AN ACT

To authorize appropriations for fiscal year 2002 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 2002”.

SEC. 2. TABLE OF CONTENTS.

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 certain fiscal year 2001 projects.

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.
Sec. 2205. Modification of authority to carry out certain fiscal year 2001 projects.
Sec. 2206. Modification of authority to carry out fiscal year 2000 project.

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.
Sec. 2305. Modification of authority to carry out certain fiscal year 2001 project.

TITLE XXIV—DEFENSE AGENCIES

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
Sec. 2402. Energy conservation projects.
Sec. 2404. Cancellation of authority to carry out certain fiscal year 2001 projects.
Sec. 2405. Cancellation of authority to carry out additional fiscal year 2001 project.
Sec. 2406. Modification of authority to carry out certain fiscal year 2000 projects.
Sec. 2407. Modification of authority to carry out certain fiscal year 1999 project.
Sec. 2408. Modification of authority to carry out certain fiscal year 1995 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.

**TITLE XXVII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS**

Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
Sec. 2702. Extension of authorizations of certain fiscal year 1999 projects.
Sec. 2703. Extension of authorizations of certain fiscal year 1998 projects.
Sec. 2704. Effective date.

**TITLE XXVIII—GENERAL PROVISIONS**

**Subtitle A—Military Construction Program and Military Family Housing Changes**

Sec. 2801. Increase in thresholds for certain unspecified minor military construction projects.
Sec. 2802. Unforeseen environmental hazard remediation as basis for authorized cost variations for military construction and family housing construction projects.
Sec. 2803. Repeal of requirement for annual reports to Congress on military construction and military family housing activities.
Sec. 2804. Authority available for lease of property and facilities under alternative authority for acquisition and improvement of military housing.
Sec. 2805. Funds for housing allowances of members assigned to military family housing under alternative authority for acquisition and improvement of military housing.
Sec. 2806. Amendment of Federal Acquisition Regulation to treat financing costs as allowable expenses under contracts for utility services from utility systems conveyed under privatization initiative.

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

Sec. 2811. Availability of proceeds of sales of Department of Defense property from closed military installations.
Sec. 2812. Pilot efficient facilities initiative.
Sec. 2813. Demonstration program on reduction in long-term facility maintenance costs.

**Subtitle C—Land Conveyances**

Sec. 2821. Land conveyance, Engineer Proving Ground, Fort Belvoir, Virginia.
Sec. 2822. Modification of authority for conveyance of Naval Computer and Telecommunications Station, Cutler, Maine.
Sec. 2823. Land transfer and conveyance, Naval Security Group Activity, Winter Harbor, Maine.
Sec. 2824. Conveyance of segment of Loring Petroleum Pipeline, Maine, and related easements.
Sec. 2825. Land conveyance, petroleum terminal serving former Loring Air Force Base and Bangor Air National Guard Base, Maine.
Sec. 2826. Land conveyance, Naval Weapons Industrial Reserve Plant, Toledo, Ohio.
Sec. 2827. Modification of land conveyance, Mukilteo Tank Farm, Everett, Washington.
Sec. 2828. Land conveyances, Charleston Air Force Base, South Carolina.
Sec. 2829. Land conveyance, Fort Des Moines, Iowa.
Sec. 2830. Land conveyances, certain former Minuteman III ICBM facilities in North Dakota.
Sec. 2831. Land acquisition, Perquimans County, North Carolina.
Sec. 2832. Land conveyance, Army Reserve Center, Kewaunee, Wisconsin.
Sec. 2833. Treatment of amounts received.

Subtitle D—Other Matters

Sec. 2841. Development of United States Army Heritage and Education Center at Carlisle Barracks, Pennsylvania.
Sec. 2842. Repeal of limitation on cost of renovation of Pentagon Reservation.
Sec. 2843. Naming of Patricia C. Lamar Army National Guard Readiness Center, Oxford, Mississippi.
Sec. 2844. Construction of parking garage at Fort DeRussy, Hawaii.
Sec. 2845. Acceptance of contributions to repair or establishment memorial at Pentagon Reservation.

TITLE XXIX—DEFENSE BASE CLOSURE AND REALIGNMENT

Subtitle A—Modifications of 1990 Base Closure Law

Sec. 2901. Authority to carry out base closure round in 2003.
Sec. 2903. Additional modifications of base closure authorities.
Sec. 2904. Technical and clarifying amendments.

Subtitle B—Modification of 1988 Base Closure Law

Sec. 2911. Payment for certain services provided by redevelopment authorities for property leased back by the United States.

1 SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES DEFINED.

For purposes of this Act, the term “congressional defense committees” means—

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

(2) the Committee on Armed Services and the Committee on Appropriations of the House of Representativess.
TITLE XXI—ARMY

SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alabama</td>
<td>Anniston Army Depot</td>
<td>$5,150,000</td>
</tr>
<tr>
<td></td>
<td>Fort Rucker</td>
<td>$11,400,000</td>
</tr>
<tr>
<td></td>
<td>Redstone Arsenal</td>
<td>$7,200,000</td>
</tr>
<tr>
<td>Alaska</td>
<td>Fort Richardson</td>
<td>$115,000,000</td>
</tr>
<tr>
<td></td>
<td>Fort Wainwright</td>
<td>$27,200,000</td>
</tr>
<tr>
<td>Arizona</td>
<td>Fort Huachuca</td>
<td>$86,100,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Fort Carson</td>
<td>$66,000,000</td>
</tr>
<tr>
<td>District of Columbia</td>
<td>Fort McNair</td>
<td>$11,600,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Fort Benning</td>
<td>$23,900,000</td>
</tr>
<tr>
<td></td>
<td>Fort Gillem</td>
<td>$34,600,000</td>
</tr>
<tr>
<td></td>
<td>Fort Gordon</td>
<td>$34,000,000</td>
</tr>
<tr>
<td></td>
<td>Fort Stewart/Hunter Army Air Field</td>
<td>$39,800,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Navy Public Works Center, Pearl Harbor</td>
<td>$11,800,000</td>
</tr>
<tr>
<td></td>
<td>Pohakuloa Training Facility</td>
<td>$66,600,000</td>
</tr>
<tr>
<td></td>
<td>Wheeler Army Air Field</td>
<td>$50,000,000</td>
</tr>
<tr>
<td>Illinois</td>
<td>Rock Island Arsenal</td>
<td>$3,500,000</td>
</tr>
<tr>
<td>Kansas</td>
<td>Fort Riley</td>
<td>$10,900,000</td>
</tr>
<tr>
<td>Kentucky</td>
<td>Fort Campbell</td>
<td>$88,900,000</td>
</tr>
<tr>
<td></td>
<td>Fort Knox</td>
<td>$11,600,000</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Fort Polk</td>
<td>$21,200,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Aberdeen Proving Ground</td>
<td>$58,300,000</td>
</tr>
<tr>
<td></td>
<td>Fort Meade</td>
<td>$5,800,000</td>
</tr>
<tr>
<td>Missouri</td>
<td>Fort Leonard Wood</td>
<td>$7,850,000</td>
</tr>
<tr>
<td>New Jersey</td>
<td>Fort Monmouth</td>
<td>$20,000,000</td>
</tr>
<tr>
<td>New Mexico</td>
<td>White Sands Missile Range</td>
<td>$7,600,000</td>
</tr>
<tr>
<td>New York</td>
<td>Fort Drum</td>
<td>$37,800,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Fort Bragg</td>
<td>$21,300,000</td>
</tr>
<tr>
<td></td>
<td>Sunny Point Military Ocean Terminal</td>
<td>$11,400,000</td>
</tr>
<tr>
<td>Oklahoma</td>
<td>Fort Sill</td>
<td>$40,100,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Fort Jackson</td>
<td>$62,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Hood</td>
<td>$86,200,000</td>
</tr>
<tr>
<td></td>
<td>Fort Sam Houston</td>
<td>$2,250,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Fort Belvoir</td>
<td>$35,950,000</td>
</tr>
<tr>
<td></td>
<td>Fort Eustis</td>
<td>$34,650,000</td>
</tr>
</tbody>
</table>
Army: Inside the United States—Continued

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Washington</td>
<td>Fort Lee</td>
<td>$23,900,000</td>
</tr>
<tr>
<td></td>
<td>Fort Lewis</td>
<td>$238,200,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$1,279,500,000</td>
</tr>
</tbody>
</table>

(b) **Outside the United States.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the locations outside the United States, and in the amounts, set forth in the following table:

**Army: Outside the United States**

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Germany</td>
<td>Area Support Group, Bamberg</td>
<td>$36,000,000</td>
</tr>
<tr>
<td></td>
<td>Area Support Group, Darmstadt</td>
<td>$13,500,000</td>
</tr>
<tr>
<td></td>
<td>Baumholder</td>
<td>$9,000,000</td>
</tr>
<tr>
<td></td>
<td>Hanau</td>
<td>$7,200,000</td>
</tr>
<tr>
<td></td>
<td>Heidelberg</td>
<td>$15,300,000</td>
</tr>
<tr>
<td></td>
<td>Mannheim</td>
<td>$16,000,000</td>
</tr>
<tr>
<td></td>
<td>Wiesbaden Air Base</td>
<td>$26,300,000</td>
</tr>
<tr>
<td>Korea</td>
<td>Camp Carroll</td>
<td>$16,593,000</td>
</tr>
<tr>
<td></td>
<td>Camp Casey</td>
<td>$8,500,000</td>
</tr>
<tr>
<td></td>
<td>Camp Humphreys</td>
<td>$35,750,000</td>
</tr>
<tr>
<td></td>
<td>Camp Jackson</td>
<td>$14,500,000</td>
</tr>
<tr>
<td></td>
<td>Camp Stanley</td>
<td>$6,100,000</td>
</tr>
<tr>
<td></td>
<td>Kwajalein Atoll</td>
<td>$28,000,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$243,743,000</td>
</tr>
</tbody>
</table>

(e) **Unspecified Worldwide.**—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(3), the Secretary of the Army may acquire real property and carry out military construction projects for the installation and location, and in the amount, set forth in the following table:
SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(6)(A), the Secretary of the Army may construct or acquire family housing units (including land acquisition) at the installations, for the purposes, and in the amounts set forth in the following table:

<table>
<thead>
<tr>
<th>State or county</th>
<th>Installation or location</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alaska</td>
<td>Fort Wainwright</td>
<td>32 Units</td>
<td>$12,000,000</td>
</tr>
<tr>
<td>Arizona</td>
<td>Fort Huachuca</td>
<td>72 Units</td>
<td>$10,800,000</td>
</tr>
<tr>
<td>Kansas</td>
<td>Fort Leavenworth</td>
<td>40 Units</td>
<td>$20,000,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Fort Bliss</td>
<td>76 Units</td>
<td>$13,600,000</td>
</tr>
<tr>
<td>Korea</td>
<td>Camp Humphreys</td>
<td>54 Units</td>
<td>$12,800,000</td>
</tr>
<tr>
<td>Total:</td>
<td></td>
<td></td>
<td>$80,400,000</td>
</tr>
</tbody>
</table>

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(6)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed $12,702,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the
authorization of appropriations in section 2104(a)(6)(A),
the Secretary of the Army may improve existing military
family housing units in an amount not to exceed
$220,750,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) In General.—Funds are hereby authorized to
be appropriated for fiscal years beginning after September
30, 2001, for military construction, land acquisition, and
military family housing functions of the Department of the
Army in the total amount of $3,068,303,000, as follows:

(1) For military construction projects inside the
United States authorized by section 2101(a),
$1,027,300,000.

(2) For military construction projects outside
the United States authorized by section 2101(b),
$243,743,000.

(3) For military construction projects at un-
specified worldwide locations authorized by section
2101(c), $4,000,000.

(4) For unspecified minor construction projects
authorized by section 2805 of title 10, United States
Code, $18,000,000.

(5) For architectural and engineering services
and construction design under section 2807 of title
10, United States Code, $142,198,000.
(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $313,852,000.

(B) For support of military family housing (including the functions described in section 2833 of title 10, United States Code), $1,108,991,000.

(7) For the Homeowners Assistance Program, as authorized by section 2832 of title 10, United States Code, $10,119,000, to remain available until expended.

(8) For the construction of the Cadet Development Center, United States Military Academy, West Point, New York, authorized in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 1999 (division B of Public Law 105–261; 112 Stat. 2182), $37,900,000.

(10) For the construction of a Barracks Complex—Wilson Street, Phase 1C, Schofield Barracks, Hawaii, authorized in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2000 (113 Stat. 824), $23,000,000.


(12) For the construction of the Battle Simulation Center Phase 2, Fort Drum, New York, authorized in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2001 (114 Stat. 1654A–389), $9,000,000.

(13) For the construction of a Barracks Complex—Bunter Road Phase 2, Fort Bragg, North Carolina, authorized in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2001 (114 Stat. 1654A–389), $49,000,000.

(14) For the construction of a Barracks Complex—Longstreet Road Phase 2, Fort Bragg, North

(15) For the construction of a Multipurpose Digital Training Range, Fort Hood, Texas, authorized in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2001 (114 Stat. 1654A–389), $13,000,000.

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

(1) the total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a);

(2) $52,000,000 (the balance of the amount authorized under section 2101(a) for Barracks Complex D Street Phase at Fort Richardson, Alaska);

(3) $41,000,000 (the balance of the amount authorized under section 2101(a) for Barracks Complex—Nelson Boulevard (Phase I) at Fort Carson, Colorado);
(4) $36,000,000 (the balance of the amount authorized under section 2101(a) for Basic Combat Training Complex (Phase I) at Fort Jackson, South Carolina);

(5) $102,000,000 (the balance of the amount authorized under section 2101(a) for Barracks Complex—17th & B Street (Phase I) at Fort Lewis, Washington); and

(6) $21,500,000 (the balance of the amount authorized under section 2101(a) for Consolidated Logistics Complex (Phase I) at Fort Sill, Oklahoma).

(c) ADJUSTMENT.—The total amount authorized to be appropriated pursuant to paragraphs (1) through (7) of subsection (a) is the sum of the amounts authorized to be appropriated in such paragraphs reduced by $3,300,000, which represents savings resulting from adjustments to foreign currency exchange rates for military family housing construction and military family housing support outside the United States.

SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2001 PROJECTS.

(a) MODIFICATION.—The table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2001 (division B of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as en-
acted by Public Law 106–398); 114 Stat. 1654A–389) is amended—

(1) in the item relating to Fort Leonard Wood, Missouri, by striking “$65,400,000” in the amount column and inserting “$69,800,000”;

(2) in the item relating to Fort Drum, New York, by striking “$18,000,000” in the amount column and inserting “$21,000,000”;

(3) in the item relating to Fort Hood, Texas, by striking “$36,492,000” in the amount column and inserting “$39,492,000”; and

(4) by striking the amount identified as the total in the amount column and inserting “$626,374,000”.

