

105TH CONGRESS
2^D SESSION

S. 2059

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 21, 1998

Referred to the Committee on National Security

AN ACT

To authorize appropriations for fiscal year 1999 for military construction, 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 “Military Construction
5 Authorization Act for Fiscal Year 1999”.

1 SEC. 2. TABLE OF CONTENTS.

2 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Congressional defense committees defined.

TITLE XXI—ARMY

- Sec. 2101. Authorized Army construction and land acquisition projects.
- Sec. 2102. Family housing.
- Sec. 2103. Improvements to military family housing units.
- Sec. 2104. Authorization of appropriations, Army.
- Sec. 2105. Modification of authority to carry out fiscal year 1998 project.

TITLE XXII—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.

TITLE XXIII—AIR FORCE

- Sec. 2301. Authorized Air Force construction and land acquisition projects.
- Sec. 2302. Family housing.
- Sec. 2303. Improvements to military family housing units.
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TITLE XXIV—DEFENSE AGENCIES

- Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
- Sec. 2402. Improvements to military family housing units.
- Sec. 2403. Energy conservation projects.
- Sec. 2404. Authorization of appropriations, Defense Agencies.
- Sec. 2405. Modification of authority to carry out certain fiscal year 1995 projects.
- Sec. 2406. Modification of authority to carry out fiscal year 1990 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

- Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.
- Sec. 2602. Reduction in fiscal year 1998 authorization of appropriations for Army Reserve military construction.
- Sec. 2603. National Guard Military Educational Facility, Fort Bragg, North Carolina.

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- Sec. 2801. Modification of authority relating to architectural and engineering services and construction design.
- Sec. 2802. Expansion of Army overseas family housing lease authority.

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- Sec. 2811. Increase in thresholds for reporting requirements relating to real property transactions.
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- Sec. 2813. Waiver of applicability of property disposal laws to leases at installations to be closed or realigned under the base closure laws.
- Sec. 2814. Restoration of Department of Defense lands used by another Federal agency.

Subtitle C—Land Conveyances

- Sec. 2821. Land conveyance, Indiana Army Ammunition Plant, Charlestown, Indiana.
- Sec. 2822. Land conveyance, Army Reserve Center, Bridgton, Maine.
- Sec. 2823. Land conveyance, Volunteer Army Ammunition Plant, Chattanooga, Tennessee.
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- Sec. 2827. Expansion of land conveyance authority, Eglin Air Force Base, Florida.
- Sec. 2828. Conveyance of water rights and related interests, Rocky Mountain Arsenal, Colorado, for purposes of acquisition of perpetual contracts for water.
- Sec. 2829. Land conveyance, Naval Air Reserve Center, Minneapolis, Minnesota.
- Sec. 2830. Land conveyance, Army Reserve Center, Peoria, Illinois.
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1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

2 For purposes of this Act, the term “congressional de-
3 fense committees” means—

- 4 (1) the Committee on Armed Services and the
5 Committee on Appropriations of the Senate; and

1 (2) the Committee on National Security and the
 2 Committee on Appropriations of the House of Rep-
 3 resentatives.

4 **TITLE XXI—ARMY**

5 **SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND** 6 **ACQUISITION PROJECTS.**

7 (a) **INSIDE THE UNITED STATES.**—Using amounts
 8 appropriated pursuant to the authorization of appropria-
 9 tions in section 2104(a)(1), the Secretary of the Army
 10 may acquire real property and carry out military construc-
 11 tion projects for the installations and locations inside the
 12 United States, and in the amounts, set forth in the follow-
 13 ing table:

Army: Inside the United States

State	Installation or location	Amount
Alabama	Anniston Army Depot	\$3,550,000
	Fort Rucker	\$10,000,000
Alaska	Fort Wainwright	\$22,600,000
California	Fort Irwin	\$7,000,000
Georgia	Fort Benning	\$28,600,000
	Fort Stewart	\$17,000,000
Hawaii	Schofield Barracks	\$67,500,000
Illinois	Rock Island Arsenal	\$5,300,000
Indiana	Crane Army Ammunition Activity	\$7,100,000
Kentucky	Bluegrass Army Depot	\$5,300,000
	Fort Campbell	\$41,000,000
Louisiana	Fort Polk	\$8,300,000
Maryland	Fort Detrick	\$3,550,000
	Fort Meade	\$5,300,000
Missouri	Fort Leonard Wood	\$5,200,000
New York	Fort Drum	\$4,650,000
	United States Military Academy, West Point.	\$85,000,000
North Carolina	Fort Bragg	\$85,300,000
Oklahoma	Fort Sill	\$13,800,000
	McAlester Army Ammunition Plant	\$10,800,000
Texas	Fort Bliss	\$4,100,000
	Fort Hood	\$32,500,000
	Fort Sam Houston	\$21,800,000
Utah	Tooele Army Depot	\$3,900,000
Virginia	Charlottesville	\$46,200,000
	Fort Eustis	\$36,531,000
Washington	Fort Lewis	\$18,200,000

Army: Inside the United States—Continued

State	Installation or location	Amount
CONUS Classified	Classified Locations	\$4,600,000
	Total:	\$604,681,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2104(a)(2), the Secretary of the Army
4 may acquire real property and carry out military construc-
5 tion projects for the locations outside the United States,
6 and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or location	Amount
Belgium	80th Area Support Group	\$6,300,000
Germany	Schweinfurt	\$18,000,000
	Wuerzburg	\$4,250,000
Korea	Camp Casey	\$13,400,000
	Camp Castle	\$18,226,000
	Camp Humphreys	\$8,500,000
	Camp Stanley	\$5,800,000
Kwajalein	Kwajalein Atoll	\$48,600,000
	Total:	\$123,076,000

7 **SEC. 2102. FAMILY HOUSING.**

8 (a) CONSTRUCTION AND ACQUISITION.—Using
9 amounts appropriated pursuant to the authorization of ap-
10 propriations in section 2104(a)(5)(A), the Secretary of the
11 Army may construct or acquire family housing units (in-
12 cluding land acquisition) at the installations, for the pur-
13 poses, and in the amounts set forth in the following table:

Army: Family Housing

State	Installation or location	Purpose	Amount
Alabama	Redstone Arsenal	118 Units	\$14,000,000
Hawaii	Schofield Barracks	64 Units	\$14,700,000
North Carolina	Fort Bragg	170 Units	\$19,800,000
Texas	Fort Hood	154 Units	\$21,600,000

Army: Family Housing—Continued

State	Installation or location	Purpose	Amount
		Total:	\$70,100,000

1 (b) **PLANNING AND DESIGN.**—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2104(a)(5)(A), the Secretary of the Army may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of family housing units in an amount not
7 to exceed \$7,490,000.

8 **SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2104(a)(5)(A),
13 the Secretary of the Army may improve existing military
14 family housing units in an amount not to exceed
15 \$46,029,000.

16 **SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.**

17 (a) **IN GENERAL.**—Funds are hereby authorized to
18 be appropriated for fiscal years beginning after September
19 30, 1998, for military construction, land acquisition, and
20 military family housing functions of the Department of the
21 Army in the total amount of \$1,983,304,000 as follows:

1 (1) For military construction projects inside the
2 United States authorized by section 2101(a),
3 \$516,681,000.

4 (2) For military construction projects outside
5 the United States authorized by section 2101(b),
6 \$87,076,000.

7 (3) For unspecified minor construction projects
8 authorized by section 2805 of title 10, United States
9 Code, \$10,000,000.

10 (4) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$65,295,000.

13 (5) For military family housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design, and improvement of military
16 family housing and facilities, \$123,619,000.

17 (B) For support of military family housing
18 (including the functions described in section
19 2833 of title 10, United States Code),
20 \$1,104,733,000.

21 (6) For the Homeowners Assistance Program
22 as authorized by section 2832 of title 10, United
23 States Code, \$12,800,000.

24 (7) For the construction of the missile software
25 engineering annex, phase II, Redstone Arsenal, Ala-

1 bama, authorized by section 2101(a) of the Military
2 Construction Authorization Act for Fiscal Year 1998
3 (division B of Public Law 105–85; 111 Stat. 1966),
4 \$13,600,000.

5 (8) For the construction of a disciplinary bar-
6 racks, phase II, Fort Leavenworth, Kansas, author-
7 ized by section 2101(a) of the Military Construction
8 Authorization Act for Fiscal Year 1998,
9 \$29,000,000.

10 (9) For the construction of the whole barracks
11 complex renewal, Fort Sill, Oklahoma, authorized by
12 section 2101(a) of the Military Construction Author-
13 ization Act for Fiscal Year 1998, \$20,500,000.

14 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
15 PROJECTS.—Notwithstanding the cost variations author-
16 ized by section 2853 of title 10, United States Code, and
17 any other cost variation authorized by law, the total cost
18 of all projects carried out under section 2101 of this Act
19 may not exceed—

20 (1) the total amount authorized to be appro-
21 priated under paragraphs (1) and (2) of subsection
22 (a);

23 (2) \$73,000,000 (the balance of the amount au-
24 thorized to be appropriated under section 2101(a) of
25 this Act for the construction of the Cadet Physical

1 Development project at the United States Military
2 Academy, West Point, New York);

3 (3) \$15,000,000 (the balance of the amount au-
4 thorized to be appropriated under section 2101(a) of
5 this Act for the construction of a rail head facility
6 at Fort Hood, Texas); and

7 (4) \$36,000,000 (the balance of the amount au-
8 thorized to be appropriated under section 2101(b) of
9 this Act for the construction of a power plant on Roi
10 Namur Island, Kwajalein Atoll).

11 (c) ADJUSTMENT.—The total amount authorized to
12 be appropriated pursuant to paragraphs (1) through (5)
13 of subsection (a) is the sum of the amounts authorized
14 to be appropriated in such paragraphs reduced by
15 \$1,639,000, which represents the combination of project
16 savings in military construction resulting from favorable
17 bids, reduced overhead costs, and cancellations due to
18 force structure changes.

19 (d) AVAILABILITY OF CERTAIN FUNDS.—Notwith-
20 standing section 2701 or any other provision of law, the
21 amounts appropriated pursuant to the authorization of ap-
22 propriations in subsection (a)(6) shall remain available
23 until expended.

1 **SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT**
 2 **FISCAL YEAR 1998 PROJECT.**

3 The table in section 2101(a) of the Military Construc-
 4 tion Authorization Act for Fiscal Year 1998 (division B
 5 of Public Law 105–85; 111 Stat. 1967) is amended in
 6 the item relating to Fort Sill, Oklahoma, by striking out
 7 “\$25,000,000” in the amount column and inserting in lieu
 8 thereof “\$28,500,000”.

9 (b) CONFORMING AMENDMENTS.—(1) The table in
 10 section 2101(a) of that Act is amended in the item relat-
 11 ing to the total by striking out “\$598,750,000” in the
 12 amount column and inserting in lieu thereof
 13 “\$602,250,000”.

14 (2) Section 2104 of that Act (111 Stat. 1968) is
 15 amended—

16 (A) in the matter preceding paragraph (1), by
 17 striking out “\$2,010,466,000” and inserting in lieu
 18 thereof “\$2,013,966,000”; and

19 (B) in paragraph (1), by striking out
 20 “\$435,350,000” and inserting in lieu thereof
 21 “\$438,850,000”.

22 **TITLE XXII—NAVY**

23 **SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND**
 24 **ACQUISITION PROJECTS.**

25 (a) INSIDE THE UNITED STATES.—Using amounts
 26 appropriated pursuant to the authorization of appropria-

1 tions in section 2204(a)(1), the Secretary of the Navy may
 2 acquire real property and carry out military construction
 3 projects for the installations and locations inside the
 4 United States, and in the amounts, set forth in the follow-
 5 ing table:

Navy: Inside the United States

State	Installation or location	Amount
Arizona	Marine Corps Air Station, Yuma	\$11,010,000
	Naval Observatory Detachment, Flagstaff.	\$990,000
California	Marine Corps Air Station, Miramar	\$29,570,000
	Marine Corps Base, Camp Pendleton	\$28,240,000
	Naval Air Station, Lemoore	\$20,640,000
	Naval Air Warfare Center Weapons Divi- sion, China Lake.	\$3,240,000
	Naval Facility, San Clemente Island	\$8,350,000
Connecticut	Naval Submarine Base, San Diego	\$11,400,000
	Naval Submarine Base, New London	\$12,510,000
District of Columbia	Naval District, Washington	\$790,000
Florida	Naval Air Station, Key West	\$3,730,000
	Naval Air Station, Whiting Field	\$1,400,000
Georgia	Naval Submarine Base, Kings Bay	\$2,550,000
Hawaii	Marine Corps Air Station, Kaneohe Bay	\$27,410,000
	Marine Corps Base, Hawaii	\$23,570,000
	Naval Communications & Telecommuni- cations Area Master Station Eastern Pacific, Wahiawa.	\$1,970,000
	Naval Shipyard, Pearl Harbor	\$11,400,000
	Naval Submarine Base, Pearl Harbor	\$8,060,000
	Navy Public Works Center, Pearl Harbor	\$28,967,000
	Fleet and Industrial Supply Center, Pearl Harbor.	\$9,730,000
	Naval Station, Pearl Harbor	\$18,180,000
	Naval Training Center, Great Lakes	\$5,750,000
	Naval Training Center, Great Lakes	\$7,410,000
Maryland	Naval Surface Warfare Center, Indian Head Division, Indian Head.	\$6,680,000
	United States Naval Academy	\$4,300,000
Mississippi	Naval Construction Battalion Center, Gulfport.	\$10,670,000
North Carolina	Marine Corps Air Station, Cherry Point	\$6,040,000
	Marine Corps Base, Camp LeJeune	\$30,300,000
Rhode Island	Naval Education and Training Center, Newport.	\$5,630,000
	Naval Undersea Warfare Center Division, Newport.	\$9,140,000
South Carolina	Marine Corps Air Station, Beaufort	\$1,770,000
	Marine Corps Recruit Depot, Parris Island.	\$7,960,000
Virginia	Naval Weapons Station, Charleston	\$9,737,000
	Fleet and Industrial Supply Center, Nor- folk (Craney Island).	\$1,770,000
	Fleet Training Center, Norfolk	\$5,700,000
	Naval Shipyard, Norfolk, Portsmouth	\$6,180,000
	Naval Station, Norfolk	\$45,530,000
	Naval Surface Warfare Center, Dahlgren	\$5,130,000

Navy: Inside the United States—Continued

State	Installation or location	Amount
Washington	Tactical Training Group Atlantic, Dam Neck.	\$2,430,000
	Strategic Weapons Facility Pacific, Bremerton.	\$2,750,000
	Naval Shipyard, Puget Sound, Bremerton.	\$4,300,000
	Total:	\$442,884,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2204(a)(2), the Secretary of the Navy may
4 acquire real property and carry out military construction
5 projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the follow-
7 ing table:

Navy: Outside the United States

Country	Installation or location	Amount
Greece	Naval Support Activity, Souda Bay	\$5,260,000
Guam	Naval Activities, Guam	\$10,310,000
Italy	Naval Support Activity, Naples	\$18,270,000
United Kingdom	Joint Maritime Communications Center, St. Mawgan.	\$2,010,000
	Total:	\$35,850,000

8 SEC. 2202. FAMILY HOUSING.

9 (a) CONSTRUCTION AND ACQUISITION.—Using
10 amounts appropriated pursuant to the authorization of ap-
11 propriations in section 2204(a)(5)(A), the Secretary of the
12 Navy may construct or acquire family housing units (in-
13 cluding land acquisition) at the installations, for the pur-
14 poses, and in the amounts set forth in the following table:

Navy: Family Housing

State	Installation or location	Purpose	Amount
California	Naval Air Station, Lemoore.	162 Units	\$30,379,000
Hawaii	Navy Public Works Center, Pearl Harbor.	150 Units	\$29,125,000
		Total:	\$59,504,000

1 (b) **PLANNING AND DESIGN.**—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2204(a)(5)(A), the Secretary of the Navy may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of military family housing units in an
7 amount not to exceed \$15,618,000.

8 **SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2204(a)(5)(A),
13 the Secretary of the Navy may improve existing military
14 family housing units in an amount not to exceed
15 \$211,991,000.

16 **SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

17 (a) **IN GENERAL.**—Funds are hereby authorized to
18 be appropriated for fiscal years beginning after September
19 30, 1998, for military construction, land acquisition, and
20 military family housing functions of the Department of the
21 Navy in the total amount of \$1,737,021,000 as follows:

1 (1) For military construction projects inside the
2 United States authorized by section 2201(a),
3 \$429,384,000.

4 (2) For military construction projects outside
5 the United States authorized by section 2201(b),
6 \$35,850,000.

7 (3) For unspecified minor construction projects
8 authorized by section 2805 of title 10, United States
9 Code, \$8,900,000.

10 (4) For architectural and engineering services
11 and construction design under section 2807 of title
12 10, United States Code, \$60,481,000.

