
5 tion so that each nation can improve its early warn-
6 ing capability, and its capability to defend its people
7 and territory. And perhaps one day, we can even co-
8 operate in a joint defense”.

9 (2) Section 1231 of the Floyd D. Spence Na-
10 tional Defense Authorization Act for Fiscal Year
11 2001 (as enacted into law by Public Law 106-398;
12 1654A–329) authorized the Department of Defense
13 to establish in Russia a “joint center for the ex-
14 change of data from systems to provide early warn-
15 ing of launches of ballistic missiles and for notifica-
16 tion of launches of such missiles”, also known as the
17 Joint Data Exchange Center (JDEC).

18 (3) On March 31, 2008, Deputy Secretary of
19 Defense Gordon England stated that “we have of-
20 fered Russia a wide-ranging proposal to cooperate
21 on missile defense—everything from modeling and
22 simulation, to data sharing, to joint development of
23 a regional missile defense architecture—all designed
24 to defend the United States, Europe, and Russia
25 from the growing threat of Iranian ballistic missiles.

1 An extraordinary series of transparency measures
2 have also been offered to reassure Russia. Despite
3 some Russian reluctance to sign up to these coopera-
4 tive missile defense activities, we continue to work
5 toward this goal”.

6 (4) On July 6, 2009, President Barack Obama
7 and Russian President Dmitry Medvedev issued a
8 joint statement on missile defense issues, which stat-
9 ed that “Russia and the United States plan to con-
10 tinue the discussion concerning the establishment of
11 cooperation in responding to the challenge of bal-
12 listic missile proliferation. . . We have instructed our
13 experts to work together to analyze the ballistic mis-
14 sile challenges of the 21st century and to prepare
15 appropriate recommendations”.

16 (5) The February 2010 report of the Ballistic
17 Missile Defense Review established as one of its cen-
18 tral policy pillars that increased international missile
19 defense cooperation is in the national security inter-
20 est of the United States and, with regard to coopera-
21 tion with Russia, the United States “is pursuing a
22 broad agenda focused on shared early warning of
23 missile launches, possible technical cooperation, and
24 even operational cooperation”.

1 (6) at the November 2010 Lisbon Summit, the
2 North Atlantic Treaty Organization (NATO) decided
3 to develop a missile defense system to “protect
4 NATO European populations, territory and forces”
5 and also to seek cooperation with Russia on missile
6 defense. In its Lisbon Summit Declaration, the
7 North Atlantic Treaty Organization reaffirmed its
8 readiness to “invite Russia to explore jointly the po-
9 tential for linking current and planned missile
10 defence systems at an appropriate time in mutually
11 beneficial ways”. The new NATO Strategic Concept
12 adopted at the Lisbon Summit states that “we will
13 actively seek cooperation on missile defense with
14 Russia”, that “NATO-Russia cooperation is of stra-
15 tegic importance”, and that “the security of the
16 North Atlantic Treaty Organization and Russia is
17 intertwined”.

18 (7) In a December 18, 2010, letter to the lead-
19 ership of the Senate, President Obama wrote that
20 the North Atlantic Treaty Organization “invited
21 Russia to cooperate on missile defense, which could
22 lead to adding Russian capabilities to those deployed
23 by NATO to enhance our common security against
24 common threats. The Lisbon Summit thus dem-
25 onstrated that the Alliance’s missile defenses can be

1 strengthened by improving NATO-Russian relations.
2 This comes even as we have made clear that the sys-
3 tem we intend to pursue with Russia will not be a
4 joint system, and it will not in any way limit United
5 States' or NATO's missile defense capabilities. Ef-
6 fective cooperation with Russia could enhance the
7 overall efficiency of our combined territorial missile
8 defenses, and at the same time provide Russia with
9 greater security”.

10 (8) Section 221(a)(3) of the Ike Skelton Na-
11 tional Defense Authorization Act for Fiscal Year
12 2011 (Public Law 111–383; 124 Stat. 4167) states
13 that it is the sense of Congress “to support the ef-
14 forts of the United States Government and the
15 North Atlantic Treaty Organization to pursue co-
16 operation with the Russian Federation on ballistic
17 missile defense relative to Iranian missile threats”.

18 (9) In a speech in Russia on March 21, 2011,
19 Secretary of Defense Robert Gates cited “the
20 NATO-Russian decision to cooperate on defense
21 against ballistic missiles. We’ve disagreed before,
22 and Russia still has uncertainties about the Euro-
23 pean Phased Adaptive Approach, a limited system
24 that poses no challenges to the large Russian nu-
25 clear arsenal. However, we’ve mutually committed to

1 resolving these difficulties in order to develop a
2 roadmap toward truly effective anti-ballistic missile
3 collaboration. This collaboration may include ex-
4 changing launch information, setting up a joint data
5 fusion center, allowing greater transparency with re-
6 spect to our missile defense plans and exercises, and
7 conducting a joint analysis to determine areas of fu-
8 ture cooperation”.

9 (10) In testimony to the Committee on Armed
10 Services of the Senate on April 13, 2011, Deputy
11 Assistant Secretary of Defense for Nuclear and Mis-
12 sile Defense Policy Bradley H. Roberts stated that
13 the United States has been pursuing a Defense
14 Technology Cooperation Agreement with Russia
15 since 2004, and that such an agreement is necessary
16 “for the safeguarding of sensitive information in
17 support of cooperation” on missile defense, and to
18 “provide the legal framework for undertaking coop-
19 erative efforts”. Further, Dr. Roberts stated that
20 the United States would not provide any classified
21 information to Russia without first conducting a Na-
22 tional Disclosure Policy review. He also stated that
23 the United States is not considering sharing “hit-to-
24 kill” technology with Russia.

1 (11) In a March 2012 answer to a question
2 from the Committee on Armed Services of the Sen-
3 ate on missile defense cooperation with Russia, Act-
4 ing Under Secretary of Defense for Policy Jim Mil-
5 ler wrote that “I support U.S.-Russian cooperation
6 on missile defenses first and foremost because it
7 could improve the effectiveness of U.S. and NATO
8 missile defenses, thereby improving the protection of
9 the United States, our forces overseas, and our Al-
10 lies. Missile defense cooperation with Russia is in
11 the security interests of the United States, NATO,
12 and Russia, first and foremost because it could
13 strengthen capabilities across Europe to intercept
14 Iranian missiles”. He also wrote that “[t]he United
15 States has pursued missile defense cooperation with
16 Russia with the clear understanding that we would
17 not accept constraints on missile defense, and that
18 we would undertake necessary qualitative and quan-
19 titative improvements to meet U.S. Security needs”.

20 (12) In February 2012, an international group
21 of independent experts known as the Euro-Atlantic
22 Security Initiative issued a report proposing missile
23 defense cooperation between the United States (with
24 its North Atlantic Treaty Organization allies) and
25 Russia. The group, whose leaders included Stephen

1 Hadley, the National Security Advisor to President
2 George W. Bush, proposed that the nations share
3 satellite and radar early warning data at joint co-
4 operation centers in order to improve their ability to
5 detect, track, and defeat medium-range and inter-
6 mediate-range ballistic missiles from the Middle
7 East.

8 (13) In a letter dated April 13, 2012, Robert
9 Nabors, Assistant to the President and Director of
10 the Office of Legislative Affairs, wrote that “it is
11 Administration policy that we will only provide infor-
12 mation to Russia that will enhance the effectiveness
13 of our missile defenses. The Administration will not
14 provide Russia with sensitive information that would
15 in any way compromise our national security, includ-
16 ing hit-to-kill technology and interceptor telemetry”.

17 (14) The United States and Russia already en-
18 gage in substantial cooperation on a number of
19 international security efforts, including nuclear non-
20 proliferation, anti-piracy, counter-narcotics, nuclear
21 security, counter-terrorism, and logistics resupply
22 through Russia of coalition forces in Afghanistan.
23 These areas of cooperation require each side to
24 share and protect sensitive information, which they
25 have both done successfully.

1 (15) The United States currently has shared
2 early warning agreements and programs of coopera-
3 tion with eight nations in addition to the North At-
4 lantic Treaty Organization. The United States has
5 developed procedures and mechanisms for sharing
6 early warning information with partner nations while
7 ensuring the protection of sensitive United States in-
8 formation.

9 (16) Russia and the United States each have
10 missile launch early warning and detection and
11 tracking sensors that could contribute to and en-
12 hance each others' ability to detect, track, and defend
13 against ballistic missile threats from Iran.

14 (17) The Obama Administration has provided
15 regular briefings to Congress on its discussions with
16 Russia on possible missile defense cooperation.

17 (b) SENSE OF CONGRESS.—It is the sense of Con-
18 gress that—

19 (1) it is in the national security interest of the
20 United States to pursue efforts at missile defense
21 cooperation with Russia that would enhance the se-
22 curity of the United States, its North Atlantic Trea-
23 ty Organization allies, and Russia, particularly
24 against missile threats from Iran;

1 (2) the United States should pursue ballistic
2 missile defense cooperation with Russia on both a bi-
3 lateral basis and a multilateral basis with its North
4 Atlantic Treaty Organization allies, particularly
5 through the NATO-Russia Council;

6 (3) missile defense cooperation with Russia
7 should not “in any way limit United States’ or
8 NATO’s missile defense capabilities”, as acknowl-
9 edged in the December 18, 2010, letter from Presi-
10 dent Obama to the leadership of the Senate, and
11 should be mutually beneficial and reciprocal in na-
12 ture;

13 (4) the United States should not provide Russia
14 with sensitive missile defense information that would
15 in any way compromise United States national secu-
16 rity, including “hit-to-kill” technology and inter-
17 ceptor telemetry; and

18 (5) the United States should pursue missile de-
19 fense cooperation with Russia in a manner that en-
20 sures that—

21 (A) United States classified information is
22 appropriately safeguarded and protected from
23 unauthorized disclosure;

24 (B) prior to sharing classified information
25 with Russia, the United States conducts a Na-

1 tional Disclosure Policy review and determines
2 the types and levels of information that may be
3 shared and whether any additional procedures
4 are necessary to protect such information;

5 (C) prior to entering into missile defense
6 technology cooperation projects, the United
7 States enters into a Defense Technology Co-
8 operation Agreement with Russia that estab-
9 lishes the legal framework for a broad spectrum
10 of potential cooperative defense projects; and

11 (D) such cooperation does not limit the
12 missile defense capabilities of the United States
13 or its North Atlantic Treaty Organization allies.

14 **SEC. 234. NEXT GENERATION EXO-ATMOSPHERIC KILL VE-**
15 **HICLE.**

16 (a) **PLAN FOR NEXT GENERATION KILL VEHICLE.**—
17 The Director of the Missile Defense Agency shall develop
18 a long-term plan for the Exo-atmospheric Kill Vehicle
19 (EKV) that addresses both modifications and enhance-
20 ments to the current Exo-atmospheric Kill Vehicle and op-
21 tions for the competitive development of a next generation
22 Exo-atmospheric Kill Vehicle for the Ground-Based Inter-
23 ceptor (GBI) of the Ground-based Midcourse Defense
24 (GMD) system and any other interceptor that might be

1 developed for the defense of the United States against
2 long-range ballistic missiles.

3 (b) DEFINITION OF PARAMETERS AND CAPABILI-
4 TIES.—

5 (1) ASSESSMENT REQUIRED.—The Director
6 shall define the desired technical parameters and
7 performance capabilities for a next generation Exo-
8 atmospheric Kill Vehicle using an assessment con-
9 ducted by the Director for that purpose that is de-
10 signed to ensure that a next generation Exo-atmos-
11 pheric Kill Vehicle design—

12 (A) enables ease of manufacturing, high
13 tolerances to production processes and supply
14 chain variability, and inherent reliability;

15 (B) will be optimized to take advantage of
16 the Ballistic Missile Defense System architec-
17 ture and sensor system capabilities;

18 (C) leverages all relevant kill vehicle devel-
19 opment activities and technologies, including
20 from the current Standard Missile–3 Block IIB
21 (SM–3 IIB) program and the previous Multiple
22 Kill Vehicle technology development program;

23 (D) seeks to maximize, to the greatest ex-
24 tent practicable, commonality between sub-
25 systems of a next generation Exo-atmospheric

1 Kill Vehicle and other exo-atmospheric kill vehi-
2 cle programs; and

3 (E) meets Department of Defense criteria,
4 as established in the February 2010 Ballistic
5 Missile Defense Review, for affordability, reli-
6 ability, suitability, and operational effectiveness
7 to defend against limited attacks from evolving
8 and future threats from long-range missiles.

9 (2) EVALUATION OF PAYLOADS.—The assess-
10 ment required by paragraph (1) shall include an
11 evaluation of the potential benefits and drawbacks of
12 options for both unitary and multiple Exo-atmos-
13 pheric Kill Vehicle payloads.

14 (3) STANDARD MISSILE-3 BLOCK IIB INTER-
15 CEPTOR.—As part of the assessment required by
16 paragraph (1), the Director shall evaluate whether
17 there are potential options and opportunities arising
18 from the Standard Missile-3 Block IIB interceptor
19 development program for development of an exo-at-
20 mospheric kill vehicle, or kill vehicle technologies or
21 components, that could be used for potential up-
22 grades to the Ground-Based Interceptor or for a
23 next generation Exo-atmospheric Kill Vehicle.

24 (c) REPORT.—

1 (1) IN GENERAL.—Not later than one year
2 after the date of the enactment of this Act, the Di-
3 rector shall submit to the congressional defense com-
4 mittees a report setting forth the plan developed
5 under subsection (a), including the results of the as-
6 sessment under subsection (b), and an estimate of
7 the cost and schedule of implementing the plan.

8 (2) FORM.—The report required by paragraph
9 (1) shall be submitted in unclassified form, but may
10 include a classified annex.

11 **SEC. 235. MODERNIZATION OF THE PATRIOT AIR AND MIS-**
12 **SILE DEFENSE SYSTEM.**

13 (a) PLAN FOR MODERNIZATION.—Not later than 180
14 days after the date of the enactment of this Act, the Sec-
15 retary of the Army shall submit to the congressional de-
16 fense committees a prioritized plan for support of the
17 long-term requirements in connection with the moderniza-
18 tion of the Patriot air and missile defense system.

19 (b) ADDITIONAL ELEMENTS.—The report required
20 by subsection (a) shall also set forth the following:

21 (1) An assessment of the integrated air and
22 missile defense capabilities required to meet the de-
23 mands of evolving and emerging threats.

24 (2) A plan for the introduction of changes to
25 the Patriot air and missile defense system program

1 to achieve reductions in the life-cycle cost of the Pa-
2 triot air and missile defense system.

3 **SEC. 236. MEDIUM EXTENDED AIR DEFENSE SYSTEM.**

4 None of the funds authorized to be appropriated by
5 this Act or otherwise made available for fiscal year 2013
6 for the Department of Defense may be obligated or ex-
7 pended for the Medium Extended Air Defense System
8 (MEADS).

9 **SEC. 237. AVAILABILITY OF FUNDS FOR IRON DOME SHORT-
10 RANGE ROCKET DEFENSE PROGRAM.**

11 Of the amounts authorized to be appropriated for fis-
12 cal year 2013 by section 201 for research, development,
13 test, and evaluation, Defense-wide, and available for the
14 Missile Defense Agency, \$210,000,000 may be provided
15 to the Government of Israel for the Iron Dome short-range
16 rocket defense program as specified in the funding table
17 in section 4201.

18 **Subtitle D—Reports**

19 **SEC. 251. MISSION PACKAGES FOR THE LITTORAL COMBAT
20 SHIP.**

21 (a) REPORT REQUIRED.—Not later than March 1,
22 2013, the Secretary of the Navy shall, in consultation with
23 the Director of Operational Test and Evaluation, submit
24 to the congressional defense committees a report on the
25 mine countermeasures warfare (MCM), antisubmarine

1 warfare (ASW), and surface warfare (SUW) Mission
2 Packages for the Littoral Combat Ship.

3 (b) ELEMENTS.—The report required by subsection
4 (a) shall set forth the following:

5 (1) A plan for the Mission Packages dem-
6 onstrating that Preliminary Design Review for every
7 capability increment precedes Milestone B or equiva-
8 lent approval for that increment.

9 (2) A plan for demonstrating that the capability
10 increment for each Mission Package, combined with
11 a Littoral Combat Ship, on the basis of a Prelimi-
12 nary Design Review and post-Preliminary Design
13 Review assessment, will achieve the capability speci-
14 fied for that increment.

15 (3) A plan for demonstrating the survivability
16 and lethality of the Littoral Combat Ship with its
17 Mission Packages sufficiently early in the develop-
18 ment phase of the system to minimize costs of con-
19 currency.

20 **SEC. 252. COMPTROLLER GENERAL OF THE UNITED**
21 **STATES ANNUAL REPORTS ON THE ACQUI-**
22 **SITION PROGRAM FOR THE AMPHIBIOUS COM-**
23 **BAT VEHICLE.**

24 (a) ANNUAL GAO REVIEW.—The Comptroller Gen-
25 eral of the United States shall conduct on an annual basis

1 a review of the acquisition program for the Amphibious
2 Combat Vehicle (ACV).

3 (b) ANNUAL REPORTS.—

4 (1) IN GENERAL.—Not later than March 1 of
5 each year beginning in 2013, the Comptroller Gen-
6 eral shall submit to the congressional defense com-
7 mittees a report on the review of the acquisition pro-
8 gram for the Amphibious Combat Vehicle conducted
9 under subsection (a).

10 (2) MATTERS TO BE INCLUDED.—Each report
11 on the review of the acquisition program for the Am-
12 phibious Combat Vehicle shall include, to the extent
13 appropriate and feasible, the following:

14 (A) An assessment of the extent to which
15 the program is meeting development and pro-
16 curement cost, schedule, performance, and risk
17 mitigation goals.

18 (B) With respect to meeting the desired
19 initial operational capability and full operational
20 capability dates for the Amphibious Combat Ve-
21 hicle, an assessment of the progress and results
22 of—

23 (i) developmental and operational test-
24 ing of the vehicle; and

1 (ii) plans for correcting deficiencies in
2 vehicle performance, operational effective-
3 ness, reliability, suitability, and safety.

4 (C) An assessment of procurement plans,
5 production results, and efforts to improve man-
6 ufacturing efficiency and supplier performance
7 in connection with the Amphibious Combat Ve-
8 hicle.

9 (D) An assessment of the acquisition strat-
10 egy for the Amphibious Combat Vehicle, includ-
11 ing whether the strategy complies with acquisi-
12 tion management best-practices and the acquisi-
13 tion policy and regulations of the Department
14 of Defense.

15 (E) A risk assessment of the integrated
16 master schedule and the test and evaluation
17 master plan of the Amphibious Combat Vehicle
18 as it relates to—

19 (i) the probability of success;

20 (ii) the funding required for the vehi-
21 cle in comparison with the funding pro-
22 grammed for the vehicle; and

23 (iii) development and production con-
24 currency.

1 (3) ADDITIONAL INFORMATION IN FIRST RE-
2 PORT.—In submitting to the congressional defense
3 committees the first report under paragraph (1), the
4 Comptroller General shall include, with respect to
5 the Amphibious Combat Vehicle program, an assess-
6 ment of the sufficiency and objectivity of the fol-
7 lowing documents:

8 (A) The analysis of alternatives.

9 (B) The initial capabilities document.

10 (C) The capability development document.

11 (4) INFORMATION IN SUBSEQUENT REPORTS.—

12 (A) CERTAIN INFORMATION REQUIRED
13 ONLY FOLLOWING SIGNIFICANT CHANGES.—A
14 report under this subsection after the first re-
15 port under paragraph (1) shall address the
16 matters identified in subparagraphs (C), (D),
17 and (E) of paragraph (2) only to the extent
18 that the Comptroller General determines that
19 there have been significant changes to the ap-
20 plicable plans, strategies, or schedules since the
21 last report under this subsection addressing
22 such matters.

23 (B) ADDITIONAL INFORMATION AFTER AP-
24 PROVAL OR CHANGE OF DOCUMENTS.—If any
25 document specified in paragraph (3) is ap-

1 proved or changed after the first report under
2 paragraph (1), the Comptroller General shall
3 provide an assessment of the sufficiency and ob-
4 jectivity of that document in the report to the
5 congressional defense committees under para-
6 graph (1) submitted immediately following such
7 approval or change.

8 (5) TERMINATION.—No report is required
9 under this subsection after the first report following
10 the award of a contract for full rate production of
11 the Amphibious Combat Vehicle.

12 **SEC. 253. CONDITIONAL REQUIREMENT FOR REPORT ON**
13 **AMPHIBIOUS ASSAULT VEHICLES FOR THE**
14 **MARINE CORPS.**

15 (a) IN GENERAL.—If the ongoing Marine Corps
16 ground combat vehicle fleet mix study recommends the ac-
17 quisition of a separate Marine Personnel Carrier, the Sec-
18 retary of the Navy and the Commandant of the Marine
19 Corps shall jointly submit to the congressional defense
20 committees a report that includes the following:

21 (1) A detailed description of the capability gaps
22 that Marine Personnel Carriers are intended to miti-
23 gate and the capabilities that the Marine Personnel
24 Carrier will be required to have to mitigate such
25 gaps, and an assessment whether, and to what ex-

1 tent, Amphibious Combat Vehicles could mitigate
2 such gaps.

3 (2) A detailed explanation of the role of the
4 Marine Personnel Carriers in fulfilling the forcible
5 entry requirement for the two Marine Expeditionary
6 Brigades (MEBs) that make up the assault echelons
7 of the three Marine Expeditionary Brigade force re-
8 quired to meet applicable war plans of the combat-
9 ant commands.

10 (3) A description of the fraction of the assault
11 echelon of the brigades referred to in paragraph (2)
12 that would be comprised of Marine Personnel Car-
13 riers.

14 (4) An assessment of the direct operational risk
15 associated with using ship-to-shore connectors to de-
16 liver Marine Personnel Carriers to shore in an am-
17 phibious assault.

18 (5) An assessment of the indirect operational
19 risk associated with using ship-to-shore connectors
20 to deliver Marine Personnel Carriers rather than
21 tanks and artillery and other tactical vehicles.

22 (6) A comparative estimate of the acquisition
23 and life-cycle costs of a split fleet of Amphibious
24 Combat Vehicles and Marine Personnel Carriers

1 with the acquisition and life-cycle costs of a pure
2 fleet of Amphibious Combat Vehicles.

3 (b) SUBMITTAL DATE.—If required, the report under
4 subsection (a) shall be submitted not later than the later
5 of—

6 (1) the date that is 60 days after the date of
7 the completion of the study referred to in subsection
8 (a); or

9 (2) February 1, 2013.

10 **Subtitle E—Other Matters**

11 **SEC. 271. TRANSFER OF ADMINISTRATION OF OCEAN RE-** 12 **SEARCH AND RESOURCES ADVISORY PANEL** 13 **FROM DEPARTMENT OF THE NAVY TO NA-** 14 **TIONAL OCEANIC AND ATMOSPHERIC ADMIN-** 15 **ISTRATION.**

16 (a) IN GENERAL.—Subsection (a) of section 7903 of
17 title 10, United States Code, is amended—

18 (1) in the matter preceding paragraph (1)—

19 (A) by inserting “, through the Adminis-
20 trator of the National Oceanic and Atmospheric
21 Administration,” after “The Council”;

22 (B) by inserting “and Resources” after
23 “Ocean Research”;

24 (C) by striking “Panel consisting” and in-
25 serting “Panel. The Panel shall consist”; and

1 (D) by striking “chairman” and inserting
2 “Administrator, on behalf of the Council”;

3 (2) in paragraph (1), by striking “National
4 Academy of Science” and inserting “National Acad-
5 emies of Science”;

6 (3) by striking paragraphs (2) and (3); and

7 (4) by redesignating paragraphs (4) and (5) as
8 paragraphs (2) and (3), respectively.

9 (b) RESPONSIBILITIES OF PANEL.—Subsection (b) of
10 such section is amended—

11 (1) by inserting “, through the Administrator of
12 the National Oceanic and Atmospheric Administra-
13 tion,” after “The Council”;

14 (2) by striking paragraph (2);

15 (3) by redesignating paragraphs (3) and (4) as
16 paragraphs (4) and (5), respectively; and

17 (4) by inserting after paragraph (1) the fol-
18 lowing new paragraphs (2) and (3):

19 “(2) To advise the Council on the determination
20 of scientific priorities and needs.

21 “(3) To provide the Council strategic advice re-
22 garding national ocean program execution and col-
23 laboration.”.

24 (c) FUNDING TO SUPPORT ACTIVITIES OF PANEL.—
25 Subsection (c) of such section is amended by striking

1 “Secretary of the Navy” and inserting “Secretary of Com-
2 merce”.

3 (d) CONFORMING AMENDMENT.—Section 7902(e)(1)
4 of such title is amended by striking “Ocean Research Ad-
5 visory Panel” and inserting “Ocean Research and Re-
6 sources Advisory Panel”.

7 (e) CLERICAL AMENDMENTS.—

8 (1) HEADING AMENDMENT.—The heading of
9 section 7903 of such title is amended to read as fol-
10 lows:

11 **“§ 7903. Ocean Research and Resources Advisory**
12 **Panel”.**

13 (2) TABLE OF SECTIONS.—The table of sections
14 at the beginning of chapter 665 of such title is
15 amended by striking the item relating to section
16 7903 and inserting the following new item:

“7903. Ocean Research and Resources Advisory Panel.”.

17 (f) REFERENCES.—Any reference to the Ocean Re-
18 search Advisory Panel in any law, regulation, map, docu-
19 ment, record, or other paper of the United States shall
20 be deemed to be a reference to the Ocean Research and
21 Resources Advisory Panel.

1 **TITLE III—OPERATION AND**
2 **MAINTENANCE**

3 **Subtitle A—Authorization of**
4 **Appropriations**

5 **SEC. 301. OPERATION AND MAINTENANCE FUNDING.**

6 Funds are hereby authorized to be appropriated for
7 fiscal year 2013 for the use of the Armed Forces and other
8 activities and agencies of the Department of Defense for
9 expenses, not otherwise provided for, for operation and
10 maintenance, as specified in the funding table in section
11 4301.

12 **Subtitle B—Energy and**
13 **Environmental Provisions**

14 **SEC. 311. DEPARTMENT OF DEFENSE GUIDANCE ON ENVI-**
15 **RONMENTAL EXPOSURES AT MILITARY IN-**
16 **STALLATIONS.**

17 (a) GUIDANCE.—Not later than 180 days after the
18 date of the enactment of this Act, the Secretary of Defense
19 shall issue to the appropriate military departments and
20 other defense agencies written guidance on environmental
21 exposures at military installations. The guidance shall—

22 (1) set forth criteria for when and under what
23 circumstances public health assessments by the
24 Agency for Toxic Substances and Disease Registry
25 shall be requested in connection with environmental

1 contamination at military installations, including
2 past incidents of environmental contamination;

3 (2) establish procedures for tracking and docu-
4 menting the status and nature of responses to the
5 findings and recommendations of the public health
6 assessments of the Agency of Toxic Substances and
7 Disease Registry that involve contamination at mili-
8 tary installations; and

9 (3) prescribe appropriate actions with respect to
10 the identification of military and civilian individuals
11 who may have been exposed to contamination while
12 living or working on military installations.

13 (b) REPORT.—Not later than 30 days after issuing
14 the guidance required under subsection (a), the Secretary
15 of Defense shall transmit a copy of the guidance to the
16 congressional defense committees.

17 **SEC. 312. FUNDING OF AGREEMENTS UNDER THE SIKES**
18 **ACT.**

19 Section 103a of the Sikes Act (16 U.S.C. 670c–1)
20 is amended—

21 (1) in subsection (b)—

22 (A) by inserting “(1)” before “Funds”;

23 and

24 (B) by adding at the end the following new
25 paragraph:

1 “(2) In the case of a cooperative agreement under
2 subsection (a)(2), such funds—

3 “(A) may be paid in a lump sum and include
4 an amount intended to cover the future costs of the
5 natural resource maintenance and improvement ac-
6 tivities provided for under the agreement; and

7 “(B) may be placed by the recipient in an inter-
8 est-bearing account, and any interest shall be ap-
9 plied for the same purposes as the principal.”; and

10 (2) by amending subsection (c) to read as fol-
11 lows:

12 “(c) AVAILABILITY OF FUNDS; AGREEMENT UNDER
13 OTHER LAWS.—(1) Cooperative agreements and inter-
14 agency agreements entered into under this section shall
15 be subject to the availability of funds.

16 “(2) Notwithstanding chapter 63 of title 31, a coop-
17 erative agreement under this section may be used to ac-
18 quire property or services for the direct benefit or use of
19 the United States Government.”.

20 **SEC. 313. LIMITATION ON AVAILABILITY OF FUNDS FOR**
21 **PROCUREMENT OF ALTERNATIVE FUEL.**

22 (a) LIMITATION.—Except as provided in subsection
23 (b), none of the funds authorized to be appropriated by
24 this Act or otherwise made available during fiscal year
25 2013 for the Department of Defense may be obligated or

1 expended for the production or sole purchase of an alter-
2 native fuel if the cost of producing or purchasing the alter-
3 native fuel exceeds the cost of producing or purchasing
4 a traditional fossil fuel that would be used for the same
5 purpose as the alternative fuel.

6 (b) EXCEPTION.—Notwithstanding subsection (a),
7 the Secretary of Defense may purchase such limited quan-
8 tities of alternative fuels as are necessary to complete en-
9 gine or fleet certification for 50/50 blends. In such in-
10 stances, the Secretary shall purchase such alternative fuel
11 using amounts authorized for research, development, test,
12 and evaluation using competitive procedures and shall en-
13 sure the best purchase price for the fuel.

14 **Subtitle C—Logistics and** 15 **Sustainment**

16 **SEC. 321. REPEAL OF CERTAIN PROVISIONS RELATING TO** 17 **DEPOT-LEVEL MAINTENANCE.**

18 (a) REPEAL.—

19 (1) Section 2460 of title 10, United States
20 Code (as amended by section 321 of the National
21 Defense Authorization Act for Fiscal Year 2012
22 (Public Law 112–81)), is repealed.

23 (2) Section 2464 of title 10, United States
24 Code (as amended by section 327 of the National

1 Defense Authorization Act for Fiscal Year 2012), is
2 repealed.

3 (b) REVIVAL OF SUPERSEDED PROVISIONS.—

4 (1) The provisions of section 2460 of title 10,
5 United States Code, as in effect on December 30,
6 2011 (the day before the date of the enactment of
7 the National Defense Authorization Act for Fiscal
8 Year 2012), are hereby revived.

9 (2)(A) The provisions of section 2464 of 10,
10 United States Code, as in effect on that date, are
11 hereby revived.

12 (B) The table of sections at the beginning of
13 chapter 146 of such title is amended by striking the
14 item relating to section 2464 and inserting the fol-
15 lowing new item:

“2464. Core logistics capabilities.”.

16 (c) CONFORMING AMENDMENTS.—

17 (1) Section 2366a of title 10, United States
18 Code, is amended by striking “core depot-level main-
19 tenance and repair capabilities” each place it ap-
20 pears and inserting “core logistics capabilities”.

21 (2) Section 2366b(A)(3)(F) of title 10, United
22 States Code, is amended by striking “core depot-
23 level maintenance and repair capabilities, as well as
24 the associated logistics capabilities” and inserting
25 “core logistics capabilities”.

1 (3) Section 801(c) of the National Defense Au-
 2 thorization Act for Fiscal Year 2012 (125 Stat.
 3 1483; 10 U.S.C. 2366a note) is amended by striking
 4 “core depot-level maintenance and repair capabili-
 5 ties, as well as the associated logistics capabilities”
 6 and inserting “core logistics capabilities”.

7 (d) EFFECTIVE DATE.—This section and the amend-
 8 ments made by this section shall take effect on December
 9 31, 2011, the date of the enactment of the National De-
 10 fense Authorization Act for Fiscal Year 2012, immediately
 11 after the enactment of that Act.

12 **Subtitle D—Reports**

13 **SEC. 331. ANNUAL REPORT ON DEPARTMENT OF DEFENSE** 14 **LONG-TERM CORROSION STRATEGY.**

15 Section 2228(e) of title 10, United States Code, is
 16 amended—

17 (1) in paragraph (1)—

18 (A) in subparagraph (B), by inserting “,
 19 including available validated data on return on
 20 investment for completed corrosion projects and
 21 activities” after “the strategy”;

22 (B) in subparagraph (E), by striking “For
 23 the fiscal year covered by the report and the
 24 preceding fiscal year” and inserting “For the

1 preceding fiscal year covered by the report”;
2 and

3 (C) by inserting at the end the following
4 new subparagraph:

5 “(F) For the preceding fiscal year covered by
6 the report, a breakdown of the amount of funds used
7 for military corrosion projects, the Technical Corro-
8 sion Collaboration pilot program, and other corro-
9 sion-related activities.”;

10 (2) by striking paragraph (2); and

11 (3) by redesignating paragraph (3) as para-
12 graph (2).

13 **SEC. 332. MODIFIED DEADLINE FOR COMPTROLLER GEN-
14 ERAL REVIEW OF ANNUAL REPORT ON
15 PREPOSITIONED MATERIEL AND EQUIP-
16 MENT.**

17 Section 2229a(b) of title 10, United States Code, is
18 amended by striking “By not later than 120 days after
19 the date on which a report is submitted under subsection
20 (a), the Comptroller General shall review the report” and
21 inserting “The Comptroller General shall review the report
22 submitted under subsection (a)”.

1 **Subtitle E—Other Matters**

2 **SEC. 341. SAVINGS TO BE ACHIEVED IN CIVILIAN WORK-** 3 **FORCE AND CONTRACTOR EMPLOYEE WORK-** 4 **FORCE OF THE DEPARTMENT OF DEFENSE.**

5 (a) **REQUIRED SAVINGS.**—Commencing not later
6 than 90 days after the date of the enactment of this Act,
7 the Secretary of Defense shall begin the implementation
8 of an efficiencies plan for the civilian workforce and the
9 service contractor workforce of the Department of Defense
10 which shall achieve savings in the funding for each such
11 workforce over the period from fiscal year 2012 through
12 fiscal year 2017 that are not less, as a percentage of such
13 funding, than the savings in funding for military personnel
14 achieved by the planned reduction in military end
15 strengths over the same period of time.

16 (b) **EXCLUSIONS.**—The funding reduction required
17 by subsection (a) shall not include funding for the fol-
18 lowing:

19 (1) Civilian personnel expenses for personnel as
20 follows:

21 (A) Personnel in Mission Critical Occupa-
22 tions, as defined by the Civilian Human Capital
23 Strategic Plan of the Department of Defense
24 and the Acquisition Workforce Plan of the De-
25 partment of Defense.

1 (B) Personnel employed at facilities pro-
2 viding core logistics capabilities pursuant to
3 section 2464 of title 10, United States Code.

4 (C) Personnel in the Offices of the Inspec-
5 tors General of the Department of Defense.

6 (2) Service contractor expenses for personnel as
7 follows:

8 (A) Personnel performing maintenance and
9 repair of military equipment.

10 (B) Personnel providing medical services.

11 (C) Personnel performing financial audit
12 services.

13 (3) Personnel expenses for personnel in the ci-
14 vilian personnel or service contractor workforce per-
15 forming such other critical functions as may be iden-
16 tified by the Secretary as requiring exemption in the
17 interest of the national defense.

18 (c) REPORTS.—

19 (1) INITIAL REPORT.—Not later than 120 days
20 after the date of the enactment of this Act, the Sec-
21 retary shall submit to the congressional defense com-
22 mittees a report including a comprehensive descrip-
23 tion of the plan required by subsection (a).

24 (2) STATUS REPORTS.—Not later than 60 days
25 after the end of each fiscal year from fiscal year

1 2013 through fiscal year 2017, the Secretary shall
2 submit to the congressional defense committees a re-
3 port describing the implementation of the plan dur-
4 ing the prior fiscal year. Each such report shall in-
5 clude a direct comparison of the savings achieved
6 under the plan to the savings achieved in the same
7 fiscal year through reductions in military end
8 strengths. In any case in which savings fall short of
9 the annual target, the report shall include an expla-
10 nation of the reasons for such shortfall.

11 (3) EXEMPTIONS.—Each report under para-
12 graphs (1) and (2) shall specifically identify any ex-
13 emption granted by the Secretary under subsection
14 (b)(3) in the period of time covered by the report.

15 (d) LIMITATION ON TRANSFERS OF FUNCTIONS.—
16 The Secretary shall ensure that the savings required by
17 this section are not achieved through unjustified transfers
18 of functions between or among the military, civilian, and
19 service contractor workforces of the Department of De-
20 fense.

21 (e) SENSE OF CONGRESS.—It is the sense of Con-
22 gress that an amount equal to 30 percent of the amount
23 of the reductions in appropriated funds attributable to re-
24 duced budgets for the civilian and service contractor
25 workforces of the Department by reason of the plan re-

1 quired by subsection (a) should be made available for costs
2 of assisting military personnel separated from the Armed
3 Forces in the transition from military service.

4 (f) SERVICE CONTRACTOR WORKFORCE DEFINED.—
5 In this section, the term “service contractor workforce”
6 means contractor employees performing contract services,
7 as defined in section 2330(c)(2) of title 10, United States
8 Code, other than contract services that are funded out of
9 amounts available for overseas contingency operations.

10 **SEC. 342. NATO SPECIAL OPERATIONS HEADQUARTERS.**

11 (a) IN GENERAL.—Chapter 138 of title 10, United
12 States Code, is amended by adding at the end the fol-
13 lowing new section:

14 **“§ 2350n. NATO Special Operations Headquarters**

15 “(a) AUTHORIZATION.—Of the amounts authorized
16 to be appropriated for fiscal year 2013 and for subsequent
17 fiscal years for the Department of Defense for operation
18 and maintenance, up to \$50,000,000 may be used for a
19 fiscal year for the purposes set forth in subsection (b) for
20 support of operations of the North Atlantic Treaty Orga-
21 nization (NATO) Special Operations Headquarters.

22 “(b) PURPOSES.—The Secretary of Defense may pro-
23 vide funds for the NATO Special Operations Head-
24 quarters—

1 “(1) to improve coordination and cooperation
2 between the special operations forces of NATO
3 member countries;

4 “(2) to facilitate joint operations by special op-
5 erations forces of NATO member countries;

6 “(3) to support command, control, and commu-
7 nications capabilities peculiar to special operations
8 forces of NATO member countries;

9 “(4) to promote special operations forces intel-
10 ligence and informational requirements within the
11 NATO structure; and

12 “(5) to promote interoperability through the de-
13 velopment of common equipment standards, tactics,
14 techniques, and procedures, and through execution
15 of multinational education and training programs.

16 “(c) ANNUAL REPORT.—Not later than April 1 of
17 each year, the Secretary of Defense shall submit to the
18 congressional defense committees a report regarding De-
19 partment of Defense support for the NATO Special Oper-
20 ations Headquarters. Each report shall include the fol-
21 lowing:

22 “(1) The total amount of funding provided to
23 the NATO Special Operations Headquarters.

24 “(2) A summary of the activities funded with
25 such support.

1 “(3) Other contributions, financial or in kind,
2 provided in support of the NATO Special Operations
3 Headquarters by other NATO member countries.”.

4 (b) CLERICAL AMENDMENT.—The table of sections
5 at the beginning of such chapter is amended by inserting
6 after the item relating to section 2350m the following new
7 item:

 “2350n. NATO Special Operations Headquarters.”.

8 **SEC. 343. REPEAL OF REDUNDANT AUTHORITY TO ENSURE**
9 **INTEROPERABILITY OF LAW ENFORCEMENT**
10 **AND EMERGENCY RESPONDER TRAINING.**

11 Section 372 of title 10, United States Code, is
12 amended—

- 13 (1) by striking “(a) IN GENERAL.—”; and
14 (2) by striking subsection (b).

15 **TITLE IV—MILITARY**
16 **PERSONNEL AUTHORIZATIONS**
17 **Subtitle A—Active Forces**

18 **SEC. 401. END STRENGTHS FOR ACTIVE FORCES.**

19 The Armed Forces are authorized strengths for active
20 duty personnel as of September 30, 2013, as follows:

- 21 (1) The Army, 552,100.
22 (2) The Navy, 322,700.
23 (3) The Marine Corps, 197,300.
24 (4) The Air Force, 329,597.

1 **Subtitle B—Reserve Forces**

2 **SEC. 411. END STRENGTHS FOR SELECTED RESERVE.**

3 (a) IN GENERAL.—The Armed Forces are authorized
4 strengths for Selected Reserve personnel of the reserve
5 components as of September 30, 2013, as follows:

6 (1) The Army National Guard of the United
7 States, 358,200.

8 (2) The Army Reserve, 205,000.

9 (3) The Navy Reserve, 62,500.

10 (4) The Marine Corps Reserve, 39,600.

11 (5) The Air National Guard of the United
12 States, 106,435.

13 (6) The Air Force Reserve, 72,428.

14 (7) The Coast Guard Reserve, 9,000.

15 (b) END STRENGTH REDUCTIONS.—The end
16 strengths prescribed by subsection (a) for the Selected Re-
17 serve of any reserve component shall be proportionately
18 reduced by—

19 (1) the total authorized strength of units orga-
20 nized to serve as units of the Selected Reserve of
21 such component which are on active duty (other
22 than for training) at the end of the fiscal year; and

23 (2) the total number of individual members not
24 in units organized to serve as units of the Selected
25 Reserve of such component who are on active duty

1 (other than for training or for unsatisfactory partici-
2 pation in training) without their consent at the end
3 of the fiscal year.

4 (c) **END STRENGTH INCREASES.**—Whenever units or
5 individual members of the Selected Reserve of any reserve
6 component are released from active duty during any fiscal
7 year, the end strength prescribed for such fiscal year for
8 the Selected Reserve of such reserve component shall be
9 increased proportionately by the total authorized strengths
10 of such units and by the total number of such individual
11 members.

12 **SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE**
13 **DUTY IN SUPPORT OF THE RESERVES.**

14 Within the end strengths prescribed in section
15 411(a), the reserve components of the Armed Forces are
16 authorized, as of September 30, 2013, the following num-
17 ber of Reserves to be serving on full-time active duty or
18 full-time duty, in the case of members of the National
19 Guard, for the purpose of organizing, administering, re-
20 cruiting, instructing, or training the reserve components:

- 21 (1) The Army National Guard of the United
22 States, 32,060.
- 23 (2) The Army Reserve, 16,277.
- 24 (3) The Navy Reserve, 10,114.
- 25 (4) The Marine Corps Reserve, 2,261.

1 (5) The Air National Guard of the United
2 States, 14,871.

3 (6) The Air Force Reserve, 2,888.

4 **SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS**
5 **(DUAL STATUS).**

6 The minimum number of military technicians (dual
7 status) as of the last day of fiscal year 2013 for the re-
8 serve components of the Army and the Air Force (notwith-
9 standing section 129 of title 10, United States Code) shall
10 be the following:

11 (1) For the Army Reserve, 8,445.

12 (2) For the Army National Guard of the United
13 States, 28,380.

14 (3) For the Air Force Reserve, 10,716.

15 (4) For the Air National Guard of the United
16 States, 22,313.

17 **SEC. 414. FISCAL YEAR 2013 LIMITATION ON NUMBER OF**
18 **NON-DUAL STATUS TECHNICIANS.**

19 (a) LIMITATIONS.—

20 (1) NATIONAL GUARD.—Within the limitation
21 provided in section 10217(c)(2) of title 10, United
22 States Code, the number of non-dual status techni-
23 cians employed by the National Guard as of Sep-
24 tember 30, 2013, may not exceed the following:

1 (A) For the Army National Guard of the
2 United States, 1,600.

3 (B) For the Air National Guard of the
4 United States, 350.

5 (2) ARMY RESERVE.—The number of non-dual
6 status technicians employed by the Army Reserve as
7 of September 30, 2013, may not exceed 595.

8 (3) AIR FORCE RESERVE.—The number of non-
9 dual status technicians employed by the Air Force
10 Reserve as of September 30, 2013, may not exceed
11 90.

12 (b) NON-DUAL STATUS TECHNICIANS DEFINED.—In
13 this section, the term “non-dual status technician” has the
14 meaning given that term in section 10217(a) of title 10,
15 United States Code.

16 **SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AU-**
17 **THORIZED TO BE ON ACTIVE DUTY FOR**
18 **OPERATIONAL SUPPORT.**

19 During fiscal year 2013, the maximum number of
20 members of the reserve components of the Armed Forces
21 who may be serving at any time on full-time operational
22 support duty under section 115(b) of title 10, United
23 States Code, is the following:

24 (1) The Army National Guard of the United
25 States, 17,000.

1 (2) The Army Reserve, 13,000.

2 (3) The Navy Reserve, 6,200.

3 (4) The Marine Corps Reserve, 3,000.

4 (5) The Air National Guard of the United
5 States, 16,000.

6 (6) The Air Force Reserve, 14,000.

7 **Subtitle C—Authorization of**
8 **Appropriations**

9 **SEC. 421. MILITARY PERSONNEL.**

10 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
11 are hereby authorized to be appropriated for fiscal year
12 2013 for the use of the Armed Forces and other activities
13 and agencies of the Department of Defense for expenses,
14 not otherwise provided for, for military personnel, as spec-
15 ified in the funding table in section 4401.

16 (b) CONSTRUCTION OF AUTHORIZATION.—The au-
17 thorization of appropriations in subsection (a) supersedes
18 any other authorization of appropriations (definite or in-
19 definite) for such purpose for fiscal year 2013.

1 **TITLE V—MILITARY PERSONNEL**
2 **POLICY**
3 **Subtitle A—Officer Policy**

4 **SEC. 501. EXTENSION OF RELAXATION OF LIMITATION ON**
5 **SELECTIVE EARLY DISCHARGES.**

6 Section 638a(d)(2) of title 10 United States Code,
7 is amended in subparagraphs (A) and (B) by striking “ex-
8 cept that during the period beginning on October 1, 2006,
9 and ending on December 31, 2012,” and inserting “except
10 that through December 31, 2018,”.

11 **SEC. 502. EXCEPTION TO 30-YEAR RETIREMENT FOR REG-**
12 **ULAR NAVY WARRANT OFFICERS IN THE**
13 **GRADE OF CHIEF WARRANT OFFICER, W-5.**

14 (a) EXCEPTION TO STATUTORY 30-YEAR RETIRE-
15 MENT.—Paragraph (1) of section 1305(a) of title 10,
16 United States Code, is amended—

17 (1) by inserting “or a regular Navy warrant of-
18 ficer in the grade of chief warrant officer, W-5, ex-
19 empted under paragraph (3)” after “Army warrant
20 officer”; and

21 (2) by striking “he” and inserting “the officer”.

22 (b) MODIFICATION OF STATUTORY RETIREMENT
23 FROM 30 TO 33 YEARS.—Such section is further amended
24 by adding at the end the following new paragraph:

1 “(3) In the case of a regular Navy warrant officer
2 in the grade of chief warrant officer, W-5, the officer shall
3 be retired 60 days after the date on which the officer com-
4 pletes 33 years of total active service.”.

5 **SEC. 503. MODIFICATION OF DEFINITION OF JOINT DUTY**
6 **ASSIGNMENT TO INCLUDE ALL INSTRUCTOR**
7 **ASSIGNMENTS FOR JOINT TRAINING AND**
8 **EDUCATION.**

9 Section 668(b)(1)(B) of title 10, United States Code,
10 is amended by striking “assignments for joint” and all
11 that follows through “Phase II” and inserting “student
12 assignments for joint training and education”.

13 **SEC. 504. SENSE OF SENATE ON INCLUSION OF ASSIGN-**
14 **MENTS AS ACADEMIC INSTRUCTOR AT THE**
15 **MILITARY SERVICE ACADEMIES AS JOINT**
16 **DUTY ASSIGNMENTS.**

17 It is the sense of the Senate that the Secretary of
18 Defense should include assignments in which military offi-
19 cers are assigned as instructors responsible for preparing
20 and presenting academic courses on the faculty of the
21 United States Military Academy, the United States Naval
22 Academy, or the United States Air Force Academy as
23 joint duty assignments.

1 **Subtitle B—Reserve Component**
2 **Management**

3 **SEC. 511. AUTHORITY FOR APPOINTMENT OF PERSONS**
4 **WHO ARE LAWFUL PERMANENT RESIDENTS**
5 **AS OFFICERS OF THE NATIONAL GUARD.**

6 Section 313(b)(1) of title 32, United States Code, is
7 amended by inserting “or an alien lawfully admitted for
8 permanent residence (as that term is defined in section
9 101(a)(20) of the Immigration and Nationality Act (8
10 U.S.C.1101(a)(20))” before the semicolon.

11 **SEC. 512. RESERVE COMPONENT SUICIDE PREVENTION**
12 **AND RESILIENCE PROGRAM.**

13 (a) CODIFICATION, TRANSFER OF RESPONSIBILITY,
14 AND EXTENSION.—

15 (1) IN GENERAL.—Chapter 1007 of title 10,
16 United States Code, is amended by adding at the
17 end the following new section:

18 **“§ 10219. Suicide prevention and resilience program**

19 “(a) PROGRAM REQUIREMENT.—The Secretary of
20 Defense shall carry out a program to provide members of
21 the National Guard and Reserves and their families with
22 training in suicide prevention, resilience, and community
23 healing and response to suicide.

24 “(b) SUICIDE PREVENTION TRAINING.—Under the
25 program, the Secretary shall provide members of the Na-

1 tional Guard and Reserves with training in suicide preven-
2 tion. Such training may include—

3 “(1) describing the warning signs for suicide
4 and teaching effective strategies for prevention and
5 intervention;

6 “(2) examining the influence of military culture
7 on risk and protective factors for suicide; and

8 “(3) engaging in interactive case scenarios and
9 role plays to practice effective intervention strate-
10 gies.

11 “(c) COMMUNITY RESPONSE TRAINING.—Under the
12 program, the Secretary shall provide the families and com-
13 munities of members of the National Guard and Reserves
14 with training in responses to suicide that promote indi-
15 vidual and community healing. Such training may in-
16 clude—

17 “(1) enhancing collaboration among community
18 members and local service providers to create an in-
19 tegrated, coordinated community response to suicide;

20 “(2) communicating best practices for pre-
21 venting suicide, including safe messaging, appro-
22 priate memorial services, and media guidelines;

23 “(3) addressing the impact of suicide on the
24 military and the larger community, and the in-
25 creased risk that can result; and

1 “(4) managing resources to assist key commu-
2 nity and military service providers in helping the
3 families, friends, and fellow servicemembers of a sui-
4 cide victim through the processes of grieving and
5 healing.

6 “(d) COMMUNITY TRAINING ASSISTANCE.—The pro-
7 gram shall include the provision of assistance with such
8 training to the local communities of those servicemembers
9 and families, to be provided in coordination with local
10 community programs.

11 “(e) COLLABORATION.—In carrying out the program,
12 the Secretary shall collect and analyze ‘lessons learned’
13 and suggestions from State National Guard and Reserve
14 organizations with existing or developing suicide preven-
15 tion and community response programs.

16 “(f) TERMINATION.—The program under this section
17 shall terminate on October 1, 2015.”.

18 (2) CLERICAL AMENDMENT.—The table of sec-
19 tions at the beginning of chapter 1007 of such title
20 is amended by adding at the end the following new
21 item:

 “10219. Suicide prevention and resilience program.”.

22 (b) REPEAL OF SUPERSEDED PROVISION.—Sub-
23 section (i) of section 582 of the National Defense Author-
24 ization Act for Fiscal Year 2008 (10 U.S.C. 10101 note)
25 is repealed.

1 **Subtitle C—General Service**
2 **Authorities**

3 **SEC. 521. DIVERSITY IN THE ARMED FORCES AND RELATED**
4 **REPORTING REQUIREMENTS.**

5 (a) **PLAN TO ACHIEVE DIVERSITY IN THE ARMED**
6 **FORCES.**—The Secretary of Defense shall develop and im-
7 plement a plan to accurately measure the efforts of the
8 Department of Defense to achieve the goal of having a
9 dynamic and sustainable 20–30 year pipeline that yields
10 a diverse officer and enlisted corps for the Armed Forces
11 that reflects the population of the United States eligible
12 to serve in the Armed Forces across all the Armed Forces,
13 and all grades of each Armed Force, that is able to prevail
14 in its wars, prevent and deter conflicts, defeat adversaries
15 and succeed in a wide-range of contingencies, and preserve
16 and enhance the all volunteer force. Any metric estab-
17 lished pursuant to this subsection may not be used in a
18 manner that undermines the merit-based processes of the
19 Department of Defense, including such processes for ac-
20 cession, retention, and promotion. Such metrics may not
21 be combined with the identification of specific quotas
22 based upon diversity characteristics. The Secretary shall
23 continue to account for diversified language and cultural
24 skills among the total force of the military.

1 (b) METRICS TO MEASURE PROGRESS IN DEVEL-
2 OPING AND IMPLEMENTING PLAN.—In developing and im-
3 plementing the plan under subsection (a), the Secretary
4 of Defense shall develop a standard set of metrics and col-
5 lection procedures that are uniform across the armed
6 forces. The metrics required by this subsection shall be
7 designed—

8 (1) to accurately capture the inclusion and ca-
9 pability aspects of the armed forces broader diversity
10 plans, including race, ethnic, and gender specific
11 groups, functional expertise, and diversified cultural
12 and language skills so as to leverage and improve
13 readiness; and

14 (2) to be verifiable and systematically linked to
15 strategic plans that will drive improvements.

16 (c) DEFINITION OF DIVERSITY.—In developing and
17 implementing the plan under subsection (a), each Sec-
18 retary of a military department shall, in consultation with
19 the Secretary of Defense, develop a definition of diversity
20 that is reflective of the culture, mission, and core values
21 of each Armed Force under the jurisdiction of such Sec-
22 retary.

23 (d) CONSULTATION.—Not less than annually, the
24 Secretary of Defense shall meet with the Secretaries of
25 the military departments, the Joint Chiefs of Staff, and

1 senior enlisted members of the Armed Forces to discuss
2 the progress being made toward developing and imple-
3 menting the plan established under subsection (a).

4 (e) REPORTS ON IMPLEMENTATION OF PLAN.—Not
5 later than July 1, 2013, and biennially thereafter through
6 July 1, 2017, the Secretary of Defense shall submit to
7 the congressional defense committees a report on the fol-
8 lowing:

9 (1) The progress made in implementing the
10 plan required by subsection (a) to accurately meas-
11 ure the efforts of the Department of Defense to
12 achieve its diversity goals.

13 (2) The number of members of the Armed
14 Forces, including reserve components, listed by sex
15 and race or ethnicity for each grade under each mili-
16 tary department.

17 (3) The number of members of the Armed
18 Forces, including reserve components, who were pro-
19 moted during the years covered by the report, listed
20 by sex and race or ethnicity for each grade under
21 each military department.

22 (4) The number of members of the Armed
23 Forces, including reserve components, who reenlisted
24 or otherwise extended the commitment to military
25 service during the years covered by the report, listed

1 by sex and race or ethnicity for each grade under
2 each military department.

3 (5) The available pool of qualified candidates
4 for the general officer grades of general and lieuten-
5 ant general and the flag officer grades of admiral
6 and vice admiral.

7 **SEC. 522. MODIFICATION OF AUTHORITY TO CONDUCT PRO-**
8 **GRAMS ON CAREER FLEXIBILITY TO EN-**
9 **HANCE RETENTION OF MEMBERS OF THE**
10 **ARMED FORCES.**

11 (a) EXTENSION OF PROGRAMS TO CERTAIN ACTIVE
12 GUARD AND RESERVE PERSONNEL.—Section 533 of Dun-
13 can Hunter National Defense Authorization Act for Fiscal
14 Year 2009 (10 U.S.C. prec. 701 note) is amended—

15 (1) in subsection (a)(1), by inserting “and
16 members on active Guard and Reserve duty” after
17 “officers and enlisted members of the regular com-
18 ponents”;

19 (2) by redesignating subsection (l) as subsection
20 (m); and

21 (3) by inserting after subsection (k) the fol-
22 lowing new subsection (l)

23 “(l) DEFINITION.—In this section, the term ‘active
24 Guard and Reserve duty’ has the meaning given that term
25 in section 101(d)(6) of title 10, United States Code.”.

1 (b) AUTHORITY TO CARRY FORWARD UNUSED AC-
2 CRUED LEAVE.—Subsection (h) of such section is amend-
3 ed by adding at the end the following new paragraph:

4 “(5) LEAVE.—A member who participates in a
5 pilot program is entitled to carry forward the exist-
6 ing leave balance accumulated in accordance with
7 section 701 of title 10, United States Code, but not
8 to exceed 60 days.”.

9 (c) AUTHORITY FOR DISABILITY PROCESSING.—Sub-
10 section (j) of such section is amended—

11 (1) by striking “for purposes of the entitle-
12 ment” and inserting “for purposes of—

13 “(1) the entitlement”;

14 (2) by striking the period at the end and insert-
15 ing “; and”; and

16 (3) by adding at the end the following new
17 paragraph:

18 “(2) retirement or separation for physical dis-
19 ability under the provisions of chapters 55 and 61
20 of title 10, United States Code.”.

1 **SEC. 523. AUTHORITY FOR ADDITIONAL BEHAVIORAL**
2 **HEALTH PROFESSIONALS TO CONDUCT PRE-**
3 **SEPARATION MEDICAL EXAMINATIONS FOR**
4 **POST-TRAUMATIC STRESS DISORDER.**

5 Section 1177(a) of title 10, United States Code, is
6 amended—

7 (1) in paragraph (1), by striking “or psychia-
8 trist” and inserting “psychiatrist, licensed clinical
9 social worker, or psychiatric nurse practitioner”; and

10 (2) in paragraph (3), by striking “or psychia-
11 trist” and inserting “, psychiatrist, licensed clinical
12 social worker, or psychiatric nurse practitioner”.

13 **SEC. 524. QUARTERLY REPORTS ON INVOLUNTARY SEPA-**
14 **RATION OF MEMBERS OF THE ARMED**
15 **FORCES.**

16 (a) **QUARTERLY REPORTS REQUIRED.**—Not later
17 than 30 days after the end of each calendar year quarter
18 in 2013 and 2014, each Secretary of a military depart-
19 ment shall submit to the Committees on Armed Services
20 of the Senate and the House of Representatives a report
21 on the number of members of the regular components of
22 the Armed Forces under the jurisdiction of such Secretary
23 who were involuntarily separated from active duty in the
24 Armed Forces during such calendar year quarter.

1 (b) ELEMENTS.—Each report on an Armed Force for
2 a calendar year quarter under subsection (a) shall set
3 forth the following:

4 (1) The total number members involuntarily
5 separated.

6 (2) The number of members separated set forth
7 by grade.

8 (3) The number of members separated set forth
9 by total years of service in the Armed Forces at the
10 time of separation.

11 (4) The number of members separated set forth
12 by military occupational specialty or rating, or com-
13 petitive category for officers.

14 (5) The number of members separated who re-
15 ceived involuntary separation pay, or who are au-
16 thorized to receive temporary retired pay, in connec-
17 tion with separation.

18 (6) The number of members who completed
19 transition assistance programs relating to future em-
20 ployment.

21 (7) The average number of months deployed to
22 overseas contingency operations set forth by grade.

1 **SEC. 525. REVIEW OF ELIGIBILITY OF VICTIMS OF DOMES-**
2 **TIC TERRORISM FOR AWARD OF THE PURPLE**
3 **HEART AND THE DEFENSE MEDAL OF FREE-**
4 **DOM.**

5 (a) **REPORT.**—Not later than March 1, 2013, the
6 Secretary of Defense shall, in coordination with the Secre-
7 taries of the military departments, submit to the Commit-
8 tees on Armed Services of the Senate and the House of
9 Representatives a report on—

10 (1) the advisability of modifying the criteria for
11 the award of the Purple Heart to provide for the
12 award of the Purple Heart to members of the Armed
13 Forces who are killed or wounded in a terrorist at-
14 tack within the United States that is determined to
15 be inspired by ideological, political, or religious be-
16 liefs that give rise to terrorism; and

17 (2) the advisability of modifying the criteria for
18 the award of the Defense Medal of Freedom to pro-
19 vide for the award of the Defense Medal of Freedom
20 to civilian employees of the United States who are
21 killed or wounded in a terrorist attack within the
22 United States that is determined to be inspired by
23 ideological, political, or religious beliefs that give rise
24 to terrorism.

25 (b) **DETERMINATION.**—As part of the review under-
26 taken to prepare the report required by subsection (a), the

1 Secretary of Defense shall conduct a review of each death
2 or wounding of a member of the Armed Forces or civilian
3 employee of the United States Government that occurred
4 within the United States since September 11, 2001, that
5 could meet the criteria as being the result of a terrorist
6 attack within the United States in order to determine
7 whether such death or wounding qualifies or potentially
8 would qualify for the award of the Purple Heart or the
9 Defense Medal of Freedom.

10 (c) CONSIDERATIONS.—In conducting the review to
11 prepare the report required by subsection (a), the Sec-
12 retary of Defense shall take into consideration the fol-
13 lowing:

14 (1) The views of veterans service organizations,
15 including the Military Order of the Purple Heart.

16 (2) The importance that has been assigned to
17 determining all available facts before a decision is
18 made to award the Purple Heart.

19 (3) Potential effects of an award on the ability
20 to prosecute perpetrators of terrorist acts in military
21 or civilian courts.

22 (4) The views of the Chairman of the Joint
23 Chiefs of Staff.

1 **Subtitle D—Military Justice and**
2 **Legal Matters Generally**

3 **SEC. 531. CLARIFICATION AND ENHANCEMENT OF THE**
4 **ROLE OF THE STAFF JUDGE ADVOCATE TO**
5 **THE COMMANDANT OF THE MARINE CORPS.**

6 (a) APPOINTMENT BY THE PRESIDENT AND PERMA-
7 NENT APPOINTMENT TO GRADE OF MAJOR GENERAL.—

8 Subsection (a) of section 5046 of title 10, United States
9 Code, is amended—

10 (1) in the first sentence, by striking “detailed”
11 and inserting “appointed by the President, by and
12 with the advice and consent of the Senate,”; and

13 (2) in the second sentence—

14 (A) by striking “The” and inserting “If an
15 officer appointed as the”; and

16 (B) by striking “, while so serving, has the
17 grade” and inserting “holds a lower grade, the
18 officer shall be appointed in the grade”.

19 (b) DUTIES, AUTHORITY, AND ACCOUNTABILITY.—
20 Such section is further amended—

21 (1) by redesignating subsection (c) as sub-
22 section (d); and

23 (2) by inserting after subsection (b) the fol-
24 lowing new subsection (c):

1 “(c) The Staff Judge Advocate to the Commandant
2 of the Marine Corps, under the direction of the Com-
3 mandant of the Marine Corps and the Secretary of the
4 Navy, shall—

5 “(1) perform duties relating to legal matters
6 arising in the Marine Corps as may be assigned to
7 the Staff Judge Advocate;

8 “(2) perform the functions and duties and exer-
9 cise the powers prescribed for the Staff Judge Advo-
10 cate to the Commandant of the Marine Corps in
11 chapter 47 of this title (the Uniform Code of Mili-
12 tary Justice) and chapter 53 of this title; and

13 “(3) perform such other duties as may be as-
14 signed to the Staff Judge Advocate.”.

15 (c) COMPOSITION OF HEADQUARTERS, MARINE
16 CORPS.—Section 5041(b) of such title is amended—

17 (1) by redesignating paragraphs (4) and (5) as
18 paragraphs (5) and (6), respectively; and

19 (2) by inserting after paragraph (3) the fol-
20 lowing new paragraph (4):

21 “(4) The Staff Judge Advocate to the Com-
22 mandant of the Marine Corps.”.

23 (d) SUPERVISION OF CERTAIN LEGAL SERVICES.—

24 (1) ADMINISTRATION OF MILITARY JUSTICE.—

25 Section 806(a) of such title (article 6(a) of the Uni-

1 form Code of Military Justice) is amended in the
 2 third sentence by striking “The Judge Advocate
 3 General” and all that follows through “shall” and
 4 inserting “The Judge Advocates General, and within
 5 the Marine Corps the Staff Judge Advocate to the
 6 Commandant of the Marine Corps, or senior mem-
 7 bers of their staffs, shall”.

8 (2) DELIVERY OF LEGAL ASSISTANCE.—Section
 9 1044(b) of such title is amended by inserting “and
 10 within the Marine Corps the Staff Judge Advocate
 11 to the Commandant of the Marine Corps” after
 12 “title”.

13 **SEC. 532. ADDITIONAL INFORMATION IN REPORTS ON AN-**
 14 **NUAL SURVEYS OF THE COMMITTEE ON THE**
 15 **UNIFORM CODE OF MILITARY JUSTICE.**

16 Subsection (c)(2) of section 946 of title 10, United
 17 States Code (article 146 of the Uniform Code of Military
 18 Justice), is amended—

19 (1) by redesignating subparagraph (B) as sub-
 20 paragraph (C); and

21 (2) by inserting after subparagraph (A) the fol-
 22 lowing new subparagraph (B):

23 “(B) Information from the Judge Advocates
 24 General and the Staff Judge Advocate to the Com-
 25 mandant of the Marine Corps on the following:

1 “(i) The appellate review process, includ-
2 ing—

3 “(I) information on compliance with
4 processing time goals;

5 “(II) discussions of the circumstances
6 surrounding cases in which general court-
7 martial or special court-martial convictions
8 are reversed as a result of command influ-
9 ence or denial of the right to a speedy re-
10 view or otherwise remitted due to loss of
11 records of trial or other administrative de-
12 ficiencies; and

13 “(III) discussions of cases in which a
14 provision of this chapter is held unconsti-
15 tutional.

16 “(ii) Developments in appellate case law
17 relating to courts-martial involving allegations
18 of sexual misconduct under this chapter.

19 “(iii) Issues associated with implementing
20 recent, legislatively directed changes to this
21 chapter or the Manual for Courts-Martial.

22 “(iv) Measures implemented by each armed
23 force to ensure the ability of judge advocates to
24 competently participate as trial and defense
25 counsel in, and preside as military judges over,

1 capital cases, national security cases, sexual as-
 2 sault cases, and proceedings of military com-
 3 missions.

4 “(v) The independent views of the Judge
 5 Advocates General and the Staff Judge Advo-
 6 cate to the Commandant of the Marine Corps
 7 on the sufficiency of resources available within
 8 their respective armed forces, including man-
 9 power, funding, training, and officer and en-
 10 listed grade structure, to capably perform mili-
 11 tary justice functions.”.

12 **Subtitle E—Sexual Assault, Hazing,**
 13 **and Related Matters**

14 **SEC. 541. AUTHORITY TO RETAIN OR RECALL TO ACTIVE**
 15 **DUTY RESERVE COMPONENT MEMBERS WHO**
 16 **ARE VICTIMS OF SEXUAL ASSAULT WHILE ON**
 17 **ACTIVE DUTY.**

18 (a) IN GENERAL.—Chapter 1209 of title 10, United
 19 States Code, is amended by adding at the end the fol-
 20 lowing new section:

21 **“§ 12323. Active duty for response to sexual assault**

22 “(a) CONTINUATION ON ACTIVE DUTY.—In the case
 23 of a member of a reserve component who is the alleged
 24 victim of sexual assault committed while on active duty
 25 and who is expected to be released from active duty before

1 the determination of whether the member was assaulted
2 while in the line of duty, the Secretary concerned may,
3 upon the request of the member, order the member to be
4 retained on active duty until the line of duty determina-
5 tion. A member eligible for continuation on active duty
6 under this subsection shall be informed as soon as prac-
7 ticable after the alleged assault of the option to request
8 continuation on active duty under this subsection.

9 “(b) RETURN TO ACTIVE DUTY.—In the case of a
10 member of a reserve component not on active duty who
11 is the alleged victim of a sexual assault that occurred while
12 the member was on active duty and when the determina-
13 tion whether the member was in the line of duty is not
14 completed, the Secretary concerned may, upon the request
15 of the member, order the member to active duty for such
16 time as necessary to complete the line of duty determina-
17 tion.

18 “(c) REGULATIONS.—The Secretaries of the military
19 departments shall prescribe regulations to carry out this
20 section, subject to guidelines prescribed by the Secretary
21 of Defense. The guidelines of the Secretary of Defense
22 shall provide that—

23 “(1) a request submitted by a member de-
24 scribed in subsection (a) or (b) to continue on active
25 duty, or to be ordered to active duty, respectively,

1 must be decided within 30 days from the date of the
2 request; and

3 “(2) if the request is denied, the member may
4 appeal to the first general officer or flag officer in
5 the chain of command of the member, and in the
6 case of such an appeal a decision on the appeal must
7 be made within 15 days from the date of the ap-
8 peal.”.

9 (b) CLERICAL AMENDMENT.—The table of sections
10 at the beginning of chapter 1209 of such title is amended
11 adding at the end the following new item:

“12323. Active duty for response to sexual assault.”.

12 **SEC. 542. ADDITIONAL ELEMENTS IN COMPREHENSIVE DE-**
13 **PARTMENT OF DEFENSE POLICY ON SEXUAL**
14 **ASSAULT PREVENTION AND RESPONSE.**

15 (a) ADDITIONAL ELEMENTS.—Not later than 180
16 days after the date of the enactment of this Act, the Sec-
17 retary of Defense shall modify the revised comprehensive
18 policy for the Department of Defense sexual assault pre-
19 vention and response program required by section 1602
20 of the Ike Skelton National Defense Authorization Act for
21 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4430;
22 10 U.S.C. 1561 note) to include in the policy the fol-
23 lowing:

24 (1) A requirement to establish within each mili-
25 tary department, under regulations prescribed by the

1 Secretary of Defense, an enhanced capability for the
2 investigation, prosecution, and defense of special vic-
3 tim offenses under chapter 47 of title 10, United
4 States Code (the Uniform Code of Military Justice).

5 (2) A requirement that each military depart-
6 ment initiate and retain for a period prescribed by
7 the Secretary of Defense a record on the disposition
8 of allegations of sexual assault using forms and pro-
9 cedures prescribed by the Secretary.

10 (3) A requirement that all commanders and
11 commanding officers receive training on sexual as-
12 sault prevention, response, and policies before, or
13 shortly after, assuming command.

14 (4) A requirement that all new members of the
15 Armed Forces (whether in the regular or reserve
16 components) receive training on the Department of
17 Defense policy on sexual assault prevention and re-
18 sponse program during initial entry training.

19 (5) A requirement for military commands and
20 units specified by the Secretary of Defense for pur-
21 poses of the policy to conduct periodic climate as-
22 sessments of such commands and units for purposes
23 of preventing and responding to sexual assaults.

24 (6) A requirement to post and widely dissemi-
25 nate information about resources available to report

1 and respond to sexual assaults, including hotline
2 phone numbers and Internet websites available to all
3 members of the Armed Forces.

4 (7) A requirement to assign responsibility to re-
5 ceive and investigate complaints against members of
6 the Armed Forces and civilian personnel of the De-
7 partment of Defense for the violation or failure to
8 provide the rights of a crime victim established by
9 section 3771 of title 18, United States Code, as ap-
10 plicable to such members and personnel in accord-
11 ance with Department of Defense Directive 1030.1,
12 or a successor directive, and Department of Defense
13 Instruction 1030.2, or a successor instruction.

14 (b) SPECIAL VICTIM OFFENSES DEFINED.—In this
15 section, the term “special victim offenses” means offenses
16 involving allegations of any of the following:

17 (1) Child abuse.

18 (2) Rape, sexual assault, or forcible sodomy.

19 (3) Domestic violence involving aggravated as-
20 sault.

21 **SEC. 543. HAZING IN THE ARMED FORCES.**

22 (a) REPORT.—Not later than 180 days after the date
23 of the enactment of this Act, each Secretary of a military
24 department shall, in consultation with the Chief of Staff
25 of each Armed Force under the jurisdiction of such Sec-

1 retary, submit to the Committees on Armed Services of
2 the Senate and the House of Representatives a report on
3 hazing in such Armed Force.

4 (b) ELEMENTS.—Each report on an Armed Force re-
5 quired by subsection (a) shall include the following:

6 (1) A discussion of the policies of the Armed
7 Force for preventing and responding to incidents of
8 hazing.

9 (2) A description of the methods implemented
10 to track and report, including report anonymously,
11 incidents of hazing in the Armed Force.

12 (3) An assessment by the Secretary submitting
13 such report of the following:

14 (A) The scope of the problem of hazing in
15 the Armed Force.

16 (B) The training on recognizing and pre-
17 venting hazing provided members of the Armed
18 Force.

19 (C) The actions taken to prevent and re-
20 spond to hazing incidents in the Armed Force.

21 (4) A description of the additional actions, if
22 any, the Secretary submitting such report and the
23 Chief of Staff of the Armed Force propose to take
24 to further address the incidence of hazing in the
25 Armed Force.

1 **Subtitle F—Education and**
2 **Training**

3 **SEC. 551. INCLUSION OF THE SCHOOL OF ADVANCED MILI-**
4 **TARY STUDIES SENIOR LEVEL COURSE AS A**
5 **SENIOR LEVEL SERVICE SCHOOL.**

6 Section 2151(b)(1) of title 10, United States Code,
7 is amended by adding at the end the following new sub-
8 paragraph:

9 “(E) The Senior Level Course of the
10 School of Advanced Military Studies of the
11 United States Army Command and General
12 Staff College.”.

13 **SEC. 552. MODIFICATION OF ELIGIBILITY FOR ASSOCIATE**
14 **DEGREE PROGRAMS UNDER THE COMMU-**
15 **NITY COLLEGE OF THE AIR FORCE.**

16 Section 9315(b) of title 10, United States Code, is
17 amended by adding at the end the following new para-
18 graph:

19 “(3) Enlisted members of the armed forces
20 other than the Air Force who are participating in
21 joint-service medical training and education or serv-
22 ing as instructors in joint-service medical training
23 and education.”.

1 **SEC. 553. SUPPORT OF NAVAL ACADEMY ATHLETIC PRO-**
2 **GRAMS.**

3 (a) IN GENERAL.—Chapter 603 of title 10, United
4 States Code, is amended by adding at the end the fol-
5 lowing new section:

6 **“§ 6981. Support of athletic and physical fitness pro-**
7 **grams**

8 “(a) AUTHORITY.—

9 “(1) CONTRACTS AND COOPERATIVE AGREE-
10 MENTS.—The Secretary of the Navy may enter into
11 contracts and cooperative agreements with the Asso-
12 ciation for the purpose of supporting the athletic
13 and physical fitness programs of the Naval Acad-
14 emy. Notwithstanding section 2304(k) of this title,
15 the Secretary may enter such contracts or coopera-
16 tive agreements on a sole source basis pursuant to
17 section 2304(e)(5) of this title. Notwithstanding
18 chapter 63 of title 31, a cooperative agreement
19 under this section may be used to acquire property
20 or services for the direct benefit or use of the Naval
21 Academy.

22 “(2) LEASES.—The Secretary may enter into
23 leases, in accordance with section 2667 of this title,
24 or licenses with the Association for the purpose of
25 supporting the athletic and physical fitness pro-
26 grams of the Naval Academy. Any such lease or li-

1 cense shall be deemed to satisfy the conditions of
2 section 2667(h)(2) of this title.

3 “(b) USE OF NAVY PERSONAL PROPERTY BY THE
4 ASSOCIATION.—The Secretary may allow the Association
5 to use, at no cost, personal property of the Department
6 of the Navy to assist the Association in supporting the
7 athletic and physical fitness programs of the Naval Acad-
8 emy.

9 “(c) ACCEPTANCE OF SUPPORT.—

10 “(1) SUPPORT RECEIVED FROM THE ASSOCIA-
11 TION.—Notwithstanding section 1342 of title 31, the
12 Secretary may accept from the Association funds,
13 supplies, and services for the support of the athletic
14 and physical fitness programs of the Naval Acad-
15 emy. For purposes of this section, employees or per-
16 sonnel of the Association may not be considered to
17 be employees of the United States.

18 “(2) FUNDS RECEIVED FROM NCAA.—The Sec-
19 retary may accept funds from the National Colle-
20 giate Athletic Association to support the athletic and
21 physical fitness programs of the Naval Academy.

22 “(3) LIMITATION.—The Secretary shall ensure
23 that contributions under this subsection do not re-
24 flect unfavorably on the ability of the Department of
25 the Navy, any of its employees, or any member of

1 the armed forces to carry out any responsibility or
2 duty in a fair and objective manner, or compromise
3 the integrity or appearance of integrity of any pro-
4 gram of the Department of the Navy, or any indi-
5 vidual involved in such a program.

6 “(d) RETENTION AND USE OF FUNDS.—Notwith-
7 standing section 2260(d) of this title, funds received under
8 this section may be retained for use in support of the
9 Naval Academy athletic program and shall remain avail-
10 able until expended.

11 “(e) TRADEMARKS AND SERVICE MARKS.—

12 “(1) LICENSING, MARKETING, AND SPONSOR-
13 SHIP AGREEMENTS.—An agreement under sub-
14 section (a)(1) may, consistent with sections 2260
15 (other than subsection (d)) and 5022(b)(3) of this
16 title, authorize the Association to enter into licens-
17 ing, marketing, and sponsorship agreements relating
18 to trademarks and service marks identifying the
19 Naval Academy, subject to the approval of the De-
20 partment of the Navy.

21 “(2) LIMITATIONS.—No such licensing, mar-
22 keting, or sponsorship agreement may be entered
23 into if it would reflect unfavorably on the ability of
24 the Department of the Navy, any of its employees,
25 or any member of the armed forces to carry out any

1 responsibility or duty in a fair and objective manner,
2 or if the Secretary determines that the use of the
3 trademark or service mark would compromise the in-
4 tegrity or appearance of integrity of any program of
5 the Department of the Navy, or any individual in-
6 volved in such a program.

7 “(f) SERVICE ON ASSOCIATION BOARD OF CON-
8 TROL.—The Association is a designated entity for which
9 authorization under sections 1033(a) and 1589(a) of this
10 title may be provided.

11 “(g) CONDITIONS.—The authority provided in this
12 section with respect to the Association is available only
13 so long as the Association continues to—

14 “(1) qualify as a nonprofit organization under
15 section 501(c)(3) of the Internal Revenue Code of
16 1986 and operates in accordance with this section,
17 the laws of the State of Maryland, and the constitu-
18 tion and bylaws of the Association; and

19 “(2) operate exclusively to support the athletic
20 and physical fitness programs of the Naval Acad-
21 emy.

22 “(h) ASSOCIATION DEFINED.—In this section, the
23 term ‘Association’ means the Naval Academy Athletic As-
24 sociation.”.

1 (b) CLERICAL AMENDMENT.—The table of sections
 2 at the beginning of chapter 603 of such title is amended
 3 by adding at the end the following new item:

“6981. Support of athletic and physical fitness programs.”.

4 **SEC. 554. GRADE OF COMMISSIONED OFFICERS IN UNI-**
 5 **FORMED MEDICAL ACCESSION PROGRAMS.**

6 (a) MEDICAL STUDENTS OF USUHS.—Section
 7 2114(b) of title 10, United States Code, is amended—

8 (1) in paragraph (1), by striking the second
 9 sentence and inserting the following new sentences:
 10 “Each medical student shall be appointed as a reg-
 11 ular officer in the grade of second lieutenant or en-
 12 sign. An officer so appointed may, upon meeting
 13 such criteria for promotion as may be prescribed by
 14 the Secretary concerned, be appointed in the regular
 15 grade of first lieutenant or lieutenant (junior grade).
 16 Medical students commissioned under this section
 17 shall serve on active duty in their respective
 18 grades.”; and

19 (2) in paragraph (2), by striking “grade of sec-
 20 ond lieutenant or ensign” and inserting “grade in
 21 which the member is serving under paragraph (1)”.

22 (b) PARTICIPANTS IN HEALTH PROFESSIONS SCHOL-
 23 ARSHIP AND FINANCIAL ASSISTANCE PROGRAM.—Section
 24 2121(c) of such title is amended—

1 (1) in paragraph (1), by striking the second
2 sentence and inserting the following new sentences:
3 “Each person so commissioned shall be appointed as
4 a reserve officer in the grade of second lieutenant or
5 ensign. An officer so appointed may, upon meeting
6 such criteria for promotion as may be prescribed by
7 the Secretary concerned, be appointed in the reserve
8 grade of first lieutenant or lieutenant (junior grade).
9 Medical students commissioned under this section
10 shall serve on active duty in their respective grades
11 for a period of 45 days during each year of partici-
12 pation in the program.”; and

13 (2) in paragraph (2), by striking “grade of sec-
14 ond lieutenant or ensign” and inserting “grade in
15 which the member is serving under paragraph (1)”.

16 (c) OFFICERS DETAILED AS STUDENTS AT MEDICAL
17 SCHOOLS.—Subsection (e) of section 2004a of such title
18 is amended—

19 (1) in the subsection heading, by striking “AP-
20 POINTMENT AND TREATMENT OF PRIOR ACTIVE
21 SERVICE” and inserting “SERVICE ON ACTIVE
22 DUTY”; and

23 (2) by striking paragraph (1) and inserting the
24 following new paragraph (1):

1 “(1) A commissioned officer detailed under sub-
 2 section (a) shall serve on active duty, subject to the limita-
 3 tions on grade specified in section 2114(b)(1) of this title
 4 and with the entitlement to basic pay as specified in sec-
 5 tion 2114(b)(2) of this title.”.

6 **SEC. 555. AUTHORITY FOR SERVICE COMMITMENT FOR RE-**
 7 **SERVISTS WHO ACCEPT FELLOWSHIPS,**
 8 **SCHOLARSHIPS, OR GRANTS TO BE PER-**
 9 **FORMED IN THE SELECTED RESERVE.**

10 (a) IN GENERAL.—Subsection (b) of section 2603 of
 11 title 10, United States Code, is amended by striking “on
 12 active duty” and all that follows and inserting the fol-
 13 lowing: “as follows:

14 “(1) On active duty for a period at least three
 15 times the length of the period of the education or
 16 training.

17 “(2) In the case of a member of the Selected
 18 Reserve—

19 “(A) on active duty in accordance with
 20 paragraph (1); or

21 “(B) in the Selected Reserve for a period
 22 at least five times the length of the period of
 23 the education or training.”.

1 (b) TECHNICAL AMENDMENTS.—Such section is fur-
2 ther amended by striking “Armed Forces” each place it
3 appears and inserting “armed forces”.

4 (c) EFFECTIVE DATE.—The amendment made by
5 subsection (a) shall apply to agreements entered into
6 under section 2603(b) of title 10, United States Code,
7 after the date of the enactment of this Act.

8 **SEC. 556. REPEAL OF REQUIREMENT FOR ELIGIBILITY FOR**
9 **IN-STATE TUITION OF AT LEAST 50 PERCENT**
10 **OF PARTICIPANTS IN SENIOR RESERVE OFFI-**
11 **CERS’ TRAINING CORPS PROGRAM.**

12 Section 2107(c)(1) of title 10, United States Code,
13 is amended by striking the third sentence.

14 **SEC. 557. MODIFICATION OF REQUIREMENTS ON PLAN TO**
15 **INCREASE THE NUMBER OF UNITS OF THE**
16 **JUNIOR RESERVE OFFICERS’ TRAINING**
17 **CORPS.**

18 (a) NUMBER OF UNITS COVERED BY PLAN.—Sub-
19 section (a) of section 548 of the Duncan Hunter National
20 Defense Authorization Act for Fiscal Year 2009 (Public
21 Law 110–417; 122 Stat. 4466) is amended by striking
22 “not less than 3,700 units” and inserting “not less than
23 3,000, and not more than 3,700, units”.

24 (b) ADDITIONAL EXCEPTION.—Subsection (b) of
25 such section is amended—

1 (1) in paragraph (1), by striking “or” at the
2 end;

3 (2) in paragraph (2), by striking the period at
4 the end and inserting “; or”; and

5 (3) by adding at the end the following new
6 paragraph:

7 “(3) if the Secretaries of the military depart-
8 ments determine that the level of support of all
9 kinds (including, but not limited to, appropriated
10 funds) provided to youth development programs
11 within the Armed Forces is consistent with funding
12 limitations and the achievement of the objectives of
13 such programs.”.

14 (c) SUBMITTAL OF REPORTS.—Subsection (e) of such
15 section is amended by striking “not later than” and all
16 that follows and inserting “annually through 2012, and
17 thereafter not later than March 31 of each of 2015, 2018,
18 and 2020.”.

1 **SEC. 558. CONSOLIDATION OF MILITARY DEPARTMENT AU-**
2 **THORITY TO ISSUE ARMS, TENTAGE, AND**
3 **EQUIPMENT TO EDUCATIONAL INSTITUTIONS**
4 **NOT MAINTAINING UNITS OF THE JUNIOR**
5 **ROTC.**

6 (a) CONSOLIDATION OF AUTHORITY.—Chapter 152
7 of title 10, United States Code, is amended by inserting
8 after section 2552 the following new section:

9 **“§ 2552a. Arms, tentage, and equipment: educational**
10 **institutions not maintaining units of Jun-**
11 **ior Reserve Officers’ Training Corps**

12 “The Secretary of a military department may issue
13 arms, tentage, and equipment to an educational institution
14 at which no unit of the Junior Reserve Officers’ Training
15 Corps is maintained if the educational institution—

16 “(1) offers a course in military instruction pre-
17 scribed by that Secretary; and

18 “(2) has a student body of at least 50 students
19 who are in a grade above the eighth grade.”.

20 (b) CONFORMING REPEALS.—Sections 4651, 7911,
21 and 9651 of such title are repealed.

22 (c) CLERICAL AMENDMENTS.—

23 (1) The table of sections at the beginning of
24 chapter 152 of such title is amended by inserting
25 after the item relating to section 2552 the following
26 new item:

“2552a. Arms, tentage, and equipment: educational institutions not maintaining units of Junior Reserve Officers’ Training Corps”.

1 (2) The table of sections at the beginning of
2 chapter 441 of such title is amended by striking the
3 item relating to section 4651.

4 (3) The table of sections at the beginning of
5 chapter 667 of such title is amended by striking the
6 item relating to section 7911.

7 (4) The table of sections at the beginning of
8 chapter 941 of such title is amended by striking the
9 item relating to section 9651.

10 **SEC. 559. MODIFICATION OF REQUIREMENT FOR REPORTS**

11 **IN FEDERAL REGISTER ON INSTITUTIONS OF**
12 **HIGHER EDUCATION INELIGIBLE FOR CON-**
13 **TRACTS AND GRANTS FOR DENIAL OF ROTC**
14 **OR MILITARY RECRUITER ACCESS TO CAM-**
15 **PUS.**

16 Section 983 of title 10, United States Code, is
17 amended by striking subsection (f).

18 **SEC. 560. COMPTROLLER GENERAL OF THE UNITED**
19 **STATES REPORT ON THE RESERVE OFFICERS’**
20 **TRAINING CORPS.**

21 (a) REPORT REQUIRED.—Not later than 270 days
22 after the date of the enactment of this Act, the Comp-
23 troller General of the United States shall submit to the
24 congressional defense committees a report setting forth

1 the assessment of the Comptroller General regarding the
2 following:

3 (1) Whether the Reserve Officers' Training
4 Corps (ROTC) programs of the Departments of the
5 Army, the Navy, and the Air Force are effectively
6 meeting, and structured to meet, current and pro-
7 jected requirements for newly commissioned officers
8 in the Armed Forces.

9 (2) The cost-effectiveness and unit productivity
10 of the current Reserve Officers' Training Corps pro-
11 grams.

12 (3) The adequacy of current oversight and cri-
13 teria for unit closure for the Reserve Officers' Train-
14 ing Corps programs.

15 (b) ELEMENTS.—The report required by subsection
16 (a) shall include, at a minimum, the following:

17 (1) A list of the units of the Reserve Officers'
18 Training Corps programs by Armed Force, and by
19 college or university, and the number of cadets and
20 midshipman currently enrolled by class or year
21 group.

22 (2) The number of officers commissioned in
23 2012 from the Reserve Officers' Training Corps pro-
24 grams, and the number projected to be commis-
25 sioned over the period of the current future-years

1 defense program under section 221 of title 10,
2 United States Code, from each unit listed under
3 paragraph (1)

4 (3) An assessment of the requirements of each
5 Armed Force for newly commissioned officers in
6 2012 and the strategic planning regarding such re-
7 quirements over the period of the current future-
8 years defense program.

9 (4) The number of military and civilian per-
10 sonnel of the Department of Defense assigned to
11 lead and manage Reserve Officers' Training Corps
12 program units, and the grades of the military per-
13 sonnel so assigned.

14 (5) An assessment of Department of Defense-
15 wide and Armed-Force specific standards regarding
16 the productivity of Reserve Officers' Training Corps
17 program units, and an assessment of compliance
18 with such standards.

19 (6) An assessment of the projected use by the
20 Armed Forces of the procedures available to the
21 Armed Forces to respond to overages in the number
22 of cadets and midshipmen in the Reserve Officers'
23 Training Corps programs.

24 (7) A description of the plans of the Armed
25 Forces to retain or disestablish Reserve Officers'

1 Training Corps program units that do not meet pro-
 2 ductivity standards.

3 **Subtitle G—Defense Dependents’**
 4 **Education and Military Family**
 5 **Readiness Matters**

6 **SEC. 571. IMPACT AID FOR CHILDREN WITH SEVERE DIS-**
 7 **ABILITIES.**

8 Of the amount authorized to be appropriated for fis-
 9 cal year 2013 pursuant to section 301 and available for
 10 operation and maintenance for Defense-wide activities as
 11 specified in the funding table in section 4301, \$5,000,000
 12 shall be available for payments under section 363 of the
 13 Floyd D. Spence National Defense Authorization Act for
 14 Fiscal Year 2001 (as enacted into law by Public Law 106–
 15 398; 114 Stat. 1654A–77; 20 U.S.C. 7703a).

16 **SEC. 572. CONTINUATION OF AUTHORITY TO ASSIST LOCAL**
 17 **EDUCATIONAL AGENCIES THAT BENEFIT DE-**
 18 **PENDENTS OF MEMBERS OF THE ARMED**
 19 **FORCES AND DEPARTMENT OF DEFENSE CI-**
 20 **VILIAN EMPLOYEES.**

21 (a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT
 22 NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the
 23 amount authorized to be appropriated for fiscal year 2013
 24 by section 301 and available for operation and mainte-
 25 nance for Defense-wide activities as specified in the fund-

1 ing table in section 4301, \$25,000,000 shall be available
 2 only for the purpose of providing assistance to local edu-
 3 cational agencies under subsection (a) of section 572 of
 4 the National Defense Authorization Act for Fiscal Year
 5 2006 (Public Law 109–163; 20 U.S.C. 7703b).

6 (b) LOCAL EDUCATIONAL AGENCY DEFINED.—In
 7 this section, the term “local educational agency” has the
 8 meaning given that term in section 8013(9) of the Ele-
 9 mentary and Secondary Education Act of 1965 (20 U.S.C.
 10 7713(9)).

11 **SEC. 573. AMENDMENTS TO THE IMPACT AID PROGRAM.**

12 (a) SHORT TITLE.—This section may be cited as the
 13 “Impact Aid Improvement Act of 2012”.

14 (b) AMENDMENTS TO THE IMPACT AID PROGRAM.—
 15 Title VIII of the Elementary and Secondary Education
 16 Act of 1965 (20 U.S.C. 7701 et seq.) is amended—

17 (1) in section 8002 (20 U.S.C. 7702)—

18 (A) in subsection (b)—

19 (i) in paragraph (2), by striking “ag-
 20 gregate assessed” and inserting “estimated
 21 taxable”; and

22 (ii) by striking paragraph (3) and in-
 23 serting the following:

24 “(3) DETERMINATION OF TAXABLE VALUE FOR
 25 ELIGIBLE FEDERAL PROPERTY.—

1 “(A) IN GENERAL.—In determining the es-
2 timated taxable value of such acquired Federal
3 property for fiscal year 2010 and each suc-
4 ceeding fiscal year, the Secretary shall—

5 “(i) first determine the total taxable
6 value for the purpose of levying property
7 tax for school purposes for current expend-
8 itures of real property located within the
9 boundaries of such local educational agen-
10 cy;

11 “(ii) then determine the total taxable
12 value of the eligible Federal property by di-
13 viding the total taxable value as deter-
14 mined in clause (i) by the difference be-
15 tween the total acres located within the
16 boundaries of the local educational agency
17 and the number of Federal acres eligible
18 under this section; and

19 “(iii) multiply the per acre value as
20 calculated under clause (ii) by the number
21 of Federal acres eligible under this section.

22 “(B) SPECIAL RULE.—In the case of Fed-
23 eral property eligible under this section that is
24 within the boundaries of 2 or more local edu-
25 cational agencies, such a local educational agen-

1 cy may ask the Secretary to calculate the per
2 acre value of each such local educational agency
3 as provided under subparagraph (A) and apply
4 the average of these per acre values to the acres
5 of the Federal property in such agency.”;

6 (B) in subsection (h)—

7 (i) in paragraph (1)—

8 (I) in the paragraph heading, by
9 striking “FOR PRE-1995 RECIPI-
10 ENTS”;

11 (II) in subparagraph (A), by
12 striking “is eligible” and all that fol-
13 lows through the period at the end
14 and inserting “was eligible to receive
15 a payment under this section for fiscal
16 year 2010.”; and

17 (III) in subparagraph (B), by
18 striking “38 percent” and all that fol-
19 lows through the period at the end
20 and inserting “90 percent of the aver-
21 age payment the local educational
22 agency received in 2006, 2007, 2008,
23 and 2009.”; and

24 (ii) by striking paragraphs (2)
25 through (4) and inserting the following:

1 “(2) FOUNDATION PAYMENTS FOR LOCAL EDU-
2 CATIONAL AGENCIES DETERMINED ELIGIBLE AFTER
3 FISCAL YEAR 2010.—

4 “(A) FIRST YEAR.—From any amounts re-
5 maining after making payments under para-
6 graph (1) and subsection (i)(1) for the fiscal
7 year involved, the Secretary shall make a pay-
8 ment, in an amount determined in accordance
9 with subparagraph (C), to each local edu-
10 cational agency that the Secretary determines
11 eligible for a payment under this section for a
12 fiscal year after fiscal year 2010, for the fiscal
13 year for which such agency was determined eli-
14 gible for such payment.

15 “(B) SECOND AND SUCCEEDING YEARS.—
16 For any succeeding fiscal year after the first
17 fiscal year that a local educational agency re-
18 ceives a foundation payment under subpara-
19 graph (A), the amount of the local educational
20 agency’s foundation payment under this para-
21 graph for such succeeding fiscal year shall be
22 equal to the local educational agency’s founda-
23 tion payment under this paragraph for the first
24 fiscal year.

1 “(C) AMOUNTS.—The amount of a pay-
2 ment under subparagraph (A) for a local edu-
3 cational agency shall be determined as follows:

4 “(i) Calculate the local educational
5 agency’s maximum payment under sub-
6 section (b).

7 “(ii) Calculate the percentage that the
8 amount appropriated under section
9 8014(a) for the most recent fiscal year for
10 which the Secretary has completed making
11 payments under this section is of the total
12 maximum payments for such fiscal year for
13 all local educational agencies eligible for a
14 payment under subsection (b) and multiply
15 the agency’s maximum payment by such
16 percentage.

17 “(iii) Multiply the amount determined
18 under clause (ii) by 90 percent.

19 “(3) REMAINING FUNDS.—From any funds re-
20 maining after making payments under paragraphs
21 (1) and (2) for the fiscal year involved, the Sec-
22 retary shall make a payment to each local edu-
23 cational agency that received a foundation payment
24 under paragraph (1) or (2) or subsection (i)(1), for
25 the fiscal year involved in an amount that bears the

1 same relation to the remainder as a percentage
2 share determined for the local educational agency
3 (by dividing the maximum amount that the agency
4 is eligible to receive under subsection (b) by the total
5 of the maximum amounts for all such agencies)
6 bears to the percentage share determined (in the
7 same manner) for all local educational agencies eligi-
8 ble to receive a payment under this section for the
9 fiscal year involved, except that, for the purpose of
10 calculating a local educational agency’s maximum
11 amount under subsection (b), data from the most
12 current fiscal year shall be used.”; and

13 (C) in subsection (i)(1), by striking “the
14 Secretary shall use the remainder described in
15 subsection (h)(3) for the fiscal year involved”
16 and inserting “the Secretary shall use amounts
17 remaining after making payments under sub-
18 section (h)(1) for the fiscal year involved”;

19 (2) in section 8003(a)(4) (20 U.S.C.
20 7703(a)(4))—

21 (A) in the paragraph heading, by striking
22 “RENOVATION OR REBUILDING” and inserting
23 “RENOVATION, REBUILDING, OR AUTHORIZED
24 FOR DEMOLITION”;

1 (B) in subparagraph (A), by striking “ren-
2 ovation or rebuilding” both places the term ap-
3 pears and inserting “renovation, rebuilding, or
4 authorized for demolition”;

5 (C) in subparagraph (B)—

6 (i) by striking “renovation or rebuild-
7 ing” each place the term appears and in-
8 serting “renovation, rebuilding, or author-
9 ized for demolition”; and

10 (ii) in clause (i)(I), by striking “3 fis-
11 cal years” and inserting “4 fiscal years
12 (which are not required to run consecu-
13 tively)”; and

14 (iii) in clause (ii)(I), by striking “3
15 fiscal years” and inserting “4 fiscal years
16 (which are not required to run consecu-
17 tively)”; and

18 (D) by adding at the end the following:

19 “(C) ELIGIBLE HOUSING.—Renovation, re-
20 building, or authorized for demolition shall be
21 defined as projects considered as recapitaliza-
22 tion, modernization, or restoration as defined
23 by the Secretary of Defense or the Secretary of
24 the Interior (as the case may be) and are
25 projects that last more than 30 days, but do

1 not include ‘sustainment projects’ such as
2 painting, carpeting, or minor repairs.”; and

3 (3) in section 8010 (20 U.S.C. 7710)—

4 (A) in subsection (c)—

5 (i) in paragraph (1), by striking
6 “paragraph (3) of this subsection” both
7 places the term appears and inserting
8 “paragraph (2)”; and

9 (ii) in paragraph (2)(E), by striking
10 “under section 8003(b)” and all that fol-
11 lows through the period at the end and in-
12 serting “under this title.”; and

13 (B) by adding at the end the following:

14 “(d) TIMELY PAYMENTS.—

15 “(1) IN GENERAL.—Subject to paragraph (2),
16 the Secretary shall pay a local educational agency
17 the full amount that the agency is eligible to receive
18 under this title for a fiscal year not later than Sep-
19 tember 30 of the second fiscal year following the fis-
20 cal year for which such amount has been appro-
21 priated if, not later than 1 calendar year following
22 the fiscal year in which such amount has been ap-
23 propriated, such local educational agency submits to
24 the Secretary all the data and information necessary
25 for the Secretary to pay the full amount that the

1 agency is eligible to receive under this title for such
2 fiscal year.

3 “(2) PAYMENTS WITH RESPECT OF FISCAL
4 YEARS IN WHICH INSUFFICIENT FUNDS ARE APPRO-
5 PRIATED.—For a fiscal year in which the amount
6 appropriated under section 8014 is insufficient to
7 pay the full amount a local educational agency is eli-
8 gible to receive under this title, paragraph (1) shall
9 be applied by substituting ‘is available to pay the
10 agency’ for ‘the agency is eligible to receive’ both
11 places the term appears.”.

12 (c) EFFECTIVE DATE.—Notwithstanding section
13 8005(d) of the Elementary and Secondary Education Act
14 of 1965 (20 U.S.C. 7705(d)), subsection (b)(1), and the
15 amendments made by subsection (b)(1), shall take effect
16 with respect to applications submitted under section 8002
17 of the Elementary and Secondary Education Act of 1965
18 (20 U.S.C. 7702) for fiscal year 2010.

19 **SEC. 574. MILITARY SPOUSES.**

20 (a) IN GENERAL.—Subchapter I of chapter 33 of title
21 5, United States Code, is amended by adding at the end
22 the following:

23 **“§ 3330d. Appointment of certain military spouses**

24 “(a) DEFINITIONS.—In this section—

25 “(1) the term ‘active duty’—

1 “(A) has the meaning given that term in
2 section 101(d)(1) of title 10;

3 “(B) includes full-time National Guard
4 duty (as defined in section 101(d)(5) of title
5 10); and

6 “(C) for a member of a reserve component
7 (as described in section 10101 of title 10), does
8 not include training duties or attendance at a
9 service school;

10 “(2) the term ‘agency’—

11 “(A) has the meaning given the term ‘Ex-
12 ecutive agency’ in section 105; and

13 “(B) does not include the Government Ac-
14 countability Office;

15 “(3) the term ‘geographic area of the perma-
16 nent duty station’ means the area from which indi-
17 viduals reasonably can be expected to travel daily to
18 and from work at the location of a member’s perma-
19 nent duty station;

20 “(4) the term ‘permanent change of station’
21 means the assignment, detail, or transfer of a mem-
22 ber of the Armed Forces who is on active duty and
23 serving at a permanent duty station under a com-
24 petent authorization or order that does not—

25 “(A) specify the duty as temporary;

1 “(B) provide for assignment, detail, or
2 transfer, after that different permanent duty
3 station, to a further different permanent duty
4 station; or

5 “(C) direct return to the initial permanent
6 duty station;

7 “(5) the term ‘relocating spouse of a member of
8 the Armed Forces’ means an individual who—

9 “(A) is married to a member of the Armed
10 Forces (without regard to whether the indi-
11 vidual married the member before a permanent
12 change of station of the member) who is or-
13 dered to active duty for a period of more than
14 180 consecutive days;

15 “(B) relocates to the member’s permanent
16 duty station; and

17 “(C) before relocating as described in sub-
18 paragraph (B), resided outside the geographic
19 area of the permanent duty station; and

20 “(6) the term ‘spouse of a disabled or deceased
21 member of the Armed Forces’ means an individual—

22 “(A) who is married to a member of the
23 Armed Forces who—

24 “(i) is retired, released, or discharged
25 from the Armed Forces; and

1 “(ii) on the date on which the member
2 retires, is released, or is discharged, has a
3 disability rating of 100 percent under the
4 standard schedule of rating disabilities in
5 use by the Department of Veterans Af-
6 fairs; or

7 “(B) who—

8 “(i) was married to a member of the
9 Armed Forces on the date on which the
10 member dies while on active duty in the
11 Armed Forces; and

12 “(ii) has not remarried.

13 “(b) AUTHORITY.—The head of an agency may ap-
14 point noncompetitively a relocating spouse of a member
15 of the Armed Forces or a spouse of a disabled or deceased
16 member of the Armed Forces.

17 “(c) RELOCATING SPOUSES.—

18 “(1) IN GENERAL.—An appointment of a relo-
19 cating spouse of a member of the Armed Forces
20 under this section may only be to a position the duty
21 station for which is within the geographic area of
22 the permanent duty station of the member of the
23 Armed Forces, unless there is no agency with a posi-
24 tion with a duty station within the geographic area

1 of the permanent duty station of the member of the
2 Armed Forces.

3 “(2) SINGLE APPOINTMENT PER DUTY STA-
4 TION.—A relocating spouse of a member of the
5 Armed Forces may not receive more than 1 appoint-
6 ment under this section for each time the spouse re-
7 locates as described in subparagraphs (B) and (C)
8 of subsection (a)(5).”.

9 (b) REGULATIONS.—Not later than 180 after the
10 date of enactment of this Act, the Director of the Office
11 of Personnel Management shall amend section 315.612 of
12 title 5, Code of Federal Regulations (relating to non-
13 competitive appointment of certain military spouses) in ac-
14 cordance with the amendment made by subsection (a) and
15 promulgate or amend any other regulations necessary to
16 carry out the amendment made by subsection (a).

17 (c) TECHNICAL AND CONFORMING AMENDMENT.—
18 The table of sections for chapter 33 of title 5, United
19 States Code, is amended by inserting after the item relat-
20 ing to section 3330e the following:

“3330d. Appointment of certain military spouses.”.

1 **SEC. 575. MODIFICATION OF AUTHORITY TO ALLOW DE-**
2 **PARTMENT OF DEFENSE DOMESTIC DEPEND-**
3 **ENT ELEMENTARY AND SECONDARY**
4 **SCHOOLS TO ENROLL CERTAIN STUDENTS.**

5 Section 2164 of title 10, United States Code, is
6 amended by adding at the end the following new sub-
7 sections:

8 “(k) TUITION-FREE ENROLLMENT IN DOMESTIC DE-
9 PENDENT SCHOOLS FOR CERTAIN OVERSEAS DEPEND-
10 ENTS.—Tuition-free enrollment in the domestic dependent
11 elementary and secondary schools is authorized for de-
12 pendants who are currently enrolled in the defense depend-
13 ents’ education school system pursuant to the Defense De-
14 pendants’ Education Act of 1978 (20 U.S.C. 921 et seq.)
15 if—

16 “(1) such dependents departed their overseas
17 location due to an authorized departure or evacu-
18 ation order;

19 “(2) the designated safe haven of such depend-
20 ents is located within commuting distance of a
21 school operated by the domestic dependent elemen-
22 tary and secondary schools; and

23 “(3) the school concerned already possesses the
24 capacity and resources for such dependents to attend
25 the school.

1 “(1) TUITION-PAYING ENROLLMENT IN VIRTUAL EL-
 2 EMENTARY AND SECONDARY EDUCATION PROGRAM FOR
 3 CERTAIN DEPENDENTS TRANSITIONING FROM OVER-
 4 SEAS.—Under regulations prescribed by the Secretary,
 5 tuition-paying enrollment in the virtual elementary and
 6 secondary education program of the Department for de-
 7 pendents of members of the armed forces on active duty
 8 is authorized when such dependents—

9 “(1) transition from an overseas defense de-
 10 pendents’ education system school into a school op-
 11 erated by a local educational agency or another ac-
 12 credited educational program in the United States,
 13 and

14 “(2) are not otherwise eligible to enroll in a do-
 15 mestic dependent elementary or secondary school
 16 pursuant to subsection (a).”.

17 **SEC. 576. SENSE OF CONGRESS REGARDING SUPPORT FOR**
 18 **YELLOW RIBBON DAY.**

19 (a) FINDINGS.—Congress makes the following find-
 20 ings:

21 (1) The hopes and prayers of the people of the
 22 United States for the safe return of members of the
 23 Armed Forces of the United States serving overseas
 24 are often demonstrated through the proud display of
 25 yellow ribbons.

1 (2) The designation of a “Yellow Ribbon Day”
2 would serve as an additional reminder for all people
3 of the United States of the continued sacrifice of
4 members of the Armed Forces.

5 (3) Yellow Ribbon Day would also recognize the
6 history and meaning of the yellow ribbon as the
7 symbol of support for members of the Armed Forces
8 and other individuals of the United States who are
9 serving in combat or crisis situations overseas.

10 (b) SENSE OF CONGRESS.—Congress supports the
11 goals and ideals of Yellow Ribbon Day in honor of mem-
12 bers of the Armed Forces of the United States who are
13 serving overseas apart from their families and loved ones.

14 **Subtitle H—Other Matters**

15 **SEC. 581. FAMILY BRIEFINGS CONCERNING ACCOUNTINGS** 16 **FOR MEMBERS OF THE ARMED FORCES AND** 17 **DEPARTMENT OF DEFENSE CIVILIAN EM-** 18 **PLOYEES LISTED AS MISSING.**

19 Section 1501(a)(1) of title 10, United States Code,
20 is amended—

21 (1) in subparagraph (B), by striking “and” at
22 the end;

23 (2) in subparagraph (C), by striking the period
24 at the end and inserting “; and”; and

1 (3) by adding at the end the following new sub-
2 paragraph:

3 “(D) coordination of periodic briefing of fami-
4 lies of missing persons about the efforts of the De-
5 partment of Defense to account for those persons.”.

6 **SEC. 582. ENHANCEMENT OF AUTHORITY TO ACCEPT GIFTS**
7 **AND SERVICES.**

8 (a) **ACTIVITIES BENEFITTING EDUCATION AS SERV-**
9 **ICES SUBJECT TO ACCEPTANCE.**—Section 2601(i)(2) of
10 title 10, United States Code, is amended by inserting
11 “education,” before “morale,”.

12 (b) **ACCEPTANCE OF VOLUNTARY SERVICES IN CON-**
13 **NECTION WITH ACCOUNTING FOR MISSING PERSONS.**—
14 Section 1588(a) of such title is amended by adding at the
15 end the following new paragraph:

16 “(9) Voluntary services to facilitate accounting
17 for missing persons.”.

18 (c) **AUTHORITY FOR COOPERATIVE AGREEMENTS**
19 **FOR ACCEPTANCE BY MILITARY MUSEUMS AND EDU-**
20 **CATION PROGRAMS OF NONPROFIT SUPPORT.**—

21 (1) **IN GENERAL.**—Chapter 155 of such title is
22 amended by adding at the end the following new sec-
23 tion:

1 **“§ 2615. Military museums and military education**
 2 **programs: cooperative agreements for re-**
 3 **ceipt of support from nonprofit entities**

4 “The Secretary concerned may enter into a coopera-
 5 tive agreement (as described in section 6305 of title 31)
 6 with a nonprofit entity for purposes related to support of
 7 a military educational institution program or military mu-
 8 seum program if a cooperative agreement is the appro-
 9 priate mechanism to obtain such support under the provi-
 10 sions of section 6305 of title 31.”.