(b) CONFORMING AMENDMENTS.—Section 2104 of that Act (114 Stat. 1654A–391) is amended—

(1) in subsection (a), in the matter preceding paragraph (1), by striking “$1,925,344,000” and inserting “$1,935,744,000”; and

(2) in subsection (b)—

(A) in paragraph (2), by striking “$22,600,000” and inserting “$27,000,000”; and

(B) in paragraph (3), by striking “$10,000,000” and inserting “$13,000,000”; and
(C) in paragraph (6), by striking "$6,000,000" and inserting "$9,000,000".

TITLE XXII—NAVY

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arizona</td>
<td>Marine Corps Air Station, Yuma</td>
<td>$22,570,000</td>
</tr>
<tr>
<td>California</td>
<td>Marine Air-Ground Task Force Training Center, Twentynine Palms.</td>
<td>$75,125,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Air Station, Camp Pendleton.</td>
<td>$4,470,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Base, Camp Pendleton</td>
<td>$96,490,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Facility, El Centro</td>
<td>$23,520,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Lemoore</td>
<td>$10,010,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Warfare Center, Point Mugu, San Nicholas Island.</td>
<td>$13,730,000</td>
</tr>
<tr>
<td></td>
<td>Naval Amphibious Base, Coronado</td>
<td>$8,610,000</td>
</tr>
<tr>
<td></td>
<td>Naval Construction Battalion Center, Port Hueneme.</td>
<td>$12,400,000</td>
</tr>
<tr>
<td></td>
<td>Naval Construction Training Center, Port Hueneme.</td>
<td>$3,780,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, San Diego</td>
<td>$47,240,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Facility, Washington</td>
<td>$9,810,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Key West</td>
<td>$11,400,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Pensacola</td>
<td>$3,700,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Whiting Field, Milton</td>
<td>$2,140,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Mayport</td>
<td>$16,420,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Base, Kaneohe</td>
<td>$24,920,000</td>
</tr>
<tr>
<td></td>
<td>Naval Magazine, Lahaina</td>
<td>$6,000,000</td>
</tr>
<tr>
<td></td>
<td>Naval Shipyard, Pearl Harbor</td>
<td>$20,000,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Pearl Harbor</td>
<td>$54,700,000</td>
</tr>
<tr>
<td></td>
<td>Navy Public Works Center, Pearl Harbor</td>
<td>$16,900,000</td>
</tr>
<tr>
<td></td>
<td>Naval Training Center, Great Lakes</td>
<td>$82,260,000</td>
</tr>
<tr>
<td></td>
<td>Naval Surface Warfare Center, Crane</td>
<td>$5,820,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Brunswick</td>
<td>$67,395,000</td>
</tr>
<tr>
<td></td>
<td>Naval Shipyard, Kittery-Portsmouth</td>
<td>$14,620,000</td>
</tr>
</tbody>
</table>
### Navy: Inside the United States—Continued

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maryland</td>
<td>Naval Air Warfare Center, Patuxent River.</td>
<td>$2,260,000</td>
</tr>
<tr>
<td></td>
<td>Naval Explosive Ordnance Disposal Technology Center, Indian Head.</td>
<td>$1,250,000</td>
</tr>
<tr>
<td>Mississippi</td>
<td>Naval Construction Battalion Center, Gulfport.</td>
<td>$21,660,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Meridian</td>
<td>$3,370,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Pascagoula</td>
<td>$4,680,000</td>
</tr>
<tr>
<td>Missouri</td>
<td>Marine Corp Support Activity, Kansas City.</td>
<td>$9,010,000</td>
</tr>
<tr>
<td>Nevada</td>
<td>Naval Air Station, Fallon</td>
<td>$6,150,000</td>
</tr>
<tr>
<td>New Jersey</td>
<td>Naval Weapons Station, Earle</td>
<td>$4,370,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Marine Corps Air Station, New River</td>
<td>$4,050,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Base, Camp LeJeune</td>
<td>$67,070,000</td>
</tr>
<tr>
<td>Rhode Island</td>
<td>Naval Station, Newport</td>
<td>$15,290,000</td>
</tr>
<tr>
<td></td>
<td>Naval Undersea Warfare Center, Newport.</td>
<td>$9,370,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Marine Corps Air Station, Beaufort</td>
<td>$8,020,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Recruit Depot, Parris Island</td>
<td>$5,430,000</td>
</tr>
<tr>
<td>Tennessee</td>
<td>Naval Support Activity, Millington</td>
<td>$3,900,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Naval Air Station, Kingsville</td>
<td>$6,160,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Marine Corps Air Facility, Quantico</td>
<td>$3,790,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Combat Development Command, Quantico.</td>
<td>$9,390,000</td>
</tr>
<tr>
<td>Washington</td>
<td>Naval Station, Norfolk</td>
<td>$139,270,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Whidbey Island</td>
<td>$7,370,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Everett</td>
<td>$6,820,000</td>
</tr>
<tr>
<td></td>
<td>Strategic Weapons Facility, Bangor</td>
<td>$3,900,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$996,610,000</td>
</tr>
</tbody>
</table>

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the locations outside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Greece</td>
<td>Naval Support Activity Joint Headquarters Command, Larissa.</td>
<td>$12,240,000</td>
</tr>
<tr>
<td>Guam</td>
<td>Naval Support Activity, Souda Bay</td>
<td>$3,210,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Guam</td>
<td>$9,300,000</td>
</tr>
<tr>
<td>Iceland</td>
<td>Naval Air Station, Keflavik</td>
<td>$14,800,000</td>
</tr>
<tr>
<td>Italy</td>
<td>Naval Air Station, Sigonella</td>
<td>$2,820,000</td>
</tr>
<tr>
<td>Spain</td>
<td>Naval Station, Rota</td>
<td>$2,240,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$47,670,000</td>
</tr>
</tbody>
</table>
SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(5)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition) at the installations, for the purposes, and in the amounts set forth in the following table:

<table>
<thead>
<tr>
<th>State or country</th>
<th>Installation or location</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arizona</td>
<td>Marine Corps Air Station, Yuma.</td>
<td>51 Units</td>
<td>$9,017,000</td>
</tr>
<tr>
<td>California</td>
<td>Marine Air-Ground Task Force Training Center, Twentynine Palms.</td>
<td>74 Units</td>
<td>$16,250,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Marine Corps Base, Kaneohe. Naval Station, Pearl Harbor.</td>
<td>172 Units</td>
<td>$55,187,000</td>
</tr>
<tr>
<td>Mississippi</td>
<td>Naval Construction Battalion Center, Gulfport.</td>
<td>70 Units</td>
<td>$16,827,000</td>
</tr>
<tr>
<td>Italy</td>
<td>Naval Air Station, Sigonella.</td>
<td>10 Units</td>
<td>$2,403,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total:</td>
<td>$123,038,000</td>
</tr>
</tbody>
</table>

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(5)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $6,499,000.
SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(5)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed $183,054,000.

SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.

(a) In General.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2001, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $2,377,634,000, as follows:

(1) For military construction projects inside the United States authorized by section 2201(a), $963,370,000.

(2) For military construction projects outside the United States authorized by section 2201(b), $47,670,000.

(3) For unspecified minor construction projects authorized by section 2805 of title 10, United States Code, $10,546,000.

(4) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $35,752,000.
(5) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $312,591,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $918,095,000.


(9) For construction of an Advanced Systems Integration Facility, phase 6, at Naval Air Warfare Center, Patuxent River, Maryland, authorized in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 1993 (division B of Public Law 102–484; 106 Stat. 2590), $10,770,000.

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

(1) the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a); and

(2) $33,240,000 (the balance of the amount authorized under section 2201(a) for Pier Replacement (Increment I), Naval Station, Norfolk, Virginia).

(c) ADJUSTMENT.—The total amount authorized to be appropriated pursuant to paragraphs (1) through (5) of subsection (a) is the sum of the amounts authorized to be appropriated in such paragraphs reduced by $700,000, which represents savings resulting from adjustments to foreign currency exchange rates for military fam-
hy housing construction and military family housing sup-
port outside the United States.

SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT
CERTAIN FISCAL YEAR 2001 PROJECTS.

The table in section 2201(a) of the Military Construc-
tion Authorization Act for Fiscal Year 2001 (division B
of the Floyd D. Spence National Defense Authorization
Act for Fiscal Year 2001 (as enacted by Public Law 106–
398); 114 Stat. 1654A–395) is amended—

(1) in the item relating to Naval Shipyard,
Bremerton, Puget Sound, Washington, by striking
“$100,740,000” in the amount column and inserting
“$98,740,000”;

(2) in the item relating to Naval Station, Brem-
erton, Washington, by striking “$11,930,000” in the
amount column and inserting “$1,930,000”; and

(3) by striking the amount identified as the
total in the amount column and inserting
“$799,497,000”.

SEC. 2206. MODIFICATION OF AUTHORITY TO CARRY OUT
FISCAL YEAR 2000 PROJECT.

(a) MODIFICATION.—The table in section 2201(a) of
the Military Construction Authorization Act for Fiscal
Year 2000 (division B of Public Law 106–65; 113 Stat.
828) is amended—
(1) in the item relating to Camp Smith, Hawaii, by striking "$86,050,000" in the amount column and inserting "$89,050,000"; and

(2) by striking the amount identified as the total in the amount column and inserting "$820,230,000".

(b) CONFORMING AMENDMENT.—Section 2204(b)(3) of that Act (113 Stat. 831) is amended by striking "$70,180,000" and inserting "$73,180,000".

TITLE XXIII—AIR FORCE

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alabama</td>
<td>Maxwell Air Force Base</td>
<td>$34,400,000</td>
</tr>
<tr>
<td>Alaska</td>
<td>Eareckson Air Force Base</td>
<td>$4,600,000</td>
</tr>
<tr>
<td>Arizona</td>
<td>Davis-Monthan Air Force Base</td>
<td>$17,300,000</td>
</tr>
<tr>
<td>Arkansas</td>
<td>Little Rock Air Force Base</td>
<td>$18,100,000</td>
</tr>
<tr>
<td>California</td>
<td>Edwards Air Force Base</td>
<td>$16,300,000</td>
</tr>
<tr>
<td></td>
<td>Los Angeles Air Force Base</td>
<td>$23,000,000</td>
</tr>
<tr>
<td></td>
<td>Travis Air Force Base</td>
<td>$16,400,000</td>
</tr>
<tr>
<td></td>
<td>Vandenberg Air Force Base</td>
<td>$11,800,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Buckley Air Force Base</td>
<td>$23,200,000</td>
</tr>
<tr>
<td></td>
<td>Schriever Air Force Base</td>
<td>$19,000,000</td>
</tr>
<tr>
<td>Delaware</td>
<td>United States Air Force Academy</td>
<td>$25,500,000</td>
</tr>
<tr>
<td></td>
<td>Dover Air Force Base</td>
<td>$7,300,000</td>
</tr>
</tbody>
</table>
Air Force: Inside the United States—Continued

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>District of Columbia</td>
<td>Bolling Air Force Base</td>
<td>$2,900,000</td>
</tr>
<tr>
<td>Florida</td>
<td>Cape Canaveral Air Force Station</td>
<td>$7,800,000</td>
</tr>
<tr>
<td></td>
<td>Eglin Air Force Base</td>
<td>$11,400,000</td>
</tr>
<tr>
<td></td>
<td>Hurlburt Field</td>
<td>$10,400,000</td>
</tr>
<tr>
<td></td>
<td>MacDill Air Force Base</td>
<td>$10,000,000</td>
</tr>
<tr>
<td></td>
<td>Tyndall Air Force Base</td>
<td>$15,050,000</td>
</tr>
<tr>
<td>Georgia</td>
<td>Moody Air Force Base</td>
<td>$8,600,000</td>
</tr>
<tr>
<td></td>
<td>Robins Air Force Base</td>
<td>$14,650,000</td>
</tr>
<tr>
<td>Idaho</td>
<td>Mountain Home Air Force Base</td>
<td>$14,600,000</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Barksdale Air Force Base</td>
<td>$5,000,000</td>
</tr>
<tr>
<td>Maryland</td>
<td>Andrews Air Force Base</td>
<td>$19,420,000</td>
</tr>
<tr>
<td>Massachusetts</td>
<td>Hanseon Air Force Base</td>
<td>$9,400,000</td>
</tr>
<tr>
<td>Mississippi</td>
<td>Columbus Air Force Base</td>
<td>$5,000,000</td>
</tr>
<tr>
<td></td>
<td>Keesler Air Force Base</td>
<td>$28,600,000</td>
</tr>
<tr>
<td>Montana</td>
<td>Malmstrom Air Force Base</td>
<td>$4,650,000</td>
</tr>
<tr>
<td>Nebraska</td>
<td>Offet Air Force Base</td>
<td>$10,400,000</td>
</tr>
<tr>
<td>Nevada</td>
<td>Nellis Air Force Base</td>
<td>$31,600,000</td>
</tr>
<tr>
<td>New Jersey</td>
<td>McGuire Air Force Base</td>
<td>$36,550,000</td>
</tr>
<tr>
<td>New Mexico</td>
<td>Cannon Air Force Base</td>
<td>$9,400,000</td>
</tr>
<tr>
<td></td>
<td>Kirtland Air Force Base</td>
<td>$15,500,000</td>
</tr>
<tr>
<td>North Carolina</td>
<td>Pope Air Force Base</td>
<td>$17,800,000</td>
</tr>
<tr>
<td>North Dakota</td>
<td>Grand Forks Air Force Base</td>
<td>$7,800,000</td>
</tr>
<tr>
<td>Ohio</td>
<td>Wright-Patterson Air Force Base</td>
<td>$24,850,000</td>
</tr>
<tr>
<td>Oklahoma</td>
<td>Altus Air Force Base</td>
<td>$20,200,000</td>
</tr>
<tr>
<td></td>
<td>Tinker Air Force Base</td>
<td>$21,400,000</td>
</tr>
<tr>
<td></td>
<td>Vance Air Force Base</td>
<td>$4,800,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Shaw Air Force Base</td>
<td>$5,800,000</td>
</tr>
<tr>
<td>South Dakota</td>
<td>Ellsworth Air Force Base</td>
<td>$12,000,000</td>
</tr>
<tr>
<td>Tennessee</td>
<td>Arnold Air Force Base</td>
<td>$24,400,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Lackland Air Force Base</td>
<td>$12,800,000</td>
</tr>
<tr>
<td></td>
<td>Laughlin Air Force Base</td>
<td>$12,000,000</td>
</tr>
<tr>
<td></td>
<td>Sheppard Air Force Base</td>
<td>$37,000,000</td>
</tr>
<tr>
<td>Utah</td>
<td>Hill Air Force Base</td>
<td>$14,900,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Langley Air Force Base</td>
<td>$47,300,000</td>
</tr>
<tr>
<td>Washington</td>
<td>Fairchild Air Force Base</td>
<td>$2,200,000</td>
</tr>
<tr>
<td></td>
<td>McChord Air Force Base</td>
<td>$20,700,000</td>
</tr>
<tr>
<td>Wyoming</td>
<td>F.E. Warren Air Force Base</td>
<td>$10,200,000</td>
</tr>
<tr>
<td>Total:</td>
<td></td>
<td>$811,370,000</td>
</tr>
</tbody>
</table>