13 (5) For military family housing functions:

14 (A) For construction and acquisition, plan-
15 ning and design, and improvement of military
16 family housing and facilities, \$287,113,000.

17 (B) For support of military housing (in-
18 cluding functions described in section 2833 of
19 title 10, United States Code), \$915,293,000.

20 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
21 PROJECTS.—Notwithstanding the cost variations author-
22 ized by section 2853 of title 10, United States Code, and
23 any other cost variation authorized by law, the total cost
24 of all projects carried out under section 2201 of this Act
25 may not exceed—

1 (1) the total amount authorized to be appro-
2 priated under paragraphs (1) and (2) of subsection
3 (a); and

4 (2) \$13,500,000 (the balance of the amount au-
5 thorized under section 2201(a) of this Act for the
6 construction of a berthing pier at Naval Station,
7 Norfolk, Virginia).

8 (c) ADJUSTMENT.—The total amount authorized to
9 be appropriated pursuant to paragraphs (1) through (5)
10 of subsection (a) is the sum of the amounts authorized
11 to be appropriated in such paragraphs reduced by
12 \$6,323,000, which represents the combination of project
13 savings in military construction resulting from favorable
14 bids, reduced overhead costs, and cancellations due to
15 force structure changes.

16 **TITLE XXIII—AIR FORCE**

17 **SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND** 18 **LAND ACQUISITION PROJECTS.**

19 (a) INSIDE THE UNITED STATES.—Using amounts
20 appropriated pursuant to the authorization of appropria-
21 tions in section 2304(a)(1), the Secretary of the Air Force
22 may acquire real property and carry out military construc-
23 tion projects for the installations and locations inside the
24 United States, and in the amounts, set forth in the follow-
25 ing table:

Air Force: Inside the United States

State	Installation or location	Amount
Alabama	Maxwell Air Force Base	\$19,398,000
Alaska	Eielson Air Force Base	\$10,552,000
Arkansas	Little Rock Air Force Base	\$1,500,000
California	Edwards Air Force Base	\$10,361,000
	Travis Air Force Base	\$4,250,000
	Vandenberg Air Force Base	\$18,709,000
Colorado	Falcon Air Force Station	\$9,601,000
	United States Air Force Academy ...	\$4,413,000
Delaware	Dover Air Force Base	\$1,600,000
District of Columbia	Bolling Air Force Base	\$2,948,000
Florida	Eglin Air Force Base	\$20,437,000
	Eglin Auxiliary Field 9	\$3,837,000
	MacDill Air Force Base	\$5,008,000
Georgia	Robins Air Force Base	\$11,894,000
Hawaii	Hickam Air Force Base	\$5,890,000
Idaho	Mountain Home Air Force Base	\$17,897,000
Kansas	McConnell Air Force Base	\$2,900,000
Maryland	Andrews Air Force Base	\$4,448,000
Massachusetts	Hanscom Air Force Base	\$10,000,000
Mississippi	Keesler Air Force Base	\$35,526,000
	Columbus Air Force Base	\$8,200,000
Montana	Malmstrom Air Force Base	\$13,200,000
Nevada	Indian Springs	\$15,013,000
	Nellis Air Force Base	\$6,378,000
New Jersey	McGuire Air Force Base	\$6,044,000
New Mexico	Cannon Air Force Base	\$6,500,000
	Kirtland Air Force Base	\$8,574,000
North Carolina	Seymour Johnson Air Force Base ...	\$6,100,000
North Dakota	Grand Forks Air Force Base	\$2,686,000
	Minot Air Force Base	\$8,500,000
Ohio	Wright-Patterson Air Force Base ...	\$22,000,000
Oklahoma	Altus Air Force Base	\$4,000,000
	Tinker Air Force Base	\$24,985,000
	Vance Air Force Base	\$6,223,000
South Carolina	Charleston Air Force Base	\$24,330,000
	Shaw Air Force Base	\$8,500,000
South Dakota	Ellsworth Air Force Base	\$6,500,000
Texas	Dyess Air Force Base	\$1,400,000
	Lackland Air Force Base	\$6,800,000
	Lackland Training Annex	\$8,130,000
	Randolph Air Force Base	\$3,166,000
Utah	Hill Air Force Base	\$4,100,000
Washington	Fairchild Air Force Base	\$11,520,000
	Total:	\$465,865,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2304(a)(2), the Secretary of the Air Force
4 may acquire real property and carry out military construc-
5 tion projects for the installations and locations outside the

1 United States, and in the amounts, set forth in the follow-
 2 ing table:

Air Force: Outside the United States

Country	Installation or location	Amount
Germany	Spangdahlem Air Base	\$13,967,000
Korea	Kunsan Air Base	\$5,958,000
	Osan Air Base	\$7,496,000
Turkey	Incirlik Air Base	\$2,949,000
United Kingdom	Royal Air Force, Lakenheath	\$15,838,000
	Royal Air Force, Mildenhall	\$24,960,000
	Total:	\$71,168,000

3 **SEC. 2302. FAMILY HOUSING.**

4 (a) CONSTRUCTION AND ACQUISITION.—Using
 5 amounts appropriated pursuant to the authorization of ap-
 6 propriations in section 2304(a)(5)(A), the Secretary of the
 7 Air Force may construct or acquire family housing units
 8 (including land acquisition) at the installations, for the
 9 purposes, and in the amounts set forth in the following
 10 table:

Air Force: Family Housing

State	Installation or location	Purpose	Amount
Alabama	Maxwell Air Force Base.	143 Units	\$16,300,000
Alaska	Eielson Air Force Base	46 Units	\$12,932,000
California	Edwards Air Force Base.	48 Units	\$12,580,000
	Vandenberg Air Force Base.	95 Units	\$18,499,000
Delaware	Dover Air Force Base	55 Units	\$8,998,000
Florida	MacDill Air Force Base	48 Units	\$7,609,000
	Patrick Air Force Base	46 Units	\$9,692,000
	Tyndall Air Force Base	122 Units	\$14,500,000
Mississippi	Columbus Air Force Base.	52 Units	\$6,800,000
	Keesler Air Force Base	52 Units	\$6,800,000
Nebraska	Offutt Air Force Base	Housing Maintenance Facility.	\$900,000
	Offutt Air Force Base	Housing Office	\$870,000
	Offutt Air Force Base	90 Units	\$12,212,000
New Mexico	Kirtland Air Force Base.	37 Units	\$6,400,000
Ohio	Wright-Patterson Air Force Base.	40 Units	\$5,600,000
Texas	Dyess Air Force Base ..	64 Units	\$9,415,000

Air Force: Family Housing—Continued

State	Installation or location	Purpose	Amount
Washington	Sheppard Air Force Base.	115 Units	\$12,800,000
	Fairchild Air Force Base.	Housing Office and Maintenance Facility.	\$1,692,000
	Fairchild Air Force Base.	14 Units	\$2,300,000
		Total:	\$166,899,000

1 (b) **PLANNING AND DESIGN.**—Using amounts appro-
2 priated pursuant to the authorization of appropriations in
3 section 2304(a)(5)(A), the Secretary of the Air Force may
4 carry out architectural and engineering services and con-
5 struction design activities with respect to the construction
6 or improvement of military family housing units in an
7 amount not to exceed \$12,622,000.

8 **SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriations in section 2304(a)(5)(A),
13 the Secretary of the Air Force may improve existing mili-
14 tary family housing units in an amount not to exceed
15 \$90,888,000.

16 **SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR**
17 **FORCE.**

18 (a) **IN GENERAL.**—Funds are hereby authorized to
19 be appropriated for fiscal years beginning after September
20 30, 1998, for military construction, land acquisition, and

1 military family housing functions of the Department of the
2 Air Force in the total amount of \$1,649,334,000 as fol-
3 lows:

4 (1) For military construction projects inside the
5 United States authorized by section 2301(a),
6 \$465,865,000.

7 (2) For military construction projects outside
8 the United States authorized by section 2301(b),
9 \$71,168,000.

10 (3) For unspecified minor construction projects
11 authorized by section 2805 of title 10, United States
12 Code, \$7,135,000.

13 (4) For architectural and engineering services
14 and construction design under section 2807 of title
15 10, United States Code, \$44,762,000.

16 (5) For military housing functions:

17 (A) For construction and acquisition, plan-
18 ning and design, and improvement of military
19 family housing and facilities, \$270,409,000.

20 (B) For support of military family housing
21 (including the functions described in section
22 2833 of title 10, United States Code),
23 \$789,995,000.

24 (b) LIMITATION ON TOTAL COST OF CONSTRUCTION
25 PROJECTS.—Notwithstanding the cost variations author-

1 ized by section 2853 of title 10, United States Code, and
 2 any other cost variation authorized by law, the total cost
 3 of all projects carried out under section 2301 of this Act
 4 may not exceed the total amount authorized to be appro-
 5 priated under paragraphs (1) and (2) of subsection (a).

6 (c) ADJUSTMENT.—The total amount authorized to
 7 be appropriated pursuant to paragraphs (1) through (5)
 8 of subsection (a) is the sum of the amounts authorized
 9 to be appropriated in such paragraphs reduced by
 10 \$7,584,000, which represents the combination of project
 11 savings in military construction resulting from favorable
 12 bids, overhead costs, and cancellations due to force struc-
 13 ture changes.

14 **TITLE XXIV—DEFENSE**
 15 **AGENCIES**

16 **SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUC-**
 17 **TION AND LAND ACQUISITION PROJECTS.**

18 (a) INSIDE THE UNITED STATES.—Using amounts
 19 appropriated pursuant to the authorization of appropria-
 20 tions in section 2404(a)(1), the Secretary of Defense may
 21 acquire real property and carry out military construction
 22 projects for the installations and locations inside the
 23 United States, and in the amounts, set forth in the follow-
 24 ing table:

Defense Agencies: Inside the United States

Agency	Installation or location	Amount	
Chemical Demilitarization Program.	Aberdeen Proving Ground, Maryland	\$186,350,000	
Defense Logistics Agency	Newport Army Depot, Indiana	\$191,550,000	
	Defense Fuel Support Point, Fort Sill, Oklahoma	\$3,500,000	
	Defense Fuel Support Point, Jacksonville Annex, Mayport, Florida	\$11,020,000	
	Defense Fuel Support Point, Jacksonville, Florida	\$11,000,000	
	Defense General Supply Center, Richmond (DLA), Virginia	\$10,500,000	
	Defense Fuel Supply Center, Camp Shelby, Mississippi	\$5,300,000	
	Defense Fuel Supply Center, Elmendorf Air Force Base, Alaska	\$19,500,000	
	Defense Fuel Supply Center, Pope Air Force Base, North Carolina ...	\$4,100,000	
	Various Locations	\$1,300,000	
	Defense Medical Facilities Office.	Barksdale Air Force Base, Louisiana	\$3,450,000
		Beale Air Force Base, California	\$3,500,000
		Carlisle Barracks, Pennsylvania	\$4,678,000
		Cheatham Annex, Virginia	\$11,300,000
		Edwards Air Force Base, California	\$6,000,000
Eglin Air Force Base, Florida		\$9,200,000	
Fort Bragg, North Carolina		\$6,500,000	
Fort Hood, Texas		\$14,100,000	
Fort Stewart/Hunter Army Air Field, Georgia		\$10,400,000	
Grand Forks Air Force Base, North Dakota		\$5,600,000	
Holloman Air Force Base, New Mexico		\$1,300,000	
Keesler Air Force Base, Mississippi		\$700,000	
Marine Corps Air Station, Camp Pendleton, California		\$6,300,000	
McChord Air Force Base, Washington		\$20,000,000	
Moody Air Force Base, Georgia		\$11,000,000	
Naval Air Station, Pensacola, Florida		\$25,400,000	
Naval Hospital, Bremerton, Washington		\$28,000,000	
Naval Hospital, Great Lakes, Illinois	\$7,100,000		
Naval Station, San Diego, California	\$1,350,000		
Naval Submarine Base, Bangor, Washington	\$5,700,000		
Travis Air Force Base, California ...	\$1,700,000		
Defense Education Activity ...	Marine Corps Base, Camp LeJeune, North Carolina	\$16,900,000	
	United States Military Academy, West Point, New York	\$2,840,000	
National Security Agency Special Operations Command	Fort Meade, Maryland	\$668,000	
	Eglin Auxiliary Field 3, Florida	\$2,210,000	
	Eglin Auxiliary Field 9, Florida	\$2,400,000	
	Fort Campbell, Kentucky	\$15,000,000	
	MacDill Air Force Base, Florida	\$8,400,000	
	Mississippi Army Ammunition Plant/Stennis Space Center, Mississippi	\$5,500,000	
	Naval Amphibious Base, Coronado, California	\$3,600,000	

Defense Agencies: Inside the United States—Continued

Agency	Installation or location	Amount
	Total:	\$684,916,000

1 (b) OUTSIDE THE UNITED STATES.—Using amounts
2 appropriated pursuant to the authorization of appropria-
3 tions in section 2404(a)(2), the Secretary of Defense may
4 acquire real property and carry out military construction
5 projects for the installations and locations outside the
6 United States, and in the amounts, set forth in the follow-
7 ing table:

Defense Agencies: Outside the United States

Agency	Installation or location	Amount
Ballistic Missile Defense Or- ganization.	Kwajalein Atoll, Kwajalein	\$4,600,000
Defense Logistics Agency	Lajes Field, Azores, Portugal	\$7,700,000
Defense Medical Facilities Office.	Naval Air Station, Sigonella, Italy ... Royal Air Force, Lakenheath, United Kingdom	\$5,300,000 \$10,800,000
Defense Education Activity ...	Fort Buchanan, Puerto Rico	\$8,805,000
Special Operations Command	Naval Activities, Guam	\$13,100,000
	Naval Station, Roosevelt Roads, Puerto Rico	\$9,600,000
	Total:	\$59,905,000

8 **SEC. 2402. IMPROVEMENTS TO MILITARY FAMILY HOUSING**
9 **UNITS.**

10 Subject to section 2825 of title 10, United States
11 Code, and using amounts appropriated pursuant to the
12 authorization of appropriation in section 2404(a)(11)(A),
13 the Secretary of Defense may improve existing military
14 family housing units in an amount not to exceed
15 \$345,000.

1 **SEC. 2403. ENERGY CONSERVATION PROJECTS.**

2 Using amounts appropriated pursuant to the author-
3 ization of appropriations in section 2404(a)(9), the Sec-
4 retary of Defense may carry out energy conservation
5 projects under section 2865 of title 10, United States
6 Code.

7 **SEC. 2404. AUTHORIZATION OF APPROPRIATIONS, DE-**
8 **FENSE AGENCIES.**

9 (a) IN GENERAL.—Funds are hereby authorized to
10 be appropriated for fiscal years beginning after September
11 30, 1998, for military construction, land acquisition, and
12 military family housing functions of the Department of
13 Defense (other than the military departments), in the total
14 amount of \$2,346,923,000 as follows:

15 (1) For military construction projects inside the
16 United States authorized by section 2401(a),
17 \$340,866,000.

18 (2) For military construction projects outside
19 the United States authorized by section 2401(b),
20 \$59,905,000.

21 (3) For military construction projects at Ports-
22 mouth Naval Hospital, Virginia, hospital replace-
23 ment, authorized by section 2401(a) of the Military
24 Construction Authorization Act for Fiscal Years
25 1990 and 1991 (division B of Public Law 101–189;

1 106 Stat. 1640), as amended by section 2406 of this
2 Act, \$17,954,000.

3 (4) For construction of the Ammunition Demili-
4 tarization Facility, Pine Bluff Arsenal, Arkansas,
5 authorized by section 2401 of the Military Construc-
6 tion Authorization Act for Fiscal Year 1995 (divi-
7 sion B of Public Law 103–337; 108 Stat. 3040), as
8 amended by section 2407 of the Military Construc-
9 tion Authorization Act for Fiscal Year 1996 (divi-
10 sion B of Public Law 104–106; 110 Stat. 539), sec-
11 tion 2408 of the Military Construction Authorization
12 Act for Fiscal Year 1998 (111 Stat. 1982), and sec-
13 tion 2405 of this Act, \$10,000,000.

14 (5) For construction of the Ammunition Demili-
15 tarization Facility, Umatilla Army Depot, Oregon,
16 authorized by section 2401 of the Military Construc-
17 tion Authorization Act for Fiscal Year 1995, as
18 amended by section 2407 of the Military Construc-
19 tion Authorization Act for Fiscal Year 1996, section
20 2408 of the Military Construction Authorization Act
21 for Fiscal Year 1998, and section 2405 of this Act,
22 \$30,950,000.

23 (6) For unspecified minor construction projects
24 under section 2805 of title 10, United States Code,
25 \$13,394,000.

1 (7) For contingency construction projects of the
2 Secretary of Defense under section 2804 of title 10,
3 United States Code, \$9,390,000.