11 (2) CLERICAL AMENDMENT.—The table of sec-
 12 tions at the beginning of chapter 155 of such title
 13 is amended by adding at the end the following new
 14 item:

“2615. Military museums and military education programs: cooperative agree-
 ments for receipt of support from nonprofit entities.”.

15 **SEC. 583. CLARIFICATION OF AUTHORIZED FISHER HOUSE**
 16 **RESIDENTS AT THE FISHER HOUSE FOR THE**
 17 **FAMILIES OF THE FALLEN AND MEDITATION**
 18 **PAVILION AT DOVER AIR FORCE BASE, DELA-**
 19 **WARE.**

20 (a) TREATMENT OF FISHER HOUSE FOR THE FAMI-
 21 LIES OF THE FALLEN AND MEDITATION PAVILION.—Sub-
 22 section (a) of section 2493 of title 10, United States Code,
 23 is amended—

24 (1) in paragraph (1)—

1 (A) in subparagraph (B), by striking “by
2 patients” and all that follows through “such pa-
3 tients;” and inserting “by authorized Fisher
4 House residents;”; and

5 (B) by adding after subparagraph (C) the
6 following new flush sentence:

7 “The term includes the Fisher House for the Fami-
8 lies of the Fallen and Meditation Pavilion at Dover
9 Air Force Base, Delaware, so long as such facility
10 is available for residential use on a temporary basis
11 by authorized Fisher House residents.”; and

12 (2) by adding at the end the following new
13 paragraph:

14 “(3) The term ‘authorized Fisher House resi-
15 dents’ means the following:

16 “(A) With respect to a facility described in
17 the first sentence of paragraph (1) that is lo-
18 cated in proximity to a health care facility of
19 the Army, the Air Force, or the Navy, the fol-
20 lowing persons:

21 “(i) Patients of that health care facil-
22 ity.

23 “(ii) Members of the families of such
24 patients.

1 “(iii) Others providing the equivalent
2 of familial support for such patients.

3 “(B) With respect to the Fisher House for
4 Families of the Fallen and Meditation Pavilion
5 at Dover Air Force Base, Delaware, the fol-
6 lowing persons:

7 “(i) The primary next of kin of a
8 member of the armed forces who dies while
9 located or serving overseas.

10 “(ii) Other family members of the de-
11 ceased member who are eligible for trans-
12 portation under section 411f(e) of title 37.

13 “(iii) An escort of a family member
14 described in clause (i) or (ii).”.

15 (b) CONFORMING AMENDMENTS.—Subsections (b),
16 (e), (f), and (g) of such section are amended by striking
17 “health care” each place it appears.

18 (c) REPEAL OF SUPERSEDED AUTHORITY.—Section
19 643 of the National Defense Authorization Act for Fiscal
20 Year 2012 (Public Law 112–81; 125 Stat. 1466) is re-
21 pealed.

1 **SEC. 584. REPORT ON ACCURACY OF DATA IN THE DE-**
2 **FENSE ENROLLMENT ELIGIBILITY REPORT-**
3 **ING SYSTEM.**

4 Not later than 90 days after the date of the enact-
5 ment of this Act, the Secretary of Defense shall submit
6 to the Committees on Armed Services of the Senate and
7 the House of Representatives a plan to improve the com-
8 pleteness and accuracy of the data contained in the De-
9 fense Enrollment Eligibility Reporting System (DEERS)
10 in order to ensure that those issued military identification
11 cards and receiving benefits based on such data are actu-
12 ally eligible for such cards and benefits.

13 **TITLE VI—COMPENSATION AND**
14 **OTHER PERSONNEL BENEFITS**
15 **Subtitle A—Pay and Allowances**

16 **SEC. 601. RATES OF BASIC ALLOWANCE FOR HOUSING FOR**
17 **ARMY NATIONAL GUARD AND AIR NATIONAL**
18 **GUARD MEMBERS ON FULL-TIME NATIONAL**
19 **GUARD DUTY.**

20 Section 403(g) of title 37, United States Code, is
21 amended by adding at the end the following new para-
22 graph:

23 “(6)(A) The rate of basic allowance for housing to
24 be paid to a member of the Army National Guard of the
25 United States or the Air National Guard of the United

1 States on full-time National Guard duty shall be based
2 on the member's duty location.

3 “(B)(i) The rate of basic allowance for housing to be
4 paid a member described in subparagraph (A) may not
5 be modified upon the transition of the member from active
6 duty to full-time National Guard duty, or from full-time
7 National Guard duty to active duty, when the transition
8 occurs without a break in active service.

9 “(ii) For purposes of this subparagraph, a break in
10 active service occurs when one or more calendar days be-
11 tween active service periods do not qualify as active serv-
12 ice.”.

13 **Subtitle B—Bonuses and Special** 14 **and Incentive Pays**

15 **SEC. 611. ONE-YEAR EXTENSION OF CERTAIN BONUS AND** 16 **SPECIAL PAY AUTHORITIES FOR RESERVE** 17 **FORCES.**

18 The following sections of title 37, United States
19 Code, are amended by striking “December 31, 2012” and
20 inserting “December 31, 2013”:

21 (1) Section 308b(g), relating to Selected Re-
22 serve reenlistment bonus.

23 (2) Section 308c(i), relating to Selected Reserve
24 affiliation or enlistment bonus.

1 (3) Section 308d(c), relating to special pay for
2 enlisted members assigned to certain high-priority
3 units.

4 (4) Section 308g(f)(2), relating to Ready Re-
5 serve enlistment bonus for persons without prior
6 service.

7 (5) Section 308h(e), relating to Ready Reserve
8 enlistment and reenlistment bonus for persons with
9 prior service.

10 (6) Section 308i(f), relating to Selected Reserve
11 enlistment and reenlistment bonus for persons with
12 prior service.

13 (7) Section 910(g), relating to income replace-
14 ment payments for reserve component members ex-
15 periencing extended and frequent mobilization for
16 active duty service.

17 **SEC. 612. ONE-YEAR EXTENSION OF CERTAIN BONUS AND**
18 **SPECIAL PAY AUTHORITIES FOR HEALTH**
19 **CARE PROFESSIONALS.**

20 (a) TITLE 10 AUTHORITIES.—The following sections
21 of title 10, United States Code, are amended by striking
22 “December 31, 2012” and inserting “December 31,
23 2013”:

24 (1) Section 2130a(a)(1), relating to nurse offi-
25 cer candidate accession program.

1 (2) Section 16302(d), relating to repayment of
2 education loans for certain health professionals who
3 serve in the Selected Reserve.

4 (b) TITLE 37 AUTHORITIES.—The following sections
5 of title 37, United States Code, are amended by striking
6 “December 31, 2012” and inserting “December 31,
7 2013”:

8 (1) Section 302c-1(f), relating to accession and
9 retention bonuses for psychologists.

10 (2) Section 302d(a)(1), relating to accession
11 bonus for registered nurses.

12 (3) Section 302e(a)(1), relating to incentive
13 special pay for nurse anesthetists.

14 (4) Section 302g(e), relating to special pay for
15 Selected Reserve health professionals in critically
16 short wartime specialties.

17 (5) Section 302h(a)(1), relating to accession
18 bonus for dental officers.

19 (6) Section 302j(a), relating to accession bonus
20 for pharmacy officers.

21 (7) Section 302k(f), relating to accession bonus
22 for medical officers in critically short wartime spe-
23 cialties.

1 (8) Section 3021(g), relating to accession bonus
2 for dental specialist officers in critically short war-
3 time specialties.

4 **SEC. 613. ONE-YEAR EXTENSION OF SPECIAL PAY AND**
5 **BONUS AUTHORITIES FOR NUCLEAR OFFI-**
6 **CERS.**

7 The following sections of title 37, United States
8 Code, are amended by striking “December 31, 2012” and
9 inserting “December 31, 2013”:

10 (1) Section 312(f), relating to special pay for
11 nuclear-qualified officers extending period of active
12 service.

13 (2) Section 312b(c), relating to nuclear career
14 accession bonus.

15 (3) Section 312c(d), relating to nuclear career
16 annual incentive bonus.

17 **SEC. 614. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
18 **ING TO TITLE 37 CONSOLIDATED SPECIAL**
19 **PAY, INCENTIVE PAY, AND BONUS AUTHORI-**
20 **TIES.**

21 The following sections of title 37, United States
22 Code, are amended by striking “December 31, 2012” and
23 inserting “December 31, 2013”:

24 (1) Section 331(h), relating to general bonus
25 authority for enlisted members.

1 (2) Section 332(g), relating to general bonus
2 authority for officers.

3 (3) Section 333(i), relating to special bonus and
4 incentive pay authorities for nuclear officers.

5 (4) Section 334(i), relating to special aviation
6 incentive pay and bonus authorities for officers.

7 (5) Section 335(k), relating to special bonus
8 and incentive pay authorities for officers in health
9 professions.

10 (6) Section 351(h), relating to hazardous duty
11 pay.

12 (7) Section 352(g), relating to assignment pay
13 or special duty pay.

14 (8) Section 353(i), relating to skill incentive
15 pay or proficiency bonus.

16 (9) Section 355(h), relating to retention incen-
17 tives for members qualified in critical military skills
18 or assigned to high priority units.

19 **SEC. 615. ONE-YEAR EXTENSION OF AUTHORITIES RELAT-**
20 **ING TO PAYMENT OF OTHER TITLE 37 BO-**
21 **NUSES AND SPECIAL PAYS.**

22 The following sections of title 37, United States
23 Code, are amended by striking “December 31, 2012” and
24 inserting “December 31, 2013”:

1 (1) Section 301b(a), relating to aviation officer
2 retention bonus.

3 (2) Section 307a(g), relating to assignment in-
4 centive pay.

5 (3) Section 308(g), relating to reenlistment
6 bonus for active members.

7 (4) Section 309(e), relating to enlistment
8 bonus.

9 (5) Section 324(g), relating to accession bonus
10 for new officers in critical skills.

11 (6) Section 326(g), relating to incentive bonus
12 for conversion to military occupational specialty to
13 ease personnel shortage.

14 (7) Section 327(h), relating to incentive bonus
15 for transfer between armed forces.

16 (8) Section 330(f), relating to accession bonus
17 for officer candidates.

18 **SEC. 616. INCREASE IN AMOUNT OF OFFICER AFFILIATION**

19 **BONUS FOR OFFICERS IN THE SELECTED RE-**
20 **SERVE.**

21 Section 308j(d) of title 37, United States Code, is
22 amended by striking “\$10,000” and inserting “\$20,000”.

1 **SEC. 617. INCREASE IN MAXIMUM AMOUNT OF INCENTIVE**
 2 **BONUS FOR RESERVE COMPONENT MEM-**
 3 **BERS WHO CONVERT MILITARY OCCUPA-**
 4 **TIONAL SPECIALTY TO EASE PERSONNEL**
 5 **SHORTAGES.**

6 Section 326(c)(1) of title 37, United States Code, is
 7 amended by striking “, in the case of” the first place it
 8 appears and all that follows through “reserve component
 9 of the armed forces”.

10 **Subtitle C—Travel and**
 11 **Transportation Allowances**

12 **SEC. 631. PERMANENT CHANGE OF STATION ALLOWANCES**
 13 **FOR MEMBERS OF SELECTED RESERVE**
 14 **UNITS FILLING A VACANCY IN ANOTHER**
 15 **UNIT AFTER BEING INVOLUNTARILY SEPA-**
 16 **RATED.**

17 (a) TRAVEL AND TRANSPORTATION ALLOWANCES
 18 GENERALLY.—Section 474 of title 37, United States
 19 Code, is amended—

20 (1) in subsection (a)—

21 (A) in paragraph (4), by striking “and” at
 22 the end;

23 (B) in paragraph (5), by striking the pe-
 24 riod at the end and inserting “; and”; and

25 (C) by adding at the end the following new
 26 paragraph:

1 “(6) upon filling a vacancy in a Selected Re-
2 serve unit at a duty station that is more than 150
3 miles from the member’s residence if—

4 “(A) during the preceding three years the
5 member was involuntarily separated under
6 other than adverse conditions (as characterized
7 by the Secretary concerned) while assigned to a
8 unit of the Selected Reserve certified by the
9 Secretary concerned as having been adversely
10 affected by force structure reductions during
11 the period beginning on October 1, 2012, and
12 ending on December 31, 2018;

13 “(B) the involuntary separation occurred
14 during the period beginning on October 1,
15 2012, and ending on December 31, 2018; and

16 “(C) the member is—

17 “(i) qualified in a skill designated as
18 critically short by the Secretary concerned;
19 or

20 “(ii) filling a vacancy in a Selected
21 Reserve unit with a critical manpower
22 shortage, or in a pay grade with a critical
23 manpower shortage in such unit.”;

24 (2) in subsection (f), by adding at the end the
25 following new paragraph:

1 “(4)(A) A member may be provided travel and trans-
2 portation allowances under subsection (a)(6) only with re-
3 spect to the filling of a vacancy in a Selected Reserve unit
4 one time.

5 “(B) Regulations under this section shall provide that
6 whenever travel and transportation allowances are paid
7 under subsection (a)(6), the cost shall be borne by the unit
8 filling the vacancy.”; and

9 (3) in subsection (j), by striking “In this” and
10 inserting “Other than in subsection (a)(6), in this”.

11 (b) TRAVEL AND TRANSPORTATION ALLOWANCES
12 FOR DEPENDENTS AND HOUSEHOLD EFFECTS.—Section
13 476 of such title is amended—

14 (1) by redesignating subsections (l), (m), and
15 (n) as subsections (m), (n), and (o); and

16 (2) by inserting after subsection (k) the fol-
17 lowing new subsection (l)

18 “(l)(1) A member described in paragraph (2) is enti-
19 tled to the travel and transportation allowances, including
20 allowances with respect to dependents, authorized by this
21 section upon filling a vacancy as described in that para-
22 graph as if the member were undergoing a permanent
23 change of station under orders in filling such vacancy.

24 “(2) A member described in this paragraph is a mem-
25 ber who is filling a vacancy in a Selected Reserve unit at

1 a duty station that is more than 150 miles from the mem-
2 ber's residence if—

3 “(A) during the three years preceding filling the
4 vacancy, the member was involuntarily separated
5 under other than adverse conditions (as character-
6 ized by the Secretary concerned) while assigned to a
7 unit of the Selected Reserve certified by the Sec-
8 retary concerned as having been adversely affected
9 by force structure reductions during the period be-
10 ginning on October 1, 2012, and ending on Decem-
11 ber 31, 2018;

12 “(B) the involuntary separation occurred during
13 the period beginning on October 1, 2012, and ending
14 on December 31, 2018; and

15 “(C) the member is—

16 “(i) qualified in a skill designated as criti-
17 cally short by the Secretary concerned; or

18 “(ii) filling a vacancy in a Selected Reserve
19 unit with a critical manpower shortage, or in a
20 pay grade with a critical manpower shortage in
21 such unit.

22 “(3) Any allowances authorized by this section that
23 are payable under this subsection may be payable in ad-
24 vance if payable in advance to a member undergoing a

1 permanent change of station under orders under the appli-
2 cable provision of this section.”.

3 **SEC. 632. AUTHORITY FOR COMPREHENSIVE PROGRAM**
4 **FOR SPACE-AVAILABLE TRAVEL ON DEPART-**
5 **MENT OF DEFENSE AIRCRAFT.**

6 (a) IN GENERAL.—Chapter 157 of title 10, United
7 States Code, is amended by inserting after section 2641b
8 the following new section:

9 **“§ 2641c. Space-available travel on Department of De-**
10 **fense aircraft**

11 “(a) AUTHORITY TO ESTABLISH PROGRAM.—(1)
12 The Secretary of Defense may establish a program to pro-
13 vide transportation on Department of Defense aircraft on
14 a space-available basis.

15 “(2) The program shall be conducted pursuant to
16 regulations prescribed by the Secretary for purposes of
17 this section. Such regulations shall be prescribed by not
18 later than January 1, 2014, and shall take effect on that
19 date or such earlier date as the Secretary shall specify in
20 such regulations.

21 “(3) The program shall be conducted in a budget
22 neutral manner. No additional funds may be used, or
23 flight hours performed, for the provision of transportation
24 under the program.

1 “(b) BENEFIT.—If the Secretary establishes a pro-
2 gram authorized by subsection (a), the Secretary shall,
3 subject to section (c), provide the benefit under the pro-
4 gram to the following categories of individuals:

5 “(1) Members of the armed forces on active
6 duty.

7 “(2) Members of the Selected Reserve who hold
8 a valid Uniformed Services Identification and Privi-
9 lege Card.

10 “(3) Retired members of a regular or reserve
11 component of the armed forces, including retired
12 members of reserve components, who, but for being
13 under the eligibility age applicable under section
14 12731 of this title, would be eligible for retired pay
15 under chapter 1223 of this title.

16 “(4) Such categories of dependents of individ-
17 uals described in paragraphs (1) through (3) as the
18 Secretary shall specify in the regulations under sub-
19 section (a), under such conditions and circumstances
20 as the Secretary shall specify in such regulations.

21 “(5) Such other categories of individuals as the
22 Secretary, in the discretion of the Secretary, con-
23 sider appropriate.

24 “(c) ADMINISTRATION.—In carrying out a program
25 under this section, the Secretary shall—

1 “(1) in the sole discretion of the Secretary, es-
2 tablish an order of priority for transportation under
3 the program for categories of individuals under sub-
4 section (b) that is based on considerations of mili-
5 tary necessity, humanitarian concerns, and enhance-
6 ment of morale;

7 “(2) give priority in consideration of transpor-
8 tation under the program to the demands of mem-
9 bers of the armed forces in the regular components
10 and in the reserve components on active duty and to
11 the need to provide such members, and their depend-
12 ents, a means of respite from such demands; and

13 “(3) implement policies aimed at ensuring cost
14 control and the safety, security, and efficient proc-
15 essing of travelers, including limiting the benefit
16 under the program to one or more categories of indi-
17 viduals set forth in subsection (b) if considered nec-
18 essary by the Secretary.

19 “(d) CONSTRUCTION.—The authority to provide
20 transportation under this section is in addition to any
21 other authority under law to provide transportation on De-
22 partment of Defense aircraft on a space-available basis.”.

23 (b) CLERICAL AMENDMENT.—The table of sections
24 at the beginning of chapter 157 of such title is amended

1 by inserting after the item relating to section 2641b the
 2 following new item:

“2641c. Space-available travel on Department of Defense aircraft.”.

3 **Subtitle D—Disability, Retired Pay,**
 4 **and Survivor Benefits**

5 **SEC. 641. REPEAL OF REQUIREMENT FOR PAYMENT OF**
 6 **SURVIVOR BENEFIT PLAN PREMIUMS WHEN**
 7 **PARTICIPANT WAIVES RETIRED PAY TO PRO-**
 8 **VIDE A SURVIVOR ANNUITY UNDER FEDERAL**
 9 **EMPLOYEES RETIREMENT SYSTEM AND TER-**
 10 **MINATION OF PAYMENT OF SURVIVOR BEN-**
 11 **EFIT PLAN ANNUITY.**

12 (a) DEPOSITS NOT REQUIRED.—Section 1452(e) of
 13 title 10, United States Code, is amended—

14 (1) in the subsection heading, by inserting
 15 “AND FERS” after “CSRS”;

16 (2) by inserting “or for the purposes of chapter
 17 84 of title 5,” after “chapter 83 of title 5,”;

18 (3) by inserting “or 8416(a)” after “8339(j)”;
 19 and

20 (4) by inserting “or 8442(a)” after “8341(b)”.

21 (b) CONFORMING AMENDMENTS.—Section 1450(d)
 22 of such title is amended—

23 (1) by inserting “or for the purposes of chapter
 24 84 of title 5,” after “chapter 83 of title 5,”;

1 (2) by inserting “or 8146(a)” after “8339(j)”;

2 and

3 (3) by inserting “or 8442(a)” after “8341(b).”

4 (c) APPLICABILITY.—The amendments made by this
5 section shall apply with respect to any participant electing
6 a annuity for survivors under chapter 84 of title 5, United
7 States Code, on or after the date of the enactment of this
8 Act.

9 **SEC. 642. REPEAL OF AUTOMATIC ENROLLMENT IN FAMILY**
10 **SERVICEMEMBERS’ GROUP LIFE INSURANCE**
11 **FOR MEMBERS OF THE ARMED FORCES MAR-**
12 **RIED TO OTHER MEMBERS.**

13 Section 1967(a)(1) of title 38, United States Code,
14 is amended—

15 (1) in subparagraph (A)(ii), by inserting after
16 “insurable dependent of the member” the following:
17 “(other than a dependent who is also a member of
18 a uniformed service and, because of such member-
19 ship, automatically insured under this paragraph)”;
20 and

21 (2) in subparagraph (C)(ii), by inserting after
22 “insurable dependent of the member” the following:
23 “(other than a dependent who is also a member of
24 a uniformed service and, because of such member-
25 ship, automatically insured under this paragraph)”.

1 **Subtitle E—Military Lending**
2 **Matters**

3 **SEC. 651. ENHANCEMENT OF PROTECTIONS ON CONSUMER**
4 **CREDIT FOR MEMBERS OF THE ARMED**
5 **FORCES AND THEIR DEPENDENTS.**

6 (a) CONSUMER CREDIT.—Paragraph (6) of section
7 987(i) of title 10, United States Code, is amended to read
8 as follows:

9 “(6) CONSUMER CREDIT.—

10 “(A) IN GENERAL.—The term ‘consumer
11 credit’ shall be defined by the Secretary of De-
12 fense in regulations prescribed under this sec-
13 tion, and shall include, in addition to any other
14 meaning provided for in such regulations, the
15 following:

16 “(i) A vehicle title loan for any dura-
17 tion, whether open end or closed end.

18 “(ii) A payday loan for any duration,
19 whether open end or closed end.

20 “(iii) A tax refund anticipation loan.

21 “(B) EXCLUSIONS.—The term ‘consumer
22 credit’ does not include the following:

23 “(i) A residential mortgage.

24 “(ii) A loan procured in the course of
25 purchasing a car or other personal prop-

1 erty, when that loan is offered for the ex-
2 press purpose of financing the purchase
3 and is secured by the car or personal prop-
4 erty procured.”.

5 (b) POLICY ON PREDATORY EXTENSION OF CREDIT
6 THROUGH INSTALLMENT LOANS TARGETING MEMBERS
7 OF THE ARMED FORCES AND DEPENDENTS.—

8 (1) POLICY REQUIRED.—The Secretary of De-
9 fense shall, in consultation with the officials and en-
10 tities specified in section 987(h)(3) of title 10,
11 United States Code, prescribe a policy on the preda-
12 tory extension of credit through installment loans
13 targeting members of the Armed Forces and their
14 dependents.

15 (2) OBJECTIVES.—The objectives of the policy
16 required by paragraph (1) shall be as follows:

17 (A) To enhance protections afforded mem-
18 bers of the Armed Forces and their dependents
19 under section 987 of title 10, United States
20 Code, by curbing continuing predatory lending
21 practices targeting members of the Armed
22 Forces and their dependents that are not cur-
23 rently regulated under that section.

24 (B) To improve the financial literacy of
25 members of the Armed Forces and their de-

1 pendents with respect to installment loans and
2 other forms of credit not currently regulated
3 under section 987 of title 10, United States
4 Code.

5 (C) To make members of the Armed
6 Forces and their dependents aware of other,
7 more beneficial sources of financial aid and
8 credit services (such as those available through
9 military relief societies) than installment loans.

10 (D) If considered appropriate by the Sec-
11 retary of Defense, to provide, by regulation, for
12 the coverage under section 987 of title 10,
13 United States Code, of installment loans ex-
14 tended to members of the Armed Forces and
15 dependents protected by that section.

16 (c) EFFECTIVE DATE.—

17 (1) MODIFICATION OF REGULATIONS.—The
18 Secretary of Defense shall modify the regulations
19 prescribed under section 987 of title 10, United
20 States Code, to take into account the amendment
21 made by subsection (a).

22 (2) EFFECTIVE DATE OF MODIFICATION AND
23 POLICY.—The amendment made by subsection (a),
24 and the policy required by subsection (b), shall take
25 effect on—

1 (A) the date that is one year after the date
2 of the enactment of this Act; or

3 (B) such earlier date as the Secretary shall
4 specify.

5 (3) PUBLICATION OF EARLIER DATE.—If pur-
6 suant to paragraph (2)(B) the Secretary specifies an
7 earlier effective date for the amendment made by
8 subsection (a) and the policy required by subsection
9 (b), the Secretary shall publish notice of such earlier
10 effective date in the Federal Register not later than
11 90 days before such earlier effective date.

12 **SEC. 652. ADDITIONAL ENHANCEMENTS OF PROTECTIONS**
13 **ON CONSUMER CREDIT FOR MEMBERS OF**
14 **THE ARMED FORCES AND THEIR DEPEND-**
15 **ENTS.**

16 (a) PROTECTIONS AGAINST DIFFERENTIAL TREAT-
17 MENT ON CONSUMER CREDIT UNDER STATE LAW.—Sub-
18 section (d)(2) of section 987 of title 10, United States
19 Code, is amended—

20 (1) in subparagraph (A), by inserting “any con-
21 sumer credit or” before “loans”; and

22 (2) in subparagraph (B), by inserting “covering
23 consumer credit” after “State consumer lending pro-
24 tections”.

1 (b) REGULAR CONSULTATIONS ON PROTECTIONS.—

2 Subsection (h)(3) of such section is amended—

3 (1) in the matter preceding subparagraph (A)—

4 (A) by inserting “and not less often than
5 once every two years thereafter,” after “under
6 this subsection,”; and

7 (B) by inserting “appropriate Federal
8 agencies, including” before “the following”;

9 (2) by striking subparagraph (E); and

10 (3) by redesignating subparagraphs (F) and
11 (G) as subparagraphs (E) and (F), respectively.

12 (c) EFFECTIVE DATE.—

13 (1) MODIFICATION OF REGULATIONS.—The
14 Secretary of Defense shall modify the regulations
15 prescribed under section 987 of title 10, United
16 States Code, to take into account the amendments
17 made by subsection (a).

18 (2) EFFECTIVE DATE.—The amendments made
19 by subsection (a) shall take effect on—

20 (A) the date that is one year after the date
21 of the enactment of this Act; or

22 (B) such earlier date as the Secretary shall
23 specify in the modification of regulations re-
24 quired by paragraph (1).

1 (3) PUBLICATION OF EARLIER DATE.—If the
2 Secretary specifies an earlier effective date for the
3 amendments made by subsection (a) pursuant to
4 paragraph (2)(B), the Secretary shall publish notice
5 of such earlier effective date in the Federal Register
6 not later than 90 days before such earlier effective
7 date.

8 **SEC. 653. RELIEF IN CIVIL ACTIONS FOR VIOLATIONS OF**
9 **PROTECTIONS ON CONSUMER CREDIT EX-**
10 **TENDED TO MEMBERS OF THE ARMED**
11 **FORCES AND THEIR DEPENDENTS.**

12 (a) IN GENERAL.—Section 987(f) of title 10, United
13 States Code, is amended by adding at the end the fol-
14 lowing new paragraph:

15 “(5) CIVIL LIABILITY.—

16 “(A) IN GENERAL.—A person who violates
17 this section with respect to any person is civilly
18 liable to such person for—

19 “(i) any actual damage sustained as a
20 result, but not less than \$500 for each vio-
21 lation;

22 “(ii) appropriate punitive damages;

23 “(iii) appropriate equitable or declara-
24 tory relief;

25 “(iv) any other relief provided by law;

1 “(v) in any successful action to en-
2 force the foregoing liability, the costs of
3 the action, together with reasonable attor-
4 ney fees as determined by the court; and

5 “(vi) in any successful action by a de-
6 fendant under this section, if the court
7 finds the action was brought in bad faith
8 and for the purpose of harassment, attor-
9 ney fees of the defendant as determined by
10 the court to be reasonable in relation to
11 the work expended and costs incurred.

12 “(B) DEFENSES.—A person may not be
13 held liable for civil liability under this para-
14 graph if the person shows by a preponderance
15 of evidence that the violation was not inten-
16 tional and resulted from a bona fide error not-
17 withstanding the maintenance of procedures
18 reasonably adapted to avoid any such error. Ex-
19 amples of a bona fide error include clerical, cal-
20 culation, computer malfunction and program-
21 ming, and printing errors, except that an error
22 of legal judgment with respect to a person’s ob-
23 ligations under this section is not a bona fide
24 error.

1 “(C) JURISDICTION AND VENUE; LIMITA-
2 TION.—An action for civil liability under this
3 paragraph may be brought in any appropriate
4 United States district court, without regard to
5 the amount in controversy, or in any other
6 court of competent jurisdiction, not later than
7 the earlier or—

8 “(i) two years after the date of dis-
9 covery by the plaintiff of the violation that
10 is the basis for such liability; or

11 “(ii) five years after the date on which
12 the violation that is the basis for such li-
13 ability occurs.”.

14 (b) EFFECTIVE DATE.—The amendment made by
15 this section and shall take effect on the date of the enact-
16 ment of this Act, and shall apply with respect to consumer
17 credit extended on or after that date.

18 **SEC. 654. MODIFICATION OF DEFINITION OF DEPENDENT**
19 **FOR PURPOSES OF LIMITATIONS ON TERMS**
20 **OF CONSUMER CREDIT EXTENDED TO MEM-**
21 **BERS OF THE ARMED FORCES AND THEIR DE-**
22 **PENDENTS.**

23 Paragraph (2) of section 987(i) of title 10, United
24 States Code, is amended to read as follows:

1 “(2) DEPENDENT.—The term ‘dependent’, with
2 respect to a covered member, has the meaning given
3 that term in section 401(a) of title 37.”.

4 **Subtitle F—Other Matters**

5 **SEC. 661. TRANSITIONAL COMPENSATION FOR DEPENDENT** 6 **CHILDREN WHO ARE CARRIED DURING** 7 **PREGNANCY AT TIME OF DEPENDENT-ABUSE** 8 **OFFENSE.**

9 (a) IN GENERAL.—Section 1059 of title 10, United
10 States Code, is amended—

11 (1) in subsection (f), by adding at the end the
12 following new paragraph:

13 “(4) Payment to a child under this section shall not
14 be paid for any period before the birth of the child.”; and

15 (2) in subsection (l), by striking “at the time of
16 the dependent-abuse offense resulting in the separa-
17 tion of the former member” and inserting “or eligi-
18 ble spouse at the time of the dependent-abuse of-
19 fense resulting in the separation of the former mem-
20 ber or who was carried during pregnancy at the time
21 of the dependent-abuse offense resulting in the sepa-
22 ration of the former member and was subsequently
23 born alive to the eligible spouse or former spouse”.

24 (b) PROSPECTIVE APPLICABILITY.—No benefits shall
25 accrue by reason of the amendments made by this section

1 for any month that begins before the date of the enact-
 2 ment of this Act.

3 **TITLE VII—HEALTH CARE**
 4 **PROVISIONS**

5 **Subtitle A—TRICARE Program**

6 **SEC. 701. EXTENSION OF TRICARE STANDARD COVERAGE**
 7 **AND TRICARE DENTAL PROGRAM FOR MEM-**
 8 **BERS OF THE SELECTED RESERVE WHO ARE**
 9 **INVOLUNTARILY SEPARATED.**

10 (a) EXTENSION OF TRICARE STANDARD COV-
 11 ERAGE.—Section 1076d(b) of title 10, United States
 12 Code, is amended—

13 (1) by striking “Eligibility” and inserting “(1)
 14 Except as provided in paragraph (2), eligibility”;
 15 and

16 (2) by adding at the end the following new
 17 paragraph:

18 “(2) Eligibility for a member under this section who
 19 is involuntarily separated from the Selected Reserve under
 20 other than adverse conditions, as characterized by the Sec-
 21 retary concerned, shall terminate 180 days after the date
 22 on which the member is separated.”.

23 (b) EXTENSION OF TRICARE DENTAL PROGRAM
 24 COVERAGE.—Section 1076a(a)(1) of such title is amended
 25 by adding at the end the following new sentence: “Such

1 plan shall provide that coverage for a member of the Se-
2 lected Reserve who is involuntarily separated from the Se-
3 lected Reserve under other than adverse conditions, as
4 characterized by the Secretary concerned, shall terminate
5 not earlier than 180 days after the date on which the
6 member is separated.”.

7 **SEC. 702. INCLUSION OF CERTAIN OVER-THE-COUNTER**
8 **DRUGS IN TRICARE UNIFORM FORMULARY.**

9 (a) INCLUSION.—Subsection (a)(2) of section 1074g
10 of title 10, United States Code, is amended—

11 (1) in subparagraph (D), by striking “No phar-
12 maceutical agent may be excluded” and inserting
13 “Except as provided in subparagraph (F), no phar-
14 maceutical agent may be excluded”; and

15 (2) by adding at the end the following new sub-
16 paragraph:

17 “(F)(i) The Secretary may implement procedures to
18 place selected over-the-counter drugs on the uniform for-
19 mulary and to make such drugs available to eligible cov-
20 ered beneficiaries. An over-the-counter drug may be in-
21 cluded on the uniform formulary only if the Pharmacy and
22 Therapeutics Committee established under subsection (b)
23 finds that the over-the-counter drug is cost-effective and
24 clinically effective. If the Pharmacy and Therapeutics
25 Committee recommends an over-the-counter drug for in-

1 clusion on the uniform formulary, the drug shall be consid-
2 ered to be in the same therapeutic class of pharmaceutical
3 agents, as determined by the Committee, as similar pre-
4 scription drugs.

5 “(ii) Regulations prescribed by the Secretary to carry
6 out clause (i) shall include the following with respect to
7 over-the-counter drugs included on the uniform formulary:

8 “(I) A determination of the means and condi-
9 tions under paragraphs (5) and (6) of this sub-
10 section through which over-the-counter drugs will be
11 available to eligible covered beneficiaries and the
12 amount of cost sharing that such beneficiaries will
13 be required to pay for over-the-counter drugs, except
14 that no such cost sharing may be required for a
15 member of a uniformed service on active duty.

16 “(II) Any terms and conditions for the dis-
17 pensing of over-the-counter drugs to eligible covered
18 beneficiaries.”.

19 (b) DEFINITIONS.—Subsection (g) of such section is
20 amended by adding at the end the following new para-
21 graphs:

22 “(3) The term ‘over-the-counter drug’ means a
23 drug that is not subject to section 503(b) of the
24 Federal Food, Drug, and Cosmetic Act (21 U.S.C.
25 353(b)).

1 “(4) The term ‘prescription drug’ means a drug
2 that is subject to section 503(b) of the Federal
3 Food, Drug, and Cosmetic Act (21 U.S.C. 353(b)).”.

4 (c) TECHNICAL AMENDMENTS.—

5 (1) CROSS-REFERENCE AMENDMENTS.—Sub-
6 sections (a)(6)(A) and (b)(1) of such section are
7 amended by striking “subsection (g)” and inserting
8 “subsection (h)”.

9 (2) REPEAL OF OBSOLETE PROVISIONS.—

10 (A) Subsection (a)(2)(D) of such section is
11 amended by striking the last sentence.

12 (B) Subsection (b)(2) of such section is
13 amended by striking “Not later than” and all
14 the follows through “such 90-day period, the
15 committee” and inserting “The committee”.

16 (C) Subsection (d)(2) of such section is
17 amended—

18 (i) by striking “Effective not later
19 than April 5, 2000, the Secretary” and in-
20 serting “The Secretary”; and

21 (ii) by striking “the current managed
22 care support contracts” and inserting “the
23 managed care support contracts current as
24 of October 5, 1999,”.

1 **SEC. 703. EXPANSION OF EVALUATION OF THE EFFECTIVE-**
 2 **NESS OF THE TRICARE PROGRAM.**

3 Section 717(a)(1) of the National Defense Authoriza-
 4 tion Act for Fiscal Year 1996 (Public Law 106–104; 110
 5 Stat. 376; 10 U.S.C. 1073 note) is amended by striking
 6 “military retirees” and inserting “members of the Armed
 7 Forces (whether in the regular or reserve components) and
 8 their dependents, military retirees and their dependents,
 9 dependent children under the age of 21, and dependents
 10 of members on active duty with severe disabilities and
 11 chronic health care needs”.

12 **Subtitle B—Other Health Care**
 13 **Benefits**

14 **SEC. 711. USE OF DEPARTMENT OF DEFENSE FUNDS FOR**
 15 **ABORTIONS IN CASES OF RAPE AND INCEST.**

16 Section 1093(a) of title 10, United States Code, is
 17 amended by inserting before the period at the end the fol-
 18 lowing: “or in a case in which the pregnancy is the result
 19 of an act of rape or incest”.

20 **SEC. 712. AVAILABILITY OF CERTAIN FERTILITY PRESER-**
 21 **VATION TREATMENTS FOR MEMBERS OF THE**
 22 **ARMED FORCES ON ACTIVE DUTY.**

23 (a) IN GENERAL.—Subsection (a) of section 1074d
 24 of title 10, United States Code, is amended by adding at
 25 the end the following new paragraph:

1 “(3)(A) Members of the armed forces entitled to med-
2 ical care under section 1074(a) of this title who have been
3 diagnosed with a condition for which the recommended
4 course of treatment is recognized by a licensed physician
5 and surgeon or other appropriate medical practitioner as
6 a cause of iatrogenic infertility shall also be entitled to
7 fertility preservation treatment as a part of such medical
8 care.

9 “(B) If the fertility preservation treatment to which
10 a member is entitled under this paragraph is not available
11 through a facility of the uniformed services accessible to
12 the member, such treatment shall be provided to the mem-
13 ber through another appropriate mechanism under this
14 chapter, including through the TRICARE program.”.

15 (b) DEFINITIONS RELATING TO FERTILITY PRESER-
16 VATION TREATMENT.—Such section is further amended—

17 (1) in subsection (b), by striking the subsection
18 heading and inserting “DEFINITION RELATING TO
19 PRIMARY AND PREVENTIVE HEALTH CARE SERV-
20 ICES FOR WOMEN”; and

21 (2) by adding at the end the following new sub-
22 section:

23 “(c) DEFINITIONS RELATING TO FERTILITY PRES-
24 ERVATION TREATMENT.—In this section:

1 “(1) The term ‘fertility preservation treatment’
2 includes—

3 “(A) procedures consistent with established
4 medical practices in the prevention or treatment
5 of iatrogenic infertility by licensed physicians
6 and surgeons or other appropriate medical
7 practitioners, including diagnosis, diagnostic
8 tests, medication, or surgery; and

9 “(B) any other procedure identified by the
10 Secretary of Defense that is intended to pro-
11 mote the future fertility of an individual who
12 has been diagnosed with a condition for which
13 the recommended course of treatment is recog-
14 nized by a licensed physician and surgeon or
15 other appropriate medical practitioner as a
16 cause of iatrogenic infertility.

17 “(2) The term ‘iatrogenic infertility’ means the
18 current or future diminished ability, or the inability
19 of an individual to conceive or contribute to concep-
20 tion as a consequence of medical treatment.”.

1 **SEC. 713. MODIFICATION OF REQUIREMENTS ON MENTAL**
2 **HEALTH ASSESSMENTS FOR MEMBERS OF**
3 **THE ARMED FORCES DEPLOYED IN CONNEC-**
4 **TION WITH A CONTINGENCY OPERATION.**

5 (a) **TIMING OF MENTAL HEALTH ASSESSMENTS.**—
6 Paragraph (1)(C)(i) of section 1074m(a) of title 10,
7 United States Code, is amended by striking “one year”
8 and inserting “18 months”.

9 (b) **EXCLUSION OF CERTAIN MEMBERS.**—Paragraph
10 (2) of such section is amended—

11 (1) by striking “subparagraph (B) and (C) of”;

12 and

13 (2) by striking “determines that—” and all
14 that follows and inserting “determines—

15 “(A) in the case of an assessment otherwise re-
16 quired under subparagraph (A) of that paragraph,
17 that the member will not be subjected or exposed to
18 operational risk factors during deployment in the
19 contingency operation concerned;

20 “(B) in the case of an assessment otherwise re-
21 quired under subparagraph (B) or (C) of that para-
22 graph, that the member was not subjected or ex-
23 posed to operational risk factors during deployment
24 in the contingency operation concerned; or

25 “(C) in the case of any assessment otherwise
26 required under that paragraph, that providing such

1 assessment to the member during the otherwise ap-
 2 plicable time period under such paragraph would re-
 3 move the member from forward deployment or would
 4 put members or operational objectives at risk.”.

5 **Subtitle C—Health Care** 6 **Administration**

7 **SEC. 721. CLARIFICATION OF APPLICABILITY OF CERTAIN** 8 **AUTHORITY AND REQUIREMENTS TO SUB-** 9 **CONTRACTORS EMPLOYED TO PROVIDE** 10 **HEALTH CARE SERVICES TO THE DEPART-** 11 **MENT OF DEFENSE.**

12 (a) **APPLICABILITY OF FEDERAL TORT CLAIMS ACT**
 13 **TO SUBCONTRACTORS.**—Section 1089(a) of title 10,
 14 United States Code, is amended in the last sentence—

15 (1) by striking “if the physician, dentist, nurse,
 16 pharmacist, or paramedical” and inserting “to such
 17 a physician, dentist, nurse, pharmacist, or para-
 18 medical”;

19 (2) by striking “involved is”; and

20 (3) by inserting before the period at the end the
 21 following: “or a subcontract at any tier under such
 22 a contract that is authorized in accordance with the
 23 requirements of such section 1091”.

24 (b) **APPLICABILITY OF PERSONAL SERVICES CON-**
 25 **TRACTING AUTHORITY TO SUBCONTRACTORS.**—Section

1 1091(c) of such title is amended by adding at the end the
2 following new paragraph:

3 “(3) The procedures established under paragraph (1)
4 may provide for a contracting officer to authorize a con-
5 tractor to enter into a subcontract for personal services
6 on behalf of the agency upon a determination that the sub-
7 contract is—

8 “(A) consistent with the requirements of this
9 section and the procedures established under para-
10 graph (1); and

11 “(B) in the best interests of the agency.”.

12 **SEC. 722. RESEARCH PROGRAM TO ENHANCE DEPARTMENT**
13 **OF DEFENSE EFFORTS ON MENTAL HEALTH**
14 **IN THE NATIONAL GUARD AND RESERVES**
15 **THROUGH COMMUNITY PARTNERSHIPS.**

16 (a) RESEARCH PROGRAM AUTHORIZED.—The Sec-
17 retary of Defense may carry out a research program to
18 assess the feasibility and advisability of enhancing the ef-
19 forts of the Department of Defense in research, treatment,
20 education, and outreach on mental health and substance
21 use disorders and Traumatic Brain Injury (TBI) in mem-
22 bers of the National Guard and Reserves, their family
23 members, and their caregivers.

24 (b) AGREEMENTS WITH COMMUNITY PARTNERS.—
25 In carrying out the research program authorized by sub-

1 section (a), the Secretary may enter into partnership
2 agreements with community partners described in sub-
3 section (c) using a competitive and merit-based award
4 process.

5 (c) COMMUNITY PARTNERS DESCRIBED.—A commu-
6 nity partner described in this subsection is a private non-
7 profit organization or institution (or multiple organiza-
8 tions and institutions) that—

9 (1) engages in the research activities described
10 in subsection (d); and

11 (2) meets such qualifications for treatment as a
12 community partner as the Secretary shall establish
13 for purposes of the research program.

14 (d) ACTIVITIES.—Partnerships entered into under
15 the research program shall be used to engage in research
16 on the causes, development, and innovative treatment of
17 mental health and substance use disorders and Traumatic
18 Brain Injury in members of the National Guard and Re-
19 serves, their family members, and their caregivers.

20 (e) REPORT.—Not later than five years after the
21 commencement of the research program, the Secretary
22 shall submit to the Committees on Armed Services of the
23 Senate and the House of Representatives a report on the
24 research program, including a description of the research
25 program, the community partners participating in the re-

1 search program, the activities carried out, the number of
2 members of the National Guard and Reserves, family
3 members, and caregivers supported by community part-
4 ners, and a description and assessment of the effectiveness
5 and achievements of the research program.

6 **Subtitle D—Reports and Other**
7 **Matters**

8 **SEC. 731. REPORTS ON PERFORMANCE DATA ON WARRIORS**
9 **IN TRANSITION PROGRAMS.**

10 (a) REPORTS.—Not later than 180 days after the
11 date of the enactment of this Act, and every 180 days
12 thereafter, each Secretary of a military department shall
13 submit to Congress a report on data on the performance
14 of the military department in addressing the care, man-
15 agement and transition needs of members of the Armed
16 Forces under the jurisdiction of such Secretary who par-
17 ticipate in a Warriors in Transition program under the
18 jurisdiction of such Secretary with respect to the following:

- 19 (1) Physical health.
- 20 (2) Mental and behavioral health.
- 21 (3) Educational and vocational aptitude and ca-
22 pabilities.
- 23 (4) Such other matters as such Secretary con-
24 siders appropriate.

1 (b) COMMON METHODOLOGY.—The Secretaries shall
2 report not fewer than five outcome measures for each of
3 the areas set forth in subsection (a) using a common
4 methodology developed by the Secretaries and approved by
5 the Secretary of Defense for purposes of this section.

6 (c) LONGITUDINAL DATA.—The occasions for col-
7 lecting data on a member participating in a Warriors in
8 Transition program for purposes of reports under sub-
9 section (a) shall be as follows:

10 (1) When the member commences participation
11 in the program.

12 (2) At least once each year the member partici-
13 pates in the program.

14 (3) When the member ceases participation in
15 the program (whether for return to military duty or
16 to civilian life).

17 (4) With the consent of the member, one year
18 after the member ceases participation in the pro-
19 gram as described in paragraph (3).

20 (d) ELEMENTS.—Each report under subsection (a)
21 shall include an assessment by the Secretary of the mili-
22 tary department concerned of the following with respect
23 to the Warriors in Transition programs covered by such
24 report:

1 (1) The progress of members participating in
2 the Warriors in Transition programs in the areas
3 specified in subsection (a).

4 (2) The efficacy of the Warriors in Transition
5 programs in facilitating the transition of members to
6 military duty or civilian life, as applicable.

7 (3) The differences in outcomes in the Warriors
8 in Transition programs, by location, type, Armed
9 Force, component, and types of wounds, injuries, or
10 conditions of program participants.

11 (4) The percentage of members participating in
12 the Warriors in Transition programs who receive
13 care under such programs from assigned providers,
14 including medical care case managers, non-medical
15 service providers (including non-medical case man-
16 agers, legal support personnel, and, as applicable,
17 Physical Evaluation Board Liaison Officers), mental
18 health care providers, and medical evaluation (MEB)
19 physicians whose caseload exceeds the caseload ratio
20 that has been designated as adequate by the Sec-
21 retary of Defense.

22 (5) The percentage of members participating in
23 the Warriors in Transition programs for whom the
24 intervals between various phases in the transition
25 process exceeds the average length of such intervals,

1 including intervals relating to appointment times for
2 specialists and for treatment for Post-Traumatic
3 Stress Disorder (PTSD).

4 (6) Such other measurements of outcomes or
5 progress of members through the Warriors in Tran-
6 sition programs as such Secretary considers appro-
7 priate.

8 (e) PERSONALLY IDENTIFIABLE INFORMATION.—
9 Data collected under this section shall be treated in com-
10 pliance with the provisions of section 552a of title 5,
11 United States Code (commonly referred to as the “Privacy
12 Act”).

13 (f) SUNSET.—No report is required under this sec-
14 tion after September 30, 2017.

15 (g) WARRIORS IN TRANSITION PROGRAM DE-
16 FINED.—In this section, the term “Warriors in Transition
17 program” means any major support program of the
18 Armed Forces for members of the Armed Forces with se-
19 vere wounds, illnesses, or injuries that is intended to pro-
20 vide such members with non-medical case management
21 service and care coordination services, and includes the
22 programs as follows:

23 (1) Warrior Transition Units and the Wounded
24 Warrior Program of the Army.

25 (2) The Safe Harbor program of the Navy.

1 (3) The Wounded Warrior Regiment of the Ma-
2 rine Corps.

3 (4) The Recovery Care Program and the
4 Wounded Warrior programs of the Air Force.

5 (5) The Care Coalition of the United States
6 Special Operations Command.

7 **SEC. 732. REPORT ON DEPARTMENT OF DEFENSE SUPPORT**
8 **OF MEMBERS OF THE ARMED FORCES WHO**
9 **EXPERIENCE TRAUMATIC INJURY AS A RE-**
10 **SULT OF VACCINATIONS REQUIRED BY THE**
11 **DEPARTMENT.**

12 (a) REPORT.—Not later than 180 days after the date
13 of the enactment of this Act, the Secretary of Defense
14 shall, in consultation with the Secretaries of the military
15 departments, submit to the Committees on Armed Serv-
16 ices of the Senate and the House of Representatives a re-
17 port setting forth the results of a comprehensive review
18 (conducted for purposes of the report) of the adequacy and
19 effectiveness of the policies, procedures, and systems of
20 the Department of Defense in providing support to mem-
21 bers of the Armed Forces who experience traumatic injury
22 as a result of a vaccination required by the Department.

23 (b) ELEMENTS.—The report required by subsection
24 (a) shall include the following:

1 (1) The number and nature of traumatic inju-
2 ries incurred by members of the Armed Forces as a
3 result of a vaccination required by the Department
4 of Defense each year since January 1, 2001, set
5 forth by aggregate in each year and by military de-
6 partment in each year.

7 (2) Such recommendations as the Secretary of
8 Defense considers appropriate for improvements to
9 the policies, procedures, and systems (including
10 tracking systems) of the Department to identify
11 members of the Armed Forces who experience trau-
12 matic injury as a result of a vaccination required by
13 the Department.

14 (3) Such recommendations as the Secretary of
15 Defense considers appropriate for improvements to
16 the policies, procedures, and systems of the Depart-
17 ment to support members of the Armed Forces who
18 experience traumatic injury as a result of a vaccina-
19 tion required by the Department.

20 **SEC. 733. PLAN TO ELIMINATE GAPS AND REDUNDANCIES**
21 **IN PROGRAMS OF THE DEPARTMENT OF DE-**
22 **FENSE ON PSYCHOLOGICAL HEALTH AND**
23 **TRAUMATIC BRAIN INJURY AMONG MEM-**
24 **BERS OF THE ARMED FORCES.**

25 (a) PLAN REQUIRED.—

1 (1) IN GENERAL.—Not later than 180 days
2 after the date of the enactment of this Act, the Sec-
3 retary of Defense shall submit to the Committees on
4 Armed Services of the Senate and the House of Rep-
5 resentatives a plan to streamline the programs of
6 the Department of Defense that address psycho-
7 logical health and traumatic brain injury among
8 members of the Armed Forces.

9 (2) ELEMENTS.—The report required by para-
10 graph (1) shall include the following:

11 (A) A complete list of the programs de-
12 scribed in paragraph (1), including a detailed
13 description of the intended function of each
14 such program.

15 (B) An identification of any gaps in serv-
16 ices and treatments in the programs listed
17 under subparagraph (A)

18 (C) An identification of any redundancies
19 in the programs listed under subparagraph (A).

20 (D) A plan for mitigating the gaps identi-
21 fied under subparagraph (B) and for elimi-
22 nating the redundancies identified under sub-
23 paragraph (C).

24 (E) An identification of the individual in
25 the Department who will be responsible for

1 leading implementation of the plan required by
2 paragraph (1).

3 (F) A schedule for the implementation of
4 the plan.

5 (b) STATUS REPORT.—Not later than one year after
6 the date of the enactment of this Act, the Secretary shall
7 submit to the Committees on Armed Services of the Sen-
8 ate and the House of Representatives a report on the sta-
9 tus of the implementation of the plan required by sub-
10 section (a).

11 **SEC. 734. REPORT ON IMPLEMENTATION OF RECOMMENDA-**
12 **TIONS OF THE COMPTROLLER GENERAL OF**
13 **THE UNITED STATES ON PREVENTION OF**
14 **HEARING LOSS AMONG MEMBERS OF THE**
15 **ARMED FORCES.**

16 Not later than 180 days after the date of the enact-
17 ment of this Act, the Secretary of Defense shall submit
18 to the Committees on Armed Services of the Senate and
19 the House of Representatives a report on the implementa-
20 tion of the recommendations of the Comptroller General
21 of the United States in the January 2011 report of the
22 Comptroller General entitled “Hearing Loss Prevention:
23 Improvements to DOD Hearing Conservation Programs
24 Could Lead to Better Outcomes” that address prevention
25 of hearing loss, abatement of hearing loss, data collection

1 regarding hearing loss, and the need for a new interagency
2 data sharing system so that sufficient information is avail-
3 able to address and track hearing injuries and loss.

4 **TITLE VIII—ACQUISITION POL-**
5 **ICY, ACQUISITION MANAGE-**
6 **MENT, AND RELATED MAT-**
7 **TERS**

8 **Subtitle A—Provisions Relating to**
9 **Major Defense Acquisition Pro-**
10 **grams**

11 **SEC. 801. LIMITATION ON USE OF COST-TYPE CONTRACTS.**

12 (a) PROHIBITION WITH RESPECT TO PRODUCTION
13 OF MAJOR DEFENSE ACQUISITION PROGRAMS.—Not later
14 than 120 days after the date of the enactment of this Act,
15 the Secretary of Defense shall modify the acquisition regu-
16 lations of the Department of Defense to prohibit the De-
17 partment from entering into cost-type contracts for the
18 production of major defense acquisition programs
19 (MDAPs).

20 (b) EXCEPTION.—

21 (1) IN GENERAL.—The prohibition under sub-
22 section (a) shall not apply in the case of a particular
23 cost-type contract if the Under Secretary of Defense
24 for Acquisition, Technology, and Logistics, after

1 consultation with the Director of Cost Assessment
2 and Program Evaluation—

3 (A) certifies, in writing, with reasons, that
4 a cost-type contract is needed to provide a re-
5 quired capability in a timely and cost-effective
6 manner; and

7 (B) provides the certification to the con-
8 gressional defense committees not later than 30
9 business days before issuing a solicitation for
10 the contract.

11 (2) SCOPE OF EXCEPTION.—In any case when
12 the Under Secretary grants an exception under
13 paragraph (1), the Under Secretary shall take af-
14 firmative steps to make sure that the use of cost-
15 type pricing is limited to only those line items or
16 portions of the contract where such pricing is needed
17 to achieve the purposes of the exception. A written
18 certification under paragraph (1) shall be accom-
19 panied by an explanation of the steps taken under
20 this paragraph.

21 (c) DEFINITIONS.—In this section:

22 (1) MAJOR DEFENSE ACQUISITION PROGRAM.—
23 The term “major defense acquisition program” has
24 the meaning given the term in section 2430(a) of
25 title 10, United States Code.

1 (2) PRODUCTION OF A MAJOR DEFENSE ACQUI-
2 SITION PROGRAM.—The term “production of a major
3 defense acquisition program” means the production,
4 either on a low-rate initial production or full-rate
5 production basis, and deployment of a major system
6 that is intended to achieve an operational capability
7 that satisfies mission needs, or any activity other-
8 wise defined as Milestone C under Department of
9 Defense Instruction 5000.02 or related authorities.

10 (3) CONTRACT FOR THE PRODUCTION OF A
11 MAJOR DEFENSE ACQUISITION PROGRAM.—The term
12 “contract for the production of a major defense ac-
13 quisition program”—

14 (A) means a prime contract for the pro-
15 duction of a major defense acquisition program;
16 and

17 (B) does not include individual line items
18 for segregable efforts or contracts for the incre-
19 mental improvement of systems that are al-
20 ready in production (other than contracts for
21 major upgrades that are themselves major de-
22 fense acquisition programs).

23 (d) APPLICABILITY.—The requirements of this sec-
24 tion shall apply to contracts for the production of major

1 defense acquisition programs entered into on or after Oc-
2 tober 1, 2014.

3 **SEC. 802. ACQUISITION STRATEGIES FOR MAJOR SUB-**
4 **SYSTEMS AND SUBASSEMBLIES ON MAJOR**
5 **DEFENSE ACQUISITION PROGRAMS.**

6 (a) IN GENERAL.—The Secretary of Defense shall
7 ensure that the acquisition strategy for each major defense
8 acquisition program—

9 (1) provides, where appropriate, for breaking
10 out a major subsystem or subassembly, conducting a
11 separate competition or negotiating a separate price
12 for the subsystem or subassembly, and providing the
13 subsystem or subassembly to the prime contractor as
14 government-furnished equipment; and

15 (2) in any case where it is not practical or ap-
16 propriate to break out a major subsystem or sub-
17 assembly and provide it to the prime contractor as
18 government-furnished equipment, includes measures
19 to prevent excessive pass-through charges by the
20 prime contractor.

21 (b) DEFINITIONS.—In this section:

22 (1) The term “excessive pass-through charges”
23 means pass-through charges that are not reasonable
24 in relation to the cost of direct labor provided by
25 employees of the contractor, any other costs directly

1 attributable to the management of the subcontract
2 by employees of the contractor, and the level of risk
3 and responsibility, if any, assumed by the prime con-
4 tractor for the performance of the subcontract.

5 (2) The term “major defense acquisition pro-
6 gram” has the meaning given the term in section
7 2430(a) of title 10, United States Code.

8 (3) The term “pass-through charges” means
9 prime contractor charges for overhead (including
10 general and administrative costs) or profit on a sub-
11 system or subassembly that is produced by an entity
12 or entities other than the prime contractor.

13 (c) CONFORMING AMENDMENTS.—Section 202(c) of
14 the Weapon Systems Acquisition Reform Act of 2009
15 (Public Law 111–23; 123 Stat. 1720; 10 U.S.C. 2430
16 note) is amended—

17 (1) in the matter preceding paragraph (1), by
18 striking “fair and objective ‘make-buy’ decisions by
19 prime contractors” and inserting “competition or the
20 option of competition at the subcontract level”;

21 (2) by redesignating paragraphs (1), (2), and
22 (3) as paragraphs (2), (3), and (4), respectively; and

23 (3) by inserting before paragraph (2), as reded-
24 ignated by paragraph (2) of this subsection, the fol-
25 lowing new paragraph (1):

1 “(1) where appropriate, breaking out a major
 2 subsystem, conducting a separate competition for
 3 the subsystem, and providing the subsystem to the
 4 prime contractor as government-furnished equip-
 5 ment;”.

6 **SEC. 803. MANAGEMENT STRUCTURE FOR DEVELOP-**
 7 **MENTAL TEST AND EVALUATION.**

8 (a) DUTIES OF DASD FOR DEVELOPMENTAL TEST
 9 AND EVALUATION.—Subsection (a)(5) of section 139b of
 10 title 10, United States Code is amended—

11 (1) in subparagraph (A)(i), by striking “in the
 12 Department of Defense” and inserting “of the mili-
 13 tary departments and other elements of the Depart-
 14 ment of Defense”; and

15 (2) in subparagraph (C), by striking “pro-
 16 grams” and inserting “programs (including the ac-
 17 tivities of chief developmental testers and lead devel-
 18 opmental test evaluation organizations designated in
 19 accordance with subsection (c))”.

20 (b) DUTIES OF CHIEF DEVELOPMENTAL TESTER
 21 AND LEAD DEVELOPMENTAL TEST AND EVALUATION OR-
 22 GANIZATION.—Subsection (c) of such section is amend-
 23 ed—

24 (1) in paragraph (2), by striking “shall be re-
 25 sponsible for” and inserting “, consistent with poli-

1 cies and guidance issued pursuant to subsection
2 (a)(5)(A), shall be responsible for”;

3 (2) in paragraph (3), by striking “shall be re-
4 sponsible for” and inserting “, consistent with poli-
5 cies and guidance issued pursuant to subsection
6 (a)(5)(A), shall be responsible for”; and

7 (3) by adding at the end the following new
8 paragraph:

9 “(4) TRANSMITTAL OF RECORDS AND DATA.—
10 The chief developmental tester and the lead develop-
11 mental test and evaluation organization for a major
12 defense acquisition program shall promptly transmit
13 to the Deputy Assistant Secretary for Developmental
14 Test and Evaluation any records or data relating to
15 the program that are requested by the Deputy As-
16 sistant Secretary, as provided in subsection (a)(6).”.

17 **SEC. 804. ASSESSMENTS OF POTENTIAL TERMINATION LI-**
18 **ABILITY OF CONTRACTS FOR THE DEVELOP-**
19 **MENT OR PRODUCTION OF MAJOR DEFENSE**
20 **ACQUISITION PROGRAMS.**

21 (a) REPORT ON ASSESSMENT REQUIRED.—Not later
22 than 30 days before entering into a covered contract, the
23 Under Secretary of Defense for Acquisition, Technology,
24 and Logistics shall submit to the congressional defense
25 committees a report on the potential termination liability

1 of the Department of Defense under the contract, includ-
2 ing—

3 (1) an estimate of the maximum potential ter-
4 mination liability certification for the contract; and

5 (2) an assessment how such termination liabil-
6 ity is likely to increase or decrease over the period
7 of performance of the contract.

8 (b) COVERED CONTRACTS.—For purposes of this sec-
9 tion, a covered contract is a contract for the development
10 or production of a major defense acquisition program for
11 which the Under Secretary of Defense for Acquisition,
12 Technology, and Logistics is the Milestone Decision Au-
13 thority if the contract has a potential termination liability
14 of the Department of Defense that could reasonably be
15 expected to exceed \$100,000,000.

16 (c) MAJOR DEFENSE ACQUISITION PROGRAM DE-
17 FINED.—In this section, the term “major defense acquisi-
18 tion program” has the meaning given that term in section
19 2430 of title 10, United States Code.

20 **SEC. 805. TECHNICAL CHANGE REGARDING PROGRAMS EX-**
21 **PERIENCING CRITICAL COST GROWTH DUE**
22 **TO CHANGE IN QUANTITY PURCHASED.**

23 Section 2433a(c)(3)(A) of title 10, United States
24 Code, is amended by striking “subparagraphs (B) and
25 (C)” and inserting “subparagraphs (B), (C), and (E)”.

1 **SEC. 806. REPEAL OF REQUIREMENT TO REVIEW ONGOING**
2 **PROGRAMS INITIATED BEFORE ENACTMENT**
3 **OF MILESTONE B CERTIFICATION AND AP-**
4 **PROVAL PROCESS.**

5 Subsection (b) of section 205 of the Weapon Systems
6 Acquisition Reform Act of 2009 (Public Law 111–23; 123
7 Stat. 1725; 10 U.S.C. 2366b note) is repealed.

8 **Subtitle B—Acquisition Policy and**
9 **Management**

10 **SEC. 821. ONE-YEAR EXTENSION OF TEMPORARY LIMITA-**
11 **TION ON AGGREGATE ANNUAL AMOUNT**
12 **AVAILABLE FOR CONTRACT SERVICES.**

13 Section 808 of the National Defense Authorization
14 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
15 1489) is amended—

16 (1) by striking “fiscal year 2012 or 2103” each
17 place it appears and inserting “fiscal year 2012,
18 2013, or 2014”; and

19 (2) by striking “fiscal years 2012 and 2013”
20 each place it appears and inserting “fiscal years
21 2012, 2103, and 2014”.

22 **SEC. 822. PROHIBITION OF EXCESSIVE PASS-THROUGH**
23 **CONTRACTS AND CHARGES IN THE ACQUI-**
24 **TION OF SERVICES.**

25 (a) **IN GENERAL.**—Not later than 90 days after the
26 date of the enactment of this Act, the Secretary of Defense

1 shall revise the Department of Defense Supplement to the
2 Federal Acquisition Regulation to—

3 (1) prohibit the award of a covered contract or
4 task order unless the contractor agrees that at least
5 50 percent of the direct labor cost of services to be
6 performed under the contract or task order will be
7 expended for employees of the contractor or of a
8 subcontractor that is specifically identified and au-
9 thorized to perform such work in the contract or
10 task order;

11 (2) provide that the contracting officer for a
12 covered contract or task order may authorize reli-
13 ance upon a subcontractor or subcontractors to meet
14 the requirement in paragraph (1) only upon a writ-
15 ten determination that such reliance is in the best
16 interest of the Department of Defense, after taking
17 into account the added cost for overhead (including
18 general and administrative costs) and profit that
19 may be incurred as a result of the pass-through;

20 (3) require the contracting officer for a covered
21 contract or task order for which more than 70 per-
22 cent of the direct labor cost of services to be per-
23 formed will be expended for persons other than em-
24 ployees of the contractor to ensure that amounts
25 paid to the contractor for overhead (including gen-

1 eral and administrative costs) and profit are reason-
2 able in relation to the cost of direct labor provided
3 by employees of the contractor and any other costs
4 directly attributable to the management of the sub-
5 contract by employees of the contractor; and

6 (4) include such exceptions to the requirements
7 in paragraphs (1) through (3) as the Secretary con-
8 siders appropriate in the interest of the national de-
9 fense.

10 (b) COVERED CONTRACT OR TASK ORDER DE-
11 FINED.—In this section, the term “covered contract or
12 task order” means a contract or task order for the per-
13 formance of services (other than construction) with a value
14 in excess of the simplified acquisition threshold that is en-
15 tered into for or on behalf of the Department of Defense,
16 except that such term does not include any contract or
17 task order that provides a firm, fixed price for each task
18 to be performed and is—

19 (1) awarded on the basis of adequate price com-
20 petition; or

21 (2) for the acquisition of commercial services as
22 defined in paragraphs (5) and (6) of section 103 of
23 title 41, United States Code.

24 (c) EFFECTIVE DATE.—The requirements of this sec-
25 tion shall apply to—

1 (1) covered contracts that are awarded on or
2 after the date that is 90 days after the date of the
3 enactment of this Act; and

4 (2) covered task orders that are awarded on or
5 after the date that is 90 days after the date of the
6 enactment of this Act under contracts that are
7 awarded before, on, or after such date.

8 (d) CONFORMING REPEAL.—Section 852 of the John
9 Warner National Defense Authorization Act for Fiscal
10 Year 2007 (120 Stat. 2340) is repealed.

11 **SEC. 823. AVAILABILITY OF AMOUNTS IN DEFENSE ACQUI-**
12 **SITION WORKFORCE DEVELOPMENT FUND**
13 **FOR TEMPORARY MEMBERS OF WORKFORCE.**

14 (a) IN GENERAL.—Section 1705 of title 10, United
15 States Code, is amended—

16 (1) in subsection (e)—

17 (A) in paragraph (1), by adding at the end
18 the following new sentence: “In the case of tem-
19 porary members of the acquisition workforce
20 designated pursuant to subsection (h)(2), such
21 funds shall be available only for the limited pur-
22 pose of providing training in the performance of
23 acquisition-related functions and duties.”; and

24 (B) in paragraph (5), by inserting before
25 the period at the end the following: “, and who

1 has continued in the employment of the Depart-
2 ment since such time without a break in such
3 employment of more than a year”;

4 (2) by striking subsection (g);

5 (3) by redesignating subsection (h) as sub-
6 section (g); and

7 (4) by adding at the end the following new sub-
8 section (h):

9 “(h) ACQUISITION WORKFORCE DEFINED.—In this
10 section, the term ‘acquisition workforce’ means the fol-
11 lowing:

12 “(1) Personnel in positions designated under
13 section 1721 of this title as acquisition positions for
14 purposes of this chapter.

15 “(2) Other military personnel or civilian em-
16 ployees of the Department of Defense who—

17 “(A) contribute significantly to the acquisi-
18 tion process by virtue of their assigned duties;
19 and

20 “(B) are designated as temporary members
21 of the acquisition workforce by the Under Sec-
22 retary of Defense for Acquisition, Technology,
23 and Logistics, or by the senior acquisition exec-
24 utive of a military department, for the limited
25 purpose of receiving training for the perform-

1 ance of acquisition-related functions and du-
2 ties.”.

3 (b) **EXTENSION OF EXPEDITED HIRING AUTHOR-**
4 **ITY.**—Subsection (g) of such section, as redesignated by
5 subsection (a)(3) of this section, is further amended in
6 paragraph (2) by striking “September 30, 2015” and in-
7 serting “September 30, 2017”.

8 (c) **PLAN REQUIRED.**—Not later than 180 days after
9 the date of the enactment of this Act, the Under Secretary
10 of Defense for Acquisition, Technology, and Logistics shall
11 develop a plan for the implementation of the authority pro-
12 vided by the amendments made by subsection (a) with re-
13 gard to temporary members of the defense acquisition
14 workforce. The plan shall include policy, criteria, and
15 processes for designating temporary members and appro-
16 priate safeguards to prevent the abuse of such authority.

17 **SEC. 824. DEPARTMENT OF DEFENSE POLICY ON CON-**
18 **TRACTOR PROFITS.**

19 (a) **REVIEW OF GUIDELINES ON PROFITS.**—The Sec-
20 retary of Defense shall review the profit guidelines in the
21 Department of Defense Supplement to the Federal Acqui-
22 sition Regulation in order to identify any modifications to
23 such guidelines that are necessary to ensure an appro-
24 priate link between contractor profit and contractor per-
25 formance.

1 (b) MATTERS TO BE CONSIDERED.—In conducting
2 the review required by subsection (a), the Secretary shall
3 consider, at a minimum, the following:

4 (1) Appropriate levels of profit needed to sus-
5 tain competition in the defense industry, taking into
6 account contractor investment and cash flow.

7 (2) Appropriate adjustments to address con-
8 tract and performance risk assumed by the con-
9 tractor, taking into account the extent to which such
10 risk is passed on to subcontractors.

11 (3) Appropriate incentives for superior perform-
12 ance in delivering quality products and services in a
13 timely and cost-effective manner, taking into account
14 such factors as prime contractor cost reduction, con-
15 trol of overhead costs, subcontractor cost reduction,
16 subcontractor management, and effective competi-
17 tion (including the utilization of small business) at
18 the subcontract level.

19 (c) MODIFICATION OF GUIDELINES.—Not later than
20 180 days after the date of the enactment of this Act, the
21 Secretary shall modify the profit guidelines described in
22 subsection (a) so as to achieve the link described that sub-
23 section.

24 (d) REPORT.—Upon the completion of the modifica-
25 tion of the profit guidelines required by subsection (c), the

1 Secretary shall submit to the congressional defense com-
2 mittees a report on the actions of the Secretary under this
3 section. The report shall set forth the following:

4 (1) The results of the review conducted under
5 subsection (a).

6 (2) A description of the modification carried out
7 under subsection (c).

8 **SEC. 825. MODIFICATION OF AUTHORITIES ON INTERNAL**
9 **CONTROLS FOR PROCUREMENTS ON BEHALF**
10 **OF THE DEPARTMENT OF DEFENSE BY CER-**
11 **TAIN NON-DEFENSE AGENCIES.**

12 (a) DISCRETIONARY AUTHORITY.—Subsection (a) of
13 section 801 of the National Defense Authorization Act for
14 Fiscal Year 2008 (10 U.S.C. 2304 note) is amended—

15 (1) in paragraph (1), by striking “shall, not
16 later than the date specified in paragraph (2),” and
17 inserting “may”;

18 (2) by striking paragraph (2);

19 (3) by redesignating paragraphs (3) through
20 (6) as paragraphs (2) through (5), respectively;

21 (4) in paragraph (3), as redesignated by para-
22 graph (3) of this section—

23 (A) by striking “required under this sub-
24 section” and inserting “to be performed under
25 this subsection”; and

1 (B) by striking “shall” and inserting
2 “may”; and
3 (5) in paragraph (4), as so redesignated, by
4 striking “shall” and inserting “may”.

5 (b) CONFORMING AMENDMENTS.—Subsection
6 (b)(1)(B) of such section is amended—

7 (1) in clause (i), by striking “required by sub-
8 section (a)(4)” and inserting “to be entered into
9 under subsection (a)(3)”; and

10 (2) in clause (ii)—

11 (A) by striking “required by subsection
12 (a)” and inserting “provided for under sub-
13 section (a)”; and

14 (B) by striking “subsection (a)(5)” and in-
15 serting “subsection (a)(4)”.

16 **SEC. 826. EXTENSION OF PILOT PROGRAM ON MANAGE-**
17 **MENT OF SUPPLY-CHAIN RISK.**

18 Section 806(g) of the Ike Skelton National Defense
19 Authorization Act for Fiscal Year 2011 (Public Law 111–
20 383; 124 Stat. 4262; 10 U.S.C. 2304 note) is amended
21 by striking “the date that is three years after the date
22 of the enactment of this Act” and inserting “January 1,
23 2016”.

1 **Subtitle C—Amendments Relating**
2 **to General Contracting Authori-**
3 **ties, Procedures, and Limita-**
4 **tions**

5 **SEC. 841. APPLICABILITY OF TRUTH IN NEGOTIATIONS ACT**
6 **TO MAJOR SYSTEMS AND RELATED SUB-**
7 **SYSTEMS, COMPONENTS, AND SUPPORT**
8 **SERVICES.**

9 (a) **AUTHORITY TO REQUIRE SUBMISSION OF COST**
10 **OR PRICING DATA.**—Subsection (c) of section 2306a of
11 title 10, United States Code, is amended—

12 (1) in the subsection caption, by striking
13 “BELOW-THRESHOLD” and inserting “CERTAIN”;
14 and

15 (2) in paragraph (2), by inserting before the pe-
16 riod at the end the following: “, except in the case
17 of either of the following:

18 “(A) A major system or a subsystem or
19 component thereof that is not a commercially
20 available off-the-shelf item (as defined in sec-
21 tion 104 of title 41) and was not developed ex-
22 clusively at private expense as demonstrated in
23 accordance with the requirements of section
24 2321(f)(2) of this title.

1 “(B) Services that are procured for sup-
2 port of a system, subsystem, or component de-
3 scribed in subparagraph (A).”.

4 (b) **AUTHORITY TO REQUIRE SUBMISSION OF OTHER**
5 **INFORMATION.**—Subsection (d)(1) of such section is
6 amended by striking “at a minimum” and all that follows
7 and inserting “at a minimum—

8 “(A) appropriate information on the prices
9 at which the same item or similar items have
10 previously been sold that is adequate for evalu-
11 ating the reasonableness of the price for the
12 procurement; and

13 “(B) in the case of a system, subsystem,
14 component, or services described in subpara-
15 graph (A) or (B) of subsection (c)(2) for which
16 price information described in subparagraph
17 (A) of this paragraph is not adequate to evalu-
18 ate price reasonableness, uncertified cost data
19 that is adequate for evaluating the reasonable-
20 ness of the price for the procurement.”.

21 (c) **TECHNICAL AMENDMENT.**—Subsection (c)(3) of
22 such section is amended by striking “paragraph” and in-
23 serting “subsection”.

1 **SEC. 842. MAXIMUM AMOUNT OF ALLOWABLE COSTS OF**
2 **COMPENSATION OF CONTRACTOR EMPLOY-**
3 **EES.**

4 (a) **MODIFICATION OF MAXIMUM AMOUNT.**—Section
5 2324(e)(1)(P) of title 10, United States Code, is amended
6 by striking “the benchmark” and all that follows through
7 “section 1127 of title 41” and inserting “the annual
8 amount payable under the aggregate limitation on pay as
9 established by the Office of Management and Budget (cur-
10 rently \$230,700)”.

11 (b) **EFFECTIVE DATE.**—The amendment made by
12 subsection (a) shall take effect on January 1, 2013, and
13 shall apply with respect to costs of compensation incurred
14 on or after that date under contracts entered into before,
15 on, or after that date.

16 **SEC. 843. DEPARTMENT OF DEFENSE ACCESS TO AND USE**
17 **OF CONTRACTOR INTERNAL AUDIT REPORTS.**

18 (a) **CLARIFICATION OF AUDIT ACCESS AUTHOR-**
19 **ITY.**—Section 2313(a)(2) of title 10, United States Code,
20 is amended—

21 (1) in subparagraph (C), by striking “or” at
22 the end;

23 (2) in subparagraph (D), by striking the period
24 at the end and inserting “; or”; and

25 (3) by adding at the end the following new sub-
26 paragraph:

1 “(E) the efficacy of contractor or subcontractor
2 internal controls and the reliability of contractor or
3 subcontractor business systems.”.

4 (b) GUIDANCE ON ACCESS.—

5 (1) GUIDANCE REQUIRED.—Not later than 90
6 days after the date of the enactment of this Act, the
7 Director of the Defense Contract Audit Agency shall
8 issue revised guidance on Defense Contract Audit
9 Agency auditor access to defense contractor internal
10 audit reports and supporting materials.

11 (2) PURPOSE.—The purpose of the guidance
12 issued pursuant to paragraph (1) shall be to ensure
13 that the Defense Contract Audit Agency has suffi-
14 cient access to contractor internal audit reports and
15 supporting materials in order to—

16 (A) evaluate and test the efficacy of con-
17 tractor internal controls and the reliability of
18 associated contractor business systems; and

19 (B) assess the amount of risk and level of
20 testing required in connection with specific au-
21 dits to be conducted by the Agency.

22 (3) MATTERS TO BE ADDRESSED.—The guid-
23 ance issued pursuant to paragraph (1) shall address,
24 at a minimum, the following:

1 (A) The extent to which Defense Contract
2 Audit Agency auditors should request access to
3 defense contractor internal audit reports and
4 supporting materials.

5 (B) The circumstances in which follow-up
6 actions, including subpoenas, may be required
7 to ensure Agency access to audit reports and
8 supporting materials.

9 (C) The designation of Agency audit offi-
10 cials responsible for coordinating issues per-
11 taining to Agency requests for audit reports
12 and supporting materials.

13 (D) The purposes for which Agency audi-
14 tors may use audit reports and supporting ma-
15 terials.

16 (E) Any protections that may be required
17 to ensure that audit reports and supporting ma-
18 terials are not misused.

19 (F) Requirements for tracking Agency re-
20 quests for audit reports and supporting mate-
21 rials.

22 (c) FAILURE TO PROVIDE ACCESS.—Not later than
23 180 days after the date of the enactment of this Act, the
24 Secretary of Defense shall revise the program required by
25 section 893 of the Ike Skelton National Defense Author-

1 ization Act for Fiscal Year 2011 (Public Law 111–383;
2 124 Stat. 4311; 10 U.S.C. 2302 note) in order to—

3 (1) ensure that any assessment of the adequacy
4 of contractor business systems takes into account
5 the efficacy of contractor internal controls, including
6 contractor internal audit reports and supporting ma-
7 terials, that are relevant to such assessment; and

8 (2) provide that the refusal of a contractor to
9 permit access to contractor internal audit reports
10 and supporting materials that are relevant to such
11 an assessment is a basis for disapproving the con-
12 tractor business system or systems to which such
13 materials are relevant and taking the remedial ac-
14 tions authorized under section 893.

15 **SEC. 844. ENHANCEMENT OF WHISTLEBLOWER PROTEC-**
16 **TIONS FOR CONTRACTOR EMPLOYEES.**

17 (a) IN GENERAL.—Subsection (a) of section 2409 of
18 title 10, United States Code, is amended—

19 (1) by inserting “(1)” before “An employee”;

20 (2) in paragraph (1), as so designated—

21 (A) by inserting “or subcontractor” after
22 “employee of a contractor”;

23 (B) by striking “a Member of Congress”
24 and all that follows through “the Department

1 of Justice” and inserting “a person or body de-
2 scribed in paragraph (2)”;

3 (C) by inserting “an abuse of authority re-
4 lating to a Department of Defense contract or
5 grant,” after “Department of Defense funds,”;
6 and

7 (D) by inserting “, rule, or regulation”
8 after “a violation of law”; and

9 (3) by adding at the end the following new
10 paragraphs:

11 “(2) The persons and bodies described in this para-
12 graph are the persons and bodies as follows:

13 “(A) A Member of Congress or a representative
14 of a committee of Congress.

15 “(B) An Inspector General.

16 “(C) The Government Accountability Office.

17 “(D) A Department of Defense employee re-
18 sponsible for contract oversight or management.

19 “(E) An authorized official of the Department
20 of Justice or other law enforcement agency.

21 “(F) A court or grand jury.

22 “(G) A management official or other employee
23 of the contractor or subcontractor who has the re-
24 sponsibility to investigate, discover, or address mis-
25 conduct.

1 “(3) For the purposes of paragraph (1)—

2 “(A) an employee who initiates or provides evi-
3 dence of contractor or subcontractor misconduct in
4 any judicial or administrative proceeding relating to
5 waste, fraud, or abuse on a Department of Defense
6 contract shall be deemed to have made a disclosure
7 covered by such paragraph; and

8 “(B) a reprisal described in paragraph (1) is
9 prohibited even if it is undertaken at the request of
10 a Department of Defense official, unless the request
11 takes the form of a non-discretionary directive and
12 is within the authority of the Department of Defense
13 official making the request.”.

14 (b) INVESTIGATION OF COMPLAINTS.—Subsection
15 (b) of such section is amended—

16 (1) in paragraph (1), by inserting “fails to al-
17 lege a violation of the prohibition in subsection (a),
18 or has previously been addressed in another Federal
19 or State judicial or administrative proceeding initi-
20 ated by the complainant,” after “is frivolous,”;

21 (2) in paragraph (2)—

22 (A) in subparagraph (A), by inserting “,
23 fails to allege a violation of the prohibition in
24 subsection (a), or has previously been addressed
25 in another Federal or State judicial or adminis-

1 trative proceeding initiated by the complainant”
2 after “is frivolous”; and

3 (B) in subparagraph (B), by inserting “,
4 up to 180 days,” after “such additional period
5 of time”; and

6 (3) by adding at the end the following new
7 paragraphs:

8 “(3) The Inspector General may not respond to any
9 inquiry or disclose any information from or about any per-
10 son alleging the reprisal, except to the extent that such
11 response or disclosure is—

12 “(A) made with the consent of the person alleg-
13 ing the reprisal;

14 “(B) made in accordance with the provisions of
15 section 552a of title 5 or as required by any other
16 applicable Federal law; or

17 “(C) necessary to conduct an investigation of
18 the alleged reprisal.

19 “(4) A complaint may not be brought under this sub-
20 section more than three years after the date on which the
21 alleged reprisal took place.”.

22 (c) REMEDY AND ENFORCEMENT AUTHORITY.—Sub-
23 section (c) of such section is amended—

1 (1) in paragraph (1)(B), by striking “the com-
2 pensation (including back pay)” and inserting “com-
3 pensatory damages (including back pay)”;

4 (2) in paragraph (2), by adding at the end fol-
5 lowing new sentence: “An action under this para-
6 graph may not be brought more than two years after
7 the date on which remedies are deemed to have been
8 exhausted.”;

9 (3) in paragraph (4), by striking “and compen-
10 satory and exemplary damages.” and inserting “,
11 compensatory and exemplary damages, and attorney
12 fees and costs. The person upon whose behalf an
13 order was issued may also file such an action or join
14 in an action filed by the head of the agency.”;

15 (4) in paragraph (5), by adding at the end the
16 following new sentence: “Filing such an appeal shall
17 not act to stay the enforcement of the order of the
18 head of an agency, unless a stay is specifically en-
19 tered by the court.”; and

20 (5) by adding at the end the following new
21 paragraphs:

22 “(6) The legal burdens of proof specified in section
23 1221(e) of title 5 shall be controlling for the purposes of
24 any investigation conducted by an Inspector General, deci-
25 sion by the head of an agency, or judicial or administrative

1 proceeding to determine whether discrimination prohibited
2 under this section has occurred.

3 “(7) The rights and remedies provided for in this sec-
4 tion may not be waived by any agreement, policy, form,
5 or condition of employment, including by any predispute
6 arbitration agreement, other than an arbitration provision
7 in a collective bargaining agreement.”.

8 (d) NOTIFICATION OF EMPLOYEES.—Such section is
9 further amended—

10 (1) by redesignating subsections (d) and (e) as
11 subsections (e) and (f), respectively; and

12 (2) by inserting after subsection (e) the fol-
13 lowing new subsection (d):

14 “(d) NOTIFICATION OF EMPLOYEES.—The Secretary
15 of Defense shall ensure that contractors and subcontrac-
16 tors of the Department of Defense inform their employees
17 in writing of the rights and remedies provided under this
18 section, in the predominant native language of the work-
19 force.”.

20 (e) ABUSE OF AUTHORITY DEFINED.—Subsection (f)
21 of such section, as redesignated by subsection (d)(1) of
22 this section, is further amended by adding at the end the
23 following new paragraph:

24 “(6) The term ‘abuse of authority’ means an
25 arbitrary and capricious exercise of authority that is

1 inconsistent with the mission of the Department of
2 Defense or the successful performance of a Depart-
3 ment of Defense contract or grant.”.

4 (f) ALLOWABILITY OF LEGAL FEES.—Section
5 2324(k) of such title is amended—

6 (1) in paragraph (1), by striking “commenced
7 by the United States or a State” and inserting
8 “commenced by the United States, by a State, or by
9 a contractor employee submitting a complaint under
10 section 2409 of this title”; and

11 (2) in paragraph (2)(C), by striking “the im-
12 position of a monetary penalty” and inserting “the im-
13 position of a monetary penalty or an order to take
14 corrective action under section 2409 of this title”.

15 (g) EFFECTIVE DATE.—

16 (1) IN GENERAL.—The amendments made by
17 this section shall take effect on the date that is 180
18 days after the date of the enactment of this Act, and
19 shall apply to—

20 (A) all contracts awarded on or after such
21 date;

22 (B) all task orders entered on or after such
23 date pursuant to contracts awarded before, on,
24 or after such date; and

1 (C) all contracts awarded before such date
2 that are modified to include a contract clause
3 providing for the applicability of such amend-
4 ments.

5 (2) REVISION OF DOD SUPPLEMENT TO THE
6 FAR.—Not later than 180 days after the date of the
7 enactment of this Act, the Department of Defense
8 Supplement to the Federal Acquisition Regulation
9 shall be revised to implement the requirements aris-
10 ing under the amendments made by this section.

11 (3) INCLUSION OF CONTRACT CLAUSE IN CON-
12 TRACTS AWARDED BEFORE EFFECTIVE DATE.—At
13 the time of any major modification to a contract
14 that was awarded before the date that is 180 days
15 after the date of the enactment of this Act, the head
16 of the contracting agency shall make best efforts to
17 include in the contract a contract clause providing
18 for the applicability of the amendments made by this
19 section to the contract.

20 **SEC. 845. EXTENSION OF CONTRACTOR CONFLICT OF IN-**
21 **TEREST LIMITATIONS.**

22 (a) ASSESSMENT OF EXTENSION OF LIMITATIONS TO
23 CERTAIN ADDITIONAL FUNCTIONS AND CONTRACTS.—
24 Not later than 180 days after the date of the enactment
25 of this Act, the Secretary of Defense shall review the guid-

1 ance on personal conflicts of interest for contractor em-
2 ployees issued pursuant to section 841(a) of the Duncan
3 Hunter National Defense Authorization Act for Fiscal
4 Year 2009 (Public Law 110–417; 122 Stat. 4537) in
5 order to determine whether it would be in the best interest
6 of the Department of Defense and the taxpayers to extend
7 such guidance to personal conflicts of interest by con-
8 tractor personnel performing any of the following:

9 (1) Functions other than acquisition functions
10 that are closely associated with inherently govern-
11 mental functions (as that term is defined in section
12 2383(b)(3) of title 10, United States Code).

13 (2) Personal services contracts (as that term is
14 defined in section 2330a(g)(5) of title 10, United
15 States Code).

16 (3) Contracts for staff augmentation services
17 (as that term is defined in section 808(d)(3) of the
18 National Defense Authorization Act for Fiscal Year
19 2012 (Public Law 112–81; 125 Stat. 1490)).

20 (b) EXTENSION OF LIMITATIONS.—If the Secretary
21 determines pursuant to the review under subsection (a)
22 that the guidance on personal conflicts of interest should
23 be extended, the Secretary shall revise the Defense Sup-
24 plement to the Federal Acquisition Regulation to the ex-
25 tent necessary to achieve such extension.

1 (c) REPORT.—Not later than 180 days after the date
 2 of the enactment of this Act, the Secretary shall submit
 3 to the Committee on Armed Services of the Senate and
 4 the Committee on Armed Services of the House of Rep-
 5 resentatives a report setting forth the following:

6 (1) A summary of the review conducted under
 7 subsection (a).

8 (2) A summary description of any revisions of
 9 regulations carried out under subsection (b).

10 **SEC. 846. REPEAL OF SUNSET FOR CERTAIN PROTESTS OF**
 11 **TASK AND DELIVERY ORDER CONTRACTS.**

12 Section 2304e(e) of title 10, United States Code, is
 13 amended by striking paragraph (3).

14 **Subtitle D—Provisions Relating to**
 15 **Wartime Contracting**

16 **SEC. 861. RESPONSIBILITY WITHIN DEPARTMENT OF DE-**
 17 **FENSE FOR CONTRACT SUPPORT FOR OVER-**
 18 **SEAS CONTINGENCY OPERATIONS.**

19 (a) RESPONSIBILITY.—

20 (1) IN GENERAL.—Not later than one year
 21 after the date of the enactment of this Act, the Sec-
 22 retary of Defense shall prescribe in regulations the
 23 chain of authority and responsibility within the De-
 24 partment of Defense for policy, planning, and execu-

1 tion of contract support for overseas contingency op-
2 erations.

3 (2) ELEMENTS.—The regulations under para-
4 graph (1) shall, at a minimum—

5 (A) specify the officials, offices, and com-
6 ponents of the Department within the chain of
7 authority and responsibility described in para-
8 graph (1);

9 (B) identify for each official, office, and
10 component specified under subparagraph (A)—

11 (i) requirements for policy, planning,
12 and execution of contract support for over-
13 seas contingency operations, including, at a
14 minimum, requirements in connection
15 with—

16 (I) coordination of functions, au-
17 thorities, and responsibilities related
18 to operational contract support for
19 overseas contingency operations;

20 (II) assessments of total force
21 data in support of Department force
22 planning scenarios, including the ap-
23 propriateness of and necessity for the
24 use of contractors for identified func-
25 tions;

1 (III) determinations of capability
2 requirements for non-acquisition com-
3 munity operational contract support,
4 and identification of resources re-
5 quired for planning, training, and exe-
6 cution to meet such requirements;

7 (IV) determinations of policy re-
8 garding the use of contractors by
9 function, and identification of the
10 training exercises that will be required
11 for contract support (including an as-
12 sessment whether or not such exer-
13 cises will include contractors); and

14 (V) establishment of an inven-
15 tory, and identification of areas of
16 high risk and trade offs, for use of
17 contract support in overseas contin-
18 gency operations and for areas in
19 which members of the Armed Forces
20 will be used in such operations instead
21 of contract support; and

22 (ii) roles, authorities, responsibilities,
23 and lines of supervision for the achieve-
24 ment of the requirements identified under
25 clause (i), including the position within the

1 chain of authority and responsibility de-
2 scribed in paragraph (1) with responsibility
3 for reporting directly to the Secretary re-
4 garding policy, planning, and execution of
5 contract support for overseas contingency
6 operations; and

7 (C) ensure that the chain of authority and
8 responsibility described in paragraph (1) is ap-
9 propriately aligned with, and appropriately inte-
10 grated into, the structure of the Department
11 for the conduct of overseas contingency oper-
12 ations, including the military departments, the
13 Joint Staff, and the commanders of the unified
14 combatant commands.

15 (b) SECRETARY OF DEFENSE REPORT.—Not later
16 than one year after the date of the enactment of this Act,
17 the Secretary shall submit to the congressional defense
18 committees a report on the regulations prescribed under
19 subsection (a). The report shall set forth the following:

20 (1) The regulations.

21 (2) A comprehensive description of the require-
22 ments identified under clause (i) of subsection
23 (a)(2)(B), and a comprehensive description of the
24 manner in which the roles, authorities, responsibil-
25 ities, and lines of supervision under clause (ii) of

1 that subsection will further the achievement of such
2 requirements.

3 (3) A comprehensive description of the manner
4 in which the regulations will meet the requirements
5 in subsection (a)(2)(C).

6 (c) COMPTROLLER GENERAL REPORT.—Not later
7 than 18 months after the date of the enactment of this
8 Act, the Comptroller General of the United States shall
9 submit to the congressional defense committees a report
10 on the regulations prescribed under subsection (a). The
11 report shall set forth an assessment by the Comptroller
12 General of the extent to which the regulations will further
13 the achievement by the Department of Defense of efficient
14 and effective policy, planning, and execution of contract
15 support for overseas contingency operations.

16 **SEC. 862. ANNUAL REPORTS ON CONTRACT SUPPORT FOR**
17 **OVERSEAS CONTINGENCY OPERATIONS IN-**
18 **VOLVING COMBAT OPERATIONS.**

19 (a) IN GENERAL.—Not later than one year after the
20 commencement or designation of a contingency operation
21 outside the United States that includes combat operations,
22 and annually thereafter until the termination of the oper-
23 ation, the Secretary of Defense shall, except as provided
24 in subsection (b), submit to the congressional defense com-
25 mittees a report on contract support for the operation.

1 (b) EXCEPTION.—If the total annual amount of obli-
2 gations for contracts for support of a contingency oper-
3 ation otherwise described by subsection (a) do not exceed
4 \$250,000,000 in an annual reporting period otherwise cov-
5 ered by that subsection, no report shall be required on the
6 operation under that subsection for that annual reporting
7 period.

8 (c) ELEMENTS.—

9 (1) IN GENERAL.—Each report under sub-
10 section (a) regarding an operation shall set forth the
11 following:

12 (A) A description and assessment of the
13 policy, planning, management, and oversight of
14 the Department of Defense with respect to con-
15 tract support for the operation.

16 (B) With respect to contracts entered into
17 in connection with the operation:

18 (i) The total number of contracts en-
19 tered into as of the date of such report.

20 (ii) The total number of such con-
21 tracts that are active as of such date.

22 (iii) The total value of contracts en-
23 tered into as of such date.

24 (iv) The total value of such contracts
25 that are active as of such date.

1 (v) An identification of the extent to
2 which the contracts entered into as of such
3 date were entered into using competitive
4 procedures.

5 (vi) The total number of contractor
6 personnel working under contracts entered
7 into as of the end of each calendar quarter
8 during the one-year period ending on such
9 date.

10 (vii) The total number of contractor
11 personnel performing security functions
12 under contracts entered into as of the end
13 of each calendar quarter during the one-
14 year period ending on such date.

15 (viii) The total number of contractor
16 personnel killed or wounded under any
17 contracts entered into.

18 (C) The sources of information and data
19 used to prepare the portion of such report re-
20 quired by subparagraph (B).

21 (D) A description of any known limitations
22 of the information or data reported under sub-
23 paragraph (B), including known limitations in
24 methodology or data sources.

1 (E) Any plans for strengthening collection,
2 coordination, and sharing of information on
3 contracts entered into in connection with the
4 operation.

5 (2) ESTIMATES.—In determining the total
6 number of contractor personnel working under con-
7 tracts for purposes of paragraph (1)(B)(vi), the Sec-
8 retary may use estimates for any category of con-
9 tractor personnel for which the Secretary determines
10 it is not feasible to provide an actual count. Each re-
11 port under subsection (a) shall fully disclose the ex-
12 tent to which such an estimate is used in lieu of an
13 actual count.

14 (d) PROHIBITION ON PREPARATION BY CONTRACTOR
15 PERSONNEL.—A report under subsection (a) may not be
16 prepared by contractor personnel.

17 (e) USE OF EXISTING REPORTS FOR CERTAIN CON-
18 TINGENCY OPERATIONS.—The requirement to submit re-
19 ports under subsection (a) on a contingency operation in
20 Iraq or Afghanistan may be met by the submittal of the
21 reports required by section 863 of the National Defense
22 Authorization Act for Fiscal Year 2008 (10 U.S.C. 2302
23 note).

1 **SEC. 863. INCLUSION OF CONTRACT SUPPORT IN CERTAIN**
2 **REQUIREMENTS FOR DEPARTMENT OF DE-**
3 **FENSE PLANNING, JOINT PROFESSIONAL**
4 **MILITARY EDUCATION, AND MANAGEMENT**
5 **STRUCTURE.**

6 (a) **READINESS REPORTING SYSTEM.**—Section
7 117(c) of title 10, United States Code, is amended by add-
8 ing at the end the following new paragraph:

9 “(8) Measure, on an annual basis, the capa-
10 bility of operational contract support to support cur-
11 rent and anticipated wartime missions of the armed
12 forces.”.

13 (b) **CONTINGENCY PLANNING AND PREPAREDNESS**
14 **FUNCTIONS OF CJCS.**—Section 153(a)(3) of such title is
15 amended by adding at the end the following new subpara-
16 graph:

17 “(E) In coordination with the Under Secretary
18 of Defense for Acquisition, Technology, and Logis-
19 tics, the Secretaries of the military departments, the
20 heads of the Defense Agencies, and the commanders
21 of the combatant commands, determining the oper-
22 ational contract support requirements of the armed
23 forces and recommending the resources required to
24 improve and enhance operational contract support
25 for the armed forces and planning for such oper-
26 ational contract support.”.

1 (c) JOINT PROFESSIONAL MILITARY EDUCATION.—

2 (1) CONTINGENCY OPERATIONS AS MATTER
3 WITHIN COURSE OF JPME.—Section 2151(a) of such
4 title is amended by adding at the end the following
5 new paragraph:

6 “(6) Contingency operations.”.

7 (2) CURRICULUM FOR THREE-PHASE AP-
8 PROACH.—Section 2154 of such title is amended by
9 adding at the end the following new subsection:

10 “(c) CURRICULUM RELATING TO CONTINGENCY OP-
11 ERATIONS.—(1) The curriculum for each phase of joint
12 professional military education implemented under this
13 section shall include content appropriate for such phase
14 on the following:

15 “(A) Requirements definition.

16 “(B) Contingency program management.

17 “(C) Contingency contracting.

18 “(D) The strategic impact of contracting on
19 military missions.

20 “(2) In this subsection, the terms ‘requirements defi-
21 nition’, ‘contingency program management’, and ‘contin-
22 gency contracting’ have the meaning given those terms in
23 section 2333(f) of this title.”.

24 (d) MANAGEMENT STRUCTURE.—Section 2330(c)(2)
25 of such title is amended by striking “other than services”

1 and all that follows and inserting “including services in
2 support of contingency operations. The term does not in-
3 clude services relating to research and development or
4 military construction.”.

5 **SEC. 864. RISK ASSESSMENT AND MITIGATION FOR CON-**
6 **TRACTOR PERFORMANCE OF CRITICAL**
7 **FUNCTIONS IN SUPPORT OF OVERSEAS CON-**
8 **TINGENCY OPERATIONS.**

9 (a) **COMPREHENSIVE RISK ASSESSMENT AND MITI-**
10 **GATION PLAN REQUIRED.—**

11 (1) **IN GENERAL.—**Subject to paragraphs (2)
12 and (3), not later than six months after the com-
13 mencement or designation of an overseas contin-
14 gency operation that includes or is expected to in-
15 clude combat operations, the Secretary of Defense
16 shall perform a comprehensive risk assessment and
17 develop a risk mitigation plan for operational and
18 political risks associated with contractor perform-
19 ance of critical functions in support of the operation.

20 (2) **EXCEPTIONS.—**Except as provided in para-
21 graph (3), a risk assessment and risk mitigation
22 plan shall not be required under paragraph (1) for
23 an overseas contingency operation if both—

24 (A) the operation is not expected to con-
25 tinue for more than one year; and

1 (B) the total annual amount of obligations
2 for contracts for support of the operation is not
3 expected to exceed, \$250,000,000 in any fiscal
4 year.

5 (3) TERMINATION OF EXCEPTIONS.—Notwith-
6 standing paragraph (2), the Secretary shall perform
7 a risk assessment and develop a risk mitigation plan
8 under paragraph (1) for an overseas contingency op-
9 eration with regard to which a risk assessment and
10 risk mitigation plan has not previously been per-
11 formed under paragraph (1) not later than 60 days
12 after the first date on which either of the following
13 occurs:

14 (A) The operation has continued for more
15 than one year.

16 (B) The total amount of obligations for
17 contracts for support of the operation has ex-
18 ceeded \$250,000,000 in a fiscal year.

19 (b) COMPREHENSIVE RISK ASSESSMENTS.—A com-
20 prehensive risk assessment for an overseas contingency op-
21 eration under subsection (a) shall consider, at a minimum,
22 risks relating to the following:

23 (1) The goals and objectives of the operation
24 (such as risks from behavior that injures innocent

1 members of the local population or outrages their
2 sensibilities).

3 (2) The continuity of the operation (such as
4 risks from contractors walking off the job or being
5 unable to perform when there is no timely back-up
6 available).

7 (3) The safety of military and civilian personnel
8 of the United States if the presence or performance
9 of contractor personnel creates unsafe conditions or
10 invites attack.

11 (4) The managerial control of the Government
12 over the operation (such as risks from over-reliance
13 on contractors to monitor other contractors with in-
14 adequate means for Government personnel to mon-
15 itor their work).

16 (5) The critical organic or core capabilities of
17 the Government, including critical knowledge or in-
18 stitutional memory of key operations areas and sub-
19 ject-matter expertise.

20 (6) The ability of the Government to control
21 costs, avoid organizational or personal conflicts of
22 interest, and minimize waste, fraud, and abuse.

23 (c) RISK MITIGATION PLANS.—A risk mitigation
24 plan for an overseas contingency operation under sub-
25 section (a) shall include, at a minimum, the following:

1 (1) For each high risk area identified in the
2 comprehensive risk assessment for the operation per-
3 formed under subsection (a)—

4 (A) specific actions to mitigate or reduce
5 such risk, including, but not limited to, the de-
6 velopment of alternative capabilities to reduce
7 reliance on contractor performance of critical
8 functions;

9 (B) measurable milestones for the imple-
10 mentation of planned risk mitigation or risk re-
11 duction measures; and

12 (C) a process for monitoring, measuring,
13 and documenting progress in mitigating or re-
14 ducing risk.

15 (2) A continuing process for identifying and ad-
16 dressing new and changed risks arising in the course
17 of the operation, including the periodic reassessment
18 of risks and the development of appropriate risk
19 mitigation or reduction plans for any new or
20 changed high risk area identified.

21 (d) REPORTS TO CONGRESS.—

22 (1) IN GENERAL.—Not later than 30 days after
23 the completion of a comprehensive risk assessment
24 and risk mitigation plan under subsection (a), the
25 Secretary shall submit to the congressional defense

1 committees a report setting forth a summary de-
2 scription of the assessment and plan, including a de-
3 scription of the risks identified through the assess-
4 ment and the actions to be taken to address such
5 risks.

6 (2) FORM.—Each report shall be submitted in
7 unclassified form, but may include a classified
8 annex.

9 (e) CRITICAL FUNCTIONS.—For purposes of this sec-
10 tion, critical functions include, at a minimum, the fol-
11 lowing:

12 (1) Private security functions, as that term is
13 defined in section 864(a)(5) of the National Defense
14 Authorization Act for Fiscal Year 2008 (10 U.S.C.
15 2302 note).

16 (2) Training and advising government per-
17 sonnel, including military and security personnel, of
18 a host nation.

19 (3) Conducting intelligence or information oper-
20 ations.

21 (4) Any other functions that are closely associ-
22 ated with inherently governmental functions, includ-
23 ing the functions set forth in section 7.503(d) of the
24 Federal Acquisition Regulation.

1 **SEC. 865. EXTENSION AND MODIFICATION OF REPORTS ON**
2 **CONTRACTING IN IRAQ AND AFGHANISTAN.**

3 (a) TWO-YEAR EXTENSION OF REQUIREMENT FOR
4 JOINT REPORT.—Subsection (a)(5) of section 863 of the
5 National Defense Authorization Act for Fiscal Year 2008
6 (10 U.S.C. 2302 note) is amended by striking “February
7 1, 2013” and inserting “February 1, 2015”.

8 (b) REPEAL OF COMPTROLLER GENERAL REVIEW.—
9 Such section is further amended by striking subsection
10 (b).

11 (c) CONFORMING AMENDMENTS.—

12 (1) IN GENERAL.—Such section is further
13 amended—

14 (A) by striking “JOINT REPORT RE-
15 QUIRED.—” and all that follows through “para-
16 graph (6)” and inserting “IN GENERAL.—Ex-
17 cept as provided in subsection (f)”;

18 (B) by striking “this subsection” each
19 place it appears and inserting “this section”;

20 (C) by redesignating paragraphs (2)
21 through (7) as subsections (b) through (g), re-
22 spectively, and indenting the left margins of
23 such subsections, as so redesignated, two ems
24 from the left margin;

25 (D) in subsection (b), as redesignated by
26 subparagraph (C) of this paragraph, by redesignig-

1 nating subparagraphs (A) through (H) as para-
2 graphs (1) through (8), respectively, and in-
3 denting the left margin of such paragraphs, as
4 so redesignated, four ems from the left margin;

5 (E) in subsection (e), as redesignated by
6 subparagraph (C) of this paragraph—

7 (i) by redesignating subparagraphs
8 (A) through (C) as paragraphs (1) through
9 (3), respectively, and indenting the left
10 margin of such paragraphs, as so redesi-
11 gnated, four ems from the left margin; and

12 (ii) by striking “paragraph (2)” each
13 place it appears and inserting “subsection
14 (b)”;

15 (F) in subsection (f), as redesignated by
16 subparagraph (C) of this paragraph, by striking
17 “this paragraph” and inserting “this sub-
18 section”; and

19 (G) in subsection (g), as so redesignated,
20 by striking “paragraph (2)(F)” and inserting
21 “subsection (b)(6)”.

22 (2) **HEADING AMENDMENT.**—The heading of
23 such section is amended by striking “**AND COMP-**
24 **TROLLER GENERAL REVIEW**”.

1 **SEC. 866. EXTENSION OF TEMPORARY AUTHORITY TO AC-**
2 **QUIRE PRODUCTS AND SERVICES IN COUN-**
3 **TRIES ALONG A MAJOR ROUTE OF SUPPLY**
4 **TO AFGHANISTAN.**

5 (a) **EXTENSION.**—Subsection (f) of section 801 of the
6 National Defense Authorization Act for Fiscal Year 2010
7 (Public Law 111–84; 123 Stat. 2399) is amended by strik-
8 ing “on or after the date occurring three years after the
9 date of the enactment of this Act” and inserting “after
10 December 31, 2014”.

11 (b) **REPEAL OF EXPIRED REPORTING REQUIRE-**
12 **MENT.**—Subsection (g) of such section is repealed.

13 (c) **CLERICAL AMENDMENT.**—The heading of such
14 section is amended by striking “; **REPORT**”.

15 **SEC. 867. COMPLIANCE WITH BERRY AMENDMENT RE-**
16 **QUIRED FOR UNIFORM COMPONENTS SUP-**
17 **PLIED TO AFGHANISTAN MILITARY OR AF-**
18 **GHANISTAN NATIONAL POLICE.**

19 (a) **REQUIREMENT.**—In the case of any textile com-
20 ponents supplied by the Department of Defense to the Af-
21 ghanistan National Army or the Afghanistan National Po-
22 lice for purposes of production of uniforms, section 2533a
23 of title 10, United States Code, shall apply, and no excep-
24 tions or exemptions under that section shall apply.

25 (b) **EFFECTIVE DATE.**—This section shall apply to
26 solicitations issued and contracts awarded for the procure-

1 ment of textile components described in subsection (a)
2 after the date of the enactment of this Act.

3 **SEC. 868. SENSE OF SENATE ON THE CONTRIBUTIONS OF**
4 **LATVIA AND OTHER NORTH ATLANTIC TREA-**
5 **TY ORGANIZATION MEMBER NATIONS TO THE**
6 **SUCCESS OF THE NORTHERN DISTRIBUTION**
7 **NETWORK.**

8 (a) FINDINGS.—The Senate makes the following
9 findings:

10 (1) The remote and austere environments in
11 which United States troops are required to operate
12 as part of the International Security Assistance
13 Force (ISAF) mission in Afghanistan have increased
14 the need for reliable lines of supply in southwest
15 Asia.

16 (2) The country of Afghanistan presents unique
17 logistics challenges, which have precipitated the de-
18 velopment of several redundant lines of supply.

19 (3) United States Transportation Command
20 and the Defense Logistics Agency (DLA), in con-
21 sultation with United States Embassy officials and
22 other parties, have successfully established memo-
23 randa of understanding and other agreements with
24 nations in and around southwest Asia to ensure the
25 reliability of lines of supply to Afghanistan.

1 (4) The lines of supply through Pakistan have
2 been repeatedly threatened by instability in that
3 country. Airlifting goods to Afghanistan, while safer,
4 is expensive.

5 (5) The Northern Distribution Network (NDN)
6 was established in late 2008 to ensure that a safe
7 and cost-effective line of supply is available for
8 United States troops in Afghanistan.

9 (6) The two prongs of supply provided by the
10 Northern Distribution Network ship nonlethal goods
11 from the Baltic ports in the north and the
12 Caucasus in the west to southwest Asia and Af-
13 ghanistan.

14 (7) The Northern Distribution Network has
15 been successful and now handles more than 50 per-
16 cent of cargo shipped to Afghanistan.