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(2), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations and locations outside the United States, and in the amounts, set forth in the following table:
Air Force: Outside the United States

<table>
<thead>
<tr>
<th>Country</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Germany</td>
<td>Ramstein Air Force Base</td>
<td>$42,900,000</td>
</tr>
<tr>
<td></td>
<td>Spangdahlem Air Force Base</td>
<td>$8,700,000</td>
</tr>
<tr>
<td>Guam</td>
<td>Andersen Air Force Base</td>
<td>$10,150,000</td>
</tr>
<tr>
<td>Italy</td>
<td>Aviano Air Base</td>
<td>$11,800,000</td>
</tr>
<tr>
<td>Korea</td>
<td>Kunsan Air Base</td>
<td>$12,000,000</td>
</tr>
<tr>
<td></td>
<td>Osan Air Base</td>
<td>$101,142,000</td>
</tr>
<tr>
<td>Oman</td>
<td>Masirah Island</td>
<td>$8,000,000</td>
</tr>
<tr>
<td>Turkey</td>
<td>Eskisehir</td>
<td>$4,000,000</td>
</tr>
<tr>
<td>United Kingdom</td>
<td>Royal Air Force, Lakenheath</td>
<td>$11,300,000</td>
</tr>
<tr>
<td></td>
<td>Royal Air Force, Mildenhall</td>
<td>$22,400,000</td>
</tr>
<tr>
<td>Wake Island</td>
<td>Wake Island</td>
<td>$25,000,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$257,392,000</td>
</tr>
</tbody>
</table>

(c) UNSPECIFIED WORLDWIDE.—Using the amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(3), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installation and location and in the amount, set forth in the following table:

Air Force: Unspecified Worldwide

<table>
<thead>
<tr>
<th>Location</th>
<th>Installation</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Unspecified Worldwide</td>
<td>Classified Location</td>
<td>$4,458,000</td>
</tr>
</tbody>
</table>

SEC. 2302. FAMILY HOUSING.

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

Air Force: Family Housing

<table>
<thead>
<tr>
<th>State or country</th>
<th>Installation or location</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arizona</td>
<td>Lake Air Force Base</td>
<td>120 Units</td>
<td>$15,712,000</td>
</tr>
</tbody>
</table>
Air Force: Family Housing—Continued

<table>
<thead>
<tr>
<th>State or country</th>
<th>Installation or location</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Travis Air Force Base</td>
<td>118 Units</td>
<td>$18,150,000</td>
</tr>
<tr>
<td>Colorado</td>
<td>Buckley Air Force Base</td>
<td>55 Units</td>
<td>$11,400,000</td>
</tr>
<tr>
<td>Delaware</td>
<td>Dover Air Force Base</td>
<td>120 Units</td>
<td>$18,145,000</td>
</tr>
<tr>
<td>District of Columbia</td>
<td>Bolling Air Force Base</td>
<td>136 Units</td>
<td>$16,926,000</td>
</tr>
<tr>
<td>Hawaii</td>
<td>Hickam Air Force Base</td>
<td>102 Units</td>
<td>$25,037,000</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Barksdale Air Force Base</td>
<td>56 Units</td>
<td>$7,300,000</td>
</tr>
<tr>
<td>South Dakota</td>
<td>Ellsworth Air Force Base</td>
<td>78 Units</td>
<td>$13,700,000</td>
</tr>
<tr>
<td>Virginia</td>
<td>Langley Air Force Base</td>
<td>4 Units</td>
<td>$1,200,000</td>
</tr>
<tr>
<td>Portugal</td>
<td>Lajes Field, Azores</td>
<td>64 Units</td>
<td>$13,230,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Total</td>
<td>$140,800,000</td>
</tr>
</tbody>
</table>

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $24,558,000.

SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may improve existing military family housing units in an amount not to exceed $375,379,000.
SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

(a) In General.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2001, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $2,587,791,000, as follows:

(1) For military construction projects inside the United States authorized by section 2301(a), $816,070,000.

(2) For military construction projects outside the United States authorized by section 2301(b), $257,392,000.

(3) For the military construction projects at unspecified worldwide locations authorized by section 2301(c), $4,458,000.

(4) For unspecified minor construction projects authorized by section 2805 of title 10, United States Code, $11,250,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $90,419,000.

(6) For military housing functions:
(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $542,381,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $869,121,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2301 of this Act may not exceed the total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(c) ADJUSTMENT.—The total amount authorized to be appropriated pursuant to paragraphs (1) through (6) of subsection (a) is the sum of the amounts authorized to be appropriated in such paragraphs reduced by $3,300,000, which represents savings resulting from adjustments to foreign currency exchange rates for military family housing construction and military family housing support outside the United States.
SEC. 2305. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2001 PROJECT.


TITLE XXIV—DEFENSE AGENCIES

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) Inside the United States.—Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations and locations inside the United States, and in the amounts, set forth in the following table:

<table>
<thead>
<tr>
<th>Agency</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Defense Education Activity ..</td>
<td>Laurel Bay, South Carolina ...................</td>
<td>$12,850,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Base, Camp LeJeune, North Carolina ..................</td>
<td>$8,857,000</td>
</tr>
<tr>
<td>Defense Logistics Agency .....</td>
<td>Defense Distribution Depot Tracy, California ..................</td>
<td>$30,000,000</td>
</tr>
<tr>
<td></td>
<td>Defense Distribution Depot, Susquehanna, New Cumberland, Pennsylvania ..................</td>
<td>$19,900,000</td>
</tr>
</tbody>
</table>
Defense Agencies: Inside the United States—Continued

<table>
<thead>
<tr>
<th>Agency</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Eielson Air Force Base, Alaska</td>
<td>$8,800,000</td>
</tr>
<tr>
<td></td>
<td>Fort Belvoir, Virginia</td>
<td>$900,000</td>
</tr>
<tr>
<td></td>
<td>Grand Forks Air Force Base, North Dakota</td>
<td>$9,110,000</td>
</tr>
<tr>
<td></td>
<td>Hickam Air Force Base, Hawaii</td>
<td>$29,200,000</td>
</tr>
<tr>
<td></td>
<td>McGuire Air Force Base, New Jersey</td>
<td>$4,400,000</td>
</tr>
<tr>
<td></td>
<td>Minot Air Force Base, North Dakota</td>
<td>$14,000,000</td>
</tr>
<tr>
<td></td>
<td>Philadelphia, Pennsylvania</td>
<td>$2,429,000</td>
</tr>
<tr>
<td></td>
<td>Pope Air Force Base, North Carolina</td>
<td>$3,400,000</td>
</tr>
<tr>
<td></td>
<td>Aberdeen Proving Ground, Maryland</td>
<td>$3,200,000</td>
</tr>
<tr>
<td></td>
<td>Fort Benning, Georgia</td>
<td>$5,100,000</td>
</tr>
<tr>
<td></td>
<td>Fort Bragg, North Carolina</td>
<td>$33,562,000</td>
</tr>
<tr>
<td></td>
<td>Fort Lewis, Washington</td>
<td>$6,900,000</td>
</tr>
<tr>
<td></td>
<td>Hurlburt Field, Florida</td>
<td>$13,400,000</td>
</tr>
<tr>
<td></td>
<td>MacDill Air Force Base, Florida</td>
<td>$12,000,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, San Diego, California</td>
<td>$13,650,000</td>
</tr>
<tr>
<td></td>
<td>CONUS Classified</td>
<td>$2,400,000</td>
</tr>
<tr>
<td></td>
<td>Andrews Air Force Base, Maryland</td>
<td>$10,250,000</td>
</tr>
</tbody>
</table>

Special Operations Command

<table>
<thead>
<tr>
<th>Agency</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Dyess Air Force Base, Texas</td>
<td>$3,300,000</td>
</tr>
<tr>
<td></td>
<td>F.E. Warren Air Force Base, Wyoming</td>
<td>$2,700,000</td>
</tr>
<tr>
<td></td>
<td>Fort Hood, Texas</td>
<td>$12,200,000</td>
</tr>
<tr>
<td></td>
<td>Fort Stewart/Hunter Army Air Field, Georgia</td>
<td>$11,000,000</td>
</tr>
<tr>
<td></td>
<td>Holloman Air Force Base, New Mexico</td>
<td>$5,700,000</td>
</tr>
<tr>
<td></td>
<td>Hurlburt Field, Florida</td>
<td>$8,800,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Base, Camp Pendleton, California</td>
<td>$15,300,000</td>
</tr>
<tr>
<td></td>
<td>Marine Corps Logistics Base, Albany, Georgia</td>
<td>$5,800,000</td>
</tr>
<tr>
<td></td>
<td>Naval Air Station, Whidbey Island, Washington</td>
<td>$6,600,000</td>
</tr>
<tr>
<td></td>
<td>Naval Hospital, Twentynine Palms, California</td>
<td>$1,600,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Mayport, Florida</td>
<td>$24,000,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Norfolk, Virginia</td>
<td>$21,000,000</td>
</tr>
<tr>
<td></td>
<td>Schriever Air Force Base, Colorado</td>
<td>$4,000,000</td>
</tr>
<tr>
<td></td>
<td>Pentagon Reservation, Virginia</td>
<td>$25,000,000</td>
</tr>
</tbody>
</table>

TRICARE Management Activity

<table>
<thead>
<tr>
<th>Agency</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Total:</td>
<td>$391,308,000</td>
</tr>
</tbody>
</table>

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations and locations outside the
United States, and in the amounts, set forth in the following table:

### Defense Agencies: Outside the United States

<table>
<thead>
<tr>
<th>Agency</th>
<th>Installation or location</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Defense Education Activity</td>
<td>Aviano Air Base, Italy</td>
<td>$3,647,000</td>
</tr>
<tr>
<td></td>
<td>Geilenkirchen, Germany</td>
<td>$1,733,000</td>
</tr>
<tr>
<td></td>
<td>Heidelberg, Germany</td>
<td>$3,312,000</td>
</tr>
<tr>
<td></td>
<td>Kaiserslautern, Germany</td>
<td>$1,439,000</td>
</tr>
<tr>
<td></td>
<td>Kitzingen, Germany</td>
<td>$1,394,000</td>
</tr>
<tr>
<td></td>
<td>Landstuhl, Germany</td>
<td>$1,444,000</td>
</tr>
<tr>
<td></td>
<td>Ramstein Air Base, Germany</td>
<td>$2,814,000</td>
</tr>
<tr>
<td></td>
<td>Royal Air Force, Feltwell, United Kingdom</td>
<td>$22,132,000</td>
</tr>
<tr>
<td></td>
<td>Vogelweh Annex, Germany</td>
<td>$1,558,000</td>
</tr>
<tr>
<td></td>
<td>Wiesbaden Air Base, Germany</td>
<td>$1,378,000</td>
</tr>
<tr>
<td></td>
<td>Wuerzburg, Germany</td>
<td>$2,684,000</td>
</tr>
<tr>
<td>Defense Logistics Agency</td>
<td>Andersen Air Force Base, Guam</td>
<td>$20,000,000</td>
</tr>
<tr>
<td></td>
<td>Camp Casey, Korea</td>
<td>$5,500,000</td>
</tr>
<tr>
<td></td>
<td>Naval Station, Rota, Spain</td>
<td>$3,000,000</td>
</tr>
<tr>
<td></td>
<td>Yokota Air Base, Japan</td>
<td>$13,000,000</td>
</tr>
<tr>
<td></td>
<td>Comalapa Air Base, El Salvador</td>
<td>$12,577,000</td>
</tr>
<tr>
<td>Office of Secretary of Defense</td>
<td>Heidelberg, Germany</td>
<td>$28,000,000</td>
</tr>
<tr>
<td>TRICARE Management Activity</td>
<td>Lajes Field, Azores, Portugal</td>
<td>$3,750,000</td>
</tr>
<tr>
<td></td>
<td>Thule, Greenland</td>
<td>$10,800,000</td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$140,162,000</td>
</tr>
</tbody>
</table>

### SEC. 2402. ENERGY CONSERVATION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(6), the Secretary of Defense may carry out energy conservation projects under section 2865 of title 10, United States Code, in the amount of $35,600,000.

### SEC. 2403. AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES.

(a) In General.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2001, for military construction, land acquisition, and military family housing functions of the Department of
Defense (other than the military departments), in the total amount of $1,492,956,000, as follows:

(1) For military construction projects inside the United States authorized by section 2401(a), $391,308,000.

(2) For military construction projects outside the United States authorized by section 2401(b), $140,162,000.

(3) For unspecified minor construction projects under section 2805 of title 10, United States Code, $24,492,000.

(4) For contingency construction projects of the Secretary of Defense under section 2804 of title 10, United States Code, $10,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $87,382,000.

(6) For energy conservation projects authorized by section 2402 of this Act, $35,600,000.


(8) For military family housing functions:
(A) For improvement of military family housing and facilities, $250,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $43,762,000 of which not more than $37,298,000 may be obligated or expended for the leasing of military family housing units worldwide.

(C) For credit to the Department of Defense Family Housing Improvement Fund established by section 2883(a)(1) of title 10, United States Code, $2,000,000.

Stat. 2197), and section 2408 of this Act, $26,000,000.

(10) For construction of the Ammunition De-
militarization Facility Phase 3, Pueblo Army Depot, Colorado, authorized in section 2401(a) of the Mili-
2775), as amended by section 2406 of the Military 
Construction Authorization Act for Fiscal Year 2000 
(division B of Public Law 106–65; 113 Stat. 839), 
$11,000,000.

(11) For construction of the Ammunition De-
militarization Facility Phase 4, Newport Army 
Depot, Indiana, authorized in section 2401(a) of the 
Stat. 2193), $66,000,000.

(12) For construction of the Ammunition De-
militarization Facility Phase 4, Aberdeen Proving 
Ground, Maryland, authorized in section 2401(a) of 
the Military Construction Authorization Act for Fis-
cal Year 1999 (112 Stat. 2193), as amended by sec-
tion 2407 of this Act, $66,500,000.