4 (8) For architectural and engineering services
5 and construction design under section 2807 of title
6 10, United States Code, \$42,566,000.

7 (9) For energy conservation projects authorized
8 by section 2404, \$46,950,000.

9 (10) For base closure and realignment activities
10 as authorized by the Defense Base Closure and Re-
11 alignment Act of 1990 (part A of title XXIX of
12 Public Law 101–510; 10 U.S.C. 2687 note),
13 \$1,730,704,000.

14 (11) For military family housing functions:

15 (A) For improvement of military family
16 housing and facilities, \$345,000.

17 (B) For support of military housing (in-
18 cluding functions described in section 2833 of
19 title 10, United States Code), \$36,899,000 of
20 which not more than \$31,139,000 may be obli-
21 gated or expended for the leasing of military
22 family housing units worldwide.

23 (C) For credit to the Department of De-
24 fense Family Housing Improvement Fund es-

1 tablished by section 2883(a)(1) of title 10,
2 United States Code, \$7,000,000.

3 (b) LIMITATION OF TOTAL COST OF CONSTRUCTION
4 PROJECTS.—Notwithstanding the cost variations author-
5 ized by section 2853 of title 10, United States Code, and
6 any other cost variations authorized by law, the total cost
7 of all projects carried out under section 2401 of this Act
8 may not exceed—

9 (1) the total amount authorized to be appro-
10 priated under paragraphs (1) and (2) of subsection
11 (a);

12 (2) \$174,550,000 (the balance of the amount
13 authorized under section 2401(a) of this Act for the
14 construction of a chemical demilitarization facility at
15 Newport Army Depot, Indiana); and

16 (3) \$169,500,000 (the balance of the amount
17 authorized under section 2401(a) of this Act for the
18 construction of a chemical demilitarization facility at
19 Aberdeen Proving Ground, Maryland).

20 **SEC. 2405. MODIFICATION OF AUTHORITY TO CARRY OUT**
21 **CERTAIN FISCAL YEAR 1995 PROJECTS.**

22 The table in section 2401 of the Military Construc-
23 tion Authorization Act for Fiscal Year 1995 (division B
24 of Public Law 103–337; 108 Stat. 3040), as amended by
25 section 2407 of the Military Construction Authorization

1 Act for Fiscal Year 1996 (division B of Public Law 104–
2 106; 110 Stat. 539) and section 2408 of the Military Con-
3 struction Authorization Act for Fiscal Year 1998 (division
4 B of Public Law 105–85; 111 Stat. 1982), under the
5 agency heading relating to Chemical Weapons and Muni-
6 tions Destruction, is amended—

7 (1) in the item relating to Pine Bluff Arsenal,
8 Arkansas, by striking out “\$134,000,000” in the
9 amount column and inserting in lieu thereof
10 “\$154,400,000”; and

11 (2) in the item relating to Umatilla Army
12 Depot, Oregon, by striking out “\$187,000,000” in
13 the amount column and inserting in lieu thereof
14 “\$193,377,000”.

15 **SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT**
16 **FISCAL YEAR 1990 PROJECT.**

17 The table in section 2401(a) of the Military Construc-
18 tion Authorization Act for Fiscal Years 1990 and 1991
19 (division B of Public Law 100–189; 103 Stat. 1640) is
20 amended in the item relating to Portsmouth Naval Hos-
21 pital, Virginia, by striking out “\$330,000,000” and insert-
22 ing in lieu thereof “\$351,354,000”.

1 **TITLE XXV—NORTH ATLANTIC**
2 **TREATY ORGANIZATION SE-**
3 **CURITY INVESTMENT PRO-**
4 **GRAM**

5 **SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND**
6 **ACQUISITION PROJECTS.**

7 The Secretary of Defense may make contributions for
8 the North Atlantic Treaty Organization Security Invest-
9 ment program as provided in section 2806 of title 10,
10 United States Code, in an amount not to exceed the sum
11 of the amount authorized to be appropriated for this pur-
12 pose in section 2502 and the amount collected from the
13 North Atlantic Treaty Organization as a result of con-
14 struction previously financed by the United States.

15 **SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

16 Funds are hereby authorized to be appropriated for
17 fiscal years beginning after September 30, 1998, for con-
18 tributions by the Secretary of Defense under section 2806
19 of title 10, United States Code, for the share of the United
20 States of the cost of projects for the North Atlantic Treaty
21 Organization Security Investment program authorized by
22 section 2501, in the amount of \$159,000,000.

1 **TITLE XXVI—GUARD AND**
2 **RESERVE FORCES FACILITIES**

3 **SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUC-**
4 **TION AND LAND ACQUISITION PROJECTS.**

5 There are authorized to be appropriated for fiscal
6 years beginning after September 30, 1998, for the costs
7 of acquisition, architectural and engineering services, and
8 construction of facilities for the Guard and Reserve
9 Forces, and for contributions therefor, under chapter
10 1803 of title 10, United States Code (including the cost
11 of acquisition of land for those facilities), the following
12 amounts:

13 (1) For the Department of the Army—

14 (A) for the Army National Guard of the
15 United States, \$122,574,000; and

16 (B) for the Army Reserve, \$116,109,000.

17 (2) For the Department of the Navy, for the
18 Naval and Marine Corps Reserve, \$19,371,000.

19 (3) For the Department of the Air Force—

20 (A) for the Air National Guard of the
21 United States, \$161,932,000; and

22 (B) for the Air Force Reserve,
23 \$23,625,000.

1 **SEC. 2602. REDUCTION IN FISCAL YEAR 1998 AUTHORIZA-**
 2 **TION OF APPROPRIATIONS FOR ARMY RE-**
 3 **SERVE MILITARY CONSTRUCTION.**

4 Section 2601(a)(1)(B) of the Military Construction
 5 Authorization Act for Fiscal Year 1998 (division B of
 6 Public Law 105–85; 111 Stat. 1983) is amended by strik-
 7 ing out “\$66,267,000” and inserting in lieu thereof
 8 “\$53,553,000”.

9 **SEC. 2603. NATIONAL GUARD MILITARY EDUCATIONAL FA-**
 10 **CILITY, FORT BRAGG, NORTH CAROLINA.**

11 Of the amount authorized to be appropriated by sec-
 12 tion 2601(1)(A), \$1,000,000 may be available for pur-
 13 poses of Planning and Design of the National Guard Mili-
 14 tary Educational Facility at Fort Bragg, North Carolina.

15 **TITLE XXVII—EXPIRATION AND**
 16 **EXTENSION OF AUTHORIZA-**
 17 **TIONS**

18 **SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND**
 19 **AMOUNTS REQUIRED TO BE SPECIFIED BY**
 20 **LAW.**

21 (a) EXPIRATION OF AUTHORIZATIONS AFTER THREE
 22 YEARS.—Except as provided in subsection (b), all author-
 23 izations contained in titles XXI through XXVI for military
 24 construction projects, land acquisition, family housing
 25 projects and facilities, and contributions to the North At-
 26 lantic Treaty Organization Security Investment program

1 (and authorizations of appropriations therefor) shall ex-
 2 pire on the later of—

3 (1) October 1, 2001; or

4 (2) the date of enactment of an Act authorizing
 5 funds for military construction for fiscal year 2002.

6 (b) EXCEPTION.—Subsection (a) shall not apply to
 7 authorizations for military construction projects, land ac-
 8 quisition, family housing projects and facilities, and con-
 9 tributions to the North Atlantic Treaty Organization Se-
 10 curity Investment program (and authorizations of appro-
 11 priations therefor), for which appropriated funds have
 12 been obligated before the later of—

13 (1) October 1, 2001; or

14 (2) the date of enactment of an Act authorizing
 15 funds for fiscal year 2002 for military construction
 16 projects, land acquisition, family housing projects
 17 and facilities, or contributions to the North Atlantic
 18 Treaty Organization Security Investment program.

19 **SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN**
 20 **FISCAL YEAR 1996 PROJECTS.**

21 (a) EXTENSIONS.—Notwithstanding section 2701 of
 22 the Military Construction Authorization Act for Fiscal
 23 Year 1996 (division B of Public Law 104–106; 110 Stat.
 24 541), authorizations for the projects set forth in the tables
 25 in subsection (b), as provided in sections 2201, 2302, or

1 2601 of that Act, shall remain in effect until October 1,
 2 1999, or the date of enactment of an Act authorizing
 3 funds for military construction for fiscal year 2000, which-
 4 ever is later.

5 (b) TABLES.—The tables referred to in subsection (a)
 6 are as follows:

Navy: Extension of 1996 Project Authorization

State	Installation or loca- tion	Project	Amount
Puerto Rico	Naval Station Roosevelt Roads.	Housing Office	\$710,000

Air Force: Extension of 1996 Project Authorization

State	Installation or loca- tion	Project	Amount
Texas	Lackland Air Force Base.	Family Hous- ing (67 units).	\$6,200,000

Army National Guard: Extension of 1996 Project Authorization

State	Installation or loca- tion	Project	Amount
Mississippi	Camp Shelby	Multipurpose Range Com- plex (Phase I).	\$5,000,000
Missouri	National Guard Train- ing Site, Jefferson City.	Multipurpose Range.	\$2,236,000
		Total:	\$7,236,000

7 **SEC. 2703. EXTENSION OF AUTHORIZATION OF FISCAL**
 8 **YEAR 1995 PROJECT.**

9 (a) EXTENSION.—Notwithstanding section 2701 of
 10 the Military Construction Authorization Act for Fiscal
 11 Year 1995 (division B of Public Law 103–337; 108 Stat.
 12 3046), the authorization for the project set forth in the
 13 table in subsection (b), as provided in section 2201 of that
 14 Act and extended by section 2702 of the Military Con-

1 struction Authorization Act for Fiscal Year 1998 (division
 2 B of Public Law 105–85; 111 Stat. 1985), shall remain
 3 in effect until October 1, 1999, or the date of enactment
 4 of an Act authorizing funds for military construction for
 5 fiscal year 2000, whichever is later.

6 (b) TABLE.—The table referred to in subsection (a)
 7 is as follows:

Navy: Extension of 1995 Project Authorization

State	Installation or loca- tion	Project	Amount
Maryland	Indian Head Naval Surface Warfare Center.	Denitrification/ Acid Mixing Facility.	\$6,400,000

8 **SEC. 2704. AUTHORIZATION OF ADDITIONAL MILITARY**
 9 **CONSTRUCTION AND MILITARY FAMILY**
 10 **HOUSING PROJECTS.**

11 (a) ADDITIONAL ARMY CONSTRUCTION PROJECTS
 12 INSIDE THE UNITED STATES.—In addition to the projects
 13 authorized by section 2101(a), and using amounts appro-
 14 priated pursuant to the authorization of appropriations in
 15 section 2104(a)(1), as increased by subsection (d), the
 16 Secretary of the Army may also acquire real property and
 17 carry out military construction projects for the installa-
 18 tions and locations inside the United States, and in the
 19 amounts, set forth in the following table:

Army: Inside the United States

State	Installation or location	Amount
Kansas	Fort Riley	\$16,500,000
Kentucky	Fort Campbell	\$15,500,000
Maryland	Fort Detrick	\$7,100,000
New York	Fort Drum	\$7,000,000

Army: Inside the United States—Continued

State	Installation or location	Amount
Texas	Fort Sam Houston	\$5,500,000
Virginia	Fort Eustis	\$4,650,000
	Fort Meyer	\$6,200,000

1 (b) ADDITIONAL ARMY CONSTRUCTION PROJECT
2 OUTSIDE THE UNITED STATES.—In addition to the
3 projects authorized by section 2101(b), and using amounts
4 appropriated pursuant to the authorization of appropria-
5 tions in section 2104(a)(2), as increased by subsection (d),
6 the Secretary of the Army may also acquire real property
7 and carry out the military construction project for the lo-
8 cation outside the United States, and in the amount, set
9 forth in the following table:

Army: Outside the United States

Country	Installation or location	Amount
Korea	Camp Casey	\$8,000,000

10 (c) IMPROVEMENT OF ARMY FAMILY HOUSING AT
11 WHITE SANDS MISSILE RANGE, NEW MEXICO.—In addi-
12 tion to the projects authorized by section 2103, and using
13 amounts appropriated pursuant to the authorization of ap-
14 propriations in section 2104(a)(5)(A), as increased by sub-
15 section (d), the Secretary of the Army may also improve
16 existing military family housing units (36 units) at White
17 Sands Missile Range, New Mexico, in an amount not to
18 exceed \$3,650,000.

19 (d) ADDITIONAL AUTHORIZATIONS OF APPROPRIA-
20 TIONS, ARMY MILITARY CONSTRUCTION.—(1) The total

1 amount authorized to be appropriated by section 2104(a)
2 is hereby increased by \$74,100,000.

3 (2) The amount authorized to be appropriated by sec-
4 tion 2104(a)(1) is hereby increased by \$62,450,000.

5 (3) The amount authorized to be appropriated by sec-
6 tion 2104(a)(2) is hereby increased by \$8,000,000.

7 (4) The amount authorized to be appropriated by sec-
8 tion 2104(a)(5)(A) is hereby increased by \$3,650,000.

9 (e) **ADDITIONAL NAVY CONSTRUCTION PROJECTS**
10 **INSIDE THE UNITED STATES.**—In addition to the projects
11 authorized by section 2201(a), and using amounts appro-
12 priated pursuant to the authorization of appropriations in
13 section 2204(a)(1), as increased by subsection (g), the
14 Secretary of the Navy may also acquire real property and
15 carry out military construction projects for the installa-
16 tions and locations inside the United States, and in the
17 amounts, set forth in the following table:

Navy: Inside the United States

State	Installation or location	Amount
Florida	Naval Station, Mayport	\$3,400,000
Maine	Naval Air Station, Brunswick	\$15,220,000
Pennsylvania	Naval Inventory Control Point, Mechanisburg.	\$1,600,000
	Naval Inventory Control Point, Philadelphia.	\$1,550,000
South Carolina	Marine Corps Recruit Depot, Parris Island.	\$8,030,000

18 (f) **IMPROVEMENT OF NAVY FAMILY HOUSING AT**
19 **WHIDBEY ISLAND NAVAL AIR STATION, WASHINGTON.**—
20 In addition to the projects authorized by section 2203, and

1 using amounts appropriated pursuant to the authorization
2 of appropriations in section 2204(a)(5)(A), as increased
3 by subsection (g), the Secretary of the Navy may also im-
4 prove existing military family housing units (80 units) at
5 Whidbey Island Naval Air Station, Washington, in an
6 amount not to exceed \$5,800,000.

7 (g) ADDITIONAL AUTHORIZATIONS OF APPROPRIA-
8 TIONS, NAVY MILITARY CONSTRUCTION.—(1) The total
9 amount authorized to be appropriated by section 2204(a)
10 is hereby increased by \$35,600,000.

11 (2) The amount authorized to be appropriated by sec-
12 tion 2204(a)(1) is hereby increased by \$29,800,000.

13 (3) The amount authorized to be appropriated by sec-
14 tion 2204(a)(5)(A) is hereby increased by \$5,800,000.

15 (h) ADDITIONAL AIR FORCE CONSTRUCTION
16 PROJECTS INSIDE THE UNITED STATES.—In addition to
17 the projects authorized by section 2301(a), and using
18 amounts appropriated pursuant to the authorization of ap-
19 propriations in section 2304(a)(1), as increased by sub-
20 section (k), the Secretary of the Air Force may also ac-
21 quire real property and carry out military construction
22 projects for the installations and locations inside the
23 United States, and in the amounts, set forth in the follow-
24 ing table:

Air Force: Inside the United States

State	Installation or location	Amount
Colorado	Falcon Air Force Station	\$5,800,000
Georgia	Robins Air Force Base	\$6,000,000
Louisiana	Barksdale Air Force Base	\$9,300,000
North Dakota	Grand Forks Air Force Base	\$8,800,000
Ohio	Wright-Patterson Air Force Base ...	\$4,600,000
Texas	Goodfellow Air Force Base	\$7,300,000
Wyoming	F.E. Warren Air Force Base	\$3,850,000

1 (i) CONSTRUCTION AND ACQUISITION OF AIR FORCE
2 FAMILY HOUSING.—In addition to the projects authorized
3 by section 2302(a), and using amounts appropriated pur-
4 suant to the authorization of appropriations in section
5 2304(a)(5)(A), as increased by subsection (k), the Sec-
6 retary of the Air Force may also construct or acquire fam-
7 ily housing units (including land acquisition) at the instal-
8 lation, for the purpose, and in the amount set forth in
9 the following table:

Air Force: Family Housing

State	Installation or location	Purpose	Amount
Montana	Malmstrom Air Force Base.	62 Units	\$12,300,000

10 (j) IMPROVEMENT OF AIR FORCE FAMILY HOUS-
11 ING.—In addition to the projects authorized by section
12 2303, and using amounts appropriated pursuant to the
13 authorization of appropriations in section 2304(a)(5)(A),
14 as increased by subsection (k), the Secretary of the Air
15 Force may also improve existing military family housing
16 units as follows:

17 (1) Travis Air Force Base, California, 105
18 units, in an amount not to exceed \$10,500,000.