17 (8) North Atlantic Treaty Organization
18 (NATO) member nations along the Northern Dis-
19 tribution Network routes have contributed signifi-
20 cantly to the success of the Northern Distribution
21 Network.

22 (9) The United States has strong economic ties
23 to Northern Distribution Network nations that are
24 members of the North Atlantic Treaty Organization,
25 and these nations may be able to provide quality

1 goods and services for near and long-term use by the
2 Department of Defense.

3 (10) Since 2009 the port of Riga, on the Baltic
4 Sea, has been a critical overland entry point for
5 goods being shipped using the Northern Distribution
6 Network. Latvia is a member of the North Atlantic
7 Treaty Organization and has been an ally of the
8 United States in the region for many years.

9 (11) In September 2010, the Defense Logistics
10 Agency, the General Services Administration, and
11 other parties hosted a local procurement conference
12 in Riga, Latvia.

13 (12) One hundred nine Latvian vendors at-
14 tended the September 2010 conference in Riga, and
15 contracts with Latvian vendors have been entered
16 into as a result.

17 (13) In May 2012, Latvia hosted an inter-
18 national workshop in Riga to examine ways of trans-
19 forming the Northern Distribution Network from a
20 route for the delivery of United States and other Al-
21 lies' non-lethal goods to Afghanistan into a commer-
22 cial route that would support the economic growth
23 of Afghanistan and the southwest Asia region.

24 (b) SENSE OF SENATE.—It is the sense of the Senate
25 that—

1 (1) Latvia and other North Atlantic Treaty Or-
2 ganization member nations along the Northern Dis-
3 tribution Network routes are key economic and secu-
4 rity partners of the United States and are to be
5 commended for their contribution to ensuring United
6 States and International Security Assistance Force
7 troops have reliable lines of supply to achieve the
8 mission in Afghanistan;

9 (2) when quality products at competitive prices
10 are available, significant effort should be made to
11 procure goods locally from Latvia and other North
12 Atlantic Treaty Organization member nations along
13 the Northern Distribution Network routes; and

14 (3) Latvia and other North Atlantic Treaty Or-
15 ganization member nations along the Northern Dis-
16 tribution Network routes remain allies of the United
17 States in the region, and a mutually beneficial rela-
18 tionship should continue to be cultivated between the
19 United States and Latvia and such other nations in
20 the future.

1 **Subtitle E—Other Matters**

2 **SEC. 881. REQUIREMENTS AND LIMITATIONS FOR SUSPEN-** 3 **SION AND DEBARMENT OFFICIALS OF THE** 4 **DEPARTMENT OF DEFENSE.**

5 (a) IN GENERAL.—Not later than 180 days after the
6 date of the enactment of this Act, the Secretary of Defense
7 shall ensure the following:

8 (1) There shall be not less than one suspension
9 and debarment official each for the Department of
10 the Army, the Department of the Navy, the Depart-
11 ment of the Air Force, and the Defense Logistics
12 Agency.

13 (2) A suspension and debarment official under
14 paragraph (1) may not report to or be subject to the
15 supervision of the acquisition office or the Inspector
16 General of either the Department of Defense or the
17 military department or Defense Agency concerned.

18 (3) The duties of a suspension and debarment
19 official under paragraph (1) may include only the
20 following:

21 (A) The direction, management, and over-
22 sight of suspension and debarment activities.

23 (B) The direction, management, and over-
24 sight of fraud remedies activities.

1 (C) Membership and participation in the
2 Interagency Committee on Debarment and Sus-
3 pension in accordance with Executive Order No.
4 12549 and section 873 of the Duncan Hunter
5 National Defense Authorization Act for Fiscal
6 Year 2009 (as amended by this section).

7 (4) Each suspension and debarment official
8 under paragraph (1) shall have a staff and resources
9 adequate for the discharge of the suspension and de-
10 barment responsibilities of such official.

11 (5) Each suspension and debarment official
12 under paragraph (1) shall document the basis for
13 any final decision taken pursuant to a formal refer-
14 ral in accordance with the policies established under
15 paragraph (6), including, but not limited to, the fol-
16 lowing:

17 (A) Any final decision to suspend or debar
18 any person or entity.

19 (B) Any final decision not to suspend or
20 debar any person or entity.

21 (C) Any final decision declining to pursue
22 suspension or debarment of any person or enti-
23 ty.

1 (D) Any administrative agreement entered
2 with any person or persons in lieu of suspension
3 or debarment of such person or entity.

4 (6) Each suspension and debarment official
5 under paragraph (1) shall, in consultation with the
6 General Counsel of the Department of Defense, es-
7 tablish in writing policies for the consideration of the
8 following:

9 (A) Formal referrals of suspension and de-
10 barment matters.

11 (B) Suspension and debarment matters
12 that are not formally referred.

13 (b) DUTIES OF INTERAGENCY COMMITTEE ON DE-
14 BARMENT AND SUSPENSION.—Section 873 of the Duncan
15 Hunter National Defense Authorization Act for Fiscal
16 Year 2009 (31 U.S.C. 6101 note) is amended—

17 (1) in subsection (a)—

18 (A) in paragraph (1), by inserting “, in-
19 cluding with respect to contracts in connection
20 with contingency operations” before the semi-
21 colon; and

22 (B) in paragraph (7)—

23 (i) in subparagraph (B), by striking
24 “and” at the end;

1 (ii) in subparagraph (C), by striking
2 the period at the end and inserting “;
3 and”; and

4 (iii) by adding at the end the fol-
5 lowing new subparagraph:

6 “(D) a summary of suspensions,
7 debarments, and administrative agreements
8 during the previous year.”; and

9 (2) by striking subsection (b) and inserting the
10 following new subsections:

11 “(b) DATE OF SUBMITTAL OF ANNUAL REPORTS.—
12 The annual report required by subsection (a)(7) shall be
13 submitted not later than 120 days after the end of the
14 first fiscal year ending after the date of the enactment
15 of the National Defense Authorization Act for Fiscal Year
16 2013, and annually thereafter.

17 “(c) DEFINITIONS.—In this section:

18 “(1) The term ‘contingency operation’ has the
19 meaning given that term in section 101(a)(13) of
20 title 10, United States Code.

21 “(2) The term ‘Interagency Committee on De-
22 barment and Suspension’ means the committee con-
23 stituted under sections 4 and 5 of Executive Order
24 No. 12549.”.

1 (c) ADDITIONAL BASES FOR SUSPENSION OR DEBAR-
2 MENT.—

3 (1) IN GENERAL.—Not later than 180 days
4 after the date of the enactment of this Act, the Sec-
5 retary of Defense shall revise the Department of De-
6 fense supplement to the Federal Acquisition Regula-
7 tion to provide for the automatic referral of a person
8 described in paragraph (2) to the appropriate sus-
9 pension and debarment official for a determination
10 whether or not the person should be suspended or
11 debarred.

12 (2) COVERED PERSONS.—A person described in
13 this paragraph is any person as follows:

14 (A) A person who has been charged with
15 a Federal criminal offense relating to the award
16 or performance of a Department of Defense
17 contract.

18 (B) A person who has been alleged, in a
19 civil or criminal proceeding brought by the
20 United States, to have engaged in fraudulent
21 actions in connection with the award or per-
22 formance of a Department of Defense contract.

23 (C) A person who has been determined by
24 the head of a contracting agency of the Depart-
25 ment of Defense to have failed to pay or refund

1 amounts due or owed to the Federal Govern-
2 ment in connection with the performance of a
3 Department of Defense contract.

4 **SEC. 882. UNIFORM CONTRACT WRITING SYSTEM REQUIRE-**
5 **MENTS FOR THE DEPARTMENT OF DEFENSE.**

6 (a) UNIFORM STANDARDS AND CONTROLS RE-
7 QUIRED.—Not later than 180 days after the date of the
8 enactment of this Act, the Secretary of Defense shall—

9 (1) establish uniform data standards, internal
10 control requirements, independent verification and
11 validation requirements, and business process rules
12 for processing Department of Defense procurement
13 requests, contracts, receipts, and invoices;

14 (2) establish and maintain one or more ap-
15 proved electronic contract writing systems that con-
16 form with the standards, requirements, and rules es-
17 tablished pursuant to paragraph (1); and

18 (3) require the use of electronic contract writ-
19 ing systems approved in accordance with paragraph
20 (2) for all contracts entered into by the Department.

21 (b) PHASE-IN OF IMPLEMENTATION OF REQUIRE-
22 MENT FOR APPROVED SYSTEMS.—The Secretary may
23 phase in the implementation of the requirement to use ap-
24 proved electronic contract writing systems in accordance

1 with subsection (a)(3) over a period of up to five years
2 beginning with the date of the enactment of this Act.

3 (c) REPORT.—Not later than 180 days after the date
4 of the enactment of this Act, the Secretary shall submit
5 to the congressional defense committees a report on the
6 implementation of the requirements of this section. The
7 report shall, at a minimum—

8 (1) describe the standards, requirements, and
9 rules established pursuant to subsection (a)(1);

10 (2) identify the electronic contract writing sys-
11 tems approved pursuant to subsection (a)(2) and, if
12 multiple systems are approved, explain why the use
13 of such multiple systems is the most efficient and ef-
14 fective approach to meet the contract writing needs
15 of the Department; and

16 (3) provide the schedule for phasing in the use
17 of approved electronic contract writing systems in
18 accordance with subsections (a)(3) and (b).

19 **SEC. 883. COMPTROLLER GENERAL OF THE UNITED**
20 **STATES REVIEW OF USE BY THE DEPART-**
21 **MENT OF DEFENSE OF URGENT AND COM-**
22 **PELLING EXCEPTION TO COMPETITION.**

23 (a) REVIEW REQUIRED.—The Comptroller General
24 of the United States shall review the use by the Depart-
25 ment of Defense of the unusual and compelling urgency

1 exception to full and open competition provided in section
2 2304(c)(2) of title 10, United States Code.

3 (b) MATTERS TO BE REVIEWED.—The review of the
4 use of the unusual and compelling urgency exception re-
5 quired by subsection (a) shall include a review of the fol-
6 lowing:

7 (1) The pattern of use of the exception by ac-
8 quisition organizations within the Department in
9 order to determine which organizations are com-
10 monly using the exception and the frequency of such
11 use.

12 (2) The range of items or services being ac-
13 quired through the use of the exception.

14 (3) The process for reviewing and approving
15 justifications involving the exception.

16 (4) Whether the justifications for use of the ex-
17 ception typically meet the relevant requirements of
18 the Federal Acquisition Regulation applicable to the
19 use of the exception.

20 (5) The extent to which the exception is used
21 to solicit bids or proposals from only one source and
22 the extent to which such sole-source procurements
23 are appropriately documented and justified.

24 (6) The compliance of the Department with the
25 requirements of section 2304(d)(3) of title 10,

1 United States Code, that limit the duration of con-
2 tracts awarded pursuant to the exception and re-
3 quire approval for any such contract in excess of one
4 year.

5 (c) REPORT.—Not later than one year after the date
6 of the enactment of this Act, the Comptroller General shall
7 submit to the Committees on Armed Services of the Sen-
8 ate and the House of Representatives a report on the re-
9 view required by subsection (a), including a discussion of
10 each of the matters specified in subsection (b). The report
11 shall include any recommendations relating to the matters
12 reviewed that the Comptroller General considers appro-
13 priate.

14 **SEC. 884. AUTHORITY TO PROVIDE FEE-FOR-SERVICE IN-**
15 **SPECTION AND TESTING BY DEFENSE CON-**
16 **TRACT MANAGEMENT AGENCY FOR CERTAIN**
17 **CRITICAL EQUIPMENT IN THE ABSENCE OF A**
18 **PROCUREMENT CONTRACT.**

19 (a) AUTHORITY.—Section 2539b of title 10, United
20 States Code, is amended—

21 (1) in subsection (a)—

22 (A) in paragraph (3), by striking “and” at
23 the end;

24 (B) in paragraph (4), by striking the pe-
25 riod at the end and inserting “; and”; and

1 (C) by adding at the end the following new
2 paragraph:

3 “(5) make available to any person or entity, in
4 advance of the award of a procurement contract,
5 through contracts or other appropriate arrangements
6 and subject to subsection (c), the services of the De-
7 fense Contract Management Agency for testing and
8 inspection of items when such testing and inspection
9 is determined by such Secretary to be critical to a
10 specific program of the Department of Defense.”;

11 (2) by redesignating subsections (c) and (d) as
12 subsections (d) and (e), respectively; and

13 (3) by inserting after subsection (b) the fol-
14 lowing new subsection (c):

15 “(c) DCMA SERVICES.—Services of the Defense
16 Contract Management Agency may be made available
17 under subsection (a)(5) only if the contract or other ar-
18 rangement for those services—

19 “(1) holds the United States harmless if the
20 items covered by the contract or other arrangement
21 (whether or not tested and inspected under the con-
22 tract or other arrangement) are not subsequently or-
23 dered by or delivered to the United States under a
24 procurement contract entered into after the contract
25 or other arrangement is entered into; and

1 “(2) holds the United States harmless against
2 any claim arising out of the inspection and testing,
3 or the use in any commercial application, of the
4 equipment tested and inspected by the Defense Con-
5 tract Management Agency under the contract or
6 other arrangement.”.

7 (b) FEES.—Subsection (d) of such section, as redes-
8 igned by subsection (a)(2) of this section, is amended—

9 (1) in the first sentence, by striking “and
10 (a)(4)” and inserting “, (a)(4), and (a)(5)”; and

11 (2) in the second sentence—

12 (A) by inserting “, travel, and other inci-
13 dental overhead expenses” after “salaries”; and

14 (B) by inserting “or inspection” before the
15 period at the end.

16 (c) USE OF FEES.—Subsection (e) of such section,
17 as so redesignated, is amended by striking “and (a)(4)”
18 and inserting “, (a)(4), and (a)(5)”.

19 **SEC. 885. DISESTABLISHMENT OF DEFENSE MATERIEL**
20 **READINESS BOARD.**

21 (a) DISESTABLISHMENT OF BOARD.—The Defense
22 Materiel Readiness Board established pursuant to section
23 871 of the National Defense Authorization Act for Fiscal
24 Year 2008 (Public Law 110–181; 10 U.S.C. 117 note) is
25 hereby disestablished.

1 (b) TERMINATION OF STRATEGIC READINESS
2 FUND.—The Department of Defense Strategic Readiness
3 Fund established by section 872(d) of the National De-
4 fense Authorization Act for Fiscal Year 2008 (10 U.S.C.
5 117 note) is hereby closed.

6 (c) REPEAL.—Subtitle G of title VIII of the National
7 Defense Authorization Act for Fiscal Year 2008 (10
8 U.S.C. 117 note) is repealed.

9 **SEC. 886. MODIFICATION OF PERIOD OF WAIT FOLLOWING**
10 **NOTICE TO CONGRESS OF INTENT TO CON-**
11 **TRACT FOR LEASES OF CERTAIN VESSELS**
12 **AND VEHICLES.**

13 Section 2401(h)(2) of title 10, United States Code,
14 is amended by striking “of continuous session of Con-
15 gress”.

16 **SEC. 887. EXTENSION OF OTHER TRANSACTION AUTHOR-**
17 **ITY.**

18 Section 845(i) of the National Defense Authorization
19 Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amend-
20 ed by striking “September 30, 2013” and inserting “Sep-
21 tember 30, 2018”.

1 **TITLE IX—DEPARTMENT OF DE-**
2 **FENSE ORGANIZATION AND**
3 **MANAGEMENT**

4 **Subtitle A—Department of Defense**
5 **Management**

6 **SEC. 901. DEFINITION AND REPORT ON TERMS “PREPARA-**
7 **TION OF THE ENVIRONMENT” AND “OPER-**
8 **ATIONAL PREPARATION OF THE ENVIRON-**
9 **MENT” FOR JOINT DOCTRINE PURPOSES.**

10 (a) DEFINITIONS REQUIRED.—Not later than 90
11 days after the date of the enactment of this Act, the Sec-
12 retary of Defense shall define for purposes of joint doc-
13 trine the following terms:

14 (1) The term “preparation of the environment”.

15 (2) The term “operational preparation of the
16 environment”.

17 (b) REPORT REQUIRED.—Not later than 180 days
18 after the date of the enactment of this Act, the Secretary
19 shall submit to the Committees on Armed Services of the
20 Senate and the House of Representatives a report on the
21 terms defined under subsection (a). The report shall in-
22 clude the following:

23 (1) The definition of the term “preparation of
24 the environment” pursuant to subsection (a).

1 (2) Examples of activities meeting the definition
2 of the term “preparation of the environment” by
3 special operations forces and general purpose forces.

4 (3) The definition of the term “operational
5 preparation of the environment” pursuant to sub-
6 section (a).

7 (4) Examples of activities meeting the definition
8 of the term “operational preparation of the environ-
9 ment” by special operations forces and general pur-
10 pose forces.

11 (5) An assessment of the appropriate roles of
12 special operations forces and general purpose forces
13 in conducting activities meeting the definition of the
14 term “preparation of the environment” and the defi-
15 nition of the term “operational preparation of the
16 environment”.

17 **SEC. 902. EXPANSION OF DUTIES AND RESPONSIBILITIES**
18 **OF THE NUCLEAR WEAPONS COUNCIL.**

19 (a) GUIDANCE ON NUCLEAR COMMAND, CONTROL,
20 AND COMMUNICATIONS SYSTEMS.—Subsection (d) of sec-
21 tion 179 of title 10, United States Code, is amended—

22 (1) by redesignating paragraph (10) as para-
23 graph (11); and

24 (2) by inserting after paragraph (9) the fol-
25 lowing new paragraph (10):

1 “(10) Providing programmatic guidance on nu-
2 clear command, control and communications sys-
3 tems.”.

4 (b) BUDGET AND FUNDING MATTERS.—Such section
5 is further amended—

6 (1) by redesignating subsection (f) as sub-
7 section (g); and

8 (2) by inserting after subsection (e) the fol-
9 lowing new subsection (f):

10 “(f) BUDGET AND FUNDING MATTERS.—(1) The
11 Council shall submit to Congress each year, at the same
12 time the budget of the President for the fiscal year begin-
13 ning in such year is submitted to Congress pursuant to
14 section 1105(a) of title 31, a certification whether or not
15 the amounts requested for the National Nuclear Security
16 Administration in such budget, and anticipated over the
17 four fiscal years following such budget, meets nuclear
18 stockpile and stockpile stewardship program requirements
19 for such fiscal year and over such four fiscal years. If a
20 member of the Council does not concur in a certification,
21 the certification shall include the reasons for the member’s
22 non-concurrence.

23 “(2) If a House of Congress adopts a bill authorizing
24 or appropriating funds for the National Nuclear Security
25 Administration for nuclear stockpile and stockpile stew-

1 ardsnip program activities or other activities that, as de-
2 termined by the Council, provides insufficient funds for
3 such activities for the period covered by such bill, the
4 Council shall notify the congressional defense committees
5 of the determination.”.

6 **Subtitle B—Space Activities**

7 **SEC. 911. OPERATIONALLY RESPONSIVE SPACE PROGRAM**

8 **OFFICE.**

9 (a) IN GENERAL.—Subsection (a) of section 2273a
10 of title 10, United States Code, is amended to read as
11 follows:

12 “(a) IN GENERAL.—There is within the Air Force
13 Space and Missile Systems Center of the Department of
14 Defense an office known as the Operationally Responsive
15 Space Program Office (in this section referred to as the
16 ‘Office’). The facilities of the Office may not be co-located
17 with the headquarters facilities of the Air Force Space and
18 Missile Systems Center.”.

19 (b) HEAD OF OFFICE.—Subsection (b) of such sec-
20 tion is amended by striking “shall be—” and all that fol-
21 lows and inserting “the designee of the Department of De-
22 fense Executive Agent for Space. The head of the Office
23 shall report to the Commander of the Air Force Space
24 and Missile Systems Center.”.

1 (c) MISSION.—Subsection (c)(1) of such section is
2 amended by striking “spacelift” and inserting “launch”.

3 (d) SENIOR ACQUISITION EXECUTIVE.—Paragraph
4 (1) of subsection (e) of such section is amended to read
5 as follows:

6 “(1) The Program Executive Officer (PEO) for
7 Space shall be the Acquisition Executive of the Of-
8 fice and shall provide streamlined acquisition au-
9 thorities for projects of the Office.”.

10 (e) EXECUTIVE COMMITTEE.—Such section is fur-
11 ther amended by adding at the end the following new sub-
12 section:

13 “(g) EXECUTIVE COMMITTEE.—(1) The Secretary of
14 Defense shall establish for the Office an Executive Com-
15 mittee (to be known as the ‘Operationally Responsive
16 Space Executive Committee’) to provide coordination,
17 oversight, and approval of projects of the Office.

18 “(2) The Executive Committee shall consist of the of-
19 ficials (and their duties) as follows:

20 “(A) The Department of Defense Executive
21 Agent for Space, who shall serve as Chair of the Ex-
22 ecutive Committee and provide oversight,
23 prioritization, coordination, and resources for the
24 Office.

1 “(B) The Under Secretary of Defense for Ac-
2 quisition, Technology, and Logistics, who shall pro-
3 vide coordination and oversight of the Office and
4 recommend funding sources for programs of the Of-
5 fice that exceed the approved program baseline.

6 “(C) The Commander of the United States
7 Strategic Command, who shall validate requirements
8 for systems to be acquired by the Office and partici-
9 pate in approval of any acquisition program initiated
10 by the Office.

11 “(D) The Commander of the Air Force Space
12 Command, who shall organize, train, and equip
13 forces to support the acquisition programs of the Of-
14 fice.

15 “(E) Such other officials (and their duties) as
16 the Secretary of Defense considers appropriate.”.

17 (f) TRANSFER OF FISCAL YEAR 2012 FUNDS.—

18 (1) IN GENERAL.—To the extent provided in
19 appropriations Acts, the Secretary of the Air Force
20 may transfer from the funds described in paragraph
21 (2), \$60,000,000 to other, higher priority programs
22 of the Air Force.

23 (2) COVERED FUNDS.—The funds described in
24 this paragraph are amounts authorized to be appro-
25 priated for fiscal year 2012 by section 201 of the

1 National Defense Authorization Act for Fiscal Year
2 2012 (Public Law 112–81; 125 Stat. 1329) and
3 available for Research, Development, Test, and
4 Evaluation, Air Force, for the Weather Satellite Fol-
5 low On Program as specified in the funding table in
6 section 4201 of that Act.

7 (3) EFFECT ON AUTHORIZATION AMOUNTS.—A
8 transfer made from one account to another under
9 the authority of this subsection shall be deemed to
10 increase the amount authorized for the account to
11 which the amount is transferred by an amount equal
12 to the amount transferred.

13 (4) CONSTRUCTION OF AUTHORITY.—The
14 transfer authority in this subsection is in addition to
15 any other transfer authority provided in this Act.

16 (5) PROGRAM PLAN.—Not later than December
17 31, 2012, the Secretary shall submit to the congres-
18 sional defense committees a report setting forth a
19 program plan for higher priority programs described
20 in paragraph (1).

21 **SEC. 912. COMMERCIAL SPACE LAUNCH COOPERATION.**

22 (a) IN GENERAL.—Chapter 135 of title 10, United
23 States Code, is amended by adding at the end the fol-
24 lowing new section:

1 **“§ 2275. Commercial space launch cooperation**

2 “(a) AUTHORITY.—The Secretary of Defense may, to
3 assist the Secretary of Transportation in carrying out re-
4 sponsibilities set forth in title 51 with respect to private
5 sector involvement in commercial space activities and pub-
6 lic-private partnerships pertaining to space transportation
7 infrastructure, take the following actions:

8 “(1) Maximize the use by the private sector in
9 the United States of the capacity of the space trans-
10 portation infrastructure of the Department of De-
11 fense.

12 “(2) Maximize the effectiveness and efficiency
13 of the space transportation infrastructure of the De-
14 partment.

15 “(3) Reduce the cost of services provided by the
16 Department related to space transportation infra-
17 structure at launch support facilities and space re-
18 covery support facilities.

19 “(4) Encourage commercial space activities by
20 enabling investment by covered entities in the space
21 transportation infrastructure of the Department.

22 “(5) Foster cooperation between the Depart-
23 ment and covered entities.

24 “(b) AUTHORITY FOR CONTRACTS AND OTHER
25 AGREEMENTS RELATING TO SPACE TRANSPORTATION IN-
26 FRASTRUCTURE.—The Secretary of Defense—

1 “(1) may enter into a contract or other agree-
2 ment with a covered entity to provide to the covered
3 entity support and services related to the space
4 transportation infrastructure of the Department of
5 Defense; and

6 “(2) upon the request of that covered entity,
7 may include such support and services in the space
8 launch and reentry range support requirements of
9 the Department if—

10 “(A) the Secretary determines that the in-
11 clusion of such support and services in such re-
12 quirements—

13 “(i) is in the best interest of the Fed-
14 eral Government;

15 “(ii) does not interfere with the re-
16 quirements of the Department; and

17 “(iii) does not compete with the com-
18 mercial space activities of other covered en-
19 tities, unless that competition is in the na-
20 tional security interests of the United
21 States; and

22 “(B) any commercial requirement included
23 in that contract or other agreement has full
24 non-Federal funding before the execution of the
25 contract or other agreement.

1 “(c) CONTRIBUTIONS.—(1) The Secretary of Defense
2 may enter into contracts or other agreements with covered
3 entities on a cooperative and voluntary basis to accept con-
4 tributions of funds, services, and equipment to carry out
5 this section.

6 “(2) Any funds, services, or equipment accepted by
7 the Secretary under this subsection—

8 “(A) may be used only for the objectives speci-
9 fied in this section in accordance with terms of use
10 set forth in the contract or other agreement entered
11 into under this subsection; and

12 “(B) shall be managed by the Secretary in ac-
13 cordance with regulations of the Department of De-
14 fense.

15 “(3) A contract or other agreement entered into
16 under this subsection with a covered entity—

17 “(A) shall address the terms of use, ownership,
18 and disposition of the funds, services, or equipment
19 contributed pursuant to the contract or other agree-
20 ment; and

21 “(B) shall include a provision that the covered
22 entity will not recover the costs of its contribution
23 through any other contract or agreement with the
24 United States.

1 “(d) DEFENSE COOPERATION SPACE LAUNCH AC-
2 COUNT.—(1) There is established on the books of the
3 Treasury a special account to be known as the ‘Defense
4 Cooperation Space Launch Account’.

5 “(2) Funds received by the Secretary of Defense
6 under subsection (c) shall be credited to the Defense Co-
7 operation Space Launch Account.

8 “(3) Amounts in the Department Defense Coopera-
9 tion Space Launch Account shall be available, to the ex-
10 tent provided in appropriation Acts, for costs incurred by
11 the Department of Defense under subsection (c). Funds
12 in the Account shall remain available until expended.

13 “(e) ANNUAL REPORT.—Not later than January 31
14 each year, the Secretary of Defense shall submit to the
15 congressional defense committees a report on the funds,
16 services, and equipment accepted and used by the Sec-
17 retary under this section during the previous fiscal year.

18 “(f) REGULATIONS.—The Secretary of Defense shall
19 prescribe regulations to carry out this section.

20 “(g) DEFINITIONS.—In this section:

21 “(1) COVERED ENTITY.—The term ‘covered en-
22 tity’ means a non-Federal entity that—

23 “(A) is organized under the laws of the
24 United States or of any jurisdiction within the
25 United States; and

1 “(B) is engaged in commercial space ac-
 2 tivities.

3 “(2) LAUNCH SUPPORT FACILITIES.—The term
 4 ‘launch support facilities’ has the meaning given
 5 that term in section 50501(7) of title 51.

6 “(3) SPACE RECOVERY SUPPORT FACILITIES.—
 7 The term ‘space recovery support facilities’ has the
 8 meaning given that term in section 50501(11) of
 9 title 51.

10 “(4) SPACE TRANSPORTATION INFRASTRUC-
 11 TURE.—The term ‘space transportation infrastruc-
 12 ture’ has the meaning given that term in section
 13 50501(12) of title 51.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
 15 at the beginning of chapter 135 of such title is amended
 16 by adding at the end the following new item:

“2275. Commercial space launch cooperation.”.

17 **SEC. 913. REPORTS ON INTEGRATION OF ACQUISITION AND**
 18 **CAPABILITY DELIVERY SCHEDULES FOR**
 19 **COMPONENTS FOR MAJOR SATELLITE ACQUI-**
 20 **SITION PROGRAMS AND FUNDING FOR SUCH**
 21 **PROGRAMS.**

22 (a) IN GENERAL.—Chapter 135 of title 10, United
 23 States Code, as amended by section 912 of this Act, is
 24 further amended by adding at the end the following new
 25 section:

1 **“§ 2276. Reports on integration of acquisition and ca-**
2 **pability delivery schedules for compo-**
3 **nents for major satellite acquisition pro-**
4 **grams and funding for such programs**

5 “(a) REPORTS REQUIRED.—The Under Secretary of
6 Defense for Acquisition, Technology, and Logistics shall
7 submit to the congressional defense committees a report
8 on each major satellite acquisition program in accordance
9 with subsection (d) that assesses—

10 “(1) the integration of the schedules for the ac-
11 quisition and the delivery of the capabilities of the
12 components for the program; and

13 “(2) funding for the program.

14 “(b) ELEMENTS.—Each report required by sub-
15 section (a) with respect to a major satellite acquisition
16 program shall include the following:

17 “(1) The amount of funding approved for the
18 program and for each related program that is nec-
19 essary for the operational capability of the program.

20 “(2) The dates by which the program is antici-
21 pated to reach initial and full operational capability.

22 “(3) An assessment of the extent to which the
23 schedules for the acquisition and the delivery of the
24 capabilities of the components for the program or
25 any related program referred to in paragraph (1)
26 are integrated.

1 “(4) If the Under Secretary determines pursu-
2 ant to the assessment under paragraph (3) that the
3 schedules for the acquisition and the delivery of the
4 capabilities of the components for the program, or a
5 related program referred to in paragraph (1), pro-
6 vide for the acquisition or the delivery of the capa-
7 bilities of at least two of the three components for
8 the program or related program more than one year
9 apart, an identification of—

10 “(A) the measures the Under Secretary is
11 taking or is planning to take to improve the in-
12 tegration of those schedules; and

13 “(B) the risks and challenges that impede
14 the ability of the Department of Defense to
15 fully integrate those schedules.

16 “(c) CONSIDERATION BY MILESTONE DECISION AU-
17 THORITY.—The Milestone Decision Authority shall include
18 the report required by subsection (a) with respect to a
19 major satellite acquisition program as part of the docu-
20 mentation used to approve the acquisition of the program.

21 “(d) SUBMITTAL OF REPORTS.—(1) In the case of
22 a major satellite acquisition program initiated before the
23 date of the enactment of the National Defense Authoriza-
24 tion Act for Fiscal Year 2013, the Under Secretary shall
25 submit the report required by subsection (a) with respect

1 to the program not later than one year after such date
2 of enactment.

3 “(2) In the case of a major satellite acquisition pro-
4 gram initiated on or after the date of the enactment of
5 the National Defense Authorization Act for Fiscal Year
6 2013, the Under Secretary shall submit the report re-
7 quired by subsection (a) with respect to the program at
8 the time of the Milestone B approval of the program.

9 “(e) NOTIFICATION TO CONGRESS OF NON-INTE-
10 GRATED ACQUISITION AND CAPABILITY DELIVERY
11 SCHEDULES.—If, after submitting the report required by
12 subsection (a) with respect to a major satellite acquisition
13 program, the Under Secretary determines that the sched-
14 ules for the acquisition and the delivery of the capabilities
15 of the components for the program, or a related program
16 referred to in subsection (b)(1), provide for the acquisition
17 or the delivery of the capabilities of at least two of the
18 three components for the program or related program
19 more than one year apart, the Under Secretary shall, not
20 later than 30 days after making that determination, sub-
21 mit to the congressional defense committees a report—

22 “(1) notifying the committees of that deter-
23 mination; and

1 “(2) identifying the measures the Under Sec-
2 retary is taking or is planning to take to improve the
3 integration of those schedules.

4 “(f) DEFINITIONS.—In this section:

5 “(1) COMPONENTS.—The term ‘components’,
6 with respect to a major satellite acquisition program,
7 refers to any satellites acquired under the program
8 and the ground equipment and user terminals nec-
9 essary for the operation of those satellites.

10 “(2) MAJOR SATELLITE ACQUISITION PRO-
11 GRAM.—The term ‘major satellite acquisition pro-
12 gram’ means a major defense acquisition program
13 (as defined in section 2430 of this title) for the ac-
14 quisition of a satellite.

15 “(3) MILESTONE B APPROVAL.—The term
16 ‘Milestone B approval’ has the meaning given that
17 term in section 2366(e)(7) of this title.”.

18 (b) CLERICAL AMENDMENT.—The table of sections
19 at the beginning of chapter 135 of such title, as so amend-
20 ed, is further amended by adding at the end the following
21 new item:

 “2276. Reports on integration of acquisition and capability delivery schedules
 for components for major satellite acquisition programs and
 funding for such programs.”.

1 **SEC. 914. DEPARTMENT OF DEFENSE REPRESENTATION IN**
2 **DISPUTE RESOLUTION REGARDING SUR-**
3 **RENDER OF DEPARTMENT OF DEFENSE**
4 **BANDS OF ELECTROMAGNETIC FRE-**
5 **QUENCIES.**

6 Section 1062(b)(1) of the National Defense Author-
7 ization Act for Fiscal Year 2000 (Public Law 106–65; 113
8 Stat. 768; 47 U.S.C. 921 note) is amended—

9 (1) in subparagraph (A), by striking “and” at
10 the end;

11 (2) in subparagraph (B), by striking the period
12 at the end and inserting “; and”; and

13 (3) by adding at the end the following new sub-
14 paragraph:

15 “(C) in the event of any dispute resolution
16 process involving the surrender of use of such
17 band, the Department of Defense has adequate
18 representation to convey its views.”.

19 **Subtitle C—Intelligence-Related**
20 **and Cyber Matters**

21 **SEC. 921. AUTHORITY TO PROVIDE GEOSPATIAL INTEL-**
22 **LIGENCE SUPPORT TO SECURITY ALLIANCES**
23 **AND INTERNATIONAL AND REGIONAL ORGA-**
24 **NIZATIONS.**

25 (a) EXTENSION OF AUTHORITY TO SECURITY ALLI-
26 ANCES AND INTERNATIONAL AND REGIONAL ORGANIZA-

1 TIONS.—Section 443(a) of title 10, United States Code,
 2 is amended by inserting “, regional organizations with de-
 3 fense or security components, and international organiza-
 4 tions and security alliances of which the United States is
 5 a member” after “foreign countries”.

6 (b) CONFORMING AND CLERICAL AMENDMENTS.—

7 (1) HEADING AMENDMENT.—The heading of
 8 section 443 of such title is amended to read as fol-
 9 lows:

10 **“§ 443. Imagery intelligence and geospatial informa-**
 11 **tion: support for foreign countries, secu-**
 12 **rity alliances, and international and re-**
 13 **gional organizations”.**

14 (2) TABLE OF SECTIONS.—The table of sections
 15 at the beginning of subchapter I of chapter 22 of
 16 such title is amended by striking the item relating
 17 to section 443 and inserting the following new item:

“443. Imagery intelligence and geospatial information: support for foreign coun-
 tries, security alliances, and international and regional organi-
 zations.”.

18 **SEC. 922. ARMY DISTRIBUTED COMMON GROUND SYSTEM.**

19 (a) ASSIGNMENT OF RESPONSIBILITY FOR OVER-
 20 SIGHT.—The Secretary of the Army shall assign responsi-
 21 bility for oversight of the development, acquisition, testing,
 22 and fielding of the Distributed Common Ground System
 23 (DCGS) cloud computing program of the Army to the
 24 Chief Information Officer of the Army ((CIO)/G-6).

1 (b) REVIEW OF PROGRAM.—

2 (1) IN GENERAL.—Not later than December 1,
3 2012, the Chief Information Officer shall submit to
4 the Secretary a report on a review of the Distributed
5 Common Ground System cloud computing program
6 of the Army conducted by the Chief Information Of-
7 ficer for purposes of this section.

8 (2) ELEMENTS.—The report shall include the
9 following:

10 (A) An assessment of the program in com-
11 parison with commercial products, if applicable,
12 with respect to each of the following:

13 (i) The effectiveness of analyst tools,
14 user interfaces, and data visualization in
15 supporting analyst missions and require-
16 ments.

17 (ii) Training requirements for ana-
18 lysts.

19 (iii) Ease of use for analysts.

20 (iv) Rates of progress in developing
21 analyst tools and linking tools for standard
22 workflows.

23 (B) An assessment of the soundness of the
24 past decisions of the Army, and the future
25 plans of the Army, for acquiring and inte-

1 grating analyst tools, user interfaces, and data
2 visualization capabilities through government-
3 sponsored custom development, leasing of com-
4 mercial solutions, and government open source
5 development.

6 (C) Such recommendations regarding the
7 program as the Chief Information Officer con-
8 siders appropriate in light of the review under
9 this subsection.

10 **SEC. 923. RATIONALIZATION OF CYBER NETWORKS AND**
11 **CYBER PERSONNEL OF THE DEPARTMENT OF**
12 **DEFENSE.**

13 (a) IN GENERAL.—The Secretary of Defense shall
14 take appropriate actions to substantially reduce the num-
15 ber of sub-networks and network enclaves across the De-
16 partment of Defense, and the associated security and ac-
17 cess management controls, in order to achieve the fol-
18 lowing objectives for the Department:

19 (1) Visibility for the United States Cyber Com-
20 mand in the operational and security status of all
21 networks, network equipment, and computers.

22 (2) Elimination of redundant network security
23 infrastructure and personnel.

1 (3) Rationalization and consolidation of cyber
2 attack detection, diagnosis, and response resources,
3 and elimination of gaps in security coverage.

4 (4) Reduction of barriers to information shar-
5 ing and enhancement of the capacity to rapidly cre-
6 ate collaborative communities of interest.

7 (5) Enhancement of access to information
8 through authentication-based and identity-based ac-
9 cess controls.

10 (6) Enhancement of the capacity to deploy, and
11 achieve access to, enterprise-level services.

12 (7) Separation of server and end-user device
13 computing to facilitate server and data center con-
14 solidation and a more secure tiered and zoned net-
15 work architecture.

16 (b) PERSONNEL PLAN.—

17 (1) IN GENERAL.—As part of the actions taken
18 under subsection (a), the Secretary shall establish
19 and carry out a plan to reassign personnel billets
20 currently allocated to network operations and secu-
21 rity that will become available pursuant to the re-
22 duction in network enclaves required by that sub-
23 section to tasks related to potential offensive cyber
24 operations in order to achieve an appropriate bal-
25 ance between the offensive and defensive missions of

1 the United States Cyber Command and its compo-
2 nents. The plan shall include targets for the number
3 of personnel to be reassigned to tasks related to of-
4 fensive operations, and the rate at which such per-
5 sonnel shall be added to the workforce for such
6 tasks.

7 (2) DISPOSITION OF PERSONNEL.—In devel-
8 oping the plan required by paragraph (1), the Sec-
9 retary shall—

10 (A) determine whether the number of per-
11 sonnel required to be reassigned to tasks re-
12 lated to offensive operations in order to achieve
13 the balance described in paragraph (1) will be
14 met, in pace and numbers, through the reas-
15 signment of personnel billets pursuant to the
16 plan; and

17 (B) if the Secretary determines that the
18 number of personnel so required will not be so
19 met (whether because of insufficient numbers of
20 personnel in billets to be reassigned or because
21 personnel available for reassignment cannot be
22 trained or directed to tasks related to offensive
23 operations), take appropriate actions to ensure
24 the availability to the United States Cyber
25 Command of appropriate numbers of personnel

1 qualified to undertake tasks related to offensive
2 operations.

3 (3) SUBMITTAL TO CONGRESS.—The Secretary
4 shall submit the plan required by paragraph (1) to
5 the congressional defense committees at the time of
6 the submittal to Congress of the budget of the Presi-
7 dent for fiscal year 2014 pursuant to section
8 1105(a) of title 31, United States Code.

9 **SEC. 924. NEXT-GENERATION HOST-BASED CYBER SECU-**
10 **RITY SYSTEM FOR THE DEPARTMENT OF DE-**
11 **FENSE.**

12 (a) STRATEGY FOR ACQUISITION OF SYSTEM RE-
13 QUIRED.—The Chief Information Officer of the Depart-
14 ment of Defense shall, in coordination with the Under Sec-
15 retary of Defense for Acquisition, Technology, and Logis-
16 tics, develop a strategy to acquire next-generation host-
17 based cybersecurity tools and capabilities (in this section
18 referred to as a “next-generation system”) for the Depart-
19 ment of Defense.

20 (b) ELEMENTS OF SYSTEM.—It is the sense of Con-
21 gress that any next-generation system acquired under the
22 strategy required by subsection (a) should meet the fol-
23 lowing requirements:

24 (1) To overcome problems and limitations in
25 current capabilities, the system should not rely on

1 anti-virus or signature-based threat detection tech-
2 niques that—

3 (A) cannot address new or rapidly
4 morphing threats;

5 (B) consume substantial amounts of com-
6 munications capacity to remain current with
7 known threats and to report current status; or

8 (C) consume substantial amounts of re-
9 sources to store rapidly growing threat libraries.

10 (2) The system should provide an open archi-
11 tecture-based framework for so-called “plug-and-
12 play” integration of a variety of types of deployable
13 tools in addition to cyber intrusion detection tools,
14 including tools for—

15 (A) insider threat detection;

16 (B) continuous monitoring and configura-
17 tion management;

18 (C) remediation following infections; and

19 (D) protection techniques that do not rely
20 on detection of the attack, such as
21 virtualization, and diversification of attack sur-
22 faces.

23 (3) The system should be designed for ease of
24 deployment to potentially millions of host devices of
25 tailored security solutions depending on need and

1 risk, and to be compatible with cloud-based, thin-cli-
2 ent, and virtualized environments as well as battle-
3 field devices and weapons systems.

4 (c) SUBMITTAL TO CONGRESS.—The Chief Informa-
5 tion Office shall submit to Congress a report setting forth
6 the strategy required by subsection (a) together with the
7 budget justification materials of the Department of De-
8 fense submitted to Congress with the budget of the Presi-
9 dent for fiscal year 2015 pursuant to section 1105(a) of
10 title 31, United States Code.

11 **SEC. 925. IMPROVEMENTS OF SECURITY, QUALITY, AND**
12 **COMPETITION IN COMPUTER SOFTWARE**
13 **PROCURED BY THE DEPARTMENT OF DE-**
14 **FENSE.**

15 (a) COMPREHENSIVE PROGRAM ON IMPROVEMENT
16 OF PROCUREMENT OF COMPUTER SOFTWARE.—The
17 Under Secretary of Defense for Acquisition, Technology,
18 and Logistics shall, in coordination with the Chief Infor-
19 mation Officer of the Department of Defense, develop a
20 comprehensive program for improvements of the security,
21 quality, and competition in the computer software pro-
22 cured by the Department of Defense for covered systems

23 (b) UPDATE OF DEVELOPMENT AND ACQUISITION
24 MODELS.—

1 (1) IN GENERAL.—The Under Secretary of De-
2 fense for Acquisition, Technology, and Logistics
3 shall, in coordination with the Chief Information Of-
4 ficer, provide for the development of updates and
5 improvements to one or more existing best-practice
6 development and acquisition models (such as the Ca-
7 pability Maturity Model Integration) in order to pro-
8 vide explicit guidance under such model or models
9 for improved assurance, security, quality, and resil-
10 iency in the computer software developed and pro-
11 cured by the Department.

12 (2) ELEMENTS.—Any update or improvement
13 to a development and acquisition model under this
14 subsection shall—

15 (A) include diagnostic methods that enable
16 evaluations of conformance to the processes and
17 best practices of the model for achieving qual-
18 ity, assurance, and security throughout the life
19 cycle of software products concerned; and

20 (B) be compatible with the variety of cur-
21 rent agile and incremental software develop-
22 ment methodologies.

23 (c) REQUIREMENTS FOR SECURE CODE DEVELOP-
24 MENT PRACTICES.—The Under Secretary shall, in coordi-
25 nation with the Chief Information Officer—

1 (1) direct the Director of the Defense Informa-
2 tion Systems Agency to modify the Application Secu-
3 rity and Development Security Technical Implemen-
4 tation Guide (STIG) to require (rather than highly
5 recommend) the use of automated static vulner-
6 ability analysis tools in the computer software code
7 development phase, and in development and oper-
8 ational testing, to identify and remediate security
9 vulnerabilities for covered systems;

10 (2) develop a list of qualified government and
11 private-sector static analysis tools and third-party
12 testing organizations to support the requirement
13 under paragraph (1);

14 (3) direct the Director—

15 (A) to designate secure software coding
16 standards; and

17 (B) to modify the Security Technical Im-
18 plementation Guide to reference the approved
19 standards; and

20 (4) develop guidance and direction for Depart-
21 ment program managers to require government soft-
22 ware development and maintenance organizations
23 and contractors to identify and implement, through
24 contract statements of work, a secure software cod-

1 ing plan that includes verifiable processes and prac-
2 tices.

3 (d) VERIFICATION OF EFFECTIVE IMPLEMENTA-
4 TION.—The Under Secretary shall, in coordination with
5 the Chief Information Officer, develop guidance and direc-
6 tion for Department program managers for covered sys-
7 tems to do as follows:

8 (1) To require evidence that government soft-
9 ware development and maintenance organizations
10 and contractors are conforming in computer soft-
11 ware coding to—

12 (A) approved secure coding standards of
13 the Department during software development,
14 upgrade and maintenance activities, including
15 through the use of inspection and appraisals;

16 (B) an applicable best practice develop-
17 ment and acquisition model; and

18 (C) the requirement established pursuant
19 to subsection (b)(1).

20 (2) To make appropriate use of authorized soft-
21 ware code assessment centers (whether a govern-
22 ment center, Federally funded research and develop-
23 ment center, or government contractor) to evaluate
24 applications and software products for conformance
25 to secure coding requirements.

1 (e) STUDY ON ADDITIONAL MEANS OF IMPROVING
2 SOFTWARE SECURITY.—

3 (1) IN GENERAL.—The Under Secretary shall,
4 in coordination with the Chief Information Officer,
5 provide for a study of potential mechanisms for ob-
6 taining higher quality and secure development of
7 computer software for the Department.

8 (2) MECHANISMS TO BE STUDIED.—The mech-
9 anisms studied under paragraph (1) may include the
10 following:

11 (A) Liability for defects or vulnerabilities
12 in software code.

13 (B) So-called “clawback” provisions on
14 earned fees that enable the Department to re-
15 coup funds for security vulnerabilities discov-
16 ered after software is delivered.

17 (C) Exemption from liability for rigorous
18 conformance with secure development processes.

19 (D) Warranties against software defects
20 and vulnerabilities.

21 (f) SOFTWARE REPOSITORIES AND COLLABORATIVE
22 DEVELOPMENT ENVIRONMENTS.—The Under Secretary
23 shall, in consultation with the Chief Information Officer—

24 (1) establish or require the use of one or more
25 existing computer software repositories and collabo-

1 rative computer software development environments
2 (such as Forge.mil managed by the Defense Infor-
3 mation Systems Agency) for covered systems for
4 purposes of—

5 (A) storing software code owned by the
6 government, or to which it has use rights, to-
7 gether with all associated documentation and
8 quality and security test results;

9 (B) minimizing duplicative investment in
10 software code development infrastructure while
11 promoting common, high-quality development
12 practices and facilitating sharing of best prac-
13 tices; and

14 (C) promoting software re-use and com-
15 petition for software capability insertion, up-
16 grades, and maintenance;

17 (2) establish rules and procedures for deposi-
18 tors in the repositories and environments provided
19 for under paragraph (1) to keep the software code
20 base current, if the depositors are not already using
21 such a repository or environment for software devel-
22 opment and life-cycle management; and

23 (3) ensure that the repositories and environ-
24 ments provided for under paragraph (1) provide
25 automated tools for software reverse engineering,

1 functionality analysis, and static and dynamic vul-
2 nerability analysis of source code and binary code in
3 order to enable users to search for software relevant
4 to their requirements, understand what the code
5 does and how it functions, and assess its quality and
6 security.

7 (g) COVERED SYSTEMS DEFINED.—In this section,
8 the term “covered systems” means any Department of De-
9 fense critical information systems and weapons systems,
10 including—

11 (1) major systems, as that term is defined in
12 section 2302(5) of title 10, United States Code;

13 (2) national security systems, as that term is
14 defined in section 3542(b)(2) of title 44, United
15 States Code; and

16 (3) Department of Defense information systems
17 categorized as Mission Assurance Category I in De-
18 partment of Defense Directive 8500.01E that are
19 funded by the Department of Defense.

20 **SEC. 926. COMPETITION IN CONNECTION WITH DEPART-**
21 **MENT OF DEFENSE DATA LINK SYSTEMS.**

22 (a) COMPETITION IN CONNECTION WITH DATA LINK
23 SYSTEMS.—

1 (1) IN GENERAL.—Not later than December 1,
2 2013, the Under Secretary of Defense for Acquisi-
3 tion, Technology, and Logistics shall—

4 (A) develop an inventory of all data link
5 systems in use and in development in the De-
6 partment of Defense;

7 (B) conduct a business case analysis of
8 each data link system contained in the inven-
9 tory under subparagraph (A) to determine
10 whether—

11 (i) the maintenance, upgrade, new de-
12 ployment, or replacement of such system
13 should be open to competition; or

14 (ii) the data link should be converted
15 to an open architecture, or a different data
16 link standard should be adopted to enable
17 such competition;

18 (C) for each data link system for which
19 competition is determined advisable under
20 clause (i) or (ii) of subparagraph (B), develop
21 a plan (with specific objectives, actions, and
22 schedules) to achieve such competition, includ-
23 ing a plan to address any policy, legal, pro-
24 grammatic, or technical barriers to such com-
25 petition; and

1 (D) for each data link system for which
2 competition is determined not advisable under
3 subparagraph (B), prepare a justification for
4 the determination that it is not practical to con-
5 duct such competition or to convert the data
6 link standard to open architecture or adopt a
7 different data link standard for which competi-
8 tion is feasible.

9 (2) ELEMENT OF BUSINESS CASE ANALYSES.—

10 In conducting a business case analysis for purposes
11 of paragraph (1)(B), the Under Secretary shall so-
12 licit the views of industry on the merits and feasi-
13 bility of introducing competition for the mainte-
14 nance, upgrade, new deployment, or replacement for
15 the data link system in question.

16 (b) EARLIER ACTIONS.—If the Under Secretary com-
17 pletes any portion of the plan described in subsection
18 (a)(1)(C) before December 1, 2013, the Secretary may
19 commence action on such portion of the plan upon comple-
20 tion of such portion, including publication of such portion
21 of the plan.

22 (c) REPORTS.—

23 (1) SUBMITTAL OF PLAN TO CONGRESS.—The
24 Under Secretary shall submit to Congress the plan
25 described in subsection (a)(1)(C) at the same time

1 the budget of the President for fiscal year 2015 is
2 submitted to Congress pursuant to section 1105(a)
3 of title 31, United States Code. The Under Sec-
4 retary shall include with the plan—

5 (A) a list of the data link systems covered
6 by subsection (a)(1)(C);

7 (B) a list of the data link systems covered
8 by subsection (a)(1)(D); and

9 (C) for each data link system covered by
10 subsection (a)(1)(D), the justification prepared
11 under that subsection with respect to the data
12 link system.

13 (2) COMPTROLLER OF THE UNITED STATES AS-
14 SESSMENT.—Not later than 90 days after the sub-
15 mittal to Congress under paragraph (1) of the plan
16 described in subsection (a)(1)(C), the Comptroller
17 General of the United States shall submit to Con-
18 gress a report setting forth the assessment of the
19 Comptroller General of the plan, including an as-
20 sessment of the adequacy and objectives of the plan.

21 **SEC. 927. INTEGRATION OF CRITICAL SIGNALS INTEL-**
22 **LIGENCE CAPABILITIES.**

23 (a) PLAN FOR INTEGRATION REQUIRED.—

24 (1) IN GENERAL.—Not later than January 1,
25 2013, the Director of the Intelligence, Surveillance,

1 and Reconnaissance (ISR) Task Force shall develop
2 a plan to rapidly achieve an operationally integrated
3 signals intelligence collection and dissemination ca-
4 pability to meet requirements for detecting, tracking,
5 and precisely geolocating high-band communications
6 devices in order to trigger the immediate observation
7 and tracking of high-value targets by imagery sensor
8 by combining or integrating capabilities that exist or
9 are in development in ongoing programs, including
10 the following:

11 (A) The Guardrail program and the
12 ARGUS A160 program of the Army.

13 (B) The Blue Moon quick reaction capa-
14 bility program of the Air Force.

15 (C) The Wide Area Network Detection
16 program of the Defense Advanced Research
17 Projects Agency (DARPA).

18 (2) CONSULTATION.—The Director shall con-
19 sult with the National Security Agency, the combat-
20 ant commands (including the United States Special
21 Operations Command), and the formal wireless
22 working groups of the intelligence community in de-
23 veloping the plan.

24 (3) SUPPORT.—The Secretary of the Army, the
25 Secretary of the Air Force, and the Director of the

1 Defense Advanced Research Projects Agency shall
2 each provide the Director such information and sup-
3 port as the Director shall require for the develop-
4 ment of the plan.

5 (b) DEVELOPMENT AND DEPLOYMENT.—In addition
6 to the responsibility under subsection (a), the Director of
7 the Intelligence, Surveillance, and Reconnaissance Task
8 Force shall also coordinate funding, provide acquisition
9 oversight, coordinate system deployment, and synchronize
10 operational integration in support of combat operations
11 for purposes of the development and deployment of the
12 capability described in that subsection.

13 **SEC. 928. COLLECTION AND ANALYSIS OF NETWORK FLOW**
14 **DATA.**

15 (a) DEVELOPMENT OF TECHNOLOGIES.—The Chief
16 Information Officer of the Department of Defense may,
17 in coordination with the Under Secretary of Defense for
18 Policy and the Under Secretary of Defense for Intelligence
19 and acting through the Director of the Defense Informa-
20 tion Systems Agency (DISA), use the available funding
21 and research activities and capabilities of the Community
22 Data Center of the Defense Information Systems Agency
23 to develop and demonstrate collection, processing, and
24 storage technologies for network flow data that—

1 (1) are potentially scalable to the volume used
2 by Tier 1 Internet Service Providers (ISPs) to col-
3 lect and analyze the flow data across their networks;

4 (2) will substantially reduce the cost and com-
5 plexity of capturing and analyzing high volumes of
6 flow data; and

7 (3) support the capability—

8 (A) to detect and identify cybersecurity
9 threats, networks of compromised computers,
10 and command and control sites used for man-
11 aging illicit cyber operations and receiving in-
12 formation from compromised computers;

13 (B) track illicit cyber operations for attri-
14 bution of the source; and

15 (C) provide early warning and attack as-
16 sessment of offensive cyber operations.

17 (b) COORDINATION.—Any research and development
18 required in the development of the technologies described
19 in subsection (a) shall be conducted in cooperation with
20 the heads of other appropriate departments and agencies
21 of the Federal Government and, whenever feasible, Tier
22 1 Internet Service Providers.

1 **SEC. 929. DEPARTMENT OF DEFENSE USE OF NATIONAL SE-**
2 **CURITY AGENCY CLOUD COMPUTING DATA-**
3 **BASE AND INTELLIGENCE COMMUNITY**
4 **CLOUD COMPUTING INFRASTRUCTURE AND**
5 **SERVICES.**

6 (a) LIMITATION ON USE OF NSA DATABASE.—

7 (1) LIMITATION.—No component of the De-
8 partment of Defense may utilize the cloud com-
9 puting database developed by the National Security
10 Agency (NSA) called Accumulo after September 30,
11 2013, unless the Chief Information Officer of the
12 Department of Defense certifies one of the following:

13 (A) That there are no viable commercial
14 open source databases with extensive industry
15 support (such as the Apache Foundation
16 HBase and Cassandra databases) that have se-
17 curity features comparable to the Accumulo
18 database that are considered essential by the
19 Chief Information Officer for purposes of the
20 certification under this paragraph.

21 (B) That the Accumulo database has be-
22 come a successful Apache Foundation open
23 source database with adequate industry support
24 and diversification, based on criteria to be es-
25 tablished by the Chief Information Officer for
26 purposes of the certification under this para-

1 graph and submitted to the appropriate com-
2 mittees of Congress not later than January 1,
3 2013.

4 (2) CONSTRUCTION.—The limitation in para-
5 graph (1) shall not apply to the National Security
6 Agency.

7 (b) ADAPTATION OF ACCUMULO SECURITY FEA-
8 TURES TO HBASE DATABASE.—The Director of the Na-
9 tional Security Agency shall take appropriate actions to
10 ensure that companies and organizations developing and
11 supporting open source and commercial open source
12 versions of the Apache Foundation HBase and Cassandra
13 databases, or similar systems, receive technical assistance
14 from government and contractor developers of software
15 code for the Accumulo database to enable adaptation and
16 integration of the security features of the Accumulo data-
17 base.

18 (c) COORDINATION REGARDING DoD USE OF INTEL-
19 LIGENCE COMMUNITY CLOUD COMPUTING INFRASTRUC-
20 TURE AND SERVICES.—

21 (1) IN GENERAL.—The Under Secretary of De-
22 fense for Acquisition, Technology, and Logistics, the
23 Chief Information Officer of the Department of De-
24 fense, and the Chief Information Officer of each of
25 the military departments shall coordinate with the

1 Director of National Intelligence and the Under Sec-
2 retary of Defense for Intelligence regarding the use
3 of cloud computing infrastructure and software serv-
4 ices offered by the intelligence community by compo-
5 nents of the Department of Defense for purposes
6 other than intelligence analysis.

7 (2) PURPOSE.—The purpose of the coordination
8 required by paragraph (1) is to ensure that Depart-
9 ment use of cloud computing infrastructure and
10 software services described in that paragraph is cost-
11 effective and consistent with the Information Tech-
12 nology Efficiencies initiative, data center and server
13 consolidation plans, and cybersecurity requirements
14 and policies of the Department.

15 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-
16 FINED.—In this section, the term “appropriate commit-
17 tees of Congress” means—

18 (1) the Committees on Armed Services and Ap-
19 propriations and the Select Committee on Intel-
20 ligence of the Senate; and

21 (2) the Committees on Armed Services and Ap-
22 propriations and the Permanent Select Committee
23 on Intelligence of the House of Representatives.

1 **SEC. 930. ELECTRO-OPTICAL IMAGERY.**

2 (a) SUSTAINMENT OF COLLECTION CAPACITY.—The
3 Secretary of Defense and the Director of National Intel-
4 ligence shall jointly take appropriate actions to sustain
5 through fiscal year 2013 the commercial electro-optical
6 imaging collection capacity that was planned under the
7 Enhanced View program approved in the National De-
8 fense Authorization Act for Fiscal Year 2012 (Public Law
9 112–81) to be available to the Department of Defense
10 through the Service Level Agreements with commercial
11 data providers.

12 (b) IDENTIFICATION OF DEPARTMENT OF DEFENSE
13 ELECTRO-OPTICAL IMAGERY REQUIREMENTS.—

14 (1) REPORT.—Not later than April 1, 2013, the
15 Vice Chairman of the Joint Chiefs of Staff shall sub-
16 mit to the Director of the Congressional Budget Of-
17 fice a report setting forth a comprehensive descrip-
18 tion of Department of Defense peacetime and war-
19 time requirements for electro-optical imagery under
20 current circumstances and under anticipated revi-
21 sions of strategy and budgetary constraints.

22 (2) SCOPE OF REQUIREMENTS.—The require-
23 ments under paragraph (1) shall—

24 (A) be expressed in such terms as daily re-
25 gional and global area coverage and number of
26 point targets, resolution, revisit rates, mean-

1 time to access, latency, redundancy, surviv-
2 ability, and diversity; and

3 (B) take into consideration all types of im-
4 agery and collection means available.

5 (c) ASSESSMENT OF IDENTIFIED REQUIREMENTS.—

6 (1) IN GENERAL.—Not later than September
7 15, 2013, the Director of the Congressional Budget
8 Office shall submit to the appropriate committees of
9 Congress a report setting forth an assessment by the
10 Director of the report required by subsection (b).

11 (2) ELEMENTS.—The assessment required by
12 paragraph (1) shall include an assessment of the fol-
13 lowing:

14 (A) The extent to which the requirements
15 of the Department for electro-optical imagery
16 from space can be satisfied by commercial com-
17 panies using either—

18 (i) current designs; or

19 (ii) enhanced designs that could be
20 developed at low risk.

21 (B) Whether a reduction by half in the
22 amounts requested for the Enhanced View pro-
23 gram for fiscal year 2013 from amounts re-
24 quested for that program for fiscal year 2012
25 is consistent with Presidential Space Policy of

1 June 2010, Presidential Policy Directive 4, ap-
2 plicable provisions of the Federal Acquisition
3 Regulation (10.001(a)(3)(ii) and 12.101(a)–
4 (b)), and section 2377 of title 10, United States
5 Code, regarding preferences for procuring com-
6 mercial capabilities and modifying as necessary
7 and feasible commercial capabilities to meet
8 government requirements, and for modifying
9 government requirements to a reasonable extent
10 to enable commercial or non-developmental
11 products to meet government needs.

12 (3) CONSULTATION AND OTHER RESOURCES.—

13 In preparing the assessment required by paragraph
14 (1), the Director shall—

15 (A) consult widely with appropriate indi-
16 viduals and entities, including Members and
17 committees of Congress, the Office of Manage-
18 ment and Budget and other agencies and offi-
19 cials of the Government, private industry, and
20 academia; and

21 (B) make maximum use of existing studies
22 and modeling and simulations conducted by or
23 on behalf of Members and committees of Con-
24 gress, the Joint Staff, the Director of National
25 Intelligence, the National Reconnaissance Of-

1 fice, the National Geospatial-Intelligence Agen-
2 cy, private industry, and academia.

3 (4) ACCESS TO INFORMATION.—The Director of
4 National Intelligence and the Secretary of Defense
5 shall each provide the staff of the Director of the
6 Congressional Budget Office with such access to in-
7 formation and programs applicable to the assess-
8 ment required by paragraph (1) as the Director of
9 the Congressional Budget Office shall require for the
10 preparation of the assessment.

11 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-
12 FINED.—In this section, the term “appropriate commit-
13 tees of Congress” means—

14 (1) the Committees on Armed Services and Ap-
15 propriations and the Select Committee on Intel-
16 ligence of the Senate; and

17 (2) the Committees on Armed Services and Ap-
18 propriations and the Permanent Select Committee
19 on Intelligence of the House of Representatives.

20 (e) FUNDING.—In addition to any other amounts au-
21 thorized to be appropriated by this Act and available for
22 Service Level Agreements described in subsection (a), of
23 the amounts authorized to be appropriated for fiscal year
24 2013 by section 301 for operation and maintenance and
25 available as specified in the funding table in section 4301,

1 \$125,000,000 is available for such Service Level Agree-
2 ments.

3 **SEC. 931. SOFTWARE LICENSES OF THE DEPARTMENT OF**
4 **DEFENSE.**

5 (a) AUDITS.—Not later than 180 days after the date
6 of the enactment of this Act, and every two years there-
7 after, the Chief Information Officer of the Department of
8 the Defense shall, in consultation with chief information
9 officers of the military departments and the Defense
10 Agencies—

11 (1) conduct an inventory of all existing software
12 licenses in favor of the Department of Defense, in-
13 cluding licenses in use and licenses not in use, on an
14 application-by-application basis;

15 (2) compare the number of software licenses in
16 use, and the manner of their use by Department em-
17 ployees, with the number of software licenses avail-
18 able to the Department and the product use rights
19 contained in such licenses;

20 (3) assess the needs of the Department and the
21 components of the Department for software licenses
22 during the two fiscal years next following the date
23 of the completion of the inventory; and

24 (4) determine means by which the Department
25 can achieve the greatest possible economies of scale

1 and cost-savings in the procurement, use, and opti-
2 mization of software licenses.

3 (b) PERFORMANCE PLAN.—

4 (1) IN GENERAL.—If the Chief Information Of-
5 ficer determines through an inventory conducted
6 under subsection (a) that the number of existing
7 software licenses, on an application-by-application
8 basis, of the Department and the components of the
9 Department exceeds the needs of the Department
10 for such software licenses, the Secretary of Defense
11 shall, not later than 90 days after the date of the
12 completion of such inventory, implement a plan to
13 bring the number of software licenses, on an applica-
14 tion-by-application basis, into balance with the needs
15 of the Department.

16 (2) EXCEPTIONS.—The Chief Information Offi-
17 cer may exempt from coverage under a plan under
18 paragraph (1) such applications or categories of ap-
19 plications as the Chief Information Officer considers
20 appropriate. Immediately upon finalizing the appli-
21 cations or categories of applications to be exempt
22 from coverage under a plan, the Chief Information
23 Officer shall submit to the congressional defense
24 committees a report (in classified form, if required)

1 setting forth the applications or categories of appli-
2 cations to be exempt from coverage under the plan.

3 **SEC. 932. DEFENSE CLANDESTINE SERVICE.**

4 (a) PROHIBITION ON USE OF FUNDS FOR ADDI-
5 TIONAL PERSONNEL.—Amounts authorized to be appro-
6 priated by this Act for the Military Intelligence Program
7 (MIP) may not be obligated or expended to provide for
8 a number of personnel conducting or supporting human
9 intelligence within the Department of Defense in excess
10 of the number of such personnel as of April 20, 2012.

11 (b) CAPE REPORT ON COSTS.—Not later than 120
12 days after the date of the enactment of this Act, the Direc-
13 tor of Cost Assessment and Program Evaluation of the
14 Department of Defense shall submit to the appropriate
15 committees of Congress an independent estimate of the
16 costs of the Defense Clandestine Service, whether funded
17 through the Military Intelligence Program or the National
18 Intelligence Program, including an estimate of the costs
19 over the period of the current future-years defense pro-
20 gram and an estimate of the out year costs.

21 (c) USDI REPORT ON DCS.—

22 (1) REPORT REQUIRED.—Not later than Feb-
23 ruary 1, 2013, the Under Secretary of Defense for
24 Intelligence shall submit to the appropriate commit-

1 tees of Congress a report on the Defense Clandes-
2 tine Service.

3 (2) ELEMENTS.—The report under paragraph
4 (1) shall include the following:

5 (A) A detailed description of the location
6 and schedule for current and anticipated de-
7 ployments of case officers trained under the
8 Field Tradecraft Course, whether overseas or
9 domestically, and a certification whether or not
10 such deployments can be accommodated and
11 supported.

12 (B) A statement of the objectives for the
13 effective management of case officers trained
14 under the Field Tradecraft Course for each of
15 the Armed Forces, the Defense Intelligence
16 Agency, and the United States Special Oper-
17 ations Command, including objectives on num-
18 bers of tours requiring training in the Field
19 Tradecraft Course and objectives for manage-
20 ment of career tracks and case officer covers.

21 (C) A statement of the manner in which
22 each Armed Force, the Defense Intelligence
23 Agency, and the United States Special Oper-
24 ations Command will each achieve the objectives
25 applicable thereto under subparagraph (B).

1 (D) A copy of any memoranda of under-
2 standing or memoranda of agreement between
3 the Department of Defense and other depart-
4 ments and agencies of the United States Gov-
5 ernment, or between components or elements of
6 the Department of Defense, that are required
7 to implement objectives for the Defense Clan-
8 destine Service.

9 (d) DEFINITIONS.—In this section:

10 (1) The term “appropriate committees of Con-
11 gress” means—

12 (A) the Committees on Armed Services
13 and Appropriations and the Select Committee
14 on Intelligence of the Senate; and

15 (B) the Committees on Armed Services
16 and Appropriations and the Permanent Select
17 Committee on Intelligence of the House of Rep-
18 resentatives.

19 (2) The term “future-years defense program”
20 means the future-years defense program under sec-
21 tion 221 of title 10, United States Code.

1 **SEC. 933. AUTHORITY FOR SHORT-TERM EXTENSION OF**
2 **LEASE FOR AIRCRAFT SUPPORTING THE**
3 **BLUE DEVIL INTELLIGENCE, SURVEILLANCE,**
4 **AND RECONNAISSANCE PROGRAM.**

5 (a) **IN GENERAL.**—Notwithstanding section 2401 of
6 title 10, United States Code, the Secretary of the Air
7 Force may extend or renew the lease of aircraft supporting
8 the Blue Devil intelligence, surveillance, and reconnais-
9 sance program after the date of the expiration of the cur-
10 rent lease of such aircraft for a term that is the shorter
11 of—

12 (1) the period beginning on the date of the ex-
13 piration of the current lease and ending on the date
14 on which the Commander of the United States Cen-
15 tral Command notifies the Secretary that a sub-
16 stitute is available for the capabilities provided by
17 the lease, or that the capabilities provided by such
18 aircraft are no longer required; or

19 (2) six months.

20 (b) **FUNDING.**—Amounts authorized to be appro-
21 priated for fiscal year 2013 by title XV and available for
22 Overseas Contingency Operations for operation and main-
23 tenance as specified in the funding tables in section 4302
24 may be available for the extension or renewal of the lease
25 authorized by subsection (a).

1 **SEC. 934. SENSE OF SENATE ON POTENTIAL SECURITY**
2 **RISKS TO DEPARTMENT OF DEFENSE NET-**
3 **WORKS.**

4 (a) FINDINGS.—The Senate makes the following
5 findings:

6 (1) Cybersecurity threats are pervasive and se-
7 rious, including through the supply chain of infor-
8 mation technology equipment and software.

9 (2) Semiconductor manufacturing is already
10 dominated by foreign producers, presenting supply
11 chain risk management challenges.

12 (3) In a number of instances, foreign manufac-
13 turers of telecommunications equipment, including
14 advanced wireless technology, are gaining global
15 market share due to high quality and low prices.
16 Competitive market forces ensure that commercial
17 providers of consumer, business, and government
18 systems and services will choose equipment and as-
19 sociated software from these manufacturers. In some
20 cases, like Huawei Industries, this competitive posi-
21 tion stems in part from inappropriate government
22 subsidies and other forms of assistance.

23 (4) Some of these companies also present clear
24 cybersecurity supply chain risks that the Govern-
25 ment must address.

1 (5) The Committee on Foreign Investment in
2 the United States has blocked the attempt by
3 Huawei to acquire United States technology firms
4 on two occasions and the National Security Agency
5 and the Secretary of Commerce have advised two
6 major United States telecommunications carriers
7 against selecting Huawei as a supplier.

8 (6) The Ike Skelton National Defense Author-
9 ization Act for Fiscal Year 2011 (Public Law 111–
10 383) provided authority and mechanisms for the
11 Secretary of Defense to control these supply chain
12 risks, but only for National Security Systems, leav-
13 ing many information technology systems and mis-
14 sions exposed to supply chain risks.

15 (7) Blocking sales from providers of informa-
16 tion technology systems and services due to concerns
17 about cybersecurity risks, while maintaining our
18 commitment to free trade and fair and transparent
19 competition, poses difficult policy challenges.

20 (b) SENSE OF SENATE.—It is the sense of the Senate
21 that the Department of Defense—

22 (1) must ensure it maintains full visibility and
23 adequate control of its supply chain, including sub-
24 contractors, in order to mitigate supply chain exploi-
25 tation; and

1 (2) needs the authority and capability to miti-
2 gate supply chain risks to its information technology
3 systems that fall outside the scope of National Secu-
4 rity Systems.

5 **Subtitle D—Other Matters**

6 **SEC. 941. NATIONAL LANGUAGE SERVICE CORPS.**

7 (a) AUTHORITY TO ESTABLISH.—The David L.
8 Boren National Security Education Act of 1991 (50
9 U.S.C. 1901 et seq.) is amended by adding at the end
10 the following new section:

11 **“SEC. 813. NATIONAL LANGUAGE SERVICE CORPS.**

12 “(a) ESTABLISHMENT.—(1) The Secretary of De-
13 fense may establish and maintain within the Department
14 of Defense a National Language Service Corps (in this
15 section referred to as the ‘Corps’).

16 “(2) The purpose of the Corps is to provide a pool
17 of personnel with foreign language skills who, as provided
18 in regulations prescribed under this section, agree to pro-
19 vide foreign language services to the Department of De-
20 fense or another department or agency of the United
21 States.

22 “(b) NATIONAL SECURITY EDUCATION BOARD.—If
23 the Corps is established, the Secretary shall provide for
24 the National Security Education Board to oversee and co-
25 ordinate the activities of the Corps to such extent and in

1 such manner as determined by the Secretary under para-
2 graph (9) of section 803(d).

3 “(c) MEMBERSHIP.—To be eligible for membership
4 in the Corps, a person must be a citizen of the United
5 States authorized by law to be employed in the United
6 States, have attained the age of 18 years, and possess
7 such foreign language skills as the Secretary considers ap-
8 propriate for membership in the Corps. Members of the
9 Corps may include employees of the Federal Government
10 and of State and local governments.

11 “(d) TRAINING.—The Secretary may provide mem-
12 bers of the Corps such training as the Secretary prescribes
13 for purposes of this section.

14 “(e) SERVICE.—Upon a determination that it is in
15 the national interests of the United States, the Secretary
16 shall call upon members of the Corps to provide foreign
17 language services to the Department of Defense or an-
18 other department or agency of the United States.

19 “(f) FUNDING.—The Secretary may impose fees, in
20 amounts up to full-cost recovery, for language services and
21 technical assistance rendered by members of the Corps.
22 Amounts of fees received under this section shall be cred-
23 ited to the account of the Department providing funds for
24 any costs incurred by the Department in connection with
25 the Corps. Amounts so credited to such account shall be

1 merged with amounts in such account, and shall be avail-
2 able to the same extent, and subject to the same conditions
3 and limitations, as amounts in such account. Any amounts
4 so credited shall remain available until expended.”.

5 (b) NATIONAL SECURITY EDUCATION BOARD MAT-
6 TERS.—

7 (1) COMPOSITION.—Subsection (b) of section
8 803 of such Act (50 U.S.C. 1903) is amended—

9 (A) by striking paragraph (5);

10 (B) by redesignating paragraphs (6) and
11 (7) as paragraphs (8) and (9), respectively; and

12 (C) by inserting after paragraph (4) the
13 following new paragraphs:

14 “(5) The Secretary of Homeland Security.

15 “(6) The Secretary of Energy.

16 “(7) The Director of National Intelligence.”.

17 (2) FUNCTIONS.—Subsection (d) of such sec-
18 tion is amended by adding at the end the following
19 new paragraph:

20 “(9) To the extent provided by the Secretary of
21 Defense, oversee and coordinate the activities of the
22 National Language Service Corps under section 813,
23 including—

24 “(A) identifying and assessing on a peri-
25 odic basis the needs of the departments and

1 agencies of the Federal Government for per-
2 sonnel with skills in various foreign languages;

3 “(B) establishing plans to address foreign
4 language shortfalls and requirements of the de-
5 partments and agencies of the Federal Govern-
6 ment;

7 “(C) recommending effective ways to in-
8 crease public awareness of the need for foreign
9 languages skills and career paths in the Federal
10 government that use those skills;

11 “(D) coordinating activities with Executive
12 agencies and State and Local governments to
13 develop interagency plans and agreements to
14 address overall foreign language shortfalls and
15 to utilize personnel to address the various types
16 of crises that warrant foreign language skills;
17 and

18 “(E) proposing to the Secretary regula-
19 tions to carry out section 813.”.

20 **SEC. 942. REPORT ON EDUCATION AND TRAINING AND PRO-**
21 **MOTION RATES FOR PILOTS OF REMOTELY**
22 **PILOTED AIRCRAFT.**

23 (a) REPORT REQUIRED.—Not later than January 31,
24 2013, the Secretary of the Air Force and the Chief of
25 Staff of the Air Force shall jointly submit to the congress-

1 sional defense committees a report on education and train-
2 ing and promotion rates for Air Force pilots of remotely
3 piloted aircraft (RPA).

4 (b) ELEMENTS.—The report required by subsection
5 (a) shall include the following:

6 (1) A detailed analysis of the reasons for per-
7 sistently lower average education and training and
8 promotion rates for Air Force pilots of remotely pi-
9 loted aircraft.

10 (2) An assessment of the long-term impact on
11 the Air Force of the sustainment of such lower rates

12 (3) A plan to raise such rates, including—

13 (A) a description of the near-term and
14 longer-term actions the Air Force intends to
15 undertake to implement the plan; and

16 (B) an analysis of the potential direct and
17 indirect impacts of the plan on the achievement
18 and sustainment of the combat air patrol objec-
19 tives of the Air Force for remotely piloted air-
20 craft.

21 **TITLE X—GENERAL PROVISIONS**

22 **Subtitle A—Financial Matters**

23 **SEC. 1001. GENERAL TRANSFER AUTHORITY.**

24 (a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

1 (1) AUTHORITY.—Upon determination by the
2 Secretary of Defense that such action is necessary in
3 the national interest, the Secretary may transfer
4 amounts of authorizations made available to the De-
5 partment of Defense in this division for fiscal year
6 2013 between any such authorizations for that fiscal
7 year (or any subdivisions thereof). Amounts of au-
8 thorizations so transferred shall be merged with and
9 be available for the same purposes as the authoriza-
10 tion to which transferred.

11 (2) LIMITATION.—Except as provided in para-
12 graph (3), the total amount of authorizations that
13 the Secretary may transfer under the authority of
14 this section may not exceed \$5,000,000,000.

15 (3) EXCEPTION FOR TRANSFERS BETWEEN
16 MILITARY PERSONNEL AUTHORIZATIONS.—A trans-
17 fer of funds between military personnel authoriza-
18 tions under title IV shall not be counted toward the
19 dollar limitation in paragraph (2).

20 (b) LIMITATIONS.—The authority provided by this
21 section to transfer authorizations—

22 (1) may only be used to provide authority for
23 items that have a higher priority than the items
24 from which authority is transferred; and

1 (2) may not be used to provide authority for an
2 item that has been denied authorization by Con-
3 gress.

4 (c) EFFECT ON AUTHORIZATION AMOUNTS.—A
5 transfer made from one account to another under the au-
6 thority of this section shall be deemed to increase the
7 amount authorized for the account to which the amount
8 is transferred by an amount equal to the amount trans-
9 ferred.

10 (d) NOTICE TO CONGRESS.—The Secretary shall
11 promptly notify Congress of each transfer made under
12 subsection (a).

13 **SEC. 1002. AUTHORITY TO TRANSFER FUNDS TO THE NA-**
14 **TIONAL NUCLEAR SECURITY ADMINISTRA-**
15 **TION TO SUSTAIN NUCLEAR WEAPONS MOD-**
16 **ERNIZATION.**

17 (a) TRANSFER AUTHORIZED.—If the amount author-
18 ized to be appropriated for the weapons activities of the
19 National Nuclear Security Administration for fiscal year
20 2013 in section 3101 is less than \$7,900,000,000 (the
21 amount projected to be required for such activities in fiscal
22 year 2013 as specified in the report under section 1251
23 of the National Defense Authorization Act for Fiscal Year
24 2010 (Public Law 111–84; 123 Stat. 2549)), the Sec-
25 retary of Defense may transfer, from amounts authorized

1 to be appropriated for the Department of Defense for fis-
2 cal year 2013 pursuant to this Act, to the Secretary of
3 Energy an amount, not to exceed \$150,000,000, to be
4 available only for weapons activities of the National Nu-
5 clear Security Administration.

6 (b) NOTICE TO CONGRESS.—In the event of a trans-
7 fer under subsection (a), the Secretary of Defense shall
8 promptly notify Congress of the transfer, and shall include
9 in such notice the Department of Defense account or ac-
10 counts from which funds are transferred.

11 (c) TRANSFER MECHANISM.—Any funds transferred
12 under this section shall be transferred in accordance with
13 established procedures for reprogramming under section
14 1001 or successor provisions of law.

15 (d) CONSTRUCTION OF AUTHORITY.—The transfer
16 authority provided under subsection (a) is in addition to
17 any other transfer authority provided under this Act.

18 **SEC. 1003. AUDIT READINESS OF DEPARTMENT OF DE-**
19 **FENSE STATEMENTS OF BUDGETARY RE-**
20 **SOURCES.**

21 (a) OBJECTIVE.—Section 1003(a)(2)(A)(ii) of the
22 National Defense Authorization Act for Fiscal Year 2010
23 (Public Law 111–84; 123 Stat. 2439; 10 U.S.C. 2222
24 note) is amended by inserting “, and the statement of
25 budgetary resources of the Department of Defense is vali-

1 dated as ready for audit by not later than September 30,
2 2014” after “September 30, 2017”.

3 (b) AFFORDABLE AND SUSTAINABLE APPROACH.—

4 (1) IN GENERAL.—The Chief Management Offi-
5 cer of the Department of Defense and the Chief
6 Management Officers of each of the military depart-
7 ments shall ensure that plans to achieve an
8 auditable statement of budgetary resources of the
9 Department of Defense by September 30, 2014, in-
10 clude appropriate steps to minimize one-time fixes
11 and manual work-arounds, are sustainable and af-
12 fordable, and will not delay full auditability of finan-
13 cial statements.

14 (2) ADDITIONAL ELEMENTS IN FIAR PLAN RE-
15 PORT.—Each semi-annual report on the Financial
16 Improvement and Audit Readiness Plan of the De-
17 partment of Defense submitted by the Under Sec-
18 retary of Defense (Comptroller) under section
19 1003(b) of the National Defense Authorization Act
20 for Fiscal Year 2010 during the period beginning on
21 the date of the enactment of this Act and ending on
22 September 30, 2014, shall include the following:

23 (A) A description of the actions taken by
24 the military departments pursuant to paragraph
25 (1).

1 (B) A determination by the Chief Manage-
2 ment Officer of each military department
3 whether or not such military department is able
4 to achieve an auditable statement of budgetary
5 resources by September 30, 2014, without an
6 unaffordable or unsustainable level of one-time
7 fixes and manual work-arounds and without de-
8 laying the full auditability of the financial state-
9 ments of such military department.

10 (C) If the Chief Management Officer of a
11 military department determines under subpara-
12 graph (B) that the military department is not
13 able to achieve an auditable statement of budg-
14 etary resources by September 30, 2014, as de-
15 scribed in that subparagraph—

16 (i) an explanation why the military
17 department is unable to meet the deadline;

18 (ii) an alternative deadline by which
19 the military department will achieve an
20 auditable statement of budgetary re-
21 sources;

22 (iii) a description of the plan of the
23 military department for meeting the alter-
24 native deadline.

1 **SEC. 1004. REPORT ON EFFECTS OF BUDGET SEQUESTRA-**
2 **TION ON THE DEPARTMENT OF DEFENSE.**

3 (a) FINDINGS.—Congress makes the following find-
4 ings:

5 (1) The inability of the Joint Select Committee
6 on Deficit Reduction to find \$1,200,000,000,000 in
7 savings will trigger automatic funding reductions
8 known as “sequestration” to the Department of De-
9 fense of \$492,000,000,000 between 2013 and 2021
10 under section 251A of the Balanced Budget and
11 Emergency Deficit Control Act of 1985 (2 USC
12 901a).

13 (2) These reductions are in addition to reduc-
14 tions of \$487,000,000,000 already being imple-
15 mented by the Department of Defense, and would
16 decrease the readiness and capabilities of the Armed
17 Forces while increasing risks to the effective imple-
18 mentation of the National Security Strategy of the
19 United States.

20 (3) The leaders of the Department of Defense
21 have consistently testified that threats to the na-
22 tional security of the United States have increased,
23 not decreased. Secretary of Defense Leon Panetta
24 said that these reductions would “inflict severe dam-
25 age to our national defense for generations”, com-

1 ments that have been echoed by the Secretaries of
2 the Army, Navy, and Air Force.

3 (4) While reductions in funds available for the
4 Department of Defense will automatically commence
5 January 2, 2013, uncertainty regarding the reduc-
6 tions has already exacerbated Department of De-
7 fense efforts to plan future defense budget.

8 (5) Sequestration will have a detrimental effect
9 on the industrial base that supports the Department
10 of Defense.

11 (b) REPORT.—

12 (1) IN GENERAL.—Not later than August 15,
13 2012, the Secretary of Defense shall submit to the
14 Committees on Armed Services of the Senate and
15 the House of Representatives a detailed report on
16 the impact on the Department of Defense of the se-
17 questration of funds authorized and appropriated for
18 fiscal year 2013 for the Department of Defense, if
19 automatically triggered on January 2, 2013, under
20 section 251A of the Balanced Budget and Emer-
21 gency Deficit Control Act of 1985.

22 (2) ELEMENTS.—The report required by para-
23 graph (1) shall include the following:

24 (A) An assessment of the potential impact
25 of sequestration on the readiness of the Armed

1 Forces, including impacts to steaming hours,
2 flying hours, and full spectrum training miles,
3 and an estimate of the increase or decrease in
4 readiness (as defined in the C status C-1
5 through C-5).

6 (B) An assessment of the potential impact
7 of sequestration on the ability of the Depart-
8 ment of Defense to carry out the National Mili-
9 tary Strategy of the United States, and any
10 changes to the most recent Risk Assessment of
11 the Chairman of the Joint Chiefs of Staff under
12 section 153(b) of title 10, United States Code
13 arising from sequestration.

14 (C) A list of the programs, projects, and
15 activities across the Department of Defense, the
16 military departments, and the elements and
17 components of the Department of Defense that
18 would be reduced or terminated as a result of
19 sequestration.

20 (D) An estimate of the number and value
21 of all contracts that will be terminated, restruc-
22 tured, or revised in scope as a result of seques-
23 tration, including an estimate of potential ter-
24 mination costs and of increased contract costs

1 due to renegotiation and reinstatement of con-
2 tracts.

3 (3) ASSUMPTIONS.—The report required by
4 paragraph (1) shall assume the following:

5 (A) Except as provided in subparagraph
6 (B), the funds subject to sequester are the
7 funds in all 050 accounts, including all unobli-
8 gated balances.

9 (B) The funds exempt from the sequester
10 are the following:

11 (i) Funds in accounts for military per-
12 sonnel.

13 (ii) Funds in accounts for overseas
14 contingency operations.

15 (4) PRESENTATION OF CERTAIN INFORMA-
16 TION.—In listing programs, projects, and activities
17 under paragraph (2)(C), the report required by
18 paragraph (1) shall set forth for each the following:

19 (A) The most specific level of budget item
20 identified in applicable appropriations Acts.

21 (B) Related classified annexes and explan-
22 atory statements.

23 (C) Department of Defense budget jus-
24 tification documents DOD P-1 and R-1 as
25 subsequently modified by congressional action,

1 and as submitted by the Department of Defense
2 together with the budget materials for the
3 budget of the President for fiscal year 2013 (as
4 submitted to Congress pursuant to section
5 1105(a) of title 31, United States Code).

6 (D) Department of Defense document O-
7 1 for operation and maintenance accounts for
8 fiscal year 2013, for which purpose the term
9 “program, project, or activity” means the budg-
10 et activity account and sub account for the pro-
11 gram, project, or activity as submitted in such
12 document O-1.

13 **Subtitle B—Counter-Drug** 14 **Activities**

15 **SEC. 1011. EXTENSION OF AUTHORITY FOR JOINT TASK** 16 **FORCES TO PROVIDE SUPPORT TO LAW EN-** 17 **FORCEMENT AGENCIES CONDUCTING** 18 **COUNTER-TERRORISM ACTIVITIES.**

19 Section 1022(b) of the National Defense Authoriza-
20 tion Act for Fiscal Year 2004 (10 U.S.C. 371 note) is
21 amended by striking “2012” and inserting “2013”.

1 **SEC. 1012. REQUIREMENT FOR BIENNIAL CERTIFICATION**
2 **ON PROVISION OF SUPPORT FOR COUNTER-**
3 **DRUG ACTIVITIES TO CERTAIN FOREIGN**
4 **GOVERNMENTS.**

5 Section 1033 of the National Defense Authorization
6 Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat.
7 1881), as most recently amended by section 1006 of the
8 National Defense Authorization Act for Fiscal Year 2012
9 (Public Law 112–81; 125 Stat. 1557), is further amend-
10 ed—

11 (1) in subsection (f)—

12 (A) in paragraph (1), by striking “the
13 written certification described in subsection (g)
14 for that fiscal year.” and inserting “a written
15 certification described in subsection (g) applica-
16 ble to that fiscal year. The first such certifi-
17 cation with respect to any such government
18 may apply only to a period of one fiscal year.
19 Subsequent certifications with respect to any
20 such government may apply to a period of not
21 to exceed two fiscal years.”; and

22 (B) in paragraph (4)(B), by striking “The
23 Committee on National Security and the Com-
24 mittee on International Relations of the House
25 of Representatives” and inserting “The Com-
26 mittee on Armed Services and the Committee

1 on Foreign Affairs of the House of Representa-
2 tives”; and

3 (2) in subsection (g), in the matter preceding
4 paragraph (1)—

5 (A) by striking “The written” and insert-
6 ing “A written”; and

7 (B) by striking “for a fiscal year” and all
8 that follows through the colon and inserting
9 “with respect to a government to receive sup-
10 port under this section for any period of time
11 is a certification of each of the following with
12 respect to that government:”.

13 **SEC. 1013. AUTHORITY TO SUPPORT THE UNIFIED**
14 **COUNTERDRUG AND COUNTERTERRORISM**
15 **CAMPAIGN IN COLOMBIA.**

16 (a) **AUTHORITY.**—

17 (1) **IN GENERAL.**—Of the amounts authorized
18 to be appropriated by section 1404 for the Depart-
19 ment of Defense for drug interdiction and counter-
20 drug activities, Defense-wide for fiscal year 2013,
21 not more than \$50,000,000 may be used by the Sec-
22 retary of Defense to provide in support of a unified
23 campaign by the Government of Colombia against
24 narcotics trafficking and against terrorist organiza-

1 tions (as designated by the Secretary of State) in
2 Colombia the following:

3 (A) Logistics support, services, and sup-
4 plies.

5 (B) The types of support authorized under
6 section 1004(b) of the National Defense Au-
7 thorization Act for Fiscal Year 1991 (10 U.S.C.
8 374 note).

9 (C) The types of support authorized under
10 section 1033(c) of the National Defense Au-
11 thorization Act for Fiscal Year 1998 (Public
12 Law 105–85).

13 (2) SCOPE OF AUTHORITY.—The authority to
14 provide assistance for a campaign under this sub-
15 section includes authority to take actions to protect
16 human health and welfare in emergency cir-
17 cumstances, including the undertaking of rescue op-
18 erations.

19 (b) ASSISTANCE OTHERWISE PROHIBITED BY
20 LAW.—The Secretary of Defense may not use the author-
21 ity in subsection (a) to provide any type of assistance de-
22 scribed in this subsection that is otherwise prohibited by
23 any provision of law.

24 (c) LIMITATION ON PARTICIPATION OF UNITED
25 STATES PERSONNEL.—No United States Armed Forces

1 personnel, United States civilian employees, or United
2 States civilian contractor personnel employed by the
3 United States may participate in any combat operation in
4 connection with assistance using funds pursuant to the au-
5 thority in subsection (a), except for the purpose of acting
6 in self defense or of rescuing any United States citizen,
7 including any United States Armed Forces personnel,
8 United States civilian employee, or civilian contractor em-
9 ployed by the United States.

10 (d) RELATION TO OTHER AUTHORITIES.—The au-
11 thority provided by subsection (a) is in addition to any
12 other authority in law to provide assistance to the Govern-
13 ment of Colombia.

14 (e) REPORT.—

15 (1) IN GENERAL.—Not later than November 1
16 following any fiscal year in which the Secretary of
17 Defense provides support under subsection (a), the
18 Secretary shall submit to the congressional defense
19 committees a report setting forth the following:

20 (A) A description of the support provided,
21 including—

22 (i) a description of the support;

23 (ii) the cost of the support;

24 (iii) a list of the Colombia units to
25 which support was provided; and

1 (iv) a list of the Colombia operations
2 supported.

3 (B) Guidance for future Department of
4 Defense support for a unified campaign by the
5 Government of Colombia against narcotics traf-
6 ficking and terrorism.

7 (2) FORM.—The report required by paragraph
8 (1) shall be submitted in unclassified form, but may
9 include a classified annex.

10 **SEC. 1014. QUARTERLY REPORTS ON USE OF FUNDS IN THE**
11 **DRUG INTERDICTION AND COUNTER-DRUG**
12 **ACTIVITIES, DEFENSE-WIDE ACCOUNT.**

13 (a) QUARTERLY REPORTS ON EXPENDITURES OF
14 FUNDS.—Not later than 60 days after the end of each
15 fiscal year quarter, the Secretary of Defense shall submit
16 to the congressional defense committees a report setting
17 forth a description of the expenditure of funds, by project
18 code, from the Drug Interdiction and Counter-Drug Ac-
19 tivities, Defense-wide account during such fiscal year
20 quarter, including expenditures of funds in direct or indi-
21 rect support of the counter-drug activities of foreign gov-
22 ernments.

23 (b) INFORMATION ON SUPPORT OF COUNTER-DRUG
24 ACTIVITIES OF FOREIGN GOVERNMENTS.—The informa-
25 tion in a report under subsection (a) on direct or indirect

1 support of the counter-drug activities of foreign govern-
2 ments shall include, for each foreign government so sup-
3 ported, the following:

4 (1) The total amount of assistance provided to,
5 or expended on behalf of, the foreign government.

6 (2) A description of the types of counter-drug
7 activities conducted using the assistance.

8 (3) An explanation of the legal authority under
9 which the assistance was provided.

10 (c) CESSATION OF REQUIREMENT.—No report shall
11 be required under subsection (a) for any fiscal year quar-
12 ter beginning on or after October 1, 2017.

13 (d) REPEAL OF OBSOLETE AUTHORITY.—Section
14 1022 of the Floyd D. Spence National Defense Authoriza-
15 tion Act for Fiscal Year 2001 (as enacted into law by Pub-
16 lic Law 106–398) is repealed.

17 **Subtitle C—Naval Vessels and** 18 **Shipyards**

19 **SEC. 1021. RETIREMENT OF NAVAL VESSELS.**

20 (a) REPORT REQUIRED.—Not later than 30 days
21 after the date of the enactment of this Act, the Chief of
22 Naval Operations shall submit to the congressional de-
23 fense committees a report that sets forth a comprehensive
24 description of the current requirements of the Navy for
25 combatant vessels of the Navy, including submarines.

1 (b) ADDITIONAL REPORT ELEMENT IF LESS THAN
2 313 VESSELS REQUIRED.—If the number of combatant
3 vessels for the Navy (including submarines) specified as
4 being required in the report under subsection (a) is less
5 than 313 combatant vessels, the report shall include a jus-
6 tification for the number of vessels specified as being so
7 required and the rationale by which the number of vessels
8 is considered consistent with applicable strategic guidance
9 issued by the President and the Secretary of Defense in
10 2012.

11 **SEC. 1022. TERMINATION OF A MARITIME PREPOSITIONING**
12 **SHIP SQUADRON.**

13 (a) REPORT REQUIRED.—

14 (1) IN GENERAL.—Not later than 60 days after
15 the date of the enactment of this Act, the Chief of
16 Naval Operations and the Commandant of the Ma-
17 rine Corps shall jointly submit to the congressional
18 defense committees a report setting forth an assess-
19 ment of the Marine Corps Prepositioning Program—
20 Norway and the capability of that program to ad-
21 dress any readiness gaps that will be created by the
22 termination of Maritime Prepositioning Ship Squad-
23 ron One in the Mediterranean.

24 (2) ELEMENTS.—The report required by para-
25 graph (1) shall include the following:

1 (A) A detailed description of the time re-
2 quired to transfer stockpiles onto Navy vessels
3 for use in contingency operations.

4 (B) A comparison of the response time of
5 the Marine Corps Prepositioning Program–Nor-
6 way with the current response time of Maritime
7 Prepositioning Ship Squadron One.

8 (C) A description of the equipment stored
9 in the stockpiles of the Marine Corps
10 Prepositioning Program–Norway, and an as-
11 sessment of the differences, if any, between that
12 equipment and the equipment of a Maritime
13 Prepositioning Ship squadron.

14 (D) A description and assessment of the
15 current age and state of maintenance of the
16 equipment of the Marine Corps Maritime
17 Prepositioning Program–Norway.

18 (E) A plan to address the equipment
19 shortages and modernization needs of the Ma-
20 rine Corps Maritime Prepositioning Program–
21 Norway.

22 (b) LIMITATION ON AVAILABILITY OF FUNDS.—
23 Amounts authorized to be appropriated by this Act may
24 not be obligated or expended to terminate a Maritime
25 Prepositioning Ship squadron until the date of the sub-

1 mittal to the congressional defense committees of the re-
2 port required by subsection (a).

3 **SEC. 1023. SENSE OF CONGRESS ON RECAPITALIZATION**
4 **FOR THE NAVY AND COAST GUARD.**

5 (a) FINDINGS.—Congress makes the following find-
6 ings:

7 (1) More than 70 percent of the world’s surface
8 is comprised of navigable oceans.

9 (2) More than 80 percent of the population of
10 the world lives within 100 miles of an ocean.

11 (3) More than 90 percent of the world’s com-
12 merce traverses an oceans.

13 (4) The national security of the United States
14 is inextricably linked to the maintenance of global
15 freedom of access for both the strategic and com-
16 mercial interests of the United States.

17 (5) To maintain that freedom of access the sea
18 services of the United States, composed of the Navy,
19 the Marine Corps, and the Coast Guard, must be
20 sufficiently positioned as rotationally globally
21 deployable forces with the capability to decisively de-
22 fend United States citizens, homeland, and interests
23 abroad from direct or asymmetric attack and must
24 be comprised of sufficient vessels to maintain global
25 freedom of action.

1 (6) To achieve appropriate capabilities to en-
2 sure national security the Government of the United
3 States must continue to recapitalize the fleets of the
4 Navy and Coast Guard and must continue to con-
5 duct vital maintenance and repair of existing vessels
6 to ensure such vessels meet service life goals.

7 (b) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the sea services of the United States should
10 be funded and maintained to provide the broad spec-
11 trum of capabilities required to protect the national
12 security of the United States;

13 (2) such capabilities should include—

14 (A) the ability to project United States
15 power rapidly anywhere on the globe without
16 the need for host nation basing permission or
17 long and potentially vulnerable logistics supply
18 lines;

19 (B) the ability to land and recover mari-
20 time forces from the sea for direct combat ac-
21 tion, to evacuate United States citizens from
22 hostile situations, and to provide humanitarian
23 assistance where needed;

1 (C) the ability to operate from the sub-
 2 surface with overpowering conventional combat
 3 power, as well as strategic deterrence; and

4 (D) the ability to operate in collaboration
 5 with United States maritime partners in the
 6 common interest of preventing piracy at sea
 7 and maintaining the commercial sea lanes avail-
 8 able for global commerce;

9 (3) the Secretary of Defense, in coordination
 10 with the Secretary of the Navy, should maintain the
 11 recapitalization plans for the Navy as a priority in
 12 all future force structure decisions; and

13 (4) the Secretary of Homeland Security should
 14 maintain the recapitalization plans for the Coast
 15 Guard as a priority in all future force structure deci-
 16 sions.

17 **Subtitle D—Counterterrorism**

18 **SEC. 1031. EXTENSION OF CERTAIN PROHIBITIONS AND RE-** 19 **QUIREMENTS RELATING TO DETAINEES AT** 20 **UNITED STATES NAVAL STATION, GUANTA-** 21 **NAMO BAY, CUBA.**

22 (a) PROHIBITION ON USE OF FUNDS TO CONSTRUCT
 23 OR MODIFY FACILITIES IN US FOR TRANSFER OF DE-
 24 TAINÉES.—Section 1026(a) of the National Defense Au-
 25 thorization Act for Fiscal Year 2012 (Public Law 112–

1 81; 125 Stat. 1566) is amended by inserting “or 2013”
2 after “fiscal year 2012”.

3 (b) REQUIREMENTS FOR CERTIFICATIONS ON
4 TRANSFERS OF DETAINEES TO FOREIGN COUNTRIES OR
5 ENTITIES.—Section 1028(a)(1) of the National Defense
6 Authorization Act for Fiscal Year 2012 (125 Stat. 1567;
7 10 U.S.C. 801 note) is amended by inserting “or 2013”
8 after “fiscal year 2012”.

9 **Subtitle E—Miscellaneous**
10 **Authorities and Limitations**

11 **SEC. 1041. ENHANCEMENT OF RESPONSIBILITIES OF THE**
12 **CHAIRMAN OF THE JOINT CHIEFS OF STAFF**
13 **REGARDING THE NATIONAL MILITARY**
14 **STRATEGY.**

15 (a) IN GENERAL.—Subsection (b) of section 153 of
16 title 10, United States Code, is amended to read as fol-
17 lows:

18 “(b) NATIONAL MILITARY STRATEGY.—

19 “(1) NATIONAL MILITARY STRATEGY.—(A) The
20 Chairman shall determine each even-numbered year
21 whether to prepare a new National Military Strategy
22 in accordance with this subparagraph or to update
23 a strategy previously prepared in accordance with
24 this subsection. The Chairman shall complete prepa-
25 ration of the National Military Strategy or update in

1 time for transmittal to Congress pursuant to para-
2 graph (3), including in time for inclusion of the re-
3 port of the Secretary of Defense, if any, under para-
4 graph (4).

5 “(B) Each National Military Strategy (or up-
6 date) under this paragraph shall be based on a com-
7 prehensive review conducted by the Chairman in
8 conjunction with the other members of the Joint
9 Chiefs of Staff and the commanders of the unified
10 and specified combatant commands.

11 “(C) Each National Military Strategy (or up-
12 date) submitted under this paragraph shall refer to
13 and support each of the following:

14 “(i) The most recent National Security
15 Strategy prescribed by the President pursuant
16 to section 108 of the National Security Act of
17 1947 (50 U.S.C. 404a).

18 “(ii) The most recent annual report of the
19 Secretary of Defense submitted to the President
20 and Congress pursuant to section 113 of this
21 title.

22 “(iii) The most recent Quadrennial De-
23 fense Review conducted by the Secretary of De-
24 fense pursuant to section 118 of this title.

1 “(iv) Any other national security or de-
2 fense strategic guidance issued by the President
3 or the Secretary of Defense.

4 “(D) Each National Military Strategy (or up-
5 date) submitted under this paragraph shall do the
6 following:

7 “(i) Describe the strategic environment
8 and the opportunities and challenges that affect
9 United States national interests and United
10 States national security.

11 “(ii) Describe the threats, such as inter-
12 national, regional, transnational, hybrid, ter-
13 rorism, cyber-attack, weapons of mass destruc-
14 tion, asymmetric challenges, and any other cat-
15 egories of threats identified by the Chairman,
16 to the United States national security.

17 “(iii) Identify the United States national
18 military objectives and the relationship of those
19 objectives to the strategic environment and to
20 the threats described under clause (ii).

21 “(iv) Identify the operational concepts,
22 missions, tasks, or activities necessary to sup-
23 port the achievement of the objectives identified
24 under clause (iii).

1 “(v) Identify the fiscal, budgetary, and re-
2 source environments and conditions that, in the
3 assessment of the Chairman, impact the strat-
4 egy.

5 “(vi) Identify the implications of current
6 force planning and sizing constructs for the
7 strategy.

8 “(vii) Identify and assess the capacity, ca-
9 pabilities, and availability of United States
10 forces (including both the regular and reserve
11 components) to support the execution of mis-
12 sions required by the strategy.

13 “(viii) Identify areas in which the armed
14 forces intends to engage and synchronize with
15 other departments and agencies of the United
16 States Government contributing to the execu-
17 tion of missions required by the strategy.

18 “(ix) Identify and assess potential areas in
19 which the armed forces could be augmented by
20 contributions from alliances (such as the North
21 Atlantic Treaty Organization (NATO)), inter-
22 national allies, or other friendly nations in the
23 execution of missions required by the strategy.

24 “(x) Identify and assess the requirements
25 for contractor support to the armed forces for

1 conducting training, peacekeeping, overseas
2 contingency operations, and other major combat
3 operations under the strategy.

4 “(xi) Identify the assumptions made with
5 respect to each of clauses (i) through (x).

6 “(E) Each update to a National Military Strat-
7 egy under this paragraph shall address only those
8 parts of the most recent National Military Strategy
9 for which the Chairman determines, on the basis of
10 a comprehensive review conducted in conjunction
11 with the other members of the Joint Chiefs of Staff
12 and the commanders of the combatant commands,
13 that a modification is needed.

14 “(2) RISK ASSESSMENT.—(A) The Chairman
15 shall prepare each year an assessment of the risks
16 associated with the most current National Military
17 Strategy (or update) under paragraph (1). The risk
18 assessment shall be known as the ‘Risk Assessment
19 of the Chairman of the Joint Chiefs of Staff’. The
20 Chairman shall complete preparation of the Risk As-
21 sessment in time for transmittal to Congress pursu-
22 ant to paragraph (3), including in time for inclusion
23 of the report of the Secretary of Defense, if any,
24 under paragraph (4).

1 “(B) The Risk Assessment shall do the fol-
2 lowing:

3 “(i) As the Chairman considers appro-
4 priate, update any changes to the strategic en-
5 vironment, threats, objectives, force planning
6 and sizing constructs, assessments, and as-
7 sumptions in the National Military Strategy.

8 “(ii) Identify and define the strategic risks
9 to United States interests and the military risks
10 in executing the missions of the National Mili-
11 tary Strategy.

12 “(iii) Identify and define levels of risk dis-
13 tinguishing between the concepts of probability
14 and consequences, including an identification of
15 what constitutes ‘significant’ risk in the judg-
16 ment of the Chairman.

17 “(iv) Identify and assess risk in the Na-
18 tional Military Strategy by category and level
19 and the ways in which risk might manifest
20 itself, including how risk is projected to in-
21 crease, decrease, or remain stable over time,
22 and, for each category of risk, assess the extent
23 to which current or future risk increases, de-
24 creases, or is stable as a result of budgetary
25 priorities, tradeoffs, or fiscal constraints or lim-

1 itations as currently estimated and applied in
2 the most current future-years defense program
3 under section 221 of this title.

4 “(v) Identify and assess risk associated
5 with the assumptions or plans of the National
6 Military Strategy about the contributions or
7 support of—

8 “(I) other departments and agencies
9 of the United States Government (includ-
10 ing their capabilities and availability);

11 “(II) alliances, allies, and other
12 friendly nations, (including their capabili-
13 ties, availability, and interoperability); and

14 “(III) contractors.

15 “(vi) Identify and assess the critical defi-
16 ciencies and strengths in force capabilities (in-
17 cluding manpower, logistics, intelligence, and
18 mobility support) identified during the prepara-
19 tion and review of the contingency plans of each
20 unified combatant command, and identify and
21 assess the effect of such deficiencies and
22 strengths for the National Military Strategy.

23 “(3) SUBMITTAL OF NATIONAL MILITARY
24 STRATEGY AND RISK ASSESSMENT TO CONGRESS.—

25 (A) Not later than February 15 of each even-num-

1 bered year, the Chairman shall, through the Sec-
2 retary of Defense, submit to the Committees on
3 Armed Services of the Senate and the House of Rep-
4 resentatives the National Military Strategy or up-
5 date, if any, prepared under paragraph (1) in such
6 year.

7 “(B) Not later than February 15 each year, the
8 Chairman shall, through the Secretary of Defense,
9 submit to the Committees on Armed Services of the
10 Senate and the House of Representatives the Risk
11 Assessment prepared under paragraph (2) in such
12 year.

13 “(4) SECRETARY OF DEFENSE REPORTS TO
14 CONGRESS.—(A) In transmitting a National Military
15 Strategy (or update) or Risk Assessment to Con-
16 gress pursuant to paragraph (3), the Secretary of
17 Defense shall include in the transmittal such com-
18 ments of the Secretary thereon, if any, as the Sec-
19 retary considers appropriate.

20 “(B) If the Risk Assessment transmitted under
21 paragraph (3) in a year includes an assessment that
22 a risk or risks associated with the National Military
23 Strategy (or update) are significant, or that critical
24 deficiencies in force capabilities exist for a contin-
25 gency plan described in paragraph (2)(B)(vi), the

1 Secretary shall include in the transmittal of the Risk
2 Assessment the plan of the Secretary for mitigating
3 such risk or deficiency. A plan for mitigating risk of
4 deficiency under this subparagraph shall—

5 “(i) address the risk assumed in the Na-
6 tional Military Strategy (or update) concerned,
7 and the additional actions taken or planned to
8 be taken to address such risk using only cur-
9 rent technology and force structure capabilities;
10 and

11 “(ii) specify, for each risk addressed, the
12 extent of, and a schedule for expected mitiga-
13 tion of, such risk, and an assessment of the po-
14 tential for residual risk, if any, after mitiga-
15 tion.”.

16 (b) CONFORMING AMENDMENT.—Such section is fur-
17 ther amended by striking subsection (d).