(13) For construction of the Ammunition De-
militarization Facility Phase 2, Blue Grass Army
Depot, Kentucky, authorized in section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 835), as amended by section 2406 of this Act, $3,000,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2401 of this Act may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(c) ADJUSTMENT.—The total amount authorized to be appropriated pursuant to paragraphs (1) through (8) of subsection (a) is the sum of the amounts authorized to be appropriated in such paragraphs reduced by $1,700,000, which represents savings resulting from adjustments to foreign currency exchange rates for military family housing construction and military family housing support outside the United States.

SEC. 2404. CANCELLATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2001 PROJECTS.

(a) CANCELLATION OF PROJECTS AT CAMP PENDLETON, CALIFORNIA.—(1) The table in section 2401(a) of the Military Construction Authorization Act for Fiscal
Year 2001 (division B of the Floyd D. Spence National 
Defense Authorization Act for Fiscal Year 2001 (as en-
acted by Public Law 106–398); 114 Stat. 1654A–402) is 
amended—

(A) by striking the item relating to Marine 
Corps Base, Camp Pendleton, California, under the 
heading TRICARE Management Activity; and 

(B) by striking the amount identified as the 
total in the amount column and inserting 
"$242,756,000".

(2) Of the amount authorized to be appropriated by 
section 2403(a) of that Act (114 Stat. 1654A–404), and 
paragraph (1) of that section, $14,150,000 shall be avail-
able for purposes relating to construction of the Port-
smouth Naval Hospital, Virginia, as authorized by section 
2401(a) of the Military Construction Authorization Act 
for Fiscal Years 1990 and 1991 (division B of Public Law 
101–189). Such amount is the amount authorized to be 
appropriated by section 2403(a) of the Military Construc-
tion Authorization Act for Fiscal Year 2001 for purposes 
authorized in section 2401(a) of that Act relating to Ma-
rine Corps Base, Camp Pendleton, California.

(b) CONFORMING AMENDMENTS.—Section 2403(a) 
of that Act is amended—
(1) in the matter preceding paragraph (1), by striking “$1,883,902,000” and inserting “$1,828,902,000”; and

(2) in paragraph (3), by striking “$85,095,000” and inserting “$30,095,000”.

SEC. 2405. CANCELLATION OF AUTHORITY TO CARRY OUT ADDITIONAL FISCAL YEAR 2001 PROJECT.

(a) CANCELLATION OF AUTHORITY.—Section 2401(c) the Military Construction Authorization Act for Fiscal Year 2001 (division B of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted by Public Law 106–398); 114 Stat. 1654A–404) is amended by striking “$451,135,000” and inserting “$30,095,000”.

(b) CONFORMING AMENDMENTS.—Section 2403 of that Act is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “$1,883,902,000” and inserting “$1,828,902,000”; and

(B) in paragraph (3), by striking “$85,095,000” and inserting “$30,095,000”; and

(2) in subsection (b), by striking “may not ex-
ceed—” and all that follows through the end of the
subsection and inserting “may not exceed the total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).”.

SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2000 PROJECTS.

(a) MODIFICATION.—The table in section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 835) is amended—

(1) in the item under the heading Chemical Demilitarization relating to Blue Grass Army Depot, Kentucky, by striking “$206,800,000” and inserting “$254,030,000”;

(2) under the heading relating to TRICARE Management Agency—

(A) in the item relating to Fort Wainwright, Alaska, by striking “$133,000,000” and inserting “$215,000,000”; and

(B) by striking the item relating to Naval Air Station, Whidbey Island, Washington; and

(3) by striking the amount identified as the total in the amount column and inserting “$711,950,000”.

(b) CONFORMING AMENDMENTS.—Section 2405(b) of that Act (113 Stat. 839) is amended—
(1) in paragraph (2), by striking “$115,000,000” and inserting “$197,000,000”; and
(2) in paragraph (3), by striking “$184,000,000” and inserting “$231,230,000”.

(c) TREATMENT OF AUTHORIZATION OF APPROPRIATIONS FOR CANCELED PROJECT.—Of the amount authorized to be appropriated by section 2405(a) of that Act (113 Stat. 837), and paragraph (1) of that section, $4,700,000 shall be available for purposes relating to construction of the Portsmouth Naval Hospital, Virginia, as authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Years 1990 and 1991 (division B of Public Law 101–189). Such amount is the amount authorized to be appropriated by section 2405(a) of the Military Construction Authorization Act for Fiscal Year 2000 for purposes authorized in section 2401(a) of that Act relating to Naval Air Station, Whidbey Island, Washington.

SEC. 2407. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 1999 PROJECT.

(a) MODIFICATION.—The table in section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1999 (division B of Public Law 105–261; 112 Stat. 2193) is amended—
(1) in the item under the agency heading Chemical Demilitarization relating to Aberdeen Proving Ground, Maryland, by striking “$186,350,000” in the amount column and inserting “$223,950,000”; and

(2) by striking the amount identified as the total in the amount column and inserting “$727,616,000”.

(b) CONFORMING AMENDMENT.—Section 2404(b)(3) of that Act (112 Stat. 2196) is amended by striking “$158,000,000” and inserting “$195,600,000”.

SEC. 2408. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 1995 PROJECT.

in the item relating to Pine Bluff Arsenal, Arkansas, by striking “$154,400,000” in the amount column and inserting “$177,400,000”.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND ACQUISITION PROJECTS.

The Secretary of Defense may make contributions for the North Atlantic Treaty Organization Security Investment program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the sum of the amount authorized to be appropriated for this purpose in section 2502 and the amount collected from the North Atlantic Treaty Organization as a result of construction previously financed by the United States.

SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2001, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of projects for the North Atlantic Treaty Organization Security Investment program authorized by section 2501, in the amount of $162,600,000.
TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

There are authorized to be appropriated for fiscal years beginning after September 30, 2001, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor, under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), the following amounts:

(1) For the Department of the Army—
   (A) for the Army National Guard of the United States, $365,240,000; and
   (B) for the Army Reserve, $111,404,000.

(2) For the Department of the Navy, for the Naval and Marine Corps Reserve, $33,641,000.

(3) For the Department of the Air Force—
   (A) for the Air National Guard of the United States, $227,232,000; and
   (B) for the Air Force Reserve, $53,732,000.
TITLE XXVII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS

SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND AMOUNTS REQUIRED TO BE SPECIFIED BY LAW.

(a) Expiration of Authorizations After Three Years.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVI for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor) shall expire on the later of—

(1) October 1, 2004; or

(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2005.

(b) Exception.—Subsection (a) shall not apply to authorizations for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor) for which appropriated funds have been obligated before the later of—
† S 1418 ES

(1) October 1, 2004; or

(2) the date of the enactment of an Act author-
izing funds for fiscal year 2005 for military con-
struction projects, land acquisition, family housing
projects and facilities, or contributions to the North
Atlantic Treaty Organization Security Investment
program.

SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN
FISCAL YEAR 1999 PROJECTS.

(a) Extension.—Notwithstanding section 2701 of
the Military Construction Authorization Act for Fiscal
2199), authorizations set forth in the tables in subsection
(b), as provided in section 2302 or 2601 of that Act, shall
remain in effect until October 1, 2002, or the date of the
enactment of an Act authorizing funds for military con-
struction for fiscal year 2003, whichever is later.

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

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Delaware</td>
<td>Dover Air Force Base</td>
<td>Replace Family Housing (55 units).</td>
<td>$8,998,000</td>
</tr>
<tr>
<td>Florida</td>
<td>Patrick Air Force Base</td>
<td>Replace Family Housing (46 units).</td>
<td>$9,692,000</td>
</tr>
<tr>
<td>New Mexico</td>
<td>Kirtland Air Force Base.</td>
<td>Replace Family Housing (37 units).</td>
<td>$6,400,000</td>
</tr>
</tbody>
</table>
Air Force: Extension of 1999 Project Authorizations—Continued

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ohio</td>
<td>Wright-Patterson Air Force Base.</td>
<td>Replace Family Housing (40 units).</td>
<td>$5,600,000</td>
</tr>
</tbody>
</table>

Army National Guard: Extension of 1999 Project Authorizations

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Massachusetts</td>
<td>Westfield</td>
<td>Army Aviation Support Facility.</td>
<td>$9,274,000</td>
</tr>
<tr>
<td>South Carolina</td>
<td>Spartanburg</td>
<td>Readiness Center.</td>
<td>$5,260,000</td>
</tr>
</tbody>
</table>

SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 1998 PROJECTS.


(b) Tables.—The tables referred to in subsection (a) are as follows:
Army: Extension of 1998 Project Authorization

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Maryland</td>
<td>Fort Meade</td>
<td>Family Housing Construction (56 units)</td>
<td>$7,900,000</td>
</tr>
</tbody>
</table>

Navy: Extension of 1998 Project Authorizations

<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>California</td>
<td>Naval Complex, San Diego</td>
<td>Replacement Family Housing Construction (94 units)</td>
<td>$13,500,000</td>
</tr>
<tr>
<td>California</td>
<td>Marine Corps Air Station, Miramar</td>
<td>Family Housing Construction (166 units)</td>
<td>$28,881,000</td>
</tr>
<tr>
<td>Louisiana</td>
<td>Naval Complex, New Orleans</td>
<td>Replacement Family Housing Construction (100 units)</td>
<td>$11,930,000</td>
</tr>
<tr>
<td>Texas</td>
<td>Naval Air Station, Corpus Christi</td>
<td>Family Housing Construction (212 units)</td>
<td>$22,250,000</td>
</tr>
</tbody>
</table>


<table>
<thead>
<tr>
<th>State</th>
<th>Installation or location</th>
<th>Project</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Mexico</td>
<td>Kirtland Air Force Base.</td>
<td>Replace Family Housing (180 units)</td>
<td>$20,900,000</td>
</tr>
</tbody>
</table>

SEC. 2704. EFFECTIVE DATE.

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

2 (1) October 1, 2001; or

3 (2) the date of the enactment of this Act.
TITLE XXVIII—GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

SEC. 2801. INCREASE IN_THRESHOLDS FOR CERTAIN UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECTS.

(a) PROJECTS REQUIRING ADVANCE APPROVAL OF SECRETARY CONCERNED.—Subsection (b)(1) of section 2805 of title 10, United States Code, amended by striking "$500,000" and inserting "$750,000".

(b) PROJECTS USING AMOUNTS FOR OPERATION AND MAINTENANCE.—Subsection (c)(1) of that section is amended—

(1) in subparagraph (A), by striking "$1,000,000" and inserting "$1,500,000"; and

(2) in subparagraph (B), by striking "$500,000" and inserting "$750,000".
SEC. 2802. UNFORESEEN ENVIRONMENTAL HAZARD REMEDIATION AS BASIS FOR AUTHORIZED COST VARIATIONS FOR MILITARY CONSTRUCTION AND FAMILY HOUSING CONSTRUCTION PROJECTS.

Subsection (d) of section 2853 of title 10, United States Code, is amended to read as follows:

“(d) The limitation on cost increases in subsection (a) does not apply to the following:

“(1) The settlement of a contractor claim under a contract.

“(2) The cost of any environmental hazard remediation required by law, including asbestos removal, radon abatement, and lead-based paint removal or abatement, if such remediation could not have reasonably been anticipated at the time the project was approved originally by Congress.”.

SEC. 2803. REPEAL OF REQUIREMENT FOR ANNUAL REPORTS TO CONGRESS ON MILITARY CONSTRUCTION AND MILITARY FAMILY HOUSING ACTIVITIES.

(a) REPEAL.—Section 2861 of title 10, United States Code is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter III of chapter 169 of such
title is amended by striking the item relating to section 2861.

SEC. 2804. AUTHORITY AVAILABLE FOR LEASE OF PROPERTY AND FACILITIES UNDER ALTERNATIVE AUTHORITY FOR ACQUISITION AND IMPROVEMENT OF MILITARY HOUSING.

(a) LEASE AUTHORITIES AVAILABLE.—Section 2878 of title 10, United States Code, is amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

“(c) LEASE AUTHORITIES AVAILABLE.—(1) The Secretary concerned may use any authority or combination of authorities available under section 2667 of this title in leasing property or facilities under this section to the extent such property or facilities, as the case may be, are described by subsection (a)(1) of such section 2667.

“(2) The limitation in subsection (b)(1) of section 2667 of this title shall not apply with respect to a lease of property or facilities under this section.”.

(b) CONFORMING AMENDMENT.—Subsection (e) of that section, as redesignated by subsection (a) of this section, is further amended—

(1) by striking paragraph (1); and
(2) by redesignated paragraphs (2), (3), and (4) as paragraphs (1), (2), and (3), respectively.

(c) TECHNICAL AMENDMENT.—Paragraph (3) of subsection (e) of that section, as redesignated by this section, is further amended by striking “Stewart B. McKinney Homeless Assistance Act” and inserting “McKinney–Vento Homeless Assistance Act”.

SEC. 2805. FUNDS FOR HOUSING ALLOWANCES OF MEMBERS ASSIGNED TO MILITARY FAMILY HOUSING UNDER ALTERNATIVE AUTHORITY FOR ACQUISITION AND IMPROVEMENT OF MILITARY HOUSING.

(a) IN GENERAL.—Subchapter IV of chapter 169 of title 10, United States Code, is amended by inserting after section 2883 the following new section:

“§2883a. Funds for housing allowances of members of the armed forces assigned to certain military family housing units

“To the extent provided in advance in appropriations Acts, the Secretary of Defense may, during the fiscal year in which a contract is awarded for the acquisition or construction of military family housing units under this subchapter that are not to be owned by the United States, transfer from appropriations available for support of military housing for the armed force concerned for that fiscal
year to appropriations available for pay and allowances of military personnel of that armed force for that fiscal year amounts equal to any additional amounts payable during that fiscal year to members of that armed force assigned to such housing units as basic allowance for housing under section 403 of title 37 that would not otherwise have been payable to such members if not for assignment to such housing units.”.

(b) Clerical Amendment.—The table of sections at the beginning of that subchapter is amended by inserting after the item relating to section 2883 the following new item:

“2883a. Funds for housing allowances of members of the armed forces assigned to certain military family housing units.”.

SEC. 2806. AMENDMENT OF FEDERAL ACQUISITION REGULATION TO TREAT FINANCING COSTS AS ALLOWABLE EXPENSES UNDER CONTRACTS FOR UTILITY SERVICES FROM UTILITY SYSTEMS CONVEYED UNDER PRIVATIZATION INITIATIVE.