1 (2) Moody Air Force Base, Georgia, 68 units,
2 in an amount not to exceed \$5,220,000.

3 (3) McGuire Air Force Base, New Jersey, 50
4 units, in an amount not to exceed \$5,800,000.

5 (4) Seymour Johnson Air Force Base, North
6 Carolina, 95 units, in an amount not to exceed
7 \$10,830,000.

8 (k) ADDITIONAL AUTHORIZATIONS OF APPROPRIA-
9 TIONS, AIR FORCE MILITARY CONSTRUCTION.—(1) The
10 total amount authorized to be appropriated by section
11 2304(a) is hereby increased by \$90,300,000.

12 (2) The amount authorized to be appropriated by sec-
13 tion 2304(a)(1) is hereby increased by \$45,650,000.

14 (3) The amount authorized to be appropriated by sec-
15 tion 2304(a)(5)(A) is hereby increased by \$44,650,000.

16 **SEC. 2705. EFFECTIVE DATE.**

17 Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI
18 shall take effect on the later of—

19 (1) October 1, 1998; or

20 (2) the date of enactment of this Act.

1 **TITLE XXVIII—GENERAL**
2 **PROVISIONS**
3 **Subtitle A—Military Construction**
4 **Program and Military Family**
5 **Housing Changes**

6 **SEC. 2801. MODIFICATION OF AUTHORITY RELATING TO**
7 **ARCHITECTURAL AND ENGINEERING SERV-**
8 **ICES AND CONSTRUCTION DESIGN.**

9 (a) COVERED PROJECTS.—Subsection (a) of section
10 2807 of title 10, United States Code, is amended in the
11 first sentence by striking out “not otherwise authorized
12 by law.” and inserting in lieu thereof “without regard to
13 the authority under this chapter utilized in carrying out
14 the projects and without regard to whether the projects
15 are authorized by law.”.

16 (b) INCREASE IN THRESHOLD FOR NOTICE TO CON-
17 GRESS.—Subsection (b) of that section is amended by
18 striking out “\$300,000” and inserting in lieu thereof
19 “\$500,000”.

20 (c) AVAILABILITY OF APPROPRIATIONS.—Subsection
21 (d) of that section is amended by striking out “study,
22 planning, design, architectural, and engineering services”
23 and inserting in lieu thereof “architectural and engineer-
24 ing services and construction design”.

1 **SEC. 2802. EXPANSION OF ARMY OVERSEAS FAMILY HOUS-**
2 **ING LEASE AUTHORITY.**

3 (a) **ALTERNATIVE MAXIMUM UNIT AMOUNTS.**—Sec-
4 tion 2828(e) of title 10, United States Code, is amended—

5 (1) in paragraph (2), by inserting, “, and the
6 Secretary of the Army may lease not more than 500
7 units of family housing in Italy,” after “family hous-
8 ing in Italy”;

9 (2) by redesignating paragraphs (3) and (4) as
10 paragraphs (4) and (5), respectively; and

11 (3) by inserting after paragraph (2) the follow-
12 ing new paragraph (3):

13 “(3) In addition to the 450 units of family housing
14 referred to in paragraph (1) for which the maximum lease
15 amount is \$25,000 per unit per year, the Secretary of the
16 Army may lease not more than 800 units of family hous-
17 ing in Korea subject to that maximum lease amount.”.

18 (b) **CONFORMING AMENDMENT.**—Paragraph (4) of
19 that section, as redesignated by subsection (a)(2) of this
20 section, is amended by striking out “and (2)” and insert-
21 ing in lieu thereof “, (2), and (3)”.

1 **Subtitle B—Real Property and**
2 **Facilities Administration**

3 **SEC. 2811. INCREASE IN THRESHOLDS FOR REPORTING RE-**
4 **QUIREMENTS RELATING TO REAL PROPERTY**
5 **TRANSACTIONS.**

6 Section 2662 of title 10, United States Code, is
7 amended by striking out “\$200,000” each place it appears
8 in subsections (a), (b), and (e) and inserting in lieu thereof
9 “\$500,000”.

10 **SEC. 2812. EXCEPTIONS TO REAL PROPERTY TRANSACTION**
11 **REPORTING REQUIREMENTS FOR WAR AND**
12 **CERTAIN EMERGENCY AND OTHER OPER-**
13 **ATIONS.**

14 (a) EXCEPTIONS.—Section 2662 of title 10, United
15 States Code, as amended by section 2811 of this Act, is
16 further amended by adding at the end the following:

17 “(g) EXCEPTIONS FOR TRANSACTIONS FOR WAR AND
18 CERTAIN EMERGENCY AND OTHER OPERATIONS.—(1)
19 The reporting requirement set forth in subsection (a) shall
20 not apply with respect to a real property transaction other-
21 wise covered by that subsection, and the reporting require-
22 ment set forth in subsection (e) shall not apply with re-
23 spect to a real property transaction otherwise covered by
24 that subsection, if such transaction is made as a result
25 of the following:

1 “(A) A declaration of war.

2 “(B) A declaration of a national emergency by
3 the President pursuant to the National Emergencies
4 Act (Public Law 94–412; 50 U.S.C. 1601 et seq.).

5 “(C) A declaration of an emergency or major
6 disaster pursuant to the Robert T. Stafford Disaster
7 Relief and Emergency Assistance Act (42 U.S.C.
8 5121 et seq.).

9 “(D) The use of the militia or the armed forces
10 after a proclamation to disperse under section 334
11 of this title.

12 “(E) A contingency operation.

13 “(2) The reporting requirement set forth in sub-
14 section (a) shall not apply with respect to a real property
15 transaction otherwise covered by that subsection if the
16 Secretary concerned determines that—

17 “(A) an event listed in paragraph (1) is immi-
18 nent; and

19 “(B) the transaction is necessary for purposes
20 of preparation for such event.

21 “(3) Not later than 30 days after entering into a real
22 property transaction covered by paragraph (1) or (2), the
23 Secretary concerned shall submit to the committees named
24 in subsection (a) a report on the transaction. The report
25 shall set forth any facts or information which would other-

1 wise have been submitted in a report on the transaction
2 under subsection (a) or (e), as the case may be, but for
3 the operation of paragraph (1) or (2).”.

4 (b) AMENDMENTS FOR STYLISTIC UNIFORMITY.—
5 That section is further amended—

6 (1) in subsection (a), by inserting “GENERAL
7 NOTICE AND WAIT REQUIREMENTS.—” after “(a)”;

8 (2) in subsection (b), by inserting “ANNUAL
9 REPORTS ON CERTAIN MINOR TRANSACTIONS.—”
10 after “(b)”;

11 (3) in subsection (c), by inserting “GEO-
12 GRAPHIC SCOPE; EXCEPTED PROJECTS.—” after
13 “(c)”;

14 (4) in subsection (d), by inserting “STATE-
15 MENTS OF COMPLIANCE IN TRANSACTION INSTRU-
16 MENTS.—” after “(d)”;

17 (5) in subsection (e), by inserting “NOTICE AND
18 WAIT REGARDING LEASES OF SPACE FOR DoD BY
19 GSA.—” after “(e)”;

20 (6) in subsection (f), by inserting “REPORTS ON
21 TRANSACTIONS INVOLVING INTELLIGENCE COMPO-
22 NENTS.—” after “(f)”.

1 **SEC. 2813. WAIVER OF APPLICABILITY OF PROPERTY DIS-**
2 **POSAL LAWS TO LEASES AT INSTALLATIONS**
3 **TO BE CLOSED OR REALIGNED UNDER THE**
4 **BASE CLOSURE LAWS.**

5 Section 2667(f) of title 10, United States Code, is
6 amended—

7 (1) by redesignating paragraphs (2) through
8 (5) as paragraphs (3) through (6), respectively; and

9 (2) by inserting after paragraph (1) the follow-
10 ing new paragraph (2):

11 “(2) The Secretary of a military department may
12 waive the applicability of a provision of title II of the Fed-
13 eral Property and Administrative Services Act of 1949 (40
14 U.S.C. 481 et seq.) that is inconsistent with a provision
15 of this subsection if the waiver is required for purposes
16 of a lease of property under this subsection.”.

17 **SEC. 2814. RESTORATION OF DEPARTMENT OF DEFENSE**
18 **LANDS USED BY ANOTHER FEDERAL AGENCY.**

19 (a) RESTORATION AS TERM OF AGREEMENT.—Sec-
20 tion 2691 of title 10, United States Code, is amended by
21 adding at the end the following new subsection:

22 “(c)(1) As a condition of any lease, permit, license,
23 or other grant of access entered into by the Secretary of
24 a military department with another Federal agency au-
25 thorizing the agency to use lands under the control of the
26 Secretary, the Secretary may require the agency to agree

1 to remove any improvements and to take any other action
 2 necessary in the judgment of the Secretary to restore the
 3 land used by the agency to its condition before its use by
 4 the agency.

5 “(2) In lieu of performing any removal or restoration
 6 work under paragraph (1), a Federal agency may elect,
 7 with the consent of the Secretary, to reimburse the Sec-
 8 retary for the costs incurred by the military department
 9 in performing such removal and restoration work.”.

10 (b) CLERICAL AMENDMENTS.—(1) The heading of
 11 such section is amended to read as follows:

12 **“§ 2691. Restoration of land used by permit or lease”.**

13 (2) The table of sections at the beginning of chapter
 14 159 of title 10, United States Code, is amended by strik-
 15 ing the item relating to section 2691 and inserting in lieu
 16 thereof the following new item:

“2691. Restoration of land used by permit or lease.”.

17 **Subtitle C—Land Conveyances**

18 **SEC. 2821. LAND CONVEYANCE, INDIANA ARMY AMMUNI-** 19 **TION PLANT, CHARLESTOWN, INDIANA.**

20 (a) CONVEYANCE AUTHORIZED.—The Secretary of
 21 the Army may convey to the Indiana Army Ammunition
 22 Plant Reuse Authority (in this section referred to as the
 23 “Reuse Authority”) all right, title, and interest of the
 24 United States in and to a parcel of real property, including
 25 improvements thereon, consisting of up to approximately

1 4660 acres located at the Indiana Army Ammunition
2 Plant, Charlestown, Indiana, for the purpose of developing
3 the parcel as an industrial park to replace all or part of
4 the economic activity lost at the inactivated plant.

5 (b) CONSIDERATION.—Except as provided in sub-
6 section (d), as consideration for the conveyance under sub-
7 section (a), the Reuse Authority shall pay to the Secretary
8 an amount equal to the fair market value of the conveyed
9 property as of the time of the conveyance, determined by
10 the Secretary in accordance with Federal appraisal stand-
11 ards and procedures.

12 (c) TIME FOR PAYMENT.—The consideration re-
13 quired under subsection (b) shall be paid by the Reuse
14 Authority at the end of the 10-year period beginning on
15 the date on which the conveyance under subsection (a) is
16 completed.

17 (d) EFFECT OF RECONVEYANCE OR LEASE.—(1) If
18 the Reuse Authority reconveys all or any part of the con-
19 veyed property during the 10-year period specified in sub-
20 section (c), the Reuse Authority shall pay to the United
21 States an amount equal to the fair market value of the
22 reconveyed property as of the time of the reconveyance,
23 excluding the value of any improvements made to the
24 property by the Reuse Authority, determined by the Sec-

1 retary in accordance with Federal appraisal standards and
2 procedures.

3 (2) The Secretary may treat a lease of the property
4 within such 10-year period as a reconveyance if the Sec-
5 retary determines that the lease is being used to avoid ap-
6 plication of paragraph (1).

7 (e) DEPOSIT OF PROCEEDS.—The Secretary shall de-
8 posit any proceeds received under subsection (b) or (d)
9 in the special account established pursuant to section
10 204(h)(2) of the Federal Property and Administrative
11 Services Act of 1949 (40 U.S.C. 485(h)(2)).

12 (f) ADMINISTRATIVE EXPENSES.—In connection with
13 the conveyance under subsection (a), the Secretary may
14 accept amounts provided by the Reuse Authority or other
15 persons to cover administrative expenses incurred by the
16 Secretary in making the conveyance. Amounts received
17 under this subsection for administrative expenses shall be
18 credited to the appropriation, fund, or account from which
19 the expenses were paid. Amounts so credited shall be
20 merged with funds in such appropriation, fund, or account
21 and shall be available for the same purposes and subject
22 to the same limitations as the funds with which merged.

23 (g) DESCRIPTION OF PROPERTY.—The property to
24 be conveyed under subsection (a) includes the administra-
25 tive area of the Indiana Army Ammunition Plant as well

1 as open space in the southern end of the plant. The exact
2 acreage and legal description of the property to be con-
3 veyed shall be determined by a survey satisfactory to the
4 Secretary. The cost of the survey shall be borne by the
5 Reuse Authority.

6 (h) **ADDITIONAL TERMS AND CONDITIONS.**—The
7 Secretary may require such additional terms and condi-
8 tions in connection with the conveyance under subsection
9 (a) as the Secretary considers appropriate to protect the
10 interests of the United States.

11 **SEC. 2822. LAND CONVEYANCE, ARMY RESERVE CENTER,**
12 **BRIDGTON, MAINE.**

13 (a) **CONVEYANCE AUTHORIZED.**—(1) The Secretary
14 of the Army may convey, without consideration, to the
15 Town of Bridgton, Maine (in this section referred to as
16 the “Town”), all right, title, and interest of the United
17 States in and to a parcel of excess real property, including
18 improvements thereon, consisting of approximately 3.65
19 acres and located in Bridgton, Maine, the site of the Army
20 Reserve Center, Bridgton, Maine.

21 (2) The conveyance is for the public benefit and will
22 facilitate the expansion of the municipal office complex in
23 Bridgton, Maine.

24 (b) **REVERSION.**—If the Secretary determines at any
25 time that the real property conveyed under subsection (a)

1 is not being used by the Town for purposes of a municipal
2 office complex, all right, title, and interest in and to the
3 real property, including any improvements thereon, shall
4 revert to the United States, and the United States shall
5 have the right of immediate entry thereon.

6 (c) DESCRIPTION OF PROPERTY.—The exact acreage
7 and legal description of the real property to be conveyed
8 under subsection (a) shall be determined by a survey satis-
9 factory to the Secretary. The cost of the survey shall be
10 borne by the Town.

11 (d) ADDITIONAL TERMS AND CONDITIONS.—The
12 Secretary may require such additional terms and condi-
13 tions in connection with the conveyance under subsection
14 (a) as the Secretary considers appropriate to protect the
15 interest of the United States.

16 **SEC. 2823. LAND CONVEYANCE, VOLUNTEER ARMY AMMU-**
17 **NITION PLANT, CHATTANOOGA, TENNESSEE.**

18 (a) CONVEYANCE AUTHORIZED.—The Secretary of
19 the Army may convey to Hamilton County, Tennessee (in
20 this section referred to as the “County”), all right, title,
21 and interest of the United States in and to a parcel of
22 real property, including improvements thereon, consisting
23 of approximately 1033 acres located at the Volunteer
24 Army Ammunition Plant, Chattanooga, Tennessee, for the
25 purpose of developing the parcel as an industrial park to

1 replace all or part of the economic activity lost at the inac-
2 tivated plant.

3 (b) CONSIDERATION.—Except as provided in sub-
4 section (d), as consideration for the conveyance under sub-
5 section (a), the County shall pay to the Secretary an
6 amount equal to the fair market value of the conveyed
7 property as of the time of the conveyance, determined by
8 the Secretary in accordance with Federal appraisal stand-
9 ards and procedures.

10 (c) TIME FOR PAYMENT.—The consideration re-
11 quired under subsection (b) shall be paid by the County
12 at the end of the 10-year period beginning on the date
13 on which the conveyance under subsection (a) is com-
14 pleted.

15 (d) EFFECT OF RECONVEYANCE OR LEASE.—(1) If
16 the County reconveys all or any part of the conveyed prop-
17 erty during the 10-year period specified in subsection (c),
18 the County shall pay to the United States an amount
19 equal to the fair market value of the reconveyed property
20 as of the time of the reconveyance, excluding the value
21 of any improvements made to the property by the County,
22 determined by the Secretary in accordance with Federal
23 appraisal standards and procedures.

24 (2) The Secretary may treat a lease of the property
25 within such 10-year period as a reconveyance if the Sec-

1 retary determines that the lease is being used to avoid ap-
2 plication of paragraph (1).

3 (e) DEPOSIT OF PROCEEDS.—The Secretary shall de-
4 posit any proceeds received under subsection (b) or (d)
5 in the special account established pursuant to section
6 204(h)(2) of the Federal Property and Administrative
7 Services Act of 1949 (40 U.S.C. 485(h)(2)).