18 **SEC. 1042. MODIFICATION OF AUTHORITY ON TRAINING OF**
19 **SPECIAL OPERATIONS FORCES WITH FRIEND-**
20 **LY FOREIGN FORCES.**

21 (a) AUTHORITY TO PAY FOR MINOR MILITARY CON-
22 STRUCTION IN CONNECTION WITH TRAINING.—Sub-
23 section (a) of section 2011 of title 10, United States Code,
24 is amended by adding at the end the following new para-
25 graph:

1 “(4) Expenses of minor military construction
2 directly related to that training with such expenses
3 payable from amounts available to the commander
4 for unspecified minor military construction, except
5 that—

6 “(A) the amount of any project for which
7 such expenses are so payable may not exceed
8 \$250,000; and

9 “(B) the total amount of such expenses so
10 paid in any fiscal year may not exceed
11 \$2,000,000.”.

12 (b) PURPOSES OF TRAINING.—Subsection (b) of such
13 section is amended to read as follows:

14 “(b) PURPOSES OF TRAINING.—The purposes of the
15 training for which payment may be made under subsection
16 (a) shall be as follows:

17 “(1) To train the special operations forces of
18 the combatant command.

19 “(2) In the case of a commander of a combat-
20 ant command having a geographic area of responsi-
21 bility, to train the military forces and other security
22 forces of a friendly foreign country in a manner con-
23 sistent with the Theater Campaign Plan of the com-
24 mander for that geographic area.”.

1 (c) PRIOR APPROVAL.—Subsection (c) of such section
2 is amended by inserting before the period at the end of
3 the second sentence the following: “, or, in the case of
4 training activities carried out after the date of the enact-
5 ment of the National Defense Authorization Act for Fiscal
6 Year 2013, the approval of the Secretary of Defense, in
7 coordination with the Secretary of State”.

8 (d) REPORTS.—Subsection (e) of such section is
9 amended—

10 (1) in paragraph (3)—

11 (A) by inserting “or other security” after
12 “foreign” the first place it appears; and

13 (B) by striking “foreign military per-
14 sonnel” and inserting “such foreign personnel”;

15 (2) in paragraph (4)—

16 (A) by striking “and military training ac-
17 tivities” and inserting “military training activi-
18 ties”; and

19 (B) by inserting before the period at the
20 end the following: “, and training programs
21 sponsored by the Department of State”;

22 (3) by redesignating paragraph (6) as para-
23 graph (7); and

24 (4) by inserting after paragraph (5) the fol-
25 lowing new paragraph (6):

1 “(6) A description of any minor military con-
2 struction projects for which expenses were paid, in-
3 cluding a justification of the benefits of each such
4 project to training under this section.”.

5 (e) EFFECTIVE DATE.—The amendments made by
6 this section shall take effect on the of the enactment of
7 this Act. The amendments made by subsection (d) shall
8 apply with respect to any reports submitted under sub-
9 section (e) of section 2011 of title 10, United States Code
10 (as so amended), after that date.

11 **SEC. 1043. EXTENSION OF AUTHORITY TO PROVIDE AS-**
12 **SURED BUSINESS GUARANTEES TO CAR-**
13 **RIERS PARTICIPATING IN CIVIL RESERVE AIR**
14 **FLEET.**

15 (a) EXTENSION.—Subsection (k) of section 9515 of
16 title 10, United States Code, is amended by striking “De-
17 cember 31, 2015” and inserting “December 31, 2020”.

18 (b) APPLICATION TO ALL SEGMENTS OF CRAF.—
19 Such section is further amended—

20 (1) in subsection (a)(3), by striking “pas-
21 senger”; and

22 (2) in subsection (j), by striking “, except that
23 it only means such transportation for which the Sec-
24 retary of Defense has entered into a contract for the
25 purpose of passenger travel”.

1 of understanding shall provide for the access of veterans
2 to military installations for purposes of participation in
3 the Transition Assistance Program and such other mat-
4 ters as such Secretaries jointly consider appropriate for
5 purposes of this section.

6 (d) DEFINITIONS.—In this section:

7 (1) The term “Transition Assistance Program”
8 means the program carried out by the Department
9 of Defense under sections 1142 and 1144 of title 10,
10 United States Code.

11 (2) The term “veteran” has the meaning given
12 that term in section 101 of title 38, United States
13 Code.

14 **SEC. 1045. MODIFICATION OF THE MINISTRY OF DEFENSE**
15 **ADVISOR PROGRAM.**

16 (a) IN GENERAL.—Subsection (a) of section 1081 of
17 the National Defense Authorization Act for Fiscal Year
18 2012 (Public Law 112–81; 125 Stat. 1599; 10 U.S.C. 168
19 note) is amended by inserting—

20 (1) in the matter preceding paragraph (1), by
21 inserting “, regional organizations with defense or
22 security components, and international organizations
23 of which the United States is a member” after “for-
24 eign countries”; and

1 (2) by inserting “or organization” after “min-
2 istry” both places it appears.

3 (b) REPORTS.—Subsection (c) of such section is
4 amended—

5 (1) by inserting “or organizations” after “de-
6 fense ministries” both places it appears; and

7 (2) by striking paragraph (7).

8 (c) CONFORMING AMENDMENT.—The heading of
9 such section is amended to read as follows:

10 **“SEC. 1081. AUTHORITY FOR ASSIGNMENT OF CIVILIAN EM-
11 EMPLOYEES OF THE DEPARTMENT OF DEFENSE
12 AS ADVISORS TO FOREIGN MINISTRIES OF
13 DEFENSE AND CERTAIN REGIONAL AND
14 INTERNATIONAL ORGANIZATIONS.”.**

15 **SEC. 1046. INTERAGENCY COLLABORATION ON UNMANNED
16 AIRCRAFT SYSTEMS.**

17 (a) FINDINGS ON JOINT DEPARTMENT OF DEFENSE
18 FEDERAL AVIATION ADMINISTRATION EXECUTIVE COM-
19 MITTEE ON CONFLICT AND DISPUTE RESOLUTION.—Sec-
20 tion 1036(a) of the Duncan Hunter National Defense Au-
21 thorization Act for Fiscal Year 2009 (Public Law 110-
22 417; 122 Stat. 4596) is amended by adding at the end
23 the following new paragraph:

24 “(9) Collaboration of scientific and technical
25 personnel and sharing of technical information, test

1 results, and resources where available from the De-
2 partment of Defense, the Federal Aviation Adminis-
3 tration, and the National Aeronautics and Space Ad-
4 ministration can advance an enduring relationship of
5 research capability to advance the access of un-
6 manned aircraft systems of the Department of De-
7 fense, the National Aeronautics and Space Adminis-
8 tration and other public agencies to the National
9 Airspace System.”.

10 (b) INTERAGENCY COLLABORATION.—

11 (1) IN GENERAL.—The Secretary of Defense
12 shall collaborate with the Administrator of the Fed-
13 eral Aviation Administration and the Administrator
14 of the National Aeronautics and Space Administra-
15 tion to conduct research and seek solutions to chal-
16 lenges associated with the safe integration of un-
17 manned aircraft systems into the National Airspace
18 System in accordance with subtitle B of title III of
19 the FAA Modernization and Reform Act of 2012
20 (Public Law 112–95; 126 Stat. 72).

21 (2) ACTIVITIES IN SUPPORT OF PLAN ON AC-
22 CESS TO NATIONAL AIRSPACE FOR UNMANNED AIR-
23 CRAFT SYSTEMS.—Collaboration under paragraph
24 (1) may include research and development of sci-
25 entific and technical issues, equipment, and tech-

1 nology in support of the plan to safely accelerate the
2 integration of unmanned aircraft systems as re-
3 quired by subtitle B of title III of the FAA Mod-
4 ernization and Reform Act of 2012.

5 (3) NONDUPLICATIVE EFFORTS.—If the Sec-
6 retary of Defense determines it is in the interest of
7 the Department of Defense, the Secretary may use
8 existing aerospace-related laboratories, personnel,
9 equipment, research radars, and ground facilities of
10 the Department of Defense to avoid duplication of
11 efforts in carrying out collaboration under para-
12 graph (1).

13 (4) REPORTS.—

14 (A) REQUIREMENT.—The Secretary of De-
15 fense, on behalf of the UAS Executive Com-
16 mittee, shall annually submit to the congress-
17 sional defense committees, the Committee on
18 Transportation and Infrastructure, and the
19 Committee on Science, Space, and Technology
20 of the House of Representatives, and the Com-
21 mittee on Commerce, Science, and Transpor-
22 tation of the Senate a report on the progress of
23 research activity of the Department of Defense,
24 including—

1 (i) progress in accomplishing the goals
2 of the unmanned aircraft systems research,
3 development, and demonstration as related
4 to the Department of Defense Final Re-
5 port to Congress on Access to National
6 Airspace for Unmanned Aircraft Systems
7 of October 2010, and any ongoing and col-
8 laborative research and development pro-
9 grams with the Federal Aviation Adminis-
10 tration and the National Aeronautics and
11 Space Administration and

12 (ii) estimates of long-term funding
13 needs and details of funds expended and
14 allocated in the budget requests of the
15 President that support integration into the
16 National Airspace.

17 (B) TERMINATION.—The requirement to
18 submit a report under subparagraph (A) shall
19 terminate on the date that is 5 years after the
20 date of the enactment of this Act.

21 (c) UAS EXECUTIVE COMMITTEE DEFINED.—In this
22 section, the term “UAS Executive Committee” means the
23 National Aeronautics and Space Administration and
24 the Department of Defense—Federal Aviation Administra-
25 tion executive committee described in section 1036(b) of

1 the Duncan Hunter National Defense Authorization Act
2 for Fiscal Year 2009 and established by the Secretary of
3 Defense and the Administrator of the Federal Aviation
4 Administration.

5 (d) AUTHORIZATION OF APPROPRIATIONS.—There is
6 hereby authorized to be appropriated such sums as may
7 be necessary to carry out this section.

8 **SEC. 1047. SENSE OF SENATE ON NOTICE TO CONGRESS ON**
9 **UNFUNDED PRIORITIES.**

10 It is the sense of the Senate that—

11 (1) not later than 45 days after the submittal
12 to Congress of the budget for a fiscal year under
13 section 1105(a) of title 31, United States Code, each
14 officer specified in paragraph (2) should, through
15 the Chairman of the Joint Chiefs of Staff and the
16 Secretary of Defense, submit to the congressional
17 defense committees a list of any priority military
18 programs or activities under the jurisdiction of such
19 officer for which, in the estimate of such officer ad-
20 ditional funds, if available, would substantially re-
21 duce operational or programmatic risk or accelerate
22 the creation or fielding of a critical military capa-
23 bility;

24 (2) the officers specified in this paragraph
25 are—

- 1 (A) the Chief of Staff of the Army;
2 (B) the Chief of Naval Operations;
3 (C) the Chief of Staff of the Air Force;
4 (D) the Commandant of the Marine Corps;

5 and

- 6 (E) the Commander of the United States
7 Special Operations Command; and

8 (3) each list, if any, under paragraph (1)
9 should set forth for each military program or activ-
10 ity on such list—

11 (A) a description of such program or activ-
12 ity;

13 (B) a summary description of the justifica-
14 tion for or objectives of additional funds, if
15 available for such program or activity; and

16 (C) the additional amount of funds rec-
17 ommended in connection with the justification
18 or objectives described for such program or ac-
19 tivity under subparagraph (B).

20 **Subtitle F—Reports**

21 **SEC. 1061. REPORT ON STRATEGIC AIRLIFT AIRCRAFT.**

22 Not later than 90 days after the date of the enact-
23 ment of this Act, the Secretary of Defense shall submit
24 to the congressional defense committees a report that sets
25 forth the following:

1 (1) An assessment of the feasibility and advis-
2 ability of obtaining a Federal Aviation Administra-
3 tion certification for commercial use of each of the
4 following:

5 (A) A commercial variant of the C-17 air-
6 craft.

7 (B) A retired C-17A aircraft.

8 (C) a retired C-5A aircraft.

9 (2) An assessment of the current limitations of
10 the aircraft of the Civil Reserve Air Fleet.

11 (3) An assessment of the potential for using the
12 aircraft referred to in paragraph (1) in the Civil Re-
13 serve Air Fleet.

14 (4) An assessment of the advantages of adding
15 the aircraft referred to in paragraph (1) to the Civil
16 Reserve Air Fleet.

17 (5) An update on the status of any cooperation
18 between the Federal Aviation Administration and
19 the Department of Defense on the certification of
20 the aircraft referred to in paragraph (1).

21 (6) A description of all actions required, includ-
22 ing any impediments to such actions, to offering re-
23 tired C-5A aircraft or retired C-17A aircraft as ex-
24 cess defense articles to United States allies or for
25 sale to Civil Reserve Air Fleet carriers.

1 (7) A description of the actions required for in-
2 terested allies or Civil Reserve Air Fleet carriers to
3 take delivery of excess C-5A aircraft or excess C-
4 17A aircraft, including the actions, modifications, or
5 demilitarization necessary for such recipients to take
6 delivery of such aircraft, and provisions for permit-
7 ting such recipients to undertake responsibility for
8 such actions, to the maximum extent practicable.

9 **SEC. 1062. REPEAL OF BIENNIAL REPORT ON THE GLOBAL**
10 **POSITIONING SYSTEM.**

11 Section 2281 of title 10, United States Code, is
12 amended—

13 (1) by striking subsection (d); and

14 (2) by redesignating subsection (e) as sub-
15 section (d).

16 **SEC. 1063. REPEAL OF ANNUAL REPORT ON THREAT POSED**
17 **BY WEAPONS OF MASS DESTRUCTION, BAL-**
18 **LISTIC MISSILES, AND CRUISE MISSILES.**

19 Section 234 of the National Defense Authorization
20 Act for Fiscal Year 1998 (Public Law 105-85; 111 Stat.
21 1664; 50 U.S.C. 2367) is repealed.

22 **Subtitle G—Nuclear Matters**

23 **SEC. 1071. STRATEGIC DELIVERY SYSTEMS.**

24 (a) FINDINGS.—Congress makes the following find-
25 ings:

1 (1) The Nuclear Posture Review of 2010 said,
2 with respect to modernizing the triad, “for planned
3 reductions under New START, the United States
4 should retain a smaller Triad of SLBMs, ICBMs,
5 and heavy bombers. Retaining all three Triad legs
6 will best maintain strategic stability at reasonable
7 cost, while hedging against potential technical prob-
8 lems or vulnerabilities”.

9 (2) The Senate stated in Declaration 12 of the
10 Resolution of Advice and Consent to Ratification of
11 the New START Treaty that “In accordance with
12 paragraph 1 of Article V of the New START Trea-
13 ty, which states that, ‘Subject to the provisions of
14 this Treaty, modernization and replacement of stra-
15 tegic offensive arms may be carried out,’ it is the
16 sense of the Senate that United States deterrence
17 and flexibility is assured by a robust triad of stra-
18 tegic delivery vehicles. To this end, the United
19 States is committed to accomplishing the moderniza-
20 tion and replacement of its strategic nuclear delivery
21 vehicles, and to ensuring the continued flexibility of
22 United States conventional and nuclear delivery sys-
23 tems”.

24 (3) The Senate required the President, prior to
25 the entry into force of the New START Treaty, to

1 certify to the Senate that the President intended to
2 modernize or replace the triad of strategic nuclear
3 delivery systems.

4 (4) The President made this certification in a
5 message to the Senate on February 2, 2011, in
6 which the President stated, “I intend to (a) mod-
7 ernize or replace the triad of strategic nuclear deliv-
8 ery systems: a heavy bomber and air-launched cruise
9 missile, an ICBM, and a nuclear-powered ballistic
10 missile submarine (SSBN) and SLBM; and (b)
11 maintain the United States rocket motor industrial
12 base”.

13 (b) REQUIREMENTS.—

14 (1) IN GENERAL.—Chapter 23 of title 10,
15 United States Code, is amended by adding at the
16 end the following new section:

17 **“§ 491. Strategic delivery systems**

18 “(a) ANNUAL CERTIFICATION.—Beginning in fiscal
19 year 2013, the President shall annually certify in writing
20 to the congressional defense committees whether plans to
21 modernize or replace strategic delivery systems are fully
22 funded at levels equal to or more than the levels set forth
23 in the November 2010 update to the plan referred to in
24 section 1251 of the National Defense Authorization Act

1 for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
2 2549), including plans regarding—

3 “(1) a heavy bomber and air-launched cruise
4 missile;

5 “(2) an intercontinental ballistic missile;

6 “(3) a submarine-launched ballistic missile;

7 “(4) a ballistic missile submarine; and

8 “(5) maintaining the nuclear command and
9 control system (as first reported in section 1043 of
10 the National Defense Authorization Act for Fiscal
11 Year 2012 (Public Law 112–81; 125 Stat. 1576)).

12 “(b) ADDITIONAL REPORT MATTERS FOLLOWING
13 CERTAIN CERTIFICATIONS.—If the President certifies
14 under subsection (a) that plans to modernize or replace
15 strategic delivery systems are not fully funded, the Presi-
16 dent shall include in the next annual report submitted to
17 Congress under section 1043 of the National Defense Au-
18 thorization Act for Fiscal Year 2012 the following:

19 “(1) A determination whether or not the lack of
20 full funding will result in a loss of military capability
21 when compared with the November 2010 update to
22 the plan referred to in section 1251 of the National
23 Defense Authorization Act for Fiscal Year 2010.

1 “(2) If the determination under paragraph (1)
2 is that the lack of full funding will result in a loss
3 of military capability—

4 “(A) a plan to preserve or retain the mili-
5 tary capability that would otherwise be lost; or

6 “(B) a report setting forth—

7 “(i) an assessment of the impact of
8 the lack of full funding on the strategic de-
9 livery systems specified in subsection (a);
10 and

11 “(ii) a description of the funding re-
12 quired to restore or maintain the capa-
13 bility.

14 “(3) A certification by the President whether or
15 not the President is committed to accomplishing the
16 modernization and replacement of strategic delivery
17 systems and will meet the obligations concerning nu-
18 clear modernization as set forth in declaration 12 of
19 the Resolution of Advice and Consent to Ratification
20 of the New START Treaty.

21 “(c) TREATMENT OF CERTAIN REDUCTIONS.—Any
22 certification under subsection (a) shall not take into ac-
23 count the following:

24 “(1) Reductions made to ensure the safety, se-
25 curity, reliability, and credibility of the nuclear

1 weapons stockpile and strategic delivery systems, in-
2 cluding activities related to surveillance, assessment,
3 certification, testing, and maintenance of nuclear
4 warheads and delivery systems.

5 “(2) Strategic delivery systems that are retired
6 or awaiting dismantlement on the date of the certifi-
7 cation under subsection (a).

8 “(d) DEFINITIONS.—In this section:

9 “(1) The term ‘New START Treaty’ means the
10 Treaty between the United States of America and
11 the Russian Federation on Measures for the Further
12 Reduction and Limitation of Strategic Offensive
13 Arms, signed on April 8, 2010, and entered into
14 force on February 5, 2011.

15 “(2) The term ‘strategic delivery system’ means
16 a delivery system for nuclear weapons.”.

17 (2) CLERICAL AMENDMENT.—The table of sec-
18 tions at the beginning of chapter 23 of such title is
19 amended by adding at the end the following new
20 item:

“491. Strategic delivery systems.”.

21 **SEC. 1072. REQUIREMENTS DEFINITION FOR COMBINED**
22 **WARHEAD FOR CERTAIN MISSILE SYSTEMS.**

23 Not later than 60 days after the date of the enact-
24 ment of this Act, the Nuclear Weapons Council shall sub-
25 mit Congress a report setting forth a definition of the re-

1 requirements for a combined warhead for the W-78 Minute-
2 man III missile system and the W-88 Trident D-5 missile
3 system. The definition shall serve as the basis for a 6.1
4 conception definition and 6.2 feasibility study for the com-
5 bined systems.

6 **SEC. 1073. CONGRESSIONAL BUDGET OFFICE ESTIMATE OF**
7 **COSTS OF NUCLEAR WEAPONS AND DELIV-**
8 **ERY SYSTEMS.**

9 Not later than one year after the date of the enact-
10 ment of this Act, the Director of the Congressional Budget
11 Office shall submit to the congressional defense commit-
12 tees a report setting forth the following:

13 (1) An estimate of the costs over the 10-year
14 period beginning on the date of the report associated
15 with fielding and maintaining the current nuclear
16 weapons and nuclear weapon delivery systems of the
17 United States.

18 (2) An estimate of the costs over the 10-year
19 period beginning on the date of the report of any life
20 extension, modernization, or replacement of any cur-
21 rent nuclear weapons or nuclear weapon delivery sys-
22 tems of the United States that is anticipated as of
23 the date of the report.

1 **Subtitle H—Other Matters**

2 **SEC. 1081. REDESIGNATION OF THE CENTER FOR HEMI-**
3 **SPHERIC DEFENSE STUDIES AS THE WILLIAM**
4 **J. PERRY CENTER FOR HEMISPHERIC DE-**
5 **FENSE STUDIES.**

6 (a) REDESIGNATION.—

7 (1) IN GENERAL.—The Center for Hemispheric
8 Defense Studies is hereby redesignated as the “Wil-
9 liam J. Perry Center for Hemispheric Defense Stud-
10 ies”.

11 (2) REFERENCES.—Any reference in any law,
12 regulation, map, document, record, or other paper of
13 the United States to the center referred to in para-
14 graph (1) shall be considered to be a reference to
15 the William J. Perry Center for Hemispheric De-
16 fense Studies.

17 (b) CONFORMING AMENDMENTS.—Title 10, United
18 States Code, is amended as follows:

19 (1) In section 184—

20 (A) in subsection (b)(2), by striking sub-
21 paragraph (C) and inserting the following new
22 subparagraph (C):

23 “(C) The William J. Perry Center for Hemi-
24 spheric Defense Studies, established in 1997 and lo-
25 cated in Washington, D.C.”; and

1 (B) in subsection (f)(5), by striking “Cen-
2 ter for Hemispheric Defense Studies” and in-
3 sserting “William J. Perry Center for Hemi-
4 spheric Defense Studies”.

5 (2) In section 2611(a)(2), by striking subpara-
6 graph (C) and inserting the following new subpara-
7 graph (C):

8 “(C) The William J. Perry Center for Hemi-
9 spheric Defense Studies.”.

10 **SEC. 1082. TECHNICAL AMENDMENTS TO REPEAL STATU-**
11 **TORY REFERENCES TO UNITED STATES**
12 **JOINT FORCES COMMAND.**

13 Title 10, United States Code, is amended as follows:

14 (1)(A) Section 232 is repealed.

15 (B) The table of sections at the beginning of
16 chapter 9 is amended by striking the item relating
17 to section 232.

18 (2) Section 2859(d) is amended—

19 (A) by striking paragraph (2); and

20 (B) by redesignating paragraph (3) as
21 paragraph (2).

22 (3) Section 10503(13)(B) is amended—

23 (A) by striking clause (iii); and

24 (B) redesignating clause (iv) as clause (iii).

1 **SEC. 1083. SENSE OF CONGRESS ON NON-UNITED STATES**
2 **CITIZENS WHO ARE GRADUATES OF UNITED**
3 **STATES EDUCATIONAL INSTITUTIONS WITH**
4 **ADVANCED DEGREES IN SCIENCE, TECH-**
5 **NOLOGY, ENGINEERING, AND MATHEMATICS.**

6 (a) FINDINGS.—Congress makes the following find-
7 ings:

8 (1) It is a national security concern that more
9 than half of all graduates with advanced scientific
10 and technical degrees from United States institu-
11 tions of higher education are non-United States citi-
12 zens who have very limited opportunities upon grad-
13 uation to contribute to the science and technology
14 activities of the Department of Defense and the
15 United States defense industrial base.

16 (2) The capabilities of the Armed Forces are
17 highly reliant upon advanced technologies that pro-
18 vide our forces with a technological edge on the bat-
19 tlefield.

20 (3) In order to maintain and advance our mili-
21 tary technological superiority, the United States re-
22 quires the best and brightest scientists, mathemati-
23 cians, and engineers to discover, develop, and field
24 the next generation of weapon systems and defense
25 technologies.

1 (4) The Department of Defense and the defense
2 industrial base compete with other sectors for a lim-
3 ited number of United States citizens who have ap-
4 propriate advanced degrees and skills.

5 (5) While an overarching national priority is to
6 increase the numbers of United States citizens who
7 have appropriate advanced degrees in science, tech-
8 nology, engineering, and mathematics (STEM), it
9 would be beneficial if the Department of Defense
10 and the defense industrial base were able to access
11 the pool of talent of non-United States citizens with
12 advanced scientific and technical degrees from
13 United States institutions of higher education, many
14 of whom are otherwise returning to their home coun-
15 tries.

16 (b) SENSE OF CONGRESS.—It is the sense of Con-
17 gress—

18 (1) that the Department of Defense should
19 make every reasonable and practical effort to in-
20 crease the number of United States citizens who
21 pursue advanced degrees in science, technology, en-
22 gineering, and mathematics; and

23 (2) to strongly urge the Department of Defense
24 to investigate innovative mechanisms (subject to all
25 appropriate security requirements) to access to the

1 pool of talent of non-United States citizens with ad-
2 vanced scientific and technical degrees from United
3 States institutions of higher education, especially in
4 those scientific and technical areas that are most
5 vital to the national defense (such as those identified
6 by the Assistant Secretary of Defense for Research
7 and Engineering and the Armed Forces).

8 **TITLE XI—CIVILIAN PERSONNEL**
9 **MATTERS**

10 **SEC. 1101. AUTHORITY FOR TRANSPORTATION OF FAMILY**
11 **HOUSEHOLD PETS OF CIVILIAN PERSONNEL**
12 **DURING EVACUATION OF NON-ESSENTIAL**
13 **PERSONNEL.**

14 Section 5725 of title 5, United States Code, is
15 amended—

16 (1) in subsection (a)(2), by inserting “and fam-
17 ily household pets,” after “personal effects,”; and

18 (2) by adding at the end the following new sub-
19 section:

20 “(c)(1) Authority under subsection (a) to transport
21 family household pets of an employee includes authority
22 for shipment and the payment of quarantine costs, if any.

23 “(2) An employee for whom transportation of family
24 household pets is authorized under subsection (a) may be

1 paid reimbursement or a monetary allowance if other com-
2 mercial transportation means have been used.

3 “(3) The provision of transportation of family house-
4 hold pets for an employee of the Department of Defense
5 under subsection (a) and the payment of reimbursement
6 under paragraph (2) shall be subject to the same terms
7 and conditions as apply under subsection 406(b)(1)(H)(iii)
8 of title 37 with respect to family household pets of mem-
9 bers of the uniformed services, including limitations on the
10 types, size, and number of pets for which transportation
11 may be provided or reimbursement paid.”.

12 **SEC. 1102. EXPANSION OF EXPERIMENTAL PERSONNEL**
13 **PROGRAM FOR SCIENTIFIC AND TECHNICAL**
14 **PERSONNEL AT THE DEFENSE ADVANCED**
15 **RESEARCH PROJECTS AGENCY.**

16 (a) EXPANSION.—Section 1101(b)(1)(A) of the
17 Strom Thurmond National Defense Authorization Act for
18 Fiscal Year 1999 (5 U.S.C. 3104 note) is amended by
19 striking “40” and inserting “60”.

20 (b) CONSTRUCTION.—The amendment made by sub-
21 section (a) shall not be construed as affecting any applica-
22 ble authorization or delimitation of the numbers of per-
23 sonnel that may be employed at the Defense Advanced Re-
24 search Projects Agency.

1 **SEC. 1103. ONE-YEAR EXTENSION OF DISCRETIONARY AU-**
2 **THORITY TO GRANT ALLOWANCES, BENE-**
3 **FITS, AND GRATUITIES TO PERSONNEL ON**
4 **OFFICIAL DUTY IN A COMBAT ZONE.**

5 Paragraph (2) of section 1603(a) of the Emergency
6 Supplemental Appropriations Act for Defense, the Global
7 War on Terror, and Hurricane Recovery, 2006 (Public
8 Law 109–234; 120 Stat. 443), as added by section 1102
9 of the Duncan Hunter National Defense Authorization
10 Act for Fiscal Year 2009 (Public Law 110–417; 122 Stat.
11 4616) and amended by section 1112 of the National De-
12 fense Authorization Act for Fiscal Year 2012 (Public Law
13 112–81; 125 Stat. 1616), is further amended by striking
14 “2013” and inserting “2014”.

15 **TITLE XII—MATTERS RELATING**
16 **TO FOREIGN NATIONS**
17 **Subtitle A—Assistance and**
18 **Training**

19 **SEC. 1201. EXTENSION OF AUTHORITY TO BUILD THE CA-**
20 **PACITY OF FOREIGN MILITARY FORCES AND**
21 **MODIFICATION OF NOTICE IN CONNECTION**
22 **WITH INITIATION OF ACTIVITIES.**

23 (a) EXTENSION.—Subsection (g) of section 1206 of
24 the National Defense Authorization Act for Fiscal Year
25 2006 (Public Law 109–163; 119 Stat. 3456), as most re-
26 cent amended by section 1204(c) of the National Defense

1 Authorization Act for Fiscal Year 2012 (Public Law 112–
2 81; 125 Stat. 1622), is further amended—

3 (1) by striking “September 30, 2013” and in-
4 sserting “September 30, 2014”; and

5 (2) by striking “fiscal years 2006 through
6 2013” and inserting “fiscal years 2006 through
7 2014”.

8 (b) MODIFICATION OF NOTICE.—

9 (1) IN GENERAL.—Subsection (e)(2) of such
10 section 1206, as amended by section 1206(a) of the
11 John Warner National Defense Authorization Act
12 for Fiscal Year 2007 (Public Law 109–364; 120
13 Stat. 2418), is further amended by adding at the
14 end the following new subparagraph:

15 “(D) Detailed information (including the
16 amount and purpose) on the assistance pro-
17 vided the country during the three preceding
18 fiscal years under each of the following pro-
19 grams or accounts:

20 “(i) A program under this section.

21 “(ii) The Foreign Military Financing
22 program under the Foreign Assistance Act
23 of 1961.

24 “(iii) Peacekeeping Operations.

1 “(iv) The International Narcotics
2 Control and Law Enforcement (INCLE)
3 program under section 481 of the Foreign
4 Assistance Act of 1961 (22 U.S.C. 2291).

5 “(v) Nonproliferation, Anti-Terrorism,
6 Demining, and Related Programs
7 (NADR).”.

8 (2) APPLICABILITY.—The amendment made by
9 paragraph (1) shall take effect on the date of the en-
10 actment of this Act, and shall apply with respect to
11 any country in which activities are initiated under
12 section 1206 of the National Defense Authorization
13 Act for Fiscal Year 2006 on or after that date.

14 **SEC. 1202. EXTENSION OF AUTHORITY FOR NON-RECIP-**
15 **ROCAL EXCHANGE OF DEFENSE PERSONNEL**
16 **BETWEEN THE UNITED STATES AND FOREIGN**
17 **COUNTRIES.**

18 Section 1207(f) of the National Defense Authoriza-
19 tion Act for Fiscal Year 2010 (Public Law 111–84; 123
20 Stat. 2514; 10 U.S.C. 168 note) is amended by striking
21 “September 30, 2012” and inserting “September 30,
22 2017”.

1 **SEC. 1203. AUTHORITY TO BUILD THE CAPACITY OF CER-**
2 **TAIN COUNTERTERRORISM FORCES IN**
3 **YEMEN AND EAST AFRICA.**

4 (a) **AUTHORITY.**—The Secretary of Defense may,
5 with the concurrence of the Secretary of State, provide
6 assistance as follows:

7 (1) To enhance the ability of the Yemen Min-
8 istry of Interior Counter Terrorism Forces to con-
9 duct counterterrorism operations against al Qaeda in
10 the Arabian Peninsula and its affiliates.

11 (2) To enhance the capacity of the national
12 military forces, security agencies serving a similar
13 defense function, other counterterrorism forces, and
14 border security forces of Djibouti, Ethiopia, and
15 Kenya to conduct counterterrorism operations
16 against al Qaeda, al Qaeda affiliates, and al
17 Shabaab.

18 (3) To enhance the capacity of national military
19 forces participating in the African Union Mission in
20 Somalia to conduct counterterrorism operations
21 against al Qaeda, al Qaeda affiliates, and al
22 Shabaab.

23 (b) **TYPES OF ASSISTANCE.**—

24 (1) **AUTHORIZED ELEMENTS.**—Assistance
25 under subsection (a) may include the provision of

1 equipment, supplies, training, and minor military
2 construction.

3 (2) REQUIRED ELEMENTS.—Assistance under
4 subsection (a) shall be provided in a manner that
5 promotes—

6 (A) observance of and respect for human
7 rights and fundamental freedoms; and

8 (B) respect for legitimate civilian authority
9 in the country receiving such assistance.

10 (3) ASSISTANCE OTHERWISE PROHIBITED BY
11 LAW.—The Secretary of Defense may not use the
12 authority in subsection (a) to provide any type of as-
13 sistance described in this subsection that is other-
14 wise prohibited by any other provision of law.

15 (4) LIMITATIONS ON MINOR MILITARY CON-
16 STRUCTION.—The total amount that may be obli-
17 gated and expended on minor military construction
18 under subsection (a) in any fiscal year may not ex-
19 ceed amounts as follows:

20 (A) In the case of minor military construc-
21 tion under paragraph (1) of subsection (a),
22 \$10,000,000.

23 (B) In the case of minor military construc-
24 tion under paragraphs (2) and (3) of subsection
25 (a), \$10,000,000.

1 (c) FUNDING.—

2 (1) IN GENERAL.—Of the amount authorized to
3 be appropriated for a fiscal year for the Department
4 of Defense for operation and maintenance—

5 (A) not more than \$75,000,000 may be
6 used to provide assistance under paragraph (1)
7 of subsection (a); and

8 (B) not more than \$75,000,000 may used
9 to provide assistance under paragraphs (2) and
10 (3) of subsection (a).

11 (2) AVAILABILITY OF FUNDS FOR ASSISTANCE
12 ACROSS FISCAL YEARS.—Amounts available under
13 this subsection for the authority in subsection (a)
14 for a fiscal year may be used for assistance under
15 that authority that begins in such fiscal year but
16 ends in the next fiscal year.

17 (d) NOTICE TO CONGRESS.—

18 (1) IN GENERAL.—Not later than 30 days be-
19 fore providing assistance under subsection (a), the
20 Secretary of Defense shall submit to the committees
21 of Congress specified in paragraph (2) a notice set-
22 ting forth the assistance to be provided, including
23 the types of such assistance, the budget for such as-
24 sistance, and the completion date for the provision
25 of such assistance.

1 (2) COMMITTEES OF CONGRESS.—The commit-
2 tees of Congress specified in this paragraph are—

3 (A) the Committee on Armed Services, the
4 Committee on Foreign Relations, and the Com-
5 mittee on Appropriations of the Senate; and

6 (B) the Committee on Armed Services, the
7 Committee on Foreign Affairs, and the Com-
8 mittee on Appropriations of the House of Rep-
9 resentatives.

10 (e) EXPIRATION.—Except as provided in subsection
11 (c)(2), the authority provided under subsection (a) may
12 not be exercised after the earlier of—

13 (1) the date on which the Global Security Con-
14 tingency Fund achieves full operational capability; or

15 (2) September 30, 2014.

16 **SEC. 1204. LIMITATION ON AVAILABILITY OF FUNDS FOR**
17 **STATE PARTNERSHIP PROGRAM.**

18 (a) LIMITATION.—Of the amounts authorized to be
19 appropriated by this Act and available for the State Part-
20 nership Program, not more than 50 percent may be obli-
21 gated or expended for that Program until the latter of the
22 following:

23 (1) The date on which the Secretary of Defense
24 submits to the appropriate congressional committees
25 the final regulations required by subsection (a) of

1 section 1210 of the National Defense Authorization
2 Act for Fiscal Year 2010 (Public Law 111–84; 123
3 Stat. 2517; 32 U.S.C. 107 note).

4 (2) The date on which the Secretary of Defense
5 certifies to the appropriate congressional committees
6 that appropriate modifications have been made, and
7 appropriate controls have been instituted, to ensure
8 the compliance of the Program with section 1341 of
9 title 31, United States Code (commonly referred to
10 as the “Anti-Deficiency Act”), in the future.

11 (b) APPROPRIATE CONGRESSIONAL COMMITTEES
12 DEFINED.—In this section, the term “appropriate con-
13 gressional committees” has the meaning given that term
14 in subsection (d) of section 1210 of the National Defense
15 Authorization Act for Fiscal Year 2010.

16 **Subtitle B—Matters Relating to**
17 **Iraq, Afghanistan, and Pakistan**

18 **SEC. 1211. COMMANDERS’ EMERGENCY RESPONSE PRO-**
19 **GRAM IN AFGHANISTAN.**

20 (a) ONE-YEAR EXTENSION.—

21 (1) IN GENERAL.—Section 1201 of the Na-
22 tional Defense Authorization Act for Fiscal Year
23 2012 (Public Law 112–81; 125 Stat. 1619) is
24 amended by striking “fiscal year 2012” each place
25 it appears and inserting “fiscal year 2013”.

1 (2) CONFORMING AMENDMENT.—The heading
2 of subsection (a) of such section is amended by
3 striking “FISCAL YEAR 2012” and inserting “FISCAL
4 YEAR 2013”.

5 (b) AMOUNT OF FUNDS AVAILABLE DURING FISCAL
6 YEAR 2013.—Subsection (a) of such section is further
7 amended by striking “\$400,000,000” and inserting
8 “\$200,000,000”.

9 **SEC. 1212. EXTENSION OF AUTHORITY TO SUPPORT OPER-**
10 **ATIONS AND ACTIVITIES OF THE OFFICE OF**
11 **SECURITY COOPERATION IN IRAQ.**

12 (a) LIMITATION ON AMOUNT OF FUNDS FOR FISCAL
13 YEAR 2013.—Subsection (c) of section 1215 of the Na-
14 tional Defense Authorization Act for Fiscal Year 2012
15 (Public Law 112–81; 125 Stat. 1631; 10 U.S.C. 113 note)
16 is amended by striking “in fiscal year 2012” and all that
17 follows and inserting “may not exceed amounts as follows:

18 “(1) In fiscal year 2012, \$524,000,000.

19 “(2) In fiscal year 2013, \$508,000,000.”.

20 (b) SOURCE OF FUNDS.—Subsection (d) of such sec-
21 tion is amended by inserting “or 2013” after “fiscal year
22 2012”.

1 **SEC. 1213. ONE-YEAR EXTENSION AND MODIFICATION OF**
2 **AUTHORITY TO USE FUNDS FOR REINTEGRA-**
3 **TION ACTIVITIES IN AFGHANISTAN.**

4 Section 1216 of the Ike Skelton National Defense
5 Authorization Act for Fiscal Year 2011 (Public Law 111–
6 383; 124 Stat. 4392), as amended by section 1216 of the
7 National Defense Authorization Act for Fiscal Year 2012
8 (Public Law 112–81; 125 Stat. 1632), is further amend-
9 ed—

10 (1) in subsection (a)—

11 (A) by striking “\$50,000,000” and insert-
12 ing “\$35,000,000”; and

13 (B) by striking “in each of fiscal years
14 2011 and 2012” and inserting “for fiscal year
15 2013”; and

16 (2) in subsection (e)—

17 (A) by striking “utilize funds” and insert-
18 ing “obligate funds”; and

19 (B) by striking “December 31, 2012” and
20 inserting “December 31, 2013”.

21 **SEC. 1214. ONE-YEAR EXTENSION AND MODIFICATION OF**
22 **AUTHORITY FOR PROGRAM TO DEVELOP AND**
23 **CARRY OUT INFRASTRUCTURE PROJECTS IN**
24 **AFGHANISTAN.**

25 Section 1217(f) of the Ike Skelton National Defense
26 Authorization Act for Fiscal Year 2011 (Public Law 111–

1 383; 124 Stat. 4393), as amended by section 1217(a) of
2 the National Defense Authorization Act for Fiscal Year
3 2012 (Public Law 112–81; 125 Stat. 1632), is further
4 amended—

5 (1) by striking paragraph (1) and inserting the
6 following new paragraph (1):

7 “(1) IN GENERAL.—Subject to paragraph (2),
8 to carry out the program authorized under sub-
9 section (a), the Secretary of Defense may use
10 amounts as follows:

11 “(A) Up to \$400,000,000 made available
12 to the Department of Defense for operation and
13 maintenance for fiscal year 2012.

14 “(B) Up to \$350,000,000 made available
15 to the Department of Defense for operation and
16 maintenance for fiscal year 2013.”;

17 (2) in paragraph (2)—

18 (A) by striking “85 percent” and inserting
19 “50 percent”;

20 (B) by inserting “for a fiscal year after fis-
21 cal year 2011” after “in paragraph (1)”; and

22 (C) by striking “fiscal year 2012.” and in-
23 serting “such fiscal year, including for each
24 project to be initiated during such fiscal year
25 the following:

1 “(A) An estimate of the financial and
2 other requirements necessary to sustain such
3 project on an annual basis after the completion
4 of such project.

5 “(B) An assessment whether the Govern-
6 ment of Afghanistan is committed to and has
7 the capacity to maintain and use such project
8 after its completion.

9 “(C) A description of any arrangements
10 for the sustainment of such project following its
11 completion if the Government of Afghanistan
12 lacks the capacity (in either financial or human
13 resources) to maintain such project.”; and

14 (3) in paragraph (3), by adding at the end the
15 following new subparagraph:

16 “(C) In the case of funds for fiscal year
17 2013, until September 30, 2014.”.

18 **SEC. 1215. EXTENSION OF PAKISTAN COUNTERINSUR-**
19 **GENCY FUND.**

20 (a) **EXTENSION.**—Section 1224(h) of the National
21 Defense Authorization Act for Fiscal Year 2010 (Public
22 Law 111–84; 123 Stat. 2521), as most recently amended
23 by section 1220(a) of the National Defense Authorization
24 Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
25 1633), is further amended by striking “September 30,

1 2012” each place it appears and inserting “September 30,
2 2013”.

3 (b) EXTENSION OF LIMITATION ON FUNDS PENDING
4 REPORT.—Section 1220(b)(1)(A) of the National Defense
5 Authorization Act for Fiscal Year 2012 (125 Stat. 1633)
6 is amended by striking “fiscal year 2013” and inserting
7 “fiscal year 2013”.

8 **SEC. 1216. EXTENSION AND MODIFICATION OF AUTHORITY**
9 **FOR REIMBURSEMENT OF CERTAIN COALI-**
10 **TION NATIONS FOR SUPPORT PROVIDED TO**
11 **UNITED STATES MILITARY OPERATIONS.**

12 (a) EXTENSION OF AUTHORITY.—Subsection (a) of
13 section 1233 of the National Defense Authorization Act
14 for Fiscal Year 2008 (Public Law 110–181; 122 Stat.
15 393), as most recently amended by section 1213 of the
16 National Defense Authorization Act for Fiscal Year 2012
17 (Public Law 112–81; 125 Stat. 1630), is further amend-
18 ed—

19 (1) by striking “for fiscal year 2012” and

20 (2) by inserting “, during the period ending on
21 September 30, 2013,” after “Secretary of Defense
22 may”.

23 (b) LIMITATION ON AMOUNTS AVAILABLE.—Sub-
24 section (d) of such section, as so amended, is further
25 amended—

1 (1) by striking “during fiscal year 2012 may
2 not exceed \$1,690,000,000” and inserting “may not
3 exceed \$1,750,000,000 during fiscal year 2013, ex-
4 cept that reimbursements made during fiscal year
5 2013 for support provided by Pakistan before May
6 1, 2011, using funds available for that purpose be-
7 fore fiscal year 2013 shall not count against this
8 limitation”; and

9 (2) by adding at the end the following new
10 paragraph:

11 “(3) PROHIBITION ON REIMBURSEMENT OF
12 PAKISTAN FOR SUPPORT DURING PERIODS CLOSED
13 TO TRANSSHIPMENT.—Effective as of the date of the
14 enactment of the National Defense Authorization
15 Act for Fiscal Year 2013, funds (including funds
16 from a prior fiscal year that remain available for ob-
17 ligation) may not be used for reimbursements under
18 the authority in subsection (a) for Pakistan for
19 claims of support provided during any period when
20 the ground lines of supply through Pakistan to Af-
21 ghanistan were closed to the transshipment of equip-
22 ment and supplies in support of United States mili-
23 tary operations in Afghanistan.”.

1 (c) SUPPORTED OPERATIONS.—Such section is fur-
2 ther amended in subsections (a)(1) and (b) by striking
3 “Operation Iraqi Freedom or”.

4 (d) LIMITATION ON REIMBURSEMENT OF PAKISTAN
5 IN FISCAL YEAR 2013 PENDING CERTIFICATION ON
6 PAKISTAN.—

7 (1) IN GENERAL.—Effective as of the date of
8 the enactment of this Act, no amounts authorized to
9 be appropriated by this Act, and no amounts author-
10 ized to be appropriated for fiscal years before fiscal
11 year 2013 that remain available for obligation, may
12 be used for reimbursements of Pakistan under the
13 authority in subsection (a) of section 1233 of the
14 National Defense Authorization Act for Fiscal Year
15 2008, as so amended, until the Secretary of Defense
16 certifies to the congressional defense committees
17 each of the following:

18 (A) That Pakistan has opened and is
19 maintaining security along the ground lines of
20 supply through Pakistan to Afghanistan for the
21 transshipment of equipment and supplies in
22 support of United States military operations in
23 Afghanistan.

24 (B) That Pakistan is not providing support
25 to militant extremists groups (including the

1 Haqqani Network and the Afghan Taliban
2 Quetta Shura) located in Pakistan and con-
3 ducting cross-border attacks against United
4 States, coalition, or Afghanistan security forces,
5 and is taking actions to prevent such groups
6 from basing and operating in Pakistan.

7 (C) That Pakistan is demonstrating a con-
8 tinuing commitment, and is making significant
9 efforts toward the implementation of a strategy,
10 to counter improvised explosive devices, includ-
11 ing efforts to attack improvised explosive device
12 networks, monitor known precursors used in
13 improvised explosive devices, and develop and
14 implement a strict protocol for the manufacture
15 of explosive materials (including calcium ammo-
16 nium nitrate) and accessories and for their sup-
17 ply to legitimate end users.

18 (D) That Pakistan is demonstrably cooper-
19 ating with United States counterterrorism ef-
20 forts, including by not detaining, prosecuting,
21 or imprisoning citizens of Pakistan as a result
22 of their cooperation with such efforts, including
23 Dr. Shakil Afridi.

24 (2) WAIVER AUTHORITY.—The Secretary may
25 waive the limitation in paragraph (1) if the Sec-

1 retary certifies to the congressional defense commit-
2 tees in writing that the waiver is in the national se-
3 curity interests of the United States and includes
4 with such certification a justification for the waiver.

5 **SEC. 1217. EXTENSION AND MODIFICATION OF LOGISTICAL**
6 **SUPPORT FOR COALITION FORCES SUP-**
7 **PORTING CERTAIN UNITED STATES MILITARY**
8 **OPERATIONS.**

9 (a) EXTENSION.—Section 1234 of the National De-
10 fense Authorization Act for Fiscal Year 2008 (Public Law
11 111–181; 122 Stat. 394), as most recently amended by
12 section 1211 of the National Defense Authorization Act
13 for Fiscal Year 2012 (Public Law 112–81; 125 Stat.
14 1629)), is further amended by striking “fiscal year 2012”
15 each place it appears and inserting “fiscal year 2013”.

16 (b) REPEAL OF AUTHORITY FOR USE OF FUNDS IN
17 CONNECTION WITH IRAQ.—

18 (1) IN GENERAL.—Subsection (a) of such sec-
19 tion 1234, as so amended, is further amended by
20 striking “Iraq and”.

21 (2) CONFORMING AMENDMENT.—The heading
22 of such section 1234 is amended by striking “**IRAQ**
23 **AND**”.

1 **SEC. 1218. STRATEGY FOR SUPPORTING THE ACHIEVE-**
2 **MENT OF A SECURE PRESIDENTIAL ELEC-**
3 **TION IN AFGHANISTAN IN 2014.**

4 (a) **STRATEGY REQUIRED.**—The Secretary of De-
5 fense shall, in consultation with the Secretary of State,
6 develop a strategy to support the Government of Afghani-
7 stan in its efforts to achieve a secure presidential election
8 in Afghanistan in 2014.

9 (b) **ELEMENTS.**—The strategy shall include support
10 to the Government of Afghanistan for the following:

11 (1) The identification and training of an ade-
12 quate number of personnel within the current exist-
13 ing end strength of the Afghanistan National Secu-
14 rity Forces (ANSF) for security of polling stations,
15 election materials, and protection of election workers
16 and officials.

17 (2) The recruitment and training of an ade-
18 quate number of female personnel in the Afghani-
19 stan National Security Forces to afford equitable ac-
20 cess to polls for women, secure polling stations, and
21 secure locations for counting and storing election
22 materials.

23 (3) The securing of freedom of movement and
24 communications for candidates before and during
25 the election.

1 (c) FUNDING RESOURCES.—In developing the strat-
2 egy, the Secretary shall identify, from among funds cur-
3 rently available to the Department of Defense for activities
4 in Afghanistan, the funds required to execute the strategy.

5 **SEC. 1219. INDEPENDENT ASSESSMENT OF THE AFGHAN**
6 **NATIONAL SECURITY FORCES.**

7 (a) INDEPENDENT ASSESSMENT REQUIRED.—The
8 Secretary of Defense shall provide for the conduct of an
9 independent assessment of the strength, force structure,
10 force posture, and capabilities required to make the Af-
11 ghan National Security Forces (ANSF) capable of pro-
12 viding security for their own country so as to prevent Af-
13 ghanistan from ever again becoming a safe haven for ter-
14 rorists that threaten Afghanistan, the region, and the
15 world.

16 (b) CONDUCT OF ASSESSMENT.—The assessment re-
17 quired by subsection (a) may, at the election of the Sec-
18 retary, be conducted by—

19 (1) a Federally-funded research and develop-
20 ment center (FFRDC); or

21 (2) an independent, non-governmental institute
22 described in section 501(c)(3) of the Internal Rev-
23 enue Code of 1986 and exempt from tax under sec-
24 tion 501(a) of such Code that has recognized creden-

1 tials and expertise in national security and military
2 affairs appropriate for the assessment.

3 (c) ELEMENTS.—The assessment required by sub-
4 section (a) shall include, but not be limited to, the fol-
5 lowing:

6 (1) An assessment of the likely internal and re-
7 gional security environment for Afghanistan over the
8 next decade, including challenges and threats to the
9 security and sovereignty of Afghanistan from state
10 and non-state actors.

11 (2) An assessment of the strength, force struc-
12 ture, force posture, and capabilities required to
13 make the Afghan National Security Forces capable
14 of providing security for their own country so as to
15 prevent Afghanistan from ever again becoming a
16 safe haven for terrorists that threaten Afghanistan,
17 the region, and the world.

18 (3) An assessment of any capability gaps in the
19 Afghan National Security Forces that are likely to
20 persist after 2014 and that will require continued
21 support from the United States and its allies.

22 (4) An assessment whether current proposals
23 for the resourcing of the Afghan National Security
24 Forces after 2014 are adequate to establish and
25 maintain long-term security for the Afghanistan peo-

1 ple, and implications of the under-resourcing of the
2 Afghan National Security Forces for United States
3 national security interests.

4 (d) REPORT.—Not later than one year after the date
5 of the enactment of this Act, the entity selected for the
6 conduct of the assessment required by subsection (a) shall
7 provide to the Secretary and the congressional defense
8 committees a report containing its findings as a result of
9 the assessment. The report shall be submitted in unclassi-
10 fied form, but may include a classified annex.

11 (e) FUNDING.—Of the amounts authorized to be ap-
12 propriated for fiscal year 2013 by section 301 and avail-
13 able for operation and maintenance for Defense-wide ac-
14 tivities as specified in the funding table in section 4301,
15 up to \$1,000,000 shall be made available for the assess-
16 ment required by subsection (a).

17 (f) AFGHAN NATIONAL SECURITY FORCES.—For
18 purposes of this section, the Afghan National Security
19 Forces shall include all forces under the authority of the
20 Afghan Ministry of Defense and Afghan Ministry of Inte-
21 rior, including the Afghan National Army, the Afghan Na-
22 tional Police, the Afghan Border Police, the Afghan Na-
23 tional Civil Order Police, and the Afghan Local Police.

1 **SEC. 1220. REPORT ON AFGHANISTAN PEACE AND RE-**
2 **INTEGRATION PROGRAM.**

3 (a) **REPORT REQUIRED.**—Not later than 120 days
4 after the date of the enactment of this Act, the Secretary
5 of Defense shall, in consultation with the Secretary of
6 State, submit to the appropriate committees of Congress
7 a report on the Afghanistan Peace and Reintegration Pro-
8 gram (APRP).

9 (b) **ELEMENTS.**—The report required by subsection
10 (a) shall include the following:

11 (1) A description of the goals and objectives of
12 the Afghanistan Peace and Reintegration Program.

13 (2) A description of the structure of the Pro-
14 gram at the national and sub-national levels in Af-
15 ghanistan, including the number and types of voca-
16 tional training and other education programs.

17 (3) A description of the activities of the Pro-
18 gram as of the date of the report.

19 (4) A description and assessment of the proce-
20 dures for vetting individuals seeking to participate in
21 the Program, including an assessment of the extent
22 to which biometric identification systems are used
23 and the role of provincial peace councils in such pro-
24 cedures.

25 (5) The amount of funding provided by the
26 United States, and by the international community,

1 to support the Program, and the amount of funds so
2 provided that have been distributed as of the date of
3 the report.

4 (6) An assessment of the individuals who have
5 been reintegrated into the Program, set forth in
6 terms as follows:

7 (A) By geographic distribution by province.

8 (B) By number of each of low-level insur-
9 gent fighters, mid-level commanders, and senior
10 commanders.

11 (C) By number confirmed to have been
12 part of the insurgency.

13 (D) By number who are currently mem-
14 bers of the Afghan Local Police.

15 (E) By number who are participating in or
16 have completed vocational training or other
17 educational programs as part of the Program.

18 (7) A description and assessment of the proce-
19 dures for monitoring the individuals participating in
20 the Program.

21 (8) A description and assessment of the role of
22 women and minority populations in the implementa-
23 tion of the Program.

24 (9) An assessment of the effectiveness of the
25 activities of the Program described under paragraph

1 (3) in achieving the goals and objectives of the Pro-
2 gram.

3 (10) Such recommendations as the Secretary of
4 Defense considers appropriate for improving the im-
5 plementation, oversight, and effectiveness of the Pro-
6 gram.

7 (c) APPROPRIATE COMMITTEES OF CONGRESS DE-
8 FINED.—In this section, the term “appropriate commit-
9 tees of Congress” means—

10 (1) the Committee on Armed Services, the
11 Committee on Foreign Relations, and the Committee
12 on Appropriations of the Senate; and

13 (2) the Committee on Armed Services, the
14 Committee on Foreign Affairs, and the Committee
15 on Appropriations of the House of Representatives.

16 **Subtitle C—Reports**

17 **SEC. 1231. REVIEW AND REPORTS ON DEPARTMENT OF DE-**
18 **FENSE EFFORTS TO BUILD THE CAPACITY OF**
19 **AND PARTNER WITH FOREIGN SECURITY**
20 **FORCES.**

21 (a) REVIEW.—

22 (1) IN GENERAL.—Not later than 180 days
23 after the date of the enactment of this Act, the De-
24 fense Policy Board shall conduct a review of the ef-
25 forts of the Department of Defense to build the ca-

1 capacity of, or partner with, foreign security forces in
2 support of national defense and security strategies.

3 (2) ELEMENTS.—The review required by this
4 subsection shall include the following:

5 (A) An examination of the ways in which
6 the efforts of the Department to build the ca-
7 pacity of, or partner with, foreign security
8 forces directly support implementation of cur-
9 rent national defense and security strategies.

10 (B) An assessment of the range of effects
11 that efforts of the Department to build the ca-
12 pacity of, or partner with, foreign security
13 forces are designed to achieve in support of cur-
14 rent national defense and security strategies.

15 (C) An assessment of the criteria used for
16 prioritizing such efforts in support of national
17 defense and security strategies.

18 (D) An identification of the authorities the
19 Department currently uses to implement such
20 efforts, together with an assessment of the ade-
21 quacy of such authorities.

22 (E) An assessment of the capabilities re-
23 quired by the Department to implement such
24 efforts.

1 (F) An assessment of the most effective
2 distribution of the roles and responsibilities for
3 such efforts within the Department, together
4 with an assessment whether the Department
5 military and civilian workforce is appropriately
6 sized and shaped to meet the requirements of
7 such efforts.

8 (G) An evaluation of current measures of
9 the Department for assessing activities of the
10 Department designed to build the capacity of,
11 or partner with, foreign security forces, includ-
12 ing an assessment whether such measures ad-
13 dress the extent to which such activities directly
14 support the priorities of national defense and
15 security strategies.

16 (H) An identification of recommendations
17 for clarifying or improving the guidance and as-
18 sessment measures of the Department relating
19 to its efforts to build the capacity of, or partner
20 with, foreign security forces in support of na-
21 tional defense and security strategies.

22 (3) REPORT.—Not later than 90 days after the
23 completion of the review required by this subsection,
24 the Secretary of Defense shall submit to the con-

1 gressional defense committees a report containing
2 the result of the review.

3 (b) STRATEGIC GUIDANCE ON DEPARTMENT OF DE-
4 FENSE EFFORTS TO BUILD PARTNER CAPACITY AND
5 OTHER PARTNERSHIP INITIATIVES.—Not later than 120
6 days after the completion of the review required by sub-
7 section (a), the Secretary of Defense shall, in coordination
8 with the Chairman of the Joint Chiefs of Staff, submit
9 to the congressional defense committees a report setting
10 forth the following:

11 (1) An assessment, taking into account the rec-
12 ommendations of the Defense Policy Board in the
13 review required by subsection (a), of the efforts of
14 the Department of Defense to build the capacity of,
15 and partner with, foreign military forces in support
16 of national defense and security strategies.

17 (2) Strategic guidance for the Department for
18 its efforts to build the capacity of, and partner with,
19 foreign military forces in support of national defense
20 and security strategies, which guidance shall ad-
21 dress—

22 (A) the ways such efforts directly support
23 the goals and objectives of national defense and
24 security strategies;

1 (B) the criteria to be used for prioritizing
2 activities to implement such efforts in support
3 of national defense and security strategies;

4 (C) the measures to be used to assess the
5 effects achieved by such efforts and the extent
6 to which such effects support the objectives of
7 national defense and security strategies;

8 (D) the appropriate roles and responsibil-
9 ities of the Armed Forces, the Defense Agen-
10 cies, and other components of the Department
11 in conducting such efforts; and

12 (E) the relationship of Department work-
13 force planning with the requirements for such
14 efforts.

15 **SEC. 1232. ADDITIONAL ELEMENTS IN ANNUAL REPORT ON**
16 **MILITARY AND SECURITY DEVELOPMENTS**
17 **INVOLVING THE PEOPLE'S REPUBLIC OF**
18 **CHINA.**

19 Section 1202 of the National Defense Authorization
20 Act for Fiscal Year 2000 (10 U.S.C. 113 note) is amend-
21 ed—

22 (1) in subsection (b)—

23 (A) by amending paragraph (9) to read as
24 follows:

1 “(9) Developments in China’s asymmetric capa-
2 bilities, including efforts to develop and deploy
3 cyberwarfare and electronic warfare capabilities, and
4 associated activities originating or suspected of origi-
5 nating from China. This discussion of these develop-
6 ments shall include—

7 “(A) the nature of China’s cyber activities
8 directed against the Department of Defense and
9 an assessment of the damage inflicted on the
10 Department of Defense by reason thereof, and
11 the potential harms;

12 “(B) a description of China’s strategy for
13 use and potential targets of offensive
14 cyberwarfare and electronic warfare capabilities;

15 “(C) details on the number of malicious
16 cyber incidents emanating from Internet Pro-
17 tocol addresses in China, including a compari-
18 son of the number of incidents during the re-
19 porting period to previous years; and

20 “(D) details regarding the specific People’s
21 Liberation Army; state security; research and
22 academic; state-owned, associated, or other
23 commercial enterprises; and other relevant ac-
24 tors involved in supporting or conducting

1 cyberwarfare and electronic warfare activities
2 and capabilities.”;

3 (B) by redesignating paragraphs (10),
4 (11), and (12) as paragraphs (15), (16), and
5 (17) respectively;

6 (C) by inserting after paragraph (9) the
7 following new paragraphs:

8 “(10) The strategy and capabilities of Chinese
9 space programs, including trends, global and re-
10 gional activities, the involvement of military and ci-
11 vilian organizations, including state-owned enter-
12 prises, academic institutions, and commercial enti-
13 ties, and efforts to develop, acquire, or gain access
14 to advanced technologies that would enhance Chi-
15 nese military capabilities.

16 “(11) Developments in China’s nuclear capabili-
17 ties, which shall include the following:

18 “(A) The size and state of China’s nuclear
19 stockpile.

20 “(B) A description of China’s nuclear
21 strategy and associated doctrines.

22 “(C) A description of the quantity, range,
23 payload features, and location of China’s nu-
24 clear missiles and the quantity and operational

1 status of their associated launchers or plat-
2 forms.

3 “(D) An analysis of China’s efforts to use
4 electromagnetic pulse.

5 “(E) Projections of possible future Chinese
6 nuclear arsenals, their capabilities, and associ-
7 ated doctrines.

8 “(F) A description of China’s fissile mate-
9 rial stockpile and civil and military production
10 capabilities and capacities.

11 “(G) A discussion of any significant uncer-
12 tainties or knowledge gaps surrounding China’s
13 nuclear weapons program and the potential im-
14 plications of any such knowledge gaps for the
15 security of the United States and its allies.

16 “(12) A description of China’s anti-access and
17 area denial capabilities.

18 “(13) A description of China’s command, con-
19 trol, communications, computers, intelligence, sur-
20 veillance, and reconnaissance modernization program
21 and its applications for China’s precision guided
22 weapons.

23 “(14) A description of China’s maritime activi-
24 ties, including—

1 “(A) China’s response to Freedom of Navi-
2 gation activities conducted by the Department
3 of Defense;

4 “(B) an account of each time People’s Lib-
5 eration Army Navy vessels have transited out-
6 side the First Island Chain, including the type
7 of vessels that were involved; and

8 “(C) the role of China’s maritime law en-
9 forcement vessels in maritime incidents, includ-
10 ing details regarding any collaboration between
11 China’s law enforcement vessels and the Peo-
12 ple’s Liberation Army Navy.”; and

13 (D) by adding after paragraph (17), as re-
14 designated by subparagraph (B), the following
15 new paragraphs:

16 “(18) A description of Chinese military-to-mili-
17 tary relationships with other countries, including the
18 size and activity of military attache offices around
19 the world and military education programs con-
20 ducted in China for other countries or in other coun-
21 tries for the Chinese.

22 “(19) A description of any significant sale or
23 transfer of military hardware, expertise, and tech-
24 nology to or from the People’s Republic of China, in-
25 cluding a forecast of possible future sales and trans-

1 fers, and a description of the implications of those
2 sales and transfers for the security of the United
3 States and its friends and allies in Asia. The infor-
4 mation under this paragraph shall include—

5 “(A) the extent of the People’s Republic of
6 China’s knowledge, cooperation, or condoning of
7 sales or transfers of military hardware, exper-
8 tise, or technology to receiving states;

9 “(B) the extent in each selling state of
10 government knowledge, cooperation, or
11 condoning of sales or transfers of military hard-
12 ware, expertise, or technology to the People’s
13 Republic of China;

14 “(C) an itemization of significant sales and
15 transfers of military hardware, expertise, or
16 technology that have taken place during the re-
17 porting period;

18 “(D) significant assistance by any selling
19 state to key research and development pro-
20 grams in China, including programs for devel-
21 opment of weapons of mass destruction and de-
22 livery vehicles for such weapons, programs for
23 development of advanced conventional weapons,
24 and programs for development of unconven-
25 tional weapons;

1 “(E) significant assistance by the People’s
2 Republic of China to the research and develop-
3 ment programs of purchasing or receiving
4 states, including programs for development of
5 weapons of mass destruction and delivery vehi-
6 cles for such weapons, programs for develop-
7 ment of advanced conventional weapons, and
8 programs for development of unconventional
9 weapons;

10 “(F) the extent to which arms sales to or
11 from the People’s Republic of China are a
12 source of funds for military research and devel-
13 opment or procurement programs in China or
14 the selling state;

15 “(G) a discussion of the ability of the Peo-
16 ple’s Liberation Army to assimilate such sales
17 or transfers, mass produce new equipment, and
18 develop doctrine for use; and

19 “(H) a discussion of the potential threat of
20 developments related to such sales on the secu-
21 rity interests of the United States and its
22 friends and allies in Asia.”; and

23 (2) by amending subsection (d) to read as fol-
24 lows:

1 “(d) COMBATANT COMMANDER ASSESSMENT.—The
 2 report required under subsection (a) shall include an
 3 annex, in classified or unclassified form, that includes an
 4 assessment of the Commander of the United States Pacific
 5 Command on the following matters:

6 “(1) Any gaps in intelligence that limit the abil-
 7 ity of the Commander to address challenges posed
 8 by the People’s Republic of China.

9 “(2) Any gaps in the capabilities, capacity, and
 10 authorities of the Commander to address challenges
 11 posed by the People’s Republic of China to the
 12 United States Armed Forces and United States in-
 13 terests in the region.

14 “(3) Any other matters the Commander con-
 15 siders to be relevant.”.

16 **Subtitle D—Other Matters**

17 **SEC. 1241. IMPROVED ADMINISTRATION OF THE AMER-** 18 **ICAN, BRITISH, CANADIAN, AND AUSTRALIAN** 19 **ARMIES’ PROGRAM.**

20 (a) AUTHORITY.—

21 (1) IN GENERAL.—Chapter 6 of title 10, United
 22 States Code, is amended by adding at the end the
 23 following new section:

1 **“§ 168a. American, British, Canadian, and Australian**
2 **Armies’ Program: administration; agree-**
3 **ments with other participating countries**

4 “(a) AUTHORITY.—As part of the participation by
5 the United States in the land-force program known as the
6 American, British, Canadian, and Australian Armies’ Pro-
7 gram (in this section referred to as the ‘Program’), the
8 Secretary of Defense may, with the concurrence of the
9 Secretary of State, enter into agreements with the other
10 participating countries in accordance with this section,
11 and the Program shall be managed pursuant to a joint
12 agreement among the participating countries.

13 “(b) PARTICIPATING COUNTRIES.—In addition to the
14 United States, the countries participating in the Program
15 are the following:

16 “(1) Australia.

17 “(2) Canada.

18 “(3) New Zealand.

19 “(4) The United Kingdom.

20 “(c) CONTRIBUTIONS BY PARTICIPANTS.—(1) An
21 agreement under subsection (a) shall provide that each
22 participating country shall contribute to the Program—

23 “(A) its equitable share of the full cost for the
24 Program, including the full cost of overhead and ad-
25 ministrative costs related to the Program; and

1 “(B) any amount allocated to it in accordance
2 with the agreement for the cost for monetary claims
3 asserted against any participating country as a re-
4 sult of participation in the Program.

5 “(2) Such an agreement shall also provide that each
6 participating country (including the United States) may
7 provide its contribution for its equitable share under the
8 agreement in funds, in personal property, or in services
9 required for the Program (or in any combination thereof).

10 “(3) Any contribution by the United States to the
11 Program that is provided in funds shall be made from
12 funds available to the Department of Defense for oper-
13 ation and maintenance.

14 “(4) Any contribution received by the United States
15 from another participating country to meet that country’s
16 share of the costs of the Program shall be credited to ap-
17 propriations available to the Department of Defense, as
18 determined by the Secretary of Defense. The amount of
19 a contribution credited to an appropriation account in con-
20 nection with the Program shall be available only for pay-
21 ment of the share of the Program expenses allocated to
22 the participating country making the contribution.
23 Amounts so credited shall be available for the following
24 purposes:

1 “(A) Payments to contractors and other sup-
2 pliers (including the Department of Defense and
3 participating countries acting as suppliers) for nec-
4 essary goods and services of the Program.

5 “(B) Payments for any damages and costs re-
6 sulting from the performance or cancellation of any
7 contract or other obligation in support of the Pro-
8 gram.

9 “(C) Payments for any monetary claim against
10 a participating country as a result of the participa-
11 tion of that country in the Program.

12 “(D) Payments or reimbursements of other
13 Program expenses, including overhead and adminis-
14 trative costs for any administrative office for the
15 Program.

16 “(E) Refunds to other participating countries.

17 “(5) Costs for the operation of any office established
18 to carry out the Program shall be borne jointly by the
19 participating countries as provided for in an agreement
20 referred to in subsection (a).

21 “(d) AUTHORITY TO CONTRACT FOR PROGRAM AC-
22 TIVITIES.—As part of the participation by the United
23 States in the Program, the Secretary of Defense may
24 enter into contracts or incur other obligations on behalf
25 of the other participating countries for activities under the

1 Program. Any payment for such a contract or other obli-
2 gation under this subsection may be paid only from con-
3 tributions credited to an appropriation under subsection
4 (c)(4).

5 “(e) DISPOSAL OF PROPERTY.—As part of the par-
6 ticipation by the United States in the Program, the Sec-
7 retary of Defense may, with respect to any property that
8 is jointly acquired by the countries participating in the
9 Program, agree to the disposal of the property without re-
10 gard to any law of the United States that is otherwise
11 applicable to the disposal of property owned by the United
12 States. Such disposal may include the transfer of the in-
13 terest of the United States in the property to one or more
14 of the other participating countries or the sale of the prop-
15 erty. Reimbursement for the value of the property dis-
16 posed of (including the value of the interest of the United
17 States in the property) shall be made in accordance with
18 an agreement under subsection (a).

19 “(f) SUNSET.—Any agreement entered into by the
20 United States with another country under subsection (a),
21 and United States participation in the joint agreement de-
22 scribed in that subsection, shall expire not later than five
23 years after the date of the enactment of the National De-
24 fense Authorization Act for Fiscal Year 2013.”.

1 (1) REQUIREMENT.—The participation of mem-
2 bers of the Armed Forces as members of the staff
3 of Headquarters Eurocorps shall be in accordance
4 with the terms of one or more memoranda of under-
5 standing entered into by the Secretary of Defense,
6 with the concurrence of the Secretary of State, and
7 Headquarters Eurocorps.

8 (2) COST-SHARING ARRANGEMENTS.—If De-
9 partment of Defense facilities, equipment, or funds
10 are used to support Headquarters Eurocorps, the
11 memoranda of understanding under paragraph (1)
12 shall provide details of any cost-sharing arrangement
13 or other funding arrangement.

14 (c) LIMITATION ON NUMBER OF MEMBERS PARTICI-
15 PATING AS STAFF.—Not more than two members of the
16 Armed Forces may participate as members of the staff
17 of Headquarters Eurocorps, until the Secretary of Defense
18 submits to the Committees on Armed Services of the Sen-
19 ate and the House of Representatives a report setting
20 forth the following:

21 (1) A certification by the Secretary of Defense
22 that the participation of more than two members of
23 the Armed Forces in Headquarters Eurocorps is in
24 the national interests of the United States.

1 (2) A description of the benefits of the partici-
2 pation of the additional members proposed by the
3 Secretary.

4 (3) A description of the plans for the participa-
5 tion of the additional members proposed by the Sec-
6 retary, including the grades and posts to be filled.

7 (4) A description of the costs associated with
8 the participation of the additional members proposed
9 by the Secretary.

10 (d) AVAILABILITY OF APPROPRIATED FUNDS.—

11 (1) AVAILABILITY.—Funds appropriated to the
12 Department of Defense for operation and mainte-
13 nance are available as follows:

14 (A) To pay the United States' share of the
15 operating expenses of Headquarters Eurocorps.

16 (B) To pay the costs of the participation
17 of members of the Armed Forces participating
18 as members of the staff of Headquarters
19 Eurocorps, including the costs of expenses of
20 such participants.

21 (2) LIMITATION.—No funds may be used under
22 this section to fund the pay or salaries of members
23 of the Armed Forces who participate as members of
24 the staff of the Headquarters, North Atlantic Treaty

1 Organization (NATO) Rapid Deployable Corps
2 under this section.

3 (e) HEADQUARTERS EUROCORPS DEFINED.—In this
4 section, the term “Headquarters Eurocorps” refers to the
5 multinational military headquarters, established on Octo-
6 ber 1, 1993, which is one of the High Readiness Forces
7 (Land) associated with the Allied Rapid Reaction Corps
8 of NATO.

9 **SEC. 1243. DEPARTMENT OF DEFENSE PARTICIPATION IN**
10 **EUROPEAN PROGRAM ON MULTILATERAL EX-**
11 **CHANGE OF AIR TRANSPORTATION AND AIR**
12 **REFUELING SERVICES.**

13 (a) PARTICIPATION AUTHORIZED.—

14 (1) IN GENERAL.—The Secretary of Defense
15 may, with the concurrence of the Secretary of State,
16 authorize the participation of the United States in
17 the Air Transport, Air-to-Air Refueling and other
18 Exchanges of Services program (in this section re-
19 ferred to as the “ATARES program”) of the Move-
20 ment Coordination Centre Europe.

21 (2) SCOPE OF PARTICIPATION.—Participation
22 in the ATARES program under paragraph (1) shall
23 be limited to the reciprocal exchange or transfer of
24 air transportation and air refueling services on a re-
25 imburseable basis or by replacement-in-kind or the

1 exchange of air transportation or air refueling serv-
2 ices of an equal value.

3 (3) LIMITATIONS.—The United States' balance
4 of executed flight hours, whether as credits or deb-
5 its, in participation in the ATARES program under
6 paragraph (1) may not exceed 500 hours. The
7 United States' balanced of executed flight hours for
8 air refueling in the ATARES program under para-
9 graph (1) may not exceed 200 hours.

10 (b) WRITTEN ARRANGEMENT OR AGREEMENT.—

11 (1) ARRANGEMENT OR AGREEMENT RE-
12 QUIRED.—The participation of the United States in
13 the ATARES program under subsection (a) shall be
14 in accordance with a written arrangement or agree-
15 ment entered into by the Secretary of Defense, with
16 the concurrence of the Secretary of State, and the
17 Movement Coordination Centre Europe.

18 (2) FUNDING ARRANGEMENTS.—If Department
19 of Defense facilities, equipment, or funds are used to
20 support the ATARES program, the written arrange-
21 ment or agreement under paragraph (1) shall specify
22 the details of any equitable cost sharing or other
23 funding arrangement.

24 (3) OTHER ELEMENTS.—Any written arrange-
25 ment or agreement entered into under paragraph (1)

1 shall require that any accrued credits and liabilities
2 resulting from an unequal exchange or transfer of
3 air transportation or air refueling services shall be
4 liquidated, not less than once every five years,
5 through the ATARES program.

6 (c) IMPLEMENTATION.—In carrying out any written
7 arrangement or agreement entered into under subsection
8 (b), the Secretary of Defense may—

9 (1) pay the United States' equitable share of
10 the operating expenses of the Movement Coordina-
11 tion Centre Europe and the ATARES consortium
12 from funds available to the Department of Defense
13 for operation and maintenance; and

14 (2) assign members of the Armed Forces or De-
15 partment of Defense civilian personnel, from among
16 members and personnel within billets authorized for
17 the United States European Command, to duty at
18 the Movement Coordination Centre Europe as nec-
19 essary to fulfill the United States' obligations under
20 that arrangement or agreement.

21 (d) CREDITING OF RECEIPTS.—Any amount received
22 by the United States in carrying out a written arrange-
23 ment or agreement entered into under subsection (b) shall
24 be credited, as elected by the Secretary of Defense, to the
25 following:

1 (1) The appropriation, fund, or account used in
2 incurring the obligation for which such amount is re-
3 ceived.

4 (2) An appropriation, fund, or account cur-
5 rently available for the purposes for which such obli-
6 gation was made.

7 (e) ANNUAL SECRETARY OF DEFENSE REPORTS.—
8 Not later than 30 days after the end of each fiscal year
9 in which the authority provided by this section is in effect,
10 the Secretary of Defense shall submit to Congress a report
11 on United States participation in the ATARES program
12 during such fiscal year. Each report shall include the fol-
13 lowing:

14 (1) The United States balance of executed
15 flight hours at the end of the fiscal year covered by
16 such report.

17 (2) The types of services exchanged or trans-
18 ferred during the fiscal year covered by such report.

19 (3) A description of any United States costs
20 under the written arrangement or agreement under
21 subsection (b)(1) in connection with the use of De-
22 partment of Defense facilities, equipment, or funds
23 to support the ATARES program under that sub-
24 section as provided by subsection (b)(2).

1 (4) A description of the United States' equi-
2 table share of the operating expenses of the Move-
3 ment Coordination Centre Europe and the ATARES
4 consortium paid under subsection (c)(1).

5 (5) A description of any amounts received by
6 the United States in carrying out a written arrange-
7 ment or agreement entered into under subsection
8 (b).

9 (f) COMPTROLLER GENERAL OF UNITED STATES
10 REPORT.—Not later than one year after the date of the
11 enactment of this Act, the Comptroller General of the
12 United States shall submit to the congressional defense
13 committees a report on the ATARES program. The report
14 shall set forth the assessment of the Comptroller General
15 of the program, including the types of services available
16 under the program, whether the program is achieving its
17 intended purposes, and, on the basis of actual cost data
18 from the performance of the program, the cost-effective-
19 ness of the program.

20 (g) EXPIRATION.—The authority provided by this
21 section to participate in the ATARES program shall ex-
22 pire five years after the date on which the Secretary of
23 Defense first enters into a written arrangement or agree-
24 ment under subsection (b). The Secretary shall publish no-

1 tice of such date on a public website of the Department
2 of Defense.

3 **SEC. 1244. AUTHORITY TO ESTABLISH PROGRAM TO PRO-**
4 **VIDE ASSISTANCE TO FOREIGN CIVILIANS**
5 **FOR HARM INCIDENT TO COMBAT OPER-**
6 **ATIONS OF THE ARMED FORCES IN FOREIGN**
7 **COUNTRIES.**

8 (a) **AUTHORITY TO ESTABLISH PROGRAM.**—The Sec-
9 retary of Defense may establish a program, under such
10 regulations as the Secretary may prescribe, to enable mili-
11 tary commanders at their discretion to provide assistance
12 to foreign civilians for damage, personal injury, or death
13 that is incident to combat operations of the Armed Forces
14 in a foreign country.

15 (b) **ELEMENTS.**—

16 (1) **NATURE OF ASSISTANCE.**—Any assistance
17 provided under a program under subsection (a) may
18 be provided only ex gratia, and shall not be consid-
19 ered an admission or acknowledgment of any legal
20 obligation to compensate for any damage, personal
21 injury, or death.

22 (2) **TREATMENT WITH OTHER COMPENSA-**
23 **TION.**—In the event compensation for damage, per-
24 sonal injury, or death covered by this section is re-
25 ceived through a separate program operated by the

1 United States Government, receipt of compensation
2 in such amount should be considered by the com-
3 mander or legal advisor determining appropriate as-
4 sistance under a program under subsection (a).

5 (3) AMOUNT OF ASSISTANCE.—If the Secretary
6 of Defense determines a program under subsection
7 (a) to be fitting in a particular setting, the amount
8 of assistance, if any, to be provided to civilians de-
9 termined to have suffered harm incident to combat
10 operations of the Armed Forces under the program
11 should be determined pursuant to regulations pre-
12 scribed by the Secretary and based on an assessment
13 of cultural appropriateness and prevailing economic
14 conditions.

15 (c) RECORDS.—

16 (1) IN GENERAL.—The regulations prescribed
17 by the Secretary of Defense for purposes of any pro-
18 gram under subsection (a) shall include require-
19 ments as follows:

20 (A) That local military commanders main-
21 tain a written record of any assistance offered
22 or denied under such program.

23 (B) That local military commanders sub-
24 mit on a timely basis a report summarizing
25 such written records to the appropriate office in

1 the Department of Defense as specified by the
2 Secretary in such regulations.

3 **SEC. 1245. LIMITATION ON AVAILABILITY OF FUNDS FOR**
4 **CERTAIN CAPITAL PROJECTS IN CONNEC-**
5 **TION WITH OVERSEAS CONTINGENCY OPER-**
6 **ATIONS.**

7 (a) LIMITATION.—

8 (1) IN GENERAL.—Upon the commencement or
9 designation of a military operation as an overseas
10 contingency operation on or after the date that is 60
11 days after the date of the enactment of this Act,
12 amounts authorized to be appropriated for the De-
13 partment of Defense may not be obligated or ex-
14 pended for a capital project described in subsection
15 (b) unless the Secretary of Defense, in consultation
16 with the United States commander of military oper-
17 ations in the country in which the project will be
18 carried out, completes an assessment on the neces-
19 sity and sustainability of the project.

20 (2) ELEMENTS.—Each assessment on a capital
21 project under this subsection shall include, but not
22 be limited to, the following:

23 (A) An estimate of the total cost of the
24 project to the United States.

1 (B) An estimate of the financial and other
2 requirements necessary for the host government
3 to sustain the project on an annual basis after
4 completion of the project.

5 (C) An assessment whether the host gov-
6 ernment has the capacity (in both financial and
7 human resources) to maintain and use the
8 project after completion.

9 (D) A description of any arrangements for
10 the sustainment of the project following its
11 completion if the host government lacks the ca-
12 pacity (in either financial or human resources)
13 to maintain the project.

14 (E) An assessment whether the host gov-
15 ernment has requested or expressed its need for
16 the project, and an explanation of the decision
17 to proceed with the project absent such request
18 or need.

19 (F) An assessment of the effect of the
20 project on the military mission of the United
21 States in the country concerned.

22 (b) COVERED CAPITAL PROJECTS.—

23 (1) IN GENERAL.—Except as provided in para-
24 graph (2), a capital project described in this sub-
25 section is any capital project overseas for an over-

1 seas contingency operation for the direct benefit of
2 a host country and funded by the Department of
3 Defense if the capital project—

4 (A) in the case of a project that directly
5 supports building the capacity of indigenous se-
6 curity forces in the host country, has an esti-
7 mated value in excess of \$10,000,000; or

8 (B) in the case of any other project, has
9 an estimated value in excess of \$2,000,000.

10 (2) EXCLUSION.—A capital project described in
11 this subsection does not include any project for mili-
12 tary construction (as that term is defined in section
13 114 (b) of title 10, United States Code) or a mili-
14 tary family housing project under section 2821 of
15 such title.

16 (c) WAIVER.—The Secretary of Defense may waive
17 the limitation in subsection (a) in order to initiate a cap-
18 ital project if the Secretary determines that the project
19 is in the national security interests of the United States.
20 In the first report submitted under subsection (d) after
21 any waiver under this subsection, the Secretary shall in-
22 clude a detailed justification of such waiver. Not later than
23 180 days after issuing a waiver under this subsection, the
24 Secretary shall submit to Congress the assessment de-

1 scribed in subsection (a) with respect to the capital project
2 concerned.

3 (d) QUARTERLY REPORTS.—

4 (1) IN GENERAL.—Not later than 30 days after
5 the end of each fiscal-year quarter the Secretary of
6 Defense shall submit to Congress a report setting
7 forth each assessment conducted under subsection
8 (a) during such fiscal-year quarter.

9 (2) FORM.—Each report shall be submitted in
10 unclassified form, but may include a classified
11 annex.

12 (e) CAPITAL PROJECT DEFINED.—In this section,
13 the term “capital project” has the meaning given that
14 term in section 308 of the Aid, Trade, and Competitive-
15 ness Act of 1992 (22 U.S.C. 2421e).

16 **TITLE XIII—COOPERATIVE** 17 **THREAT REDUCTION**

18 **SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT RE-** 19 **DUCTION PROGRAMS AND FUNDS.**

20 (a) SPECIFICATION OF COOPERATIVE THREAT RE-
21 Duction PROGRAMS.—For purposes of section 301 and
22 other provisions of this Act, Cooperative Threat Reduction
23 programs are the programs specified in section 1501 of
24 the National Defense Authorization Act for Fiscal Year
25 1997 (50 U.S.C. 2632 note).

1 (b) FISCAL YEAR 2013 COOPERATIVE THREAT RE-
2 Duction FUNDS DEFINED.—As used in this title, the
3 term “fiscal year 2013 Cooperative Threat Reduction
4 funds” means the funds appropriated pursuant to the au-
5 thorization of appropriations in section 301 and made
6 available by the funding table in section 4301 for Coopera-
7 tive Threat Reduction programs.

8 (c) AVAILABILITY OF FUNDS.—Funds appropriated
9 pursuant to the authorization of appropriations in section
10 301 and made available by the funding table in section
11 4301 for Cooperative Threat Reduction programs shall be
12 available for obligation for fiscal years 2013, 2014, and
13 2015.

14 **SEC. 1302. FUNDING ALLOCATIONS.**

15 (a) FUNDING FOR SPECIFIC PURPOSES.—Of the
16 \$519,100,000 authorized to be appropriated to the De-
17 partment of Defense for fiscal year 2013 in section 301
18 and made available by the funding table in section 4301
19 for Cooperative Threat Reduction programs, the following
20 amounts may be obligated for the purposes specified:

21 (1) For strategic offensive arms elimination,
22 \$68,300,000.

23 (2) For chemical weapons destruction,
24 \$14,600,000.

25 (3) For global nuclear security, \$99,800,000.

1 (4) For cooperative biological engagement,
2 \$276,400,000.

3 (5) For proliferation prevention, \$32,400,000.

4 (6) For threat reduction engagement,
5 \$2,400,000.

6 (7) For other assessments/administrative sup-
7 port, \$25,200,000.

8 (b) REPORT ON OBLIGATION OR EXPENDITURE OF
9 FUNDS FOR OTHER PURPOSES.—No fiscal year 2013 Co-
10 operative Threat Reduction funds may be obligated or ex-
11 pended for a purpose other than a purpose listed in para-
12 graphs (1) through (7) of subsection (a) until 15 days
13 after the date that the Secretary of Defense submits to
14 Congress a report on the purpose for which the funds will
15 be obligated or expended and the amount of funds to be
16 obligated or expended. Nothing in the preceding sentence
17 shall be construed as authorizing the obligation or expend-
18 iture of fiscal year 2013 Cooperative Threat Reduction
19 funds for a purpose for which the obligation or expendi-
20 ture of such funds is specifically prohibited under this title
21 or any other provision of law.

22 (c) LIMITED AUTHORITY TO VARY INDIVIDUAL
23 AMOUNTS.—

24 (1) IN GENERAL.—Subject to paragraph (2), in
25 any case in which the Secretary of Defense deter-

1 mines that it is necessary to do so in the national
2 interest, the Secretary may obligate amounts appro-
3 priated for fiscal year 2013 for a purpose listed in
4 paragraphs (1) through (7) of subsection (a) in ex-
5 cess of the specific amount authorized for that pur-
6 pose.

7 (2) NOTICE-AND-WAIT REQUIRED.—An obliga-
8 tion of funds for a purpose stated in paragraphs (1)
9 through (7) of subsection (a) in excess of the specific
10 amount authorized for such purpose may be made
11 using the authority provided in paragraph (1) only
12 after—

13 (A) the Secretary submits to Congress no-
14 tification of the intent to do so together with a
15 complete discussion of the justification for
16 doing so; and

17 (B) 15 days have elapsed following the
18 date of the notification.

19 **TITLE XIV—OTHER** 20 **AUTHORIZATIONS**

21 **Subtitle A—Military Programs**

22 **SEC. 1401. WORKING CAPITAL FUNDS.**

23 Funds are hereby authorized to be appropriated for
24 fiscal year 2013 for the use of the Armed Forces and other
25 activities and agencies of the Department of Defense for

1 providing capital for working capital and revolving funds,
2 as specified in the funding table in section 4501.

3 **SEC. 1402. NATIONAL DEFENSE SEALIFT FUND.**

4 Funds are hereby authorized to be appropriated for
5 fiscal year 2013 for the National Defense Sealift Fund,
6 as specified in the funding table in section 4501.

7 **SEC. 1403. DEFENSE HEALTH PROGRAM.**

8 Funds are hereby authorized to be appropriated for
9 the Department of Defense for fiscal year 2013 for ex-
10 penses, not otherwise provided for, for the Defense Health
11 Program, as specified in the funding table in section 4501.

12 **SEC. 1404. CHEMICAL AGENTS AND MUNITIONS DESTRUC-**
13 **TION, DEFENSE.**

14 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
15 are hereby authorized to be appropriated for the Depart-
16 ment of Defense for fiscal year 2013 for expenses, not oth-
17 erwise provided for, for Chemical Agents and Munitions
18 Destruction, Defense, as specified in the funding table in
19 section 4501.

20 (b) USE.—Amounts authorized to be appropriated
21 under subsection (a) are authorized for—

22 (1) the destruction of lethal chemical agents
23 and munitions in accordance with section 1412 of
24 the Department of Defense Authorization Act, 1986
25 (50 U.S.C. 1521); and

1 (2) the destruction of chemical warfare materiel
2 of the United States that is not covered by section
3 1412 of such Act.

4 **SEC. 1405. DRUG INTERDICTION AND COUNTER-DRUG AC-**
5 **TIVITIES, DEFENSE-WIDE.**

6 Funds are hereby authorized to be appropriated for
7 the Department of Defense for fiscal year 2013 for ex-
8 penses, not otherwise provided for, for Drug Interdiction
9 and Counter-Drug Activities, Defense-wide, as specified in
10 the funding table in section 4501.

11 **SEC. 1406. DEFENSE INSPECTOR GENERAL.**

12 Funds are hereby authorized to be appropriated for
13 the Department of Defense for fiscal year 2013 for ex-
14 penses, not otherwise provided for, for the Office of the
15 Inspector General of the Department of Defense, as speci-
16 fied in the funding table in section 4501.

17 **Subtitle B—National Defense**
18 **Stockpile**

19 **SEC. 1411. RELEASE OF MATERIALS NEEDED FOR NA-**
20 **TIONAL DEFENSE PURPOSES FROM THE**
21 **STRATEGIC AND CRITICAL MATERIALS**
22 **STOCKPILE.**

23 (a) AUTHORITY FOR PRESIDENT TO DELEGATE SPE-
24 CIAL DISPOSAL AUTHORITY OF PRESIDENT FOR RELEASE
25 FOR NATIONAL DEFENSE PURPOSES.—Section 7(a) of

1 the Strategic and Critical Materials Stock Piling Act (50
2 U.S.C. 98f(a)) is amended—

3 (1) in paragraph (1), by striking “and” at the
4 end;

5 (2) in paragraph (2), by striking the period at
6 the end and inserting “; and”; and

7 (3) by adding at the end the following new
8 paragraph:

9 “(3) on the order of the Under Secretary of De-
10 fense for Acquisition, Technology, and Logistics, if
11 the President has designated the Under Secretary to
12 have authority to issue release orders under this
13 subsection and, in the case of any such order, if the
14 Under Secretary determines that the release of such
15 materials is required for use, manufacture, or pro-
16 duction for purposes of national defense.”.

17 (b) EXCLUSION FROM DELEGATION LIMITATION.—
18 Section 16 of such Act (50 U.S.C. 98h-7) is amended by
19 striking “sections 7 and 13” each place it appears and
20 inserting “sections 7(a)(1) and 13”.

1 **Subtitle C—Chemical**
2 **Demilitarization Matters**

3 **SEC. 1421. SUPPLEMENTAL CHEMICAL AGENT AND MUNI-**
4 **TIONS DESTRUCTION TECHNOLOGIES AT**
5 **PUEBLO CHEMICAL DEPOT, COLORADO, AND**
6 **BLUE GRASS ARMY DEPOT, KENTUCKY.**

7 (a) SUPPLEMENTAL DESTRUCTION TECH-
8 NOLOGIES.—Section 1412 of the Department of Defense
9 Authorization Act, 1986 (50 U.S.C. 1521) is amended—

10 (1) by redesignating subsection (o) as sub-
11 section (p); and

12 (2) by inserting after subsection (n) the fol-
13 lowing new subsection (o):

14 “(o) SUPPLEMENTAL DESTRUCTION TECH-
15 NOLOGIES.—In determining the technologies to supple-
16 ment the neutralization destruction of the stockpile of le-
17 thal chemical agents and munitions at Pueblo Chemical
18 Depot, Colorado, and Blue Grass Army Depot, Kentucky,
19 the Secretary of Defense may consider the following:

20 “(1) Explosive Destruction Technologies.

21 “(2) Any technologies developed for treatment
22 and disposal of agent or energetic hydrolysates, if
23 problems with the current on-site treatment of hy-
24 drolysates are encountered.”.

1 (b) REPEAL OF SUPERSEDED PROVISION.—Section
 2 151 of the Floyd D. Spence National Defense Authoriza-
 3 tion Act for Fiscal Year 2001 (as enacted into law by Pub-
 4 lic Law 106–398; 114 Stat. 1645A–30) is repealed.

5 **Subtitle D—Other Matters**

6 **SEC. 1431. AUTHORIZATION OF APPROPRIATIONS FOR** 7 **ARMED FORCES RETIREMENT HOME.**

8 There is hereby authorized to be appropriated for fis-
 9 cal year 2013 from the Armed Forces Retirement Home
 10 Trust Fund the sum of \$67,590,000 for the operation of
 11 the Armed Forces Retirement Home.

12 **SEC. 1432. ADDITIONAL WEAPONS OF MASS DESTRUCTION** 13 **CIVIL SUPPORT TEAMS.**

14 (a) IN GENERAL.—Section 1403 of the Bob Stump
 15 National Defense Authorization Act for Fiscal Year 2003
 16 (Public Law 107–314; 116 Stat. 2676; 10 U.S.C. 12310
 17 note) is amended—

18 (1) by striking subsection (b);

19 (2) by redesignating subsection (c) as sub-
 20 section (d); and

21 (3) by inserting after subsection (a) the fol-
 22 lowing new subsections (b) and (c):

23 “(b) ESTABLISHMENT OF FURTHER ADDITIONAL
 24 TEAMS.—The Secretary of Defense is authorized to have
 25 established two additional teams designated as Weapons

1 of Mass Destruction Civil Support teams, beyond the 55
2 teams required in subsection (a), if—

3 “(1) the Secretary of Defense has made the cer-
4 tification provided for in section 12310(c)(5) of title
5 10, United States Code, with respect to each of such
6 additional teams before December 31, 2011; and

7 “(2) the establishment of such additional teams
8 does not require an increase in authorized personnel
9 levels above the numbers authorized as of the date
10 of the enactment of the National Defense Authoriza-
11 tion Act for Fiscal Year 2013.

12 “(c) LIMITATION OF ESTABLISHMENT OF FURTHER
13 TEAMS.—No Weapons of Mass Destruction Civil Support
14 Team may be established beyond the number authorized
15 by subsections (a) and (b) unless—

16 “(1) the Secretary submits to Congress a re-
17 quest for authority to establish such team, including
18 a detailed justification for their establishment; and

19 “(2) the establishment of such team is specifi-
20 cally authorized by a law enacted after the date of
21 the enactment of the National Defense Authoriza-
22 tion Act for Fiscal Year 2013.”.

23 (b) REPORT.—Not later than 180 days after the date
24 of the enactment of this Act, the Secretary of Defense
25 shall submit to the congressional defense committees a re-

1 port on the Weapons of Mass Destruction Civil Support
2 Teams. The report shall include the following:

3 (1) A detailed description of risk management
4 criteria and considerations to be used in determining
5 the optimal number and location of Weapons of
6 Mass Destruction Civil Support Teams.

7 (2) A description of the operational and train-
8 ing activities conducted by the Weapons of Mass De-
9 struction Civil Support Teams during each of fiscal
10 years 2010, 2011, and 2012.

11 (3) An assessment of the optimal number and
12 location of Weapons of Mass Destruction Civil Sup-
13 port Teams in light of the information under para-
14 graphs (1) and (2).

15 (4) A comparative analysis of the cost of estab-
16 lishing Weapons of Mass Destruction Civil Support
17 Teams in the reserve components of the Armed
18 Forces (other than the National Guard) with the
19 cost of establishing Weapons of Mass Destruction
20 Civil Support Teams in the National Guard.

21 (5) A description of the portion of the costs of
22 Weapons of Mass Destruction Civil Support Teams
23 that is currently borne by the States.

1 **TITLE XV—AUTHORIZATION OF**
2 **APPROPRIATIONS FOR OVER-**
3 **SEAS CONTINGENCY OPER-**
4 **ATIONS**

5 **Subtitle A—Authorization of**
6 **Appropriations**

7 **SEC. 1501. PURPOSE.**

8 The purpose of this subtitle is to authorize appropria-
9 tions for the Department of Defense for fiscal year 2013
10 to provide additional funds for overseas contingency oper-
11 ations being carried out by the Armed Forces.

12 **SEC. 1502. PROCUREMENT.**

13 Funds are hereby authorized to be appropriated for
14 fiscal year 2013 for procurement accounts for the Army,
15 the Navy and the Marine Corps, the Air Force, and De-
16 fense-wide activities, as specified in the funding table in
17 section 4102.

18 **SEC. 1503. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
19 **TION.**

20 Funds are hereby authorized to be appropriated for
21 fiscal year 2013 for the use of the Department of Defense
22 for research, development, test, and evaluation, as speci-
23 fied in the funding table in section 4202.

1 **SEC. 1504. OPERATION AND MAINTENANCE.**

2 Funds are hereby authorized to be appropriated for
3 fiscal year 2013 for the use of the Armed Forces and other
4 activities and agencies of the Department of Defense for
5 expenses, not otherwise provided for, for operation and
6 maintenance, as specified in the funding table in section
7 4302.

8 **SEC. 1505. MILITARY PERSONNEL.**

9 Funds are hereby authorized to be appropriated for
10 fiscal year 2013 for the use of the Armed Forces and other
11 activities and agencies of the Department of Defense for
12 expenses, not otherwise provided for, for military per-
13 sonnel, as specified in the funding table in section 4402.

14 **SEC. 1506. WORKING CAPITAL FUNDS.**

15 Funds are hereby authorized to be appropriated for
16 fiscal year 2013 for the use of the Armed Forces and other
17 activities and agencies of the Department of Defense for
18 providing capital for working capital and revolving funds,
19 as specified in the funding table in section 4502.

20 **SEC. 1507. DEFENSE HEALTH PROGRAM.**

21 Funds are hereby authorized to be appropriated for
22 the Department of Defense for fiscal year 2013 for ex-
23 penses, not otherwise provided for, for the Defense Health
24 Program, as specified in the funding table in section 4502.

1 **SEC. 1508. DRUG INTERDICTION AND COUNTER-DRUG AC-**
2 **TIVITIES, DEFENSE-WIDE.**

3 Funds are hereby authorized to be appropriated for
4 the Department of Defense for fiscal year 2013 for ex-
5 penses, not otherwise provided for, for Drug Interdiction
6 and Counter-Drug Activities, Defense-wide, as specified in
7 the funding table in section 4502.

8 **SEC. 1509. DEFENSE INSPECTOR GENERAL.**

9 Funds are hereby authorized to be appropriated for
10 the Department of Defense for fiscal year 2013 for ex-
11 penses, not otherwise provided for, for the Office of the
12 Inspector General of the Department of Defense, as speci-
13 fied in the funding table in section 4502.

14 **Subtitle B—Financial Matters**

15 **SEC. 1521. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

16 The amounts authorized to be appropriated by this
17 title are in addition to amounts otherwise authorized to
18 be appropriated by this Act.

19 **SEC. 1522. SPECIAL TRANSFER AUTHORITY.**

20 (a) **AUTHORITY TO TRANSFER AUTHORIZATIONS.—**

21 (1) **AUTHORITY.**—Upon determination by the
22 Secretary of Defense that such action is necessary in
23 the national interest, the Secretary may transfer
24 amounts of authorizations made available to the De-
25 partment of Defense in this title for fiscal year 2013
26 between any such authorizations for that fiscal year

1 (or any subdivisions thereof). Amounts of authoriza-
2 tions so transferred shall be merged with and be
3 available for the same purposes as the authorization
4 to which transferred.

5 (2) LIMITATION.—The total amount of author-
6 izations that the Secretary may transfer under the
7 authority of this subsection may not exceed
8 \$4,000,000,000.

9 (b) TERMS AND CONDITIONS.—Transfers under this
10 section shall be subject to the same terms and conditions
11 as transfers under section 1001.

12 (c) ADDITIONAL AUTHORITY.—The transfer author-
13 ity provided by this section is in addition to the transfer
14 authority provided under section 1001.

15 **Subtitle C—Limitations and Other** 16 **Matters**

17 **SEC. 1531. AFGHANISTAN SECURITY FORCES FUND.**

18 (a) CONTINUATION OF EXISTING LIMITATIONS.—
19 Funds available to the Department of Defense for the Af-
20 ghanistan Security Forces Fund for fiscal year 2013 shall
21 be subject to the conditions contained in subsections (b)
22 through (g) of section 1513 of the National Defense Au-
23 thorization Act for Fiscal Year 2008 (Public Law 110-
24 181; 122 Stat. 428), as amended by section 1531(b) of

1 the Ike Skelton National Defense Authorization Act for
2 Fiscal Year 2011 (Public Law 111–383; 124 Stat. 4424).

3 (b) AVAILABILITY FOR SUPPORT OF TRAINING OF
4 AFGHAN PUBLIC PROTECTION FORCE.—Assistance pro-
5 vided during fiscal year 2013 utilizing funds in the Af-
6 ghanistan Security Forces Fund may be used to increase
7 the capacity of the Government of Afghanistan to recruit,
8 vet, train, and manage the Afghan Public Protection
9 Force within the Afghanistan Ministry of Interior, includ-
10 ing activities in connection with the following:

11 (1) Expanding the capacity of the Force to
12 train and qualify recruits for static security, convoy
13 security, and personal detail security.

14 (2) Improving the infrastructure of the Afghan
15 Public Protection Force Training Center or other fa-
16 cilities for training Force personnel.

17 (3) Increasing the capacity of the Afghanistan
18 Ministry of Interior to manage the Force.

19 (4) Improving procedures for recruiting and
20 vetting Force personnel.

21 (5) Establishing or implementing requirements
22 for qualifications, training, and accountability con-
23 sistent with the purposes of section 862 of the Na-
24 tional Defense Authorization Act for Fiscal Year
25 2008 (10 U.S.C. 2302 note), to the extent feasible.

1 (c) PLAN FOR USE OF AFGHANISTAN SECURITY
2 FORCES FUND THROUGH 2017.—No later than 90 days
3 after the date of the enactment of this Act, the Secretary
4 of Defense shall submit to the congressional defense com-
5 mittees a plan for using funds available to the Department
6 of Defense to provide assistance to the security forces of
7 Afghanistan through the Afghanistan Security Forces
8 Fund through September 30, 2017.

9 **SEC. 1532. JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT**
10 **FUND.**

11 (a) USE AND TRANSFER OF FUNDS.—Subsections
12 (b) and (c) of section 1514 of the John Warner National
13 Defense Authorization Act for Fiscal Year 2007 (Public
14 Law 109–364; 120 Stat. 2439), as in effect before the
15 amendments made by section 1503 of the Duncan Hunter
16 National Defense Authorization Act for Fiscal Year 2009
17 (Public Law 110–417; 122 Stat. 4649), shall apply to the
18 funds made available to the Department of Defense for
19 the Joint Improvised Explosive Device Defeat Fund for
20 fiscal year 2013.

21 (b) AVAILABILITY OF CERTAIN FISCAL YEAR 2013
22 FUNDS.—

23 (1) IN GENERAL.—Of the funds made available
24 to the Department of Defense for the Joint Impro-
25 vided Explosive Device Defeat Fund for fiscal year

1 2013, \$15,000,000 may be available to the Secretary
2 of Defense to provide training, equipment, supplies,
3 and services to ministries and other entities of the
4 Government of Pakistan that the Secretary has iden-
5 tified as critical for countering the flow of impro-
6 vised explosive device precursor chemicals from
7 Pakistan to locations in Afghanistan.

8 (2) PROVISION THROUGH OTHER US AGEN-
9 CIES.—If jointly agreed upon by the Secretary of
10 Defense and the head of another department or
11 agency of the United States Government, the Sec-
12 retary of Defense may transfer funds available
13 under paragraph (1) to such department or agency
14 for the provision of training, equipment, supplies,
15 and services to ministries and other entities of the
16 Government of Pakistan as described in that para-
17 graph by such department or agency.

18 (3) NOTICE TO CONGRESS.—Funds may not be
19 used under the authority in paragraph (1) until 15
20 days after the date on which the Secretary of De-
21 fense submits to the congressional defense commit-
22 tees a notice on the training, equipment, supplies,
23 and services to be provided using such funds.

24 (c) EXPIRATION.—This section shall cease to be ef-
25 fective on December 31, 2013.

1 **SEC. 1533. PLAN FOR TRANSITION IN FUNDING OF UNITED**
2 **STATES SPECIAL OPERATIONS COMMAND**
3 **FROM SUPPLEMENTAL FUNDING FOR OVER-**
4 **SEAS CONTINGENCY OPERATIONS TO RECUR-**
5 **RING FUNDING UNDER THE FUTURE-YEARS**
6 **DEFENSE PROGRAM.**

7 The Secretary of Defense shall submit to the congres-
8 sional defense committees, at the same time as the budget
9 of the President for fiscal year 2014 is submitted to Con-
10 gress pursuant to section 1105(a) of title 31, United
11 States Code, a plan for the transition of funding of the
12 United States Special Operations Command from funds
13 authorized to be appropriated for overseas contingency op-
14 erations (commonly referred to as the “overseas contin-
15 gency operations budget”) to funds authorized to be ap-
16 propriated for recurring operations of the Department of
17 Defense in accordance with applicable future-years defense
18 programs under section 221 of title 10, United States
19 Code (commonly referred to as the “base budget”).

20 **SEC. 1534. EXTENSION OF AUTHORITY ON TASK FORCE FOR**
21 **BUSINESS AND STABILITY OPERATIONS IN**
22 **AFGHANISTAN.**

23 Section 1535(a) of the Ike Skelton National Defense
24 Authorization Act for Fiscal Year 2011 (Public Law 111–
25 383; 124 Stat. 4426), as amended by section 1534 of the
26 National Defense Authorization Act for Fiscal Year 2012

1 (Public Law 112–81; 125 Stat. 1658), is further amend-
2 ed—

3 (1) in the second sentence of paragraph (4)—

4 (A) by striking “The amount of funds
5 used” and inserting “The amount of fund obli-
6 gated”;

7 (B) by inserting “and \$93,000,000 for fis-
8 cal year 2013” after “fiscal year 2012”; and

9 (C) by inserting “for fiscal year 2012”
10 after “except that”;

11 (2) in paragraph (6), by striking “October 31,
12 2011, and October 31, 2012” and inserting “Octo-
13 ber 31 of each of 2011, 2012, and 2013”; and

14 (3) in paragraph (7)—

15 (A) by striking “provided in” and inserting
16 “to obligate funds for projects under”; and

17 (B) by striking “September 30, 2012” and
18 inserting “September 30, 2013”.

19 **SEC. 1535. ASSESSMENTS OF TRAINING ACTIVITIES AND IN-**
20 **TELLIGENCE ACTIVITIES OF THE JOINT IM-**
21 **PROVISED EXPLOSIVE DEVICE DEFEAT OR-**
22 **GANIZATION.**

23 (a) TRAINING ACTIVITIES.—

24 (1) IN GENERAL.—Not later than 180 days
25 after the date of the enactment of this Act, the Sec-

1 retary of Defense shall, in consultation with the
2 Chairman of Joint Chiefs of Staff and the other
3 chiefs of staff of the Armed Forces, submit to the
4 congressional defense committees a report setting
5 forth an assessment of the training-related activities
6 of the Joint Improvised Explosive Device Defeat Or-
7 ganization (JIEDDO).

8 (2) ELEMENTS.—The assessment required by
9 paragraph (1) shall—

10 (A) include all training programs and func-
11 tions executed by the Joint Improvised Explo-
12 sive Device Defeat Organization in support of
13 the United States Armed Forces or coalition
14 partners;

15 (B) identify any program or function
16 which is duplicated elsewhere within the De-
17 partment of Defense; and

18 (C) assess the value of maintaining such
19 duplication.

20 (3) FORM.—The report required by paragraph
21 (1) shall be submitted in unclassified form, but may
22 include a classified annex.

23 (4) LIMITATION.—No training-related program
24 may be initiated by the Joint Improvised Explosive
25 Device Defeat Organization between the date of the

1 enactment of this Act and the date of the submittal
2 of the report required by paragraph (1).

3 (b) INTELLIGENCE ACTIVITIES.—

4 (1) IN GENERAL.—Not later than 180 days
5 after the date of the enactment of this Act, the Sec-
6 retary of Defense shall, in consultation with the Di-
7 rector of National Intelligence, submit to the con-
8 gressional defense committees a report setting forth
9 an assessment of the activities of the Counter-Im-
10 proved-Explosive-Device Operations Integration
11 Center of the Joint Improvised Explosive Device De-
12 feat Organization.