(a) Determination of Advisability of Amendment.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall determine whether or not it is advisable to modify the Federal Acquisition Regulation in order to provide that a contract for utility services from a utility system conveyed under...
section 2688(a) of title 10, United States Code, may in-
clude terms and conditions that recognize financing costs,
such as return on equity and interest on debt, as an allow-
able expense when incurred by the conveyee of the utility
system to acquire, operate, renovate, replace, upgrade, re-
pair, and expand the utility system.

(b) REPORT.—If as of the date that is 180 days after
the date of the enactment of this Act, the Federal Acquisi-
tion Regulatory Council has not modified the Federal Ac-
quision Regulation to provide that a contract described
in subsection (a) may include terms and conditions de-
scribed in that subsection, or otherwise taken action to
provide that a contract referred to in that subsection may
include terms and conditions described in that subsection,
the Secretary shall submit to Congress on that date a re-
port setting forth a justification for the failure to take
such actions.

Subtitle B—Real Property and
Facilities Administration

SEC. 2811. AVAILABILITY OF PROCEEDS OF SALES OF DE-
PARTMENT OF DEFENSE PROPERTY FROM
CLOSED MILITARY INSTALLATIONS.

Section 204(h)(2) of the Federal Property and Ad-
ministrative Services Act of 1949 (40 U.S.C. 485(h)(2))
is amended by striking subparagraphs (A) and (B) and inserting the following new subparagraphs:

“(A) In the case of property located at a military installation that is closed, such amount shall be available for facility maintenance and repair or environmental restoration by the military department that had jurisdiction over such property before the closure of the military installation.

“(B) In the case of property located at any other military installation—

“(i) 50 percent of such amount shall be available for facility maintenance and repair or environmental restoration at the military installation where such property was located before it was disposed of or transferred; and

“(ii) 50 percent of such amount shall be available for facility maintenance and repair and for environmental restoration by the military department that had jurisdiction over such property before it was disposed of or transferred.”.

SEC. 2812. PILOT EFFICIENT FACILITIES INITIATIVE.

(a) INITIATIVE AUTHORIZED.—The Secretary of Defense may carry out a pilot program for purposes of determining the potential for increasing the efficiency and ef-
fectiveness of the operation of military installations. The pilot program shall be known as the “Pilot Efficient Facilities Initiative” (in this section referred to as the “Initiative”).

(b) DESIGNATION OF PARTICIPATING FACILITIES.—

(1) The Secretary may designate up to two installations of each military department for participation in the Initiative.

(2) The Secretary shall transmit to the Committees on Armed Services of the Senate and the House of Representatives a written notification of each installation proposed to be included in the Initiative not less than 30 days before taking any action to carry out the Initiative at such installation.

(3) The Secretary shall include in the notification regarding an installation designated for participation in the Initiative a management plan for the Initiative at the installation. Each management plan for an installation shall include the following:

(A) A description of—

(i) each proposed lease of real or personal property located at the installation;

(ii) each proposed disposal of real or personal property located at the installation;
(iii) each proposed leaseback of real or personal property leased or disposed of at the installation;

(iv) each proposed conversion of services at the installation from Federal Government performance to non-Federal Government performance, including performance by contract with a State or local government or private entity or performance as consideration for the lease or disposal of property at the installation; and

(v) each other action proposed to be taken to improve mission effectiveness and reduce the cost of providing quality installation support at the installation.

(B) With respect to each proposed action described under subparagraph (A)—

(i) an estimate of the savings expected to be achieved as a result of the action;

(ii) each regulation not required by statute that is proposed to be waived to implement the action; and

(iii) each statute or regulation required by statute that is proposed to be waived to implement the action, including—
(I) an explanation of the reasons for the proposed waiver; and

(II) a description of the action to be taken to protect the public interests served by the statute or regulation, as the case may be, proposed to be waived in the event of the waiver.

(C) A description of the steps taken by the Secretary to consult with employees at the facility, and communities in the vicinity of the facility, regarding the Initiative at the installation.

(D) Measurable criteria for the evaluation of the effects of the actions to be taken pursuant to the Initiative at the installation.

(c) WAIVER OF STATUTORY REQUIREMENTS.—The Secretary of Defense may waive any statute or regulation required by statute for purposes of carrying out the Initiative only if specific authority for the waiver of such statute or regulation is provided in an Act that is enacted after the date of the enactment of this Act.

(d) INSTALLATION EFFICIENCY PROJECT FUND.—(1) There is established on the books of the Treasury a fund to be known as the “Installation Efficiency Project Fund” (in this subsection referred to as the “Fund”).
(2) There shall be deposited in the Fund all cash rents, payments, reimbursements, proceeds and other amounts from leases, sales, or other conveyances or transfers, joint activities, and other actions taken under the Initiative.

(3) To the extent provided in advance in authorization Acts and appropriations Acts, amounts in the Fund shall be available to the Secretary concerned for purposes of managing capital assets and providing support services at installations participating in the Initiative. Amounts in the Fund may be used for such purposes in addition to, or in combination with, other amounts authorized to appropriated for such purposes. Amounts in the Fund shall be available for such purposes for five years.

(4) Subject to applicable financial management regulations, the Secretary of Defense shall structure the Fund, and provide administrative policies and procedures, in order provide proper control of deposits in and disbursements from the Fund.

(e) TERMINATION.—The authority of the Secretary to carry out the Initiative shall terminate four years after the date of the enactment of this Act.

(f) REPORT.—Not later than three years after the date of the enactment of this Act, the Secretary shall submit to the committees of Congress referred to in sub-
section (b)(2) a report on the Initiative. The report shall contain a description of the actions taken under the Initiative and include such other information, including recommendations, as the Secretary considers appropriate in light of the Initiative.

SEC. 2813. DEMONSTRATION PROGRAM ON REDUCTION IN LONG-TERM FACILITY MAINTENANCE COSTS.

(a) Authority To Carry Out Program.—Subject to the provisions of this section, the Secretary of the Army may conduct a demonstration program to assess the feasibility and desirability of including facility maintenance requirements in construction contracts for military construction projects. The purpose of the demonstration program is to determine whether or not such requirements facilitate reductions in the long-term facility maintenance costs of the military departments.

(b) Contracts.—(1) The demonstration program shall cover contracts entered into on or after the date of the enactment of this Act.

(2) Not more than three contracts entered into in any year may contain requirements referred to in subsection (a) for the purpose of the demonstration program.

(e) Effective Period of Requirements.—The effective period of a requirement referred to in subsection (a) that is included in a contract for the purpose of the
demonstration program shall be any period elected by the Secretary not in excess of five years.

(d) REPORTS.—(1) Not later than January 31, 2003, and annually thereafter until the year following the cessation of effectiveness of any requirements referred to in subsection (a) in contracts under the demonstration program, the Secretary shall submit to the congressional defense committees a report on the demonstration program.

(2) Each report under paragraph (1) shall include, for the year covered by such report, the following:

(A) A description of the contracts entered into during the year that contain requirements referred to in subsection (a) for the purpose of the demonstration program.

(B) The experience of the Secretary during the year with respect to any contracts containing requirements referred to in subsection (a) for the purpose of the demonstration program that were in force during the year.

(3) The final report under this subsection shall include, in addition to the matters required under paragraph (2), an evaluation of the demonstration program and any recommendations, including recommendations for the termination, continuation, or expansion of the demonstration program, that the Secretary considers appropriate.
(c) Expiration.—The authority under subsection (a) to include requirements referred to in that subsection in contracts under the demonstration program shall expire on September 30, 2006.

(f) Funding.—Amounts authorized to be appropriated for the Army for a fiscal year for military construction shall be available for the demonstration program under this section in such fiscal year.

Subtitle C—Land Conveyances

Sec. 2821. Land Conveyance, Engineer Proving Ground, Fort Belvoir, Virginia.

(a) Conveyance Authorized.—The Secretary of the Army may convey to the Commonwealth of Virginia (in this section referred to as the “Commonwealth”) all right, title, and interest of United States in and to two parcels of real property, including any improvements thereon, located at the Engineer Proving Ground, Fort Belvoir, Virginia, as follows:

(1) The parcel, consisting of approximately 170 acres, that is to be used for a portion of the Fairfax County Parkway, including for construction of that portion of the parkway.

(2) The parcel, consisting of approximately 11.45 acres, that is subject to an easement previously granted to the Commonwealth as Army easem-
ment DACA 31–3–96–440 for the construction of a
portion of Interstate Highway 95.

(b) CONSIDERATION.—As consideration for the con-
veyance under subsection (a), the Commonwealth shall—

(1) design and construct, at its expense and for
public benefit, the portion of the Fairfax County
Parkway through the Engineer Proving Ground;

(2) provide a conceptual design for eventual in-
corporation and construction by others of access into
the Engineer Proving Ground at the Rolling Road
Interchange from Fairfax County Parkway as speci-
fied in Virginia Department of Transportation
Project #R000–029–249, C514;

(3) provide such easements or rights of way for
utilities under or across the Fairfax County Park-
way as the Secretary considers appropriate for the
optimum development of the Engineer Proving
Ground; and

(4) pay the United States an amount, jointly
determined by the Secretary and the Commonwealth,
appropriate to cover the costs of constructing a re-
placement building for building 5089 located on the
Engineer Proving Ground.

(c) RESPONSIBILITY FOR ENVIRONMENTAL CLEAN-
up.—The Secretary shall retain liability under the Com-
prehensive Environmental Response, Compensation, and
Liability Act of 1980 (42 U.S.C. 9601 et seq.), and any
other applicable environmental statute or regulation, for
any environmental hazard on the property conveyed under
subsection (a) as of the date of the conveyance under that
subsection.

(d) ACCEPTANCE AND DISPOSITION OF FUNDS.—(1)
The Secretary of the Army may accept the funds paid by
the Commonwealth as consideration under subsection
(b)(4) and shall credit the accepted funds to the appro-
priation or appropriations that are appropriate for paying
the costs of the replacement of Building 5089, located on
the Engineer Proving Ground, Fort Belvoir, Virginia, con-
sistent with paragraphs (2) and (3) of this subsection.

(2) Funds accepted under paragraph (1) shall be
available, until expended, for the replacement of Building
5089.

(3) Funds appropriated pursuant to the authorization
of appropriations in section 301(1), and funds appro-
priated pursuant to the authorization of appropriations in
section 2104(a)(4), shall be available in accordance with
section 2805 of title 10, United States Code, for the ex-
cess, if any, of the cost of the replacement of Building
5089 over the amount available for such project under
paragraph (2).
(e) **Description of Property.**—(1) The exact acreage and legal description of the real property to be conveyed under subsection (a)(1) shall be determined by a survey satisfactory to the Secretary. The cost of the survey shall be borne by the Commonwealth.

(2) The exact acreage and legal description of the real property to be conveyed under subsection (a)(2) are as set forth in Army easement DACA 31–3–96–440.

(f) **Additional Terms and Conditions.**—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

**SEC. 2822. MODIFICATION OF AUTHORITY FOR CONVEYANCE OF NAVAL COMPUTER AND TELECOMMUNICATIONS STATION, CUTLER, MAINE.**

Section 2853(a) of the Military Construction Authorization Act for Fiscal Year 2001 (division B of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted by Public Law 106–398); 114 Stat. 1654A–430) is amended by inserting “any or” before “all right”.

† § 1418 ES
SEC. 2823. LAND TRANSFER AND CONVEYANCE, NAVAL SECURITY GROUP ACTIVITY, WINTER HARBOR, MAINE.

(a) Transfer of Administrative Jurisdiction.—(1) The Secretary of the Navy may transfer to the Secretary of the Interior administrative jurisdiction of a parcel of real property, including any improvements thereon and appurtenances thereto, consisting of approximately 26 acres as generally depicted as Tract 15–116 on the map entitled “Acadia National Park Schoodic Point Area”, numbered 123/80,418 and dated May 2001. The map shall be on file and available for inspection in the appropriate offices of the National Park Service.

(2) The transfer authorized by this subsection shall occur, if at all, concurrently with the reversion of administrative jurisdiction of a parcel of real property consisting of approximately 71 acres, as depicted as Tract 15–115 on the map referred to in paragraph (1), from the Secretary of the Navy to the Secretary of the Interior as authorized by Public Law 80–260 (61 Stat. 519) and to be executed on or about June 30, 2002.

(b) Conveyance Authorized.—The Secretary of the Navy may convey, without consideration, to the State of Maine, any political subdivision of the State of Maine, or any tax-supported agency in the State of Maine, all right, title, and interest of the United States in and to
any of the parcels of real property, including any improve-
ments thereon and appurtenances thereto, consisting of
approximately 485 acres and comprising the former facili-
ties of the Naval Security Group Activity, Winter Harbor,
Maine, located in Hancock County, Maine, less the real
property described in subsection (a)(1), for the purpose
of economic redevelopment.

(c) TRANSFER OF PERSONAL PROPERTY.—The Sec-
retary of the Navy may transfer, without consideration,
to the Secretary of the Interior in the case of the real
property transferred under subsection (a), or to any recipi-
ent of such real property in the case of real property con-
veyed under subsection (b), any or all personal property
associated with such real property so transferred or con-
veyed, including any personal property required to con-
tinue the maintenance of the infrastructure of such real
property (including the generators for an uninterrupted
power supply in building 154 at the Corea site).

(d) MAINTENANCE OF PROPERTY PENDING CONVEY-
ANCE.—(1) The Secretary of the Navy shall maintain any
real property, including any improvements thereon, appur-
tenances thereto, and supporting infrastructure, to be con-
veyed under subsection (b) in accordance with the protec-
tion and maintenance standards specified in section 101–
47.4913 of title 41, Code of Federal Regulations, until the earlier of—

(A) the date of the conveyance of such real property under subsection (b); or

(B) September 30, 2003.

(2) The requirement in paragraph (1) shall not be construed as authority to improve the real property, improvements, and infrastructure referred to in that paragraph so as to bring such real property, improvements, or infrastructure into compliance with any zoning or property maintenance codes or to repair any damage to such improvements and infrastructure through an Act of God.

(e) INTERIM LEASE.—(1) Until such time as any parcel of real property to be conveyed under subsection (b) is conveyed by deed under that subsection, the Secretary of the Navy may lease such parcel to any person or entity determined by the Secretary to be an appropriate lessee of such parcel.

(2) The amount of rent for a lease under paragraph (1) shall be the amount determined by the Secretary to be appropriate, and may be an amount less than the fair market value of the lease.

(3) Notwithstanding any other provision of law, the Secretary shall credit any amount received for a lease of real property under paragraph (1) to the appropriation or
account providing funds for the operation and maintenance of such property or for the procurement of utility services for such property. Amounts so credited shall be merged with funds in the appropriation or account to which credited, and shall be available for the same purposes, and subject to the same conditions and limitations, as the funds with which merged.