8 (f) EFFECT ON EXISTING LEASES.—The conveyance
9 of the real property under subsection (a) shall not affect
10 the terms or length of any contract entered into by the
11 Secretary before the date of the enactment of this Act with
12 regard to the property to be conveyed.

13 (g) ADMINISTRATIVE EXPENSES.—In connection
14 with the conveyance under subsection (a), the Secretary
15 may accept amounts provided by the County or other per-
16 sons to cover administrative expenses incurred by the Sec-
17 retary in making the conveyance. Amounts received under
18 this subsection for administrative expenses shall be cred-
19 ited to the appropriation, fund, or account from which the
20 expenses were paid. Amounts so credited shall be merged
21 with funds in such appropriation, fund, or account and
22 shall be available for the same purposes and subject to
23 the same limitations as the funds with which merged.

24 (h) DESCRIPTION OF PROPERTY.—The exact acreage
25 and legal description of the property to be conveyed under

1 subsection (a) shall be determined by a survey satisfactory
2 to the Secretary. The cost of the survey shall be borne
3 by the County.

4 (i) **ADDITIONAL TERMS AND CONDITIONS.**—The Sec-
5 retary may require such additional terms and conditions
6 in connection with the conveyance under subsection (a) as
7 the Secretary considers appropriate to protect the inter-
8 ests of the United States.

9 **SEC. 2824. RELEASE OF INTERESTS IN REAL PROPERTY,**
10 **FORMER KENNEBEC ARSENAL, AUGUSTA,**
11 **MAINE.**

12 (a) **AUTHORITY TO RELEASE.**—The Secretary of the
13 Army may release, without consideration, all right, title,
14 and interest of the United States in and to the real prop-
15 erty described in subsection (b).

16 (b) **COVERED PROPERTY.**—The real property re-
17 ferred to in subsection (a) is the parcel of real property
18 consisting of approximately 40 acres located in Augusta,
19 Maine, and formerly known as the Kennebec Arsenal,
20 which parcel was conveyed by the Secretary of War to the
21 State of Maine under the provisions of the Act entitled
22 “An Act Authorizing the Secretary of War to convey the
23 Kennebec Arsenal property, situated in Augusta, Maine,
24 to the State of Maine for public purposes”, approved
25 March 3, 1905 (33 Stat. 1270), as amended by section

1 771 of the Department of Defense Appropriations Act,
2 1981 (Public Law 96–527; 94 Stat. 3093).

3 (c) INSTRUMENT OF RELEASE.—The Secretary of
4 the Army shall execute and file in the appropriate office
5 a deed of release, amended deed, or other appropriate in-
6 strument effectuating the release of interests authorized
7 by this section.

8 **SEC. 2825. LAND EXCHANGE, NAVAL RESERVE READINESS**
9 **CENTER, PORTLAND, MAINE.**

10 (a) CONVEYANCE AUTHORIZED.—(1) The Secretary
11 of the Navy may convey to the Gulf of Maine Aquarium
12 Development Corporation, Portland, Maine (in this section
13 referred to as the “Corporation”), all right, title, and in-
14 terest of the United States in and to a parcel of real prop-
15 erty, including improvements thereon, consisting of ap-
16 proximately 3.72 acres in Portland, Maine, the site of the
17 Naval Reserve Readiness Center, Portland, Maine.

18 (2) As part of the conveyance under paragraph (1),
19 the Secretary shall also convey to the Corporation any in-
20 terest of the United States in the submerged lands adja-
21 cent to the real property conveyed under that paragraph
22 that is appurtenant to the real property conveyed under
23 that paragraph.

24 (3) The purpose of the conveyance under this sub-
25 section is to facilitate economic development in accordance

1 with the plan of the Corporation for the construction of
2 an aquarium and marine research facility in Portland,
3 Maine.

4 (b) CONSIDERATION.—(1) As consideration for the
5 conveyance authorized by subsection (a), the Corporation
6 shall provide for such facilities as the Secretary deter-
7 mines appropriate for the Naval Reserve to replace the
8 facilities conveyed under that subsection—

9 (A) by—

10 (i) conveying to the United States all right,
11 title, and interest in and to a parcel of real
12 property determined by the Secretary to be an
13 appropriate location for such facilities; and

14 (ii) designing and constructing such facili-
15 ties on the parcel of real property conveyed
16 under clause (i); or

17 (B) by designing and constructing such facili-
18 ties on such parcel of real property under the juris-
19 diction of the Secretary as the Secretary shall speci-
20 fy.

21 (2) The Secretary shall select the form of consider-
22 ation under paragraph (1) for the conveyance under sub-
23 section (a).

24 (c) DESCRIPTION OF PROPERTY.—The exact acreage
25 and legal description of the real property to be conveyed

1 under subsection (a)(1), of any interest to be conveyed
2 under subsection (a)(2), and of the real property, if any,
3 to be conveyed under subsection (b)(1)(A)(i), shall be de-
4 termined by surveys satisfactory to the Secretary. The cost
5 of the surveys shall be borne by the Corporation.

6 (d) **ADDITIONAL TERMS AND CONDITIONS.**—The
7 Secretary may require such additional terms and condi-
8 tions in connection with the conveyance under subsection
9 (a) as the Secretary considers appropriate to protect the
10 interest of the United States.

11 **SEC. 2826. LAND CONVEYANCE, AIR FORCE STATION, LAKE**
12 **CHARLES, LOUISIANA.**

13 (a) **CONVEYANCE AUTHORIZED.**—The Secretary of
14 the Air Force may convey, without consideration, to
15 McNeese State University in Lake Charles, Louisiana (in
16 this section referred to as the “University”), all right,
17 title, and interest of the United States in and to approxi-
18 mately 4.38 acres of real property, including improve-
19 ments thereon, located in Lake Charles, Louisiana, and
20 comprising the Lake Charles Air Force Station.

21 (b) **CONDITIONS OF CONVEYANCE.**—The conveyance
22 under subsection (a) shall be subject to the following con-
23 ditions:

1 (1) That the University accept the property
2 subject to such easements or rights of way as the
3 Secretary considers appropriate.

4 (2) That the University utilize the property as
5 the site of a research facility.

6 (c) REVERSION.—If the Secretary determines at any
7 time that the real property conveyed under subsection (a)
8 is not being used in accordance with subsection (b)(2), all
9 right, title, and interest in and to the real property, includ-
10 ing any improvements thereon, shall revert to the United
11 States, and the United States shall have the right of im-
12 mediate entry thereon.

13 (d) DESCRIPTION OF PROPERTY.—The exact acreage
14 and legal description of the real property to be conveyed
15 under subsection (a) shall be determined by a survey satis-
16 factory to the Secretary. The cost of the survey shall be
17 borne by the University.

18 (e) 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 interest of the United States.

1 **SEC. 2827. EXPANSION OF LAND CONVEYANCE AUTHORITY,**
2 **EGLIN AIR FORCE BASE, FLORIDA.**

3 Section 809(c) of the Military Construction Author-
4 ization Act, 1979 (Public Law 95–356; 92 Stat. 587), as
5 amended by section 2826 of the Military Construction Au-
6 thorization Act, 1989 (division B of Public Law 100–456;
7 102 Stat. 2123), is further amended by striking out “and
8 a third parcel containing forty-two acres” and inserting
9 in lieu thereof “, a third parcel containing forty-two acres,
10 a fourth parcel containing approximately 3.43 acres, and
11 a fifth parcel containing approximately 0.56 acres”.

12 **SEC. 2828. CONVEYANCE OF WATER RIGHTS AND RELATED**
13 **INTERESTS, ROCKY MOUNTAIN ARSENAL,**
14 **COLORADO, FOR PURPOSES OF ACQUISITION**
15 **OF PERPETUAL CONTRACTS FOR WATER.**

16 (a) CONVEYANCE AUTHORIZED.—Subject to sub-
17 section (c), the Secretary of the Army may convey any
18 and all interest of the United States in the water rights
19 and related rights at Rocky Mountain Arsenal, Colorado,
20 described in subsection (b) to the City and County of Den-
21 ver, Colorado, acting through its Board of Water Commis-
22 sioners.

23 (b) COVERED WATER RIGHTS AND RELATED
24 RIGHTS.—The water rights and related rights authorized
25 to be conveyed under subsection (a) are the following:

1 (1) Any and all interest in 300 acre rights to
2 water from Antero Reservoir as set forth in Antero
3 Reservoir Contract No. 382 dated August 22, 1923,
4 for 160 acre rights; Antero Reservoir Contract No.
5 383 dated August 22, 1923, for 50 acre rights;
6 Antero Reservoir Contract No. 384 dated October
7 30, 1923, for 40 acre rights; Antero Reservoir Con-
8 tract No. 387 dated March 3, 1923, for 50 acre
9 rights; and Supplemental Contract No. 382-383-
10 384-387 dated July 24, 1932, defining the amount
11 of water to be delivered under the 300 acre rights
12 in the prior contracts as 220 acre feet.

13 (2) Any and all interest in the 305 acre rights
14 of water from the High Line Canal, diverted at its
15 headgate on the South Platte River and delivered to
16 the Fitzsimons Army Medical Center and currently
17 subject to cost assessments pursuant to Denver
18 Water Department contract #001990.

19 (3) Any and all interest in the 2,603.55 acre
20 rights of water from the High Line Canal, diverted
21 at its headgate on the South Platte River and deliv-
22 ered to the Rocky Mountain Arsenal in Adams
23 County, Colorado, and currently subject to cost as-
24 sessments by the Denver Water Department, includ-
25 ing 680 acre rights transferred from Lowry Field to

1 the Rocky Mountain Arsenal by the October 5,
2 1943, agreement between the City and County of
3 Denver, acting by and through its Board of Water
4 Commissioners, and the United States of America.

5 (4) Any and all interest in 4,058.34 acre rights
6 of water not currently subject to cost assessments by
7 the Denver Water Department.

8 (5) A new easement for the placement of water
9 lines approximately 50 feet wide inside the Southern
10 boundary of Rocky Mountain Arsenal and across the
11 Reserve Center along the northern side of 56th Ave-
12 nue.

13 (6) A permanent easement for utilities where
14 Denver has an existing temporary easement near the
15 southern and western boundaries of Rocky Mountain
16 Arsenal.

17 (c) CONSIDERATION.—(1) The Secretary of the Army
18 may make the conveyance under subsection (a) only if the
19 Board of Water Commissioners, on behalf of the City and
20 County of Denver, Colorado—

21 (A) enters into a permanent contract with the
22 Secretary of the Army for purposes of ensuring the
23 delivery of nonpotable water and potable water to
24 Rocky Mountain Arsenal; and

1 than the consideration provided for under subsection (c),
2 to the Minneapolis-St. Paul Metropolitan Airports Com-
3 mission, Minnesota (in this section referred to as the
4 “Commission”), all right, title, and interest of the United
5 States in and to a parcel of real property, including im-
6 provements thereon, consisting of approximately 32 acres
7 located in Minneapolis, Minnesota, and comprising the
8 Naval Air Reserve Center, Minneapolis, Minnesota. The
9 purpose of the conveyance is to facilitate expansion of the
10 Minneapolis-St. Paul International Airport.

11 (b) ALTERNATIVE LEASE AUTHORITY.—(1) The Sec-
12 retary may, in lieu of the conveyance authorized by sub-
13 section (a), elect to lease the property referred to in that
14 subsection to the Commission if the Secretary determines
15 that a lease of the property would better serve the inter-
16 ests of the United States.

17 (2) Notwithstanding any other provision of law, the
18 term of the lease under this subsection may not exceed
19 99 years.

20 (3) The Secretary may not require any consideration
21 as part of the lease under this subsection other than the
22 consideration provided for under subsection (c).

23 (c) CONSIDERATION.—As consideration for the con-
24 veyance under subsection (a), or the lease under sub-
25 section (b), the Commission shall—

1 (1) provide for such facilities as the Secretary
2 considers appropriate for the Naval Reserve to re-
3 place the facilities conveyed or leased under this
4 section—

5 (A) by—

6 (i) conveying to the United States,
7 without any consideration other than the
8 consideration provided for under sub-
9 section (a), all right, title, and interest in
10 and to a parcel of real property determined
11 by the Secretary to be an appropriate loca-
12 tion for such facilities, if the Secretary
13 elects to make the conveyance authorized
14 by subsection (a); or

15 (ii) leasing to the United States, for a
16 term of 99 years and without any consider-
17 ation other than the consideration provided
18 for under subsection (b), a parcel of real
19 property determined by the Secretary to be
20 an appropriate location for such facilities,
21 if the Secretary elects to make the lease
22 authorized by subsection (b); and

23 (B) assuming the costs of designing and
24 constructing such facilities on the parcel con-
25 veyed or leased under subparagraph (A); and

1 (2) assume any reasonable costs incurred by the
2 Secretary in relocating the operations of the Naval
3 Air Reserve Center to the facilities constructed
4 under paragraph (1)(B).

5 (d) REQUIREMENT RELATING TO CONVEYANCE.—
6 The Secretary may not make the conveyance authorized
7 by subsection (a), or enter into the lease authorized by
8 subsection (b), until the facilities to be constructed under
9 subsection (c) are available for the relocation of the oper-
10 ations of the Naval Air Reserve Center.

11 (e) AGREEMENT RELATING TO CONVEYANCE.—If the
12 Secretary determines to proceed with the conveyance au-
13 thorized by subsection (a), or the lease authorized by sub-
14 section (b), the Secretary and the Commission shall enter
15 into an agreement specifying the terms and conditions
16 under which the conveyance or lease will occur.

17 (f) DESCRIPTION OF PROPERTY.—The exact acreage
18 and legal description of the real property to be conveyed
19 under subsection (a), or leased under subsection (b), and
20 to be conveyed or leased under subsection (c)(1)(A), shall
21 be determined by surveys satisfactory to the Secretary.
22 The cost of the surveys shall be borne by the Commission.

23 (g) ADDITIONAL TERMS AND CONDITIONS.—The
24 Secretary may require such additional terms and condi-
25 tions in connection with the conveyance under subsection

1 (a), or the lease under subsection (b), as the Secretary
2 considers appropriate to protect the interests of the
3 United States.

4 **SEC. 2830. LAND CONVEYANCE, ARMY RESERVE CENTER,**
5 **PEORIA, ILLINOIS.**

6 (a) CONVEYANCE AUTHORIZED.—The Secretary of
7 the Army may convey, without consideration, to the Peoria
8 School District #150 of Peoria, Illinois (in this section
9 referred to as the “School District”), all right, title, and
10 interest of the United States in and to a parcel of real
11 property (including improvements thereon) comprising the
12 location of the Army Reserve Center located at 1429
13 Northmoor Road in Peoria, Illinois, for the purposes of
14 staff, student and community education and training, ad-
15 ditional maintenance and transportation facilities, and for
16 other purposes.

17 (b) DESCRIPTION OF PROPERTY.—The exact acreage
18 and legal description of the real property to be conveyed
19 under subsection (a) shall be determined by a survey satis-
20 factory to the Secretary. The cost of the survey shall be
21 borne by the School District.

22 (c) REVERSION.—If the Secretary determines at any
23 time that the real property conveyed under subsection (a)
24 is not being used in accordance with subsection (a), all
25 right, title, and interest in and to the real property, includ-

1 ing any improvements thereon, shall revert to the United
2 States, and the United States shall have the right of im-
3 mediate entry thereon.

4 (d) **ADDITIONAL TERMS AND CONDITIONS.**—The
5 Secretary may require such additional terms and condi-
6 tions in connection with the conveyance under subsection
7 (a) as the Secretary considers appropriate to protect the
8 interests of the United States.

9 **SEC. 2830A. LAND CONVEYANCE, SKANEATELES, NEW YORK.**

10 (a) **CONVEYANCE AUTHORIZED.**—The Secretary of
11 the Army may convey, without consideration, to the Town
12 of Skaneateles, New York (in this section referred to as
13 the “Town”), all right, title, and interest of the United
14 States in and to a parcel of real property, together with
15 any improvements thereon, consisting of approximately
16 147.10 acres in Skaneateles, New York, and commonly
17 known as the “Federal Farm”. The purpose of the convey-
18 ance is to permit the Town to develop the parcel for public
19 benefit, including for recreational purposes.

20 (b) **REVERSION.**—If the Secretary determines at any
21 time that the real property conveyed under subsection (a)
22 is not being used by the Town in accordance with that
23 subsection, all right, title, and interest in and to the real
24 property, including any improvements thereon, shall revert

1 to the United States, and the United States shall have
2 the right of immediate entry thereon.

3 (c) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the real property to be conveyed
5 under subsection (a) shall be determined by a survey satis-
6 factory to the Secretary. The cost of the survey shall be
7 borne by the Town.

8 (d) ADDITIONAL TERMS AND CONDITIONS.—The
9 Secretary may require such additional terms and condi-
10 tions in connection with the conveyance under subsection
11 (a) as the Secretary considers appropriate to protect the
12 interest of the United States.