13 (2) ELEMENTS.—The assessment required by
14 paragraph (1) shall—

15 (A) include all intelligence analysis pro-
16 grams and functions executed by the Counter-
17 Improvised-Explosive-Device Operations Inte-
18 gration Center in support of the United States
19 Government or coalition partners;

20 (B) identify any program or function
21 which is duplicated elsewhere within the De-
22 partment of Defense, including the intelligence
23 components of the Department, or the intel-
24 ligence community of the United States; and

1 (C) assess the value of maintaining such
2 duplication.

3 (3) FORM.—The report required by paragraph
4 (2) shall be submitted in unclassified form, but may
5 include a classified annex.

6 **TITLE XVI—MILITARY COM-**
7 **PENSATION AND RETIRE-**
8 **MENT MODERNIZATION COM-**
9 **MISSION**

10 **SEC. 1601. SHORT TITLE.**

11 This title may be cited as the “Military Compensation
12 and Retirement Modernization Commission Act of 2012”.

13 **SEC. 1602. PURPOSE.**

14 The purpose of this title is to establish a Commission
15 to review and make recommendations to modernize the
16 military compensation and retirement systems in order
17 to—

18 (1) ensure the long-term viability of the All-Vol-
19 unteer Force;

20 (2) enable the quality of life for members of the
21 Armed Forces and the other uniformed services and
22 their families in a manner that fosters successful re-
23 cruitment, retention, and careers for members of the
24 Armed Forces and the other uniformed services; and

1 (3) modernize and achieve fiscal sustainability
2 for the compensation and retirements systems for
3 the Armed Forces and the other uniformed services
4 for the 21st century.

5 **SEC. 1603. DEFINITIONS.**

6 In this title:

7 (1) The term “military compensation and re-
8 tirement systems” means the military compensation
9 system and the military retirement system.

10 (2) The term “military compensation system”
11 means provisions of law providing eligibility for and
12 the computation of military compensation, including
13 regular military compensation, special and incentive
14 pays and allowances, medical and dental care, edu-
15 cational assistance and related benefits, and com-
16 missary and exchange benefits and related benefits
17 and activities.

18 (3) The term “military retirement system”
19 means retirement benefits, including retired pay
20 based upon service in the uniformed services and
21 survivor annuities based upon such service.

22 (4) The term “Armed Forces” has the meaning
23 given the term “armed forces” in section 101(a)(4)
24 of title 10, United States Code.

1 (5) The term “uniformed services” has the
2 meaning given that term in section 101(a)(5) of title
3 10, United States Code.

4 (6) The term “Secretary” means the Secretary
5 of Defense.

6 (7) The term “Commission” means the commis-
7 sion established under section 1604.

8 (8) The term “Commission establishment date”
9 means the first day of the first month beginning on
10 or after the date of the enactment of this Act.

11 (9) The terms “veterans service organization”
12 and “military-related advocacy group or association”
13 mean an organization the primary purpose of which
14 is to advocate for veterans, military personnel, mili-
15 tary retirees, or military families.

16 **SEC. 1604. MILITARY COMPENSATION AND RETIREMENT**
17 **MODERNIZATION COMMISSION.**

18 (a) ESTABLISHMENT.—There is established in the ex-
19 ecutive branch an independent commission to be known
20 as the Military Compensation and Retirement Moderniza-
21 tion Commission. The Commission shall be considered an
22 independent establishment of the Federal Government as
23 defined by section 104 of title 5, United States Code, and
24 a temporary organization under section 3161 of such title.

25 (b) APPOINTMENT.—

1 (1) IN GENERAL.—

2 (A) MEMBERS.—The Commission shall be
3 composed of nine members appointed by the
4 President, in consultation with—

5 (i) the Chairman and Ranking Mem-
6 ber of the Committee on Armed Services of
7 the Senate; and

8 (ii) the Chairman and Ranking Mem-
9 ber of the Committee on Armed Services of
10 the House of Representatives.

11 (B) DEADLINE FOR APPOINTMENT.—The
12 President shall make appointments to the Com-
13 mission not later than six months after the
14 Commission establishment date.

15 (C) TERMINATION FOR LACK OF APPOINT-
16 MENT.—If the President does not make all ap-
17 pointments to the Commission on or before the
18 date specified in subparagraph (B), the Com-
19 mission shall be terminated.

20 (2) QUALIFICATIONS OF INDIVIDUALS AP-
21 POINTED.—In appointing individuals to the Commis-
22 sion, the President shall—

23 (A) ensure that—

24 (i) there are members with significant
25 expertise in Federal compensation and re-

1 tirement systems, including the military
2 compensation and retirement systems, pri-
3 vate sector compensation, retirement, or
4 human resource systems, and actuarial
5 science;

6 (ii) at least five members have active-
7 duty military experience, including—

8 (I) at least one of whom has ac-
9 tive-duty experience as an enlisted
10 member; and

11 (II) at least one of whom has ex-
12 perience as a member of a reserve
13 component; and

14 (iii) at least one member was the
15 spouse of a member of the Armed Forces,
16 or, in the sole determination of the Presi-
17 dent, has significant experience in military
18 family matters; and

19 (B) select individuals who are knowledge-
20 able and experienced with the uniformed serv-
21 ices and military compensation and retirement
22 issues.

23 (3) LIMITATION.—The President may not ap-
24 point to the Commission an individual who within
25 the preceding year has been employed by a veterans

1 service organization or military-related advocacy
2 group or association.

3 (4) CHAIR.—At the time the President appoints
4 the members of the Commission, the President shall
5 designate one of the members to be Chair of the
6 Commission. The individual designated as Chair of
7 the Commission shall be a person who has expertise
8 in the military compensation and retirement sys-
9 tems. The Chair, or the designee of the Chair, shall
10 preside over meetings of the Commission and be re-
11 sponsible for establishing the agenda of Commission
12 meetings and hearings.

13 (c) TERMS.—Members shall be appointed for the life
14 of the Commission (subject to subsection (b)(3)). A va-
15 cancy in the Commission shall not affect its powers, and
16 shall be filled in the same manner as the original appoint-
17 ment was made.

18 (d) STATUS AS FEDERAL EMPLOYEES.—Notwith-
19 standing the requirements of section 2105 of title 5,
20 United States Code, including the required supervision
21 under subsection (a)(3) of such section, the members of
22 the Commission shall be deemed Federal employees.

23 **SEC. 1605. COMMISSION HEARINGS AND MEETINGS.**

24 (a) IN GENERAL.—The Commission shall conduct
25 hearings on the recommendations it is taking under con-

1 sideration. Any such hearing, except a hearing in which
2 classified information is to be considered, shall be open
3 to the public. Any hearing open to the public shall be an-
4 nounced on a Federal website at least 14 days in advance.
5 For all hearings open to the public, the Commission shall
6 release an agenda and a listing of materials relevant to
7 the topics to be discussed.

8 (b) MEETINGS.—

9 (1) INITIAL MEETING.—The Commission shall
10 hold its initial meeting not later than 30 days after
11 the date as of which all members have been ap-
12 pointed.

13 (2) SUBSEQUENT MEETINGS.—After its initial
14 meeting, the Commission shall meet upon the call of
15 the Chair or a majority of its members.

16 (3) PUBLIC MEETINGS.—Each meeting of the
17 Commission shall be held in public unless any mem-
18 ber objects.

19 (c) QUORUM.—Five members of the Commission
20 shall constitute a quorum, but a lesser number may hold
21 hearings.

22 (d) PUBLIC COMMENTS.—

23 (1) IN GENERAL.—The Commission shall seek
24 written comments from the general public and inter-
25 ested parties on measures to modernize the military

1 compensation and retirement systems. Comments
2 shall be requested through a solicitation in the Fed-
3 eral Register and announcement on the Internet
4 website of the Commission.

5 (2) PERIOD FOR SUBMITTAL.—The period for
6 the submittal of comments pursuant to the solicita-
7 tion under paragraph (1) shall end not earlier than
8 30 days after the date of the solicitation and shall
9 end on or before the date on which the Secretary
10 transmits the recommendations of the Secretary to
11 the Commission under section 1606(b).

12 (3) USE BY COMMISSION.—The Commission
13 shall consider the comments submitted under this
14 subsection when developing its recommendations.

15 **SEC. 1606. PRINCIPLES AND PROCEDURE FOR COMMISSION**
16 **RECOMMENDATIONS.**

17 (a) PRINCIPLES.—

18 (1) CONTEXT OF COMMISSION REVIEW.—The
19 Commission shall conduct a review of the military
20 compensation and retirement systems in the context
21 of all elements of the current military compensation
22 and retirement systems, force management objec-
23 tives, and changes in life expectancy and the labor
24 force.

1 (2) DEVELOPMENT OF COMMISSION REC-
2 OMMENDATIONS.—

3 (A) CONSISTENCY WITH PRESIDENTIAL
4 PRINCIPLES.—The Commission shall develop
5 recommendations for modernizing the military
6 compensation and retirement systems that are
7 consistent with principles established by the
8 President under paragraph (3).

9 (B) GRANDFATHERING.—The rec-
10 ommendations of the Commission may not
11 apply to any person who first becomes a mem-
12 ber of a uniformed service before the date of
13 the enactment of a military compensation and
14 retirement modernization Act pursuant to this
15 title (except that such recommendations may in-
16 clude provisions allowing for such a member to
17 make a voluntary election to be covered by some
18 or all of the provisions of such recommenda-
19 tions).

20 (3) PRESIDENTIAL PRINCIPLES.—Not later
21 than five months after the Commission establish-
22 ment date, the President shall establish and trans-
23 mit to the Commission and Congress principles for
24 modernizing the military compensation and retire-

1 ment systems. The principles established by the
2 President shall address the following:

3 (A) Maintaining recruitment and retention
4 of the best military personnel.

5 (B) Modernizing the active and reserve
6 military compensation and retirement systems.

7 (C) Differentiating between active and re-
8 serve military service.

9 (D) Differentiating between service in the
10 Armed Forces and service in the other uni-
11 formed services.

12 (E) Assisting with force management.

13 (F) Ensuring the fiscal sustainability of
14 the military compensation and retirement sys-
15 tems.

16 (b) SECRETARY OF DEFENSE RECOMMENDATIONS.—

17 (1) IN GENERAL.—Not later than nine months
18 after the Commission establishment date, the Sec-
19 retary shall transmit to the Commission the rec-
20 ommendations of the Secretary for military com-
21 pensation and retirement modernization. The Sec-
22 retary shall concurrently transmit the recommenda-
23 tions to Congress.

1 (2) DEVELOPMENT OF RECOMMENDATIONS.—

2 The Secretary shall develop the recommendations of
3 the Secretary under paragraph (1)—

4 (A) on the basis of the principles estab-
5 lished by the President pursuant to subsection
6 (a)(3);

7 (B) in consultation with the Secretary of
8 Homeland Security, with respect to rec-
9 ommendations concerning members of the
10 Coast Guard;

11 (C) in consultation with the Secretary of
12 Health and Human Services, with respect to
13 recommendations concerning members of the
14 Public Health Service;

15 (D) in consultation with the Secretary of
16 Commerce, with respect to recommendations
17 concerning members of the National Oceanic
18 and Atmospheric Administration; and

19 (E) in consultation with the Director of
20 the Office of Management and Budget.

21 (3) JUSTIFICATION.—The Secretary shall in-
22 clude with the recommendations under paragraph
23 (1) the justification of the Secretary for each rec-
24 ommendation.

1 (4) AVAILABILITY OF INFORMATION.—The Sec-
2 retary shall make available to the Commission and
3 to Congress the information used by the Secretary
4 to prepare the recommendations of the Secretary
5 under paragraph (1).

6 (c) COMMISSION HEARINGS ON RECOMMENDATIONS
7 OF SECRETARY.—After receiving from the Secretary the
8 recommendations of the Secretary for military compensa-
9 tion and retirement modernization pursuant to subsection
10 (b), the Commission shall conduct public hearings on the
11 recommendations.

12 (d) COMMISSION REPORT AND RECOMMENDA-
13 TIONS.—

14 (1) REPORT.—Not later than 15 months after
15 the Commission establishment date, the Commission
16 shall transmit to the President a report containing
17 the findings and conclusions of the Commission, to-
18 gether with the recommendations of the Commission
19 for the modernization of the military compensation
20 and retirement systems. The Commission shall in-
21 clude in the report legislative language to implement
22 the recommendations of the Commission. The find-
23 ings and conclusions in the report shall be based on
24 the review and analysis by the Commission of the
25 recommendations of the Secretary.

1 (2) REQUIREMENT FOR APPROVAL.—The rec-
2 ommendations of the Commission must be approved
3 by at least five members of the Commission before
4 the recommendations may be transmitted to the
5 President under paragraph (1).

6 (3) PROCEDURES FOR CHANGING REC-
7 COMMENDATIONS OF SECRETARY.—The Commission
8 may make a change described in paragraph (4) in
9 the recommendations made by the Secretary only if
10 the Commission—

11 (A) determines that the change is con-
12 sistent with the principles established by the
13 President under subsection (a)(3);

14 (B) publishes a notice of the proposed
15 change not less than 45 days before transmit-
16 ting its recommendations to the President pur-
17 suant to paragraph (1); and

18 (C) conducts a public hearing on the pro-
19 posed change.

20 (4) COVERED CHANGES.—Paragraph (3) ap-
21 plies to a change by the Commission in the rec-
22 ommendations of the Secretary that would—

23 (A) add a new recommendation;

24 (B) delete a recommendation; or

1 (C) substantially change a recommenda-
2 tion.

3 (5) EXPLANATION AND JUSTIFICATION FOR
4 CHANGES.—The Commission shall explain and jus-
5 tify in its report submitted to the President under
6 paragraph (1) any recommendation made by the
7 Commission that is different from the recommenda-
8 tions made by the Secretary pursuant to subsection
9 (b).

10 (6) TRANSMITTAL TO CONGRESS.—The Com-
11 mission shall transmit a copy of its report to Con-
12 gress on the same date on which it transmits its re-
13 port to the President under paragraph (1).

14 **SEC. 1607. CONSIDERATION OF COMMISSION REC-**
15 **COMMENDATIONS BY THE PRESIDENT AND**
16 **CONGRESS.**

17 (a) REVIEW BY THE PRESIDENT.—

18 (1) REPORT OF PRESIDENTIAL APPROVAL OR
19 DISAPPROVAL.—Not later than 60 days after the
20 date on which the Commission transmits its report
21 to the President under section 1606(d), the Presi-
22 dent shall transmit to the Commission and to Con-
23 gress a report containing the approval or disapproval
24 by the President of the recommendations of the
25 Commission in the report.

1 (2) PRESIDENTIAL APPROVAL.—If in the report
2 under paragraph (1) the President approves all the
3 recommendations of the Commission, the President
4 shall include with the report the following:

5 (A) A copy of the recommendations of the
6 Commission.

7 (B) The certification by the President of
8 the approval of the President of each rec-
9 ommendation.

10 (C) The legislative language transmitted
11 by the Commission to the President as part of
12 the report of the Commission under section
13 1606(d)(1).

14 (3) PRESIDENTIAL DISAPPROVAL.—

15 (A) REASONS FOR DISAPPROVAL.—If in
16 the report under paragraph (1) the President
17 disapproves the recommendations of the Com-
18 mission, in whole or in part, the President shall
19 include in the report the reasons for that dis-
20 approval.

21 (B) REVISED RECOMMENDATIONS FROM
22 COMMISSION.—The Commission shall then
23 transmit to the President, not later one month
24 after the date of the report of the President
25 under paragraph (1), revised recommendations

1 for the modernization of the military compensa-
2 tion and retirement systems, together with re-
3 vised legislative language to implement the re-
4 vised recommendations of the Commission.

5 (4) ACTION ON REVISED RECOMMENDATIONS.—

6 If the President approves all of the revised rec-
7 ommendations of the Commission transmitted pur-
8 suant to paragraph (3)(B), the President shall
9 transmit to Congress, not later than one month after
10 receiving the revised recommendations, the following:

11 (A) A copy of the revised recommenda-
12 tions.

13 (B) The certification by the President of
14 the approval of the President of each rec-
15 ommendation as so revised.

16 (C) The revised legislative language trans-
17 mitted to the President under paragraph
18 (3)(B).

19 (5) TERMINATION OF COMMISSION.—If the
20 President does not transmit to Congress an approval
21 and certification described in paragraph (2) or (4)
22 in accordance with the applicable deadline under
23 such paragraph, the Commission shall be terminated
24 not later than one month after the expiration of the

1 period for transmittal of a report under paragraph
2 (4).

3 (b) CONSIDERATION BY CONGRESS.—

4 (1) RULEMAKING.—The provisions of this sub-
5 section are enacted by Congress—

6 (A) as an exercise of the rulemaking power
7 of the Senate and the House of Representa-
8 tives, respectively, and as such they shall be
9 considered as part of the rules of each House,
10 respectively, or of that House to which they
11 specifically apply, and such rules supersede
12 other rules only to the extent that they are in-
13 consistent therewith; and

14 (B) with full recognition of the constitu-
15 tional right of either House to change such
16 rules (so far as relating to the procedure of that
17 House) at any time, in the same manner and
18 to the same extent as in the case of any other
19 rule of that House.

20 (2) MILITARY COMPENSATION AND RETIRE-
21 MENT MODERNIZATION BILL.—For the purpose of
22 this subsection, the term “military compensation and
23 retirement modernization bill” means only a bill con-
24 sisting of the proposed legislative language rec-
25 ommended by the Commission and submitted to

1 Congress by the President pursuant to subsection
2 (a).

3 (3) INTRODUCTION OF LEGISLATIVE PROPOSAL
4 IN HOUSE AND SENATE.—If the President transmits
5 to Congress under subsection (a) a copy of the rec-
6 ommendations of the Commission (including the leg-
7 islative language recommended by the Commission),
8 together with a certification of the approval of the
9 President of the recommendations, the proposed leg-
10 islative language recommended by the Commission
11 and submitted to Congress by the President pursu-
12 ant to that subsection—

13 (A) shall be introduced in the Senate (by
14 request) on the next day on which the Senate
15 is in session by the chairman of the Committee
16 on Armed Services of the Senate; and

17 (B) shall be introduced in the House of
18 Representatives (by request) on the next legisla-
19 tive day by the chair of the Committee on
20 Armed Services of the House of Representa-
21 tives.

22 (4) CONSIDERATION IN THE HOUSE OF REP-
23 RESENTATIVES.—

24 (A) REFERRAL AND REPORTING.—Any
25 committee of the House of Representatives to

1 which the military compensation and retirement
2 modernization bill is referred shall report it to
3 the House without amendment not later than
4 the end of the 60-day period beginning on the
5 date on which the bill is introduced. If a com-
6 mittee fails to report the bill to the House with-
7 in that period, it shall be in order to move that
8 the House discharge the committee from fur-
9 ther consideration of the bill. Such a motion
10 shall not be in order after the last committee
11 authorized to consider the bill reports it to the
12 House or after the House has disposed of a mo-
13 tion to discharge the bill. The previous question
14 shall be considered as ordered on the motion to
15 its adoption without intervening motion except
16 20 minutes of debate equally divided and con-
17 trolled by the proponent and an opponent. If
18 such a motion is adopted, the House shall pro-
19 ceed immediately to consider the Commission
20 bill in accordance with subparagraphs (B) and
21 (C). A motion to reconsider the vote by which
22 the motion is disposed of shall not be in order.

23 (B) PROCEEDING TO CONSIDERATION.—
24 After the last committee authorized to consider
25 a military compensation and retirement mod-

1 ernization bill reports it to the House or has
2 been discharged (other than by motion) from its
3 consideration, it shall be in order to move to
4 proceed to consider the military compensation
5 and retirement modernization bill in the House.
6 Such a motion shall not be in order after the
7 House has disposed of a motion to proceed with
8 respect to the military compensation and retire-
9 ment modernization bill. The previous question
10 shall be considered as ordered on the motion to
11 its adoption without intervening motion. A mo-
12 tion to reconsider the vote by which the motion
13 is disposed of shall not be in order.

14 (C) CONSIDERATION.—The military com-
15 pensation and retirement modernization bill
16 shall be considered as read. All points of order
17 against the bill and against its consideration
18 are waived. The previous question shall be con-
19 sidered as ordered on the bill to its passage
20 without intervening motion except 2 hours of
21 debate equally divided and controlled by the
22 proponent and an opponent and one motion to
23 limit debate on the bill. A motion to reconsider
24 the vote on passage of the bill shall not be in
25 order.

1 (D) VOTE ON PASSAGE.—The vote on pas-
2 sage of the military compensation and retire-
3 ment modernization bill shall occur not later
4 than the end of the 90-day period beginning on
5 the date on which the bill is introduced.

6 (5) EXPEDITED PROCEDURE IN THE SENATE.—

7 (A) COMMITTEE CONSIDERATION.—A mili-
8 tary compensation and retirement moderniza-
9 tion bill introduced in the Senate under sub-
10 section (a) shall be jointly referred to the com-
11 mittee or committees of jurisdiction, which com-
12 mittees shall report the bill without any revision
13 and with a favorable recommendation, an unfa-
14 vorable recommendation, or without rec-
15 ommendation, not later than the end of the 60-
16 day period beginning on the date on which the
17 bill is introduced. If any committee fails to re-
18 port the bill within that period, that committee
19 shall be automatically discharged from consider-
20 ation of the bill, and the bill shall be placed on
21 the appropriate calendar.

22 (B) MOTION TO PROCEED.—Notwith-
23 standing Rule XXII of the Standing Rules of
24 the Senate, it is in order, not later than 2 days
25 of session after the date on which a military

1 compensation and retirement modernization bill
2 is reported or discharged from all committees to
3 which it was referred, for the majority leader of
4 the Senate or the majority leader's designee to
5 move to proceed to the consideration of the
6 military compensation and retirement mod-
7 ernization bill. It shall also be in order for any
8 Member of the Senate to move to proceed to the
9 consideration of the military compensation and
10 retirement modernization bill at any time after
11 the conclusion of such 2-day period. A motion
12 to proceed is in order even though a previous
13 motion to the same effect has been disagreed
14 to. All points of order against the motion to
15 proceed to the military compensation and retire-
16 ment modernization bill are waived. The motion
17 to proceed is not debatable. The motion is not
18 subject to a motion to postpone. A motion to
19 reconsider the vote by which the motion is
20 agreed to or disagreed to shall not be in order.
21 If a motion to proceed to the consideration of
22 the military compensation and retirement mod-
23 ernization bill is agreed to, the military com-
24 pensation and retirement modernization bill

1 shall remain the unfinished business until dis-
2 posed of.

3 (C) CONSIDERATION.—All points of order,
4 other than budget points of order, against the
5 military compensation and retirement mod-
6 ernization bill and against consideration of the
7 bill are waived. Consideration of the bill and of
8 all debatable motions and appeals in connection
9 therewith shall not exceed a total of 10 hours
10 which shall be divided equally between the ma-
11 jority and minority leaders or their designees. A
12 motion further to limit debate on the bill is in
13 order, shall require an affirmative vote of three-
14 fifths of the Members duly chosen and sworn,
15 and is not debatable. Any debatable motion or
16 appeal is debatable for not to exceed 1 hour, to
17 be divided equally between those favoring and
18 those opposing the motion or appeal. All time
19 used for consideration of the bill, including time
20 used for quorum calls and voting, shall be
21 counted against the total 10 hours of consider-
22 ation.

23 (D) NO AMENDMENTS.—An amendment to
24 the Commission bill, or a motion to postpone,
25 or a motion to proceed to the consideration of

1 other business, or a motion to recommit the
2 Commission bill, is not in order.

3 (E) VOTE ON PASSAGE.—If the Senate has
4 voted to proceed to the military compensation
5 and retirement modernization bill, the vote on
6 passage of the bill shall occur immediately fol-
7 lowing the conclusion of the debate on a mili-
8 tary compensation and retirement moderniza-
9 tion bill, and a single quorum call at the conclu-
10 sion of the debate if requested. The vote on
11 passage of the bill shall occur not later the end
12 of the 90-day period beginning on the date on
13 which the bill is introduced.

14 (F) RULINGS OF THE CHAIR ON PROCE-
15 DURE.—Appeals from the decisions of the Chair
16 relating to the application of the rules of the
17 Senate, as the case may be, to the procedure re-
18 lating to a military compensation and retire-
19 ment modernization bill shall be decided with-
20 out debate.

21 (6) AMENDMENT.—The military compensation
22 and retirement modernization bill shall not be sub-
23 ject to amendment in either the House of Represent-
24 atives or the Senate.

1 (7) CONSIDERATION BY THE OTHER HOUSE.—

2 If, before passing the military compensation and re-
3 tirement modernization bill, one House receives from
4 the other a military compensation and retirement
5 modernization bill—

6 (A) the military compensation and retire-
7 ment modernization bill of the other House
8 shall not be referred to a committee; and

9 (B) the procedure in the receiving House
10 shall be the same as if no military compensa-
11 tion and retirement modernization bill had been
12 received from the other House until the vote on
13 passage, when the military compensation and
14 retirement modernization bill received from the
15 other House shall supplant the military com-
16 pensation and retirement modernization bill of
17 the receiving House.

18 **SEC. 1608. PAY FOR MEMBERS OF THE COMMISSION.**

19 (a) IN GENERAL.—Each member, other than the
20 Chair, of the Commission shall be paid at a rate equal
21 to the daily equivalent of the annual rate of basic pay pay-
22 able for level IV of the Executive Schedule under section
23 5315 of title 5, United States Code, for each day (includ-
24 ing travel time) during which the member is engaged in

1 the actual performance of duties vested in the Commis-
2 sion.

3 (b) CHAIR.—The Chair of the Commission shall be
4 paid at a rate equal to the daily equivalent of the annual
5 rate of basic pay payable for level III of the Executive
6 Schedule under section 5314, of title 5, United States
7 Code, for each day (including travel time) during which
8 the member is engaged in the actual performance of duties
9 vested in the Commission.

10 **SEC. 1609. EXECUTIVE DIRECTOR.**

11 (a) APPOINTMENT.—The Commission shall appoint
12 and fix the rate of basic pay for an Executive Director
13 in accordance with section 3161 of title 5, United States
14 Code.

15 (b) LIMITATIONS.—The Executive Director may not
16 have served on active duty in the Armed Forces or as a
17 civilian employee of the Department of Defense during the
18 one-year period preceding the date of such appointment
19 and may not have been employed by a veterans service
20 organization or a military-related advocacy group or asso-
21 ciation during that one-year period.

22 **SEC. 1610. STAFF.**

23 (a) IN GENERAL.—Subject to subsections (b) and (c),
24 the Executive Director, with the approval of the Commis-
25 sion, may appoint and fix the rate of basic pay for addi-

1 tional personnel as staff of the Commission in accordance
2 with section 3161 of title 5, United States Code.

3 (b) LIMITATIONS ON STAFF.—

4 (1) NUMBER OF DETAILEES FROM DEPART-
5 MENT OF DEFENSE.—Not more than one-third of
6 the personnel employed by or detailed to the Com-
7 mission may be on detail from the Department of
8 Defense.

9 (2) PRIOR DUTIES WITHIN DEPARTMENT OF
10 DEFENSE.—A person may not be detailed from the
11 Department of Defense to the Commission if, in the
12 year before the detail is to begin, that person par-
13 ticipated personally and substantially in any matter
14 within the Department concerning the preparation of
15 recommendations for military compensation and re-
16 tirement modernization.

17 (3) NUMBER OF DETAILEES ELIGIBLE FOR
18 MILITARY RETIRED PAY.—Not more than one-fourth
19 of the personnel employed by or detailed to the Com-
20 mission may be persons eligible for or receiving mili-
21 tary retired pay.

22 (4) PRIOR EMPLOYMENT WITH CERTAIN ORGA-
23 NIZATIONS.—A person may not be employed by or
24 detailed to the Commission if, in the year before the
25 employment or detail is to begin, that person was

1 employed by a veterans service organization or a
2 military-related advocacy group or association.

3 (c) LIMITATIONS ON PERFORMANCE REVIEWS.—No
4 member of the Armed Forces, and no officer or employee
5 of the Department of Defense, may—

6 (1) prepare any report concerning the effective-
7 ness, fitness, or efficiency of the performance of the
8 staff of the Commission or any person detailed from
9 the Department to that staff;

10 (2) review the preparation of such a report; or

11 (3) approve or disapprove such a report.

12 **SEC. 1611. CONTRACTING AUTHORITY.**

13 The Commission may lease space and acquire per-
14 sonal property to the extent funds are available.

15 **SEC. 1612. JUDICIAL REVIEW PRECLUDED.**

16 The following shall not be subject to judicial review:

17 (1) Actions of the President, the Secretary, and
18 the Commission under section 1606.

19 (2) Actions of the President under section
20 1607(a).

21 **SEC. 1613. TERMINATION.**

22 Except as otherwise provided in this title, the Com-
23 mission shall terminate not later than 26 months after the
24 Commission establishment date.

1 **SEC. 1614. FUNDING.**

2 Of the amounts authorized to be appropriated by this
3 division for the Department of Defense for fiscal year
4 2013, up to \$10,000,000 shall be available to the Commis-
5 sion to carry out its duties under this title. Funds avail-
6 able to the Commission under the preceding sentence shall
7 remain available until expended.

8 **TITLE XVII—NATIONAL COMMIS-**
9 **SION ON THE STRUCTURE OF**
10 **THE AIR FORCE**

11 **SEC. 1701. SHORT TITLE.**

12 This title may be cited as the “National Commission
13 on the Structure of the Air Force Act of 2012”.

14 **SEC. 1702. ESTABLISHMENT OF COMMISSION.**

15 (a) ESTABLISHMENT.—There is established the Na-
16 tional Commission on the Structure of the Air Force (in
17 this title referred to as the “Commission”).

18 (b) MEMBERSHIP.—

19 (1) COMPOSITION.—The Commission shall be
20 composed of eight members, of whom—

21 (A) four shall be appointed by the Presi-
22 dent, of whom one shall be the Chairman of the
23 Reserve Forces Policy Board;

24 (B) one shall be appointed by the Chair-
25 man of the Committee on Armed Services of
26 the Senate;

1 (C) one shall be appointed by the Ranking
2 Member of the Committee on Armed Services of
3 the Senate;

4 (D) one shall be appointed by the Chair-
5 man of the Committee on Armed Services of
6 the House of Representatives; and

7 (E) one shall be appointed by the Ranking
8 Member of the Committee on Armed Services of
9 the House of Representatives.

10 (2) APPOINTMENT DATE.—The appointments of
11 the members of the Commission shall be made not
12 later than 90 days after the date of the enactment
13 of this Act.

14 (3) EFFECT OF LACK OF APPOINTMENT BY AP-
15 POINTMENT DATE.—If one or more appointments
16 under subparagraph (A) of paragraph (1) is not
17 made by the appointment date specified in para-
18 graph (2), the authority to make such appointment
19 or appointments shall expire, and the number of
20 members of the Commission shall be reduced by the
21 number equal to the number of appointments so not
22 made. If an appointment under subparagraph (B),
23 (C), (D), or (E) of paragraph (1) is not made by the
24 appointment date specified in paragraph (2), the au-
25 thority to make an appointment under such subpara-

1 graph shall expire, and the number of members of
2 the Commission shall be reduced by the number
3 equal to the number otherwise appointable under
4 such subparagraph.

5 (c) PERIOD OF APPOINTMENT; VACANCIES.—Mem-
6 bers shall be appointed for the life of the Commission. Any
7 vacancy in the Commission shall not affect its powers, but
8 shall be filled in the same manner as the original appoint-
9 ment.

10 (d) INITIAL MEETING.—Not later than 30 days after
11 the date on which all members of the Commission have
12 been appointed, the Commission shall hold its first meet-
13 ing.

14 (e) MEETINGS.—The Commission shall meet at the
15 call of the Chair.

16 (f) QUORUM.—A majority of the members of the
17 Commission shall constitute a quorum, but a lesser num-
18 ber of members may hold hearings.

19 (g) CHAIR AND VICE CHAIRMAN.—The Commission
20 shall select a Chair and Vice Chair from among its mem-
21 bers.

22 **SEC. 1703. DUTIES OF THE COMMISSION.**

23 (a) STUDY.—

24 (1) IN GENERAL.—The Commission shall un-
25 dertake a comprehensive study of the current struc-

1 ture of the Air Force to determine whether, and
2 how, the structure should be modified to best fulfill
3 current and anticipated mission requirements for the
4 Air Force in a manner consistent with available re-
5 sources.

6 (2) CONSIDERATIONS.—In considering an alter-
7 native structure for the Air Force, the Commission
8 shall give particular consideration to identifying a
9 structure that—

10 (A) meets current and anticipated require-
11 ments of the combatant commands;

12 (B) achieves an appropriate balance be-
13 tween the regular and reserve components of
14 the Air Force, taking advantage of the unique
15 strengths and capabilities of each;

16 (C) ensures that the reserve components of
17 the Air Force have the capacity needed to sup-
18 port current and anticipated homeland defense
19 and disaster assistance missions in the United
20 States;

21 (D) provides for sufficient numbers of reg-
22 ular members of the Air Force to provide a
23 base of trained personnel from which the per-
24 sonnel of the reserve components of the Air
25 Force could be recruited;

1 (E) maintains a peacetime rotation force
2 to avoid exceeding operational tempo goals of
3 1:2 for regular members of the Air Forces and
4 1:5 for members of the reserve components of
5 the Air Force; and

6 (F) maximizes achievable costs savings.

7 (b) REPORT.—Not later than March 31, 2013, the
8 Commission shall submit to the President and the con-
9 gressional defense committees a report which shall contain
10 a detailed statement of the findings and conclusions of the
11 Commission as a result of the study required by subsection
12 (a), together with its recommendations for such legislation
13 and administrative actions as it considers appropriate in
14 light of the results of the study.

15 **SEC. 1704. POWERS OF THE COMMISSION.**

16 (a) HEARINGS.—The Commission may hold such
17 hearings, sit and act at such times and places, take such
18 testimony, and receive such evidence as the Commission
19 considers advisable to carry out this title.

20 (b) INFORMATION FROM FEDERAL AGENCIES.—The
21 Commission may secure directly from any Federal depart-
22 ment or agency such information as the Commission con-
23 siders necessary to carry out this title. Upon request of
24 the Chair of the Commission, the head of such department

1 or agency shall furnish such information to the Commis-
2 sion.

3 (c) **POSTAL SERVICES.**—The Commission may use
4 the United States mails in the same manner and under
5 the same conditions as other departments and agencies of
6 the Federal Government.

7 (d) **GIFTS.**—The Commission may accept, use, and
8 dispose of gifts or donations of services or property.

9 **SEC. 1705. COMMISSION PERSONNEL MATTERS.**

10 (a) **COMPENSATION OF MEMBERS.**—Each member of
11 the Commission who is not an officer or employee of the
12 Federal Government shall be compensated at a rate equal
13 to the daily equivalent of the annual rate of basic pay pre-
14 scribed for level IV of the Executive Schedule under sec-
15 tion 5315 of title 5, United States Code, for each day (in-
16 cluding travel time) during which such member is engaged
17 in the performance of the duties of the Commission. All
18 members of the Commission who are officers or employees
19 of the United States shall serve without compensation in
20 addition to that received for their services as officers or
21 employees of the United States.

22 (b) **TRAVEL EXPENSES.**—The members of the Com-
23 mission shall be allowed travel expenses, including per
24 diem in lieu of subsistence, at rates authorized for employ-
25 ees of agencies under subchapter I of chapter 57 of title

1 5, United States Code, while away from their homes or
2 regular places of business in the performance of services
3 for the Commission.

4 (c) STAFF.—

5 (1) IN GENERAL.—The Chair of the Commis-
6 sion may, without regard to the civil service laws
7 and regulations, appoint and terminate an executive
8 director and such other additional personnel as may
9 be necessary to enable the Commission to perform
10 its duties. The employment of an executive director
11 shall be subject to confirmation by the Commission.

12 (2) COMPENSATION.—The Chair of the Com-
13 mission may fix the compensation of the executive
14 director and other personnel without regard to chap-
15 ter 51 and subchapter III of chapter 53 of title 5,
16 United States Code, relating to classification of posi-
17 tions and General Schedule pay rates, except that
18 the rate of pay for the executive director and other
19 personnel may not exceed the rate payable for level
20 V of the Executive Schedule under section 5316 of
21 such title.

22 (d) DETAIL OF GOVERNMENT EMPLOYEES.—Any
23 Federal Government employee may be detailed to the
24 Commission without reimbursement, and such detail shall

1 be without interruption or loss of civil service status or
2 privilege.

3 (e) **PROCUREMENT OF TEMPORARY AND INTERMIT-**
4 **TENT SERVICES.**—The Chair of the Commission may pro-
5 cure temporary and intermittent services under section
6 3109(b) of title 5, United States Code, at rates for individ-
7 uals which do not exceed the daily equivalent of the annual
8 rate of basic pay prescribed for level V of the Executive
9 Schedule under section 5316 of such title.

10 **SEC. 1706. TERMINATION OF THE COMMISSION.**

11 The Commission shall terminate 90 days after the
12 date on which the Commission submits its report under
13 section 1703.

14 **SEC. 1707. FUNDING.**

15 Amounts authorized to be appropriated for fiscal year
16 2013 and available for operation and maintenance for the
17 Air Force as specified in the funding table in section 4301
18 may be available for the activities of the Commission
19 under this title.

20 **SEC. 1708. LIMITATION ON AVAILABILITY OF FUNDS FOR**
21 **REDUCTIONS TO THE AIR NATIONAL GUARD**
22 **AND THE AIR FORCE RESERVE.**

23 (a) **IN GENERAL.**—None of the funds authorized to
24 be appropriated by this Act or otherwise made available
25 for fiscal year 2013 for the Air Force may be used to di-

1 vest, retire, or transfer, or prepare to divest, retire, or
2 transfer, any aircraft of the Air Force assigned to units
3 of the Air National Guard or Air Force Reserve as of May
4 31, 2012.

5 (b) EXCEPTION.—The Secretary of the Air Force
6 may divest or retire, or prepare to divest or retire, C-5A
7 aircraft if the Secretary replaces such aircraft through a
8 transfer of C-5B, C-5M, or C-17 mobility aircraft so as
9 to maintain all Air National Guard and Air Force Reserve
10 units impacted by such divestment or retirement at cur-
11 rent or higher assigned manpower levels to operate the
12 aircraft so transferred.

13 **SEC. 1709. FUNDING FOR MAINTENANCE OF FORCE STRUC-**
14 **TURE OF THE AIR FORCE PENDING COMMIS-**
15 **SION RECOMMENDATIONS.**

16 There is hereby authorized to be appropriated to the
17 Department of Defense for fiscal year 2013,
18 \$1,400,000,000 for the force structure of the Air Force.
19 The amount authorized to be appropriated by this section
20 is in addition to any other amounts authorized to be ap-
21 propriated by this Act.

1 **SEC. 1710. RETENTION OF CORE FUNCTIONS OF THE ELEC-**
2 **TRONIC SYSTEMS CENTER AT HANSCOM AIR**
3 **FORCE BASE PENDING FUTURE STRUCTURE**
4 **STUDY.**

5 The Secretary of the Air Force shall retain the cur-
6 rent leadership rank and core functions of the Electronic
7 Systems Center at Hanscom Air Force Base with the
8 same integrated mission elements, responsibilities, and ca-
9 pabilities as existed as of November 1, 2011, until 180
10 days after the National Commission on the Structure of
11 the Air Force submits to the congressional defense com-
12 mittees the report required under section 1703.

13 **DIVISION B—MILITARY CON-**
14 **STRUCTION AUTHORIZA-**
15 **TIONS**

16 **SEC. 2001. SHORT TITLE.**

17 This division may be cited as the “Military Construc-
18 tion Authorization Act for Fiscal Year 2013”.

19 **SEC. 2002. EXPIRATION OF AUTHORIZATIONS AND**
20 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
21 **LAW.**

22 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
23 YEARS.—Except as provided in subsection (b), all author-
24 izations contained in titles XXI through XXVII for mili-
25 tary construction projects, land acquisition, family housing
26 projects and facilities, and contributions to the North At-

1 lantic Treaty Organization Security Investment Program
2 (and authorizations of appropriations therefor) shall ex-
3 pire on the later of—

4 (1) October 1, 2015; or

5 (2) the date of the enactment of an Act author-
6 izing funds for military construction for fiscal year
7 2016.

8 (b) EXCEPTION.—Subsection (a) shall not apply to
9 authorizations for military construction projects, land ac-
10 quisition, family housing projects and facilities, and con-
11 tributions to the North Atlantic Treaty Organization Se-
12 curity Investment Program (and authorizations of appro-
13 priations therefor), for which appropriated funds have
14 been obligated before the later of—

15 (1) October 1, 2015; or

16 (2) the date of the enactment of an Act author-
17 izing funds for fiscal year 2016 for military con-
18 struction projects, land acquisition, family housing
19 projects and facilities, or contributions to the North
20 Atlantic Treaty Organization Security Investment
21 Program.

TITLE XXI—ARMY MILITARY CONSTRUCTION

SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2103 and available for military construction projects inside the United States as specified in the funding table in section 4601, the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Alaska	Fort Wainwright	\$10,400,000
	Joint Base Elmendorf-Richardson	\$7,900,000
California	Concord	\$8,900,000
Colorado	Fort Carson	\$18,000,000
	Fort McNair	\$7,200,000
Georgia	Fort Benning	\$16,000,000
	Fort Gordon	\$23,300,000
	Fort Stewart	\$49,650,000
Hawaii	Pohakuloa Training Area	\$29,000,000
	Schofield Barracks	\$96,000,000
	Wheeler Army Air Field	\$85,000,000
Kansas	Fort Riley	\$12,200,000
Kentucky	Fort Campbell	\$81,800,000
	Fort Knox	\$6,000,000
Missouri	Fort Leonard Wood	\$123,000,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$47,000,000
	Picatinny Arsenal	\$10,200,000
New York	Fort Drum	\$95,000,000
North Carolina	Fort Bragg	\$68,000,000
Oklahoma	Fort Sill	\$4,900,000
South Carolina	Fort Jackson	\$24,000,000
	Corpus Christi	\$37,200,000
Texas	Fort Bliss	\$7,200,000
	Fort Hood	\$51,200,000
	Joint Base San Antonio	\$21,000,000
Virginia	Fort Belvoir	\$94,000,000
	Fort Lee	\$81,000,000
Washington	Joint Base Lewis McChord	\$164,000,000

Army: Inside the United States—Continued

State	Installation or Location	Amount
	Yakima	\$5,100,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2103 and available for military construc-
4 tion projects outside the United States as specified in the
5 funding table in section 4601, the Secretary of the Army
6 may acquire real property and carry out military construc-
7 tion projects for the installations or locations outside the
8 United States, and in the amounts, set forth in the fol-
9 lowing table:

Army: Outside the United States

Country	Installation or Location	Amount
Italy	Camp Ederle	\$36,000,000
	Vicenza	\$32,000,000
Japan	Okinawa	\$78,000,000
	Sagami	\$18,000,000
Korea	Camp Humphreys	\$45,000,000

10 **SEC. 2102. FAMILY HOUSING.**

11 Using amounts appropriated pursuant to the author-
12 ization of appropriations in section 2103 and available for
13 military family housing functions as specified in the fund-
14 ing table in section 4601, the Secretary of the Army may
15 carry out architectural and engineering services and con-
16 struction design activities with respect to the construction
17 or improvement of family housing units in an amount not
18 to exceed \$4,641,000.

1 **SEC. 2103. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

2 Funds are hereby authorized to be appropriated for
3 fiscal years beginning after September 30, 2012, for mili-
4 tary construction, land acquisition, and military family
5 housing functions of the Department of the Army, as spec-
6 ified in the funding table in section 4601.

7 **SEC. 2104. MODIFICATION OF AUTHORITY TO CARRY OUT**
8 **CERTAIN FISCAL YEAR 2010 PROJECT.**

9 In the case of the authorization contained in the table
10 in section 2101(a) of the Military Construction Authoriza-
11 tion Act for Fiscal Year 2010 (division B of Public Law
12 111–84; 123 Stat. 2628) for Fort Belvoir, Virginia, for
13 construction of a Road and Access Control Point at the
14 installation, the Secretary of the Army may construct a
15 standard design Access Control Point consistent with the
16 Army’s construction guidelines for Access Control Points.

17 **SEC. 2105. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
18 **FISCAL YEAR 2009 PROJECTS.**

19 (a) EXTENSION.—Notwithstanding section 2002 of
20 the Military Construction Authorization Act for Fiscal
21 Year 2009 (division B of Public Law 110–417; 122 Stat.
22 4658), authorizations set forth in the table in subsection
23 (b), as provided in section 2101 of that Act (122 Stat.
24 4659), shall remain in effect until October 1, 2013, or the
25 date of the enactment of an Act authorizing funds for mili-
26 tary construction for fiscal year 2014, whichever is later.

1 (b) TABLE.—The table referred to in subsection (a)
 2 is as follows:

Army: Extension of 2009 Project Authorizations

State	Installation or Location	Project	Amount
Alabama	Anniston Army Depot	Lake Yard Interchange	\$1,400,000
New Jersey	Picatinny Arsenal	Ballistic evaluation Facility Phase I	\$9,900,000

3 **SEC. 2106. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 4 **FISCAL YEAR 2010 PROJECTS.**

5 (a) EXTENSION.—Notwithstanding section 2002 of
 6 the Military Construction Authorization Act for Fiscal
 7 Year 2010 (division B of Public Law 111–84; 123 Stat.
 8 2627), authorizations set forth in the table in subsection
 9 (b), as provided in section 2101 of that Act (123 Stat.
 10 2628), shall remain in effect until October 1, 2013, or the
 11 date of the enactment of an Act authorizing funds for mili-
 12 tary construction for fiscal year 2014, whichever is later.

13 (b) TABLE.—The table referred to in subsection (a)
 14 is as follows:

Army: Extension of 2010 Project Authorizations

State/Country	Installation or Location	Project	Amount
Louisiana	Fort Polk	Land Purchases and Condemnation.	\$17,000,000
New Jersey	Picatinny Arsenal	Ballistic Evaluation Facility, Ph2.	\$10,200,000
Virginia	Fort Belvoir	Road and Access Control Point.	\$9,500,000
Washington	Fort Lewis	Fort Lewis-McCord AFB Joint Access.	\$9,000,000
Kuwait	Kuwait	APS Warehouses	\$82,000,000

1 **SEC. 2107. ADDITIONAL AUTHORITY TO CARRY OUT CER-**
2 **TAIN FISCAL YEAR 2013 PROJECT.**

3 (a) PROJECT AUTHORIZATION.—The Secretary of
4 the Army may carry out a military construction project
5 to construct a cadet barracks at the U.S. Military Acad-
6 emy, New York, in the amount of \$192,000,000.

7 (b) USE OF UNOBLIGATED PRIOR-YEAR MILITARY
8 CONSTRUCTION FUNDS.—The Secretary of the Army shall
9 use available, unobligated military construction funds ap-
10 propriated for a fiscal year before fiscal year 2013 for the
11 project described in subsection (a).

12 (c) CONGRESSIONAL NOTIFICATION.—The Secretary
13 of the Army shall provide information in accordance with
14 section 2851(c) of title 10, United States Code, regarding
15 the project described in subsection (a). If it becomes nec-
16 essary to exceed the estimated project cost, the Secretary
17 shall utilize the authority provided by section 2853 of such
18 title regarding authorized cost and scope of work vari-
19 ations.

20 **TITLE XXII—NAVY MILITARY**
21 **CONSTRUCTION**

22 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
23 **ACQUISITION PROJECTS.**

24 (a) INSIDE THE UNITED STATES.—Using amounts
25 appropriated pursuant to the authorization of appropria-
26 tions in section 2204 and available for military construc-

1 tion projects inside the United States as specified in the
 2 funding table in section 4601, the Secretary of the Navy
 3 may acquire real property and carry out military construc-
 4 tion projects for the installations or locations inside the
 5 United States, and in the amounts, set forth in the fol-
 6 lowing table:

Inside the United States

State	Installation or Location	Amount
Arizona	Yuma	\$29,285,000
California	Camp Pendleton	\$88,110,000
	Coronado	\$78,541,000
	Miramar	\$27,897,000
	San Diego	\$71,188,000
	Seal Beach	\$30,594,000
	Twentynine Palms	\$47,270,000
	Ventura County	\$12,790,000
Florida	Jacksonville	\$21,980,000
Hawaii	Kaneohe Bay	\$97,310,000
Mississippi	Meridian	\$10,926,000
New Jersey	Earle	\$33,498,000
North Carolina	Camp Lejeune	\$69,890,000
	Cherry Point Marine Corps Air Station	\$45,891,000
	New River	\$8,525,000
South Carolina	Beaufort	\$81,780,000
	Parris Island	\$10,135,000
Virginia	Dahlgren	\$28,228,000
	Oceana Naval Air Station	\$39,086,000
	Portsmouth	\$32,706,000
	Quantico	\$58,714,000
	Yorktown	\$48,823,000
Washington	Whidbey Island	\$6,272,000

7 (b) OUTSIDE THE UNITED STATES.—Using amounts
 8 appropriated pursuant to the authorization of appropria-
 9 tions in section 2204 and available for military construc-
 10 tion projects outside the United States as specified in the
 11 funding table in section 4601, the Secretary of the Navy
 12 may acquire real property and carry out military construc-
 13 tion projects for the installation or location outside the

1 United States, and in the amounts, set forth in the fol-
 2 lowing table:

Navy: Outside the United States

Country	Installation or Location	Amount
Bahrain Island	SW Asia	\$51,348,000
Diego Garcia	Diego Garcia	\$1,691,000
Djibouti	Camp Lemonier	\$99,420,000
Greece	Souda Bay	\$25,123,000
Japan	Iwakuni	\$13,138,000
	Okinawa	\$8,206,000
Romania	Deveselu	\$45,205,000
Spain	Rota	\$17,215,000
Worldwide Unspecified	Unspecified Worldwide Locations	\$34,048,000

3 **SEC. 2202. FAMILY HOUSING.**

4 Using amounts appropriated pursuant to the author-
 5 ization of appropriations in section 2204 and available for
 6 military family housing functions as specified in the fund-
 7 ing table in section 4601, the Secretary of the Navy may
 8 carry out architectural and engineering services and con-
 9 struction design activities with respect to the construction
 10 or improvement of family housing units in an amount not
 11 to exceed \$4,527,000.

12 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
 13 **UNITS.**

14 Subject to section 2825 of title 10, United States
 15 Code, and using amounts appropriated pursuant to the
 16 authorization of appropriations in section 2204 and avail-
 17 able for military family housing functions as specified in
 18 the funding table in section 4601, the Secretary of the
 19 Navy may improve existing military family housing units
 20 in an amount not to exceed \$97,655,000.

1 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

2 Funds are hereby authorized to be appropriated for
3 fiscal years beginning after September 30, 2012, for mili-
4 tary construction, land acquisition, and military family
5 housing functions of the Department of the Navy, as spec-
6 ified in the funding table in 4601, including incremental
7 funding for the construction of increment 2 of explosives
8 handling wharf 2 at Kitsap, Washington, authorized by
9 section 2201(a) of the Military Construction Authorization
10 Act for Fiscal Year 2012 (division B of Public Law 112–
11 81; 125 Stat. 1666), \$254,241,000.

12 **SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT**
13 **CERTAIN FISCAL YEAR 2012 PROJECT.**

14 In the case of the authorization contained in the table
15 in section 2201(a) of the Military Construction Authoriza-
16 tion Act for Fiscal Year 2012 (division B of Public Law
17 112–81; 125 Stat. 1666), for Kitsap (Bangor) Wash-
18 ington, for construction of Explosives Handling Wharf #2
19 at that location, the Secretary of the Navy may acquire
20 fee or lesser real property interests to accomplish required
21 environmental mitigation for the project using appropria-
22 tions authorized for the project.

23 **SEC. 2206. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
24 **FISCAL YEAR 2009 PROJECTS.**

25 (a) EXTENSION.—Notwithstanding section 2002 of
26 the Military Construction Authorization Act for Fiscal

1 Year 2009 (division B of Public Law 110–417; 122 Stat.
 2 4658), the authorization set forth in the table in sub-
 3 section (b), as provided in section 2201 of that Act (122
 4 Stat 4670) and extended by section 2206 of the Military
 5 Construction Authorization Act for Fiscal Year 2012 (di-
 6 vision B of Public Law 112–81; 125 Stat. 1668), shall
 7 remain in effect until October 1, 2013, or the date of an
 8 Act authorizing funds for military construction for fiscal
 9 year 2014, whichever is later.

10 (b) TABLE.—The table referred to in subsection (a)
 11 is as follows:

Navy: Extension of 2009 Project Authorization

State/Country	Installation or Location	Project	Amount
California	Marine Corps Base, Camp Pendleton	Operations Access Points, Red Beach	\$11,970,000
	Marine Corps Air Station, Miramar ..	Emergency Response Station	\$6,530,000
District of Columbia ..	Washington Navy Yard	Child Development Center	\$9,340,000

12 **SEC. 2207. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 13 **FISCAL YEAR 2010 PROJECTS.**

14 (a) EXTENSION.—Notwithstanding section 2002 of
 15 the Military Construction Authorization Act for Fiscal
 16 Year 2010 (division B of Public Law 111–84; 123 Stat.
 17 2627), the authorization set forth in the table in sub-
 18 section (b), as provided in section 2201 of that Act (123
 19 Stat. 2632), shall remain in effect until October 1, 2013,

1 or the date of an Act authorizing funds for military con-
 2 struction for fiscal year 2014, whichever is later.

3 (b) TABLE.—The table referred to in subsection (a)
 4 is as follows:

Navy: Extension of 2010 Project Authorization

State/Country	Installation or Location	Project	Amount
California	Mountain Warfare Training Center, Bridgeport	Mountain Warfare Training, Commissary	\$6,830,000
Maine	Portsmouth Naval Shipyard	Gate 2 Security Improvements	\$7,090,000
Djibouti	Camp Lemonier	Security Fencing	\$8,109,000
		Ammo Supply Point ..	\$21,689,000
		Interior Paved Roads	\$7,275,000

5 **SEC. 2208. REALIGNMENT OF MARINES IN THE ASIA-PA-**
 6 **CIFIC REGION.**

7 (a) RESTRICTION ON USE OF FUNDS.—Except as
 8 provided in subsection (c), none of the funds authorized
 9 to be appropriated under this Act, and none of the
 10 amounts provided by the Government of Japan for con-
 11 struction activities on land under the jurisdiction of the
 12 Department of Defense, may be obligated or expended to
 13 implement the realignment of Marine Corps forces from
 14 Okinawa to other locations until—

15 (1) the Commander of the United States Pa-
 16 cific Command provides to the congressional defense
 17 committees an assessment of the strategic and
 18 logistical resources needed to ensure the distributed
 19 lay-down of members of the United States Marine

1 Corps in the United States Pacific Command Area
2 of Responsibility meets the contingency operations
3 plans;

4 (2) the Secretary of Defense submits to the
5 congressional defense committees master plans for
6 the construction of facilities and infrastructure to
7 execute the Marine Corps distributed lay-down on
8 Guam, Australia, and Hawaii, including a detailed
9 description of costs and the schedule for such con-
10 struction;

11 (3) the Secretary of the Navy submits a plan to
12 the congressional defense committees detailing the
13 proposed investments and schedules required to re-
14 store facilities and infrastructure at Marine Corps
15 Air Station Futenma; and

16 (4) a plan coordinated by all pertinent Federal
17 agencies is provided to the congressional defense
18 committees detailing descriptions of work, costs, and
19 a schedule for completion of construction, improve-
20 ments, and repairs to the non-military utilities, fa-
21 cilities, and infrastructure, if any, on Guam affected
22 by the realignment of forces.

23 (b) DEVELOPMENT OF PUBLIC INFRASTRUCTURE.—

24 (1) AUTHORIZATION REQUIRED.—If the Sec-
25 retary of Defense determines that any grant, cooper-

1 ative agreement, transfer of funds to another Fed-
2 eral agency, or supplement of funds available in fis-
3 cal year 2012 or fiscal year 2013 under Federal pro-
4 grams administered by agencies other than the De-
5 partment of Defense will result in the development
6 (including repair, replacement, renovation, conver-
7 sion, improvement, expansion, acquisition, or con-
8 struction) of public infrastructure on Guam, the Sec-
9 retary of Defense may not carry out such grant,
10 transfer cooperative agreement, or supplemental
11 funding unless specifically authorized by law.

12 (2) PUBLIC INFRASTRUCTURE DEFINED.—In
13 this section, the term “public infrastructure” means
14 any utility, method of transportation, item of equip-
15 ment, or facility under the control of a public entity
16 or State or local government that is used by, or con-
17 structed for the benefit of, the general public.

18 (c) EXCEPTION TO RESTRICTION ON USE OF
19 FUNDS.—The Secretary of Defense may use funds de-
20 scribed in subsection (a) to carry out additional analysis
21 or studies required the National Environmental Policy Act
22 of 1969 (42 U.S.C. 4321 et seq.) for proposed actions on
23 Guam or Hawaii.

24 (d) DISTRIBUTED LAY-DOWN DEFINED.—For pur-
25 poses of this section, the term “distributed lay-down” re-

1 fers to the planned distribution of Marines in Okinawa,
 2 Guam, Hawaii, Australia, and possibly elsewhere that is
 3 contemplated in support of the joint statement of the U.S.
 4 – Japan Security Consultative Committee dated April 27,
 5 2012.

6 (e) REPEAL.—Section 2207 of the National Defense
 7 Authorization Act for Fiscal Year 2012 (Public Law 112–
 8 81; 125 Stat. 1668) is repealed.

9 **TITLE XXIII—AIR FORCE**
 10 **MILITARY CONSTRUCTION**

11 **SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND**
 12 **LAND ACQUISITION PROJECTS.**

13 (a) INSIDE THE UNITED STATES.—Using amounts
 14 appropriated pursuant to the authorization of appropria-
 15 tions in section 2304 and available for military construc-
 16 tion projects inside the United States as specified in the
 17 funding table in section 4601, the Secretary of the Air
 18 Force may acquire real property and carry out military
 19 construction projects for the installations or locations in-
 20 side the United States, and in the amounts, set forth in
 21 the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Arkansas	Little Rock AFB	\$30,178,000
Florida	Tyndall AFB	\$14,750,000
Georgia	Fort Stewart	\$7,250,000
	Moody AFB	\$8,500,000
New Mexico	Holloman AFB	\$25,000,000
North Dakota	Minot AFB	\$4,600,000
Texas	Joint Base San Antonio	\$18,000,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
Utah	Hill AFB	\$13,530,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304 and available for military construc-
4 tion projects outside the United States as specified in the
5 funding table in section 4601, the Secretary of the Air
6 Force may acquire real property and carry out military
7 construction projects for the installations or locations out-
8 side the United States, and in the amounts, set forth in
9 the following table:

Air Force: Outside the United States

State	Installation or Location	Amount
Greenland	Thule AB	\$24,500,000
Italy	Aviano AB	\$9,400,000
Worldwide Unspecified	Unspecified Worldwide Locations	\$34,657,000

10 **SEC. 2302. FAMILY HOUSING.**

11 Using amounts appropriated pursuant to the author-
12 ization of appropriations in section 2304 and available for
13 military family housing functions as specified in the fund-
14 ing table in section 4601, the Secretary of the Air Force
15 may carry out architectural and engineering services and
16 construction design activities with respect to the construc-
17 tion or improvement of family housing units in an amount
18 not to exceed \$4,253,000.

1 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
2 **UNITS.**

3 Subject to section 2825 of title 10, United States
4 Code, and using amounts appropriated pursuant to the
5 authorization of appropriations in section 2304 and avail-
6 able for military family housing functions as specified in
7 the funding table in section 4601, the Secretary of the
8 Air Force may improve existing military family housing
9 units in an amount not to exceed \$79,571,000.

10 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
11 **FORCE.**

12 Funds are hereby authorized to be appropriated for
13 fiscal years beginning after September 30, 2012, for mili-
14 tary construction, land acquisition, and military family
15 housing functions of the Department of the Air Force, as
16 specified in the funding table in section 4601, including
17 incremental funding for the construction of increment 2
18 of the U.S. Strategic Command Replacement Facility at
19 Offutt Air Force Base, Nebraska, authorized by section
20 2301(a) of the Military Construction Authorization Act
21 for Fiscal Year 2012 (division B of Public Law 112–81;
22 125 Stat. 1670), \$111,000,000.

23 **SEC. 2305. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
24 **FISCAL YEAR 2010 PROJECTS.**

25 (a) **EXTENSION.**—Notwithstanding section 2002 of
26 the Military Construction Authorization Act for Fiscal

1 Year 2010 (division B of Public Law 111–84; 123 Stat.
 2 2627), authorizations set forth in the table in subsection
 3 (b), as provided in section 2301 of that Act (123 Stat.
 4 2636), shall remain in effect until October 1, 2013, or the
 5 date of an Act authorizing funds for military construction
 6 for fiscal year 2014, whichever is later.

7 (b) TABLE.—The table referred to in subsection (a)
 8 is as follows:

Air Force: Extension of 2010 Project Authorizations

State	Installation or Location	Project	Amount
Missouri	Whiteman AFB	Land Acquisition North & South Boundary	\$5,500,000
Montana	Malmstrom AFB	Weapons Storage Area (WSA), Phase 2	\$10,600,000

9 **TITLE XXIV—DEFENSE AGEN-**
 10 **CIES MILITARY CONSTRUC-**
 11 **TION**

12 **Subtitle A—Defense Agency**
 13 **Authorizations**

14 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**
 15 **TION AND LAND ACQUISITION PROJECTS.**

16 (a) INSIDE THE UNITED STATES.—Using amounts
 17 appropriated pursuant to the authorization of appropria-
 18 tions in section 2403 and available for military construc-
 19 tion projects inside the United States as specified in the
 20 funding table in section 4601, the Secretary of Defense
 21 may acquire real property and carry out military construc-

1 tion projects for the installations or locations inside the
 2 United States, and in the amounts, set forth in the fol-
 3 lowing table:

Defense Agencies: Inside the United States

State	Installation or Location	Amount
Arizona	Yuma	\$1,300,000
California	Coronado	\$55,259,000
	DEF Fuel Support Point - San Diego	\$91,563,000
	Edwards Air Force Base	\$27,500,000
	Twentynine Palms	\$27,400,000
Colorado	Buckley Air Force Base	\$30,000,000
	Fort Carson	\$56,673,000
	Pikes Peak	\$3,600,000
CONUS Classified	Classified Location	\$6,477,000
Delaware	Dover AFB	\$2,000,000
Florida	Eglin AFB	\$41,695,000
	Hurlburt Field	\$16,000,000
	MacDill AFB	\$34,409,000
Hawaii	Joint Base Pearl Harbor-Hickam	\$24,289,000
Illinois	Great Lakes	\$28,700,000
	Scott AFB	\$86,711,000
Indiana	Grissom ARB	\$26,800,000
Kentucky	Fort Campbell	\$71,639,000
Louisiana	Barksdale AFB	\$11,700,000
Maryland	Annapolis	\$66,500,000
	Bethesda Naval Hospital	\$62,200,000
	Fort Meade	\$128,600,000
Missouri	Fort Leonard Wood	\$18,100,000
New Mexico	Cannon AFB	\$93,085,000
New York	Fort Drum	\$43,200,000
North Carolina	Camp Lejeune	\$80,064,000
	Fort Bragg	\$130,422,000
	Seymour Johnson AFB	\$55,450,000
Pennsylvania	DEF Distribution Depot New Cumberland ..	\$17,400,000
South Carolina	Shaw AFB	\$57,200,000
Texas	Red River Army Depot	\$16,715,000
Virginia	Joint Expeditionary Base Little Creek - Story	\$11,132,000
	Norfolk	\$8,500,000
Washington	Fort Lewis	\$50,520,000

4 (b) OUTSIDE THE UNITED STATES.—Using amounts
 5 appropriated pursuant to the authorization of appropria-
 6 tions in section 2403 and available for military construc-
 7 tion projects outside the United States as specified in the
 8 funding table in section 4601, the Secretary of Defense
 9 may acquire real property and carry out military construc-
 10 tion projects for the installations or locations outside the

1 United States, and in the amounts, set forth in the fol-
 2 lowing table:

Defense Agencies: Outside the United States

Country	Installation or Location	Amount
Belgium	Brussels	\$26,969,000
Germany	Stuttgart-Patch Barracks	\$2,413,000
	Vogelweh	\$61,415,000
	Weisbaden	\$52,178,000
Guantanamo Bay, Cuba	Guantanamo Bay	\$40,200,000
Japan	Camp Zama	\$13,273,000
	Kadena AB	\$143,545,000
	Sasebo	\$35,733,000
	Zukeran	\$79,036,000
Korea	Kunsan AB	\$13,000,000
	Osan AB	\$77,292,000
Romania	Deveselu	\$157,900,000
United Kingdom	Menwith Hill Station	\$50,283,000
	RAF Feltwell	\$30,811,000
	RAF Mildenhall	\$6,490,000

3 **SEC. 2402. AUTHORIZED ENERGY CONSERVATION**
 4 **PROJECTS.**

5 Using amounts appropriated pursuant to the author-
 6 ization of appropriations in section 2403 and available for
 7 energy conservation projects as specified in the funding
 8 table in 4601, the Secretary of Defense may carry out en-
 9 ergy conservation projects under chapter 173 of title 10,
 10 United States Code, in the amount of \$150,000,000.

11 **SEC. 2403. AUTHORIZATION OF APPROPRIATIONS, DE-**
 12 **FENSE AGENCIES.**

13 Funds are hereby authorized to be appropriated for
 14 fiscal years beginning after September 30, 2012, for mili-
 15 tary construction, land acquisition, and military family
 16 housing functions of the Department of Defense (other
 17 than the military departments), as specified in the funding

1 table in 4601, including incremental funding for the fol-
2 lowing projects in the following amounts:

3 (1) For the construction of increment 7 of the
4 Army Medical Research Institute of Infectious Dis-
5 eases Stage I at Fort Detrick, Maryland, authorized
6 by section 2401(a) of the Military Construction Au-
7 thorization Act for Fiscal Year 2007 (division B of
8 Public Law 109–364; 120 Stat. 2457), \$19,000,000.

9 (2) For the construction of increment 4 of a
10 National Security Agency data center at Camp Wil-
11 liams, Utah, authorized as a Military Construction,
12 Defense-Wide project by title X of the Supplemental
13 Appropriations Act, 2009 (Public Law 111–32; 123
14 Stat. 1888), \$191,414,000.

15 (3) For the construction of increment 4 of the
16 hospital at Fort Bliss, Texas, authorized by section
17 2401(a) of the Military Construction Authorization
18 Act for Fiscal Year 2010 (division B of Public Law
19 111–84; 123 Stat. 2642), \$107,400,000.

20 (4) For the construction of increment 2 of the
21 high performance computing center at Fort Meade,
22 Maryland, authorized by section 2401(a) of the Mili-
23 tary Construction Authorization Act for Fiscal Year
24 2012 (division B of Public Law 112–81; 125 Stat.

1 1672), as amended by section 2405(a) of this Act,
2 \$225,521,000.

3 (5) For the construction of increment 2 of the
4 ambulatory care center phase 3 at Joint Base San
5 Antonio, Texas, authorized by section 2401(a) of the
6 Military Construction Authorization Act for Fiscal
7 Year 2012 (division B of Public Law 112–81; 125
8 Stat. 1672), \$80,700,000.

9 (6) For the construction of increment 2 of the
10 medical center replacement at Rhine Ordnance Bar-
11 racks, Germany, authorized by section 2401(b) of
12 the Military Construction Authorization Act for Fis-
13 cal Year 2012 (division B of Public Law 112–81;
14 125 Stat. 1673), \$127,000,000.

15 **SEC. 2404. EXTENSION OF AUTHORIZATION OF CERTAIN**
16 **FISCAL YEAR 2010 PROJECT.**

17 (a) **EXTENSION.**—Notwithstanding section 2002 of
18 the Military Construction Authorization Act for Fiscal
19 Year 2010 (division B of Public Law 111–84; 123 Stat.
20 2627), authorizations set forth in the table in subsection
21 (b), as provided in section 2401(a) of that Act (123 Stat.
22 2640), shall remain in effect until October 1, 2013, or the
23 date of the enactment of an Act authorizing funds for mili-
24 tary construction for fiscal year 2014, whichever is later:

1 (b) TABLE.—The table referred to in subsection (a)
 2 is as follows:

**Washington Headquarters Services: Extension of 2010 Project
 Authorization**

State	Installation or Location	Project	Amount
Virginia	Pentagon Res- ervation	Pentagon electrical upgrade	\$19,272,000

3 **SEC. 2405. MODIFICATION OF AUTHORITY TO CARRY OUT**
 4 **CERTAIN FISCAL YEAR 2012 PROJECT.**

5 The table in section 2401(a) of the Military Construc-
 6 tion Authorization Act for Fiscal Year 2012 (division B
 7 of Public Law 112–81; 125 Stat. 1672), is amended in
 8 the item relating to Fort Meade, Maryland, by striking
 9 “\$29,640,000” in the amount column and inserting
 10 “\$792,200,000”.

11 **SEC. 2406. ADDITIONAL AUTHORITY TO CARRY OUT CER-**
 12 **TAIN FISCAL YEAR 2013 PROJECT.**

13 (a) PROJECT AUTHORIZATION.—The Secretary of
 14 Defense may carry out a military construction project to
 15 construct an Upgrade Fuel Pipeline at Andersen Air
 16 Force Base, Guam, in the amount of \$67,500,000.

17 (b) LIMITATION.—No funds may be obligated or ex-
 18 pended for the project described in subsection (a) until
 19 the Commander of the United States Pacific Command
 20 provides to the congressional defense committees a report,
 21 with classified annex if necessary, detailing the strategic
 22 and operational requirements satisfied by the construction

1 of this project and a certification that this project is a
2 bona fide need for meeting national security objectives for
3 fiscal year 2013.

4 (c) USE OF UNOBLIGATED PRIOR-YEAR MILITARY
5 CONSTRUCTION FUNDS.—The Secretary of Defense shall
6 use available, unobligated military construction funds ap-
7 propriated for a fiscal year before fiscal year 2013 for the
8 project described in subsection (a).

9 (d) CONGRESSIONAL NOTIFICATION.—The Secretary
10 of Defense shall provide information in accordance with
11 section 2851(c) of title 10, United States Code, regarding
12 the project described in subsection (a). If it becomes nec-
13 essary to exceed the estimated project cost, the Secretary
14 shall utilize the authority provided by section 2853 of such
15 title regarding authorized cost and scope of work vari-
16 ations.

17 **Subtitle B—Chemical**
18 **Demilitarization Authorizations**

19 **SEC. 2411. AUTHORIZATION OF APPROPRIATIONS, CHEM-**
20 **ICAL DEMILITARIZATION CONSTRUCTION,**
21 **DEFENSE-WIDE.**

22 Funds are hereby authorized to be appropriated for
23 fiscal years beginning after September 30, 2012, for mili-
24 tary construction and land acquisition for chemical demili-
25 tarization, as specified in the funding table in section

1 4601, including incremental funding for the following
2 projects in the following amounts:

3 (1) For the construction of phase 14 of a chem-
4 ical munitions demilitarization facility at Pueblo
5 Chemical Activity, Colorado, authorized by section
6 2401(a) of the Military Construction Authorization
7 Act for Fiscal Year 1997 (division B of Public Law
8 104–201; 110 Stat. 2775), as amended by section
9 2406 of the Military Construction Authorization Act
10 for Fiscal Year 2000 (division B of Public Law 106–
11 65; 113 Stat. 839), section 2407 of the Military
12 Construction Authorization Act for Fiscal Year 2003
13 (division B of Public Law 107–314; 116 Stat.
14 2698), and section 2413 of the Military Construc-
15 tion Authorization Act for Fiscal Year 2009 (divi-
16 sion B of Public Law 110–417; 122 Stat. 4697),
17 \$36,000,000.

18 (2) For the construction of phase 13 of a muni-
19 tions demilitarization facility at Blue Grass Army
20 Depot, Kentucky, authorized by section 2401(a) of
21 the Military Construction Authorization Act for Fis-
22 cal Year 2000 (division B of Public Law 106–65;
23 113 Stat. 835), as amended by section 2405 of the
24 Military Construction Authorization Act for Fiscal
25 Year 2002 (division B of Public Law 107–107; 115

1 Stat. 1298), section 2405 of the Military Construc-
2 tion Authorization Act for Fiscal Year 2003 (divi-
3 sion B of Public Law 107–314; 116 Stat. 2698),
4 section 2414 of the Military Construction Authoriza-
5 tion Act for Fiscal Year 2009 (division B of Public
6 Law 110–417; 122 Stat. 4697), and section 2412 of
7 the Military Construction Authorization Act for Fis-
8 cal Year 2011 (division B Public Law 111–383; 124
9 Stat. 4450), \$115,000,000.

10 **SEC. 2412. MODIFICATION OF AUTHORITY TO CARRY OUT**
11 **CERTAIN FISCAL YEAR 1997 PROJECT.**

12 (a) MODIFICATIONS.—The table in section 2401(a)
13 of the Military Construction Authorization Act for Fiscal
14 Year 1997 (division B of Public Law 104–201; 110 Stat.
15 2775), as amended by section 2406 of the Military Con-
16 struction Authorization Act for Fiscal Year 2000 (division
17 B of Public Law 106–65; 113 Stat. 839), section 2407
18 of the Military Construction Authorization Act for Fiscal
19 Year 2003 (division B of Public Law 107–314; 116 Stat.
20 2699), and section 2413 of the Military Construction Au-
21 thorization Act for Fiscal Year 2009 (division B of Public
22 Law 110–417; 122 Stat. 4697), is amended—

23 (1) under the agency heading relating to Chem-
24 ical Demilitarization Program, in the item relating
25 to Pueblo Army Depot, Colorado, by striking

1 “\$484,000,000” in the amount column and inserting
2 “\$520,000,000”; and

3 (2) by striking the amount identified as the
4 total in the amount column and inserting
5 “\$866,454,000”.

6 (b) CONFORMING AMENDMENT.—Section 2406(b)(2)
7 of the Military Construction Authorization Act for Fiscal
8 Year 1997 (110 Stat. 2779), as so amended, is further
9 amended by striking “\$484,000,000” and inserting
10 “\$520,000,000”.

11 **TITLE XXV—NORTH ATLANTIC**
12 **TREATY ORGANIZATION SE-**
13 **CURITY INVESTMENT PRO-**
14 **GRAM**

15 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
16 **ACQUISITION PROJECTS.**

17 The Secretary of Defense may make contributions for
18 the North Atlantic Treaty Organization Security Invest-
19 ment Program as provided in section 2806 of title 10,
20 United States Code, in an amount not to exceed the sum
21 of the amount authorized to be appropriated for this pur-
22 pose in section 2502 and the amount collected from the
23 North Atlantic Treaty Organization as a result of con-
24 struction previously financed by the United States.

1 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

2 Funds are hereby authorized to be appropriated for
 3 fiscal years beginning after September 30, 2012, for con-
 4 tributions by the Secretary of Defense under section 2806
 5 of title 10, United States Code, for the share of the United
 6 States of the cost of projects for the North Atlantic Treaty
 7 Organization Security Investment Program authorized by
 8 section 2501, as specified in the funding table in section
 9 4601.

10 **TITLE XXVI—GUARD AND**
 11 **RESERVE FORCES FACILITIES**
 12 **Subtitle A—Project Authorizations**
 13 **and Authorization of Appropria-**
 14 **tions**

15 **SEC. 2601. AUTHORIZED ARMY NATIONAL GUARD CON-**
 16 **STRUCTION AND LAND ACQUISITION**
 17 **PROJECTS.**

18 (a) **INSIDE THE UNITED STATES.**—Using amounts
 19 appropriated pursuant to the authorization of appropria-
 20 tions in section 2606 and available for the National Guard
 21 and Reserve as specified in the funding table in section
 22 4601, the Secretary of the Army may acquire real prop-
 23 erty and carry out military construction projects for the
 24 Army National Guard locations inside the United States,
 25 and in the amounts, set forth in the following table:

Army National Guard: Inside the United States

State	Location	Amount
Alabama	Fort McClellan	\$5,400,000
Arkansas	Searcy	\$6,800,000
California	Fort Irwin	\$25,000,000
Connecticut	Camp Hartell	\$32,000,000
Delaware	Bethany Beach	\$5,500,000
Florida	Camp Blanding	\$9,000,000
	Miramar	\$20,000,000
Hawaii	Kapolei	\$28,000,000
Idaho	Orchard Training Area	\$40,000,000
Indiana	South Bend	\$21,000,000
	Terre Haute	\$9,000,000
Iowa	Camp Dodge	\$3,000,000
Kansas	Topeka	\$9,500,000
Kentucky	Frankfort	\$32,000,000
Massachusetts	Camp Edwards	\$22,000,000
Minnesota	Camp Ripley	\$17,000,000
	St. Paul	\$17,000,000
Missouri	Fort Leonard Wood	\$18,000,000
	Kansas City	\$1,900,000
	Monett	\$820,000
	Perryville	\$700,000
Montana	Miles City	\$11,000,000
New Jersey	Sea Girt	\$34,000,000
New York	Stormville	\$24,000,000
Ohio	Chillicothe	\$3,100,000
	Delaware	\$12,000,000
Oklahoma	Camp Gruber	\$25,000,000
Utah	Camp Williams	\$36,000,000
Washington	Fort Lewis	\$35,000,000
West Virginia	Logan	\$14,200,000
Wisconsin	Wausau	\$10,000,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2606 and available for the National Guard
4 and Reserve as specified in the funding table in section
5 4601, the Secretary of the Army may acquire real prop-
6 erty and carry out military construction projects for the
7 Army National Guard locations outside the United States,
8 and in the amounts, set forth in the following table:

Army National Guard: Outside the United States

Country	Installation	Amount
Guam	Barrigada	\$8,500,000
Puerto Rico	Camp Santiago	\$3,800,000
	Ceiba	\$2,200,000
	Guaynabo	\$15,000,000

Army National Guard: Outside the United States—Continued

Country	Installation	Amount
	Gurabo	\$14,700,000

1 **SEC. 2602. AUTHORIZED ARMY RESERVE CONSTRUCTION**
2 **AND LAND ACQUISITION PROJECTS.**

3 Using amounts appropriated pursuant to the author-
4 ization of appropriations in section 2606 and available for
5 the National Guard and Reserve as specified in the fund-
6 ing table in section 4601, the Secretary of the Army may
7 acquire real property and carry out military construction
8 projects for the Army Reserve locations inside the United
9 States, and in the amounts, set forth in the following
10 table:

Army Reserve

State	Location	Amount
California	Fort Hunter Liggett	\$68,300,000
	Tustin	\$27,000,000
Illinois	Fort Sheridan	\$28,000,000
Maryland	Aberdeen Proving Ground	\$21,000,000
	Baltimore	\$10,000,000
Massachusetts	Devens Reserve Forces Training Area	\$8,500,000
Nevada	Las Vegas	\$21,000,000
New Jersey	Joint Base McGuire-Dix-Lakehurst	\$7,400,000
Washington	Joint Base Lewis-McChord	\$40,000,000
Wisconsin	Fort McCoy	\$47,800,000

11 **SEC. 2603. AUTHORIZED NAVY RESERVE AND MARINE**
12 **CORPS RESERVE CONSTRUCTION AND LAND**
13 **ACQUISITION PROJECTS.**

14 Using amounts appropriated pursuant to the author-
15 ization of appropriations in section 2606 and available for
16 the National Guard and Reserve as specified in the fund-
17 ing table in section 4601, the Secretary of the Navy may

1 acquire real property and carry out military construction
 2 projects for the Navy Reserve and Marine Corps Reserve
 3 locations inside the United States, and in the amounts,
 4 set forth in the following table:

Navy Reserve Marine Corps Reserve

State	Location	Amount
Arizona	Yuma	\$5,379,000
Iowa	Fort Des Moines	\$19,162,000
Louisiana	New Orleans	\$7,187,000
New York	Brooklyn	\$4,430,000
Texas	Fort Worth	\$11,256,000

5 **SEC. 2604. AUTHORIZED AIR NATIONAL GUARD CONSTRUC-**
 6 **TION AND LAND ACQUISITION PROJECTS.**

7 Using amounts appropriated pursuant to the author-
 8 ization of appropriations in section 2606 and available for
 9 the National Guard and Reserve as specified in the fund-
 10 ing table in section 4601, the Secretary of the Air Force
 11 may acquire real property and carry out military construc-
 12 tion projects for the Air National Guard locations inside
 13 the United States, and in the amounts, set forth in the
 14 following table:

Air National Guard

State	Location	Amount
California	Fresno Yosemite IAP ANG	\$11,000,000
Hawaii	Joint Base Pearl Harbor-Hickam	\$6,500,000
New Mexico	Kirtland AFB	\$8,500,000
Wyoming	Cheyenne MAP	\$6,486,000

15 **SEC. 2605. AUTHORIZED AIR FORCE RESERVE CONSTRUC-**
 16 **TION AND LAND ACQUISITION PROJECTS.**

17 Using amounts appropriated pursuant to the author-
 18 ization of appropriations in section 2606 and available for

1 the National Guard and Reserve as specified in the fund-
 2 ing table in section 4601, the Secretary of the Air Force
 3 may acquire real property and carry out military construc-
 4 tion projects for the Air Force Reserve locations inside
 5 the United States, and in the amounts, set forth in the
 6 following table:

Air Force Reserve

State	Location	Amount
New York	Niagara Falls IAP	\$6,100,000

7 **SEC. 2606. AUTHORIZATION OF APPROPRIATIONS, NA-**
 8 **TIONAL GUARD AND RESERVE.**

9 Funds are hereby authorized to be appropriated for
 10 fiscal years beginning after September 30, 2012, for the
 11 costs of acquisition, architectural and engineering services,
 12 and construction of facilities for the Guard and Reserve
 13 Forces, and for contributions therefor, under chapter
 14 1803 of title 10, United States Code (including the cost
 15 of acquisition of land for those facilities), as specified in
 16 the funding table in section 4601.

17 **Subtitle B—Other Matters**

18 **SEC. 2611. EXTENSION OF AUTHORIZATION OF CERTAIN**
 19 **FISCAL YEAR 2009 PROJECT.**

20 (a) EXTENSION.—Notwithstanding section 2002 of
 21 the Military Construction Authorization Act for Fiscal
 22 Year 2009 (division B of Public Law 110–417; 122 Stat.
 23 4658), the authorization set forth in the table in sub-

1 section (b), as provided in section 2604 of that Act (122
 2 Stat. 4706), shall remain in effect until October 1, 2013,
 3 or the date of the enactment of an Act authorizing funds
 4 for military construction for fiscal year 2014, whichever
 5 is later.

6 (b) TABLE.—The table referred to in subsection (a)
 7 is as follows:

Air National Guard: Extension of 2009 Project Authorizations

State	Installation or Location	Project	Amount
Mississippi	Gulfport-Biloxi Airport	Relocate Munitions Complex	\$3,400,000

8 **SEC. 2612. EXTENSION OF AUTHORIZATION OF CERTAIN**
 9 **FISCAL YEAR 2010 PROJECTS.**

10 (a) EXTENSION.—Notwithstanding section 2002 of
 11 the Military Construction Authorization Act for Fiscal
 12 Year 2010 (division B of Public Law 111–84; 123 Stat.
 13 2627), the authorizations set forth in the tables in sub-
 14 section (b), as provided in sections 2602 and 2604 of that
 15 Act (123 Stat. 2649, 2651), shall remain in effect until
 16 October 1, 2013, or the date of the enactment of an Act
 17 authorizing funds for military construction for fiscal year
 18 2014, whichever is later.

19 (b) TABLE.—The tables referred to in subsection (a)
 20 are as follows:

Army Reserve: Extension of 2010 Project Authorizations

State	Installation or Location	Project	Amount
California	Camp Pendleton	Army Reserve Center	\$19,500,000

Army Reserve: Extension of 2010 Project Authorizations—
Continued

State	Installation or Location	Project	Amount
Connecticut	Bridgeport	Army Reserve Center/Land	\$18,500,000

Air National Guard: Extension of 2010 Project Authorization

State	Installation or Location	Project	Amount
Mississippi	Gulfport-Biloxi Airport	Relocate Base Entrance	\$6,500,000

1 **TITLE XXVII—BASE REALIGN-**
2 **MENT AND CLOSURE ACTIVI-**
3 **TIES**

4 **SEC. 2701. AUTHORIZATION OF APPROPRIATIONS FOR**
5 **BASE REALIGNMENT AND CLOSURE ACTIVI-**
6 **TIES FUNDED THROUGH DEPARTMENT OF**
7 **DEFENSE BASE CLOSURE ACCOUNT 1990.**

8 Funds are hereby authorized to be appropriated for
9 fiscal years beginning after September 30, 2012, for base
10 realignment and closure activities, including real property
11 acquisition and military construction projects, as author-
12 ized by the Defense Base Closure and Realignment Act
13 of 1990 (part A of title XXIX of Public Law 101–510;
14 10 U.S.C. 2687 note) and funded through the Department
15 of Defense Base Closure Account 1990 established by sec-
16 tion 2906 of such Act, as specified in the funding table
17 in section 4601.

1 **SEC. 2702. AUTHORIZATION OF APPROPRIATIONS FOR**
2 **BASE REALIGNMENT AND CLOSURE ACTIVI-**
3 **TIES FUNDED THROUGH DEPARTMENT OF**
4 **DEFENSE BASE CLOSURE ACCOUNT 2005.**

5 Funds are hereby authorized to be appropriated for
6 fiscal years beginning after September 30, 2012, for base
7 realignment and closure activities, including real property
8 acquisition and military construction projects, as author-
9 ized by the Defense Base Closure and Realignment Act
10 of 1990 (part A of title XXIX of Public Law 101–510;
11 10 U.S.C. 2687 note) and funded through the Department
12 of Defense Base Closure Account 2005 established by sec-
13 tion 2906A of such Act, as specified in the funding table
14 in section 4601.

15 **SEC. 2703. TECHNICAL AMENDMENTS TO SECTION 2702 OF**
16 **FISCAL YEAR 2012 ACT.**

17 (a) CORRECTION.—Section 2702 of the Military Con-
18 struction Authorization Act for Fiscal Year 2012 (division
19 B of Public Law 112–81; 125 Stat. 1681) is amended by
20 striking “Using amounts” and all that follows through
21 “may carry out” and inserting “Funds are hereby author-
22 ized to be appropriated for fiscal years beginning after
23 September 30, 2011, for”.

24 (b) CONFORMING AMENDMENT.—The heading of
25 such section is amended by striking “**AUTHORIZED**” and

1 inserting “**AUTHORIZATION OF APPROPRIATIONS**
2 **FOR**”.

3 **SEC. 2704. CRITERIA FOR DECISIONS INVOLVING CERTAIN**
4 **BASE CLOSURE AND REALIGNMENT ACTIVI-**
5 **TIES.**

6 (a) **CRITERIA.**—Not later than March 31, 2013, the
7 Comptroller General of the United States shall submit to
8 the congressional defense committees a report including
9 objective criteria to be used by the Department of Defense
10 to make decisions relating to realignments of units em-
11 ployed at military installations that are not covered by the
12 requirements of section 2687 of title 10, United States
13 Code, and closures of military installations that are not
14 covered by such requirements.

15 (b) **ONE-YEAR MORATORIUM ON CERTAIN ACTIONS**
16 **RESULTING IN PERSONNEL REDUCTIONS.**—

17 (1) **IN GENERAL.**—Except as provided in para-
18 graph (2), no action may be taken before October 1,
19 2013, that would result in a military installation
20 covered under paragraph (1) of section 2687(a) of
21 title 10, United States Code, to no longer be covered
22 by such paragraph.

23 (2) **NATIONAL SECURITY WAIVER.**—The Sec-
24 retary of Defense may waive the prohibition under
25 paragraph (1) if the Secretary certifies to the con-

1 gressional defense committees that is in the national
2 security interests of the United States.

3 **TITLE XXVIII—MILITARY CON-**
4 **STRUCTION GENERAL PROVI-**
5 **SIONS**

6 **Subtitle A—Military Construction**
7 **Program and Military Family**
8 **Housing Changes**

9 **SEC. 2801. AUTHORIZED COST AND SCOPE VARIATIONS.**

10 Section 2853 of title 10, United States Code, is
11 amended—

12 (1) in subsection (a), by striking “was approved
13 originally” and inserting “was authorized”;

14 (2) in subsection (b)—

15 (A) in paragraph (1), by adding at the end
16 the following: “Any reduction in scope of work
17 for a military construction project shall not re-
18 sult in a facility or item of infrastructure that
19 is not complete and useable or does not fully
20 meet the mission requirement contained in the
21 justification data provided to Congress as part
22 of the request for authorization of the project,
23 construction, improvement, or acquisition.”; and

24 (B) by adding at the end the following new
25 paragraph:

1 “(3) In this subsection, the term ‘scope of work’ re-
2 fers to the function, size, or quantity of the primary facil-
3 ity, any associated facility, or item of complete and useable
4 infrastructure contained in the justification data provided
5 to Congress as part of the request for authorization of
6 the project, construction, improvement, or acquisition.”;

7 (3) in subsection (c)(1)(A), by striking “and the
8 reasons therefor, including a description” and insert-
9 ing “, the reasons therefor, a certification that the
10 mission requirement identified in the justification
11 data provided to Congress can be still be met with
12 the reduced scope, and a description”; and

13 (4) by adding at the end the following new sub-
14 section:

15 “(e) Notwithstanding the authority under subsections
16 (a) through (d), the Secretary concerned shall ensure com-
17 pliance of contracts for military construction projects and
18 for the construction, improvement, and acquisition of mili-
19 tary family housing projects with section 1341 of title 31,
20 United States Code (commonly referred to as the ‘Anti-
21 Deficiency Act’).”.

22 **SEC. 2802. COMPTROLLER GENERAL REPORT ON IN-KIND**
23 **PAYMENTS.**

24 (a) **REPORTS REQUIRED.—**

1 (1) INITIAL REPORT.—Not later than 180 days
2 after the date of the enactment of this Act, the
3 Comptroller General of the United States shall sub-
4 mit to the congressional defense committees a report
5 on the construction or renovation of Department of
6 Defense facilities with in-kind payments. The report
7 shall cover construction or renovation projects begun
8 during the preceding two years.

9 (2) UPDATES.—Not later than one year after
10 submitting the report required under paragraph (1),
11 and annually thereafter for 3 years, the Comptroller
12 General shall submit to the congressional defense
13 committees a report covering projects begun since
14 the most recent report.

15 (b) CONTENT.—Each report required under sub-
16 section (a) shall include the following elements:

17 (1) A listing of each facility constructed or ren-
18 ovated for the Department of Defense as payment in
19 kind.

20 (2) The value in United States dollars of that
21 construction or renovation.

22 (3) The source of the in-kind payment.

23 (4) The agreement pursuant to which the in-
24 kind payment was made.

1 (5) A description of the purpose and need for
2 the construction or renovation.

3 **SEC. 2803. EXTENSION OF TEMPORARY, LIMITED AUTHOR-**
4 **ITY TO USE OPERATION AND MAINTENANCE**
5 **FUNDS FOR CONSTRUCTION PROJECTS IN**
6 **CERTAIN AREAS OUTSIDE THE UNITED**
7 **STATES.**

8 Section 2808 of the Military Construction Authoriza-
9 tion Act for Fiscal Year 2004 (division B of Public Law
10 108–136; 117 Stat. 1723), as most recently amended by
11 section 2804 of the Military Construction Authorization
12 Act for Fiscal Year 2012 (division B of Public Law 112–
13 81; 125 Stat. 1685), is further amended—

14 (1) in subsection (c)—

15 (A) by striking paragraph (2);

16 (B) by redesignating paragraph (3) as
17 paragraph (2); and

18 (C) in paragraph (2), as so redesignated,
19 by striking the second sentence; and

20 (2) in subsection (h)—

21 (A) in paragraph (1), by striking “Sep-
22 tember 30, 2012” and inserting “September 30,
23 2013”; and

24 (B) in paragraph (2), by striking “fiscal
25 year 2013” and inserting “fiscal year 2014”.

1 **Subtitle B—Real Property and**
2 **Facilities Administration**

3 **SEC. 2811. AUTHORITY TO ACCEPT AS CONSIDERATION FOR**
4 **LEASES OF NON-EXCESS PROPERTY OF MILI-**
5 **TARY DEPARTMENTS AND DEFENSE AGEN-**
6 **CIES REAL PROPERTY INTERESTS AND NAT-**
7 **URAL RESOURCE MANAGEMENT SERVICES**
8 **RELATED TO AGREEMENTS TO LIMIT EN-**
9 **CROACHMENT.**

10 Section 2667 of title 10, United States Code, is
11 amended—

12 (1) in subsection (c)—

13 (A) in paragraph (1), by adding at the end
14 the following new subparagraph:

15 “(G) Provision of interests in real property for
16 the purposes specified in section 2684a of this title
17 and provision of natural resource management serv-
18 ices on such real property.”; and

19 (B) in paragraph (2), by striking “accept-
20 ed at any property or facilities” and inserting
21 “accepted at or for the benefit of any property
22 or facilities”; and

23 (2) in subsection (e)(1)(C), by adding at the
24 end the following new clause:

1 “(vi) Provision of funds pursuant to an agree-
2 ment under section 2684a of this title.”.

3 **SEC. 2812. CLARIFICATION OF PARTIES WITH WHOM DE-**
4 **PARTMENT OF DEFENSE MAY CONDUCT EX-**
5 **CHANGES OF REAL PROPERTY AT MILITARY**
6 **INSTALLATIONS.**

7 Section 2869(a)(1) of title 10, United States Code
8 is amended—

9 (1) by striking “eligible”; and

10 (2) by striking “entity” both places it appears
11 and inserting “person”.

12 **Subtitle C—Energy Security**

13 **SEC. 2821. GUIDANCE ON FINANCING FOR RENEWABLE EN-**
14 **ERGY PROJECTS.**

15 (a) **GUIDANCE ON USE OF AVAILABLE FINANCING**
16 **APPROACHES.**—Not later than 180 days after the date of
17 the enactment of this Act, the Secretary of Defense, in
18 consultation with the Under Secretary of Defense for Ac-
19 quisition, Technology, and Logistics and the Deputy
20 Under Secretary of Defense for Installations and Environ-
21 ment, shall issue guidance about the use of available fi-
22 nancing approaches for financing renewable energy
23 projects and direct the Secretaries of the military depart-
24 ments to update their guidance accordingly. The guidance
25 should describe the requirements and restrictions applica-

1 ble to the underlying authorities and any Department of
2 Defense-specific guidelines for using appropriated funds
3 and alternative-financing approaches for renewable energy
4 projects.

5 (b) GUIDANCE ON USE OF BUSINESS CASE ANAL-
6 YSES.—Not later than 180 days after the date of the en-
7 actment of this Act, the Secretary of Defense, in consulta-
8 tion with the Under Secretary of Defense for Acquisition,
9 Technology, and Logistics, the Deputy Under Secretary
10 of Defense for Installations and Environment, and the
11 Secretaries of the military departments, shall issue guid-
12 ance that establishes and clearly describes the processes
13 used by the military departments to select financing ap-
14 proaches for renewable energy projects to ensure that
15 business case analyses are completed to maximize benefits
16 and mitigate drawbacks and risks associated with different
17 financing approaches.

18 (c) INFORMATION SHARING.—Not later than 180
19 days after the date of the enactment of this Act, the Sec-
20 retary of Defense, in consultation with the Under Sec-
21 retary of Defense for Acquisition, Technology, and Logis-
22 ties and the Deputy Under Secretary of Defense for In-
23 stallations and Environment, shall develop a formalized
24 communications process, such as a shared Internet
25 website, that will enable officials at military installations

1 to have timely access on an ongoing basis to information
2 related to financing renewable energy projects on other in-
3 stallations, including best practices and lessons that offi-
4 cials at other installations have learned from their experi-
5 ences in financing renewable energy projects.

6 **SEC. 2822. CONTINUATION OF LIMITATION ON USE OF**
7 **FUNDS FOR LEADERSHIP IN ENERGY AND EN-**
8 **VIRONMENTAL DESIGN (LEED) GOLD OR**
9 **PLATINUM CERTIFICATION.**

10 Section 2830(b)(1) of the Military Construction Au-
11 thorization Act for Fiscal Year 2012 (division B of Public
12 Law 112–81; 125 Stat. 1695) is amended—

13 (1) by striking “authorized to be appropriated
14 by this Act” and inserting “authorized to be appro-
15 priated”; and

16 (2) by inserting before the period at the end the
17 following: “until the date that is six months after
18 the date of the submittal to the congressional de-
19 fense committees of the report required by sub-
20 section (a)”.

21 **SEC. 2823. PROHIBITION ON BIOFUEL REFINERY CON-**
22 **STRUCTION.**

23 Notwithstanding any other provision of law, neither
24 the Secretary of Defense nor any other official of the De-
25 partment of Defense may enter into a contract to plan,

1 design, refurbish, or construct a biofuels refinery or any
2 other facility or infrastructure used to refine biofuels un-
3 less such planning, design, refurbishment, or construction
4 is specifically authorized by law.

5 **Subtitle D—Land Conveyances**

6 **SEC. 2831. LAND CONVEYANCE, LOCAL TRAINING AREA FOR** 7 **BROWNING ARMY RESERVE CENTER, UTAH.**

8 (a) CONVEYANCE AUTHORIZED.—The Secretary of
9 the Army may convey, without consideration, to the De-
10 partment of Veterans Affairs (in this section referred to
11 as the “Department”) all right, title, and interest of the
12 United States in and to a parcel of unimproved real prop-
13 erty consisting of approximately 5 acres of the Local
14 Training Area for the Browning Army Reserve Center,
15 Utah, for the purpose of constructing and operating a
16 Community Based Outpatient Clinic adjacent to the
17 George E. Wahlen Veterans Home in Ogden, Utah.

18 (b) PAYMENT OF COSTS OF CONVEYANCE.—

19 (1) PAYMENT REQUIRED.—The Secretary may
20 require the Department to cover costs to be incurred
21 by the Secretary, or to reimburse the Secretary for
22 costs incurred by the Secretary, to carry out the
23 conveyance under subsection (a), including survey
24 costs, costs related to environmental documentation,
25 and other administrative costs related to the convey-

1 ance. If amounts paid to the Secretary in advance
2 exceed the costs actually incurred by the Secretary
3 to carry out the conveyance, the Secretary shall re-
4 fund the excess amount to the Department.

5 (2) TREATMENT OF AMOUNTS RECEIVED.—
6 Amounts received as reimbursement under para-
7 graph (1) shall be credited to the fund or account
8 that was used to cover the costs incurred by the De-
9 partment. Amounts so credited shall be merged with
10 amounts in such fund or account, and shall be avail-
11 able for the same purposes, and subject to the same
12 conditions and limitations, as amounts in such fund
13 or account.

14 (c) DESCRIPTION OF PROPERTY.—The exact acreage
15 and legal description of the real property to be conveyed
16 under subsection (a) shall be determined by a survey satis-
17 factory to the Secretary.

18 (d) ADDITIONAL TERMS AND CONDITIONS.—The
19 Secretary may require such additional terms and condi-
20 tions in connection with the conveyance under subsection
21 (a) as the Secretary considers appropriate to protect the
22 interests of the United States.

1 **SEC. 2832. USE OF PROCEEDS, LAND CONVEYANCE, TYN-**
2 **DALL AIR FORCE BASE, FLORIDA.**

3 Section 2862(e) of the National Defense Authoriza-
4 tion Act for Fiscal Year 2000 (Public Law 106–65; 113
5 Stat. 868) is amended—

6 (1) by striking “and to improve” and inserting
7 “, to improve”; and

8 (2) by inserting before the period at the end the
9 following: “, or for other purposes, subject to the
10 limitations described in section 2667(e) of title 10,
11 United States Code”.

12 **Subtitle E—Other Matters**

13 **SEC. 2841. CLARIFICATION OF AUTHORITY OF SECRETARY**
14 **TO ASSIST WITH DEVELOPMENT OF PUBLIC**
15 **INFRASTRUCTURE IN CONNECTION WITH**
16 **THE ESTABLISHMENT OR EXPANSION OF A**
17 **MILITARY INSTALLATION.**

18 Section 2391 of title 10, United States Code, is
19 amended—

20 (1) by redesignating subsections (d) and (e) as
21 subsections (e) and (f), respectively;

22 (2) by inserting after subsection (e) the fol-
23 lowing new subsection:

24 “(d) **AUTHORIZATION REQUIREMENT.**—If the Sec-
25 retary of Defense determines that any grant, cooperative
26 agreement, or supplement of funds available under Fed-

1 eral programs administered by agencies other than the
2 Department of Defense provided under this section will
3 result in the development (including repair, replacement,
4 renovation, conversion, improvement, expansion, or con-
5 struction) of public infrastructure, such grant, cooperative
6 agreement, or supplemental funding shall be specifically
7 authorized by law.”; and

8 (3) in subsection (e), as redesignated by para-
9 graph (1), by adding at the end the following new
10 paragraph:

11 “(4) The term ‘public infrastructure’ means
12 any utility, road, method of transportation, or facil-
13 ity under the control of a State or local government
14 or a private entity that is used by, or constructed for
15 the benefit of, the general public.”.

16 **SEC. 2842. PETERSBURG NATIONAL BATTLEFIELD BOUND-**
17 **ARY MODIFICATION.**

18 (a) IN GENERAL.—The boundary of Petersburg Na-
19 tional Battlefield is modified to include the properties as
20 generally depicted on the map titled “Petersburg National
21 Battlefield Boundary Expansion”, numbered 325/80,080,
22 and dated June 2007. The map shall be on file and avail-
23 able for inspection in the appropriate offices of the Na-
24 tional Park Service.

1 (b) ACQUISITION OF PROPERTIES.—The Secretary of
2 the Interior (referred to in this section as the “Secretary”)
3 is authorized to acquire the lands or interests in land, de-
4 scribed in subsection (a), from willing sellers only by dona-
5 tion, purchase with donated or appropriated funds, ex-
6 change, or transfer.

7 (c) ADMINISTRATION.—The Secretary shall admin-
8 ister any land or interests in land acquired under sub-
9 section (b) as part of the Petersburg National Battlefield
10 in accordance with applicable laws and regulations.

11 (d) ADMINISTRATIVE JURISDICTION TRANSFER.—

12 (1) IN GENERAL.—There is transferred—

13 (A) from the Secretary to the Secretary of
14 the Army administrative jurisdiction over the
15 approximately 1.170-acre parcel of land de-
16 picted as “Area to be transferred to Fort Lee
17 Military Reservation” on the map described in
18 paragraph (2)(A); and

19 (B) from the Secretary of the Army to the
20 Secretary administrative jurisdiction over the
21 approximately 1.171-acre parcel of land de-
22 picted as “Area to be transferred to Petersburg
23 National Battlefield” on the map described in
24 paragraph (2)(A).

25 (2) MAP.—

1 (A) IN GENERAL.—The land to be trans-
2 ferred under paragraph (1) is depicted on the
3 map entitled “Petersburg National Battlefield
4 Proposed Transfer of Administrative Jurisdic-
5 tion”, numbered 325/081A, and dated May
6 2011.

7 (B) AVAILABILITY.—The map described in
8 subparagraph (A) shall be available for public
9 inspection in the appropriate offices of the Na-
10 tional Park Service.

11 (3) CONDITIONS OF TRANSFER.—The transfer
12 of administrative jurisdiction authorized in para-
13 graph (1) shall be subject to the following condi-
14 tions:

15 (A) NO REIMBURSEMENT OR CONSIDER-
16 ATION.—The transfer shall occur without reim-
17 bursement or consideration.

18 (B) MANAGEMENT.—The land conveyed to
19 the Secretary under paragraph (1) shall be in-
20 cluded within the boundary of the Petersburg
21 National Battlefield and shall be administered
22 as part of the park in accordance with applica-
23 ble laws and regulations.

1 **SEC. 2843. CONGRESSIONAL NOTIFICATION WITH RESPECT**
2 **TO OVERSIGHT AND MAINTENANCE OF BASE**
3 **CEMETERIES FOLLOWING CLOSURE OF**
4 **OVERSEAS MILITARY INSTALLATIONS.**

5 (a) NOTIFICATION REQUIREMENT.—Not later than
6 30 days after closure of a United States military installa-
7 tion overseas, the Secretary of Defense shall submit to the
8 appropriate congressional committees a report that details
9 a plan to ensure the oversight and continued maintenance
10 of the cemetery located on the military installation. The
11 plan shall clearly detail which Federal agency or private
12 entity will assume responsibility for the operation and
13 maintenance of the cemetery following the closure of the
14 installation and what information with regard to the ceme-
15 tery has been provided to the responsible agency or private
16 entity.

17 (b) APPROPRIATE CONGRESSIONAL COMMITTEES
18 DEFINED.—In this section, the term “appropriate con-
19 gressional committees” means the Committees on Armed
20 Services of the Senate and the House of Representatives.

1 **DIVISION C—DEPARTMENT OF**
2 **ENERGY NATIONAL SECURITY**
3 **AUTHORIZATIONS AND**
4 **OTHER AUTHORIZATIONS**
5 **TITLE XXXI—DEPARTMENT OF**
6 **ENERGY NATIONAL SECURITY**
7 **PROGRAMS**
8 **Subtitle A—National Security**
9 **Programs Authorizations**

10 **SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRA-**
11 **TION.**

12 (a) AUTHORIZATION OF APPROPRIATIONS.—Funds
13 are hereby authorized to be appropriated to the Depart-
14 ment of Energy for fiscal year 2013 for the activities of
15 the National Nuclear Security Administration in carrying
16 out programs as specified in the funding table in section
17 4601.

18 (b) AUTHORIZATION OF NEW PLANT PROJECTS.—
19 From funds referred to in subsection (a) that are available
20 for carrying out plant projects, the Secretary of Energy
21 may carry out the following new plant projects for the Na-
22 tional Nuclear Security Administration:

23 Project 13–D–301, Electrical Infrastructure
24 Upgrades, Lawrence Livermore National Labora-
25 tory/Los Alamos National Laboratory, \$23,000,000.

1 Project 13–D–903, Kesselring Site Prototype
2 Staff Building, Kesselring Site, West Milton, New
3 York, \$14,000,000.

4 Project 13–D–904, Kesselring Site Radiological
5 Work and Storage Building, Kesselring Site, West
6 Milton, New York, \$2,000,000.

7 Project 13–D–905, Remote-Handled Low-Level
8 Waste Disposal Project, Idaho National Laboratory,
9 Idaho, \$8,900,000.

10 **SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.**

11 Funds are hereby authorized to be appropriated to
12 the Department of Energy for fiscal year 2013 for defense
13 environmental cleanup activities in carrying out programs
14 as specified in the funding table in section 4601.

15 **SEC. 3103. OTHER DEFENSE ACTIVITIES.**

16 Funds are hereby authorized to be appropriated to
17 the Department of Energy for fiscal year 2013 for other
18 defense activities in carrying out programs as specified in
19 the funding table in section 4601.

1 **Subtitle B—Program Authoriza-**
2 **tions, Restrictions, and Limita-**
3 **tions**

4 **SEC. 3111. REPLACEMENT PROJECT FOR CHEMISTRY AND**
5 **METALLURGY RESEARCH BUILDING, LOS AL-**
6 **AMOS NATIONAL LABORATORY, NEW MEXICO.**

7 (a) PROJECT REQUIRED.—

8 (1) IN GENERAL.—Subtitle A of title XLII of
9 the Atomic Energy Defense Act (50 U.S.C. 2521 et
10 seq.) is amended by adding at the end the following
11 new section:

12 **“SEC. 4215. REPLACEMENT PROJECT FOR CHEMISTRY AND**
13 **METALLURGY RESEARCH BUILDING, LOS AL-**
14 **AMOS NATIONAL LABORATORY, NEW MEXICO.**

15 “(a) REPLACEMENT BUILDING REQUIRED.—The
16 Secretary of Energy shall construct at Los Alamos Na-
17 tional Laboratory, New Mexico a building to replace the
18 functions of the existing Chemistry and Metallurgy Re-
19 search building at Los Alamos National Laboratory asso-
20 ciated with Department of Energy Hazard Category 2 spe-
21 cial nuclear material operations.

22 “(b) LIMITATION ON COST.—The cost of the building
23 constructed under subsection (a) may not exceed
24 \$3,700,000,000.

1 “(c) PROJECT BASIS.—The construction authorized
2 by subsection (a) shall use as its basis the facility project
3 in the Department of Energy Readiness and Technical
4 Base designated 04–D–125 (chemistry and metallurgy fa-
5 cility replacement project at Los Alamos National Labora-
6 tory).

7 “(d) DEADLINE FOR COMMENCEMENT OF OPER-
8 ATIONS.—The building constructed under subsection (a)
9 shall commence operations not later than December 31,
10 2024.”.

11 (2) CLERICAL AND TECHNICAL AMENDMENT.—

12 The table of contents in section 4001(b) of such Act
13 is amended by inserting after the item relating to
14 4213 the following new items:

“Sec. 4214. Plan for transformation of National Nuclear Security Administra-
tion nuclear weapons complex.