(f) **Reimbursement for Environmental and Other Assessments.**—(1) The Secretary of the Navy may require each recipient of real property conveyed under subsection (b) to reimburse the Secretary for the costs incurred by the Secretary for any environmental assessment, study, or analysis carried out by the Secretary with respect to such property before completing the conveyance under that subsection.

(2) The amount of any reimbursement required under paragraph (1) shall be determined by the Secretary, but may not exceed the cost of the assessment, study, or analysis for which reimbursement is required.

(3) Section 2695(c) of title 10, United States Code, shall apply to any amount received by the Secretary under this subsection.

(g) **Description of Property.**—The exact acreage and legal description of the real property transferred under subsection (a), and each parcel of real property con-
surveyed under subsection (b), shall be determined by a survey satisfactory to the Secretary of the Navy. The cost of any survey under the preceding sentence for real property conveyed under subsection (b) shall be borne by the recipient of the real property.

(h) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of the Navy may require such additional terms and conditions in connection with any conveyance under subsection (b), and any lease under subsection (e), as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2824. CONVEYANCE OF SEGMENT OF LORING PETROLEUM PIPELINE, MAINE, AND RELATED EASEMENTS.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Air Force may convey, without consideration, to the Loring Development Authority, Maine (in this section referred to as the “Authority”), all right, title, and interest of the United States in and to the segment of the Loring Petroleum (POL) Pipeline, Maine, consisting of approximately 27 miles in length and running between the Searsport terminal and Bangor Air National Guard Base.

(b) RELATED EASEMENTS.—As part of the conveyance authorized by subsection (a), the Secretary may convey to the Authority, without consideration, all right, title,
and interest of the United States in and to any easements or rights-of-way necessary for the operation or maintenance of the segment of pipeline conveyed under that subsection.

(c) Reimbursement for Costs of Conveyance.—(1) The Authority shall reimburse the Secretary for the costs incurred by the Secretary for any environmental assessment, study, or analysis, or for any other expense incurred by the Secretary, for a conveyance authorized by this section.

(2) The amount of the reimbursement under paragraph (1) for an activity shall be determined by the Secretary, but may not exceed the cost of the activity.

(3) Section 2695(c) of title 10, United States Code, shall apply to any amount received by the Secretary under this subsection.

(d) Description of Property.—The exact acreage and legal description of the segment of pipeline conveyed under subsection (a), and of any easements or rights-of-way conveyed under subsection (b), shall be determined by surveys and other means satisfactory to the Secretary. The cost of any survey or other services performed at the direction of the Secretary under the preceding sentence shall be borne by the Authority.
(c) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyances under this section as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2825. LAND CONVEYANCE, PETROLEUM TERMINAL SERVING FORMER LORING AIR FORCE BASE AND BANGOR AIR NATIONAL GUARD BASE, MAINE.

(a) CONVEYANCE AUTHORIZED.—(1) The Secretary of the Air Force may convey to the Maine Port Authority of the State of Maine (in this section referred to as the “Authority”) all right, title, and interest of the United States in and to the Petroleum Terminal (POL) at Mack Point, Searsport, Maine, which served former Loring Air Force Base and Bangor Air National Guard Base, Maine.

(2) The conveyance under paragraph (1) may include the following:

(A) A parcel of real property, including any improvements thereon, consisting of approximately 20 acres and comprising a portion of the Petroleum Terminal.

(B) Any additional fuel tanks, other improvements, and equipment located on the 43-acre parcel of property adjacent to the property described in
subparagraph (A), and currently leased by the Secretary, which constitutes the remaining portion of the Petroleum Terminal.

(b) CONDITION OF CONVEYANCE.—The Secretary may not make the conveyance under subsection (a) unless the Authority agrees to utilize the property to be conveyed under that subsection solely for economic development purposes.

(e) CONSIDERATION.—(1) As consideration for the conveyance under subsection (a), the Authority shall lease to the Air Force approximately one acre of the real property conveyed under that subsection, together with any improvements thereon, that constitutes the Aerospace Fuels Laboratory (also known as Building 14).

(2) The real property leased under this subsection shall include the parking lot, outbuildings, and other improvements associated with the Aerospace Fuels Laboratory and such easements of ingress and egress to the real property, including easements for utilities, as are required for the operations of the Aerospace Fuels Laboratory.

(3) As part of the lease of real property under this subsection, the Authority shall maintain around the real property for the term of the lease a zone, not less than 75 feet in depth, free of improvements or encumbrances.
(4) The lease under this subsection shall be without cost to the United States.

(5) The term of the lease under this subsection may not exceed 25 years. If operations at the Aerospace Fuels Laboratory cease before the expiration of the term of the lease otherwise provided for under this subsection, the lease shall be deemed to have expired upon the cessation of such operations.

(d) CONVEYANCE CONTINGENT ON EXPIRATION OF LEASE OF FUEL TANKS.—The Secretary may not make the conveyance under subsection (a) until the expiration of the lease referred to in paragraph (2)(B) of that subsection.

(e) ENVIRONMENTAL REMEDIATION.—The Secretary may not make the conveyance under subsection (a) until the completion of any environmental remediation required by law with respect to the property to be conveyed under that subsection.

(f) REIMBURSEMENT FOR COSTS OF CONVEYANCE.—(1) The Authority shall reimburse the Secretary for the costs incurred by the Secretary for any environmental assessment, study, or analysis, or for any other expense incurred by the Secretary, for the conveyance authorized by subsection (a).
(2) The amount of the reimbursement under paragraph (1) for an activity shall be determined by the Secretary, but may not exceed the cost of the activity.

(3) Section 2695(c) of title 10, United States Code, shall apply to any amount received by the Secretary under this subsection.

(g) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary. The cost of the survey shall be borne by the Authority.

(h) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a), and the lease under subsection (c), as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2826. LAND CONVEYANCE, NAVAL WEAPONS INDUSTRIAL RESERVE PLANT, TOLEDO, OHIO.

(a) CONVEYANCE AUTHORIZED.—(1) The Secretary of the Navy may convey, without consideration, to the Toledo-Lucas County Port Authority, Ohio (in this section referred to as the “Port Authority”), any or all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, con-
sisting of approximately 29 acres and comprising the Naval Weapons Industrial Reserve Plant, Toledo, Ohio.

(2) The Secretary may include in the conveyance under paragraph (1) such facilities, equipment, fixtures, and other personal property located or based on the parcel conveyed under that paragraph, or used in connection with the parcel, as the Secretary determines to be excess to the Navy.

(b) LEASE AUTHORITY.—Until such time as the real property described in subsection (a)(1) is conveyed by deed, the Secretary may lease such real property, and any personal property described in subsection (a)(2), to the Port Authority in exchange for such security, fire protection, and maintenance services as the Secretary considers appropriate.

(c) CONDITIONS OF CONVEYANCE.—The conveyance under subsection (a), and any lease under subsection (b), shall be subject to the conditions that the Port Authority—

(1) accept the real and personal property concerned in their condition at the time of the conveyance or lease, as the case may be; and

(2) except as provided in subsection (d), use the real and personal property concerned, whether directly or through an agreement with a public or pri-
vate entity, for economic development or such other public purposes as the Port Authority considers appropriate.

(d) Subsequent Use.—(1) The Port Authority may, following entry into a lease under subsection (b) for real property, personal property, or both, sublease such property for a purpose set forth in subsection (c)(2) if the Secretary approves the sublease of such property for that purpose.

(2) The Port Authority may, following the conveyance of real property under subsection (a), lease or reconvey such real property, and any personal property conveyed with such real property under that subsection, for a purpose set forth in subsection (e)(2).

(e) Reimbursement for Costs of Conveyance and Lease.—(1) The Port Authority shall reimburse the Secretary for the costs incurred by the Secretary for any environmental assessment, study, or analysis, or for any other expense incurred by the Secretary, for the conveyance authorized by subsection (a) or any lease authorized by subsection (b).

(2) The amount of the reimbursement under paragraph (1) for an activity shall be determined by the Secretary, but may not exceed the cost of the activity.
(3) Section 2695(c) of title 10, United States Code, shall apply to any amount received by the Secretary under this subsection.

(f) Description of Property.—The exact acreage and legal of the real property to be conveyed under subsection (a)(1), and an appropriate inventory or other description of the personal property to be conveyed under subsection (a)(2), shall be determined by a survey and other means satisfactory to the Secretary.

(g) Additional Terms and Conditions.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a)(1), and any lease under subsection (b), as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2827. MODIFICATION OF LAND CONVEYANCE, MUKILTEO TANK FARM, EVERETT, WASHINGTON.


(1) in subsection (a), by striking “22 acres” and inserting “20.9 acres”;
(2) by redesignating subsections (b), (c), (d), and (e) as subsections (c), (d), (e), and (f), respectively; and

(3) by inserting after subsection (a) the following new subsection (b):

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“(b) TRANSFER OF JURISDICTION.—(1) At the same time the Secretary of the Air Force makes the conveyance authorized by subsection (a), the Secretary shall transfer to the Secretary of Commerce administrative jurisdiction over a parcel of real property, including improvements thereon, consisting of approximately 1.1 acres located at the Mukilteo Tank Farm and including the National Marine Fisheries Service Mukilteo Research Center facility.

“(2) The Secretary of Commerce may, with the consent of the Port, exchange with the Port all or any portion of the property received under paragraph (1) for a parcel of real property of equal area at the Mukilteo Tank Farm that is owned by the Port.

“(3) The Secretary of Commerce shall administer the property under the jurisdiction of the Secretary under this subsection through the Administrator of the National Oceanic and Atmospheric Administration as part of the Administration.

“(4) The Administrator shall use the property under the jurisdiction of the Secretary of Commerce under this
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subsection as the location of a research facility, and may
construct a new facility on the property for such research
purposes as the Administrator considers appropriate.

“(5)(A) If after the 12-year period beginning on the
date of the enactment of the National Defense Authoriza-
tion Act for Fiscal Year 2002, the Administrator is not
using any portion of the real property under the jurisdic-
tion of the Secretary of Commerce under this subsection,
the Administrator shall convey, without consideration, to
the Port all right, title, and interest in and to such portion
of the real property, including improvements thereon.

“(B) The Port shall use any real property conveyed
to the Port under this paragraph for the purpose specified
in subsection (a).”.

(b) CONFORMING AMENDMENT.—The section head-
ing for that section is amended to read as follows:

“SEC. 2866. LAND CONVEYANCE AND TRANSFER, MUKILTEO
TANK FARM, EVERETT, WASHINGTON.”.

SEC. 2828. LAND CONVEYANCES, CHARLESTON AIR FORCE
BASE, SOUTH CAROLINA.

(a) CONVEYANCE TO STATE OF SOUTH CAROLINA
AUTHORIZED.—The Secretary of the Air Force may con-
voy, without consideration, to the State of South Carolina
(in this section referred to as the “State”), all right, title,
and interest of the United States in and to a portion (as
determined under subsection (c)) of the real property, in-
cluding any improvements thereon, consisting of approxi-
mately 24 acres at Charleston Air Force Base, South
Carolina, and comprising the Air Force Family Housing
Annex. The purpose of the conveyance is to facilitate the
Remount Road Project.

(b) CONVEYANCE TO CITY OF NORTH CHARLESTON
AUTHORIZED.—The Secretary may convey, without con-
sideration, to the City of North Charleston, South Caro-
lina (in this section referred to as the “City”), all right,
title, and interest of the United States in and to a portion
(as determined under subsection (c)) of the real property,
including any improvements thereon, referred to in sub-
section (a). The purpose of the conveyance is to permit
the use of the property by the City for municipal purposes.

(c) DETERMINATION OF PORTIONS OF PROPERTY TO
BE CONVEYED.—(1) Subject to paragraph (2), the Sec-
retary, the State, and the City shall jointly determine the
portion of the property referred to in subsection (a) that
is to be conveyed to the State under subsection (a) and
the portion of the property that is to be conveyed to the
City under subsection (b).

(2) In determining under paragraph (1) the portions
of property to be conveyed under this section, the portion
to be conveyed to the State shall be the minimum portion
of the property required by the State for the purpose specified in subsection (a), and the portion to be conveyed to the City shall be the balance of the property.

(d) LIMITATION ON CONVEYANCES.—The Secretary may not carry out the conveyance of property authorized by subsection (a) or subsection (b) until the completion of an assessment of environmental contamination of the property authorized to be conveyed by such subsection for purposes of determining responsibility for environmental remediation of such property.

(e) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsections (a) and (b) shall be determined by surveys satisfactory to the Secretary. The cost of the survey for the property to be conveyed under subsection (a) shall be borne by the State, and the cost of the survey for the property to be conveyed under subsection (b) shall be borne by the City.

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyances under subsections (a) and (b) as the Secretary considers appropriate to protect the interests of the United States.
SEC. 2829. LAND CONVEYANCE, FORT DES MOINES, IOWA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to Fort Des Moines Memorial Park, Inc., a nonprofit organization (in this section referred to as the “Memorial Park”), all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, consisting of approximately 4.6 acres located at Fort Des Moines United States Army Reserve Center, Des Moines, Iowa, for the purpose of the establishment of the Fort Des Moines Memorial Park and Education Center.

(b) CONDITION OF CONVEYANCE.—The conveyance under subsection (a) shall be subject to the condition that the Memorial Park use the property for museum and park purposes.

(c) REVERSION.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used for museum and park purposes, all right, title, and interest in and to the real property, including any improvements thereon, shall revert to the United States, and the United States shall have the right of immediate entry thereon.

(d) REIMBURSEMENT FOR COSTS OF CONVEYANCE.—(1) The Memorial Park shall reimburse the Secretary for the costs incurred by the Secretary for any environmental assessment, study, or analysis, or for any other
expenses incurred by the Secretary, for the conveyance au-

(2) The amount of the reimbursement under para-

paragraph (1) for any activity shall be determined by the Sec-

retary, but may not exceed the cost of such activity.

(3) Section 2695(c) of title 10 United States Code, shall apply to any amount received under this subsection.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by survey satis-

factory to the Secretary. The cost of the survey shall be borne by the Memorial Park.

(f) ADDITIONAL TERMS AND CONDITIONS.—The Sec-

retary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the inter-

ests of the United States.

SEC. 2830. LAND CONVEYANCES, CERTAIN FORMER MIN-

UTEMAN III ICBM FACILITIES IN NORTH DA-

KOTA.

(a) CONVEYANCES REQUIRED.—(1) The Secretary of the Air Force may convey, without consideration, to the State Historical Society of North Dakota (in this section referred to as the “Historical Society”) all right, title, and interest of the United States in and to parcels of real
property, together with any improvements thereon, of the
Minuteman III ICBM facilities of the former 321st Missile
Group at Grand Forks Air Force Base, North Dakota,
as follows:

(A) The parcel consisting of the launch facility
designated “November–33”.