13 **SEC. 2830B. REAUTHORIZATION OF LAND CONVEYANCE,**
14 **ARMY RESERVE CENTER, YOUNGSTOWN,**
15 **OHIO.**

16 (a) CONVEYANCE AUTHORIZED.—The Secretary of
17 the Army may convey, without consideration, to the City
18 of Youngstown, Ohio (in this section referred to as the
19 “City”), all right, title, and interest of the United States
20 in and to a parcel of excess real property, including im-
21 provements thereon, that is located at 399 Miller Street
22 in Youngstown, Ohio, and contains the Kefurt Army Re-
23 serve Center.

24 (b) CONDITION OF CONVEYANCE.—The conveyance
25 authorized under subsection (a) shall be subject to the

1 condition that the City retain the conveyed property for
2 purposes of activities relating to public schools in Youngs-
3 town, Ohio.

4 (c) DESCRIPTION OF PROPERTY.—The exact acreage
5 and legal description of the real property to be conveyed
6 under subsection (a) shall be determined by a survey satis-
7 factory to the Secretary. The cost of the survey shall be
8 borne by the City.

9 (d) ADDITIONAL TERMS AND CONDITIONS.—The
10 Secretary may require such additional terms and condi-
11 tions in connection with the conveyance under subsection
12 (a) as the Secretary considers appropriate to protect the
13 interests of the United States.

14 (e) REPEAL OF SUPERSEDED AUTHORITY.—Section
15 2861 of the Military Construction Authorization Act for
16 Fiscal Year 1996 (division B of Public Law 104–106; 110
17 Stat. 573) is repealed.

18 **SEC. 2830C. CONVEYANCE OF UTILITY SYSTEMS, LONE**
19 **STAR ARMY AMMUNITION PLANT, TEXAS.**

20 (a) CONVEYANCE AUTHORIZED.—The Secretary of
21 the Army may convey at fair market value all right, title,
22 and interest of the United States in and to any utility sys-
23 tem, or part thereof, including any real property associ-
24 ated with such system, at the Lone Star Army Ammuni-
25 tion Plant, Texas, to the redevelopment authority for the

1 Red River Army Depot, Texas, in conjunction with the
 2 disposal of property at the Depot under the Defense Base
 3 Closure and Realignment Act of 1990 (part A of title
 4 XXIX of Public Law 101–510; 10 U.S.C. 2687 note).

5 (b) CONSTRUCTION.—Nothing in subsection (a) may
 6 be construed to prohibit or otherwise limit the Secretary
 7 from conveying any utility system referred to in that sub-
 8 section under any other provision of law, including section
 9 2688 of title 10, United States Code.

10 (c) UTILITY SYSTEM DEFINED.—In this section, the
 11 term “utility system” has the meaning given that term
 12 in section 2688(g) of title 10, United States Code.

13 **SEC. 2830D. MODIFICATION OF LAND CONVEYANCE AU-**
 14 **THORITY, FINLEY AIR FORCE STATION, FIN-**
 15 **LEY, NORTH DAKOTA.**

16 Section 2835 of the Military Construction Authoriza-
 17 tion Act for Fiscal Year 1995 (division B of Public Law
 18 103–337; 108 Stat. 3063) is amended—

19 (1) by striking out subsections (a), (b), and (c)
 20 and inserting in lieu thereof the following new sub-
 21 sections (a), (b), and (c):

22 “(a) CONVEYANCE AUTHORIZED.—(1) The Secretary
 23 of the Air Force may convey, without consideration, to the
 24 City of Finley, North Dakota (in this section referred to
 25 as the ‘City’), all right, title, and interest of the United

1 States in and to the parcels of real property, including
2 any improvements thereon, in the vicinity of Finley, North
3 Dakota, described in paragraph (2).

4 “(2) The real property referred to in paragraph (1)
5 is the following:

6 “(A) A parcel of approximately 14 acres that
7 served as the support complex of the Finley Air
8 Force Station and Radar Site.

9 “(B) A parcel of approximately 57 acres known
10 as the Finley Air Force Station Complex.

11 “(C) A parcel of approximately 6 acres that in-
12 cludes a well site and wastewater treatment system.

13 “(3) The purpose of the conveyance authorized by
14 paragraph (1) is to encourage and facilitate the economic
15 redevelopment of Finley, North Dakota, following the clo-
16 sure of the Finley Air Force Station and Radar Site.

17 “(b) REVERSION.—If the Secretary determines at
18 any time that the real property conveyed under subsection
19 (a) is not being used for purposes of the economic develop-
20 ment of Finley, North Dakota, all right, title, and interest
21 in and to the property, including any improvements there-
22 on, shall revert to the United States, and the United
23 States shall have the right of immediate entry thereon.

1 “(c) ABATEMENT.—The Secretary of the Air Force
2 may, prior to conveyance, abate any hazardous substances
3 in the improvements to be conveyed.”.

4 **Subtitle D—Other Matters**

5 **SEC. 2831. PURCHASE OF BUILD-TO-LEASE FAMILY HOUS-** 6 **ING AT EIELSON AIR FORCE BASE, ALASKA.**

7 (a) AUTHORITY TO PURCHASE.—The Secretary of
8 the Air Force may purchase the entire interest of the de-
9 veloper in the military family housing project at Eielson
10 Air Force Base, Alaska, described in subsection (b) if the
11 Secretary determines that the purchase is in the best eco-
12 nomic interests of the Air Force.

13 (b) DESCRIPTION OF PROJECT.—The military family
14 housing project referred to in this section is the 366-unit
15 military family housing project at Eielson Air Force Base
16 that was constructed by the developer and is being leased
17 by the Secretary under the authority of former subsection
18 (g) of section 2828 of title 10, United States Code (now
19 section 2835 of such title), as added by section 801 of
20 the Military Construction Authorization Act, 1984 (Public
21 Law 98–115; 97 Stat. 782).

22 (c) PURCHASE PRICE.—The purchase price to be
23 paid by the Secretary under this section for the interest
24 of the developer in the military family housing project may
25 not exceed an amount equal to the amount of the out-

1 standing indebtedness of the developer to the lender for
2 the project that would have remained at the time of the
3 purchase under this section if the developer had paid down
4 its indebtedness to the lender for the project in accordance
5 with the original debt instruments for the project.

6 (d) TIME FOR PURCHASE.—(1) Subject to paragraph
7 (2), the Secretary may elect to make the purchase author-
8 ized by subsection (a) at any time during or after the term
9 of the lease for the military family housing project.

10 (2) The Secretary may not make the purchase until
11 30 days after the date on which the Secretary notifies the
12 congressional defense committees of the Secretary's elec-
13 tion to make the purchase under paragraph (1).

14 **SEC. 2832. BEACH REPLENISHMENT, SAN DIEGO, CALIFOR-**
15 **NIA.**

16 (a) PROJECT AUTHORIZED.—The Secretary of the
17 Navy may, using funds available under subsection (b),
18 carry out beach replenishment in and around San Diego,
19 California. The Secretary may use sand obtained from any
20 location for the replenishment.

21 (b) FUNDING.—Subject to subsection (c), the Sec-
22 retary shall carry out the beach replenishment authorized
23 by subsection (a) using the following:

24 (1) Amounts appropriated pursuant to the au-
25 thorization of appropriations in section 2204(a)(1)

1 of the Military Construction Authorization Act for
2 Fiscal Year 1997 (division B of Public Law 104–
3 201; 110 Stat. 2769) for the project authorized by
4 section 2201(a) of that Act (110 Stat. 2766) at
5 Naval Air Station North Island, California, that re-
6 main available for obligation and expenditure on the
7 date of enactment of this Act.

8 (2) Amounts contributed to the cost of such
9 project by the State of California and by local gov-
10 ernments under the agreement under section 2205
11 of that Act (110 Stat. 2770).

12 (c) LIMITATION ON UNITED STATES SHARE OF
13 COST.—The amount utilized by the Secretary under sub-
14 section (b)(1) for the beach replenishment authorized by
15 subsection (a) may not exceed \$9,630,000.

16 (d) TREATMENT OF CONTRIBUTIONS.—(1)(A) The
17 Secretary shall credit any contributions that the Secretary
18 receives from the State of California and local govern-
19 ments under the agreement referred to in subsection
20 (b)(2) to the account to which amounts were appropriated
21 pursuant to the authorization of appropriations referred
22 to in subsection (b)(1) for the project referred to in such
23 subsection (b)(1).

24 (B) Amounts credited under subparagraph (A) shall
25 be merged with funds in the account to which credited.

1 (2) The amount of contributions credited under para-
2 graph (1) may be applied only to costs of beach replenish-
3 ment under this section that are incurred after the date
4 of enactment of this Act.

5 (e) NOTICE AND WAIT.—The Secretary may not obli-
6 gate funds to carry out the beach replenishment author-
7 ized by subsection (a) until 30 days after the date on
8 which the Secretary submits to the congressional defense
9 committees a report setting forth the following:

10 (1) An explanation why the sand originally pro-
11 posed to be utilized for the purpose of beach replen-
12 ishment under the project relating to Naval Air Sta-
13 tion North Island authorized in section 2201(a)(1)
14 of the Military Construction Authorization Act for
15 Fiscal Year 1997 could not be utilized for that pur-
16 pose.

17 (2) A comprehensive explanation why the beach
18 replenishment plan at Naval Air Station North Is-
19 land covered by such project was abandoned.

20 (3) A description of any administrative action
21 taken against any agency or individual as a result of
22 the abandonment of the plan.

23 (4) A statement of the total amount of funds
24 available under subsection (b) for the beach replen-
25 ishment authorized by subsection (a).

1 (5) A statement of the amount of the contribu-
2 tions of the State of California and local govern-
3 ments under the agreement referred to in subsection
4 (b)(2).

5 (6) An estimate of the total cost of the beach
6 replenishment authorized by subsection (a).

7 (7) The total amount of financial aid the State
8 of California has received from the Federal Govern-
9 ment for the purpose of beach restoration and re-
10 plenishment during the 10-year period ending on the
11 date of enactment of this Act.

12 (8) The amount of financial aid the State of
13 California has requested from the Federal Govern-
14 ment for the purpose of beach restoration or replen-
15 ishment as a result of the 1997–1998 El Niño event.

16 (9) A current analysis that compares the costs
17 and benefits of homeporting the U.S.S. John C.
18 Stennis (CVN–74) at Naval Station North Island
19 with the costs and benefits of homeporting that ves-
20 sel at Naval Station Pearl Harbor, Hawaii, and the
21 costs and benefits of homeporting that vessel at
22 Naval Station Bremerton, Washington.

23 (f) REPEAL OF SUPERSEDED AUTHORITY.—Section
24 2205 of the Military Construction Authorization Act for
25 Fiscal Year 1997 is repealed.

1 **SEC. 2833. MODIFICATION OF AUTHORITY RELATING TO**
2 **DEPARTMENT OF DEFENSE LABORATORY RE-**
3 **VITALIZATION DEMONSTRATION PROGRAM.**

4 (a) PROGRAM REQUIREMENTS.—Subsection (c) of
5 section 2892 of the National Defense Authorization for
6 Fiscal Year 1996 (Public Law 104–106; 110 Stat. 590;
7 10 U.S.C. 2805 note) is amended to read as follows:

8 “(c) PROGRAM REQUIREMENTS.—(1) Not later than
9 30 days before commencing the program, the Secretary
10 shall establish procedures for the review and approval of
11 requests from Department of Defense laboratories for con-
12 struction under the program.

13 “(2) The laboratories at which construction may be
14 carried out under the program may not include Depart-
15 ment of Defense laboratories that are contractor-owned.”.

16 (b) REPORT.—Subsection (d) of that section is
17 amended to read as follows:

18 “(d) REPORT.—Not later than February 1, 2003, the
19 Secretary shall submit to Congress a report on the pro-
20 gram. The report shall include the Secretary’s conclusions
21 and recommendation regarding the desirability of making
22 the authority set forth under subsection (b) permanent.”.

23 (c) EXTENSION.—Subsection (g) of that section is
24 amended by striking out “September 30, 1998” and in-
25 serting in lieu thereof “September 30, 2003”.

1 **SEC. 2834. REPORT AND REQUIREMENT RELATING TO “1**
2 **PLUS 1 BARRACKS INITIATIVE”.**

3 (a) REPORT.—Not later than 180 days after the date
4 of enactment of this Act, the Secretary of Defense shall,
5 in consultation with the Secretaries of the military depart-
6 ments, submit to Congress a report on the costs and bene-
7 fits of implementing the initiative to build single occu-
8 pancy barracks rooms with a shared bath, the so-called
9 “1 plus 1 barracks initiative”.

10 (b) ELEMENTS.—The report under subsection (a)
11 shall include the following:

12 (1) A justification for the initiative referred to
13 in subsection (a), including a description of the man-
14 ner in which the initiative is designed to assure the
15 retention of first-term enlisted members of the
16 Armed Forces in adequate numbers.

17 (2) A description of the experiences of the mili-
18 tary departments with the retention of first-term en-
19 listed members of the Armed Forces, including—

20 (A) a comparison of such experiences be-
21 fore implementation of the initiative with such
22 experiences after implementation of the initia-
23 tive; and

24 (B) an analysis of the basis for any change
25 in retention rates of such members that has
26 arisen since implementation of the initiative.

1 (3) Any information indicating that the lack of
2 single occupancy barracks rooms with a shared bath
3 has been or is the basis of the decision of first-term
4 members of the Armed Forces not to reenlist in the
5 Armed Forces.

6 (4) Any information indicating that the lack of
7 such barracks rooms has hampered recruitment for
8 the Armed Forces or that the construction of such
9 barracks rooms would substantially improve recruit-
10 ment.

11 (5) The cost for each Armed Force of imple-
12 menting the initiative, including the amount of funds
13 obligated or expended on the initiative before the
14 date of enactment of this Act and the amount of
15 funds required to be expended after that date to
16 complete the initiative.

17 (6) The views of each of the Chiefs of Staff of
18 the Armed Forces regarding the initiative and re-
19 garding any alternatives to the initiative having the
20 potential of assuring the retention of first-term en-
21 listed members of the Armed Forces in adequate
22 numbers.

23 (7) A cost-benefit analysis of the initiative.

24 (c) LIMITATION ON FY 2000 FUNDING REQUEST.—

25 The Secretary of Defense may not submit to Congress any

1 request for funding for the so-called “1 plus 1 barracks
2 initiative” in fiscal year 2000 unless the Secretary certifies
3 to Congress that further implementation of the initiative
4 is necessary in order to assure the retention of first-term
5 enlisted members of the Armed Forces in adequate num-
6 bers.

7 **SEC. 2835. DEVELOPMENT OF FORD ISLAND, HAWAII.**

8 Not later than December 1, 1998, the Secretary of
9 Defense shall submit to the President and the congres-
10 sional defense committees a report regarding the potential
11 for development of Ford Island within the Pearl Harbor
12 Naval Complex, Oahu, Hawaii through an integrated
13 resourcing plan incorporating both appropriated funds
14 and one or more public-private ventures. This report shall
15 consider innovative resource development measures, in-
16 cluding but not limited to, an enhanced-use leasing pro-
17 gram similar to that of the Department of Veterans Af-
18 fairs as well as the sale or other disposal of land in Hawaii
19 under the control of the Navy as part of an overall pro-
20 gram for Ford Island development. The report shall in-
21 clude proposed legislation for carrying out the measures
22 recommended therein.

1 **SEC. 2836. REPORT ON LEASING AND OTHER ALTERNATIVE**
2 **USES OF NON-EXCESS MILITARY PROPERTY.**

3 (a) FINDINGS.—Congress makes the following find-
4 ings:

5 (1) The Secretary of Defense, with the support
6 of the chiefs of staff of the Armed Forces, is calling
7 for the closure of additional military installations in
8 the United States as a means of eliminating excess
9 capacity in such installations.

10 (2) Excess capacity in Department of Defense
11 installations is a valuable asset, and the utilization
12 of such capacity presents a potential economic bene-
13 fit for the Department and the Nation.

14 (3) The experiences of the Department have
15 demonstrated that the military departments and pri-
16 vate businesses can carry out activities at the same
17 military installation simultaneously.

18 (4) Section 2667 of title 10, United States
19 Code, authorizes the Secretaries of the military de-
20 partments to lease, upon terms that promote the na-
21 tional defense or are in the public interest, real
22 property that is—

23 (A) under the control of such departments;

24 (B) not for the time needed for public use;

25 and

1 (C) not excess to the requirements of the
2 United States.

3 (b) REPORT.—Not later than February 1, 1999, the
4 Secretary shall submit to the Committee on Armed Serv-
5 ices of the Senate and the Committee on National Security
6 of the House of Representatives a report setting forth the
7 following:

8 (1) The number and purpose of the leases en-
9 tered into under section 2667 of title 10, United
10 States Code, during the five-year period ending on
11 the date of enactment of this Act.