“Sec. 4215. Replacement project for Chemistry and Metallurgy Research Build-
ing, Los Alamos National Laboratory, New Mexico.”.

15 (b) FUNDING.—

16 (1) FISCAL YEAR 2013 FUNDS.—

17 (A) IN GENERAL.—Except as provided in
18 subparagraph (B), of the amounts authorized to
19 be appropriated by this division for fiscal year
20 2013 for the National Nuclear Security Admin-
21 istration, \$150,000,000 shall be available for
22 the construction of the building authorized by

1 section 4215 of the Atomic Energy Defense Act
2 (as added by subsection (a)).

3 (B) EXCEPTION.—The following amounts
4 authorized to be appropriated by this division
5 for fiscal year 2013 for the National Nuclear
6 Security Administration shall not be available
7 for the construction of the building:

8 (i) Amounts available for Directed
9 Stockpile Work.

10 (ii) Amounts available for Naval Reac-
11 tors.

12 (iii) Amounts available for the facility
13 project in the Department of Energy Read-
14 iness and Technical Base designated 06-
15 D-141.

16 (2) PRIOR FISCAL YEAR FUNDS.—Amounts au-
17 thORIZED to be appropriated for the Department of
18 Energy for a fiscal year before fiscal year 2013 and
19 available for the facility project in the Department
20 of Energy Readiness and Technical Base designated
21 04-D-125 (chemistry and metallurgy facility re-
22 placement project at Los Alamos National Labora-
23 tory, New Mexico) shall be available for the con-
24 struction of the building authorized by section 4215
25 of the Atomic Energy Defense Act (as so added).

1 **SEC. 3112. SUBMITTAL TO CONGRESS OF SELECTED ACQUI-**
2 **SITION REPORTS AND INDEPENDENT COST**
3 **ESTIMATES ON NUCLEAR WEAPON SYSTEMS**
4 **UNDERGOING LIFE EXTENSION.**

5 (a) SUBMITTAL REQUIRED.—Subtitle A of title XLII
6 of the Atomic Energy Defense Act (50 U.S.C. 2521 et
7 seq.), as amended by section 3111 of this Act, is further
8 amended by adding at the end the following new section:

9 **“SEC. 4216. SELECTED ACQUISITION REPORTS AND INDE-**
10 **PENDENT COST ESTIMATES ON NUCLEAR**
11 **WEAPON SYSTEMS UNDERGOING LIFE EX-**
12 **TENSION.**

13 “(a) SELECTED ACQUISITION REPORTS.—(1) The
14 Secretary of Energy shall, acting through the Adminis-
15 trator of the National Nuclear Security Administration,
16 submit to the congressional defense committees at the end
17 of each fiscal-year quarter a report on each nuclear weap-
18 on system undergoing life extension. The reports shall be
19 known as Selected Acquisition Reports for the weapon sys-
20 tem concerned.

21 “(2) The information contained in the Selected Ac-
22 quisition Report for a fiscal-year quarter for a nuclear
23 weapon system shall be the information contained in the
24 Selected Acquisition Report for such fiscal-year quarter
25 for a major defense acquisition program under section

1 2432 of title 10, United States Code, expressed in terms
2 of the nuclear weapon system.

3 “(b) INDEPENDENT COST ESTIMATES.—(1) The Sec-
4 retary of Energy shall, acting through the Administrator
5 of the National Nuclear Security Administration, submit
6 to the congressional defense committees a cost estimate
7 on each nuclear weapon system undergoing life extension
8 at the times in production as follows:

9 “(A) At the completion of phase 6.2A, relating
10 to design definition and cost study.

11 “(B) Before initiation of phase 6.5, relating to
12 first production.

13 “(2) A cost estimate for purposes of this subsection
14 may not be prepared by the Department of Energy or the
15 National Nuclear Security Administration.”.

16 (b) CLERICAL AMENDMENT.—The table of contents
17 in section 4001(b) of such Act, as so amended, is further
18 amended by inserting after the item relating to 4215 the
19 following new item:

“Sec. 4216. Selected Acquisition Reports and independent cost estimates on
nuclear weapon systems undergoing life extension.”.

1 **SEC. 3113. TWO-YEAR EXTENSION OF SCHEDULE FOR DIS-**
2 **POSITION OF WEAPONS-USABLE PLUTONIUM**
3 **AT SAVANNAH RIVER SITE, AIKEN, SOUTH**
4 **CAROLINA.**

5 Section 4306 of the Atomic Energy Defense Act (50
6 U.S.C. 2566) is amended—

7 (1) in subsection (a)(3)—

8 (A) in subparagraph (C), by striking
9 “2012” and inserting “2014”; and

10 (B) in subparagraph (D), by striking
11 “2017” and inserting “2019”;

12 (2) in subsection (b)—

13 (A) in paragraph (1), by striking “by Jan-
14 uary 1, 2012”; and

15 (B) in paragraph (5), by striking “2012”
16 and inserting “2014”;

17 (3) in subsection (c)—

18 (A) in the matter preceding paragraph (1),
19 by striking “2012” and inserting “2014”;

20 (B) in paragraph (1), by striking “2014”
21 and inserting “2016”; and

22 (C) in paragraph (2), by striking “2020”
23 each place it appears and inserting “2022”;

24 (4) in subsection (d)—

25 (A) in paragraph (1)—

1 (i) by striking “2014” and inserting
2 “2016”; and
3 (ii) by striking “2019” and inserting
4 “2021”; and
5 (B) in paragraph (2)(A), by striking
6 “2020” each place it appears and inserting
7 “2022”; and
8 (5) in subsection (e), by striking “2023” and
9 inserting “2025”.

10 **SEC. 3114. PROGRAM ON SCIENTIFIC ENGAGEMENT FOR**
11 **NONPROLIFERATION.**

12 (a) PROGRAM REQUIRED.—

13 (1) IN GENERAL.—Title XLIII of the Atomic
14 Energy Defense Act (50 U.S.C. 2562 et seq.) is
15 amended by adding at the end the following new sec-
16 tion:

17 **“SEC. 4309. PROGRAM ON SCIENTIFIC ENGAGEMENT FOR**
18 **NONPROLIFERATION.**

19 “(a) PROGRAM REQUIRED.—(1) The Secretary of
20 Energy shall, acting through the Administrator of the Na-
21 tional Nuclear Security Administration, carry out a pro-
22 gram on scientific engagement in countries selected by the
23 Secretary for purposes of the program in order to advance
24 global nonproliferation and nuclear security efforts.

1 “(2) The program required by this section shall be
2 a distinct program from the Global Initiatives for Pro-
3 liferation Prevention program.

4 “(b) ELEMENTS.—The program shall include the ele-
5 ments as follows:

6 “(1) Training and capacity-building to
7 strengthen nonproliferation and security best prac-
8 tices.

9 “(2) Engagement of United States scientists
10 with foreign counterparts to advance nonprolifera-
11 tion goals.

12 “(c) REPORT ON COMMENCEMENT OF PROGRAM.—
13 Funds may not be expended under the program required
14 by this section until the Administrator submits to the con-
15 gressional defense committees a report setting forth the
16 following:

17 “(1) For each country selected for the program
18 as of the date of such report—

19 “(A) a proliferation threat assessment pre-
20 pared by the Director of National Intelligence;
21 and

22 “(B) metrics for evaluating the success of
23 the program.

1 “(2) Accounting standards for the conduct of
2 the program approved by the Comptroller General of
3 the United States.

4 “(d) REPORTS ON MODIFICATION OF PROGRAM.—
5 Before making any modification in the program (whether
6 selecting a new country for the program, ceasing the selec-
7 tion of a country for the program, or modifying an element
8 of the program), the Administrator shall submit to the
9 congressional defense committees a report on the modi-
10 fication. If the modification consists of the selection for
11 the program of a country not previously selected for the
12 program, the report shall include the matters specified in
13 subsection (c)(1) for the country.”.

14 (2) CLERICAL AMENDMENT.—The table of con-
15 tents in section 4001(b) of such Act (division D of
16 Public Law 107–314) is amended by inserting after
17 the item relating to section 4308 the following new
18 item:

“Sec. 4309. Program on scientific engagement for nonproliferation.”.

19 (b) REPORT ON COORDINATION WITH OTHER
20 UNITED STATES NONPROLIFERATION PROGRAMS.—Not
21 later than 180 days after the date of the enactment of
22 this Act, the Administrator of the National Nuclear Secu-
23 rity Administration shall submit to the congressional de-
24 fense committees a report describing the manner in which
25 the program on scientific engagement for nonproliferation

1 under section 4309 of the Atomic Energy Defense Act (as
2 added by subsection (a)) coordinates with and com-
3 plements, but does not duplicate, other nonproliferation
4 programs of the United States Government.

5 (c) COMPTROLLER GENERAL OF THE UNITED
6 STATES REPORT.—Not later than two years after the date
7 of the enactment of this Act, the Comptroller General of
8 the United States shall submit to the congressional de-
9 fense committees a report on the program on scientific en-
10 gagement for nonproliferation under section 4309 of the
11 Atomic Energy Defense Act (as so added). The report
12 shall include an assessment by the Comptroller General
13 of the success of the program, as determined in accord-
14 ance with the metrics for evaluating the success of the
15 program under subsection (c)(1)(B) of such section 4309,
16 and such other matters on the program as the Comptroller
17 General considers appropriate.

18 **SEC. 3115. REPEAL OF REQUIREMENT FOR ANNUAL UP-**
19 **DATE OF DEPARTMENT OF ENERGY DEFENSE**
20 **NUCLEAR FACILITIES WORKFORCE RE-**
21 **STRUCTURING PLAN.**

22 Section 4604 of the Atomic Energy Defense Act (50
23 U.S.C. 2704) is amended—

24 (1) in subsection (b)(1), by striking “and any
25 updates of the plan under subsection (e)”;

1 (2) by striking subsection (e);

2 (3) by redesignating subsections (f) and (g) as
3 subsections (e) and (f), respectively; and

4 (4) in subsection (e), as redesignated by para-
5 graph (3)—

6 (A) by striking “(1)” before “The Sec-
7 retary”; and

8 (B) by striking paragraph (2).

9 **SEC. 3116. QUARTERLY REPORTS TO CONGRESS ON FINAN-**
10 **CIAL BALANCES FOR ATOMIC ENERGY DE-**
11 **FENSE ACTIVITIES.**

12 (a) REPORTS REQUIRED.—Subtitle C of title XLVII
13 of the Atomic Energy Defense Act (50 U.S.C. 2771 et
14 seq.) is amended by adding at the end the following new
15 section:

16 **“SEC. 4732. QUARTERLY REPORTS ON FINANCIAL BAL-**
17 **ANCES FOR ATOMIC ENERGY DEFENSE AC-**
18 **TIVITIES.**

19 “(a) REPORTS REQUIRED.—Not later than 15 days
20 after the end of each fiscal year quarter, the Secretary
21 of Energy shall submit to the congressional defense com-
22 mittees a report on the financial balances for each atomic
23 energy defense program at the budget control levels used
24 in the report accompanying the most current Act appro-
25 priating funds for energy and water development.

1 “(b) ELEMENTS.—Each report under subsection (a)
2 shall set forth, for each program covered by such report,
3 the following as of the end of the fiscal year quarter cov-
4 ered by such report:

5 “(1) The total amount authorized to be appro-
6 priated, including amounts authorized to be appro-
7 priated in the current fiscal year and amounts au-
8 thorized to be appropriated for prior fiscal years.

9 “(2) The amount unobligated.

10 “(3) The amount unobligated but committed.

11 “(4) The amount obligated, but uncosted.

12 “(c) PRESENTATION.—Each report under subsection
13 (a) shall present information as follows:

14 “(1) For each program, in summary form and
15 by fiscal year.

16 “(2) With financial balances in connection with
17 funding under recurring DoE national security au-
18 thorizations (as that term is defined in section
19 4701(1)) presented separately from balances in con-
20 nection with funding under any other provisions of
21 law.”.

22 (b) CLERICAL AMENDMENT.—The table of contents
23 in section 4001(b) of such Act is amended by inserting
24 after the item relating to section 4731 the following new
25 item:

“Sec. 4732. Quarterly reports on financial balances for atomic energy defense activities.”.

1 **SEC. 3117. TRANSPARENCY IN CONTRACTOR PERFORM-**
 2 **ANCE EVALUATIONS BY THE NATIONAL NU-**
 3 **CLEAR SECURITY ADMINISTRATION LEADING**
 4 **TO AWARD FEES.**

5 (a) PUBLICATION REQUIRED.—

6 (1) IN GENERAL.—Subtitle A of title XLVIII of
 7 the Atomic Energy Defense Act (50 U.S.C. 2781 et
 8 seq.) is amended by adding at the end the following
 9 new section:

10 **“SEC. 4805. PUBLICATION OF CONTRACTOR PERFORMANCE**
 11 **EVALUATIONS BY THE NATIONAL NUCLEAR**
 12 **SECURITY ADMINISTRATION LEADING TO**
 13 **AWARD FEES.**

14 “(a) IN GENERAL.—The Administrator of the Na-
 15 tional Nuclear Security Administration shall take appro-
 16 priate actions to make available, to the maximum extent
 17 practicable, to the public each contractor performance
 18 evaluation conducted by the Administration of a national
 19 laboratory, production plant, or single user facility under
 20 the management responsibility of the Administration that
 21 results in the award of an award fee to the contractor con-
 22 cerned.

23 “(b) FORMAT.—Performance evaluations shall be
 24 made public under this section in a common format that

1 facilitates comparisons of performance evaluations be-
2 tween and among similar management contracts.”.

3 (2) CLERICAL AMENDMENT.—The table of con-
4 tents in section 4001(b) of that Act is amended by
5 inserting after the item relating to section 4804 the
6 following new item:

“Sec. 4805. Publication of contractor performance evaluations by the National
Nuclear Security Administration leading to award fees.”.

7 (b) EFFECTIVE DATE.—The amendments made by
8 subsection (a) shall take effect on the date of the enact-
9 ment of this Act, and shall apply with respect to con-
10 tractor performance evaluations conducted by the Na-
11 tional Nuclear Security Administration on or after that
12 date.

13 **SEC. 3118. EXPANSION OF AUTHORITY TO ESTABLISH CER-**
14 **TAIN SCIENTIFIC, ENGINEERING, AND TECH-**
15 **NICAL POSITIONS.**

16 (a) NUMBER OF POSITIONS.—Section 3241 of the
17 National Nuclear Security Administration Act (50 U.S.C.
18 2441) is amended by striking “300” and inserting “700”.

19 (b) EXTENSION TO CONTRACTING POSITIONS.—Such
20 section is further amended by inserting “contracting,” be-
21 fore “scientific”.

22 (c) CONFORMING AMENDMENT.—The heading of
23 such section is amended to read as follows:

1 **“SEC. 3241. AUTHORITY TO ESTABLISH CERTAIN CON-**
2 **TRACTING, SCIENTIFIC, ENGINEERING, AND**
3 **TECHNICAL POSITIONS.”.**

4 (d) CLERICAL AMENDMENT.—The table of contents
5 for the National Nuclear Security Administration Act is
6 amended by striking the item relating to section 3241 and
7 inserting the following new item:

“Sec. 3241. Authority to establish certain contracting, scientific, engineering,
and technical positions.”.

8 **SEC. 3119. MODIFICATION AND EXTENSION OF AUTHORITY**
9 **ON ACCEPTANCE OF CONTRIBUTIONS FOR**
10 **ACCELERATION OF REMOVAL OR SECURITY**
11 **OF FISSILE MATERIALS, RADIOLOGICAL MA-**
12 **TERIALS, AND RELATED EQUIPMENT AT VUL-**
13 **NERABLE SITES WORLDWIDE.**

14 (a) PROGRAMS FOR WHICH FUNDS MAY BE ACCEPT-
15 ED.—Paragraph (2) of section 3132(f) of the Ronald W.
16 Reagan National Defense Authorization Act for Fiscal
17 Year 2005 (50 U.S.C. 2569(f)) is amended to read as fol-
18 lows:

19 “(2) PROGRAMS COVERED.—The programs de-
20 scribed in this paragraph are any programs within
21 the Office of Defense Nuclear Nonproliferation of
22 the National Nuclear Security Administration.”.

1 (b) EXTENSION.—Paragraph (7) of such section is
2 amended by striking “December 31, 2013” and inserting
3 “December 31, 2018”.

4 **SEC. 3120. COST CONTAINMENT FOR Y-12 URANIUM PROC-**
5 **ESSING FACILITY, Y-12 NATIONAL SECURITY**
6 **COMPLEX, OAK RIDGE, TENNESSEE.**

7 (a) EXECUTION PHASES FOR PROJECT.—Project 06–
8 D-141 for the Y-12 Uranium Processing Facility, Y-12
9 National Security Complex, Oak Ridge, Tennessee, shall
10 be broken into separate execution phases as follows

11 (1) Phase I, which shall consist of processes as-
12 sociated with building 9212, including uranium cast-
13 ing and uranium chemical processing.

14 (2) Phase II, which shall consist of processes
15 associated with buildings 9215 and 9998, including
16 uranium metal working, machining, and inspection.

17 (3) Phase III, which shall consist of processes
18 associated with building 9204–2E, including radiog-
19 raphy, assembly, disassembly, quality evaluation,
20 and production certification operations of nuclear
21 weapon secondaries.

22 (b) BUDGETING AND AUTHORIZATION FOR EACH
23 PHASE.—

24 (1) BUDGETING FOR EACH PHASE REQUIRED.—
25 The Secretary of Energy shall budget separately for

1 each phase under subsection (a) of the project re-
2 ferred to in that subsection.

3 (2) FUNDING PURSUANT TO SEPARATE AU-
4 THORIZATIONS OF APPROPRIATIONS.—The Secretary
5 may not proceed with a phase under subsection (a)
6 of the project referred to in that subsection except
7 with funds expressly authorized to be appropriated
8 for that phase by law.

9 (c) COMPLIANCE OF PHASES WITH DOE ORDER ON
10 PROGRAM AND PROJECT MANAGEMENT.—Each phase
11 under subsection (a) of the project referred to in that sub-
12 section shall comply with Department of Energy Order
13 413.3, relating to Program Management and Project Man-
14 agement for the Acquisition of Capital Assets.

15 (d) LIMITATION ON COST OF PHASE I.—The total
16 cost of Phase I under subsection (a) of the project referred
17 to in that subsection may not exceed \$4,200,000,000.

18 **SEC. 3121. AUTHORITY TO RESTORE CERTAIN FORMERLY**
19 **RESTRICTED DATA TO THE RESTRICTED**
20 **DATA CATEGORY.**

21 (a) IN GENERAL.—Section 142 of the Atomic Energy
22 Act of 1954 (42 U.S.C. 2162) is amended—

23 (1) in subsection d.—

24 (A) by inserting “(1)” before “The Com-
25 mission”; and

1 (B) by adding at the end the following new
2 paragraphs:

3 “(2) The Commission may restore to the Restricted
4 Data category any information related to the design of nu-
5 clear weapons removed under paragraph (1) if the Com-
6 mission and the Department of Defense jointly determine
7 that—

8 “(A) the programmatic requirements that
9 caused the information to be removed from the Re-
10 stricted Data category are no longer applicable or
11 have diminished;

12 “(B) the information would be more appro-
13 priately protected as Restricted Data; and

14 “(C) restoring the information to the Restricted
15 Data category is in the interest of national security.

16 “(3) Information related to the design of nuclear
17 weapons shall be restored to the Restricted Data category
18 under paragraph (2) in accordance with regulations pre-
19 scribed by the Commission for purposes of that para-
20 graph.”; and

21 (2) in subsection e.—

22 (A) by inserting “(1)” before “The Com-
23 mission”; and

24 (B) by adding at the end the following new
25 paragraphs:

1 “(2) The Commission may restore to the Restricted
2 Data category any information concerning atomic energy
3 programs of other nations removed under paragraph (1)
4 if the Commission and the Director of National Intel-
5 ligence jointly determine that—

6 “(A) the programmatic requirements that
7 caused the information to be removed from the Re-
8 stricted Data category are no longer applicable or
9 have diminished;

10 “(B) the information would be more appro-
11 priately protected as Restricted Data; and

12 “(C) restoring the information to the Restricted
13 Data category is in the interest of national security.

14 “(3) Information concerning atomic energy programs
15 of other nations shall be restored to the Restricted Data
16 category under paragraph (2) in accordance with regula-
17 tions prescribed by the Commission for purposes of that
18 paragraph.”.

19 (b) TECHNICAL AMENDMENT.—Paragraph (1) of
20 subsection (e) of such section, as designated by subsection
21 (a)(2)(A) of this section, is further amended by striking
22 “Director of Central Intelligence” and inserting “Director
23 of National Intelligence”.

1 **Subtitle C—Reports**

2 **SEC. 3131. REPORT ON ACTIONS REQUIRED FOR TRANSI-**
3 **TION OF REGULATION OF NON-NUCLEAR AC-**
4 **TIVITIES OF THE NATIONAL NUCLEAR SECU-**
5 **RITY ADMINISTRATION TO OTHER FEDERAL**
6 **AGENCIES.**

7 Not later than February 28, 2013, the Secretary of
8 Energy shall, acting through the Administrator of the Na-
9 tional Nuclear Security Administration, submit to Con-
10 gress a report on the actions required to transition, to the
11 maximum extent practicable, the regulation of the non-
12 nuclear activities of the National Nuclear Security Admin-
13 istration to other appropriate agencies of the Federal Gov-
14 ernment by not later than October 1, 2017.

15 **SEC. 3132. REPORT ON CONSOLIDATION OF FACILITIES OF**
16 **THE NATIONAL NUCLEAR SECURITY ADMIN-**
17 **ISTRATION.**

18 (a) **REPORT REQUIRED.**—Not later than 180 days
19 after the date of the enactment of this Act, the Nuclear
20 Weapons Council shall submit to the congressional defense
21 committees a report setting forth the assessment of the
22 Council as to the feasibility of consolidating facilities and
23 functions of the National Nuclear Security Administration
24 in order to reduce costs.

1 (b) PROCESS FOR CONSOLIDATION.—If the assess-
2 ment of the Council in the report under subsection (a)
3 is that excess facilities exist and the consolidation of facili-
4 ties and functions of the Administration is feasible and
5 would reduce cost, the report shall include recommenda-
6 tions for a process to determine the manner in which the
7 consolidation should be accomplished, including an esti-
8 mate of the time to be required to complete the process.

9 (c) LIMITATION ON AVAILABILITY OF CERTAIN
10 FUNDS PENDING REPORT.—Amounts authorized to be
11 appropriated by this title and available for the facility
12 projects in the Department of Energy Readiness and
13 Technical Base designated 04–D–125 and 06–D–141 may
14 not be obligated or expended for CD–3, Start of Construc-
15 tion (as found in Department of Energy Order 413.3 B
16 Program and Project Management for the Acquisition of
17 Capital Assets,) until the submittal under subsection (a)
18 of the report required by that subsection.

19 **SEC. 3133. REGIONAL RADIOLOGICAL SECURITY ZONES.**

20 (a) FINDINGS.—Congress makes the following find-
21 ings:

22 (1) A terrorist attack using high-activity radio-
23 logical materials, such as in a dirty bomb, could in-
24 flict billions of dollars of economic costs and consid-

1 erable societal and economic dislocation, with effects
2 and costs possibly lasting for years.

3 (2) It may be easier for terrorists to obtain the
4 materials for, and to fabricate, a dirty bomb than an
5 improvised nuclear device.

6 (3) Radiological materials are in widespread use
7 worldwide, with estimates of the number of radio-
8 logical sources ranging from 100,000 to millions.

9 (4) Many nations have a security and regu-
10 latory regime for their radiological sources that is
11 much less developed than that of the United States.

12 (5) Radiological materials are used at many ci-
13 vilian sites including hospitals, industrial sites, and
14 other locations that have little security, placing these
15 materials at risk of theft.

16 (6) Many radiological materials have become
17 lost, disused, unwanted, or abandoned, with the
18 Global Threat Reduction Initiative of the National
19 Nuclear Security Administration having recovered
20 more than 30,000 radioactive sources in the United
21 States, repatriated more than 2,400 United States-
22 origin sources from other countries, and helped re-
23 cover more than 13,000 radioactive sources and ra-
24 dioisotope thermoelectric generators in other coun-
25 tries.

1 (7) High-activity radiological materials can be
2 used in a dirty bomb.

3 (b) SENSE OF CONGRESS.—It is the sense of Con-
4 gress that United States and global nonproliferation ef-
5 forts should place a high priority on programs to secure
6 high-activity radiological sources to reduce the threat of
7 radiological terrorism.

8 (c) STUDY.—

9 (1) IN GENERAL.—Not later than 180 days
10 after the date of the enactment of this Act, the Ad-
11 ministrator of the National Nuclear Security Admin-
12 istration shall submit to the appropriate committees
13 of Congress a study in accordance with paragraph
14 (3).

15 (2) CONSULTATION.—The Administrator may,
16 in conducting the study required under paragraph
17 (1), consult with the Secretary of Homeland Secu-
18 rity, the Secretary of State, the Nuclear Regulatory
19 Commission, and such other departments and agen-
20 cies of the United States Government as the Admin-
21 istrator considers appropriate.

22 (3) MATTERS INCLUDED.—The study under
23 paragraph (1) shall include the following:

24 (A) An assessment of the radioactive iso-
25 topes and associated activity levels that present

1 the greatest risk to national and international
2 security.

3 (B) A review of current United States
4 Government efforts to secure radiological mate-
5 rials abroad, including coordination with foreign
6 governments, the European Union, the Inter-
7 national Atomic Energy Agency, other inter-
8 national programs, and nongovernmental orga-
9 nizations that identify, register, secure, remove,
10 and provide for the disposition of high-risk ra-
11 diological materials worldwide.

12 (C) A review of current United States Gov-
13 ernment efforts to secure radiological materials
14 domestically at civilian sites, including hos-
15 pitals, industrial sites, and other locations.

16 (D) A definition of regional radiological se-
17 curity zones, including the subset of the mate-
18 rials of concern to be the immediate focus and
19 the security best practices required to achieve
20 that goal.

21 (E) An assessment of the feasibility, cost,
22 desirability, and added benefit of establishing
23 regional radiological security zones in high pri-
24 ority areas worldwide in order to facilitate re-
25 gional collaboration in—

1 (i) identifying and inventorying high-
2 activity radiological sources at high-risk
3 sites;

4 (ii) reviewing national level regula-
5 tions, inspections, transportation security,
6 and security upgrade options; and

7 (iii) assessing opportunities for the
8 harmonization of regulations and security
9 practices among the nations of the region.

10 (F) An assessment of the feasibility, cost,
11 desirability, and added benefit of establishing
12 remote regional monitoring centers that would
13 receive real-time data from radiological security
14 sites, would be staffed by trained personnel
15 from the countries in the region, and would
16 alert local law enforcement in the event of a po-
17 tential or actual terrorist incident or other
18 emergency.

19 (G) A list and assessment of the best prac-
20 tices used in the United States that are most
21 critical in enhancing domestic radiological mate-
22 rial security and could be used to enhance radi-
23 ological security worldwide.

24 (H) An assessment of the United States
25 entity or entities that would be best suited to

1 lead efforts to establish a radiological security
2 zone program.

3 (I) An estimate of the costs associated
4 with the implementation of a radiological secu-
5 rity zone program.

6 (J) An assessment of the known locations
7 outside the United States housing high-risk ra-
8 diological materials in excess of 1,000 curies.

9 (4) FORM.—The study required under para-
10 graph (1) shall be submitted in unclassified form,
11 but may include a classified annex.

12 (d) APPROPRIATE COMMITTEES OF CONGRESS DE-
13 FINED.—In this section, the term “appropriate commit-
14 tees of Congress” means—

15 (1) the Committee on Armed Services, the
16 Committee on Homeland Security and Governmental
17 Affairs, and the Committee on Foreign Relations of
18 the Senate; and

19 (2) the Committee on Armed Services, the
20 Committee on Homeland Security, and the Com-
21 mittee on Foreign Affairs of the House of Rep-
22 resentatives.

23 **SEC. 3134. REPORT ON LEGACY URANIUM MINES.**

24 (a) REPORT.—

1 (1) IN GENERAL.—The Secretary of Energy
2 shall undertake a review of, and prepare a report on,
3 abandoned uranium mines at which uranium ore was
4 mined for the weapons program of the United States
5 (hereinafter referred to as “legacy uranium mines”).

6 (2) MATTERS TO BE ADDRESSED.—The report
7 shall describe and analyze—

8 (A) the location of the legacy uranium
9 mines on Federal, State, tribal, and private
10 land, taking into account any existing inven-
11 tories undertaken by Federal agencies, States,
12 and Indian tribes, and any additional informa-
13 tion available to the Secretary;

14 (B) the extent to which the legacy uranium
15 mines—

16 (i) may pose a potential and signifi-
17 cant radiation health hazard to the public;

18 (ii) may pose some other threat to
19 public health and safety hazard;

20 (iii) have caused, or may cause, deg-
21 radation of water quality; and

22 (iv) have caused, or may cause, envi-
23 ronmental degradation;

1 (C) a ranking of priority by category for
2 the remediation and reclamation of the legacy
3 uranium mines;

4 (D) the potential cost and feasibility of re-
5 mediating and reclaiming, in accordance with
6 applicable Federal law, each category of legacy
7 uranium mines; and

8 (E) the status of any efforts to remediate
9 and reclaim legacy uranium mines.

10 (b) RECOMMENDATIONS.—The report shall—

11 (1) make recommendations as to how to ensure
12 most feasibly and effectively and expeditiously that
13 the public health and safety, water resources, and
14 the environment will be protected from the adverse
15 effects of legacy uranium mines; and

16 (2) make recommendations on changes, if any,
17 to Federal law to address the remediation and re-
18 clamation of legacy uranium mines.

19 (c) CONSULTATION.—In preparing the report, the
20 Secretary of Energy shall consult with any other relevant
21 Federal agencies, affected States and Indian tribes, and
22 interested members of the public.

23 (d) REPORT TO CONGRESS.—Not later than 18
24 months after the date of enactment of this Act, the Sec-
25 retary of Energy shall submit to the Committee on Armed

1 Services and the Committee on Energy and Natural Re-
2 sources of the Senate and the appropriate Committees of
3 the House of Representatives—

4 (1) the report; and

5 (2) the plan and timeframe of the Secretary of
6 Energy for implementing those recommendations of
7 the report that do not require legislation.

8 **SEC. 3135. COMPTROLLER GENERAL OF THE UNITED**
9 **STATES REVIEW OF PROJECTS CARRIED OUT**
10 **BY OFFICE OF ENVIRONMENTAL MANAGE-**
11 **MENT OF THE DEPARTMENT OF ENERGY**
12 **PURSUANT TO THE AMERICAN RECOVERY**
13 **AND REINVESTMENT ACT OF 2009.**

14 Section 3134 of the National Defense Authorization
15 Act for Fiscal Year 2010 (Public Law 111–84; 123 Stat.
16 2713) is amended—

17 (1) in subsection (c)—

18 (A) in paragraph (1), by striking “The
19 Comptroller General shall conduct a review dur-
20 ing the period described in paragraph (2), of
21 the following:” and inserting “Beginning on the
22 date of the submittal of the report required
23 under subsection (b)(2), the Comptroller Gen-
24 eral shall conduct a review of the following:”;

25 (B) by striking paragraph (2);

1 (C) by redesignating paragraph (3) as
2 paragraph (2); and

3 (D) in paragraph (2), as redesignated by
4 subparagraph (C), by striking “the end of the
5 period described in paragraph (2)” and insert-
6 ing “August 30, 2012”; and
7 (2) in subsection (d)—

8 (A) in paragraph (1), by striking “Begin-
9 ning on the date on which the Comptroller Gen-
10 eral submits the last report required under sub-
11 section (c)(3), the Comptroller General shall
12 conduct a review of the following:” and insert-
13 ing “Following the submittal of the final report
14 required under subsection (c)(2), the Comp-
15 troller General shall conduct a review of the fol-
16 lowing:”; and

17 (B) in paragraph (2), by striking “Not
18 later than 90 days after submitting the last re-
19 port required under subsection (c)(3)” and in-
20 serting “Within seven months after receiving
21 notification that all American Recovery and Re-
22 investment Act funds have been expended, but
23 not later than April 30, 2016”.

1 **TITLE XXXII—DEFENSE NU-**
2 **CLEAR FACILITIES SAFETY**
3 **BOARD**

4 **SEC. 3201. AUTHORIZATION.**

5 There are authorized to be appropriated for fiscal
6 year 2013, \$29,415,000 for the operation of the Defense
7 Nuclear Facilities Safety Board under chapter 21 of the
8 Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

9 **TITLE XXXV—MARITIME**
10 **ADMINISTRATION**

11 **SEC. 3501. MARITIME ADMINISTRATION.**

12 Section 109 of title 49, United States Code, is
13 amended to read as follows:

14 **“§ 109. Maritime administration**

15 “(a) ORGANIZATION.—The Maritime Administration
16 is an administration in the Department of Transportation.

17 “(b) MARITIME ADMINISTRATOR.—The head of the
18 Maritime Administration is the Maritime Administrator,
19 who is appointed by the President by and with the advice
20 and consent of the Senate. The Administrator shall report
21 directly to the Secretary of Transportation and carry out
22 the duties prescribed by the Secretary.

23 “(c) DEPUTY MARITIME ADMINISTRATOR.—The
24 Maritime Administration shall have a Deputy Maritime
25 Administrator, who is appointed in the competitive service

1 by the Secretary, after consultation with the Adminis-
2 trator. The Deputy Administrator shall carry out the du-
3 ties prescribed by the Administrator. The Deputy Admin-
4 istrator shall be Acting Administrator during the absence
5 or disability of the Administrator and, unless the Sec-
6 retary designates another individual, during a vacancy in
7 the office of Administrator.

8 “(d) DUTIES AND POWERS VESTED IN SEC-
9 RETARY.—All duties and powers of the Maritime Adminis-
10 tration are vested in the Secretary.

11 “(e) REGIONAL OFFICES.—The Maritime Adminis-
12 tration shall have regional offices for the Atlantic, Gulf,
13 Great Lakes, and Pacific port ranges, and may have other
14 regional offices as necessary. The Secretary shall appoint
15 a qualified individual as Director of each regional office.
16 The Secretary shall carry out appropriate activities and
17 programs of the Maritime Administration through the re-
18 gional offices.

19 “(f) INTERAGENCY AND INDUSTRY RELATIONS.—
20 The Secretary shall establish and maintain liaison with
21 other agencies, and with representative trade organiza-
22 tions throughout the United States, concerned with the
23 transportation of commodities by water in the export and
24 import foreign commerce of the United States, for the pur-

1 pose of securing preference to vessels of the United States
2 for the transportation of those commodities.

3 “(g) DETAILING OFFICERS FROM ARMED FORCES.—

4 To assist the Secretary in carrying out duties and powers
5 relating to the Maritime Administration, not more than
6 five officers of the armed forces may be detailed to the
7 Secretary at any one time, in addition to details author-
8 ized by any other law. During the period of a detail, the
9 Secretary shall pay the officer an amount that, when
10 added to the officer’s pay and allowances as an officer in
11 the armed forces, makes the officer’s total pay and allow-
12 ances equal to the amount that would be paid to an indi-
13 vidual performing work the Secretary considers to be of
14 similar importance, difficulty, and responsibility as that
15 performed by the officer during the detail.

16 “(h) CONTRACTS, COOPERATIVE AGREEMENTS, AND
17 AUDITS.—

18 “(1) CONTRACTS AND COOPERATIVE AGREE-
19 MENTS.—In the same manner that a private cor-
20 poration may make a contract within the scope of its
21 authority under its charter, the Secretary may make
22 contracts and cooperative agreements for the United
23 States Government and disburse amounts to—

24 “(A) carry out the Secretary’s duties and
25 powers under this section, subtitle V of title 46,

1 and all other Maritime Administration pro-
2 grams; and

3 “(B) protect, preserve, and improve collat-
4 eral held by the Secretary to secure indebted-
5 ness.

6 “(2) AUDITS.—The financial transactions of
7 the Secretary under paragraph (1) shall be audited
8 by the Comptroller General. The Comptroller Gen-
9 eral shall allow credit for an expenditure shown to
10 be necessary because of the nature of the business
11 activities authorized by this section or subtitle V of
12 title 46. At least once a year, the Comptroller Gen-
13 eral shall report to Congress any departure by the
14 Secretary from this section or subtitle V of title 46.

15 “(i) GRANT ADMINISTRATIVE EXPENSES.—Except as
16 otherwise provided by law, the administrative and related
17 expenses for the administration of any grant programs by
18 the Maritime Administrator may not exceed 3 percent.

19 “(j) AUTHORIZATION OF APPROPRIATIONS.—

20 “(1) IN GENERAL.—Except as otherwise pro-
21 vided in this subsection, there are authorized to be
22 appropriated such amounts as may be necessary to
23 carry out the duties and powers of the Secretary re-
24 lating to the Maritime Administration.

1 “(2) LIMITATIONS.—Only those amounts spe-
2 cifically authorized by law may be appropriated for
3 the use of the Maritime Administration for—

4 “(A) acquisition, construction, or recon-
5 struction of vessels;

6 “(B) construction-differential subsidies in-
7 cident to the construction, reconstruction, or re-
8 conditioning of vessels;

9 “(C) costs of national defense features;

10 “(D) payments of obligations incurred for
11 operating-differential subsidies;

12 “(E) expenses necessary for research and
13 development activities, including reimbursement
14 of the Vessel Operations Revolving Fund for
15 losses resulting from expenses of experimental
16 vessel operations;

17 “(F) the Vessel Operations Revolving
18 Fund;

19 “(G) National Defense Reserve Fleet ex-
20 penses;

21 “(H) expenses necessary to carry out part
22 B of subtitle V of title 46; and

23 “(I) other operations and training expenses
24 related to the development of waterborne trans-

1 portation systems, the use of waterborne trans-
2 portation systems, and general administration.

3 “(3) TRAINING VESSELS.—Amounts may not be
4 appropriated for the purchase or construction of
5 training vessels for State maritime academies unless
6 the Secretary has approved a plan for sharing train-
7 ing vessels between State maritime academies.”.

8 **DIVISION D—FUNDING TABLES**

9 **SEC. 4001. AUTHORIZATION OF AMOUNTS IN FUNDING TA-** 10 **BLES.**

11 (a) IN GENERAL.—Whenever a funding table in this
12 division specifies a dollar amount authorized for a project,
13 program, or activity, the obligation and expenditure of the
14 specified dollar amount for the project, program, or activ-
15 ity is hereby authorized, subject to the availability of ap-
16 propriations.

17 (b) MERIT-BASED DECISIONS.—Decisions by agency
18 heads to commit, obligate, or expend funds with or to a
19 specific entity on the basis of a dollar amount authorized
20 pursuant to subsection (a) shall be based on authorized,
21 transparent, statutory criteria, or merit-based selection
22 procedures in accordance with the requirements of sec-
23 tions 2304(k) and 2374 of title 10, United States Code,
24 and other applicable provisions of law.

1 (c) RELATIONSHIP TO TRANSFER AND PROGRAM-
2 MING AUTHORITY.—An amount specified in the funding
3 tables in this division may be transferred or repro-
4 grammed under a transfer or reprogramming authority
5 provided by another provision of this Act or by other law.
6 The transfer or reprogramming of an amount specified in
7 such funding tables shall not count against a ceiling on
8 such transfers or reprogrammings under section 1001 of
9 this Act or any other provision of law, unless such transfer
10 or reprogramming would move funds between appropria-
11 tion accounts.

12 (d) ORAL AND WRITTEN COMMUNICATIONS.—No
13 oral or written communication concerning any amount
14 specified in the funding tables in this division shall
15 supercede the requirements of this section.

1 **TITLE XLI—PROCUREMENT**2 **SEC. 4101. PROCUREMENT.**

SEC. 4101. PROCUREMENT (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
AIRCRAFT PROCUREMENT, ARMY			
FIXED WING			
001	UTILITY F/W AIRCRAFT	18,639	18,639
002	C-12 CARGO AIRPLANE	0	0
003	MQ-1 UAV	518,088	518,088
004	RQ-11 (RAVEN)	25,798	25,798
005	BCT UNMANNED AERIAL VEH (UAVS) INCR 1	0	0
ROTARY			
006	HELICOPTER, LIGHT UTILITY (LUH)	271,983	271,983
007	AH-64 APACHE BLOCK IIIA REMAN	577,115	577,115
008	ADVANCE PROCUREMENT (CY)	107,707	107,707
009	AH-64 APACHE BLOCK IIIB NEW BUILD	153,993	153,993
010	ADVANCE PROCUREMENT (CY)	146,121	146,121
011	AH-64 BLOCK II/WRA	0	0
012	KIOWA WARRIOR (OH-58F) WRA	0	0
013	UH-60 BLACKHAWK M MODEL (MYP)	1,107,087	1,107,087
014	ADVANCE PROCUREMENT (CY)	115,113	115,113
015	CH-47 HELICOPTER	1,076,036	1,076,036
016	ADVANCE PROCUREMENT (CY)	83,346	83,346
MODIFICATION OF AIRCRAFT			
017	C12 AIRCRAFT MODS	0	0
018	MQ-1 PAYLOAD—UAS	231,508	231,508
019	MQ-1 WEAPONIZATION—UAS	0	0
020	GUARDRAIL MODS (MIP)	16,272	16,272
021	MULTI SENSOR ABN RECON (MIP)	4,294	4,294
022	AH-64 MODS	178,805	178,805
023	CH-47 CARGO HELICOPTER MODS (MYP)	39,135	39,135
024	UTILITY/CARGO AIRPLANE MODS	24,842	24,842
025	AIRCRAFT LONG RANGE MODS	0	0
026	UTILITY HELICOPTER MODS	73,804	73,804
027	KIOWA WARRIOR MODS	192,484	192,484
028	AIRBORNE AVIONICS	0	0
029	NETWORK AND MISSION PLAN	190,789	190,789
030	COMMS, NAV SURVEILLANCE	133,191	89,191
	JTRS integration delayed		[-44,000]
031	GATM ROLLUP	87,280	87,280
032	RQ-7 UAV MODS	104,339	104,339
SPARES AND REPAIR PARTS			
033	SPARE PARTS (AIR)	0	0
GROUND SUPPORT AVIONICS			
034	AIRCRAFT SURVIVABILITY EQUIPMENT	34,037	34,037
035	SURVIVABILITY CM	0	0
036	CMWS	127,751	127,751
OTHER SUPPORT			
037	AVIONICS SUPPORT EQUIPMENT	4,886	4,886
038	COMMON GROUND EQUIPMENT	82,511	82,511
039	AIRCREW INTEGRATED SYSTEMS	77,381	77,381
040	AIR TRAFFIC CONTROL	47,235	47,235
041	INDUSTRIAL FACILITIES	1,643	1,643
042	LAUNCHER, 2.75 ROCKET	516	516
	TOTAL, AIRCRAFT PROCUREMENT, ARMY	5,853,729	5,809,729
MISSILE PROCUREMENT, ARMY			
SURFACE-TO-AIR MISSILE SYSTEM			
001	PATRIOT SYSTEM SUMMARY	646,590	646,590
002	MSE MISSILE	12,850	12,850
003	SURFACE-LAUNCHED AMRAAM SYSTEM SUMMARY	0	0
004	HELLFIRE SYS SUMMARY	1,401	1,401
005	JAVELIN (AAWS-M) SYSTEM SUMMARY	81,121	81,121
006	TOW 2 SYSTEM SUMMARY	64,712	64,712
007	ADVANCE PROCUREMENT (CY)	19,931	19,931
008	GUIDED MLRS ROCKET (GMLRS)	218,679	218,679
009	MLRS REDUCED RANGE PRACTICE ROCKETS (RRPR)	18,767	18,767
010	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	12,051	12,051
011	PATRIOT MODS	199,565	199,565
012	ITAS/TOW MODS	0	0
013	MLRS MODS	2,466	2,466
014	HIMARS MODIFICATIONS	6,068	6,068
015	HELLFIRE MODIFICATIONS	0	0
016	SPARES AND REPAIR PARTS	7,864	7,864
017	AIR DEFENSE TARGETS	3,864	3,864

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
018	ITEMS LESS THAN \$5 MILLION (MISSILES)	1,560	1,560
019	PRODUCTION BASE SUPPORT	5,200	5,200
	TOTAL, MISSILE PROCUREMENT, ARMY	1,302,689	1,302,689
	PROCUREMENT OF W&TCV, ARMY		
	TRACKED COMBAT VEHICLES		
001	STRYKER VEHICLE	286,818	286,818
002	FCS SPIN OUTS	0	0
	MODIFICATION OF TRACKED COMBAT VEHICLES		
003	STRYKER (MOD)	60,881	60,881
004	FIST VEHICLE (MOD)	57,257	57,257
005	BRADLEY PROGRAM (MOD)	148,193	148,193
006	HOWITZER, MED SP FT 155MM M109A6 (MOD)	10,341	10,341
007	PALADIN PIM MOD IN SERVICE	206,101	206,101
008	IMPROVED RECOVERY VEHICLE (M88A2 HERCULES)	107,909	230,909
	Increased production		[123,000]
009	ASSAULT BREACHER VEHICLE	50,039	50,039
010	M88 FOV MODS	29,930	29,930
011	M1 ABRAMS TANK (MOD)	129,090	129,090
012	ABRAMS UPGRADE PROGRAM	74,433	74,433
012A	ADVANCE PROCUREMENT (CY)		91,000
	Advanced procurement Abrams upgrade program		[91,000]
	SUPPORT EQUIPMENT & FACILITIES		
013	PRODUCTION BASE SUPPORT (TCV-WTCV)	1,145	1,145
	WEAPONS & OTHER COMBAT VEHICLES		
014	INTEGRATED AIR BURST WEAPON SYSTEM FAMILY	506	506
015	M240 MEDIUM MACHINE GUN (7.62MM)	0	0
016	MACHINE GUN, CAL .50 M2 ROLL	0	0
017	LIGHTWEIGHT .50 CALIBER MACHINE GUN	25,183	0
	Program termination		[-25,183]
018	MK-19 GRENADE MACHINE GUN (40MM)	0	0
019	MORTAR SYSTEMS	8,104	8,104
020	M107, CAL. 50, SNIPER RIFLE	0	0
021	XM320 GRENADE LAUNCHER MODULE (GLM)	14,096	14,096
022	M110 SEMI-AUTOMATIC SNIPER SYSTEM (SASS)	0	0
023	M4 CARBINE	0	0
024	CARBINE	21,272	21,272
025	SHOTGUN, MODULAR ACCESSORY SYSTEM (MASS)	6,598	6,598
026	COMMON REMOTELY OPERATED WEAPONS STATION	56,725	56,725
027	HOWITZER LT WT 155MM (T)	13,827	13,827
	MOD OF WEAPONS AND OTHER COMBAT VEH		
028	MK-19 GRENADE MACHINE GUN MODS	0	0
029	M777 MODS	26,843	26,843
030	M4 CARBINE MODS	27,243	27,243
031	M2 50 CAL MACHINE GUN MODS	39,974	39,974
032	M249 SAW MACHINE GUN MODS	4,996	4,996
033	M240 MEDIUM MACHINE GUN MODS	6,806	6,806
034	SNIPER RIFLES MODIFICATIONS	14,113	14,113
035	M119 MODIFICATIONS	20,727	20,727
036	M16 RIFLE MODS	3,306	3,306
037	MODIFICATIONS LESS THAN \$5.0M (WOCV-WTCV)	3,072	3,072
	SUPPORT EQUIPMENT & FACILITIES		
038	ITEMS LESS THAN \$5 MILLION (WOCV-WTCV)	2,026	2,026
039	PRODUCTION BASE SUPPORT (WOCV-WTCV)	10,115	10,115
040	INDUSTRIAL PREPAREDNESS	442	442
	SUPPORT EQUIPMENT & FACILITIES		
041	SMALL ARMS EQUIPMENT (SOLDIER ENH PROG)	2,378	2,378
	SPARES		
042	SPARES AND REPAIR PARTS (WTCV)	31,217	31,217
	TOTAL, PROCUREMENT OF W&TCV, ARMY	1,501,706	1,690,523
	PROCUREMENT OF AMMUNITION, ARMY		
	SMALL/MEDIUM CAL AMMUNITION		
001	CTG, 5.56MM, ALL TYPES	158,313	158,313
002	CTG, 7.62MM, ALL TYPES	91,438	91,438
003	CTG, HANDGUN, ALL TYPES	8,954	8,954
004	CTG, .50 CAL, ALL TYPES	109,604	109,604
005	CTG, 20MM, ALL TYPES	4,041	4,041
006	CTG, 25MM, ALL TYPES	12,654	12,654
007	CTG, 30MM, ALL TYPES	72,154	35,154
	Decrease for excess		[-37,000]
008	CTG, 40MM, ALL TYPES	60,138	0
	Decrease for excess		[-60,138]
	MORTAR AMMUNITION		
009	60MM MORTAR, ALL TYPES	44,375	44,375
010	81MM MORTAR, ALL TYPES	27,471	27,471
011	120MM MORTAR, ALL TYPES	87,811	87,811
	TANK AMMUNITION		

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
012	CARTRIDGES, TANK, 105MM AND 120MM, ALL TYPES	112,380	112,380
	ARTILLERY AMMUNITION		
013	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP	50,861	50,861
014	ARTILLERY PROJECTILE, 155MM, ALL TYPES	26,227	26,227
015	PROJ 155MM EXTENDED RANGE XM982	110,329	53,329
	Excalibur 1-b round schedule delay		[-55,000]
016	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL	43,924	43,924
	MINES		
017	MINES & CLEARING CHARGES, ALL TYPES	3,775	3,775
	NETWORKED MUNITIONS		
018	SPIDER NETWORK MUNITIONS, ALL TYPES	17,408	3,108
	Program decrease		[-14,300]
	ROCKETS		
019	SHOULDER LAUNCHED MUNITIONS, ALL TYPES	1,005	1,005
020	ROCKET, HYDRA 70, ALL TYPES	123,433	123,433
	OTHER AMMUNITION		
021	DEMOLITION MUNITIONS, ALL TYPES	35,189	35,189
022	GRENADES, ALL TYPES	33,477	33,477
023	SIGNALS, ALL TYPES	9,991	9,991
024	SIMULATORS, ALL TYPES	10,388	10,388
	MISCELLANEOUS		
025	AMMO COMPONENTS, ALL TYPES	19,383	19,383
026	NON-LETHAL AMMUNITION, ALL TYPES	7,336	7,336
027	CAD/PAD ALL TYPES	6,641	6,641
028	ITEMS LESS THAN \$5 MILLION	15,092	15,092
029	AMMUNITION PECULIAR EQUIPMENT	15,692	15,692
030	FIRST DESTINATION TRANSPORTATION (AMMO)	14,107	14,107
031	CLOSEOUT LIABILITIES	106	106
	PRODUCTION BASE SUPPORT		
032	PROVISION OF INDUSTRIAL FACILITIES	220,171	220,171
033	CONVENTIONAL MUNITIONS DEMILITARIZATION, ALL	182,461	182,461
034	ARMS INITIATIVE	3,377	3,377
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	1,739,706	1,573,268
	OTHER PROCUREMENT, ARMY		
	TACTICAL VEHICLES		
001	SEMITRAILERS, FLATBED	7,097	7,097
002	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	346,115	396,115
	Program increase for USAR		[50,000]
003	FIRETRUCKS & ASSOCIATED FIREFIGHTING EQUIP	19,292	19,292
004	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	52,933	52,933
005	PLS ESP	18,035	18,035
006	ARMORED SECURITY VEHICLES (ASV)	0	0
007	MINE PROTECTION VEHICLE FAMILY	0	0
008	FAMILY OF MINE RESISTANT AMBUSH PROTEC (MRAP)	0	0
009	TRUCK, TRACTOR, LINE HAUL, M915/M916	3,619	3,619
010	HVY EXPANDED MOBILE TACTICAL TRUCK EXT SERV	26,859	26,859
011	HMMWV RECAPITALIZATION PROGRAM	0	0
012	TACTICAL WHEELED VEHICLE PROTECTION KITS	69,163	69,163
013	MODIFICATION OF IN SVC EQUIP	91,754	91,754
014	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS	0	0
015	TOWING DEVICE-FIFTH WHEEL	0	0
016	AMC CRITICAL ITEMS, OPA1	0	0
	NON-TACTICAL VEHICLES		
017	HEAVY ARMORED SEDAN	0	0
018	PASSENGER CARRYING VEHICLES	2,548	2,548
019	NONTACTICAL VEHICLES, OTHER	16,791	16,791
	COMM—JOINT COMMUNICATIONS		
020	JOINT COMBAT IDENTIFICATION MARKING SYSTEM	10,061	10,061
021	WIN-T—GROUND FORCES TACTICAL NETWORK	892,635	892,635
022	SIGNAL MODERNIZATION PROGRAM	45,626	45,626
023	JCSE EQUIPMENT (USREDCOM)	5,143	5,143
	COMM—SATELLITE COMMUNICATIONS		
024	DEFENSE ENTERPRISE WIDEBAND SATCOM SYSTEMS	151,636	151,636
025	TRANSPORTABLE TACTICAL COMMAND COMMUNICATIONS	6,822	6,822
026	SHF TERM	9,108	9,108
027	SAT TERM, EMUT (SPACE)	0	0
028	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE)	27,353	27,353
029	SMART-T (SPACE)	98,656	98,656
030	SCAMP (SPACE)	0	0
031	GLOBAL BRDCST SVC—GBS	47,131	47,131
032	MOD OF IN-SVC EQUIP (TAC SAT)	23,281	23,281
	COMM—COMBAT SUPPORT COMM		
033	MOD-IN-SERVICE PROFILER	0	0
	COMM—C3 SYSTEM		
034	ARMY GLOBAL CMD & CONTROL SYS (AGCCS)	10,848	10,848
	COMM—COMBAT COMMUNICATIONS		
035	ARMY DATA DISTRIBUTION SYSTEM (DATA RADIO)	979	979

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
036	JOINT TACTICAL RADIO SYSTEM	556,250	526,250
	AMF integration ahead of need		[-30,000]
037	MID-TIER NETWORKING VEHICULAR RADIO (MNVr)	86,219	86,219
038	RADIO TERMINAL SET, MIDS LVT(2)	7,798	7,798
039	SINCGARS FAMILY	9,001	9,001
040	AMC CRITICAL ITEMS—OPA2	24,601	24,601
041	TRACTOR DESK	7,779	7,779
042	CMMS-ELEC EQUIP FIELDING	0	0
043	SPIDER APLA REMOTE CONTROL UNIT	34,365	13,365
	Funding ahead of need		[-21,000]
044	SOLDIER ENHANCEMENT PROGRAM COMM/ELECTRONICS	1,833	1,833
045	TACTICAL COMMUNICATIONS AND PROTECTIVE SYSTEM	12,984	12,984
046	COMBAT SURVIVOR EVADER LOCATOR (CSEL)	0	0
047	GUNSHOT DETECTION SYSTEM (GDS)	2,332	2,332
048	RADIO, IMPROVED HF (COTS) FAMILY	1,132	1,132
049	MEDICAL COMM FOR CBT CASUALTY CARE (MC4)	22,899	22,899
	COMM—INTELLIGENCE COMM		
051	CI AUTOMATION ARCHITECTURE	1,564	1,564
052	RESERVE CA/MISO GPF EQUIPMENT	28,781	28,781
	INFORMATION SECURITY		
053	TSEC—ARMY KEY MGT SYS (AKMS)	23,432	23,432
054	INFORMATION SYSTEM SECURITY PROGRAM-ISSP	43,897	43,897
055	BIOMETRICS ENTERPRISE	0	0
	COMM—LONG HAUL COMMUNICATIONS		
056	TERRESTRIAL TRANSMISSION	2,891	2,891
057	BASE SUPPORT COMMUNICATIONS	13,872	13,872
058	WW TECH CON IMP PROG (WWTCIP)	9,595	9,595
	COMM—BASE COMMUNICATIONS		
059	INFORMATION SYSTEMS	142,133	142,133
060	DEFENSE MESSAGE SYSTEM (DMS)	0	0
061	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM	57,727	57,727
062	PENTAGON INFORMATION MGT AND TELECOM	5,000	5,000
	ELECT EQUIP—TACT INT REL ACT (TIARA)		
065	JTT/CIBS-M	1,641	1,641
066	PROPHET GROUND	48,797	48,797
067	DIGITAL TOPOGRAPHIC SPT SYS (DTSS)	0	0
068	DRUG INTERDICTION PROGRAM (DIP) (TIARA)	0	0
069	DCGS-A (MIP)	184,007	184,007
070	JOINT TACTICAL GROUND STATION (JTAGS)	2,680	2,680
071	TROJAN (MIP)	21,483	21,483
072	MOD OF IN-SVC EQUIP (INTEL SPT) (MIP)	2,412	2,412
073	CI HUMINT AUTO REPRINTING AND COLLECTION	7,077	7,077
074	ITEMS LESS THAN \$5 MILLION (MIP)	0	0
	ELECT EQUIP—ELECTRONIC WARFARE (EW)		
075	LIGHTWEIGHT COUNTER MORTAR RADAR	72,594	72,594
076	CREW	15,446	15,446
077	FMLY OF PERSISTENT SURVEILLANCE CAPABILITIES	0	0
078	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	1,470	1,470
079	CI MODERNIZATION	1,368	1,368
	ELECT EQUIP—TACTICAL SURV. (TAC SURV)		
080	FAAD GBS	7,980	7,980
081	SENTINEL MODS	33,444	33,444
082	SENSE THROUGH THE WALL (STTW)	6,212	0
	Slow execution of prior years appropriations		[-6,212]
083	NIGHT VISION DEVICES	166,516	166,516
084	LONG RANGE ADVANCED SCOUT SURVEILLANCE SYSTEM	0	0
085	NIGHT VISION, THERMAL WPN SIGHT	82,162	82,162
086	SMALL TACTICAL OPTICAL RIFLE MOUNTED MLRF	20,717	20,717
087	COUNTER-ROCKET, ARTILLERY & MORTAR (C-RAM)	0	0
088	BASE EXPEDITARY TARGETING AND SURV SYS	0	0
089	GREEN LASER INTERDICTION SYSTEM (GLIS)	1,014	1,014
090	INDIRECT FIRE PROTECTION FAMILY OF SYSTEMS	29,881	29,881
091	PROFILER	12,482	12,482
092	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	3,075	3,075
093	FORCE XXI BATTLE CMD BRIGADE & BELOW (FBCB2)	0	0
094	JOINT BATTLE COMMAND—PLATFORM (JBC-P)	141,385	141,385
095	LIGHTWEIGHT LASER DESIGNATOR/RANGEFINDER	0	0
096	MOD OF IN-SVC EQUIP (LLDR)	22,403	22,403
097	COMPUTER BALLISTICS: LHMCB XM32	0	0
098	MORTAR FIRE CONTROL SYSTEM	29,505	29,505
099	COUNTERFIRE RADARS	244,409	244,409
100	ENHANCED SENSOR & MONITORING SYSTEM (WMD)	2,426	2,426
	ELECT EQUIP—TACTICAL C2 SYSTEMS		
101	TACTICAL OPERATIONS CENTERS	30,196	30,196
102	FIRE SUPPORT C2 FAMILY	58,903	58,903
103	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM	8,111	8,111
104	FAAD C2	5,031	5,031
105	AIR & MSL DEFENSE PLANNING & CONTROL SYS	64,144	64,144

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
106	KNIGHT FAMILY	11,999	11,999
107	LIFE CYCLE SOFTWARE SUPPORT (LCSS)	1,853	1,853
108	AUTOMATIC IDENTIFICATION TECHNOLOGY	14,377	14,377
109	TC AIMS II	0	0
110	TACTICAL INTERNET MANAGER	0	0
111	NETWORK MANAGEMENT INITIALIZATION AND SERVICE	59,821	59,821
112	MANEUVER CONTROL SYSTEM (MCS)	51,228	51,228
113	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	176,901	176,901
114	RECONNAISSANCE AND SURVEYING INSTRUMENT SET	15,209	15,209
	ELECT EQUIP—AUTOMATION		
115	ARMY TRAINING MODERNIZATION	8,866	8,866
116	AUTOMATED DATA PROCESSING EQUIP	129,438	129,438
117	GENERAL FUND ENTERPRISE BUSINESS SYS FAM	9,184	9,184
118	CSS COMMUNICATIONS	20,639	20,639
119	RESERVE COMPONENT AUTOMATION SYS (RCAS)	35,493	35,493
	ELECT EQUIP—AUDIO VISUAL SYS (A/V)		
120	ITEMS LESS THAN \$5 MILLION (A/V)	8,467	8,467
121	ITEMS LESS THAN \$5 MILLION	5,309	5,309
	ELECT EQUIP—SUPPORT		
122	PRODUCTION BASE SUPPORT (C-E)	586	586
123	BCT NETWORK	0	0
124	DEFENSE RAPID INNOVATION PROGRAM	0	0
	CLASSIFIED PROGRAMS		
124A	CLASSIFIED PROGRAMS	3,435	3,435
	CHEMICAL DEFENSIVE EQUIPMENT		
125	PROTECTIVE SYSTEMS	0	0
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	3,960	3,960
127	BASE DEFENSE SYSTEMS (BDS)	4,374	4,374
128	CBRN SOLDIER PROTECTION	9,259	9,259
129	SMOKE & OBSCURANT FAMILY: SOF (NON AAO ITEM)	0	0
	BRIDGING EQUIPMENT		
130	TACTICAL BRIDGING	35,499	35,499
131	TACTICAL BRIDGE, FLOAT-RIBBON	32,893	32,893
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT		
132	HANDHELD STANDOFF MINEFIELD DETECTION SYS-HST	0	0
133	GRND STANDOFF MINE DETECTN SYSM (GSTAMIDS)	0	0
134	ROBOTIC COMBAT SUPPORT SYSTEM (RCSS)	29,106	29,106
135	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	25,459	25,459
136	REMOTE DEMOLITION SYSTEMS	8,044	8,044
137	<\$5M, COUNTERMINE EQUIPMENT	3,698	3,698
	COMBAT SERVICE SUPPORT EQUIPMENT		
138	HEATERS AND ECU'S	12,210	12,210
139	SOLDIER ENHANCEMENT	6,522	6,522
140	PERSONNEL RECOVERY SUPPORT SYSTEM (PRSS)	11,222	11,222
141	GROUND SOLDIER SYSTEM	103,317	103,317
142	MOUNTED SOLDIER SYSTEM	0	0
143	FORCE PROVIDER	0	0
144	FIELD FEEDING EQUIPMENT	27,417	27,417
145	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	52,065	52,065
146	MORTUARY AFFAIRS SYSTEMS	2,358	2,358
147	FAMILY OF ENGR COMBAT AND CONSTRUCTION SETS	31,573	31,573
148	ITEMS LESS THAN \$5 MILLION	14,093	14,093
	PETROLEUM EQUIPMENT		
149	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	36,266	36,266
	MEDICAL EQUIPMENT		
150	COMBAT SUPPORT MEDICAL	34,101	34,101
151	MEDEVAC MISSION EQUIPMENT PACKAGE (MEP)	20,540	20,540
	MAINTENANCE EQUIPMENT		
152	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	2,495	2,495
153	ITEMS LESS THAN \$5 MILLION (MAINT EQ)	0	0
	CONSTRUCTION EQUIPMENT		
154	GRADER, ROAD MTZD, HVY, 6X4 (CCE)	2,028	2,028
155	SKID STEER LOADER (SSL) FAMILY OF SYSTEM	0	0
156	SCRAPERS, EARTHMOVING	6,146	6,146
157	MISSION MODULES—ENGINEERING	31,200	31,200
158	COMPACTOR	0	0
159	LOADERS	0	0
160	HYDRAULIC EXCAVATOR	0	0
161	TRACTOR, FULL TRACKED	20,867	20,867
162	ALL TERRAIN CRANES	4,003	4,003
163	PLANT, ASPHALT MIXING	3,679	3,679
164	HIGH MOBILITY ENGINEER EXCAVATOR (HMEE)	30,042	30,042
165	ENHANCED RAPID AIRFIELD CONSTRUCTION CAPA	13,725	13,725
166	CONST EQUIP ESP	13,351	13,351
167	ITEMS LESS THAN \$5 MILLION (CONST EQUIP)	9,134	9,134
	RAIL FLOAT CONTAINERIZATION EQUIPMENT		
168	JOINT HIGH SPEED VESSEL (JHSV)	0	0
169	HARBORMASTER COMMAND AND CONTROL CENTER	0	0

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
170	ITEMS LESS THAN \$5 MILLION (FLOAT/RAIL)	10,552	10,552
	GENERATORS		
171	GENERATORS AND ASSOCIATED EQUIP	60,302	60,302
	MATERIAL HANDLING EQUIPMENT		
172	ROUGH TERRAIN CONTAINER HANDLER (RTCH)	0	0
173	FAMILY OF FORKLIFTS	5,895	5,895
174	ALL TERRAIN LIFTING ARMY SYSTEM	0	0
	TRAINING EQUIPMENT		
175	COMBAT TRAINING CENTERS SUPPORT	104,649	104,649
176	TRAINING DEVICES, NONSYSTEM	125,251	125,251
177	CLOSE COMBAT TACTICAL TRAINER	19,984	19,984
178	AVIATION COMBINED ARMS TACTICAL TRAINER	10,977	10,977
179	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING	4,056	4,056
	TEST MEASURE AND DIG EQUIPMENT (TMD)		
180	CALIBRATION SETS EQUIPMENT	10,494	10,494
181	INTEGRATED FAMILY OF TEST EQUIPMENT (IFTE)	45,508	45,508
182	TEST EQUIPMENT MODERNIZATION (TEMOD)	24,334	24,334
	OTHER SUPPORT EQUIPMENT		
183	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	5,078	5,078
184	PHYSICAL SECURITY SYSTEMS (OPA3)	46,301	46,301
185	BASE LEVEL COMMON EQUIPMENT	1,373	1,373
186	MODIFICATION OF IN-SVC EQUIPMENT (OPA-3)	59,141	59,141
187	PRODUCTION BASE SUPPORT (OTH)	2,446	2,446
188	SPECIAL EQUIPMENT FOR USER TESTING	12,920	12,920
189	AMC CRITICAL ITEMS OPA3	19,180	19,180
190	TRACTOR YARD	7,368	7,368
191	UNMANNED GROUND VEHICLE	83,937	71,937
	Transfer to PE 0604641A at Army request		[-12,000]
192	TRAINING LOGISTICS MANAGEMENT	0	0
	OPA2		
193	INITIAL SPARES—C&E	64,507	64,507
	TOTAL, OTHER PROCUREMENT, ARMY	6,326,245	6,307,033
	JOINT IMPR EXPLOSIVE DEV DEFEAT FUND		
	NETWORK ATTACK		
001	ATTACK THE NETWORK	0	0
	JIEDDO DEVICE DEFEAT		
002	DEFEAT THE DEVICE	0	0
	FORCE TRAINING		
003	TRAIN THE FORCE	0	0
	STAFF AND INFRASTRUCTURE		
004	OPERATIONS	227,414	0
	Transfer to OCO		[-227,414]
	TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND	227,414	0
	AIRCRAFT PROCUREMENT, NAVY		
	COMBAT AIRCRAFT		
001	EA-18G	1,027,443	1,027,443
002	ADVANCE PROCUREMENT (CY)	0	0
003	F/A-18E/F (FIGHTER) HORNET	2,035,131	2,035,131
004	ADVANCE PROCUREMENT (CY)	30,296	90,296
	Retain option for additional FY 14 aircraft		[60,000]
005	JOINT STRIKE FIGHTER CV	1,007,632	1,007,632
006	ADVANCE PROCUREMENT (CY)	65,180	65,180
007	JSP SPOVL	1,404,737	1,404,737
008	ADVANCE PROCUREMENT (CY)	106,199	106,199
009	V-22 (MEDIUM LIFT)	1,303,120	1,303,120
010	ADVANCE PROCUREMENT (CY)	154,202	154,202
011	H-1 UPGRADES (UH-1Y/AH-1Z)	720,933	720,933
012	ADVANCE PROCUREMENT (CY)	69,658	69,658
013	MH-60S (MYP)	384,792	384,792
014	ADVANCE PROCUREMENT (CY)	69,277	69,277
015	MH-60R (MYP)	656,866	656,866
016	ADVANCE PROCUREMENT (CY)	185,896	185,896
017	P-8A POSEIDON	2,420,755	2,420,755
018	ADVANCE PROCUREMENT (CY)	325,679	325,679
019	E-2D ADV HAWKEYE	861,498	861,498
020	ADVANCE PROCUREMENT (CY)	123,179	123,179
	AIRLIFT AIRCRAFT		
021	C-40A	0	0
	TRAINER AIRCRAFT		
022	JPATS	278,884	278,884
	OTHER AIRCRAFT		
023	KC-130J	3,000	3,000
024	ADVANCE PROCUREMENT (CY)	22,995	22,995
025	ADVANCE PROCUREMENT (CY)	51,124	51,124
026	MQ-8 UAV	124,573	124,573
027	STUASL0 UAV	9,593	9,593

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
MODIFICATION OF AIRCRAFT			
028	EA-6 SERIES	30,062	30,062
029	AEA SYSTEMS	49,999	49,999
030	AV-8 SERIES	38,703	38,703
031	ADVERSARY	4,289	4,289
032	F-18 SERIES	647,306	647,306
033	H-46 SERIES	2,343	2,343
034	AH-1W SERIES	8,721	8,721
035	H-53 SERIES	45,567	45,567
036	SH-60 SERIES	83,527	83,527
037	H-1 SERIES	6,508	6,508
038	EP-3 SERIES	66,374	66,374
039	P-3 SERIES	148,405	148,405
040	E-2 SERIES	16,322	16,322
041	TRAINER A/C SERIES	34,284	34,284
042	C-2A	4,743	4,743
043	C-130 SERIES	60,302	60,302
044	FEWSG	670	670
045	CARGO/TRANSPORT A/C SERIES	26,311	26,311
046	E-6 SERIES	158,332	158,332
047	EXECUTIVE HELICOPTERS SERIES	58,163	58,163
048	SPECIAL PROJECT AIRCRAFT	12,421	12,421
049	T-45 SERIES	64,488	64,488
050	POWER PLANT CHANGES	21,569	21,569
051	JPATS SERIES	1,552	1,552
052	AVIATION LIFE SUPPORT MODS	2,473	2,473
053	COMMON ECM EQUIPMENT	114,690	114,690
054	COMMON AVIONICS CHANGES	96,183	96,183
055	COMMON DEFENSIVE WEAPON SYSTEM	0	0
056	ID SYSTEMS	39,846	39,846
057	P-8 SERIES	5,302	5,302
058	MAGTF EW FOR AVIATION	34,127	34,127
059	RQ-7 SERIES	49,324	49,324
060	V-22 (TILT/ROTOR ACFT) OSPREY	95,856	95,856
AIRCRAFT SPARES AND REPAIR PARTS			
061	SPARES AND REPAIR PARTS	1,166,430	1,166,430
AIRCRAFT SUPPORT EQUIP & FACILITIES			
062	COMMON GROUND EQUIPMENT	387,195	387,195
063	AIRCRAFT INDUSTRIAL FACILITIES	23,469	23,469
064	WAR CONSUMABLES	43,383	43,383
065	OTHER PRODUCTION CHARGES	3,399	3,399
066	SPECIAL SUPPORT EQUIPMENT	32,274	32,274
067	FIRST DESTINATION TRANSPORTATION	1,742	1,742
068	CANCELLED ACCOUNT ADJUSTMENTS	0	0
	TOTAL, AIRCRAFT PROCUREMENT, NAVY	17,129,296	17,189,296
WEAPONS PROCUREMENT, NAVY			
MODIFICATION OF MISSILES			
001	TRIDENT II MODS	1,224,683	1,224,683
SUPPORT EQUIPMENT & FACILITIES			
002	MISSILE INDUSTRIAL FACILITIES	5,553	5,553
STRATEGIC MISSILES			
003	TOMAHAWK	308,970	308,970
TACTICAL MISSILES			
004	AMRAAM	102,683	102,683
005	SIDEWINDER	80,226	80,226
006	JSOW	127,609	127,609
007	STANDARD MISSILE	399,482	399,482
008	RAM	66,769	66,769
009	HELLFIRE	74,501	74,501
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)	0	0
011	AERIAL TARGETS	61,518	61,518
012	OTHER MISSILE SUPPORT	3,585	3,585
MODIFICATION OF MISSILES			
013	ESSM	58,194	58,194
014	HARM MODS	86,721	86,721
015	STANDARD MISSILES MODS	0	0
SUPPORT EQUIPMENT & FACILITIES			
016	WEAPONS INDUSTRIAL FACILITIES	2,014	2,014
017	FLEET SATELLITE COMM FOLLOW-ON	21,454	21,454
ORDNANCE SUPPORT EQUIPMENT			
018	ORDNANCE SUPPORT EQUIPMENT	54,945	54,945
TORPEDOES AND RELATED EQUIP			
019	SSTD	2,700	2,700
020	ASW TARGETS	10,385	10,385
MOD OF TORPEDOES AND RELATED EQUIP			
021	MK-54 TORPEDO MODS	74,487	74,487
022	MK-48 TORPEDO ADCAP MODS	54,281	54,281

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(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
023	QUICKSTRIKE MINE	6,852	6,852
	SUPPORT EQUIPMENT		
024	TORPEDO SUPPORT EQUIPMENT	46,402	46,402
025	ASW RANGE SUPPORT	11,927	11,927
	DESTINATION TRANSPORTATION		
026	FIRST DESTINATION TRANSPORTATION	3,614	3,614
	GUNS AND GUN MOUNTS		
027	SMALL ARMS AND WEAPONS	12,594	12,594
	MODIFICATION OF GUNS AND GUN MOUNTS		
028	CIWS MODS	59,303	67,003
	Buy additional ordnance alteration kits		[7,700]
029	COAST GUARD WEAPONS	19,072	19,072
030	GUN MOUNT MODS	54,706	54,706
031	CRUISER MODERNIZATION WEAPONS	1,591	1,591
032	AIRBORNE MINE NEUTRALIZATION SYSTEMS	20,607	20,607
	OTHER		
033	CANCELLED ACCOUNT ADJUSTMENTS	0	0
	SPARES AND REPAIR PARTS		
034	SPARES AND REPAIR PARTS	60,150	60,150
	TOTAL, WEAPONS PROCUREMENT, NAVY	3,117,578	3,125,278
	PROCUREMENT OF AMMO, NAVY & MC		
	NAVY AMMUNITION		
001	GENERAL PURPOSE BOMBS	27,024	27,024
002	AIRBORNE ROCKETS, ALL TYPES	56,575	56,575
003	MACHINE GUN AMMUNITION	21,266	21,266
004	PRACTICE BOMBS	34,319	34,319
005	CARTRIDGES & CART ACTUATED DEVICES	53,755	53,755
006	AIR EXPENDABLE COUNTERMEASURES	61,693	61,693
007	JATOS	2,776	2,776
008	LRLAP 6" LONG RANGE ATTACK PROJECTILE	7,102	7,102
009	5 INCH/54 GUN AMMUNITION	48,320	48,320
010	INTERMEDIATE CALIBER GUN AMMUNITION	25,544	25,544
011	OTHER SHIP GUN AMMUNITION	41,624	41,624
012	SMALL ARMS & LANDING PARTY AMMO	63,893	63,893
013	PYROTECHNIC AND DEMOLITION	11,176	11,176
014	AMMUNITION LESS THAN \$5 MILLION	4,116	4,116
	MARINE CORPS AMMUNITION		
015	SMALL ARMS AMMUNITION	83,733	83,733
016	LINEAR CHARGES, ALL TYPES	24,645	24,645
017	40MM, ALL TYPES	16,201	16,201
018	60MM, ALL TYPES	0	0
019	81MM, ALL TYPES	13,711	3,711
	Decrease for excess		[-10,000]
020	120MM, ALL TYPES	12,557	12,557
021	CTG 25MM, ALL TYPES	0	0
022	GRENADES, ALL TYPES	7,634	7,134
	Decrease for excess		[-500]
023	ROCKETS, ALL TYPES	27,528	27,528
024	ARTILLERY, ALL TYPES	93,065	93,065
025	DEMOLITION MUNITIONS, ALL TYPES	2,047	47
	Decrease for excess		[-2,000]
026	FUZE, ALL TYPES	5,297	5,297
027	NON LETHALS	1,362	1,362
028	AMMO MODERNIZATION	4,566	4,566
029	ITEMS LESS THAN \$5 MILLION	6,010	6,010
	PRIOR YEAR SAVINGS		
029B	PRIOR YEAR SAVINGS		-88,300
	Ammunition change in requirements		[-88,300]
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC	759,539	658,739
	SHIPBUILDING & CONVERSION, NAVY		
	OTHER WARSHIPS		
001	CARRIER REPLACEMENT PROGRAM	608,195	608,195
002	ADVANCE PROCUREMENT (CY)	0	0
003	VIRGINIA CLASS SUBMARINE	3,217,601	3,217,601
004	ADVANCE PROCUREMENT (CY)	874,878	1,652,557
	Advance procurement for 2nd SSN in FY 14		[777,679]
005	CVN REFUELING OVERHAULS	1,613,392	1,613,392
006	ADVANCE PROCUREMENT (CY)	70,010	70,010
007	SSBN ERO	0	0
008	DDG 1000	669,222	669,222
009	DDG-51	3,048,658	3,048,658
010	ADVANCE PROCUREMENT (CY)	466,283	466,283
011	LITTORAL COMBAT SHIP	1,784,959	1,784,959
012	ADVANCE PROCUREMENT (CY)	0	0

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
AMPHIBIOUS SHIPS			
013	LPD-17	0	0
014	LHA REPLACEMENT	0	0
015	JOINT HIGH SPEED VESSEL	189,196	189,196
AUXILIARIES, CRAFT AND PRIOR YR PROGRAM COST			
016	OCEANOGRAPHIC SHIPS	0	0
017	ADVANCE PROCUREMENT (CY)	307,300	307,300
018	OUTFITTING	309,648	309,648
019	SERVICE CRAFT	0	0
020	LCAC SLEP	47,930	47,930
021	COMPLETION OF PY SHIPBUILDING PROGRAMS	372,573	372,573
	TOTAL, SHIPBUILDING & CONVERSION, NAVY	13,579,845	14,357,524
OTHER PROCUREMENT, NAVY			
SHIP PROPULSION EQUIPMENT			
001	LM-2500 GAS TURBINE	10,658	10,658
002	ALLISON 501K GAS TURBINE	8,469	8,469
NAVIGATION EQUIPMENT			
003	OTHER NAVIGATION EQUIPMENT	23,392	23,392
PERISCOPES			
004	SUB PERISCOPES & IMAGING EQUIP	53,809	53,809
OTHER SHIPBOARD EQUIPMENT			
005	DDG MOD	452,371	452,371
006	FIREFIGHTING EQUIPMENT	16,958	16,958
007	COMMAND AND CONTROL SWITCHBOARD	2,492	2,492
008	POLLUTION CONTROL EQUIPMENT	20,707	20,707
009	SUBMARINE SUPPORT EQUIPMENT	12,046	12,046
010	VIRGINIA CLASS SUPPORT EQUIPMENT	79,870	79,870
011	LCS CLASS SUPPORT EQUIPMENT	19,865	19,865
012	SUBMARINE BATTERIES	41,522	41,522
013	LPD CLASS SUPPORT EQUIPMENT	30,543	30,543
014	STRATEGIC PLATFORM SUPPORT EQUIP	16,257	16,257
015	DSSP EQUIPMENT	3,630	3,630
016	CG MODERNIZATION	101,000	101,000
017	LCAC	16,645	16,645
018	UNDERWATER EOD PROGRAMS	35,446	35,446
019	ITEMS LESS THAN \$5 MILLION	65,998	65,998
020	CHEMICAL WARFARE DETECTORS	4,359	4,359
021	SUBMARINE LIFE SUPPORT SYSTEM	10,218	10,218
REACTOR PLANT EQUIPMENT			
022	REACTOR POWER UNITS	286,859	286,859
023	REACTOR COMPONENTS	278,503	278,503
OCEAN ENGINEERING			
024	DIVING AND SALVAGE EQUIPMENT	8,998	8,998
SMALL BOATS			
025	STANDARD BOATS	30,131	30,131
TRAINING EQUIPMENT			
026	OTHER SHIPS TRAINING EQUIPMENT	29,772	29,772
PRODUCTION FACILITIES EQUIPMENT			
027	OPERATING FORCES IPE	64,346	64,346
OTHER SHIP SUPPORT			
028	NUCLEAR ALTERATIONS	154,652	154,652
029	LCS COMMON MISSION MODULES EQUIPMENT	31,319	31,319
030	LCS MCM MISSION MODULES	38,392	38,392
031	LCS SUW MISSION MODULES	32,897	32,897
LOGISTIC SUPPORT			
032	LSD MIDLIFE	49,758	49,758
SHIP RADARS			
033	RADAR SUPPORT	0	0
034	SPQ-9B RADAR	19,777	19,777
035	AN/SQQ-89 SURF ASW COMBAT SYSTEM	89,201	89,201
036	SSN ACOUSTICS	190,874	190,874
037	UNDERSEA WARFARE SUPPORT EQUIPMENT	17,035	17,035
038	SONAR SWITCHES AND TRANSDUCERS	13,410	13,410
039	ELECTRONIC WARFARE MILDEC	0	0
ASW ELECTRONIC EQUIPMENT			
040	SUBMARINE ACOUSTIC WARFARE SYSTEM	21,489	21,489
041	SSTD	10,716	10,716
042	FIXED SURVEILLANCE SYSTEM	98,896	98,896
043	SURTASS	2,774	2,774
044	MARITIME PATROL AND RECONNAISSANCE FORCE	18,428	18,428
ELECTRONIC WARFARE EQUIPMENT			
045	AN/SLQ-32	92,270	92,270
RECONNAISSANCE EQUIPMENT			
046	SHIPBOARD IW EXPLOIT	107,060	107,060
047	AUTOMATED IDENTIFICATION SYSTEM (AIS)	914	914
SUBMARINE SURVEILLANCE EQUIPMENT			
048	SUBMARINE SUPPORT EQUIPMENT PROG	34,050	34,050

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Line	Item	FY 2013 Request	Senate Authorized
OTHER SHIP ELECTRONIC EQUIPMENT			
049	COOPERATIVE ENGAGEMENT CAPABILITY	27,881	27,881
050	TRUSTED INFORMATION SYSTEM (TIS)	448	448
051	NAVAL TACTICAL COMMAND SUPPORT SYSTEM (NTCSS)	35,732	35,732
052	ATDLS	0	0
053	NAVY COMMAND AND CONTROL SYSTEM (NCCS)	9,533	9,533
054	MINESWEEPING SYSTEM REPLACEMENT	60,111	60,111
055	SHALLOW WATER MCM	6,950	6,950
056	NAVSTAR GPS RECEIVERS (SPACE)	9,089	9,089
057	AMERICAN FORCES RADIO AND TV SERVICE	7,768	7,768
058	STRATEGIC PLATFORM SUPPORT EQUIP	3,614	3,614
TRAINING EQUIPMENT			
059	OTHER TRAINING EQUIPMENT	42,911	42,911
AVIATION ELECTRONIC EQUIPMENT			
060	MATCALs	5,861	5,861
061	SHIPBOARD AIR TRAFFIC CONTROL	8,362	8,362
062	AUTOMATIC CARRIER LANDING SYSTEM	15,685	15,685
063	NATIONAL AIR SPACE SYSTEM	16,919	16,919
064	FLEET AIR TRAFFIC CONTROL SYSTEMS	6,828	6,828
065	LANDING SYSTEMS	7,646	7,646
066	ID SYSTEMS	35,474	35,474
067	NAVAL MISSION PLANNING SYSTEMS	9,958	9,958
OTHER SHORE ELECTRONIC EQUIPMENT			
068	DEPLOYABLE JOINT COMMAND AND CONT	9,064	9,064
069	MARITIME INTEGRATED BROADCAST SYSTEM	16,026	16,026
070	TACTICAL/MOBILE C4I SYSTEMS	11,886	11,886
071	DCGS-N	11,887	11,887
072	CANES	341,398	341,398
073	RADLAC	8,083	8,083
074	CANES-INTELL	79,427	79,427
075	GPETE	6,083	6,083
076	INTEG COMBAT SYSTEM TEST FACILITY	4,495	4,495
077	EMI CONTROL INSTRUMENTATION	4,767	4,767
078	ITEMS LESS THAN \$5 MILLION	81,755	81,755
SHIPBOARD COMMUNICATIONS			
079	SHIPBOARD TACTICAL COMMUNICATIONS	0	0
080	SHIP COMMUNICATIONS AUTOMATION	56,870	56,870
081	MARITIME DOMAIN AWARENESS (MDA)	1,063	1,063
082	COMMUNICATIONS ITEMS UNDER \$5M	28,522	28,522
083	SUBMARINE BROADCAST SUPPORT	4,183	4,183
084	SUBMARINE COMMUNICATION EQUIPMENT	69,025	69,025
SATELLITE COMMUNICATIONS			
085	SATELLITE COMMUNICATIONS SYSTEMS	49,294	49,294
086	NAVY MULTIBAND TERMINAL (NMT)	184,825	184,825
SHORE COMMUNICATIONS			
087	JCS COMMUNICATIONS EQUIPMENT	2,180	2,180
088	ELECTRICAL POWER SYSTEMS	1,354	1,354
089	NAVAL SHORE COMMUNICATIONS	0	0
CRYPTOGRAPHIC EQUIPMENT			
090	INFO SYSTEMS SECURITY PROGRAM (ISSP)	144,104	144,104
CRYPTOLOGIC EQUIPMENT			
091	CRYPTOLOGIC COMMUNICATIONS EQUIP	12,604	12,604
OTHER ELECTRONIC SUPPORT			
092	COAST GUARD EQUIPMENT	6,680	6,680
093	DEFENSE RAPID INNOVATION PROGRAM	0	0
DRUG INTERDICTION SUPPORT			
094	OTHER DRUG INTERDICTION SUPPORT	0	0
SONOBUOYS			
095	SONOBUOYS—ALL TYPES	104,677	104,677
AIRCRAFT SUPPORT EQUIPMENT			
096	WEAPONS RANGE SUPPORT EQUIPMENT	70,753	70,753
097	EXPEDITIONARY AIRFIELDS	8,678	8,678
098	AIRCRAFT REARMING EQUIPMENT	11,349	11,349
099	AIRCRAFT LAUNCH & RECOVERY EQUIPMENT	82,618	82,618
100	METEOROLOGICAL EQUIPMENT	18,339	18,339
101	DCRS/DPL	1,414	1,414
102	AVIATION LIFE SUPPORT	40,475	40,475
103	AIRBORNE MINE COUNTERMEASURES	61,552	61,552
104	LAMPS MK III SHIPBOARD EQUIPMENT	18,771	18,771
105	PORTABLE ELECTRONIC MAINTENANCE AIDS	7,954	7,954
106	OTHER AVIATION SUPPORT EQUIPMENT	10,023	10,023
107	AUTONOMIC LOGISTICS INFORMATION SYSTEM (ALIS)	3,826	3,826
SHIP GUN SYSTEM EQUIPMENT			
108	NAVAL FIRES CONTROL SYSTEM	3,472	3,472
109	GUN FIRE CONTROL EQUIPMENT	4,528	4,528
SHIP MISSILE SYSTEMS EQUIPMENT			
110	NATO SEASPARROW	8,960	8,960
111	RAM GMLS	1,185	1,185

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Line	Item	FY 2013 Request	Senate Authorized
112	SHIP SELF DEFENSE SYSTEM	55,371	55,371
113	AEGIS SUPPORT EQUIPMENT	81,614	81,614
114	TOMAHAWK SUPPORT EQUIPMENT	77,767	77,767
115	VERTICAL LAUNCH SYSTEMS	754	754
116	MARITIME INTEGRATED PLANNING SYSTEM—MIPS	4,965	4,965
	FBM SUPPORT EQUIPMENT		
117	STRATEGIC MISSILE SYSTEMS EQUIP	181,049	181,049
118	SSN COMBAT CONTROL SYSTEMS	71,316	71,316
119	SUBMARINE ASW SUPPORT EQUIPMENT	4,018	4,018
120	SURFACE ASW SUPPORT EQUIPMENT	6,465	6,465
121	ASW RANGE SUPPORT EQUIPMENT	47,930	47,930
	OTHER ORDNANCE SUPPORT EQUIPMENT		
122	EXPLOSIVE ORDNANCE DISPOSAL EQUIP	3,579	3,579
123	ITEMS LESS THAN \$5 MILLION	3,125	3,125
	OTHER EXPENDABLE ORDNANCE		
124	ANTI-SHIP MISSILE DECOY SYSTEM	31,743	31,743
125	SURFACE TRAINING DEVICE MODS	34,174	34,174
126	SUBMARINE TRAINING DEVICE MODS	23,450	23,450
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
127	PASSENGER CARRYING VEHICLES	7,158	7,158
128	GENERAL PURPOSE TRUCKS	3,325	3,325
129	CONSTRUCTION & MAINTENANCE EQUIP	8,692	8,692
130	FIRE FIGHTING EQUIPMENT	14,533	14,533
131	TACTICAL VEHICLES	15,330	15,330
132	AMPHIBIOUS EQUIPMENT	10,803	10,803
133	POLLUTION CONTROL EQUIPMENT	7,265	7,265
134	ITEMS UNDER \$5 MILLION	15,252	15,252
135	PHYSICAL SECURITY VEHICLES	1,161	1,161
	SUPPLY SUPPORT EQUIPMENT		
136	MATERIALS HANDLING EQUIPMENT	15,204	15,204
137	OTHER SUPPLY SUPPORT EQUIPMENT	6,330	6,330
138	FIRST DESTINATION TRANSPORTATION	6,539	6,539
139	SPECIAL PURPOSE SUPPLY SYSTEMS	34,804	34,804
	TRAINING DEVICES		
140	TRAINING SUPPORT EQUIPMENT	25,444	25,444
	COMMAND SUPPORT EQUIPMENT		
141	COMMAND SUPPORT EQUIPMENT	43,165	43,165
142	EDUCATION SUPPORT EQUIPMENT	2,251	2,251
143	MEDICAL SUPPORT EQUIPMENT	3,148	3,148
146	NAVAL MIP SUPPORT EQUIPMENT	3,502	3,502
148	OPERATING FORCES SUPPORT EQUIPMENT	15,696	15,696
149	C4ISR EQUIPMENT	4,344	4,344
150	ENVIRONMENTAL SUPPORT EQUIPMENT	19,492	19,492
151	PHYSICAL SECURITY EQUIPMENT	177,149	177,149
152	ENTERPRISE INFORMATION TECHNOLOGY	183,995	183,995
	CLASSIFIED PROGRAMS		
152A	CLASSIFIED PROGRAMS	13,063	13,063
	SPARES AND REPAIR PARTS		
153	SPARES AND REPAIR PARTS	250,718	250,718
	TOTAL, OTHER PROCUREMENT, NAVY	6,169,378	6,169,378
	PROCUREMENT, MARINE CORPS		
	TRACKED COMBAT VEHICLES		
001	AAV7A1 PIP	16,089	16,089
002	LAV PIP	186,216	46,216
	LAV procurement acquisition objective change		[-140,000]
	ARTILLERY AND OTHER WEAPONS		
003	EXPEDITIONARY FIRE SUPPORT SYSTEM	2,502	2,502
004	155MM LIGHTWEIGHT TOWED HOWITZER	17,913	17,913
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	47,999	47,999
006	WEAPONS AND COMBAT VEHICLES UNDER \$5 MILLION	17,706	17,706
	OTHER SUPPORT		
007	MODIFICATION KITS	48,040	48,040
008	WEAPONS ENHANCEMENT PROGRAM	4,537	4,537
	GUIDED MISSILES		
009	GROUND BASED AIR DEFENSE	11,054	11,054
010	JAVELIN	0	0
011	FOLLOW ON TO SMAW	19,650	19,650
012	ANTI-ARMOR WEAPONS SYSTEM-HEAVY (AAWS-H)	20,708	20,708
	OTHER SUPPORT		
013	MODIFICATION KITS	0	0
	COMMAND AND CONTROL SYSTEMS		
014	UNIT OPERATIONS CENTER	1,420	1,420
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	25,127	25,127
	OTHER SUPPORT (TEL)		
016	COMBAT SUPPORT SYSTEM	25,822	25,822
017	MODIFICATION KITS	2,831	2,831

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Line	Item	FY 2013 Request	Senate Authorized
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
018	ITEMS UNDER \$5 MILLION (COMM & ELEC)	5,498	5,498
019	AIR OPERATIONS C2 SYSTEMS	11,290	11,290
	RADAR + EQUIPMENT (NON-TEL)		
020	RADAR SYSTEMS	128,079	128,079
021	RQ-21 UAS	27,619	27,619
	INTELL/COMM EQUIPMENT (NON-TEL)		
022	FIRE SUPPORT SYSTEM	7,319	7,319
023	INTELLIGENCE SUPPORT EQUIPMENT	7,466	7,466
025	RQ-11 UAV	2,318	2,318
026	DCGS-MC	18,291	18,291
	OTHER COMM/ELEC EQUIPMENT (NON-TEL)		
029	NIGHT VISION EQUIPMENT	48,084	48,084
	OTHER SUPPORT (NON-TEL)		
030	COMMON COMPUTER RESOURCES	206,708	206,708
031	COMMAND POST SYSTEMS	35,190	35,190
032	RADIO SYSTEMS	89,059	89,059
033	COMM SWITCHING & CONTROL SYSTEMS	22,500	22,500
034	COMM & ELEC INFRASTRUCTURE SUPPORT	42,625	42,625
	CLASSIFIED PROGRAMS		
035A	CLASSIFIED PROGRAMS	2,290	2,290
	ADMINISTRATIVE VEHICLES		
035	COMMERCIAL PASSENGER VEHICLES	2,877	2,877
036	COMMERCIAL CARGO VEHICLES	13,960	13,960
	TACTICAL VEHICLES		
037	5/4T TRUCK HMMWV (MYP)	8,052	8,052
038	MOTOR TRANSPORT MODIFICATIONS	50,269	50,269
039	MEDIUM TACTICAL VEHICLE REPLACEMENT	0	0
040	LOGISTICS VEHICLE SYSTEM REP	37,262	37,262
041	FAMILY OF TACTICAL TRAILERS	48,160	48,160
042	TRAILERS	0	0
	OTHER SUPPORT		
043	ITEMS LESS THAN \$5 MILLION	6,705	6,705
	ENGINEER AND OTHER EQUIPMENT		
044	ENVIRONMENTAL CONTROL EQUIP ASSORT	13,576	13,576
045	BULK LIQUID EQUIPMENT	16,869	16,869
046	TACTICAL FUEL SYSTEMS	19,108	19,108
047	POWER EQUIPMENT ASSORTED	56,253	56,253
048	AMPHIBIOUS SUPPORT EQUIPMENT	13,089	13,089
049	EOD SYSTEMS	73,699	73,699
	MATERIALS HANDLING EQUIPMENT		
050	PHYSICAL SECURITY EQUIPMENT	3,510	3,510
051	GARRISON MOBILE ENGINEER EQUIPMENT (GMEE)	11,490	11,490
052	MATERIAL HANDLING EQUIP	20,659	20,659
053	FIRST DESTINATION TRANSPORTATION	132	132
	GENERAL PROPERTY		
054	FIELD MEDICAL EQUIPMENT	31,068	31,068
055	TRAINING DEVICES	45,895	45,895
056	CONTAINER FAMILY	5,801	5,801
057	FAMILY OF CONSTRUCTION EQUIPMENT	23,939	23,939
058	FAMILY OF INTERNALLY TRANSPORTABLE VEH (ITV)	0	0
059	BRIDGE BOATS	0	0
060	RAPID DEPLOYABLE KITCHEN	8,365	8,365
	OTHER SUPPORT		
061	ITEMS LESS THAN \$5 MILLION	7,077	7,077
	SPARES AND REPAIR PARTS		
062	SPARES AND REPAIR PARTS	3,190	3,190
	PRIOR YEAR SAVINGS		
062A	PRIOR YEAR SAVINGS		-135,200
	LAV procurement acquisition objective change PY		[-135,200]
	TOTAL, PROCUREMENT, MARINE CORPS	1,622,955	1,347,755
	AIRCRAFT PROCUREMENT, AIR FORCE		
	TACTICAL FORCES		
001	F-35	3,124,302	3,124,302
002	ADVANCE PROCUREMENT (CY)	293,400	293,400
003	F-22A	0	0
004	C-17A (MYP)	0	0
	OTHER AIRLIFT		
005	C-130J	68,373	68,373
006	ADVANCE PROCUREMENT (CY)	0	0
007	HC-130J	152,212	152,212
008	ADVANCE PROCUREMENT (CY)	0	0
009	MC-130J	374,866	374,866
010	ADVANCE PROCUREMENT (CY)	0	0
011	HC/MC-130 RECAP	0	0

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Line	Item	FY 2013 Request	Senate Authorized
012	C-27J	0	0
	UPT TRAINERS		
013	LIGHT MOBILITY AIRCRAFT	0	0
014	USAFA POWERED FLIGHT PROGRAM	0	0
	HELICOPTERS		
015	HH-60 LOSS REPLACEMENT/RECAP	60,596	60,596
016	COMMON VERTICAL LIFT SUPPORT PLATFORM (CVLSP)	0	0
017	CV-22 (MYP)	294,220	294,220
018	ADVANCE PROCUREMENT (CY)	15,000	15,000
	MISSION SUPPORT AIRCRAFT		
019	CIVIL AIR PATROL A/C	2,498	2,498
020	LIGHT ATTACK ARMED RECON ACFT	0	0
021	RQ-11	0	0
022	STUASL0	0	0
	OTHER AIRCRAFT		
023	INTERIM GATEWAY	0	0
024	TARGET DRONES	129,866	129,866
025	C-37A	0	0
026	RQ-4	75,000	75,000
027	ADVANCE PROCUREMENT (CY)	0	0
028	AC-130J	163,970	163,970
029	ADVANCE PROCUREMENT (CY)	0	0
030	MQ-9	553,530	553,530
031	RQ-4 BLOCK 40 PROC	11,654	11,654
	STRATEGIC AIRCRAFT		
032	B-2A	82,296	82,296
033	B-1B	149,756	149,756
034	B-52	9,781	9,781
035	LARGE AIRCRAFT INFRARED COUNTERMEASURES	28,800	28,800
	TACTICAL AIRCRAFT		
036	A-10	89,919	89,919
037	F-15	148,378	148,378
038	F-16	6,896	6,896
039	F-22A	283,871	283,871
040	F-35 MODIFICATIONS	147,995	147,995
	AIRLIFT AIRCRAFT		
041	C-5	6,967	6,967
042	ADVANCE PROCUREMENT (CY)	0	0
043	C-5M	944,819	944,819
044	ADVANCE PROCUREMENT (CY)	175,800	175,800
045	C-9C	0	0
046	C-17A	205,079	205,079
047	C-21	199	199
048	C-32A	1,750	1,750
049	C-37A	445	445
050	C-130 AMP	0	0
	TRAINER AIRCRAFT		
051	GLIDER MODS	126	126
052	T-6	15,494	15,494
053	T-1	272	272
054	T-38	20,455	20,455
	OTHER AIRCRAFT		
055	U-2 MODS	0	0
056	U-2 MODS	44,477	44,477
057	KC-10A (ATCA)	46,921	46,921
058	C-12	1,876	1,876
059	MC-12W	17,054	17,054
060	C-20 MODS	243	243
061	VC-25A MOD	11,185	11,185
062	C-40	243	243
063	C-130	67,853	67,853
064	C-130 INTEL	0	0
065	C-130J MODS	70,555	70,555
066	C-135	46,707	46,707
067	COMPASS CALL MODS	50,024	50,024
068	RC-135	165,237	165,237
069	E-3	193,099	193,099
070	E-4	47,616	47,616
071	E-8	59,320	71,320
	Restart production line for the JSTARS re-engining program		[12,000]
072	H-1	5,449	5,449
073	H-60	26,227	26,227
074	RQ-4 MODS	9,257	9,257
075	HC/MC-130 MODIFICATIONS	22,326	22,326
076	OTHER AIRCRAFT	18,832	18,832
077	MQ-1 MODS	30,861	30,861
078	MQ-9 MODS	238,360	238,360
079	MQ-9 UAS PAYLOADS	93,461	93,461

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Line	Item	FY 2013 Request	Senate Authorized
080	CV-22 MODS	23,881	23,881
	AIRCRAFT SPARES AND REPAIR PARTS		
081	INITIAL SPARES/REPAIR PARTS	729,691	729,691
	COMMON SUPPORT EQUIPMENT		
082	AIRCRAFT REPLACEMENT SUPPORT EQUIP	56,542	56,542
	POST PRODUCTION SUPPORT		
083	A-10	5,100	5,100
084	B-1	965	965
085	B-2A	0	0
086	B-2A	47,580	47,580
087	C-5	0	0
088	KC-10A (ATCA)	13,100	13,100
089	C-17A	181,703	181,703
090	C-130	31,830	31,830
091	C-135	13,434	13,434
092	F-15	2,363	2,363
093	F-16	8,506	8,506
094	HH-60 PPS	0	0
095	T-6	0	0
096	OTHER AIRCRAFT	9,522	9,522
	INDUSTRIAL PREPAREDNESS		
097	INDUSTRIAL RESPONSIVENESS	20,731	20,731
	WAR CONSUMABLES		
098	WAR CONSUMABLES	89,727	89,727
	OTHER PRODUCTION CHARGES		
099	OTHER PRODUCTION CHARGES	842,392	842,392
	DARP		
103	U-2	0	0
	CLASSIFIED PROGRAMS		
103A	CLASSIFIED PROGRAMS	20,164	20,164
	PRIOR YEAR SAVINGS		
103B	PRIOR YEAR SAVINGS		-920,748
	Light attack armed reconnaissance (LAAR) cancellation		[-115,049]
	Light mobility aircraft cancellation		[-65,296]
	Common vertical lift support platform (CVLSP) cancellation		[-52,800]
	C-130 AMP cancellation		[-207,163]
	RQ-4 Global Hawk Block 30 cancellation		[-480,440]
	TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE	11,002,999	10,094,251
	MISSILE PROCUREMENT, AIR FORCE		
	MISSILE REPLACEMENT EQUIPMENT—BALLISTIC		
001	MISSILE REPLACEMENT EQ-BALLISTIC	56,906	56,906
	TACTICAL		
002	JASSM	240,399	240,399
003	SIDEWINDER (AIM-9X)	88,020	88,020
004	AMRAAM	229,637	229,637
005	PREDATOR HELLFIRE MISSILE	47,675	47,675
006	SMALL DIAMETER BOMB	42,000	42,000
	INDUSTRIAL FACILITIES		
007	INDUSTRIAL PREPAREDNESS/POL PREVENTION	744	744
	CLASS IV		
008	ADVANCED CRUISE MISSILE	0	0
009	MM III MODIFICATIONS	54,794	54,794
010	AGM-65D MAVERICK	271	271
011	AGM-88A HARM	23,240	23,240
012	AIR LAUNCH CRUISE MISSILE (ALCM)	13,620	13,620
013	SMALL DIAMETER BOMB	5,000	5,000
	MISSILE SPARES AND REPAIR PARTS		
014	INITIAL SPARES/REPAIR PARTS	74,373	74,373
	SPACE PROGRAMS		
015	ADVANCED EHF	557,205	557,205
016	ADVANCE PROCUREMENT (CY)	0	0
017	WIDEBAND GAPFILLER SATELLITES(SPACE)	36,835	36,835
018	ADVANCE PROCUREMENT (CY)	0	0
019	GPS III SPACE SEGMENT	410,294	410,294
020	ADVANCE PROCUREMENT (CY)	82,616	82,616
021	SPACEBORNE EQUIP (COMSEC)	10,554	10,554
022	GLOBAL POSITIONING (SPACE)	58,147	58,147
023	DEF METEOROLOGICAL SAT PROG(SPACE)	89,022	89,022
024	EVOLVED EXPENDABLE LAUNCH VEH(SPACE)	1,679,856	1,679,856
025	SBIR HIGH (SPACE)	454,251	454,251
026	ADVANCE PROCUREMENT (CY)	0	0
	SPECIAL PROGRAMS		
028	DEFENSE SPACE RECONN PROGRAM	0	0
030	SPECIAL UPDATE PROGRAMS	138,904	138,904
	CLASSIFIED PROGRAMS		

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Line	Item	FY 2013 Request	Senate Authorized
030A	CLASSIFIED PROGRAMS	1,097,483	1,097,483
	TOTAL, MISSILE PROCUREMENT, AIR FORCE	5,491,846	5,491,846
	PROCUREMENT OF AMMUNITION, AIR FORCE		
	ROCKETS		
001	ROCKETS	8,927	8,927
	CARTRIDGES		
002	CARTRIDGES	118,075	118,075
	BOMBS		
003	PRACTICE BOMBS	32,393	32,393
004	GENERAL PURPOSE BOMBS	163,467	163,467
005	JOINT DIRECT ATTACK MUNITION	101,921	101,921
	FLARE, IR MJU-7B		
006	CAD/PAD	43,829	43,829
007	EXPLOSIVE ORDNANCE DISPOSAL (EOD)	7,515	7,515
008	SPARES AND REPAIR PARTS	1,003	1,003
009	MODIFICATIONS	5,321	5,321
010	ITEMS LESS THAN \$5 MILLION	5,066	5,066
	FUZES		
011	FLARES	46,010	46,010
012	FUZES	36,444	36,444
	SMALL ARMS		
013	SMALL ARMS	29,223	29,223
	TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE	599,194	599,194
	OTHER PROCUREMENT, AIR FORCE		
	PASSENGER CARRYING VEHICLES		
001	PASSENGER CARRYING VEHICLES	1,905	1,905
	CARGO AND UTILITY VEHICLES		
002	MEDIUM TACTICAL VEHICLE	18,547	18,547
003	CAP VEHICLES	932	932
004	ITEMS LESS THAN \$5 MILLION	1,699	1,699
	SPECIAL PURPOSE VEHICLES		
005	SECURITY AND TACTICAL VEHICLES	10,850	10,850
006	ITEMS LESS THAN \$5 MILLION	9,246	9,246
	FIRE FIGHTING EQUIPMENT		
007	FIRE FIGHTING/CRASH RESCUE VEHICLES	23,148	23,148
	MATERIALS HANDLING EQUIPMENT		
008	ITEMS LESS THAN \$5 MILLION	18,323	18,323
	BASE MAINTENANCE SUPPORT		
009	RUNWAY SNOW REMOV AND CLEANING EQU	1,685	1,685
010	ITEMS LESS THAN \$5 MILLION	17,014	17,014
	CANCELLED ACCOUNT ADJUSTMENTS		
011	CANCELLED ACCOUNT ADJUSTMENTS	0	0
	COMM SECURITY EQUIPMENT(COMSEC)		
012	COMSEC EQUIPMENT	166,559	166,559
013	MODIFICATIONS (COMSEC)	1,133	1,133
	INTELLIGENCE PROGRAMS		
014	INTELLIGENCE TRAINING EQUIPMENT	2,749	2,749
015	INTELLIGENCE COMM EQUIPMENT	32,876	32,876
016	ADVANCE TECH SENSORS	877	877
017	MISSION PLANNING SYSTEMS	15,295	15,295
	ELECTRONICS PROGRAMS		
018	AIR TRAFFIC CONTROL & LANDING SYS	21,984	21,984
019	NATIONAL AIRSPACE SYSTEM	30,698	30,698
020	BATTLE CONTROL SYSTEM—FIXED	17,368	17,368
021	THEATER AIR CONTROL SYS IMPROVEMENTS	23,483	23,483
022	WEATHER OBSERVATION FORECAST	17,864	17,864
023	STRATEGIC COMMAND AND CONTROL	53,995	53,995
024	CHEYENNE MOUNTAIN COMPLEX	14,578	14,578
025	TAC SIGINT SPT	208	208
026	DRUG INTERDICTION SPT	0	0
	SPCL COMM-ELECTRONICS PROJECTS		
027	GENERAL INFORMATION TECHNOLOGY	69,743	69,743
028	AF GLOBAL COMMAND & CONTROL SYS	15,829	15,829
029	MOBILITY COMMAND AND CONTROL	11,023	11,023
030	AIR FORCE PHYSICAL SECURITY SYSTEM	64,521	64,521
031	COMBAT TRAINING RANGES	18,217	18,217
032	C3 COUNTERMEASURES	11,899	11,899
033	GCSS-AF FOS	13,920	13,920
034	THEATER BATTLE MGT C2 SYSTEM	9,365	9,365
035	AIR & SPACE OPERATIONS CTR-WPN SYS	33,907	33,907
	AIR FORCE COMMUNICATIONS		
036	INFORMATION TRANSPORT SYSTEMS	52,464	52,464
037	BASE INFO INFRASTRUCTURE	0	0
038	AFNET	125,788	125,788
039	VOICE SYSTEMS	16,811	16,811
040	USCENTCOM	32,138	32,138