(B) The parcel consisting of the missile alert
facility and launch control center designated “Oscar-
O”.

(2) The purpose of the conveyance of the facilities
is to provide for the establishment of an historical site al-
lowing for the preservation, protection, and interpretation
of the facilities.

(b) CONSULTATION.—The Secretary shall consult
with the Secretary of State and the Secretary of Defense
in order to ensure that the conveyances required by sub-
section (a) are carried out in accordance with applicable
treaties.

(c) HISTORIC SITE.—The Secretary may, in coopera-
tion with the Historical Society, enter into one or more
cooperative agreements with appropriate public or private
entities or individuals in order to provide for the establish-
ment and maintenance of the historic site referred to in
subsection (a)(2).
SEC. 2831. LAND ACQUISITION, PERQUIMANS COUNTY, NORTH CAROLINA.

The Secretary of the Navy may, using funds previously appropriated for such purpose, acquire any and all right, title, and interest in and to a parcel of real property, including improvements thereon, consisting of approximately 240 acres, or any portion thereof, in Perquimans County, North Carolina, for purposes of including such parcel in the Harvey Point Defense Testing Activity, Hertford, North Carolina.

SEC. 2832. LAND CONVEYANCE, ARMY RESERVE CENTER, KEWAUNEE, WISCONSIN.

(a) CONVEYANCE REQUIRED.—The Administrator of General Services may convey, without consideration, to the City of Kewaunee, Wisconsin (in this section referred to as the “City”), all right, title, and interest of the United States in and to a parcel of Federal real property, including improvements thereon, that is located at 401 5th Street in Kewaunee, Wisconsin, and contains an excess Army Reserve Center. After such conveyance, the property may be used and occupied only by the City, or by another local or State government entity approved by the City.

(b) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satis-
factory to the Administrator. The cost of the survey shall be borne by the City.

(c) Reversionary Interest.—During the 20-year period beginning on the date the Administrator makes the conveyance under subsection (a), if the Administrator determines that the conveyed property is not being used and occupied in accordance with such subsection, all right, title, and interest in and to the property, including any improvements thereon, shall revert to the United States. Upon reversion, the United States shall immediately proceed to a public sale of the property.

(d) Additional Terms and Conditions.—(1) The property shall not be used for commercial purposes.

(2) The Administrator may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Administrator considers appropriate to protect the interests of the United States.

SEC. 2833. TREATMENT OF AMOUNTS RECEIVED.

Any net proceeds received by the United States as payment under subsection (c) of section 2832 shall be deposited into the Land and Water Conservation Fund.
Subtitle D—Other Matters

SEC. 2841. DEVELOPMENT OF UNITED STATES ARMY HERITAGE AND EDUCATION CENTER AT CARLISLE BARRACKS, PENNSYLVANIA.

(a) Authority To Enter into Agreement.—(1) The Secretary of the Army may enter into an agreement with the Military Heritage Foundation, a not-for-profit organization, for the design, construction, and operation of a facility for the United States Army Heritage and Education Center at Carlisle Barracks, Pennsylvania.

(2) The facility referred to in paragraph (1) is to be used for curation and storage of artifacts, research facilities, classrooms, and offices, and for education and other activities, agreed to by the Secretary, relating to the heritage of the Army. The facility may also be used to support such education and training as the Secretary considers appropriate.

(b) Design and Construction.—The Secretary may, at the election of the Secretary—

(1) accept funds from the Military Heritage Foundation for the design and construction of the facility referred to in subsection (a); or

(2) permit the Military Heritage Foundation to contract for the design and construction of the facility.
(c) ACCEPTANCE OF FACILITY.—(1) Upon satisfac-
tory completion, as determined by the Secretary, of the
facility referred to in subsection (a), and upon the satis-
faction of any and all financial obligations incident thereto
by the Military Heritage Foundation, the Secretary shall
accept the facility from the Military Heritage Foundation,
and all right, title, and interest in and to the facility shall
vest in the United States.

(2) Upon becoming property of the United States, the
facility shall be under the jurisdiction of the Secretary.

(d) USE OF CERTAIN GIFTS.—(1) Under regulations
prescribed by the Secretary, the Commandant of the Army
War College may, without regard to section 2601 of title
10, United States Code, accept, hold, administer, invest,
and spend any gift, devise, or bequest of personnel prop-
erty of a value of $250,000 or less made to the United
States if such gift, devise, or bequest is for the benefit
of the United States Army Heritage and Education Cen-
ter.

(2) The Secretary may pay or authorize the payment
of any reasonable and necessary expense in connection
with the conveyance or transfer of a gift, devise, or be-
quest under this subsection.

(e) ADDITIONAL TERMS AND CONDITIONS.—The
Secretary may require such additional terms and condi-
tions in connection with the agreement authorized to be entered into by subsection (a) as the Secretary considers appropriate to protect the interest of the United States.

SEC. 2842. REPEAL OF LIMITATION ON COST OF RENOVATION OF PENTAGON RESERVATION.


SEC. 2843. NAMING OF PATRICIA C. LAMAR ARMY NATIONAL GUARD READINESS CENTER, OXFORD, MISSISSIPPI.

(a) DESIGNATION.—The Oxford Army National Guard Readiness Center, Oxford, Mississippi, shall be known and designated as the “Patricia C. Lamar Army National Guard Readiness Center”.

(b) REFERENCE TO READINESS CENTER.—Any reference to the Oxford Army National Guard Readiness Center, Oxford, Mississippi, in any law, regulation, map, document, record, or other paper of the United States shall be considered to be a reference to the Patricia C. Lamar Army National Guard Readiness Center.

SEC. 2844. CONSTRUCTION OF PARKING GARAGE AT FORT DERUSSY, HAWAII.

(a) AUTHORITY TO ENTER INTO AGREEMENT FOR CONSTRUCTION.—The Secretary of the Army may author-
ize the Army Morale, Welfare, and Recreation Fund, a non-appropriated fund instrumentality of the Department of Defense (in this section referred to as the “Fund”), to enter into an agreement with a governmental, quasi-governmental, or commercial entity for the construction of a parking garage at Fort DeRussy, Hawaii.

(b) Form of Agreement.—The agreement under subsection (a) may take the form of a non-appropriated fund contract, conditional gift, or other agreement determined by the Fund to be appropriate for purposes of construction of the parking garage.

(c) Use of Parking Garage by Public.—The agreement under subsection (a) may permit the use by the general public of the parking garage constructed under the agreement if the Fund determines that use of the parking garage by the general public will be advantageous to the Fund.

(d) Treatment of Revenues of Fund Parking Garages at Fort DeRussy.—Notwithstanding any other provision of law, amounts received by the Fund by reason of operation of parking garages at Fort DeRussy, including the parking garage constructed under the agreement under subsection (a), shall be treated as non-appropriated funds, and shall accrue to the benefit of the Fund.
or its component funds, including the Armed Forces Recreation Center–Hawaii (Hale Koa Hotel).

SEC. 2845. ACCEPTANCE OF CONTRIBUTIONS TO REPAIR OR ESTABLISHMENT MEMORIAL AT PENTAGON RESERVATION.

(a) Authority To Accept Contributions.—The Secretary of Defense may accept contributions made for the purpose of establishing a memorial or assisting in the repair of the damage caused to the Pentagon Reservation by the terrorist attack that occurred on September 11, 2001.

(b) Deposit of Contributions.—The Secretary shall deposit contributions accepted under subsection (a) in the Pentagon Reservation Maintenance Revolving Fund established by section 2674(e) of title 10, United States Code.

TITLE XXIX—DEFENSE BASE CLOSURE AND REALIGNMENT
Subtitle A—Modifications of 1990 Base Closure Law

SEC. 2901. AUTHORITY TO CARRY OUT BASE CLOSURE ROUND IN 2003.

(a) Commission Matters.—

(1) Appointment.—Section 2902(c)(1) of the Defense Base Closure and Realignment Act of 1990
(part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) is amended—

(A) in subparagraph (B)—

(i) by striking “and” at the end of clause (ii);

(ii) by striking the period at the end of clause (iii) and inserting “; and”; and

(iii) by adding at the end the following new clause:

“(iv) by no later than January 24, 2003, in the case of members of the Commission whose terms will expire at the end of the first session of the 108th Congress.”; and

(B) in subparagraph (C), by striking “or for 1995 in clause (iii) of such subparagraph” and inserting “, for 1995 in clause (iii) of that subparagraph, or for 2003 in clause (iv) of that subparagraph”.

(2) MEETINGS.—Section 2902(e) of that Act is amended by striking “and 1995” and inserting “1995, and 2003”.

(3) FUNDING.—Section 2902(k) of that Act is amended by adding at the end the following new paragraph (4):
“(4) If no funds are appropriated to the Commission by the end of the second session of the 107th Congress for the activities of the Commission in 2003, the Secretary may transfer to the Commission for purposes of its activities under this part in that year such funds as the Commission may require to carry out such activities. The Secretary may transfer funds under the preceding sentence from any funds available to the Secretary. Funds so transferred shall remain available to the Commission for such purposes until expended.”.

(4) TERMINATION.—Section 2902(l) of that Act is amended by striking “December 31, 1995” and inserting “December 31, 2003”.

(b) PROCEDURES.—

(1) FORCE-STRUCTURE PLAN.—Section 2903(a) of that Act is amended—

(A) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(B) by inserting after paragraph (1) the following new paragraph (2):

“(2)(A) As part of the budget justification documents submitted to Congress in support of the budget for the Department of Defense for fiscal year 2003, the Secretary shall include a force-structure plan for the Armed Forces based on the assessment of the Secretary in the quadren-
nial defense review under section 118 of title 10, United States Code, in 2001 of the probable threats to the national security during the twenty-year period beginning with fiscal year 2003.

“(B) The Secretary may revise the force-structure plan submitted under subparagraph (A). If the Secretary revises the force-structure plan, the Secretary shall submit the revised force-structure plan to Congress as part of the budget justification documents submitted to Congress in support of the budget for the Department of Defense for fiscal year 2004.”; and

(C) in paragraph (3), as redesignated by subparagraph (A) of this paragraph—

(i) in the matter preceding subparagraph (A), by striking “Such plan” and inserting “Each force-structure plan under this subsection”; and

(ii) in subparagraph (A), by striking “referred to in paragraph (1)” and inserting “on which such force-structure plan is based”.

(2) SELECTION CRITERIA.—Section 2903(b) of that Act is amended—

(A) in paragraph (1), by inserting “and by no later than December 31, 2001, for purposes
of activities of the Commission under this part in 2003,” after “December 31, 1990,”; and

(B) in paragraph (2)(A)—

(i) in the first sentence, by inserting “and by no later than February 15, 2002, for purposes of activities of the Commission under this part in 2003,” after “February 15, 1991,”; and

(ii) in the second sentence, by inserting “, or enacted on or before March 31, 2002, in the case of criteria published and transmitted under the preceding sentence in 2001” after “March 15, 1991”.

(3) DEPARTMENT OF DEFENSE RECOMMENDATIONS.—Section 2903(c)(1) of that Act is amended by striking “and March 1, 1995” and inserting “March 1, 1995, and March 14, 2003”.

(4) COMMISSION REVIEW AND RECOMMENDATIONS.—Section 2903(d) of that Act is amended—

(A) in paragraph (2)(A), by inserting “or by no later than July 7 in the case of recommendations in 2003,” after “pursuant to subsection (e),”;

†§ 1418 ES
(B) in paragraph (4), by inserting “or after July 7 in the case of recommendations in 2003,” after “under this subsection,”; and

(C) in paragraph (5)(B), by inserting “or by no later than May 1 in the case of such recommendations in 2003,” after “such recommendations,”.

(5) REVIEW BY PRESIDENT.—Section 2903(e) of that Act is amended—

(A) in paragraph (1), by inserting “or by no later than July 22 in the case of recommendations in 2003,” after “under subsection (d),”;

(B) in the second sentence of paragraph (3), by inserting “or by no later than August 18 in the case of 2003,” after “the year concerned,”; and

(C) in paragraph (5), by inserting “or by September 3 in the case of recommendations in 2003,” after “under this part,”.

(c) RELATIONSHIP TO OTHER BASE CLOSURE AUTHORITY.—Section 2909(a) of that Act is amended by striking “December 31, 1995,” and inserting “December 31, 2003,”.
SEC. 2902. BASE CLOSURE ACCOUNT 2003.

(a) ESTABLISHMENT.—The Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) is amended by inserting after section 2906 the following new section:


“(a) IN GENERAL.—(1) There is hereby established on the books of the Treasury an account to be known as the ‘Department of Defense Base Closure Account 2003’ (in this section referred to as the ‘Account’). The Account shall be administered by the Secretary as a single account.

“(2) There shall be deposited into the Account—

“(A) funds authorized for and appropriated to the Account;

“(B) any funds that the Secretary may, subject to approval in an appropriation Act, transfer to the Account from funds appropriated to the Department of Defense for any purpose, except that such funds may be transferred only after the date on which the Secretary transmits written notice of, and justification for, such transfer to the congressional defense committees; and

“(C) except as provided in subsection (d), proceeds received from the lease, transfer, or disposal of any property at a military installation that is closed or realigned under this part pursuant to a closure or
realignment the date of approval of which is after September 30, 2003.

“(3) The Account shall be closed at the time and in the manner provided for appropriation accounts under section 1555 of title 31, United States Code. Unobligated funds which remain in the Account upon closure shall be held by the Secretary of the Treasury until transferred by law after the congressional defense committees receive the final report transmitted under subsection (c)(2).

“(b) USE OF FUNDS.—(1) The Secretary may use the funds in the Account only for the purposes described in section 2905 with respect to military installations the date of approval of closure or realignment of which is after September 30, 2003.

“(2) When a decision is made to use funds in the Account to carry out a construction project under section 2905(a) and the cost of the project will exceed the maximum amount authorized by law for a minor military construction project, the Secretary shall notify in writing the congressional defense committees of the nature of, and justification for, the project and the amount of expenditures for such project. Any such construction project may be carried out without regard to section 2802(a) of title 10, United States Code.
“(c) REPORTS.—(1)(A) No later than 60 days after the end of each fiscal year in which the Secretary carries out activities under this part using amounts in the Account, the Secretary shall transmit a report to the congressional defense committees of the amount and nature of the deposits into, and the expenditures from, the Account during such fiscal year and of the amount and nature of other expenditures made pursuant to section 2905(a) during such fiscal year.

“(B) The report for a fiscal year shall include the following:

“(i) The obligations and expenditures from the Account during the fiscal year, identified by sub-account, for each military department and Defense Agency.