12 (2) The types and amounts of payments re-
13 ceived under the leases specified in paragraph (1).

14 (3) The costs, if any, foregone as a result of the
15 leases specified in paragraph (1).

16 (4) A discussion of the positive and negative as-
17 pects of leasing real property and surplus capacity
18 at military installations to the private sector, includ-
19 ing the potential impact on force protection.

20 (5) A description of the current efforts of the
21 Department of Defense to identify for the private
22 sector any surplus capacity at military installations
23 that could be leased or otherwise used by the private
24 sector.

1 (6) A proposal for any legislation that the Sec-
2 retary considers appropriate to enhance the ability
3 of the Department to utilize surplus capacity in mili-
4 tary installations in order to improve military readi-
5 ness, achieve cost savings with respect to such in-
6 stallations, or decrease the cost of operating such in-
7 stallations.

8 (7) An estimate of the amount of income that
9 could accrue to the Department as a result of the
10 enhanced authority proposed under paragraph (6)
11 during the five-year period beginning on the effective
12 date of such enhanced authority.

13 (8) A discussion of the extent to which any
14 such income should be reserved for the use of the in-
15 stallations exercising such authority and of the ex-
16 tent to which installations are likely to enter into
17 such leases if they cannot retain such income.

18 **SEC. 2837. EMERGENCY REPAIRS AND STABILIZATION**
19 **MEASURES, FOREST GLEN ANNEX OF WAL-**
20 **TER REED ARMY MEDICAL CENTER, MARY-**
21 **LAND.**

22 Of the amounts authorized to be appropriated by this
23 Act, \$2,000,000 may be available for the completion of
24 roofing and other emergency repairs and stabilization
25 measures at the historic district of the Forest Glen Annex

1 of Walter Reed Army Medical Center, Maryland, in ac-
2 cordance with the plan submitted under section 2865 of
3 the National Defense Authorization Act for Fiscal Year
4 1997 (division B of Public Law 104–201; 110 Stat. 2806).

5 **Subtitle E—Base Closures**

6 **SEC. 2851. MODIFICATION OF LIMITATIONS ON GENERAL** 7 **AUTHORITY RELATING TO BASE CLOSURES** 8 **AND REALIGNMENTS.**

9 (a) ACTIONS COVERED BY NOTICE AND WAIT PRO-
10 CEDURES.—Subsection (a) of section 2687 of title 10,
11 United States Code, is amended by striking out para-
12 graphs (1) and (2) and inserting in lieu thereof the follow-
13 ing new paragraphs (1) and (2)—

14 “(1) the closure of any military installation at
15 which at least 225 civilian personnel are authorized
16 to be employed;

17 “(2) any realignment with respect to a military
18 installation referred to in paragraph (1) if such re-
19 alignment will result in an aggregate reduction in
20 the number of civilian personnel authorized to be
21 employed at such military installation during the fis-
22 cal year in which notice of such realignment is sub-
23 mitted to Congress under subsection (b) equal to or
24 greater than—

25 “(A) 750 such civilian personnel; or

1 “(B) the number equal to 40 percent of
 2 the total number of civilian personnel author-
 3 ized to be employed at such military installation
 4 at the beginning of such fiscal year; or”.

5 (b) DEFINITIONS.—Subsection (e) of that section is
 6 amended—

7 (1) in paragraph (3), by inserting “(including a
 8 consolidation)” after “any action”; and

9 (2) by adding at the end the following:

10 “(5) The term ‘closure’ includes any action to
 11 inactivate or abandon a military installation or to
 12 transfer a military installation to caretaker status.”.

13 **SEC. 2852. PROHIBITION ON CLOSURE OF A BASE WITHIN**
 14 **FOUR YEARS AFTER A REALIGNMENT OF THE**
 15 **BASE.**

16 (a) PROHIBITION.—(1) Chapter 159 of title 10,
 17 United States Code, is amended by inserting after section
 18 2687 the following:

19 **“§ 2688. Base closures and realignments: closure pro-**
 20 **hibited within four years after realign-**
 21 **ment in certain cases**

22 “(a) PROHIBITION.—Notwithstanding any other pro-
 23 vision of law, no action may be taken, and no funds appro-
 24 priated or otherwise available to the Department of De-
 25 fense may be obligated or expended, to effect or implement

1 the closure of a military installation within 4 years after
2 the completion of a realignment of the installation that,
3 alone or with other causes, reduced the number of civilian
4 personnel employed at that installation below 225.

5 “(b) DEFINITIONS.—In this section, the terms ‘mili-
6 tary installation’, ‘civilian personnel’, and ‘realignment’
7 have the meanings given such terms in section 2687(e)
8 of this title.”.

9 (2) The table of sections at the beginning of
10 such chapter is amended by inserting after the item
11 related to section 2687 the following:

“2688. Base closures and realignments: closure prohibited within four years
after realignment in certain cases.”.

12 (b) CONFORMING AMENDMENT.—Section 2687(a) of
13 such title is amended by inserting “(other than section
14 2688 of this title)” after “Notwithstanding any other pro-
15 vision of law”.

16 **SEC. 2853. SENSE OF THE SENATE ON FURTHER ROUNDS**
17 **OF BASE CLOSURES.**

18 (a) FINDINGS.—The Senate finds that:

19 (1) While the Department of Defense has pro-
20 posed further rounds of base closures, there is no
21 need to authorize in 1998 a new base closure com-
22 mission that would not begin its work until three
23 years from now, in 2001.

1 (2) While the Department of Defense has sub-
2 mitted a report to the Congress in response to sec-
3 tion 2824 of the National Defense Authorization Act
4 for Fiscal Year 1998, that report—

5 (A) based its estimates of the costs and
6 savings of previous base closure rounds on data
7 that the General Accounting Office has de-
8 scribed as “inconsistent”, “unreliable” and “in-
9 complete”;

10 (B) failed to demonstrate that the Defense
11 Department is working effectively to improve its
12 ability to track base closure costs and savings
13 resulting from the 1993 and 1995 base closure
14 rounds, which are ongoing;

15 (C) modeled the savings to be achieved as
16 a result of further base closure rounds on the
17 1993 and 1995 rounds, which are as yet incom-
18 plete and on which the Department’s informa-
19 tion is faulty; and

20 (D) projected that base closure rounds in
21 2001 and 2005 would not produce substantial
22 savings until 2008, a decade after the Federal
23 Government will have achieved unified budget
24 balance, and 5 years beyond the planning pe-

1 riod for the current congressional budget and
2 Future Years Defense Plan.

3 (3) Section 2824 required that the Congres-
4 sional Budget Office and the General Accounting
5 Office review the Defense Department’s report,
6 and—

7 (A) the General Accounting Office stated
8 on May 1 that “we are now conducting our
9 analysis to be able to report any limitations
10 that may exist in the required level of detail.
11 . . . [W]e are awaiting some supporting docu-
12 mentation from the military services to help us
13 finish assessing the report’s information.”;

14 (B) the Congressional Budget Office stated
15 on May 1 that its review is ongoing, and that
16 “it is important that CBO take the time nec-
17 essary to provide a thoughtful and accurate
18 evaluation of DOD’s report, rather than issue a
19 preliminary and potentially inaccurate assess-
20 ment.”.

21 (4) The Congressional Budget Office rec-
22 ommended that “The Congress could consider au-
23 thorizing an additional round of base closures if the
24 Department of Defense believes that there is a sur-
25 plus of military capacity after all rounds of BRAC

1 have been carried out. That consideration, however,
 2 should follow an interval during which DOD and
 3 independent analysts examine the actual impact of
 4 the measures that have been taken thus far.”.

5 (b) SENSE OF THE CONGRESS.—It is the sense of
 6 the Congress that—

7 (1) Congress should not authorize further
 8 rounds of base closures and realignments until all
 9 actions authorized by the Defense Base Closure and
 10 Realignment Act of 1990 are completed; and

11 (2) the Department of Defense should submit
 12 forthwith to the Congress the report required by sec-
 13 tion 2815 of Public Law 103–337, analyzing the ef-
 14 fects of base closures and realignments on the ability
 15 of the Armed Forces to remobilize, describing the
 16 military construction projects needed to facilitate
 17 such remobilization, and discussing the assets, such
 18 as air space, that would be difficult to reacquire in
 19 the event of such remobilization.

20 **TITLE XXIX—JUNIPER BUTTE**
 21 **RANGE WITHDRAWAL**

22 **SEC. 2901. SHORT TITLE.**

23 This title may be cited as the “Juniper Butte Range
 24 Withdrawal Act”.

1 **SEC. 2902. WITHDRAWAL AND RESERVATION.**

2 (a) WITHDRAWAL.—Subject to valid existing rights
3 and except as otherwise provided in this title, the lands
4 at the Juniper Butte Range, Idaho, referred to in sub-
5 section (c), are withdrawn from all forms of appropriation
6 under the public land laws, including the mining laws and
7 the mineral and geothermal leasing laws, but not the Ma-
8 terials Act of 1947 (30 U.S.C. 601–604).

9 (b) RESERVED USES.—The lands withdrawn under
10 subsection (a) are reserved for use by the Secretary of the
11 Air Force for—

12 (1) a high hazard training area;

13 (2) dropping non-explosive training ordnance
14 with spotting charges;

15 (3) electronic warfare and tactical maneuvering
16 and air support; and

17 (4) other defense-related purposes consistent
18 with the purposes specified in paragraphs (1), (2),
19 and (3), including continued natural resource man-
20 agement and environmental remediation in accord-
21 ance with section 2916.

22 (c) SITE DEVELOPMENT PLANS.—Site development
23 plans shall be prepared prior to construction; site develop-
24 ment plans shall be incorporated in the Integrated Natural
25 Resource Management Plan identified in section 2909;
26 and, except for any minimal improvements, development

1 on the withdrawn lands of any facilities beyond those pro-
2 posed and analyzed in the Air Force’s Enhanced Training
3 in Idaho Environmental Impact Statement, the Enhanced
4 Training in Idaho Record of Decision dated March 10,
5 1998, and the site development plans shall be contingent
6 upon review and approval of the Idaho State Director, Bu-
7 reau of Land Management.

8 (d) GENERAL DESCRIPTION.—The public lands with-
9 drawn and reserved by this section comprise approxi-
10 mately 11,300 acres of public land in Owhyee County,
11 Idaho, as generally depicted on the map entitled “Juniper
12 Butte Range Withdrawal—Proposed”, dated June 1998,
13 that will be filed in accordance with section 2903. The
14 withdrawal is for an approximately 10,600-acre tactical
15 training range, a 640-acre no-drop target site, four 5-acre
16 no-drop target sites and nine 1-acre electronic threat emit-
17 ter sites.

18 **SEC. 2903. MAP AND LEGAL DESCRIPTION.**

19 (a) IN GENERAL.—As soon as practicable after the
20 effective date of this Act, the Secretary of the Interior
21 shall—

22 (1) publish in the Federal Register a notice
23 containing the legal description of the lands with-
24 drawn and reserved by this title; and

1 (2) file a map or maps and the legal description
2 of the lands withdrawn and reserved by this title
3 with the Committee on Energy and Natural Re-
4 sources of the Senate and with the Committee on
5 Resources of the House of Representatives.

6 (b) INCORPORATION BY REFERENCE.—Such maps
7 and legal description shall have the same force and effect
8 as if included in this title.

9 (c) CORRECTION OF ERRORS.—The Secretary of the
10 Interior may correct clerical and typographical errors in
11 such map or maps and legal description.

12 (d) AVAILABILITY.—Copies of such map or maps and
13 the legal description shall be available for public inspection
14 in the office of the Idaho State Director of the Bureau
15 of Land Management; the offices of the managers of the
16 Lower Snake River District, Bureau Field Office and
17 Jarbidge Field Office of the Bureau of Land Management;
18 and the Office of the Commander, Mountain Home Air
19 Force Base, Idaho. To the extent practicable, the Sec-
20 retary of the Interior shall adopt the legal description and
21 maps prepared by the Secretary of the Air Force in sup-
22 port of this title.

23 (e) The Secretary of the Air Force shall reimburse
24 the Secretary of the Interior for the costs incurred by the
25 Department of the Interior in implementing this section.

1 SEC. 2904. AGENCY AGREEMENT

2 The Bureau of Land Management and the Air Force
3 have agreed upon additional mitigation measures associ-
4 ated with this land withdrawal as specified in the “EN-
5 HANCED TRAINING IN IDAHO Memorandum of Un-
6 derstanding Between The Bureau of Land Management
7 and The United States Air Force” that is dated June 11,
8 1998. This agreement specifies that these mitigation
9 measures will be adopted as part of the Air Force’s Record
10 of Decision for Enhanced Training in Idaho. Congress en-
11 dorses this collaborative effort between the agencies and
12 directs that the agreement be implemented: *Provided, how-*
13 *ever,* That the parties may, in accordance with the Na-
14 tional Environmental Policy Act of 1969, as amended, mu-
15 tually agree to modify the mitigation measures specified
16 in the agreement in light of experience gained through the
17 actions called for in the agreement or as a result of
18 changed military circumstances: *Provided further,* That
19 neither the agreement, any modification thereof, nor this
20 section creates any right, benefit, or trust responsibility,
21 substantive or procedural, enforceable at law or equity by
22 a party against the United States, its agencies, its officers,
23 or any person.

24 SEC. 2905. RIGHT-OF-WAY GRANTS.

25 In addition to the withdrawal under section 2902 and
26 in accordance with all applicable laws, the Secretary of

1 the Interior shall process and grant the Secretary of the
2 Air Force rights-of-way using the Department of the Inte-
3 rior regulations and policies in effect at the time of filing
4 applications for the one-quarter acre electronic warfare
5 threat emitter sites, roads, powerlines, and other ancillary
6 facilities as described and analyzed in the Enhanced
7 Training in Idaho Final Environmental Impact State-
8 ment, dated January 1998.

9 **SEC. 2906. INDIAN SACRED SITES.**

10 (a) MANAGEMENT.—In the management of the Fed-
11 eral lands withdrawn and reserved by this title, the Air
12 Force shall, to the extent practicable and not clearly in-
13 consistent with essential agency functions, (1) accommo-
14 date access to and ceremonial use of Indian sacred sites
15 by Indian religious practitioners and (2) avoid adversely
16 affecting the integrity of such sacred sites. The Air Force
17 shall maintain the confidentiality of such sites where ap-
18 propriate. The term “sacred site” shall mean any specific,
19 discrete, narrowly delineated location on Federal land that
20 is identified by an Indian tribe, or Indian individual deter-
21 mined to be an appropriately authoritative representative
22 of an Indian religion, as sacred by virtue of its established
23 religious significance to, or ceremonial use by, an Indian
24 religion: *Provided*, That the tribe or appropriately authori-
25 tative representative of an Indian religion has informed

1 the Air Force of the existence of such a site. The term
2 “Indian tribe” means an Indian or Alaska Native tribe,
3 band, nation, pueblo, village, or community that the Sec-
4 retary of the Interior acknowledges to exist as an Indian
5 tribe pursuant to Public Law 103–454 (108 Stat. 4791),
6 and “Indian” refers to a member of such an Indian tribe.

7 (b) CONSULTATION.—Air Force officials at Mountain
8 Home Air Force Base shall regularly consult with the
9 Tribal Chairman of the Shoshone-Paiute Tribes of the
10 Duck Valley Reservation to assure that tribal government
11 rights and concerns are fully considered during the devel-
12 opment of the Juniper Butte Range.

13 **SEC. 2907. ACTIONS CONCERNING RANCHING OPERATIONS**
14 **IN WITHDRAWN AREA.**

15 The Secretary of the Air Force is authorized and di-
16 rected to, upon such terms and conditions as the Secretary
17 of the Air Force considers just and in the national inter-
18 est, conclude and implement agreements with the grazing
19 permittees to provide appropriate consideration, including
20 future grazing arrangements. Upon the conclusion of
21 these agreements, the Assistant Secretary, Land and Min-
22 erals Management, shall grant rights-of-way and approv-
23 als and take such actions as are necessary to implement
24 promptly this title and the agreements with the grazing
25 permittees. The Secretary of the Air Force and the Sec-

1 retary of the Interior shall allow the grazing permittees
2 for lands withdrawn and reserved by this title to continue
3 their activities on the lands in accordance with the permits
4 and their applicable regulations until the Secretary of the
5 Air Force has fully implemented the agreement with the
6 grazing permittees under this section. Upon the implemen-
7 tation of these agreements, the Bureau of Land Manage-
8 ment is authorized and directed, subject to the limitations
9 included in this section, to terminate grazing on the lands
10 withdrawn.

11 **SEC. 2908. MANAGEMENT OF WITHDRAWN AND RESERVED**
12 **LANDS.**

13 (a) IN GENERAL.—Except as provided in section
14 2916(d), during the withdrawal and reservation of any
15 lands under this title, the Secretary of the Air Force shall
16 manage such lands for purposes relating to the uses set
17 forth in section 2902(b).