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
DISA PROGRAMS			
041	SPACE BASED IR SENSOR PGM SPACE	47,135	47,135
042	NAVSTAR GPS SPACE	2,031	2,031
043	NUDET DETECTION SYS SPACE	5,564	5,564
044	AF SATELLITE CONTROL NETWORK SPACE	44,219	44,219
045	SPACELIFT RANGE SYSTEM SPACE	109,545	109,545
046	MILSATCOM SPACE	47,592	47,592
047	SPACE MODS SPACE	47,121	47,121
048	COUNTERSPACE SYSTEM	20,961	20,961
ORGANIZATION AND BASE			
049	TACTICAL C-E EQUIPMENT	126,131	126,131
050	COMBAT SURVIVOR EVADER LOCATER	23,707	23,707
051	RADIO EQUIPMENT	12,757	12,757
052	CCTV/AUDIOVISUAL EQUIPMENT	10,716	10,716
053	BASE COMM INFRASTRUCTURE	74,528	74,528
MODIFICATIONS			
054	COMM ELECT MODS	43,507	43,507
PERSONAL SAFETY & RESCUE EQUIP			
055	NIGHT VISION GOGGLES	22,693	22,693
056	ITEMS LESS THAN \$5 MILLION	30,887	30,887
DEPOT PLANT+MTRLS HANDLING EQ			
057	MECHANIZED MATERIAL HANDLING EQUIP	2,850	2,850
BASE SUPPORT EQUIPMENT			
058	BASE PROCURED EQUIPMENT	8,387	8,387
059	CONTINGENCY OPERATIONS	10,358	10,358
060	PRODUCTIVITY CAPITAL INVESTMENT	3,473	3,473
061	RAPID IMPROVEMENT PROCUREMENT INOVAT	0	0
062	MOBILITY EQUIPMENT	14,471	14,471
063	ITEMS LESS THAN \$5 MILLION	1,894	1,894
SPECIAL SUPPORT PROJECTS			
065	DARP RC135	24,176	24,176
066	DCGS-AF	142,928	142,928
068	SPECIAL UPDATE PROGRAM	479,446	479,446
069	DEFENSE SPACE RECONNAISSANCE PROG.	39,155	39,155
CLASSIFIED PROGRAMS			
069A	CLASSIFIED PROGRAMS	14,331,312	14,331,312
SPARES AND REPAIR PARTS			
071	SPARES AND REPAIR PARTS	14,663	14,663
TOTAL, OTHER PROCUREMENT, AIR FORCE		16,720,848	16,720,848
PROCUREMENT, DEFENSE-WIDE			
MAJOR EQUIPMENT, BTA			
001	MAJOR EQUIPMENT, BTA	0	0
MAJOR EQUIPMENT, DCAA			
002	ITEMS LESS THAN \$5 MILLION	1,486	1,486
MAJOR EQUIPMENT, DCMA			
003	MAJOR EQUIPMENT	2,129	2,129
EQUIPMENT			
004	EQUIPMENT	0	0
MAJOR EQUIPMENT, DHRA			
005	PERSONNEL ADMINISTRATION	6,147	6,147
MAJOR EQUIPMENT, DISA			
012	INFORMATION SYSTEMS SECURITY	12,708	12,708
013	GLOBAL COMMAND AND CONTROL SYSTEM	0	0
014	GLOBAL COMBAT SUPPORT SYSTEM	3,002	3,002
015	TELEPORT PROGRAM	46,992	46,992
016	ITEMS LESS THAN \$5 MILLION	108,462	108,462
017	NET CENTRIC ENTERPRISE SERVICES (NCES)	2,865	2,865
018	DEFENSE INFORMATION SYSTEM NETWORK	116,906	116,906
019	PUBLIC KEY INFRASTRUCTURE	1,827	1,827
020	DRUG INTERDICTION SUPPORT	0	0
021	CYBER SECURITY INITIATIVE	10,319	10,319
MAJOR EQUIPMENT, DLA			
022	MAJOR EQUIPMENT	9,575	9,575
MAJOR EQUIPMENT, DMACT			
023	MAJOR EQUIPMENT	15,179	15,179
MAJOR EQUIPMENT, DODEA			
024	AUTOMATION/EDUCATIONAL SUPPORT & LOGISTICS	1,458	1,458
MAJOR EQUIPMENT, DEFENSE SECURITY COOPERATION AGENCY			
025	EQUIPMENT	0	0
MAJOR EQUIPMENT, DSS			
026	MAJOR EQUIPMENT	2,522	2,522
MAJOR EQUIPMENT, DEFENSE THREAT REDUCTION AGENCY			
027	VEHICLES	50	50
028	OTHER MAJOR EQUIPMENT	13,096	13,096
MAJOR EQUIPMENT, DTSA			
029	MAJOR EQUIPMENT	0	0

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
MAJOR EQUIPMENT, MISSILE DEFENSE AGENCY			
030	THAAD	460,728	560,728
	THAAD Interceptors		[100,000]
031	AEGIS BMD	389,626	389,626
032	BMDS AN/TPY-2 RADARS	217,244	217,244
033	RADAR SPARES	10,177	10,177
034	IRON DOME	0	0
MAJOR EQUIPMENT, NSA			
041	INFORMATION SYSTEMS SECURITY PROGRAM (ISSP)	6,770	6,770
MAJOR EQUIPMENT, OSD			
042	MAJOR EQUIPMENT, OSD	45,938	45,938
043	MAJOR EQUIPMENT, INTELLIGENCE	17,582	17,582
MAJOR EQUIPMENT, TJS			
044	MAJOR EQUIPMENT, TJS	21,878	21,878
MAJOR EQUIPMENT, WHS			
045	MAJOR EQUIPMENT, WHS	26,550	26,550
CLASSIFIED PROGRAMS			
045A	CLASSIFIED PROGRAMS	555,787	555,787
AVIATION PROGRAMS			
046	ROTARY WING UPGRADES AND SUSTAINMENT	74,832	74,832
047	MH-47 SERVICE LIFE EXTENSION PROGRAM	0	0
048	MH-60 MODERNIZATION PROGRAM	126,780	126,780
049	NON-STANDARD AVIATION	99,776	37,000
	Transfer to Line 51 at USSOCOM request		[-62,776]
050	TANKER RECAPITALIZATION	0	0
051	U-28	7,530	116,906
	Transfer from Line 49 at USSOCOM request		[62,776]
	USSOCOM UFR		[46,600]
052	MH-47 CHINOOK	134,785	134,785
053	RQ-11 UNMANNED AERIAL VEHICLE	2,062	2,062
054	CV-22 MODIFICATION	139,147	139,147
055	MQ-1 UNMANNED AERIAL VEHICLE	3,963	26,963
	USSOCOM UFR		[23,000]
056	MQ-9 UNMANNED AERIAL VEHICLE	3,952	39,352
	USSOCOM UFR		[35,400]
057	RQ-7 UNMANNED AERIAL VEHICLE	0	0
058	STUASL0	12,945	12,945
059	PRECISION STRIKE PACKAGE	73,013	73,013
060	AC/MC-130J	51,484	51,484
061	MQ-8 UAV	0	0
062	C-130 MODIFICATIONS	25,248	25,248
063	AIRCRAFT SUPPORT	5,314	5,314
SHIPBUILDING			
064	UNDERWATER SYSTEMS	23,037	15,037
	Transfer to RDDW Line 272 at USSOCOM request		[-8,000]
065	SEAL DELIVERY VEHICLE	0	0
AMMUNITION PROGRAMS			
066	ORDNANCE REPLENISHMENT	113,183	113,183
067	ORDNANCE ACQUISITION	36,981	36,981
OTHER PROCUREMENT PROGRAMS			
068	COMMUNICATIONS EQUIPMENT AND ELECTRONICS	99,838	103,738
	USSOCOM UFR		[3,900]
069	INTELLIGENCE SYSTEMS	71,428	71,428
070	SMALL ARMS AND WEAPONS	27,108	27,108
071	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	12,767	15,967
	USSOCOM UFR		[3,200]
073	MARITIME EQUIPMENT MODIFICATIONS	0	0
074	COMBATANT CRAFT SYSTEMS	42,348	42,348
075	SPARES AND REPAIR PARTS	600	600
077	TACTICAL VEHICLES	37,421	37,421
078	MISSION TRAINING AND PREPARATION SYSTEMS	36,949	41,949
	USSOCOM UFR		[5,000]
079	COMBAT MISSION REQUIREMENTS	20,255	20,255
080	MILCON COLLATERAL EQUIPMENT	17,590	17,590
082	AUTOMATION SYSTEMS	66,573	66,573
083	GLOBAL VIDEO SURVEILLANCE ACTIVITIES	6,549	6,549
084	OPERATIONAL ENHANCEMENTS INTELLIGENCE	32,335	32,335
085	SOLDIER PROTECTION AND SURVIVAL SYSTEMS	15,153	15,153
086	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS	33,920	33,920
087	TACTICAL RADIO SYSTEMS	75,132	75,132
088	MARITIME EQUIPMENT	0	0
089	DRUG INTERDICTION	0	0
090	MISCELLANEOUS EQUIPMENT	6,667	6,667
091	OPERATIONAL ENHANCEMENTS	217,972	243,272
	USSOCOM UFR		[25,300]
092	MILITARY INFORMATION SUPPORT OPERATIONS	27,417	27,417
CLASSIFIED PROGRAMS			
092A	CLASSIFIED PROGRAMS	0	0

SEC. 4101. PROCUREMENT
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
CBDP			
093	INSTALLATION FORCE PROTECTION	24,025	24,025
094	INDIVIDUAL PROTECTION	73,720	73,720
095	DECONTAMINATION	506	506
096	JOINT BIO DEFENSE PROGRAM (MEDICAL)	32,597	32,597
097	COLLECTIVE PROTECTION	3,144	3,144
098	CONTAMINATION AVOIDANCE	164,886	164,886
	TOTAL, PROCUREMENT, DEFENSE-WIDE	4,187,935	4,422,335
NATIONAL GUARD & RESERVE EQUIPMENT			
ARMY RESERVE			
001	MISCELLANEOUS EQUIPMENT	0	0
NAVY RESERVE			
002	MISCELLANEOUS EQUIPMENT	0	0
MARINE CORPS RESERVE			
003	MISCELLANEOUS EQUIPMENT	0	0
AIR FORCE RESERVE			
004	MISCELLANEOUS EQUIPMENT	0	0
ARMY NATIONAL GUARD			
005	MISCELLANEOUS EQUIPMENT	0	0
AIR NATIONAL GUARD			
006	MISCELLANEOUS EQUIPMENT	0	0
NATIONAL GUARD AIRCRAFT			
007	MISCELLANEOUS EQUIPMENT	0	0
	TOTAL, NATIONAL GUARD & RESERVE EQUIPMENT	0	0
JOINT URGENT OPERATIONAL NEEDS FUND			
JOINT URGENT OPERATIONAL NEEDS FUND			
001	JOINT URGENT OPERATIONAL NEEDS FUND	99,477	99,477
	TOTAL, JOINT URGENT OPERATIONAL NEEDS FUND	99,477	99,477
	TOTAL, PROCUREMENT	97,432,379	96,959,163

1 **SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY**
 2 **OPERATIONS.**

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
AIRCRAFT PROCUREMENT, ARMY			
ROTARY			
009	AH-64 APACHE BLOCK IIIB NEW BUILD	71,000	0
	Funding ahead of need		[-71,000]
012	KIOWA WARRIOR (OH-58F) WRA	183,900	183,900
015	CH-47 HELICOPTER	231,300	231,300
	TOTAL, AIRCRAFT PROCUREMENT, ARMY	486,200	415,200
MISSILE PROCUREMENT, ARMY			
SURFACE-TO-AIR MISSILE SYSTEM			
004	HELLFIRE SYS SUMMARY	29,100	29,100
008	GUIDED MLRS ROCKET (GMLRS)	20,553	20,553
	TOTAL, MISSILE PROCUREMENT, ARMY	49,653	49,653
PROCUREMENT OF W&TCV, ARMY			
MOD OF WEAPONS AND OTHER COMBAT VEH			
036	M16 RIFLE MODS	15,422	15,422
	TOTAL, PROCUREMENT OF W&TCV, ARMY	15,422	15,422
PROCUREMENT OF AMMUNITION, ARMY			
SMALL/MEDIUM CAL AMMUNITION			
003	CTG, HANDGUN, ALL TYPES	1,500	1,500
004	CTG, .50 CAL, ALL TYPES	10,000	10,000
007	CTG, 30MM, ALL TYPES	80,000	80,000
MORTAR AMMUNITION			
009	60MM MORTAR, ALL TYPES	14,000	14,000
010	81MM MORTAR, ALL TYPES	6,000	6,000
011	120MM MORTAR, ALL TYPES	56,000	56,000
ARTILLERY AMMUNITION			
013	ARTILLERY CARTRIDGES, 75MM AND 105MM, ALL TYP	29,956	29,956
014	ARTILLERY PROJECTILE, 155MM, ALL TYPES	37,044	37,044
015	PROJ 155MM EXTENDED RANGE XM982	12,300	12,300
016	ARTILLERY PROPELLANTS, FUZES AND PRIMERS, ALL	17,000	17,000
MINES			
017	MINES & CLEARING CHARGES, ALL TYPES	12,000	12,000
ROCKETS			
020	ROCKET, HYDRA 70, ALL TYPES	63,635	63,635
OTHER AMMUNITION			
023	SIGNALS, ALL TYPES	16,858	16,858
MISCELLANEOUS			
028	ITEMS LESS THAN \$5 MILLION	1,200	1,200
	PRODUCTION BASE SUPPORT		
	TOTAL, PROCUREMENT OF AMMUNITION, ARMY	357,493	357,493
OTHER PROCUREMENT, ARMY			
TACTICAL VEHICLES			
002	FAMILY OF MEDIUM TACTICAL VEH (FMTV)	28,247	28,247
004	FAMILY OF HEAVY TACTICAL VEHICLES (FHTV)	2,050	2,050
011	HMMWV RECAPITALIZATION PROGRAM	271,000	271,000
014	MINE-RESISTANT AMBUSH-PROTECTED (MRAP) MODS	927,400	927,400
COMM-INTELLIGENCE COMM			
052	RESERVE CA/MISO GPF EQUIPMENT	8,000	8,000
COMM-BASE COMMUNICATIONS			
061	INSTALLATION INFO INFRASTRUCTURE MOD PROGRAM(.....	25,000	65,000
	Transfer from OMA OCO at SOUTHCOM request		[40,000]
ELECT EQUIP-TACT INT REL ACT (TIARA)			
069	DCGS-A (MIP)	90,355	90,355
073	CI HUMINT AUTO REPRINTING AND COLLECTION	6,516	6,516
ELECT EQUIP-ELECTRONIC WARFARE (EW)			
075	LIGHTWEIGHT COUNTER MORTAR RADAR	27,646	27,646
077	FMLY OF PERSISTENT SURVEILLANCE CAPABILITIES	52,000	52,000
078	COUNTERINTELLIGENCE/SECURITY COUNTERMEASURES	205,209	205,209
ELECT EQUIP-TACTICAL SURV. (TAC SURV)			
092	MOD OF IN-SVC EQUIP (FIREFINDER RADARS)	14,600	14,600
099	COUNTERFIRE RADARS	54,585	54,585
ELECT EQUIP-TACTICAL C2 SYSTEMS			
102	FIRE SUPPORT C2 FAMILY	22,430	22,430
103	BATTLE COMMAND SUSTAINMENT SUPPORT SYSTEM	2,400	2,400
112	MANEUVER CONTROL SYSTEM (MCS)	6,400	6,400
113	SINGLE ARMY LOGISTICS ENTERPRISE (SALE)	5,160	5,160
CHEMICAL DEFENSIVE EQUIPMENT			
126	FAMILY OF NON-LETHAL EQUIPMENT (FNLE)	15,000	15,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
127	BASE DEFENSE SYSTEMS (BDS)	66,100	66,100
	ENGINEER (NON-CONSTRUCTION) EQUIPMENT		
135	EXPLOSIVE ORDNANCE DISPOSAL EQPMT (EOD EQPMT)	3,565	3,565
	COMBAT SERVICE SUPPORT EQUIPMENT		
143	FORCE PROVIDER	39,700	39,700
145	CARGO AERIAL DEL & PERSONNEL PARACHUTE SYSTEM	650	650
	PETROLEUM EQUIPMENT		
149	DISTRIBUTION SYSTEMS, PETROLEUM & WATER	2,119	2,119
	MAINTENANCE EQUIPMENT		
152	MOBILE MAINTENANCE EQUIPMENT SYSTEMS	428	428
153	ITEMS LESS THAN \$5 MILLION (MAINT EQ)	30	30
	TRAINING EQUIPMENT		
175	COMBAT TRAINING CENTERS SUPPORT	7,000	7,000
176	TRAINING DEVICES, NONSYSTEM	27,250	27,250
178	AVIATION COMBINED ARMS TACTICAL TRAINER	1,000	1,000
179	GAMING TECHNOLOGY IN SUPPORT OF ARMY TRAINING	5,900	5,900
	OTHER SUPPORT EQUIPMENT		
183	RAPID EQUIPPING SOLDIER SUPPORT EQUIPMENT	98,167	91,167
	Slow execution of prior years appropriations		[-37,000]
	Solar power units		[30,000]
	TOTAL, OTHER PROCUREMENT, ARMY	2,015,907	2,048,907
	JOINT IMPR EXPLOSIVE DEV DEFEAT FUND		
	NETWORK ATTACK		
001	ATTACK THE NETWORK	950,500	850,500
	Program decrease—under execution		[-100,000]
	JIEDDO DEVICE DEFEAT		
002	DEFEAT THE DEVICE	400,000	350,000
	Program decrease—under execution & program delays		[-50,000]
	FORCE TRAINING		
003	TRAIN THE FORCE	149,500	128,500
	Program decrease—under execution & program delays		[-21,000]
	STAFF AND INFRASTRUCTURE		
004	OPERATIONS	175,400	373,814
	Transfer from Base		[227,414]
	Program decrease—excessive contractor service support		[-29,000]
	TOTAL, JOINT IMPR EXPLOSIVE DEV DEFEAT FUND	1,675,400	1,702,814
	AIRCRAFT PROCUREMENT, NAVY		
	COMBAT AIRCRAFT		
011	H-1 UPGRADES (UH-1Y/AH-1Z)	29,800	29,800
	MODIFICATION OF AIRCRAFT		
030	AV-8 SERIES	42,238	42,238
032	F-18 SERIES	41,243	41,243
035	H-53 SERIES	15,870	15,870
038	EP-3 SERIES	13,030	13,030
043	C-130 SERIES	16,737	16,737
048	SPECIAL PROJECT AIRCRAFT	2,714	2,714
054	COMMON AVIONICS CHANGES	570	570
	AIRCRAFT SUPPORT EQUIP & FACILITIES		
062	COMMON GROUND EQUIPMENT	2,380	2,380
	TOTAL, AIRCRAFT PROCUREMENT, NAVY	164,582	164,582
	WEAPONS PROCUREMENT, NAVY		
	TACTICAL MISSILES		
009	HELLFIRE	17,000	17,000
010	STAND OFF PRECISION GUIDED MUNITIONS (SOPGM)	6,500	6,500
	TOTAL, WEAPONS PROCUREMENT, NAVY	23,500	23,500
	PROCUREMENT OF AMMO, NAVY & MC		
	NAVY AMMUNITION		
001	GENERAL PURPOSE BOMBS	18,000	18,000
002	AIRBORNE ROCKETS, ALL TYPES	80,200	80,200
003	MACHINE GUN AMMUNITION	21,500	21,500
006	AIR EXPENDABLE COUNTERMEASURES	20,303	20,303
011	OTHER SHIP GUN AMMUNITION	532	532
012	SMALL ARMS & LANDING PARTY AMMO	2,643	2,643
013	PYROTECHNIC AND DEMOLITION	2,322	2,322
014	AMMUNITION LESS THAN \$5 MILLION	6,308	6,308
	MARINE CORPS AMMUNITION		
015	SMALL ARMS AMMUNITION	10,948	10,948
016	LINEAR CHARGES, ALL TYPES	9,940	9,940
017	40MM, ALL TYPES	5,963	5,963
020	120MM, ALL TYPES	11,605	11,605
021	CTG 25MM, ALL TYPES	2,831	2,831
022	GRENADES, ALL TYPES	2,359	2,359
023	ROCKETS, ALL TYPES	3,051	3,051
024	ARTILLERY, ALL TYPES	54,886	54,886

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
025	DEMOLITION MUNITIONS, ALL TYPES	1,391	1,391
026	FUZE, ALL TYPES	30,945	30,945
027	NON LETHALS	8	8
029	ITEMS LESS THAN \$5 MILLION	12	12
	TOTAL, PROCUREMENT OF AMMO, NAVY & MC	285,747	285,747
	OTHER PROCUREMENT, NAVY		
	OTHER SHORE ELECTRONIC EQUIPMENT		
070	TACTICAL/MOBILE C4I SYSTEMS	3,603	3,603
	AIRCRAFT SUPPORT EQUIPMENT		
097	EXPEDITIONARY AIRFIELDS	58,200	58,200
	CIVIL ENGINEERING SUPPORT EQUIPMENT		
127	PASSENGER CARRYING VEHICLES	3,901	3,901
128	GENERAL PURPOSE TRUCKS	852	852
129	CONSTRUCTION & MAINTENANCE EQUIP	2,436	2,436
130	FIRE FIGHTING EQUIPMENT	3,798	3,798
131	TACTICAL VEHICLES	13,394	13,394
134	ITEMS UNDER \$5 MILLION	375	375
	COMMAND SUPPORT EQUIPMENT		
149	C4ISR EQUIPMENT	3,000	3,000
151	PHYSICAL SECURITY EQUIPMENT	9,323	9,323
	TOTAL, OTHER PROCUREMENT, NAVY	98,882	98,882
	PROCUREMENT, MARINE CORPS		
	TRACKED COMBAT VEHICLES		
002	LAV PIP	10,000	10,000
	ARTILLERY AND OTHER WEAPONS		
005	HIGH MOBILITY ARTILLERY ROCKET SYSTEM	108,860	108,860
	GUIDED MISSILES		
010	JAVELIN	29,158	29,158
	OTHER SUPPORT		
013	MODIFICATION KITS	41,602	41,602
	REPAIR AND TEST EQUIPMENT		
015	REPAIR AND TEST EQUIPMENT	13,632	13,632
	OTHER SUPPORT (TEL)		
017	MODIFICATION KITS	2,831	2,831
	COMMAND AND CONTROL SYSTEM (NON-TEL)		
019	AIR OPERATIONS C2 SYSTEMS	15,575	15,575
	RADAR + EQUIPMENT (NON-TEL)		
020	RADAR SYSTEMS	8,015	8,015
	INTELL/COMM EQUIPMENT (NON-TEL)		
023	INTELLIGENCE SUPPORT EQUIPMENT	35,310	35,310
	OTHER COMM/ELEC EQUIPMENT (NON-TEL)		
029	NIGHT VISION EQUIPMENT	652	652
	OTHER SUPPORT (NON-TEL)		
030	COMMON COMPUTER RESOURCES	19,807	19,807
032	RADIO SYSTEMS	36,482	36,482
033	COMM SWITCHING & CONTROL SYSTEMS	41,295	41,295
	TACTICAL VEHICLES		
039	MEDIUM TACTICAL VEHICLE REPLACEMENT	10,466	10,466
041	FAMILY OF TACTICAL TRAILERS	7,642	7,642
	ENGINEER AND OTHER EQUIPMENT		
045	BULK LIQUID EQUIPMENT	18,239	18,239
046	TACTICAL FUEL SYSTEMS	51,359	51,359
047	POWER EQUIPMENT ASSORTED	20,247	20,247
049	EOD SYSTEMS	362,658	362,658
	MATERIALS HANDLING EQUIPMENT		
050	PHYSICAL SECURITY EQUIPMENT	55,500	55,500
052	MATERIAL HANDLING EQUIP	19,100	19,100
	GENERAL PROPERTY		
054	FIELD MEDICAL EQUIPMENT	15,751	15,751
055	TRAINING DEVICES	3,602	3,602
057	FAMILY OF CONSTRUCTION EQUIPMENT	15,900	15,900
	TOTAL, PROCUREMENT, MARINE CORPS	943,683	943,683
	AIRCRAFT PROCUREMENT, AIR FORCE		
	STRATEGIC AIRCRAFT		
035	LARGE AIRCRAFT INFRARED COUNTERMEASURES	139,800	139,800
	OTHER AIRCRAFT		
055	U-2 MODS	46,800	46,800
063	C-130	11,400	11,400
067	COMPASS CALL MODS	14,000	14,000
068	RC-135	8,000	8,000
075	HC/MC-130 MODIFICATIONS	4,700	4,700
	AIRCRAFT SPARES AND REPAIR PARTS		
081	INITIAL SPARES/REPAIR PARTS	21,900	21,900
	OTHER PRODUCTION CHARGES		
099	OTHER PRODUCTION CHARGES	59,000	59,000

SEC. 4102. PROCUREMENT FOR OVERSEAS CONTINGENCY OPERATIONS			
(In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
	TOTAL, AIRCRAFT PROCUREMENT, AIR FORCE	305,600	305,600
	MISSILE PROCUREMENT, AIR FORCE		
	TACTICAL		
005	PREDATOR HELLFIRE MISSILE	34,350	34,350
	TOTAL, MISSILE PROCUREMENT, AIR FORCE	34,350	34,350
	PROCUREMENT OF AMMUNITION, AIR FORCE		
	CARTRIDGES		
002	CARTRIDGES	13,592	13,592
	BOMBS		
004	GENERAL PURPOSE BOMBS	23,211	23,211
005	JOINT DIRECT ATTACK MUNITION	53,923	53,923
	FLARE, IR MJU-7B		
006	CAD/PAD	2,638	2,638
010	ITEMS LESS THAN \$5 MILLION	2,600	2,600
	FUZES		
011	FLARES	11,726	11,726
012	FUZES	8,513	8,513
	TOTAL, PROCUREMENT OF AMMUNITION, AIR FORCE	116,203	116,203
	OTHER PROCUREMENT, AIR FORCE		
	CARGO AND UTILITY VEHICLES		
002	MEDIUM TACTICAL VEHICLE	2,010	2,010
004	ITEMS LESS THAN \$5 MILLION	2,675	2,675
	SPECIAL PURPOSE VEHICLES		
006	ITEMS LESS THAN \$5 MILLION	2,557	2,557
	MATERIALS HANDLING EQUIPMENT		
008	ITEMS LESS THAN \$5 MILLION	4,329	4,329
	BASE MAINTENANCE SUPPORT		
009	RUNWAY SNOW REMOV AND CLEANING EQU	984	984
010	ITEMS LESS THAN \$5 MILLION	9,120	9,120
	ELECTRONICS PROGRAMS		
022	WEATHER OBSERVATION FORECAST	5,600	5,600
	SPCL COMM-ELECTRONICS PROJECTS		
027	GENERAL INFORMATION TECHNOLOGY	11,157	11,157
	ORGANIZATION AND BASE		
049	TACTICAL C-E EQUIPMENT	7,000	7,000
053	BASE COMM INFRASTRUCTURE	10,654	10,654
	MODIFICATIONS		
054	COMM ELECT MODS	8,000	8,000
	PERSONAL SAFETY & RESCUE EQUIP		
055	NIGHT VISION GOGGLES	902	902
	BASE SUPPORT EQUIPMENT		
059	CONTINGENCY OPERATIONS	60,090	60,090
062	MOBILITY EQUIPMENT	9,400	9,400
063	ITEMS LESS THAN \$5 MILLION	9,175	9,175
	CLASSIFIED PROGRAMS		
069A	CLASSIFIED PROGRAMS	2,672,317	2,672,317
	SPARES AND REPAIR PARTS		
071	SPARES AND REPAIR PARTS	2,300	2,300
	TOTAL, OTHER PROCUREMENT, AIR FORCE	2,818,270	2,818,270
	PROCUREMENT, DEFENSE-WIDE		
	MAJOR EQUIPMENT, DISA		
015	TELEPORT PROGRAM	5,260	5,260
	CLASSIFIED PROGRAMS		
045A	CLASSIFIED PROGRAMS	126,201	126,201
	AVIATION PROGRAMS		
061	MQ-8 UAV	16,500	16,500
	OTHER PROCUREMENT PROGRAMS		
068	COMMUNICATIONS EQUIPMENT AND ELECTRONICS	151	151
069	INTELLIGENCE SYSTEMS	30,528	30,528
077	TACTICAL VEHICLES	1,843	1,843
082	AUTOMATION SYSTEMS	1,000	1,000
086	VISUAL AUGMENTATION LASERS AND SENSOR SYSTEMS	108	108
091	OPERATIONAL ENHANCEMENTS	14,758	14,758
	TOTAL, PROCUREMENT, DEFENSE-WIDE	196,349	196,349
	JOINT URGENT OPERATIONAL NEEDS FUND		
001	JOINT URGENT OPERATIONAL NEEDS FUND	100,000	100,000
	TOTAL, JOINT URGENT OPERATIONAL NEEDS FUND	100,000	100,000
	TOTAL, PROCUREMENT	9,687,241	9,676,655

1 **TITLE XLII—RESEARCH, DEVEL-**
 2 **OPMENT, TEST, AND EVALUA-**
 3 **TION**

4 **SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
 5 **TION.**

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY				
BASIC RESEARCH				
001	0601101A	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	20,860	20,860
002	0601102A	DEFENSE RESEARCH SCIENCES	219,180	219,180
003	0601103A	UNIVERSITY RESEARCH INITIATIVES	80,986	80,986
004	0601104A	UNIVERSITY AND INDUSTRY RESEARCH CENTERS	123,045	123,045
		SUBTOTAL, BASIC RESEARCH	444,071	444,071
APPLIED RESEARCH				
005	0602105A	MATERIALS TECHNOLOGY	29,041	29,041
006	0602120A	SENSORS AND ELECTRONIC SURVIVABILITY	45,260	45,260
007	0602122A	TRACTOR HIP	22,439	22,439
008	0602211A	AVIATION TECHNOLOGY	51,607	51,607
009	0602270A	ELECTRONIC WARFARE TECHNOLOGY	15,068	15,068
010	0602303A	MISSILE TECHNOLOGY	49,383	49,383
011	0602307A	ADVANCED WEAPONS TECHNOLOGY	25,999	25,999
012	0602308A	ADVANCED CONCEPTS AND SIMULATION	23,507	23,507
013	0602601A	COMBAT VEHICLE AND AUTOMOTIVE TECHNOLOGY	69,062	69,062
014	0602618A	BALLISTICS TECHNOLOGY	60,823	60,823
015	0602622A	CHEMICAL, SMOKE AND EQUIPMENT DEFEATING TECHNOLOGY	4,465	4,465
016	0602623A	JOINT SERVICE SMALL ARMS PROGRAM	7,169	7,169
017	0602624A	WEAPONS AND MUNITIONS TECHNOLOGY	35,218	35,218
018	0602705A	ELECTRONICS AND ELECTRONIC DEVICES	60,300	60,300
019	0602709A	NIGHT VISION TECHNOLOGY	53,244	53,244
020	0602712A	COUNTERMINE SYSTEMS	18,850	18,850
021	0602716A	HUMAN FACTORS ENGINEERING TECHNOLOGY	19,872	19,872
022	0602720A	ENVIRONMENTAL QUALITY TECHNOLOGY	20,095	20,095
023	0602782A	COMMAND, CONTROL, COMMUNICATIONS TECHNOLOGY	28,852	28,852
024	0602783A	COMPUTER AND SOFTWARE TECHNOLOGY	9,830	9,830
025	0602784A	MILITARY ENGINEERING TECHNOLOGY	70,693	70,693
026	0602785A	MANPOWER/PERSONNEL/TRAINING TECHNOLOGY	17,781	17,781
027	0602786A	WARFIGHTER TECHNOLOGY	28,281	28,281
028	0602787A	MEDICAL TECHNOLOGY	107,891	107,891
		SUBTOTAL, APPLIED RESEARCH	874,730	874,730
ADVANCED TECHNOLOGY DEVELOPMENT				
029	0603001A	WARFIGHTER ADVANCED TECHNOLOGY	39,359	39,359
030	0603002A	MEDICAL ADVANCED TECHNOLOGY	69,580	69,580
031	0603003A	AVIATION ADVANCED TECHNOLOGY	64,215	64,215
032	0603004A	WEAPONS AND MUNITIONS ADVANCED TECHNOLOGY	67,613	67,613
033	0603005A	COMBAT VEHICLE AND AUTOMOTIVE ADVANCED TECHNOLOGY	104,359	104,359
034	0603006A	COMMAND, CONTROL, COMMUNICATIONS ADVANCED TECHNOLOGY	4,157	4,157
035	0603007A	MANPOWER, PERSONNEL AND TRAINING ADVANCED TECHNOLOGY	9,856	9,856
036	0603008A	ELECTRONIC WARFARE ADVANCED TECHNOLOGY	50,661	50,661
037	0603009A	TRACTOR HIKE	9,126	9,126
038	0603015A	NEXT GENERATION TRAINING & SIMULATION SYSTEMS	17,257	17,257
039	0603020A	TRACTOR ROSE	9,925	9,925
040	0603105A	MILITARY HIV RESEARCH	6,984	6,984
041	0603125A	COMBATING TERRORISM—TECHNOLOGY DEVELOPMENT	9,716	9,716
042	0603130A	TRACTOR NAIL	3,487	3,487
043	0603131A	TRACTOR EGGS	2,323	2,323
044	0603270A	ELECTRONIC WARFARE TECHNOLOGY	21,683	21,683
045	0603313A	MISSILE AND ROCKET ADVANCED TECHNOLOGY	71,111	71,111
046	0603322A	TRACTOR CAGE	10,902	10,902
047	0603461A	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM	180,582	180,582
048	0603606A	LANDMINE WARFARE AND BARRIER ADVANCED TECHNOLOGY	27,204	27,204
049	0603607A	JOINT SERVICE SMALL ARMS PROGRAM	6,095	6,095

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
050	0603710A	NIGHT VISION ADVANCED TECHNOLOGY	37,217	37,217
051	0603728A	ENVIRONMENTAL QUALITY TECHNOLOGY DEMONSTRATIONS	13,626	13,626
052	0603734A	MILITARY ENGINEERING ADVANCED TECHNOLOGY	28,458	28,458
053	0603772A	ADVANCED TACTICAL COMPUTER SCIENCE AND SENSOR TECHNOLOGY	25,226	25,226
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT ..	890,722	890,722
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
054	0603305A	ARMY MISSILE DEFENSE SYSTEMS INTEGRATION	14,505	14,505
055	0603308A	ARMY SPACE SYSTEMS INTEGRATION	9,876	9,876
056	0603619A	LANDMINE WARFARE AND BARRIER—ADV DEV	5,054	5,054
057	0603627A	SMOKE, OBSCURANT AND TARGET DEFEATING SYS—ADV DEV	2,725	2,725
058	0603639A	TANK AND MEDIUM CALIBER AMMUNITION	30,560	30,560
059	0603653A	ADVANCED TANK ARMAMENT SYSTEM (ATAS)	14,347	14,347
060	0603747A	SOLDIER SUPPORT AND SURVIVABILITY	10,073	10,073
061	0603766A	TACTICAL ELECTRONIC SURVEILLANCE SYSTEM—ADV DEV ...	8,660	8,660
062	0603774A	NIGHT VISION SYSTEMS ADVANCED DEVELOPMENT	10,715	10,715
063	0603779A	ENVIRONMENTAL QUALITY TECHNOLOGY—DEM/VAL	4,631	4,631
064	0603782A	WARFIGHTER INFORMATION NETWORK-TACTICAL—DEM/VAL	278,018	278,018
065	0603790A	NATO RESEARCH AND DEVELOPMENT	4,961	4,961
066	0603801A	AVIATION—ADV DEV	8,602	8,602
067	0603804A	LOGISTICS AND ENGINEER EQUIPMENT—ADV DEV	14,605	14,605
068	0603805A	COMBAT SERVICE SUPPORT CONTROL SYSTEM EVALUATION AND ANALYSIS	5,054	5,054
069	0603807A	MEDICAL SYSTEMS—ADV DEV	24,384	24,384
070	0603827A	SOLDIER SYSTEMS—ADVANCED DEVELOPMENT	32,050	32,050
071	0603850A	INTEGRATED BROADCAST SERVICE	96	96
072	0604115A	TECHNOLOGY MATURATION INITIATIVES	24,868	24,868
073	0604131A	TRACTOR JUTE	59	59
074	0604284A	JOINT COOPERATIVE TARGET IDENTIFICATION—GROUND (JCTI-G)/TECHNOLOGY DEV	0	0
075	0604319A	INDIRECT FIRE PROTECTION CAPABILITY INCREMENT 2—INTERCEPT (IFPC2)	76,039	76,039
076	0604775A	DEFENSE RAPID INNOVATION PROGRAM	0	0
077	0604785A	INTEGRATED BASE DEFENSE (BUDGET ACTIVITY 4)	4,043	4,043
078	0305205A	ENDURANCE UAVS	26,196	26,196
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES	610,121	610,121
		SYSTEM DEVELOPMENT & DEMONSTRATION		
079	0604201A	AIRCRAFT AVIONICS	78,538	78,538
080	0604220A	ARMED, DEPLOYABLE HELOS	90,494	90,494
081	0604270A	ELECTRONIC WARFARE DEVELOPMENT	181,347	181,347
082	0604280A	JOINT TACTICAL RADIO	0	0
083	0604290A	MID-TIER NETWORKING VEHICULAR RADIO (MNVR)	12,636	12,636
084	0604321A	ALL SOURCE ANALYSIS SYSTEM	5,694	5,694
085	0604328A	TRACTOR CAGE	32,095	32,095
086	0604601A	INFANTRY SUPPORT WEAPONS	96,478	96,478
087	0604604A	MEDIUM TACTICAL VEHICLES	3,006	3,006
088	0604609A	SMOKE, OBSCURANT AND TARGET DEFEATING SYS—ENG DEV	0	0
089	0604611A	JAVELIN	5,040	5,040
090	0604622A	FAMILY OF HEAVY TACTICAL VEHICLES	3,077	3,077
091	0604633A	AIR TRAFFIC CONTROL	9,769	9,769
092	0604641A	TACTICAL UNMANNED GROUND VEHICLE (TUGV)	13,141	25,141
		Transfer from OPA line 191 at Army request		[12,000]
093	0604642A	LIGHT TACTICAL WHEELED VEHICLES	0	0
094	0604661A	FCS SYSTEMS OF SYSTEMS ENGR & PROGRAM MGMT	0	0
095	0604662A	FCS RECONNAISSANCE (UAV) PLATFORMS	0	0
096	0604663A	FCS UNMANNED GROUND VEHICLES	0	0
097	0604664A	FCS UNATTENDED GROUND SENSORS	0	0
098	0604665A	FCS SUSTAINMENT & TRAINING R&D	0	0
099	0604710A	NIGHT VISION SYSTEMS—ENG DEV	32,621	32,621
100	0604713A	COMBAT FEEDING, CLOTHING, AND EQUIPMENT	2,132	2,132
101	0604715A	NON-SYSTEM TRAINING DEVICES—ENG DEV	44,787	44,787
102	0604716A	TERRAIN INFORMATION—ENG DEV	1,008	1,008
103	0604741A	AIR DEFENSE COMMAND, CONTROL AND INTELLIGENCE—ENG DEV	73,333	73,333
104	0604742A	CONSTRUCTIVE SIMULATION SYSTEMS DEVELOPMENT	28,937	28,937
105	0604746A	AUTOMATIC TEST EQUIPMENT DEVELOPMENT	10,815	10,815
106	0604760A	DISTRIBUTIVE INTERACTIVE SIMULATIONS (DIS)—ENG DEV ...	13,926	13,926
107	0604780A	COMBINED ARMS TACTICAL TRAINER (CATT) CORE	17,797	17,797
108	0604798A	BRIGADE ANALYSIS, INTEGRATION AND EVALUATION	214,270	214,270
109	0604802A	WEAPONS AND MUNITIONS—ENG DEV	14,581	14,581
110	0604804A	LOGISTICS AND ENGINEER EQUIPMENT—ENG DEV	43,706	43,706
111	0604805A	COMMAND, CONTROL, COMMUNICATIONS SYSTEMS—ENG DEV	20,776	20,776
112	0604807A	MEDICAL MATERIEL/MEDICAL BIOLOGICAL DEFENSE EQUIPMENT—ENG DEV	43,395	43,395

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(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
113	0604808A	LANDMINE WARFARE/BARRIER—ENG DEV	104,983	104,983
114	0604814A	ARTILLERY MUNITIONS—EMD	4,346	4,346
115	0604817A	COMBAT IDENTIFICATION	0	0
116	0604818A	ARMY TACTICAL COMMAND & CONTROL HARDWARE & SOFTWARE	77,223	77,223
117	0604820A	RADAR DEVELOPMENT	3,486	3,486
118	0604822A	GENERAL FUND ENTERPRISE BUSINESS SYSTEM (GFEBS)	9,963	27,163
		GFEBS realignment per Army request		[17,200]
119	0604823A	FIREFINDER	20,517	20,517
120	0604827A	SOLDIER SYSTEMS—WARRIOR DEM/VAL	51,851	51,851
121	0604854A	ARTILLERY SYSTEMS—EMD	167,797	167,797
122	0604869A	PATRIOT/MEADS COMBINED AGGREGATE PROGRAM (CAP)	400,861	0
		No funds authorized		[-400,861]
123	0604870A	NUCLEAR ARMS CONTROL MONITORING SENSOR NETWORK	7,922	7,922
124	0605013A	INFORMATION TECHNOLOGY DEVELOPMENT	51,463	51,463
125	0605018A	INTEGRATED PERSONNEL AND PAY SYSTEM-ARMY (IPPS-A)	158,646	158,646
126	0605450A	JOINT AIR-TO-GROUND MISSILE (JAGM)	10,000	10,000
127	0605455A	SLAMRAAM	0	0
128	0605456A	PAC-3/MSE MISSILE	69,029	69,029
129	0605457A	ARMY INTEGRATED AIR AND MISSILE DEFENSE (AIAMD)	277,374	277,374
130	0605625A	MANNED GROUND VEHICLE	639,874	639,874
131	0605626A	AERIAL COMMON SENSOR	47,426	47,426
132	0605812A	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND MANUFACTURING DEVELOPMENT PH	72,295	72,295
133	0303032A	TROJAN—RH12	4,232	4,232
134	0304270A	ELECTRONIC WARFARE DEVELOPMENT	13,942	13,942
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	3,286,629	2,914,968
		RDT&E MANAGEMENT SUPPORT		
135	0604256A	THREAT SIMULATOR DEVELOPMENT	18,090	18,090
136	0604258A	TARGET SYSTEMS DEVELOPMENT	14,034	14,034
137	0604759A	MAJOR T&E INVESTMENT	37,394	37,394
138	0605103A	RAND ARROYO CENTER	21,026	21,026
139	0605301A	ARMY KWAJALEIN ATOLL	176,816	176,816
140	0605326A	CONCEPTS EXPERIMENTATION PROGRAM	27,902	27,902
141	0605502A	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
142	0605601A	ARMY TEST RANGES AND FACILITIES	369,900	369,900
143	0605602A	ARMY TECHNICAL TEST INSTRUMENTATION AND TARGETS	69,183	69,183
144	0605604A	SURVIVABILITY/LETHALITY ANALYSIS	44,753	44,753
145	0605605A	DOD HIGH ENERGY LASER TEST FACILITY	0	0
146	0605606A	AIRCRAFT CERTIFICATION	5,762	5,762
147	0605702A	METEOROLOGICAL SUPPORT TO RDT&E ACTIVITIES	7,402	7,402
148	0605706A	MATERIEL SYSTEMS ANALYSIS	19,954	19,954
149	0605709A	EXPLOITATION OF FOREIGN ITEMS	5,535	5,535
150	0605712A	SUPPORT OF OPERATIONAL TESTING	67,789	67,789
151	0605716A	ARMY EVALUATION CENTER	62,765	62,765
152	0605718A	ARMY MODELING & SIM X-CMD COLLABORATION & INTEG	1,545	1,545
153	0605801A	PROGRAMWIDE ACTIVITIES	83,422	83,422
154	0605803A	TECHNICAL INFORMATION ACTIVITIES	50,820	50,820
155	0605805A	MUNITIONS STANDARDIZATION, EFFECTIVENESS AND SAFETY	46,763	46,763
156	0605857A	ENVIRONMENTAL QUALITY TECHNOLOGY MGMT SUPPORT	4,601	4,601
157	0605898A	MANAGEMENT HQ—R&D	18,524	18,524
158	0909999A	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0	0
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	1,153,980	1,153,980
		OPERATIONAL SYSTEMS DEVELOPMENT		
159	0603778A	MLRS PRODUCT IMPROVEMENT PROGRAM	143,005	143,005
160	0607665A	FAMILY OF BIOMETRICS	0	0
161	0607865A	PATRIOT PRODUCT IMPROVEMENT	109,978	109,978
162	0102419A	AEROSTAT JOINT PROJECT OFFICE	190,422	190,422
163	0203347A	INTELLIGENCE SUPPORT TO CYBER (ISC) MIP	0	0
164	0203726A	ADV FIELD ARTILLERY TACTICAL DATA SYSTEM	32,556	32,556
165	0203735A	COMBAT VEHICLE IMPROVEMENT PROGRAMS	253,959	253,959
166	0203740A	MANEUVER CONTROL SYSTEM	68,325	68,325
167	0203744A	AIRCRAFT MODIFICATIONS/PRODUCT IMPROVEMENT PROGRAMS	280,247	226,247
		Improved turbine engine program delay		[-54,000]
168	0203752A	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	898	898
169	0203758A	DIGITIZATION	35,180	35,180
170	0203759A	FORCE XXI BATTLE COMMAND, BRIGADE AND BELOW (FBCB2)	0	0
171	0203801A	MISSILE/AIR DEFENSE PRODUCT IMPROVEMENT PROGRAM	20,733	20,733
172	0203808A	TRACTOR CARD	63,243	63,243
173	0208053A	JOINT TACTICAL GROUND SYSTEM	31,738	31,738
174	0208058A	JOINT HIGH SPEED VESSEL (JHSV)	35	35
176	0303028A	SECURITY AND INTELLIGENCE ACTIVITIES	7,591	7,591

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(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
177	0303140A	INFORMATION SYSTEMS SECURITY PROGRAM	15,961	15,961
178	0303141A	GLOBAL COMBAT SUPPORT SYSTEM	120,927	120,927
179	0303142A	SATCOM GROUND ENVIRONMENT (SPACE)	15,756	15,756
180	0303150A	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	14,443	14,443
182	0305204A	TACTICAL UNMANNED AERIAL VEHICLES	31,303	31,303
183	0305208A	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	40,876	40,876
184	0305219A	MQ-1 SKY WARRIOR A UAV	74,618	74,618
185	0305232A	RQ-11 UAV	4,039	4,039
186	0305233A	RQ-7 UAV	31,158	31,158
187	0305235A	VERTICAL UAS	2,387	2,387
188	0307665A	BIOMETRICS ENABLED INTELLIGENCE	15,248	15,248
189	0708045A	END ITEM INDUSTRIAL PREPAREDNESS ACTIVITIES	59,908	59,908
189A	9999999999	CLASSIFIED PROGRAMS	4,628	4,628
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	1,669,162	1,615,162
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY	8,929,415	8,503,754
		RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY		
		BASIC RESEARCH		
001	0601103N	UNIVERSITY RESEARCH INITIATIVES	113,690	113,690
002	0601152N	IN-HOUSE LABORATORY INDEPENDENT RESEARCH	18,261	18,261
003	0601153N	DEFENSE RESEARCH SCIENCES	473,070	473,070
		SUBTOTAL, BASIC RESEARCH	605,021	605,021
		APPLIED RESEARCH		
004	0602114N	POWER PROJECTION APPLIED RESEARCH	89,189	89,189
005	0602123N	FORCE PROTECTION APPLIED RESEARCH	143,301	143,301
006	0602131M	MARINE CORPS LANDING FORCE TECHNOLOGY	46,528	46,528
007	0602235N	COMMON PICTURE APPLIED RESEARCH	41,696	41,696
008	0602236N	WARFIGHTER SUSTAINMENT APPLIED RESEARCH	44,127	44,127
009	0602271N	ELECTROMAGNETIC SYSTEMS APPLIED RESEARCH	78,228	78,228
010	0602435N	OCEAN WARFIGHTING ENVIRONMENT APPLIED RESEARCH	49,635	49,635
011	0602651M	JOINT NON-LETHAL WEAPONS APPLIED RESEARCH	5,973	5,973
012	0602747N	UNDERSEA WARFARE APPLIED RESEARCH	96,814	96,814
013	0602750N	FUTURE NAVAL CAPABILITIES APPLIED RESEARCH	162,417	162,417
014	0602782N	MINE AND EXPEDITIONARY WARFARE APPLIED RESEARCH	32,394	32,394
		SUBTOTAL, APPLIED RESEARCH	790,302	790,302
		ADVANCED TECHNOLOGY DEVELOPMENT		
015	0603114N	POWER PROJECTION ADVANCED TECHNOLOGY	56,543	56,543
016	0603123N	FORCE PROTECTION ADVANCED TECHNOLOGY	18,616	18,616
017	0603235N	COMMON PICTURE ADVANCED TECHNOLOGY	0	0
018	0603236N	WARFIGHTER SUSTAINMENT ADVANCED TECHNOLOGY	0	0
019	0603271N	ELECTROMAGNETIC SYSTEMS ADVANCED TECHNOLOGY	54,858	54,858
020	0603640M	USMC ADVANCED TECHNOLOGY DEMONSTRATION (ATD)	130,598	130,598
021	0603651M	JOINT NON-LETHAL WEAPONS TECHNOLOGY DEVELOPMENT	11,706	11,706
022	0603673N	FUTURE NAVAL CAPABILITIES ADVANCED TECHNOLOGY DE- VELOPMENT	256,382	256,382
023	0603729N	WARFIGHTER PROTECTION ADVANCED TECHNOLOGY	3,880	3,880
024	0603747N	UNDERSEA WARFARE ADVANCED TECHNOLOGY	0	0
025	0603758N	NAVY WARFIGHTING EXPERIMENTS AND DEMONSTRATIONS ..	51,819	51,819
026	0603782N	MINE AND EXPEDITIONARY WARFARE ADVANCED TECH- NOLOGY	0	0
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT ..	584,402	584,402
		ADVANCED COMPONENT DEVELOPMENT & PROTO- TYPES		
027	0603128N	UNMANNED AERIAL SYSTEM	0	0
028	0603207N	AIR/OCEAN TACTICAL APPLICATIONS	34,085	34,085
029	0603216N	AVIATION SURVIVABILITY	8,783	8,783
030	0603237N	DEPLOYABLE JOINT COMMAND AND CONTROL	3,773	3,773
031	0603251N	AIRCRAFT SYSTEMS	24,512	24,512
032	0603254N	ASW SYSTEMS DEVELOPMENT	8,090	8,090
033	0603261N	TACTICAL AIRBORNE RECONNAISSANCE	5,301	5,301
034	0603382N	ADVANCED COMBAT SYSTEMS TECHNOLOGY	1,506	1,506
035	0603502N	SURFACE AND SHALLOW WATER MINE COUNTERMEASURES ...	190,622	190,622
036	0603506N	SURFACE SHIP TORPEDO DEFENSE	93,346	93,346
037	0603512N	CARRIER SYSTEMS DEVELOPMENT	108,871	108,871
038	0603513N	SHIPBOARD SYSTEM COMPONENT DEVELOPMENT	0	0
039	0603525N	PILOT FISH	101,169	101,169
040	0603527N	RETRACT LARCH	74,312	74,312
041	0603536N	RETRACT JUNIPER	90,730	90,730
042	0603542N	RADIOLOGICAL CONTROL	777	777
043	0603553N	SURFACE ASW	6,704	6,704
044	0603561N	ADVANCED SUBMARINE SYSTEM DEVELOPMENT	555,123	555,123
045	0603562N	SUBMARINE TACTICAL WARFARE SYSTEMS	9,368	9,368
046	0603563N	SHIP CONCEPT ADVANCED DESIGN	24,609	24,609
047	0603564N	SHIP PRELIMINARY DESIGN & FEASIBILITY STUDIES	13,710	13,710

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Line	Program Element	Item	FY 2013 Request	Senate Authorized
048	0603570N	ADVANCED NUCLEAR POWER SYSTEMS	249,748	249,748
049	0603573N	ADVANCED SURFACE MACHINERY SYSTEMS	29,897	29,897
050	0603576N	CHALK EAGLE	509,988	509,988
051	0603581N	LITTORAL COMBAT SHIP (LCS)	429,420	429,420
052	0603582N	COMBAT SYSTEM INTEGRATION	56,551	56,551
053	0603609N	CONVENTIONAL MUNITIONS	7,342	7,342
054	0603611M	MARINE CORPS ASSAULT VEHICLES	95,182	95,182
055	0603635M	MARINE CORPS GROUND COMBAT/SUPPORT SYSTEM	10,496	10,496
056	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	52,331	52,331
057	0603658N	COOPERATIVE ENGAGEMENT	56,512	56,512
058	0603713N	OCEAN ENGINEERING TECHNOLOGY DEVELOPMENT	7,029	7,029
059	0603721N	ENVIRONMENTAL PROTECTION	21,080	21,080
060	0603724N	NAVY ENERGY PROGRAM	55,324	55,324
061	0603725N	FACILITIES IMPROVEMENT	3,401	3,401
062	0603734N	CHALK CORAL	45,966	45,966
063	0603739N	NAVY LOGISTIC PRODUCTIVITY	3,811	3,811
064	0603746N	RETRACT MAPLE	341,305	341,305
065	0603748N	LINK PLUMERIA	181,220	181,220
066	0603751N	RETRACT ELM	174,014	174,014
067	0603755N	SHIP SELF DEFENSE—DEM/VAL	0	0
068	0603764N	LINK EVERGREEN	68,654	68,654
069	0603787N	SPECIAL PROCESSES	44,487	44,487
070	0603790N	NATO RESEARCH AND DEVELOPMENT	9,389	9,389
071	0603795N	LAND ATTACK TECHNOLOGY	16,132	16,132
072	0603851M	JOINT NON-LETHAL WEAPONS TESTING	44,994	44,994
073	0603860N	JOINT PRECISION APPROACH AND LANDING SYSTEMS—DEM/ VAL	137,369	137,369
074	0603889N	COUNTERDRUG RDT&E PROJECTS	0	0
075	0603925N	DIRECTED ENERGY AND ELECTRIC WEAPON SYSTEMS	0	0
076	0604272N	TACTICAL AIR DIRECTIONAL INFRARED COUNTERMEASURES (TADIRCM)	73,934	73,934
077	0604279N	ASE SELF-PROTECTION OPTIMIZATION	711	711
078	0604653N	JOINT COUNTER RADIO CONTROLLED IED ELECTRONIC WAR- FARE (JCREW)	71,300	71,300
079	0604659N	PRECISION STRIKE WEAPONS DEVELOPMENT PROGRAM	5,654	5,654
080	0604707N	SPACE AND ELECTRONIC WARFARE (SEW) ARCHITECTURE/ ENGINEERING SUPPORT	31,549	31,549
081	0604775N	DEFENSE RAPID INNOVATION PROGRAM	0	0
082	0604786N	OFFENSIVE ANTI-SURFACE WARFARE WEAPON DEVELOP- MENT	86,801	86,801
083	0605812M	JOINT LIGHT TACTICAL VEHICLE (JLTV) ENGINEERING AND MANUFACTURING DEVELOPMENT PH	44,500	44,500
084	0303354N	ASW SYSTEMS DEVELOPMENT—MIP	13,172	13,172
085	0303562N	SUBMARINE TACTICAL WARFARE SYSTEMS—MIP	0	0
086	0304270N	ELECTRONIC WARFARE DEVELOPMENT—MIP	643	643
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES	4,335,297	4,335,297
		SYSTEM DEVELOPMENT & DEMONSTRATION		
087	0604212N	OTHER HELO DEVELOPMENT	33,978	33,978
088	0604214N	AV-8B AIRCRAFT—ENG DEV	32,789	32,789
089	0604215N	STANDARDS DEVELOPMENT	84,988	84,988
090	0604216N	MULTI-MISSION HELICOPTER UPGRADE DEVELOPMENT	6,866	6,866
091	0604218N	AIR/OCEAN EQUIPMENT ENGINEERING	4,060	4,060
092	0604221N	P-3 MODERNIZATION PROGRAM	3,451	3,451
093	0604230N	WARFARE SUPPORT SYSTEM	13,071	13,071
094	0604231N	TACTICAL COMMAND SYSTEM	71,645	71,645
095	0604234N	ADVANCED HAWKEYE	119,065	119,065
096	0604245N	H-1 UPGRADES	31,105	31,105
097	0604261N	ACOUSTIC SEARCH SENSORS	34,299	34,299
098	0604262N	V-22A	54,412	54,412
099	0604264N	AIR CREW SYSTEMS DEVELOPMENT	2,717	2,717
100	0604269N	EA-18	13,009	13,009
101	0604270N	ELECTRONIC WARFARE DEVELOPMENT	51,304	51,304
102	0604273N	VH-71A EXECUTIVE HELO DEVELOPMENT	61,163	61,163
103	0604274N	NEXT GENERATION JAMMER (NGJ)	187,024	187,024
104	0604280N	JOINT TACTICAL RADIO SYSTEM—NAVY (JTRS-NAVY)	337,480	337,480
105	0604307N	SURFACE COMBATANT COMBAT SYSTEM ENGINEERING	260,616	260,616
106	0604311N	LPD-17 CLASS SYSTEMS INTEGRATION	824	824
107	0604329N	SMALL DIAMETER BOMB (SDB)	31,064	31,064
108	0604366N	STANDARD MISSILE IMPROVEMENTS	63,891	63,891
109	0604373N	AIRBORNE MCM	73,246	73,246
110	0604376M	MARINE AIR GROUND TASK FORCE (MAGTF) ELECTRONIC WARFARE (EW) FOR AVIATION	10,568	10,568
111	0604378N	NAVAL INTEGRATED FIRE CONTROL—COUNTER AIR SYSTEMS ENGINEERING	39,974	39,974
112	0604404N	UNMANNED CARRIER LAUNCHED AIRBORNE SURVEILLANCE AND STRIKE (UCLASS) SYSTEM	122,481	122,481

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113	0604501N	ADVANCED ABOVE WATER SENSORS	255,516	255,516
114	0604503N	SSN-688 AND TRIDENT MODERNIZATION	82,620	82,620
115	0604504N	AIR CONTROL	5,633	5,633
116	0604512N	SHIPBOARD AVIATION SYSTEMS	55,826	55,826
117	0604518N	COMBAT INFORMATION CENTER CONVERSION	918	918
118	0604558N	NEW DESIGN SSN	165,230	165,230
119	0604562N	SUBMARINE TACTICAL WARFARE SYSTEM	49,141	49,141
120	0604567N	SHIP CONTRACT DESIGN/ LIVE FIRE T&E	196,737	196,737
121	0604574N	NAVY TACTICAL COMPUTER RESOURCES	3,889	3,889
122	0604601N	MINE DEVELOPMENT	8,335	8,335
123	0604610N	LIGHTWEIGHT TORPEDO DEVELOPMENT	49,818	49,818
124	0604654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	10,099	10,099
125	0604703N	PERSONNEL, TRAINING, SIMULATION, AND HUMAN FACTORS	7,348	7,348
126	0604727N	JOINT STANDOFF WEAPON SYSTEMS	5,518	5,518
127	0604755N	SHIP SELF DEFENSE (DETECT & CONTROL)	87,662	87,662
128	0604756N	SHIP SELF DEFENSE (ENGAGE: HARD KILL)	64,079	64,079
129	0604757N	SHIP SELF DEFENSE (ENGAGE: SOFT KILL/EW)	151,489	151,489
130	0604761N	INTELLIGENCE ENGINEERING	0	0
131	0604771N	MEDICAL DEVELOPMENT	12,707	12,707
132	0604777N	NAVIGATION/ID SYSTEM	47,764	47,764
133	0604800M	JOINT STRIKE FIGHTER (JSF)—EMD	737,149	737,149
134	0604800N	JOINT STRIKE FIGHTER (JSF)—EMD	743,926	743,926
135	0605013M	INFORMATION TECHNOLOGY DEVELOPMENT	12,143	12,143
136	0605013N	INFORMATION TECHNOLOGY DEVELOPMENT	72,209	72,209
137	0605018N	NAVY INTEGRATED MILITARY HUMAN RESOURCES SYSTEM (N-IMHRS)	0	0
138	0605212N	CH-53K RDTE	606,204	606,204
139	0605450N	JOINT AIR-TO-GROUND MISSILE (JAGM)	0	0
140	0605500N	MULTI-MISSION MARITIME AIRCRAFT (MMA)	421,102	421,102
141	0204202N	DDG-1000	124,655	124,655
142	0304231N	TACTICAL COMMAND SYSTEM—MIP	1,170	1,170
143	0304503N	SSN-688 AND TRIDENT MODERNIZATION—MIP	0	0
144	0304785N	TACTICAL CRYPTOLOGIC SYSTEMS	23,255	23,255
145	0305124N	SPECIAL APPLICATIONS PROGRAM	0	0
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	5,747,232	5,747,232
		RDT&E MANAGEMENT SUPPORT		
146	0604256N	THREAT SIMULATOR DEVELOPMENT	30,790	30,790
147	0604258N	TARGET SYSTEMS DEVELOPMENT	59,221	59,221
148	0604759N	MAJOR T&E INVESTMENT	35,894	35,894
149	0605126N	JOINT THEATER AIR AND MISSILE DEFENSE ORGANIZATION	7,573	7,573
150	0605152N	STUDIES AND ANALYSIS SUPPORT—NAVY	20,963	20,963
151	0605154N	CENTER FOR NAVAL ANALYSES	46,856	46,856
152	0605502N	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
153	0605804N	TECHNICAL INFORMATION SERVICES	796	796
154	0605853N	MANAGEMENT, TECHNICAL & INTERNATIONAL SUPPORT	32,782	32,782
155	0605856N	STRATEGIC TECHNICAL SUPPORT	3,306	3,306
156	0605861N	RDT&E SCIENCE AND TECHNOLOGY MANAGEMENT	70,302	70,302
157	0605863N	RDT&E SHIP AND AIRCRAFT SUPPORT	144,033	144,033
158	0605864N	TEST AND EVALUATION SUPPORT	342,298	342,298
159	0605865N	OPERATIONAL TEST AND EVALUATION CAPABILITY	16,399	16,399
160	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	4,579	4,579
161	0605867N	SEW SURVEILLANCE/RECONNAISSANCE SUPPORT	8,000	8,000
162	0605873M	MARINE CORPS PROGRAM WIDE SUPPORT	18,490	18,490
163	0305885N	TACTICAL CRYPTOLOGIC ACTIVITIES	2,795	2,795
164	0804758N	SERVICE SUPPORT TO JFCOM, JNTC	0	0
165	0909999N	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0	0
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	845,077	845,077
		OPERATIONAL SYSTEMS DEVELOPMENT		
167	0604402N	UNMANNED COMBAT AIR VEHICLE (UCAV) ADVANCED COMPONENT AND PROTOTYPE DEVELOPMENT	142,282	142,282
168	0604717M	MARINE CORPS COMBAT SERVICES SUPPORT	0	0
169	0604766M	MARINE CORPS DATA SYSTEMS	0	0
170	0101221N	STRATEGIC SUB & WEAPONS SYSTEM SUPPORT	105,892	105,892
171	0101224N	SSBN SECURITY TECHNOLOGY PROGRAM	34,729	34,729
172	0101226N	SUBMARINE ACOUSTIC WARFARE DEVELOPMENT	1,434	1,434
173	0101402N	NAVY STRATEGIC COMMUNICATIONS	19,208	19,208
174	0203761N	RAPID TECHNOLOGY TRANSITION (RTT)	25,566	25,566
175	0204136N	F/A-18 SQUADRONS	188,299	188,299
176	0204152N	E-2 SQUADRONS	8,610	8,610
177	0204163N	FLEET TELECOMMUNICATIONS (TACTICAL)	15,695	15,695
178	0204228N	SURFACE SUPPORT	4,171	4,171
179	0204229N	TOMAHAWK AND TOMAHAWK MISSION PLANNING CENTER (TMPC)	11,265	11,265
180	0204311N	INTEGRATED SURVEILLANCE SYSTEM	45,922	45,922
181	0204413N	AMPHIBIOUS TACTICAL SUPPORT UNITS (DISPLACEMENT CRAFT)	8,435	8,435

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182	0204460M	GROUND/AIR TASK ORIENTED RADAR (G/ATOR)	75,088	75,088
183	0204571N	CONSOLIDATED TRAINING SYSTEMS DEVELOPMENT	20,229	20,229
184	0204574N	CRYPTOLOGIC DIRECT SUPPORT	1,756	1,756
185	0204575N	ELECTRONIC WARFARE (EW) READINESS SUPPORT	19,843	19,843
186	0205601N	HARM IMPROVEMENT	11,477	11,477
187	0205604N	TACTICAL DATA LINKS	118,818	118,818
188	0205620N	SURFACE ASW COMBAT SYSTEM INTEGRATION	27,342	27,342
189	0205632N	MK-48 ADCAP	28,717	28,717
190	0205633N	AVIATION IMPROVEMENTS	89,157	89,157
191	0205658N	NAVY SCIENCE ASSISTANCE PROGRAM	3,450	3,450
192	0205675N	OPERATIONAL NUCLEAR POWER SYSTEMS	86,435	86,435
193	0206313M	MARINE CORPS COMMUNICATIONS SYSTEMS	219,054	219,054
194	0206623M	MARINE CORPS GROUND COMBAT/SUPPORTING ARMS SYSTEMS	181,693	181,693
195	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT	58,393	58,393
196	0206625M	USMC INTELLIGENCE/ELECTRONIC WARFARE SYSTEMS (MIP)	22,966	22,966
197	0207161N	TACTICAL AIM MISSILES	21,107	21,107
198	0207163N	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	2,857	2,857
199	0208058N	JOINT HIGH SPEED VESSEL (JHSV)	1,932	1,932
204	0303109N	SATELLITE COMMUNICATIONS (SPACE)	188,482	188,482
205	0303138N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)	16,749	16,749
206	0303140N	INFORMATION SYSTEMS SECURITY PROGRAM	26,307	26,307
207	0303150M	WWMCCS/GLOBAL COMMAND AND CONTROL SYSTEM	500	500
208	0303238N	CONSOLIDATED AFLOAT NETWORK ENTERPRISE SERVICES (CANES)—MIP	0	0
210	0305149N	COBRA JUDY	17,091	17,091
211	0305160N	NAVY METEOROLOGICAL AND OCEAN SENSORS-SPACE (METOC)	810	810
212	0305192N	MILITARY INTELLIGENCE PROGRAM (MIP) ACTIVITIES	8,617	8,617
213	0305204N	TACTICAL UNMANNED AERIAL VEHICLES	9,066	9,066
214	0305206N	AIRBORNE RECONNAISSANCE SYSTEMS	0	0
215	0305207N	MANNED RECONNAISSANCE SYSTEMS	30,654	30,654
216	0305208M	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	25,917	25,917
217	0305208N	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	14,676	14,676
218	0305220N	RQ-4 UAV	657,483	657,483
219	0305231N	MQ-8 UAV	99,600	99,600
220	0305232M	RQ-11 UAV	495	495
221	0305233N	RQ-7 UAV	863	863
222	0305234M	SMALL (LEVEL 0) TACTICAL UAS (STUASL0)	0	0
223	0305234N	SMALL (LEVEL 0) TACTICAL UAS (STUASL0)	9,734	9,734
224	0305237N	MEDIUM RANGE MARITIME UAS	0	0
225	0305239M	RQ-21A	22,343	22,343
226	0308601N	MODELING AND SIMULATION SUPPORT	5,908	5,908
227	0702207N	DEPOT MAINTENANCE (NON-IF)	27,391	27,391
228	0702239N	AVIONICS COMPONENT IMPROVEMENT PROGRAM	0	0
229	0708011N	INDUSTRIAL PREPAREDNESS	54,879	54,879
230	0708730N	MARITIME TECHNOLOGY (MARITECH)	5,000	5,000
230A	9999999999	CLASSIFIED PROGRAMS	1,151,159	1,151,159
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	3,975,546	3,975,546
230B		PRIOR YEAR SAVINGS		-8,832
		Medium range maritime UAS cancellation		[-8,832]
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY	16,882,877	16,874,045
		RESEARCH, DEVELOPMENT, TEST & EVAL, AF BASIC RESEARCH		
001	0601102F	DEFENSE RESEARCH SCIENCES	361,787	361,787
002	0601103F	UNIVERSITY RESEARCH INITIATIVES	141,153	141,153
003	0601108F	HIGH ENERGY LASER RESEARCH INITIATIVES	13,094	13,094
		SUBTOTAL, BASIC RESEARCH	516,034	516,034
		APPLIED RESEARCH		
004	0602102F	MATERIALS	114,166	114,166
005	0602201F	AEROSPACE VEHICLE TECHNOLOGIES	120,719	120,719
006	0602202F	HUMAN EFFECTIVENESS APPLIED RESEARCH	89,319	89,319
007	0602203F	AEROSPACE PROPULSION	232,547	232,547
008	0602204F	AEROSPACE SENSORS	127,637	127,637
009	0602601F	SPACE TECHNOLOGY	98,375	98,375
010	0602602F	CONVENTIONAL MUNITIONS	77,175	77,175
011	0602605F	DIRECTED ENERGY TECHNOLOGY	106,196	106,196
012	0602788F	DOMINANT INFORMATION SCIENCES AND METHODS	104,362	104,362
013	0602890F	HIGH ENERGY LASER RESEARCH	38,557	38,557
		SUBTOTAL, APPLIED RESEARCH	1,109,053	1,109,053
		ADVANCED TECHNOLOGY DEVELOPMENT		

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014	0603112F	ADVANCED MATERIALS FOR WEAPON SYSTEMS	47,890	47,890
015	0603199F	SUSTAINMENT SCIENCE AND TECHNOLOGY (S&T)	6,565	6,565
016	0603203F	ADVANCED AEROSPACE SENSORS	37,657	37,657
017	0603211F	AEROSPACE TECHNOLOGY DEV/DEMO	81,376	81,376
018	0603216F	AEROSPACE PROPULSION AND POWER TECHNOLOGY	151,152	151,152
019	0603270F	ELECTRONIC COMBAT TECHNOLOGY	32,941	32,941
020	0603401F	ADVANCED SPACECRAFT TECHNOLOGY	64,557	64,557
021	0603444F	MAUI SPACE SURVEILLANCE SYSTEM (MSSS)	29,256	29,256
022	0603456F	HUMAN EFFECTIVENESS ADVANCED TECHNOLOGY DEVELOPMENT	21,523	21,523
023	0603601F	CONVENTIONAL WEAPONS TECHNOLOGY	36,352	36,352
024	0603605F	ADVANCED WEAPONS TECHNOLOGY	19,004	19,004
025	0603680F	MANUFACTURING TECHNOLOGY PROGRAM	37,045	37,045
026	0603788F	BATTLESPACE KNOWLEDGE DEVELOPMENT AND DEMONSTRATION	31,419	31,419
027	0603924F	HIGH ENERGY LASER ADVANCED TECHNOLOGY PROGRAM	0	0
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT ..	596,737	596,737
		ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES		
028	0603260F	INTELLIGENCE ADVANCED DEVELOPMENT	3,866	3,866
029	0603287F	PHYSICAL SECURITY EQUIPMENT	3,704	3,704
030	0603430F	ADVANCED EHF MILSATCOM (SPACE)	229,171	227,671
		Excess funding		[-1,500]
031	0603432F	POLAR MILSATCOM (SPACE)	120,676	120,676
032	0603438F	SPACE CONTROL TECHNOLOGY	25,144	23,144
		Excess funding		[-2,000]
033	0603742F	COMBAT IDENTIFICATION TECHNOLOGY	32,243	32,243
034	0603790F	NATO RESEARCH AND DEVELOPMENT	4,507	4,507
035	0603791F	INTERNATIONAL SPACE COOPERATIVE R&D	652	652
036	0603830F	SPACE PROTECTION PROGRAM (SPP)	10,429	10,429
037	0603850F	INTEGRATED BROADCAST SERVICE—DEM/VAL	19,938	19,938
038	0603851F	INTERCONTINENTAL BALLISTIC MISSILE—DEM/VAL	71,181	71,181
039	0603854F	WIDEBAND GLOBAL SATCOM RDT&E (SPACE)	12,027	12,027
040	0603859F	POLLUTION PREVENTION—DEM/VAL	2,054	2,054
041	0603860F	JOINT PRECISION APPROACH AND LANDING SYSTEMS—DEM/VAL	57,975	57,975
042	0604015F	LONG RANGE STRIKE	291,742	291,742
043	0604283F	BATTLE MGMT COM & CTRL SENSOR DEVELOPMENT	114,417	114,417
044	0604317F	TECHNOLOGY TRANSFER	2,576	2,576
045	0604327F	HARD AND DEEPLY BURIED TARGET DEFEAT SYSTEM (HDBTDS) PROGRAM	16,711	16,711
046	0604330F	JOINT DUAL ROLE AIR DOMINANCE MISSILE	0	0
047	0604337F	REQUIREMENTS ANALYSIS AND MATURATION	16,343	16,343
048	0604422F	WEATHER SATELLITE FOLLOW-ON	2,000	2,000
049	0604436F	NEXT-GENERATION MILSATCOM TECHNOLOGY DEVELOPMENT	0	0
050	0604635F	GROUND ATTACK WEAPONS FUZE DEVELOPMENT	9,423	9,423
051	0604775F	DEFENSE RAPID INNOVATION PROGRAM	0	0
052	0604796F	ALTERNATIVE FUELS	0	0
053	0604830F	AUTOMATED AIR-TO-AIR REFUELING	0	0
054	0604857F	OPERATIONALLY RESPONSIVE SPACE	0	45,000
		Restore Operationally Responsive Space		[45,000]
055	0604858F	TECH TRANSITION PROGRAM	37,558	34,558
		Excess funding		[-3,000]
056	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE)	96,840	96,840
057	0305178F	NATIONAL POLAR-ORBITING OPERATIONAL ENVIRONMENTAL SATELLITE SYSTEM (NPOESS)	0	0
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES	1,181,177	1,219,677
		SYSTEM DEVELOPMENT & DEMONSTRATION		
058	0603840F	GLOBAL BROADCAST SERVICE (GBS)	14,652	14,652
059	0604222F	NUCLEAR WEAPONS SUPPORT	25,713	25,713
060	0604233F	SPECIALIZED UNDERGRADUATE FLIGHT TRAINING	6,583	6,583
061	0604270F	ELECTRONIC WARFARE DEVELOPMENT	1,975	1,975
062	0604280F	JOINT TACTICAL RADIO	2,594	2,594
063	0604281F	TACTICAL DATA NETWORKS ENTERPRISE	24,534	24,534
064	0604287F	PHYSICAL SECURITY EQUIPMENT	51	51
065	0604329F	SMALL DIAMETER BOMB (SDB)—EMD	143,000	143,000
066	0604421F	COUNTERSPACE SYSTEMS	28,797	28,797
067	0604423F	SPACE SITUATION AWARENESS SYSTEMS	267,252	247,252
		Excess funding		[-20,000]
068	0604429F	AIRBORNE ELECTRONIC ATTACK	4,118	4,118
069	0604441F	SPACE BASED INFRARED SYSTEM (SBIRS) HIGH EMD	448,594	446,594
		Excess funding		[-2,000]
070	0604602F	ARMAMENT/ORDNANCE DEVELOPMENT	9,951	9,951

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071	0604604F	SUBMUNITIONS	2,567	2,567
072	0604617F	AGILE COMBAT SUPPORT	13,059	13,059
073	0604706F	LIFE SUPPORT SYSTEMS	9,720	9,720
074	0604735F	COMBAT TRAINING RANGES	9,222	9,222
075	0604740F	INTEGRATED COMMAND & CONTROL APPLICATIONS (IC2A)	0	0
076	0604750F	INTELLIGENCE EQUIPMENT	803	803
077	0604800F	F-35—EMD	1,210,306	1,210,306
078	0604851F	INTERCONTINENTAL BALLISTIC MISSILE—EMD	135,437	135,437
079	0604853F	EVOLVED EXPENDABLE LAUNCH VEHICLE PROGRAM (SPACE)—EMD	7,980	7,980
080	0604932F	LONG RANGE STANDOFF WEAPON	2,004	2,004
081	0604933F	ICBM FUZE MODERNIZATION	73,512	73,512
082	0605213F	F-22 MODERNIZATION INCREMENT 3.2B	140,100	140,100
083	0605221F	NEXT GENERATION AERIAL REFUELING AIRCRAFT	1,815,588	1,728,458
		Excess prior year funds		[-87,130]
084	0605229F	CSAR HH-60 RECAPITALIZATION	123,210	123,210
085	0605278F	HC/MC-130 RECAP RDT&E	19,039	19,039
086	0605931F	B-2 DEFENSIVE MANAGEMENT SYSTEM	281,056	281,056
087	0101125F	NUCLEAR WEAPONS MODERNIZATION	80,200	80,200
088	0207100F	LIGHT ATTACK ARMED RECONNAISSANCE (LAAR) SQUADRONS	0	0
089	0207604F	READINESS TRAINING RANGES, OPERATIONS AND MAINTENANCE	310	310
090	0207701F	FULL COMBAT MISSION TRAINING	14,861	14,861
091	0305230F	MC-12	19,949	19,949
092	0401138F	C-27J AIRLIFT SQUADRONS	0	0
093	0401318F	CV-22	28,027	28,027
094	0401845F	AIRBORNE SENIOR LEADER C3 (SLC3S)	1,960	1,960
		SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION	4,966,724	4,857,594
		RDT&E MANAGEMENT SUPPORT		
095	0604256F	THREAT SIMULATOR DEVELOPMENT	22,812	22,812
096	0604759F	MAJOR T&E INVESTMENT	42,236	42,236
097	0605101F	RAND PROJECT AIR FORCE	25,579	25,579
098	0605502F	SMALL BUSINESS INNOVATION RESEARCH	0	0
099	0605712F	INITIAL OPERATIONAL TEST & EVALUATION	16,197	16,197
100	0605807F	TEST AND EVALUATION SUPPORT	722,071	722,071
101	0605860F	ROCKET SYSTEMS LAUNCH PROGRAM (SPACE)	16,200	16,200
102	0605864F	SPACE TEST PROGRAM (STP)	10,051	45,051
		Restore Space Test Program		[35,000]
103	0605976F	FACILITIES RESTORATION AND MODERNIZATION—TEST AND EVALUATION SUPPORT	42,597	42,597
104	0605978F	FACILITIES SUSTAINMENT—TEST AND EVALUATION SUPPORT	27,301	27,301
105	0606323F	MULTI-SERVICE SYSTEMS ENGINEERING INITIATIVE	13,964	13,964
106	0606392F	SPACE AND MISSILE CENTER (SMC) CIVILIAN WORKFORCE	203,766	203,766
107	0702806F	ACQUISITION AND MANAGEMENT SUPPORT	42,430	42,430
108	0804731F	GENERAL SKILL TRAINING	1,294	1,294
109	0909980F	JUDGMENT FUND REIMBURSEMENT	0	0
110	0909999F	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0	0
111	1001004F	INTERNATIONAL ACTIVITIES	3,851	3,851
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	1,190,349	1,225,349
		OPERATIONAL SYSTEMS DEVELOPMENT		
112	0603423F	GLOBAL POSITIONING SYSTEM III—OPERATIONAL CONTROL SEGMENT	371,595	370,095
		Excess funding		[-1,500]
113	0604263F	COMMON VERTICAL LIFT SUPPORT PLATFORM	0	0
114	0605018F	AF INTEGRATED PERSONNEL AND PAY SYSTEM (AF-IPPS)	91,697	91,697
115	0605024F	ANTI-TAMPER TECHNOLOGY EXECUTIVE AGENCY	17,037	17,037
117	0101113F	B-52 SQUADRONS	53,208	53,208
118	0101122F	AIR-LAUNCHED CRUISE MISSILE (ALCM)	431	431
119	0101126F	B-1B SQUADRONS	16,265	16,265
120	0101127F	B-2 SQUADRONS	35,970	20,970
		Efficiencies		[-15,000]
121	0101313F	STRAT WAR PLANNING SYSTEM—USSTRATCOM	30,889	30,889
122	0101314F	NIGHT FIST—USSTRATCOM	10	10
124	0102326F	REGION/SECTOR OPERATION CONTROL CENTER MODERNIZATION PROGRAM	5,609	5,609
125	0102823F	STRATEGIC AEROSPACE INTELLIGENCE SYSTEM ACTIVITIES	0	0
126	0203761F	WARFIGHTER RAPID ACQUISITION PROCESS (WRAP) RAPID TRANSITION FUND	15,098	15,098
127	0205219F	MQ-9 UAV	147,971	147,971
128	0207040F	MULTI-PLATFORM ELECTRONIC WARFARE EQUIPMENT	49,848	49,848
129	0207131F	A-10 SQUADRONS	13,538	13,538
130	0207133F	F-16 SQUADRONS	190,257	190,257
131	0207134F	F-15E SQUADRONS	192,677	192,677
132	0207136F	MANNED DESTRUCTIVE SUPPRESSION	13,683	13,683

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133	0207138F	F-22A SQUADRONS	371,667	371,667
134	0207142F	F-35 SQUADRONS	8,117	8,117
135	0207161F	TACTICAL AIM MISSILES	8,234	8,234
136	0207163F	ADVANCED MEDIUM RANGE AIR-TO-AIR MISSILE (AMRAAM)	87,041	87,041
137	0207170F	JOINT HELMET MOUNTED CUEING SYSTEM (JHMCS)	1,472	1,472
138	0207224F	COMBAT RESCUE AND RECOVERY	2,095	2,095
139	0207227F	COMBAT RESCUE—PARARESCUE	1,119	1,119
140	0207247F	AF TENCAP	63,853	63,853
141	0207249F	PRECISION ATTACK SYSTEMS PROCUREMENT	1,063	1,063
142	0207253F	COMPASS CALL	12,094	12,094
143	0207268F	AIRCRAFT ENGINE COMPONENT IMPROVEMENT PROGRAM	187,984	187,984
144	0207277F	ISR INNOVATIONS	0	0
145	0207325F	JOINT AIR-TO-SURFACE STANDOFF MISSILE (JASSM)	7,950	7,950
146	0207410F	AIR & SPACE OPERATIONS CENTER (AOC)	76,315	76,315
147	0207412F	CONTROL AND REPORTING CENTER (CRC)	8,653	8,653
148	0207417F	AIRBORNE WARNING AND CONTROL SYSTEM (AWACS)	65,200	65,200
149	0207418F	TACTICAL AIRBORNE CONTROL SYSTEMS	5,767	5,767
150	0207423F	ADVANCED COMMUNICATIONS SYSTEMS	0	0
152	0207431F	COMBAT AIR INTELLIGENCE SYSTEM ACTIVITIES	5,756	5,756
153	0207438F	THEATER BATTLE MANAGEMENT (TBM) C4I	0	0
154	0207444F	TACTICAL AIR CONTROL PARTY-MOD	16,226	16,226
155	0207445F	FIGHTER TACTICAL DATA LINK	0	0
156	0207448F	C2ISR TACTICAL DATA LINK	1,633	1,633
157	0207449F	COMMAND AND CONTROL (C2) CONSTELLATION	18,086	18,086
158	0207452F	DCAPES	15,690	15,690
159	0207581F	JOINT SURVEILLANCE/TARGET ATTACK RADAR SYSTEM (JSTARS)	24,241	24,241
160	0207590F	SEEK EAGLE	22,654	22,654
161	0207601F	USAF MODELING AND SIMULATION	15,501	15,501
162	0207605F	WARGAMING AND SIMULATION CENTERS	5,699	5,699
163	0207697F	DISTRIBUTED TRAINING AND EXERCISES	4,425	4,425
164	0208006F	MISSION PLANNING SYSTEMS	69,377	69,377
165	0208021F	INFORMATION WARFARE SUPPORT	7,159	7,159
166	0208059F	CYBER COMMAND ACTIVITIES	66,888	66,888
174	0301400F	SPACE SUPERIORITY INTELLIGENCE	12,056	12,056
175	0302015F	E-4B NATIONAL AIRBORNE OPERATIONS CENTER (NAOC)	4,159	4,159
176	0303131F	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN)	20,124	20,124
177	0303140F	INFORMATION SYSTEMS SECURITY PROGRAM	69,133	69,133
178	0303141F	GLOBAL COMBAT SUPPORT SYSTEM	6,512	6,512
179	0303150F	GLOBAL COMMAND AND CONTROL SYSTEM	4,316	4,316
180	0303601F	MILSATCOM TERMINALS	107,237	107,237
182	0304260F	AIRBORNE SIGINT ENTERPRISE	129,106	129,106
185	0305099F	GLOBAL AIR TRAFFIC MANAGEMENT (GATM)	4,461	4,461
186	0305103F	CYBER SECURITY INITIATIVE	2,055	2,055
187	0305105F	DOD CYBER CRIME CENTER	285	285
188	0305110F	SATELLITE CONTROL NETWORK (SPACE)	33,773	33,773
189	0305111F	WEATHER SERVICE	29,048	29,048
190	0305114F	AIR TRAFFIC CONTROL, APPROACH, AND LANDING SYSTEM (ATCALS)	43,187	43,187
191	0305116F	AERIAL TARGETS	50,496	50,496
194	0305128F	SECURITY AND INVESTIGATIVE ACTIVITIES	354	354
195	0305145F	ARMS CONTROL IMPLEMENTATION	4,000	4,000
196	0305146F	DEFENSE JOINT COUNTERINTELLIGENCE ACTIVITIES	342	342
198	0305164F	NAVSTAR GLOBAL POSITIONING SYSTEM (USER EQUIPMENT) (SPACE)	29,621	29,621
199	0305165F	NAVSTAR GLOBAL POSITIONING SYSTEM (SPACE AND CONTROL SEGMENTS)	14,335	14,335
201	0305173F	SPACE AND MISSILE TEST AND EVALUATION CENTER	3,680	3,680
202	0305174F	SPACE INNOVATION AND DEVELOPMENT CENTER	2,430	2,430
203	0305182F	SPACELIFT RANGE SYSTEM (SPACE)	8,760	8,760
204	0305193F	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	0	0
205	0305202F	DRAGON U-2	23,644	23,644
206	0305205F	ENDURANCE UNMANNED AERIAL VEHICLES	21,000	21,000
207	0305206F	AIRBORNE RECONNAISSANCE SYSTEMS	96,735	96,735
208	0305207F	MANNED RECONNAISSANCE SYSTEMS	13,316	13,316
209	0305208F	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	63,501	63,501
210	0305219F	MQ-1 PREDATOR A UAV	9,122	9,122
211	0305220F	RQ-4 UAV	236,265	236,265
212	0305221F	NETWORK-CENTRIC COLLABORATIVE TARGETING	7,367	7,367
213	0305236F	COMMON DATA LINK (CDL)	38,094	38,094
214	0305238F	NATO AGS	210,109	210,109
215	0305240F	SUPPORT TO DCGS ENTERPRISE	24,500	24,500
216	0305265F	GPS III SPACE SEGMENT	318,992	318,992
217	0305614F	JSPOC MISSION SYSTEM	54,645	54,645
218	0305881F	RAPID CYBER ACQUISITION	4,007	4,007
219	0305887F	INTELLIGENCE SUPPORT TO INFORMATION WARFARE	13,357	13,357
220	0305913F	NUDET DETECTION SYSTEM (SPACE)	64,965	64,965

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221	0305940F	SPACE SITUATION AWARENESS OPERATIONS	19,586	19,586
222	0307141F	INFORMATION OPERATIONS TECHNOLOGY INTEGRATION & TOOL DEVELOPMENT	0	0
223	0308699F	SHARED EARLY WARNING (SEW)	1,175	1,175
224	0401115F	C-130 AIRLIFT SQUADRON	5,000	5,000
225	0401119F	C-5 AIRLIFT SQUADRONS (IF)	35,115	35,115
226	0401130F	C-17 AIRCRAFT (IF)	99,225	99,225
227	0401132F	C-130J PROGRAM	30,652	30,652
228	0401134F	LARGE AIRCRAFT IR COUNTERMEASURES (LAIRCM)	7,758	7,758
229	0401139F	LIGHT MOBILITY AIRCRAFT (LIMA)	100	100
230	0401218F	KC-135S	0	0
231	0401219F	KC-10S	24,022	24,022
232	0401314F	OPERATIONAL SUPPORT AIRLIFT	7,471	7,471
233	0401315F	C-STOL AIRCRAFT	0	0
234	0408011F	SPECIAL TACTICS / COMBAT CONTROL	4,984	4,984
235	0702207F	DEPOT MAINTENANCE (NON-IF)	1,588	1,588
236	0708012F	LOGISTICS SUPPORT ACTIVITIES	577	577
237	0708610F	LOGISTICS INFORMATION TECHNOLOGY (LOGIT)	119,327	119,327
238	0708611F	SUPPORT SYSTEMS DEVELOPMENT	15,873	15,873
239	0801711F	RECRUITING ACTIVITIES	0	0
240	0804743F	OTHER FLIGHT TRAINING	349	349
241	0804757F	JOINT NATIONAL TRAINING CENTER	0	0
242	0808716F	OTHER PERSONNEL ACTIVITIES	117	117
243	0901202F	JOINT PERSONNEL RECOVERY AGENCY	2,018	2,018
244	0901218F	CIVILIAN COMPENSATION PROGRAM	1,561	1,561
245	0901220F	PERSONNEL ADMINISTRATION	7,634	7,634
246	0901226F	AIR FORCE STUDIES AND ANALYSIS AGENCY	1,175	1,175
247	0901279F	FACILITIES OPERATION—ADMINISTRATIVE	3,491	3,491
248	0901538F	FINANCIAL MANAGEMENT INFORMATION SYSTEMS DEVELOP- MENT	100,160	100,160
249	0902998F	MANAGEMENT HQ—ADP SUPPORT (AF)	0	0
249A	9999999999	CLASSIFIED PROGRAMS	11,172,183	11,149,583
		Classified reduction		[-4,600]
		Classified reduction		[-18,000]
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	15,867,972	15,828,872
249B		PRIOR YEAR SAVINGS		-78,426
		C-130 AMP cancellation		[-6,509]
		MALD II Cancellation		[-7,917]
		Global Hawk Block 30 cancellation		[-64,000]
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, AF ...	25,428,046	25,274,890
		RESEARCH, DEVELOPMENT, TEST & EVAL, DW		
		BASIC RESEARCH		
001	0601000BR	DTRA BASIC RESEARCH INITIATIVE	45,071	45,071
002	0601101E	DEFENSE RESEARCH SCIENCES	309,051	309,051
003	0601110D8Z	BASIC RESEARCH INITIATIVES	19,405	19,405
004	0601117E	BASIC OPERATIONAL MEDICAL RESEARCH SCIENCE	39,676	39,676
005	0601120D8Z	NATIONAL DEFENSE EDUCATION PROGRAM	87,979	87,979
006	0601384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	50,566	50,566
		SUBTOTAL, BASIC RESEARCH	551,748	551,748
		APPLIED RESEARCH		
007	0602000D8Z	JOINT MUNITIONS TECHNOLOGY	20,615	20,615
008	0602115E	BIOMEDICAL TECHNOLOGY	110,900	110,900
009	0602228D8Z	HISTORICALLY BLACK COLLEGES AND UNIVERSITIES (HBCU) SCIENCE	0	0
010	0602234D8Z	LINCOLN LABORATORY RESEARCH PROGRAM	36,826	36,826
011	0602250D8Z	SYSTEMS 2020 APPLIED RESEARCH	7,898	7,898
012	0602303E	INFORMATION & COMMUNICATIONS TECHNOLOGY	392,421	392,421
013	0602304E	COGNITIVE COMPUTING SYSTEMS	30,424	30,424
014	0602305E	MACHINE INTELLIGENCE	0	0
015	0602383E	BIOLOGICAL WARFARE DEFENSE	19,236	19,236
016	0602384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	223,269	223,269
017	0602663D8Z	DATA TO DECISIONS APPLIED RESEARCH	13,753	13,753
018	0602668D8Z	CYBER SECURITY RESEARCH	18,985	18,985
019	0602670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) APPLIED RESEARCH	6,771	6,771
020	0602702E	TACTICAL TECHNOLOGY	233,209	233,209
021	0602715E	MATERIALS AND BIOLOGICAL TECHNOLOGY	166,067	166,067
022	0602716E	ELECTRONICS TECHNOLOGY	222,416	222,416
023	0602718BR	WEAPONS OF MASS DESTRUCTION DEFEAT TECHNOLOGIES ...	172,352	172,352
024	1160401BB	SPECIAL OPERATIONS TECHNOLOGY DEVELOPMENT	28,739	28,739
		SUBTOTAL, APPLIED RESEARCH	1,703,881	1,703,881
		ADVANCED TECHNOLOGY DEVELOPMENT (ATD)		
025	0603000D8Z	JOINT MUNITIONS ADVANCED TECHNOLOGY	25,612	25,612

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026	0603121D8Z	SO/LIC ADVANCED DEVELOPMENT	26,324	26,324
027	0603122D8Z	COMBATING TERRORISM TECHNOLOGY SUPPORT	77,144	63,844
		Reduction due to duplication of effort		[-11,300]
028	0603160BR	COUNTERPROLIFERATION INITIATIVES—PROLIFERATION PREVENTION AND DEFEAT	275,022	275,022
029	0603175C	BALLISTIC MISSILE DEFENSE TECHNOLOGY	79,975	79,975
030	0603200D8Z	JOINT ADVANCED CONCEPTS	0	0
031	0603225D8Z	JOINT DOD-DOE MUNITIONS TECHNOLOGY DEVELOPMENT	20,032	20,032
032	0603264S	AGILE TRANSPORTATION FOR THE 21ST CENTURY (AT21)— THEATER CAPABILITY	3,892	3,892
033	0603274C	SPECIAL PROGRAM—MDA TECHNOLOGY	36,685	36,685
034	0603286E	ADVANCED AEROSPACE SYSTEMS	174,316	174,316
035	0603287E	SPACE PROGRAMS AND TECHNOLOGY	159,704	159,704
036	0603384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—ADVANCED DEVELOPMENT	234,280	234,280
037	0603618D8Z	JOINT ELECTRONIC ADVANCED TECHNOLOGY	6,983	6,983
038	0603648D8Z	JOINT CAPABILITY TECHNOLOGY DEMONSTRATIONS	158,263	158,263
039	0603662D8Z	NETWORKED COMMUNICATIONS CAPABILITIES	25,393	25,393
040	0603663D8Z	DATA TO DECISIONS ADVANCED TECHNOLOGY DEVELOP- MENT	13,754	13,754
041	0603665D8Z	BIOMETRICS SCIENCE AND TECHNOLOGY	0	0
042	0603668D8Z	CYBER SECURITY ADVANCED RESEARCH	19,935	19,935
043	0603670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) ADVANCED DEVELOPMENT	8,235	8,235
044	0603680D8Z	DEFENSE-WIDE MANUFACTURING SCIENCE AND TECH- NOLOGY PROGRAM	21,966	51,966
		Industrial Base Innovation Fund		[30,000]
045	0603699D8Z	EMERGING CAPABILITIES TECHNOLOGY DEVELOPMENT	24,662	24,662
046	0603711D8Z	JOINT ROBOTICS PROGRAM/AUTONOMOUS SYSTEMS	0	0
047	0603712S	GENERIC LOGISTICS R&D TECHNOLOGY DEMONSTRATIONS	24,605	24,605
048	0603713S	DEPLOYMENT AND DISTRIBUTION ENTERPRISE TECH- NOLOGY	30,678	30,678
049	0603716D8Z	STRATEGIC ENVIRONMENTAL RESEARCH PROGRAM	65,282	65,282
050	0603720S	MICROELECTRONICS TECHNOLOGY DEVELOPMENT AND SUP- PORT	72,234	69,234
		DMEA upgrade reduction		[-3,000]
051	0603727D8Z	JOINT WARFIGHTING PROGRAM	8,403	8,403
052	0603739E	ADVANCED ELECTRONICS TECHNOLOGIES	111,008	111,008
053	0603755D8Z	HIGH PERFORMANCE COMPUTING MODERNIZATION PROGRAM	0	0
054	0603760E	COMMAND, CONTROL AND COMMUNICATIONS SYSTEMS	237,859	237,859
055	0603765E	CLASSIFIED DARPA PROGRAMS	3,000	3,000
056	0603766E	NETWORK-CENTRIC WARFARE TECHNOLOGY	236,883	236,883
057	0603767E	SENSOR TECHNOLOGY	299,438	299,438
058	0603769SE	DISTRIBUTED LEARNING ADVANCED TECHNOLOGY DEVELOP- MENT	12,195	12,195
059	0603781D8Z	SOFTWARE ENGINEERING INSTITUTE	30,036	30,036
060	0603826D8Z	QUICK REACTION SPECIAL PROJECTS	107,002	107,002
061	0603828D8Z	JOINT EXPERIMENTATION	0	0
062	0603828J	JOINT EXPERIMENTATION	21,230	21,230
063	0603832D8Z	DOD MODELING AND SIMULATION MANAGEMENT OFFICE	47,433	47,433
064	0603901C	DIRECTED ENERGY RESEARCH	46,944	46,944
065	0603902C	NEXT GENERATION AEGIS MISSILE	224,077	224,077
066	0603941D8Z	TEST & EVALUATION SCIENCE & TECHNOLOGY	92,602	92,602
067	0603942D8Z	TECHNOLOGY TRANSFER	0	0
068	0604055D8Z	OPERATIONAL ENERGY CAPABILITY IMPROVEMENT	26,244	26,244
069	0303310D8Z	CWMD SYSTEMS	53,946	53,946
070	1160402BB	SPECIAL OPERATIONS ADVANCED TECHNOLOGY DEVELOP- MENT	45,317	45,317
071	1160422BB	AVIATION ENGINEERING ANALYSIS	861	861
072	1160472BB	SOF INFORMATION AND BROADCAST SYSTEMS ADVANCED TECHNOLOGY	4,959	4,959
		SUBTOTAL, ADVANCED TECHNOLOGY DEVELOPMENT (ATD)	3,194,413	3,210,113
		ADVANCED COMPONENT DEVELOPMENT & PROTO- TYPES	3,194,413	3,210,113
073	0603161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIP- MENT RDT&E ADC&P	33,234	33,234
074	0603527D8Z	RETRACT LARCH	21,023	21,023
075	0603600D8Z	WALKOFF	94,624	94,624
076	0603709D8Z	JOINT ROBOTICS PROGRAM	0	0
077	0603714D8Z	ADVANCED SENSOR APPLICATIONS PROGRAM	16,958	18,958
		Reverse cuts to testing		[2,000]
078	0603851D8Z	ENVIRONMENTAL SECURITY TECHNICAL CERTIFICATION PROGRAM	75,941	75,941
079	0603881C	BALLISTIC MISSILE DEFENSE TERMINAL DEFENSE SEGMENT	316,929	316,929
080	0603882C	BALLISTIC MISSILE DEFENSE MIDCOURSE DEFENSE SEG- MENT	903,172	903,172

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Line	Program Element	Item	FY 2013 Request	Senate Authorized
081	0603884BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—DEM/VAL ..	179,023	179,023
082	0603884C	BALLISTIC MISSILE DEFENSE SENSORS	347,012	347,012
083	0603888C	BALLISTIC MISSILE DEFENSE TEST & TARGETS	0	0
084	0603890C	BMD ENABLING PROGRAMS	362,711	362,711
085	0603891C	SPECIAL PROGRAMS—MDA	272,387	272,387
086	0603892C	AEGIS BMD	992,407	992,407
087	0603893C	SPACE TRACKING & SURVEILLANCE SYSTEM	51,313	51,313
088	0603895C	BALLISTIC MISSILE DEFENSE SYSTEM SPACE PROGRAMS	6,912	6,912
089	0603896C	BALLISTIC MISSILE DEFENSE COMMAND AND CONTROL, BAT- TLE MANAGEMENT & COMMUNICATION	366,552	366,552
090	0603898C	BALLISTIC MISSILE DEFENSE JOINT WARFIGHTER SUPPORT	55,550	55,550
091	0603904C	MISSILE DEFENSE INTEGRATION & OPERATIONS CENTER (MDIOC)	63,043	63,043
092	0603906C	REGARDING TRENCH	11,371	11,371
093	0603907C	SEA BASED X-BAND RADAR (SBX)	9,730	9,730
094	0603913C	ISRAELI COOPERATIVE PROGRAMS	99,836	409,836
		Arrow Weapon System improvements		[20,000]
		Arrow-3 intercepter		[20,000]
		David's Sling short-range BMD		[60,000]
		Iron Dome short-range rocket defense		[210,000]
095	0603914C	BALLISTIC MISSILE DEFENSE TEST	454,400	454,400
096	0603915C	BALLISTIC MISSILE DEFENSE TARGETS	435,747	435,747
097	0603920D8Z	HUMANITARIAN DEMINING	13,231	13,231
098	0603923D8Z	COALITION WARFARE	11,398	11,398
099	0604016D8Z	DEPARTMENT OF DEFENSE CORROSION PROGRAM	3,283	24,083
		Increase for requirements shortfall		[20,800]
100	0604400D8Z	DEPARTMENT OF DEFENSE (DOD) UNMANNED AIRCRAFT SYS- TEM (UAS) COMMON DEVELOPMENT	12,368	12,368
101	0604670D8Z	HUMAN, SOCIAL AND CULTURE BEHAVIOR MODELING (HSCB) RESEARCH AND ENGINEERING	5,131	5,131
102	0604775D8Z	DEFENSE RAPID INNOVATION PROGRAM	0	200,000
		Rapid Innovation Program		[200,000]
103	0604787D8Z	JOINT SYSTEMS INTEGRATION COMMAND (JSIC)	0	0
104	0604787J	JOINT SYSTEMS INTEGRATION	3,273	3,273
105	0604828D8Z	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM ...	0	0
106	0604828J	JOINT FIRES INTEGRATION AND INTEROPERABILITY TEAM ...	7,364	7,364
107	0604880C	LAND-BASED SM-3 (LBSM3)	276,338	276,338
108	0604881C	AEGIS SM-3 BLOCK IIA CO-DEVELOPMENT	420,630	420,630
109	0604883C	PRECISION TRACKING SPACE SENSOR RDT&E	297,375	297,375
110	0604884C	AIRBORNE INFRARED (ABIR)	0	0
111	0604886C	ADVANCED REMOTE SENSOR TECHNOLOGY (ARST)	58,742	58,742
112	0605017D8Z	REDUCTION OF TOTAL OWNERSHIP COST	0	0
113	0303191D8Z	JOINT ELECTROMAGNETIC TECHNOLOGY (JET) PROGRAM	3,158	3,158
		SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES	6,282,166	6,814,966
		SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD)		
114	0604051D8Z	DEFENSE ACQUISITION CHALLENGE PROGRAM (DACP)	0	0
115	0604161D8Z	NUCLEAR AND CONVENTIONAL PHYSICAL SECURITY EQUIP- MENT RDT&E SDD	6,817	6,817
116	0604165D8Z	PROMPT GLOBAL STRIKE CAPABILITY DEVELOPMENT	110,383	110,383
117	0604384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM—EMD	311,071	311,071
118	0604709D8Z	JOINT ROBOTICS PROGRAM—EMD	0	0
119	0604764K	ADVANCED IT SERVICES JOINT PROGRAM OFFICE (AITS-JPO)	25,787	25,787
120	0604771D8Z	JOINT TACTICAL INFORMATION DISTRIBUTION SYSTEM (JTIDS)	20,688	20,688
121	0605000BR	WEAPONS OF MASS DESTRUCTION DEFEAT CAPABILITIES	5,749	5,749
122	0605013BL	INFORMATION TECHNOLOGY DEVELOPMENT	12,699	12,699
123	0605018BTA	DEFENSE INTEGRATED MILITARY HUMAN RESOURCES SYS- TEM (DIMHRS)	0	0
124	0605020BTA	BUSINESS TRANSFORMATION AGENCY R&D ACTIVITIES	0	0
125	0605021SE	HOMELAND PERSONNEL SECURITY INITIATIVE	387	387
126	0605022D8Z	DEFENSE EXPORTABILITY PROGRAM	1,859	1,859
127	0605027D8Z	OUSDC(C) IT DEVELOPMENT INITIATIVES	7,010	7,010
128	0605070S	DOD ENTERPRISE SYSTEMS DEVELOPMENT AND DEM- ONSTRATION	133,104	133,104
129	0605075D8Z	DCMO POLICY AND INTEGRATION	25,269	25,269
130	0605140D8Z	TRUSTED FOUNDRY	0	0
131	0605210D8Z	DEFENSE-WIDE ELECTRONIC PROCUREMENT CAPABILITIES ..	10,238	10,238
132	0303141K	GLOBAL COMBAT SUPPORT SYSTEM	19,670	19,670
133	0305304D8Z	DOD ENTERPRISE ENERGY INFORMATION MANAGEMENT (EEM)	3,556	3,556
134	0807708D8Z	WOUNDED ILL AND INJURED SENIOR OVERSIGHT COM- MITTEE (WIL-SOC) STAFF OFFICE	0	0
		SUBTOTAL, SYSTEM DEVELOPMENT AND DEMONSTRATION (SDD)	694,287	694,287
		RDT&E MANAGEMENT SUPPORT		

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
135	0604774D8Z	DEFENSE READINESS REPORTING SYSTEM (DRRS)	6,383	6,383
136	0604875D8Z	JOINT SYSTEMS ARCHITECTURE DEVELOPMENT	3,845	3,845
137	0604940D8Z	CENTRAL TEST AND EVALUATION INVESTMENT DEVELOPMENT (CTEIP)	144,109	144,109
138	0604942D8Z	ASSESSMENTS AND EVALUATIONS	2,419	2,419
139	0604943D8Z	THERMAL VICAR	8,214	8,214
140	0605100D8Z	JOINT MISSION ENVIRONMENT TEST CAPABILITY (JMETC)	19,380	19,380
141	0605104D8Z	TECHNICAL STUDIES, SUPPORT AND ANALYSIS	32,266	32,266
142	0605110D8Z	USD(A&T)-CRITICAL TECHNOLOGY SUPPORT	840	840
143	0605117D8Z	FOREIGN MATERIEL ACQUISITION AND EXPLOITATION	56,012	56,012
144	0605126J	JOINT INTEGRATED AIR AND MISSILE DEFENSE ORGANIZATION (JIAMDO)	55,508	55,508
145	0605128D8Z	CLASSIFIED PROGRAM USD(P)	0	0
146	0605130D8Z	FOREIGN COMPARATIVE TESTING	18,174	18,174
147	0605142D8Z	SYSTEMS ENGINEERING	43,195	43,195
148	0605151D8Z	STUDIES AND ANALYSIS SUPPORT—OSD	6,457	6,457
149	0605161D8Z	NUCLEAR MATTERS-PHYSICAL SECURITY	4,901	4,901
150	0605170D8Z	SUPPORT TO NETWORKS AND INFORMATION INTEGRATION	6,307	6,307
151	0605200D8Z	GENERAL SUPPORT TO USD (INTELLIGENCE)	6,601	6,601
152	0605384BP	CHEMICAL AND BIOLOGICAL DEFENSE PROGRAM	92,849	92,849
153	0605502BR	SMALL BUSINESS INNOVATION RESEARCH	0	0
154	0605502C	SMALL BUSINESS INNOVATIVE RESEARCH—MDA	0	0
155	0605502D8W	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
156	0605502D8Z	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
157	0605502E	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
158	0605502S	SMALL BUSINESS INNOVATIVE RESEARCH	0	0
159	0605790D8Z	SMALL BUSINESS INNOVATION RESEARCH (SBIR)/ SMALL BUSINESS TECHNOLOGY TRANSFER (S	1,857	1,857
160	0605798D8Z	DEFENSE TECHNOLOGY ANALYSIS	12,056	12,056
161	0605799D8Z	EMERGING CAPABILITIES	0	0
162	0605801KA	DEFENSE TECHNICAL INFORMATION CENTER (DTIC)	55,454	55,454
163	0605803SE	R&D IN SUPPORT OF DOD ENLISTMENT, TESTING AND EVALUATION	16,364	16,364
164	0605804D8Z	DEVELOPMENT TEST AND EVALUATION	15,110	20,110
		DT&E increase		[5,000]
165	0605897E	DARPA AGENCY RELOCATION	0	0
166	0605898E	MANAGEMENT HQ—R&D	69,767	69,767
167	0606100D8Z	BUDGET AND PROGRAM ASSESSMENTS	4,454	4,454
168	0606301D8Z	AVIATION SAFETY TECHNOLOGIES	0	0
169	0203345D8Z	DEFENSE OPERATIONS SECURITY INITIATIVE (DOSI)	2,637	2,637
170	0204571J	JOINT STAFF ANALYTICAL SUPPORT	0	0
173	0303166D8Z	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	0	0
174	0303166J	SUPPORT TO INFORMATION OPERATIONS (IO) CAPABILITIES	8,238	8,238
175	0303169D8Z	INFORMATION TECHNOLOGY RAPID ACQUISITION	0	0
176	0305103E	CYBER SECURITY INITIATIVE	1,801	1,801
177	0305193D8Z	INTELLIGENCE SUPPORT TO INFORMATION OPERATIONS (IO)	16,041	16,041
179	0305400D8Z	WARFIGHTING AND INTELLIGENCE-RELATED SUPPORT	0	0
180	0804767D8Z	COCOM EXERCISE ENGAGEMENT AND TRAINING TRANSFORMATION (CE2T2)	77,475	77,475
181	0901585C	PENTAGON RESERVATION	0	0
182	0901598C	MANAGEMENT HQ—MDA	34,855	34,855
183	0901598D8W	MANAGEMENT HEADQUARTERS WHS	104	104
184	0909999D8Z	FINANCING FOR CANCELLED ACCOUNT ADJUSTMENTS	0	0
184A	9999999999	CLASSIFIED PROGRAMS	64,255	64,255
		SUBTOTAL, RDT&E MANAGEMENT SUPPORT	887,928	892,928
		OPERATIONAL SYSTEMS DEVELOPMENT		
185	0604130V	ENTERPRISE SECURITY SYSTEM (ESS)	8,866	8,866
186	0605127T	REGIONAL INTERNATIONAL OUTREACH (RIO) AND PARTNERSHIP FOR PEACE INFORMATION MGMT	3,238	3,238
187	0605147T	OVERSEAS HUMANITARIAN ASSISTANCE SHARED INFORMATION SYSTEM (OHAIS)	288	288
188	0607384BP	CHEMICAL AND BIOLOGICAL DEFENSE (OPERATIONAL SYSTEMS DEVELOPMENT)	14,745	14,745
189	0607828D8Z	JOINT INTEGRATION AND INTEROPERABILITY	0	0
190	0607828J	JOINT INTEGRATION AND INTEROPERABILITY	5,013	5,013
191	0208043J	PLANNING AND DECISION AID SYSTEM (PDAS)	3,922	3,922
192	0208045K	C4I INTEROPERABILITY	72,574	72,574
194	0301144K	JOINT/ALLIED COALITION INFORMATION SHARING	6,214	6,214
201	0302016K	NATIONAL MILITARY COMMAND SYSTEM-WIDE SUPPORT	499	499
202	0302019K	DEFENSE INFO INFRASTRUCTURE ENGINEERING AND INTEGRATION	14,498	14,498
203	0303126K	LONG-HAUL COMMUNICATIONS—DCS	26,164	26,164
204	0303131K	MINIMUM ESSENTIAL EMERGENCY COMMUNICATIONS NETWORK (MEECN)	12,931	12,931
205	0303135G	PUBLIC KEY INFRASTRUCTURE (PKI)	6,296	6,296
206	0303136G	KEY MANAGEMENT INFRASTRUCTURE (KMI)	30,948	30,948
207	0303140D8Z	INFORMATION SYSTEMS SECURITY PROGRAM	11,780	11,780