“(ii) The fiscal year in which appropriations for such expenditures were made and the fiscal year in which funds were obligated for such expenditures.

“(iii) Each military construction project for which such obligations and expenditures were made, identified by installation and project title.

“(iv) A description and explanation of the extent, if any, to which expenditures for military construction projects for the fiscal year differed from proposals for projects and funding levels that were
included in the justification transmitted to Congress under section 2907(1), or otherwise, for the funding proposals for the Account for such fiscal year, including an explanation of—

“(I) any failure to carry out military construction projects that were so proposed; and

“(II) any expenditures for military construction projects that were not so proposed.

“(2) No later than 60 days after the termination of the authority of the Secretary to carry out a closure or realignment under this part with respect to military installations the date of approval of closure or realignment of which is after September 30, 2003, and no later than 60 days after the closure of the Account under subsection (a)(3), the Secretary shall transmit to the congressional defense committees a report containing an accounting of—

“(A) all the funds deposited into and expended from the Account or otherwise expended under this part with respect to such installations; and

“(B) any amount remaining in the Account.

“(d) Disposal or Transfer of Commissary Stores and Property Purchased With Non-appropriated Funds.—(1) If any real property or facility acquired, constructed, or improved (in whole or in part)
with commissary store funds or nonappropriated funds is transferred or disposed of in connection with the closure or realignment of a military installation under this part the date of approval of closure or realignment of which is after September 30, 2003, a portion of the proceeds of the transfer or other disposal of property on that installation shall be deposited in the reserve account established under section 204(b)(7)(C) of the Defense Authorization Amendments and Base Closure and Realignment Act (10 U.S.C. 2687 note).

“(2) The amount so deposited shall be equal to the depreciated value of the investment made with such funds in the acquisition, construction, or improvement of that particular real property or facility. The depreciated value of the investment shall be computed in accordance with regulations prescribed by the Secretary of Defense.

“(3) The Secretary may use amounts in the account (in such an aggregate amount as is provided in advance in appropriation Acts) for the purpose of acquiring, constructing, and improving—

“(A) commissary stores; and

“(B) real property and facilities for non-appropriated fund instrumentalities.

“(4) In this subsection, the terms ‘commissary store funds’, ‘nonappropriated funds’, and ‘nonappropriated
fund instrumentality’ shall have the meaning given those terms in section 2906(d)(4).

“(e) ACCOUNT EXCLUSIVE SOURCE OF FUNDS FOR ENVIRONMENTAL RESTORATION PROJECTS.—Except as provided in section 2906(e) with respect to funds in the Department of Defense Base Closure Account 1990 under section 2906 and except for funds deposited into the Account under subsection (a), funds appropriated to the Department of Defense may not be used for purposes described in section 2905(a)(1)(C). The prohibition in this subsection shall expire upon the closure of the Account under subsection (a)(3).”.

(b) CONFORMING AMENDMENTS.—Section 2906 of that Act is amended—

(1) in subsection (a)(2)(C), by inserting “the date of approval of closure or realignment of which is before September 30, 2003” after “under this part”;

(2) in subsection (b)(1), by inserting “with respect to military installations the date of approval of closure or realignment of which is before September 30, 2003,” after “section 2905”;

(3) in subsection (c)(2)—

(A) in the matter preceding subparagraph (A), by inserting “with respect to military in-
installations the date of approval of closure or realignment of which is before September 30, 2003,” after “under this part”; and

(B) in subparagraph (A), by inserting “with respect to such installations” after “under this part”;

(4) in subsection (d)(1), by inserting “the date of approval of closure or realignment of which is before September 30, 2003” after “under this part”;

and

(5) in subsection (e), by striking “Except for” and inserting “Except as provided in section 2906A(e) with respect to funds in the Department of Defense Base Closure Account 2001 under section 2906A and except for”.

(e) Clerical Amendment.—The section heading of section 2906 of that Act is amended to read as follows: “SEC. 2906. BASE CLOSURE ACCOUNT 1990.”.

SEC. 2903. ADDITIONAL MODIFICATIONS OF BASE CLOSURE AUTHORITIES.

(a) Increase in Members of Commission.—Section 2902(e)(1)(A) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2867 note) is amended by striking “eight members” and inserting “nine members”.

† S 1418 ES
(b) SELECTION CRITERIA.—Section 2903(b) of that Act is amended by adding at the end the following new paragraphs:

“(3) The selection criteria shall ensure that military value is the primary consideration in the making of recommendations for the closure or realignment of military installations under this part.

“(4) Any selection criteria proposed by the Secretary relating to the cost savings or return on investment from the proposed closure or realignment of a military installation shall take into account the effect of the proposed closure or realignment on the costs of any other Federal agency that may be required to assume responsibility for activities at the military installation.”.

(c) DEPARTMENT OF DEFENSE RECOMMENDATIONS TO COMMISSION.—Section 2903(c) of that Act is amended—

(1) by redesignating paragraphs (1), (2), (3), (4), (5), and (6) as paragraphs (2), (3), (4), (6), (7), and (8), respectively;

(2) by inserting before paragraph (2), as so redesignated, by the following new paragraph (1):

“(1) The Secretary shall carry out a comprehensive review of the military installations of the Department of Defense inside the United States based on the force-struc-
ture plan submitted under subsection (a)(2), and the final
criteria transmitted under subsection (b)(2), in 2002. The
review shall cover every type of facility or other infrastruc-
ture operated by the Department of Defense.”;

(3) in paragraph (4), as so redesignated—

(A) by redesignating subparagraphs (B)
and (C) as subparagraphs (C) and (D), respec-
tively;

(B) by inserting after subparagraph (A)
the following new subparagraph (B):

“(B) In considering military installations for closure
or realignment under this part in any year after 2001,
the Secretary shall consider the anticipated continuing
need for and availability of military installations world-
wide. In evaluating the need for military installations in-
side the United States, the Secretary shall take into ac-
count current restrictions on the use of military installa-
tions outside the United States and the potential for fu-
ture prohibitions or restrictions on the use of such military
installations.”; and

(C) in subparagraph (D), as so redesign-
nated, by striking “subparagraph (B)” and in-
serting “subparagraph (C)”;

(4) by inserting after paragraph (4), as so re-
designated, the following new paragraph (5):
“(5)(A) In making recommendations to the Commiss-
ion under this subsection in any year after 2001, the Sec-
retary shall consider any notice received from a local gov-
ernment in the vicinity of a military installation that the
government would approve of the closure or realignment
of the installation.

“(B) Notwithstanding the requirement in subpara-
graph (A), the Secretary shall make the recommendations
referred to in that subparagraph based on the force-struc-
ture plan and final criteria otherwise applicable to such
recommendations under this section.

“(C) The recommendations made by the Secretary
under this subsection in any year after 2001 shall include
a statement of the result of the consideration of any notice
described in subparagraph (A) that is received with re-
spect to an installation covered by such recommendations.
The statement shall set forth the reasons for the result.”;

and

(5) in paragraph (8), as so redesignated—

(A) in the first sentence, by striking

“paragraph (5)(B)” and inserting “paragraph

(7)(B)”; and

(B) in the second sentence, by striking “24

hours” and inserting “48 hours”.

† S 1418 ES
(d) COMMISSION CHANGES IN RECOMMENDATIONS OF SECRETARY.—Section 2903(d)(2) of that Act is amended—

(1) in subparagraph (B), by striking “if” and inserting “only if”;

(2) in subparagraph (C)—

(A) in clause (iii), by striking “and” at the end;

(B) in clause (iv), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new clause:

“(v) invites the Secretary to testify at a public hearing, or a closed hearing if classified information is involved, on the proposed change.”;

(3) by redesignating subparagraph (E) as subparagraph (F); and

(4) by inserting after subparagraph (D) the following new subparagraph (E):

“(E) In the case of a change not described in subparagraph (D) in the recommendations made by the Secretary, the Commission may make the change only if the Commission—

“(i) makes the determination required by subparagraph (B);
“(ii) determines that the change is consistent with the force-structure plan and final criteria referred to in subsection (c)(1); and

“(iii) invites the Secretary to testify at a public hearing, or a closed hearing if classified information is involved, on the proposed change.”.

(e) Privatization in Place.—Section 2904(a) of that Act is amended—

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

(2) by inserting after paragraph (2) the following new paragraph (3):

“(3) carry out the privatization in place of a military installation recommended for closure or realignment by the Commission in each such report after 2001 only if privatization in place is a method of closure or realignment of the installation specified in the recommendation of the Commission in such report and is determined by the Commission to be the most-cost effective method of implementation of the recommendation;”.

(f) Implementation.—

(1) Payment for certain services for property leased back by the United
STATES.—Section 2905(b)(4)(E) of that Act is amended—

(1) in clause (iii), by striking “A lease” and inserting “Except as provided in clause (v), a lease”;

and

(2) by adding at the end the following new clause (v):

“(v)(I) Notwithstanding clause (iii), a lease under clause (i) may require the United States to pay the redevelopment authority concerned, or the assignee of the redevelopment authority, for facility services and common area maintenance provided for the leased property by the redevelopment authority or assignee, as the case may be.

“(II) The rate charged the United States for services and maintenance provided by a redevelopment authority or assignee under subclause (I) may not exceed the rate charged non-Federal tenants leasing property at the installation for such services and maintenance.

“(III) For purposes of this clause, facility services and common area maintenance shall not include municipal services that the State or local government concerned is required by law to provide without direct charge to landowners, or firefighting or security-guard functions.”.
(2) Transfers in connection with payment of environmental remediation.—Section 2905(e) of that Act is amended—

(A) in paragraph (1)(B), by adding at the end the following new sentence: “The real property and facilities referred to in subparagraph (A) are also the real property and facilities located at an installation approved for closure or realignment under this part after 2001 that are available for purposes other than to assist the homeless.”;

(B) in paragraph (2)(A), by striking “to be paid by the recipient of the property or facilities” and inserting “otherwise to be paid by the Secretary with respect to the property or facilities”;

(C) by striking paragraph (6);

(D) by redesignating paragraphs (3), (4), and (5) as paragraphs (4), (5), (6), respectively; and

(E) by inserting after paragraph (2) the following new paragraph (3):

“(3) In the case of property or facilities covered by a certification under paragraph (2)(A), the Secretary may
pay the recipient of such property or facilities an amount equal to the lesser of—

“(A) the amount by which the costs incurred by the recipient of such property or facilities for all environmental restoration, waste, management, and environmental compliance activities with respect to such property or facilities exceed the fair market value of such property or facilities as specified in such certification; or

“(B) the amount by which the costs (as determined by the Secretary) that would otherwise have been incurred by the Secretary for such restoration, management, and activities with respect to such property or facilities exceed the fair market value of such property or facilities as so specified.”.

(3) SCOPE OF INDEMNIFICATION OF TRANSFEREES IN CONNECTION WITH PAYMENT OF ENVIRONMENTAL REMEDIATION.—Paragraph (6) of section 2905(e) of that Act, as redesignated by paragraph (1) of this subsection, is further amended by inserting before the period the following: “, except in the case of releases or threatened releases not disclosed pursuant to paragraph (4)”.

†§ 1418 ES
SEC. 2904. TECHNICAL AND CLARIFYING AMENDMENTS.

(a) Commencement of Period for Notice of Interest in Property for Homeless.—Section 2905(b)(7)(D)(ii)(I) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2867 note) is amended by striking “that date” and inserting “the date of publication of such determination in a newspaper of general circulation in the communities in the vicinity of the installation under subparagraph (B)(i)(IV)”.

(b) Other Clarifying Amendments.—(1) That Act is further amended by inserting “or realignment” after “closure” each place it appears in the following provisions:

(A) Section 2905(b)(3).
(B) Section 2905(b)(5).
(C) Section 2905(b)(7)(B)(iv).
(D) Section 2905(b)(7)(N).
(E) Section 2910(10)(B).

(2) That Act is further amended by inserting “or realigned” after “closed” each place it appears in the following provisions:

(A) Section 2905(b)(3)(C)(ii).
(B) Section 2905(b)(3)(D).
(C) Section 2905(b)(3)(E).
(D) Section 2905(b)(4)(A).
(E) Section 2905(b)(5)(A).

(F) Section 2910(9).

(G) Section 2910(10).

(3) Section 2905(e)(1)(B) of that Act is amended by inserting ‘‘, or realigned or to be realigned,’’ after ‘‘closed or to be closed’’.

Subtitle B—Modification of 1988 Base Closure Law

SEC. 2911. PAYMENT FOR CERTAIN SERVICES PROVIDED BY REDEVELOPMENT AUTHORITIES FOR PROPERTY LEASED BACK BY THE UNITED STATES.

Section 204(b)(4) of the Defense Authorization Amendments and Base Closure and Realignment Act of (Public Law 100–526; 10 U.S.C. 2687 note) is amended by adding at the end the following new subparagraph (J):

‘‘(J)(i) The Secretary may transfer real property at an installation approved for closure or realignment under this title (including property at an installation approved for realignment which will be retained by the Department of Defense or another Federal agency after realignment) to the redevelopment authority for the installation if the redevelopment authority agrees to lease, directly upon transfer, one or more portions of the property transferred under this subparagraph to the Secretary or to the head of another department or agency of the Federal Govern-
ment. Subparagraph (B) shall apply to a transfer under this subparagraph.

“(ii) A lease under clause (i) shall be for a term of not to exceed 50 years, but may provide for options for renewal or extension of the term by the department or agency concerned.

“(iii) Except as provided in clause (v), a lease under clause (i) may not require rental payments by the United States.

“(iv) A lease under clause (i) shall include a provision specifying that if the department or agency concerned ceases requiring the use of the leased property before the expiration of the term of the lease, the remainder of the lease term may be satisfied by the same or another department or agency of the Federal Government using the property for a use similar to the use under the lease. Exercise of the authority provided by this clause shall be made in consultation with the redevelopment authority concerned.

“(v)(I) Notwithstanding clause (iii), a lease under clause (i) may require the United States to pay the redevelopment authority concerned, or the assignee of the redevelopment authority, for facility services and common area maintenance provided for the leased property by the redevelopment authority or assignee, as the case may be.
“(II) The rate charged the United States for services and maintenance provided by a redevelopment authority or assignee under subclause (I) may not exceed the rate charged non-Federal tenants leasing property at the installation for such services and maintenance.

“(III) For purposes of this clause, facility services and common area maintenance shall not include municipal services that the State or local government concerned is required by law to provide without direct charge to landowners, or firefighting or security-guard functions.”.

Passed the Senate October 2, 2001.

Attest:

Secretary.
AN ACT

To authorize appropriations for fiscal year 2002 for military construction, and for other purposes.