18 (b) MANAGEMENT ACCORDING TO PLAN.—The lands
19 withdrawn and reserved by this title shall be managed in
20 accordance with the provisions of this title under the inte-
21 grated natural resources management plan prepared
22 under section 2909.

23 (c) AUTHORITY TO CLOSE LAND.—If the Secretary
24 of the Air Force determines that military operations, pub-
25 lic safety, or the interests of national security require the

1 closure to public use of any road, trail or other portion
2 of the lands withdrawn by this title that are commonly
3 in public use, the Secretary of the Air Force may take
4 such action: *Provided*, That such closures shall be limited
5 to the minimum areas and periods required for the pur-
6 poses specified in this subsection. During closures, the
7 Secretary of the Air Force shall keep appropriate warning
8 notices posted and take appropriate steps to notify the
9 public about the closure.

10 (d) LEASE AUTHORITY.—The Secretary of the Air
11 Force may enter into leases for State lands with the State
12 of Idaho in support of the Juniper Butte Range and oper-
13 ations at the Juniper Butte Range.

14 (e) PREVENTION AND SUPPRESSION OF FIRE.—

15 (1) The Secretary of the Air Force shall take
16 appropriate precautions to prevent and suppress
17 brush fires and range fires that occur within the
18 boundaries of the Juniper Butte Range, as well as
19 brush and range fires occurring outside the bound-
20 aries of the Range resulting from military activities.

21 (2) Notwithstanding section 2465 of title 10,
22 United States Code, the Secretary of the Air Force
23 may obligate funds appropriated or otherwise avail-
24 able to the Secretary of the Air Force to enter into
25 contracts for fire-fighting.

1 rior, the State of Idaho and Owyhee County, develop
2 an integrated natural resources management plan to
3 address the management of the resources of the
4 lands withdrawn and reserved by this title during
5 their withdrawal and reservation under this title.
6 Additionally, the Integrated Natural Resource Man-
7 agement Plan will address mitigation and monitor-
8 ing activities by the Air Force for State and Federal
9 lands affected by military training activities associ-
10 ated with the Juniper Butte Range. The foregoing
11 will be done cooperatively between the Air Force and
12 the Bureau of Land Management, the State of
13 Idaho and Owyhee County.

14 (2) Except as otherwise provided under this
15 title, the integrated natural resources management
16 plan under this section shall be developed in accord-
17 ance with, and meet the requirements of, section
18 101 of the Sikes Act (16 U.S.C. 670a).

19 (3) Site development plans shall be prepared
20 prior to construction of facilities. These plans shall
21 be reviewed by the Bureau of Land Management for
22 Federal lands and the State of Idaho for State lands
23 for consistency with the proposal assessed in the En-
24 hanced Training in Idaho Environmental Impact
25 Statement. The portion of the site development

1 plans describing reconfigurable or replacement tar-
2 gets may be conceptual.

3 (b) ELEMENTS.—The integrated natural resources
4 management plan under subsection (a) shall—

5 (1) include provisions for the proper manage-
6 ment and protection of the natural, cultural, and
7 other resources and values of the lands withdrawn
8 and reserved by this title and for the use of such re-
9 sources in a manner consistent with the uses set
10 forth in section 2902(b);

11 (2) permit livestock grazing at the discretion of
12 the Secretary of the Air Force in accordance with
13 section 2907 or any other authorities relating to
14 livestock grazing that are available to that Sec-
15 retary;

16 (3) permit fencing, water pipeline modifications
17 and extensions, and the construction of aboveground
18 water reservoirs, and the maintenance and repair of
19 these items on the lands withdrawn and reserved by
20 this title, and on other lands under the jurisdiction
21 of the Bureau of Land Management; and

22 (4) otherwise provide for the management by
23 the Secretary of the Air Force of any lands with-
24 drawn and reserved by this title while retained under
25 the jurisdiction of that Secretary under this title.

1 (c) PERIODIC REVIEW.—The Secretary of the Air
2 Force shall, in cooperation with the Secretary of the Inte-
3 rior and the State of Idaho, review the adequacy of the
4 provisions of the integrated natural resources manage-
5 ment plan developed under this section at least once every
6 5 years after the effective date of the plan.

7 **SEC. 2910. MEMORANDUM OF UNDERSTANDING.**

8 (a) REQUIREMENT.—The Secretary of the Air Force,
9 the Secretary of the Interior, and the Governor of the
10 State of Idaho shall jointly enter into a memorandum of
11 understanding to implement the integrated natural re-
12 sources management plan required under section 2909.

13 (b) TERM.—The memorandum of understanding
14 under subsection (a) shall apply to any lands withdrawn
15 and reserved by this title until their relinquishment by the
16 Secretary of the Air Force under this title.

17 (c) MODIFICATION.—The memorandum of under-
18 standing under subsection (a) may be modified by agree-
19 ment of all the parties specified in that subsection.

20 **SEC. 2911. MAINTENANCE OF ROADS.**

21 The Secretary of the Air Force shall enter into agree-
22 ments with the Owyhee County Highway District, Idaho,
23 and the Three Creek Good Roads Highway District,
24 Idaho, under which the Secretary of the Air Force shall
25 pay the costs of road maintenance incurred by such dis-

1 triets that are attributable to Air Force operations associ-
2 ated with the Juniper Butte Range.

3 **SEC. 2912. MANAGEMENT OF WITHDRAWN AND ACQUIRED**
4 **MINERAL RESOURCES.**

5 Except as provided in subsection 2908(f), the Sec-
6 retary of the Interior shall manage all withdrawn and ac-
7 quired mineral resources within the boundaries of the Ju-
8 niper Butte Range in accordance with the Act of February
9 28, 1958 (known as the Engle Act; 43 U.S.C. 155–158).

10 **SEC. 2913. HUNTING, FISHING, AND TRAPPING.**

11 All hunting, fishing, and trapping on the lands with-
12 drawn and reserved by this title shall be conducted in ac-
13 cordance with the provision of section 2671 of title 10,
14 United States Code.

15 **SEC. 2914. WATER RIGHTS.**

16 (a) LIMITATION.—The Secretary of the Air Force
17 shall not seek or obtain any water rights associated with
18 any water pipeline modified or extended, or aboveground
19 water reservoir constructed, for purposes of consideration
20 under section 2907.

21 (b) NEW RIGHTS.—

22 (1) Nothing in this title shall be construed to
23 establish a reservation in favor of the United States
24 with respect to any water or water right on the
25 lands withdrawn and reserved by this title.

1 (2) Nothing in this title shall be construed to
2 authorize the appropriation of water on the lands
3 withdrawn and reserved by this title by the United
4 States after the date of enactment of this title unless
5 such appropriation is carried out in accordance with
6 the laws of the State of Idaho.

7 (c) APPLICABILITY.—This section may not be con-
8 strued to affect any water rights acquired by the United
9 States before the date of enactment of this title.

10 **SEC. 2915. DURATION OF WITHDRAWAL.**

11 (a) TERMINATION.—

12 (1) Except as otherwise provided in this section
13 and section 2916, the withdrawal and reservation of
14 lands by this title shall, unless extended as provided
15 herein, terminate at one minute before midnight on
16 the 25th anniversary of the date of the enactment
17 of this title.

18 (2) At the time of termination, the previously
19 withdrawn lands shall not be open to the general
20 land laws including the mining laws and the mineral
21 and geothermal leasing laws until the Secretary of
22 the Interior publishes in the Federal Register an ap-
23 propriate order which shall state the date upon
24 which such lands shall be opened.

25 (b) RELINQUISHMENT.—

1 (1) If the Secretary of the Air Force determines
2 under subsection (c) of this section that the Air
3 Force has no continuing military need for any lands
4 withdrawn and reserved by this title, the Secretary
5 of the Air Force shall submit to the Secretary of the
6 Interior a notice of intent to relinquish jurisdiction
7 over such lands back to the Secretary of the Inte-
8 rior.

9 (2) The Secretary of the Interior may accept
10 jurisdiction over any lands covered by a notice of in-
11 tent to relinquish jurisdiction under paragraph (1) if
12 the Secretary of the Interior determines that the
13 Secretary of the Air Force has completed the envi-
14 ronmental review required under section 2916(a)
15 and the conditions under section 2916(c) have been
16 met.

17 (3) If the Secretary of the Interior decides to
18 accept jurisdiction over lands under paragraph (2)
19 before the date of termination, as provided for in
20 subsection (a)(1) of this section, the Secretary of the
21 Interior shall publish in the Federal Register an ap-
22 propriate order which shall—

23 (A) revoke the withdrawal and reservation
24 of such lands under this title;

1 (B) constitute official acceptance of admin-
2 istrative jurisdiction over the lands by the Sec-
3 retary of the Interior; and

4 (C) state the date upon which such lands
5 shall be opened to the operation of the general
6 land laws, including the mining laws and the
7 mineral and geothermal leasing laws, if appro-
8 priate.

9 (4) The Secretary of the Interior shall manage
10 any lands relinquished under this subsection as mul-
11 tiple use status lands.

12 (5) If the Secretary of the Interior declines pur-
13 suant to paragraph (b)(2) of this section to accept
14 jurisdiction of any parcel of the land proposed for
15 relinquishment, that parcel shall remain under the
16 continued administration of the Secretary of the Air
17 Force pursuant to section 2916(d).

18 (c) EXTENSION.—

19 (1) IN GENERAL.—In the case of any lands
20 withdrawn and reserved by this title that the Air
21 Force proposes to include in a notice of extension
22 because of continued military need under paragraph
23 (2) of this subsection, the Secretary of the Air Force
24 shall prior to issuing the notice under paragraph
25 (2)—

1 (A) evaluate the environmental effects of
2 the extension of the withdrawal and reservation
3 of such lands in accordance with all applicable
4 laws and regulations; and

5 (B) hold at least one public meeting in the
6 State of Idaho regarding that evaluation.

7 (2) NOTICE OF NEED FOR EXTENSION OF
8 WITHDRAWAL.—

9 (A) Not later than 2 years before the ter-
10 mination of the withdrawal and reservation of
11 lands by this title under subsection (a), the Sec-
12 retary of the Air Force shall notify Congress
13 and the Secretary of the Interior as to whether
14 or not the Air Force has a continuing military
15 need for any of the lands withdrawn and re-
16 served by this title, and not previously relin-
17 quished under this section, after the termi-
18 nation date as specified in subsection (a) of this
19 section.

20 (B) The Secretary of the Air force shall
21 specify in the notice under subparagraph (A)
22 the duration of any extension or further exten-
23 sion of withdrawal and reservation of such
24 lands under this title: *Provided however, That*

1 the duration of each extension or further exten-
2 sion shall not exceed 25 years.

3 (C) The notice under subparagraph (A)
4 shall be published in the Federal Register and
5 a newspaper of local distribution with the op-
6 portunity for comments, within a 60-day period,
7 which shall be provided to the Secretary of the
8 Air Force and the Secretary of the Interior.

9 (3) EFFECT OF NOTIFICATION.—

10 (A) Subject to subparagraph (B), in the
11 case of any lands withdrawn and reserved by
12 this title that are covered by a notice of exten-
13 sion under subsection (c)(2), the withdrawal
14 and reservation of such lands shall extend
15 under the provisions of this title after the ter-
16 mination date otherwise provided for under sub-
17 section (a) for such period as is specified in the
18 notice under subsection (c)(2).

19 (B) Subparagraph (A) shall not apply with
20 respect to any lands covered by a notice re-
21 ferred to in that paragraph until 90 legislative
22 days after the date on which the notice with re-
23 spect to such lands is submitted to Congress
24 under paragraph (2).

1 **SEC. 2916. ENVIRONMENTAL REMEDIATION OF RELIN-**
2 **QUISHED WITHDRAWN LANDS OR UPON TER-**
3 **MINATION OF WITHDRAWAL.**

4 (a) ENVIRONMENTAL REVIEW.—

5 (1) Before submitting under section 2915 a no-
6 tice of an intent to relinquish jurisdiction over lands
7 withdrawn and reserved by this title, and in all cases
8 not later than 2 years prior to the date of termi-
9 nation of withdrawal and reservation, the Secretary
10 of the Air Force shall, in consultation with the Sec-
11 retary of the Interior, complete a review that fully
12 characterizes the environmental conditions of such
13 lands (including any water and air associated with
14 such lands) in order to identify any contamination
15 on such lands.

16 (2) The Secretary of the Air Force shall submit
17 to the Secretary of the Interior a copy of the review
18 prepared with respect to any lands under paragraph
19 (1). The Secretary of the Air Force shall also submit
20 at the same time any notice of intent to relinquish
21 jurisdiction over such lands under section 2915.

22 (3) The Secretary of the Air Force shall submit
23 a copy of any such review to Congress.

24 (b) ENVIRONMENTAL REMEDIATION OF LANDS.—
25 The Secretary of the Air Force shall, in accordance with

1 applicable State and Federal law, carry out and complete
2 environmental remediation—

3 (1) before relinquishing jurisdiction to the Sec-
4 retary of the Interior over any lands identified in a
5 notice of intent to relinquish under subsection
6 2915(b); or

7 (2) prior to the date of termination of the with-
8 drawal and reservation, except as provided under
9 subsection (d) of this section.

10 (c) POSTPONEMENT OF RELINQUISHMENT.—The
11 Secretary of the Interior shall not accept jurisdiction over
12 any lands that are the subject of activities under sub-
13 section (b) of this section until the Secretary of the Inte-
14 rior determines that environmental conditions on the lands
15 are such that—

16 (1) all necessary environmental remediation has
17 been completed by the Secretary of the Air Force;

18 (2) the lands are safe for nonmilitary uses; and

19 (3) the lands could be opened consistent with
20 the Secretary of the Interior’s public land manage-
21 ment responsibilities.

22 (d) JURISDICTION WHEN WITHDRAWAL TERMI-
23 NATES.—If the determination required by section (c) can-
24 not be achieved for any parcel of land subject to the with-
25 drawal and reservation prior to the termination date of

1 the withdrawal and reservation, the Secretary of the Air
2 Force shall retain administrative jurisdiction over such
3 parcels of land notwithstanding the termination date for
4 the limited purposes of—

5 (1) environmental remediation activities under
6 subsection (b); and,

7 (2) any activities relating to the management of
8 such lands after the termination of the withdrawal
9 reservation for military purposes that are provided
10 for in the integrated natural resources management
11 plan under section 2909.

12 (e) REQUEST FOR APPROPRIATIONS.—The Secretary
13 of the Air Force shall request an appropriation pursuant
14 to section 2919 sufficient to accomplish the remediation
15 under this title.

16 **SEC. 2917. DELEGATION OF AUTHORITY.**

17 (a) AIR FORCE FUNCTIONS.—Except for executing
18 the agreement referred to in section 2907, the Secretary
19 of the Air Force may delegate that Secretary's functions
20 under this title.

21 (b) INTERIOR FUNCTIONS.—

22 (1) Except as provided in paragraph (2), the
23 Secretary of the Interior may delegate that Sec-
24 retary's functions under this title.

1 (2) The order referred to in section 2915(b)(3)
2 may be approved and signed only by the Secretary
3 of the Interior, the Deputy Secretary of the Interior,
4 or an Assistant Secretary of the Interior.

5 (3) The approvals granted by the Bureau of
6 Land Management shall be pursuant to the decisions
7 of the Secretary of the Interior, or the Assistant
8 Secretary for Land and Minerals Management.

9 **SEC. 2918. SENSE OF SENATE REGARDING MONITORING OF**
10 **WITHDRAWN LANDS.**

11 (a) **FINDING.**—The Senate finds that there is a need
12 for the Department of the Air Force, the Bureau of Land
13 Management, the State of Idaho, and Owyhee County to
14 develop a cooperative effort to monitor the impact of mili-
15 tary activities on the natural, cultural, and other resources
16 and values of the lands withdrawn and reserved by this
17 title as well as other Federal and State lands affected by
18 military activities associated with the Juniper Butte
19 Range.

20 (b) **SENSE OF SENATE.**—It is the sense of the Senate
21 that the Secretary of the Air Force should ensure that
22 the budgetary planning of the Department of the Air
23 Force makes available sufficient funds to assure Air Force
24 participation in the cooperative effort developed by the De-
25 partment of the Air Force, the Bureau of Land Manage-

1 ment, and the State of Idaho to monitor the impact of
2 military activities on the natural, cultural, and other re-
3 sources and values of the lands withdrawn and reserved
4 by this title as well as other Federal and State lands af-
5 fected by military activities associated with the Juniper
6 Butte Range.

7 **SEC. 2919. AUTHORIZATION OF APPROPRIATIONS.**

8 There are authorized to be appropriated such sums
9 as may be necessary to carry out this title.

Passed the Senate June 25, 1998.

Attest:

GARY SISCO,
Secretary.