SEC. 4201. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
(In Thousands of Dollars)

Line	Program Element	Item	FY 2013 Request	Senate Authorized
208	0303140G	INFORMATION SYSTEMS SECURITY PROGRAM	191,452	191,452
209	0303140K	INFORMATION SYSTEMS SECURITY PROGRAM	0	0
210	0303149J	C4I FOR THE WARRIOR	0	0
211	0303150K	GLOBAL COMMAND AND CONTROL SYSTEM	36,575	36,575
212	0303153K	DEFENSE SPECTRUM ORGANIZATION	24,278	24,278
213	0303170K	NET-CENTRIC ENTERPRISE SERVICES (NCES)	2,924	2,924
214	0303260D8Z	DEFENSE MILITARY DECEPTION PROGRAM OFFICE (DMDPO) ..	1,294	1,294
215	0303610K	TELEPORT PROGRAM	6,050	6,050
217	0304210BB	SPECIAL APPLICATIONS FOR CONTINGENCIES	17,058	17,058
220	0305103D8Z	CYBER SECURITY INITIATIVE	0	0
222	0305103K	CYBER SECURITY INITIATIVE	4,189	4,189
223	0305125D8Z	CRITICAL INFRASTRUCTURE PROTECTION (CIP)	10,462	10,462
227	0305186D8Z	POLICY R&D PROGRAMS	6,360	6,360
229	0305199D8Z	NET CENTRICITY	21,190	21,190
232	0305208BB	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	7,114	7,714
		USSOCOM UFR		[600]
235	0305208K	DISTRIBUTED COMMON GROUND/SURFACE SYSTEMS	3,247	3,247
237	0305219BB	MQ-1 PREDATOR A UAV	1,355	1,355
239	0305231BB	MQ-8 UAV	0	0
240	0305387D8Z	HOMELAND DEFENSE TECHNOLOGY TRANSFER PROGRAM	2,303	2,303
241	0305600D8Z	INTERNATIONAL INTELLIGENCE TECHNOLOGY AND ARCHI- TECTURES	1,478	1,478
249	0708011S	INDUSTRIAL PREPAREDNESS	27,044	27,044
250	0708012S	LOGISTICS SUPPORT ACTIVITIES	4,711	4,711
251	0902298J	MANAGEMENT HQ—OJCS	4,100	4,100
252	1001018D8Z	NATO AGS	0	0
253	1105219BB	MQ-9 UAV	3,002	3,002
254	1105232BB	RQ-11 UAV	0	0
255	1105233BB	RQ-7 UAV	0	0
256	1160279BB	SMALL BUSINESS INNOVATIVE RESEARCH/SMALL BUS TECH TRANSFER PILOT PROG	0	0
257	1160403BB	SPECIAL OPERATIONS AVIATION SYSTEMS ADVANCED DEVEL- OPMENT	97,267	97,267
258	1160404BB	SPECIAL OPERATIONS TACTICAL SYSTEMS DEVELOPMENT	821	821
259	1160405BB	SPECIAL OPERATIONS INTELLIGENCE SYSTEMS DEVELOP- MENT	25,935	25,935
260	1160408BB	SOF OPERATIONAL ENHANCEMENTS	51,700	51,700
261	1160421BB	SPECIAL OPERATIONS CV-22 DEVELOPMENT	1,822	1,822
262	1160427BB	MISSION TRAINING AND PREPARATION SYSTEMS (MTPS)	10,131	10,131
263	1160429BB	AC/MC-130J	19,647	19,647
264	1160474BB	SOF COMMUNICATIONS EQUIPMENT AND ELECTRONICS SYS- TEMS	2,225	2,225
265	1160476BB	SOF TACTICAL RADIO SYSTEMS	3,036	3,036
266	1160477BB	SOF WEAPONS SYSTEMS	1,511	1,511
267	1160478BB	SOF SOLDIER PROTECTION AND SURVIVAL SYSTEMS	4,263	4,263
268	1160479BB	SOF VISUAL AUGMENTATION, LASERS AND SENSOR SYSTEMS	4,448	4,448
269	1160480BB	SOF TACTICAL VEHICLES	11,325	11,325
270	1160481BB	SOF MUNITIONS	1,515	1,515
271	1160482BB	SOF ROTARY WING AVIATION	24,430	24,430
272	1160483BB	SOF UNDERWATER SYSTEMS	26,405	34,405
		Transfer from PDW Line 64 at USSOCOM request		[8,000]
273	1160484BB	SOF SURFACE CRAFT	8,573	8,573
274	1160488BB	SOF MILITARY INFORMATION SUPPORT OPERATIONS	0	0
275	1160489BB	SOF GLOBAL VIDEO SURVEILLANCE ACTIVITIES	7,620	7,620
276	1160490BB	SOF OPERATIONAL ENHANCEMENTS INTELLIGENCE	16,386	16,386
276A	9999999999	CLASSIFIED PROGRAMS	3,754,516	3,754,516
		SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT	4,667,738	4,676,338
		UNDISTRIBUTED		
		UNDISTRIBUTED		-100,000
		DARPA undistributed reduction		[-75,000]
		DARPA classified programs reduction		[-25,000]
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, DW ..	17,982,161	18,444,261
		OPERATIONAL TEST & EVAL, DEFENSE		
		RDT&E MANAGEMENT SUPPORT		
001	0605118OTE	OPERATIONAL TEST AND EVALUATION	72,501	76,501
		NCR transition		[4,000]
002	0605131OTE	LIVE FIRE TEST AND EVALUATION	49,201	49,201
003	0605814OTE	OPERATIONAL TEST ACTIVITIES AND ANALYSES	63,566	63,566
		TOTAL, OPERATIONAL TEST & EVAL, DEFENSE	185,268	189,268
		TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL	69,407,767	69,286,218

1 **SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUA-**
 2 **TION FOR OVERSEAS CONTINGENCY OPER-**
 3 **ATIONS.**

SEC. 4202. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)				
Line	Program Element	Item	FY 2013 Request	Senate Authorized
RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY ADVANCED COMPONENT DEVELOPMENT & PROTO- TYPES				
060	0603747A	SOLDIER SUPPORT AND SURVIVABILITY	19,860	19,860
SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES			19,860	19,860
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, ARMY			19,860	19,860
RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY ADVANCED COMPONENT DEVELOPMENT & PROTO- TYPES				
056	0603654N	JOINT SERVICE EXPLOSIVE ORDNANCE DEVELOPMENT	4,600	4,600
SUBTOTAL, ADVANCED COMPONENT DEVELOPMENT & PROTOTYPES			4,600	4,600
SYSTEM DEVELOPMENT & DEMONSTRATION				
131	0604771N	MEDICAL DEVELOPMENT	2,173	2,173
SUBTOTAL, SYSTEM DEVELOPMENT & DEMONSTRATION			2,173	2,173
RDT&E MANAGEMENT SUPPORT				
160	0605866N	NAVY SPACE AND ELECTRONIC WARFARE (SEW) SUPPORT	5,200	5,200
SUBTOTAL, RDT&E MANAGEMENT SUPPORT			5,200	5,200
OPERATIONAL SYSTEMS DEVELOPMENT				
195	0206624M	MARINE CORPS COMBAT SERVICES SUPPORT	6,762	6,762
221	0305233N	RQ-7 UAV	7,600	7,600
230A	9999999999	CLASSIFIED PROGRAMS	33,784	33,784
SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT			48,146	48,146
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, NAVY			60,119	60,119
RESEARCH, DEVELOPMENT, TEST & EVAL, AF OPERATIONAL SYSTEMS DEVELOPMENT				
249A	9999999999	CLASSIFIED PROGRAMS	53,150	53,150
SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT			53,150	53,150
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, AF ...			53,150	53,150
RESEARCH, DEVELOPMENT, TEST & EVAL, DW OPERATIONAL SYSTEMS DEVELOPMENT				
239	0305231BB	MQ-8 UAV	5,000	5,000
276A	9999999999	CLASSIFIED PROGRAMS	107,387	107,387
SUBTOTAL, OPERATIONAL SYSTEMS DEVELOPMENT			112,387	112,387
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL, DW ..			112,387	112,387
TOTAL, RESEARCH, DEVELOPMENT, TEST & EVAL			245,516	245,516

1 TITLE XLIII—OPERATION AND 2 MAINTENANCE

3 SEC. 4301. OPERATION AND MAINTENANCE.

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
OPERATION & MAINTENANCE, ARMY			
OPERATING FORCES			
010	MANEUVER UNITS	1,223,087	1,223,087
020	MODULAR SUPPORT BRIGADES	80,574	80,574
030	ECHELONS ABOVE BRIGADE	723,039	723,039
040	THEATER LEVEL ASSETS	706,974	706,974
050	LAND FORCES OPERATIONS SUPPORT	1,226,650	1,226,650
060	AVIATION ASSETS	1,319,832	1,319,832
070	FORCE READINESS OPERATIONS SUPPORT	3,447,174	3,447,174
080	LAND FORCES SYSTEMS READINESS	454,774	454,774
090	LAND FORCES DEPOT MAINTENANCE	1,762,757	1,762,757
100	BASE OPERATIONS SUPPORT	7,401,613	7,401,613
110	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	3,041,074	3,041,074
120	MANAGEMENT AND OPERATIONAL HQ'S	410,171	410,171
130	COMBATANT COMMANDERS CORE OPERATIONS	177,819	177,819
140	ADDITIONAL ACTIVITIES	0	0
150	COMMANDERS EMERGENCY RESPONSE PROGRAM	0	0
160	RESET	0	0
170	COMBATANT COMMANDERS ANCILLARY MISSIONS	461,333	461,333
	SUBTOTAL, OPERATING FORCES	22,436,871	22,436,871
MOBILIZATION			
180	STRATEGIC MOBILITY	405,496	405,496
190	ARMY PREPOSITIONING STOCKS	195,349	195,349
200	INDUSTRIAL PREPAREDNESS	6,379	6,379
	SUBTOTAL, MOBILIZATION	607,224	607,224
TRAINING AND RECRUITING			
210	OFFICER ACQUISITION	112,866	112,866
220	RECRUIT TRAINING	73,265	73,265
230	ONE STATION UNIT TRAINING	51,227	51,227
240	SENIOR RESERVE OFFICERS TRAINING CORPS	443,306	443,306
250	SPECIALIZED SKILL TRAINING	1,099,556	1,099,556
260	FLIGHT TRAINING	1,130,627	1,130,627
270	PROFESSIONAL DEVELOPMENT EDUCATION	191,683	191,683
280	TRAINING SUPPORT	652,095	652,095
290	RECRUITING AND ADVERTISING	507,510	507,510
300	EXAMINING	156,964	156,964
310	OFF-DUTY AND VOLUNTARY EDUCATION	244,343	244,343
320	CIVILIAN EDUCATION AND TRAINING	212,477	212,477
330	JUNIOR ROTC	182,691	182,691
	SUBTOTAL, TRAINING AND RECRUITING	5,058,610	5,058,610
ADMIN & SRVWIDE ACTIVITIES			
350	SERVICEWIDE TRANSPORTATION	601,331	601,331
360	CENTRAL SUPPLY ACTIVITIES	741,324	741,324
370	LOGISTIC SUPPORT ACTIVITIES	610,136	610,136
380	AMMUNITION MANAGEMENT	478,707	478,707
390	ADMINISTRATION	556,307	539,107
	GFEBS realignment per Army request		[-17,200]
400	SERVICEWIDE COMMUNICATIONS	1,547,925	1,547,925
410	MANPOWER MANAGEMENT	362,205	362,205
420	OTHER PERSONNEL SUPPORT	220,754	220,754
430	OTHER SERVICE SUPPORT	1,153,556	1,145,456
	Decrease for ahead of need request		[-8,100]
440	ARMY CLAIMS ACTIVITIES	250,970	250,970
450	REAL ESTATE MANAGEMENT	222,351	222,351
460	BASE OPERATIONS SUPPORT	222,379	222,379
470	SUPPORT OF NATO OPERATIONS	459,710	459,710

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
480	MISC. SUPPORT OF OTHER NATIONS	25,637	25,637
490	CLASSIFIED PROGRAMS	1,052,595	1,052,595
	SUBTOTAL, ADMIN & SRVWIDE ACTIVITIES	8,505,887	8,480,587
	UNDISTRIBUTED		
	UNDISTRIBUTED		-120,000
	Unobligated balances		[-120,000]
	TOTAL, OPERATION & MAINTENANCE, ARMY	36,608,592	36,463,292
	OPERATION & MAINTENANCE, NAVY		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	4,918,144	4,918,144
020	FLEET AIR TRAINING	1,886,825	1,886,825
030	AVIATION TECHNICAL DATA & ENGINEERING SERV- ICES	44,032	44,032
040	AIR OPERATIONS AND SAFETY SUPPORT	101,565	101,565
050	AIR SYSTEMS SUPPORT	374,827	374,827
060	AIRCRAFT DEPOT MAINTENANCE	960,802	960,802
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	37,545	37,545
080	AVIATION LOGISTICS	328,805	328,805
090	MISSION AND OTHER SHIP OPERATIONS	4,686,535	4,686,535
100	SHIP OPERATIONS SUPPORT & TRAINING	769,204	769,204
110	SHIP DEPOT MAINTENANCE	5,089,981	5,089,981
120	SHIP DEPOT OPERATIONS SUPPORT	1,315,366	1,315,366
130	COMBAT COMMUNICATIONS	619,909	619,909
140	ELECTRONIC WARFARE	92,364	92,364
150	SPACE SYSTEMS AND SURVEILLANCE	174,437	174,437
160	WARFARE TACTICS	441,035	441,035
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY ..	333,554	333,554
180	COMBAT SUPPORT FORCES	910,087	910,087
190	EQUIPMENT MAINTENANCE	167,158	167,158
200	DEPOT OPERATIONS SUPPORT	4,183	4,183
210	COMBATANT COMMANDERS CORE OPERATIONS	95,528	95,528
220	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	204,569	204,569
230	CRUISE MISSILE	111,884	111,884
240	FLEET BALLISTIC MISSILE	1,181,038	1,181,038
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	87,606	87,606
260	WEAPONS MAINTENANCE	519,583	519,583
270	OTHER WEAPON SYSTEMS SUPPORT	300,435	300,435
280	ENTERPRISE INFORMATION	1,077,924	1,077,924
290	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	2,101,279	2,101,279
300	BASE OPERATING SUPPORT	4,822,093	4,822,093
	SUBTOTAL, OPERATING FORCES	33,758,297	33,758,297
	MOBILIZATION		
310	SHIP PREPOSITIONING AND SURGE	334,659	334,659
320	AIRCRAFT ACTIVATIONS/INACTIVATIONS	6,562	6,562
330	SHIP ACTIVATIONS/INACTIVATIONS	1,066,329	1,066,329
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	83,901	83,901
350	INDUSTRIAL READINESS	2,695	2,695
360	COAST GUARD SUPPORT	23,502	23,502
	SUBTOTAL, MOBILIZATION	1,517,648	1,517,648
	TRAINING AND RECRUITING		
370	OFFICER ACQUISITION	147,807	147,807
380	RECRUIT TRAINING	10,473	10,473
390	RESERVE OFFICERS TRAINING CORPS	139,220	139,220
400	SPECIALIZED SKILL TRAINING	582,177	582,177
410	FLIGHT TRAINING	5,456	5,456
420	PROFESSIONAL DEVELOPMENT EDUCATION	170,746	170,746
430	TRAINING SUPPORT	153,403	153,403
440	RECRUITING AND ADVERTISING	241,329	241,329
450	OFF-DUTY AND VOLUNTARY EDUCATION	108,226	108,226
460	CIVILIAN EDUCATION AND TRAINING	105,776	105,776
470	JUNIOR ROTC	51,817	51,817
	SUBTOTAL, TRAINING AND RECRUITING	1,716,430	1,716,430
	ADMIN & SRVWD ACTIVITIES		
480	ADMINISTRATION	797,177	797,177

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
490	EXTERNAL RELATIONS	12,872	12,872
500	CIVILIAN MANPOWER AND PERSONNEL MANAGEMENT	120,181	120,181
510	MILITARY MANPOWER AND PERSONNEL MANAGE- MENT	235,753	235,753
520	OTHER PERSONNEL SUPPORT	263,060	263,060
530	SERVICEWIDE COMMUNICATIONS	363,213	363,213
540	MEDICAL ACTIVITIES	0	0
550	SERVICEWIDE TRANSPORTATION	182,343	182,343
560	ENVIRONMENTAL PROGRAMS	0	0
570	PLANNING, ENGINEERING AND DESIGN	282,464	282,464
580	ACQUISITION AND PROGRAM MANAGEMENT	1,092,123	1,092,123
590	HULL, MECHANICAL AND ELECTRICAL SUPPORT	53,560	53,560
600	COMBAT/WEAPONS SYSTEMS	25,299	25,299
610	SPACE AND ELECTRONIC WARFARE SYSTEMS	64,418	64,418
620	NAVAL INVESTIGATIVE SERVICE	580,042	580,042
680	INTERNATIONAL HEADQUARTERS AND AGENCIES	4,984	4,984
690	CANCELLED ACCOUNT ADJUSTMENTS	0	0
700	JUDGEMENT FUND	0	0
710	CLASSIFIED PROGRAMS	537,079	537,079
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	4,614,568	4,614,568
	UNDISTRIBUTED		
	UNDISTRIBUTED		-23,000
	Unobligated balances		[-23,000]
	TOTAL, OPERATION & MAINTENANCE, NAVY	41,606,943	41,583,943
	OPERATION & MAINTENANCE, MARINE CORPS		
	OPERATING FORCES		
010	OPERATIONAL FORCES	788,055	788,055
020	FIELD LOGISTICS	762,614	762,614
030	DEPOT MAINTENANCE	168,447	168,447
040	MARITIME PREPOSITIONING	100,374	100,374
050	SUSTAINMENT, RESTORATION & MODERNIZATION	825,039	825,039
060	BASE OPERATING SUPPORT	2,188,883	2,188,883
	SUBTOTAL, OPERATING FORCES	4,833,412	4,833,412
	TRAINING AND RECRUITING		
070	RECRUIT TRAINING	18,251	18,251
080	OFFICER ACQUISITION	869	869
090	SPECIALIZED SKILL TRAINING	80,914	80,914
100	PROFESSIONAL DEVELOPMENT EDUCATION	42,744	42,744
110	TRAINING SUPPORT	292,150	292,150
120	RECRUITING AND ADVERTISING	168,609	168,609
130	OFF-DUTY AND VOLUNTARY EDUCATION	56,865	56,865
140	JUNIOR ROTC	19,912	19,912
	SUBTOTAL, TRAINING AND RECRUITING	680,314	680,314
	ADMIN & SRVWD ACTIVITIES		
150	SERVICEWIDE TRANSPORTATION	39,962	39,962
170	ACQUISITION AND PROGRAM MANAGEMENT	83,404	83,404
180	CANCELLED ACCOUNT ADJUSTMENT	0	0
190	CLASSIFIED PROGRAMS	346,071	346,071
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	469,437	469,437
	TOTAL, OPERATION & MAINTENANCE, MARINE CORPS	5,983,163	5,983,163
	OPERATION & MAINTENANCE, AIR FORCE		
	OPERATING FORCES		
010	PRIMARY COMBAT FORCES	2,973,141	2,973,141
020	COMBAT ENHANCEMENT FORCES	1,611,032	1,611,032
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) ...	1,472,806	1,472,806
040	DEPOT MAINTENANCE	5,545,470	5,545,470
050	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	1,353,987	1,353,987
060	BASE SUPPORT	2,595,032	2,595,032
070	GLOBAL C3I AND EARLY WARNING	957,040	957,040
080	OTHER COMBAT OPS SPT PROGRAMS	916,200	916,200
090	JCS EXERCISES	0	0

SEC. 4301. OPERATION AND MAINTENANCE (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	733,716	733,716
110	LAUNCH FACILITIES	314,490	314,490
120	SPACE CONTROL SYSTEMS	488,762	488,762
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	862,979	862,979
140	COMBATANT COMMANDERS CORE OPERATIONS	222,429	222,429
	SUBTOTAL, OPERATING FORCES	20,047,084	20,047,084
	MOBILIZATION		
150	AIRLIFT OPERATIONS	1,785,379	1,785,379
160	MOBILIZATION PREPAREDNESS	154,049	154,049
170	DEPOT MAINTENANCE	1,477,396	1,477,396
180	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	309,699	309,699
190	BASE SUPPORT	707,574	707,574
	SUBTOTAL, MOBILIZATION	4,434,097	4,434,097
	TRAINING AND RECRUITING		
200	OFFICER ACQUISITION	115,427	115,427
210	RECRUIT TRAINING	17,619	17,619
220	RESERVE OFFICERS TRAINING CORPS (ROTC)	92,949	92,949
230	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	336,433	336,433
240	BASE SUPPORT	842,441	842,441
250	SPECIALIZED SKILL TRAINING	482,634	482,634
260	FLIGHT TRAINING	750,609	750,609
270	PROFESSIONAL DEVELOPMENT EDUCATION	235,114	235,114
280	TRAINING SUPPORT	101,231	101,231
290	DEPOT MAINTENANCE	233,330	233,330
300	JUDGEMENT FUND	0	0
310	RECRUITING AND ADVERTISING	130,217	130,217
320	EXAMINING	2,738	2,738
330	OFF-DUTY AND VOLUNTARY EDUCATION	155,170	155,170
340	CIVILIAN EDUCATION AND TRAINING	175,147	175,147
350	JUNIOR ROTC	74,809	74,809
	SUBTOTAL, TRAINING AND RECRUITING	3,745,868	3,745,868
	ADMIN & SRVWD ACTIVITIES		
360	LOGISTICS OPERATIONS	1,029,734	1,029,734
370	TECHNICAL SUPPORT ACTIVITIES	913,843	913,843
390	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	303,610	303,610
400	BASE SUPPORT	1,266,800	1,266,800
410	ADMINISTRATION	587,654	587,654
420	SERVICEWIDE COMMUNICATIONS	667,910	667,910
430	OTHER SERVICEWIDE ACTIVITIES	1,094,509	1,094,509
440	CIVIL AIR PATROL	23,904	23,904
450	JUDGEMENT FUND REIMBURSEMENT	0	0
470	INTERNATIONAL SUPPORT	81,307	81,307
480	CLASSIFIED PROGRAMS	1,239,040	1,239,040
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	7,208,311	7,208,311
	UNDISTRIBUTED		
	UNDISTRIBUTED		-32,000
	Unobligated balances		[-32,000]
	TOTAL, OPERATION & MAINTENANCE, AIR FORCE	35,435,360	35,403,360
	OPERATION & MAINTENANCE, DEFENSE-WIDE OPERATING FORCES		
010	JOINT CHIEFS OF STAFF	485,708	485,708
020	SPECIAL OPERATIONS COMMAND	0	5,107,501
	Transfer from Line 025		[5,091,001]
	USSOCOM UFR		[16,500]
025	CLASSIFIED PROGRAMS	5,091,001	0
	Transfer to Line 020		[-5,091,001]
	SUBTOTAL, OPERATING FORCES	5,576,709	5,593,209
	TRAINING AND RECRUITING		
030	DEFENSE ACQUISITION UNIVERSITY	147,210	147,210

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
040	NATIONAL DEFENSE UNIVERSITY	84,999	84,999
	SUBTOTAL, TRAINING AND RECRUITING	232,209	232,209
	ADMIN & SRVWD ACTIVITIES		
050	CIVIL MILITARY PROGRAMS	161,294	161,294
070	DEFENSE BUSINESS TRANSFORMATION AGENCY	0	0
080	DEFENSE CONTRACT AUDIT AGENCY	573,973	573,973
090	DEFENSE CONTRACT MANAGEMENT AGENCY	1,293,196	1,293,196
100	DEFENSE FINANCE AND ACCOUNTING SERVICE	17,513	17,513
110	DEFENSE HUMAN RESOURCES ACTIVITY	676,186	676,186
120	DEFENSE INFORMATION SYSTEMS AGENCY	1,346,847	1,346,847
140	DEFENSE LEGAL SERVICES AGENCY	35,137	35,137
150	DEFENSE LOGISTICS AGENCY	431,893	431,893
160	DEFENSE MEDIA ACTIVITY	224,013	224,013
170	DEFENSE POW/MIA OFFICE	21,964	21,964
180	DEFENSE SECURITY COOPERATION AGENCY	557,917	540,317
	Program decrease—Defense Security Assessment		[-2,600]
	Program decrease—Global Train and Equip		[-15,000]
190	DEFENSE SECURITY SERVICE		506,662
	Transfer from Line 280		[506,662]
200	DEFENSE TECHNOLOGY SECURITY ADMINISTRATION	35,319	35,319
210	DEFENSE THREAT REDUCTION AGENCY		443,382
	Transfer from Line 280		[443,382]
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	2,744,971	2,744,971
230	MISSILE DEFENSE AGENCY	259,975	259,975
250	OFFICE OF ECONOMIC ADJUSTMENT	253,437	114,037
	Decrease for ahead of need request		[-139,400]
260	OFFICE OF THE SECRETARY OF DEFENSE	2,095,362	2,095,362
270	WASHINGTON HEADQUARTERS SERVICE	521,297	521,297
280	CLASSIFIED PROGRAMS	14,933,801	14,158,757
	Transfer to Line 190		[-506,662]
	Transfer to Line 210		[-443,382]
	Commercial imagery service level agreement		[125,000]
	Additional ISR Support to Operation Observant Compass		[50,000]
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	26,184,095	26,202,095
	UNDISTRIBUTED		
	UNDISTRIBUTED		5,000
	Unobligated balances		[-25,000]
	Impact aid for schools with military dependent students		[25,000]
	Impact aid for children with severe disabilities		[5,000]
	TOTAL, OPERATION & MAINTENANCE, DEFENSE-WIDE	31,993,013	32,032,513
	OPERATION & MAINTENANCE, ARMY RES OPERATING FORCES		
010	MANEUVER UNITS	1,391	1,391
020	MODULAR SUPPORT BRIGADES	20,889	20,889
030	ECHELONS ABOVE BRIGADE	592,724	592,724
040	THEATER LEVEL ASSETS	114,983	114,983
050	LAND FORCES OPERATIONS SUPPORT	633,091	633,091
060	AVIATION ASSETS	76,823	76,823
070	FORCE READINESS OPERATIONS SUPPORT	481,997	481,997
080	LAND FORCES SYSTEMS READINESS	70,118	70,118
090	LAND FORCES DEPOT MAINTENANCE	141,205	141,205
100	BASE OPERATIONS SUPPORT	561,878	561,878
110	FACILITIES SUSTAINMENT, RESTORATION & MODERNIZATION	287,399	287,399
120	MANAGEMENT AND OPERATIONAL HQ'S	52,431	52,431
130	ADDITIONAL ACTIVITIES	0	0
	SUBTOTAL, OPERATING FORCES	3,034,929	3,034,929
	ADMIN & SRVWD ACTIVITIES		
140	SERVICEWIDE TRANSPORTATION	12,995	12,995
150	ADMINISTRATION	32,432	32,432
160	SERVICEWIDE COMMUNICATIONS	4,895	4,895
170	MANPOWER MANAGEMENT	16,074	16,074
180	RECRUITING AND ADVERTISING	60,683	60,683
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	127,079	127,079

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
	TOTAL, OPERATION & MAINTENANCE, ARMY RES	3,162,008	3,162,008
	OPERATION & MAINTENANCE, NAVY RES		
	OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	616,776	616,776
020	INTERMEDIATE MAINTENANCE	15,076	15,076
030	AIR OPERATIONS AND SAFETY SUPPORT	1,479	1,479
040	AIRCRAFT DEPOT MAINTENANCE	107,251	107,251
050	AIRCRAFT DEPOT OPERATIONS SUPPORT	355	355
060	MISSION AND OTHER SHIP OPERATIONS	82,186	82,186
070	SHIP OPERATIONS SUPPORT & TRAINING	589	589
080	SHIP DEPOT MAINTENANCE	48,593	48,593
090	COMBAT COMMUNICATIONS	15,274	15,274
100	COMBAT SUPPORT FORCES	124,917	124,917
110	WEAPONS MAINTENANCE	1,978	1,978
120	ENTERPRISE INFORMATION	43,699	43,699
130	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	60,646	60,646
140	BASE OPERATING SUPPORT	105,227	105,227
	SUBTOTAL, OPERATING FORCES	1,224,046	1,224,046
	ADMIN & SRVWD ACTIVITIES		
150	ADMINISTRATION	3,117	3,117
160	MILITARY MANPOWER AND PERSONNEL MANAGE- MENT	14,337	14,337
170	SERVICEWIDE COMMUNICATIONS	2,392	2,392
180	ACQUISITION AND PROGRAM MANAGEMENT	3,090	3,090
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	22,936	22,936
	TOTAL, OPERATION & MAINTENANCE, NAVY RES	1,246,982	1,246,982
	OPERATION & MAINTENANCE, MC RESERVE		
	OPERATING FORCES		
010	OPERATING FORCES	89,690	89,690
020	DEPOT MAINTENANCE	16,735	16,735
030	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	37,913	37,913
040	BASE OPERATING SUPPORT	103,746	103,746
	SUBTOTAL, OPERATING FORCES	248,084	248,084
	ADMIN & SRVWD ACTIVITIES		
050	SERVICEWIDE TRANSPORTATION	873	873
060	ADMINISTRATION	14,330	14,330
070	RECRUITING AND ADVERTISING	8,998	8,998
080	CANCELLED ACCOUNT ADJUSTMENT	0	0
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	24,201	24,201
	TOTAL, OPERATION & MAINTENANCE, MC RE- SERVE	272,285	272,285
	OPERATION & MAINTENANCE, AF RESERVE		
	OPERATING FORCES		
010	PRIMARY COMBAT FORCES	2,089,326	2,089,326
020	MISSION SUPPORT OPERATIONS	112,992	112,992
030	DEPOT MAINTENANCE	406,101	406,101
040	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	71,564	71,564
050	BASE SUPPORT	364,862	364,862
	SUBTOTAL, OPERATING FORCES	3,044,845	3,044,845
	ADMIN & SRVWD ACTIVITIES		
060	ADMINISTRATION	78,824	78,824
070	RECRUITING AND ADVERTISING	16,020	16,020
080	MILITARY MANPOWER AND PERS MGMT (ARPC)	19,496	19,496
090	OTHER PERS SUPPORT (DISABILITY COMP)	6,489	6,489
100	AUDIOVISUAL	808	808
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	121,637	121,637
	TOTAL, OPERATION & MAINTENANCE, AF RE- SERVE	3,166,482	3,166,482
	OPERATION & MAINTENANCE, ARNG		
	OPERATING FORCES		
010	MANEUVER UNITS	680,206	680,206

SEC. 4301. OPERATION AND MAINTENANCE
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
020	MODULAR SUPPORT BRIGADES	186,408	186,408
030	ECHELONS ABOVE BRIGADE	865,628	865,628
040	THEATER LEVEL ASSETS	112,651	112,651
050	LAND FORCES OPERATIONS SUPPORT	36,091	36,091
060	AVIATION ASSETS	907,011	907,011
070	FORCE READINESS OPERATIONS SUPPORT	751,606	751,606
080	LAND FORCES SYSTEMS READINESS	60,043	60,043
090	LAND FORCES DEPOT MAINTENANCE	411,940	411,940
100	BASE OPERATIONS SUPPORT	995,423	995,423
110	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	688,189	688,189
120	MANAGEMENT AND OPERATIONAL HQ'S	953,716	953,716
	SUBTOTAL, OPERATING FORCES	6,648,912	6,648,912
	ADMIN & SRVWD ACTIVITIES		
130	SERVICEWIDE TRANSPORTATION	11,806	11,806
140	REAL ESTATE MANAGEMENT	1,656	1,656
150	ADMINISTRATION	89,358	89,358
160	SERVICEWIDE COMMUNICATIONS	39,513	39,513
170	MANPOWER MANAGEMENT	7,224	7,224
180	RECRUITING AND ADVERTISING	310,143	310,143
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	459,700	459,700
	TOTAL, OPERATION & MAINTENANCE, ARNG	7,108,612	7,108,612
	OPERATION & MAINTENANCE, ANG		
	OPERATING FORCES		
010	AIRCRAFT OPERATIONS	3,559,824	3,559,824
020	MISSION SUPPORT OPERATIONS	721,225	721,225
030	DEPOT MAINTENANCE	774,875	774,875
040	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	270,709	270,709
050	BASE SUPPORT	624,443	624,443
	SUBTOTAL, OPERATING FORCES	5,951,076	5,951,076
	ADMIN & SRVWD ACTIVITIES		
060	ADMINISTRATION	32,358	32,358
070	RECRUITING AND ADVERTISING	32,021	32,021
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	64,379	64,379
	TOTAL, OPERATION & MAINTENANCE, ANG	6,015,455	6,015,455
	MISCELLANEOUS APPROPRIATIONS		
010	US COURT OF APPEALS FOR THE ARMED FORCES, DE- FENSE	13,516	13,516
040	ACQ WORKFORCE DEV FD	274,198	274,198
020	OVERSEAS HUMANITARIAN, DISASTER AND CIVIC AID	108,759	108,759
030	COOPERATIVE THREAT REDUCTION	519,111	519,111
050	ENVIRONMENTAL RESTORATION, ARMY	335,921	335,921
060	ENVIRONMENTAL RESTORATION, NAVY	310,594	310,594
070	ENVIRONMENTAL RESTORATION, AIR FORCE	529,263	529,263
080	ENVIRONMENTAL RESTORATION, DEFENSE	11,133	11,133
090	ENVIRONMENTAL RESTORATION FORMERLY USED SITES	237,543	237,543
	TOTAL, MISCELLANEOUS APPROPRIATIONS	2,340,038	2,340,038
	TOTAL, OPERATION & MAINTENANCE	174,938,933	174,778,133

1 **SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS**
 2 **CONTINGENCY OPERATIONS.**

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
OPERATION & MAINTENANCE, ARMY			
OPERATING FORCES			
040	THEATER LEVEL ASSETS	2,758,162	2,758,162
050	LAND FORCES OPERATIONS SUPPORT	991,396	991,396
060	AVIATION ASSETS	40,300	40,300
070	FORCE READINESS OPERATIONS SUPPORT	1,755,445	1,755,445
080	LAND FORCES SYSTEMS READINESS	307,244	307,244
100	BASE OPERATIONS SUPPORT	393,165	393,165
110	FACILITIES SUSTAINMENT, RESTORATION & MOD- ERNIZATION	250,000	250,000
140	ADDITIONAL ACTIVITIES	12,524,137	12,524,137
150	COMMANDERS EMERGENCY RESPONSE PROGRAM	400,000	200,000
	Program decrease		[-200,000]
160	RESET	3,687,973	3,687,973
	SUBTOTAL, OPERATING FORCES	23,107,822	22,907,822
ADMIN & SRVWIDE ACTIVITIES			
350	SERVICEWIDE TRANSPORTATION	3,238,310	3,238,310
360	CENTRAL SUPPLY ACTIVITIES	129,000	129,000
380	AMMUNITION MANAGEMENT	78,022	78,022
420	OTHER PERSONNEL SUPPORT	137,277	97,277
	Transfer to OPA OCO Line 061 at SOUTHCOM request		[-40,000]
430	OTHER SERVICE SUPPORT	72,293	72,293
490	CLASSIFIED PROGRAMS	1,828,717	1,828,717
	SUBTOTAL, ADMIN & SRVWIDE ACTIVITIES	5,483,619	5,443,619
	TOTAL, OPERATION & MAINTENANCE, ARMY	28,591,441	28,351,441
OPERATION & MAINTENANCE, NAVY			
OPERATING FORCES			
010	MISSION AND OTHER FLIGHT OPERATIONS	937,098	937,098
030	AVIATION TECHNICAL DATA & ENGINEERING SERV- ICES	1,000	1,000
040	AIR OPERATIONS AND SAFETY SUPPORT	15,794	15,794
050	AIR SYSTEMS SUPPORT	19,013	19,013
060	AIRCRAFT DEPOT MAINTENANCE	201,912	201,912
070	AIRCRAFT DEPOT OPERATIONS SUPPORT	3,000	3,000
080	AVIATION LOGISTICS	44,150	44,150
090	MISSION AND OTHER SHIP OPERATIONS	463,738	463,738
100	SHIP OPERATIONS SUPPORT & TRAINING	24,774	24,774
110	SHIP DEPOT MAINTENANCE	1,310,010	1,310,010
130	COMBAT COMMUNICATIONS	42,965	42,965
160	WARFARE TACTICS	25,970	25,970
170	OPERATIONAL METEOROLOGY AND OCEANOGRAPHY ..	19,226	19,226
180	COMBAT SUPPORT FORCES	1,668,359	1,668,359
190	EQUIPMENT MAINTENANCE	7,954	7,954
250	IN-SERVICE WEAPONS SYSTEMS SUPPORT	94,655	94,655
260	WEAPONS MAINTENANCE	303,087	303,087
290	SUSTAINMENT, RESTORATION AND MODERNIZATION ..	3,218	3,218
300	BASE OPERATING SUPPORT	143,442	143,442
	SUBTOTAL, OPERATING FORCES	5,329,365	5,329,365
MOBILIZATION			
340	EXPEDITIONARY HEALTH SERVICES SYSTEMS	31,395	31,395
360	COAST GUARD SUPPORT	254,461	254,461
	SUBTOTAL, MOBILIZATION	285,856	285,856
TRAINING AND RECRUITING			
400	SPECIALIZED SKILL TRAINING	50,903	50,903
	SUBTOTAL, TRAINING AND RECRUITING	50,903	50,903
ADMIN & SRVWD ACTIVITIES			
480	ADMINISTRATION	1,377	1,377
490	EXTERNAL RELATIONS	487	487

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
510	MILITARY MANPOWER AND PERSONNEL MANAGEMENT	6,022	6,022
520	OTHER PERSONNEL SUPPORT	3,514	3,514
550	SERVICEWIDE TRANSPORTATION	184,864	184,864
580	ACQUISITION AND PROGRAM MANAGEMENT	2,026	2,026
620	NAVAL INVESTIGATIVE SERVICE	1,425	1,425
710	CLASSIFIED PROGRAMS	14,556	14,556
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	214,271	214,271
	TOTAL, OPERATION & MAINTENANCE, NAVY	5,880,395	5,880,395
OPERATION & MAINTENANCE, MARINE CORPS OPERATING FORCES			
010	OPERATIONAL FORCES	1,921,258	1,921,258
020	FIELD LOGISTICS	1,094,028	1,094,028
030	DEPOT MAINTENANCE	222,824	222,824
060	BASE OPERATING SUPPORT	88,690	88,690
	SUBTOTAL, OPERATING FORCES	3,326,800	3,326,800
TRAINING AND RECRUITING			
110	TRAINING SUPPORT	215,212	215,212
	SUBTOTAL, TRAINING AND RECRUITING	215,212	215,212
ADMIN & SRVWD ACTIVITIES			
150	SERVICEWIDE TRANSPORTATION	512,627	512,627
190	CLASSIFIED PROGRAMS	11,701	11,701
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	524,328	524,328
	TOTAL, OPERATION & MAINTENANCE, MARINE CORPS	4,066,340	4,066,340
OPERATION & MAINTENANCE, AIR FORCE OPERATING FORCES			
010	PRIMARY COMBAT FORCES	1,494,144	1,494,144
020	COMBAT ENHANCEMENT FORCES	809,531	809,531
030	AIR OPERATIONS TRAINING (OJT, MAINTAIN SKILLS) ..	13,095	13,095
040	DEPOT MAINTENANCE	1,403,238	1,403,238
050	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	155,954	155,954
060	BASE SUPPORT	342,226	342,226
070	GLOBAL C3I AND EARLY WARNING	15,108	15,108
080	OTHER COMBAT OPS SPT PROGRAMS	271,390	271,390
100	TACTICAL INTEL AND OTHER SPECIAL ACTIVITIES	25,400	25,400
120	SPACE CONTROL SYSTEMS	5,110	5,110
130	COMBATANT COMMANDERS DIRECT MISSION SUPPORT	52,173	52,173
	SUBTOTAL, OPERATING FORCES	4,587,369	4,587,369
MOBILIZATION			
150	AIRLIFT OPERATIONS	3,187,211	3,187,211
160	MOBILIZATION PREPAREDNESS	43,509	43,509
170	DEPOT MAINTENANCE	554,943	554,943
180	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	4,431	4,431
190	BASE SUPPORT	9,256	9,256
	SUBTOTAL, MOBILIZATION	3,799,350	3,799,350
TRAINING AND RECRUITING			
230	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	424	424
240	BASE SUPPORT	1,036	1,036
250	SPECIALIZED SKILL TRAINING	10,923	10,923
260	FLIGHT TRAINING	72	72
270	PROFESSIONAL DEVELOPMENT EDUCATION	323	323
280	TRAINING SUPPORT	352	352
	SUBTOTAL, TRAINING AND RECRUITING	13,130	13,130
ADMIN & SRVWD ACTIVITIES			
360	LOGISTICS OPERATIONS	100,429	100,429
390	FACILITIES SUSTAINMENT, RESTORATION & MOD-ERNIZATION	47,200	47,200
400	BASE SUPPORT	7,242	7,242
410	ADMINISTRATION	1,552	1,552

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
420	SERVICEWIDE COMMUNICATIONS	82,094	82,094
430	OTHER SERVICEWIDE ACTIVITIES	582,977	582,977
480	CLASSIFIED PROGRAMS	20,270	20,270
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	841,764	841,764
	TOTAL, OPERATION & MAINTENANCE, AIR FORCE	9,241,613	9,241,613
	OPERATION & MAINTENANCE, DEFENSE-WIDE OPERATING FORCES		
010	JOINT CHIEFS OF STAFF	2,000	2,000
020	SPECIAL OPERATIONS COMMAND	2,503,060	2,503,060
	SUBTOTAL, OPERATING FORCES	2,505,060	2,505,060
	ADMIN & SRVWD ACTIVITIES		
080	DEFENSE CONTRACT AUDIT AGENCY	30,674	30,674
090	DEFENSE CONTRACT MANAGEMENT AGENCY	69,803	69,803
110	DEFENSE HUMAN RESOURCES ACTIVITY	3,334	3,334
120	DEFENSE INFORMATION SYSTEMS AGENCY	152,925	152,925
140	DEFENSE LEGAL SERVICES AGENCY	102,322	102,322
160	DEFENSE MEDIA ACTIVITY	10,823	10,823
180	DEFENSE SECURITY COOPERATION AGENCY	2,200,000	2,200,000
220	DEPARTMENT OF DEFENSE EDUCATION ACTIVITY	139,830	139,830
260	OFFICE OF THE SECRETARY OF DEFENSE	87,805	87,805
280	CLASSIFIED PROGRAMS	2,522,003	2,522,003
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	5,319,519	5,319,519
	TOTAL, OPERATION & MAINTENANCE, DEFENSE-WIDE	7,824,579	7,824,579
	OPERATION & MAINTENANCE, ARMY RES OPERATING FORCES		
030	ECHELONS ABOVE BRIGADE	78,600	78,600
050	LAND FORCES OPERATIONS SUPPORT	20,811	20,811
070	FORCE READINESS OPERATIONS SUPPORT	20,726	20,726
100	BASE OPERATIONS SUPPORT	34,400	34,400
	SUBTOTAL, OPERATING FORCES	154,537	154,537
	TOTAL, OPERATION & MAINTENANCE, ARMY RES	154,537	154,537
	OPERATION & MAINTENANCE, NAVY RES OPERATING FORCES		
010	MISSION AND OTHER FLIGHT OPERATIONS	24,834	24,834
020	INTERMEDIATE MAINTENANCE	300	300
040	AIRCRAFT DEPOT MAINTENANCE	13,364	13,364
060	MISSION AND OTHER SHIP OPERATIONS	8,213	8,213
080	SHIP DEPOT MAINTENANCE	929	929
100	COMBAT SUPPORT FORCES	8,244	8,244
140	BASE OPERATING SUPPORT	40	40
	SUBTOTAL, OPERATING FORCES	55,924	55,924
	TOTAL, OPERATION & MAINTENANCE, NAVY RES	55,924	55,924
	OPERATION & MAINTENANCE, MC RESERVE OPERATING FORCES		
010	OPERATING FORCES	22,657	22,657
040	BASE OPERATING SUPPORT	2,820	2,820
	SUBTOTAL, OPERATING FORCES	25,477	25,477
	TOTAL, OPERATION & MAINTENANCE, MC RESERVE	25,477	25,477
	OPERATION & MAINTENANCE, AF RESERVE OPERATING FORCES		
010	PRIMARY COMBAT FORCES	7,600	7,600
030	DEPOT MAINTENANCE	106,768	106,768
050	BASE SUPPORT	6,250	6,250
	SUBTOTAL, OPERATING FORCES	120,618	120,618
	TOTAL, OPERATION & MAINTENANCE, AF RESERVE	120,618	120,618
	OPERATION & MAINTENANCE, ARNG		

SEC. 4302. OPERATION AND MAINTENANCE FOR OVERSEAS CONTINGENCY OPERATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
OPERATING FORCES			
010	MANEUVER UNITS	38,485	38,485
020	MODULAR SUPPORT BRIGADES	1,959	1,959
030	ECHELONS ABOVE BRIGADE	20,076	20,076
040	THEATER LEVEL ASSETS	2,028	2,028
060	AVIATION ASSETS	183,811	183,811
070	FORCE READINESS OPERATIONS SUPPORT	43,780	43,780
100	BASE OPERATIONS SUPPORT	70,237	70,237
120	MANAGEMENT AND OPERATIONAL HQ'S	20,072	20,072
	SUBTOTAL, OPERATING FORCES	380,448	380,448
ADMIN & SRVWD ACTIVITIES			
160	SERVICEWIDE COMMUNICATIONS	2,000	2,000
	SUBTOTAL, ADMIN & SRVWD ACTIVITIES	2,000	2,000
	TOTAL, OPERATION & MAINTENANCE, ARNG	382,448	382,448
OPERATION & MAINTENANCE, ANG			
OPERATING FORCES			
020	MISSION SUPPORT OPERATIONS	19,975	19,975
	SUBTOTAL, OPERATING FORCES	19,975	19,975
	TOTAL, OPERATION & MAINTENANCE, ANG	19,975	19,975
AFGHANISTAN SECURITY FORCES FUND			
MINISTRY OF DEFENSE			
010	SUSTAINMENT	2,523,825	2,523,825
020	INFRASTRUCTURE	190,000	190,000
030	EQUIPMENT AND TRANSPORTATION	241,521	241,521
040	TRAINING AND OPERATIONS	758,380	758,380
	SUBTOTAL, MINISTRY OF DEFENSE	3,713,726	3,713,726
MINISTRY OF INTERIOR			
050	SUSTAINMENT	1,305,950	1,305,950
060	INFRASTRUCTURE	50,000	50,000
070	EQUIPMENT AND TRANSPORTATION	84,859	84,859
080	TRAINING AND OPERATIONS	569,868	569,868
	SUBTOTAL, MINISTRY OF INTERIOR	2,010,677	2,010,677
RELATED ACTIVITIES			
090	SUSTAINMENT	18,325	18,325
100	INFRASTRUCTURE	1,200	1,200
110	EQUIPMENT & TRANSPORTATION	1,239	1,239
120	TRAINING AND OPERATIONS	4,000	4,000
	SUBTOTAL, RELATED ACTIVITIES	24,764	24,764
	TOTAL, AFGHANISTAN SECURITY FORCES FUND	5,749,167	5,749,167
AFGHANISTAN INFRASTRUCTURE FUND			
010	POWER	400,000	350,000
	Program decrease		[-50,000]
	TOTAL, AFGHANISTAN INFRASTRUCTURE FUND	400,000	350,000
	TOTAL, OPERATION & MAINTENANCE	62,512,514	62,222,514

1 **TITLE XLIV—MILITARY**
 2 **PERSONNEL**

3 **SEC. 4401. MILITARY PERSONNEL.**

SEC. 4401. MILITARY PERSONNEL (In Thousands of Dollars)		
Item	FY 2013 Request	Senate Authorized
MILITARY PERSONNEL	135,111,799	135,117,799
BAH for Full-time Guard Transition to Active Duty		[6,000]
TOTAL, MILITARY PERSONNEL	135,111,799	135,117,799

1 **SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTIN-**
 2 **GENCY OPERATIONS.**

SEC. 4402. MILITARY PERSONNEL FOR OVERSEAS CONTINGENCY OPERATIONS (In Thousands of Dollars)		
Item	FY 2013 Request	Senate Authorized
MILITARY PERSONNEL	14,060,094	14,060,094
TOTAL, MILITARY PERSONNEL	14,060,094	14,060,094

1 **TITLE XLV—OTHER**
 2 **AUTHORIZATIONS**

3 **SEC. 4501. OTHER AUTHORIZATIONS.**

SEC. 4501. OTHER AUTHORIZATIONS (In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
WORKING CAPITAL FUND, ARMY			
010	PREPOSITIONED WAR RESERVE STOCKS	60,037	60,037
	TOTAL, WORKING CAPITAL FUND, ARMY	60,037	60,037
WORKING CAPITAL FUND, AIR FORCE			
010	C-17 CLS ENGINE REPAIR	0	0
020	TRANSPORTATION FALLEN HEROES	0	0
040	SUPPLIES AND MATERIALS (MEDICAL/DENTAL)	45,452	45,452
	TOTAL, WORKING CAPITAL FUND, AIR FORCE	45,452	45,452
WORKING CAPITAL FUND, DEFENSE-WIDE			
010	DEFENSE LOGISTICS AGENCY (DLA)	39,135	39,135
	TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	39,135	39,135
WORKING CAPITAL FUND, DECA			
010	WORKING CAPITAL FUND, DECA	1,371,560	1,371,560
	TOTAL, WORKING CAPITAL FUND, DECA	1,371,560	1,371,560
NATIONAL DEFENSE SEALIFT FUND			
010	T-AKE	0	0
020	MPF MLP	38,000	38,000
030	POST DELIVERY AND OUTFITTING	39,386	39,386
040	NATIONAL DEF SEALIFT VESSEL	0	0
050	LG MED SPD RO/RO MAINTENANCE	128,819	128,819
060	DOD MOBILIZATION ALTERATIONS	26,598	26,598
070	TAH MAINTENANCE	29,199	29,199
080	RESEARCH AND DEVELOPMENT	42,811	42,811
090	READY RESERVE FORCE	303,323	303,323
100	MARAD SHIP FINANCING GUARANTEE PROGRAM	0	0
	TOTAL, NATIONAL DEFENSE SEALIFT FUND	608,136	608,136
DEFENSE HEALTH PROGRAM			
DHP, OPERATION & MAINTENANCE			
010	IN-HOUSE CARE	8,625,507	8,625,507
020	PRIVATE SECTOR CARE	16,148,263	16,148,263
030	CONSOLIDATED HEALTH SUPPORT	2,309,185	2,309,185
040	INFORMATION MANAGEMENT	1,465,328	1,465,328
050	MANAGEMENT ACTIVITIES	332,121	332,121
060	EDUCATION AND TRAINING	722,081	722,081
070	BASE OPERATIONS/COMMUNICATIONS	1,746,794	1,746,794
070A	UNDISTRIBUTED		452,000
	Restore DOD assumed Savings for TRICARE Proposals		[452,000]
	SUBTOTAL, DHP, OPERATION & MAINTENANCE	31,349,279	31,801,279
DHP, RDT&E			
080	DEFENSE HEALTH PROGRAM	672,977	672,977
	SUBTOTAL, DHP, RDT&E	672,977	672,977
DHP, PROCUREMENT			
090	DEFENSE HEALTH PROGRAM	506,462	506,462
	SUBTOTAL, DHP, PROCUREMENT		
	TOTAL, DEFENSE HEALTH PROGRAM	32,528,718	32,980,718
CHEM AGENTS & MUNITIONS DESTRUCTION			
001	OPERATION & MAINTENANCE	635,843	635,843
002	RDT&E	647,351	647,351
003	PROCUREMENT	18,592	18,592
	TOTAL, CHEM AGENTS & MUNITIONS DESTRUCTION	1,301,786	1,301,786

SEC. 4501. OTHER AUTHORIZATIONS
(In Thousands of Dollars)

Line	Item	FY 2013 Request	Senate Authorized
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF			
010	DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	889,545	863,645
	Transfer to Demand Reduction Program		[-25,900]
020	DRUG DEMAND REDUCTION PROGRAM	109,818	135,718
	Expanded drug testing		[25,900]
	TOTAL, DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	999,363	999,363
OFFICE OF THE INSPECTOR GENERAL			
010	OPERATION & MAINTENANCE	272,821	331,921
	DoD IG growth plan		[59,100]
020	RDT&E	0	0
030	PROCUREMENT	1,000	1,000
	TOTAL, OFFICE OF THE INSPECTOR GENERAL	273,821	332,921
	TOTAL, OTHER AUTHORIZATIONS	37,228,008	37,739,108

1 **SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CON-**
 2 **TINGENCY OPERATIONS.**

SEC. 4502. OTHER AUTHORIZATIONS FOR OVERSEAS CONTINGENCY OPERATIONS			
(In Thousands of Dollars)			
Line	Item	FY 2013 Request	Senate Authorized
WORKING CAPITAL FUND, ARMY			
010	PREPOSITIONED WAR RESERVE STOCKS	42,600	42,600
	TOTAL, WORKING CAPITAL FUND, ARMY	42,600	42,600
WORKING CAPITAL FUND, AIR FORCE			
010	C-17 CLS ENGINE REPAIR	230,400	230,400
020	TRANSPORTATION FALLEN HEROES	10,000	10,000
	TOTAL, WORKING CAPITAL FUND, AIR FORCE	240,400	240,400
WORKING CAPITAL FUND, DEFENSE-WIDE			
010	DEFENSE LOGISTICS AGENCY (DLA)	220,364	220,364
	TOTAL, WORKING CAPITAL FUND, DEFENSE-WIDE	220,364	220,364
DEFENSE HEALTH PROGRAM			
DHP, OPERATION & MAINTENANCE			
010	IN-HOUSE CARE	483,326	483,326
020	PRIVATE SECTOR CARE	376,982	376,982
030	CONSOLIDATED HEALTH SUPPORT	111,675	111,675
040	INFORMATION MANAGEMENT	4,773	4,773
050	MANAGEMENT ACTIVITIES	660	660
060	EDUCATION AND TRAINING	15,370	15,370
070	BASE OPERATIONS/COMMUNICATIONS	1,112	1,112
	SUBTOTAL, DHP, OPERATION & MAINTENANCE		
	TOTAL, DEFENSE HEALTH PROGRAM	993,898	993,898
DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF			
010	DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	469,025	469,025
	TOTAL, DRUG INTERDICTION & CTR-DRUG ACTIVITIES, DEF	469,025	469,025
OFFICE OF THE INSPECTOR GENERAL			
010	OPERATION & MAINTENANCE	10,766	10,766
	TOTAL, OFFICE OF THE INSPECTOR GENERAL	10,766	10,766
	TOTAL, OTHER AUTHORIZATIONS	1,977,053	1,977,053

1 **TITLE XLVI—MILITARY**
 2 **CONSTRUCTION**

3 **SEC. 4601. MILITARY CONSTRUCTION.**

SEC. 4601. MILITARY CONSTRUCTION (In Thousands of Dollars)				
Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
ARMY Milcon				
	Alaska			
ARMY	Fort Wainwright	Modified Record Fire Range	10,400	10,400
ARMY	Joint Base Elmendorf- Richardson	Modified Record Fire Range	7,900	7,900
	California			
ARMY	Concord	Lightning Protection System	5,800	5,800
ARMY	Concord	Engineering/Housing Maintenance Shop	3,100	3,100
	Colorado			
ARMY	Fort Carson, Colorado	Digital Multipurpose Training Range	18,000	18,000
	District of Columbia			
ARMY	Fort McNair	Vehicle Storage Building, Installation	7,200	7,200
	Georgia			
ARMY	Fort Benning	Ground Source Heat Transfer System	16,000	16,000
ARMY	Fort Gordon	Modified Record Fire Range	4,000	4,000
ARMY	Fort Gordon	Multipurpose Machine Gun Range	7,100	7,100
ARMY	Fort Gordon	Ground Source Heat Transfer System	12,200	12,200
ARMY	Fort Stewart, Georgia	Digital Multipurpose Training Range	22,000	22,000
ARMY	Fort Stewart, Georgia	Automated Combat Pistol Qual Crse	3,650	3,650
ARMY	Fort Stewart, Georgia	Unmanned Aerial Vehicle Complex	24,000	24,000
	Hawaii			
ARMY	Pohakuloa Training Area	Automated Infantry Platoon Battle Course	29,000	29,000
ARMY	Schofield Barracks	Barracks	41,000	41,000
ARMY	Schofield Barracks	Barracks	55,000	55,000
ARMY	Wheeler Army Air Field	Combat Aviation Brigade Barracks	85,000	85,000
	Kansas			
ARMY	Fort Riley, Kansas	Unmanned Aerial Vehicle Complex	12,200	12,200
	Kentucky			
ARMY	Fort Campbell, Ken- tucky	Battalion Headquarters Complex	55,000	55,000
ARMY	Fort Campbell, Ken- tucky	Live Fire Exercise Shoothouse	3,800	3,800
ARMY	Fort Campbell, Ken- tucky	Unmanned Aerial Vehicle Complex	23,000	23,000
ARMY	Fort Knox	Automated Infantry Squad Battle Course	6,000	6,000
	Missouri			
ARMY	Fort Leonard Wood	Trainee Barracks Complex 3, Ph 2	58,000	58,000
ARMY	Fort Leonard Wood	Vehicle Maintenance Shop	39,000	39,000
ARMY	Fort Leonard Wood	Battalion Complex Facilities	26,000	26,000
	New Jersey			
ARMY	Picatinny Arsenal	Ballistic Evaluation Center	10,200	10,200
ARMY	Joint Base McGuire- Dix-Lakehurst	Flight Equipment Complex	47,000	47,000
	New York			
ARMY	Fort Drum, New York	Aircraft Maintenance Hangar	95,000	95,000
ARMY	U.S. Military Academy	Cadet Barracks	192,000	0
	North Carolina			
ARMY	Fort Bragg	Aerial Gunnery Range	42,000	42,000
ARMY	Fort Bragg	Infrastructure	30,000	0
ARMY	Fort Bragg	Unmanned Aerial Vehicle Complex	26,000	26,000
	Oklahoma			
ARMY	Fort Sill	Modified Record Fire Range	4,900	4,900
	South Carolina			
ARMY	Fort Jackson	Trainee Barracks Complex 2, Ph 2	24,000	24,000
	Texas			
ARMY	Corpus Christi	Aircraft Component Maintenance Shop	13,200	13,200
ARMY	Corpus Christi	Aircraft Paint Shop	24,000	24,000
ARMY	Fort Bliss	Multipurpose Machine Gun Range	7,200	7,200
ARMY	Fort Hood, Texas	Modified Record Fire Range	4,200	4,200
ARMY	Fort Hood, Texas	Training Aids Center	25,000	25,000
ARMY	Fort Hood, Texas	Unmanned Aerial Vehicle Complex	22,000	22,000
ARMY	Joint Base San Antonio	Barracks	21,000	21,000
	Virginia			
ARMY	Arlington	Cemetery Expansion Millennium Site	84,000	0
ARMY	Fort Belvoir	Secure Admin/Operations Facility	94,000	94,000
ARMY	Fort Lee	Adv Individual Training Barracks Cplx, Ph2	81,000	81,000
	Washington			
ARMY	Yakima	Convoy Live Fire Range	5,100	5,100

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
ARMY	Joint Base Lewis-McChord	Battalion Complex	73,000	73,000
ARMY	Joint Base Lewis-McChord	Waste Water Treatment Plant	91,000	91,000
ARMY	Italy			
ARMY	Camp Ederle	Barracks	36,000	36,000
ARMY	Vicenza	Simulations Center	32,000	32,000
ARMY	Japan			
ARMY	Okinawa	Satellite Communications Facility	78,000	78,000
ARMY	Sagami	Vehicle Maintenance Shop	18,000	18,000
ARMY	Korea			
ARMY	Camp Humphreys	Battalion Headquarters Complex	45,000	45,000
ARMY	Worldwide Unspec			
ARMY	Unspecified Worldwide Locations	Minor Construction FY 13	25,000	25,000
ARMY	Unspecified Worldwide Locations	Host Nation Support FY 13	34,000	34,000
ARMY	Unspecified Worldwide Locations	Planning and Design FY13	65,173	46,173
Milcon, A—SUBTOTAL			1,923,323	1,598,323
NAVY Milcon				
NAVY	Arizona			
NAVY	Yuma	Security Operations Complex	13,300	13,300
NAVY	Yuma	Combat Aircraft Loading Apron	15,985	15,985
NAVY	California			
NAVY	Camp Pendleton, California	Comm. Information Systems Ops Complex	78,897	78,897
NAVY	Camp Pendleton, California	San Jacinto Road Extension	5,074	5,074
NAVY	Camp Pendleton, California	MV22 Aviation Simulator Building	4,139	4,139
NAVY	Ventura County	BAMS Maintenance Training Facility	14,843	12,790
NAVY	Miramar	Hangar 5 Renovations & Addition	27,897	27,897
NAVY	San Diego	Entry Control Point (Gate Five)	11,752	11,752
NAVY	San Diego	LCS Training Facility	59,436	59,436
NAVY	Seal Beach	Strategic Systems Weapons Eval. Test Lab	30,594	30,594
NAVY	Twenty-nine Palms, California	Land Expansion Phase 2	47,270	47,270
NAVY	Coronado	Bachelor Quarters	76,063	76,063
NAVY	Coronado	H-60S Simulator Training Facility	2,478	2,478
NAVY	Florida			
NAVY	Jacksonville	BAMS Mission Control Complex	21,980	21,980
NAVY	Hawaii			
NAVY	Kaneohe Bay	MV-22 Hangar and Infrastructure	82,630	82,630
NAVY	Kaneohe Bay	Aircraft Staging Area	14,680	14,680
NAVY	Mississippi			
NAVY	Meridian	Dining Facility	10,926	10,926
NAVY	New Jersey			
NAVY	Earle	Combat System Engineering Building Addition	33,498	33,498
NAVY	North Carolina			
NAVY	Camp Lejeune, North Carolina	Staff NCO Academy Facilities	28,986	28,986
NAVY	Camp Lejeune, North Carolina	Base Access and Road—Phase 3	40,904	40,904
NAVY	Cherry Point Marine Corps Air Station	Marine Air Support Squadron Compound	34,310	34,310
NAVY	Cherry Point Marine Corps Air Station	Armory	11,581	11,581
NAVY	New River	Personnel Administration Center	8,525	8,525
NAVY	South Carolina			
NAVY	Beaufort	Ground Support Equipment Shop	9,465	9,465
NAVY	Beaufort	Simulated LHD Flight Deck	12,887	12,887
NAVY	Beaufort	Recycling/Hazardous Waste Facility	3,743	3,743
NAVY	Beaufort	Aircraft Maintenance Hangar	42,010	42,010
NAVY	Beaufort	Airfield Security Upgrades	13,675	13,675
NAVY	Parris Island	Front Gate ATFP Improvements	10,135	10,135
NAVY	Virginia			
NAVY	Dahlgren	Cruiser/Destroyer Upgrade Training Facility	16,494	16,494
NAVY	Dahlgren	Physical Fitness Center	11,734	11,734
NAVY	Oceana Naval Air Station	A School Barracks	39,086	39,086
NAVY	Portsmouth	Drydock 8 Electrical Distribution Upgrade	32,706	32,706
NAVY	Quantico	The Basic School Student Quarters—Phase 7	31,012	31,012
NAVY	Quantico	Infrastructure—Widen Russell Road	14,826	14,826
NAVY	Quantico	Weapons Training Battalion Mess Hall	12,876	12,876
NAVY	Yorktown	Regimental Headquarters	11,015	11,015

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
NAVY	Yorktown	Bachelor Enlisted Quarters	18,422	18,422
NAVY	Yorktown	Motor Transportation Facility	6,188	6,188
NAVY	Yorktown	Supply Warehouse Facility	8,939	8,939
NAVY	Yorktown	Armory	4,259	4,259
	Washington			
NAVY	Whidbey Island	EA-18G Flight Simulator Facility	6,272	6,272
NAVY	Kitsap	Explosives Handling Wharf #2 (INC)	280,041	254,241
	Bahrain Island			
NAVY	SW Asia	Transient Quarters	41,529	41,529
NAVY	SW Asia	Combined Dining Facility	9,819	9,819
	Diego Garcia			
NAVY	Diego Garcia	Communications Infrastructure	1,691	1,691
	Greece			
NAVY	Souda Bay	Aircraft Parking Apron Expansion	20,493	20,493
NAVY	Souda Bay	Intermodal Access Road	4,630	4,630
	Guam			
NAVY	Joint Region Marianas	North Ramp Parking (Andersen AFB)—INC 2	25,904	0
	Japan			
NAVY	Iwakuni	Maintenance Hangar Improvements	5,722	5,722
NAVY	Iwakuni	Vertical Take-Off and Landing Pad North	7,416	7,416
NAVY	Okinawa	Bachelor Quarters	8,206	8,206
	Romania			
NAVY	Deveselu, Romania	AEGIS Ashore Missile Defense Complex	45,205	45,205
	Spain			
NAVY	Rota	General Purpose Warehouse	3,378	3,378
NAVY	Rota	High Explosive Magazine	13,837	13,837
	Worldwide Unspec			
NAVY	Various Worldwide Locations	BAMS Operational Facilities	34,048	34,048
	Djibouti			
NAVY	Camp Lemonier, Djibouti	Containerized Living and Work Units	7,510	7,510
NAVY	Camp Lemonier, Djibouti	Galley Addition and Warehouse	22,220	22,220
NAVY	Camp Lemonier, Djibouti	Joint HQ/Joint Operations Center Facility	42,730	42,730
NAVY	Camp Lemonier, Djibouti	Fitness Center	26,960	26,960
	Worldwide Unspec			
NAVY	Unspecified Worldwide Locations	Unspecified Minor Construction	16,535	16,535
NAVY	Unspecified Worldwide Locations	MCON Design Funds	102,619	102,619
	Milcon, N—SUBTOTAL		1,701,985	1,648,228
AF Milcon				
	Arkansas			
AF	Little Rock AFB	C-130J Fuel Systems Maintenance Hangar	26,000	26,000
AF	Little Rock AFB	C-130J Flight Simulator Addition	4,178	4,178
	Florida			
AF	Tyndall AFB	F-22 ADAL Hangar for Low Observable/Composite	14,750	14,750
	Georgia			
AF	Fort Stewart, Georgia	Air Support Operations Center (ASOC)	7,250	7,250
AF	Moody AFB	HC-130J Simulator Facility	8,500	8,500
	Nebraska			
AF	Offutt AFB	US STRATCOM Replacement Facility, Iner 2	161,000	128,000
	New Mexico			
AF	Holloman AFB	MQ-9 Maintenance Hangar	25,000	25,000
	North Dakota			
AF	Minot AFB	B-52 Add/Alter Munitions AGE Facility	4,600	4,600
	Texas			
AF	Joint Base San Antonio	Dormitory (144 Rm)	18,000	18,000
	Utah			
AF	Hill AFB	F-35 ADAL Hangar 45W/AMU	7,250	7,250
AF	Hill AFB	F-35 Modular Storage Magazines	2,280	2,280
AF	Hill AFB	F-35 ADAL Building 118 for Flight Simulator	4,000	4,000
	Greenland			
AF	Thule Ab	Dormitory (48 PN)	24,500	24,500
	Italy			
AF	Aviano Ab	F-16 Mission Training Center	9,400	9,400
	Worldwide Unspec			
AF	Unspecified Worldwide Locations	Transient Contingency Dormitory—100 Rm	17,625	0
AF	Unspecified Worldwide Locations	Transient Aircraft Hangars	15,032	0
AF	Unspecified Worldwide Locations	Sanitary Sewer Lift/Pump Station	2,000	2,000

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
AF	Various Worldwide Locations	Unspecified Minor Construction	18,200	18,200
AF	Unspecified Worldwide Locations	Planning and Design	18,635	18,635
Milcon, AF—SUBTOTAL			388,200	322,543
DEF-WIDE				
Milcon				
DEFW	Belgium Brussels	NATO Headquarters Facility	26,969	26,969
DEFW	Worldwide Unspec Unspecified Worldwide Locations	Energy Conservation Investment Program	150,000	150,000
DEFW	Unspecified Worldwide Locations	Contingency Construction	10,000	10,000
DFAS	Texas Red River Army Depot	DFAS Facility	16,715	16,715
DISA	Illinois Scott AFB	DISA Facility Upgrades	84,111	84,111
DISA	Germany Stuttgart-Patch Barracks	DISA Europe Facility Upgrades	2,413	2,413
DLA	Arizona Yuma	Truck Unload Facility	1,300	1,300
DLA	California Def Fuel Support Point—San Diego	Replace Fuel Pier	91,563	91,563
DLA	Edwards Air Force Base	Replace Fuel Storage	27,500	27,500
DLA	Delaware Dover AFB	Replace Truck Off-Load Facility	2,000	2,000
DLA	Florida Hurlburt Field	Construct Fuel Storage Facility	16,000	16,000
DLA	Indiana Grissom ARB	Replace Hydrant Fuel System	26,800	26,800
DLA	Louisiana Barksdale AFB	Upgrade Pumphouse	11,700	11,700
DLA	North Carolina Seymour Johnson AFB	Replace Pipeline	1,850	1,850
DLA	Pennsylvania Def Dist Depot New Cumberland	Replace Sewage Treatment Plant	6,300	6,300
DLA	Def Dist Depot New Cumberland	Replace Communications Building	6,800	6,800
DLA	Def Dist Depot New Cumberland	Replace Reservoir	4,300	4,300
DLA	Guam Andersen AFB	Upgrade Fuel Pipeline	67,500	0
DLA	Guantanamo Bay, Cuba	Replace Truck Load Facility	2,600	2,600
DLA	Guantanamo Bay	Replace Fuel Pier	37,600	37,600
DODEA	Kentucky Fort Campbell, Kentucky	Replace Barkley Elementary School	41,767	41,767
DODEA	Germany Vogelweh	Replace Vogelweh Elementary School	61,415	61,415
DODEA	Weisbaden	Weisbaden High School Addition	52,178	52,178
DODEA	Japan Camp Zama	Renovate Zama High School	13,273	13,273
DODEA	Kadena AB	Replace Elementary School	71,772	71,772
DODEA	Kadena AB	Replace Stearley Heights Elementary School	71,773	71,773
DODEA	Zukeran	Replace Zukeran Elementary School	79,036	79,036
DODEA	Sasebo	Replace Sasebo Elementary School	35,733	35,733
DODEA	Korea Osan AFB	Replace Osan Elementary School	42,692	42,692
DODEA	United Kingdom RAF Feltwell	Feltwell Elementary School Addition	30,811	30,811
DODEA	Menwith Hill Station	Replace Menwith Hill Elementary/High School	46,488	46,488
MDA	New York Fort Drum, New York	IDT Complex	25,900	25,900
MDA	Romania Deveselu, Romania	Aegis Ashore Missile Defense System Complex	157,900	157,900
NSA	Colorado Buckley Air Force Base	Denver Power House	30,000	30,000
NSA	Maryland Fort Meade	NSAW Recapitalize Building #1/Site M Inc 1	25,000	25,000
NSA	Fort Meade	High Performance Computing Center Inc 2	300,521	225,521

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
	Utah			
NSA	Camp Williams	IC CNCI Data Center 1 Inc 4	191,414	191,414
	United Kingdom			
NSA	Menwith Hill Station	MHS Utilities and Roads	3,795	3,795
	California			
SOCOM	Coronado	SOF Indoor Dynamic Shooting Facility	31,170	31,170
SOCOM	Coronado	SOF Close Quarters Combat/Dynamic Shoot Fac	13,969	13,969
SOCOM	Coronado	SOF Mobile Comm Detachment Support Facility	10,120	10,120
	Colorado			
SOCOM	Fort Carson, Colorado	SOF Battalion Operations Complex	56,673	56,673
	Florida			
SOCOM	Eglin AFB	SOF AVFID Ops and Maintenance Facilities	41,695	41,695
SOCOM	Macdill AFB	SOF Joint Special Ops University Fac (JSOU)	34,409	34,409
	Hawaii			
SOCOM	Joint Base Pearl Harbor-Hickam	SOF SDVT-1 Waterfront Operations Facility	24,289	24,289
	Kentucky			
SOCOM	Fort Campbell, Kentucky	SOF Landgraf Hangar Extension	3,559	3,559
SOCOM	Fort Campbell, Kentucky	SOF Ground Support Battalion	26,313	26,313
	New Mexico			
SOCOM	Cannon AFB	SOF AC-130J Combat Parking Apron	22,062	22,062
	North Carolina			
SOCOM	Camp Lejeune, North Carolina	SOF Marine Battalion Company/Team Facilities	53,399	53,399
SOCOM	Camp Lejeune, North Carolina	SOF Survival Evasion Resist. Escape Tng Fac	5,465	5,465
SOCOM	Fort Bragg	SOF Support Addition	3,875	3,875
SOCOM	Fort Bragg	SOF Battalion Operations Facility	40,481	50,481
SOCOM	Fort Bragg	SOF Civil Affairs Battalion Complex	31,373	41,373
SOCOM	Fort Bragg	SOF Sustainment Brigade Complex	24,693	34,693
	Virginia			
SOCOM	Joint Exp Base Little Creek—Story	SOF Combat Services Support Facility—East	11,132	11,132
	Washington			
SOCOM	Fort Lewis	SOF Military Working Dog Kennel	3,967	3,967
SOCOM	Fort Lewis	SOF Battalion Operations Facility	46,553	46,553
	Conus Classified			
SOCOM	Classified Location	SOF Parachute Training Facility	6,477	6,477
	United Kingdom			
SOCOM	RAF Mildenhall	SOF CV-22 Simulator Facility	6,490	6,490
	California			
TMA	Twentynine Palms, California	Medical Clinic Replacement	27,400	27,400
	Colorado			
TMA	Pikes Peak	High Altitude Medical Research Lab	3,600	3,600
	Illinois			
TMA	Great Lakes	Drug Laboratory Replacement	28,700	28,700
TMA	Scott AFB	Medical Logistics Warehouse	2,600	2,600
	Maryland			
TMA	Annapolis	Health Clinic Replacement	66,500	66,500
TMA	Bethesda Naval Hospital	Temporary Medical Facilities	26,600	26,600
TMA	Bethesda Naval Hospital	Base Installation Access/Appearance Plan	7,000	0
TMA	Bethesda Naval Hospital	Electrical Capacity and Cooling Towers	35,600	35,600
TMA	Fort Detrick	USAMRIID Stage I, Iner 7	19,000	19,000
	Missouri			
TMA	Fort Leonard Wood	Dental Clinic	18,100	18,100
	New Mexico			
TMA	Cannon AFB	Medical/Dental Clinic Replacement	71,023	71,023
	New York			
TMA	Fort Drum, New York	Soldier Specialty Care Clinic	17,300	17,300
	North Carolina			
TMA	Camp Lejeune, North Carolina	Medical Clinic Replacement	21,200	21,200
TMA	Seymour Johnson AFB	Medical Clinic Replacement	53,600	53,600
	South Carolina			
TMA	Shaw AFB	Medical Clinic Replacement	57,200	57,200
	Texas			
TMA	Fort Bliss	Hospital Replacement Iner 4	207,400	107,400
TMA	Joint Base San Antonio	Ambulatory Care Center Phase 3 Iner	80,700	80,700
	Virginia			
TMA	Norfolk	Veterinary Facility Replacement	8,500	8,500
	Germany			
TMA	Rhine Ordnance Barracks	Medical Center Replacement Iner 2	127,000	127,000

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
	Korea			
TMA	Kunsan Air Base	Medical/Dental Clinic Addition	13,000	13,000
TMA	Osan AFB	Hospital Addition/Alteration	34,600	34,600
	Worldwide Unspec			
DEFW	Unspecified Worldwide Locations	Unspecified Minor Construction	3,000	3,000
DLA	Unspecified Worldwide Locations	Unspecified Minor Construction	7,254	7,254
DODEA	Unspecified Worldwide Locations	Unspecified Minor Construction	4,091	4,091
NSA	Unspecified Worldwide Locations	Unspecified Minor Milcon	3,000	3,000
SOCOM	Unspecified Worldwide Locations	Unspecified Minor Const	10,000	10,000
TJS	Unspecified Worldwide Locations	Exercise Related Minor Construction	6,440	6,440
TMA	Unspecified Worldwide Locations	Minor Construction	5,000	5,000
DEFW	Unspecified Worldwide Locations	Planning and Design	47,978	47,978
DIA	Unspecified Worldwide Locations	Planning and Design	2,919	2,919
DLA	Unspecified Worldwide Locations	Planning & Design	5,000	5,000
DODEA	Unspecified Worldwide Locations	Planning and Design	105,569	105,569
MDA	Unspecified Worldwide Locations	Planning and Design	4,548	4,548
NSA	Unspecified Worldwide Locations	Planning and Design	8,300	8,300
SOCOM	Unspecified Worldwide Locations	Planning and Design	27,620	27,620
TMA	Unspecified Worldwide Locations	Planning and Design	105,700	105,700
WHS	Unspecified Worldwide Locations	Planning and Design	7,928	7,928
		Milcon,Def-Wide—SUBTOTAL	3,654,623	3,435,123
		Services MILCON—TOTAL	7,668,131	7,004,217
MCon,Army				
NG				
	Alabama			
ARMY, NG	Fort McClellan	Live Fire Shoot House	5,400	5,400
	Arkansas			
ARMY, NG	Searcy	Field Maintenance Shop	6,800	6,800
	California			
ARMY, NG	Fort Irwin	Maneuver Area Training & Equipment Site Ph3	25,000	25,000
	Connecticut			
ARMY, NG	Camp Hartell	Combined Support Maintenance Shop	32,000	32,000
	Delaware			
ARMY, NG	Bethany Beach	Regional Training Institute Ph1	5,500	5,500
	Florida			
ARMY, NG	Camp Blanding	Combined Arms Collective Training Fac	9,000	9,000
ARMY, NG	Miramar	Readiness Center	20,000	20,000
	Hawaii			
ARMY, NG	Kapolei	Army Aviation Support Facility Ph1	28,000	28,000
	Idaho			
ARMY, NG	Orchard Training Area	ORTC(Barracks)Ph2	40,000	40,000
	Indiana			
ARMY, NG	South Bend	Armed Forces Reserve Center Add/Alt	21,000	21,000
ARMY, NG	Terre Haute	Field Maintenance Shop	9,000	9,000
	Iowa			
ARMY, NG	Camp Dodge	Urban Assault Course	3,000	3,000
	Kansas			
ARMY, NG	Topeka	Taxiway, Ramp & Hangar Alterations	9,500	9,500
	Kentucky			
ARMY, NG	Frankfort	Army Aviation Support Facility	32,000	32,000
	Massachusetts			
ARMY, NG	Camp Edwards	Unit Training Equipment Site	22,000	22,000
	Minnesota			
ARMY, NG	Camp Ripley	Scout Reconnaissance Range	17,000	17,000
ARMY, NG	St Paul	Readiness Center	17,000	17,000
	Missouri			
ARMY, NG	Fort Leonard Wood	Regional Training Institute	18,000	18,000
ARMY, NG	Kansas City	Readiness Center Add/Alt	1,900	1,900
ARMY, NG	Monett	Readiness Center Add/Alt	820	820
ARMY, NG	Perryville	Readiness Center Add/Alt	700	700

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
ARMY, NG	Montana Miles City	Readiness Center	11,000	11,000
ARMY, NG	New Jersey Sea Girt	Regional Training Institute	34,000	34,000
ARMY, NG	New York Stormville	Combined Support Maint Shop Ph1	24,000	24,000
ARMY, NG	Ohio Chillicothe	Field Maintenance Shop Add/Alt	3,100	3,100
ARMY, NG	Delaware	Readiness Center	12,000	12,000
ARMY, NG	Oklahoma Camp Gruber	Operations Readiness Training Complex	25,000	25,000
ARMY, NG	Utah Camp Williams	BEQ Facility (Regional Training Institute)	15,000	15,000
ARMY, NG	Camp Williams	Regional Training Institute Ph2	21,000	21,000
ARMY, NG	Washington Fort Lewis	Readiness Center	35,000	35,000
ARMY, NG	West Virginia Logan	Readiness Center	14,200	14,200
ARMY, NG	Wisconsin Wausau	Field Maintenance Shop	10,000	10,000
ARMY, NG	Guam Barrigada	JFHQ Ph4	8,500	8,500
ARMY, NG	Puerto Rico Camp Santiago	Readiness Center	3,800	3,800
ARMY, NG	Ceiba	Refill Station Building	2,200	2,200
ARMY, NG	Guaynabo	Readiness Center (JFHQ)	15,000	15,000
ARMY, NG	Gurabo	Readiness Center	14,700	14,700
ARMY, NG	Worldwide Unspec Unspecified Worldwide Locations	Unspecified Minor Construction	15,057	15,057
ARMY, NG	Unspecified Worldwide Locations	Planning and Design	26,622	26,622
MCon,Army NG—Subtotal			613,799	613,799
MCon,Air NG				
AF, NG	California Fresno Yosemite IAP ANG	F-15 Conversion	11,000	11,000
AF, NG	Hawaii Joint Base Pearl Harbor-Hickam	TFI—F-22 Combat Apron Addition	6,500	6,500
AF, NG	New Mexico Kirtland AFB	Alter Target Intelligence Facility	8,500	8,500
AF, NG	Wyoming Cheyenne Map	C-130 Flight Simulator Training Facility	6,486	6,486
AF, NG	Worldwide Unspec Various Worldwide Locations	Unspecified Minor Construction	5,900	5,900
AF, NG	Various Worldwide Locations	Planning and Design	4,000	4,000
MCon,Air NG—Subtotal			42,386	42,386
NG MILCON—TOTAL			656,185	656,185
MCon,A Res				
ARMY, RE-SERVE	California Fort Hunter Liggett	ORTC	64,000	64,000
ARMY, RE-SERVE	Fort Hunter Liggett	UPH Barracks	4,300	4,300
ARMY, RE-SERVE	Tustin	Army Reserve Center	27,000	27,000
ARMY, RE-SERVE	Illinois Fort Sheridan	Army Reserve Center	28,000	28,000
ARMY, RE-SERVE	Maryland Aberdeen Proving Ground	Army Reserve Center	21,000	21,000
ARMY, RE-SERVE	Baltimore	Add/Alt Army Reserve Center	10,000	10,000
ARMY, RE-SERVE	Massachusetts Devens Reserve Forces Training Area	Automatic Record Fire Range	4,800	4,800
ARMY, RE-SERVE	Devens Reserve Forces Training Area	Combat Pistol/MP Firearms Qualification	3,700	3,700
ARMY, RE-SERVE	Nevada Las Vegas	Army Reserve Center/AMSA	21,000	21,000

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
ARMY, RE-SERVE	New Jersey Joint Base McGuire-Dix-Lakehurst	Automated Infantry Squad Battle Course	7,400	7,400
ARMY, RE-SERVE	Washington Joint Base Lewis-McChord	Army Reserve Center	40,000	40,000
ARMY, RE-SERVE	Wisconsin Fort McCoy	Central Issue Facility	12,200	12,200
ARMY, RE-SERVE	Fort McCoy	Dining Facility	8,600	8,600
ARMY, RE-SERVE	Fort McCoy	ECS Tactical Equip. Maint. Facility (TEMF)	27,000	27,000
ARMY, RE-SERVE	Worldwide Unspec Unspecified Worldwide Locations	Unspecified Minor Construction	10,895	10,895
ARMY, RE-SERVE	Unspecified Worldwide Locations	Planning and Design	15,951	15,951
MCon,A Res—Subtotal			305,846	305,846
Milcon, Naval Res				
NAVY, RE-SERVE	Arizona Yuma	Reserve Training Facility—Yuma AZ	5,379	5,379
NAVY, RE-SERVE	Iowa Fort Des Moines	Joint Reserve Center—Des Moines IA	19,162	19,162
NAVY, RE-SERVE	Louisiana New Orleans	Transient Quarters	7,187	7,187
NAVY, RE-SERVE	New York Brooklyn	Vehicle Maint. Fac.—Brooklyn NY	4,430	4,430
NAVY, RE-SERVE	Texas Fort Worth	Commercial Vehicle Inspection Site	11,256	11,256
NAVY, RE-SERVE	Worldwide Unspec Unspecified Worldwide Locations	Planning and Design	2,118	2,118
Milcon, Naval Res—Subtotal			49,532	49,532
MCon,AF Res				
AF, RESERVE	New York Niagara Falls IAP	Flight Simulator Facility	6,100	6,100
AF, RESERVE	Worldwide Unspec Various Worldwide Locations	Unspecified Minor Construction	2,000	2,000
AF, RESERVE	Various Worldwide Locations	Planning and Design	2,879	2,879
MCon,AF Res—Subtotal			10,979	10,979
Reserve Milcon—TOTAL			366,357	366,357
MILCON Major Accounts—TOTAL			8,690,673	8,026,759
Chem-Demil				
Chem Demil	Colorado Pueblo Depot	Ammunition Demilitarization Facility, Ph XIV	36,000	36,000
Chem Demil	Kentucky Blue Grass Army Depot	Ammunition Demilitarization Ph XIII	115,000	115,000
ChemDemil / NSIP—Total			151,000	151,000
NSIP				
NSIP	Worldwide Unspec NATO Security Investment Program	NATO Security Investment Program	254,163	254,163
NATO Security Investment Program			254,163	254,163
Army Fam Housing				
FH Const,A	Worldwide Unspec Unspecified Worldwide Locations	Family Housing P&D	4,641	4,641

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
Army Fam Hsg Construction—Subtotal			4,641	4,641
	Worldwide Unspec			
FH Op&Dt,A	Unspecified Worldwide Locations	Utilities Account	88,112	88,112
FH Op&Dt,A	Unspecified Worldwide Locations	Services Account	13,487	13,487
FH Op&Dt,A	Unspecified Worldwide Locations	Management Account	56,970	56,970
FH Op&Dt,A	Unspecified Worldwide Locations	Miscellaneous Account	620	620
FH Op&Dt,A	Unspecified Worldwide Locations	Furnishings Account	31,785	31,785
FH Op&Dt,A	Unspecified Worldwide Locations	Leasing	203,533	203,533
FH Op&Dt,A	Unspecified Worldwide Locations	Maintenance of Real Property	109,534	109,534
FH Op&Dt,A	Unspecified Worldwide Locations	Privatization Support Costs	26,010	26,010
Army Fam Hsg O&M—Subtotal			530,051	530,051
Army Fam Hsg—TOTAL			534,692	534,692
Navy Fam Housing				
	Worldwide Unspec			
FH Const,N	Unspecified Worldwide Locations	Improvements	97,655	97,655
FH Const,N	Unspecified Worldwide Locations	Design	4,527	4,527
Navy Fam Hsg Construction—Subtotal			102,182	102,182
	Worldwide Unspec			
FH Op&Dt,N	Unspecified Worldwide Locations	Utilities Account	80,860	80,860
FH Op&Dt,N	Unspecified Worldwide Locations	Furnishings Account	17,697	17,697
FH Op&Dt,N	Unspecified Worldwide Locations	Management Account	62,741	62,741
FH Op&Dt,N	Unspecified Worldwide Locations	Miscellaneous Account	491	491
FH Op&Dt,N	Unspecified Worldwide Locations	Services Account	19,615	19,615
FH Op&Dt,N	Unspecified Worldwide Locations	Leasing	83,774	83,774
FH Op&Dt,N	Unspecified Worldwide Locations	Maintenance of Real Property	85,254	85,254
FH Op&Dt,N	Unspecified Worldwide Locations	Privatization Support Costs	27,798	27,798
Navy Fam Hsg O&M—Subtotal			378,230	378,230
Navy Fam Hsg—TOTAL			480,412	480,412
AF Fam Housing				
	Worldwide Unspec			
FH Con,AF	Unspecified Worldwide Locations	Improvements	79,571	79,571
FH Con,AF	Unspecified Worldwide Locations	Planning and Design	4,253	4,253
AF Fam Hsg Construction—Subtotal			83,824	83,824
	Worldwide Unspec			
FH Op&Dt,AF	Unspecified Worldwide Locations	Utilities Account	75,662	75,662
FH Op&Dt,AF	Unspecified Worldwide Locations	Management Account	55,002	55,002
FH Op&Dt,AF	Unspecified Worldwide Locations	Services Account	16,550	16,550
FH Op&Dt,AF	Unspecified Worldwide Locations	Furnishings Account	37,878	37,878
FH Op&Dt,AF	Unspecified Worldwide Locations	Miscellaneous Account	1,943	1,943
FH Op&Dt,AF	Unspecified Worldwide Locations	Leasing	62,730	62,730

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Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
FH Op&Dt,AF	Unspecified Worldwide Locations	Maintenance (RPMA RPMC)	201,937	201,937
FH Op&Dt,AF	Unspecified Worldwide Locations	Housing Privatization	46,127	46,127
AF Fam Hsg O&M—Subtotal			497,829	497,829
AF Fam Hsg—TOTAL			581,653	581,653
Def-Wide Fam Housing				
	Worldwide Unspec			
FH Op&Dt,D-W	Unspecified Worldwide Locations	Utilities Account	283	283
FH Op&Dt,D-W	Unspecified Worldwide Locations	Utilities Account	12	12
FH Op&Dt,D-W	Unspecified Worldwide Locations	Furnishings Account	4,660	4,660
FH Op&Dt,D-W	Unspecified Worldwide Locations	Furnishings Account	20	20
FH Op&Dt,D-W	Unspecified Worldwide Locations	Services Account	31	31
FH Op&Dt,D-W	Unspecified Worldwide Locations	Management Account	371	371
FH Op&Dt,D-W	Unspecified Worldwide Locations	Furnishings Account	66	66
FH Op&Dt,D-W	Unspecified Worldwide Locations	Leasing	35,333	35,333
FH Op&Dt,D-W	Unspecified Worldwide Locations	Leasing	10,822	10,822
FH Op&Dt,D-W	Unspecified Worldwide Locations	Maintenance of Real Property	567	567
FH Op&Dt,D-W	Unspecified Worldwide Locations	Maintenance of Real Property	73	73
DefWide Fam Hsg O&M—Subtotal			52,238	52,238
DoD FH Imprv Fd				
	Worldwide Unspec			
DoD FH Imprv Fd	Unspecified Worldwide Locations	Family Housing Improvement Fund	1,786	1,786
DoD Fam Hsg Imprv Fd—Subtotal			1,786	1,786
FAM HSG—TOTAL			1,650,781	1,650,781
BRAC IV				
	Worldwide Unspec			
BRAC, A	Base Realignment & Closure, Army	Base Realignment & Closure	79,893	79,893
BRAC, N	Base Realignment & Closure, Navy	Base Realignment & Closure	146,951	146,951
BRAC, AF	Base Realignment & Closure, AF	Base Realignment & Closure	122,552	122,552
BRAC IV—TOTAL			349,396	349,396
2005 BRAC ARMY BRAC				
	Worldwide Unspec			
BRAC—Army	Unspecified Worldwide Locations	USA—121: Fort Gillem, GA	4,976	4,976
BRAC—Army	Unspecified Worldwide Locations	USA—222: Fort McPherson, GA	6,772	6,772
BRAC—Army	Unspecified Worldwide Locations	Program Management Various Locations	20,453	20,453
BRAC—Army	Unspecified Worldwide Locations	USA—223: Fort Monmouth, NJ	9,989	9,989
BRAC—Army	Unspecified Worldwide Locations	USA—36: Red River Army Depot	1,385	1,385
BRAC—Army	Unspecified Worldwide Locations	USA—113: Fort Monroe, VA	12,184	12,184
BRAC—Army	Unspecified Worldwide Locations	USA—236: RC Transformation in CT	557	557
BRAC—Army	Unspecified Worldwide Locations	USA—242: RC Transformation in NY	172	172
BRAC—Army	Unspecified Worldwide Locations	USA—253: RC Transformation in PA	100	100
BRAC—Army	Unspecified Worldwide Locations	USA—212: USAR Cmd & Cntrl—New England	222	222

SEC. 4601. MILITARY CONSTRUCTION
(In Thousands of Dollars)

Account	State or Country and Installation	Project Title	Budget Request	Senate Agreement
BRAC—Army	Unspecified Worldwide Locations	USA-167: USAR Command and Control—NE	175	175
BRAC—Army	Unspecified Worldwide Locations	IND-112: River Bank Army Ammo Plant, CA	22,431	22,431
BRAC—Army	Unspecified Worldwide Locations	IND-119: Newport Chemical Depot, IN	197	197
BRAC—Army	Unspecified Worldwide Locations	IND-106: Kansas Army Ammunition Plant, KS	7,280	7,280
BRAC—Army	Unspecified Worldwide Locations	IND-110: Mississippi Army Ammo Plant, MS	160	160
BRAC—Army	Unspecified Worldwide Locations	IND-122: Lone Star Army Ammo Plant, TX	11,379	11,379
BRAC—Army	Unspecified Worldwide Locations	MED-2: Walter Reed NMMC, Bethesda, MD	7,787	7,787
BRAC—Army—Subtotal			106,219	106,219
NAVY BRAC				
	Worldwide Unspec			
BRAC—Navy	Unspecified Worldwide Locations	DON-172: NWS Seal Beach, Concord, CA	2,129	2,129
BRAC—Navy	Unspecified Worldwide Locations	DON-138: NAS Brunswick, ME	4,897	4,897
BRAC—Navy	Unspecified Worldwide Locations	DON-157: MCSA Kansas City, MO	39	39
BRAC—Navy	Unspecified Worldwide Locations	DON-84: JRB Willow Grove & Cambria Reg AP	189	189
BRAC—Navy	Unspecified Worldwide Locations	DON-168: NS Newport, RI	1,742	1,742
BRAC—Navy	Unspecified Worldwide Locations	DON-100: Planning, Design and Management	5,038	5,038
BRAC—Navy	Unspecified Worldwide Locations	DON-101: Various Locations	4,176	4,176
BRAC—Navy—Subtotal			18,210	18,210
AF BRAC				
	Worldwide Unspec			
BRAC—Air Force	Unspecified Worldwide Locations	Program Management Various Locations	605	605
BRAC—Air Force	Unspecified Worldwide Locations	MED-57: Brooks City Base, TX	326	326
BRAC—Air Force	Unspecified Worldwide Locations	Comm Add 3: Galena Fd, AK	1,337	1,337
BRAC—Air Force—Subtotal			2,268	2,268
BRAC 2005—TOTAL			126,697	126,697
BRAC IV + BRAC 2005—TOTAL			476,093	476,093
MILCON GRAND TOTAL			11,222,710	10,558,796

1 **TITLE XLVII—DEPARTMENT OF**
 2 **ENERGY NATIONAL SECURITY**
 3 **PROGRAMS**

4 **SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY**
 5 **PROGRAMS.**

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS (In Thousands of Dollars)		
Program	FY 2013 Request	Senate Authorized
Discretionary Summary By Appropriation		
Energy And Water Development, And Related Agencies		
Appropriation Summary:		
Energy Programs		
Electricity delivery and energy reliability	6,000	0
Atomic Energy Defense Activities		
National nuclear security administration:		
Weapons activities	7,577,341	7,602,341
Defense nuclear nonproliferation	2,458,631	2,458,631
Naval reactors	1,088,635	1,126,621
Office of the administrator	411,279	386,279
Total, National nuclear security administration	11,535,886	11,573,872
Environmental and other defense activities:		
Defense environmental cleanup	5,472,001	5,009,001
Other defense activities	735,702	735,702
Total, Environmental & other defense activities	6,207,703	5,744,703
Total, Atomic Energy Defense Activities	17,743,589	17,318,575
Total, Discretionary Funding	17,749,589	17,318,575
Electricity Delivery & Energy Reliability		
Electricity Delivery & Energy Reliability		
Infrastructure security & energy restoration	6,000	0
Weapons Activities		
Directed stockpile work		
Life extension programs		
B61 Life extension program	369,000	369,000
W76 Life extension program	174,931	174,931
Total, Life extension programs	543,931	543,931
Stockpile systems		
B61 Stockpile systems	72,364	72,364
W76 Stockpile systems	65,445	90,445
W78 Stockpile systems	139,207	139,207
W80 Stockpile systems	46,540	46,540
B83 Stockpile systems	57,947	57,947
W87 Stockpile systems	85,689	85,689
W88 Stockpile systems	123,217	123,217
Total, Stockpile systems	590,409	615,409
Weapons dismantlement and disposition		
Operations and maintenance	51,265	51,265
Stockpile services		
Production support	365,405	365,405
Research and development support	28,103	28,103
R&D certification and safety	191,632	191,632
Management, technology, and production	175,844	175,844
Plutonium sustainment	141,685	141,685
Total, Stockpile services	902,669	902,669
Total, Directed stockpile work	2,088,274	2,113,274

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2013 Request	Senate Authorized
Campaigns:		
Science campaign		
Advanced certification	44,104	44,104
Primary assessment technologies	94,000	94,000
Dynamic materials properties	97,000	97,000
Advanced radiography	30,000	30,000
Secondary assessment technologies	85,000	85,000
Total, Science campaign	350,104	350,104
Engineering campaign		
Enhanced surety	46,421	46,421
Weapon systems engineering assessment technology	18,983	18,983
Nuclear survivability	21,788	21,788
Enhanced surveillance	63,379	63,379
Total, Engineering campaign	150,571	150,571
Inertial confinement fusion ignition and high yield campaign		
Diagnostics, cryogenics and experimental support	81,942	81,942
Ignition	84,172	84,172
Support of other stockpile programs	14,817	14,817
Pulsed power inertial confinement fusion	6,044	6,044
Joint program in high energy density laboratory plasmas	8,334	8,334
Facility operations and target production	264,691	264,691
Total, Inertial confinement fusion and high yield campaign ..	460,000	460,000
Advanced simulation and computing campaign	600,000	600,000
Readiness Campaign		
Nonnuclear readiness	64,681	64,681
Tritium readiness	65,414	65,414
Total, Readiness campaign	130,095	130,095
Total, Campaigns	1,690,770	1,690,770
Readiness in technical base and facilities (RTBF)		
Operations of facilities		
Kansas City Plant	163,602	163,602
Lawrence Livermore National Laboratory	89,048	89,048
Los Alamos National Laboratory	335,978	335,978
Nevada National Security Site	115,697	115,697
Pantex	172,020	172,020
Sandia National Laboratory	167,384	167,384
Savannah River Site	120,577	120,577
Y-12 National security complex	255,097	255,097
Total, Operations of facilities	1,419,403	1,419,403
Science, technology and engineering capability support	166,945	166,945
Nuclear operations capability support	203,346	203,346
Subtotal, Readiness in technical base and facilities	1,789,694	1,789,694
Construction:		
13-D-301 Electrical infrastructure upgrades, LANL/LLNL	23,000	23,000
12-D-301 TRU waste facilities, LANL	24,204	24,204
11-D-801 TA-55 Reinvestment project, LANL	8,889	8,889
10-D-501 Nuclear facilities risk reduction Y-12 National security complex, Oakridge, TN	17,909	17,909
09-D-404 Test capabilities revitalization II, Sandia National Laboratories, Albuquerque, NM	11,332	11,332
08-D-802 High explosive pressing facility Pantex Plant, Amarillo, TX	24,800	24,800
06-D-141 PED/Construction, UPFY-12, Oak Ridge, TN	340,000	0
06-D-141 PED/Construction, UPFY-12, Phase I, Oak Ridge, TN	0	340,000
Total, Construction	450,134	450,134
Total, Readiness in technical base and facilities	2,239,828	2,239,828
Secure transportation asset		
Operations and equipment	114,965	114,965
Program direction	104,396	104,396
Total, Secure transportation asset	219,361	219,361

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2013 Request	Senate Authorized
Nuclear counterterrorism incident response	247,552	247,552
Site stewardship		
Operations and maintenance	90,001	90,001
Total, Site stewardship	90,001	90,001
Defense nuclear security		
Operations and maintenance	643,285	643,285
NNSA CIO activities	155,022	155,022
Legacy contractor pensions	185,000	185,000
National security applications	18,248	18,248
Subtotal, Weapons activities	7,577,341	7,602,341
Total, Weapons Activities	7,577,341	7,602,341
Defense Nuclear Nonproliferation		
Nonproliferation and verification R&D		
Operations and maintenance	398,186	398,186
Domestic Enrichment R&D	150,000	150,000
Subtotal, Nonproliferation and verification R&D	548,186	548,186
Nonproliferation and international security	150,119	150,119
International nuclear materials protection and cooperation	311,000	311,000
Fissile materials disposition		
U.S. surplus fissile materials disposition		
Operations and maintenance		
U.S. plutonium disposition	498,979	498,979
U.S. uranium disposition	29,736	29,736
Total, Operations and maintenance	528,715	528,715
Construction:		
99-D-143 Mixed oxide fuel fabrication facility, Savannah River, SC	388,802	388,802
Total, Construction	388,802	388,802
Total, U.S. surplus fissile materials disposition	917,517	917,517
Russian surplus fissile materials disposition	3,788	3,788
Total, Fissile materials disposition	921,305	921,305
Global threat reduction initiative	466,021	466,021
Legacy contractor pensions	62,000	62,000
Subtotal, Defense Nuclear Nonproliferation	2,458,631	2,458,631
Total, Defense Nuclear Nonproliferation	2,458,631	2,458,631
Naval Reactors		
Naval reactors development	418,072	418,072
Ohio replacement reactor systems development	89,700	127,686
SSG Prototype refueling	121,100	121,100
Naval reactors operations and infrastructure	366,961	366,961
Construction:		
13-D-905 Remote-handled low-level waste facility, INL	8,890	8,890
13-D-904 KS Radiological work and storage building, KSO	2,000	2,000
13-D-903, KS Prototype Staff Building, KSO	14,000	14,000
10-D-903, Security upgrades, KAPL	19,000	19,000
08-D-190 Expended Core Facility M-290 recovering discharge sta- tion, Naval Reactor Facility, ID	5,700	5,700
Total, Construction	49,590	49,590
Program direction	43,212	43,212
Subtotal, Naval Reactors	1,088,635	1,126,621
Total, Naval Reactors	1,088,635	1,126,621

SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
(In Thousands of Dollars)

Program	FY 2013 Request	Senate Authorized
Office Of The Administrator		
Office of the administrator	411,279	386,279
Total, Office Of The Administrator	411,279	386,279
Defense Environmental Cleanup		
Closure sites:		
Closure sites administration	1,990	1,990
Hanford site:		
River corridor and other cleanup operations	389,347	389,347
Central plateau remediation	558,820	558,820
Richland community and regulatory support	15,156	15,156
Total, Hanford site	963,323	963,323
Idaho National Laboratory:		
Idaho cleanup and waste disposition	396,607	396,607
Idaho community and regulatory support	3,000	3,000
Total, Idaho National Laboratory	399,607	399,607
NNSA sites		
Lawrence Livermore National Laboratory	1,484	1,484
Nuclear facility D&D Separations Process Research Unit	24,000	24,000
Nevada	64,641	64,641
Sandia National Laboratories	5,000	5,000
Los Alamos National Laboratory	239,143	239,143
Total, NNSA sites and Nevada off-sites	334,268	334,268
Oak Ridge Reservation:		
Building 3019	67,525	67,525
OR cleanup and disposition	109,470	109,470
OR reservation community and regulatory support	4,500	4,500
Total, Oak Ridge Reservation	181,495	181,495
Office of River Protection:		
Waste treatment and immobilization plant		
01-D-416 A-E/ORP-0060/Major construction	690,000	690,000
Tank farm activities		
Rad liquid tank waste stabilization and disposition	482,113	482,113
Total, Office of River protection	1,172,113	1,172,113
Savannah River sites:		
Savannah River risk management operations	444,089	444,089
SR community and regulatory support	16,584	16,584
Radioactive liquid tank waste:		
Radioactive liquid tank waste stabilization and disposition	698,294	698,294
Construction:		
05-D-405 Salt waste processing facility, Savannah River	22,549	22,549
Total, Radioactive liquid tank waste	720,843	720,843
Total, Savannah River site	1,181,516	1,181,516
Waste Isolation Pilot Plant		
Waste isolation pilot plant	198,010	198,010
Total, Waste Isolation Pilot Plant	198,010	198,010
Program direction	323,504	323,504
Program support	18,279	18,279
Safeguards and Security:		
Oak Ridge Reservation	18,817	18,817
Paducah	8,909	8,909
Portsmouth	8,578	8,578
Richland/Hanford Site	71,746	71,746
Savannah River Site	121,977	121,977
Waste Isolation Pilot Project	4,977	4,977
West Valley	2,015	2,015
Total, Safeguards and Security	237,019	237,019

 SEC. 4701. DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS
 (In Thousands of Dollars)

Program	FY 2013 Request	Senate Authorized
Technology development	20,000	20,000
Uranium enrichment D&D fund contribution	463,000	0
Subtotal, Defense environmental cleanup	5,494,124	5,031,124
Adjustments		
Use of prior year balances	-12,123	-12,123
Use of unobligated balances	-10,000	-10,000
Total, Adjustments	-22,123	-22,123
Total, Defense Environmental Cleanup	5,472,001	5,009,001
Other Defense Activities		
Health, safety and security		
Health, safety and security	139,325	139,325
Program direction	106,175	106,175
Total, Health, safety and security	245,500	245,500
Specialized security activities	188,619	188,619
Office of Legacy Management		
Legacy management	164,477	164,477
Program direction	13,469	13,469
Total, Office of Legacy Management	177,946	177,946
Defense-related activities		
Defense related administrative support	118,836	118,836
Office of hearings and appeals	4,801	4,801
Subtotal, Other defense activities	735,702	735,702
Total, Other Defense Activities	735,702	735,702

Calendar No. 419

112TH CONGRESS
2^D SESSION

S. 3254

[Report No. 112-173]

A BILL

To authorize appropriations for fiscal year 2013 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

JUNE 4, 2012

Read twice and placed on the calendar